

Chamber
of the
City of Seattle

1906

© 1906

THE CHARTER

OF THE

CITY OF SEATTLE

ADOPTED MARCH 3, 1896.

PUBLISHED BY AUTHORITY

SEATTLE :
LOWMAN & HANFORD STATIONERY AND PRINTING COMPANY
1896.

This Charter of the City of Seattle was framed by fifteen freeholders elected December 10, 1895, under the provisions of the act of the Legislature of the State of Washington, entitled "An act to authorize cities of the first class to alter, change, revise, add to or repeal their respective charters," approved March 4, 1895, and was ratified by the people at a general election held March 3, 1896. It then superseded the charter commonly known as the "Freeholders' Charter of 1890," which was framed by fifteen freeholders elected May 31, 1890, ratified by the people at a general election held October 1, 1890, and amended at the general elections held March 8, 1892, and March 6, 1894.

AUTHENTICATION

STATE OF WASHINGTON, }
COUNTY OF KING, } SS.
CITY OF SEATTLE.

I, Will H. Parry, Comptroller and ex-officio Clerk of the City of Seattle, do hereby certify that the Charter of the City of Seattle, hereinafter published is a true and correct copy of the original of said City Charter on file in my office.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the City of Seattle, State of Washington, this _____ day of _____ A. D. 1896.

City Comptroller and ex-officio Clerk of the City of Seattle.

*Wrote - Corporation Comptroller and Clerk of the City of Seattle
with City seal
Volume containing the true copy of the Charter
Comptroller and ex-officio Clerk of the City of Seattle*

THE CHARTER
OF THE
CITY OF SEATTLE

ARTICLE I.

GENERAL RIGHTS AND LIABILITIES.

Section 1. The municipal corporation now existing and
known as the city of Seattle, shall remain and continue a body
politic and corporate in name and in fact, by the name of "The
City of Seattle," and by that name shall have perpetual suc-
cession, may sue and defend in all courts and places, and in all
matters and proceedings whatever, and may have and use a
common seal, and alter the same at pleasure, and may pur-
chase, receive, hold and enjoy real and personal property with-
in and without the corporate limits of the City of Seattle,
and may sell, convey, mortgage and dispose of the same for the
common benefit, and may receive bequests, devises, gifts and
donations of all kinds of property within and without the
city for its own use and benefit, or in trust for charitable or
other public purposes, and do all acts necessary to carry out
the purposes of such gifts, bequests, devises and donations,
with power to manage, sell, lease or otherwise dispose of the
same in accordance with the terms of the gift, bequest, devise
or trust.

Sec. 2. The public buildings, lands and property, all rights
of property and rights of action, all moneys, revenues and in-
come belonging or appertaining to the City of Seattle, are
hereby declared to be vested in the said City of Seattle.

Sec. 3. The City of Seattle shall continue to have, hold
and enjoy all public buildings, lands, wharves, waters, prop-
erty real and personal, streets, alleys and other public places,
rights of property, rights of action, suits, actions, moneys,
revenues, taxes, licenses, income, books, documents, records,
archives, claims, demands, and generally all things in posses-

1 sion and action of every nature and description, and shall be
2 subject to all obligations, debts, liabilities, dues and duties,
3 of the existing municipality.

4 Sec. 4. Suits, actions and proceedings may be brought in
5 the name of the City of Seattle for the recovery of any prop-
6 erty, money or thing belonging thereto, in law or in equity,
7 or dedicated to public use therein, or for the enforcement of
8 any rights of or contracts with said city, whether made or
9 arising or accruing before or after the adoption of this char-
10 ter; and the adoption of this charter shall not operate to abate
11 or discontinue any existing suit, action or proceeding in court
12 or elsewhere, to which said city is a party.

13 Sec. 5. All contracts of every description heretofore duly
14 and legally made and entered into by the City of Seattle, by
15 virtue of any existing law, shall remain valid and be binding
16 upon the City of Seattle, to the extent only that they are now
17 valid and binding upon the City of Seattle.

18 Sec. 6. The adoption of this charter shall not affect any
19 special or local assessment, re-assessment or proceeding relat-
20 ing thereto, which may be wholly or partly completed or pend-
21 ing before the city council, or any board or officer at the time
22 of such adoption, but all such assessments, re-assessments and
23 proceedings may be completed under the provisions of this
24 charter; and all things done prior to the adoption of this char-
25 ter, relating to any such assessment, re-assessment or proceed-
26 ing now pending or remaining uncompleted, shall be held to
27 be a compliance with the provisions of this charter relating
28 thereto, in so far as such provisions are substantially the
29 same as the provisions of the charter superseded hereby, relat-
30 ing to the same matter, or all such assessments, re-assessments
31 and proceedings may be completed under the provisions of the
32 charter which is superseded by this charter or under the pro-
33 visions of general laws applicable thereto.

34 Sec. 7. All the provisions of this charter which are sub-
35 stantially identical with provisions of the charter superseded
36 hereby, shall be construed as continuations of such former pro-
37 visions and not as new enactments.

38 In all cases of claims for damages against the city, on
39 which part of the time allowed for presenting such claims to
40 the city council and filing the same with the city clerk has al-
41 ready elapsed at the time of the adoption of this charter, the
42 portion of time already elapsed shall be counted as a part of

the six months fixed by this charter for presenting and filing
such claims.

ARTICLE II.

BOUNDARIES, WARDS AND PRECINCTS.

Section 1. The City of Seattle shall include within its
limits the following lands and territory, to-wit: The north
half of section 17, all of sections 3, 4, 5, 6, 8, 9 and 10, in town-
ship 24 north, of range 4 east, and the south half of sections 19
and 20, and all of sections 27, 28, 29, 30, 31, 32, 33 and 34, in
township 25 north, of range 4 east, and the south half of section
24, and all of sections 25 and 36, in township 25 north, of range
3 east, and including also the water fronting said above de-
scribed lands westward to the center of Elliott Bay and the
Duwamish River, and eastward to the middle of Lake Wash-
ington, and all the water of Lake Union south of a line run-
ning east and west through the center of sections 19 and 20,
in township 25 north, of range 4 east, beginning at a point in
the center of Lake Washington, which is the northeast corner
of the limits of the City of Seattle on the 10th day of October,
A. D. 1890; thence northerly along the center of Lake Wash-
ington to an intersection with the center line of section 16, in
township 25 north, range 4 east, W. M., produced eastwardly;
thence west in the waters of Lake Washington and Union Bay
along said south line produced, to an intersection with the east
line of said section 16, produced southerly; thence north in
the waters of Union Bay along said east line produced to the
shore of said Union Bay, and thence north along the east line
of said section 16 and of section 9 in said township and range
to the quarter section corner on the east line of said section 9;
thence west along the center line of said section 9 to the quar-
ter section corner in the west line thereof; thence north along
the east lines of sections 8 and 5 in said township and range
to the north line of said township 25 north; thence west along
said township line to the quarter section corner in the north
line of section 1 in township 25 north, range 3 east, which lat-
ter point is the northeast corner of the present corporate limits
of the town (now city) of Ballard; thence south along the
center line of said section 1, and sections 12 and 13 in said
township 25 north, range 3 east, to the southeast corner of
government lot 2, in said section 13, said last named line being

1 also the easterly boundary of said city of Ballard; thence west
 2 along the south boundary of said city of Ballard to the center
 3 of Salmon Bay; thence northeasterly, following the present
 4 corporate limits of the city of Ballard, along the center line of
 5 Salmon Bay to deep water in Puget Sound or Admiralty Inlet;
 6 thence west to the main channel of Puget Sound or Admiralty
 7 Inlet; thence southerly along the main channel to a junction
 8 with the main channel from Elliott Bay; thence easterly and
 9 southeasterly along the main channel of Elliott Bay, to a point
 10 in the center of Elliott Bay, in a line with the westerly line of
 11 section 24, township 25 north, range 3 east, produced south;
 12 thence north along the said west line of section 24, produced,
 13 to the quarter section corner in the west line of said section
 14 24; thence east, following the limits of the City of Seattle on
 15 October 10, A. D. 1890, along the center line of said section 24,
 16 and of sections 19 and 20, in township 25 north, range 4 east,
 17 to the east line of said section 20; thence south, following the
 18 limits of the City of Seattle on October 10, A. D. 1890, along
 19 the east line of said section 20 to the southeast corner thereof;
 20 thence east, following the limits of the City of Seattle on Octo-
 21 ber 10, A. D. 1890, along the north line of sections 28 and 27,
 22 in township 25 north, range 4 east, to the shore of Lake Wash-
 23 ington; thence easterly in the waters of Lake Washington,
 24 following the limits of the City of Seattle on October 10, A.
 25 D. 1890, to the northeast corner of the limits of the City of
 26 Seattle on October 10, A. D. 1890, and the place of beginning,
 27 including all waters embraced within the boundaries above
 28 described, together with such other territory, if any, heretofore
 29 or hereafter added to said city by virtue of the general laws
 30 of the State of Washington.

31 Sec. 2. The City of Seattle is hereby divided into nine
 32 wards, designated and bounded as follows:

33 The First Ward shall include all that part of the city
 34 within the following boundaries, to-wit: Commencing at the
 35 intersection of the center line of Yesler Way with the center
 36 line of Ninth Avenue South, and running thence south along the
 37 center line of Ninth Avenue South to the center line of Jack-
 38 son street; thence east along the center line of Jackson street
 39 to the center line of Twelfth Avenue South; thence south along
 40 the center line of Twelfth Avenue South to the center line of
 41 Hanford street; thence east along the center line of Hanford
 42 street to the east line of section 17, in township 24 north, of

range 4 east; thence south on the said section line to the quarter
 1 section corner on the said east line of section 17; thence west
 2 along the south boundary of the city to the west boundary of
 3 the city; thence north along the west boundary of the city to
 4 a point in Elliott Bay, where the center line of Yesler Way
 5 produced intersects said west boundary; thence east in a
 6 straight line along the center line of Yesler Way produced
 7 and Yesler Way to the point of beginning.
 8

The Second Ward shall include all that part of the city
 9 situated south of the center line of Yesler Way and Yesler
 10 Way produced, and lying east of the First Ward.
 11

The Third Ward shall include all that part of the city with-
 12 in the following boundaries, to-wit: Commencing at the in-
 13 tersection of the center line of Yesler Way with the center
 14 line of Broadway and running thence north along the center
 15 line of Broadway to the center line of Madison street; thence
 16 northeasterly along the center line of East Madison street and
 17 East Madison street produced to the point in Lake Washing-
 18 ton where East Madison street so produced would intersect
 19 the section line between sections 16 and 21, township 25 north,
 20 range 4 east, produced eastward; thence east to the east
 21 boundary of the city; thence south along the east boundary of
 22 the city to the north boundary of the Second Ward; thence
 23 west in a straight line along the center line of Yesler Way pro-
 24 duced and Yesler Way to the point of beginning.
 25

The Fourth Ward shall include all that part of the city
 26 within the following boundaries, to-wit: Commencing at the
 27 intersection of the center line of Yesler Way with the center
 28 line of Broadway, and running thence north along the center
 29 line of Broadway to the center line of Madison street; thence
 30 southwesterly along the center line of Madison street and
 31 Madison street produced to the point of intersection with the
 32 center line of Yesler Way produced; thence east in a straight
 33 line along the center line of Yesler Way produced and Yesler
 34 Way to the point of beginning.
 35

The Fifth Ward shall include all that part of the city
 36 within the following boundaries, to-wit: Commencing on the
 37 center line of Madison street at the point where the same is
 38 intersected by the center line of Minor avenue, and running
 39 thence northerly along the center line of Minor avenue to the
 40 center line of Olive street; thence westerly along the center
 41 line of Olive street to the center line of Stewart street; thence
 42

1 westerly along the center line of Stewart street to the north
2 boundary of the First Ward; thence east along said north
3 boundary to the point of intersection with the center line of
4 Madison street produced; thence easterly in a straight line
5 along the center line of Madison street to the point of begin-
6 ning.

7 The Sixth Ward shall include all that part of the city
8 within the following boundaries, to-wit: Commencing at a
9 point on the west boundary of the city where the same is in-
10 tersected by the center line of Denny Way produced, and run-
11 ning thence east in a straight line along the center line of
12 Denny Way produced and Denny Way to the center line of
13 Ninth avenue; thence southerly along the center line of Ninth
14 avenue to the center line of Olive street; thence westerly along
15 the center line of Olive street to the center line of Stewart
16 street; thence westerly along the center line of Stewart street
17 to the north boundary of the First Ward; thence west along
18 said north boundary to the west boundary of the city; thence
19 northerly along the west boundary of the city to the point of
20 beginning.

21 The Seventh Ward shall include all that part of the city
22 within the following boundaries, to-wit: Commencing on the
23 center line of Madison street at the point where the same is
24 intersected by the center line of Minor avenue, and running
25 thence northerly along the center line of Minor avenue to the
26 center line of Olive street; thence westerly along the center
27 line of Olive street to the center line of Ninth avenue; thence
28 northerly along the center line of Ninth avenue to the center
29 line of Denny Way; thence east along the center line of Denny
30 Way to the center line of Westlake avenue; thence north along
31 the center line of Westlake avenue to Valley street and con-
32 tinuing due north to mid-channel in Lake Union, and thence
33 northeast, east and southeast, following the mid-channel of
34 said lake to the intersection of the section line between sec-
35 tions 16 and 21, township 25 north, range 4 east, at the portage
36 between Lakes Union and Washington; thence east on said
37 section line produced to the intersection of East Madison
38 street produced, and thence southwesterly along the center
39 line of East Madison street produced, East Madison street
40 and Madison street to the point of beginning.

41 The Eighth Ward shall include all that part of the city
42 situate north of the center line of Denny Way and Denny

Way produced, west of the Seventh Ward, south of the east
1 and west center line through section 19, in township 25 north,
2 range 4 east, and through section 24, in township 25 north,
3 range 3 east, and east of the west line of said section 24, and
4 said line produced south to Denny Way produced.
5

6 The Ninth Ward of the City of Seattle shall include all
7 that part of the City of Seattle within the following bound-
8 aries: Commencing at a point in the center of Lake Union
9 which would be intersected by the extension eastward of the
10 center line of section 19, township 25 north, range 4 east;
11 thence in a northeast direction in the center of Lake Union;
12 thence east in said center; thence southeast along said center
13 line to where the same intersects the section line produced
14 west between sections 16 and 21, township 25 north, range 4
15 east; thence east on said section line produced to a point in
16 Union Bay, where said section line produced would inter-
17 sect the northeast corner of section 21; thence north in
18 the waters of Union Bay along the east line of section
19 16 and section 9, in said township and range, to the
20 quarter section corner on the east line of said section
21 9; thence west along the center of said section 9 to the
22 quarter section corner in the west line thereof; thence
23 north along the east line of sections 8 and 5, in said
24 township and range, to the north line of said township; thence
25 west along said township line to the quarter section corner in
26 the north line of section 1, in township 25 north, range 3 east,
27 which latter point is the northeast corner of the present cor-
28 porate limits of the town (now city) of Ballard; thence south
29 along the center line of said section 1 and sections 12 and 13
30 in said township 25 north, range 3 east, to the southeast corner
31 of government lot 2, in said section 13, the said last-named line
32 being also the easterly boundary of said city of Ballard; thence
33 west along the south boundary of said city of Ballard to the
34 center of Salmon Bay; thence northwesterly, following the
35 present corporate limits of the city of Ballard along the center
36 line of Salmon bay to deep water in Puget sound or Admiralty
37 inlet; thence southerly along said main channel to a junction
38 with the main channel of Elliott Bay; thence easterly and
39 southeasterly along the main channel of Elliott Bay to a point
40 in the center of Elliott Bay in a line with the westerly line of
41 section 24, township 25 north, range 3 east, produced south;
42 thence north along the west line of section 24 produced, to the

1 quarter section corner in the west line of said section 24, town-
 2 ship 25 north, range 3 east; thence east along the center line
 3 of said sections 24 and 19 to the center of Lake Union, which
 4 said line produced eastward will intersect and which is the
 5 place of beginning.

6 Sec. 3. The city council shall have power in the year
 7 eighteen hundred and ninety-seven, and in every fourth year
 8 thereafter, to re-district the city into wards, and also to create
 9 additional wards out of existing wards. There shall never be
 10 more than one ward to each seven thousand of population as
 11 shown by any official census last preceding, and not less than
 12 nine wards at any time. The wards shall be made as nearly
 13 equal in population and as geographically compact as possible,
 14 nor shall any ordinance re-districting the city into wards or
 15 creating new wards out of old take effect within sixty days
 16 preceding any election held in the city for municipal, county,
 17 district or state officers.

18 Sec. 4. Whenever any new territory is added to the city
 19 the same shall be attached to and be a part of the ward adjoin-
 20 ing thereto; and if such territory shall adjoin more than one
 21 ward it shall be added to and be a part of the said ward adjoin-
 22 ing thereto which shall have cast the smallest vote at the regu-
 23 lar municipal election last preceding such annexation; pro-
 24 vided, that if the city council shall deem the population of
 25 such territory to be sufficiently large to constitute a separate
 26 ward, it may, by ordinance, declare such territory a distinct
 27 ward and assign a number thereto; and the same shall remain a
 28 distinct ward until the city is re-districted, as provided in
 29 section 3 of this article. No new ward shall be thus created
 30 in excess of the number of wards allowed by the provisions of
 31 said section 3.

32 Sec. 5. The city council shall, by ordinance, as often as
 33 may be necessary, divide each ward into two or more election
 34 precincts, so that each precinct shall contain as nearly as may
 35 be 250 voters, and in such manner as will best subserve con-
 36 venience in voting and will conform to the general laws of the
 37 state; provided, that no alteration of such precincts shall take
 38 effect within sixty days next preceding any election held in
 39 the city for municipal, county, district or state officers after
 40 the year one thousand eight hundred and ninety-six.

41 Sec. 6. No change in the boundary of any ward shall
 42 operate to abolish any office or exclude any councilman or

other city officer from office before the expiration of the term 1
 for which the incumbent was elected or appointed. 2

ARTICLE III.

DISTRIBUTION OF GOVERNMENT.

Section 1. The government of the city of Seattle shall be 3
 divided into fourteen departments and no more, that is to say: 4

- | | |
|------------------------------------|----|
| 1. The Legislative Department. | 5 |
| 2. The Executive Department. | 6 |
| 3. The Clerical Department. | 7 |
| 4. The Department of Police. | 8 |
| 5. The Department of Public Works. | 9 |
| 6. The Department of Finance. | 10 |
| 7. The Department of Sanitation. | 11 |
| 8. The Fire Department. | 12 |
| 9. The Harbor Department. | 13 |
| 10. The Department of Parks. | 14 |
| 11. The Library Department. | 15 |
| 12. The Law Department. | 16 |
| 13. The Judicial Department. | 17 |
| 14. The Civil Service Department. | 18 |

Sec. 2. The said departments, with the exception of the 19
 Judicial, shall be constituted as provided in Articles IV., V., 20
 VI., VII., VIII., IX., X., XI., XII., XIII., XIV., XV. and XVI. 21
 of this charter, subject to such changes only as are in this 22
 charter expressly authorized. 23

Sec. 3. The Mayor shall be deemed the head of the Ex- 24
 ecutive Department, the president of the city council shall be 25
 deemed the head of the Legislative Department, the Librarian 26
 shall be deemed the head of the Library Department, and the 27
 members of the commissions or boards created by this charter, 28
 and the principal unsubordinated officers in departments 29
 wherein there is no commission or board constituted by this 30
 charter shall be deemed heads of their respective departments, 31
 but no head of department shall have or exercise any power or 32
 authority not provided for elsewhere in this charter. Official 33
 communications between different departments, except as in 34
 this charter otherwise provided, shall be through the heads of 35
 departments. 36

ARTICLE IV.

THE LEGISLATIVE DEPARTMENT.

1 Section 1. All legislative power of the City of Seattle
2 shall be vested in a mayor and a city council.

3 Sec. 2. Except as otherwise provided in this charter provided, the
4 city council shall consist of one member from each ward of the
5 city and four members elected from the city at large.

6 Sec. 3. Subdivision A. At the general municipal election
7 in the year 1898 and at each general municipal election there-
8 after, there shall be elected by the electors of each ward of the
9 city one councilman who shall hold office for a period of two
10 years, and by the electors of the city at large two councilmen-
11 at-large, each of whom shall hold office for a period of four
12 years.

13 Subdivision B. Until the election in the year 1898, and
14 the organization of the city council thereupon in pursuance
15 of the provisions of Subdivision A of this section, the city coun-
16 cil shall consist of thirteen members and be composed as fol-
17 lows: The nine men who are elected members of the
18 house of delegates at the general municipal election in the
19 year 1896 shall be members of the city council created by this
20 charter, and each shall serve for a period of two years, and of
21 the five persons who are elected at the general municipal elec-
22 tion in the year 1896 members of the board of aldermen, the
23 four who respectively receive the highest vote shall be the
24 other four members of the city council created by this charter,
25 and the two of them who respectively receive the highest vote
26 shall serve for the period of four years, and the other two shall
27 serve for a period of two years. In case of a tie vote, the out-
28 going council shall in joint convention determine the election
29 or length of term (by lot). The qualifications of the members
30 elected in 1896 shall be such as prescribed for them respec-
31 tively by the charter which is superseded hereby. Until
32 the organization of the city council under the foregoing pro-
33 visions of this subdivision, the city council shall be consti-
34 tuted and composed as it is constituted and composed at the
35 time of the adoption of this charter, and each house of it
36 shall be governed by and have and exercise the powers
37 granted it by the charter of the city of Seattle which was in
38 force on the first day of January, 1896.

39 Subdivision C. Each member of the city council shall

receive an annual salary of three hundred dollars, payable 1
monthly. A deduction of five dollars for each absence shall 2
be made from the salary of each member who shall be absent 3
from any regular meeting of the city council. 4

Sec. 4. Except as otherwise provided in Section 3 of this 5
article no person shall be eligible for councilman unless he 6
shall have been a citizen of the United States and a resident 7
and elector of the city for at least four years next prior to 8
his election; and no person shall be eligible for election by 9
the electors of any ward unless, in addition to the above re- 10
quirements, he shall have been a resident of the ward from 11
which he is elected and a freeholder of the city for at least 12
two years next prior to his election. 13

Sec. 5. A majority of all members elected shall consti- 14
tute a quorum, but a less number may adjourn from day to 15
day, or till the time of the next regular meeting, and may 16
compel the attendance of absent members in such manner and 17
under such penalties as the council shall prescribe. 18

Sec. 6. The city council shall— 19
First—Annually, and also whenever a vacancy occurs, 20
choose from its members its president, who shall perform the 21
usual functions of a presiding officer, and may be removed 22
by the affirmative vote of not less than two-thirds of all the 23
members. 24

Second—Establish rules for its proceedings. 25

Third—Keep a journal of its proceedings and allow the 26
proceedings to be published, and take the yeas and nays on 27
any question on demand of any two members and enter the 28
same in the journal. 29

Fourth—Have authority to punish its members and 30
others for disorderly or otherwise contemptuous behavior 31
in its presence, and to expel for such behavior in its presence 32
any member by the affirmative vote of not less than two- 33
thirds of its members, specifying in the order of expulsion 34
the cause thereof. 35

Fifth—Have authority to create and use committees of 36
its members, in order to facilitate the discharge of its legis- 37
lative functions; provided, that no committee of the council 38
and no part of any committee and no member shall have or 39
exercise executive or administrative power, except as other- 40
wise expressly provided in this charter. 41

Sixth—Have power to compel attendance of witnesses 42

1 as well as production of papers and things pertinent to busi-
2 ness before it or any of its committees.

3 Sec. 7. The city council shall have power to and shall
4 appoint from its members a committee, consisting of three or
5 more, to be denominated "finance committee," and to fill all
6 vacancies in said committee. Such committee shall have
7 power to investigate the transactions and accounts of all offi-
8 cers having the collection, custody and disbursement of pub-
9 lic money, or having the power to approve, allow or audit
10 demands on the treasury; it shall have free access to any
11 records, books and papers in all public offices; and shall have
12 power to administer oaths or affirmations, and to examine
13 witnesses and compel attendance before it by subpoena.
14 Said committee may visit any of the public offices, when and
15 as often as it thinks proper, and make its examinations and
16 investigations therein without hindrance. It shall be the
17 duty of such committee as often as once in every six months
18 to examine the official bonds of all city officers and deposit-
19 ories of the city funds, and inquire into and investigate the
20 sufficiency and solvency of the sureties thereon and report
21 the facts to the mayor. Such report shall specify each bond
22 with the sureties and the amount for which each surety is
23 bound, and state whether or not they are deemed sufficient
24 and solvent. Upon such report the mayor shall act so as to
25 protect the city, and may require new bonds when necessary,
26 and he may suspend the officer until a sufficient bond is filed
27 and approved. In the exercise of its functions, a concu-
28 rrence of a majority of the members of said committee shall
29 be deemed sufficient. Said committee shall keep a record of
30 its proceedings, with the names of the witnesses examined,
31 and a substantial statement of the evidence taken. If from
32 the examination made by said committee it shall appear that
33 a misdemeanor in office or a defalcation has been committed
34 by any officer, said committee shall immediately report to
35 the mayor, who, if he approve such report, shall forthwith
36 suspend such officer, and take the proper steps under this
37 charter to remove him or to cause his removal. Any police
38 officer shall execute the process and orders of said committee.

