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## Revised Ordinances of the City of Sanford, Florida, 1892

City of Sanford

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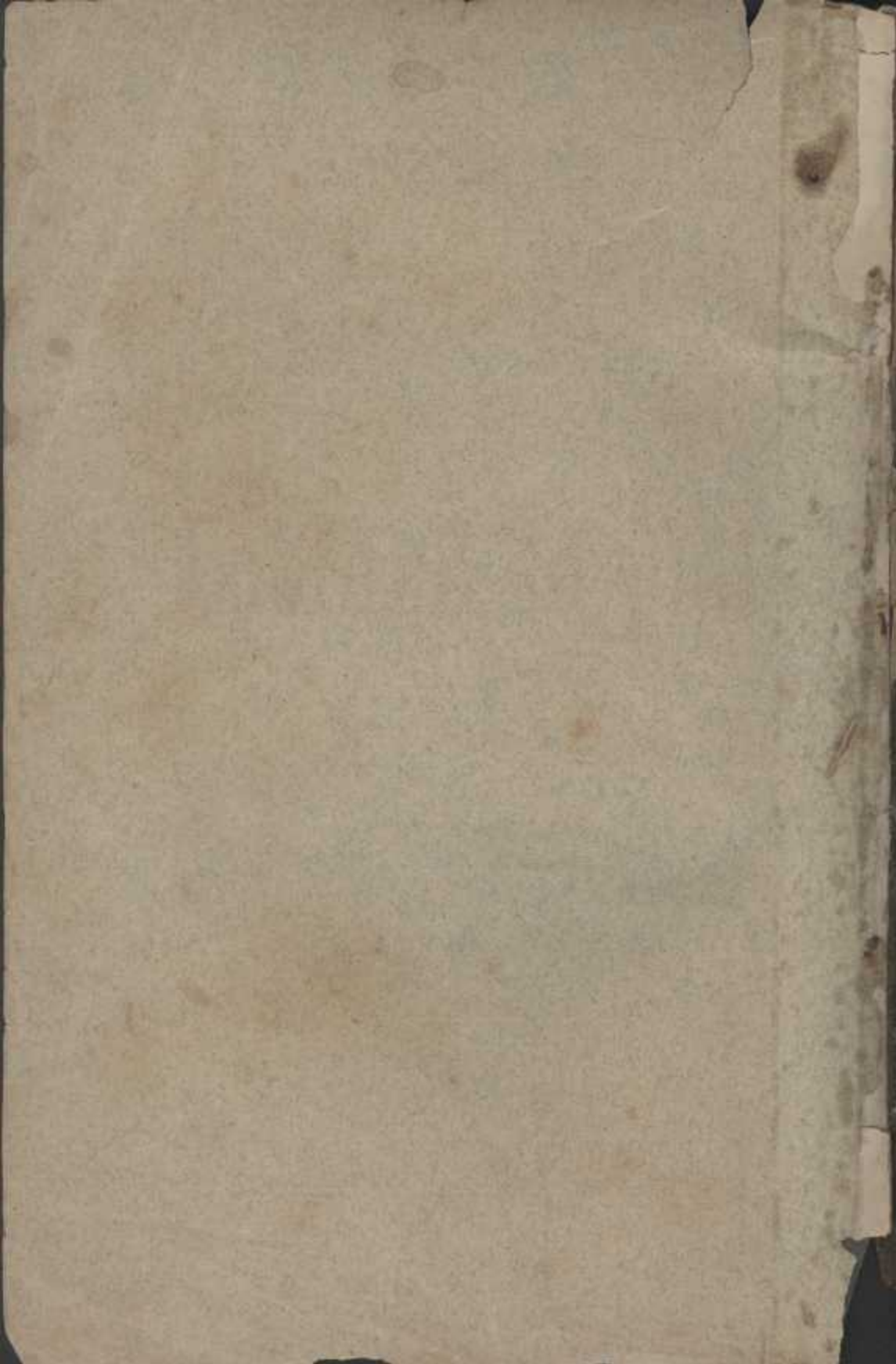
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REVISED  
ORDINANCES  
OF THE  
City of Sanford,  
FLORIDA.

1892.

SANFORD, FLA.:  
GATE CITY ORDINANCE JOB PRESS.  
1892.



REVISED  
ORDINANCES  
OF THE  
City of Sanford,  
FLORIDA.

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1892.

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SANFORD, FLA.:  
GATE CITY CHRONICLE JOB PRINT.  
1892.

AN ORDINANCE adopting and providing for the publication of the REVISED ORDINANCES of the City of Sanford, Florida, of 1892.

*Be it Ordained by the Council of the City of Sanford:*

SECTION 1. That the accompanying general revision of the ordinances of the City of Sanford, Florida, of a general and permanent nature, revised and reported by the Committee empowered by the Council; by resolution, to revise the ordinances of the City of Sanford, be, and the same is hereby ordained to be the ordinances of the City of Sanford under the title of The Revised Ordinances of the City of Sanford, of 1892.

Every ordinance of a general and permanent nature, enacted by the City of Sanford, or by the Town of Sanford, and every part of any such ordinance not included in said revised ordinances, or recognized and continued in force by reference therein, is hereby repealed; *Provided, however,* that nothing herein contained shall be construed as repealing, amending, or in any way limiting the provisions of any ordinance or resolution of the City Council granting franchises to the Orange Belt Railway Company, The Palatka and Indian River Railway Company, The Jacksonville, Tampa and Key West Railway Company, The Sanford Water-works Company, Thomas G. Eaton, his heirs and assigns, or any other Company, Corporation, or person.

SEC. 2. Said Revised Ordinances shall go into effect and be operative thirty days from the date of the approval hereof by the Mayor, or from the date of its becoming a law without his approval.

SEC. 3. The said Revised Ordinances, as submitted, shall be printed under the supervision of the aforesaid Committee, in such type, style, and manner, as the Committee may direct.

*To Hon. J. J. HARRIS, Mayor,*

*City of Sanford, Florida:*

I hereby certify that the foregoing ordinance was duly passed at an adjourned meeting of the City Council of Sanford, Florida, in session October 10th, 1892.

W. H. MUDGE,

City Clerk.

Became a law, without the Mayor's signature, Oct. 24, 1892.

REVISED ORDINANCES  
OF THE  
City of Sanford, Florida,  
OF 1892.

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CHAPTER 1.

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SECTION 1. *Corporate Limits.* The following shall comprise the corporate limits of the City of Sanford, namely:

Beginning at a point in Lake Monroe ten (10) chains north from the foot of Sanford avenue (according to E. R. Trafford's map of Sanford) and running due east to a point opposite the mouth of Pump Branch, thence south to and along the east bank of Pump Branch to the south line of Tenth street, thence west along the south line of Tenth street to a point sixty (60) chains west from the east side of Sanford avenue, thence north to a point ten (10) chains into Lake Monroe, thence east to the point of beginning.

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CHAPTER 2.

