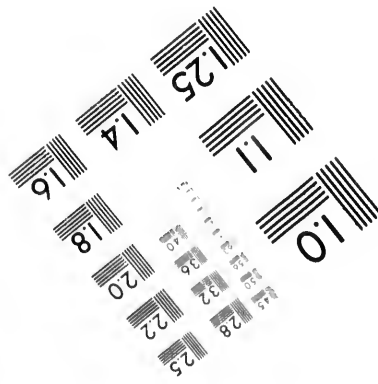
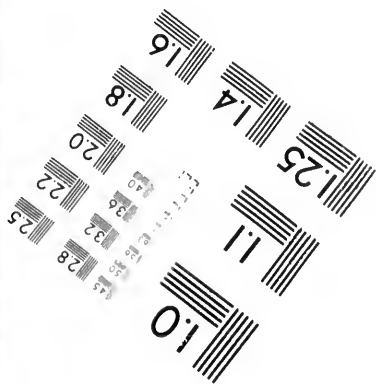
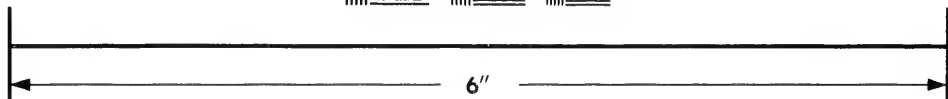
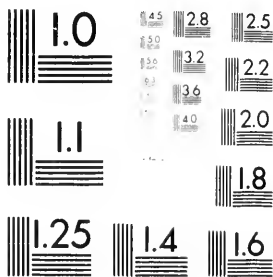


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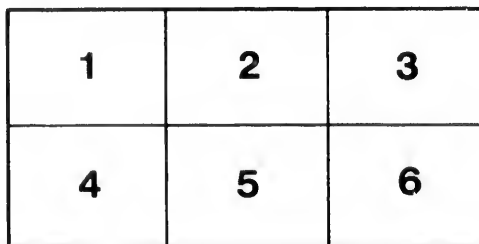
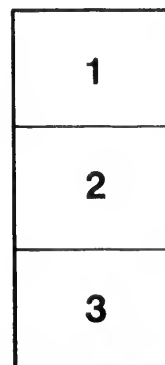
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BY-LAWS  
OF THE  
VILLAGE OF PARKDALE  
IN THE  
COUNTY OF YORK.

AND  
EXTRACTS FROM STATUTES OF ONTARIO.



TORONTO:  
PRINTED BY MOORE BROS., CORNER SCOTT AND COLBORNE STREETS.  
1879.

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# BY - LAWS

OF THE

MUNICIPALITY OF THE VILLAGE OF PARKDALE.



## By-Law No. 1.

TO APPOINT CLERK, TREASURER AND OTHER OFFICERS FOR THE VILLAGE OF PARKDALE.



## By-Law No. 2.

TO APPOINT PLACE FOR HOLDING MEETINGS OF THE COUNCIL OF THE VILLAGE OF PARKDALE.



## By-Law No. 3.

TO ESTABLISH THE STANDING RULES AND REGULATIONS OF THE COUNCIL OF THE VILLAGE OF PARKDALE.



## By-Law No. 4.

RELATING TO SNOW.—REPEALED.

### By-Law No. 4.

A BY-LAW FOR THE REGULATION OF THE STREETS, SIDEWALKS AND THOROUGHFARES OF THE VILLAGE OF PARKDALE, AND FOR THE PRESERVATION OF ORDER, AND SUPPRESSION OF NUISANCES THEREIN.

WHEREAS it has been found necessary to make provision for the care and protection of the streets, sidewalks, and other thoroughfares of the Village of Parkdale, and to enact rules and regulations to facilitate travel, for the maintenance of order, and for the suppression of nuisances therein :

Therefore the Municipal Council of the Corporation of the Village of Parkdale, enacts as follows :

#### FOOT PASSENGERS.

Persons meeting or passing each other to pass on the right.

1. Any person or persons in meeting and passing another or others shall pass on the right, and any person or persons overtaking another or others and passing, must pass on the right, and any person or persons wilfully offending against this provision whereby any disturbance or confusion is occasioned shall be liable to the penalty hereinafter provided.

Three or more persons not to stand in a group

2. Three or more persons shall not stand in a group or near to each other on any street or sidewalk in such a manner as to obstruct a free passage for foot passengers, after a request to move on made by any Constable, or any person duly authorized by the Reeve or Council.

Street preaching permitted if it does not obstruct the streets or sidewalks.

3. Nothing in the preceding section contained shall be construed as prohibiting the congregation of individuals to attend and listen to street preaching, so long as the proceedings thereat shall continue peaceable and orderly, and sufficient space be left both on the sidewalks and the central roadway to allow of the ordinary traffic of the street and sidewalks upon which such street preaching takes place ; Provided always, that should the sidewalks or roadway during such street preaching be or become at any time so obstructed as to impede the ordinary traffic thereon, the

If the sidewalks or roadway becomes obstructed thereby, parties to remove.

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parties so obstructing the same shall, upon request as aforesaid, forthwith remove from such position, and in the event of their refusing so to do shall be liable to the penalties of this By-law.

4. No person shall run or race on the streets or sidewalks, or crowd or jostle other foot passengers so as to create discomfort, disturbance or confusion.

Running on the streets or sidewalks and inconveniencing foot passengers.

HORSES AND VEHICLES.

5. No person shall drive any carriage, cart, waggon, sled, sleigh, or other vehicle, or sit upon any horse or other beast harnessed thereto in order to ride or drive the same, nor shall any person ride or lead any horse, mare or gelding, unless he shall have strong reins or lines fastened to the bridles of the beasts, and held in his hands, sufficient to guide them and to restrain them from running, galloping, or going immoderately through any of the streets of the said Village.

Persons driving or riding to have strong reins.

6. It shall be the duty of every driver or other person in charge of any vehicle conveying goods, wares, or merchandise through the streets of the Village of Parkdale, to remain upon such vehicle while the same is in motion, or to walk beside the horse or horses drawing the same; and every such person shall observe and comply with the provisions of the one hundred and eighty-third chapter of the Revised Statutes of Ontario, relative to the meeting or overtaking of vehicles upon the public highway.

Persons in charge of vehicles conveying goods to remain upon or walk beside the same when in motion.

Meeting or overtaking of vehicles.

7. No person driving any carriage, cart, waggon, sled, sleigh, or other vehicle, or riding upon any horse, mare or gelding, shall cause, permit or suffer the beast or beasts he shall ride or drive, to go on a gallop or other immoderate rate, and every person driving or riding along any public street or thoroughfare; in the Village of Parkdale, shall slacken his speed in approaching any crossing for foot passengers, upon which any person may be crossing such public street or thoroughfare; and no person shall suffer or permit any horse, mare or gelding, to run at large or to stand in any street of the said Village without being sufficiently secured to prevent its running away.

R. S. O., c. 183

Immoderate riding or driving

Horse running at large or standing without being secured.

8. It shall and may be lawful for any person or persons to stop any horse, mare or gelding, found running at large or going at a gallop or other immoderate rate, until the owner or owners can be found and proceeded with according to law.

Horses running at large, or going at an immoderate rate may be stopped.

Training horses. 9. No person shall break in or train any horse, mare or gelding, or shall exhibit, or let to mares any stud horse in any public place, or in any of the streets or parks of the said Village.

Stud horses.

Riding or driving on the sidewalks.

10. No person shall ride, drive, lead or back any horse, carriage, cart, waggon, sled, sleigh, or other vehicle, over or along any paved or planked sidewalk, or on any boulevard in the said Village unless it be in crossing such paved or planked sidewalk, or boulevard to go into any yard or lot for which a properly constructed crossing has been provided.

Owners or occupiers of property requiring to drive across a sidewalk to enter their premises, to construct a bridge over the drain.

11. Every owner or occupier of any house, building, or lot, who shall require to drive any horse, carriage, cart, waggon, sled, sleigh, or other vehicle across any paved or planked sidewalk, for the purpose of going in at any gate, or to any lot, or to the rear of any premises, shall construct across the drain, gutter or water course opposite the gateway or premises, a good and sufficient bridge of planks, so constructed as not to obstruct the said drain, gutter or water-course, and shall also place a proper plank along so much of the said pavement, boulevard or sidewalk as is necessary for any vehicle to pass over without injuring the said pavement, boulevard or sidewalk, but that where boulevards have been constructed no such bridge or crossing shall in any case project beyond the outside edge of the boulevard, but shall be sunk therein, level with the roadway, and no building material shall be placed on any boulevard or sidewalk in this Municipality.

Horses and carriages standing in the street.

12. No person shall permit his horse, carriage, cart, waggon, sled, sleigh, or other vehicle, to stand upon any street in the said Village longer than is absolutely necessary for the owner, driver, or person using the same to transact his business with the person opposite whose house the same shall stand; and no person shall tie a horse to any post, hook or ring, or in any way across any pavement, sidewalk or crossing, so as to obstruct the ordinary traffic of the street, or to any tree or tree-guard, or leave any carriage, cart, waggon, sled, sleigh, or other vehicle, standing opposite any other person's door than such as the owner, rider, driver, or occupant may have business with; and no person shall in anywise obstruct the free use of the streets or sidewalks of the said Village, or the crossings across the public streets, or any of the approaches to the wharves, by stopping any horse, cart, carriage, waggon, sled, sleigh, or other vehicle across the same, or by any other means.

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13. No person shall place any carriage, cart, waggon, sled, sleigh, or other vehicle, without horses, upon any street of the said Village. Vehicles without horses not to be placed on the streets.

## HAND CARTS.

14. No person shall run, draw, or push any carriage, waggon, wheelbarrow, cart, hand-cart, hose, hose-cart, truck, or any hand waggon, sled, sleigh, or other vehicles used for the conveyance of any person, article or property upon any of the sidewalks or boulevards of the said Village. Hand-carts, &c., not to be run on the sidewalks.

## DIRT AND SNOW.

15. Every occupant, and in case there is no occupant the owner of every house, shop, building, lot or parcel of land, and every person having charge or care of any church, chapel or other public building, fronting or abutting on any public street or streets where the sidewalks are planked or paved, shall water and cleanly sweep and keep free from obstruction by dirt, dust, snow, ice, or other encumbrances, the pavement or sidewalk in front and about his premises as aforesaid, before eight o'clock in the morning of each day, from the first day of May till the first day of October, and shall sweep the same before nine o'clock every morning during the rest of the year (Sunday's excepted), and every occupant as aforesaid at the times aforesaid, shall cleanly sweep and keep free from obstruction by dirt, dust, snow, ice, or other encumbrances the drains, gutters, and water-courses in front of or about such houses and premises as aforesaid, and shall at all times keep the sidewalks, pavements, drains, gutters, and water-courses clean and free from obstruction or encumbrance. Sidewalks to be watered and swept. Drains, gutters, and water-courses to be kept clean.

