

ORDINANCE NO. 48

CALLING AND PROVIDING FOR A SPECIAL ELECTION TO BE HELD ON TUESDAY, THE 31ST DAY OF AUGUST, 1909, IN SEWER DISTRICT NO. 1 OF THE TOWN OF SAN ANSELMO, COUNTY OF MARIN, STATE OF CALIFORNIA, AS DIVIDED AND CONSTITUTED BY ORDINANCE NO. 47, PASSED AND ADOPTED AUGUST 4TH, 1909, TO SUBMIT TO THE QUALIFIED VOTERS RESIDING WITHIN SAID SEWER DISTRICT NO. 1, THE PROPOSITION OF INCURRING BONDED INDEBTEDNESS OF THE TOWN OF SAN ANSELMO, TO PAY FOR CERTAIN MUNICIPAL IMPROVEMENTS, NAMELY: THE BUILDING, CONSTRUCTION, EXTENSION AND COMPLETION OF A SEWER SYSTEM FOR SAID SEWER DISTRICT NO. 1.

WHEREAS, the Board of Trustees of the Town of San Anselmo, a city of the sixth class, in the County of Marin, State of California, by resolution passed and adopted at a regular meeting of said Board on the 5th day of August, 1909, at its council chamber, by the affirmative vote of five (5) of the Five (5) members of the Board of Trustees of said Town, did determine that the public interest and public necessity demanding the building, construction, extension and completion of a certain municipal improvement, which is set forth and described in Section 1 of this ordinance, and that the cost of said improvement will be too great to be paid out of the ordinary annual income and revenue of said municipality; and

WHEREAS, the said resolution, after its said passage and adoption by the Board of Trustees, was by the President of said Board of Trustees (who is the Executive of said municipality) duly approved in writing over his official signature on said 5th day of August, 1909, and said resolution was thereupon on said 5th day of August, 1909, certified by the Town Clerk of said Town, and filed in his office, and now remains on file and of record therein;

NOW, THEREFORE, the Board of Trustees of the Town of San Anselmo, DO ORDAIN AS FOLLOWS:

Section 1: That a special election be, and the same is hereby ordered and called to be held in said Sewer District No. 1, on Tuesday, the 31st day of August, 1909, at which



*Resolution*

election shall be submitted to the qualified voters of said Sewer District No. 1. the proposition of incurring indebtedness of said Town of San Anselmo, for the purposes set forth in said resolution, namely:

The issuance of bonds of the Town of San Anselmo, in the principal amount of Fifteen thousand Dollars (\$15,000.00) to pay the cost of building, constructing, extending and completing a sewer system along and through the following named public streets, avenues, roads and rights of way: a main sewer of Twelve (12) inches in diameter from Lansdale Station (Willow Avenue) to the present main sewer in the Red Hill and Ross Landing Road immediately West of that certain building situate on said road and known as the Town Hall, to be laid along the right of way of the Northwestern Pacific Railroad and (or lands and) or streets adjacent thereto with laterals on the following named public streets avenues, roads and rights of way:

Willow Avenue Northerly from Railroad to County Road; Florence Avenue Northwesterly from Willow Avenue to ~~Terminus~~; Oak Knoll Ave. northerly from Willow Avenue to County Road; ~~Medway~~; Medway Road Northerly from Willow Avenue to Oak Knoll Ave, Fern Lane Southeasterly from Willow Avenue to terminus and thence along South line of lot 28A and along the East line of Lots 28A 26 and 12 to the terminus of Ash Avenue; thence along Ash Avenue to and across the County Road and through the lands of Salvator Pacheco, et al, in a Northerly direction to the Southeast corner of the Lansdale school property;

Laurel Lane southeasterly from Willow Avenue to the western boundary of Town of San Anselmo; Forest Avenue Westerly from Willow Avenue to the Western boundary of Town of San Anselmo; Scenic Avenue Westerly from Railroad to the intersection of Scenic Avenue and Redwood Road (Bush Tract) thence along said Redwood Road and lane on the East line of Lot 153 to Scenic Avenue;

Forest Avenue Northerly from Scenic Avenue to Prospect Avenue;

Elm Avenue Northerly from Scenic Avenue to Forest Avenue;

Prospect Avenue Westerly from Forest Avenue to Foothill Road; thence along southerly line of lot 81 to and across Prospect Avenue; thence along the lane on the South line of lot 159 to Scenic Avenue;



14.  
L. J. Gray

Lane on the South line of lots 59 and 60 westerly on Elm Avenue to Foothill Road;

Lane on South line of lots 67, 69 and 70 Westerly from Elm Avenue to Scenic Avenue; thence along Scenic Avenue and lane on the South line of Lot 143B to Scenic Avenue;

Redwood Road (Davidson Tract) Southwesterly from Railroad to the South line of the Davidson Tract.