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SEC. 2. *Officers.* The qualified voters of the City of Sanford shall elect a Mayor, a Clerk, who shall also be Treasurer and Assessor of Taxes; and a Marshal, who shall also be Collector of Revenue, on the first Monday of February of each and every year, who shall hold their offices for one year and until their successors are elected and qualified; and at the same time shall elect a sufficient number of Aldermen, as successors to that class of Aldermen whose term of office shall expire each and

every year, to-wit:—Three Aldermen on the first Monday in February, A. D. 1893, for the term of two years; four Aldermen on the first Monday in February, A. D. 1894, for the term of two years, and so on, alternating from year to year.

## CHAPTER 3.

### REGISTRATION AND ELECTION.

SEC. 3. *Registration.* The City Clerk shall keep a book for the purpose of registering the names of all male inhabitants of the City of Sanford who shall make application therefor, who shall have arrived at the age of twenty-one (21) years, who fulfill the conditions of citizenship of the State of Florida and County of Orange, and who have resided in the City of Sanford six months immediately preceding the application for registration; administering to each of said electors the oath now required by law.

Said registration book shall be closed four (4) days prior to the general election, exclusive of Sunday. (Section 213.)

SEC. 4. *Revision of Registration List.* The City Council shall convene within four [4] days preceding all regular or special elections to examine and revise the list of registered voters of the City of Sanford, erasing therefrom the names of such as have died or removed from said City or who are otherwise disqualified to vote

SEC. 5. *Duty of Clerk Concerning Registration Book.* At each election the City Clerk shall furnish the Inspectors of Election in said City with the registration book, or a certified copy thereof, for the care and custody of which book, so delivered to them, the Inspectors receiving the same shall be responsible, and which book they shall return to the City Clerk within two [2] days after the close of the election. The City Clerk shall not be required, prior to any election, to furnish copies of the registration book of the city, or to allow indiscriminate handling or examination thereof by any one, but he shall at all times allow any elector to examine as to the status of his own name upon the registration book.

SEC. 6. *Qualification of Electors.* Any person who shall possess the qualification requisite to an elector at general State elections, and shall have paid his poll taxes as provided by law and as prescribed for State elections, and shall have resided in the City for six [6] months next preceding the election, and shall have been registered in the municipal registration, as prescribed by Sec. 3., heretofore, shall be a qualified elector of

the municipality at such election, except in cases of elections for bonds, or for borrowing money; and provided that State or County registration shall not be required to qualify an elector of this City.

*Provided*, that no person shall be qualified to vote upon the question of bonding the City or borrowing money, unless, in addition to the above qualifications, he owns real estate within the City limits and has paid his taxes due thereon for the year preceding the election.

SEC. 7. *Election Proclamation.* The Mayor shall issue his proclamation ordering all elections, both general and special, to be held; stating therein the time and place, and naming the different offices to be filled or questions to be decided, giving at least fifteen days' notice by posting at three [3] of the most public places in the City, or by publication in a newspaper published in Sanford; and shall also, at the same time, appoint three intelligent, discreet and fair-minded Inspectors of Election, and a Clerk of Election, all of whom shall be residents and registered voters of the City, which appointees shall be named in the Mayor's proclamation, aforesaid.

SEC. 8. *Filling Vacancies, Oath, etc.* In case of the absence or refusal to act of any of the Inspectors or Clerk of Election, appointed by the Mayor, the Inspector or Inspectors who may be present and ready to serve shall choose from among the qualified electors present such a number as will, together with the Inspector or Inspectors present, constitute a board of three, and the person or persons so chosen shall be authorized to act as Inspectors of such election. The Inspectors shall, before opening the election, choose some competent registered elector present to act as Clerk of the election, should the Clerk appointed by the Mayor be absent or refuse to act; and said Inspectors and Clerk shall each take and subscribe an oath, which shall be written or printed, to the effect that they will perform the duties of Inspectors and Clerk of Election, according to law, and will endeavor to prevent all frauds, deceit or abuse in conducting the same. Such oath may be taken before any officer authorized to administer oaths, or before either of the persons who are to act as Inspectors, one of them swearing the others, and one of the others thus sworn, in turn, to administer the oath to him who has not been sworn.

SEC. 9 *Polling Place.* The room in the old City Hall, known as the fire apparatus room, on the west side of Sanford avenue, shall be the polling place for elections. At each election the space or enclosure, such as the Inspectors of Election shall deem fit and sufficient, shall be railed off, boarded up or otherwise constructed, with an opening at one end or side for the entrance of the voter, and an opening at the other for his exit, as a polling place at which to hold the election. But one voter shall be



allowed to enter any polling place at a time, and no one except the Inspectors of Election shall be allowed to speak to the voter while in the polling place casting his vote; and no Inspector shall speak to, or interfere with, any voter concerning the manner of his voting or any ballot he may vote, otherwise than to perform his duties as such Inspector specified herein.

SEC. 10. *Opening and Closing Polls, etc.* The Inspectors of Election shall meet on the day named in said proclamation at the place named herein, and shall open the polls at 8 o'clock A. M., standard time, and they shall be kept open till sundown of the same day. The Inspectors may, however, adjourn between twelve (12) and one (1) o'clock for half an hour. The Inspectors shall make public proclamation of the opening and closing of the polls and of the mid-day adjournment. During the adjournment the ballot boxes shall be kept in the possession of and in view of one or more of the Inspectors, who shall not have the keys thereof.

SEC. 11. *Ballots.* The voting shall be by ballot, which ballot shall be of plain white paper, of not more than two and one-half (2½) inches in width, nor more than six (6) inches long, clear and even cut, without ornament, designation, mutilation, symbol, or work of any kind whatsoever, except the name or names of the person or persons voted for and the office to which said person or persons are intended to be chosen, which name or names, and office or offices, shall be written or printed, or partly written or partly printed thereon in black ink, or with black pencil, and such ballot shall be so folded as to conceal the name or names thereon, and, so folded, shall be deposited in a box, to be constructed, kept and disposed of as hereafter provided, and no ballot of any other description found in any election box shall be counted.

SEC. 12. *Separate Ballots and Ballot Boxes.* There shall be separate and distinct ballots and ballot boxes, as follows:

*First.*—A separate ballot and box for Mayor.

*Second.*—A separate ballot and box for Marshal and Collector.

*Third.*—A separate ballot and box for Clerk, Treasurer and Assessor.

*Fourth.*—A separate ballot and box for Aldermen.

On each ballot shall be the name or names of the person or persons voted for as such officers, respectively, and the office for which they are voted: *Provided*, That whenever a vote is to be taken on any special question or questions, a box shall be provided and properly labeled for that purpose, and separate ballots therefor shall be deposited therein.

SEC. 13. *Ballot Boxes.* The City Council, through its Clerk, shall provide a sufficient number of ballot boxes to meet the requirements of the foregoing section.

An opening shall be made in the side of each box not larger

than sufficient for a single ballot to be inserted therein at one time, through which each ballot received, proper to be placed in such box, shall be inserted by the person voting, and by no other.

Each box shall be provided with a sufficient lock and key, and each box shall be publicly opened and exhibited to show that it is empty and secure, and locked just before the opening of the polls, and the keys turned over to the Inspectors, and shall not be opened during the election.

Each box shall be labeled in plain and distinct Roman letters, or in a plainly written handwriting, with the office or offices to be therein voted for. Such names or offices shall be printed in English, and no vote for any office other than that for which such box shall be designated and labeled shall be counted.

