

1-21-1919

ORDINANCE No. 246

Introduced by Mr. Peterson

*sidewalk and Curb*

An Ordinance relating to, and creating Local Improvement District Number one, in the City of Payette, Canyon County, Idaho, and describing the same; providing what improvements shall be made therein and the cost thereof and to what property such cost shall be assessed; ~~the expenses and cost thereof~~ and providing that the expenses and cost thereof shall become a lien upon the property in said improvement district liable therefor and shall be collected in the same manner as other City taxes.

Be it ordained by the Mayor and Council of the City of Payette, Idaho Section 1. That a local Improvement District to be named and hereafter known as "*sidewalk* Local Improvement District Number One," of the City of Payette, Idaho, is hereby created to include all of the property fronting or abutting on, contiguous or tributary to (and included in the Local Improvement *District* hereby created and as hereafter provided,)

On the north side of Third Avenue South, from the east curb line of Sixth Street to the east line of ninth street.

On Second Avenue South, ~~from~~ on the north and south sides of said Ave. from the east curb line of Sixth Street to the west curb line of 12th Street

~~ON THE SOUTH SIDE OF FIRST AVENUE SOUTH, FROM THE EAST CURB LINE OF SIXTH STREET TO THE EAST LINE OF EIGHTH STREET; ALSO, FROM THE ALLEY BETWEEN 8TH AND 9TH STREETS, TO THE WEST LINE OF THE RIGHT-OF-WAY OF THE LOWER PAYETTE DITCH COMPANY.~~

On the South side of First Avenue South, from the east curb line, of Sixth Street, to the east line of Eighth Street; also, from the Alley between 8th, and 9th, Streets, to the west line of the right-of-way of the Lower Payette Ditch Company.

On the North side of First Avenue South, from the east curb line of Sixth Street, to the east line of 10th Street; also; from the east curb line of 11th, Street, to the west line of the right of way of the Lower Payette, Ditch Company.

On the South side of Center Avenue, from the east curb line of Sixth Street, to the North-east corner of ~~Welchers~~ Addition.

On the North side of Center Avenue, from the east curb line of Sixth Street, to the west line of 14th, street.

2.

On the South side of First Avenue North, from the Alley between 7th, and 8th, Streets, to the ~~west curb line of 11th, street.~~ *East side line of Lot 17 Block 5. of Jacobsens Add'n*

On the North side of First Avenue North, from the east curb line of 7th, street, to the Alley between 7th, and 8th streets; also; from the east curb line of 8th, street, to ~~point opposite the west curb line of~~ **11th, street.**

On the South side of 2nd, Avenue North, from the east line of 6th, street, to the north-east corner of lot 15, block 17, Garrie's Addition, also; from the North-west corner of lot 10, block 17, Garrie's Addition, to the west line of 11th, street.

On 2nd, Avenue North, on the north side, from the east line of 6th, street, to the west line of 11th, street.

On the south side of 3d, Avenue North, from the west line of River street to the west line of 11th, street.

On the north side of 3d, Avenue North, from the west line of River street, to the east line of 9th, street.

On the south side of 4th, Avenue North, from the east line of River street to the west line of 4th, street.

On the south side of 5th, Avenue North, from the east ~~side~~ line of 4th, street, to the west line of ~~xxxxxxxxxxx~~ *6th st* ~~xxxxxxxxxxx~~ *6th st*

On the north side of 5th, Avenue North, from the east curb line of 4th, street, to the west line of ~~xxxxxxxxxxx~~ *6th st* ~~xxxxxxxxxxx~~ *6th st*

On the south side of 6th, Avenue North, from the east line of 5th, street, to the west line of ~~xxxx~~ *6th* ~~xxxx~~ *6th* street.

On the north side of 6th, Avenue North, from the east line of 5th street to the west line of ~~xxxx~~ *6th* ~~xxxx~~ *6th* street.

On the south side of 7th, Avenue North, from the east line of 5th, street, to the ~~xxxx~~ *east* ~~xxxx~~ line of 9th, street.

On the north side of 7th, Avenue North, from the east curb line of 5th, street, to the right of way of the Oregon Short Line Railway Company

On the west side of River street, from the south line of 3d, Avenue North, to the north line of 4th, Avenue North.