From the South line of lot S (Bush Tract) now the entrance to Floribel Park Northerly through Subdivisions 10, 9, 8, 7, 6, and 5 of Lot 108 (Bush Tract) to Scenic Avenue;

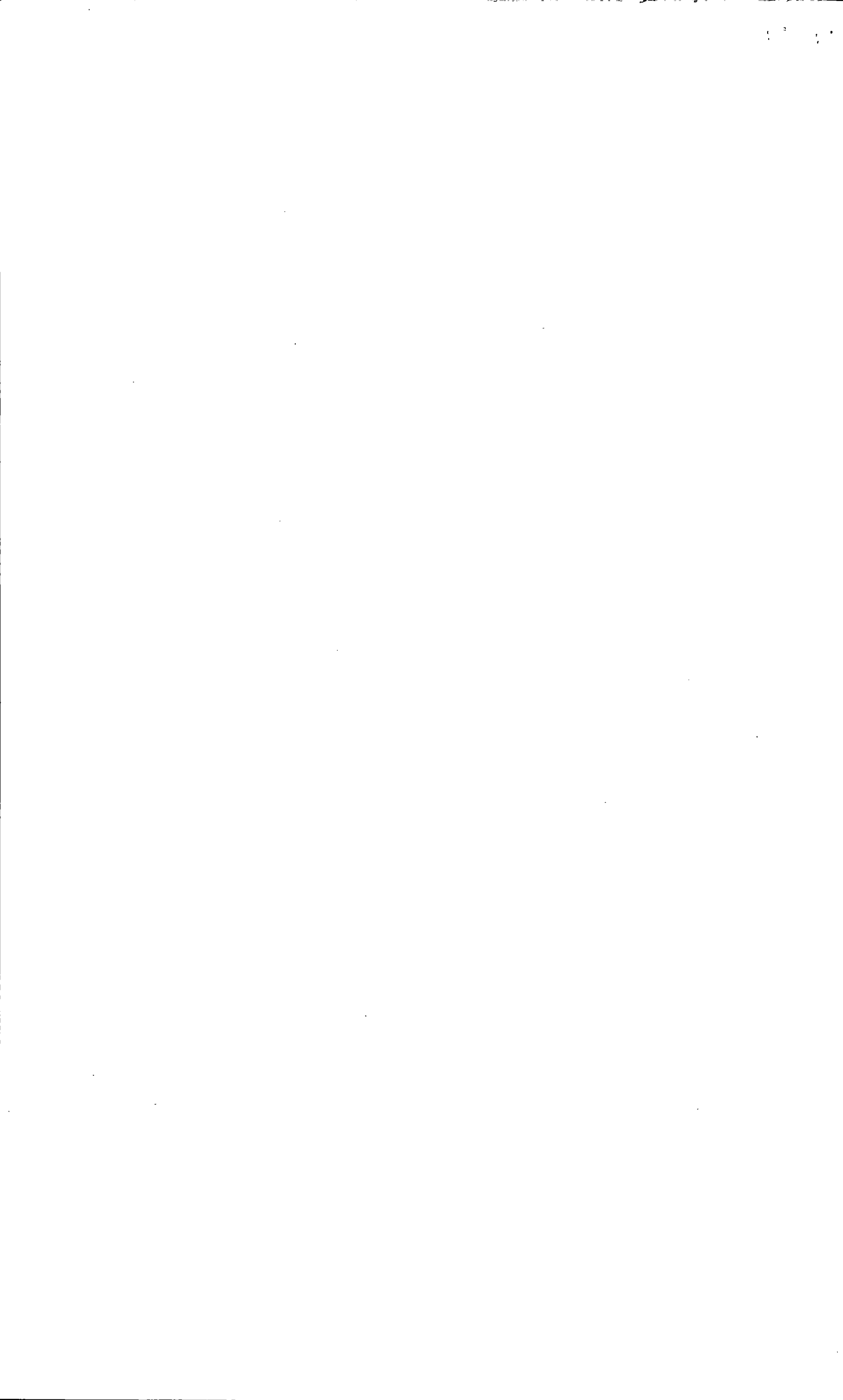
The total cost of said Sewer system, that is to say, of said building, construction, extension and completion and furnishing the material and labor therefor, being hereby estimated at the sum of Fifteen thousand Dollars (\$15,000.00).