SEC. 14. *Duties and Powers of Inspectors and Clerks of Elections.* The Inspectors and Clerk shall conduct the election and count of ballots in manner and form prescribed for Inspectors and Clerk of State elections by Sections 181 and 183 of the Revised Statutes of the State of Florida, and the duties and powers conferred by said Section 183 on the Deputy Sheriff in State elections are hereby prescribed for the Marshal and Police in city elections.

SEC. 15. *Election Returns.* The count or canvass of the vote being completed, duplicate certificates of the result of such election shall be drawn up by the Inspectors or Clerk, which shall contain in words written at full length the name of each person voted for, for each office, and the number of votes cast for each office; and if any question shall be submitted to an election, such certificate shall also contain the number of votes cast for and against such question, which certificate shall be signed by the Inspectors and Clerk, and one of such certificates shall be by one of the Inspectors delivered, without delay, securely sealed, to the Mayor, and the other to the Clerk of the city, and the poll list and oaths of Inspectors and Clerk shall also be delivered to the City Clerk to be filed in his office.

SEC. 16. *Canvass.*—Within three days after any election the Inspectors shall meet with the Mayor and City Clerk, who shall together form a board of canvassers, who shall canvass the whole return of said election, and furnish to those receiving the highest vote for each office a certificate thereof—upon which any such person may be sworn in and qualify to the office to which he was elected.

All elections held to fill vacancies, or to decide any question submitted to the electors, shall be called and held, and returns thereof be made in the same manner and form as above provided.

SEC. 17. *Oath of Officers.* As soon as convenient within three days from the date of the said election, the Mayor-elect shall take before some judicial officer of this State the oath prescribed

by Section 663 of the Revised Statutes of the State of Florida And the Mayor, upon being so qualified, shall administer to the Aldermen and the other officers-elect the like oath, and thereupon they shall be considered fully qualified to assume the functions and powers and enter upon their several duties as officers of the city. *Provided, however,* that officers who are required to give bonds shall, before entering upon the discharge of their duties, file an approved bond as hereinafter provided: *Provided, further,* that the Marshal and Collector-elect shall not assume the duties of his office until the first day of May following his election; that date constituting the beginning of his fiscal year.

SEC. 18. *Vacancies.* Whenever a vacancy shall occur in the office of Mayor of the city, by reason of death, resignation or otherwise, it shall be the duty of the Council to order an election to fill the vacancy, provided said vacancy occurs not less than sixty (60) days preceding the next regular election, and until said election is held, the President of the City Council shall act as Mayor. The person elected to fill each vacancy shall hold said office until the next regular election, and until his successor is elected and qualified.

In case of a vacancy in the Council, or other elective office, occurring more than ninety [90] days before a regular election, the Mayor shall call an election to fill the vacancy for the unexpired time. And in case of temporary absence or disability [or pending an election] of any elective officer, except Mayor or Councilmen, the Council shall make an appointment *pro tem*.

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## CHAPTER 4.

### DUTIES OF OFFICERS.

#### ARTICLE I—MAYOR.

SEC. 19. *Duties of,* It shall be the duty of the Mayor of the City of Sanford to see that all the ordinances of the City are faithfully executed; he shall approve or disapprove all ordinances passed by the City Council; he shall conduct all trials for violation of ordinances, impose fines and penalties, and fix the amount of and approve all bonds for the appearance of persons or payments of fines.

SEC. 20. *Power of Veto.* The Mayor shall have the power to veto any ordinance passed by the City Council, and it shall be his duty to either approve or veto any ordinance on or before the next regular meeting of the Council after such meeting at which such ordinance was adopted; and when he shall veto

any ordinance, he shall accompany the same with his reason for so doing in writing.

SEC. 21. *Appointment of Police.* It shall be the duty of the Mayor, by and with the consent of the City Council, to organize and appoint such police force as may be necessary for the maintenance of peace and good order within the City limits; all appointments to be reported to the City Council for confirmation at its first meeting thereafter; and if the City Council refuse to confirm such appointment or appointments, the Mayor shall be notified, and at the next meeting of the Council, he shall submit the name or names of other appointees; upon failure to do so, the Council may proceed to elect such police.

SEC. 22. *Warrants and Subpoenas.* The Mayor is authorized and empowered by his mandate, directed to the City Marshal to have brought before him, at such time and place, within the corporate limits, as he may designate, any person or persons charged with the breach of the city ordinances, and he is authorized to require the attendance of witnesses, by issuing subpoenas, which shall run in the name of the City of Sanford and be addressed to the party subpoenaed and served by the Marshal or other person authorized by the Mayor to serve papers. [See section 138.]

He shall be authorized to administer oaths, to inquire and examine into the truth or falsity of any alleged breach of ordinances; to determine from the evidence the guilt or innocence of the accused, and fix the penalty within the limits prescribed by ordinance, and to enforce the same.

SEC. 23. *Other Duties.* The Mayor shall perform such other duties as are or may be by ordinance prescribed.

#### ARTICLE II—MARSHAL AND COLLECTOR.

SEC. 24. The Marshal of the city of Sanford shall also be Collector of Revenue of the city, and by virtue thereof shall collect all the taxes and revenue by ordinances prescribed.

SEC. 25. *Bond.* The Marshal and Collector of the city of Sanford, before entering upon his duties, as such Marshal and Collector, shall execute a bond, with good and sufficient sureties, to be approved by the Mayor and President of the Council, in the sum of Three Thousand Dollars, conditioned for the faithful performance of all the duties of the offices of Marshal and Collector of Revenue.

SEC. 26. *Marshal to be Chief of Police.* The Marshal, under the direction of the Mayor and Council, shall be the Chief of the Police force of the city, and shall have general supervision and control over and be responsible for the same. He shall also have authority, in case of emergency, to appoint special policemen for the purpose of enforcing the law and keeping the peace within the corporate limits.

SEC. 27. *Marshal, Duties of.* It shall be the duty of the Marshal to execute and serve all papers, warrants or processes to him directed, without delay, collect all fines, superintend the street work as the Council may direct, pay over to the Treasurer all fines collected by him; and he shall make a report to the City Council at their first regular meeting in each month, in which he shall state the amount of fines collected and paid over, and the amount and character of the street work performed.

SEC. 28 *Marshal, Power to Issue Warrants* The Marshal shall have the power, in the absence of the Mayor and Clerk from their respective offices, to administer oaths to affidavits of complaint, and to issue warrants for the arrest of persons complained against for the breach of any ordinance

SEC. 29 *Marshal, Power of Arrest* It shall be the duty of City Marshal, Deputy Marshal or Police to execute any warrant or other process, and to arrest any and all persons for whom he or they may have a warrant, or whom he or they find violating any ordinance of the city of Sanford, or committing any crime against the laws of the State, and any officer making an arrest, with or without warrant, shall, without unnecessary delay, take the person before the Mayor, to be dealt with according to the ordinances of the city; *Provided*, in case of arrest after 8 o'clock P. M., the person so arrested be held in custody, in a convenient place, not more than twenty-four hours, Sundays excepted; at or before the expiration of which time he shall be brought before the Mayor to be dealt with according to ordinance.

