

February 26, 1959.
Cities and Towns.

House File 522

By FREED.

Passed House, Date 5-4-59
Vote: Ayes 86 Nays 1

Passed Senate, Date 5-6-59
Vote: Ayes 47 Nays 3

Approved.....

A BILL FOR

An Act to repeal sections three hundred eighty-nine point thirty-one (389.31), to three hundred eighty-nine point thirty-six (389.36), Code 1958, inclusive, and to amend sections three hundred eighty-nine point thirty-seven (389.37), three hundred ninety-one point one (391.1) subsection three (3), three hundred ninety-one point two (391.2) subsection one (1) and three hundred ninety-one point thirty-nine (391.39), Code 1958, all relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements.

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

1 Section 1. Sections three hundred eighty-nine point
2 thirty-one (389.31) to three hundred eighty-nine point
3 thirty-six (389.36), Code 1958, are hereby repealed.

1 Sec. 2. Section three hundred eighty-nine point thirty-
2 seven (389.37), Code 1958, is amended by striking from line
3 one (1) the word "They" and inserting in lieu thereof the
4 words "Cities and towns".

1 Sec. 3. Section three hundred ninety-one point one
2 (391.1) subsection three (3), Code 1958, is amended by
3 inserting after the word "include" in line one (1) thereof
4 the following: "sidewalks,".

1 Sec. 4. Section three hundred ninety-one point two
2 (391.2), subsection one (1), Code 1958, is amended by
3 inserting after the word "same," in line six (6) thereof
4 the following "or by constructing or reconstructing
5 permanent sidewalks upon any street, highway, avenue, public

6 ground, wharf, landing or market place within the limits of
7 said city,".

1 Sec. 5. Section three hundred ninety-one point thirty-
2 nine (391.39), Code 1958, is amended by adding at the end thereof
3 the following: "Such assessment for permanent sidewalk
4 improvements shall be confined to privately owned property
5 in front of which same shall be constructed."

EXPLANATION OF HOUSE FILE 522

This bill is submitted for the purpose of allowing sidewalk improvements to be made on the same basis as curb and gutter or street improvements to be assessed against their property and to be paid in a given number of years.

HOUSE FILE 522

1 Amend House File 522 as follows:
2 1. By adding the following new section thereto:
3 Section three hundred eighty-nine point thirty-eight
4 (389.38), Code 1958, is amended by adding thereto the following:
5 "If the repair cost exceeds fifty (50) dollars the same
6 shall be certified for payment in three (3) equal annual
7 installments with interest from date of certification on each
8 installment at six (6) percent per annum until paid and shall
9 be collected as other taxes with the March semiannual payment
10 thereof."
11 2. Amend the title to House File 522 by adding after the
12 words and figures, "three hundred eighty-nine point thirty-seven
13 (389.37)," the following: "three hundred eighty-nine
14 point thirty-eight (389.38)."
15 3. Further amend the title to House File 522 by striking
16 the period (.) at the end thereof and by adding the following
17 thereto: "and relating to the collection costs of sidewalk
18 repair."

delegated
5/4

Filed
March 18, 1959.

COMMITTEE ON CITIES AND TOWNS,
NADEN of Hamilton, *Chairman.*