

be carried on or used; provided, that no such license shall be granted for a less term than three months nor more than one year.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.
Approved April 20, 1891.

No. 393, A.]

[Published May 4, 1891.

CHAPTER 319.

AN ACT to amend chapter 244, of the laws of 1889, relating to improvement of streets in the city of Madison.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 2, of chapter 244 of the laws of 1889, is hereby amended so as to read as follows: Section 2. Section 14, of chapter 6, of chapter 36, laws of 1882, is hereby amended so as to read as follows: Section 14. Whenever the owners of more than one-half of the frontage of the lots upon that part of any street proposed to be improved shall petition the common council to improve such street or part of street, by stone paving, macadam or otherwise as set forth in such petition, the common council shall order such improvement to be made as shall be fully specified by the city surveyor and approved by the mayor, and upon advertisement, which shall set forth clearly such specifications, may contract for such work to be done by the lowest responsible bidder, if deemed reasonable in cost. Provided, that such improvement, unless made to connect with street somewhat similarly improved, shall be made to extend upon such street, not less than the length or width of three blocks of lots, and the street crossings between. The cost of such improvement when made, shall be assessed to the respective owners of the lots fronting on such street, in the ratio of

Amends chapter 244, laws of 1889.

Street improvements how made and paid for; issuance of special street improvement bonds.

each owner's number of feet front, to the entire length of such improvement, exclusive of street crossings, which shall be charged to the city as its proportion of expense, and such crossings shall be made to conform with the street so improved. In order to provide for the payment of any such street improvement, the common council may issue bonds of the city in sums of one hundred dollars each, with six *per cent.* interest annually, payable in ten equal annual installments, which installments shall be in the form of yearly coupons attached, each coupon to be of an amount which shall be one tenth of the unpaid principal and six *per cent.* interest upon the unpaid part of the said bond to the first day of May when payable, each year, or such bonds with or without coupons payable at such times as it may prescribe. Such bonds to be designated as "special street improvement bonds," and shall be received by the city, if presented in payment for any special tax for which such bond was issued. Upon the assessment being once made as herein provided, there shall be levied annually for ten years a special tax upon the property so assessed, of such an amount as will be required to pay one tenth of the proportionate cost of such improvement, and the six *per cent.* interest thereon, upon any unpaid portion to the first day of May following the date of the warrant for collecting the same; provided, that any lot owner or lot owners may at any time, pay the entire principal sum due, with the interest up to the first day of May following such payment, whereupon the lot so paid for shall cease to be specially taxed therefor. All special taxes levied in accordance with the provisions of this section shall be paid or collected in the same manner as other city taxes. Such bonds may be issued both for the payment of the cost of said improvement in front of the lots of the respective owners, and for the payment of the improvement upon said street crossings. The bonds for the improvement of such street crossings shall be of the same denominations and bear the same rate of interest as the other bonds mentioned herein, and shall be payable in ten annual installments, which installments shall be in the form of yearly coupons attached, each

coupon to be of an amount which shall be one-tenth of the unpaid principal, and six *per cent.* interest upon the unpaid part of said bond to the first of May, when payable each year; or such bonds may be issued with or without coupons payable at such times as may be prescribed. Such bonds for the improvement of street crossings shall be designated as "special street improvement bonds." When any assessment is made pursuant to this section there shall be levied annually for ten years, a tax of such an amount as will be required to pay one-tenth of the proportionate cost of such improvement for said street crossings and the six *per cent.* interest thereon upon any unpaid portion to the first of May following the date of the warrant for collecting the same. All taxes levied in accordance with the provisions of this section, shall be paid or collected in the same manner as other city taxes; and said bonds for the improvement of street crossings shall be paid as aforesaid, and out of the general fund. The common council of the city of Madison is hereby empowered to pass any ordinance which it may deem advisable or necessary to carry the provisions of this section into force and effect.

SECTION 2. Section 2, of chapter 7, of the laws of 1882, as amended by section 11, chapter 269, laws of 1887, and by section 3, chapter 244, laws of 1889, is hereby amended so as to read as follows: Section 2. The common council shall have no power or authority, and it is hereby prohibited from borrowing any money or from authorizing any city officer to borrow money for the use of the city, nor shall it have power or authority to issue any bonds, or to contract or create any debt for any purpose whatever, unless there is money in the city treasury for the payment of the same, except for such work on the streets as shall be paid by special tax or assessment on the property benefited thereby, and except as hereinafter expressly provided. The common council shall have power to issue bonds for street improvements, as provided in the last section, to refund existing indebtedness, and to issue bonds therefor, payable within twenty years, at a rate of interest not exceeding six *per cent. per annum*; it shall have

Amends chapter 7, laws of 1882, as amended.

When council may borrow money; issuance of bonds to refund indebtedness, etc.

power to borrow money for the construction of water works, to issue bonds therefor, payable within twenty years, and at a rate of interest of five *per cent. per annum*, and no bonds shall be issued, unless the same shall be authorized by a vote of not less than two-thirds of the members of the common council taken by ayes and noes at a regular meeting thereof and duly recorded upon the journal of the council, and such bonds shall not be sold or disposed of for less than their par value. No certificate of indebtedness shall be drawn on the city treasury, unless the same shall be authorized by a majority of all the members of the common council, and the vote authorizing the same shall be entered by the ayes and noes upon the journal for the council, and no money shall be appropriated for any expenses whatsoever, except such as is expressly authorized by this act; provided, that the sum of five thousand dollars, now in the water fund of said city, shall by a vote of the common council be transferred from the city water fund, arising from the three mills levied and collected upon the assessed value of the real and personal property of said city, to be used for the payment of the principal and interest of the bonded debt of the city; and provided further, that an additional sum of seven thousand dollars, now in the water fund of said city, be transferred to the general fund of said city, and the treasurer of said city is hereby directed to make transfer of the said sums above named, in the manner and for the purposes above specified and determine, immediately upon such a vote having been taken by the common council.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.
Approved April 20, 1891.