SEC. 30. *Marshal, Power to Summon Aid.* The Marshal, or any officer of the city of Sanford, shall have the power in making the arrest of any person or persons for violating any of the ordinances of the city, where such person or persons refuse to submit to arrest, to summon to his aid in making such arrest a posse of the citizens of the city, consisting of a sufficient number to enforce the law; and should any citizen fail or refuse promptly to respond to this summons of the Marshal or other officer, he shall be summoned by said Marshal or other officer to appear before the Mayor, to be dealt with according to ordinance.

SEC. 31. *Marshal to attend Mayor's Court and Meetings of Council* It shall be the duty of the Marshal to be present at all sessions of the Mayor's Court, and he shall without delay carry out and enforce all sentences imposed by the Mayor for violations of the city ordinances; and he shall attend all the meetings of the City Council.

SEC. 32. *Marshal Responsible for Peace of City.* The Marshal shall not go beyond the limits of the city without appointing a deputy, to be approved by the Mayor, and for whose acts he shall be responsible; and the Marshal shall at all times be responsible for the good order and peace of the city; and for any neglect of duty he shall be subject to fine or expulsion from office, or both, by the Council.

SEC. 33. *Collector, Duties.* It shall be the duty of the Collector of Revenue of the city of Sanford to collect all taxes on real and personal property in the city, according to the assessment roll delivered to him by the Assessor of Taxes of the city, as required by ordinance, receive all funds collected, giving receipts for the same; he shall make weekly payments to the Treasurer of all funds coming into his hands, and take Treasurer's receipts therefor; and he shall make a report to the Council monthly, or oftener if required, of all receipts, and payments to the Treasurer. The Collector shall perform all acts required of him in the collection of taxes, as stipulated by the ordinances of the city.

#### ARTICLE III—CLERK, TREASURER AND ASSESSOR.

SEC. 34. *Offices Combined.* The Clerk of the City of Sanford shall also be the Treasurer and Assessor of Taxes of the City of Sanford; *Provided, however,* that the present incumbent of the office of Treasurer and Collector shall retain his office and perform the duties of Treasurer and Collector until the expiration of his term, and the duties of Collector until the first day of May, 1893, or until a Collector is elected and qualified.

SEC. 35. *Clerk, Duties.* It shall be the duty of the Clerk of the City to attend all meetings of the City Council, and all sessions of the Mayor's Court, and keep a true and correct record of the proceedings thereof; he shall also be the custodian of the seal of the City, and attest and affix the seal to all official papers requiring said seal. The Clerk may issue warrants of arrest, as provided in Section 212 hereof.

SEC. 36. *Clerk to Audit Bills.* The Clerk shall also be auditor of said City Council; shall audit all bills after being approved by the officer, or member who is authorized to contract said bill; make voucher and submit the same to the Finance Committee for approval, and to the City Council for action thereon; and if ordered paid by the Council, and countersigned by its President, the Clerk shall number the same, and deliver it to the payee.

SEC. 37. *Bond.* The Clerk-Treasurer-Assessor, before entering upon the discharge of his duties, shall enter into bond, with sufficient sureties, to be approved by the Mayor and President of the City Council, in the sum of Five Thousand Dollars, conditioned for the faithful performance of all the duties of the office of Treasurer, Assessor and City Clerk.

SEC. 38. *Treasurer, Duties of.* It shall be the duty of the Treasurer to receive all money, or other cash items, which may be paid to him on account of the City of Sanford and give his receipts therefor, and the same shall be a fiduciary trust for the City of Sanford, and shall be deposited in the name of the City of Sanford, in some bank or banks approved by the City Coun-

cil, and shall be used for no purpose except in payment of City warrants, signed by at least one member of the Finance Committee, approved by the Council, audited by the City Clerk, and countersigned by the President of the Council, or the President *pro tem*.

It shall be the duty of the Treasurer to keep correct book accounts of all receipts and disbursements, and make a report of the same, showing the cash on hand and in bank, monthly, to the City Council.

In paying of City warrants, the Treasurer shall be governed by the resolutions of the Council relating thereto. And the Treasurer shall comply with the requirements of Chapter 17, hereof.

The Treasurer shall make a report at the expiration of each fiscal year of the year's transactions. It shall be the duty of the out-going Treasurer, immediately his successor shall have been elected and qualified, to turn over to his successor all cash on hand and in bank, and take his receipt therefor, and deliver to him all the books and papers belonging to the city in his hands.

SEC. 39. *Assessor, Duties of.* It shall be the duty of the Assessor to make an annual assessment of all the property, both real and personal, in the City of Sanford, for taxation, but the valuation of property shall not exceed the last valuation thereof by the State for taxation; and such assessment shall include the property of railroad and telegraph companies in harmony with Sections 49 and 52, inclusive, of Chapter No. 4010, Appendix, of The Revised Statutes of the State of Florida.

#### ARTICLE IV.—CITY COUNCIL.

SEC. 40. *Organization.* The City Council, as soon as practicable after the election and qualification of members, shall meet at the Council room and organize, by the election of one of its members as President, who shall preside over the Council. The City Clerk shall be the Clerk of the Council.

The President shall then appoint the standing committees of the Council for the ensuing year. (See Section 207.)

The Council shall adopt such rules and by-laws, to be enforced by fine or other penalty, for its own government, and to compel the attendance of members, as it may deem proper and expedient. (See Section 208-210.)

SEC. 41. *Time and Place of Meeting.* It shall be the duty of the City Council to meet at the Council Chamber, or some other place to be designated by the Council, at the times set forth in Section 206 hereof, and special meetings may be called at any time by the Mayor or President of the Council, at any of which meetings the Council may transact any City business, and a

majority of the members of the City Council shall constitute a quorum for the transaction of business. (See Section 206.)

SEC. 42. *To Pass Ordinances.* It shall be the duty of the Council to pass all such ordinances and laws as may be expedient and necessary for the preservation of the public peace and morals, for the suppression of riots and disorderly assemblies, and for the order and government of the City, and to impose such pains, penalties and forfeitures as may be needed to carry the same into effect. *Provided,* That such ordinances shall not be inconsistent with the Constitution and laws of the United States, or of this State: *And, provided further,* That for no offence made punishable by the ordinances and laws of the City shall a fine of more than \$500 be assessed, nor imprisonment for a period of time greater than 60 days.

SEC. 43. *Method of Passing Ordinances.* Every ordinance shall be read by sections at three several meetings of the Council, unless, in case of emergency, two-thirds of the members present shall deem it expedient to dispense with this rule; but the reading of an ordinance by sections on its final passage shall in no case be dispensed with, and the vote on the final passage of every ordinance shall be taken by yeas and nays, to be recorded by the Clerk in the proceedings of such meeting; and a majority of the members present shall be necessary to pass an ordinance. Every ordinance that may have passed the Council shall, before becoming a law, be certified by the Clerk to the Mayor; and if the Mayor approves the ordinance he shall sign it; but if not, he shall return it with his objection in writing to the Council at its next regular meeting; and the Council shall cause such objection to be entered upon its record, and proceed to re-consider the ordinance; if, after such re-consideration, it shall pass the Council by a two-thirds vote of the members present, which vote shall be entered on the record of the proceedings, it shall become a law. If any ordinance shall not be returned by the Mayor on or before the next regular meeting after the meeting at which it was passed, the same shall be a law, in like manner as if he had signed it.