39 Sec. 8. The finance committee shall immediately upon
40 its appointment and semi-annually make a thorough exami-
41 nation of all the books of the city treasurer and city comp-
42

troller, and report the result of such investigations to the
city council.

Sec. 9. The council shall meet upon the first Monday of
each month, or if that day be a legal holiday, then upon
the next day not a holiday thereafter, and all its sessions
shall be public, and it shall not adjourn to any other place
than its regular place of meeting; but the mayor, or in his
absence or disability the president of the council, or any
three councilmen, may call a special meeting of the council.

Sec. 10. Every legislative act of said city shall be by
ordinance. Every ordinance shall be clearly entitled and
shall contain but one object, which shall be clearly expressed
in its title. The enacting clause of every ordinance shall
be: "Be it ordained by the City of Seattle as follows:"

Sec. 11. No bill shall become an ordinance unless on its
final passage at least a majority of all the members elected
vote in its favor, and the vote be taken by yeas and nays, and
the names of those voting for and against the same be entered
in the journal. No ordinance, other than an ordinance pro-
viding for appropriations for salaries or current expenses,
shall be passed on its final reading at the meeting at which it
is introduced.

Sec. 12. No ordinance shall be revised, re-enacted or
amended by reference to its title; but the ordinance to be re-
vised or re-enacted, or the section thereof amended shall be
re-enacted at length as revised or amended.

Sec. 13. When a bill is put upon its final passage and
fails to pass, and a motion is made to reconsider, the vote
upon such motion shall not be acted on before the next meet-
ing of the council. No bill for the grant of any franchise
shall be finally passed within thirty days after its introduc-
tion, nor until it has been published in the official newspaper
of the city at the expense of the applicant for ten days daily.

Sec. 14. No ordinance shall take effect until ten days
after its passage, unless otherwise expressed in said ordi-
nance.

Sec. 15. Every bill, after it has passed, shall be signed
by the president of the council in open session, in authentica-
tion of its passage; in signing such bill, the president shall
call the attention of the council to the bill, and that he is
about to sign it, and, if any member so request, the bill shall
be read at length for information as to its correctness as en-

1 rolled. If any member object that the bill is not the same
2 as when considered and passed, such objection shall be
3 passed upon, and if sustained the president shall withhold
4 his signature and the bill shall be corrected and signed be-
5 fore the council proceeds to any other business.

6 Sec. 16: Every bill which shall have passed and been
7 authenticated as provided in the last section, shall within five
8 days thereafter be presented to the mayor. The mayor
9 shall return such bill to the council within ten days after re-
10 ceiving it, and if he do not disapprove it, it shall become an
11 ordinance; if he disapprove it, he shall, when he so returns it,
12 specify his objections thereto in writing. The objections of
13 the mayor shall be entered at large on the journal of the
14 council, and published in the city official newspaper. The
15 council shall, not less than five days after such publication,
16 and within thirty days after such bill shall have been so
17 returned, reconsider and vote upon the same, and if the same
18 shall, upon such reconsideration, be again passed by the
19 affirmative vote of not less than two-thirds of all the mem-
20 bers elected, the president of the council shall certify the
21 fact on the bill, and when so certified the bill shall become
22 an ordinance with like effect as if it had not been disapproved
23 by the mayor; but if the bill so returned shall fail to receive
24 upon the first vote thereon an affirmative vote of two-thirds
25 of the members elected it shall be deemed finally lost. The
26 vote on such reconsideration shall be taken by yeas and nays,
27 and the names of members voting for or against the same
28 shall be entered in the journal thereof.

29 Sec. 17. All ordinances and resolutions shall be de-
30 posited with the city clerk, who shall record the same at
31 length in a suitable book kept for that purpose. All ordi-
32 nances of a general, public or permanent nature, and those
33 imposing a fine, penalty or forfeiture, shall be published at
34 least once in the city official newspaper within three days
35 after the same shall have become a law; provided, that the
36 publication of all ordinances granting any franchise or pri-
37 vate privilege or approving or vacating any plat shall be at
38 the expense of the applicant therefor.

39 Sec. 18. The city council shall have power by ordinance
40 and not otherwise:

41 First—To provide for general and special elections for
42 questions to be voted upon, and to provide for the appoint-

ment and election of officers. Any person who, by the pro- 1
visions of this charter or any amendment thereto, may be ap- 2
pointed or elected to any office or employment created in pur- 3
suance thereof, shall be deemed an officer within the meaning 4
of this section. 5

Second—To provide for the assessment, levying and col- 6
lecting taxes on real and personal property for the corporate 7
uses and purposes of the city, and to provide for the pay- 8
ment of the debts and expenses of the corporation, but no tax 9
for general municipal purposes shall exceed four-tenths of 10
one per centum per annum; no tax to provide fire engines 11
and other fire apparatus and a supply of water to quench fire, 12
or for any of said purposes, shall exceed three-tenths of one 13
per centum per annum; no tax to provide for purchase and 14
condemnation of land for public uses and improvement and 15
ornamentation thereof, and erection of structures thereon, 16
or to provide for any of said objects, shall exceed two-tenths 17
of one per centum per annum; no tax to provide for furnish- 18
ing gas, electricity and lights, and for construction of works 19
necessary or convenient therefor, or for any of said purposes, 20
shall exceed two-tenths of one per centum per annum; no 21
tax for street and alley improvement and repair, exclusive 22
of assessments mentioned in sub-divisions seventh, eighth 23
and tenth of this section, and construction and repair of 24
sewers and conduits, other than water pipe, or for any of said 25
purposes, shall exceed four-tenths of one per centum per 26
annum; no tax for construction and repair of water works 27
and appurtenances, or of any of the same, shall exceed one per 28
centum per annum; and no tax for the maintenance and oper- 29
ation of water works and for paying rent for water works or 30
water, or for any of said purposes, shall exceed five-tenths of 31
one per centum per annum; and all taxes, exclusive of assess- 32
ments for improvements mentioned in said sub-divisions 33
seventh, eighth and tenth, shall not in any year exceed three 34
per centum of the property assessed; and all taxes for special 35
purposes other than water works and water supply, and ex- 36
clusive of assessments for improvements mentioned in said 37
sub-divisions, seventh, eighth and tenth, shall not in any year 38
exceed one and one-tenth per centum of the property assessed; 39
and to provide for the assessment and collection of a road poll 40
tax not exceeding four dollars per poll on all male inhabitants 41
between the ages of twenty-one and fifty years inclusive. 42

1 Third—To control the finances and property of the city;
2 provided, that the city council shall have no administrative
3 as distinguished from the legislative power.

4 Fourth—To acquire by purchase or by exercise of the
5 right of eminent domain or otherwise, and for the use and in
6 the name of the city, such lands and other property as may
7 be deemed necessary, proper or convenient for any of the
8 corporate uses provided for by this charter; and to acquire
9 for the use of the city any property by gift, bequest or devise,
10 and to dispose of all such property as it shall have, as the
11 interests of the city may from time to time require.

12 Fifth—To borrow money for corporate purposes on the
13 credit of the city, and to authorize the issue of negotiable
14 bonds therefor on such condition or conditions and in such
15 manner as may be prescribed in this charter and the constitu-
16 tion and laws of this state; but the indebtedness of the city
17 shall at no time exceed in the aggregate ten per centum of
18 the value of all taxable property in said city, such value to
19 be ascertained and determined by the last assessment for city
20 purposes previous to the incurring of such indebtedness; and
21 under the limitations above stated to authorize the issue of
22 bonds in place of or to supply the means with which to meet
23 maturing bonds or other indebtedness or for the consolida-
24 tion or funding of the same; provided, that no bond or set of
25 bonds shall be issued for a longer period than twenty years.

26 Sixth—To provide for the purchase or appropriation of
27 property within or without the corporate limits of the city
28 for its corporate uses, upon making just compensation to the
29 owners thereof; and to provide for the institution and main-
30 tenance of such proceedings as may be authorized by the
31 general laws of the state for the appropriation of private
32 property for public use.

33 Seventh—To lay out, establish, open, alter, widen, ex-
34 tend, grade, re-grade, sidewalk, re-sidewalk, pave, re-pave,
35 plank, re-plank, establish grades or otherwise improve streets,
36 alleys, avenues, sidewalks, wharves, parks and other public
37 grounds, and to regulate and control the use thereof, and to
38 vacate the same and to authorize or prohibit the use of elec-
39 tricity at, in or upon any of said streets or for other purposes,
40 and to prescribe the terms and conditions upon which the
41 same may be so used and to regulate the use thereof.

42 Eighth—To change the grade of any street, highway or

alley within its corporate limits and to provide for the pay- 1
ment of damages to any abutting owner or owners who shall 2
have built or made other improvements upon such street, 3
highway or alley at any point opposite to the point where 4
such change shall be made in such grade. 5

Ninth—To authorize or prohibit the locating and con- 6
structing of any railroad or street railroad in any street, 7
alley or public place of the city, and to prescribe the terms 8
and conditions upon which any such railroad or street rail- 9
road shall be located, operated or constructed; to provide for 10
the alteration, change of grade or removal thereof; to regu- 11
late the moving and operation of railroad and street railroad 12
trains, cars and locomotives within the corporate limits of 13
the city; and to provide for, and it shall be the duty of the 14
council by ordinance to provide for, the protection of all per- 15
sons and property against injury in the use of any such rail- 16
road or street railroad, or car thereof. 17

Tenth—To provide for making local improvements and 18
to levy and collect special assessments on property benefited 19
thereby, and for paying for the same or any portion thereof. 20

Eleventh—To acquire by purchase or by exercise of the 21
right of eminent domain or otherwise lands for public parks, 22
within or without the limits of said city, and to improve the 23
same. 24

Twelfth—To construct and keep in repair bridges, via- 25
ducts and tunnels, and to regulate the use thereof. 26

Thirteenth—To determine what work shall be done or 27
improvements made at the expense in whole or in part of 28
the owners of the adjoining, contiguous or proximate prop- 29
erty, or others especially benefited thereby, and to provide 30
for the manner of making and collecting assessments there- 31
for. 32

Fourteenth—To provide for erecting, purchasing or 33
otherwise acquiring, as the sole and exclusive property of the 34
city, water works within or without the corporate limits of 35
the city, to supply said city and its inhabitants with water for 36
any and all purposes, and to fix, alter, regulate and con- 37
trol the use and price of the water so supplied; provided, 38
however, that the city council shall not enter into any con- 39
tract or agreement whatever with any person, company or 40
corporation for its water supply or distribution, or for the 41
joint or entire use of the whole or any part of the city water 42

1 supply or distributing plant, including conduits, mains and
2 reservoirs, without first submitting such proposed contract
3 or agreement to a vote of the qualified electors of the city at
4 a general election, or special election called for that purpose,
5 and unless a majority of said electors voting at said election
6 shall vote therefor; provided further, that nothing herein
7 contained shall be so construed as to prevent the city from
8 selling to any consumer water for power or other uses, or
9 the power manufactured from water, upon terms open to all
10 consumers.

11 Fifteenth—To provide for lighting the streets and all
12 public places of the city, and for furnishing the inhabitants
13 of the city with gas, electric or other light, and for the owner-
14 ship, purchase or other acquisition, construction and main-
15 tenance of such works as may be necessary or convenient
16 therefor; to charge and collect for the use of such light, and
17 to regulate the use and price of such light whether supplied
18 by the city or other person or corporation; provided, how-
19 ever, that no purchase of any such light plant shall be made
20 without first submitting the question of such purchase to the
21 electors of the city.

22 Sixteenth—To establish and regulate markets, and to
23 provide, by proper penalties, for the weighing, measuring
24 and inspection of all articles of food or drink offered for sale
25 thereat or at any other place within the limits of the city,
26 and to enforce the keeping of proper legal weights and meas-
27 ures by all venders in the city, and to provide for the inspec-
28 tion of such weights and measures.

29 Seventeenth—To erect and establish hospitals and pest-
30 houses, and to control and regulate the same.

31 Eighteenth—To erect and establish work-houses and
32 jails, and to control and regulate the same, and to provide for
33 the working of prisoners confined therein; provided, that no
34 prisoner shall be required to perform any labor until he
35 shall have been duly convicted of some offense punishable by
36 imprisonment, and duly sentenced thereto.

37 Nineteenth—To provide for establishing and maintain-
38 ing reform or training schools for juvenile offenders.

39 Twentieth—To provide for the establishment and main-
40 tenance of a public library or libraries, and to appropriate
41 annually such per centum of all moneys collected for fines,
42 penalties and licenses as shall be prescribed by this charter

for the support of a city library, which shall, under such
regulations as shall be prescribed by ordinance, be open for
use by the public.

✓ Twenty-first—To regulate the burial of the dead, and to
establish and regulate cemeteries within or without the cor-
porate limits, and to acquire land therefor by purchase or
condemnation or otherwise; to cause cemeteries to be re-
moved beyond the limits of the corporation, and to prohibit
the establishment of any cemetery within two miles of the
boundaries of the city.

Twenty-second—To direct the location and construction
of all buildings in which any trade or occupation offensive to
the senses or deleterious to the public health or safety shall
be carried on, and to regulate the management thereof; and
to prohibit the erection and maintenance of such buildings or
structures, or the carrying on of such trades or occupations
within the limits of the city or within the distance of two
miles beyond the boundaries thereof.

Twenty-third—To make regulations for the prevention of
accidents by fire, to organize and establish a fire department.
to provide fire engines and other apparatus, and to provide
for the prevention and extinguishment of fires and to regulate
or prohibit the transportation, keeping or storage of all com-
bustible or explosive materials within the corporate limits of
the city, and to restrain and regulate and prohibit the use of
fireworks.

Twenty-fourth—To establish fire limits and enlarge the
same as circumstances may require, and make all such regu-
lations for the erection and maintenance of buildings or other
structures within the corporate limits as the safety of persons
or property may require, and to cause all such buildings and
places as may from any cause be in a dangerous state to be
put in a safe condition, and to prohibit the erection or con-
struction within such fire limits of any building or structure
or any addition to any building or structure unless such
building, structure or addition be constructed of such ma-
terial and in conformity to such rules, regulations and con-
ditions as the city council shall have provided; and to provide
for the removal of any building or structure or any addition
to any building or structure erected contrary to such pro-
hibition.

Twenty-fifth—To regulate the manner in which stone,

1 brick and other buildings, party walls and partition fences
2 shall be constructed and maintained.

3 Twenty-sixth—To provide for the deepening, widening,
4 docking, covering, walling, altering or changing the channels
5 of water-ways and water-courses, and to provide for the con-
6 struction and maintenance of canals, slips, public landing
7 places, wharves, docks and levees, and all such other work as
8 may be required for the accommodation of commerce, and to
9 control and regulate the use thereof; and further, to provide
10 for the condemnation of all such work or works by the city
11 and for its use and benefit; and for the construction and main-
12 tenance and ownership of the same by the city.

13 Twenty-seventh—To control, regulate or prohibit the
14 anchorage, moorage and landing of all water craft and their
15 cargoes within the jurisdiction of the corporation.

16 Twenty-eighth—To fix the rate of wharfage, storage and
17 dockage, and to provide for the collection thereof, and to pro-
18 vide for the imposition and collection of such harbor fees as
19 may be consistent with the laws of the United States.

20 Twenty-ninth—To license, regulate, control or restrain
21 wharf-boats, tugs and other boats used about the harbor or
22 within the jurisdiction of the city.

23 Thirtieth—To require the owners of public halls or other
24 buildings to provide suitable means of exit; to provide for
25 the prevention and abatement of nuisances; for the cleaning
26 and purification of water courses and canals; for the draining
27 and filling up of ponds on private property within its limits,
28 when the same shall be offensive to the senses or dangerous
29 to health; to regulate and control and provide for the preven-
30 tion and punishment of the defilement or pollution of all
31 streams running into or through its corporate limits, and for
32 the distance of five miles beyond its corporate limits, and of
33 any stream or lake from which the water supply of said city
34 is or may be taken, for a distance of five miles beyond its
35 source of supply; to provide for the cleaning of areas, vaults
36 and other places which may be so kept as to become offensive
37 to the senses or dangerous to health; and to make all such
38 quarantine and other regulations as may be necessary for
39 the preservation of the public health; and to remove all per-
40 sons afflicted with any infectious or contagious disease to
41 some suitable place to be provided for that purpose.

42 Thirty-first—To declare what shall be a nuisance and to

provide for the abatement of the same, and for the punish- 1
ment of any person or party who may create, continue or 2
suffer a nuisance to exist. 3

Thirty-second—To license, tax, confine within limits of 4
time and place to be by the city council prescribed, and to 5
otherwise regulate the selling or giving away of intoxicating, 6
spiruous, malt, vinous, mixed or fermented liquors, and the 7
collection of the license money therefrom for the use of the 8
city; provided, that no license shall be granted to any person 9
or persons who shall not first comply with the general laws 10
of the state in force at the time the same is granted, nor 11
shall any license be granted authorizing the selling or giving 12
away of any such liquors within one mile of any military 13
post or reservation established by the United States. The 14
sum required for such license shall in no case be less than 15
the amount required by the general laws of the state for 16
houses or business of like character, and no remission of 17
such license shall be made during the period for which it is 18
granted; and bonds required to be given by keepers or pro- 19
prietors of saloons or drinking houses shall not in any case 20
be fixed at less than \$2,000.00. 21

Thirty-third—To authorize the granting of licenses for 22
any lawful purpose, and to fix by ordinance the amount to be 23
paid therefor, and to provide for the revoking of the same; 24
provided, that no license shall be granted to continue for a 25
longer period than one year from the date thereof. 26

Thirty-fourth—To regulate the carrying on within the 27
corporate limits of the city of occupations which are of such 28
nature as to affect the public health or of good order of the 29
city, or to disturb the public peace, and which are not pro- 30
hibited by law, and to provide for the punishment of all per- 31
sons violating such regulations and of all persons who know- 32
ingly permit the same to be violated in any building or upon 33
any premises owned or controlled by them. 34

Thirty-fifth—To restrain and provide for the punish- 35
ment of vagrants, mendicants, prostitutes and other disorder- 36
ly persons. 37

Thirty-six—To provide for the punishment of all dis- 38
orderly conduct and of all practices dangerous to public 39
safety or health, and to make all regulations necessary for the 40
preservation of public morality, health, peace and good order 41
within its limits, and to provide for the arrest, trial and pun- 42

ishment of all persons violating any ordinance of the city; but such punishment shall in no case exceed the punishment provided by the laws of the state of Washington for misdemeanors.

Thirty-seventh—To project or extend or establish streets over and across any tide lands, or other lands, covered by water within the corporate limits of the city, and along or across the harbor areas of the city, in such manner as will best promote the interests of commerce.

Thirty-eighth—To restrain or prevent domestic or other animals from running at large; and to license, tax, regulate and restrain the keeping of dogs within the city limits, and to authorize the distraining, impounding and sale of said domestic and other animals for the penalty incurred and costs of proceeding, and to authorize the destruction of dogs impounded for want of license.

Thirty-ninth—To regulate and prohibit the location and use of any steam boiler or boilers or electric plant or steam pipes or electric wires or any kind of power generator or power reservoir or plant, or conduits now known or hereafter to be invented.

Fortieth—To ordain, establish, modify and abrogate from time to time, as the needs of the city shall require, all proper offices and bureaus, subordinate and auxiliary, to the departments and heads thereof constituted by this charter, and to provide for the conduct and government of such offices and bureaus, and the appointment, removal, duties and compensation of officers to fill the same, except as in this charter otherwise provided.

Forty-first—To alter, amend and repeal any ordinance or ordinances or parts thereof of the city.

Forty-second—To make all rules and regulations necessary or proper to carry into execution all powers vested by this charter, or by law, in the city, or in any department or officer thereof, except as in this charter otherwise provided.

Sec. 19. The city council shall, in addition to the powers enumerated in the last foregoing section, have all other powers usually exercised by the legislative bodies of municipal corporations of like character and degree with the city of Seattle, and all powers which now are or may hereafter be conferred upon incorporated towns and cities by the laws of this state.

Sec. 20. Every grant of a franchise, right or privilege shall be subject to the right of the city council at any time thereafter to repeal, change or modify the said grant, if the franchise granted thereby is not operated in accordance with the provisions thereof or at all, and every ordinance making such grant shall contain a reservation of the right of the city council to so repeal, amend or modify said ordinance. When any right, privilege or franchise has been granted, and has been accepted, the city council shall not extend the time for which such right, privilege or franchise is granted until within three years of the expiration of the time for which such right, privilege or franchise is granted.

Sec. 21. The city council shall not grant any franchise for the construction of any wharf into any bay, lake or other body of water, except in the manner following, that is to say: In addition to the requirements under the general laws, each and every ordinance granting such franchises must receive the vote of at least two-thirds of all the members elected, and shall provide that work shall commence within six months and be prosecuted continuously, and shall be completed within one year thereafter. Said time shall not be extended for any cause, and unless so completed the franchise shall be forfeited.

Sec. 22. No exclusive franchise or privilege shall be granted for the use of any street, alley or highway or other public place or any part thereof.

Sec. 23. The city council shall not grant authority to construct a street railway or lay down street railroad tracks upon or over any of the streets of said city, except in manner and on the terms following, that is to say: Upon the application being made to the city council for authority to construct and operate a street railway along and upon any of said streets, the city council shall, by resolution, determine whether such franchise, or any part thereof, shall be granted, and after such determination shall cause notice of such application and resolution to be published for ten days in the city official newspaper, at the expense of the applicant, and shall in such notice specify the route over and along which it proposes to grant such franchise, and shall offer to grant the same to the person, company or corporation who will pay for the franchise the highest percentage an-

1 nually of gross receipts, but not less than two per cent.
 2 per annum. Bidding for such franchise must be in accord-
 3 ance with the provisions of this charter in relation to bids
 4 made to the board of public works, so far as such provisions
 5 may be applicable, and the city council may reject any and
 6 all bids, and may refuse to grant a franchise for any part
 7 of the route for which the application was made. Each
 8 bid must be accompanied by a certified check, payable to the
 9 order of the city comptroller, for the sum of one thousand
 10 dollars, and the amount of the check shall be forfeited and
 11 paid to the city in case the successful bidder shall fail to
 12 accept the franchise, and upon acceptance the sum so paid
 13 shall be credited to the grantee on account of percentages.
 14 The same method of procedure shall obtain in case of the
 15 extension of such franchise or any existing franchises. It
 16 shall be the duty of the city council to incorporate in every
 17 such franchise or amended franchise efficient provisions for
 18 the compulsory arbitration of all disputes arising between
 19 the grantee therein and his or its successors or assigns, and
 20 his, its or their employes as to any matter of employment
 21 or wages, unless upon submission to the electors of the city,
 22 a majority of the electors voting upon the question sub-
 23 mitted shall assent to the granting of such franchise with-
 24 out such provision.

25 Sec. 24. The city council shall make no appropriation
 26 in aid of any corporation, person or society, unless expressly
 27 authorized by this charter or the laws of the state.

28 Sec. 25. The city council, after the taxes have been
 29 levied in any year, shall have power to make temporary
 30 loans in anticipation of the collection of such taxes, such
 31 loans to be applied to the purposes for which such taxes
 32 have been levied and to no other purpose, and such taxes
 33 shall be inviolably applied to pay such loans.

34 Sec. 26. When loans shall be created exceeding one
 35 and a half per centum of the taxable property in the city,
 36 and bonds therefor issued by the city under this charter,
 37 the city council in authorizing and providing for the same
 38 shall direct the times and manner of payment and rates
 39 of interest, but no such bonds shall be issued except as pro-
 40 vided by law, nor unless the proposition for creating such
 41 indebtedness shall have been previously submitted to the
 42 electors of the city at a regular, general or special election,

of which thirty days' notice shall have been published in 1
 the city official newspaper, and such proposition shall have 2
 then received the assent of three-fifths of the voters voting 3
 at such election. The mode and manner of submitting 4
 such proposition to the voters shall be prescribed by ordi- 5
 nance. And in case such three-fifths of the voters are in 6
 favor of such loan the city council may, after such election, 7
 by ordinance confirm the loan; but no bonds shall be issued 8
 therefor until after such confirmation, nor until the city 9
 council shall have made specific provision for payment 10
 annually of interest on such bonds and for a fund to pay 11
 the interest on such bonds and a sinking fund to be raised 12
 by annual tax at least five years before the bonds are due, 13
 sufficient to pay and discharge such bonds at maturity, and 14
 the faith of the city shall be and is hereby pledged for the 15
 final payment of any and all such loans. The city council 16
 may refund any funded indebtedness at such times and 17
 upon such terms as they may see fit; provided, that the 18
 rate of interest upon such refunded bonds shall never ex- 19
 ceed that of the bonds to pay which they were issued. 20

21 Sec. 27. No debt or obligation of any kind against the
 22 city shall be created by the city council except by ordinance
 23 specifying the amount and object of such expenditure.