16. Every occupant, and in case there is no occupant, the owner of every house, shop, building, lot or parcel of land, and every person having charge or care of any church, chapel, or other public building, fronting or abutting on any public street or streets where the sidewalks are planked or paved, shall within the first four hours after every fall of snow, hail or rain which shall freeze on the sidewalks or in the drains, gutters or water-courses, or after a fall of snow from off any building, cause the same to be removed entirely off the sidewalks and to the breadth of one foot out of the drains, gutters or water-courses, opposite each house, shop, church, chapel, or other building, as aforesaid; and in case the ice or snow shall be so frozen that it Removal of snow from the sidewalks.



If the ice or snow cannot be removed without injuring the sidewalks, ashes or sand to be strewed over the same. Salt not to be placed on the street.

cannot be removed without injury to the sidewalks or pavements, every such person as aforesaid shall strew the same with ashes, sand or some other suitable substance; but no person shall sprinkle, spread or place, or cause to be sprinkled, spread or placed, any salt or like substance on the road or carriage-way of any public highway or street within the said Village, with the intent or for the purpose of melting or dissolving any snow, ice or dirt, which may have accumulated on any road or carriage-way of any such street or public highway. By-law 467, s. 16.

If snow not removed, Road Overseer to have it removed and prosecute the offender.

17. In case the said snow, ice and dirt, have not been so removed from the sidewalks and gutters, drains or water-courses adjoining any premises in the Village of Parkdale, within twenty-four hours after any fall of snow, rain or hail, it shall be the duty of the Road Overseer, or other person appointed for that purpose, to give information and prosecute the parties in default, if resident within the said Village; and also forthwith to cause the said snow, ice and dirt to be removed, at the expense of the Corporation, and to keep an account of all expenses so incurred, and of the properties in respect of which such moneys have been expended, and the names of the owners and occupants thereof on the last revised Assessment Roll; and to make a return to the Clerk of the Municipality on the first day of January, April, July and October in each year, of all expenses incurred, as aforesaid, during the preceding quarter, with the number on the last revised Assessment Roll of the property in respect of which the said expense was incurred, and the names of the owner and occupant thereof, as appearing on the said roll; and the said Clerk shall, in a book to be kept by him for that purpose, charge against each such parcel of land the unpaid balance of such assessment, and cause the sum to be collected in the same manner as other Municipal Taxes.

A return to be made to the Village Clerk of expenses incurred in removal of snow.

Expenses of removing snow to be collected in same manner as other municipal taxes.

Snow to be removed from the roofs of buildings.

18. Every occupant, and in case there is no occupant, the owner of every house, shop or building, and every person having the charge or care of any church, chapel or other public building, abutting on or erected within ten feet of any public street, thoroughfare, sidewalk or pavement, shall whenever snow or ice shall accumulate on the roof or eaves of his house or building as aforesaid, to an extent that shall be dangerous to persons passing, cause the same to be forthwith removed therefrom, and every person while removing the same shall take due and proper care and precaution for the warning and safety of persons passing.

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## REMOVING BUILDINGS.

19. No person shall remove, or cause or permit to be removed, or assist in removing, any building into, along or across any street or side walk in the said Village, without having first obtained leave in writing from the Board of Works.

Buildings not to be removed without leave of the Board of Works.

## CORDWOOD AND COAL.

20. No person shall throw or pile cordwood, firewood or coal upon any paved or planked sidewalk or boulevard in the said Village, or shall saw or split cordwood or firewood upon any street, sidewalk or boulevard in the said Village, and no person shall stand on any such sidewalk or boulevard with his wood-saw and horse, so as to obstruct a free passage for foot passengers or cause injury to the grass or trees. Nor shall any person being the owner of any cordwood, firewood or coal, which has been thrown or piled upon any street in the said Village, permit the same to remain upon such street for a longer time than two hours, so as to obstruct the free use thereof.

Wood or coal not to be placed on the sidewalks.

Wood-cutters not to obstruct the sidewalks.

## MERCHANDIZE.

21. No person shall place any goods, wares, or other merchandize, or other articles of any kind, upon any street, or upon any sidewalk, or hang or expose any goods, wares, or merchandize or other articles, outside of any house, shop, warehouse or other building, which shall project over any portion of the sidewalk of any street or over any street of the said Village. But the provisions of this section shall not be construed to interfere with the use of a portion of such street or sidewalk for a reasonable time during the taking in or delivery of merchandize or other goods, or prevent the Board of Works from granting written permission to construct platforms across the drains, gutters, or water courses, on any of the streets of the said Village where such Board may deem it necessary or advisable to grant such permission for facilitating the reception or delivery of merchandize or other goods, provided such permission in all cases reserves to the said Board the right to withdraw the same whenever the said Board may deem it advisable.

Merchandize not to be placed on the streets or sidewalks.

Goods not to be exposed on the outside of shops.

Reception or delivery of merchandize.

Board of Works may grant permission to erect platforms across the drains to facilitate the reception or delivery of merchandize.

## AUCTIONS.

22. No person, without first having obtained leave from the said Board of Works, shall sell by auction upon any of the streets or sidewalks of the said Village, any horses, carriages, furniture, or any other article whatsoever.

Auctions prohibited in the streets.

NOISES.

Advertising sales by street crying.

23 No person shall advertise any sale of merchandize, furniture, or any other article or any matter, by the ringing of any bell, blowing of any horn, crying, hallooing or creating any other discordant noise, in any of the streets of the said Village, or on the steps of any house or other premises open to the public street, whereby the public are liable to be subjected to inconvenience and annoyance: Provided always, that nothing contained in this clause shall be construed to extend to any party duly appointed and authorized by the said Municipal Council to follow the calling of Public Crier or Bellman.

The Bellman.

EXCAVATIONS.

Excavations not to be made without leave of the Board of Works.

24. No person or persons shall break, tear up, or remove any planking, pavement, sidewalk, curbing, macadamizing, or other road surface, or make any excavation in, or under, or pile any building material on any street, sidewalk or boulevard of the said Village, for the purpose of building or otherwise, without first having the said sidewalk and boulevard carefully covered with planking to protect the same from damage, and without having first obtained a proper permit or license from the said Board of Works to do; and such permit being granted the same shall be done under the direction of the Board of Works, and shall, under the same inspection, be replaced, relaid and made good by the parties who may have required to have the same removed; and such removal shall not be allowed to continue any longer than is absolutely necessary:

Excavations to be under the direction of the Board of Works.

In every case where the said Board of Works may see fit to grant permission as aforesaid, the party to whom the same is granted shall be held responsible for any and all accidents that may occur to any person or property by reason thereof, and shall keep and maintain such lights and watchmen, and shall take such further care and precaution as may be necessary for the protection and safety of the public.

Party making excavations to be responsible for accidents, and to keep lights and watchmen.

REMOVAL OF GRAVEL, SAND, OR EARTH.

Gravel or sand not to be removed without permission.

25. No person shall take or carry away, any turf, earth, or sand from any street laid out in the said Village, or from any vacant lot belonging to the Corporation, without having first obtained permission from the Committee of the Council having authority to grant the same.

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ENCROACHMENTS, AWNINGS, AND SIGNS.

26. No person shall, without having first obtained leave from the said Board of Works, construct, place or make any movable traps, or doors, for the purpose of entrance to any cellars or premises under any building or place, or make any steps or porches or other entrances to buildings which shall in anywise encroach upon the sidewalks or streets of the said Village.

Doors, steps, porches or other entrances to buildings not to encroach on the sidewalk.

27. No person shall erect or continue any awning, sign, sign-post, hanging or swinging sign, which shall in any way extend over any street or sidewalk in the said Village, unless a plan thereof shall be first submitted to and approved of by the said Board of Works.

Awnings or signs not to extend over the sidewalk without the permission of the Board of Works.

28. It shall and may be lawful for any person or persons appointed by the said Municipal Council of the said Village for that purpose, after fourteen days' notice in writing served on the owner or occupier of any premises before which such last mentioned awning, sign, sign-post, hanging or swinging sign exists, to cause the same to be removed, and no person or persons shall obstruct or impede such person or persons so appointed in the due execution of the provisions of this section.

If awnings or signs are not removed after notice, an officer of the Village may remove them.

CLIMBING AND DEFACING.

29. No person shall be allowed to climb on any of the lamp-posts in the streets or parks, or on or into any of the trees or fences of the boulevards, parks or public places of the said Village, or upon any of the railings or fences along any of the streets of the said Village.

Climbing lamp-posts, trees, or fences.

30. No person shall deface or disfigure any public or private buildings, wall, fence, railing, sign, monument, post or other property in the said Village, by cutting, breaking, daubing with paint or other substance, or shall in any other way injure the same.

Defacing or injuring buildings or other property.

FIRE AND FIREWORKS.

31. No person shall set fire to any shavings, chips, straw or other combustible matter for the purpose of consuming the same in any of the streets or parks of the said Village, or in any enclosure within one hundred feet of any building, and no person shall carry fire through any of the streets or parks of the said Village, except in some covered vessel or metal fire-pan.

Fires not to be made in the streets or near any building, or carried through the streets, except in a fire-pan

Bonfires, fire-arms or fire-works prohibited in the Village without permission.

32. No person or persons shall make or light any fire or bonfire in any of the streets, squares, parks or public places of the Village, or shall fire or discharge any gun, fowling-piece or fire-arms, or shall set fire to any fire-works within the said Village, unless specially authorized by the Reeve or the Municipal Council, and no person or persons shall light, set off, or throw any fire-cracker, squib, serpent, or other noisy, offensive, or dangerous substance or fireworks in any of the streets, squares, parks, or public places of the Village.

#### THROWING DANGEROUS MISSILES.

Throwing stones snow-balls or other missiles.

32. No person shall cast, project, or throw any stones, or balls of snow or ice, or other missiles dangerous to the public, or use any bow and arrow or catapult in any of the streets, parks or public places of the said Village.

#### INDECENCY.

Bathing.

34. No person shall bathe or swim along or near the piers, wharves or shores of the said Village, from the hour of seven o'clock in the morning to nine o'clock in the evening; nor shall any person indecently expose any part of his or her person in any public place, or in any of the streets, parks, or public places of the said Village, nor shall the plea of answering the call of nature be considered a palliation of the offence.

Indecent exposure.

Indecent writings or pictures on the walls.

35. No person shall post or put up any indecent placard, writings or pictures, or write any indecent or immoral words, or make any indecent pictures or drawings on any public or private building, wall, fence, sign, monument, post, sidewalk, or pavement in any of the said streets, parks, or public places of the said Village.

#### INTERPRETATION.

Construction of the word "street."

36. Whenever the word "street" or "streets" is mentioned in this By-law, it shall be understood and construed as including all highways, thoroughfares, lanes, roads, alleys, avenues, bridges, courts, court yards, commons, public squares, and public places; and shall be also understood as including the sidewalks and boulevards unless the contrary is expressed, or such construction as would be inconsistent with the manifest intent of this By-law.

#### PENALTY.

Penalty.

