

ORDINANCE NO. 39.

AN ORDINANCE GIVING THE CITY OF GARIBALDI THE RIGHT TO CONSTRUCT ADEQUATE DRAINS ACROSS PRIVATE DRIVEWAYS WHICH GIVE ACCESS TO GARIBALDI CITY STREETS; CREATING A LIEN AGAINST THE PROPERTY OF THE OWNER OF THE LAND OVER WHICH SAID DRAIN SHALL PASS AND ESTABLISHING METHODS OF COLLECTING SAME AND DECLARING AN EMERGENCY.

The people of Garibaldi City do ordain as follows:

SECTION I. Garibaldi City shall have the right to construct and maintain a water drain across any private driveway which is an access route from the adjacent owner's land to any street in the City of Garibaldi; PROVIDED HOWEVER, that such drain shall be adequate in size but not less than eight inches inside diameter, said adequacy to be determined by the Street Superintendent.

SECTION II. Garibaldi City shall have the right to construct water drain across any said driveway or access road and charge the cost to the property owner owning property adjacent to the City street from which said access road extends.

SECTION III. In the event said charge is not paid, Garibaldi City may enforce the collection of the same by any means that may be provided by the laws of the State of Oregon by certifying to the Tax Assessor of Tillamook County, Oregon for collection in the manner and as provided by Section 2, Chapter 289, Oregon Laws 1933 as amended, providing for the collection of sewer service charges, or by any method permitted by the Charter or Ordinances of Garibaldi City.

SECTION IV. It is hereby adjudged and decreed that existing conditions are such that this Ordinance is necessary for the immediate preservation of the peace, health, safety and general welfare of the City of Garibaldi and an emergency is hereby declared to exist and this Ordinance shall take effect

and be in full force and effect from and after the passage by the Common Council of the City of Garibaldi and upon the signing hereof by the Mayor of the City of Garibaldi.


Read in open Council first and second times the 14th day of June, 1954.

Read in open Council third time and passed the 28th day of June, 1954.



Mayor, Garibaldi City

Attest:



Recorder, Garibaldi City.