

June 20, 1944.

The Council met in regular session with Mayor Fourtner presiding. The roll call showed the following Councilmen present, Chandler, Roscoe, McGibbon, Jones, Hansen and Clausen. The minutes of the following meeting were read and approved.

A motion was made by Roscoe and seconded by McGibbon that the bill of Ray McKeever for labor, \$20 on the water and \$72 on the street funds, which were approved by the finance committee be allowed. Motion carried.

Ordinance No. 549 was read to the Council. A motion was made the Chandler and seconded by McGibbon that Ordinance No. 549 be adopted and published. The roll call showed Chandler yes, Roscoe yes, McGibbon No, Jones yes, Hansen yes, and Clausen yes. Motion carried.

ORDINANCE NO: 549

An Ordinance relating to the construction and reconstruction of sidewalks in the City of Edmonds and providing for the payment therefor by the owners of abutting property.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDMONDS:

Section 1: Definitions. The term "Street", as used in this Ordinance, shall include boulevard, avenue, street, alley, way, lane, square or place. The term "Sidewalk" shall include any and all structures or forms of street improvement included in the space between the street margin and the roadway.

Section 2: Whenever a portion not longer than one block in length of any street in the City of Edmonds shall not be improved by the construction of a sidewalk thereon, or the sidewalk thereon shall have become unfit or unsafe for purposes of public travel, and such street, adjacent to both ends of said portion, shall be so improved and in good repair and the City Council of the City of Edmonds shall be resolution find that the improvement of such portion of such Street by the construction or reconstruction of a sidewalk thereon is necessary for the public safety and convenience the dity, burden and expense of constructing or reconstructing such sidewalk shall devolve upon the property directly abutting upon such portion; provided, that such abutting property shall not be charged with any costs of construction or reconstruction under this Ordinance in excess of Fifty per cent of the valuation of such abutting property, exclusive of improvements thereon, according to the valuation last placed upon it for purposes of general taxation.

Section 3: Whenever the City Council of the City of Edmonds shall have adopted such Resolution it shall cause a notice to be served on the owner of the property directly sbutting on such portion of such street, instruct-said owner to construct or reconstruct a sidewalk, on such portion, in

accordance with the plans and specifications which shall be attached to such notice. Such notice shall be deemed sufficiently served if delivered in person to the owner or if left at the home of such owner with a person of suitable age and discretion then resident therein, or with an agent of such owner, authorized to collect rentals on such property, or, if such owner is a non-resident of the State of Washington, by mailing a copy to his last known address, or if such owner be unknown, or if his address be unknown, then by posting a copy in a conspicuous place at such portion of said street where such improvement is to be made. Such notice shall specify a reasonable time within which such construction or reconstruction shall be made and shall state that in case such owner shall fail to make the same within such time, the City of Edmonds will proceed to make the same through its Street Superintendent, and that said Street Superintendent will report to the City Council, at a subsequent date, to be definitely stated in said Notice an Assessment Roll showing the lot or parcel of land directly abutting on such portion of such Street so improved, the cost of such improvement, and the name of the owner, if known, and that the City Council of the City of Edmonds at the time in said notice or at the time or times to which the same may be adjourned, to hear any and all protests against the proposed assessment. Upon the expiration of the time fixed within which the owner is required to construct or reconstruct such sidewalk, if the owner has failed to perform such work, the City may proceed to perform such work, and the Street Superintendent of the City of Edmonds performing such work shall, within the time fixed in the notice, report to the said City Council an Assessment Roll showing the lot or parcel of land directly abutting on such portion of such street so improved, the cost of such work, and the name of the owner, if known. The City Council of the City of Edmonds shall at the time in such notice designated, or at an adjourned time or times, assess the cost of such improvement against said property and shall fix the time and manner for payment thereof, which said assessment shall become a lien upon said property, and shall be collected in the manner as is provided by law for collection of special assessments under Chapter 27, Title 60, Remington's Revised Statutes of Washington.

Section 4: For the purposes of this Ordinance all property having a frontage upon the sides or margins of any street shall be deemed to be abutting property and such property shall be chargeable, as provided by this Ordinance, for all costs of construction or reconstruction or any form of sidewalk improvement between the margin of said street and the roadway lying in front of and adjacent to said property.

Section 5: Ordinance #278 of the City of Edmonds be and the same is hereby repealed.

Section 6: This Ordinance shall take effect and be in full force and effect from and after its passage and publication as provided by law.

F. A. Fournier  
Mayor

Attest: Anita Gust  
Assistant City Clerk

Passed: June 20, 1944  
Published: June 21, 1944.

The Street and Sewer Committee are to get in touch with the three property owners on Ninth and Main streets in regards to the extending of the Sewer, and report at the next meeting of the Council.

A motion was made by Chandler and seconded by Roscoe that the City Attorney O. D. Anderson notify George Law that he must connect his property in Block 77, lots one and two, to the sewer within sixty days. motion carried.

The bid from Bob Evans for \$1000 cash, for the Beeson property in Block 87 lots 33 to 37 inclusive was accepted by the Council and ordered filled.

Engineer Sievers was instructed to contact the property owners who live near the South Edmonds water tank in regards to purchasing property within 200 feet of same.

A motion was made by McGibbon and seconded by Chandler that the Clerk have the Library Building insured against fire for \$5000. Motion carried.

There being no further business the meeting adjourned.

Anita Gust  
Assistant City Clerk

F. A. Fournier  
Mayor