37. Any person or persons guilty of an infraction of any of the provisions of this By-law, shall upon conviction

before the Reeve, or any Justice or Justices of the Peace, on the oath or affirmation of any credible witness, forfeit and pay at the discretion of the said Reeve, Justice or Justices convicting, a penalty not exceeding the sum of fifty dollars for each offence, exclusive of costs, and in default of payment thereof forthwith, it shall and may be lawful for the Reeve, or Justice convicting as aforesaid, to issue a warrant under his hand and seal, or in case the said Reeve and Justice or Justices, or any two or more of them are acting together therein, then under the hand and seal of one of them; to levy the said penalty and costs, or costs only, by distress and sale of the offender's or offenders' goods and chattels; and in case of no sufficient distress to satisfy the said penalty and costs, it shall and may be lawful for the Reeve, Justice or Justices convicting as aforesaid, to commit the offender or offenders to the Common Gaol, with or without hard labour for any period not exceeding six calendar months, unless the said penalty and costs be sooner paid.

Passed 5th March, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

⋮ L. S. ⋮

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### By-Law No. 5.

REPEALING BY-LAW NO. 4 RELATING TO SNOW,  
PASSED 5TH FEBRUARY, AND SUBSTITUTING  
THERE-FOR BY-LAW NO. 4, PASSED MARCH 5TH.

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### By-Law No. 6.

INSTRUCTIONS TO CLERK.

## By-Law No. 7.

A BY-LAW RELATIVE TO THE PUBLIC HEALTH  
OF THE VILLAGE OF PARKDALE.

Whereas, by an Act entitled "An Act respecting the Public Health," contained in the Rev. Stats. of Ont., cap 190, it is among other things enacted that the members of the Council of every incorporated Village shall be the Health Officers of their respective Municipalities, but that any such Council may, by By-law, delegate the powers of its members as such Health Officers to a committee of their own number, or to such persons, either including or not including one or more of themselves, as the Council thinks best.

R S. O. c. 190.  
s. 2. and 36 V.  
c. 43, s. 6, (Ont.)

And whereas, the Municipal Council of the Village of Parkdale has a Standing Committee of its own members, called the Board of Health, and it is considered advisable to delegate the said powers in the said recited statute mentioned, to the members of the said Council, who at the present time, or who shall from time to time, constitute the said committee;

See also Con.,  
Stat. Can. c.  
190 also 36 V. c.  
48. See 384  
(Ont.)

And whereas, by the Rev. Stats. of Ont., cap. 174, sec. 466, sub. sec. 23, power is given to the Council of every Incorporated Village to pass By-laws for providing for the health of the Municipality, and against the spreading of contagious or infectious diseases.

Therefore, the Municipal Council of the Corporation of the Village of Parkdale enacts as follows:

## HEALTH OFFICERS.

Delegation of  
the powers of  
members of the  
Council as  
Health Officers,  
to the Board of  
Health.

1. All the powers and authorities conferred upon or vested in the members of the Municipal Council of the Village of Parkdale, by the said recited statute, or by any other statute heretofore, or hereafter to be enacted, as Health Officers of the said Village, are hereby delegated to the members of the said Council, who shall from time to time be the members of the Standing Committee of the said Municipal Council, designated the Board of Health.

## HEALTH INSPECTORS AND THEIR DUTIES.

2. The Constables of the Municipality shall act as Health Inspectors under the direction of the Board of Health, and shall hold office, as such, during the pleasure of the Council, and their duties as Health Inspectors shall be as follows: subject always to such directions as aforesaid:

Appointment of Health Inspector and their duties.

(1). To keep a vigilant supervision over all the lanes, by-ways, vacant lots and all premises within the village, upon which any accumulation of dung, manure, offal, filth, refuse, stagnant water, or other matter or thing of deleterious nature, may be found, and at once to notify the Board of Health, and when required by the said Board or any member thereof, to examine the same and notify the parties who own or occupy such premises to remove the same.

To keep a general supervision over the cleanliness of the Village.

To notify parties to remove filth &c.

(2). To make a report of such examination in the "Form A" to this By-law annexed, and if the same be not removed within twenty-four hours after notice thereof, as aforesaid, to lodge information with the Reeve of the village, or any Justice of the Peace presiding as such for the time being, to the end that proceedings may be immediately taken against the parties so offending, in accordance with the provisions of this By-law; and it shall be in his discretion to cause the same to be removed.

To lodge an information against persons refusing to remove filth &c.

(3). To visit the premises of all butchers and all slaughter-houses when required so to do by the Board of Health, or by any Health Officer, and report to the said Board or to some member thereof the result of such visits immediately thereafter.

To visit butchers premises and slaughter houses.

(4). To make all necessary arrangements for removing all decaying animal or vegetable matter, manure, house dirt, offal, or other offensive or unsightly matter from the streets or other public places, at the expense of those who placed such matter as aforesaid in such street or public place, in accordance with section twenty-three (23) of this By-law.

To arrange for the removal of all filth &c.

(5). To see that the provisions of the several sections of this By-law are strictly enforced, and generally to obey and carry out the intentions and directions of the Board of Health in matters relating to the Public Health.

To enforce the provisions of this By-Law and to obey and carry out the instructions of the Board of Health.

## MEDICAL HEALTH OFFICER.

3. In addition to the appointment of Health Inspectors, as hereinafter provided, it shall be lawful for the Council,



when it is deemed indispensable for the preservation of the public health, and the more promptly and effectually to carry into effect the sanitary conditions of this By-law, to appoint one or more members of the medical profession to be Medical Health Officer or Officers, to hold office during the pleasure of the Council, and whose duties and remuneration shall be specially defined from time to time by resolution of the Council or the said Board of Health.

Appointment of  
Med. Health  
Officer.

Cleaning of pub-  
lic streets.

4. The duty for providing for the cleaning of all public streets, lanes and alleys in the Village, shall hereafter be performed by the said Board of Health, and it shall also be the duty of the said Board to cause the said streets, lanes and alleys to be kept clean of all rank grass and noxious weeds.

Health Inspect-  
ors to examine  
into sources of  
filth and causes  
of sickness and  
to remove or  
prevent the  
same.

5. The Medical Health Officer under the direction of the said Board shall examine into all nuisances, sources of filth, and causes of sickness, within the Village, that may in its opinion be injurious to the health of its inhabitants, and shall cause to be destroyed, removed, or prevent the same, as the case may require.

Committee to  
grant permits  
to remove  
nuisance.

6. The Board of Health may grant permits for, or restrain the removal of, any nuisance, infected articles or offensive matter, within the said Village, when they consider it safe and proper for the public safety so to do.

Committee or  
its officer may  
enter premises  
or buildings in  
the prosecution  
of their duties.

7. Whenever it shall appear necessary to the said Board of Health or any of its officers, for the preservation of the public health, or for the abatement of any nuisance, or upon the receipt of the said committee of a notice signed by two or more inhabitants of the said Village, stating the condition of any building in the said Village to be so filthy as to be a nuisance, or injurious to health, or that upon any premises within the said Village, there is any foul or offensive ditch, gutter, drain, privy, cesspool or ash-pit, kept or constructed so as to be a nuisance or injurious as aforesaid, or that upon any such premises, any accumulation of dung, manure, offal, filth, refuse, stagnant water or other matter, or thing, are, or is kept or permitted to remain so as to be a nuisance or injurious as aforesaid, the said committee, or any two of its officers, shall have full power and authority to enter such building or premises for the purposes of examining the same, and if necessary to order the removal of any such matter or thing as aforesaid; and if any proprietor or his lawful agent or representative having charge of, or control of such premises, or the occupant or any other person hav-

Owners or ten-  
ants to remove  
nuisance or in-  
jurious matter  
within twenty-  
four hours of  
notice to do so.

ing any legal or equitable interest therein, after having twenty-four hours' notice from the said committee or any of its officers, to remove or abate such matter or thing as aforesaid; shall neglect or refuse to remove or abate the same, he shall be subject to the penalties of this By-law; and in case any similar nuisance shall be repeated by any such proprietor, agent or occupant of any premises, the said committee, without any further notice to the parties so offending, may in their discretion remove, or cause to be removed or abated, such nuisance or injurious matter, and the costs and expenses thereof shall be forfeited by the persons hereinbefore mentioned, in addition to the penalties of this By-law; provided always, that such costs, expenses and penalties shall not exceed the sum of fifty dollars.

If nuisance is repeated, party is liable to penalties of this By-law, and it may be immediately removed at their expense.

8. The notice mentioned in the preceding section of this By-law may be in the form "B" to this By-law annexed, and if the premises are occupied, shall be served on the occupant or some servant or member of his family, and if the premises are vacant, the same notice shall be served on the owner of the premises, his agent or representative, or left at his or their last or usual place of abode.

9. Any Health Officer, Market Inspector, or Constable, may and shall seize and destroy any tainted and unwholesome meat, poultry, fish, or other article of food exposed or offered for sale in the Village of Parkdale.

Tainted or unwholesome food to be seized and destroyed.

#### SLAUGHTER HOUSES.

10. No slaughter-house shall be erected, opened, continued, or used in the Village of Parkdale, unless and until the person opening or using the same shall have satisfied the Medical Health Officer that such slaughter-house or building is situated, at least, one hundred feet from any public street, and three hundred feet from any residence or dwelling, except that of the owner of such slaughter-house, and that it is in no manner injurious to the public health, and shall have obtained from such Medical Health Officer a certificate of compliance with the regulations contained in this and the three following sections of this By-law.

No slaughter house to be erected or used unless satisfactory to Medical Health Officer.

Certificate of compliance with regulations to be obtained

11. No butcher or other person shall kill or slaughter any beeves, calves, sheep, or other animals within the said Village, unless it is shown to the Medical Health Officer that the house, yard, pen or place where such killing shall take place is paved or laid with stone-flag or tile, and the same inlaid with cement or otherwise constructed so that the floor is impervious to water, and the floor in every such

To be to the satisfaction of Health Officer.

How to be constructed.

Removal of  
offal, &c.

case made with a descent towards a gutter, which shall pass through the same, and leading to a tub or reservoir which shall be placed to receive the blood and offal passing therein, which shall be kept closely covered and emptied, in conformity with section twenty-one of this By-law, at the end of each day, when killing has been done on the premises at such place, that no offensive effluvia may arise therefrom.

No swine to be  
allowed in  
connection.

12. No swine shall be allowed to have access to any such slaughter-house or to any yard connecting therewith.

To be properly  
cleaned at regu-  
lar periods.

13. Every slaughter-house or building so used shall be lime whitewashed inside, at least once in each week between the first day of April and the first day of November in each year, and shall also be supplied with a hydrant or pump and well, having a sufficient supply of water for the purposes of keeping the same clean and free from smell, and shall also at all times have a printed copy of these regulations relating to slaughter-houses hung up or exposed in some conspicuous part of such building or premises, together with the certificate of the Medical Health Officer, that the same have been complied with, for which certificate a fee of one dollar shall be paid to the said officer.

