

TOWN ORDINANCE NO. 118

AN ORDINANCE BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF JEROME, ARIZONA, PROVIDING FOR THE BUILDING OF, CONSTRUCTION AND LAYING OF CEMENT AND WOODEN SIDEWALKS.

THE MAYOR AND COMMON COUNCIL OF THE TOWN OF JEROME DO ORDAIN AS FOLLOWS:

Section 1. Cement and wooden sidewalks to be hereinafter constructed under the supervision of the Town Engineer, and according to the plans and specifications on file in the office of the Town Engineer, are hereby ordered; the several owners of the property hereinafter described are hereby required and ordered to build, construct and lay such cement and wooden sidewalks in front of, or adjoining to, or contiguous to their respective property hereinafter described; all of which sidewalks are to be built, constructed and laid in accordance with the plans and specification on file in the office of the Town Engineer and under his supervision.

Section 2. That all persons owning real estate within the corporate limits of the Town of Jerome, affronting, adjoining or contiguous to the streets, alleys or avenues hereinafter mentioned and described are hereby ordered and required to build, construct and lay said sidewalks within 10 days after written notice to that effect has been served upon each of the respective owners or their authorized agents, of the said property, as hereinafter described, by the Town Engineer of said Town, and to so build, construct and lay the same in accordance with the plans and specifications on file with the Town Engineer, for the construction of said cement or wooden sidewalks; the real estate or property in front of, adjoining, along or contiguous to the streets, alleys and avenues of said Town and along which said sidewalks are hereby ordered to be built, constructed and laid as aforesaid, are as follows to-wit:

CEMENT SIDEWALKS: Lots 1-2-3-4-5-6-7-8-9 in Block 6, Nos. 38-39-40-41-42-43-44-45-46-47-48 in Block 5, all in Mountain View Addition

WOODEN SIDEWALKS: Lots 14-15-16 in Block 1, Nos. 2-3-4-5, in Block 2, all in Copper Chief Addition.

CEMENT SIDEWALKS: West side of Block D, west side of lots 91 and 99 in Block E. west side of Lots No. 68 and 83 in Block F., west side of lots No. 38 and 53 in Block G, and westside of lots No. 8 and 23 in Block H.

Section 3. In the event of the failure on the part of the owners or their authorized agents, of any of the real estate hereinbefore described, to build, construct and lay said sidewalks in accordance with the plans and specifications for the construction of said sidewalks, on file in the office of the Town Engineer, the said Town Engineer is hereby empowered, authorized and ordered to build, construct and lay said sidewalks in accordance with said plans and specifications, and the total cost and expense for the building, constructing and laying of said sidewalks, which shall include all day labor and cost of materials used in the said construction, laying and building the same, shall be assessed against and become a lien against such lot, lots, or portions or parts of lot or lots, adjoining or contiguous to the walks so constructed, built and laid by the aforesaid; such assessment to be made and approved by the Mayor and Common Council of the said Town, as in manner hereinafter provided by the said Mayor and Common Council and all the said building, constructing, and laying of said sidewalks by the said Town Engineer, as aforesaid, may be collected by the sale of the premises in the manner hereinafter provided.

Section 4. Liens to cover the expense of building, constructing and laying such sidewalks by the said Town Engineer, may be filed against the respective lots, lot or fractional part thereof, and in order to fix and secure such liens it shall only be necessary for the Town Clerk of said Town of Jerome, to file in the office of the County Recorder of Yavapai County, Arizona, a copy of the notice served upon the owner or his authorized agent of the lot or lots, part or fractional part thereof, together with a description of the real estate in front of, adjoining or contiguous thereto along which any sidewalk shall have been built, constructed and laid, together with a statement of the total sums of money paid for labor and materials used in the said work, or the assessment made by the Mayor and Common Council of said Town, and filed with the said County Recorder within 60 days after the completion of the said sidewalks as aforesaid.

Section 5. The manner of enforcing such liens shall be as provided in Chapter 2, of Title 29, of the Revised Statutes of Arizona, Civil Code 1913, and acts amendatory thereto, for the enforcement of mechanics, laborers and other liens and in such manner and way as may be lawful.

Section 6. All ordinances or parts of ordinances in conflict with the provisions of this ordinance, be and the same are hereby repealed.

WHEREAS' owing to the public health and safety, an early operation of this ordinance is desired, as a dangerous condition exists, this ordinance is hereby exempted from the referendum provisions of the Constitution and laws of the State of Arizona, and shall be as an emergency measure, in full force and effect, from and after its passage and approval.

PASSED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF JEROME THIS THE 10th DAY OF FEBRUARY, 1921, A.D. BY THE FOLLOWING VOTE: AYES 3, NAYS 0.

APPROVED:
MAYOR

ATTEST:
TOWN CLERK