Section 2: That said Board of Trustees proposes to issue and sell bonds of the Town of San Anselmo, for the purposes aforesaid, in the amount of Fifteen thousand Dollars (\$15,000.00) if a majority of the qualified voters of said Sewer District No. 1 voting at said special election, shall vote in favor of said proposition, said bonds shall be negotiable in form and of the character known as serial, and shall bear interest at the rate of Four and one-half per centum (4-1/2%) per annum, payable semi-annually, and both principal and interest shall be payable at the office of the Treasurer of said Town in Gold Coin of the United States, and that the interest and sinking fund for the payment of said bonds shall be derived exclusively from taxes levied upon property within said Sewer District No. 1.

Section 3: The Board of Trustees of the Town of San Anselmo does hereby submit to the qualified voters of said Sewer District No. 1 at said special election the said proposition for issuance of bonds, which is hereinbefore set forth, and designates and refers to said proposition in the summary thereof, designated in form hereinafter prescribed for the ballot to be used at said election.

Section 4: The polls at the polling place hereinafter designated, shall be opened at six o'clock in the morning of said day of election, and shall be kept open continuous-

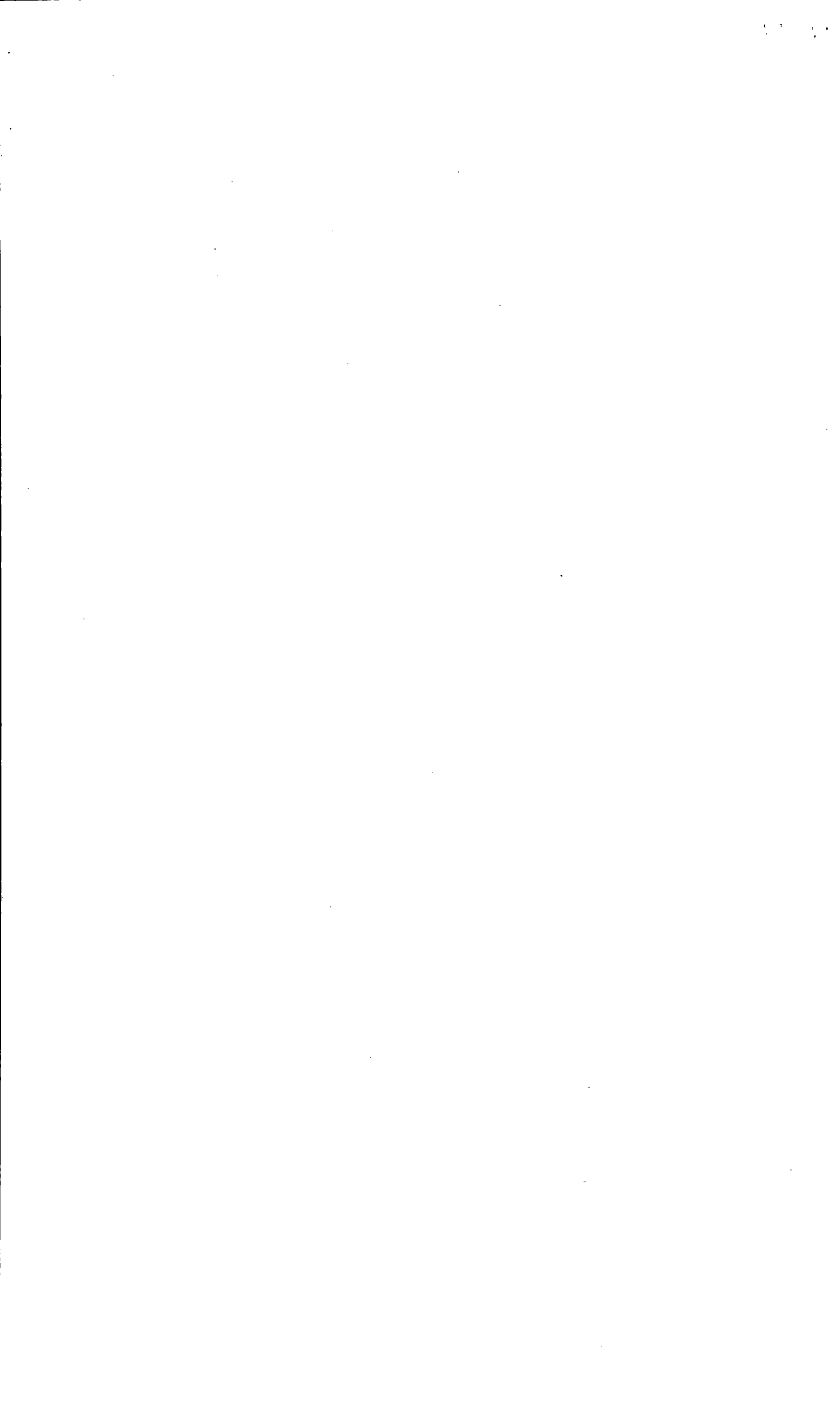
INCORPORATED



ly thereafter until six o'clock in the afternoon of said day of election, when said polls shall be closed and the election officers shall then proceed to canvass the ballots cast thereat.

Section 5: No newspaper being published in the Town of San Anselmo, or in said Sewer District No. 1 it is ordered that notice of said election shall be given by the posting of copies of this ordinance in Three (3) public places in said Sewer District No. 1 and in Three (3) public places outside of said Sewer District No. 1, and within the corporate limits of the Town of San Anselmo, for at least Two (2) successive weeks prior to said election day. The N.W.P.R.R. Co. Station at Mansdale, the N.W.P.R.R. Co. Station at Yolanda and the Fire House of Hose Co. No. 5 of the San Anselmo Fire Dept, on Forest Avenue. are hereby selected and designated as the Three (3) most public places in said Sewer District No. 1 where said notices shall be posted, and the front of the Town Hall, the intersection of Ross Avenue with the Red Hill and Ross Landing Road, and the entrance to Ross Valley Park, are hereby selected and designated as the Three (3) most public places outside of said Sewer District No. 1, and within the corporate limits of said Town of San Anselmo, where said copies shall be posted; and the Town Clerk shall cause such posting to be made.