SEC. 44. *Record and Publication of Ordinances.* It shall be the duty of the City Council to keep, or cause to be kept, a regular record of their proceedings and ordinances, and they shall promulgate, without unnecessary delay, all laws and ordinances which they may enact by posting the same at they door of the City Hall, and at the public market place, or by publishing the same in a newspaper in said City; in either case for a period of not less than four weeks.

SEC. 45. *General Powers.* It shall be the duty of the City Council to direct all the affairs of the City, let all contracts, to act on all bills presented against the City, to regulate, improve, alter, extend, and open streets, lanes and avenues, to cause encroach-



ments and obstructions, decayed buildings and ruins to be removed; to construct drains and sewers and regulate and control the grading, construction and repairs of streets, pavements and sidewalks, and perform such other duties as the Revised Statutes of Florida and the Acts of the Legislature may prescribe, and pass such ordinances as may be necessary to enforce the same.

SEC. 46. *President, Mayor pro tem.* In case of the absence, sickness or other disability of the Mayor, the President of the Council shall act as Mayor for the time being, and while so acting, shall be disqualified from presiding over the Council, who shall elect a President *pro tem.*, to preside so long as the disability of the Mayor exists

SEC. 47. *To Elect Certain Officers.* It shall be the duty of the City Council, as soon after their organization as may be practicable, to elect by a majority of the members present, voting by yeas and nays, a City Attorney, a City Physician, and such other officers as the business of the City may require, the appointment of which is not otherwise provided for, who shall each hold his office during the pleasure of the Council, and whose duties and compensation shall be fixed by the Council.

#### ARTICLE V.—CITY ATTORNEY.

SEC. 48. *Duties Of.* The City Attorney shall be the legal adviser of the Mayor and City Council; he shall attend all regular meetings of the Council, and shall defend all suits brought against the City, and bring such suits as may be considered necessary by the City Council.

#### ARTICLE VI.—CITY PHYSICIAN.

SEC. 49 *Duties Of.* It shall be the duty of the City Physician to attend all cases of sickness that may occur among the City Paupers and Prisoners, and he shall be the "Health Officer" of the City.

It shall also be the duty of the City Physician to attend all members of the Police Force and Fire Department who may be injured in the discharge of their duties.

#### ARTICLE VII.—CITY POLICEMEN.

SEC. 50. *Oath of Office.* In addition to the oath prescribed by Section 663, Revised Statutes, Policemen shall be required to take the following oath, to-wit: I, A. B. do solemnly swear that I will, during my continuance in office, to the best of my skill and ability, faithfully discharge all duties that may be required of me, and that I will in all cases conform to the ordinances of the City of Sanford, and its police regulations, and

that I will forthwith report all violations of the ordinances which may come to my knowledge to the Marshal or Mayor; so help me God.

SEC. 51. *Uniform.* The Policemen, while on duty, shall be required to wear a uniform of navy blue with brass buttons, and shall keep in a conspicuous place about his person his badge of office, and shall wear a belt with club and pistol.

SEC. 52. *Duties.* It shall be the duty of the Policemen when on duty to remain on the streets, and to keep moving about within the limits of their respective beats, never remaining longer in one place than ten minutes, unless required to do so in discharge of duty; nor shall he enter any dwelling house, office, store, saloon, restaurant, billiard or pool room, or any other place of amusement, unless required to do so in discharge of his duty; *provided*, nothing in this ordinance shall be construed as preventing policeman from getting his meals.

It shall be the duty of the policemen to arrest all violators of the City ordinances and laws of the State, as provided in Sections 29 and 30 of Article 2 of Chapter 4 hereof.

SEC. 53. *Shall be Sanitary Inspector.* It shall be the duty of the Police, when detailed by the Mayor for that purpose, to act as Sanitary Inspector of the City, and while so acting, shall be governed by ordinances providing duties and powers of Sanitary Inspector, Sections 55 to 57 hereof, inclusive.

SEC. 54. *Penalty.* Any member of the Police Force may be removed by the Mayor for good cause, subject, however, to the approval of the City Council at its next regular meeting, to which it shall be the duty of the Mayor to report any removals made by him.

Any member of the Police force may be suspended by the Mayor for good and sufficient reasons, and pending such suspension, a police uniform or badge shall not be worn, and no salary shall be drawn during such suspension.

#### ARTICLE VIII—SANITARY INSPECTOR.

SEC. 55. *Who to act, and when.* A member of the Police force shall be detailed by the Mayor to act as Sanitary Inspector, at such times and for such periods as the Mayor shall designate, which times and periods shall be regulated by the requirements of ordinance and the rules and regulations of the State and County Boards of Health.

SEC. 56. *Duties of.* As Sanitary Inspector, it shall be the duty of said policeman to perform all duties ordinarily pertaining to such office; such as inspecting front and back yards, out-buildings, vacant and half vacant lots, alleys, vaults, privies, gutters, drains, cess-pools, etc., as to their sanitary condition; and he shall be authorized to require the occupants or owners

of premises to clean and purify all such places, and every other filthy or unclean place, within twenty-four hours. He shall report all parties failing to comply with the above requirements to the Mayor, who shall issue his war ant to the Marshal commanding the party so offending to appear before him, to be dealt with according to ordinance. The Inspector shall report to the Mayor the non-observance of any of the rules of the State or County Boards of Health, which rules the Inspector shall, when practicable, read to any person violating the same, and demand a prompt compliance therewith. (See Section 132 hereof.)

The Inspector shall make daily inspections of the City Market, as provided in Section 168 hereof.

SEC. 57. *Report.* It shall be the duty of the Sanitary Inspector to make weekly reports to the Mayor of the sanitary condition of the City, including in the report the number of buckets in use and their condition.

He shall from time to time make such other reports as the Mayor, by virtue of the rules and regulations of the State and County Boards of Health, may direct.

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## CHAPTER 5.

### COMPENSATION OF OFFICERS.

SEC. 58. *Mayor.* The salary of the Mayor shall be Four Hundred Dollars (\$400) per annum, payable monthly, and he shall receive no other compensation.

SEC. 59. *Marshal and Collector.* The salary of Marshal and Collector shall be Seven Hundred and Twenty Dollars per year, payable monthly, and he shall receive no other compensation.

SEC. 60. *Clerk, Treasurer and Assessor.* The Clerk, Treasurer and Assessor shall be paid a salary of Seven Hundred and Twenty Dollars per year, payable monthly, and such fees on the redemption of tax certificates and license fees as provided by law, and shall receive no other compensation.

SEC. 61. *Aldermen.* Each member of the City Council shall be entitled to receive the sum of Two Dollars for attendance upon each regular meeting of the Council, payable annually at the end of each fiscal year. The salary accounts to be made up from the record of attendance at regular meetings.

SEC. 62. *City Attorney.* The City Attorney shall be paid a salary of One Hundred Dollars per annum, payable quarterly.

