

Repealed by Ord. 456
Repealed by Ord. 461

ORDINANCE NO. 435

Relating to Sidewalks of Curbing in Current District,

Ord 435
Relating to
Sidewalks
Curbing in
Current
District

Repealed by Ordinance 456 & 461
1806

All Ordinances relating to the Construction of Sidewalks and Curbing within certain limits in the City of Albany, and relating all Ordinances and parts of Ordinances in conflict therewith.

The people of the City of Albany do ordain as follows:
Section 1. That all sidewalks that may hereafter be constructed within the district described in Section 2 of this Ordinance shall be made of artificial stone or cement, and of the dimensions and in the manner hereinafter provided.

Section 2. The provisions of this Ordinance shall apply to the district bounded and described as follows:

Beginning on the North line of First Street at the South east corner of Block No. 117 in Macdennan's Addition to the City of Albany, Oregon, and running thence Westward on the North line of First Street to the East line of Lyon Street, thence Northward on the East line of Lyon Street to the Alley in Block No. 1, in the Eastern Addition to the City of Albany, thence Westward on the South line of said Alley, and running through the Alleys in Blocks No. 6, 5, 4 and 3, on the South line thereof to the West line of Washington Street, thence Southward on the West line of Washington Street to the North line of First Street, thence Westward on the North line of First Street to the West line of Calapooia Street, thence Southward on the West line of Calapooia Street to the North line of Third Street, thence Westward on the North line of Third Street to the West line of Vine Street, thence Southward on the West line of Vine Street to the North line of Fourth Street, thence Westward on the North line of Fourth Street to the West line of Walnut Street, thence Southward on the West line of Walnut Street to the North line of Fifth Street, thence Westward on the North line of Fifth Street to the West line of Elm Street, thence Southward on the West line of Elm Street to the South line of Ninth Street, thence Eastward on the South line of Ninth Street to the East line of Baker Street, thence Northward on the East line of Baker Street to the North line of Eighth Street, thence Eastward on the North line of Eighth Street to the West line of Railroad Street, thence Northward on the West line of Railroad Street to the South line of

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South Street, thence Easterly on the South line of Summit Street to the East line of Jefferson Street, thence Northerly on the East line of Jefferson Street to the South line of Sixth Street, thence Easterly on South line of Sixth Street to the West line of Lafayette Street, thence Northerly on the West line of Lafayette Street to the place of beginning, all in the City of Umatilla, Oregon.

Section 3. That all sidewalks that may hereafter be constructed on First Street from the East side of Madison Street to the West side of Montgomery Street, and on Second Street from the East side of Washington Street to the West side of Baker Street, within the district described in Section 2 of this Ordinance, shall be twelve feet wide.

Section 4. That all sidewalks that may hereafter be constructed on Washington, Ferry, Broad, Allen, Elsworth, Lyon and Baker Streets, running from First to Second Streets, within the district described in Section 2 of this Ordinance shall be ten feet wide. That all sidewalks that may hereafter be constructed on Washington, Ferry, Broad, Allen, Elsworth and Lyon Streets running from First Street North to the Alley, within the district described in Section 2 of this Ordinance shall be ten feet wide.

Section 5. That all sidewalks that may hereafter be constructed on Third and Fourth Streets from the East side of Ferry Street to the West side of Lyon Street, and on Ferry, Broad, Allen, Elsworth and Lyon Streets, running from Second to Fourth Streets, within the district described in Section 2 of this Ordinance, shall be eight feet wide.

Section 6. That all sidewalks that may hereafter be constructed on Lyon Street from the South side of Fourth Street to the North side of Ninth Street within the district described in Section 2 of this Ordinance, shall be six feet wide and the inner edge of same shall be set out two feet from the property line of the lot along which said sidewalk is constructed.

Section 7. That all sidewalks that may hereafter be constructed in the district described in Section 2 of this Ordinance, except those mentioned in Sections 3, 4, 5 & 6 of this Ordinance shall be five feet wide.

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And the inner edge of same shall be set out one foot from the property line along which said sidewalk is constructed, and in no case shall the outer edge of any such sidewalk be more than six feet from the property line along which said sidewalk is constructed.

Section 8. Along the front of the sidewalks provided for in this ordinance shall be placed a curb of artificial stone or cement, twelve feet from and parallel with the front line of the lot to the outer edge of the curb along which the said sidewalk is constructed, and said curb shall not be less than seven inches wide at the bottom, and five inches wide at the top, and not less than eighteen inches deep, with the inner side perpendicular, and each section of such curb shall not be less than five feet in length, and all sidewalks and curbing provided for in this ordinance if constructed of cement or concrete shall consist of eight parts of gravel and one part of cement for the base thereof, said concrete base for sidewalks to be not less than four inches thick, and to be laid upon a bed of gravel not less than three inches thick, and the top surface of said sidewalks, and outer surface and top of said curbing, shall not be less than three fourths of an inch thick, and composed of fifty per cent sand and fifty per cent cement, said sidewalk to have a slope of one fourth of an inch to the foot from the inside of said sidewalk to the outer edge of said curb, and at the street corners the same shall be rounded to conform to the quadrant of a circle with a thirty inch radius, and at the outside corner at the alleys, to be rounded to conform to the quadrant of a circle with a twenty four inch radius.

