

AN ORDINANCE REQUIRING THE OWNER OR OWNERS OF ANY PROPERTY UPON WHICH IT LOCATED A DWELLING HOUSE OR DWELLING HOUSES, OR A BUILDING OR BUILDINGS OCCUPIED, OR WHICH MAY BE OCCUPIED, AS A DWELLING OR DWELLINGS, OR IN WHICH PEOPLE LIVE OR DWELL, OR MAY THEREAFTER LIVE OR DWELL, ABUTTING UPON ANY STREET, AVENUE OR ALLEY, IN THE CITY OF POLSON, TO CAUSE CONNECTION TO BE MADE WITH THE SEWER AND WATER MAINS, OR EITHER, OR BOTH, IN THE STREET, AVENUE OR ALLEY WHICH ABUTS UPON ANY SUCH PROPERTY, WHEN SUCH SEWER AND WATER MAINS, OR EITHER, OR BOTH, SHALL HAVE BEEN LAID IN SUCH PORTION OF SUCH STREET, AVENUE OR ALLEY, ABUTTING THEREON, AND PROVIDING THAT FAILURE SO TO DO, AFTER DUE NOTICE, SHALL CONSTITUTE A MISDEMEANOR AND BE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, AND GIVING AUTHORITY TO CITY AUTHORITIES TO CONNECT THE SAME AND ASSESS AND COLLECT THE COST FOR SO DOING AS A TAX AS OTHER TAXES ARE COLLECTED.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF POLSON:

Section 1 - That the owner or owners or agents of any property upon which is located a dwelling house or dwelling houses, or a building or buildings, occupied, or which may be occupied, as a dwelling or dwellings, or in which people live or dwell, or may thereafter live or dwell, abutting upon any street, avenue or alley, in the City of Polson, shall cause connection to be made with the sewer and water mains, or either or both, as the case may be, in the street, avenue or alley, which abuts upon any such property, when such sewer and water mains, or either, or both, shall have been laid in such portion of such street, avenue or alley, abutting thereon, as the case may be, upon receiving the notice hereinafter provided for.

Section 2 - When a sewer and water main, or either, or both, shall have been laid in any street, avenue or alley, in the city of Polson, it shall be the duty of the City Clerk of said City of Polson, to cause a written or printed notice, signed by him in his official capacity, to be given to each and every owner or owners of property, or causing the said notice to be published once in the local paper, abutting upon such portion of any such street, avenue or alley, in which said sewer and water main, or either, or both, shall have been laid upon which there may then be, or upon which there may thereafter be, constructed or placed, a dwelling house or dwelling houses, or a building or buildings, occupied, or which may be occupied as a dwelling or dwellings, or in which people live or dwell, or may thereafter live or dwell, requiring such owner or owners to cause connection to be made with such sewer and water main, or either, or both, as the case might be within ten (10) days ~~after~~ after said notice shall have been given, or within ten (10) days after one publication of the said notice in the local paper.

Section 3 - Said notice shall be a full and complete compliance with the provisions hereof, and a sufficient notice to such owner or owners, if the same shall have been delivered to the owner of the said property personally, or if there be more than one owner thereof, to any one of such owners personally, or if a corporation shall be the owner thereof, to any officer of such corporation personally, if there be one residing within said City of Polson, and in the event that the owner of such property is not a resident, or the owners thereof are not residents of said City of Polson, or cannot be found therein, so that service of said notice can be made, as herein provided for, then and in such event, such notice may be delivered to any lawful agent of such person or persons, or corporation, owner or owners, as aforesaid, personally, and the delivery of such notice to any such lawful agent, as aforesaid shall be deemed a sufficient service upon any such owner or owners, or corporation, as the case may be.



In the event that service of said notice cannot be obtained, as hereinbefore provided for, then it shall be lawful to cause said notice to be published, ONCE, in a daily or weekly newspaper of general circulation, published in the City of Polson, and to cause a copy of said notice to be deposited in the postoffice, at Polson, Montana, enclosed in an envelope upon which the proper and legal postage shall have been prepaid, properly directed to such owner, or if there be more than one such owner, to any one thereof, or if a corporation, to any officer thereof, at his or her last known post office address, on the same day said notice is published or the said notice may be posted upon the said property in a conspicuous place and it is hereby declared that such publication and mailing of copy of said notice or the posting of said notice upon the said property shall be sufficient notice to such owner or owners, or corporation, as the case may be, except that, in the event said notice is published and mailed or posted, as herein provided for, then and in such event the said owner or owners or corporation, as the case may be, shall have twenty (20) days from and after the date of said publication and mailing or posting, within which to comply with the requirements of said notice.

