

thereon, with the name of the sub-contractor or agent ordering or to whom the same is furnished and that such contractor and his bond will be held for the payment of the same, and no suit or action shall be maintained in any court against the contractor or his bond to recover for such material, supplies or provisions or any part thereof unless the provisions of this act have been complied with.

Passed the House February 11, 1915.

Passed the Senate March 10, 1915.

Approved by the Governor March 19, 1915.

CHAPTER 168.

[H. B. 150.]

LOCAL IMPROVEMENTS IN CITIES AND TOWNS.

AN ACT relating to local improvements in cities and towns and amending sections 7892-12, 7892-13, 7892-72, 7892-47, 7892-6 and 7892-49 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 7892-12 of Rem. & Bal. Code be and the same is hereby amended to read as follows:

Section 7892-12. *Limit of Assessment.*

The council shall have jurisdiction to proceed with any such improvement initiated by petition or resolution: *Provided*, That in any city of the first class or city organized and existing under the commission form of government provided for in chapter 116 of the Laws of 1911, it appears from the certificate of the board, officer, or authority designated by charter or ordinance to determine the same that the proportion of the estimated cost and expense thereof to be assessed against the property in the proposed improvement district does not exceed fifty per cent. (50%) of the valuation of the real estate, exclusive of improvements thereon, within such district, according to the valuation last placed upon it for purposes of general taxation:

Amends
Rem.-Bal.
§§ 7892-6,
7892-12,
7892-13,
7892-47,
7892-49,
7892-72.

Limit of
assessment.

Provided, That this limit may be exceeded when any such improvement shall be petitioned for in the manner provided in section 7892-9 of Rem. & Bal. Code, and such petition shall be signed by the owners of sixty (60%) per cent. of the lineal frontage upon the improvement to be made and three-fourths of the area within the limits of the proposed improvement district, and shall specify a certain higher percentage up to which the property within such proposed improvement district may be assessed: *Provided, further*, That the jurisdiction of the council or other legislative authority to proceed with any such improvement initiated by resolution shall be divested by a protest filed with the council prior to the awarding of the contract for such improvement signed by the owners of three-fourths of the area within the limits of the proposed improvement district.

Extension
of limit.

Effect of
protest.

In the absence of fraud or gross mistake, such certificate of such board, officer or other authority shall be final and conclusive.

In computing the valuation of such property, any non-assessable property owned by the United States, state, county, city, town, school district or other public corporation, shall be valued at the same rate as assessed property similarly situated.

Valuation
of public
property.

SEC. 2. That section 7892-13 of Rem. & Bal. Code be and the same is hereby amended to read as follows:

Section 7892-13. *The Improvement District.*

Every ordinance ordering any improvement mentioned in this act, payment for which shall be made in whole or in part by special assessments, shall establish a local improvement district to be called "Local Improvement District No.," which district shall embrace as near as may be all the property specially benefited by such improvement.

Improvement
district.

Except in the cases herein otherwise specifically provided for, and unless otherwise provided in the ordinance ordering such improvement, such district shall include all the property between the termini of said improvement

Property
included.

abutting upon, adjacent, vicinal or proximate to the street, avenue, lane, alley, boulevard, park drive, parkway, public place or square proposed to be improved to a distance back from the marginal lines thereof to the center line of the blocks facing or abutting thereon: *Provided*, That in any case such distance back shall be at least ninety (90) feet: *And provided, further*, That in case of unplatted property, the distance back shall be the same distance as that included in the assessment of the platted lands immediately adjacent thereto. All property included within such limits of such local improvement district shall be considered and held to be the property and to be all the property specially benefited by such local improvement, and shall be the property to be assessed to pay the cost and expense thereof or such part thereof as may be chargeable against the property specially benefited by such improvement, which cost and expense shall be assessed upon all of said property so benefited in accordance to the special benefits conferred on such property in proportion to area and distance back from the marginal line of the street or other public way or area improved.

Division
into zones.