Certificate to be  
for one year,  
ending Dec. 31.

14. The certificate mentioned in the tenth section shall be in force for one year only, and shall expire on the thirty-first day of December, of the year for which it is granted, but shall be subject to revocation at any time by order of the Board of Health on proof of non-compliance with its conditions.

#### PRIVY-VAULTS AND CESSPOOLS.

No privies or  
cesspools to be  
permitted. See  
Rev. Stats. Ont.,  
cap. 174, sec. 466  
sub-sec. 16.

To be filled up.  
See Rev. Stats.  
Ont., c. 174, sec.  
466, s.s. 30.

If not cleansed  
and filled officer  
may enter upon  
premises and  
cause it to be  
done.

And collect  
costs in the same  
manner as  
taxes or other-  
wise.

15. No privy-vault or cesspool shall be constructed, continued or used in the Village of Parkdale, and all privy-vaults or cesspools already constructed or in use shall be properly cleansed and filled up on or before the first day of June next after the passing of this By-law; and in case any such privy-vault or cesspool has not been so cleansed and filled up within the time limited by this By-law, the Board of Health or any of its officers may enter upon the premises and cause such cleansing and filling up to be properly done, and the expense thereof may be recovered with costs by action or distress from the occupant or owner of such premises; and in case of non-payment thereof the same may be recovered in the same manner as the Municipal taxes for the year, and such occupant or owner shall also be liable to the penalties of this By-law.

16. All privies shall be constructed with a tight floor, box or drawer, so that no noxious matter can escape, and in such a manner that the matter contained therein can be easily deodorised with dry earth, coal ashes or other absorbent, and some such dry earth or other absorbent shall be used or thrown in, each time the closet is made use of, and the contents thereof shall be removed as often as occasion may require.

Privies, how to be constructed. Rev. Stats. Ont., c. 174, s. 466, ss. 49.

17. Whenever any privy shall become offensive the same shall be cleansed, and the owner, agent, occupant, or other person having charge of the land on which any privy may be situated, the state or condition of which is in violation of the provisions of this By-law, shall remove, cleanse, alter, amend or repair the same within such reasonable time after notice in writing to that effect, given by the said committee or any of its officers, and in case such privy has not been properly removed, cleansed, altered or repaired, within the time limited by such notice, the said committee or any two of the officers may enter upon the premises and cause the said privy to be removed, cleansed, altered or repaired, and the expense of such removing, cleansing, altering or repairing may be recovered with costs, by action or distress, from the occupant or owner of such premises, and in case of non-payment thereof the same may be recovered, with cost of action, in the same manner as the municipal taxes of the year, and such occupant or owner shall also be liable to the penalties of this By-law.

Offensive privies to be cleaned, removed or repaired.

If not cleaned or removed after notice, may be cleaned at owners expense. Rev. Stats. Ont., c. 174, s. 466, ss. 50.

Recovery of costs.

REMOVAL OF NIGHT SOIL OR OTHER OFFENSIVE MATTER.

18. No person shall convey or cause to be conveyed through the streets of the Village of Parkdale, any swill, night-soil or other filth or offensive matter, except under general regulations to be prescribed by the said Board of Health, and any person contravening such general regulations shall be subject to the penalties of this By-law.

No filth or noxious matter to be conveyed thro' the street, except as authorised by this by-law.

19. It shall not be lawful for any person or persons to deposit upon any of the streets or upon any land or lot within the said Village, any night-soil or other filth, or refuse matter of any kind, without the consent and under the direction of the said Committee or Medical Health Officer of the Village, unless such night-soil or other matter has been thoroughly deodorised.

Not to deposit night-soil or other filth in Village, unless properly deodorised.

20. It shall not be lawful for any person or persons within the said Village to permit or suffer the accumulation of any dung, manure, offal, filth, refuse, stagnant water or other offensive matter or thing upon his or her premises, or on any vacant lot belonging to him or her; or to place on any of the public lanes or by-ways, in front or in rear of their buildings or premises, any manure or other refuse, vegetable or animal matter, or any other dirt or filth which in the opinion of the Health Officers or any two of them, shall prove to be a nuisance.

Not accumula-  
tion of filth or  
offensive matter  
of any kind to be  
allowed.

21. No person or persons shall remove or carry in or through any of the streets, squares, courts, lanes, avenues, places or alleys of the said Village, any house dirt, offal, animal or vegetable or other refuse substances from any of the dwelling-houses or other places in or through the said Village, except between the hours of four o'clock A.M. and two hours after sunrise, during the months of May, June, July, August and September, stable manure excepted.

Dirt or refuse  
not to be carried  
through the  
streets except  
during certain  
hours specified.

22. No person or persons shall throw into or leave in or upon any street, court, square, lane, alley, or wharf, public enclosure, vacant lot, or any pond or body of water within the limits of the said Village, any dead animal, dirt, sawdust, soot, ashes, cinders, shavings, hair, shreds, manure, oyster, clam or lobster shells, waste water or filth of any kind, or any refuse animal or vegetable matter whatsoever; nor shall any person throw into or leave in the Lake or on the beach thereof, any dead animal, or other foul or offensive matter.

Dead animals,  
dirt, ashes or  
other refuse, not  
to be thrown on  
the streets or  
in the Lake.

23. If any of the substances mentioned in the preceding section shall be thrown or carried from any house, warehouse, shop, cellar, yard or other place, or left in any of the places specified in the preceding section, the owner and occupant of such house or other place as aforesaid, and the person who actually threw, carried or left the same, or who caused the same to be thrown, carried or left, shall severally be held liable for such violation of this By-law; and all such substances shall be removed from the place where they have been so thrown or left as aforesaid, by such owner or occupant, or other person, within four hours after personal notice to that effect, given by the Health Inspector, and the expense thereof borne by such owner or occupant, or such other person guilty of the act.

Liability for  
breach of pre-  
ceding section.

24. It shall be the duty of all officers, servants, workmen and agents of the Corporation to give all possible aid and assistance in their power to the Health Inspectors or any of the officers of the said committee.

All officers of  
corporation to  
assist the Health  
Officers or In-  
spectors.

25. Any person or persons guilty of an infraction of any <sup>Penalty.</sup> of the provisions of this By-law shall, upon conviction before the Reeve, or any Justice or Justice of the Peace, on the oath or affirmation of any one credible witness, forfeit and pay, at the discretion of the said Reeve, Justice or Justices convicting, a penalty not exceeding the sum of fifty dollars for each offence, exclusive of costs, and in default of payment thereof forthwith, it shall and may be lawful for the Reeve, or Justice convicting as aforesaid, to issue a warrant under his hand and seal, or in case the said Reeve and Justice or Justices, or any two or more of them, are acting together therein, then under the <sup>Distress in default of payment.</sup> hand and seal of one of them, to levy the said penalty and costs, or costs only, by distress and sale of the offender's or offenders' goods and chattels; and in case of no sufficient distress to satisfy the said penalty and costs, it shall and may be lawful for the Reeve, Justice or Justices convicting as aforesaid, to commit the offender or offenders to the <sup>Commitment in default of distress.</sup> Common Gaol, with or without hard labour, for any period not exceeding six calendar months, unless the said penalty and costs be sooner paid.

Passed 3rd April, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

.....  
L. S.  
.....

SCHEDULE OF FORMS.

FORM "A."

(SEE SECTION II, SUB-SECTION II.)

NO.

HEALTH INSPECTOR'S REPORT.

No.	Street.	House	owner (or occupant.)
In	condition		
Tenants	{ Males		
	{ Females		

## SCHEDULE OF FORMS.

## STATE OF PREMISES.

Privy	Yard	Cellar
Stable	Well	Lane

## PROXIMITY OF ABOVE.

From privy to well	feet
"    dwelling	"
From stable to "    "	"
"    well	"

## GENERAL REMARKS.

Locality, high or low.  
Water, good or bad.  
State of drainage.

PARKDALE, 18 .

This is to certify and declare that I have examined the premises above mentioned, in accordance with the provisions of By-law No. 7, and that the state thereof is as I have described.

*Inspector.*

## FORM "B."

(SEE SECTION VIII.)

No.	:	No.	Time	o'clock	M.
PARKDALE,	:	PARKDALE,		18 .	
18 .	:				
No.	Street,	SIR,—You are hereby notified, in			
Mr.	owner,	compliance with the provisions of			
notified to remove	:	By-law No. , to cause to be re-			
filth (or other matter)	:	moved from the			
from	street	premises (owned or occupied) by			
within	hours.	on			
	:	street, all filth (or			
	:	other matter) within			
	:	hours from			
	:	this time and date, or in default, I			
	:	will cause the same to be done, and			
	:	the costs and expenses thereof to be			
	:	charged to you, in addition to any			
	:	penalty imposed by the said By-law.			

## By-Law No. 8.

RELATING TO TREASURER'S SURETIES.

## By Law No. 9.

TO PROHIBIT DOGS FROM RUNNING AT LARGE,  
AND TO TAX THE OWNERS OR HARBOURERS  
OF DOGS.

Whereas, by the R. S. O. Cap. 174, Sec. 461, Sub. Secs. 10 and 11. "The Council of every Incorporated Village may pass By-laws for restraining and regulating the running at large of Dogs, and for imposing a tax on the owners, possessors or harbourers of dogs, and for killing dogs running at large contrary to the By-laws.

Therefore, be it enacted by the Municipal Council of the Corporation of the Village of Parkdale :

1. That each and every inhabitant of the Village of Parkdale who shall own or harbour any dog or dogs, bitch or bitches, shall annually, on or before the 1st day of June, have the same registered, numbered, described and licensed for one year from that date, and shall pay the yearly sum or tax of one dollar for each and every dog or dogs by them owned or harboured, and the sum of two dollars for every bitch or bitches by them owned or harboured, and in addition to such tax, shall pay the Clerk of the Municipality, who is hereby authorized to make such registration and receive such tax above mentioned, the sum of twenty-five cents for each and every animal so registered, which shall be his fee for making such registration.

2. Each and every dog or bitch so licensed shall wear a collar, conspicuously bearing the name of the owner of such dog or bitch, and no such dog or dogs, bitch or bitches shall be allowed, under any circumstance, to be at large, unless accompanied by some person having it or them under perfect control, and the owner shall be liable for any damage or mischief, of which any such animal may be the cause.



3. Any dog or dogs, bitch or bitches, found at large contrary to the previous section of this By-law, may be captured by the constable or constables of this Municipality or may be captured by any other person and delivered to the constable, and if such dog or bitch shall not wear a collar with the name of the owner thereon, such dog or bitch shall be, after twenty-four hours, killed and for each animal so captured, the person or persons capturing the same shall receive the sum of twenty-five cents, and likewise for each animal so killed the constable shall receive the sum of twenty-five cents, such sum being paid by the Clerk out of the cash received as dog taxes, but if such dog or bitch shall wear a collar, bearing the name of the owner as required by section two of this By-law, the constable shall immediately notify such owner and he or she shall, within forty-eight hours of notice, pay or cause to be paid to the Village Clerk, the sum of one dollar and fifty cents for every dog or bitch, on payment of which the Clerk shall give an order on the constable to have such dog or bitch delivered to such owner; and the constable and party capturing such animal, and also the Clerk, shall each receive the sum of twenty-five cents out of the dollar and a half collected.

