

ORDINANCE BILL NO 123

ORDINANCE NO. 125
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An Ordinance declaring the building situated on the North 24 feet of Lot 3 in Block No. 4 in the City of Lebanon, in Linn County, Oregon, a Dangerous nuisance and providing for the tearing down of the same, and the removal of the same, and providing the manner of payments of the the costs and expenses of so doing.

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:-

Section 1:- 1. Whereas, the Chief engineer of the Lebanon Fire department, and the Committee of the Common Council on street and Public Property, have made and filed with the Council of the said City, a report in writing, wherein they report and declare that the building known as the Empire Theater, situated on the North 24 feet of Lot 3 in Block 4 in the City of Lebanon, is so badly decayed and rotten and so damaged by age that the same is a dangerous nuisance.

in their judgment
Engineer and
And whereas the said committee has made report in writing that in their judgment is so badly decayed, damaged by age and use as to be impossible or repair, and the roof of same is about to fall in.

Section 2:- It is therefore ascertained, considered and determined by the Council, of the City of Lebanon, Oregon, that the said building situated and on the North 24 feet of Lot 3 of Block 4 in the City of Lebanon, Oregon, is a dangerous nuisance, and is in such a decayed and rotten condition, as to be of impossible repair, and that the peace, health and safety of the said City of Lebanon is thereby endangered, and the lives and property of the citizens of the said City are seriously endangered by the said condition of the said building,

Section 3:- The common council of the said city does further ascertain and determines, that the said building is a dangerous nuisance, and that the peace, health, safety of the said City, and the lives and property of its citizens requires that the said building on the said land

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be towed down and removed immediately, and that the same be closed at once.

Section 4:- That the Chief Engineer of the the fire Department of the said City, and the Marshall of the said City, cause to be served on the owners of the said building and ^{or person in control of same.} the occupants thereof, notice in writing, requiring such persons to cease to use the said building and to remove the same and ~~tear~~ same down forthwith.

Section 5?;- That if the said owner or occupant ^{or person in control of same} shall fail pr refuse to so tear the same down and ~~tear~~ remove the same within 30 days from the date of the serving of the said Notice upon them, then the said chief engineer and marshall shall cause the same to be removed and town down, without further delay. and the said officers, in the event the tear same down shall file with the recorder a statement of the costs for so doing, which if the council deem just shall be entered in and upon the docket of city liens, and made a charge and lien upon and against the said lot and lot, and if the same is not paid within ten days after demand therefor, the same shall be collected as other liens infavor of the said city for street of other im-
provements are collected. If the council deem the costs too high, they shall allow such sum as is just, which said sum shall be so entered and made a lien against the said property as hereinprovided.

Section 6:- That in as much as the said building is in a dangerous condition, and the roof of the same is liable to fall in at any time, and the peace, safety and health of the said city requires that this ordinance shall be in full force and effect from and after its approv-
al by the mayor; an emergency is hereby declared to exist, and this pr-
dinance shall be in full force and effect from and after its passgae by the council and approval by the mayor.

Passed by the Council this 7th day of January, 1913, the same having received the affirmative vote of more than three-fourths of all members elected to the council taken by aye and nae vote of roll call.

Approved bym this mayor this 8th day of Jan, 1913

Attest

J. M. Burtonshaw
Recorder of the City
of Lebanon.

J. S. Newcomer
Mayor