

(Continued from page 5.)

Fire Limits; Fire Department; Building Exits; Fire Escapes.

15. To define the fire limits; prohibit the erection or repair of wooden buildings within the fire limits, and to restrict and limit the height of buildings within the City; to provide for and determine the number and size of places of entrance and exit from all theaters, public halls, places of amusements, churches and other buildings used for public gatherings, and the modes of hanging doors thereat, and to require adequate fire escapes, apparatus and appliances for protection against fire to be provided in such buildings, and to prevent and prohibit the erection of dangerous and unsafe buildings, and to cause the removal or tearing down of the same wherever situated; to control and regulate the fire department, and to provide by ordinance for the officers thereof, and the election of unpaid officers by the members of such fire department, and to define the duties of paid officers, and to remove them from office for good cause shown.

Intoxication; Fighting; Quarreling.

16. To restrain and punish intoxication, fighting and quarreling, and any unlawful or indecent practice and to define what shall constitute the same.

Guns; Bombs; Fireworks.

17. To regulate and prohibit the use of guns, pistols and firearms, fire-crackers, bombs and detonating works of all descriptions.

Riotous Assemblies.

18. To prevent, restrain, punish and disperse any riot or riotous assembly, or punish any person taking part therein.

Concealed Weapons.

19. To prohibit the carrying of dangerous weapons in a concealed manner.

Driving Animals; Cruelty to Animals or Children.

20. To regulate the driving of animals through the streets and to prevent cruelty to animals or children.

Impounding Animals; Killing Dogs.

21. To prevent any and all domestic animals from running at large within the City limits, or any part thereof, and to punish those persons who allow animals to so run at large; and to provide for the impounding of said animals, and also to provide for the sale of such animals upon five days' notice; and to authorize the destruction of dogs when at large, contrary to any prohibition of any ordinance.

Notices; Limit; Traffic; Signs; Awnings, Posts; Poles; Placards; Cripples; Beggars; House Numbers; Naming Streets; Roaming Streets; Good Order.

22. To regulate and prevent public criers and advertising notices, the ringing of bells and playing of bands on the streets, and to control and limit traffic on the streets, avenues and places; to regulate the use of the streets and sidewalks for the use of signs, sign posts, hitching posts, awnings, posts, telegraph, telephone and electric light poles and other purposes; to prohibit the exhibition of deformed or crippled persons, and to prohibit such and all persons from begging upon the streets or any other public places; to regulate the exhibition and hanging of placards or signs in or across the streets, or from houses or other buildings; to establish from time to time such public stations as may be necessary; to regulate the numbering of houses and lots on the streets and avenues, and the naming of streets and avenues; to prohibit persons from roaming the streets at unseasonable hours, and to provide for the peace and good order of the city.

Fines and Imprisonments.

23. To provide for the punishment of the violation of any of the ordinances of the City, by fine, or imprisonment in the City jail, not exceeding Three Hundred (\$300.00) Dollars, or One Hundred Fifty (150) days, or both, or by forfeiture as penalty, not exceeding Three Hundred (\$300.00) Dollars, and by working any persons sentenced to such imprisonment on the streets, parks, public squares, work houses or house of correction, during the time thereof, and to provide for the punishment of any person sentenced to prison who shall refuse to work when ordered.

Caring for Vagrant Children.

24. To authorize the taking up and providing for the safe keeping and education, for such periods of time as may be expedient, of all children who are destitute of all proper parental care, wandering about the streets, committing mischief and growing up in ignorance, idleness and vice.

Contagious Diseases; Health; Plumbing; Steam Boilers.

25. To make regulations to prevent introduction of contagious diseases in the City, or to remove persons afflicted with such diseases therefrom to suitable hospitals, provided by the City for that purpose; to secure the protection of persons and property therein and to provide for the health, cleanliness and ornament of the city; to regulate the plumbing and drainage of buildings and the use of steam boilers and steam generators, and to provide the registration of the plumbers; and to make effectual such regulations as the Council may deem expedient to pass, by providing penalties for the breach of any of the provisions thereof; to make such sanitary regulations as to the Council may seem proper.

Markets, Slaughter and Hide Houses—Weights, Measures, and Unwholesome Food.

