

SPECIAL MEETING OF THE CITY COUNCIL,

March 18, 1921.

The Council was called to order by the Mayor.

On roll call, the following officers were present: W. S.

Maple, Mayor, Philip Hammond, City Attorney, George Meeks,

Chief of Police, Councilmen: Dedman, Eid, Johnson, Sandsness,

Shull, and Slyter. Those absent were: Clarence Eid, Recorder,

Bair and Evans, Councilmen.

Whereupon the following Ordinance was read:

ORDINANCE NO. 163

An Ordinance adopting the rules and regulations for the water works of Canby, providing rates for the consumers of water, providing for the collection thereof; making it unlawful to interfere with water mains, pipes, etc., providing a penalty therefor; declaring the duties of the water collector and providing for the repeal of certain ordinances, and declaring an emergency by which this Ordinance shall become immediately operative.

Canby does ordain as follows:

Section 1. The following are hereby declared to be the rules and regulations governing the water works of Canby, provided, that nothing herein contained shall deprive the City Council of the right to annul, amend, revise or add to the same as it may deem it expedient from time to time:

Rule 1. Application for the use of water must be made on printed forms to be furnished at the office of the Superintendent of Water Works; all applications must state fully and truly all the purposes for which water may be required and must agree to conform to the rules and regulations as a condition for the use of water.

Rule 2. No person supplied with water from the City mains will be entitled to use it for any purpose other than those stated in his application, or to supply in any way, other persons or families.

Rule 3. Should it be desired to discontinue the use of water for any special purpose, the faucet or fixture must be removed and the supply pipe plugged, and notice given to the Superintendent before any reduction of rent will be made.

Rule 4. Should it be desired to discontinue the use of all the water supplied to the premises for a period not less than one month, notice in writing must be given to the Superintendent and payment in full of all arrearages (if there be any). The water will then be turned off and turned on again on application, for which a charge of fifty cents will be made. No remission of rent will be made for a period of less than one month, or without the notice prescribed in this paragraph.

Rule 5. The service pipe must be arranged so that the supply to each separate house or premises may be controlled by a separate stop cock placed within and near the line of the street curb; and one person must pay for all the water delivered through said service.

Rule 6. A charge of \$5.00 will be made for making connections with the mains or pipes of the City. In consideration of which the City will furnish the corporation cock, and the pipe from the main to the curb cock without cost to the owner of the premises, and said pipes and cocks shall be and remain the property of the City.

All tapping of the mains or pipes will be done by the Superintendent of water works, or under his supervision.

Rule 7. The size of the corporation stock, and pipe forming the basis of the schedule of rates herewith adopted is 3/4 inch corporation cock and 3/4 inch pipe. The Council however retains the right to permit, in their discretion, the use of a larger pipe or connection, for which special rates will be charged.

Rule 8. When two or more families use the same faucet, each will be charged as in the case of separate service.

Rule 9. The water may at any time be shut off the mains without notice for repairs, extensions or other necessary purposes, and neither Canby nor any officer thereof, shall be held responsible for damage caused by shutting off said water, or by collapsing or bursting of pipes, boilers or tanks.

Rule 10. Water will not be furnished when there are leaking faucets, closets or other fixtures, or bursted pipes. In case of such leakage the water will be shut off and the consumer notified, and water turned on again only when repairs are made and notice given the Superintendent.

Rule 11. No plumber or other person will be allowed

to make connection with the mains or pipes of the City, to make alteration in any conduct, pipe or fixture connection therewith, on any premises without permission of the Superintendent of water works.

Rule 12. Plumbers doing any work by which water may be drawn from the City mains or pipes, must make a true and accurate return thereof in writing, and must fully describe the service pipe, ferrule, stop cocks, and other fixtures, before the water will be turned on.

Rule 13. The superintendent of water works shall have access, at proper hours of the day, to all parts of buildings using water from the city mains or pipes, for the purpose of inspecting the condition of the pipes and fixtures and the manner in which the water is being used, and will deal only with the owners of buildings and not with tenants.

Rule 14. On failure to comply with the rules and regulations established as a condition to the use of water, or to pay the water rent at the time and manner hereafter provided, the water will be shut off until payment is made of the amount due up to the time it is again turned on, together with fifty cents in addition for the expense of turning the water off and on.

Should the occupant of the premises turn on the water after it has been turned off at a curb cock, it will be shut off at the main, and the party prosecuted, and the water will not be turned on again until a fee of \$2.00 is paid to cover the expense of turning it off and on.