24 Sec. 28. Neither the city council nor any officer, board,
 25 department or authority shall allow, make valid or in any
 26 manner recognize any demand against the city which was
 27 not at the time of its creation a valid claim against the
 28 same, nor shall they or any of them ever allow or authorize
 29 to be paid any demand which, without such action, would
 30 be invalid, or which shall then be barred by any statutes
 31 of limitation, or for which the city was never liable, and
 32 any such action shall be void.

33 Sec. 29. All claims for damages against the city must
 34 be presented to the city council and filed with the clerk
 35 within six months after the time when such claim for
 36 damages accrued, and no ordinance shall be passed allow-
 37 ing any such claim or any part thereof, or appropriating
 38 money or other property to pay or satisfy the same or any
 39 part thereof until such claim has first been referred to the
 40 proper department, nor until such department has made
 41 its report to the city council thereon pursuant to such refer-
 42 ence. No action shall be maintained against the city for

1 any claim for damages until the same has been presented
2 to the city council and sixty days have elapsed after such
3 presentation.

4 Sec. 30. The city council shall in every ordinance pro-
5 hibiting or requiring any act or omission, impose a penalty
6 for the violation thereof or non-compliance therewith.

7 Sec. 31. A daily newspaper of general circulation and
8 published in the city, to be styled "City Official Newspaper,"
9 shall be designated in the following manner: The city
10 clerk shall on the first Monday in November in each year
11 cause to be published for ten consecutive days, excluding
12 Sundays, in some paper of general circulation in the city a
13 call to the owners and managers of newspapers for sealed
14 proposals to do the city printing for the then next ensuing
15 fiscal year, each of which proposals shall be accompanied
16 by a bond with not less than two sureties, in the sum of
17 five thousand dollars, approved by the comptroller and cor-
18 poration counsel, conditioned that if the proposal be ac-
19 cepted the party proposing will, during the period men-
20 tioned in his proposal, well, seasonably and faithfully cause
21 to be accurately printed and published, according to law,
22 in a certain daily newspaper (naming it) of general circula-
23 tion in the city and published therein, all and singular the
24 matters and things required by law to be published in the
25 city official newspaper of the City of Seattle, and shall with
26 such bond be delivered to the city clerk sealed up in an en-
27 velope indorsed "Sealed proposals and bond for city print-
28 ing," on or before the twentieth day next after the first
29 publication of such call, and shall be endorsed by the city
30 clerk at the time of such delivery, with the date of his re-
31 ception thereof, and shall be first opened by the city coun-
32 cil as early as may be at its next monthly session there-
33 after, and thereupon the council shall by resolution an-
34 nounce the names of all parties whose proposals have been
35 offered, and the terms of their proposals respectively, and
36 designate as city official newspaper that newspaper whose
37 manager, or owner, has offered the lowest proposals, with
38 duly approved bond, and such newspaper shall at the be-
39 ginning of the then next ensuing fiscal year, and during
40 said year, be such city official newspaper. Provided that
41 whenever from any cause a city official newspaper shall be
42 lacking the mayor shall designate and employ a like news-

1 paper to serve as such until designation and qualification is
2 made and had, as above directed, under like bond and for
3 reasonable compensation to be audited by the auditing
4 committee. Bonds accompanying unsuccessful proposals
5 shall be returned to the proposers, and the bond accom-
6 panying the successful proposal shall be filed by the city
7 clerk and securely kept by him.

8 All ordinances, resolutions, notices, tax and assessment
9 sales, and all other proceedings, statements, matters and
10 things of the mayor, city council or any department or board
11 or other officer or functionary of the city, which by this
12 charter are, or shall be required to be published, except the
13 statement prescribed in section 32 of this article shall be
14 published in the city official newspaper, but not for more
15 than three consecutive issues except as otherwise in this
16 charter provided.

17 Sec. 32. The city council shall biennially and not less
18 than twenty nor more than sixty days before the biennial
19 election, cause to be printed in pamphlet form for distribu-
20 tion to citizens applying therefor a full and intelligible
21 statement of all the receipts and expenditures of every de-
22 scription for the fiscal year ending on the thirty-first day
23 of December next preceding such statement, including all
24 the moneys which have passed through the hands of the
25 treasurer for any purpose whatever, together with the dif-
26 ferent sources of city revenue, the amount received from
27 each, the several appropriations made by the city council,
28 the objects for which the same were made and the sums
29 expended for each and any money borrowed upon the
30 credit of the city, whether by temporary loans or by the
31 issue of bonds, the terms upon which it was obtained,
32 the authority under which it was borrowed, and the
33 purpose to which it was applied, and how much of the
34 same or other city indebtedness has been paid and by what
35 means. The statement shall also include a detailed account
36 of city property, personal and real, its value, and if rented
37 to whom and on what terms, and of existing debts of every
38 description, and of the condition of the sinking funds, with
39 all other information necessary for a full understanding of
40 the financial concerns of the city. No more than one thou-
41 sand copies of any such pamphlet shall be printed.

42 Sec. 33. All ordinances in force in the city at the date

1 of the adoption of this charter, and not inconsistent there-
 2 with, shall remain in force until repealed or until they ex-
 3 pire by limitation.

ARTICLE V.

THE EXECUTIVE DEPARTMENT.

4 Section 1. The chief executive officer of the city shall
 5 be a mayor. He shall be at least thirty years of age, a
 6 citizen of the United States and of the State of Washing-
 7 ton, and a qualified elector of the City of Seattle at the time
 8 of his election, and shall have been a citizen and taxpayer
 9 of the city for at least four years before the day of his
 10 election.

11 Sec. 2. The mayor shall see that all the laws and ordi-
 12 nances in force in the city are faithfully executed, and shall
 13 direct and control all subordinate officers of the city, except
 14 in so far as such direction and control is by the provisions
 15 of this charter reposed in some other officer or board and
 16 shall maintain peace and good order in the city. He shall
 17 have power at all times, in any emergency, of which he shall
 18 be the judge, to assume command of the whole or any part
 19 of the police force of the city. In case of riot, tumult, or
 20 violent disturbance of the public order, the mayor shall
 21 have, as the exigency in his judgment may require, the right
 22 to assume control for the time being, of the police force,
 23 but before assuming such control he shall issue his procla-
 24 mation to that effect, and it shall be the duty of the chief
 25 of police to execute orders promulgated by him for the sup-
 26 pression of such tumult and the restoration of order.

27 Sec. 3. The mayor is empowered to call on every male
 28 inhabitant of the city over the age of eighteen years to aid
 29 in enforcing the laws and ordinances in force in the city,
 30 in preventing and extinguishing fires, and in preserving the
 31 peace and safety of the city. The city council shall have
 32 power to enact an ordinance or ordinances providing for
 33 the punishment of any such person as the mayor has a right
 34 to call upon as aforesaid, for wilfully refusing or neglecting
 35 to obey any such order or call.

36 Sec. 4. In the absence of any express provision in this
 37 charter as to the manner of electing or appointing any
 38 officer, the mayor shall nominate, and with the consent of

the city council, appoint such officer as is provided for here- 1
 in and any ordinance enacted in pursuance thereof. 2

Sec. 5. If the city council shall refuse to confirm any 3
 nomination of the mayor, then he shall within ten days 4
 thereafter nominate another person to fill the office, and he 5
 may continue to nominate until his nominee is confirmed. 6
 If the mayor fails to make another nomination within ten 7
 days from the rejection of a nomination for the same office, 8
 then the city council shall elect a suitable person to fill the 9
 office during the term. 10

Sec. 6. Whenever the mayor shall remove an appointive 11
 officer, the vacancy for the unexpired term shall be filled 12
 by appointment in the same manner as if at the beginning 13
 of the term, except as otherwise provided in this charter. 14

Sec. 7. It shall be the duty of the mayor annually at 15
 the first meeting after the commencement of the fiscal year 16
 to communicate by message to the city council a statement 17
 of the condition and affairs of the city, and to recommend 18
 the adoption of such measures as he may deem expedient 19
 and proper; and he shall, further, have the right to make 20
 special communications to the city council from time to 21
 time as he may deem useful and proper. 22

Sec. 8. The mayor shall see that all contracts and 23
 agreements made with the city or for its use and benefit 24
 are faithfully kept and performed, and to this end he shall 25
 cause any legal or equitable proceedings to be instituted 26
 and prosecuted against all persons or corporations failing 27
 to fulfill their agreements with the city. And it is the duty 28
 of every officer of the city, when it shall come to his knowl- 29
 edge that any contract with the city relating to the business 30
 of any office has been violated by the other contracting 31
 party, forthwith to report the fact to the mayor. 32

Sec. 9. The mayor shall, unless in this charter other- 33
 wise provided, take and approve all official undertakings or 34
 bonds which may be required of any officer, employe or agent 35
 of the city as security for the faithful performance of his 36
 duty; and he shall also, except as otherwise provided in this 37
 charter, take and approve any such bond or undertaking as 38
 may be required of any contractor for the faithful perform- 39
 ance of his contract; and when he approves any bond or 40
 undertaking he must immediately file the same with the city 41

1 clerk, except the bond of the city comptroller, which shall
2 be kept by the mayor.

3 Sec. 10. The mayor shall perform such other duties
4 and exercise such other authority as may be prescribed by
5 any law of the United States or of the State of Washington,
6 or by this charter or any ordinance of the city.

7 Sec. 11. In case of the absence of the mayor from the
8 city, or if he from any cause be incapacitated from acting,
9 the president, or in case of his disability or absence the act-
10 ing president of the city council shall act as mayor; and for
11 the time being enjoy all his powers.

12 Sec. 12. The mayor may be removed from his office
13 for any wilful violation of his duty during his term of office,
14 or for the commission of a crime or misdemeanor involving
15 moral turpitude, but only upon notice thereof, together
16 with a copy of the charges against him, given to him at
17 least five days before the hearing, and an opportunity to be
18 present in person and with his counsel and offer evidence
19 in his own behalf, and to be heard by himself and counsel,
20 and then only upon the affirmative vote of two-thirds of the
21 members of the city council when assembled as a court of
22 impeachment and for that purpose the city council shall
23 have the same power that it would have in trying any other
24 officer.

25 Sec. 13. There is hereby constituted a body to consist
26 of the mayor, president of the city council, corporation
27 counsel, the chairman of the board of public works, city
28 comptroller and city treasurer, to be called the advisory
29 board. The mayor shall, once in each quarter, and as much
30 oftener as the interests of the city appear to him to require,
31 call a meeting of such advisory board. Such meetings shall
32 be for the purpose of comparing views and consulting to-
33 gether with regard to the affairs of the city, and shall have
34 the power to make recommendations and suggestions to the
35 city council and to the various other departments of the
36 city government. The mayor shall preside at all meetings
37 of the advisory board, and the city comptroller or his deputy
38 shall act as clerk thereof. All proceedings of the advisory
39 board shall be kept on record in the office of the city comp-
40 troller.

ARTICLE VI.

CLERICAL DEPARTMENT.

Section 1. The city comptroller shall be ex-officio city 1
clerk, and his deputies as comptroller shall be his deputies 2
as city clerk. 3

Sec. 2. As city clerk, he, or a deputy, shall attend all 4
meetings of the city council and keep a full and complete 5
record of the proceedings thereof; and he shall have the 6
custody of the city seal, the public records, except such as 7
are intrusted, by the provisions of this charter, to other 8
officers, the original rolls of ordinances, the original con- 9
tracts, deeds and certificates relative to the title of any 10
property of the city, all official, indemnity or security bonds, 11
except his own bond, and such other records, papers and 12
documents of value as are not required to be deposited with 13
any other officer, and he shall attest all public instruments 14
and official acts of the mayor by his signature and the city 15
seal, and shall also certify under his hand and the seal of 16
the city all copies of such original documents, records and 17
papers in his office as may be required by any officer or per- 18
son, and charge therefor such fees for the use of the city as 19
are or may be provided by ordinance; and he shall perform 20
such other duties as may be in this charter prescribed, and 21
also such as the city council may direct consistent with this 22
charter. 23

ARTICLE VII.

DEPARTMENT OF POLICE.

Section 1. There shall be a police department, which 24
shall consist of a chief of police and as many subordinate 25
officers, detective officers and regular and special policemen 26
as the city council shall from time to time by ordinance 27
prescribe, provided that the regular employed police force 28
shall never exceed one officer to each one thousand of popu- 29
lation of the city; provided, that the mayor may, when the 30
public safety requires it in cases of emergency, to be by him 31
determined, appoint any number of emergency policemen 32
who shall discharge their duties and hold their positions 33
at the pleasure of the mayor until the conclusion of the 34

1 meeting of the city council held next after such appoint-
2 ment and not longer, except by consent of the council.

3 Sec. 2. The mayor shall appoint the chief of police
4 after examination under civil service rules, as provided by
5 Article XVI. of this charter, and may remove him in his
6 discretion upon filing a statement in writing of his reasons
7 therefor with the secretary of the civil service commission.
8 All subordinate police officers, detectives and regular police-
9 men shall be appointed by the chief of police under said
10 civil service rules, except as otherwise in section one of this
11 article provided.

12 Sec. 3. The police department shall be under the man-
13 agement of the chief of police, except as otherwise provided
14 by law or in this charter.

15 Sec. 4. The mayor shall prescribe rules and regula-
16 tions, not inconsistent with law and the ordinances of the
17 city, for the government and control of the police depart-
18 ment, and fix and enforce penalties for their violation.

19 Sec. 5. The chief of police shall annually, or oftener
20 if required by the mayor or city council, make a report to
21 the mayor and city council of any municipal legislation by
22 him deemed necessary to improve the condition of the police
23 force and the administration of the police department. His
24 annual report shall show fully the business and condition
25 of the police department, the number of arrests made dur-
26 ing the year, the causes thereof, together with other gen-
27 eral and special information as to the peace and good order
28 of the city. He shall also submit an estimate of the amount
29 of money that will be required to pay salaries and expenses
30 for the police department for the ensuing fiscal year, speci-
31 fying in detail for what each sum will be required.

32 Sec. 6. First—The chief of police shall be the chief
33 peace officer of the city, and all process issued by the police
34 judge of the city, or by any justice of the peace in the city,
35 under authority of this charter or any ordinance of the city,
36 and to which the city is a party, shall be directed to him for
37 service, and may be served and returned by the chief of
38 police or any police officer or regular or special policeman.
39 The chief of police shall exercise vigilant control over the
40 police force, and maintain the peace and quiet of the city.
41 He shall be the keeper of the city prison. He shall have in
42 the discharge of his duties like powers and be subject to

1 like responsibilities as the sheriff of King county in similar
2 cases, and shall perform such other duties and have such
3 other powers as may be imposed on or granted to him by
4 this charter or by ordinance of the city.

5 Second—The chief of police or any police officer or any
6 regular or special policeman shall make arrests with war-
7 rant for any crime or violation of the laws of the state or
8 any ordinance of the city, committed within the city, and
9 shall make arrests without warrant in such cases as shall
10 be prescribed by ordinance, but not otherwise; provided,
11 that until the city council prescribe such cases all arrests
12 may be made without warrant. The chief of police shall
13 keep a correct record of all arrests made by him or other
14 members of the police force, showing the time and cause
15 of complaint upon which each arrest was made, with a list
16 and description of all property and money taken from each
17 person, with a statement of the disposition made of the
18 same, and make a full report thereof in writing each month
19 to the mayor.

20 Third—The chief of police shall be responsible for all
21 property and money taken from any person, and shall be
22 liable therefor on his official bond, and any person may re-
23 cover for loss of any such property or money in an action
24 brought for that purpose.

25 Fourth—The duties of the other police officers and
26 regular and special policemen and detective officers shall
27 be such as may be provided from time to time by ordinance
28 or by rules established by the mayor, in addition to the
29 duties hereinbefore prescribed.

30 Fifth—No member of the police force shall engage in
31 any other profession or calling, or become bail for any per-
32 son charged with any offense whatever, or recommend to
33 persons charged with crime the employment of any particu-
34 lar attorney. No member of the police force shall be al-
35 lowed pay for any period during which he may have been
36 absent from duty, except as otherwise provided in this
37 charter.

38 Sec. 7. Each member of the police force shall receive
39 a salary to be fixed by ordinance, which shall not be in-
40 creased or diminished within one year after his appoint-
41 ment. No member of the police force shall receive any
42 fees or any compensation whatever, directly or indirectly,

1 from the city, county or state, for any services rendered or
2 act done, while a member of such police force, other than
3 the salary above provided for, except witness fees in the
4 superior court.

5 Sec. 8. The chief of police shall keep a record of the
6 conduct of men in the department, and send a copy thereof
7 monthly to the secretary of the civil service commission,
8 keeping said record in accordance with the rules of and
9 upon forms supplied by said commission.

ARTICLE VIII.

DEPARTMENT OF PUBLIC WORKS.

10
11
12
13
14 Section 1. There shall be, and is hereby created a
15 board of public works, which shall consist of three members,
16 to-wit: (1) the city engineer, who shall be chairman of the
17 board; (2) the superintendent of streets, sewers and parks;
18 and (3) the superintendent of lighting and water works.
19 The members of the board, as such, shall receive no com-
20 pensation.

21
22 Sec. 2. It shall be the duty of the chairman of the
23 board of public works to attend all regular meetings of the
24 city council, and such other meetings as the city council
25 may direct. He shall have the right to speak upon any
26 measure pertaining to his department, but shall have no
27 vote.

28 Sec. 3. The board shall appoint a clerk whose appoint-
29 ment and tenure of office shall be subject to the provisions
30 of Article XVI. of this charter, and who shall be styled
31 "secretary of the board of public works." He shall keep
32 his office at the place where the meetings of the board are
33 held, which shall be kept open during business hours, and
34 at such other hours as the board may direct. He shall keep
35 a complete record of all the proceedings of the board in a
36 book kept for such purpose, and shall file and preserve all
37 papers committed to his charge, and shall perform such
38 other duties as the board may direct.

39 Sec. 4. The board shall hold regular meetings once
40 each week, and special meetings at such time as it may ap-
41 point, or the chairman may call. All meetings shall be
42 public and shall be held at a place which is to be provided

by the city council. Two members shall constitute a quor- 1
um, and an affirmative vote of two members shall be neces- 2
sary to adopt any motion, order or resolution, or to make 3
any appointment. 4

5 Sec. 5. The board is hereby authorized and empowered,
6 and it is hereby made its duty, subject to the provisions of 6
the city charter, and saving to the city council such powers 7
as are given to it in this charter: 8

9 First—To make such rules and regulations as shall be
10 deemed necessary for its government and the government
11 and control of all persons in the employ of its several de- 11
partments. 12

13 Second—To certify all bills and allowances and claims
14 due to contractors of public works, and officers and persons
15 in the employ of the board and of its several departments. 15

16 Third—To take charge of, superintend, manage and
17 control the water system, water works, mains, pumps, pipes,
18 reservoirs, and all matters and things connected therewith,
19 and to manage, direct and control the building, operating
20 and repair thereof by the city, and to cause the rates charged
21 consumers of water by the city to be paid into the treasury
22 of the city.

23 Fourth—To have the management, control, building
24 and repairing of the sewers of the city and all connections
25 therewith. It shall cause to be made and cause to be re-
26 paired such sewer connections as the board of health shall
27 certify to it to be necessary for proper sanitation. 27

28 Fifth—To have the control, management, building, re-
29 pairing and the direction of all wharves, docks, bridges,
30 viaducts, landings, slips, boats and other structures which
31 shall be building or owned by the city. 31

32 Sixth—To have the management, control and construc-
33 tion of all public buildings or other structures owned or
34 constructed by the city, except as otherwise provided by
35 this charter. 35

36 Seventh—To have the superintendence and manage-
37 ment of all public grounds of the city, and the ornamentation
38 and improvement of the same, except as otherwise provided
39 in this charter. 39

40 Eighth—To have the management and control of all the
41 public streets and alleys in the city, including all streets
42 and alleys dedicated to public use, and the superintendence 42

1 of grading, paving, planking and cleaning the same, and of
2 the building and reconstruction of sidewalks and gutters
3 therein, and of the removal of garbage therefrom, and of
4 making other improvements therein.

5 Ninth—To have the superintendence of all public places,
6 structures and works within the city not above enumerated,
7 except as otherwise provided in this charter.

8 Tenth—To command, regulate, control and direct the
9 erection and removal of poles in streets for telegraph, tele-
10 phone and electric wires for electric lights and motors; to
11 fix the place of location and to control and direct the laying
12 down of street railway tracks and turntables, and require
13 all companies building and operating such roads to conform
14 to the street grades in all streets wherein the same are oper-
15 ated; to fix and regulate the places and manner of laying
16 down and taking up all motor, gas, steam, sewer and other
17 pipes in the streets and other public places in the city.

18 Eleventh—To have the superintendence, control and
19 management of such building or buildings, plants and other
20 apparatus as may be owned, constructed or controlled by the
21 city for the purpose of furnishing light or power to the city
22 and its inhabitants, or other consumers, and to locate and dis-
23 tribute the lights under any and all systems of lighting the
24 city.

25 Twelfth—To perform such other and further duties and
26 exercise such other and further powers not inconsistent with
27 this charter, as may be prescribed by ordinance.

28 Sec. 6. There shall be a city engineer, a superintendent
29 of streets, sewers and parks, a superintendent of lighting
30 and water works, each of whom shall be appointed by the
31 mayor, by and with the advice and consent of the city coun-
32 cil, for the term, except as herein otherwise provided, of
33 three years.

34 Sec. 7. First—The city engineer must be a civil engi-
35 neer. It shall be his duty to make such surveys, maps, pro-
36 files, plans, specifications, estimates and reports as shall be
37 required by the city; and under the direction of the board,
38 to lay out, direct and supervise the construction of all public
39 works within the city, or on property belonging to, or con-
40 trolled by the city, that may from time to time be ordered
41 by the city council.

42 Second—The city engineer shall, under the direction of

the board, superintend and have the management and con- 1
trol of the bridges, wharves and public buildings of the city 2
and of the construction and repair thereof. He shall be 3
inspector of buildings. It shall be his duty to see that the 4
ordinances and the rules and regulations established by the 5
board of public works, relating to his department, are en- 6
forced. He shall under civil service rules have control of 7
the employment of all labor, skilled or other, in his depart- 8
ment. He shall have such other and additional powers as 9
the city council may by ordinance grant, and he shall per- 10
form such other duties as the city council or board of public 11
works may from time to time prescribe or direct. 12

13 Third—All plans, specifications, maps and estimates 13
made by the city engineer for public improvements shall be 14
filed in his office and be open to public inspection, but no 15
plan, specification, map or estimate made by him or under 16
his direction, for the use of the city, shall be removed from 17
his office, and any person found having any such document 18
unlawfully in his possession, shall be deemed guilty of a mis- 19
demeanor, for which the city council shall by ordinance pre- 20
scribe the proper penalties. 21

22 Fourth—At the first meeting of the city council created 22
by this charter the mayor shall appoint a city engineer, 23
whose term of office shall expire December 31, 1896. 24

25 Sec. 8. First—The superintendent of streets, sewers 25
and parks shall, under the direction of the city council, 26
have charge of the maintenance of all city parks and public 27
grounds, and shall, under the direction of the board, super- 28
intend the repairing, cleaning and reconstruction of the 29
streets, gutters, sidewalks, sewers and drains in the city. 30
He shall, under civil service rules, have control of the em- 31
ployment of all laborers in his department. It shall be his 32
duty to see that the ordinances of the city and the rules and 33
regulations established by the board of public works, re- 34
lating to his department, are enforced. He shall, under 35
the direction of the board, have the control of all excava- 36
tions and refilling of the same that are made in any public 37
street for any purpose whatsoever. He shall have such 38
further powers and duties as are provided in this charter, 39
or as the city council may prescribe or direct. 40

41 Second—At the first meeting of the city council created 41
by this charter, the mayor shall appoint a superintendent 42

1 of streets, sewers and parks, whose term of office shall ex-
2 pire December 31, 1897.

