

1900, ch. 341, sec. P.

**225.** They, said Mayor and Council, shall have power to provide for the laying out, opening, widening and extending any street or alley in the town, and may fix the dimensions thereof which in their judgment the public welfare or convenience may require; to provide for ascertaining whether any and what amount in value of damages will be caused thereby, for which the owner or possessor of the property through or over which such street or alley may pass, ought to be compensated and paid, and for assessing or laying either generally on the whole assessable property within the town, or specially on the property of persons benefited by said improvement, the whole or any part of the damages and expenses which may be incurred in laying out, opening, extending or widening such street or alley; to provide in case they determine to levy and assess the whole or any part of the damages and expenses upon the owners of the property in the town specially benefited by such improvement, for the apportionment among them of such damages and expenses so determined, to be levied upon them in due proportion to the amount of benefits by them, respectively received; to provide for the condemnation of all land and property so taken for public use in opening, widening or extending any street or alley as aforesaid, for the notice to be given in relation thereto for the payment of the damages so awarded and for the collection and mode of payment under any action allowed by law for the benefits so determined to be assessed; and to pass all ordinances necessary and proper to the exercise and enforcement of the powers granted in this section; provided that no land or property shall be taken under the powers given in this section without the payment or tender of just compensation therefor to the party entitled to such compensation as agreed on with the owners of such property or awarded by jury, and provided further that the ordinance or ordinances regulating the condemnation of land or property lying wholly or partly in Mt. Airy, shall provide for a reasonable notice to the owners or owner thereof, and for appeals to the Circuit Court of Carroll County by any person interested, including the Mayor and Council of Mt. Airy, from the decision of any commissioners or other persons appointed to value or assess damages for the taking of any such land or property or interest therein.

1900, ch. 341, sec. Q. 1920, ch. 645.

**226.** The said Mayor and Council shall have the power to grade and pave or otherwise improve the streets and alleys within the corporate limits, and to regulate the width thereof; to lay walks across said streets and alleys whenever necessary; to provide of what material the said streets and alleys shall be curbed, and how the same shall be done and kept in repair; they may require the owners of the lots of ground in front of which grading and paving, laying or repairing of sidewalks and laying or repairing or curbing are to be done, to do the same at their own expense, and if any owner of a lot shall neglect or refuse to grade and pave the sidewalks or lay the curbing in front of his lot or premises, or repair the