Dogs found at large to be killed if not claimed within twenty-four hours.

Redemption fees

Dogs may be sold.

4. If the owner refuse or neglect to pay the sum called for by the previous section of this By-law, within the time mentioned, such dog or bitch shall be sold or destroyed.

Dog that cannot be captured may be killed

5. It shall be the duty of the constables of this Municipality to see that all the provisions of this By-law are strictly enforced and carried out, and they have hereby the power to kill any dog or bitch that they cannot capture if found at large contrary to this By-law.

Penalty.

6. Any person or persons guilty of an infraction of any of the provisions of this By-law, shall, upon conviction before the Reeve or any Justice of the Peace, on the oath or affirmation of any creditable witness, forfeit and pay, at the discretion of the said Reeve or Justice, convicting, a penalty not exceeding the sum of twenty dollars, for each offence, exclusive of costs and damages, and in default of payment thereof, may be committed to the common goal, with or without hard labour, for any period not exceeding one calendar month.

Passed March 26th, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

.....  
L.S.  
.....

By Law No. 10.

BY-LAW TO PROVIDE FOR GRADING AND THE CONSTRUCTION OF SIDEWALKS WITHIN THAT PORTION OF PARKDALE LYING BETWEEN QUEEN STREET ON THE NORTH, DUFFERIN ON THE EAST, KING STREET ON THE SOUTH, AND COWAN AVENUE ON THE WEST.

By-Law No. 11.

BY-LAW TO ENCOURAGE THE PLANTING, AND TO PROVIDE FOR PROTECTION OF TREES, &c.

Be it enacted by the Municipality of the Village of Parkdale:

That sections 3 and 4 of chapter 187 of the Revised Statutes of Ontario, entitled an Act to encourage the planting of trees along highways, be applicable to the Village of Parkdale.

Passed March 26th, 1879.

(Signed), JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

.....  
L. S.  
.....

*The following is a copy of the Act above referred to:*

CHAPTER 187.

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The word "highway," whenever it occurs in this Act, shall be held to mean and include any public highway, street, road, lane, alley, or other communication, as well as any public place or square. 34 V. c. 31, s. 6. Interpretation of the word "highway."

By-law necessary to make this Act apply to Cities, Towns, &c.

2. Sections three and four of this Act shall not apply to incorporated Cities, Towns and Villages, unless the Council thereof first passes a by-law making the same apply thereto. 34 V. c. 31, s. 6.

Property of trees on highways vested in the owners of adjacent lands.

3. For the purpose of this Act, every shade tree, shrub and sapling now growing on either side of any highway in this Province shall, upon, from and after the passing of this Act, be deemed to be the property of the owner of the land adjacent to such highway opposite to which such tree, shrub or sapling is. 34 V. c. 31, s. 1.

Planting trees.

4. Any person owning land adjacent to any highway may plant trees, shrubs or saplings on the portion thereof contiguous to his land; but no tree, shrub or sapling shall be so planted that the same is or may become a nuisance in the highway or obstruct the fair and reasonable use of the same.

Property in

(2). Every tree, shrub or sapling so planted in any highway shall for the purposes of this Act be deemed to be the property of the owner for the time being of the land whose owner planted the same. 34 V. c. 31, s. 2.

Injuring trees.

5. Any person who ties or fastens any animals to any such tree, shrub or sapling so growing or planted upon any highway, or who injures or destroys, or suffers or permits any animal in his charge to injure or destroy, or who removes any such shrub, tree or sapling, or receives the same knowing it to be so removed, shall, upon conviction thereof before a Justice of the Peace, forfeit and pay such sum of money not exceeding twenty-five dollars besides costs, as such Justice may award, and in default of payment the same may be levied of the goods and chattels of the person offending, or such person may be imprisoned in the Common Gaol of the County within which the Municipality is, for a period not exceeding thirty days.

Penalty.

(2). One-half of such fine shall go to the person laying the information, and the other half to the Municipality within which such tree, shrub or sapling was growing. 34 V. c. 31, s. 4.

[See also Revised Statutes, c. 174, s. 454. (16).]

## By-Law No. 12.

### A BY-LAW TO PROVIDE FOR THE APPOINTMENT OF A POUND-KEEPER, AND TO REGULATE THE POUND OF THE VILLAGE OF PARKDALE.

Whereas, it has been found necessary to appoint a pound-keeper for the Village of Parkdale, and to regulate his duties, and to restrain and regulate the running at large of certain animals, and to provide for impounding the same; and further, to provide for sufficient yards and enclosures for the safe-keeping of such animals, as it may be the duty of the pound-keeper to impound:

Therefore, the Municipal Council of the Village of Parkdale enacts as follows:

1. There shall be one common pound established in the Village of Parkdale, that is to say on the plot of ground, situate on the south-west corner of Queen and Dufferin streets. Provided always, that whenever such common pound is not secure the pound-keeper may confine any animals, liable to be impounded, in any enclosed space within the limits of such pound-keeper's District.

To establish a common pound.

2. The Municipal Council shall, from time to time as the occasion may require, appoint one responsible person to serve in the office of pound-keeper hereinbefore established, who shall hold his office during the pleasure of the Council, and be generally under the supervision and direction of the same.

Council to appoint a pound-keeper.

3. It shall not be lawful for any person or persons to suffer his, her, or their horses, cows, cattle, goats, sheep, swine, ducks, geese, or other poultry, or pigeons to run or be at large or pasture, whether in charge of a caretaker or otherwise, except within good and proper enclosures, within the limits of the said Village, and any person impounding any animal for being or running at large or pasturing shall for his loss of time, care or trouble in impounding such animal, and on delivery of same to the pound-keeper, be entitled to receive from such pound-keeper the sum of twenty-five cents for each animal so impounded by him and delivered to such pound-keeper, and the said pound-keeper shall pay the same, and the amount so paid shall be added to the fees of such keeper and be considered to be a part of such fees.

Animals running at large to be impounded.

Person impounding the same to receive twenty-five cents.

Pound-keeper to impound all animals delivered to him.

4. It shall be lawful for any pound-keeper of the said Village, duly appointed as aforesaid, to impound any of the animals mentioned in the third section of this By-law, on delivery thereof to him for that purpose by any person or persons; or if found running or being at large or pasturing as aforesaid within the limits of the said Village, and he is hereby required to impound all such animals; and also to impound all horses, cows, cattle, sheep, goats or swine, ducks, geese, or other poultry, or pigeons, that shall trespass on the land of any person or persons within the said Village, or on any of the boulevards thereof, and to detain the same until the owner or owners thereof shall have paid over and above any claim for damages for the trespass and the charges, or over and above the penalty alone, when no trespass has been committed, the sum following: For every horse or head of cattle, pig, sheep or goat, one dollar, and for every duck or goose, or pigeon, ten cents, which shall go to the pound-keeper as, and for his fee, for impounding the same, and a further sum of twenty-five cents for loss of time, care and trouble of the person or persons impounding the same.

Owner to pay damages.

Pound-keeper's fees.

Pound-keeper's duties.

5. Whenever any animals have been trespassing or running or being at large or pasturing, contrary to the provisions of this By-law, shall have been impounded; it shall be the duty of the pound-keeper, daily to furnish such animals with good and sufficient food, water and shelter, during the whole time that such animals shall continue impounded, and for so doing he shall be entitled to demand and receive the following allowance over and above his fees as pound-keeper as hereinbefore provided, namely: For every horse, fifty cents per day; for every head of cattle, thirty cents per day; for every sheep, pig, or goat, twenty-five cents per day, and for every duck or goose, or pigeon, five cents per day.

Allowance provided for pound-keeper.

Fees may be recovered with costs.

6. The fees, value or allowance as aforesaid may be recovered with costs by summary proceeding before the Reeve, or any Justice of the Peace, in like manner as fines, penalties or forfeitures for breach of any By-law of the said Municipality, may, by law, be recovered and enforced by a single Justice or the Reeve.

Pound-keeper subject to the penalties of this By-law.

7. In case any pound-keeper who impounds or confines any such animal as aforesaid, refuses or neglects to pay to the person delivering any such animal to him, the sum of twenty-five cents for such animal so impounded, or to find, provide and supply the animal with good and sufficient food, water or shelter, he shall be subject to the penalties of this By-law.

8. The person distraining or impounding any animal for trespass or doing damage, shall, at the time, or within twenty-four hours thereafter, deliver to the pound-keeper duplicate statements in writing of his demand against the owner for damages (if any), not exceeding twenty dollars done by such animal, and shall at the same time give his written agreement under seal with a surety (if required by the pound-keeper) in the form following, or in words to the same effect:

Person to deliver statement for damages to Poundkeeper.

I (or we) do hereby agree that I (or we) will pay to the owner of the (describe the animal) by me, A.B., this day impounded, all costs to which the said owner may be put, in case the distress by me, the said A. B. proves to be illegal, or in case the claim for damages now put by me, the said A. B. fails to be established.

Written agreement

9. In all cases the pound-keeper shall, within forty-eight hours, and not before twenty-four hours, after the distress shall have been impounded, cause a notice thereof, in writing, to be affixed on each of the pound-gates, which notices shall give a particular description of the distress, and shall specify when and where the same is to be sold; and if the owner of such distress, or some other person on his or her behalf, shall not, within fifteen days after such notice shall have been affixed as aforesaid, redeem the same by paying the charges of the pound-keeper, and the penalty and damages imposed, if any, it shall be lawful for such pound-keeper to cause such distress to be sold, and after deducting his own charges, to pay the damages, if any, to the person entitled thereto, and the penalty to the Clerk, who shall immediately pay over the same to the Treasurer of the said Village, for village purposes, and the overplus, if any, to the owner or owners of such distress, if known, if not known, to the Clerk, who shall pay over the same to the Treasurer, and if not claimed within three months after being received by the Treasurer, the same shall be applied by him to village purposes.

Pound-keeper to affix a notice on each of the pound gates.

Animals may be sold if not redeemed within fifteen days after notice.

10. If the owner of any distress taken doing damage, or any person on his or her behalf, shall appear and dispute the amount of damage claimed, it shall and may be lawful for the pound-keeper to apply to the Reeve or to any one of the Council of the said Village, who is hereby authorized and required forthwith to summon three disinterested inhabitant householders, and such persons, or any two of them, shall, within twenty-four hours after notice of their appointment, as aforesaid, view the ground upon which the animal was found doing damage, and appraise the damage

If owner dispute damage claimed, the Reeve or Council to appoint three persons to appraise damage done.

committed, and the determination of the majority of them shall be conclusive as to such damages, and they shall, within twenty-four hours after having made the view, give, in writing to the pound-keeper, a statement of the amount of damages so assessed by them, and of their lawful fees and charges.

