

Ordinance No. _____

ORDINANCE:

To Levy Assessments - Driveway
Aprons various locations
Proj. No. 7F11

WHEREAS, the City Manager has advised the Mayor and Council of the completion of the construction of driveway aprons in various locations in Rockville, Montgomery County, Maryland theretofore authorized by the owners of the affected properties; and

WHEREAS, said property owners executed Request and Waiver forms which provide that the cost of construction shall be assessed against the properties abutting the improvements without further public hearing;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND

1. That the work described herein, having been authorized by Request and Waivers on the dates noted, is hereby accepted and approved, said work having been completed according to the description and statement of cost listed below:

Description: Installation of concrete driveway aprons.

Statement of Cost:

<u>Project No.</u>	<u>Location</u>	<u>Assessment</u>	<u>Assessment With Interest</u>
7F11	Various	\$10,749.89	\$12,049.49

2. Pursuant to the provisions of Article XI of the Charter of the City of Rockville, Maryland, the expense of the work described in paragraph 1 above is hereby levied as special assessments against the benefited properties in the amounts shown on the list below. The work described above is hereby found and declared to be of special benefit to the properties shown on said list in the amounts assessed on said list. The amounts assessed on the list shown in paragraph 6 below labeled "Assessment" are due and payable, in full,

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by the property owners on or before, January 30, 2009.

3. Payment of the amounts assessed may be made in five (5) equal installments at the rate of interest of 3.9289% per annum as follows:

a. 1/5th thereof immediately upon the adoption of this ordinance. If such payment is not paid on or before January 30, 2009 there shall be charged additional interest and penalty charges as provided in Chapter 22, Section 22-5 of the "Rockville City Code."

b. 1/5th thereof on the first day of July 2009 and 1/5th thereof on the first day of July of each year thereafter until finally paid. Any such installment thereon that is not paid on or before the thirtieth day of September following its due date shall be subject to additional interest and penalty charges as provided in Chapter 22, Section 22-5 of the "Rockville City Code."

c. The total amount paid by any property owner electing to defer payment as set forth above is shown in the "Assessment With Interest" column in paragraph 6 hereof.

4. All assessments levied hereunder shall be collected in the same manner as are City taxes in Rockville, Montgomery County, Maryland.

5. In the event that any one or more of the assessments levied by this ordinance are found by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of the assessments herein; and the Mayor and Council hereby declares that it would have levied the remainder of such assessments, regardless of the invalidity of such assessment.

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6.

SPECIAL ASSESSMENTS
Project No. 7F11

<u>Lot Block</u>	<u>Subdivision</u>	<u>Location</u>	<u>Waiver Date</u>	<u>Assessment</u>	<u>Assessment With Interest</u>
11-4	Warrens Add	212 Crawford Dr	08/07/08	509.54	571.14
5-D	2 nd Add Roxboro	803 Roxboro Rd	08/21/08	750.20	840.88
6-12	Warrens Add	1102 Broadwood Dr	09/06/08	560.86	628.67
13-Y	Twinbrook Sec8	12805 Ardennes Ave	01/15/08	888.49	995.90
2-N	Geeraerts Add to	615 Twinbrook Pky	05/23/08	1,864.66	2,090.09
2-L	Geeraerts Warrens	503 Castleford St	05/23/08	567.16	635.72
8-W	Geeraerts Twinbrook	501 McIntyre Rd	05/23/08	649.74	728.29
18-V	Twinbrook Sec7	5716 Wainwright Ave	06/03/08	743.12	832.97
4-F	Geeraerts Add Twinbrook	302 Gruenther Ave	05/23/08	752.68	843.67
2-P	Sec 4 Rockland	1103 Brooke Dr	06/19/08	1,047.64	1,174.29
3-P	Sec 4 Rockland	1105 Brooke Dr	06/19/08	1,030.48	1,155.06
18-EYE	Rockland Sec 3	1907 Valley Stream Dr	06/25/08	667.88	748.63
12-E	Rockland Sec 1	1204 Brooke Dr	06/06/08	717.44	804.18
Total				\$10,749.89	\$12,049.49

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I hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the Mayor and Council of Rockville at its meeting of November 3, 2008.

Claire F. Funkhouser, City Clerk