26. To provide for the establishment of market houses and places, and to regulate the location and management of market houses, hide houses and places, and to regulate the location and management of market houses, hide houses and places, and to prohibit and regulate the location and management of slaughter houses and hide houses within three miles of the City limits, and to provide by ordinance for the location and existence of slaughter houses and hide houses within three miles of the city limits, and to provide a standard of weights and measures and authorize an inspection of weights and measures and of food and fuel, and prevent and prohibit the sale of unwholesome and unwholesome food, and to provide for the office of City Weigher and Measurer.

Constructing Sewers.

27. To divide the City into convenient sewer districts and whenever, in the opinion of the City Council it is deemed necessary for the protection of the health of said district and City, to provide for the construction of and to construct sewers within such districts and to provide for the payment of the expense thereof, to levy special assessments as in the same manner heretofore provided upon property which is especially benefited by reason of the construction of said sewers, that is contiguous or abutting or fronting upon the street, alley, avenue or lane through or along or on the line of which the sewer may run.

Right of Way; Sewer Connection.

28. To locate and construct any ditch, canal or pipe for the conduct of water, and any drain, sewer or culvert it may deem necessary or convenient, and for such purposes shall have a right to enter upon any land between the termini of such ditch, canal, or pipe, or drain, sewer or culvert for the purpose of examining, locating and surveying the land of said ditch, canal, pipe, drain, sewer or culvert, doing no unnecessary damage thereby, and to appropriate as much of said land as may be necessary for the construction of said ditch, canal, sewer, pipe, drain or culvert in like manner, as provided by the laws of this State for the appropriation of lands or right of way by corporations, and to appropriate and divert from its natural course or channel for the purpose of draining or flushing any drain, sewer, or culvert, any spring or streams of water and to regulate water and sewer connections.

Water Works.

29. To provide the City with good and wholesome water, and for the erection and construction of such water works and reservoirs as may be necessary or convenient therefor.

Regulating Cesspools.

30. To compel all persons erecting or maintaining privies or cesspools within one hundred and seventy (170) feet of any street in which a sewer has or may hereafter be constructed, to connect the same therewith; provided that in cases where blocks are more than one hundred and seventy (170) feet in width, this authority shall extend to the center of the block.

Gas and Electric Lights.

31. To provide for lighting the streets, parks, buildings and other public places of the City and furnishing the City with gas, electric and other lights, and for the erection, construction and maintenance of such works within or without the City limits or convenient thereto.

Prevent Encroachments and Obstructions.

32. To provide for the prevention and removal of encroachments and obstructions from and for the cleaning and repairing of the streets, sidewalks, cross-walks, alleys, avenues, lanes or other highways of the City and compel owners, lessors, agents and occupants of land abutting upon the streets to remove such obstructions and repair the streets, sidewalks, alleys, lanes or other highways of the City, and to punish such persons for refusing so to do.

Surveying of Blocks and Streets.

33. To provide for surveying the blocks and streets of the City and making the boundary lines of such blocks and streets.

Regulating Roadways, Railways, Transportation, Horses and Vehicles.

34. To regulate the use of streets, roads, highways and public places for foot passengers, animals, vehicles, cars, street railways and locomotives, to regulate the speed upon roadways within the corporate limits, the loud or unnecessary blowing of whistles, and to prevent fast or furious riding or driving upon the streets or alleys therein; to regulate the transportation of gunpowder, dynamite, nitro-glycerine and other combustibles through the streets of the City; to protect the public from injury by runaways, by punishing persons who negligently have horses or carriages in the streets without fastenings; to prescribe the width of tires on all wagons, carriages, drays, trucks, carts and other vehicles, and the weight to be carried thereby, for the preservation of the streets and highways.

Sidewalks; Building Fronts; Barbed Wire Fences.

35. To regulate the use of sidewalks and to prevent the extension of building fronts within the street line and to prohibit the building and use of barbed wire fences.

Street Surfaces; Gas and Water Mains; Sewers.

36. To regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers and the erection of electric, gas and other lights.

Improving Streets and Sidewalks.

