

ORDINANCE BILL NO. 1. 1937,

ORDINANCE NO. 58.

AN ORDINANCE relating to artificial stone sidewalks on certain streets and avenues in the City of Sweet Home; and regulating the repairing of wooden sidewalks thereon.

THE PEOPLE OF THE CITY OF SWEET HOME DO ORDAIN AS FOLLOWS:-

Section 1. That as a means to provide for the Health and Cleanliness of the City of Sweet Home, it is hereby declared to be the duty of the property owners upon the portions of the streets and avenues in the City of Sweet Home as designated in Section 2 of this Ordinance to construct, on concrete foundation, sidewalks of Artificial Stone. All sidewalks are to be constructed in accordance with the estimates and specifications hereinafter set forth in the Ordinance.

Section 2. The provisions of this Ordinance shall apply to all streets, avenues and parts of streets and avenues or public ways designated or within the districts described as follows:

Subd. 1. Beginning at the intersection of Menace Street with the Santiam Highway and running from thence Southerly along Menace Street to the intersection of Menace Street with Long Street. All such artificial stone sidewalks constructed in this district shall be five feet in width.

Subd. 2. Beginning at the intersection of Scholl Street with the Santiam Highway and running from thence Southerly along Scholl Street to the intersection of Scholl Street with Long Street. All such artificial stone sidewalks constructed in this district shall be five feet in width.

Subd. 3. Commencing at the intersection of Menace Street with Long Street and running thence Westerly along Long Street to Ames Creek. All artificial stone sidewalks constructed in this district shall be eight feet in width.

Subd. 4. Beginning at the intersection of Menace Street with Long Street, and running from thence Easterly along Long Street to its intersection with Oak Street. All artificial stone sidewalks constructed in this district shall be six feet in width.

Subd. 5. On the Santiam Highway from its intersection with Ames Creek and running thence Easterly along said Santiam Highway to its intersection with Oak Street. / All artificial stone sidewalks constructed in this district shall be six feet in width. Upon approval of the Committee upon Streets and Public Works any artificial stone sidewalk constructed in this district may be constructed eight feet in width.

The provisions of this Ordinance shall apply to both sides of the Streets, Avenues and portions of the same designated herein.

Section 3. No wooden sidewalks shall be built or constructed hereafter upon any street or avenue within the limits of these several designated districts, Streets and Avenues, and portions of Streets or Avenues set forth in Section 2 of this Ordinance within the City of Sweet Home, wherein it is declared by this Ordinance or any future Ordinance to be the duty of the property owners to construct sidewalks of Artificial Stone.

Section 4. Upon the designated streets and avenues, and portions of streets and avenues, and within the districts referred to, no wooden sidewalks shall be repaired, reconstructed or altered to any extent greater than one-sixth of the original covering plank used in the construction of the walk; and after a wooden sidewalk has once been repaired either under the terms of this Ordinance, or at all, so that the cost of repair shall be equal to one-sixth of the original covering plank

used in the construction of the original sidewalk, then in that event no further or other repairs shall be made upon such sidewalk; and in no event shall a subsequent repair be permitted where the cost thereof together with any previous repair shall amount to more than one-sixth of the cost of material used in the construction of the original walk.

Section 5. In the repair of any wooden sidewalk upon the above designated Streets, avenues, or portions of Streets and Avenues the material used shall be of as good kind and quality as was used in said sidewalk in the first instance, and the Committee on Streets and Public Works shall be the judge as to the kind and quality of the material used.

Section 6. Upon the above designated streets and avenues, or portions of streets and avenues, repairs or alterations to wooden sidewalks shall not be voluntarily made without a permit to do so first being obtained from the City Marshal, and then only after a petition shall have been filed with the Committee on Streets and Public Works, which petition shall be made by the owner, lessee or occupant of the property abutting the sidewalk from which application to repair or alter had been made. Such petition shall state the location of the sidewalk to be repaired or altered, when such sidewalk was constructed, what the cost price of the original construction was, whether such sidewalk has ever been repaired or altered, and if so what proportion of the cost of the former repairs or alterations bears to the original cost of the covering planks used in the construction thereof.

Section 7. When under Section 6 of this Ordinance in the judgement of the Committee on Streets and Public Works, the one-sixth repair or alteration will not put the sidewalk on the above designated streets in a reasonably safe condition for the purpose intended, then in that event the petition shall not be allowed, and the City Marshal shall serve notice on the petitioner to begin to construct a sidewalk as provided for in Section 1 of this Ordinance and in accordance with the City Charter.

Section 8. For the purpose of this Ordinance a sidewalk shall be understood to mean a walk along or abutting on one lot or fraction thereof.

Section 9. That it is hereby made the duty of any person or persons owning corner lots and constructing sidewalks under the provisions of this Ordinance to have the names of the intersecting streets designated in the pavement within three feet of the intersecting curb lines.

Section 10. The width of all sidewalks to be constructed as provided in this Ordinance shall conform to the provisions of all other Ordinances regulating the width of sidewalks, roadways and the location of curbs and sidewalks.

Section 11. Any owner, agent, occupant, lessee, builder, contractor, volunteer or any other person violating the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and shall upon conviction thereof be punished by a fine of not less than Five Dollars and not more than One Hundred Dollars; or be incarcerated in the City Jail not less than one day and not more than thirty days.

Section 12. Sidewalks shall rise from the curb to the line of the block at the rate of one-fourth inch to every foot in width.

Section 13. Where the width of sidewalks hereinafter constructed or relaid upon any streets or avenues shall be ten feet wide from curb line to block line, no parking shall be allowed on said streets, avenues, or portions of streets or avenues and all telephone, electric light poles, water hydrants, etc., shall be placed within said curb line and upon said sidewalk space, and not nearer than ~~six~~ eight

feet from the block line in said districts, streets, avenues, or portions of streets and avenues.

