

CHAPTER 149.

[S. B. 207.]

CONSTRUCTION OF SIDEWALKS IN CITIES OF THIRD
AND FOURTH CLASS.

AN ACT relating to the construction of sidewalks in cities and towns of the third or fourth class and providing for the payment of the cost thereof.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. In all cities and towns of the third or fourth class the burden and expense of constructing sidewalks along the side of any street or other public place shall devolve upon and be borne by the property directly abutting thereon.

At expense
of abutting
property.

SEC. 2. Whenever in the judgment of the officer or department having the care and superintendence of streets and public places in any such city or town, the public convenience or safety requires that a sidewalk be constructed along either side of any street or other public place in such city or town, said officer or department shall immediately report the fact to the city council, city commission or other legislative body of such city or town, and if such legislative body shall deem the construction of such sidewalk necessary or convenient for the public it shall by resolution order such sidewalk constructed and shall cause a notice in writing to be served upon the owner of each lot, block or parcel of land immediately abutting upon that portion and side of such street or public place where said sidewalk is to be constructed requiring him to construct such sidewalk in accordance with such resolution.

Resolution
for improve-
ment.

Notice to
owner to
construct.

SEC. 3. The resolution and notice provided for in the preceding section shall describe each lot, block or parcel of land immediately abutting upon that portion of the street or other public place where said sidewalk is ordered to be constructed and shall specify the kind of sidewalk required, the size and dimensions of the same, the method and the material to be used in construction and shall con-

Specifications
in resolution
and notice.

tain an estimate of the cost thereof, and the notice shall state that unless the sidewalk is constructed in compliance with the notice and within a reasonable time therein specified said sidewalk will be constructed by the city or town and the cost and expense thereof assessed against the property abutting thereon and described in such notice.

SEC. 4. The notice provided for in the preceding section shall be deemed served if delivered to the owner or reputed owner of each lot, tract or parcel of land affected, or to the authorized agent of such owner, or if a copy thereof be left at the usual place of abode of such owner in such city or town with a person of suitable age and discretion residing therein, or in case such owner is a non-resident of such city or town and his place of residence is known a copy of such notice shall be mailed to such owner addressed to his last known place of residence, or in case the place of residence of such owner is unknown or if the owner of any lot, block or parcel of land affected is unknown then such notice shall be served by publication in two weekly issues of the official newspaper of such city or town or if there be no official newspaper then in any weekly newspaper published in said city or town. Such notice shall specify a reasonable time within which said sidewalk shall be constructed which in the case of publication of the notice shall be not less than sixty days from the date of the first publication of such notice.

SEC. 5. In case the notice provided for in the preceding section shall not be complied with within the time therein specified the officer or department having charge of the care and superintendence of streets and public places in any such city or town, shall proceed to construct said sidewalk forthwith and shall report to the city council, city commission or other legislative body of such city or town at its next regular meeting or as soon thereafter as is practicable an assessment roll showing each lot, block or parcel of land immediately abutting upon said sidewalk, the name of the owner thereof if known, and apportion the cost of said improvement to be assessed against each such lot,

Service of
notice.

Time allowed
for con-
struction.

Construction
by city.

Assessment
against
property.

block or parcel of land and such legislative body shall thereupon set a date for hearing any protests against said proposed assessment roll and shall cause a notice of the time and place of said hearing to be published for two successive weeks in the official newspaper of said city or town or if there be no official newspaper then in any weekly newspaper published in such city or town, the date of said hearing to be not less than thirty days from the date of the first publication of said notice.

Hearing of protests.

SEC. 6. The city council, city commission or other legislative body shall at the time of said hearing or at any adjournment thereof by ordinance assess the cost of constructing said sidewalk against the property immediately abutting thereon in accordance with the benefits thereto and such assessment shall become a lien upon the respective lots, blocks or parcels of land and shall be collected in the manner provided by law for the collection of local improvement assessments and shall bear interest at the rate of six per cent. per annum from the date of the approval of said assessment thereon.

Lien and collection of assessments.

SEC. 7. For the purposes of this act all property having a frontage on the side or margin of any street or other public place shall be deemed abutting property, and such property shall be chargeable, as provided in this act, with all costs of construction of any form of sidewalk improvement, between the margin of said street or other public place and the roadway lying in front of and adjacent to said property, and the term sidewalk as used in this act shall be construed to mean and include any and all structures or forms of improvement included in the space between the street margin and the roadway known as the sidewalk area:

"Abutting property" defined.

"Sidewalk" defined.

SEC. 8. This act shall not be construed as repealing or amending any law or act relating to the improvement of streets or public places by special assessments commonly known as local improvement laws, but shall be considered as additional legislation and auxiliary thereto and the city council, city commission or other legislative body of any

Act cumulative with existing local improvement laws.

city or town of the third or fourth class before exercising the authority herein granted may by ordinance provide for the application and enforcement of the provisions of this act within the limitations herein specified.

Passed by the Senate March 5, 1915.

Passed the House March 9, 1915.

Approved by the Governor March 18, 1915.

CHAPTER 150.

[S. B. 231.]

REMOVAL OF TIMBER FROM STATE, SCHOOL OR GRANTED LANDS.

AN ACT relating to the extension of time in which to remove timber on state, school or granted lands.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. The owner or owners of any standing or fallen timber heretofore sold by the State of Washington, may, with the approval of the board of state land commissioners, have the time in which to remove the same extended for a further period of time not to exceed five years from and after the date upon which it may now be removed upon paying annually in advance the sum of one dollar and fifty cents (\$1.50) per acre: *Provided*, That such payment is made before the expiration of the term in which the same was to be removed or before the expiration of any extension heretofore or hereinafter granted: *And, provided further*, That before any such extension is granted the applicant shall furnish to the board satisfactory proof that all state, county and other taxes due or payable upon the said timber have been fully paid.

Passed the Senate February 16, 1915.

Passed the House March 10, 1915.

Approved by the Governor March 18, 1915.

Extension of
time granted.

Conditions.