37. To open, establish and vacate streets, avenues, lanes and alleys, and widen the same; and for that purpose to condemn for the City use, under the regulations that are provided by the general laws of Oregon. To grade, pave, plank, macadamize, gravel, curb or otherwise improve, repair or beautify the highways, streets, avenues, lanes, alleys and sidewalks of the city and to provide for the payment of the expense thereof, and levy special assessments in the manner hereinafter provided upon property which is especially benefited by any such improvement that is contiguous to or abutting or fronting upon the highway, street, alley, lane or sidewalk to be graded, paved, planked, graveled, curbed, macadamized or otherwise improved or beautified.

Sprinkling Streets.

38. To provide for the sprinkling, cleaning and repairing of any or all the streets in said City, and in order to provide for the payment of the expenses thereof, to levy a tax or special assessment upon the real property which shall be a lien upon said property until paid.

House Moving; Dangerous Buildings.

39. To prevent the erection or moving of buildings within the City limits, which shall be dangerous to the passersby or to the adjacent property, or an obstruction to public travel, and in case any building or any public street shall become dangerous to passersby, the Council shall have power to cause the same to be removed or made safe at the expense of the property, upon five days' notice to the owner thereof or agent thereof; and to determine by resolution when the same is dangerous. Such expense shall be made a lien upon the property and shall be levied, assessed and collected in the same manner as assessments for street improvements and the Council may regulate the time and manner of, and prohibit the removal of the buildings through the streets of the City, and may designate the character of buildings which may or may not be moved.

Regulating Poles; Wires, Cables and Underground Conduits.

40. To allow, authorize, provide for and regulate the erection, maintenance and removal of telegraph, telephone, electric light, electric railway, and other poles, wires and cables, and the laying and use of underground conduits or subways for the same, in, under, upon and over the streets, alleys or public parks, and public grounds of said City; and in, under, over and upon any lands owned, or under the control of the City, whether they be inside the limits of said City or not; and to require all such wires and cables to be laid in said conduits or subways when reasonably practicable.

Appropriating Money.

41. To appropriate money and pay debts, liabilities and expenditures of the city, or any part or item thereof.

Taking Census; Deaths and Births; Sextons and Physicians.

42. To provide for taking enumeration of the inhabitants of the City; to regulate the burial of the dead, and register of all births and deaths; to direct the returning and keeping of all bills of mortality; and to impose a penalty on physicians, sextons and others for default in the premises.

Compensation of Officers.

43. To fix the compensation and fees of officers and to define the duties of all officers not provided for in this charter, and the Council may when deemed necessary, create additional offices, provided, that the compensation of the Mayor or a Councilman shall not exceed Three (\$200) Dollars per meeting for actual attendance. The Council has full power to fix the fees and compensation of all officers in the first instance, but no compensation already established shall be increased or diminished during the term for which any officer has been elected or appointed.

Powder, Dynamite, Oil.

44. To regulate and restrict the storage of gunpowder, dynamite, giant powder, nitro-glycerine, oil and other combustible material, and to prevent their manufacture in the City, and to prevent by all proper means, danger or risks or injury or damage by fire arising from carelessness, negligence or otherwise.

To Exercise Power.

45. To exercise such power and authority as may be given to the Council in this Charter.

Powers Exercised by Ordinance.

46. The power and authority given to the Council by sub-division 23 of this Section can only be enforced or exercised by ordinance, unless otherwise expressly provided, and a majority of the Council may pass any ordinance or resolution not repugnant to the Constitution and Laws of the United States or of the State of Oregon, necessary or convenient for carrying into effect any power or authority granted by this Charter.

CHAPTER VI.

OF THE MAYOR—HIS POWER AND DUTIES.

General Duties.

Section 36. The Mayor is the Chief Executive of the municipal corporation, and must exercise a careful supervision over its general affairs and subordinate officers. It is his duty at the annual meeting of the Council, appointed by this Charter, to communicate by message to the Council a general statement of the condition and affairs of the City, and to recommend the adoption of such measures as he may deem expedient and proper and to make such special communications to the Council from time to time as he may think proper and useful. He shall have authority to preserve order, enforce the rules of the Council and to determine the order of business subject to such rules, and to appeal to the Council. He shall not be entitled to a vote except in case of a tie vote by the Council, when he shall have the casting vote. He shall appoint all standing and other committees.

Approval of Bonds.

