



ORDINANCE NO. 78

AN ORDINANCE PRAYING FOR THE CONSTRUCTION OF A PLANK SIDEWALK ON THE SOUTH SIDE OF MAIN STREET, BETWEEN SECOND EAST AND THIRD EAST STREETS, AND PRESCRIBING THE WIDTH OF SAID SIDEWALK, AND HOW SAID SIDEWALK SHALL BE CONSTRUCTED, AND PROVIDING FOR THE LEVYING OF A SPECIAL ASSESSMENT ON SAID LOTS TO PAY THE EXPENSES OF SAID IMPROVEMENTS, AND FOR THE LETTING OUT BY CONTRACT UPON BIDS, FOR SUCH WORK.

BE IT ORDINATED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO:

SECTION I: That there shall be constructed on the South side of Main Street, between Second and Third East streets, a plank sidewalk conforming to the following specifications, viz ; Said sidewalks shall be six feet in width, built of plank, two inches thick and three inches wide, blind nailed to four stringers of not less than two inches by four inches in dimension, said four stringers to rest on, on laid on sleepers not more than eight feet apart, said sleepers to be not less than two inches by four inches in dimension and said plank sidewalk shall be brace nailed on each end of each 2 x 3 with nails not less than four and one half inches long, with a slope of two inches to the six feet, from inside of sidewalk to gutter line.

SECTION II: Said plank sidewalk shall be constructed in the in the center of the present graded sidewalks and the surface of said plank sidewalk shall be so constructed so that it will conform to the present established grade of said sidewalks, and for seven feet on both sides of said plank sidewalk the grade shall be even with the surface of said plank sidewalks.

SECTION III: Any person or persons desiring a drive or alley crossing across any of the aforesaid sidewalks shall immediately inform the Mayor at what point said crossing is desired, said drive or alley crossing to the provisions of Ordinance #69.

SECTION IV: It is hereby made the duty of any person or persons that now, or shall, hereafter, run any water across said sidewalks to construct and keep in good repair a good, substantial culvert for the full width of sidewalks, and of sufficient capacity to carry all the water run across said sidewalks, and culverts to be set below the grade of said plank sidewalks and well covered with the same thickness plank of which said sidewalks are constructed.

SECTION V: The owner or owners of all lots or parts of lots fronting and adjacent to the sidewalks to be constructed as hereinbefore provided for, shall at all times keep said plank sidewalks in good repair at their own expense.

SECTION VII: The City Clerk shall advertise for bids, as by law provided, to construct the said sidewalk, and the City Council shall let the contract for building said sidewalks to the lowest responsible bidder, and the cost of construction under the contract shall be charged against the City, to be audited and paid as in other charges against the City, and the City Council shall upon due notice to all property owners interested herein at a special meeting be resolution, levy a special Tax upon his or her lot or lots, or parts of lots to pay the expense of constructing said sidewalks as a special assessment for improvements to be collected as by law provided.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 7th day of March, 1904.

Henry Flamm, Mayor

(SEAL)

ATTEST:

A. M. Carbine, City Clerk

STATE OF IDAHO)

)ss.

County of Madison)

I, A. M. Carbine, City Clerk of the city of Rexburg, Idaho, do hereby certify: That the above and foregoing is a full, true and correct copy of the Ordinance Entitled:

AN ORDINANCE PRAYING FOR THE CONSTRUCTION OF A PLANK SIDEWALK ON THE SOUTH SIDE OF MAIN STREET, BETWEEN SECOND EAST AND THIRD EAST STREETS, AND PRESCRIBING THE WIDTH OF SAID SIDEWALK, AND HOW SAID SIDEWALK SHALL BE CONSTRUCTED, AND PROVIDING FOR THE LEVYING OF A SPECIAL ASSESSMENT ON SAID LOTS TO PAY THE EXPENSES OF SAID IMPROVEMENTS, AND FOR THE LETTING OUT BY CONTRACT UPON BIDS, FOR SUCH WORK.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 7th day of March, 1904.

A. M. Carbine, City Clerk

(SEAL)