On the east side of River street, from the north line of 3d, Avenue North, to the south curb line of 4th, Avenue North.

3.

On the west side of 4th, street, from the north curb line, of 3d, Avenue North, to the south curb line of 4th, Avenue North.

On the east side of 4th, street, from the north curb line of 3d, Avenue north, to the north line of 5th, Avenue North.

On the west side of 5th, street, from the north curb line, of 3d, Avenue North, to the south curb line of 7th, Avenue North.

On the east side of 5th, street, ~~XXXXXX~~ from the north curb line, of 3d, Avenue North, to the south curb line of 7th, Avenue North.

On the west side of 6th, street, from the north side of 2nd, Avenue North, to the south curb line of 7th, Avenue North.

On the east side of 6th, street, from the south line of 2nd, Avenue North, to the south curb line of 7th, Avenue North; also; from the north line of center Avenue, to the north curb line of 3d Avenue South.

On the west side of 7th, street, from the north curb line of 3d, Avenue south, to the right-of-way of the Oregon Short Line Railway Company; also; from the south line of 3d, Avenue North, to the north-east corner of block 103, Riverside Plat.

On the east side of 7th, street, from the north curb line of 3d, Avenue south, to the north line of 1st, Avenue North; also; from the north curb line of 3d, Avenue North, to the north-west corner of Block 107, Riverside Platt.

On the west side of 8th, street, from the north curb line of 3d, Avenue south, to the south curb line of 3d, Avenue North; also; ~~from the west side of Railroad Lane, to the south curb line of 7th, Avenue North.~~

On the east side of 8th, street, from the south-west corner of lot 4, block 7, Masters Townsite, to the south curb line of 3d, Avenue North; also; ~~from the north curb line of 8th, Avenue North, to the north line of 7th, Avenue North.~~

On the west side of 9th, street, from the north curb line, of 3d, Avenue south, to the right-of-way of the Oregon Short Line Railway Company

On the east side of 9th, street, from the north curb line of 3d, Avenue south, to the north line of 7th, Avenue north.

On the west side of 10th, street, from the north curb line of 3d, Avenue south, to the south curb line of 3d, Avenue north.

4.

1 On the east side of 10th, street, from the north curb line of 3d, Avenue south, to the south curb line of 3d, Avenue ~~South~~ <sup>North</sup>.

2 On the west side of 11th, street, from the south side of 2nd, Avenue south, to the south curb line of ~~3d, 1~~ <sup>Center</sup> Avenue ~~South~~.

3 On the east side of 11th, street, from the south line of 2nd, Avenue south, to the north line of ~~1st, 1~~ <sup>Center</sup> Avenue north.

4 On the west side of 12th, street, from the south line of 2nd, Avenue south, to the south curb line of ~~1st, 1~~ <sup>Center</sup> Avenue north.

5 On the east side of 12th, street, from the south line of 1st, Avenue south, to the north line of Center Avenue.

6 On the west side of 13th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

7 On the east side of 13th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

8 On the west side of 14th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

9 On the ~~west~~ <sup>East</sup> side of 14th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

10 On the west side of 15th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

11 On the east side of 15th, street, from the south line of 1st Avenue south, to the south curb line of Center Avenue.

12 On the west side of 16th, street, from the south line of 1st, Avenue south, to the north curb line of ~~Center Avenue.~~ <sup>Center Avenue.</sup>

13 On the east side of 16th, street, from the south line of 1st, Avenue south, to the south curb line of Center Avenue.

Cut out

### Sidewalk and Curb

Section 2. Said Local Improvement District Number 1., is created for the purpose of grading said streets and bringing each of them to grade from ~~the~~ <sup>curb</sup> line to ~~the~~ line, and to build cement sidewalks and cement curbing in said streets along the fronting, abutting, contiguous and tributary property to said streets, said grading, curbing and sidewalking, shall be in accordance with the grades established by the City Engineer of the City of Payette, and in accordance with the ordinances of said City, relating thereto; said walks to be five feet wide in the residence district, and

5.

       feet wide in the business District, as provided by the ordinances of said City; a more detailed description of said grading, sidewalking and curbing is shown in the plans and specifications relating thereto on file in the office of the City Engineer, of the City of Payette, which said plans and specifications are hereby referred to and by reference made a part hereof for the purpose of showing the general character of said grading, sidewalking and curbing and giving a detailed description thereof.

