

ORDINANCE NO. _____

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF OLATHE, KANSAS, AS PREVIOUSLY AUTHORIZED BY RESOLUTION NO. 22-1073 (HEDGE LANE, 171ST STREET TO 167TH STREET) OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

WHEREAS, pursuant to Resolution No. 22-1073, the governing body of the City of Olathe, Kansas (the “City”) has previously authorized certain internal improvements (the “Improvements,” as more fully described below) to be constructed pursuant to K.S.A. 12-6a01 *et seq.* (the “Act”); and

WHEREAS, the governing body has received a waiver (the “Waiver”) of public hearing and right to protest the levy of special assessment from the owners of 100% of the property liable for assessment for the cost of the Improvements; and

WHEREAS, the governing body desires to levy assessments on certain property benefited by the construction of the Improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:

Section 1. Levy of Assessments. For the purpose of paying the costs of the following described improvements:

Hedge Lane, 171st Street to 167th Street: Construction of a 40-foot wide, 3-lane arterial roadway known as Hedge Lane from 171st Street to 167th Street, terminating near the intersection of 167th and Erickson Street. The improvements shall include clearing and grading, 10” asphaltic pavement, curb and gutter, concrete sidewalk, curb inlets, storm sewer, a reinforced concrete box where the proposed roadway crosses the 100-year floodplain near the existing intersection of 167th and Hedge Lane, streetlights, and related work necessary to complete the project.

(collectively, the “Improvements”), there are hereby apportioned, levied and assessed the amounts (with such clerical or administrative amendments thereto as may be approved by the City Attorney) against the property described on *Exhibit A* attached hereto.

Pursuant to K.S.A. 12-6110 *et seq.*, the governing body hereby authorizes and provides for a delay in the commence of payment of special assessments (as shown in **Exhibit A**) until the earlier of ten (10) years from this date or such time the property (or a portion thereof) is platted or developed (the “Deferral Period”). Assessments shall be due and payable in ten (10) annual installments beginning at the expiration of the Deferral Period relating to the property (or a portion thereof).

Section 2. Payment of Assessments. The amounts so levied and assessed in *Section 1* hereof shall be due and payable from and after the date of publication of this Ordinance.

Section 3. Notification. The City Clerk shall notify the owners of the properties described in *Exhibit A* attached hereto insofar as known to the City Clerk, of the amounts of their respective

assessments; and, the notice shall further state that bonds will be issued therefor, and the amount of such assessment will be collected in installments with interest.

Section 4. Certification. The amount of special assessments shall be certified by the City Clerk to the Clerk of Johnson County, Kansas, in the same manner and at the same time as other taxes are certified and will be collected in annual installments over ten (10) years, subject to the Deferral Period, together with interest on such amounts at a rate not exceeding the maximum rate therefor as prescribed by the Act. Interest on the assessed amount remaining unpaid between the effective date of this Ordinance and the date the first installment is payable, but not less than the amount of interest due during the coming year on any outstanding bonds issued to finance the Improvements, shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

Section 5. Effective Date. This Ordinance shall take effect and be in force from and after its passage, approval and publication of the Ordinance or a summary thereof once in the official City newspaper.

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PASSED by the governing body of the City on April 7, 2026 and **APPROVED AND SIGNED** by the Mayor.

(SEAL)

John Bacon, Mayor

ATTEST:

Brenda Swearingian, City Clerk

EXHIBIT A

**CITY OF OLATHE
HEDGE LANE, 171ST TO 167TH STREET SPECIAL BENEFIT DISTRICT
RESOLUTION NO. 22-1073**

Johnson County Tax Parcel ID	Abbreviated Legal Description	Land Area (sq ft)	Maximum Assessment*
DF231422-1001	22-14-23 NW1/4 EX .25 AC IN HWY EX 43.239 AC EX 1.16 AC IN ST EX .833 AC IN ST EX 10.035 AC EX 6.112 AC EX 1.3 AC IN RD & EX 3.837 AC 93.234 ACS M/L	4,272,741	\$735,892.13

*Excludes costs of issuance and financing/interest costs.

(Published in *The Legal Record* on April 14, 2026)

SUMMARY OF ORDINANCE NO. 26-__

On April 7, 2026, the governing body of the City of Olathe, Kansas, passed an ordinance entitled:

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF OLATHE, KANSAS, AS PREVIOUSLY AUTHORIZED BY RESOLUTION NO. 22-1073 (HEDGE LANE, 171ST STREET TO 167TH STREET) OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

The Ordinance levies special assessments on certain property located in the vicinity of Hedge Lane at 171st to 167th Street, which have been benefitted from certain internal improvements constructed pursuant to K.S.A. 12-6a01 *et seq.* A schedule of the benefitted property and amounts of the special assessments are attached to the Ordinance. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, 100 E Santa Fe St., Olathe, Kansas. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at <http://www.olatheks.org/government/city-clerk/public-notices>.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: April 7, 2026

Ron Shaver, City Attorney