

CHAPTER 74.

[H. B. 216.]

POWERS OF CITIES OF THE FOURTH CLASS.

AN ACT relating to the powers of cities of the fourth class and granting them the right to acquire, own and operate cemeteries either within or without the limits of said city, and amending section 1 of chapter 207 of the Laws of 1927 (section 9175 of Remington's Revised Statutes).

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

SECTION 1. That section 1 of chapter 207 of the Laws of 1927 (section 9175 of Remington's Revised Statutes) be amended to read as follows: Amendments.

Section 1. The council of said town shall have power: Powers.

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

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; Purchase and hold property.

Purchase property for cemetery purposes.

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 Contract for water supply.

supplying water for use of such town or its inhabitants, or for irrigating purposes therein;

Build
bridges and
streets.

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;

Construct
and main-
tain sewers.

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;

Compel
connection.

Provide fire
apparatus.

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

Collect
dog tax.

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;

Levy taxes.

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;

Tax for
indebted-
ness.

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;

License
business.

Establish
animal
pound.

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;

Improve
streams.

Maintain
buildings.

11. To erect and maintain buildings for municipal purposes;

Permit
utilities.

12. To permit, under such restrictions as they may deem proper, the laying of railroad track and the running of cars drawn by horses, steam, electricity or other power thereon; and the laying of gas and water pipes in the public streets; and to construct and maintain and to permit the construction and maintenance of telegraph, telephone and electric lines therein; and to grant and extend to any person, firm or corporation, both public and private, under such terms and conditions and for such purposes as it may see fit, franchises, permits and rights of way to construct, maintain and operate surface, underground and aerial tramways, and other means of conveyance, over, above, across, upon and along its streets, highways and alleys;

Punish for
immoral
acts.

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;

Penalize for
violation of
ordinances.

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;

May work
prisoners.

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;

To enact
ordinances.

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

Passed the House February 14, 1941.

Passed the Senate March 10, 1941.

Approved by the Governor March 18, 1941.

CHAPTER 75.

[H. B. 265.]

SEWER EXTENSIONS.

AN ACT relating to sewers in cities and towns; and authorizing connections therewith from property located outside the city or town.

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

SECTION 1. Any city or town is hereby authorized to permit connections with any of its sewers, either directly or indirectly, from property beyond the city or town limits, such connections to be made on such terms, conditions and payments as shall be prescribed by ordinance, and which may, if required by the city or town, be evidenced by a written agreement between the city or town and the owner of the property to be served by the connecting sewer. If any such agreement is made and filed with the County Auditor of the county in which said property is located, the same shall constitute a covenant running with the land and the agreements and covenants therein shall be binding on the owner and all persons subsequently acquiring any right, title or interest in or to said property. In the event the terms and conditions are not kept and performed, or the payments made, as required,

Municipality may permit sewer connections from property outside corporate limits.

Agreement to be filed with County Auditor.