Section 4 - If any owner or owners, or any agent, of any property upon which is located a dwelling-house or dwelling-houses, or a building or buildings, occupied, or which may be occupied, as a dwelling or dwellings, or in which people live or dwell, abutting upon any street, avenue or alley in the City of Polson, in which is a sewer and water main, or either, or both, after order and due and sufficient notice, as provided in this ordinance, shall fail to connect up with the sewer and water main, or either, or both or in case the owner or owners, or agent cannot be found, then the publishing in the local paper and mailing or posting as above provided, the said order and notice, it shall be the duty of the city engineer, health officer, mayor, city council, chief of police or sanitary police to proceed to execute such order by doing ~~the~~ work himself, by hired labor, by contract, or by any other reasonable means which the said engineer, health officer, mayor, city council, chief of police, or sanitary police, may see fit to use, and report the cost thereof to the City Council, and the same shall be assessed as a tax against such property and certified to the proper officer by the City Clerk for collection, as other delinquent taxes are certified and collected and the same shall be a lien upon said property until paid.

Section 5 - Any person violating any of the provisions of this Ordinance, or who shall refuse or neglect to comply with the requirements on any notice given hereunder, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be subject to a fine of not more than Three Hundred Dollars (\$300.00) and the costs of prosecution, or to imprisonment in the City Jail for not to exceed ninety (90) days, or to both such fine and imprisonment.

Section 6 - All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7 - This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this 14th day of October, 1918.

Attest

Am. J. Marshall
Mayor

W. B. Dawson
City Clerk

Vote - Ayes - Marshall, Marsh, Gregg.
Nays - None.

STATE OF MONTANA
COUNTY OF FLATHEAD - SS
CITY OF POLSON

H.S. Hanson, being first duly sworn, upon his oath deposes and says: I am a citizen of the United States, over the age of 21 years, and am, and was at the time mentioned in this affidavit the City Clerk of the City of Polson, in said County and State, that on the 21st day of October, 1918, in accordance with the order of the City Council of the City of Polson, requiring all Resolutions and Ordinances of said City to be posted in three of the most public places in said city, I posted a copy of the foregoing Ordinance No 130 at the following places, to-wit: - One copy in the office of the City Treasurer, one copy in the office of the Police Judge and one copy in the office of the City Clerk; that each of said copies so posted by me was full, true and correct copy of the Ordinance No 130 and the whole thereof.

H.S. Hanson

Subscribed and sworn to before me this 21st day of October, 1918.

W.C. Clement

Notary Public for the State of Mont.
Residing at Polson, Montana.
My Commission Expires June 1st, 1921.



ORDINANCE NO. 131.

AN ORDINANCE PROVIDING FOR WORKING CITY PRISONERS ON THE STREETS OF THE CITY AND ELSEWHERE.

BE IT ORDAINED By the Council of the City of Polson:

Section 1 - All persons in physical condition to work imprisoned for violation of the ordinances of the City, shall by the Chief of Police be caused to work upon the streets of the City, the public parks or public works situated within three miles of the City, under supervision of the City Engineer or Street Commissioner.

Section 2 - The Chief of Police shall employ guards as may be necessary for the purpose of working with, or guarding the prisoners working under the provisions of this ordinance.

Section 3 - All funds necessarily expended under the provisions of this ordinance shall be paid out of the Street Fund, Public Park Fund, or other Public Works Fund of the City, as the case may be.

Section 4 - The term "streets" as used in this ordinance shall include avenues, alleys and public driveways.

Section 5 - The provisions of all ordinances in conflict with this ordinance are hereby repealed.

Section 6 - This ordinance shall take effect thirty days after its passage.

Passed November 18th, 1918.
Approved November 18th, 1918.

Wm. J. Marshall
Mayor

Attest
H.S. Hanson
City Clerk