SEC. 63. *City Physician.* The City Physician shall be paid a salary of Two Hundred Dollars per annum, payable monthly, and he shall furnish all medicine required in the attendance on City patients

SEC. 64. *Policemen.* The Policemen shall be paid a monthly salary not exceeding Fifty Dollars per month, and shall receive no other compensation.

SEC. 65. *Fire Department.* The Fire Department shall be paid a monthly compensation of not exceeding Fifty Dollars, and the Chief thereof One Hundred Dollars per year.

SEC. 66. *Construction of Chapter 5* Nothing in this chapter shall be construed as changing the amount of the compensation of officers who hold their office by virtue of an election that took place prior to the passage of this law.

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## CHAPTER 6.

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### TAXES AND LICENSES.

#### ARTICLE I.—TAXES.

SEC. 67. *Subjects of Taxation.* All property, real and personal, in this City, not expressly exempted by laws of the State, shall be subject to taxation in the manner provided by ordinance.

SEC. 68. *Property Defined.* Real and personal property, for the purpose of taxation, shall be defined and construed in accordance with Sections 329 and 330 of the Revised Statutes of the State of Florida

SEC. 69. *Other Definitions.* The definitions of money, credits, lots, or parcels of land, gender, number and oath used in this chapter, shall be the same as prescribed by Section 331 of the Revised Statutes of the State of Florida.

SEC. 70. *Property Exempt.* All property exempted from taxation for State purposes, as provided in Section 4, Chapter No 4010, Appendix of the Revised Statutes of the State of Florida, shall be exempt from taxation for city purposes.

SEC. 71. *Blanks.* The City Clerk, at the expense of the City, shall cause to be printed and delivered to the proper officers all blank receipts, certificates, reports, warrants, licenses, and all other blanks and books provided for by ordinance. All receipts, certificates, licenses, orders and warrants shall be bound in book form containing appropriate stubs.

SEC. 72. *List of Taxable Property.* Between the first day of March and the first Monday in August in each year the Asses-

essor shall ascertain by diligent inquiry all taxable property, real and personal, within the limits of the City, and the owner thereof, on the first day of January, and shall make out duplicate assessment rolls of all such taxable property. The assessment of personal property shall be made separate from the assessment of real estate. The assessment rolls shall be prepared in conformity with the law governing State and County assessments so far as the same may apply.

SEC. 73. *Review by Council* The Assessor shall complete the assessment rolls of the City on or before the first Monday in August in every year; on which day such Assessor shall meet with the City Council at the Council Chamber for the purpose of reviewing and equalizing the assessment, and they may continue in session for that purpose from day to day as long as shall be necessary. Should the Council increase the value fixed by the Assessor of any property, due notice thereof shall be given the owner or agent of such property, if a resident and known, at least fifteen days before the day on which the Council will be in session, to hear any reasons, as such person may desire to give, why the valuation fixed by the Council should be reduced. The Council shall meet on the first Monday in September of each year for the purpose of hearing complaints from the owners or agents of any property the value of which shall have been raised by them, and for that purpose the Council may continue in session from day to day as long as the Council may deem necessary.

SEC. 74. *Equalization.* The Council shall have full power to equalize the assessment of the property in the city and for that purpose may raise or lower the value fixed by the Assessor, keeping within the valuation prescribed by the law of the State.

SEC. 75. *Levy.* On the third Monday in August of each and every year, the Council shall determine the amount to be raised by taxation for municipal purposes, and shall fix and determine the rate of taxation for the current year.

SEC. 76. *Disposition of the Roll* It shall be the duty of the Assessor, immediately after the assessment of the City has been reviewed and equalized by the Council, and the amount to be raised for municipal purposes determined, to calculate and carry out the several amounts of such taxes in separate columns prepared for that purpose in the assessment roll, setting opposite the aggregate sum set down as the valuation of real and personal estate the respective sums assessed as taxes thereon in dollars and cents, and add up the columns of valuations and amounts of taxes, and make therein such recapitulatory tables as may be necessary to determine the important facts in relation to the assessment. And the said Assessor shall make a copy of said assessment roll, when thus completed, and shall annex to the original and the copy the affidavit in Section 36 of Chapter

No. 4010 of the Appendix of the Revised Statutes of Florida, which copy, with the original, he shall submit to the City Council, at a meeting to be held on the first Monday in October of each year, at which meeting the Council shall examine and compare such original and copy, and cause the Assessor, who shall attend such meeting, to correct all mistakes and inaccuracies in descriptions, or of other character; and after such rolls shall have been examined and corrected, the Council shall endorse on them a certificate that they have so examined them, and that they are correct, which certificate shall be signed by at least three members of the Council; and the Assessor shall then issue and annex to one of said rolls the warrant as hereinafter provided, and a copy of said warrant shall be recorded in the minutes of the Council.

SEC. 77. *Warrant to Collector.* To the assessment roll delivered to the Tax Collector, a warrant under the hand of the Assessor shall be annexed in the following form, to wit:

STATE OF FLORIDA, }  
 COUNTY OF ORANGE, }  
 CITY OF SANFORD. }

To....., *Tax Collector of the City of Sanford, Florida:*

You are hereby commanded to collect out of the real and personal property, and from each of the persons and corporations named in the annexed roll, the taxes set down in each roll opposite each name, corporation or parcel of land therein described; and in case the taxes, so imposed, are not paid before the first day of March of any year, you are to collect the taxes on the personal property by levy and sale of the goods and chattels of the person so assessed, or of the person or corporation so taxed, and the tax on personal property must be collected without resort to real property; and on the first day of April you must certify to the City Clerk the amount of taxes due and unpaid on real property, in such manner and form as the Council may direct; all sums collected you are to pay to the City Treasurer at such times as may be required by ordinance; and you are further required to make all collections on or before the first day of April, and you will make final settlement to the City Clerk and Council on or before the tenth day of April.

Given under my hand and seal this the..... day of  
 ....., A. D. 189.....

.....  
 Assessor of Taxes,  
 City of Sanford, Florida.

SEC. 78. *Extension of Time.* Should the Assessor fail or neglect, for any cause, to complete the assessment roll on or before the second Monday in August of any year, the same shall be completed at the earliest practicable day thereafter, and pre-

sented to the Council for correction and equalization; and thereupon such assessment shall be held and deemed legal and valid as if completed on or before the second Monday in August, and the subsequent proceedings therein shall be substantially the same as if it had been completed at that time.

SEC. 79. *Collection of Taxes.* The Collector of the City, on receipt of the roll for the current year, with the warrant annexed, shall proceed to collect the taxes charged in each list, and for that purpose shall be required to give at least ten days' notice of the time when and place where he may be found, and the time when taxes are due. Said notice shall be given by advertisement in a newspaper published in the city for two consecutive weeks, or by posting in three of the most public places in said City.

All taxes shall be due and payable after the first Monday in November of each and every year, and the Collector is hereby vested with the power, and it shall be his duty, to collect by levy and sale of the goods and chattels assessed, all taxes that may remain unpaid on the first day of March.

SEC. 80. *Sales of Personal Property.* When personal property shall be levied upon for any taxes, the Collector shall give public notice of the time and place of such sale, by advertisement, to be posted up in at least three public places in the City, and the property sold shall be present if practicable; but at any time previous to the sale, the owner or claimant of such property may release the same by the payment of the taxes and the charges for which the same was liable to be sold.