Section 14. All artificial stone sidewalks and curbs hereinafter laid in the City of Sweet Home, shall be done as follows:

CURB

The curb shall be 16 inches deep, 6 inches wide at top and batter out at the rate of one inch in one foot, and shall be beveled or rounded at the upper and outer edge, and every fifty feet the contractor will be required to inset through the curb one foot three inch drain tile well cemented, the price of which is to be merged into the price of the curb, and the curb shall be formed with a gutter, the upper surface to be concave with a twelve radius, and built on at least six inches of concrete, with a top finish or dressing of the same material at the top of the curb, and the concave surface to be uniform and well drained according to the surface of the streets.

FOUNDATION.

The space over which the walk is to be laid will be excavated to the proper sub-grade and thoroughly compacted by rolling or ramming. Any objectionable or unsuitable material below sub-grade will be removed and the space filled with sand or gravel well rammed into place. The finished sub-grade shall be parallel with the surface of the finished walk. The brimmings and tearing up of the old walks shall be merged into the price of the new walk.

ROCK

The rock for making the concrete shall be the best hard dark colored sound basalt rock, granite, or equally hard stone broken in pieces not larger than ten inches in largest diameter, nor smaller than one-half inch in diameter, or gravel of similar sizes and quality may be used instead of rock. The broken rock or gravel shall be screened so that all dust, loam, clay, vegetable matter and small pieces shall be removed, and shall be thoroughly washed if considered necessary by the Committee on Streets and Public Works.

CEMENT

All cement shall be artificial Portland cement, free from all lumps and deterioration on account of exposure to the weather and must be approved by the Committee on Streets and Public Works, who shall have access to it for the purpose of testing, at least ten days before it is used.

SAND

All sand must be clean, sharp and of good quality and be approved by the Committee on Streets and Public Works.

CONCRETE

Upon the foundation prepared as heretofore specified will be laid a bed of concrete three inches in thickness, to be made as follows: One part of cement and three parts sand will be thoroughly mixed with gravel or stone with water so that there shall be not more than four parts of rock or gravel to before mentioned parts of sand and cement; and shall be measured in the given proportions and mixed in a proper box or mixing machine, or on a tight platform, and in no case upon the ground, by being shoveled from barrows or otherwise properly measured into the forms or into the mixing machine. It shall then be spread and at once thoroughly compacted by ramming in layers not exceeding six inches in depth until the free mortar appears on the surface. The mortar and the concrete shall not be

mixed in greater quantities than is required for immediate use, and none remaining unused until set shall be remixed or unused in any way. The whole operation of mixing and laying each batch of concrete shall be as expeditiously as possible. Expansion joints  $3/16$ ths. of an inch must be left in curbs, walls and gutters every fifteen feet.

#### WEARING SURFACE

Upon the concrete base thus prepared will be laid, while the same is still soft and adhesive, a wearing surface three-fourths of an inch in thickness, composed of one part sand and one part cement, which must be thoroughly worked and brought to a uniform but roughened surface. It will be cut as nearly as possible into slabs three feet square, or of such size and shape as directed and must be at all times protected from the action of the sun, wind, rain, and frost until thoroughly set.

#### UPPER AND OUTER CURBS

The upper and outer three-fourths of an inch of the curb will be of the same material as the wearing surface heretofore described and subject to all conditions herein stated, the inside curb will be composed of concrete mixed and laid similar to the concrete bed prescribed for the walk. Planed boards shall be used for forms of curb both inside and out unless it be otherwise ordered by the Committee on Streets and Public Works. At the intersecting streets the corner will be quadrant with three feet radius. The upper and outer edge must be protected with a wrought iron angle iron, on quarter of an inch thick, with a lug on the end projecting into the concrete at least six inches and imbedded therein at the time of laying; unless otherwise ordered by the Committee on Streets and Public Works. The upper and outer face of the angle iron shall conform to the plane of the finished curb.

#### NAME OF STREETS

At the intersection of cross streets the name of the streets shall be impressed in a neat manner in letters or figures at least three inches in height in the wearing surface of the side walk, and the name of the contractor doing said cement or artificial stone work, and the year when done shall be impressed in a neat manner in letters and figures one inch in height in each fifty feet of sidewalk.

When any cement sidewalk or curb is constructed upon any street under a permit as provided in the Ordinance, the City Marshal, before issuing a certificate to the effect that the work and materials conform with the requirements of the specifications set forth in this section is authorized to make any examination or test of the same that he may deem necessary and in so doing may break said artificial stone sidewalk or cement work to an extent not exceeding two lineal feet of the curb and not to exceed nine square feet of sidewalk, and the same shall be repaired and made good by the contractor at his expense.

Section 15. The location of the curb lines and elevations of the sidewalks of the designated districts, streets and avenues or portions of streets and avenues, shall be according to the table of lateral surveys with reference to the base of grades as established by Ordinances now in effect; or to become in effect in the City of Sweet Home.

Passed by the Council February 23, 1937  
Approved by the Mayor February 23, 1937

*John Stark*  
Mayor.

Attest:

*Geo. L. Corner*  
Recorder,

State of Oregon )  
County of Linn ) ss.  
City of Sweet Home )

I, Geo. L. Corner, Recorder of the City of Sweet Home do hereby certify that the within is a full, true and correct copy and a transcript of the original Ordinance No. 42 of the City of Sweet Home, Oregon, and the whole thereof, as the same was passed by the Council and approved by the Mayor of the said City of Sweet Home. Dated and ~~published~~ <sup>published</sup> this 13<sup>th</sup> day of February, 1937.

*Geo. L. Corner*

RECORDER OF THE CITY OF SWEET HOME.