3 Sec. 9. First—It shall be the duty of the superintend-
4 ent of lighting and water works to rigidly enforce the pro-
5 visions of all lighting contracts; to recommend to the board
6 changes, removals or installations of light, and, under the
7 control of the board, when the city shall have acquired or
8 constructed any lighting or power plant, to take charge of
9 and direct the operation and maintenance of the same. He
10 shall, under the direction of the board, have the manage-
11 ment and control of the operation and maintenance of the
12 water works and water system of the city. He shall enforce
13 all ordinances and the rules of the board relating to his de-
14 partment. He shall appoint, under civil service rules, super-
15 vise and control all officers and employes in his department,
16 and examine from time to time the accounts kept by the city
17 treasurer with all water consumers and the collections
18 thereon. The city treasurer shall keep correct acocunts
19 with all water consumers whose names shall be re-
20 ported to him by the superintendent of water works,
21 and collect monthly all water rates and meter rents
22 and other moneys payable on account of the water
23 system. He shall make a daily report to the city
24 comptroller of the amounts so collected, and shall
25 each month report to the superintendent of water
26 works the names and property of all delinquent water con-
27 sumers and the superintendent of water works shall forth-
28 with cause the service of water to such delinquents to be
29 discontinued. The city comptroller shall at least once a
30 month, or oftener if required present to the board of public
31 works a complete report of the transactions of the water
32 department, including receipts from all sources and expen-
33 ditures together with a statement showing the financial
34 condition of the department. The city council shall provide
35 by ordinance all necessary regulations for the proper guid-
36 ance of the city treasurer, or the superintendent of the water
37 works, in relation to the collection and enforcement of
38 water rates and other charges concerning the water system.
39 The superintendent of lighting and water works shall have
40 such further powers and duties as are provided in this char-
41 ter as the city council or the board of public works may
42 from time to time prescribe or direct.

Second—At the first meeting of the city council created 1
by this charter, the mayor shall appoint a superintendent 2
of lighting and water works, whose term of office shall ex- 3
pire December 31, 1898. 4

Sec. 10. All local improvements, the funds for the 5
making of which are directly or indirectly to be derived, in 6
whole or in part, from the assessments upon the property 7
benefited thereby, and such improvements as the city coun- 8
cil shall by ordinance prescribe shall be made by contract, 9
to be let to the lowest bidder therefor, under the manage- 10
ment of the board of public works. It shall be made a con- 11
dition of every such contract that it shall not be sublet un- 12
less for the furnishing of material; provided, however, that 13
the city council may, by a two-thirds vote by ordinance pro- 14
vide otherwise as to any particular contract. 15

Sec. 11. Subdivision 1. Whenever the public interest 16
or convenience may require, the city council is hereby au- 17
thorized and empowered to order the whole or any part of 18
the streets, lanes, alleys, squares or places of the city graded 19
or regraded to the official grade, planked or replanked, 20
paved or repaved, macadamized or remacadamized, grav- 21
eled or regraveled, piled or repiled, capped or recapped; 22
and to order sidewalks, sewers, manholes, culverts, curbing 23
and crosswalks to be constructed or repaired therein and to 24
order any or all work to be done which shall be necessary to 25
complete the whole or any portion of the streets, sidewalks, 26
lanes, squares, alleys or places, and the city council may levy 27
and collect an assessment upon all lots or parcels of land 28
benefited by such improvements to defray the cost and ex- 29
pense thereof, which assessment shall become a lien upon 30
all property liable therefor prior and superior to all other 31
liens and encumbrances. 32

Subdivision 2. The city council shall, by general ordi- 33
nance, provide the manner in which the aforesaid improve- 34
ments may be made, and prescribe all needful regulations 35
for the exercise by the city of the power granted and con- 36
tained in the foregoing subdivision of this section; provided, 37
that in all cases in which the cost of such improvements is 38
to be defrayed by the collection of a special assessment upon 39
the property benefited, the following proceedings shall be 40
taken, viz.: There must be presented to the board of public 41
works a written petition setting forth the street or streets, 42

1 alley or alleys, squares, or places, or parts thereof, to be
 2 improved, the nature of the improvement, the mode of pay-
 3 ment and the fact that the signers are owners of property
 4 to be benefited to the aggregate amount of a majority of the
 5 assessment to be levied for such improvement, according to
 6 the transfer books in the office of the county auditor. If
 7 any such property stands in the name of a deceased person,
 8 or any person for whom a guardian has been appointed, the
 9 signature of the executor or administrator or guardian, as
 10 the case may be, shall be equivalent to the signature of the
 11 owner of such property on such petition.

12 If the board of public works find the facts set forth in
 13 said petition to be true, they shall cause an estimate of the
 14 cost of such improvement to be made and transmit the peti-
 15 tion, together with all papers and information in their pos-
 16 session touching such improvement, with the estimated cost
 17 thereof, and their recommendation thereof, to the city coun-
 18 cil; provided, that no grade shall be changed when any
 19 abutting owner or owners have built or made improvements
 20 on any street, highway or alley, unless such petition shall
 21 be signed by the owners of a majority of the frontage on the
 22 street, highway or alley within the district to be affected.
 23 The city council shall have full authority to consider all
 24 matters in relation to such proposed improvement, and may
 25 authorize or refuse the same in their discretion; provided,
 26 that the city council or board of public works shall not have
 27 authority to further proceed in the matter of such improve-
 28 ment whenever the estimated or actual cost of any work,
 29 or improvement contemplated, or ordered to be done by the
 30 city council and chargeable as a lien, under the provisions
 31 of this article, against any lot or lots, parcel or parcels of
 32 land, shall exceed one-quarter of the total assessed valua-
 33 tion of the lots or parcels of land contained in such assess-
 34 ment district, as the same appears upon the last annual
 35 assessment roll made for the levying of taxes for municipal
 36 purposes, in which case such improvements shall not be
 37 granted unless the same be so modified that the cost thereof
 38 will not exceed such one-quarter of the aforesaid valuation.

39 The action and decision of the city council as to all mat-
 40 ters passed upon by it in relation to the rejection or the
 41 granting of such petition shall be final and conclusive.

42 The city council may order the whole or any part of the

streets, lanes, alleys, squares or public places of the city to
 be graded, sidewalked, residewalked, planked, replanked,
 paved or repaved, or may order any sewer with manholes,
 catchbasins and other proper connections to be constructed
 or repaired therein, and may provide for defraying the
 cost of any such improvement by the collection of a special
 assessment upon the property benefited in the manner
 provided in this section, without the presentation of any
 petition, either to the board of public works, or to the city
 council; provided, that unless a petition as hereinbefore
 prescribed be presented, such improvement shall not be
 ordered except by ordinance passed by the affirmative vote
 of two-thirds of all the members of the city council, at a
 regular meeting, or at a meeting which is an adjournment
 of a regular meeting; provided, no street shall be ordered
 graded without petition, except by a unanimous vote of all
 members present, and provided that main or intercepting
 sewers may be ordered built along such streets, lanes, alleys,
 places or highways, or across such lands as may be in har-
 mony with the general plan of sewerage adopted by the city,
 either upon presentation of a like petition therefor by prop-
 erty owners to be benefited thereby, as above provided for
 other cases, or when the improvement may be ordered by
 the affirmative vote of two-thirds of all the members of the
 city council at a regular meeting or adjournment thereof;
 provided, that in such case there shall be levied against the
 property, within the assessment district to be created there-
 for, in like manner as above provided for other improve-
 ments, such proportion of the cost of said main or inter-
 cepting sewer as would be the reasonable cost of a sewer
 with its proper manholes, ventilators, catch-basins, flushing
 tanks, openings and wyes suitable to the necessities of the
 area or district to be assessed for the same, and the remain-
 ing portion of the cost of such main or intercepting sewer
 shall be paid from the sewer fund. The amount to be borne
 by the district and the amount to be paid from the sewer
 fund, shall be determined by ordinance in each case when
 the improvement is ordered and such determination shall
 be final and conclusive

Subdivision 3. Said general ordinance shall also pro-
 vide for the establishment of a local improvement district
 to be called local improvement district No. —, which shall

1 include all the property between the termini of said im-
 2 provement abutting upon, adjacent or proximate to the
 3 street, alley, place, or square, proposed to be improved, to
 4 a distance back from the marginal line thereof of one hun-
 5 dred and twenty feet, and all property included within said
 6 limits of such local improvement district shall be considered
 7 and held to have a frontage upon such improvement, and
 8 shall be the property benefited by such local improvement,
 9 and shall be the property assessed to pay the cost thereof,
 10 which cost shall be assessed upon all of said property so
 11 benefited in proportion to the frontage thereof upon such
 12 improvement, one foot of frontage or the equivalent thereof,
 13 viz.: one hundred and twenty square feet of superficial area
 14 to be taken, as the unit by which to determine the amount of
 15 frontage for which each of said lots, parcels or parts thereof
 16 benefited as aforesaid shall be assessed as aforesaid; pro-
 17 vided, that in case of rectangular blocks abutting upon the
 18 street, alley, place or square proposed to be improved and
 19 having a depth back therefrom of less than two hundred and
 20 forty feet, and not less than two hundred feet, the line of
 21 the assessment district shall extend only to the center of
 22 said block or blocks; and provided further that in case of
 23 rectangular blocks abutting upon any such street, alley,
 24 place or square and having a depth back therefrom of less
 25 than two hundred feet, the line of the assessment district
 26 shall extend one hundred feet from the margin of such
 27 street, alley, place or square. A rectangular block is here-
 28 by defined to be a block which has a front and rear line
 29 parallel with the margin of the street, alley, place or square
 30 proposed to be improved. The frontage of each lot or
 31 parcel of land in the assessment district shall be computed
 32 and charged but once, regardless of any angle or change of
 33 direction in the line of the improvement.

34 Said assessment district shall, for the purpose of said
 35 assessment, be divided into four subdivisions parallel to the
 36 marginal line of the street, alley, place or square proposed
 37 to be improved, each of which subdivisions shall have a
 38 width on each side of the improvement equal to one-fourth
 39 of the distance from the marginal line of such street, alley,
 40 place or square to the back line of the assessment district,
 41 to be numbered respectively the first, second, third and
 42 fourth subdivisions, beginning with the one nearest to the

said marginal line of said street, alley, place or square. 1
 Each front foot or its equivalent area in the first subdivision 2
 nearest to the improvement shall be assessed forty per cent. 3
 of the total amount to be assessed against each front foot 4
 or its equivalent; each front foot or its equivalent area in 5
 the second subdivision shall be assessed twenty-five per 6
 cent. of the total amount to be assessed against each front 7
 foot or its equivalent; each front foot or its equivalent area 8
 in the third subdivision shall be assessed twenty per cent. 9
 of the total amount to be assessed against each front foot 10
 or its equivalent, and each front foot or its equivalent area 11
 in the fourth subdivision shall be assessed fifteen per cent. 12
 of the total amount to be assessed against each front foot 13
 or its equivalent. 14

All assessments levied upon lands of the United States, 15
 State of Washington, State University, County of King, the 16
 City of Seattle, or any school district shall be paid by the 17
 City of Seattle out of its general fund. 18

Sec. 12. There shall be two modes of making payment 19
 for such local improvement, to-wit: "Immediate payment" 20
 and "payment by bonds." The mode to be adopted shall 21
 be the mode petitioned for. The mode of "immediate pay- 22
 ment" shall be as follows: After the city council has by 23
 ordinance or resolution ordered or authorized the making 24
 of any local improvement, and not more than twenty days 25
 after the contract therefor has been let, as hereinafter pro- 26
 vided, the board of public works shall report to the council 27
 an assessment roll prepared by the city engineer, which 28
 shall contain the description of each lot, parcel of land or 29
 part thereof to be assessed with the number of feet frontage 30
 charged to each the total frontage in the district (frontage 31
 to be determined as provided in section 11 of this article), 32
 the total cost of the improvement, including all necessary 33
 incidental expenses, the rate per front foot, the amount of 34
 each assessment and the name of the owner of each lot, 35
 parcel of land or part thereof if known, but in no case shall 36
 a mistake in the name of the owner be fatal where a de- 37
 scription of the property is given, together with the amount 38
 charged to street crossings. 39

The council on receipt of such roll and assessment shall 40
 cause a notice thereof to be published in the official news- 41
 paper of the city for ten consecutive issues, notifying all 42

1 persons interested that such roll has been filed and requir-
 2 ing them to appear at a time fixed, not less than fifteen days
 3 from the date of such notice, and make objection thereto.
 4 The council shall at the time fixed consider any and all ob-
 5 jections made, and shall make such corrections of such roll
 6 as it deems just, and shall then deduct the amount of such
 7 cost assessed against street crossings, which shall be paid
 8 from the general fund of the city, and shall then by ordi-
 9 nance approve such roll and shall levy and assess the
 10 amounts thereof against each parcel and lot and declare
 11 the same a first lien thereon and shall cause the roll to
 12 be delivered to the city comptroller who shall forthwith
 13 deliver to the city treasurer a certified copy thereof,
 14 upon receipt of which the treasurer shall proceed to
 15 collect the same except as the duty of collection there-
 16 of is devolved by law on some other officer; pro-
 17 vided, that such treasurer shall give ten days' notice
 18 in the official newspaper (and shall mail a copy of such notice
 19 to the owner of the property assessed when the postoffice
 20 address of such owner is known, but the failure to mail the
 21 same shall not be fatal when publication thereof is made)
 22 that such roll has been certified to him for collection, and
 23 that unless payment is made within thirty days from the
 24 date of such notice assessment shall become delinquent and
 25 shall bear interest at the rate of ten per cent. per annum
 26 until paid, and if not paid before such assessment shall have
 27 become delinquent a penalty of five per cent. shall be added,
 28 and the sums delinquent shall be entered on the annual tax
 29 roll for the current year against each lot and parcel so delin-
 30 quent, and with the interest and penalty, collected as other
 31 taxes, separate account being kept thereof and if not paid
 32 within the time fixed for the payment of city taxes, shall
 33 be collected as such taxes are collected, together with such
 34 additional charges or penalties as are authorized to be
 35 charged and collected on other delinquent taxes and each
 36 lot or parcel so delinquent shall be sold for the amount of
 37 such assessment with interest, penalty and costs, at the time
 38 and in the manner and by the same authority as lands and
 39 lots are sold for city taxes. The city treasurer shall add no
 40 penalty to any delinquent assessment in any case where the
 41 state laws require a penalty to be added to such assessment.

42 Sec. 13. Subdivision 1. The mode of payment by bonds

shall be as follows: After the city council has by ordinance 1
 ordered or authorized the improvement, and not more than 2
 twenty days after the contract therefor has been let, an esti- 3
 mate and roll shall be made and returned and corrections 4
 be made therein and notice given as prescribed in section 12 5
 of this article governing local improvements made under 6
 the immediate payment plan, and the cost and expense of 7
 such improvement shall be charged against the lots and par- 8
 cels of land in the local improvement district to be created 9
 by the ordinance authorizing the improvement, in the 10
 method prescribed by sections 11 and 12 of this article, and 11
 the cost and expense of grading the street crossings shall 12
 be paid from the general fund of the city, the same as in 13
 said sections provided. Contracts shall be made and assess- 14
 ments levied and collected in the same manner as is pro- 15
 vided in this article for the levying and collection of assess- 16
 ments where payment is provided to be made by the mode 17
 of immediate payment, except as otherwise provided herein. 18

Subdivision 2. The city council shall by ordinance pro- 19
 vide that the entire cost of such improvement shall be pay- 20
 able in annual installments of equal amounts, extending 21
 over a period to be fixed by said ordinance, not exceeding 22
 ten years from the date of the issuance of the bonds. The 23
 council shall also provide by ordinance for the issuance of 24
 installment coupon bonds of the local improvement district 25
 created for said improvement, of such denomination, and 26
 bearing such rate of interest, not exceeding nine per cent. 27
 per annum, as prescribed in such ordinance. Such install- 28
 ments must be equal in amount and each installment coupon 29
 shall include the interest upon such installment to the date 30
 of the maturity thereof. 31

Subdivision 3. The city council shall, after considering 32
 upon notice as above provided objections to the assessment 33
 roll and correcting the same, by ordinance approve the roll, 34
 and charge and assess against each parcel and lot of land 35
 described therein, its proper share thereof, and declare the 36
 same to be a first lien thereon, and shall each year levy spe- 37
 cial assessments to redeem the bonds so issued, next there- 38
 after maturing, and the basis of the first assessment shall 39
 be retained for each succeeding assessment so to be made. 40
 Such ordinance shall prescribe the form of the bonds to be 41
 issued, and may provide that the entire issue of bonds shall 42

1 be issued to the contractor in payment for the making of the
2 improvement; otherwise the city comptroller shall sell the
3 bonds at not less than their par value net, and pay the pro-
4 ceeds thereof to the city treasurer, to be by him kept in the
5 improvement fund to be paid out upon warrants drawn
6 thereon, as other city moneys are disbursed by him.

7 Subdivision 4. The owner of any parcel of property so
8 charged may redeem the same from liability for such im-
9 provement by paying the entire assessment charged against
10 the same ten days before the time fixed for the issuance of
11 the bonds; or he may redeem his property from such liability
12 after the issuance of the bonds, by paying the amount of the
13 assessments levied up to the time of such payment and the
14 amount of unlevied assessments, with interest on the latter
15 at the rate of eight per cent. per annum from the date of the
16 last installment to the time of the maturity of the bonds
17 last maturing. All funds paid or collected on account of
18 said improvement shall be paid to the city treasurer and
19 applied solely to paying for said improvement or to the
20 redemption of bonds issued therefor. Any parcel of land
21 which has been redeemed, as herein provided, or the total
22 assessment against which has been paid prior to the issu-
23 ance of bonds, as herein provided, shall not thereafter be
24 further liable for the cost of such improvement.

25 Subdivision 5. No suit to set aside any such special
26 assessment or to enjoin the making of the same shall be
27 brought, nor any defense to the validity thereof allowed,
28 after the expiration of thirty days from the time the amount
29 due on each lot or piece of ground liable for such assess-
30 ment is ascertained and confirmed by the city council

31 Subdivision 6. The issuance of such bonds to the con-
32 tractor, or the sale thereof, shall operate to transfer to the
33 purchaser or contractor or holder thereof, all the right and
34 interest of the city in respect of such assessment and the
35 lien thereby created subject to the right of redemption here-
36 in provided, and shall authorize the holder or holders thereof
37 to receive, sue for and collect or have collected such bond
38 or bonds, by or through any of the methods provided by law
39 for the collection of assessments for local improvements,
40 and, if the city shall fail, neglect or refuse to pay said bonds
41 or to promptly collect any of said assessments when due,
42 the owner or owners of any such bonds may proceed in his

or their own name to collect such assessment and foreclose 1
the lien thereof in any court of competent jurisdiction, and 2
shall recover, in addition to the amount of his or their bonds, 3
and interest thereon, five per centum thereof, together with 4
the costs of such suit. Any number of holders of such bonds 5
for any single improvement may join as plaintiffs, and any 6
number of owners of property upon which the said bonds 7
are a lien may be joined as defendants in any such suit. 8
Such bonds shall be equal liens upon the property for the 9
assessment represented by such bonds, without priority of 10
one over another, to the extent only, however, of the several 11
assessments made and not redeemed from against the sev- 12
eral lots and parcels of land in the assessment district. 13

Subdivision 7. No holder of any such bond shall have 14
any claim whatever therefor against the city in any event, 15
except to receive from the city his proper share of collec- 16
tions made by the city of the special assessments levied for 17
the payment thereof, but the remedy of every such holder 18
shall, in case of non-payment, be confined to the enforcement 19
of such assessment. A copy of this subdivision shall be 20
plainly written, printed or engraved on the face of each 21
bond so issued. 22

Sec. 14. All public improvements to be made by con- 23
tract shall be let to the lowest bidder therefor. Before 24
awarding any such contract the board of public works shall 25
cause to be published in the official newspaper of the city a 26
notice, for at least ten days before the letting of such con- 27
tract, inviting sealed proposals for such work, the plans and 28
specifications whereof must, at the time of the publication 29
of such notice, be on file in the office of the secretary of the 30
board, subject to public inspection. Such notice shall state 31
generally the work to be done, and shall call for proposals 32
for doing the same, sealed and filed with the secretary on 33
or before the day and hour named therein. All bids shall 34
be accompanied by a certified check payable to the order of 35
the city comptroller for a sum not less than five per cent. 36
of the amount of the bid, and no bid shall be considered 37
unless accompanied by such check. 38

Sec. 15. At the time and place named, such bids shall 39
be publicly opened and read; no bid shall be rejected for 40
informality; but shall be received if it can be understood 41
what is meant thereby. The board shall proceed to deter- 42

1 mine the lowest bidder and may let such contract to such
 2 bidder, or if in their opinion all bids are too high, they may
 3 reject all of them and readvertise, and in such case all
 4 checks shall be returned to the bidders, but if such contract
 5 be let, then and in such case all checks shall be returned to
 6 the bidders except that of the successful bidder, which shall
 7 be retained until a contract be entered into for making such
 8 improvement between the bidder and the city in accordance
 9 with such bid. If the said bidder fails to enter into such
 10 contract in accordance with his bid within ten days from the
 11 date at which he is notified that he is the successful bidder,
 12 the said check and the amount thereof shall be forfeited to
 13 the city, and the secretary shall deliver said check to the city
 14 comptroller, who shall draw said amount and pay the same
 15 into the city treasury, to the credit of the "local improve-
 16 ment fund," and the board shall readvertise for proposals
 17 for such work. Neither the board nor city council shall
 18 have power to remit such forfeiture.

19 Sec. 16. In letting all contracts for public improve-
 20 ments the board shall provide therein that at least thirty
 21 per cent. of the amount due the contractor on estimates shall
 22 be retained to secure the payment of laborers who have per-
 23 formed work thereon, and material men who have furnished
 24 materials therefor, and such laborers and material men shall
 25 for thirty days after the work has been completed have a
 26 lien on such thirty per cent. so reserved for labor done and
 27 materials furnished, which lien shall be senior to all other
 28 liens, whether by judgment, attachment or contract and no
 29 improvement shall be deemed completed until the board
 30 shall have filed with the city clerk a statement signed by a
 31 majority of them declaring the same has been completed.
 32 The city council shall by ordinance prescribe suitable means
 33 and remedies for the preservation and enforcement of the
 34 liens provided for in this section.

35 Sec. 17. Any funds remaining in the treasury belong-
 36 ing to the fund of any local improvement district, after the
 37 payment of the whole cost and expense of such improvement
 38 in excess of the total sum required to defray all the expendi-
 39 tures by the city on account thereof, shall be refunded, on
 40 demand, to the amount of such overpayment; and if there
 41 shall be such an excess in the assessment of any person who
 42 shall not have paid his assessment a rebate shall, on de-

mand, be allowed to such person to the amount of such over- 1
 assessment; provided, such demand hereinabove provided 2
 for be made within two years from the date upon which the 3
 assessment for such local improvement district became due. 4
 Any such funds remaining in the treasury after the expira- 5
 tion of two years from the date aforesaid for which no de- 6
 mand has been made as herein provided, belonging to any 7
 local improvement district, after the payment of the whole 8
 cost and expense of such improvement shall be transferred 9
 to the general fund. 10

11 Sec. 18. Subdivision 1. Whenever an assessment for 11
 laying out, establishing, closing, straightening, altering, 12
 widening, grading, regrading, paving, repaving, planking, 13
 replanking, sidewalking and bridging, macadamizing, re- 14
 macadamizing, graveling, regravelling, piling, repiling, cap- 15
 ping, recapping, any street, avenue or alley, or for any local 16
 improvement, which has heretofore been made or which 17
 may hereafter be made by the city, has been or may be 18
 hereafter declared void, and its enforcement under this 19
 charter or the laws governing the city refused by the courts 20
 of this state, or for any cause whatever, has been heretofore 21
 or may be hereafter set aside, annulled or declared void by 22
 any court, either directly or by virtue of any decision of such 23
 court, the city council shall, by ordinance, order and make 24
 a new assessment or reassessment upon the lots, blocks or 25
 parcels of land which have been or will be benefited by such 26
 local improvement, to the extent of their proportionate part 27
 of the expense thereof, and in case the cost shall exceed the 28
 actual value of such local improvement, the new assessment 29
 or reassessment shall be for, and based upon the actual value 30
 of the same at the time of its completion; and to this end 31
 the board of public works shall make a new assessment roll 32
 in equitable manner with reference to the benefits received, 33
 as near as may be in accordance with the law in force at the 34
 time such reassessment is made, and when the same shall 35
 have been confirmed and approved by the council it shall be 36
 enforced and collected in the same manner that other assess- 37
 ments for local improvements are enforced and collected 38
 under the charter or laws governing the city, but all pro- 39
 ceedings relative to making the expenses of local improve- 40
 ments chargeable upon property benefited thereby, required 41
 and provided by this charter or laws of the city prior to the 42

1 making of original assessment roll, shall not be included or
2 required within the purpose of this section.

