

"sewer or water, any manure or other refuse, or vegetable or animal matter, or other filth."

The City has operated the plant in contravention of this Act.

#### THE JUDGMENTS OF THE COURTS SHew:

(a) That practically all of Toronto's sewage excreta is sent to this plant through a screen which takes out the larger solids and then into settling tanks, the top of which is drawn off into Lake Ontario and the semi-fluid bottom is run into open areas extending over 19 acres, and these are covered with shavings, lime, etc.

(b) That the areas of excreta constitute an open shaving-covered cesspool of 19 acres in a residential part of the City of Toronto.

(c) That the plan is not constructed in accordance with the advice of the engineers, and in consequence that it had not capacity to take care of all the City sewage, and over 12 million gallons a day are run into Ashbridge's Bay and the lake.

(d) That the plant has been negligently operated.

(e) That certain of the solids are screened from the sewage and thrown on the ground and not properly covered.

(f) That no proper steps were taken to destroy the offensive odor that arose from the settling areas, although the City's own expert engineer gave it as his opinion that at a comparatively low cost they could be rendered innocuous.

(g) That a break occurred several years ago in the pipe intended to carry the sewage across Ashbridge's Bay into the lake, whereby over one-half a million gallons of the sewage per day has ever since escaped from the break.

(h) That upon the vacant land within a few hundred feet from Queen Street, excreta is deposited, thereby polluting the water and causing an intolerable stench.

(i) That the operation of the plant, in fact, constitutes a nuisance which must be abated.

(j) That the health of several people has already been impaired by the nauseous smells emanating from the plant.

(k) That the nuisance created by the plant is a serious injury to property.

#### TORONTO'S TACTICS

The City of Toronto has negligently and defiantly pursued a course contrary to law and in contravention of the Municipal Act, and the Public Health Act, thereby injuring the public health and depreciating the value of property.

#### RESIDENTS' APPEAL

The residents of the district affected earnestly submit that this state of affairs should not be allowed to continue, and the City should not be permitted by the Legislature to persist with impunity in the course which it has hitherto adopted.