

CHAPTER 23 – STREETS, SIDEWALKS AND PUBLIC IMPROVEMENTS

Sec. 23-28. Scallops; Adoption and Imposition of Assessments.

(a) The City Council shall hold a public hearing on all objections to the assessments.

(b) At the public hearing or at any time thereafter to which the hearing may be continued, the City Council shall hear and rule upon all objections. The decision of Council shall be final and conclusive as to all errors, informalities and irregularities which the council might have remedied or avoided at any time during the progress of the proceedings. If the council determines that the objections should be granted, the Engineering Director shall reissue the notice of assessment. If the Council determines that the objections shall be overruled, the Council shall adopt an order and resolution overruling all objections and confirming the assessments established by the Engineering Director.

(c) The order and resolution confirming the assessments and describing the property against which the assessments are imposed shall be recorded in the office of the Maricopa County recorder, together with a specific written notice of the assessment containing:

- (1) The amount of the assessment.
- (2) The legal description of and the tax parcel number of the subject property.
- (3) The name of the property owner.
- (4) The conditions which require payment of the assessment.

(d) Upon recording of the order and resolution and notice of assessment, the amount so assessed shall be lien upon the property assessed for ten (10) years thereafter or until such assessments are paid and such recording shall be notice to all persons interested in the contents of the record.

(e) Assessments levied against property containing multiple leaseholds may be subdivided by the City Engineer to apply against each leasehold based on the amount of the leasehold interest compared to the total interest.

(Ord. No. 90-57, 11/13/90)

(Ord. No. 97-38, 7/15/97, Repealed and reenacted)

(Ord. No. 02-41, 6/7/02, amended) SUPP 2002-2