3 Subdivision 2. The city council shall by ordinance
4 order and make a new assessment or reassessment, as pro-
5 vided in this section, upon the lots, blocks or parcels of land,
6 which have been or will be benefited by such improvement,
7 to the extent of their proportionate part of the cost, ex-
8 pense and value thereof.

9 Subdivision 3. Upon the passage of an ordinance, as
10 hereinbefore provided, the board of public works shall make
11 out an assessment roll according to the provisions of the
12 said ordinance and shall certify the same to the council.

13 Subdivision 4. Upon receiving the said assessment roll
14 the city clerk shall give notice by three (3) successive publi-
15 cations in the official newspaper of the city, that such assess-
16 ment roll is on file in his office, the date of filing the same,
17 and said notice shall state a time at which the council will
18 hear and consider objections to said assessment roll by par-
19 ties aggrieved by such assessment. The owner or owners
20 of any property which is assessed in such assessment roll,
21 whether named or not in such roll, may with ten (10) days
22 from the last publication provided herein, file with the clerk
23 his objections in writing to said assessment.

24 Subdivision 5. At the time appointed for hearing ob-
25 jections to such assessment, the council shall hear and
26 determine all objections which have been filed by any party
27 interested, to the regularity of the proceedings in making
28 such re-assessment, and to the correctness of the amount of
29 such re-assessment, or of the amount levied on any particu-
30 lar lot or parcel of land; and the council shall have the
31 power to adjourn such hearing from time to time, and shall
32 have power, in its discretion, to revise, correct, confirm or
33 set aside, and to order that such assessment be made de
34 novo, and the council shall pass an order approving and
35 confirming said proceedings and said re-assessment as cor-
36 rected by it, and its decision and order shall be a final deter-
37 mination of the regularity, validity and correctness of said
38 re-assessment, to the amount thereof levied on each lot or
39 parcel of land.

40 Subdivision 6. The fact that the contract has been let
41 or that such improvement shall have been made and com-
42 pleted in whole or in part, shall not prevent such assess-

ment from being made, nor shall the omission, failure or 1
neglect of any officer or officers to comply with the provi- 2
sions of the charter or laws governing the city, as to peti- 3
tion, notice, resolution to improve, estimate, survey, dia- 4
gram, manner of letting contract or execution of work, or 5
any other matter whatsoever connected with the improve- 6
ment and the first assessment thereof, operate to invali- 7
date or in any way affect the making of the new assessment 8
or re-assessment as provided for by this section, charging 9
the property benefited with the expense thereof. Provided, 10
that such new assessment shall be for an amount which 11
shall not exceed the actual cost and value of the improve- 12
ment, together with any interest that shall have lawfully 13
accrued thereon, and that such amount be equitably appor- 14
tioned upon the property benefited thereby, according to the 15
provisions of the charter or laws of the city. It being the 16
true intent and meaning of this section to make the cost and 17
expense of all local improvements payable by the real estate 18
benefited by such improvement by making a re-assessment 19
therefor, notwithstanding that the proceedings of the city 20
council or board of public works or any of its officers may 21
be found irregular or defective, whether jurisdictional or 22
otherwise; when such re-assessment is completed all sums 23
paid on the former attempted assessment shall be credited 24
to the property on account of which same was paid. 25

Subdivision 7. In all cases where the treasurer or 26
proper collecting officer shall be unable to enforce the collec- 27
tion of any special assessment, by reason of irregularity or 28
omission in any proceedings subsequent to the confirmation 29
of such assessment, the council is authorized and empowered 30
to cause a new warrant or order to issue to the treasurer or 31
other proper officers for the collection of any assessment 32
which, by reason of such irregularity or omission, remains 33
unpaid and not collected. The treasurer, or other proper 34
officer, shall proceed under such new warrant or order to 35
enforce and collect the assessments therein specified in the 36
same manner, as near as may be, as is prescribed by the pro- 37
visions of this section for the enforcement and collection of 38
such assessment, after the same shall have been confirmed 39
as in this section provided; and as often as any failure shall 40
occur by reason of such irregularities or omissions, a new 41
warrant or order may issue, and new proceedings be had in 42

1 like manner, until such special assessment shall be fully
2 collected, as to each and every lot or parcel of land charged
3 therewith.

4 Subdivision 8. Any person who has filed objections to
5 such new assessment or re-assessment, as hereinbefore pro-
6 vided, shall have the right to appeal to the superior court
7 of King County.

8 Subdivision 9. Such appeal shall be made by filing a
9 written notice of appeal with the city clerk within ten (10)
10 days after such new assessment or re-assessment roll shall
11 have been approved and confirmed by the council, and said
12 notice shall describe the property and the objections of such
13 appellant to such assessment, and such appellant shall also
14 file with the clerk of the superior court aforesaid, within
15 twenty (20) days from the approval and confirmation of such
16 roll by the council, a copy of said notice, appeal, re-assess-
17 ment roll and proceedings thereon, certified by the city clerk,
18 together with a bond to the city, conditioned to pay all costs
19 that may be awarded against the appellant in such sum not
20 less than two hundred dollars (\$200), and with such security
21 as shall be approved by a judge of said court, and the case
22 shall be docketed by the clerk of such court in the name of
23 the person taking such appeal against the city as "an appeal
24 from assessments." The judgment of the court shall be
25 either to confirm, modify or annul the assessment in so far
26 as the same affects the property of the appellant, from which
27 judgment an appeal shall lie to the Supreme Court as in
28 other causes. In case the assessment is confirmed the fees
29 of the city clerk for copies of the record shall be taxed
30 against the appellant with other costs.

31 Subdivision 10. Whenever, for any cause, mistake or
32 inadvertence, the amount originally assessed shall not be
33 sufficient to pay the cost of the improvement made and en-
34 joyed by the owners of property in the local assessment dis-
35 trict where the same is made, it shall be lawful, and the city
36 council is hereby directed and authorized to make re-assess-
37 ments on all the property in said local assessment district
38 sufficient to pay for such improvement, such re-assessment
39 to be made and collected in accordance with the provisions
40 of this section.

41 Sec. 19. No contracts for lights or lighting shall be let

for a longer term than one year. The lights shall be of such 1
kind as the city council may by ordinance prescribe. 2

3 Sec. 20. No work shall be done by the city or any de- 3
partment, officer or employe thereof, on any legal holiday 4
or Sunday by way of construction or extension of any public 5
work, nor shall any work be done on any such day, or be- 6
tween seven o'clock p. m. of any day and six o'clock a. m. 7
of the following day, by any corporation or other person, by 8
way of construction, extension or removal of any structure 9
upon, over, under or along any street, alley, or other public 10
place within the city or under control of the city, except in 11
case of extraordinary emergency, and then only upon the 12
written permit of the mayor, wherein the fact of such emer- 13
gency, and the nature thereof shall be specified, and in case 14
of violation of any provision of this section by any person 15
or corporation owning, holding or claiming any franchise in, 16
over, under, or along such street, alley, or other public place, 17
all his or its right, title and interest in such franchise shall 18
thereby be forfeited and instantly revert to the city. The 19
mayor shall be free in his discretion to grant or withhold 20
such permit. And in no case shall any corporation or person 21
be permitted to commence the building or construction of 22
any street or other railroad, telegraph, telephone or electric 23
light line in the city without first obtaining a permit there- 24
for from the board of public works. 25

26 Sec. 21. The board of public works shall from time to 26
time make such recommendations to the city council relat- 27
ing to the extension or improvement of the sewerage sys- 28
tem as said board may deem proper. 29

30 Sec. 22. Said board, subject to such control as the city 30
council shall by ordinance exercise, shall prescribe the loca- 31
tion, form and materials to be used in the construction and 32
repairs of all public sewers, man-holes, sinks, cesspools and 33
other appurtenances belonging to the sewerage system, and 34
of every private sewer emptying into a public sewer, and 35
determine the place and manner of location thereof, except 36
as otherwise in this charter provided. 37

38 Sec. 23. Before any public sewer shall be contracted 38
for or built, its construction shall be ordered by the city 39
council, and the city engineer or any other person the coun- 40
cil may designate, shall cause to be prepared the necessary 41
estimates and plans for the work, and a profile showing the 42

1 grades of the street and sewer, and the depth of such sewer
2 below the surface of the street and the height above the
3 level established and used as the city datum, and when such
4 sewer is completed he shall cause a map to be prepared,
5 showing the size and location of the man-holes, basins and
6 branches.

7 Sec. 24. No person shall connect with or open or pene-
8 trate any public sewer or drain without first obtaining a
9 permit in writing from said board, and complying with the
10 rules and regulations of said board in reference thereto.

11 Sec. 25. Air, gas, steam or water above one hundred
12 and forty degrees Fahrenheit in temperature shall not be
13 discharged into any public sewer or into any private sewer
14 or drain connecting with such public sewer, and the city
15 council shall by ordinance prohibit the same.

16 Sec. 26. Said board shall recommend to the city coun-
17 cil such other rules and regulations concerning the public
18 and private sewers and drains in said city as said board shall
19 deem best.

20 Sec. 27. The city council may upon the recommenda-
21 tion of said board, by ordinance passed by the affirmative
22 vote of the majority of all the members elected, authorize
23 the purchase of any personal property, or the acquisition by
24 purchase or condemnation of any real estate, which may be
25 necessary for the construction of any sewers or the making
26 of any improvement provided for in this article. The title
27 to all real estate purchased shall be taken in the name of
28 the city.

29 Sec. 28. Said board may, with like authorization by the
30 city council, agree with the owner of any real estate over or
31 through which it is deemed desirable to construct any sewer
32 or other improvement related to sewerage or drainage, upon
33 the amount of damage to be paid to such owner for the per-
34 petual use of said real estate for such purpose.

35 Sec. 29. Said board shall, when authorized by ordi-
36 nance of the city council, construct such sewers, reservoirs
37 and pumping works, whether within or without the city, as
38 may be necessary to carry out the general system of sewer-
39 age of the city.

40 Sec. 30. The city council shall by ordinance provide
41 that the owners and occupants of lands, buildings or prem-
42 ises within the city, at their own expense, properly drain the

same, or drain or clean any vault, cesspool, ditch, pipe or 1
drain therein used as a receptacle or conductor of filth or 2
refuse matter, and that all expenditures of the city in drain- 3
ing or cleaning private premises, be assessed against such 4
premises. Every assessment shall be a lien upon the prem- 5
ises so drained or cleaned, and such assessment may be col- 6
lected and the lien enforced by a suit in the name of the city. 7

8 Sec. 31. Subdivision 1. Before any contract for the 8
doing of any work or labor, or furnishing any skill, labor or 9
material to or for the City of Seattle shall be valid or bind- 10
ing against the city, the contractor shall enter into a joint 11
and several bond with the City of Seattle, for the use of the 12
city and also for the use of all persons who may perform or 13
cause to be performed any work or labor, or furnish or cause 14
to be furnished any skill, labor or material in the execution 15
of such contract, conditioned to perform the contract accord- 16
ing to its terms, conditions and stipulations and to pay as 17
they become due all just claims for all work and labor 18
so performed and all skill or labor and material so furn- 19
ished in the execution of such contract, and to comply 20
with all the requirements of the charter and ordi- 21
nances of the city and the amendments thereto, which bond 22
shall be in an amount fixed by the board of public works, 23
but not less than fifty per cent. more than the contract price 24
agreed to be paid for the performance of such contract, and 25
shall be duly signed by such contractor and two or more 26
good and sufficient sureties, and after being approved as 27
herein provided, shall be filed in the office of the city 28
comptroller; provided, that before approving any such bond 29
the mayor and comptroller shall cause to be filed with and 30
preserved by them, by the proposed sureties, a list of the 31
properties owned by each such proposed surety, such list 32
describing with reasonable certainty the various properties 33
and showing whether the same is community property or 34
separate property and the encumbrances thereon. The 35
bond shall also contain any other conditions or provisions 36
required by any state law, and such bond shall be deemed 37
to run also to the State of Washington. 38

Subdivision 2. The sureties on such bond shall each 39
justify as bail upon arrest. 40

More than two sureties may be accepted on such bond, 41
and they may justify in separate and different sums less 42

1 than the sum specified in such bond; provided, that the
2 aggregate of their justification shall be equal to two sureties
3 justifying in double the amount of the bond in the manner
4 herein provided.

5 Subdivision 3. It shall be the duty of the corporation
6 counsel of said city to see that such bond is fully and prop-
7 erly executed and conforms in all respects to the provisions
8 of this section; and thereupon shall indorse upon said bond
9 his approval of the form thereof. Such bond, and the sure-
10 ties thereon, shall be subject to approval by the mayor and
11 comptroller, but they shall not approve any such bond unless
12 the said corporation counsel's approval of the form thereof
13 be indorsed thereon, nor unless the sureties on such bond
14 appear personally before the mayor and comptroller if re-
15 quired, and are by them examined, touching their fitness
16 and ability to become sureties on such bond; and it shall
17 be the duty of such mayor and comptroller to reject any
18 person, notwithstanding his justification subscribed to the
19 bond, if they shall deem such person of insufficient ability
20 or otherwise unfit to become a surety on such bond.

21 Subdivision 4. No contract with said city for the do-
22 ing of any public work shall hereafter be assigned or trans-
23 ferred in any manner without first having indorsed thereon
24 the consent of the board of public works, and of the sureties
25 on the contractor's bond, and no transfer or assignment
26 thereof shall in anywise affect such bond or the liability of
27 the sureties thereon, and any assignment or transfer with-
28 out such consent and waiver indorsed thereon except by
29 operation of law of any such contract, shall make the same
30 null and void, as to any further performance thereof by the
31 contractor or his assigns without any act on the part of the
32 city; and the board of public works shall at once proceed
33 to re-let such contract, or said board may, in its discretion,
34 proceed to complete the same as the agent, and at the ex-
35 pense of such contractor and his bondsmen. No assign-
36 ment, transfer, abandonment or surrender, either voluntary
37 or otherwise, of any contract with the city for the doing of
38 any work or labor, or the furnishing of any work or
39 labor, skill or material, nor any change in any such
40 contract, nor any extension of time in which to com-
41 plete any such contract shall ever operate to release the
42 sureties on the bond in this act provided for; and no such

assignment, transfer, abandonment, surrender, change or 1
extension of time shall ever be pleaded as a defense to any 2
action upon such bond in any court in this state. 3

Subdivision 5. The board of public works may, when- 4
ever in their judgment one or more of the sureties on such 5
bonds have become insolvent, or for any other cause are 6
no longer fit and sufficient sureties, require any such con- 7
tractor to file a new or additional bond within ten days 8
after notice to that effect; and thereupon all work on such 9
contract shall cease until such additional bond shall be filed 10
with the city comptroller, and if any such contractor shall 11
fail for ten days after notice to that effect to file a new or 12
additional bond as aforesaid, his contract shall by that fact 13
alone become fully ended and void as to future performance 14
thereof by such contractor. And thereupon the board shall 15
proceed to re-let such contract, or may, in its discretion, 16
proceed to complete the same as the agent and at the ex- 17
pense of such contractor and his bondsmen. 18

Subdivision 6. If any such contract shall for any rea- 19
son become ended or void, and the board of public works 20
shall complete the same, as in this section provided, and 21
the costs of so completing such contract shall exceed the 22
amount unpaid by the city upon such contract, at the time 23
the same shall become ended or void, in such case it 24
shall be the duty of the corporation counsel to at once com- 25
mence an action in the name of the city against such con- 26
tractor and his bondsmen for the recovery of the 27
difference in amount between the cost of so com- 28
pleting such contract and the amount unpaid by 29
the city upon such contract at the time the same 30
became ended or void. The board of public works 31
is hereby prohibited from entering into any contract for 32
the doing of any work or labor or the furnishing of any skill 33
or material with any person, who, within two years prior 34
thereto, shall have made default in the payment of any 35
just claim for any work or labor performed or for any skill 36
or material furnished pursuant to any such contract with 37
such party or with any person who within two years 38
prior thereto shall have assigned, abandoned, surrendered, 39
or failed to complete any such contract, except as herein 40
authorized or who shall have failed to comply with any of 41
the provisions of this section. 42

ARTICLE IX.

THE DEPARTMENT OF FINANCE.

1 Section 1. The city comptroller shall exercise general
 2 supervision over the financial affairs of the city. He shall
 3 number and keep a record of all demands allowed by him,
 4 showing the date of approval, amount and name of original
 5 holder, the number, on what account, and out of what fund
 6 payable. He shall be required to be constantly acquainted
 7 with the exact condition of the treasury. He shall, on or
 8 before the fifth day of each month, or oftener if required,
 9 report to the mayor and to the city council the condition of
 10 each fund in the treasury. He shall make annual reports
 11 to the city council, and to the mayor on his request, of the
 12 financial condition and requirements of the city, with a
 13 careful statement and estimates of the receipts and ex-
 14 penditures. He shall keep a complete set of books by
 15 double entry system for the city, in which shall be set forth
 16 in plain and businesslike manner every money transaction
 17 of the city, so that he can at any time tell the exact con-
 18 dition of the city's finances. He shall make an annual
 19 report, showing the source from which the city's revenues
 20 were derived, and how expended. He shall require all
 21 claims, returns, settlements and reports to be verified by
 22 affidavit. He shall issue all licenses in accordance with
 23 law on presentation to him of a receipt from the city treas-
 24 urer showing that the license fee has been paid, and shall
 25 countersign all warrants upon the treasurer.

26 Sec. 2. The city comptroller and his deputies shall
 27 have authority to take affidavits and administer the neces-
 28 sary oaths in the transaction of all city business; he shall
 29 have a seat in the city council, with the right to speak on
 30 any question pertaining to his department, but shall have
 31 no vote.

32 Sec. 3. He shall keep publicly posted in his office a
 33 list of all persons receiving salaries from the city, with the
 34 amount of monthly salary received by each opposite his
 35 name, which list shall be revised and corrected by him
 36 monthly, and be at all times open to public examination.

37 Sec. 4. He shall perform such other duties as this
 38 charter or the city council may direct, and may appoint

one chief deputy, and, under civil service rules, such other
 deputies as the city council may authorize. 1 2

Sec. 5. There shall be a city treasurer who shall, ex- 3
 cept as otherwise provided by law, be ex-officio tax col- 4
 lector. He shall not hold office for two consecutive terms. 5

Sec. 6. As tax collector, the city treasurer shall per- 6
 form the duties provided in this charter and by the general 7
 laws of the state. As treasurer, he shall receive, keep and 8
 pay out all moneys belonging to the city, and shall keep an 9
 account of all receipts and expenditures, under such rules 10
 and regulations as may be prescribed by ordinance, and 11
 shall do all things required of him by this charter or the 12
 ordinances of the city. He shall not pay out any moneys 13
 belonging to the city except upon legal demands allowed 14
 and audited in the manner prescribed by this charter or by 15
 law. 16

Sec. 7. It shall be the duty of the city treasurer to 17
 receipt for the moneys of the city, and pay out the same 18
 only on warrants drawn in pursuance of the order of the 19
 city council, signed by the mayor, countersigned and regis- 20
 tered by the city comptroller. He shall each day, except 21
 Sundays and legal holidays, render to the city comptroller 22
 a statement of the balance in each fund of the treasury of 23
 the city. He shall also once each week make a statement, 24
 under oath, to the city comptroller, showing where the 25
 city funds are then kept, and it shall be the duty of the 26
 city comptroller to forthwith verify each such statement. 27
 He shall require good and sufficient bonds for his own in- 28
 demnification, to be given by all assistants and clerks in his 29
 office who shall receive or have care, custody or handling 30
 of any moneys or other valuable thing belonging to the city, 31
 which bonds shall be approved by the mayor, and may be 32
 security indemnity bonds. He shall issue a call for out- 33
 standing warrants on any fund upon which warrants have 34
 been previously presented and payment refused for want of 35
 funds, whenever there may be one thousand dollars of that 36
 fund in the treasury, or whenever there are sufficient funds 37
 in the treasury to pay all outstanding warrants; interest to 38
 cease fifteen days after the publication of the first notice. 39
 Warrants shall be paid in the order of their number and 40
 date of issue, and shall be charged to their respective funds. 41
 Such call shall be made by publication in the city official 42

1 newspaper for the period of one week, and shall be made
2 within fifteen days after the required amount of money is
3 in said fund. He shall account for and pay over all moneys
4 on hand as such treasurer to his successor in office, and
5 deliver all books, vouchers and effects of office to him, and
6 such successor shall receipt therefor.

7 Sec. 8. Every officer or agent of the city, or other per-
8 son who shall receive or have in his hands any money be-
9 longing to the city, shall immediately pay over the same
10 to the city treasurer, and take his receipt therefor in dupli-
11 cate, one of which receipts shall be delivered to the city
12 comptroller by the party paying over the money. If any
13 such officer, agent or other person shall fail to pay over to
14 the city treasurer any money so received, or to deliver to
15 the city comptroller such receipt of the city treasurer, for
16 more than forty-eight hours after the money or receipt
17 shall have been received by him, such officer, agent or other
18 person shall forfeit to the city double the amount of money
19 so received, or for which such receipt was given, to be recov-
20 ered by civil action brought by the city against him in a
21 court of competent jurisdiction.

22 Sec. 9. The treasurer's books shall, at all times in
23 business hours, be open for public inspection, subject to
24 such reasonable rules and regulations as the city council
25 shall by ordinance prescribe.

26 Sec. 10. On or before the first Monday in September
27 in each year, the comptroller shall prepare and transmit
28 to the city council, accompanied with estimates and reports
29 of each department, which he shall require to be delivered
30 to him from the heads of each department on or before the
31 tenth of August of each year, an estimate of the probable
32 necessities of the city for the ensuing fiscal year, giving
33 the amount required to meet the interest and sinking funds
34 for any and all outstanding bonded debts, together with the
35 amount needed for salaries and probable wants of all de-
36 partments of the municipal government in detail, and show-
37 ing the necessities of each of the several funds to be pro-
38 vided for in the treasury. The estimate shall also show as
39 nearly as may be what amount of income and revenue is
40 likely to accrue to the treasury, and be collected from fines,
41 licenses and all other sources of revenue, exclusive of tax
42 on property, and shall give an estimate of what amount

will be required to be levied and raised by tax from all 1
property in the city, in order to meet the necessities of such 2
fiscal year, said estimates to be based upon, where prac- 3
ticable, the resources and expenditures of the current fiscal 4
year; and at the same time the comptroller shall also report 5
to the city council the balance on hand in each fund. 6

Sec. 11. The city council shall on or before the first 7
Monday in December in each year by ordinance fix the 8
rate of taxes to be levied, and levy the taxes upon all tax- 9
able property, both real and personal, in the city needed to 10
raise sufficient revenue to carry on the different depart- 11
ments of the municipal government for the ensuing fiscal 12
year. 13

Sec. 12. There is hereby created an auditing commit- 14
tee, which shall consist of the mayor, president of the city 15
council, the chairman of the finance committee thereof, and 16
the comptroller. The mayor shall be the chairman of the 17
committee, and the comptroller shall be secretary, but in 18
the absence of either from any meeting of the committee 19
a temporary chairman or secretary may be chosen by the 20
committee to act for the time being. 21

Said committee shall hold stated meetings once in each 22
month and may adjourn from time to time. It shall be the 23
duty of the committee to examine all claims and demands 24
against the city of whatsoever nature and to recommend 25
to the city council the allowance or disallowance of the 26
same or any part thereof. 27

Three members of the committee shall constitute a 28
quorum for the transaction of business, but a less number 29
can meet and adjourn from time to time. 30

Sec. 13. All demands, bills and claims which may 31
arise against the city, including the payment of all em- 32
ployes of the city, whether under regular monthly salary 33
or not, shall be duly verified as hereinafter provided, and 34
be filed with the secretary of the auditing committee, who 35
shall file and number the same in the order of presentation, 36
and refer the same to the auditing committee for action, 37
whose duty it shall be to recommend the allowance or 38
rejection of the same in whole or in part, and if allowance be 39
recommended, to designate the particular fund from which 40
they are to be paid, and indorse upon each claim or demand 41
the date of the recommendation of its allowance or rejec- 42

1 tion, the amount to be allowed, and also the section of the
2 charter, number of ordinance, number of contract, resolu-
3 tion or order under which the said claim or demand was
4 authorized or contracted for. These indorsements shall be
5 verified by the signature of the chairman and secretary of
6 the auditing committee. All claims or demands after be-
7 ing audited by said committee shall be forthwith reported
8 to the city council for final action.

9 Sec. 14. All demands and claims against the city here-
10 inbefore required to be verified shall be subscribed and
11 sworn to before the city comptroller or one of his deputies,
12 or some officer authorized to administer oaths. Each
13 claim or demand must be accompanied by a detailed state-
14 ment of the items, which shall be attached thereto and
15 made a part thereof.

