

now existing or that may hereafter be found necessary within the said Town, and of such parts of highways and bye roads (if any) as may be within the limits thereof, and of putting and building drains, sewers, culverts and bridges therein, and to prevent the encumbering the same in any manner, and to protect the same and every part thereof from encroachment and injury, by such laws and ordinances as the said Council may from time to time enact and establish for the purposes aforesaid; and for making, flagging, planking, macadamizing, paving, raising, repairing, lighting, watching, planting and cleaning any or any parts of streets, squares, commons, lanes, alleys, walks, side walks, crossings, roads, bridges, wharves, docks, slips and shores now laid out or erected, or hereafter to be laid out, executed or erected either within the limits of the said Town, and to regulate or prevent the encumbering, injuring or fouling of the same by any animals, vehicles, crafts, lumber, building or other material or things, in any way or manner whatsoever, and to make, ordain and enforce bye laws and regulations for the confiscation, sale, removal or destruction of any such encumbrances or any such nuisance, and to impose penalties on the owners or persons placing the same in such places, and to levy and recover the same by distress and the sale of goods, or to award punishment therefor by the imprisonment of the party offending, as may seem discreet and proper in the respective cases; and to regulate the breaking of the roads and streets and sidewalks of the said Town in the winter; and to require the owners of horses, sleds and other teams to assist thereat; and to provide for erecting, making or repairing any common sewer, drain, flagging, posts, or pavements of stone, deal, plank, or other material, in any public square, street or place, or for assessing the proprietors or lessees of such real property as will be immediately benefited by such improvements, and to regulate the time and manner in which assessment shall be collected and paid, and for directing and causing the removal at any time of any future erections, projections or obstructions whatsoever which may project into or over any public street, square or road, at the expense of the proprietors, lessees or of the occupants of the real property on or near which such erection, projection or obstruction may be found; provided that nothing in this Act contained shall extend or be construed to extend to authorize the opening of any streets, roads or highways through the private property of any person or persons, without complying with the provisions of any Act or Acts of the Province for providing for the awarding of damages to any person or persons who may be injured thereby.

44. At the first meeting of the Council after every annual election, or at any subsequent meeting, the said Council, if they see fit, may nominate and appoint from time to time, for the said Town, any one of the Justices of the Peace residing within the limits of the same to act as Police Magistrate, or may recommend any other person to the Government to be appointed Police Magistrate, and shall instruct and direct all police and constables acting under or appointed by the said Council, to bring all cases, of which such police or constables shall have cognizance, or in which they may be called to act, before said Police Magistrate, to be dealt with according to law; and all moneys received by said Police Magistrate, or by any other Magistrate, or by any Councillor acting as such within the limits of said town, for fines, penalties or forfeitures incurred or paid under the provisions of

this Act, or of any bye law made by virtue of the same, or in violation of any statute or common law, shall be paid over by such Police Magistrate, or such other Magistrate or Councillor acting as such, so far as the same may not be in conflict with any existing law whereby returns are required to be made elsewhere, on the first Monday in each month, to the Treasurer of said Town, together with a statement shewing how all such cases brought before said Magistrate or Councillor were disposed of, the amount of fines imposed, whether the same were collected or not, and if not, stating the reason why.

45. It shall and may be lawful for the said Council at any meeting or meetings to be held as hereinbefore provided, to direct the raising, assessing, levying, collecting and applying such moneys as may be required for the execution of the powers with which the said Council is hereby invested, and for maintaining a good and efficient system of Police, in such manner as may by any bye law of the said Council be provided, either by imposing tolls and rates to be paid in respect to any public works, or in respect of any other matter or thing within the said town, or by means of any rate or assessment to be assessed or levied on real and personal property, or both, within the town, or upon the owners or occupiers thereof in respect of such property, or upon the income of the inhabitants of the said town derived from any trade, employment, profession or calling within the Province, or upon the poll of the inhabitants, or upon the sale of goods by public auction within the said town, or upon the capital stock or other trading capital of any bank, banking Company, insurance or other trading joint stock Company or Corporation, or upon the agency of foreign Companies being Companies whose principal place of business is not within this Province; provided that not more money in the whole than five hundred dollars shall in any one year be assessed or levied, or be collected and raised from the said town, whether by rents of property or otherwise, in any way or manner whatever by authority of said Council, over and above such amount as may be necessary for the relief of the poor, the support of the fire department, lighting the town, and making and repairing the streets and roads; and provided also, that the Council may, at their discretion, remit so much of the said rates imposed upon mills and other manufacturing establishments within the said town, as they shall deem just and reasonable, and to borrow money, not exceeding five hundred dollars in any one year, without a two-thirds numerical vote by ballot of the ratepayers thereon, and to issue debentures therefor on interest.

46. Immediately upon the annual election of Assessors, as hereinbefore provided, and after they have been sworn into office, the said Assessors shall give public notice of their appointment in one or more of the public newspapers printed within the said Town or County of Charlotte, or by public notice in writing, a copy of which shall be posted up in a conspicuous place in each ward; and any inhabitant or person owning property in the said town may, at any time within fifteen days after the date of such notice, give in to said Assessors, or any one of them, a statement of his property and income in the manner prescribed by the Act relating to the government of Counties, Towns, and Parishes; and the Assessor, if such statement be attested before a Justice of the Peace or the Mayor, who are severally hereby authorized to administer such oath, shall estimate or assess the property