Rule 15. The water rents will be due and payable in advance at the office of the person designated by the Council as Water Collector for Canby, on the first day of each month (except for meters, which are payable on the first day of the succeeding month.) If said water rent is not paid before the 10th of such month in advance such water collector shall collect, in addition to all other charges provided by this ordinance, the sum of twenty-five cents and if not paid before the twentieth day of such month, the water will be shut off from the premises as provided under Rule 14.

Rule 16. When the parties do not take water for family use or are not regular users of water, the City Council in its

discretion may decline to furnish water for irrigation only. Consumers will only be allowed to use water for irrigation or lawn sprinkling at hours that will be prescribed by the Water Superintendent and an additional charge will be made if more than one tap is used at a time.

Rule 17. The City Council reserves the right to annul, amend, revise, or add to these rules and regulations, or to change the water rates as they may deem necessary or expedient.

Rule 18. The monthly rates shall be as follows:

Bakeries	\$ 1.50
Barber shops, Each additional chair or tub, \$.75 add.	2.75 flat
Blacksmith shop, butcher shop or fish market	1.50
Family rate Each toilet or bath 50¢ or toilet and bath 75¢	1.25
Ice cream stands and fountains	2.00
Lawn fountains 1/4 inch nozzle	5.00
Public schools	20.00
Livery stables, public or private	2.00
Ice plant	10.00
Water coolers, running free	10.00
Stores	2.00
Water for stock, per head, per month	.25
Sprinkling per season (3 months)	4.00
Minimum rates, commercial	1.50
Public toilet in store (each)	.50
R. R. station or stock yards	4.00
Garage for wash rack	5.00
Steam boilers for power 25¢ per horse- power	.25
Heating plants	1.00

Rule 19. The charge for sprinkling lots at the rate given under Rule 18, shall be interpreted as follows: That such charges for one faucet on such lot shall be for one faucet and hose, and each additional faucet and hose used to sprinkle said lot at the same time as the first, an additional charge of \$4.00 per season of three months will be collected.

Rule 20. All charges provided in this ordinance shall be payable as herein provided and without demand on the part of the City.

Section 2. It shall be unlawful for any person or persons to maliciously or mischievously ring any fire bell or tamper with any fire bell in the City of Canby, provided, however, nothing in this ordinance contained shall be construed to prohibit the using of said fire bell for the purpose for which it was erected.

Section 3. It shall be unlawful for any person or persons to willfully break, dig up, injure or obstruct any pipe or main or any building, appurtenance or appendage of the water works of the City of Canby, or to open or cause to be opened any gate or stopcock, or to draw water from any faucet attached to the mains or service pipes of the water works of the City of Canby in any other manner than that provided by the rules and regulations now or hereinafter established by proper authority.

Section 4. It shall be unlawful for any person to tamper with or mischievously or maliciously open any fire hydrant or faucet connected with the water work system of the City of Canby.

Section 5. All ordinances or parts of ordinances heretofore passed in conflict with any of the provisions of this ordinance are hereby repealed.

Section 6. Any person who shall violate any of the provisions contained in any paragraph or section of this ordinance shall be punished by a fine of not more than \$50.00 or by imprisonment not exceeding twenty-five days or both fine and imprisonment.

Section 7. Inasmuch as there is urgent need that this ordinance go into immediate force and effect in order to provide Canby with a waterwork system, an emergency is hereby declared to exist, and this ordinance shall go into full force and effect upon its adoption and approval.

IT WAS THEREUPON MOVED, and seconded, that said reading be considered the first reading and said ordinance was ordered posted for the reason that the charges of publication were, in the judgment of the Council, excessive; that said ordinance come up for final passage at the regular meeting of the Council held on the 4th day of April, 1921, at 8 o'clock P. M.

Also the following ordinance was then read:.

ORDINANCE NO. 164

An ordinance providing for the punishment of disorderly conduct and disorderly persons; protecting City officers in the discharge of their duty; regulating the use of the public streets, highways, alleys and sidewalks of Canby; regulating the speed of automobiles and other machines or apparatus on or across the streets and highways of Canby; for the protection of the public health; preventing the defacing and carrying away of public or private property and premises in Canby; declaring a violation of this ordinance to be a misdemeanor; and providing a penalty for the violation hereof.

Canby does ordain as follows:

Section 1. It shall be unlawful for any person to carry any slingshot, billy, birk, pistol or any concealed deadly weapon, or to discharge any fire arms, air gun, flipper, or bean shooter within the corporate limits of Canby.

