

ARTICLE IV.

PUBLIC STREETS AND HIGHWAYS.

[Sections 36-64, inclusive, of the original Act are repealed by the following, which is substituted therefor:]

An Act repealing Article Fourth of an Act entitled "An Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof," approved the nineteenth day of April, eighteen hundred and fifty-six, and all Acts and parts of Acts amendatory thereof and supplementary thereto, and substituting this Act for said Article Four.—Approved April 1, 1872.

SECTION 1. All the streets, lanes, alleys, places or courts, as laid down on the map now in the office of the City and County Surveyor of the City and County of San Francisco, which was made official by the Board of Supervisors of said city and county, as per order number six hundred and eighty-four, January thirtieth, eighteen hundred and sixty-six, signed by George C. Potter and Thaddeus R. Brooks, and on the map now in the office of the said City and County Surveyor, which was made official by the said Board of Supervisors, as per order number nine hundred and sixty-six, October twenty-fifth, eighteen hundred and seventy, and all other streets, lanes, alleys, places or courts, now dedicated or open to public use, are hereby declared to be open public streets, lanes, alleys, places or courts, for the purpose of this law, and the said Board of Supervisors are hereby invested with jurisdiction to order any of the work mentioned in section three of this Act, to be done on any of said streets, lanes, alleys, places or courts, when the grade and width of said streets, lanes, alleys, places or courts, have been officially established, and for the purposes of this Act the grade of all intermediate or intersecting streets, lanes, alleys, places or courts, in any one block, shall conform to the grades as established of the crossings of the main streets.

SEC. 2. All streets, lanes, alleys, places or courts, now open or which may hereafter be open to public use, shall be deemed and held to be open public streets, lanes, alleys, places or courts, for the purposes of this Act, and the Board of Supervisors shall have the same jurisdiction to order work to be done thereon as is conferred upon them by section one of this Act.

SEC. 3. The Board of Supervisors are hereby authorized and empowered to order the whole or any portion of the said streets, lanes, alleys, places or courts, graded or regraded to the official grade, planked or replanked, paved or repaved, macadamized or remacadamized, piled or repiled, capped or recapped, and to order sidewalks, sewers, cesspools, manholes, culverts, curbing and cross-walks to be constructed, and to order any other work to be done which shall be necessary to make and complete the whole or any portion of said streets, lanes, alleys, places or courts, and they may order any of the said work to be improved. The work provided for in this Act shall not be deemed to be "specific improvements," within the meaning of section sixty-eight, Article V, of chapter one hundred and twenty-five of the Act entitled "An Act to repeal the several Charters of the City and County of San Francisco, and to Establish the Boundaries of the City and County of San Francisco, and to Consolidate the Government thereof," approved April nineteenth, eighteen hundred and fifty-six, nor shall the ordinances or resolutions passed by the Board of Supervisors under the provisions of this Act be deemed to be such ordinances or resolutions as are mentioned in said section sixty-eight.

SEC. 4. The Board of Supervisors may order any work authorized by section three of this Act to be done* after notice of their intention so to do, in the form of a resolution, describing the work, and signed by the Clerk of said Board of Supervisors, has been published for the period of ten days in the paper doing the printing under this law, and also in two daily newspapers, one of which newspapers shall be published as a morning edition, and one as an evening edition, printed and published in said city and county for ten days, Sundays and non-judicial days excepted: *provided*, that no such notice shall be given or order made for the grading of any street mentioned in section three of this Act, unless the majority of the frontage of the lots and lands fronting on the work proposed to be done, and described in said resolution, or which is to be made liable for such grading, except public property, shall have been represented by the owners thereof, or by their agents, in a petition to the said Board of Supervisors, stating that they are the owners and in possession, or agents of the lots named in the petition, and also requesting that such improvements or street work shall be done; and for any other character of street improvements the Board of Supervisors shall have power, without petition of the property owners, to give the notice prescribed in this section to be published in the manner hereinbefore provided, and to order the said work to be done. All owners of lands or lots or portions of lots, who may feel aggrieved, or have objections to the ordering of the work described in said notice, or who may have objections to any of the subsequent proceedings of the said Board of Supervisors in relation to the work mentioned in such notices of intention, or may have any objections to any of the acts of the Superintendent of Public Streets, Highways and Squares of the City and County of San Francisco, in the discharge of any of the obligations or duties imposed upon him by virtue of his office, shall file with the Clerk of the said

* Whenever street work or grading of any street or part thereof may be deemed necessary by the Board of Supervisors of the City and County of San Francisco, on a portion of any street in front of any lot owned or possessed by the Government of the United States, said Board shall have power to order the whole or any portion of such street in front of any such lot to be graded, paved, planked or repaved, any law to the contrary notwithstanding.—[Act March 31, 1866.]