

*An Ordinance Concerning Ditches,
Trees and Parks.*

Be it ordained by the City Council of
the city of Grand Junction:

SECTION 1. All ditches and gutters upon or along any street or avenue within the city, outside of the fire limit, shall be so constructed that the line thereof nearest the lots shall be located at a distance from such lots of thirteen feet; on streets or avenues about 100 feet wide or more; eleven feet on streets or avenues about 80 feet wide, and nine feet on streets or avenues about 60 feet wide or less; and all trees planted upon or along any street or avenue shall be planted or set so that the center thereof shall be on streets or avenues about 100 feet wide or more at a distance of twelve and one-half feet; on streets or avenues about 80 feet wide ten and one-half feet, and on streets or avenues about 60 feet wide or less eight and one-half feet, as near as may be from the front line of such lots.

SEC. 2. All headgates, gates, flumes, ditches and trees upon or along any street, avenue, alley or public grounds shall be under the control and management of the Street Commissioner (subject to any order of the city council), and he shall have full and entire control of the distribution of water from such ditches.

SEC. 3 It shall be lawful for any person to construct a ditch along any alley, for the purpose of conducting water to the premises of such person, to be used for irrigation and household purposes, but in all cases such ditch shall be constructed under the direction of the Street Commissioner.

SEC. 4. No person shall take or conduct water from any irrigating ditch, in greater quantities or for a longer period than may be necessary for his or her immediate use, nor shall any person place any obstruction in any ditch in such manner as to cause the water to overflow any street, avenue, alley or sidewalk.

SEC. 5. No person shall drive or cause to be driven any wagon, cart or other wheeled vehicle across any water ditch, or drive any loose stock across the same at any place other than a regular crossing.

SEC. 6. No person shall willfully obstruct any irrigating ditch or gutter in this city, or willfully divert water therefrom, or move, alter or in any manner displace any flood or other gate which is in or upon any of the irrigating ditches or gutters, and under the supervision or direction of the Street Commissioner without first obtaining permission in

writing from said Street Commissioner.

SEC. 7. All persons making a ditch across any sidewalk shall bridge said ditch with two inch plank or other material approved by the Street Commissioner for the full width of such sidewalk.

SEC. 8. No person shall construct any ditch or gutter running otherwise than as prescribed in this ordinance, without first obtaining permission from the city council.

SEC. 9. Every person shall keep the ditches and gutters in front and rear of the premises owned or occupied by him or her clean and free from filth, dirt and litter, and shall not throw or conduct into the same any slops or other filthy or offensive matter, or matter whatever likely to become offensive or filthy.

SEC. 10. No person shall cut, injure, mar or destroy any tree or shrubbery standing or growing within the corporate limits not growing upon his own premises, without a written permit from the Mayor; save and except that it shall be the duty of the Street Commissioner to cut down and remove all volunteer or other trees upon any street, avenue or alley not growing or being in the space described in section one of this ordinance.

SEC. 11. All the public parks in the city shall be under the control and management of the Street Commissioner, subject to the order and direction of the city council.

SEC. 12. No person shall cut, dig, pull up or in any manner injure any tree, shrub, bush, vine, flower, grass or plant within any of the public parks of the city, nor shall any person build any fire or post any bill or advertisement or paint or mark any advertisement, name, character or sign of any description on any object or thing whatever within or connected with any of said parks. Provided, that this section shall not apply to the Street Commissioner or his agents when engaged in the discharge of their duties in and about said parks.

SEC. 13. Any person violating any of the provisions of this ordinance, or knowingly disobeying any lawful notice or order of the Street Commissioner or his deputy concerning the ditches, trees or parks of this city shall, on conviction, be fined in a sum not less than two dollars nor more than one hundred dollars; and the Street Commissioner is hereby clothed with the power to arrest any and all persons who shall disobey any such lawful orders or instructions, or who may be found violating any of the provisions of this ordinance.

SEC 14. Any street commissioner who shall be guilty of any partiality or favoritism in the distribution of water or abuse the powers herein conferred upon him, shall, on conviction, be fined not less than two nor more than one hundred dollars for each offense.

Passed this 26th day of September, A. D. 1891.

EDWARD W. GANNON,
Temporary President.

Attest; FRANK McCLINTOCK,
City Clerk Pro Tem.

Edward W. Gannon

Temporary President

Frank McClintock City Clerk Pro Tem