16 Sec. 15. The secretary of the auditing committee shall
17 attend all meetings of said committee and keep a correct
18 record or journal of the proceedings of the committee.

19 Sec. 16. The followings funds are hereby established:

20 First—The Water Fund, into which shall be paid all
21 revenues derived from the water department, and from
22 which shall be paid all expenses of operation and main-
23 tenance of the water system. Any surplus remaining in
24 the fund at any time after the payment of such expenses
25 may be disposed of as is or may be provided by ordinance.

26 Nothing contained in this sub-division of Section 16
27 shall repeal or in any wise invalidate any ordinance or plan
28 or scheme proposed thereby heretofore approved by the
29 electors of the city upon submission thereof to them, nor to
30 prevent any modification or amendment of such ordinance,
31 plan or scheme upon submission thereof to the electors of
32 the city.

33 Second—The City Park Fund, from which shall be paid
34 all expenses incident to the acquisition, maintenance, orna-
35 mentation and improvement of the parks, park drives,
36 boulevards and public places of the city.

37 Third—The Library Fund, from which shall be paid
38 all expenditures incident to the Seattle Public Library.

39 Fourth—The General Fund, into which shall be paid
40 all revenues of the city, except as otherwise provided by
41 law, and from which shall be paid all expenses and liabili-
42 ties of the city which are not payable out of special funds.

Such accounts shall be kept in the general fund with the
several departments and with other city expenditures, as
may be prescribed by ordinance.

4 Sec. 17. The city council may from time to time estab-
5 lish such other funds as it may deem necessary, and shall
6 establish and continue in force all interest funds, bond
7 funds, bond redemption funds and other funds now or here-
8 after established for the payment of interest upon and the
9 payment of bonded indebtedness of the city; and the per-
10 centage of each annual tax levy shall be named for each
11 fund, and the whole amount of taxes and revenue of the city
12 appropriated to said several funds accordingly; and no
13 transfer shall be made from one fund to another except as
14 otherwise provided in this charter, unless by an affirmative
15 vote of a majority of the members elected of the city coun-
16 cil by ayes and noes, recorded in the journal of proceedings,
17 and in no case shall any moneys be transferred from any
18 fund provided for the payment of any interest or principal
19 of any bonded indebtedness then existing, nor from the
20 library fund to any other fund.

21 Sec. 18. The provisions relating to the levy and collec-
22 tion of taxes contained in Article IX. of, or elsewhere in the
23 Charter of Seattle, which is superseded by this charter, are
24 hereby continued in force, to all intents and purposes, as if
25 expressly re-enacted herein, in so far as may be necessary
26 or proper for the enforcement on the part of the city of any
27 rights, demands, levies, claims, moneys, taxes, interest or
28 penalties due or hereafter to become or be declared due to
29 the city under such provisions or under any past or present
30 law of the state or city, and the same shall be enforced by
31 the collector or other proper officer or officers herein or by
32 law provided for, and the title or inchoate title or rights
33 of the city in or to all lots or lands heretofore sold or here-
34 after to be sold to the city under such provisions or any
35 precedent law or charter may be perfected under such
36 provisions, precedent law or charter as fully as if such
37 provisions, precedent law or charter were herein expressly
38 re-enacted.

ARTICLE X.

THE DEPARTMENT OF SANITATION.

1 Section 1. There shall be a Board of Health, which
2 shall consist of three physicians, graduates from some ac-
3 credited medical college, who must be physicians in active
4 practice, to be appointed by the mayor and confirmed by
5 the city council, and who shall have supervision of all
6 matters appertaining to the sanitary condition of the city
7 and its public institutions.

8 Sec. 2. The members of said board shall hold office for
9 three years and serve without compensation. The terms of
10 office shall be so arranged that one of them shall go out
11 of office in each year. The member having the shortest term
12 to serve shall be president of the board and the health
13 officer shall act as secretary of the board.

14 Sec. 3. The city council shall provide an office for the
15 board of health, in which the meetings of the board shall
16 be held. Such meetings shall be held at least once a
17 month, and whenever requested by the president or two
18 of its members.

19 Sec. 4. Said board shall appoint and remove at pleas-
20 ure a health officer, who shall be a physician, and such
21 other subordinate officers as may from time to time be
22 deemed necessary by the city council. The health officer
23 shall act as city physician. He shall be the executive
24 officer of the board and see that all ordinances relating
25 to the sanitary affairs of the city and the rules and regula-
26 tions of the board are enforced.

27 Sec. 5. The health officer shall visit the public build-
28 ings and institutions of the city and the public and other
29 schools within the city once in each month and as frequent-
30 ly as may be required by the board of health, and investigate
31 the sanitary condition of the same, and make monthly
32 reports of such examination to the board of health. He
33 shall also make to the board a monthly and annual report
34 of the affairs of his office, including natal, mortuary and
35 other sanitary statistics.

36 Sec. 6. Whenever the health officer shall certify to the
37 board of health that any building or any part thereof is for
38 any sanitary cause unfit for human habitation, said board

may issue an order, to be affixed conspicuously on the 1
building, and where practicable, to be served on the owner, 2
agent or occupant, requiring all persons to vacate such 3
building or apartment at and until such time as the board 4
may determine. The cause of vacation shall be stated in 5
the order. 6

7 Sec. 7. Whenever a case of smallpox, yellow fever, 7
Asiatic cholera or other infectious disease is reported to 8
the health officer, he shall immediately visit the premises 9
where the person is, and if he shall find such reported dis- 10
ease or any infectious disease on such premises, he shall 11
forthwith cause to be displayed a quarantine flag in a con- 12
spicuous place on said premises, and post upon the door- 13
way a placard setting forth the fact that infectious disease 14
exists therein and the name of such disease. 15

16 Sec. 8. The health officer shall immediately report 16
to the chief of police, city school superintendent, the prin- 17
cipals of private and other schools within the city and the 18
librarian of the Seattle public library, the names and resi- 19
dences of every person sick of the diseases in section 7 of 20
this article enumerated or any other contagious or infec- 21
tious disease he may deem dangerous to the public health. 22

23 Sec. 9. It shall be the duty of the city school superin- 23
tendent, the principals of private and other schools within 24
the city, and the librarian of the Seattle public library, 25
when so notified, to refuse admittance to the public or pri- 26
vate or other schools or library to any member of a house- 27
hold in which any of the aforesaid diseases are found until 28
advised by the health officer that there is no longer any 29
danger from contagion. 30

31 Sec. 10. Every physician in the city shall immediately 31
report to the health officer in writing every patient he shall 32
have sick of typhus, typhoid, ship or yellow fever, Asiatic 33
cholera, smallpox, diphtheria or scarlatina, or such other 34
infectious disease as is or may be specified by ordinance, 35
and shall report every death occurring from any such dis- 36
ease immediately; also, every householder in the city shall 37
report forthwith to the health officer the name of every 38
inmate of his or her house whom he or she shall have reason 39
to believe to be sick of any such disease, and any death 40
from any such disease occurring at his or her house. 41

42 Sec. 11. The health officer shall keep a record of all 42

1 births, deaths, interments and cremations occurring in the
2 city.

3 Sec. 12. All physicians and midwives in the city shall
4 report in writing to the health officer within twenty-four
5 hours all births and deaths occurring in his or her practice.

6 Sec. 13. The board of health through and with the
7 co-operation of the board of public works, with the con-
8 sent of the city council, may locate, establish and main-
9 tain hospitals and pest-houses and discontinue and re-
10 move the same whenever necessary for the preservation
11 of the public health, and may appoint and remove at pleas-
12 ure such physicians and nurses as may be necessary to
13 maintain the efficiency of the same; and may cause to be
14 removed thereto and kept therein any person affected with
15 any contagious or infectious disease.

16 Sec. 14. No person shall remove a person affected with
17 any contagious or infectious disease from any house or
18 place within the city limits to any other house or place
19 without the written permission of the health officer.

20 Sec. 15. The board of health shall, with the consent
21 of the city council, appoint a sanitary inspector, who shall
22 be market inspector, inspector of sewers and inspector of
23 plumbing, of water, steam and gas of all buildings within
24 the city. Such inspector shall have the powers of a police-
25 man and must be a practical plumber. His duties shall
26 be such as are or may be prescribed by ordinance. The
27 city council shall by ordinance regulate the plumbing of all
28 buildings with due regard for the health of the city.

29 Sec. 16. The board of health may proclaim such quar-
30 antines and establish and declare such quarantine districts
31 and stations as may in its judgment be necessary for the
32 preservation of public health, and may appoint and remove
33 at pleasure a quarantine officer.

34 Sec. 17. All vessels arriving at the port of Seattle
35 from ports which have been legally declared infected ports,
36 and all vessels arriving from any place where there is pre-
37 vailing at the time of departure any contagious, infectious
38 or pestilential disease, are subject to quarantine, and must
39 be by the master, owner, pilot or consignee reported to
40 the quarantine officer without delay. Such a vessel must
41 not cross a line drawn as prescribed by the board

of health until the quarantine officer has boarded the same
and given the order required by law.

Sec. 18. The board of health shall make rules and
regulations relating to the disposition of the sick and de-
ceased arriving on any ship or vessel, and the city council
shall provide by ordinance for the recovery of all expenses
and charges incurred in their treatment or burial.

Sec. 19. The board of health may, when they deem
it necessary, require all railroad cars or other public con-
veyances, before the same shall stop at any depot or sta-
tion in the city, to stop at any locality selected and estab-
lished for quarantine purposes, and to leave there all such
persons, with their stores and baggage, as the health officer
shall deem necessary so to be left for the health of the city.

Sec. 20. The board of health shall make such rules
and regulations for the government of the quarantine or
the health of the city as from time to time the public health
may require, and the physicians or health officers in charge
of any quarantine station or place shall have power to en-
force such regulations as may be necessary for the proper
management thereof, and it shall be the duty of all persons
in quarantine, and all agents, officers, policemen or others
employed by the city in or about said quarantine stations
or places to carry out and obey the same.

Sec. 21. It shall be unlawful to disinter or exhume
from a grave, vault, cemetery or other burial place within
the city, or owned by the city, or to deposit therein, or re-
move from the city, the body of any deceased person, with-
out first causing to be filed at the health office a certificate
signed by a legally qualified physician or coroner, setting
forth as nearly as possible the name, age, sex, color, place
of birth, occupation, date, locality and cause of death of
such decedent and obtain from the health officer a written
permit therefor.

Sec. 22. The health officer shall prepare a book of
blank permits in proper form containing stubs, on which,
as well as in the permits, shall be entered by the health offi-
cer a record giving the name, age, sex, nativity, cause of
death and place of burial of each person to be buried, and
when a permit is issued for disinterment, or removal of re-
mains, the record shall also show the destination of the
remains.

1 Sec. 23. The city council shall by ordinance provide
 2 for the enforcement of such orders and regulations as the
 3 board of health may adopt and the council approve, pro-
 4 viding also for all expenses incurred in carrying out the
 5 same. And in addition to the powers in this article
 6 enumerated, the health officer and the members of the
 7 board of health may administer oaths on matters connected
 8 with the department, and shall have such other powers
 9 and authority as may be prescribed by ordinance of the
 10 city council or by general law. The city council shall pro-
 11 vide for the maintenance of all indigent families during
 12 the continuance of their enforced quarantine.

13 Sec. 24. The city council shall pass all such ordi-
 14 nances, and provide therein such penalties, as will carry
 15 out the intent and enforce the provisions of this article.

ARTICLE XI.

THE FIRE DEPARTMENT.

16 Sec. 1. There shall be a fire department, which shall
 17 consist of a chief of the fire department, and as many sub-
 18 ordinate officers and firemen as the city council shall from
 19 time to time by ordinance prescribe.

20 Sec. 2. The mayor shall appoint the chief of the fire
 21 department after examination under civil service rules, as
 22 provided by Article XVI. of this Charter, and may remove
 23 him for cause in accordance with said rules.

24 Sec. 3. The fire department shall be under the man-
 25 agement of the chief of the fire department, except as other-
 26 wise provided by law or in this Charter.

27 Sec. 4. First—The mayor shall prescribe rules and
 28 regulations, not inconsistent with law and the ordinances
 29 of the city, for the government and control of the fire de-
 30 partment, and fix and enforce penalties for their violation.

31 Second—The chief of the fire department shall, subject
 32 to the civil service rules, appoint subordinate officers and
 33 firemen.

34 Third—The chief shall make a monthly statement of
 35 expenditures of the department to the board of public
 36 works, and also furnish to said board an estimate of the
 37 needs of his department for the ensuing month, with such

recommendations as he may deem proper for the better- 1
 ment of the service. 2

Fourth—The chief of the fire department shall make 3
 annually, or oftener if required by the council, or if he may 4
 deem best, a report to the city council of any municipal 5
 legislation by him deemed necessary to improve the con- 6
 dition and administration of the fire department, and shall 7
 report in like manner fully to the city council the business 8
 and condition of the fire department, showing the number 9
 of alarms responded to, the estimated loss by each fire 10
 during the year, with the cause thereof, with such other 11
 information as he can furnish tending to throw light upon 12
 the advancement or improvement of the department and 13
 the necessities thereof; also an estimate of money required 14
 to pay salaries and expenses of the fire department for the 15
 ensuing fiscal year, specifying in detail the items for which 16
 the same will be required. 17

Fifth—The chief shall have such further powers and 18
 be subject to such further duties as may be granted or im- 19
 posed by the city council, except as otherwise in this Char- 20
 ter provided. 21

Sixth—It shall be the duty of the chief of the fire de- 22
 partment to inspect and keep a record of all new buildings 23
 in course of erection in the city, and report to the city coun- 24
 cil any building in process of construction or completed 25
 without the fire protection and escapes prescribed by law. 26

Seventh—The chief of the fire department shall keep a 27
 record of the conduct of men in the department, and send 28
 a copy of same monthly to the Secretary of the Civil 29
 Service Commission, keeping said record in accordance 30
 with the rules of and upon forms supplied by said com- 31
 mission. 32

ARTICLE XII.

THE HARBOR DEPARTMENT.

Section 1. The city council shall, unless otherwise 33
 prescribed by the laws of the state, exercise control and 34
 management of the harbor and water front of the City 35
 of Seattle, and shall, by ordinance, establish such rules and 36
 regulations as shall prevent any encroachment upon the 37
 tidal area of the same. 38

1 Sec. 2. The construction of all wharves which may be
2 built by the city, and all repairs on the same, or other work
3 done on the water front by the city, shall be performed by
4 the board of public works, after proceedings had in the
5 manner and form prescribed for the construction, improve-
6 ment and repair of public buildings.

7 Sec. 3. The city council shall, by ordinance, regulate
8 the tolls for wharfage, dockage and other charges at all
9 wharves, slips, docks and landing places within the city,
10 and provide for the regulation of berths and landing of all
11 steamers, sail vessels, barges or other water craft, and shall
12 exercise in regard to all such wharves, slips, docks and
13 landing places such other control not herein specified as
14 shall not be inconsistent with the laws of the United States
15 and of the State of Washington.

16 Sec. 4. The city council may by ordinance order the
17 construction of wharves, slips, docks or landing places
18 upon any streets abutting upon or leading into any navi-
19 gable waters within the city, which wharves, slips, docks
20 and landing places, when so constructed, shall remain
21 under the exclusive control of the city.

22 Sec. 5. The mayor, by and with the advice and con-
23 sent of the city council, shall appoint a port warden, who
24 shall perform such duties not inconsistent with this char-
25 ter, in relation to harbors and wharves, as may be pre-
26 scribed by ordinance, and who shall be deemed the head
27 of the harbor department.

ARTICLE XIII.

DEPARTMENT OF PARKS.

28 Section 1. The city park fund shall consist of—
29 First—Such tax levy, not to exceed annually one mill
30 on the dollar, as may be provided by the city council.

31 Second—Such gifts, bequests and devises as may be
32 given, bequeathed or devised to the City of Seattle for the
33 purpose of a park or parks.

34 Third—Ten per cent. of the gross receipts from all fines,
35 penalties and licenses.

36 Fourth—Any appropriations that the city council may
37 make for said fund from time to time and any and all
38 moneys that may from any source accrue to said fund.

The city council shall have the same control over the
city park fund as over the other moneys of the city and shall
alone have power to authorize expenditures therefrom.

Sec. 2. The management and control of all the public
squares and parks of the city and of all park drives, park-
ways and boulevards of the city are hereby vested in the
city council. It shall have power to designate lands and
grounds to be used and appropriated for such purposes; to
cause the same to be platted and surveyed and the plats
thereof to be filed in the office of the board of public works,
or in the office of the city engineer; to devise, adopt and lay
out parks, squares, park drives, parkways and boulevards
in and adjacent to the city, and from time to time extend
the same and add thereto; to grade, improve, ornament
and maintain the same; to erect and maintain buildings
and structures therein; to provide for securing, growing
and maintaining trees, plants, flowers, zoological collec-
tions and other attractions therein; to grant concessions
and privileges therein under such restrictions and for such
compensation as it shall prescribe, the revenue of which
shall go into the city park fund; provided that no such
concession or privilege shall ever be granted for the sale
of any intoxicating liquors in any public park, square, park
drive, parkway or boulevard of the city. It may exclude
from any or all of the parks, squares, park drives, park-
ways and boulevards of the city any vehicles or classes or
traffic, which in its judgment may be improper for or detri-
mental to the same, or injurious to the improvements there-
in; it may appoint or cause to be appointed policemen
for the special enforcement therein of the park regulations
of the city, to be known as park police, and to be paid out
of the city park fund; it shall have power to select and
designate by ordinance any street or highway of the city
for a park drive, parkway or boulevard; provided, that be-
fore taking possession thereof for such purpose, it shall
take or cause to be taken proper proceedings as required
by law for the ascertainment and payment to the proper
parties of the damage, if any, which will result to the prop-
erty to be affected thereby, and after the payment of such
damage, or the lawful ascertainment that no damage will
be caused thereby, such street or highway shall become
and be for all purposes a park drive, parkway or boulevard

1 as may have been determined by the city council, and there-
 2 after the same shall be subject to all such rules and regula-
 3 tions as may from time to time be in force with reference
 4 thereto.

5 The city council shall have power and is hereby author-
 6 ized to obtain title for and in the name of the city to any
 7 lands so designated by it for the purpose of this article by
 8 gift, devise, purchase, condemnation or lease. The city coun-
 9 cil may authorize the making of contracts in the name of the
 10 city for the purchase of any lands to be paid for at such
 11 time or times and in such manner as the city council may
 12 agree upon; and the city council may accept the lands and
 13 authorize the giving back of a mortgage or mortgages in
 14 the name of the city to secure the unpaid purchase price;
 15 provided, no personal or general liability on the part of the
 16 city shall be created by any such contract beyond the money
 17 then in the city park fund available therefor; and provided
 18 further that there shall be no express or implied agreement
 19 in any such mortgage nor any separate instrument given
 20 for the payment of the sums secured thereby, but the rem-
 21 edy of the mortgagee shall be confined to the property mort-
 22 gaged.

23 Sec. 3. After any land for park purposes has become
 24 or is the unencumbered property of the city the board of
 25 public works shall have the same superintendence and man-
 26 agement of said land and of the ornamentation and im-
 27 provement of the same as of the other public grounds of
 28 the city, and the city council may authorize the board of
 29 public works to make such improvement and ornamentation
 30 of any such parks and to erect therein such building or
 31 buildings as the council may deem proper; provided, that
 32 at no time shall any debt be made or incurred for park pur-
 33 poses until there is a sufficient sum of money of the city
 34 park fund in the city treasury which may be available to
 35 pay the same.

36 Sec. 4. The board of public works shall annually, in
 37 the month of January, transmit to the mayor a detailed
 38 report of all work and improvements made during the year
 39 last expired in the parks, drives and boulevards of the city.

40 Sec. 5. There is hereby established in the department
 41 of parks a park committee to consist of five members, who
 42 shall hold office except as herein otherwise provided for the

term of five years and until their successors are appointed 1
 and qualified respectively. 2

They shall be appointed by the mayor, by and with the 3
 advice and consent of the city council for the terms of one, 4
 two, three, four and five years respectively from the first 5
 Monday in May, 1896, and thereafter annually, after 1896, 6
 and prior to the first Monday in May of each year, the mayor, 7
 with the advice and consent of the city council, shall ap- 8
 point a committee-man, who shall succeed the committee- 9
 man whose term of office is about to expire. 10

The committee shall serve without compensation or 11
 expense to the city, and it shall be its duty to exercise in- 12
 spection over and annually to report to and to advise the 13
 city council in regard to the maintenance, extension, orna- 14
 mentation and improvement of the city parks, drives, boule- 15
 vards and public places. 16

ARTICLE XIV.

THE LIBRARY DEPARTMENT.

Section 1. There shall be a library fund, which shall 17
 consist of: 18

First—Such gifts, bequests and devises as may be 19
 given, bequeathed or devised to the City of Seattle or any 20
 trustee for the uses or purposes of the "Seattle Public Li- 21
 brary." 22

Second—Ten per centum of the gross receipts of the 23
 city from all fines, penalties and licenses. 24

Third—The rents, issues and profits derived from any 25
 property which may be held or owned in trust for said 26
 library by the city or any other trustee. 27

Fourth—Any appropriation that the city council may 28
 make for said fund from time to time. 29

Fifth—Such annual tax levy, not to exceed one mill 30
 on the dollar, as the city council may provide. 31

Sec. 2. The title of all property belonging to the Se- 32
 attle Public Library shall be and remain in the name of the 33
 city and shall be held inviolable in trust for the use and 34
 benefit of said library. 35

Sec. 3. There shall be five library commissioners ap- 36
 pointed by the mayor, who shall hold office for five years, 37
 serve without compensation, and be subject to removal by 38

1 the mayor. The five commissioners first appointed shall
2 so classify themselves that one of them shall go out of office
3 each year, beginning December 31st, 1896. The commis-
4 sioner having the shortest term to serve shall be chairman
5 of the commission, and the librarian shall be secretary
6 thereof.

7 There shall be a librarian appointed by the mayor,
8 whose appointment and tenure shall be subject to the pro-
9 visions of Article XVI. of this Charter.

10 Sec. 4. Subject to the direction and control of the city
11 council, the librarian shall have the custody, management
12 and control of the library, and, under civil service rules,
13 have the appointment and removal of his subordinates.

14 Sec. 5. It shall be the duty of the library commis-
15 sioners to visit the library at least monthly, and to make
16 proper recommendations to the mayor, city council and li-
17 brarian concerning the management of the library and the
18 purchase of books.

19 Sec. 6. The city council shall provide for the expense
20 of operating, maintaining and enlarging the library by
21 monthly appropriation from the library fund, the same to
22 be expended in the manner provided by ordinance or by
23 this charter, but shall not have power to create any debt or
24 obligation against the fund, except in so far as there shall
25 be money therein with which to pay the same.

26 Sec. 7. The Seattle Public Library shall be open for
27 the use of the public under such regulations as the city
28 council shall by ordinance prescribe.

ARTICLE XV.

THE LAW DEPARTMENT.

29 Section 1. The law department of the City of Seattle
30 shall consist of a corporation counsel, assistant corporation
31 counsel and a city attorney. The corporation counsel shall
32 appoint the assistant corporation counsel and city attorney,
33 and remove them at his pleasure.

34 Sec. 2. The corporation counsel shall be an attorney
35 of the Supreme Court of this State, and have been in the
36 practice of his profession in the City of Seattle for at least
37 four years next prior to his election.

38 Sec. 3. The corporation counsel shall have full super-

visory control of all the litigation of the city, or in which the
city or any of its departments are interested, and shall per-
form such other duties as are or shall be prescribed by or-
dinance.

Sec. 4. The assistant corporation counsel and the city
attorney shall perform such duties as shall be required by
the corporation counsel or by any ordinance of the city.

ARTICLE XVI.

CIVIL SERVICE DEPARTMENT.

Section 1. Commissioners' Appointment. The mayor
shall appoint three persons who shall constitute and be
known as the civil service commission, one for three years,
one for two years and one for one year, from the first day
of January, 1896; each year thereafter, the mayor shall in
like manner appoint one person as the successor of the com-
missioner whose term of office shall expire with the preced-
ing year, to serve as such commissioner for three years.
Appointments to fill vacancies shall be for the unex-
pired term. All appointments to said commission, both
original and to fill vacancies, shall be so made that not
more than two members shall at the time of appointment
be members of the same political party. Any commissioner
whose term shall expire shall be eligible to reappointment.
Two of said commissioners shall constitute a quorum.

Sec. 2. Removal of Commissioners—Vacancies. The
mayor may, in his discretion, remove any commisisoner,
but the vacancy thereby created shall be filled by the city
council. The mayor shall within five days report in writing
any such removal to the city council with his reasons there-
for, but the commissioner so removed shall have no right
to a trial, hearing or appeal. Vacancies in the office of
commissioner occurring in any other way than by removal
by the mayor shall be filled by appointment by the mayor.