Penalty of neglecting duty.

11. Any such fence-viewer neglecting his duty as arbitrator as aforesaid shall incur a penalty of two dollars, to be recovered for the use of the said Village by summary proceeding before a Justice of the Peace upon the complaint of the party aggrieved, or of the Clerk of the said Village.

Owner of animal to pay penalties.

12. The owner of every animal mentioned in the third section of this By-law and taken running or being at large, or being pastured either with or without a caretaker in the limits of the said Village, shall pay the following penalties over and above the charges of the pound-keeper, that is, to say for every horse, cow, or other head of cattle, or pig, two dollars; for every sheep or goat, one dollar, and for every goose, duck or other poultry or pigeon, ten cents, to be recovered before the Reeve, or other Justice or Justices of the Peace, either upon the confession of the party complained of, or upon proof, on oath, of one or more credible witnesses.

Penalty.

Lawful for any one to drive animal to pound.

13. It shall be lawful for any one to drive any animal mentioned in the third section of this By-law, if found running or being at large, or pasturing as aforesaid within the limits of the said Village, to the said pound, and it shall be the duty of the pound-keeper to impound the same until the pound-keeper's fees and charges, including fees paid to party impounding as allowed by the fourth section of this By-law, have been paid; and the pound-keeper shall proceed in the same manner with such distress, and pay over the penalty in the same manner as directed by the ninth section of this By-law.

Pound-keeper's allowance.

14. The pound-keeper shall be allowed over and above the fees mentioned in the fourth sections of this By-law, the following fees, that is, to say:

For posting the requisite notice as by the ninth section of this By-law is provided, fifty cents.

For attending for the summons and serving the same on the appraiser of damages, seventy-five cents.

And for every sale of distress, fifty cents, and no more.

15. It shall be the duty of the Clerk to furnish the pound-keeper with a book, in which he shall enter the number and description of every animal impounded by him, with the name of the person who took or sent the same to be impounded, the day and hour on which he received the same, the day and hour on which the same was redeemed, and the amount of damages or penalty, and fees paid by the party redeeming the same, or the proceeds of the sale (if any made), and each pound-keeper shall, on or before the first day of every month in the year, make a return to the said Clerk in writing of the number and description of all distresses received by him during the month preceding each return, with the names of the persons taking the same to the pound, the day when the same was received by him, the amount received, and when the same was redeemed, and any other information he may deem necessary, which return shall be verified on oath, and shall be in the usual form of pound-keeper's returns.

Clerk's duty.

Pound-keeper to make a return to the Clerk every month.

16. Every pound-keeper shall, when making his monthly returns, pay over to the Clerk, and the Clerk shall pay over to the Treasurer all moneys received during the month, which are directed by this By-law to be paid to the said Clerk, and shall at all times produce his book for the inspection of the Reeve, or of any member of the Council, upon request made for the purpose.

Pound-keeper to pay all monies to the Clerk.

17. Every pound-keeper, before entering on the duties of his office, shall give a bond to the Corporation of the Village of Parkdale in the penal sum of one hundred and sixty dollars, together with two sufficient sureties of eighty dollars each, upon condition that the said pound-keeper shall well and faithfully discharge the duties of his office, and shall regularly pay over all monies which may come into his hands as such pound-keeper.

Pound-keeper shall give a bond to the Corporation.

18. Any pound-keeper guilty of an infraction of any of the provisions of this By-law shall, upon conviction before the Reeve, or any Justice or Justices of the Peace, having jurisdiction in the said Village of Parkdale, on the oath or affirmation of any credible witness, forfeit and pay, at the discretion of the Reeve, Justice or Justices convicting, a penalty not exceeding the sum of fifty dollars for each offence, exclusive of costs, and in default of payment thereof forthwith, it shall and may be lawful for the Reeve, or Justice convicting as aforesaid, to issue a warrant under his hand and seal, or in case the said Reeve and Justice or Justices, or any two or more of them, are acting together therein, then under the hand and seal of one of them, to

Penalty.



## TO PROHIBIT THE SALE OF INTOXICATING LIQUORS.

levy the said penalty and costs, or costs only, by distress and sale of the offender's or offenders' goods and chattels; and in case of no sufficient distress to satisfy the said penalty and costs, it shall and may be lawful for the Reeve, Justice or Justices convicting, as aforesaid, to commit the offender or offenders to the Common Gaol with or without hard labour, for any period not exceeding six calendar months, unless the said penalty and costs be sooner paid; and further, the said Reeve, Justice or Justices convicting as aforesaid, shall have power, if he or they see fit, to suspend such pound-keeper from his office until the pleasure of the Council shall be made known therein.

Passed April 23rd 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

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L. S.  
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### By-Law No. 13.

#### A BY-LAW TO PROHIBIT THE SALE OF INTOXICATING LIQUORS WITHIN THE MUNICIPAL CORPORATION OF THE VILLAGE OF PARKDALE.

Whereas it is considered desirable and proper that the sale of intoxicating liquors should be entirely prohibited within the said Village, therefore

Be it enacted by the Municipal Council of the Corporation of the Village of Parkdale, that the sale of intoxicating liquors and the issue of licenses therefor, is hereby prohibited within the said Village, under the authority and for the enforcement of "The Temperance Act of Ontario." Revised Statutes of Ontario, Chapter 182.

Passed April 26th, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed), J. B. McLACHLAN,  
*Clerk.*

.....  
L. S.  
.....

## By-Law No. 14.

ASSUMING LIABILITIES OF CONSTRUCTING SIDE-  
WALKS AND CROSSINGS ON THE COUNTY  
ROAD.

## By-Law No. 15.

RELATING TO DEBENTURES.

## By-Law No. 16.

TO DEFINE THE DUTIES AND REGULATE THE  
REMUNERATION OF THE ROAD-OVERSEER  
OF THE VILLAGE OF PARKDALE.

Be it enacted by the Municipal Council of the Corporation  
of the Village of Parkdale.

1. That the road-overseer shall devote the whole of his time from seven o'clock A. M. to twelve o'clock noon, and from one to six o'clock P. M., to the work of the Corporation.

Road-overseer to devote the whole of his time to the work of the Corporation.

2. That said overseer shall have charge of all streets and lanes in the Village of Parkdale, and to the best of his ability shall make, and keep the same in good repair, shall level or fill all ruts, holes, or inequalities in the streets, and shall see that the crossings are in proper order, and shall keep the water-courses clear, and see that no pools of stagnant water remain on any streets, lanes or lots in the said Village; and in case of any obstruction to any water-course, or any damage to any roadway, crossing or sidewalk whether from wear, freshet, impediment by snow or other cause, he shall immediately repair the same, if within his power to make such repair, and shall prevent the removal of turf or soil from the streets; and in any case, where assistance may be necessary, he shall immediately report the same to some member of the Board of Works, who shall submit the same to the said Board for its decision, but in no case shall he employ assistance on his own responsibility.

Roads to be kept in good repair.

Snow to be removed from sidewalks.

3. That it shall be the duty of the said overseer in the winter season, after each fall of snow to notify all parties, who may require to be so notified, to remove the same from the sidewalks, and where the snow is not so removed after such notice, to enforce the By-law relating to the same, except in the case of vacant lots, in which case he shall remove the snow, keeping an accurate account of his time in so doing and furnish a statement of the same, with the names of the owners of the property, to the Clerk, so that the expense incurred in the removal of such snow may be charged against the property and collected according to the provisions of By-law No. 4.

Overseer's duty.

4. That in addition to manual labour in making necessary street repairs as aforesaid, it shall be the duty of said overseer to see that the By-laws of the Municipality are properly respected, and duly enforced, and to report, and if necessary prosecute, parties who may contravene any of the provisions of said By-laws: To enable such overseer more effectually to perform such duties, he shall be invested with the powers of a constable, and shall also perform constables' duties on Sunday, and at other times when required so to do.

Overseer under the direction of the Council.

5. That said overseer shall hold office during the pleasure of, and be at all times under the direction of the Council.

Salary.

6. That for his services as such overseer and constable, he shall be entitled to receive the sum of eight dollars per week from the first day of May to the first day of November, and six dollars per week from the first day of November to the first day of May of each year, or part thereof, while in the employ of the Corporation; also to all fees to which he may be entitled as constable for arrests or prosecutions, and for impounding any horses, cows, cattle, pigs, sheep, goats, or dogs, or geese, ducks, or other poultry, or pigeons as provided by By-laws relating to the common pound, dogs, &c.

7. That this By-law shall take effect from the day of the passing thereof.

Passed 30th April, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

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L. S.  
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## By-Law No. 17.

### A BY-LAW TO REGULATE THE MARKETS AND LICENSES.

Whereas, it is expedient to provide for the regulation of markets and licenses within the Village of Parkdale;

Therefore, the Municipal Council of the Corporation of the Village of Parkdale enacts as follows:

1. Every person selling meat, or articles of provisions by retail, whether by weight, count, or measure in the Village, shall provide himself with scales, weights and measures regularly, stamped, marked and duly adjusted by the Inspector of Weights and Measures for the said Village, but no spring balance, spring scale or spring weighing machine shall be used or allowed to be used for any market purposes. Persons selling meat or provisions to be provided with proper scales.

2. Every person, who sells or attempts to sell any articles of provision in any market or elsewhere within the limits of the said Village, which are usually bought by the dry or Winchester measure, by the small wine measure, or who sells or attempt to sell any articles of provision usually sold by weight, count or measure, by any false or deficient weight, count or measure, shall, in addition to the penalty imposed for the infraction of this By-law, be liable to have the said articles of provision seized by the Chairman of the Market and License Committee, and shall not, by reason of such seizure, have any claim or damage whatever therefor. Penalty.

3. No butcher or other person shall place or tie, or allow to be placed or tied, upon any pathway, boulevard or road surrounding their place of business any calf, sheep, swine, or other animal. No animal to be tied on the road or pathway.

4. No person shall bring into or leave in any of the streets of the Village, any waggon, cart, or other vehicle, nor shall stand thereon to sell any article, not being farmers' produce or vegetables, or not expressly specified in this By-law as allowed to be sold therein, nor shall any person sell any article in any of the public streets in a manner contrary to the provisions of this By-law. Vehicles not to stand in the streets.

5. In case any person sells or exposes for sale any goods, provisions or other articles contrary to the provisions of this

Persons selling  
goods on the  
streets to be  
removed.

By-law, the person so offending shall, after being warned by any constable or other person duly authorized, be summarily removed together with his goods, provisions or other articles, and any person or persons, hindering, obstructing or molesting the said constable or other person as aforesaid in the performance of his duties, shall be subject to the penalties of this By-law.

Butchers sub-  
ject to this  
By-law.

6. All butchers and other persons, who, for the purpose of carrying on their trade as such butcher, or selling or disposing of articles in the Village of Parkdale, and all persons opening butchers' shops, or cutting up or exposing for sale any fresh meat in the said Village, shall be subject to the provisions of this By-law.