Section 6: Said special election shall be held and conducted, and the votes thereof canvassed, and the returns thereof made, and the results ascertained and determined, as herein provided; and in all particulars not prescribed by this ordinance such special election shall be held as provided by law for holding municipal elections in said Sewer District No. 1 and in said Town. The returns of said special election shall be made out and signed by the officers of election and shall be by them deposited with the Town Clerk, together with the ballots cast at said special election and this Board shall meet and canvass said returns on the first Monday after said election, and if upon such canvass it shall be found that at least a majority of the qualified voters of the said Sewer District No. 1 at said special election voted in favor of said proposition, then the bonds of the Town of





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San Anselmo, in the amount of each proposition, to-wit; Fifteen Thousand Dollars (\$15,000.00) shall be issued by said Town, as aforesaid.

Section 7: For the purpose of holding said special election, said Board of Trustees hereby forms and establishes One (1) election precinct, which is bounded by the limits of said Sewer District No. 1 and embraces all the territory within the limits of said Sewer District No. 1 to be known as Special Bond Election Precinct No. 1. The location of the polling place of said precinct for said election is hereby fixed at the Fire House of Hose Co. #3 of the San Anselmo Fire Department on Forrest Avenue.

in said Sewer District No. 1, and the following election officers are hereby designated and appointed therefor, namely:

Inspector G. H. Whitney, Judge C. W. Kiernan. Clerk W. B. Larkin; Ballot Clerk, F. C. Rickborn. The said persons appointed as election officers are hereby found and declared to be legally qualified for their respective positions.

Section 8: All persons shall be entitled to vote at said special election who come within the terms or comply with the requirements of this section. Every person who was a qualified elector at the general state election immediately preceding the holding of said special election, and who was registered as required by law as a qualified elector of any precinct included in said Town of San Anselmo, and who resides within the exterior boundaries of said Sewer District No. 1, and who continue to reside within said exterior boundaries of said Sewer District No. 1, until the time of the holding of said special election, shall be entitled to vote at said special election, without other or additional registration. All other persons, in order to be entitled to vote at said special election, must be registered in a manner required by Sections 1094, 1096 and 1097 of the Political Code of the State of California, and be residents of, and residing within, the exterior boundaries of said Sewer District No. 1, as an elector of and within the said special precinct of said Sewer District No. 1. Such registration must be made and had in accordance with the provisions of Sections 1094, 1096 and 1097 of the Political Code of



the State of California, provided that such registration shall be in progress at all times except the Twenty-five (25) days immediately preceding said special election.