Sec. 3. Classification of Employes. The commission-
ers shall classify all the offices and places of employment
in the city with reference to the examinations hereinafter
provided for, except the offices and places mentioned in Sec-
tion 11 of this Article. The offices and places so classified
by the commission shall constitute the classified civil serv-

1 ice of the City of Seattle; and no appointment to any such
2 office or place shall be made except under and according
3 to the rules hereinafter mentioned.

4 Sec. 4. Rules. The commission shall make rules to
5 carry out the purposes of this article, and for examinations,
6 appointments, promotions and removals in accordance with
7 its provisions, and the commission may, from time to time,
8 make changes in the existing rules.

9 Sec. 5. Publication and Time of Taking Effect of
10 Rules. All rules made as hereinbefore provided, and all
11 changes therein shall be forthwith printed for distribution
12 by the commission, and the commission shall give notice by
13 publication in the city official newspaper of the place where
14 said rules may be obtained, and shall also give notice in
15 such publication of the time when said rules shall go into
16 operation, which shall not be less than ten days subsequent
17 to the date of publication.

18 Sec. 6. Examinations. All applicants for offices or
19 places in the classified civil service shall be subjected to
20 examination, which shall be public, competitive and open
21 to all citizens of the United States with specified limitations
22 as to residence, age, health, habits and moral character.
23 Such examinations shall be practical in their character and
24 shall relate to those matters which will fairly test the rela-
25 tive capacity of the persons examined to discharge the du-
26 ties of the positions to which they seek to be appointed, and
27 shall include, when appropriate, tests of physical qualifica-
28 tions, health, and of manual or professional skill. No ques-
29 tions in any examination shall relate to political or religious
30 opinion or affiliations. The commission shall control all
31 examinations, and may, whenever an examination is to take
32 place, designate a suitable number of persons, either in or
33 not in the official service of the city, to be examiners, and if
34 in the official service, it shall be a part of their official duty,
35 without extra compensation, to conduct such examinations
36 as the commission may direct and to make return and report
37 thereof to the commission, and the commission may at any
38 time substitute any other person, whether or not in such
39 service, in the place of any one so selected. The commis-
40 sioners may themselves act at any time as such examiners.
41 The examiners at any examination shall not all be members
42 of the same political party. Every applicant for examina-

tion, except laborers and applicants for promotion, shall 1
pay to the city treasurer the sum of one dollar, and shall 2
not be examined until he or she exhibits the treasurer's 3
receipt therefor. Preference in employment shall at all 4
times, subject to such examination, be given to citizens of 5
of the United States and electors of the city. 6

7 Sec. 7. Notice of Examinations. Notice of the time 7
and place and general scope of every examination shall be 8
given by the commission by publication in the city official 9
newspaper two weeks preceding such examination, and 10
such notice shall also be posted by the commission in a con- 11
spicuous place in its office for two weeks before such ex- 12
amination. Such further notice of examination may be 13
given as the commission shall prescribe. 14

15 Sec. 8. Registers. From the returns or reports of the 15
examiners, or from the examination made by the commis- 16
sion, the commission shall prepare a register for each grade 17
or class of positions in the classified service of the city of 18
the persons whose general average standing upon examina- 19
tion for such grade or class is not less than the minimum 20
fixed by the rules of such commission, and who are other- 21
wise eligible; and such persons shall take rank upon the 22
register as candidates in the order of their relative excel- 23
lence as determined by examination, without reference to 24
priority of time of examination. Between candidates of 25
equal standing, preference shall at all times be given to 26
citizens of the United States and electors of the city. 27

28 Sec. 9. Promotions. The commission shall by its rules 28
provide for promotions in the classified service, on the basis 29
of ascertained merit and seniority in service and standing 30
upon examination, and shall provide, in all cases where 31
practicable, that vacancies shall be filled by promotion. All 32
examinations for promotion shall be competitive among 33
such members of the next lower rank established by the 34
commission for each department as desire to submit them- 35
selves to such examination; and it shall be the duty of the 36
commission to submit to the appointing power the names 37
of not more than three applicants, having the highest rat- 38
ing, for each promotion. The method of examining and 39
the rules governing the same and the method of certifying 40
shall be the same, as near as may be, as provided for ap- 41
plicants for original appointment. 42

1 Sec. 10. Appointments to Classified Service. The
 2 head of the department or office in which the office classified
 3 under this act is to be filled shall notify the commission
 4 of any vacancy, and the commission shall certify to the
 5 appointing officer the names and addresses of the three
 6 candidates, if there shall be so many eligible, standing high-
 7 est upon the register for the class or grade to which such
 8 position belongs, except that in cases of laborers where a
 9 choice by competition is impracticable, the commission may
 10 provide by its rules that selections may be made by lot from
 11 among those candidates proved fit by examination. Where
 12 there is more than one office to be filled, the commission
 13 may certify a less number than three for each office, and
 14 may also limit the number of times the same person may
 15 be certified. The appointing officer shall notify the com-
 16 mission separately of each position to be filled, and shall fill
 17 such places by appointment from the persons certified to
 18 him by the commission therefor, which appointment shall
 19 be on probation for a period to be fixed by the rules. The
 20 appointing officer may require the persons certified to come
 21 before him and shall be entitled to inspect such persons'
 22 examination papers. The commission may strike off the
 23 names of candidates from the register after they have re-
 24 mained thereon for a time to be limited by rule. Before
 25 the expiration of the period of probabtion the head of the
 26 department or office in which a candidate is employed may,
 27 by and with the consent of the commission, discharge him
 28 upon assigning in writing his reasons therefor to the com-
 29 mission. If he is not then discharged his appointment shall
 30 be deemed complete. To prevent the stoppage of public
 31 business, or to meet extraordinary exigencies, the head of
 32 any department may, with the approval of the commission,
 33 make temporary appointments to remain in force not ex-
 34 ceeding sixty days, and only until regular appointments
 35 under the provisions of this article can be made.

36 Sec. 11. Officers Excepted from the Classified Civil
 37 Service. The following city officers shall not be included
 38 in the classified civil service: All elective officers, the as-
 39 sistant corporation counsel, the city attorney, the city engi-
 40 neer, the superintendent of lighting and water works, the
 41 superintendent of streets, sewers and parks, the members
 42 of the board of health, the health officer, the employes of

the health department other than sanitary inspector, the 1
 library commissioners, the park committee, the port war- 2
 den, the judges, clerks and inspectors of election, the private 3
 secretary of the mayor, all clerks of the treasurer, one chief 4
 clerk of the comptroller, and the city comptroller for the 5
 first term under this charter hereinbefore made an appoin- 6
 tive officer for that period shall also be excepted. 7

8 Sec. 12. Removals. Every officer or employe in the 8
 classified civil service shall hold office until removed or 9
 retired. Any officer or employe in such service may be 10
 removed by the appointing power only upon the filing with 11
 the commission of a statement in writing of the reasons 12
 therefor. Any officer or employe so removed may within 13
 ten days after his removal demand an investigation. The 14
 commission shall forthwith make such investigation and 15
 its finding and decision shall be certified to the appointing 16
 officer, and if the removal is not sustained thereby, the offi- 17
 cer or employe so removed shall at once be reinstated. 18
 Nothing in this article shall limit the power of any officer 19
 to suspend without pay a subordinate for a period not 20
 exceeding thirty days. In the course of any investigation. 21
 each member of the commission shall have power to admin- 22
 ister oaths, and the commission shall have the power to 23
 require the attendance of any officer or employe or other 24
 person and the production of books and papers relevant to 25
 such investigation. The provisions of this section shall 26
 not apply to the removal of the chief of police. 27

28 Sec. 13. Reports to Commission. Immediate notice in 28
 writing shall be given by the appointing power to the com- 29
 mission of all appointments, permanent or temporary, made 30
 in the classified civil service and of all transfers, promotions, 31
 resignations or vacancies from any cause in such service, 32
 and of the date thereof and a record of the same shall be 33
 kept by the commission. When any place of employment 34
 is created or abolished or the compensation attached thereto 35
 altered, such change shall be immediately reported in writ- 36
 ing by the proper head of department to the commission. 37

38 Sec. 14. Investigations. The commission shall inves- 38
 tigate the enforcement of this article and of its rules and 39
 the action of the examiners herein provided for, and the 40
 conduct and action of the appointees in the classified ser- 41
 vice, and may inquire as to the nature, tenure and compen- 42

1 sation of all offices and places in the public service. In
2 the course of such investigations each commissioner shall
3 have the power to administer oaths, and the commission
4 shall have the power to require the attendance and testi-
5 mony of any city officer or employe or other person, and
6 the production of books and papers relevant to such inves-
7 tigation.

8 Sec. 15. Report by the Commission. The commission
9 shall, on or before the first day of January of each year
10 make to the mayor for transmission to the city council a
11 report showing its own actions, the rules in force, the prac-
12 tical effects thereof, and any suggestions it may approve
13 for the more effectual accomplishment of the purposes of
14 this article. The mayor may require a report from the
15 commission at any other time.

16 Sec. 16. The Chief Examiner—Commissioner of Labor.
17 The commission shall employ a chief examiner to superin-
18 tend any examination held under this article. He shall be
19 secretary of the commission, and as such shall keep the
20 minutes of its proceedings, preserve all reports made to it
21 and keep a record of all examinations held under its direc-
22 tion and perform such other duties as the commission may
23 prescribe. He shall be ex-officio labor commissioner for
24 the city and it shall be his duty as such, in addition to his
25 duties as chief examiner and secretary of the civil service
26 commission, to receive all applications for labor by persons
27 desiring employment and by persons desiring to employ
28 labor and record their names, when requested, in a book to
29 be kept for that purpose, designating opposite the name of
30 each applicant the character of labor or employment desired
31 and the address of such applicant. To prevent abuses the
32 commission may require a deposit not to exceed twenty-five
33 cents from each person applying for work or applying to
34 employ labor. The commissioner of labor shall be under
35 the direction and control of the civil service commission
36 and shall make such reports, and at such times, and per-
37 form such other duties as the commission may require.

38 Sec. 17. Rooms—Public Employment Office. The city
39 council shall allow the reasonable use of all public buildings
40 or halls for the holding of examinations and for the meet-
41 ings of the commission, and shall provide and furnish a
42 suitable office or offices to carry out the purposes of this

article. The office of the chief examiner and labor com- 1
missioner shall be known as the "Public Employment Office 2
of the City of Seattle," and be centrally located, and a sign 3
shall be maintained bearing such designation. Such office 4
shall be a bureau of statistics of labor for the City of Seat- 5
tle, and the commissioner of labor may, under the direction 6
of the civil service commission, collect, arrange and sys- 7
tematize all statistics relating to the various branches of 8
labor in the city and especially those relating to the com- 9
mercial, industrial and social condition of the inhabitants. 10

11 Sec. 18. Salaries and Expenses. The compensation of 11
the civil service commissioners shall be \$100 per year each, 12
payable quarterly, provided, however that after the first 13
day of January, 1898, the city council may by ordinance 14
increase their compensation. The city council shall provide 15
for the expenses of the commission and for the maintenance 16
of the public employment office, and may provide for an 17
assistant or assistants to the labor commissioner. 18

19 Sec. 19. Frauds Prohibited. No person or officer shall 19
wilfully or corruptly by himself or in collusion with one or 20
more other persons, deceive or obstruct any person in respect 21
of his or her right of examination, or corruptly or falsely 22
mark, grade, estimate or report upon the examination or 23
proper standing of any person examined hereunder, or aid 24
in doing so, or wilfully or corruptly make any false repre- 25
sentation concerning the same or concerning the person 26
examined, or wilfully or corruptly furnish to any person 27
any special or secret information for the purpose of either 28
improving or injuring the prospect or chances of any per- 29
son so examined, or to be examined, to be appointed, em- 30
ployed or promoted. 31

32 Sec. 20. No Officer to Solicit or Receive Political Con- 32
tribution. No officer or employe of the city shall solicit 33
orally or by letter, or otherwise, or receive, or be in any 34
manner concerned in soliciting or receiving, any assessment, 35
subscription or contribution for any party or political pur- 36
pose whatever. 37

38 Sec. 21. No Person to Solicit Political Contribution 38
from Officers or Employes. No person shall in any room 39
or building occupied for the discharge of official duties by 40
any officer or employe of the city, solicit orally or by letter, 41
or by written communication delivered therein or in any 42

1 other manner or place solicit or receive from any officer or
 2 employe of the city appointed under civil service rules, any
 3 contribution or money or other thing of value for any party
 4 or political purpose whatever. No officer or employe of the
 5 city who may have charge or control of any building, office
 6 or room occupied by persons in the employ of the city, shall
 7 permit any person to enter the same for the purpose of
 8 therein soliciting or delivering written solicitations or re-
 9 ceiving or giving notice of any political assessment.

10 Sec. 22. Payment of Political Assessment Prohibited.
 11 No officer or employe in the service of the city, under civil
 12 service rules, shall directly or indirectly give or hand over
 13 to any person in the employ of or holding office under the
 14 city, county, state or national government any money or
 15 other valuable thing on account of, or to be applied to the
 16 promotion of any party or political object whatever.

17 Sec. 23. Abuse of Official Influence Prohibited. No
 18 officer or employe of the city shall degrade, discharge or
 19 promote, or in any manner change the official rank or com-
 20 pensation of any other officer or employe, or promise or
 21 threaten to do so, for giving or withholding, or neglecting
 22 to make any contribution of money or any valuable thing
 23 for any party or political purpose, or for refusal or neglect
 24 to render any party or political service.

25 Sec. 24. Payment for Places Prohibited. No appli-
 26 cant for appointment or promotion in the classified civil
 27 service shall either directly or indirectly, pay or promise
 28 to pay any money or other valuable thing to any person
 29 whatever for or on account of his appointment or promotion,
 30 or proposed appointment or promotion.

31 Sec. 25. Recommendation in Consideration for Politi-
 32 cal Service Prohibited. No applicant for appointment or
 33 promotion in the classified civil service shall ask for or re-
 34 ceive any recommendation or assistance from any officer
 35 or employe in said service, or of any other person, upon con-
 36 sideration of any political service to be rendered to or for
 37 such person, or for the promotion of such person to any
 38 office or appointment. No recommendation by any officer,
 39 city, county, state or national, except as to character, resi-
 40 dence or fitness of the applicant, shall be received or con-
 41 sidered by any person concerned in any examination or

1 appointment under this article, and no recommendation
 2 whatever shall be made by or received from the mayor.

3 Sec. 26. Abuse of Political Influence Prohibited. No
 4 person holding any office in the government of the city, or
 5 any nomination for or while seeking a nomination for, or
 6 appointment to such office shall corruptly use or promise to
 7 use, either directly or indirectly, any official authority or
 8 influence, whether then possessed or merely anticipated,
 9 in the way of conferring upon any person, or in order to
 10 secure or aid any person in securing any office or public
 11 employment or any nomination, confirmation or promotion,
 12 or increase of salary upon the consideration or condition
 13 that the vote or political influence or action of the last
 14 named person shall be given or used in behalf of any can-
 15 didate, officer or party, or upon any other corrupt condition
 16 or consideration.

17 Sec. 27. Appointments and Removals to Be Certified
 18 to the Comptroller. The commission shall certify to the
 19 city comptroller all appointments to places and offices in
 20 the classified civil service, and all vacancies occurring there-
 21 in whether by death, retirement, resignation or dismissal,
 22 and all findings made or approved by the commission under
 23 the provision of section 12 of this article.

24 Sec. 28. Comptroller and Treasurer to Pay Salaries
 25 Only After Certification. The comptroller shall not approve
 26 of the payment of, nor shall the treasurer pay or be in any
 27 manner concerned in paying any salary or wages to any
 28 person for services as an officer or employe of the city,
 29 unless such person is occupying an office or place of em-
 30 ployment according to the provisions of law and is entitled
 31 to payment therefor, nor shall the comptroller audit or
 32 allow the claim for services of any deputy or other person
 33 employed in the public service in violation of the provisions
 34 of this article.

35 Sec. 29. Penalties. Any person in the service of the
 36 city by appointment under civil service rules who shall wil-
 37 fully or through culpable negligence violate any of the pro-
 38 visions of this article, and who shall be convicted thereof
 39 after a trial before the civil service commission shall be dis-
 40 missed from the service of the city and not be subject to
 41 reappointment.

42 Sec. 30. Penalties for Officers and Persons Other than

1 Those in the Civil Service. Any officer or employe of the
 2 city other than those holding office under the civil service
 3 rules, who shall wilfully or through culpable negligence
 4 violate any of the provisions of this article, and who shall
 5 be convicted thereof, shall be fined in a sum not less than
 6 fifty dollars (\$50.00) and not exceeding one thousand dol-
 7 lars (\$1000.00), and the office so held by such person by force
 8 of such conviction shall be rendered vacant and such per-
 9 son shall be incapable of holding any office or place of em-
 10 ployment under the city thereafter. Any other person who
 11 shall wilfully or through culpable negligence violate any
 12 of the provisions of this article upon conviction thereof shall
 13 be punished by a fine of not less than fifty dollars (\$50.00)
 14 and not exceeding one thousand dollars (\$1000.00).

15 Sec. 31. Retirement. The commission may fix by its
 16 rules the age at which a person in the service of the city,
 17 appointed under civil service rules, may be retired from
 18 service.

19 Sec. 32. Disability. Any person in the service of the
 20 city under civil service appointment who shall be disabled
 21 in the discharge of his duties, shall receive full pay during
 22 such disability not to exceed thirty days, and half pay not
 23 to exceed six months, or who shall be permanently injured
 24 or disabled while in the line of duty, shall receive pay while
 25 such disability continues, to be fixed by the city council,
 26 not exceeding twenty per cent. of the pay received by such
 27 person at the time of injury. The commission shall pre-
 28 scribe such rules as may be necessary for carrying out the
 29 purposes of this section, and may provide a suitable medal
 30 of honor for distinguished bravery or service while in the
 31 line of duty.

32 Sec. 33. Vacations. The head of any department may
 33 grant fifteen days vacation with pay in any one year to any
 34 person or employe in the civil service of the city.

35 Sec. 34. Use of Intoxicating Liquors Prohibited. No
 36 person habitually using intoxicating beverages to excess
 37 shall be appointed to or retained in any office, appointment
 38 or employment to which the provisions of this article are
 39 applicable.

40 Sec. 35. Present Employes to Be Brought Under the
 41 Rules. All persons other than those designated in section
 42 11 of this article, holding office or employment under the

city at the time of the adoption of this charter shall be re- 1
 quired by the civil service commission to take the civil ser- 2
 vice examination. Any person who shall not take the civil 3
 service examination within six months after the adoption 4
 of this charter shall be removed by the appointing power, 5
 and shall not be entitled to any of the benefits herein pro- 6
 vided for persons holding office by appointment under civil 7
 service rules. 8

ARTICLE XVII.

SALARIES AND BONDS.

Section 1. The mayor shall receive annually a salary 9
 of \$1,500, to be paid monthly. The annual salaries of the 10
 following officers of this city shall be payable monthly, and 11
 shall be as follows: Treasurer, \$2,000; corporation coun- 12
 sel, \$3,000; city comptroller and ex-officio city clerk, \$2,000. 13

14 Sec. 2. No officer of the city shall receive any compen-
 15 sation for his services as such officer except by salary, pay-
 16 able monthly, which, when not prescribed by this charter,
 shall be fixed by the city council by ordinance. No salary 17
 of any officer so fixed by the city council shall be increased 18
 after his appointment or during the term for which he shall 19
 have been elected or appointed. 20

21 Sec. 3. All salaried officers of the city other than police-
 22 men, detective officers and firemen shall, before they enter
 upon the discharge of their official duties, give approved 23
 bonds, conditioned on the faithful performance of such offi- 24
 cial duties, which sureties shall be freeholders within this 25
 state and residents thereof, and worth double the sum for 26
 which they become liable on such bonds over and above all 27
 just debts and liabilities in unincumbered property situated 28
 within this state, which is not exempt from execution and 29
 forced sale; provided that the suretyship of approved 30
 surety corporations may be accepted in lieu of individual 31
 sureties. All official bonds must be approved by a majority 32
 of the auditing committee in open session. The amounts of 33
 all such bonds, except as otherwise provided in this charter, 34
 shall be as fixed by the city council by ordinance. 35

36 Sec. 4. It shall be one condition of the bond of the chief
 37 of police that he shall pay all such actual damages as may
 be sustained by any person arrested without a warrant by 38

1 reason of any false or unlawful imprisonment by or under
2 the direction of such chief of police.

ARTICLE XVIII.

ELECTIONS.

3 Section 1. There shall be held in this city on the Tues-
4 day following the first Monday in March, eighteen hundred
5 and ninety-six, and biennially thereafter, a general election,
6 for the election of a mayor, members of the city council and
7 all other elective officers for the terms provided for in this
8 charter, and special elections shall be held at such time and
9 for such purpose as the city council may by ordinance pre-
10 scribe, except when otherwise provided in this charter; pro-
11 vided, that at least thirty days' notice shall be given of the
12 time, place and purpose of any special election, by posting
13 notices thereof for at least thirty days immediately preced-
14 ing the day of election.

15 Sec. 2. The qualifications of voters at all elections
16 shall be as provided in article six of the constitution of
17 the State of Washington, and not otherwise.

18 Sec. 3. At least twenty days prior to any election, the
19 city council shall designate one place of voting in each pre-
20 cinct, and shall appoint such judges and inspectors for each
21 place of voting as may be required by the general laws of
22 the state for state and county elections.

23 Sec. 4. At all the elections, the vote shall be by ballot,
24 and the polls shall be opened at nine o'clock A. M., and close
25 at seven o'clock P. M. The manner of conducting and vot-
26 ing at elections under this charter, opening and closing the
27 polls, keeping the poll lists, canvassing the votes, declaring
28 the result and certifying the returns, shall be the same as
29 provided by the laws of this state for state and county elec-
30 tions therein; except as otherwise provided in this charter.

31 Sec. 5. The city clerk, under the direction of the city
32 council shall give thirty days' notice by posting at each
33 voting place, in the city, a notice of the time and place of
34 holding each election, and the officers to be elected, or
35 measure to be submitted, and in all cases notices shall be
36 published in the city official newspaper for at least ten days
37 next preceding such election, of the time, place and purpose
38 of such election.

Sec. 6. It shall be the duty of the city clerk to cause 1
to be made out and delivered at each voting place, by the 2
time fixed by law for the opening of the polls, on the day of 3
each election all necessary books and lists required by the 4
general laws of the state, for holding such elections. 5

Sec. 7. Immediately after the closing of the polls, the 6
judges and inspectors of election shall then and there, with- 7
out removing the ballot box from the place where the bal- 8
lots were cast, proceed to canvass the votes, and as soon as 9
such canvass is completed a return thereof shall be signed 10
by the judges and inspectors securely enveloped and sealed, 11
and delivered to the city clerk by one of their number, not 12
more than twelve hours after the same are so sealed. 13

Sec. 8. On the first Friday evening after the election 14
the city council shall at seven o'clock P. M. meet and pro- 15
ceed to canvass the returns of such election, and shall there- 16
upon declare the result, and what persons are elected and 17
in case of a tie vote for any office, shall decide by lot which 18
person having the highest and equal number of votes shall 19
be elected to such office. A statement of such canvass 20
shall be made out and signed by the chairman of the council 21
and filed with the city clerk, who, within three days there- 22
after, shall make out and cause to be delivered to each per- 23
son elected a certificate of election. 24

Sec. 9. A certificate of election shall be prima facie evi- 25
dence of the facts therein stated, but the city council shall 26
decide all questions as to the qualification and election of 27
its own members and in all cases of contested election for 28
any office the contest shall be decided by the city council 29
according, as nearly as may be, to the laws of the state 30
regulating proceedings in cases of contested elections for 31
county officers. 32

Sec. 10. Whenever any question is to be submitted to 33
the electors of the city and the method of such submission 34
is not specially provided by this charter or by general 35
law, the same may be submitted at either a general or spe- 36
cial election, and the method of submission shall be sub- 37
stantially as follows: The city clerk shall prepare a notice 38
containing the proposition in full, and shall cause the same 39
to be posted as provided in section five of this article and 40
to be published in full in the city official newspaper for 41
thirty days next preceding the day of election and the bal- 42

1 lots at such election shall contain such statement of the
2 proposition as shall be prescribed by ordinance.

ARTICLE XIX.

OFFICERS, TERMS AND VACANCIES.

3 Section 1. The elective officers of the City of Seattle
4 shall be: A Mayor, a Comptroller, who shall be ex-officio
5 City Clerk, a Corporation Counsel, a Treasurer, and the
6 members of the City Council.