Section 37. The Mayor shall take and approve all official undertakings which this Charter or the ordinances of the City may require any officer to give as security for the faithful performance of his duty, or any undertaking which may be required of any contractor for the faithful performance of his contract; and when he approves such undertaking, he must immediately file the same with the City Recorder, excepting the undertaking of the City Recorder, of which he shall be the custodian.

Additional Duties.

Section 38. He shall perform such other duties and exercise such other authority as shall be prescribed by this Charter, or by any City ordinance, or any law of the United States or of this State.

Submitting Ordinances for Approval; Proof in Courts.

Section 39. No resolution or contract requiring the payment of money, nor any ordinance shall go into force or be of any effect until approved and signed by the Mayor, except as provided in Section 40. Upon the passage of any ordinance or any resolution, the enrolled copy thereof, attested by the Recorder, shall be submitted to the Mayor or President of the Council, by the Recorder, and if the Mayor approves the same, he shall write upon it "Approved," with the date thereof, and sign the same with the name of his office; and thereupon, unless otherwise provided herein, such ordinance or resolution shall become a law and be of force and effect; and in all judicial proceedings, either in the Recorder's Court, or in any Court in this State, a copy of such ordinance or resolution, certified to by the Recorder, shall be competent evidence of the provisions and passage of such ordinance or resolution.

Mayor's Veto; Return of Ordinance by Mayor.

Section 40. If the Mayor does not approve any ordinance or resolution so submitted, he must, within five days from the receipt thereof, return the same to the City Recorder with his reasons for not approving it; and if the Mayor does not return it such ordinance or resolution shall become a law as if he had approved it.

Passage Over Veto.

Section 41. Upon the first regular meeting of the Council after the return of an ordinance or resolution from the Mayor not approved, the Recorder shall deliver the same to the Council with the message of the Mayor, which must be read; and such ordinance or resolution shall be put upon its passage again at said regular meeting or any adjournment thereof, and if three-fourths of all members constituting the Council vote in the affirmative, it shall become a law without the approval of the Mayor, and not otherwise.

Conveyance of Real Property.

Section 42. All instruments conveying real property belonging to said City shall be signed by the Mayor and attested by the City Recorder, and the Seal of said City placed thereon, and shall be acknowledged and recorded as required by the General Law of the State, and no conveyance not thus executed acknowledged and recorded, shall have any validity whatever as against said City.

CHAPTER VII.

OF THE POWERS AND DUTIES OF OFFICERS.

Recorder; Recorder's Court; Clerk of the Council.

Section 43. The Recorder is the judicial officer of the corporation, and shall hold Court therein at such a place as the Council shall provide, which Court shall be known as the Recorder's Court; and he shall be elected and hold his office as in the Charter hereinafter provided. He is also ex officio Clerk of the Council, and with him must be filed all claims and accounts against the City. He shall keep accurate minutes of all proceedings of the Council, and a correct record of all judicial business transacted by him. It is his duty also to file every paper presented to him officially, and to take charge of and safely keep all the papers and records of the corporation, unless otherwise provided for.

Jurisdiction.

Section 44. He shall have jurisdiction of all offences defined and made punishable by any ordinance of the City, and of actions brought to recover or provide by ordinance for the making of a jury list, and empanelling a trial jury.

Monthly Statements.

Section 45. The Recorder shall make out and present to the Council a monthly statement of all moneys received or collected by him for the City, and of all licenses issued and all warrants drawn on the City treasury, and such other statements as the Council may require.

Fines and Penalties.

(Continued on page 8.)

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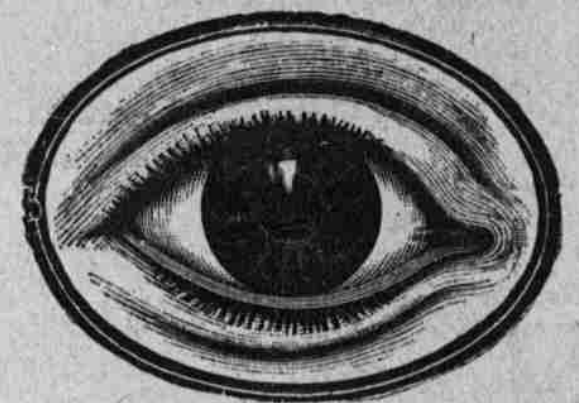
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