No butcher to  
expose fresh  
meat for sale,  
except in a shop

7. No butcher or other person shall cut up or expose for sale any fresh meat in any part of said Village, except in shops, or at such place as the Standing Committee on Markets may appoint, nor unless he has obtained a certificate of compliance with the regulations prescribed by the Standing Committee on Markets, which certificate shall be given by the Clerk, who shall be entitled to demand and receive therefor a fee of one dollar, to be by him paid over to the Treasurer of the said Village for the general purposes therefor, at such time and in such manner as the said Committee on Public Markets may appoint.

Butchers' shops  
to be kept  
clean.

8. Every person receiving a certificate authorizing him to open a butcher's shop for the sale of meat, or to occupy as a butcher any store for the sale of fresh meat in the said Village, shall keep his or her shop or stall in a clean and proper state, and shall not suffer any offal, hides or tallow to remain on or near the premises after eight o'clock in the morning, from the first day of May to the first day of September in each year, or after nine o'clock in the morning during the rest of the year.

Farmers may  
sell fresh meat  
by the quarter.

9. Every farmer from the country may sell fresh meat, the produce of his own farm in any part of the said Village by the quarter, or by any greater quantity without a license.

Prohibited  
hours of pur-  
chasing.

10. No huckster, grocer, butcher, or runner, his, her, or their servant, or agent, or any person on his, her, or their behalf, shall directly or indirectly purchase, or cause to be purchased from any farmer, or other person any meat, or other article of provisions offered for sale in the said Village before the hour of nine o'clock in the forenoon, from the first day of May to the first day of November, or before the hour of ten o'clock in the forenoon, from the first day of

November to the first day of May, for the purpose of selling the same again; nor shall any huckster, butcher, grocer or runner, his, her, or their servant, or agent or any other person on his, her, or their behalf, act as the servant or agent of any other individual in the purchase of any meat, or other article of provisions offered for sale in the said Village before the hour aforesaid.

11. The said Standing Committee on Markets, or any member of the same, may inspect all meat or other articles of provision that may be exposed for sale in the Village of Parkdale, and under the direction of the Reeve, or their own discretion, seize and destroy such as may be blown, tainted, or otherwise unfit to be used.

Standing Committee may inspect all articles of provision

12. Any person giving a wilfully false statement of the quantity and weight of hay, or refusing to have his or their hay or straw weighed, shall be liable to the penalties of this By-law.

Any person giving false weight will be liable to the penalties of this By-law.

13. Any person committing or attempting any fraud in the selling or weighing of hay by introducing heavy articles into the waggon or other vehicle, or by wetting or concealing wet, or unmerchandise article in the load, or using any other fraudulent, device or contrivance, shall be subject to the penalties of this By-law.

Persons attempting fraud subject to this By-law.

14. Every coal dealer delivering coal in the Village of Parkdale, shall give to the driver or person in charge of each load of coal, sent out for delivery to a purchaser in the said Village, a ticket signed by such dealer, specifying the true amount of coal contained in such load.

Persons delivering coal to give a ticket specifying the amount.

15. It shall be lawful for the Chairman of Standing Committee on Markets to require that any load of coal on its way from seller to buyer in the said Village, shall be weighed upon any weigh scales, or for the purchaser of any load of coal, to require that the same shall be weighed, and the driver or person in charge thereof, shall thereupon have the said load and vehicle weighed, separate, at such scales and at the expense of the party requiring the same, and shall then and there, produce to the weigh-master, the ticket in the preceding section of this By-law mentioned.

Coal may be weighed.

16. Any dealer, who falsely states in the ticket aforesaid, the weight or amount of the coal in any load, and any person, who, upon request as aforesaid, refuses to have his load or vehicle weighed, or to produce his ticket to the weigh-master, shall be subject to a fine of not less than ten nor more than fifty dollars.

Penalty for false weights.

Any person refusing to have his load weighed shall be subject to the penalties of this By-law.

17. Any owner or person having charge of any load or article, which he is required to have weighed and refuses to have the same weighed, or who shall neglect or refuse to have the exact weight of his waggon or other vehicle ascertained, shall be subject to the penalties of this By-law.

Any person may sell fresh fish.

18. Every person may sell or expose for sale fresh fish at any place within the said Village.

Peddlers to have a license.

19. Any person or persons peddling or offering for sale in any of the streets of the Village of Parkdale, any of the following articles, shall first procure from the Clerk a license for such purpose of peddling, and shall pay for the same in sums as follows, that is, for one year's license:

For Butcher's Meat	...	...	Twenty-five Dollars.
For Coal Oil	...	...	Fifteen Dollars.
For Tinware	...	...	Ten Dollars.
For Dry Goods	...	...	Ten Dollars.

Penalty.

20. Any person or persons guilty of an infraction of any of the provisions of this By-law shall, upon conviction before the Reeve, or any Justice or Justices of the Peace, on the oath or affirmation of any credible witness, forfeit and pay at the direction of the said Reeve, Justice or Justices convicting, a penalty not exceeding the sum of fifty dollars for each offence, exclusive of costs and in default of payment thereof forthwith, it shall and may be lawful for the Reeve or Justice convicting as aforesaid to issue a warrant under his hand and seal, or in case the said Reeve and Justice or Justices, or any two or more of them, are acting together therein, then under the hand and seal of one of them, to levy the said penalty and costs, or costs only, by distress and sale of the offender's or offenders' goods and chattels; and in case of no sufficient distress to satisfy the said penalty and costs, it shall and may be lawful for the Reeve, Justice or Justices convicting as aforesaid, to commit the offender or offenders to the Common Gaol, with or without hard labour, for any period not exceeding six calendar months, unless the penalty and costs be sooner paid.

Passed May 7th, 1879.

(Signed), JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

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L. S.  
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# By-Law No. 18.

## TO PROVIDE FOR THE PRESERVATION OF PUBLIC MORALS.

Be it enacted by the Municipal Council of the Corporation of the Village of Parkdale:

1. That it shall not be lawful for any person to give intoxicating drink to any child, apprentice, idiot, or insane person, or to any servant, after having been forbidden to do so by his or her employer. To whom drink shall not be given.

2. It shall not be lawful to circulate any indecent placards in print, writing, or pictures, or make or put up any such picture, writing or prints, on any walls, fence or other public place. Indecent placards not to be circulated.

3. It shall not be lawful for any person to utter any profane oath, or obscene, blasphemous or grossly insulting language, or to commit any other immorality or indecency. No immorality to be committed.

4. It shall not be lawful for any person to be drunk, or guilty of any disorderly conduct, in any street, highway or public place, or at any public meeting held for a lawful purpose. No person to get drunk.

5. It shall not be lawful for any person to keep a house of ill-fame, or harbour persons of bad character. No person to keep a house of ill-fame.

6. It shall not be lawful for any person to keep a gambling house or allow gambling on his or her premises. Gambling not lawful.

7. It shall not be lawful for any person to indecently expose his or her person near any public highway or other public place. No indecency.

8. Any person found guilty of a violation of any of the provisions of this By-law, shall, upon conviction before the Reeve or any Justice of the Peace, be liable to a fine of not less than two dollars or more than forty dollars, to be collected by the distress and sale of the goods or chattels of the offender, if not paid forthwith, and in case no goods or chattels are found belonging to such offender, it shall be lawful for the Reeve or any such Justice to commit the Penalty.



offender to the common goal, for any period not exceeding twenty-one days, with or without hard labour, as the Reeve or Justice may direct. All information under this By-law shall be laid within one month from the commission of the offence.

Passed May 28th, 1879.

(Signed) JOHN GRAY,  
*Reeve.*

(Signed) J. B. McLACHLAN,  
*Clerk.*

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L. S.  
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## REVISED STATUTES OF ONTARIO.

### CHAPTER 188.

#### AN ACT TO PREVENT THE SPREADING OF CANADA THISTLES.

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Occupants of land to cut down thistles growing on their land.

1. It shall be the duty of ever occupant of land to cut or cause to be cut down all the Canada thistles growing thereon, so often in each and every year as is sufficient to prevent them going to seed ; and if any owner, possessor or occupier of land knowingly suffers any Canada thistles to grow thereon and the seed to ripen so as to cause or endanger the spread thereof, he shall upon conviction be liable to a fine of not less than two nor more than ten dollars for every such offence. 29 V. c. 40, s. 1.

Penalty.

Duty of Overseers of Highways under this Act.

2. It shall be the duty of the Overseers of Highways in any Municipality, having first obtained authority from the Municipal Council of which they are officers, to see that the provisions of this Act are carried out within their respective highway divisions by cutting or causing to be cut all the Canada thistles growing on the highways, or road allowances within their respective divisions. 29 V. c. 40, s. 2 ; 32 V. c. 41, ss. 1 & 2.

And notify owners.

3. Every such Overseer shall give notice in writing to the owner, possessor or occupier of any land within the said division whereon Canada thistles are growing and in danger of going to seed, requiring him to cause the same to be cut down within five days from the service of such notice.

(2.) In case such owner, possessor or occupier refuses or neglects to cut down the said Canada thistles within the period aforesaid, the said Overseer of Highways shall enter upon the land and cause such Canada thistles to be cut down with as little damage to growing crops as may be, and he shall not be liable to be sued in action of trespass therefor;

And enter lands on default.

(3.) But no such Overseer of Highways shall have power to enter upon or cut thistles on any land sown with grain, and where such Canada thistles are growing upon non-resident lands it shall not be necessary to give any notice before proceeding to cut down the same. 29 V. c. 40, s. 2

Proviso as to lands sown with grain.

As to non-resident lands.

4. It shall be the duty of the Clerk of any Municipality in which Railway property is situated to give notice in writing to the Station Master of said Railway resident in or nearest to the said Municipality, requiring him to cause all the Canada thistles growing upon the property of the said Railway Company within the limits of the said Municipality to be cut down as provided for in the first section of this Act.

Clerks of Municipalities to warn station masters to cut down thistles on railways.

(2.) In case such Station Master refuses or neglects to have the said Canada thistles cut down within ten days from the time of service of the said notice, then the Overseers of Highways of the said Municipality shall enter upon the property of the said Railway Company and cause such Canada thistles to be cut down, and the expense incurred in carrying out the provisions of this section shall be provided for in the same manner as in the next following section of this Act. 29 V. c. 40, s. 3.

Overseer to enter on default.

5. Each Overseer of Highways shall keep an accurate account of the expense incurred by him in carrying out the provisions of the preceding sections of this Act with respect to each parcel of land entered upon therefor, and shall deliver a statement of such expenses, describing by its legal description the land entered upon, and verified by oath, to the owner, possessor, or occupier of such resident lands, requiring him to pay the amount.

Account of expenses to be kept by Overseer.

And delivered to occupant of resident lands.

(2.) In case such owner, possessor or occupier of such resident lands refuses or neglects to pay the same within thirty days after such application, the said claim shall be presented to the Municipal Council of the Corporation in which such expense was incurred, and the said Council is hereby authorized and required to credit and allow such claim, and order the same to be paid from the funds for general purposes of the said Municipality. 29 V. c. 40, s. 4.

