

80-2012. Lateral sewer districts; petition or resolution; election; tax levies and special assessments; bonds. Lateral sewer districts may be formed in the same manner as is herein provided for the formation of sewage districts, or by petition signed by the owners of more than one-half of the real estate in the proposed district, which petition shall be filed with the governing body of the sewage district. The petition or resolution shall describe the property to be included in the lateral sewer district in the same manner as is provided in K.S.A. 80-2003, and any amendments thereto.

The boundaries of such lateral sewer districts shall be within the boundaries of the sewage district. No lateral sewer district shall be formed until the construction of main sewers has been approved at an election as provided in K.S.A. 80-2005, and any amendments thereto; but no election shall be required for the making of improvements in lateral sewer districts within such main sewage district; and upon the formation of such lateral sewer districts, the governing body of the sewage district shall have power to construct lateral sewers therein, and shall levy taxes and special assessments against the property in such lateral sewer districts, and may issue bonds for the payment of the cost thereof, all in the same manner as above provided for the construction of main sewers by the sewage district, except that the taxes and special assessments for such lateral sewers shall be levied only against the property within such lateral sewer district, but any bonds therefor shall be issued by the sewage district, payable out of special assessments against property in such lateral sewer district, secured by the credit of the sewage district, and shall be a lien upon all property within the sewage district. Any and all bonds issued by the sewage district, payable by special assessments, shall be general obligation bonds of the entire sewage district, and whenever such special assessments are insufficient to pay the principal and interest of such bonds, the governing body shall be required to levy such tax against all property in the sewage district as may be necessary to pay the principal and interest of all bonds, attributable to such sewage district or lateral sewer district therein, as they come due, except only revenue bonds issued as hereinafter provided.

Whenever such taxes are levied and collected and applied to the payment of the principal or interest of such bonds, in an amount sufficient to pay the principal and interest which may thereafter fall due on the said bonds, attributable to said sewage district or lateral sewer district therein, no further special assessments shall be levied or collected from the property within such sewage district or lateral sewer district therein for such bonds.

History: L. 1941, ch. 399, § 12; L. 1953, ch. 471, § 1; June 30.