That all cement used as herein set forth shall be of the best quality of Portland Cement, and that the top surface of all cement work constructed in dry warm weather shall be kept wet for at least four days by a covering of wet sand one half inch thick.

Section 9. That all sidewalks that may hereafter be constructed as provided for in this ordinance shall be placed upon the street grade as the same is now established, or may from time to time be established, and shall conform strictly to the

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official street grade, and shall be uniform as to the material, dimensions, and distance from the property lines, along which they are built with other sidewalks of their class as provided by this Ordinance, and the space between the property line and the sidewalk when such space is not over the space between the sidewalk and the curb shall be filled and surfaced with earth or other suitable material; and when said sidewalk and curb is completed, the same shall be inspected by the City Engineer or the Superintendent of Streets of the City, and by him received or rejected.

Section 10. Every person, firm or corporation, desiring to construct sidewalks or curbs, or both as provided by this Ordinance, shall, before entering upon said work or improvements, apply for a permit to do build, or construct, to the Superintendent of Streets of the City of Albany, and shall state to said Superintendent of Streets the explicit terms the character of the sidewalk or curb, or both to be built, the location by lot and block numbers and by streets, the material to be used, and the dimensions to be followed in said work; and if, in the opinion of the said Superintendent of Streets, the intended improvement does not conflict with the terms of this Ordinance, then it shall be the duty of the said Superintendent of Streets to furnish said applicant, without charge or cost, a written permit to do build and improve in accordance with the location, material, distances and dimensions as applied for.

In case of the refusal of the Superintendent of Streets to furnish said applicant with a permit as herein provided for, the said applicant shall have the right to apply to the Common Council for relief, and the Council shall hear and decide the matter at issue, and make an order ratifying the act of the Superintendent of Streets, or enforcing the issue of said permit, and cause the order so made to be entered upon the Journal of the proceedings of said Council for the session at which said hearing and decision was had and made.

Section 11. The provisions of this Ordinance shall apply and govern in the matter of repairs to sidewalks already built, and shall be observed

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official street grades, and shall be uniform as to the material, dimensions, and distance from the property lines, along which they are built with other sidewalks of their class - as provided by this Ordinance, and the space between the property line and the sidewalk and the space between the sidewalk and the curb along the same, shall be filled and surfaced with earth or other suitable material; and when said sidewalk and curb is completed, the same shall be inspected by the City Engineer or the Superintendent of Streets of the City, and by him received or rejected.

Section 10. Every person, firm or corporation, desiring to construct sidewalks or curbs, or both as provided by this Ordinance, shall, before entering upon said work or improvements, apply for a permit to so build, or construct, to the Superintendent of Streets of the City of Albany, and shall state to said Superintendent of Streets in explicit terms the character of the sidewalk or curb, or both to be built, the location by lot and block numbers and by street, the material to be used, and the dimensions to be followed in said work, and if, in the opinion of the said Superintendent of Streets, the intended improvement does not conflict with the terms of this Ordinance, then it shall be the duty of the said Superintendent of Streets to furnish said applicant, without charge or cost, a written permit to so build and improve in accordance with the location, material, distances and dimensions so applied for.

In case of the refusal of the Superintendent of Streets to furnish said applicant with a permit as herein provided for, the said applicant shall have the right to apply to the Common Council for relief, and the Council shall hear and decide the matter at issue, and make an order satisfying the cost of the Superintendent of Streets, or suspending the issue of said permit, and cause the order so made to be entered upon the journal of the proceedings of said Council for the session at which said hearing and decision was had and made.

Section 11. The provisions of this Ordinance shall apply and govern in the matter of repairs to sidewalks already built, and shall be observed

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and enforced in the matter of repairs to sidewalks and curbs as definitely as in the case of construction of a new sidewalk or curb or both.

Section 12. Any person, firm, company or corporation, or their agent or agents, violating any of the provisions of this Ordinance, shall upon conviction thereof before the Recorder of the City of Albany be punished by a fine of not less than \$10.00 nor more than \$100.00 or be imprisoned in the City Jail for a period of not less than five days, nor more than twenty days, or both, at the discretion of the Court.

Section 13. That all Ordinances and parts of Ordinances in Conflict herewith are hereby repealed.

Section 14. This Ordinance shall be in full force and effect from and after thirty days from its approval by the Mayor.

Approved, Dec. 27th 1907

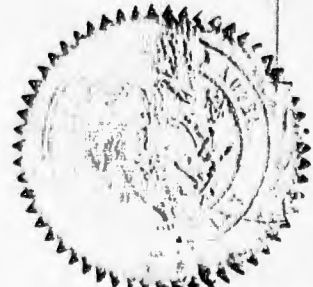
J. P. Wallace

Mayor of the City of Albany

Attest:

J. M. Redfield
Recorder of the City of Albany

City Recorder's Certificate.



STATE OF OREGON,
COUNTY OF LINN.

F. M. CURFIELD,

I, ~~J. P. Wallace~~ Recorder of the City of Albany, in Linn

County, and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance # 435

has been by me carefully compared with the original Ordinance Bill # 435 now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Bill # 435 as passed by the Council of the City of Albany Oregon Dec. 24, 1907

Witness, my hand and official signature and the seal of the City of Albany, this

26th day of Dec.

1907
J. M. Redfield
Recorder of the City of Albany.