If the owner refuses to pay.

Council to reimburse Overseer.

Expense in case  
of non-resident  
lands.

6. The said Overseer of Highways shall also present to the said Council a similar statement of the expenses incurred by him in carrying out the provisions of this Act upon any non-resident lands and the said Council is hereby authorized and empowered to audit and allow the same in like manner. 29 V. c. 40, s. 4.

Appeal allowed.

7. If any owner, occupant or possessor, amendable under the provisions of this Act, deems such expense excessive, an appeal may be had to the said Council (if made within thirty days after delivery of such statement), and the said Council shall determine the matter in dispute. 29 V. c. 40, s. 4.

How expenses  
shall be recover-  
ed by municipi-  
pality.

8. The Municipal Council of the Corporation shall cause all such sums as have been so paid under the provisions of this Act to be severally levied on the lands described in the statement of the Overseers of Highways, and to be collected in the same manner as other taxes; and the same when collected shall be paid into the Treasury of the said Corporation to reimburse the outlay therefrom aforesaid. 29 V. c. 40, s. 5.

Penalty on sale  
of any seed mix-  
ed with thistle  
seed.

9. Any person who knowingly vends any grass or other seed among which there is any seed of the Canada thistle shall for every such offence, upon conviction, be liable to a fine of not less than two nor more than ten dollars. 29 V. c. 40, s. 6.

Penalty on  
Overseer  
neglecting his  
duty.

10. Every Overseer of Highways or other officer who refuses or neglects to discharge the duties imposed on him by this Act, shall be liable to a fine not less than ten nor more than twenty dollars. 29 V. c. 40, s. 7.

Recovery of  
penalties.

11. Every offence against the provisions of this Act shall be punished, and the penalty hereby enforced for each offence shall be recovered and levied, on summary conviction, before any Justice of the Peace; and all fines imposed shall be paid into the treasury of the Municipality in which such conviction takes place. 29 V. c. 40, s. 8.

All Councils  
may authorize  
the carrying out  
of this Act.

12. Any Municipal Corporation in Ontario may authorize the carrying out of the provisions of this Act. 32 V. c. 41, s. 2.

[See also *Rev. Stat. c. 174, s. 461 (15).*]

## CHAPTER 201.

AN ACT FOR THE PROTECTION OF INSECTIVOROUS AND OTHER  
BIRDS BENEFICIAL TO AGRICULTURE.

HER MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Ontario,  
enacts as follows:—

1. Nothing in this Act contained shall be held to affect Not to affect  
Rev. Stat. c.  
200.  
*The Act for the Protection of Game and Fur-bearing Animals*,  
or to apply to any imported cage birds or other domesti-  
cated bird or birds generally known as cage birds, or to any Cage birds and  
poultry.  
bird or birds commonly known as poultry. 36 V. c. 45,  
ss. 5 & 9.

2. It shall not be lawful to shoot, destroy, wound or Birds that may  
be killed.  
injure, or to attempt to shoot, destroy, kill, wound or injure  
any bird whatsoever, save and except eagles, falcons, hawks,  
owls, wild pigeons, king-fishers, jays, crows and ravens, and  
the birds especially mentioned in *The Act for the Protection* Rev. Stat. c. 200  
*of Game and Fur-bearing Animals*. 36 V. c. 45, s. 2.

3. It shall not be lawful to take, capture, buy, sell, expose Selling or ex-  
posing for sale  
or trapping  
certain birds.  
for sale or have in possession any bird whatsoever, save the  
kinds hereinbefore or hereinafter excepted, or to set, wholly  
or in part, any net, trap, springe, snare, cage or other  
machine or engine by which any bird whatsoever, save and  
except eagles, falcons, hawks, owls, wild pigeons, king-  
fishers, jays, crows and ravens might be killed and cap-  
tured; and any net, trap, springe, snare, cage or other Power to seize  
nets, traps, etc.  
machine or engine, set either wholly or in part for the pur-  
pose of either capturing or killing any bird or birds, save  
and except eagles, falcons, hawks, owls, wild pigeons, king-  
fishers, crows, jays and ravens, may be destroyed by any  
person, without such person incurring any liability therefor.  
36 V. c. 45, s. 3.

4. It shall not be lawful to take, injure, destroy or have Nest, young or  
egg not to be  
taken.  
in possession any nest, young or egg of any bird whatsoever,  
except of eagles, falcons, hawks, owls, wild pigeons, king-  
fishers, jays, crows and ravens. 36 V. c. 45, s. 4.

5. Any person may seize, on view, any bird unlawfully Power to seize  
birds unlawfully  
possessed.  
possessed, and carry the same before any Justice of the  
Peace, to be by him confiscated, and if alive to be liberated;

and it shall be the duty of all Market Clerks and Policemen or Constables, on the spot to seize and confiscate, and if alive, to liberate such birds. 36 V. c. 45, s. 5.

Eggs or birds required for scientific purposes.

6. The Commissioner of Agriculture, and all persons authorized by him to that effect, may grant written permission to any person or persons who may be desirous of obtaining birds or eggs for *bona fide* scientific purposes, to procure them for that purpose, and such person or persons shall not be liable to any penalty under this Act. 36 V. c. 45, s. 6.

Penalties.

7. The violation of any provision of this Act shall subject the offender to the payment of not less than one dollar, and not more than twenty dollars with costs, on summary conviction, on information or complaint before one or more Justices of the Peace.

Application of fines.

(2.) The whole of such fine shall be paid to the prosecutor, unless the convicting Justice or Justices have reason to believe that the prosecutor is in collusion with and for the purpose of benefiting the accused, in which case the said Justice or Justices may order the disposal of the fine as in ordinary cases.

Imprisonment.

(3.) In default of payment of such fine and costs, the offender shall be imprisoned in the nearest Common Gaol for a period of not less than two and not more than twenty days, at the discretion of such Justice or Justices of the Peace. 36 V. c. 45, s. 7.

Conviction not invalid for want of form.

8. No conviction under this Act shall be annulled or vacated for any defect in the form thereof, or for any omission or informality in any summons or other proceeding under this Act, so long as no substantial injustice results therefrom. 36 V. c. 45, s. 8.

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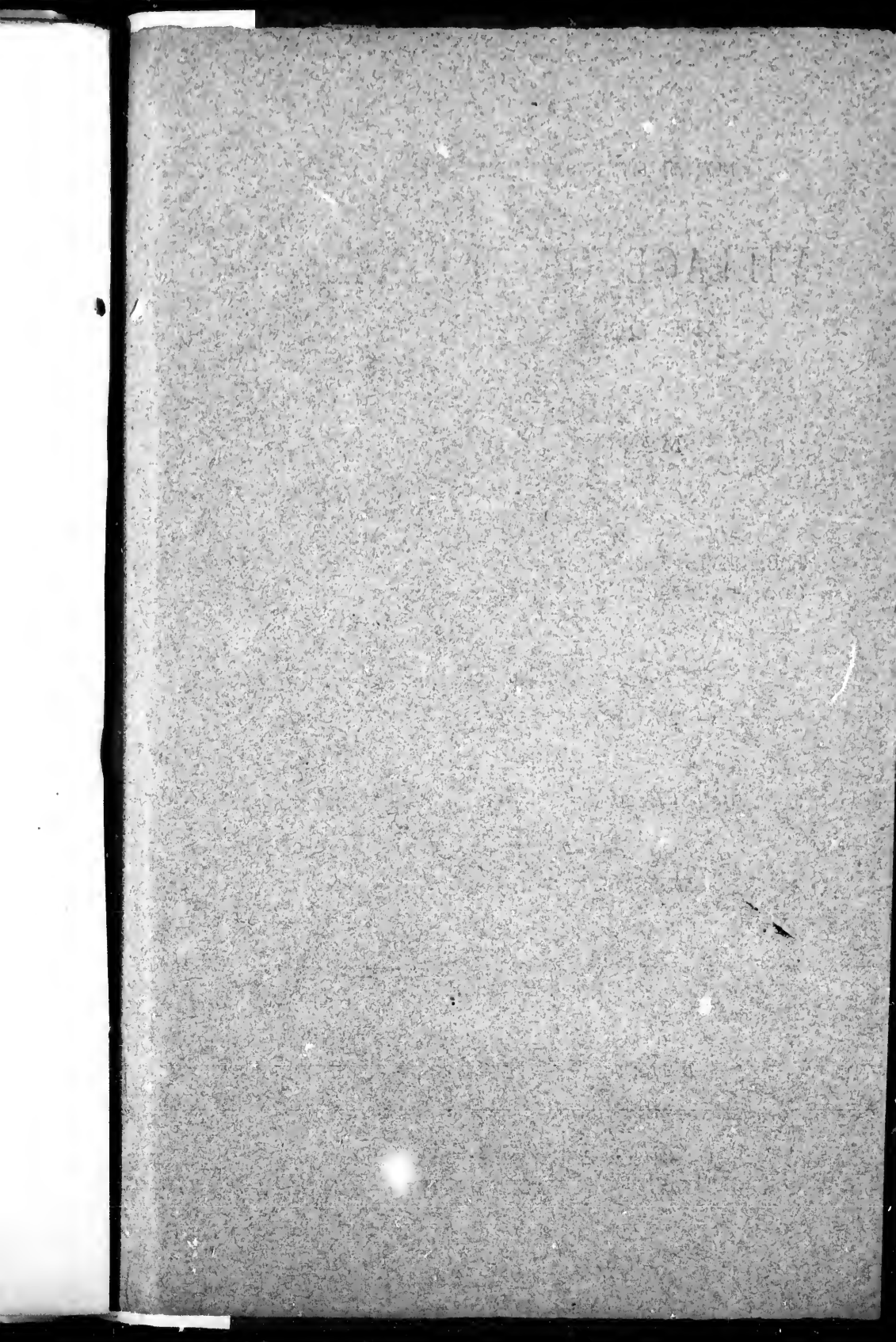
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MEMBERS OF THE COUNCIL  
OF THE  
VILLAGE OF PARKDALE  
AND OFFICERS FOR 1879.

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REEVE:  
MAJOR J. GRAY.

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COUNCILLORS:

J. B. DAVIS, Esq.                      CHAS. FRANKISH, Esq.  
U. A. WALKER, Esq.                  JOS. NORWICH, Esq.

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*Solicitor*:—G. B. GORDON.

*Treasurer*:—J. S. LOCKIE.    *Clerk*:—J. B. McLACHLAN.

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*Medical Health Officer*:—DR. E. PLAYTER.

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*Assessors*:—MESSRS. T. COLES AND J. GOWANLOCK.

*Collector*:—ROBT. CLARKE.

*Fence Viewers*:—MESSRS. LIGHTFOOT, BEAUMONT,  
AND YEARSLEY.

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*Road Overseer*:—ROBT. BROWN.

*Constables*:—MESSRS. J. QUIN AND ROBT. BROWN.

*Pound-keeper*:—ROBT. MOOR.

