

WHEREAS, agreements were made in some instances prohibiting tax levies for joint sewers or water systems which were to serve the city or town as constituted pursuant to such annexation, and

WHEREAS, the health, welfare, and sanitation of such consolidated areas, is deemed to be of vital public importance and

WHEREAS, the consolidation of improvements for the benefit of the public has been adopted by the state and its people as sound policy from a social and economic standpoint, Now, Therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. It is hereby declared to be the public policy of this  
2 state to require adequate sanitation facilities and sewer systems for  
3 all cities or towns comprised of annexed cities or towns.

1 SEC. 2. Cities comprised of cities and towns which were annexed  
2 each to the other are hereby authorized to construct and repair sani-  
3 tary sewers, and maintain any and all sewers under the provisions of  
4 either chapter three hundred fifty-eight\* (358) or chapter three  
5 hundred ninety-one\* (391), Code 1946, regardless of any Article or  
6 Articles of annexation containing provisions which might be con-  
7 strued to prohibit such construction of sewers by any city or town.

1 SEC. 3. This act being deemed of immediate importance shall be-  
2 come effective upon its publication in the Clinton Herald, a newspaper  
3 published at Clinton, Iowa, and in the DeWitt Observer, a newspaper  
4 published at DeWitt, Iowa.

Approved March 22, 1949.

I hereby certify that the foregoing act was published in the Clinton Herald, March 24, 1949, and in the DeWitt Observer, March 31, 1949.

MELVIN D. SYNHORST, *Secretary of State.*

## CHAPTER 171

### SEWAGE TREATMENT PLANTS

S. F. 491

AN ACT to amend sections three hundred ninety-four point one (394.1), three hundred ninety-four point three (394.3), and three hundred ninety-four point six (394.6), Code 1946, relating to self-liquidating improvements and providing for the financing of the construction of sewage treatment plants, and providing for the application of the provisions of chapter three hundred ninety-four (394), Code 1946, by sanitary districts incorporated under the provisions of chapter three hundred fifty-eight (358), Code 1946.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred ninety-four point one (394.1),  
2 Code 1946, is amended by inserting after the word "towns" in line  
3 one (1) thereof the following: "and sanitary districts incorporated  
4 under the provisions of chapter three hundred fifty-eight (358), Code  
5 1946".

1 SEC. 2. Section three hundred ninety-four point one (394.1), Code  
2 1946, is further amended by inserting after the word "town" in line  
3 five (5) thereof the following: "or sanitary districts".

1 SEC. 3. Section three hundred ninety-four point one (394.1), Code  
2 1946, is further amended by inserting after the word "town" in line  
3 fifteen (15) thereof the following: "or sanitary districts".

1 SEC. 4. Section three hundred ninety-four point three (394.3),  
2 Code 1946, is amended by inserting after the word "town" in line nine  
3 (9) thereof the following: ", or in the case of sewage treatment  
4 plants in any sanitary district by the trustees of such sanitary dis-  
5 trict".

1 SEC. 5. Section three hundred ninety-four point six (394.6), Code  
2 1946, is amended by inserting after the word "towns" in line one (1)  
3 thereof the following: "and sanitary districts incorporated under the  
4 provisions of chapter three hundred fifty-eight (358), Code 1946".

1 SEC. 6. Section three hundred ninety-four point six (394.6), Code  
2 1946, is further amended by inserting after the word "towns" in line  
3 five (5) thereof the following: "and sanitary districts". .

1 SEC. 7. Section three hundred ninety-four point six (394.6), Code  
2 1946, is further amended by inserting after the word "towns" in line  
3 eleven (11) thereof the following: "and sanitary districts".

1 SEC. 8. Section three hundred ninety-four point six (394.6), Code  
2 1946, is further amended by inserting after the word "towns" in line  
3 fifteen (15) thereof the following: "and sanitary districts".

1 SEC. 9. Section three hundred ninety-four point six (394.6), Code  
2 1946, is further amended by inserting after the word "town" in line  
3 nineteen (19) thereof the following: "or sanitary district".

1 SEC. 10. The provisions of this chapter shall be deemed to apply  
2 to the construction, equipment, operation and maintenance of any  
3 sewage treatment plant or plants, by any sanitary district operating  
4 under the provisions of chapter three hundred fifty-eight (358), Code  
5 1946; and any such sanitary district may, in addition, use the power  
6 conferred upon it by chapter three hundred fifty-eight (358), Code  
7 1946, to apply any of the provisions of this chapter relating to the  
8 construction, equipment, operation and maintenance of any sewage  
9 treatment plant or plants of such sanitary district, or any combina-  
10 tion of the power relating to sewage treatment plants granted such  
11 sanitary district by the provisions of the chapter and chapter three  
12 hundred fifty-eight (358), Code 1946.

1 SEC. 11. This act shall apply to cities under special charter.

Approved April 6, 1949.