Section 2. It shall be unlawful for any person to lie or to sleep on any of the streets, highways, alleys, sidewalks, parks or other public places within the corporate limits of Canby; or to appear thereon in such a state of intoxication as to be unable to take proper care of himself, or herself; or to disturb the peace and quiet of any person, family or neighborhood or of the City of Canby, by drunkenness; or by making unusual or loud noises, or by violent or obscene, profane, insolent or offensive language; or by threatening, traducing, quarreling, fighting or offering or challenging to fight; or who shall assault any person; or in any way or manner of any sort, ever disturb the peace, quiet and decency of any person, or neighborhood, or Canby.

Section 3. It shall be unlawful for any person or persons to interfere with, abuse, resist, molest, or threaten to molest, any peace officer of this City, or who shall refuse to assist him in the discharge of his duty or duties, when legally called upon so to do, or who shall by any means whatsoever, aid or assist any person in custody upon a charge of a violation of any of the city's ordinances, or laws of the State of Oregon, in his or her efforts to escape from such custody, whether such escape be

affected or not, or who shall aid or assist a person to escape from lawful confinement.

Section 4. It shall be unlawful for any person or persons to lead, drive, or cause to be driven or lead upon any of the sidewalks of Canby any horse, mule, cow or any other such animal, automobile, or vehicle of any kind whatsoever, except for the purpose of necessarily crossing the same, at the regular intersections on crossings or to allow any of such automobiles or vehicles belonging to him or in his care to stand upon any sidewalk, or to block any crosswalk at the intersection of streets or to hitch or cause to be hitched any such animals so that they shall be upon or obstruct such sidewalks, or to stop such machines or other vehicles so that they shall be upon or obstruct such sidewalks.

Section 5. That it shall be unlawful for any person or persons to operate, run or drive or cause to be driven run or operated on, over or across any streets within Canby, any automobile, motorcycle, or any other vehicle, whether run by electricity, steam, gasoline or any other power within the corporate limits of Canby, at a greater rate of speed than twenty miles per hour.

Section 6. It shall be unlawful for any person having charge of any railroad train, engine, car or vehicle used upon or about any railroad within the corporate limits of this City, to cause or to permit the same to stand on any street, alley or street crossing or intersection of such street, alley or street crossing, for more than five minutes consecutively, at any time, or to so obstruct the same or interfere with the public use and travel for more than five consecutive minutes.

Section 7. It shall be unlawful for any person to willfully remain standing, lying or sitting down upon any of the sidewalks of Canby in such a manner as to obstruct the free passage of foot travelers on any portion of the same; or to willfully remain standing, lying or sitting thereon in said manner after being requested to move on by any peace officer of Canby.

Section 8. It shall be unlawful for any person or persons to expectorate or spit on the floor of any public conveyance or on the floor of any public hall, building or office or

upon the sidewalks or crosswalks within the limits of Canby.

Section 9. It shall be unlawful for any person or persons to willfully injure, deface, or destroy any building or fixtures therein, or to injure, destroy, take, or secrete any goods, chattels, or valuable papers of another, or injure or destroy any fence or fruit trees, or shrubbery, or flower gardens, or any kind of public or private property, or deface sidewalks with painted or printed hand bills or signs, posters, or other advertisements, or letters or words.

Section 10. Wherever in this Ordinance the word "person" is used, it shall be taken to mean person, persons, firm or corporation and wherever the words "his" or "her" are used, it shall also be taken to mean both masculine and feminine.

Section 11. Any person or persons who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction therefor and thereof, before the Recorder or Mayor, shall be punished by a fine of not to exceed \$100.00 or by imprisonment not to exceed thirty days, or by both fine and imprisonment.

IT WAS THEREUPON MOVED, and seconded, that said reading would be considered the first reading and said ordinance was ordered posted for the reason that the charges of publication were, in the judgment of the Council, excessive; that said ordinance come up for final passage at the regular meeting of the Council held on the 4th day of April, 1921, at 8 o'clock P. M.

Whereupon, the Council considered securing paving machinery, and instructed the Streets and Public property Committee, to make the necessary arrangements.

The following Resolution was then read:

Whereas heretofore, Canby has granted a number of franchises, the terms of which have not been complied with,

NOW THEREFORE, Be it Resolved by the Council of Canby that all franchises heretofore granted, the terms of which have not been complied with, for the use of the streets of Canby for any purposes, be and the same are hereby repealed, and all rights granted thereunder are declared void.

It was moved and seconded, that the Resolution be adopted.

On roll call, Ayes: Dedman, Eid, Johnson, Sandness, Shull and Slyter. Noes: None. Whereupon, the Mayor immediately approved the same, and declared the same adopted.

Meeting adjourned.


RECORDER.

APPROVED:

April 4 1921

MAYOR.