Said local improvement district shall, for the purpose of ascertaining the amount to be assessed against such separate lot, tract, parcel of land or other property within said district be divided into subdivisions or zones paralleling the margin of the street, avenue, lane, alley, boulevard, park drive or parkway, public place or square to be improved, said subdivisions to be numbered respectively first, second, third, fourth, and fifth. The first subdivision shall include all the lands within the district lying between the street margins and lines drawn parallel therewith and thirty (30) feet therefrom. The second subdivision shall include all lands within the district lying between lines drawn parallel with and thirty (30) feet and sixty (60) feet respectively from said margins. The third subdivision shall include all lands within the district lying between lines drawn parallel with and sixty (60) feet and ninety (90) feet respectively from such street margins. The

fourth subdivision shall include all lands, if any, within the district lying between lines drawn parallel with and ninety (90) feet and one hundred twenty (120) feet respectively from said street margins. The fifth subdivision shall include all lands, if any, within the district lying between a line drawn parallel with and one hundred twenty (120) feet from said street margin and the outer limit of said local improvement district as hereinbefore described.

The rate of assessment per square foot in each subdivision shall be fixed on the basis that the special benefits conferred on a square foot of land in subdivisions first, second, third, fourth, and fifth, respectively, are related to each other as are the numbers 45, 25, 20, 10, and 5, respectively, and shall be ascertained in the following manner: The products of the number of square feet in subdivisions first, second, third, fourth, and fifth respectively, and the numbers 45, 25, 20, 10, and 5, respectively, shall be ascertained, and their sum taken, which sum shall be divided into the total cost and expense of such improvement. The products of the resultant quotient and the numbers 45, 25, 20, 10, and 5, respectively, shall be the separate rates of assessment per square foot for subdivisions first, second, third, fourth, and fifth, respectively. The total assessment thus ascertained against each separate lot, tract, parcel of land, or other property within such district shall be entered upon the assessment roll as the amount to be levied and assessed against each such separate lot, tract, parcel of land, or other property. Any number of disconnected streets or disconnected groups of streets may be included in one local improvement district: *Provided, however,* That such improvement shall be initiated only by petition signed by the owners of sixty (60%) per cent. of the lineal frontage and seventy-five (75%) per cent. of the area of each of the sub-districts comprising such local improvement district.

Basis of
assessment.

SEC. 3. That section 7892-72 of Rem. & Bal. Code be and the same is hereby amended to read as follows:

Section 7892-72. *Local Improvement Warrants Authorized.*

Issuance of warrants in payment.

Every city and town shall have the power by general ordinance to provide for the issuance of warrants in payment of the cost and expense of any local improvement, such warrants to be payable out of the special fund of such local improvement district, said warrants to bear interest from date thereof at a rate not to exceed eight per cent. (8%) per annum, and to be redeemed either in cash or by local improvement bonds authorized to be issued in the manner prescribed by general ordinance.

Priority of warrants over other claims.

All such warrants sold by the city or town, or issued to any contractor and by him sold or hypothecated for a valuable consideration, shall be claims and liens against the improvement fund against which they are drawn, prior and superior to any right, lien or claim of any surety upon any bond or bonds given to such city or town by or for the contractor to secure the performance of his contract or to secure the payment of persons who have performed work thereon, furnished materials therefor or provisions and supplies for the carrying on of the work.

SEC. 4. That section 7892-47 of Rem. & Bal. Code be and the same is hereby amended to read as follows:

Section 7892-47. *Method of Issuance of Bonds.*

Bond issues.

Such bonds shall be issued only in pursuance of ordinances of the city or town issuing the same, and by their terms shall be made payable on or before a date not to exceed twelve years from and after the date of the issue of such bonds, which latter date may be fixed by resolution, by council or other legislative body of said city or town and shall bear such interest as may be provided in such ordinance, not exceeding eight (8%) per centum per annum, which interest shall be payable annually, or semi-annually, as may be provided by ordinance, and each bond shall have attached thereto interest coupons for each interest payment: *Provided*, That whenever the improvement shall lie wholly or partly within the boundaries of any commercial waterway district organized and existing under the provi-

Maturity and interest.

Maturity in waterway districts.

sions of Chapter 11 of the Laws of 1911 and the acts amendatory thereof, such bonds may be made payable on or before a date not to exceed twenty-two (22) years from and after the date of the issue of such bonds. Such bonds shall be in such denominations as shall be provided in the ordinance ordering their issue and shall be numbered from one upwards, consecutively, and each bond and coupon shall be signed by the mayor and attested by the clerk or comptroller of such city: *Provided, however,* That said coupons may in lieu of being so signed have printed thereon a fac-simile of the signatures of said officers and each bond shall have the seal of such city affixed thereto and shall refer to the improvement to pay for which the same shall be issued and to the ordinance ordering the same, each bond shall provide that the principal sum therein named, and the interest thereon, shall be payable out of the local improvement fund created for the payment of the cost and expense of such improvement, and not otherwise. Such bonds shall not be issued in any amount in excess of the cost and expense of the improvement.

