

CHAPTER 151

CITIES AND TOWNS—STREETS AND PUBLIC GROUNDS

H. F. 381

AN ACT to repeal section fifty-nine hundred forty-two (5942) of the code, 1924, and to enact a substitute therefor, relating to streets and public grounds.

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

1 SECTION 1. Section fifty-nine hundred forty-two (5942) of the
2 code, 1924, is hereby repealed and the following enacted in lieu
3 thereof:

4 Whenever the cost and expense of an improvement authorized in
5 section fifty-nine hundred thirty-eight (5938) of the code is to be
6 assessed on the property specially benefited thereby, the council shall,
7 by resolution, designate and determine the several tracts or parcels
8 of ground necessary to be acquired for such improvement, which
9 acquisition may be by condemnation proceedings or otherwise.

1 SEC. 2. When the cost of such acquisition shall have been ascer-
2 tained, either by private negotiation or condemnation proceedings,
3 the plat and schedule provided for in section fifty-nine hundred
4 ninety-three (5993) of the code shall be filed with the city clerk,
5 and the council shall, in a proposed resolution, as provided by sec-
6 tion fifty-nine hundred ninety-one (5991) of the code, declare the
7 necessity for such improvement; and, in such resolution of necessity
8 the property specially benefited by such improvement shall be de-
9 termined and designated and the boundary lines of the benefited dis-
10 trict established.

1 SEC. 3. Following the adoption of the resolution of necessity, the
2 council may by resolution order the improvement; and, in order to
3 obtain funds with which to pay the cost of acquiring the property
4 necessary to make such improvement and the expense incident
5 thereto, and without waiting for such improvement to be completed,
6 levy, in accordance with section six thousand twenty-one (6021) of
7 the code, upon and against the several lots and parcels of land sit-
8 uated within such benefited district, the amount of such cost and
9 expense, and issue and sell street improvement certificates or bonds
10 in anticipation of the collection of such assessments, the proceeds
11 from the sale of which certificates or bonds shall be used for the
12 payment of such cost and expense and for no other purpose.

1 SEC. 4. If upon appeal any award shall be raised and the cost
2 and expense of acquiring such property thereby increased, the amount
3 of such increased cost may also be assessed upon and against the
4 property situated within such benefited district, and if the council
5 so elects, there may be also assessed against the property in such
6 benefited district the cost and expense of clearing and grading the
7 ground so acquired; and street improvement certificates or bonds
8 issued in like manner as provided in the preceding section. If two

9 assessments are made and two sets of certificates or bonds are issued,
 10 the first of such certificates or bonds shall be designated as "Series
 11 A" and the second as "Series B". The aggregate amount of both
 12 such assessments shall not exceed twenty-five per cent (25%) of the
 13 value of the property assessed.

1 SEC. 5. The provisions of chapter three hundred eight (308) of
 2 the code relating to street improvements and special assessments,
 3 and chapter three hundred eleven (311) of the code relating to street
 4 improvement certificates or bonds shall be applicable hereto, in so
 5 far as the same may be necessary for the carrying out of this act.

Approved April 8, A. D. 1927.

CHAPTER 152

CITIES AND TOWNS—STREET IMPROVEMENTS

H. F. 458

AN ACT to amend sections fifty-nine hundred seventy-five (5975), fifty-nine hundred
 seventy-eight (5978), six thousand and two (6002), six thousand three (6003), six
 thousand twenty-four (6024), and six thousand thirty-two (6032) of the code, 1924,
 relating to street improvements.

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

1 SECTION 1. Section fifty-nine hundred seventy-five (5975) of the
 2 code, 1924, is hereby amended by inserting in line four (4) preceding
 3 the word "graveling" the following: "chloriding,".

1 SEC. 2. Section fifty-nine hundred seventy-eight (5978) of the
 2 code, 1924, is hereby amended by inserting in line two (2) after the
 3 word "oil" the words "or chloride".

1 SEC. 3. Section six thousand two (6002) of the code, 1924, is
 2 hereby amended by inserting in line (2) after the word "oil" the
 3 words "or chloride".

1 SEC. 4. Section six thousand three (6003) of the code, 1924, is
 2 hereby amended by inserting in line three (3) before the word "or"
 3 the following: "chloriding,".

1 SEC. 5. Section six thousand twenty-four (6024) of the code, 1924,
 2 is hereby amended by inserting in line two (2) after the word "oiling"
 3 the words "or chloriding".

1 SEC. 6. Section six thousand thirty-two (6032) of the code, 1924,
 2 is hereby amended by inserting in line sixteen (16) after the word
 3 "oiling" the words "or chloriding".

Approved April 18, A. D. 1927.