

sary, from monies not otherwise appropriated, for the purpose of carrying out the provisions of this act.

SEC. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect April 1, 1945.

Effective immediately.

Passed the Senate March 1, 1945.

Passed the House March 5, 1945.

Approved by the Governor March 16, 1945.

CHAPTER 214.

[S. B. 75.]

FOURTH CLASS CITIES AND TOWNS.

AN ACT relating to fourth class cities and towns; prescribing the powers of the council thereof; and amending section 154, chapter VII, pages 201-202, Laws of 1889-90, as last amended by section 1, chapter 74, Laws of 1941 (section 9175, Remington's Revised Statutes, also Pierce's Perpetual Code 383-29).

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

SECTION 1. Section 154, chapter VII, pages 201-202, Laws of 1889-90, as last amended by section 1, chapter 74, Laws of 1941 (section 9175, Remington's Revised Statutes, also Pierce's Perpetual Code 383-29), is amended to read as follows:

Section 154. The council of said town shall have power:

1. To pass ordinances not in conflict with the constitution and laws of this state, or of the United States;

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2. To purchase, lease or receive such real estate and personal property as may be necessary or proper for municipal purposes, and to control, dispose of and convey the same for the benefit of the town; the towns whose population shall be between 1250 and 1350 according to the 1940 Federal census shall have

the power to acquire, own, and hold real estate for cemetery purposes either within or without the corporate limits, to sell and dispose of such real estate, to plat or replat such real estate into cemetery lots and to sell and dispose of any and all lots therein, and to operate, improve and maintain the same as a cemetery: *Provided*, That they shall not have the power to sell or convey any portion of any water front;

3. To contract for supplying the town with water for municipal purposes, or to acquire, construct, repair and manage pumps, aqueducts, reservoirs, or other works necessary or proper for supplying water for use of such town or its inhabitants, or for irrigating purposes therein;

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4. To establish, build and repair bridges; to establish, lay out, alter, widen, extend, keep open, improve, and repair streets, sidewalks, alleys, squares and other public highways and places within the town, and to drain, sprinkle and light the same; to remove all obstructions therefrom; to establish the grades thereof; to grade, pave, plank, macadamize, gravel and curb the same, in whole or in part, and to construct gutters, culverts, sidewalks and crosswalks therein, or on any part thereof; to cause to be planted, set out and cultivated trees therein, and generally to manage and control all such highways and places;

5. To establish, construct and maintain drains and sewers, and shall have power to compel all property owners on streets along which sewers shall have been constructed to make proper connections therewith, and to use the same for proper purposes when such property is improved by the erection thereon of a building or buildings; and in case the owners of such improved property on such streets shall fail to make such connections within the time fixed by such council, they may cause such connections to be made, and to assess against the property in front of which such connections are made the costs and expenses thereof;

6. To provide fire engines and all other necessary or proper apparatus for the prevention and extinguishment of fires;

7. To impose and collect an annual license not exceeding two dollars on every dog allowed to run at large within the limits of the town, and to provide for the killing of all dogs found at large and not duly licensed;

8. To levy and collect annually a property tax, for the payment of current expenses, not exceeding fifteen mills on the dollar; a tax for the payment of indebtedness (if any indebtedness exists) not exceeding six mills on the dollar of the assessed value of all real and personal property within such town: *Provided*, That if the qualified electors of any such town shall, at a special election to be held for that purpose, vote in favor of a larger levy for the payment of current expenses than fifteen mills on the dollar of assessed valuation, such larger levy for such purposes may be made accordingly;

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9. To license, for purposes of regulation and revenue, all and every kind of business, authorized by law and transacted and carried on in such town; and all shows, exhibitions and lawful games carried on therein and within one mile of the corporate limits thereof; to fix the rate of license tax upon the same, and to provide for the collection of the same, by suit or otherwise; to regulate, restrain, or prohibit the running at large of any and all domestic animals within the city limits, or any part or parts thereof, and to regulate the keeping of such animals within any part of the city; to establish, maintain and regulate a common pound for estrays, and to appoint a pound-keeper, who shall be paid out of the fines and fees imposed on, and collected from, the owners of any impounded stock;

10. To improve the rivers and streams flowing through such town or adjoining the same; to widen, straighten and deepen the channels thereof, and to

remove obstructions therefrom; to prevent the pollution of streams or water running through such town, and for this purpose shall have jurisdiction for two miles in either direction; to improve the water front of the town, and to construct and maintain embankments and other works to protect such town from overflow;

11. To erect and maintain buildings for municipal purposes;

12. To grant franchises or permits to use and occupy the surface, the overhead and the underground of streets, alleys and other public ways, under such terms and conditions as it shall deem fit, for any and all purposes, including but not being limited to the construction, maintenance and operation of railroads, street railways, transportation systems, water, gas and steam systems, telephone and telegraph systems, electric lines, signal systems, surface aerial and underground tramways.

13. To punish the keepers and inmates and lessors of houses of ill fame, and keepers and lessors of gambling houses and rooms and other places where gambling is carried on or permitted, gamblers and keepers of gambling tables;

14. To impose fines, penalties and forfeitures for any and all violations of ordinances, and for any breach or violation of any ordinance, to fix the penalty by fine or imprisonment, or both; but no such fine shall exceed three hundred dollars, nor the term of imprisonment exceed three months;

15. To cause all persons imprisoned for violation of any ordinance to labor on the streets or other public property or works within the town;

16. To make all such ordinances, by-laws, rules, regulations and resolutions not inconsistent with the constitution and laws of the State of Washington, as may be deemed expedient to maintain the peace, good government and welfare of the town and its trade, commerce and manufacturers, and to do and

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perform any and all other acts and things necessary or proper to carry out the provisions of this chapter.

Passed the Senate February 26, 1945.

Passed the House March 5, 1945.

Approved by the Governor March 16, 1945.

CHAPTER 215.

[S. B. 203.]

WASHINGTON STATE TOLL BRIDGE AUTHORITY.

AN ACT authorizing the Washington Toll Bridge Authority to complete location and design for a toll tunnel with connections and facilities under the Cascade Mountains on Primary State Highway No. 5; making an appropriation therefor; and further authorizing said authority to proceed with construction and operation when funds become available.

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

SECTION 1. The Washington Toll Bridge Authority is hereby authorized and empowered to complete the location and design of a toll tunnel through the Cascade Mountains, together with necessary connections to existing highways, said toll tunnel to be located on the extension to Primary State Highway No. 5, defined by law as beginning at a point on Primary State Highway No. 5 in the vicinity of the junction of the Greenwater and White rivers, thence in an easterly direction by the most feasible route to a junction with Primary State Highway No. 5 in the vicinity north of Cliffdell. Said authority is hereby further authorized to proceed with the construction and operation of said toll tunnel as soon as finances therefor become available to said authority.

Toll Bridge Authority empowered to locate Cascade tunnel.

SEC. 2. There is hereby appropriated from the Motor Vehicle Fund, the sum of one hundred thousand dollars (\$100,000), or so much thereof as may

Appropriation.