Regulations governing issuance.

SEC. 5. That section 7892-49 of Rem. & Bal. Code be and the same is hereby amended to read as follows:

Section 7892-49. *Assessments Payable in Installments.*

In all cases where any city or town shall issue bonds as provided in this act to pay the cost and expense of any local improvement, the said cost and expense shall be assessed against the lots, tracts, and parcels of land and other property, which under the provisions of law and the charter and ordinances of such city or town shall be liable therefor, but the ordinance levying such assessment shall provide that the sum charged thereby against each such lots, tracts, and parcels of land and other property or any portion of such sum may be paid during the thirty (30) day period provided for in section 7892-50 of Rem. & Bal. Code and that thereafter the sum remaining unpaid may be paid in equal annual installments, the number of which installments shall be less by two than the number of years which the bonds issued to pay for the improvement may

Payment of assessments in installments.

run, with interest upon the whole unpaid sum so charged at a rate fixed by said ordinance, and each year thereafter one of such installments together with the interest due thereon and on all installments thereafter to become due shall be collected in the same manner as shall be provided by law and the charter and ordinances of such city for the collection of assessments for such improvements in cases where no bonds are issued.

SEC. 6. That section 7892-6 of Rem. & Bal. Code be amended to read as follows:

Section 7892-6. Whenever the public interest or convenience may require, the council, or other legislative authority of any such city or town, is hereby authorized and empowered to order the whole or any part of the streets, avenues, lanes, alleys, boulevards, park drives, parkways, public squares, and places within any such city or town to be graded or regraded, planked or replanked, paved or repaved, macadamized or remacadamized, graveled or regreveled, piled or repiled, capped or recapped or otherwise improved and to order sidewalks, drains, sewers, and all sewer appurtenances, culverts, bulkheads, retaining walls, water mains, hydrants or appurtenances, curbing and cross walks, street lighting systems, together with the cost and expense of furnishing electrical energy to said street lighting systems, moving sidewalks or escalators, together with the cost and expense of operating and maintaining moving sidewalks or escalators, auxiliary water system, dikes and embankments, bridges and trestles, and approaches thereto, or other local improvement whatsoever to be constructed, reconstructed, repaired or renewed therein and to order the planting, setting out, cultivating, maintaining and renewing of shade or ornamental trees and shrubbery thereon; and to order any and all work to be done which shall be necessary to complete any such improvement; and to levy and collect special assessments to pay the whole or any part of the cost and expense of any such improvement. The city may require uniform setting out, planting, cultivating, maintenance and re-

Enumeration
of improve-
ments in
power of
council
to order.

newal of shade and ornamental trees and shrubbery on any street or highway. Any local improvement payable, in whole or in part, by special assessments, which shall include a charge for the cost and expense of furnishing electrical energy to any system of street lighting or for the cost and expense of operation and maintenance of moving sidewalks or escalators shall be initiated only upon petition signed by the owners of two-thirds of the lineal frontage upon the improvement to be made and two-thirds of the area within the limits of the proposed improvement district.

Petition
of property
owners.

Passed the House March 6, 1915.

Passed the Senate March 10, 1915.

Approved by the Governor March 19, 1915.

CHAPTER 169.

[S. H. B. 83.]

FIRE AND SANITARY REGULATIONS FOR HOTELS.

AN ACT relating to hotels, inns, and public lodging houses, providing for adequate protection against fire, prescribing health and sanitary rules and regulations for same, prescribing the fees for their inspection and the manner of collecting the same and providing penalties for the violation thereof, and amending sections 6030, 6031, 6032, 6034, 6035, 6038 and 6048 of Remington and Ballinger's Annotated Codes and Statutes of Washington.

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

SECTION 1. That section 6030 of Rem. & Bal. Code be amended to read as follows:

Amends
Rem.-Bal.
§§ 6030-6032,
6034, 6035,
6038, 6048.

Section 6030. Every building or structure kept, used, or maintained as, or advertised as, or held out to the public to be an inn, hotel, or public lodging house, or place where sleeping accommodations are furnished to the public for hire in periods of less than one week in which five or more rooms are used for the sleeping accommodation of its guests, shall for the purpose of this act be defined to be a hotel, and whenever the word hotel shall occur in this act

"Hotel"
defined.