

CHAPTER VI

Public Improvements

Section 6.1 SUPERVISION OF STREETS. The city council shall have the care, supervision, and control of all public ways, bridges, streets, alleys, and public grounds within the limits of the City. It shall cause all streets and alleys which have been opened and graded to be kept open, in repair, and free from obstruction. It shall have power to build and keep in repair bridges, and widen, alter, or narrow public squares, highways, streets, lanes, and alleys. Subject to payment of damages as provided in this charter and by a vote of not less than five (5) members, it may lay out and open new streets, alleys, or public grounds, or straighten, widen, or extend any street or alley.

Section 6.2 VACATING OF STREETS. The council may by ordinance, adopted by an affirmative vote of not less than five (5) members, vacate any street, alley, or public right of way, or any part thereof, within the City. Such vacation may be made only after published notice and an opportunity for affected property owners and public to be heard, and upon such further terms by such procedure as the council by ordinance may prescribe. The city clerk-treasurer shall cause to be filed in the office of the county recorder a certified copy of any ordinance adopted hereunder and a note thereof shall be entered by the city engineer on the official map of the City. (As amended, Ordinance No. 729, adopted 11/20/79.)

Section 6.3 GRADE OF STREETS. From time to time, under the direction of the city engineer, the city council may establish the grade of any highway, street, sidewalk, alley, or public grounds. It shall cause accurate profiles to be made and kept in the office of the city engineer in a book or books of profiles kept for that purpose. Whenever a grade has once been established, it shall not be changed except by a vote of not less than five (5) members of the city council and with the consent of all owners of abutting property or after payment of just compensation for any damage resulting from such change to any non-consenting owner.

Section 6.4 SIDEWALKS. Owners of lands abutting upon a highway, street, lane, or alley in said City, shall construct, reconstruct, and maintain in good order and repair such sidewalks along the side of the street, lane, or highway adjoining the land of such owners respectively, as directed by the city council. All sidewalks shall be built in such manner and of such material and width, and upon such place and grade as the city council may prescribe.

Section 6.5 CLEANING STREETS. The city council may designate districts or portions of streets, highways, and alleys of the City for the purpose of cleaning the same, and may provide for the cleaning of such districts by contract or otherwise and on such terms as it may deem advisable.

CHARTER

Section 6.6 AUTHORITY TO MAKE IMPROVEMENTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.7 ORDERING IMPROVEMENT. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.8 CONTRACTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.9 ASSESSMENTS AUTHORIZED. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.10 INITIAL PROCEEDINGS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.11 ORDERING WORK. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.12 LEVYING ASSESSMENT. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.13 CORNER LOT ASSESSMENT. In case a lot which abuts on two (2) streets has been previously assessed for laying a sewer pipe upon a different street from the one upon which a proposed sewer is to be extended, the city council may remit from the assessment of such lot such portion of the second assessment, not exceeding the amount of assessment for a frontage of sixty-six (66) feet on such lot, as may be just under all the circumstances of the case.

Section 6.14 SIDEWALK ASSESSMENT. Whenever the city council shall order the construction, reconstruction, or repair of any sidewalk, it shall prescribe the manner of doing the work and shall cause notice to be given to the owner of lands along which said sidewalk is to be constructed, reconstructed, or repaired, stating the character of the work, the manner in which it is to be done, and the time within which the same shall be completed, which statement may be made in the notice or by reference to any ordinance or resolution then and theretofore published. The notice shall list all lots of tracts of land in front or adjacent to which the work is to be done, but the name of the owner or occupant need not be stated.

If the owner of land along which the sidewalk is to be constructed, reconstructed, or repaired shall refuse or, for two (2) weeks following the giving of the notice, shall neglect to construct, reconstruct, or repair the same according to the order, the city engineer shall report to the city council a description of each lot or parcel of land along which the sidewalk has not been constructed, reconstructed, or repaired and the city council may order the construction, reconstruction, or repair by City employees or by a contractor designated by it and thereafter shall assess the cost against such lot and

parcel of land. Assessment for constructing or repairing sidewalks may be in any form which the city council may adopt.

Section 6.15 REASSESSMENT. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.16 INSTALLMENT OF ASSESSMENTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.17 COLLECTION OF ASSESSMENTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.18 VALIDITY OF ASSESSMENTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.19 FORMER ASSESSMENTS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.20 ASSESSMENT LIENS. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

Section 6.21 APPEAL FROM ASSESSMENT. (Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)

CHAPTER VII

Condemnation

(Repealed in its entirety by Ordinance No. 1017, adopted 12/4/90.)