



ORDINANCE NO. 144

PROVIDING FOR CEMENT SIDEWALKS, DEFINING LOCATION, DIMENSIONS, NATURE OF MATERIALS AND MODE OF CONSTRUCTION.

AN ORDINANCE RELATING TO THE LAYING AND CONSTRUCTING OF A CEMENT SIDEWALK ON PORTIONS OF MAIN STREET AND CENTRAL AVENUE IN THE CITY OF REXBURG, COUNTY OF FREMONT, STATE OF IDAHO AS PER THE RECORDED PLAT THEREOF, ALSO RELATING TO CROSS-WALKS AND THE LEVYING OF ASSESSMENTS AGAINST THE OWNERS OR ABUTTING PROPERTY IN FRONT OF, OR ABUTTING WHICH SAID SIDEWALK SHALL BE LAID, TO PAY FOR SAID SIDEWALK, AND PROVIDING FOR WIDTH AND MATERIALS TO BE USED IN THE CONSTRUCTION OF SAID SIDEWALKS, AND REPEALING ALL ORDINANCES, AND PARTS OF ORDINANCES IN CONFLICT HERewith.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG, COUNTY OF FREMONT, STATE OF IDAHO;

SECTION I: That there should be laid and constructed a cement sidewalk on the following street and avenue; commencing at a point sixteen feet east of the northeast corner of Block 37 on the north side of Main Street and running thence west on the south side of Main Street to Third West Street to the northwest corner of Block 41.

SECTION II: That there shall be laid and constructed a cement sidewalk commencing at the southwest corner of Block 33 and running north on the east side of Central Avenue to the center of said Block 33.

SECTION III: That there shall be laid and constructed a cement sidewalk commencing at the southeast corner of Block 32, thence running north on the west side of Central Avenue to the center of said Block 32.

SECTION IV: That said sidewalk on Main Street along Block 37, 38 and 39 between Second East Street and First West Street shall be eight feet in width, commencing at a point six feet north of the Block line and extending out eight feet.

SECTION V: That said sidewalk on Main Street between First West Street and Third West Street, along Block 40 and 41 shall be six feet in width, commencing at a point seven feet north of

Block line and extending out six feet.

SECTION VI: That said sidewalk on Central Avenue shall be five feet in width, commencing at a point five and one half feet from the block line and extending out five feet.

SECTION VII: That in front of and to the full width of each business building on such sidewalk, there shall be built from the block line and to adjoining cement sidewalk as above set forth, and that hereafter as buildings are erected, the same improvement in cement sidewalks shall be constructed as in front of buildings now erected.

SECTION VIII: That there shall be laid and constructed cement crossings not less than four (4) feet in width at all places where the above described sidewalks cross any of the streets or alleys or avenues of the City of Rexburg, to be laid and constructed at the expense of the City.

SECTION IX: That all private crossings along the respective blocks, the said walks shall be of such a curvature as to be of easy ingress and egress.

SECTION X: That said sidewalks shall be laid and constructed and the costs thereof shall be paid by the owners of the lots abutting or in front of which the said sidewalks are to be laid and constructed.

SECTION XI: That all sidewalks constructed under and in accordance with this ordinance on the within named streets, shall be laid and constructed in a good workmanlike manner, under the supervision of the city engineer in connection with the committee on streets and public grounds of the City Council, and it is hereby made the duty of the city engineer to establish for and furnish parties or persons owning property abutting upon the streets named herein for sidewalks to the constructed thereon, the proper grade or grades, upon which said sidewalks, shall be constructed or laid, receiving therefore the compensation allowed by the city for such work, and to be paid by the said city.

SECTION XII: All sidewalks, curbs, and crossings shall be constructed subject to the approval and acceptance of this street and Public Grounds Committee and constructed of such material and such manner as follows, to-wit: The space over which the walk or crossing is to be laid shall be excavated to the proper subgrade and thoroughly compacted and any objectionable or unsuitable material below subgrade shall be removed and the space filled with gravel and sand well rammed into place, care must be taken in excavating to the proper slope parallel with the surface of the finished walk. Second; Upon the bed shall be laid a bed of concrete three and one half (3 1/2) inches in thickness, except for private streets and alley crossing, five inches in thickness, to be made as follows; one part of good cement and three parts of clean, coarse, sharp sand, to be thoroughly mixed dry, and made into a mortar with the least possible amount of water to this shall be added three parts of broken stone or gravel, said stone or gravel shall not exceed one and one fourth inches in the largest dimensions, thoroughly separated from dirt and drenched with water but containing no loose water in the heap. This shall be incorporated immediately with the specific measurements of water for the mortar and thoroughly mixed; it then shall be spread at once and made thoroughly compact by ramming until free mortar appears on the surface. The upper surface shall be made exactly parallel with the upper surface of the completed walk. The mortar shall not be mixed in greater quantities than shall be required for immediate use, and none remaining unused until having set shall again be used and mixed in any way. The whole operation of mixing and laying

of each batch of concrete or mortar shall be performed as expeditious as possible. Third; Upon this base the wearing surface shall be laid not less than three fourths of an inch in thickness except at crossings where it shall not be less than one inch and it shall be composed of two parts of good cement and three parts of sharp, silicious sand and free from aluminous or other foreign substance; it shall be mixed and laid as follows; The cement and sand shall be thoroughly mixed dry and a sufficient quantity of water afterward added to form a paste of the proper consistency, it shall not be used after it has been mixed for more than one-half hour, or evidence of having commenced to set is apparent. The wearing surface shall be laid one inch in thickness upon the concrete base while the latter is still soft and adhesive. It must be of a uniform or roughened surface and protected from the action of the sun, wind, rain, and flood, until thoroughly set. Fourth; Where the cement walk crosses any street, alley or avenue, a curb shall be laid at a point designated by the city engineer, six inches on top and sixteen inches deep extending the full width of such cement walk.

SECTION XIII: The owners of the abutting property on which sidewalks are to be laid are hereby required to lay and construct said sidewalks in conformity with this ordinance and to have the same completed not later than the 15th day of August A.D. 1910 and they are hereby notified that on their failure or refusal to do so the Mayor and City Council will cause the same to be laid and constructed and levy a special tax upon the lots fronting or abutting of which the said sidewalks shall be laid and constructed to pay for the laying and construction of the said sidewalks.

SECTION XIV: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION XV: That there is hereby established a Local Improvement District known as Local Improvement District "A" embracing both sidewalks of Main Street and both sidewalks of Central Avenue.

Passed and approved at a regular meeting of the City Council of the City of Rexburg, Fremont County, State of Idaho, this 28th day of June, A.D. 1910 an emergency existing.

Eli McEntire, Acting Mayor

Attest:

W.E. Lee, City Clerk

I hereby certify that the foregoing is a correct copy of the original ordinance.

W.E. Lee, City Clerk