SEC. 81. *Other Duties.* It shall be the duty of the Collector to proceed substantially in the same manner in the collection of taxes and the sale of personal property for non-payment of taxes, as by law provided for State tax collectors; and for taxes due by any railroad or telegraph company, he may levy upon and sell any property within the corporate limits of the City belonging to such company other than land, or railroad track or telegraph line.

SEC. 82. *Certification of Real Estate.* All lands upon which taxes are due the City, and which remain unpaid on the first Monday in April of any year, shall be certified by the City Tax Collector to the City Clerk, who shall proceed in its disposal in the same manner as provided by law for the redemption and disposition of lands certified to the State for non-payment of taxes. The City Clerk and Aldermen shall constitute a board to fix the value for the sale of such lands. All persons have the same right of redemption as are allowed in the redemption of State lands certified for taxes.

SEC. 83. *When not to Receive Taxes.* When the Collector shall have closed his books, as herein provided, it shall not be lawful for said Tax Collector to receive further moneys that

may remain due upon land; and within thirty days after the date of closing of said books, it shall be the duty of the Tax Collector to make out a list in duplicate of all the lands upon which taxes have not been paid, showing, by said list, the number of each certificate, the name of the owner, as returned, the description of the land and the amount due thereon. One of said lists shall be delivered to the City Clerk, who shall enter the same in a book for that purpose, in the form in which said lands are assessed, and the Collector shall retain the other copy and the Collector shall also, within thirty days after the closing of said books, certify to the City of Sanford, and send certificates to the City Clerk in such form as the Council may direct, all the lands in the City upon which the taxes may remain unpaid.

SEC. 84. *List to be Published.* It shall be the duty of the City Clerk, within one year after which such certificates have been sent to him, to have made out and cause to be published in some newspaper, selected by the Council, published in the City, and shall cause to be posted at the door of the Council Chamber in the City, a list of all the lands which have been certified to the City of Sanford by the Tax Collector, eliminating from said list all lands redeemed or not subject to taxation; said list shall be published once a week for four successive weeks; and, if no newspaper shall be published in the City, then said list of lands, so posted, shall be deemed a sufficient publication.

SEC. 85. *Redemption of Lands.* Any person or persons, agent or agents, creditors or other persons having an interest therein, claiming any of the lands or part thereof, so certified, at any time within two years after the closing of the tax books by the Collector, as herein provided, may redeem said lands, or any part thereof, by making affidavit that he or she is the owner or agent, creditor or other person having an interest therein, and paying to the Clerk the amount of taxes due upon said land at the time of its certification, and interest at 25 per cent. per annum up to the date of its redemption; and all subsequent taxes and fees as hereafter provided.

It shall be the duty of the Clerk, upon receipt of said taxes, interest and fees, to at once cancel the certificate, or such portion thereof, as the part or interest redeemed shall amount to, and shall deliver said certificate to the party so redeeming, if the entire land represented therein shall have been redeemed; or a redemption certificate, under his hand and official seal, showing what portions or interest of such lands have been redeemed, noting same on back of said original certificate, and note the fact of such redemption upon the list recorded in his office.

SEC. 86. *Redemption Fees.* When any lands are redeemed under the provision of above Section, the Clerk shall charge and receive the following fees: For taking affidavit, 20 cents;



redemption fee, 50 cents; and in case said redemption occurs after the publication of the list, a further fee of One Dollar shall be charged to cover expense of clerical work and advertisement.

SEC. 87. *When Title to Vest in the City.* The City's title to all lands which shall have been certified to it, and which shall not have been redeemed, shall mature and become absolute at the expiration of two years from its certification; and all such lands shall be placed by the Clerk upon the City's list of lands, and, when sold by the City, all proceeds arising therefrom, over and above the amount of taxes, interest and cost, shall be placed to the credit of the general revenue funds of the City. That the owner, agent, creditor or other person, having an interest therein, may redeem said land even after the expiration of two years from the certification, if the land has not been sold by the City.

SEC. 88. *Board to Grade Tax Lands.* The City Clerk and Council are hereby constituted a board, whose duty it shall be to grade and list all lands to which the City may have acquired title under the operation of this law, and it shall be their duty to fix such prices upon the said land as in their judgment should be placed upon the same, which grading and valuation they may change, when considered necessary.

SEC. 89. *How Deeds shall be Issued.* All deeds issued by the City to such lands shall be similar in form to the deed adopted by the State Comptroller for similar purpose, and when any lands to which the City may have acquired title under the operations of this law, shall have been graded and priced, as provided in Section 88, hereof, they shall be entered upon a record to be kept by the City Clerk for that purpose, and by him held for sale; and when any of such lands are sold, a deed to the same shall be executed and signed by the Mayor and Clerk, conveying to the purchaser all the right, title and interest that the City may have acquired under the provisions of this law.

SEC. 90. *Record in County Clerk's Office.* It shall be the duty of the City Clerk to cause to be recorded the list of lands which have been certified to the City as advertised, as provided in Section 84, hereof; in the public records of Orange County, Florida. This list shall be recorded at the expiration of the time provided for its publication.

## ARTICLE II—LICENSES.

SEC. 91. *Prescribing the Several Licenses, Taxes on Trades, Occupations and Professions in the City of Sanford, and Fixing Penalties for their Non-payment.* No person shall engage in or manage the business, occupation or profession mentioned in this section unless a city license shall have been obtained from the Collector, which license shall be issued to each person on receipt

of the amount hereinafter provided, together with the Clerk's fee of twenty-five cents for each license, which shall be signed by the Collector, countersigned by the Clerk and have the City's seal upon it. No license shall be issued for more than one year, and all licenses shall expire on the first day of October of each year; but fractional licenses, as hereinafter provided, may be issued to expire on that day at a proportionate rate, estimating from the first day of the month in which the license is so issued, and all licenses may be transferred, with the business for which they were taken out, when there is a *bona fide* sale and transfer of the property used and employed in the business as stock in trade; but such transferred license shall not be held to be good for any longer time than that for which it was originally issued.

*First.* Keepers of hotels or boarding houses having accommodations for two hundred or more lodgers or boarders, shall pay a license tax of seventy-five dollars; with accommodations for from one hundred to two hundred lodgers or boarders, fifty dollars; with accommodations for from seventy-five to one hundred lodgers or boarders, twenty-five dollars; for from fifty to seventy-five lodgers or boarders, twelve dollars and fifty cents; with accommodations for from twenty-five to fifty lodgers or boarders, five dollars; with accommodations for from ten to twenty-five lodgers or boarders, two dollars and fifty cents. Public eating saloons or restaurants, having accommodations for seating twenty or more persons, seven dollars and fifty cents; and those less than twenty persons two dollars and fifty cents. Accommodations for lodgers shall be construed to mean the number of beds habitually kept for such lodgers, and not the number of rooms contained in the house.