Section 11 The Town Clerk is hereby instructed to prepare and cause to be printed, on the proper kind of paper, at the expense of said Town, a sufficient number of indices to the Great Register, tally sheets and other supplies for said bond election, and a sufficient number of ballots, and to furnish and provide the same for the use of the voters at said special election; and the ballots to be used at said special election shall be substantially in the following form, to-wit:

No. \_\_\_\_\_

**SPECIAL MUNICIPAL BOND ELECTION.**

August 31st, 1909.

Instructions to Voters.

To vote for a proposition stamp a cross (X) in the blank or voting square to the right of and opposite the word "Yes" if that is the answer you desire to give.

To vote against a proposition stamp a cross (X) in the blank or voting square to the right of and opposite the word "No" if that is the answer you desire to give.

All marks except the cross (X) are forbidden; all distinguishing marks, or erasures are forbidden and make the ballot void.

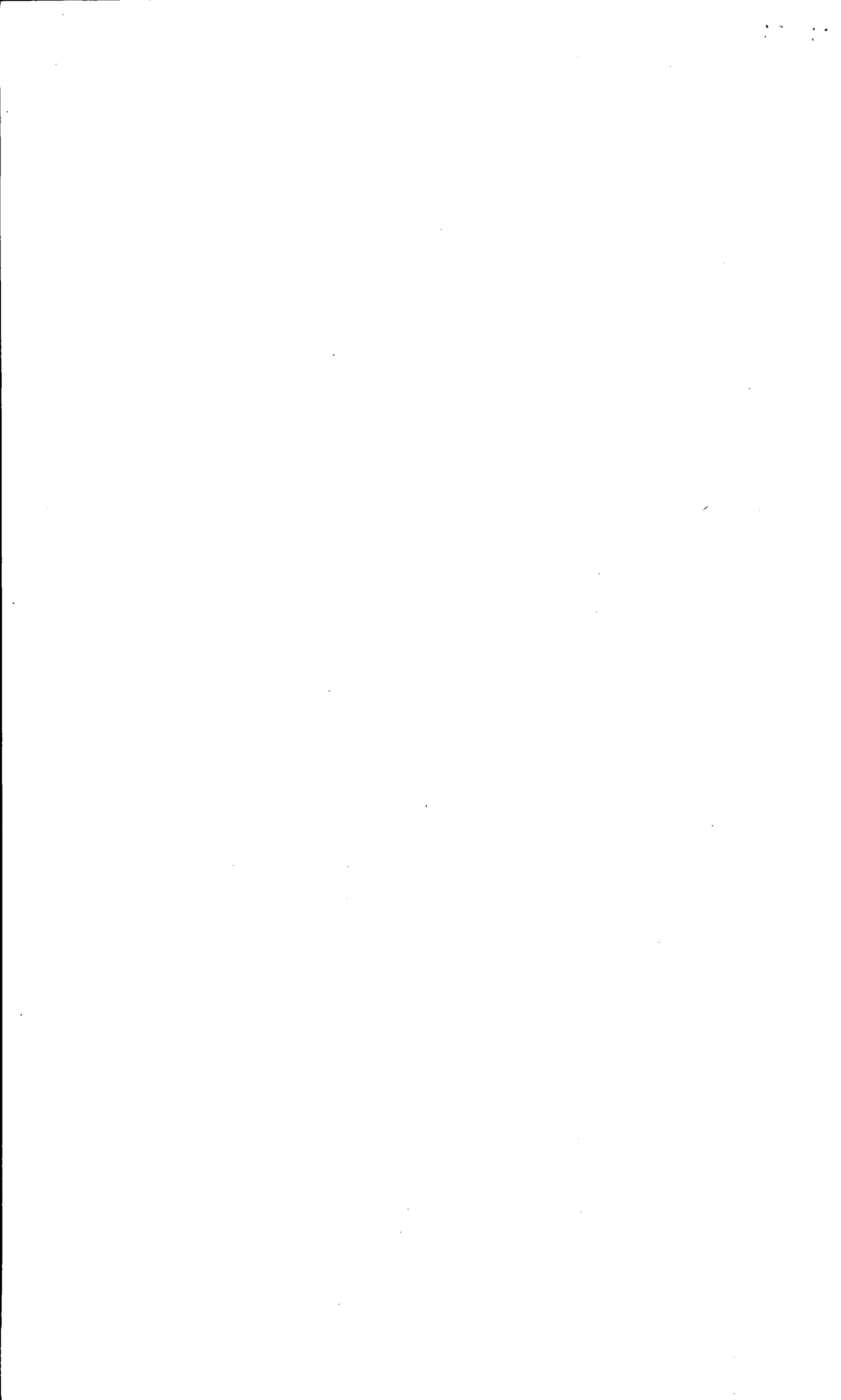
If you wrongfully stamp, tear or deface the ballot, return it to the Inspector of Election and obtain another.

