

## CHAPTER 120

## CITIES AND TOWNS—SEWERS

S. F. 292

AN ACT to authorize certain cities or towns to contract for the joint use of sanitary sewer systems in such cities or towns for outlet purposes; to construct the necessary connecting line or lines of sanitary sewers in furtherance of such contract and to levy special assessments on benefited property for the cost thereof and providing for the payment of annual charge therefor.

*Be it enacted by the General Assembly of the State of Iowa:*

1     **SECTION 1. Joint action cities.** When the boundary limits of  
2 cities or towns join and such cities or towns are located upon or  
3 adjacent to a river or stream, which furnishes drainage for such  
4 cities or towns, or either of them, and is also the source of water  
5 supply for the inhabitants of either or all of said cities or towns, such  
6 cities or towns are authorized to contract with each other for the  
7 joint use of the sanitary sewer system of either of such cities or  
8 towns for the purpose of furnishing a joint outlet therefor and to  
9 make provision therein for the payment of an agreed consideration  
10 for such joint use including an annual charge for the same.

1     **SEC. 2. Procedure—special assessment—limitation.** When any two  
2 such cities or towns shall have so contracted with each other for the  
3 joint use of such sanitary sewer system for outletting purposes, the  
4 city or town obligating itself to pay a consideration for the use of the  
5 sanitary sewer system of the other city or town shall have the author-  
6 ity to build the necessary line or lines of sanitary sewer to connect  
7 the sanitary sewer system of such city or town with the sanitary  
8 sewer system of such other city or town and may levy a special  
9 assessment against all of the property in said city or town which  
10 abuts upon any line of sanitary sewer therein, or which is adjacent  
11 thereto, for the payment of the cost of constructing such connecting  
12 line or lines of sewer and the amount agreed to be paid for the use  
13 of the sanitary sewer system of such other city or town as an outlet,  
14 except the annual charge agreed upon. Said special assessments to  
15 be in proportion to the benefits received by such property and such  
16 assessments to be made in the same manner as provided for in chapter  
17 three hundred eight (308), of the code, 1924, and amendments thereto;  
18 provided, however, that the provisions of said chapter, as to the  
19 adoption of a resolution of necessity and the letting of contracts for  
20 street improvements or sewers, shall not apply to the making of the  
21 contract for the joint use of such sanitary system for outletting  
22 purposes.

1     **SEC. 3. Provisions applicable—resolution—hearing—notice.** The  
2 provisions of section five thousand nine hundred ninety-three (5993),  
3 code of Iowa, 1924, relative to preliminary plat and schedule shall  
4 not apply to this act but before the preparation of the plat and  
5 schedule for the levying of the special assessments authorized herein,  
6 the city or town council shall by resolution describe the property  
7 abutting upon any line of sanitary sewer in such city or town, or

8 adjacent thereto, which it is contemplated to assess for the cost and  
 9 expense of constructing such connecting line or lines of sewer and the  
 10 amount agreed upon to be paid for the use of the sanitary sewer  
 11 system of such other city or town, except the annual charge agreed  
 12 upon; hearing shall be had upon such resolution at a date fixed by  
 13 the city council and notice of said hearing shall be given by two  
 14 publications in each of two newspapers published in said city or town,  
 15 if there be that number, otherwise in one and by hand bills posted  
 16 in conspicuous places along the line or lines of such sanitary sewers  
 17 in said city or town. Said notice shall describe the property proposed  
 18 to be assessed and said hearing shall be not less than twenty days  
 19 after the date of the first publication of said notice; any property  
 20 owner whose property it is contemplated to assess may appeal and  
 21 protest against the passage of said resolution.

1 **SEC. 4. Certificates—bonds.** Sewer certificates or sewer bonds may  
 2 be issued in anticipation of the special assessments authorized by this  
 3 act and the same negotiated, as provided for in chapter three hundred  
 4 eleven (311), code of Iowa, 1924.

1 **SEC. 5. Annual charge—how payable.** The annual charge agreed  
 2 upon by said cities or towns in such contract may be paid from either  
 3 the proceeds of the sewer fund tax or the sewer outlet and purifying  
 4 plant tax provided for in sub-divisions five (5) and seven (7) of  
 5 section sixty-two hundred eleven (6211) of the code, 1924.

1 **SEC. 6. Publication clause.** This act being deemed of immediate im-  
 2 portance shall be in full force and effect from and after its passage  
 3 and publication in two newspapers of the state at the legal rate of  
 4 publication.

Approved April 3, A. D. 1925.

I hereby certify that the foregoing act was published in the Clarion Monitor April 15,  
 1925, and in the Clermont Enterprise April 16, 1925.

W. C. RAMSAY, *Secretary of State.*

## CHAPTER 121

### CITIES AND TOWNS—STATE PARKS

S. F. 241

AN ACT authorizing cities to appropriate money to aid in the purchase of state parks  
 and to issue bonds for the payment of same and to levy a tax for the payment of the  
 principal and interest of such bonds.

*Be it enacted by the General Assembly of the State of Iowa:*

1 **SECTION 1. Cities may purchase.** That any one or more cities  
 2 having a population of thirty-five hundred or over, situated in counties  
 3 having a population of one hundred fifty thousand or over, may  
 4 through action of its city council expend money to aid in the pur-  
 5 chase of land within the county for state parks which, when pur-