7 Sec. 2. The appointive officers of the City of Seattle
8 shall be: A City Engineer, a Superintendent of Streets,
9 Sewers and Parks, a Superintendent of Lighting and Water
10 Works, an Assistant to the Corporation Counsel, a City
11 Attorney, a Commissioner of Labor, a Health Officer, a
12 Sanitary Inspector, three members of the Board of Health,
13 a Boiler Inspector, a Port Warden, a Librarian, five Library
14 Commissioners, a Chief of Police, a Chief of the Fire De-
15 partment, three Civil Service Commissioners, a Secretary
16 of the Board of Public Works, five Park Committeemen,
17 and such other officers as the electors of the city, at any
18 general election upon submission of the Council, may au-
19 thorize the Council to create.

20 Sec. 3. All elective and appointive officers of the city
21 shall possess the following qualifications: They shall be
22 citizens of the United States and of the City of Seattle and
23 electors therein, and have such other qualifications as are
24 prescribed in this charter. Every such officer, unless other-
25 wise provided in this charter, shall have been a resident of
26 the City of Seattle for at least four years next previous to
27 his election or appointment, and shall be able to read and
28 write the English language. No one shall be eligible to any
29 office who shall be in arrears to the city for taxes or in-
30 debted to the city in any way, or who shall be interested,
31 directly or indirectly, in any contract with the city, either
32 for work to be performed or material to be furnished. No
33 person shall be eligible to or shall hold any office who shall
34 have been or shall be convicted of malfeasance in office,
35 bribery or other infamous crime by judgment of any court
36 of competent jurisdiction.

37 Sec. 4. Unless otherwise expressly provided in this
38 charter, and expressly subject to the provisions of Article

XVI. thereof, the term of every appointive officer shall 1
expire at the same time at which the terms of the elective 2
officers for the current term shall expire. 3

Sec. 5. The term of every elective officer under this 4
charter, except councilmen, shall be for two years. Every 5
person elected shall qualify on or before the second Satur- 6
day after his election and his term of office shall commence 7
at 12 o'clock, noon, on the second Monday after the canvass 8
of the election by the city council. 9

Sec. 6. Every councilman and every other officer of the 10
city, and each of his assistants, before entering upon the 11
duties of his office, shall take and subscribe an oath or 12
affirmation before some person authorized to administer 13
oaths, that he possesses all the qualifications prescribed for 14
his office by this charter, that he will support the consti- 15
tution of the United States, and of the State of Washington, 16
and the charter and ordinances of the City of Seattle; that 17
he will faithfully comply with and abide by all the require- 18
ments of Section 13 of this Article, and that he will faith- 19
fully demean himself in office. Every officer of the cor- 20
poration when so required by law or ordinance shall, before 21
entering upon the duties of his office, and within ten days 22
after his election or appointment, give bond to the city, in 23
such sum as shall be designated by ordinance or otherwise, 24
conditioned for the faithful performance of his duties, and 25
that he will pay over all moneys belonging to the city, as 26
provided by law. And if any person elected or appointed 27
to any office shall fail to take or subscribe such oath or 28
affirmation, or to give bond, as herein required, his office 29
shall be deemed vacant. 30

Sec. 7. An office becomes vacant on failure to qualify 31
within the time limited by the charter, upon the death or 32
removal from office or resignation of the incumbent, or his 33
removal from or absence from the city for sixty days with- 34
out leave of the city council, or upon an adjudication of 35
insanity by a court of competent jurisdiction; by a convic- 36
tion of drunkenness, or by any permanent disability, pre- 37
venting the proper discharge of his duty. 38

Sec. 8. If any appointive office become vacant, the same 39
shall, except as is otherwise provided in this charter, be 40
filled in the same manner as if at the beginning of the term, 41
and the person appointed to fill the vacancy shall hold for 42

1 the unexpired term. If any elective office become vacant,
 2 the city council shall, within twenty days thereafter, pro-
 3 ceed to elect by ballot a person to fill such vacancy who
 4 shall possess the qualifications of the original incumbent;
 5 provided, that if any such office shall not be filled within
 6 the time above limited, the city council shall meet and
 7 ballot at least once each day until such vacancy shall have
 8 been filled. Persons elected to fill vacancies in elective
 9 offices shall hold the office until the next regular city elec-
 10 tion, and at such election a person shall be elected to hold
 11 the office for the remainder of the term. Persons elected to
 12 fill vacancies shall qualify within the same time after their
 13 election and in the same manner as prescribed for persons
 14 elected for full terms.

15 Sec. 9. Any elective officer other than a member of the
 16 council may be suspended by the mayor and removed for
 17 cause by the council, as hereinafter provided, and the mayor
 18 shall temporarily fill the vacancy, except as hereinafter pro-
 19 vided. Any officer appointed by the mayor may be removed
 20 by him, except as otherwise provided in this charter, upon
 21 filing with the city council a statement of his reasons there-
 22 for. Any member of the council may be suspended or re-
 23 moved by the council as hereinafter provided.

24 Sec. 10. Whenever the mayor shall suspend any elec-
 25 tive officer he shall immediately notify the city council of
 26 such suspension and the cause thereof, and shall forthwith
 27 call a meeting of the council, at which he shall present
 28 charges against such suspended officer. The accused shall
 29 be furnished with a copy of the charges, and shall have a
 30 right to appear with counsel and make his defense. The
 31 city council shall speedily try such officer on such charge,
 32 and for that purpose shall have power to adjourn from
 33 time to time until the trial shall be completed, to summon
 34 and compel the attendance of witnesses, to hear their testi-
 35 mony, to receive other evidence, and to hear the arguments
 36 of counsel. In case of the suspension of a member of the
 37 city council by that body, the member so suspended shall
 38 be tried in like manner as herein provided for the trial of
 39 officers suspended by the mayor, except that the charges
 40 may be preferred by any elector or member of the city coun-
 41 cil. In either case, the president of the city council shall
 42 preside at such trial, and in his absence or disability the

1 acting president. If two-thirds of all the members of the 1
 2 city council shall by resolution find the accused guilty, then 2
 3 the suspended officer shall thereby be removed from office. 3
 4 The successor of any officer so removed, if elected by the 4
 5 council, shall be chosen from the same political party as 5
 6 the officer removed. 6

7 Sec. 11. Every elective officer shall hold office until his 7
 8 successor is elected and qualified, except as otherwise in 8
 9 this charter provided. 9

10 Sec. 12. Every appointive officer shall hold office un- 10
 11 til his successor is appointed and qualified, except as other- 11
 12 wise in this charter provided. 12

13 Sec. 13. No head of department or other elective or 13
 14 appointive officer, councilman or member of any board, com- 14
 15 mission or bureau, created by or under this charter, except 15
 16 policemen or firemen, shall hold any other office, Federal, 16
 17 state, county or municipal, except in the National Guard 17
 18 or as a notary public, or be an employe of the city or any 18
 19 other department, commission, board, bureau, institution, 19
 20 or office of the city government; or be directly or indirectly 20
 21 interested in any contract with the city, or with or for any 21
 22 department, institution, board, bureau, officer, agent or em- 22
 23 ploye thereof, for the use of the city, or become surety for 23
 24 the performance of any such contract. Nor shall any such 24
 25 officer accept from any railroad or street railroad corpora- 25
 26 tion, operating in whole or in part within the city, any pass 26
 27 or free transportation or transportation upon any terms, 27
 28 save such as are open to the public generally. The viola- 28
 29 tion of any of the provisions of this section shall work a 29
 30 forfeiture of the office of the officer violating the same, and 30
 31 warrant his removal from office by impeachment or other 31
 32 proper procedure. Any such officer guilty of accepting 32
 33 such pass, free transportation or transportation upon terms 33
 34 not open to the public generally, shall, in addition to for- 34
 35 feiting his office as above provided, forfeit to the city all 35
 36 sums of money paid him by the city as salary during the 36
 37 term in which he shall be guilty of such misconduct, up 37
 38 to the time of the recovery of judgment against him 38
 39 therefor; and a civil action for the recovery thereof may 39
 40 at any time be commenced in the name of the city by the 40
 41 corporation counsel upon complaint verified by any citizen 41
 42 of the city. 42

1 No person elected or appointed to any such office in this
 2 city who has accepted the said office and entered upon the
 3 duties thereof shall, except when otherwise in this charter
 4 or by general law of the state specifically provided, be
 5 eligible to any other office in the city during the term for
 6 which he was so elected or appointed.

ARTICLE XX.

AMENDMENTS.

7 Section 1. Any amendment or amendments to this
 8 charter may be proposed in the city council, and if the
 9 same shall be agreed to by a majority of all the members
 10 elected, such proposed amendment or amendments, shall
 11 be entered upon the journal with the yeas and nays of the
 12 members voting thereon. Upon the passage of any such
 13 amendment or amendments, the same shall be submitted
 14 to the electors of the city for their ratification at the next
 15 general election, which shall be at least sixty days after
 16 the adoption of such proposed amendment in the council;
 17 and if at such election any such amendment shall be ratified
 18 by a majority of the qualified electors voting thereon, the
 19 same shall thereby become a part of this charter, and within
 20 five days after such election shall be by the mayor by pro-
 21 clamation published in the city official newspaper proclaimed
 22 a part hereof; provided, that if more than one amendment
 23 be submitted at the same general election, the same shall
 24 be submitted at such election in such manner that each
 25 proposed amendment may be voted on separately without
 26 prejudice to others; and provided further, that after the
 27 passage of such proposed amendments through the council,
 28 the same shall be published by the city clerk in the city
 29 official newspaper for at least thirty days prior to the day
 30 of such election.

31 Sec. 2. Whenever twenty per cent. of the qualified
 32 voters of the city registered in the registration list used at
 33 the last general municipal election shall present to the city
 34 council a proposition for an amendment to the city charter,
 35 it shall be the duty of the city council to submit the same
 36 to the qualified voters of the city for their ratification or
 37 rejection at the next general election, which shall be at
 38 least ninety days after the presentation of such petition

to the city council; such submission shall be made by reso- 1
 lution of the city council, which shall be adopted at least 2
 sixty days prior to such election. Before any such proposi- 3
 tion shall be circulated for signatures, it shall be presented 4
 to the city clerk, who shall procure the opinion of the cor- 5
 poration counsel as to its legality, and shall certify upon 6
 it the date of its presentation to him, and attach thereto a 7
 copy of such opinion. When such proposition shall be pre- 8
 sented to the council, it shall be the duty of the city clerk 9
 to examine and verify all signatures thereto, so far as prac- 10
 ticable from a comparison with the registration lists in his 11
 office, and the report of the city clerk thereon shall be made 12
 to the council before final action. The council shall pro- 13
 vide by ordinance a penalty for affixing to any such proposi- 14
 tion any signature other than the signatures in person of 15
 electors duly registered in the registration list used in the 16
 last general municipal election. If at the general election, 17
 at which the same is submitted, a majority of the lawful 18
 voters voting thereat shall by their votes ratify any amend- 19
 ment so submitted, the same shall thereby become a part 20
 of the charter, and within five days after such election shall 21
 be by the mayor by proclamation published in the city offi- 22
 cial newspaper proclaimed a part thereof; provided, that if 23
 more than one amendment be petitioned for and submitted 24
 at the same general election, the same shall be petitioned 25
 for and submitted in such a manner that electors may vote 26
 for or against the amendments separately; and provided 27
 further, that after the passage of the resolution making 28
 each submission by the city council, every such amendment 29
 shall be published by the city clerk in the city official news- 30
 paper for a period of thirty days prior to such election, 31
 together with a notice by the mayor that the same is sub- 32
 mitted to the qualified voters of the city for their rejection 33
 or approval at the said coming election. 34

ARTICLE XXI.

STREETS UPON TIDE LANDS AND SEA AND LAKE SHORES.

Section 1. All streets, avenues and other public high- 35
 ways heretofore established upon, over or across any tide 36
 lands within the City of Seattle, or into the waters of Lake 37
 Washington, Lake Union, Green Lake or other lakes, streams 38

1 or bodies of fresh water within the City of Seattle, either
 2 under and by virtue of the constitution and laws of the
 3 State of Washington or under and by virtue of any charter
 4 or ordinance of the City of Seattle, or by the dedication of
 5 any plat within the city, or by any other lawful authority
 6 established as public streets or highways, are hereby con-
 7 tinued, established and declared to be public streets and
 8 highways of the City of Seattle, subject to the same power
 9 of the city to control, improve or vacate the same as is or
 10 shall be provided for other public streets and highways
 11 within the city.

12 Sec. 2. The city council may by ordinance extend, es-
 13 tablish or vacate any street over or across or along the
 14 harbor, shore or tide lands in the city.

ARTICLE XXII.

INSPECTIONS OF STEAM BOILERS AND LICENSING OF ENGINEERS.

15 Section 1. The mayor shall appoint after competitive
 16 examination by competent engineers under civil service
 17 rules a steam-boiler inspector, who may, subject to the pro-
 18 visions of Article XVI. of this charter, be removed by the
 19 mayor, and whose duty it shall be to inspect at least once
 20 each year all steam boilers and steam connections thereof
 21 within the city limits, except the following: Locomotive
 22 boilers, boilers for heating or lighting private dwellings,
 23 boilers subject to inspection by United States inspectors,
 24 and such others as may be excepted by the city council.
 25 The boiler inspector shall perform such other duties as may
 26 be prescribed by ordinance. The inspection of boilers shall
 27 be thorough and as near as may be in accordance with the
 28 provisions of the revised statutes of the United States re-
 29 lating to the inspection of steam boilers.

30 Sec. 2. All engineers employed and in charge of any
 31 steam boiler under pressure in the city shall be licensed
 32 annually after an examination as to fitness and capacity in
 33 the following manner: The civil service commission shall
 34 appoint a board of examiners of three members, who shall
 35 without pay examine and certify all applicants for engi-
 36 neer's license under such rules as may be prescribed by the
 37 civil service commission.

38 Sec. 3. No person shall operate any steam boiler within

the city limits without first obtaining a license of the proper
 grade, nor shall any person employ an unlicensed person to
 operate any such boiler. The city council shall enact all
 ordinances necessary and proper for carrying into effect the
 provisions of this article, including therein suitable penal-
 ties for any violation of the requirements of such ordinances
 and shall make all appropriations necessary therefor, and
 shall fix the compensation of the boiler inspector upon the
 basis of work actually performed; and shall also fix the
 license fee for engineers and the fees for the inspection of
 boilers; provided, that in no case shall the expenses of the
 office of boiler inspector, including salary, exceed the re-
 ceipts from the license fees and fees for examining boilers
 and other income of said office, and provided further, the
 fee for an inspection may not exceed five cents per horse
 power, nor the fee for a license the sum of two dollars.

ARTICLE XXIII.

HOURS OF LABOR.

In all public works done by or for the city, either by
 day's work or by contract, eight hours shall constitute a
 day's work; and no employe of the city on city works, or
 of any contractor or sub-contractor of such work, shall be
 required to work longer than eight hours in any one calen-
 dar day; provided, however, that this article shall not be
 so construed as to in any manner apply to, or affect any
 contract entered into by the city prior to the adoption of
 this charter. This article shall be enforced by the city
 council by ordinance.

ARTICLE XXIV.

MISCELLANEOUS SUBJECTS.

Section 1. All moneys in the city treasury at the time
 of the adoption of this charter, belonging to the several
 funds, shall be credited to the several funds to which the
 same belong under the provisions of this charter.

Sec. 2. No privilege shall be granted that suspends or
 conflicts with any ordinance, except by an ordinance passed
 by the city council.

Sec. 3. All books and records of every office and de-
 partment shall be open to the inspection of any citizen at

1 any time during business hours. Copies or extracts from
2 said books and records, duly certified, shall be given by the
3 officer having the same in custody to any person demand-
4 ing the same, and paying or tendering, for the use of the
5 city, ten cents per folio of one hundred words for such
6 copies or extracts.

7 Sec. 4. Except when otherwise provided by law or this
8 charter all public offices shall be kept open for business
9 every day, except Sundays and legal holidays, from nine
10 o'clock in the forenoon until five o'clock in the afternoon.

11 Sec. 5. No office shall be created, nor shall any person
12 be employed in any capacity, nor shall any officer, clerk or
13 employe receive any salary or compensation for any ser-
14 vice of any kind, unless the same is specially provided for
15 or authorized by law or this charter.

16 Sec. 6. Every officer authorized by law or ordinance to
17 allow, audit or certify demands upon the treasury, or to
18 make any official investigation, shall have power to admin-
19 ister oaths and affirmations and take and hear testimony
20 concerning any matter or thing relating thereto.

21 Sec. 7. Every officer who shall approve, allow or pay
22 any demand on the treasury not authorized by law, ordi-
23 nance or this charter, shall be liable to the city individually
24 and on his official bond for the amount paid by the city
25 upon such demand in excess of the amount lawfully due
26 from the city thereon.

27 Sec. 8. Unless otherwise provided by law or this char-
28 ter, each officer, board or department authorized to appoint
29 any deputy, clerk, assistant or employe, shall have the right
30 to remove any person so appointed.

31 Sec. 9. All appointments of officers, deputies and clerks
32 to be made under any provision of this charter must be
33 made in writing and authenticated by the person or persons,
34 board or officer making the same, and filed with the comp-
35 troller.

36 Sec. 10. All appointive officers of the City of Seattle
37 in office when this charter takes effect shall continue to
38 hold and exercise their respective offices under and in ac-
39 cordance with the terms and provisions and obligations of
40 this charter, until the appointment and qualification of
41 their respective successors or the officers who shall succeed
42 to their duties under this charter.

Sec. 11. The mayor, city treasurer, corporation coun- 1
sel and city clerk who are in office at the time this charter 2
takes effect, shall continue in office for the remainder of 3
their terms and the three first named until their respective 4
successors shall have qualified. The mayor, city treasurer 5
and corporation counsel elected at the general municipal 6
election in March, 1896, shall hold their respective offices 7
to all intents and purposes as if they had been elected under 8
this charter. The office of city clerk as a separate office 9
shall terminate with the term of the incumbent who was 10
elected at the general election in the year 1894, and the 11
person elected city clerk at the general election in the year 12
1896 shall not take office. 13

Sec. 12. The term of office of the city comptroller who 14
is in office at the time this charter is adopted shall con- 15
tinue for the period of his original appointment, and until 16
his successor is appointed and qualified. His successor 17
shall be appointed by the mayor, by and with the advice 18
and consent of the city council, and shall hold office until 19
his successor is elected in the year 1898, and qualified. The 20
person or persons who shall be city comptroller during the 21
interim between the expiration of the term of the present 22
city clerk and the first election and qualification of city 23
comptroller herein provided for shall be ex-officio city clerk 24
and shall receive compensation at the rate herein provided 25
for city comptroller. 26

Sec. 13. It shall be the duty of the city council to pur- 27
chase or otherwise acquire in the manner and out of the 28
fund herein provided for a tract of land without the cor- 29
porate limits of not less than one hundred acres, and estab- 30
lish thereon a public cemetery. In order to provide a fund 31
for such purpose, the city council may cause to be issued 32
and sold at not less than par warrants to the amount neces- 33
sary for such purchase, or other acquisition, not to exceed, 34
however, the sum of Twenty Thousand Dollars, bearing a 35
reasonable rate of interest, not to exceed eight per centum 36
per annum, or may pay for said land with the warrants so 37
issued. In order to provide for the redemption of said 38
warrants and the payment of interest thereon, seventy-five 39
per centum of the proceeds of all sales of burial lots in said 40
cemetery shall be set apart and made a special fund applic- 41
able solely to that purpose. The warrants so issued shall 42

1 not be or become a debt or obligation of the city, but shall
2 be payable only out of the said special fund.

3 Sec. 14. At the first general municipal election after
4 the city shall be by any extension of its existing water sys-
5 tem supplied with sufficient water power therefor, it shall
6 be the duty of the council to submit to the electors of the
7 city the question as to whether it shall acquire for the city
8 by purchase or construction, or both, a plant and system for
9 furnishing light or power, or both, for corporate or indi-
10 vidual use or both such uses.

11 Sec. 15. This charter is framed with the intent that it
12 be submitted at the general municipal election on the third
13 day of March, A. D. 1896.

ALTERNATE PROPOSITION NO. 1.

IN LIEU OF SUBDIVISION FIFTEENTH OF SECTION EIGHTEEN OF
ARTICLE FOUR OF THE FOREGOING CHARTER.

14 Fifteenth—To provide for lighting the streets and all
15 public places of the city, and for furnishing the inhabitants
16 of the city with gas, electric or other lights, and for the
17 ownership, purchase or other acquisition, construction and
18 maintenance of such works as may be necessary or con-
19 venient therefor; to charge and collect for the use of such
20 light, and to regulate the use and price of such light
21 whether supplied by the city or other person or corporation;
22 provided, however, that no purchase of any such light plant
23 shall be made without first submitting the question of such
24 purchase to the electors of the city.

25 Fifteenth (a)—To provide for the construction, purchase
26 or condemnation, ownership and operation by the city of
27 cable, electric or other railways within the corporate limits
28 of the city, and for the carriage of freight and passengers
29 thereon, and to fix, alter, regulate and control fares and
30 rates on all such railways and on all other railways of like
31 nature within the city owned or operated by others; pro-
32 vided, however, that the city council shall not enter into
33 any contract or agreement whatever for the construction,
34 condemnation, purchase, ownership or operation by the city
35 of any such street railway without first submitting such pro-
36 posed contract or agreement to the qualified electors of
37 the city.

CERTIFICATE.

I, Byron Phelps, Mayor of the City of Seattle, do hereby certify that in accordance with the terms and provisions of section ten of article eleven of the constitution of the State of Washington, and in accordance with an act of the legislature of the State of Washington entitled "An act to authorize cities of the first class to alter, change, revise, add to or repeal their respective charters," approved March the fourth, eighteen hundred and ninety-five, The city council of the City of Seattle duly caused an election to be held on the tenth day of December, eighteen hundred and ninety-five, for the purpose of electing fifteen freeholders of said city to prepare a new charter for said city as provided by said act of the legislature, and that on said tenth day of December, eighteen hundred and ninety-five, an election was held in the several election precincts of said city as provided by ordinance No. 4012, entitled, "An ordinance providing for the holding of a special election in the City of Seattle for the purpose of choosing fifteen resident freeholders thereof to prepare a new charter for the government of said city," and that due notice of said election was given in the manner provided by law, and at said election there were elected the following named persons to prepare a new charter for said city, as provided by said act of the legislature, to wit:

Falcon Joslin, Frederick Bausman, F. S. De Wolfe, W. H. Middleton, J. C. Koehler, C. E. Crane, Harold Preston, Alexander Allen, P. D. Hamlin, E. P. Tremper, C. L. Denny, Richard Winsor, H. W. Stein, G. S. Fenwick and W. R. Andrews; and that afterwards, to wit, on the twenty-ninth day of January, eighteen hundred and ninety-six, the said freeholders duly returned a proposed new charter for the City of Seattle, signed by the following persons, who were elected freeholders, as aforesaid, to wit: Harold Preston, Richard Winsor, F. S. De Wolfe, John C. Koehler, G. S. Fenwick, W. R. Andrews, Frederick Bausman, Chas. E. Crane, W. H. Middleton, Henry W. Stein and Falcon Joslin; that thereafter such proposed new charter was duly published in two daily newspapers of said city for thirty days prior to the day of submitting said proposed new charter to the electors of said city for their approval; that thereafter, on the third day of March, eighteen hundred and ninety-six, at the general municipal election held in said city, the said proposed new charter was submitted to the qualified voters thereof, and the returns of said election were duly canvassed by the legislative authority of said city at a meeting held in the city hall in the council chambers on the thirteenth day of March, eighteen hundred and ninety-six, and the result of said election was found to be as follows: For said proposed new charter, thirty-six hundred and forty-three votes; against said proposed new charter, nineteen hundred and thirty-five votes; majority for said proposed new charter, seventeen hundred and eight votes; for alternate proposition No. 1 of said proposed new charter, which was separately

CERTIFICATE

submitted therewith and was separately voted on at said election, sixteen hundred and eighty-four votes; against said alternate proposition No. 1 of said proposed new charter, eight hundred and seven votes; majority for said alternate proposition No. 1 of said proposed new charter, eight hundred and seventy-seven votes. Whereupon the said proposed new charter, including alternate proposition No. 1 thereof, was declared duly ratified by a majority of the qualified voters of said city voting at said election upon said proposed new charter and said alternate proposition No. 1. And I further certify that the foregoing is a full, true and complete copy of the proposed new charter so voted upon, including said alternate proposition No. 1, as ratified as aforesaid.

In testimony whereof, I have hereunto set my hand and caused the corporate seal of said city to be attached hereto, and attested by the clerk of said city, this, the fourteenth day of March, eighteen hundred and ninety-six.

BYRON PHELPS,
Mayor of the City of Seattle.

Attest:

R. F. STEWART,
City Clerk of the City of Seattle.
[Seal.]

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