PROPOSITION:

Shall the Town of San Anselmo incur a bonded indebtedness of \$15,000. for the cost of building, constructing, extending and completing a sewer system in & for said Sewer District No. 1? The interest and sinking fund for the payment of such bonds to be derived exclusively from taxes levied upon property within said Sewer District No. 1.

|     |  |
|-----|--|
| YES |  |
| NO  |  |

Said ballots shall have printed on the back thereof the words "Municipal Ticket."




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Section 10: Said Bonds if issued will be sold by said Town to the highest bidder for cash and for not less than par value after advertising for sealed proposals thereon.


Section 11: The present assessed valuation of all the taxable property of said Town of San Anselmo, as shown by the last equalized assessment book thereof, is the sum of Nine Hundred Seventy-Five Thousand (\$975,000.00) Dollars, and said Town of San Anselmo has no outstanding bonded indebtedness.

Section 12: This ordinance shall herewith entered upon the minutes of this Board and in the Ordinance Book of said Town and shall take effect from its passage and approval.


Adopted and passed by the Board of Trustees, this 12th day of August, 1909.

  
\_\_\_\_\_  
Presiding Officer of the Board of Trustees.

Attest:

  
\_\_\_\_\_  
Town Clerk of the Town of San Anselmo.

Presented to and approved by me, this 12th day of August, 1909.

  
\_\_\_\_\_  
President of the Board of Trustees of the Town of San Anselmo.

CLERK'S CERTIFICATE.

I hereby certify that the foregoing ordinance was introduced and read the first time at a meeting of the Board of Trustees of the Town of San Anselmo, held the 6th day of August, 1909, and that it was thereafter adopted and passed by said Board of Trustees in regular meeting assembled on the 12th day of August, 1909, by the following vote:

Ayes, Trustees: Funstead, Robinson, Ashworth, Crisp and Jones.

Noes: None.

Absent: None.



*Ordinance*

and I further certify that said ordinance was presented  
to and passed and carried by Y. B. Smith, the President of said  
Board of Trustees, on the 22nd day of August, 1909.

Witness my hand and the seal of said town of San Anselmo,  
this 21st day of August, 1909.

*A. A. Moore*  
Town Clerk of the Town of San Anselmo  
and ex-officio Clerk of the Board  
of Trustees.

STATE OF CALIFORNIA, }  
COUNTY OF MARIN, } ss.  
TOWN OF SAN ANSELMO. }

I, A. A. MOORE, Town Clerk of the Town of San Anselmo and ex-officio Clerk of the  
Board of Trustees of said Town, hereby certify that the foregoing is a full, true and correct  
copy of an ordinance regularly and duly passed at a regular adjourned meeting  
of the Board of Trustees of said Town not less than five days after the date of its introduction.

That the said ordinance was numbered 48 and entitled "calling and  
providing for a special election to be held on Tuesday

That the said ordinance was thereafter duly posted in accordance with law and the  
order of said Board of Trustees in ~~the~~ conspicuous places in said Town.

In witness, whereof, I have hereunto set my hand and affixed the Corporate Seal of  
the Town of San Anselmo, at my office in said Town, this 21st day of September 1909.

A. A. Moore  
CLERK OF THE TOWN OF SAN ANSELMO.

*the 31<sup>st</sup> day of August, 1909, in Sewer District  
No. 1 of the Town of San Anselmo, County  
of Marin, State of California, as divided  
and constituted by Ordinance #47 passed and  
adopted August 5<sup>th</sup> 1909, to submit to the  
qualified voters residing within said Sewer  
District No. 1 the proposition of incurring  
bonded indebtedness of the Town of San  
Anselmo, to pay for certain municipal  
improvements, namely: the building,  
construction, extension and completion of a  
sewer system for said Sewer District No. 1.*