The cost and expenses of said grading, sidewalking and curbing, are hereby taxed and assessed against the property on each side of said streets included in said Local <sup>Sidewalk & Curb</sup> Improvement District Number 1., liable for such assessment, in a sum not to exceed ten cents <sup>per square</sup> ~~per property~~ foot, where the sidewalks are five feet in width, for each square foot of such sidewalk; For curbing, including the proportionate share for grading, a sum not exceeding thirty-five cents per ~~property~~ lineal foot which cost and expenses shall be levied and assessed in proportion to the number of feet of such lands or lots fronting on said streets, and abutting, contiguous or tributary thereto, and included in said Local <sup>Sidewalk & Curb</sup> Improvement District Number 1., provided; that the said sum of ten cents per square foot for the sidewalk, and the thirty-five cents per lineal foot for curbing, shall be so apportioned as to cover the expenses for grading, where grading is necessary, ~~for the building of sidewalks,~~ so that the entire expenses for grading, sidewalks and curbing shall not exceed the above named sums of ten cents for square foot of sidewalks, and thirty-five cents per lineal foot for curbing, including the cost of grading for which there is no express or separate appropriation made other than as heretofore set forth. An assessment shall be made and exhibited on an assessment roll, to be hereafter made and filed in the office of the City Clerk, of said City of Payette, as provided by law and the provisions of this ordinance.

Section 3. That the cost and expenses of said grading, sidewalking and curbing, and all cross walks and crossings in said Local <sup>Sidewalk & Curb</sup> Improvement District Number 1., made in the spaces formed by the junction of two or more streets, or where one main street terminates in, or crosses another main street, or in the spaces in said streets opposite alleys, shall be paid by the City of Payette, Idaho.

6.

Section 4. That an assessment roll shall be made out after the passage of this ordinance, by the ~~Committee~~ of Streets of the Council of the City of Payette, together with the City Engineer, showing the special assessment so levied for said grading, sidewalking and curbing in said <sup>Sidewalk & Curb</sup> Local Improvement District Number 1., upon each and every lot or piece of land abutting upon, or fronting on contiguous or tributary to said streets within said <sup>Sidewalk & Curb</sup> Local Improvement District Number 1., and liable for said assessment, which said assessment Roll shall be certified by said Committee on streets and by said City Engineer, and filed by the City Clerk of said City. The Clerk of said City of Payette, shall upon the filing of the said Assessment Roll, give notice by three successive publications in the official newspaper of said City that said Assessment Roll is on file in his ~~office~~ office, giving the date of filing the same, and fixing the time when the Council will hear and consider objections to said Assessment Roll by the parties aggrieved by said assessment. The time for filing said objections shall be fixed at ten days from the date of the last publication of said notice by the Clerk. The owner or owners of any property which is assessed in such Assessment Roll, whether named in such Assessment Roll or not, may, within the time fixed by said notice, file his objections in writing to such assessment with the City Clerk. Said Assessment Roll, after the same shall have been finally made up and settled by the City Council, after the time for filing such objections has expired, the Council shall pass an order approving and confirming such Assessment Roll as corrected or finally determined by them, and such Assessment Roll shall thereupon be certified by the City Clerk of said City of Payette, to the ~~County Assessor~~ <sup>city</sup> ~~and~~ tax collector of ~~Washington~~ <sup>Payette</sup> Canyon County, or other proper official performing the duties that now devolve upon the County Assessor and Tax Collector, and said assessment and levy shall be collected by him, subject to the same penalties and in the same manner as other City Taxes.

Section 5. This ordinance shall take effect and be in force from and after its passage, approval and publication.

Passed and Approved this 28<sup>th</sup> day of ~~October~~ <sup>November</sup>, 1913.

C. B. Crompton

Mayer.

Attest:

Martin Luther

City Clerk.