*Second.* Keepers of billiard tables, ball pool tables, or other tables where billiards or pool of any kind is played, when such tables are kept for other than private use, shall pay for each table a license tax of seven dollars and fifty cents; and all keepers of bowling alleys, skating rinks and shooting galleries when kept for other than private use, for each gallery, rink or alley, shall pay a license tax of seven dollars and fifty cents; *Provided*, That the license for billiard tables outside of and disconnected with a bar room or its proprietors, shall pay a license tax of five dollars for each table. *Provided, further*, That no holder of license under the second clause hereof shall permit minors under the age of twenty-one years to play billiards or pool.

*Third.* Dealers in spirituous, vinous or malt liquors shall pay a license tax of two hundred and fifty dollars for each place of business, and dealers paying the same, and receiving a license therefor, shall be authorized to sell spirituous, vinous or malt, or any of such liquors; but neither spirituous, vinous or malt liquors shall be permitted to be sold unless said license tax is first paid and a license therefor first taken out. *Provided*, That

makers of domestic wines shall be permitted to sell the same in quantities of not less than one quart without being considered dealers. *Provided, further,* That druggists may sell such mixtures as are made officinal in the United States Dispensatory without being required to take out a license to sell spirituous, vinous or malt liquors. Any person or persons who shall engage in the sale of such liquors as are described in this section, without having first obtained a license as provided, shall be deemed guilty of a misdemeanor, and upon conviction be fined in the sum of not more than fifty dollars, or imprisonment at hard labor on the streets for not exceeding thirty days, either or both at the discretion of the Mayor.

*Fourth.* Merchants, store-keepers and druggists, with a capital stock of less than five hundred dollars, shall pay a license tax of one dollar and fifty cents; from five hundred to one thousand dollars, shall pay a license tax of two dollars and fifty cents; and from one thousand dollars to five thousand dollars, five dollars, and over five thousand dollars, seven dollars and fifty cents for each place of business. *Provided,* That dealers in cigars and tobacco, who pay no other license tax, shall pay a license tax of two dollars and fifty cents. Manufacturers of cigars and tobacco, who employ more than ten workmen, shall pay a license tax of five dollars for each and every place of business in the city.

*Fifth.* Sewing machine, lightning rod, insurance agents or insurance brokers, shall pay a license tax of five dollars. Any insurance agents and insurance brokers, sewing machine agent or lightning rod agent who neglects to pay the license tax provided for in this section, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not exceeding fifty dollars, or imprisonment in the City jail at hard labor on the streets not exceeding thirty days; and every person who shall seek, secure or transact any insurance business, or business for an insurance company, or agent, shall be deemed an insurance agent within the meaning of this ordinance. *Provided,* That any merchant keeping sewing machines for sale as other merchandise, shall not be considered a sewing machine agent under this ordinance.

*Sixth.* Land agents shall pay a license tax of seven dollars and fifty cents. Auctioneers for the sale of land, or other property, shall each pay a license tax of five dollars; and in addition thereto a tax of one-fourth of one per cent. upon the gross amount of sales made by them; but when the sale is of personal property of a traveling dealer, trader, merchant or salesman, they shall pay two and a half per cent. of such sale. All auctioneers for the sale of lands or other property shall, on the first Monday of each month, render to the Collector of this City a full and accurate report in writing, to be sworn to before some

one qualified to administer oaths, of all sales made by them, and shall, at the same time, pay over to the Collector the amount due thereon, taking his written receipt therefor. Any auctioneer who neglects to make such report to the Collector, or pay over said tax as required by this ordinance, shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine of not more than fifty dollars, or imprisoned at hard labor on the streets not exceeding twenty days, one or both at the discretion of the Mayor.

*Seventh.* Keepers of livery, sale or feed stables, when not less than four nor more than eight horses or mules are kept for hire, sale or feed, shall pay a license tax of two dollars and fifty cents; when not less than eight nor more than twelve horses or mules are kept for hire, sale or feed, shall pay a license tax of seven dollars and fifty cents; when more than twelve horses or mules are kept for hire, sale or feed, shall pay a license tax of ten dollars.

*Eighth.* For each circus there shall be paid a license tax of fifty dollars, and no fractional license shall be issued for circuses. Theatrical shows or minstrel troupes, or other traveling exhibitions, shall pay a license tax of five dollars for each performance: *Provided,* That managers of theaters employing traveling troupes, theatrical, operatic or minstrel, giving performances in buildings fitted up for such purposes, shall be allowed to give as many performances in such building or theatre as they wish on payment of five dollars per annum.

*Ninth.* Hawkers or venders of medicines, drugs or other preparations purporting to possess medical virtues, who by harangues or other means, practices or devices, attempt to induce the assembling of crowds for the disposing of such medicines or drugs, shall be required to pay a license tax of fifty dollars for each day in which they may attempt to sell such drugs or medicines, and no fractional licenses shall be issued in such cases.

*Tenth.* All book agents shall pay a license tax of five dollars. Hawkers and peddlers shall each pay for license a tax of one hundred and fifty dollars: *Provided,* The words book agent, peddlers and hawkers shall not apply to the venders of religious books only. All unlicensed traveling dealers, who shall bargain or sell any goods, wares or merchandise, including wines, beers and liquors, for cash or otherwise, by samples or in any other manner, for present or future delivery, to any other person whatever, except a licensed dealer, shall be deemed a peddler under this ordinance.

*Eleventh.* All banks or bankers, banking firms or brokers having a capital stock of one hundred thousand dollars or more, shall pay a license tax of fifty dollars; having a capital stock of fifty thousand dollars and less than one hundred thousand dol-

lars, shall pay a license tax of twenty-five dollars; having a capital stock of twenty-five thousand dollars and less than fifty thousand dollars, shall pay a license tax of fifteen dollars; having a capital stock of less than twenty-five thousand dollars, shall pay a license tax of ten dollars.

*Twelfth.* All dealers in pistols, bowie knives or dirk knives, shall pay a license tax of five dollars: *Provided*, That such pistols, bowie knives and dirk knives shall not be sold to minors. Every violation of this clause shall be punished by a fine not exceeding fifty dollars, or by imprisonment and hard labor on the streets, not exceeding twenty days; either, or both at the discretion of the Mayor.

*Thirteenth.* All dentists and lawyers practicing their profession in the City of Sanford and having an office here, shall pay a license tax of five dollars.

*Fourteenth.* Each electric light, water works, gas light and telephone company shall pay a license tax of fifty dollars.

SEC 92. Any person, or firm, or association that shall carry on or conduct any business or profession for which a license is required without first obtaining such license, except in such cases as are otherwise provided for in this ordinance, shall be deemed guilty of a misdemeanor, and on conviction shall be punished by a fine of not more than double the amount required for such license, or by imprisonment and labor not exceeding thirty days. The payment of all license taxes may be enforced by the seizure and sale of property by the Collector, and it shall be the duty of the Collector to report to the Mayor any violation of this ordinance.

SEC 93 *Regulating Vehicles for Hire.* It shall be the duty of every person running a hack, omnibus, cart, dray, wagon or hand-cart for hire, within the corporate limits of the City of Sanford, Fla., to apply for, and procure from the Collector of taxes a license, to be numbered in the order of its issue, and for every such license, persons applying for the same, shall pay annually for every one-horse vehicle or hand-cart, the sum of three dollars; and for every double team, the sum of five dollars; and every person or persons procuring a license, aforesaid, shall be furnished by the City with a mark, or number, in durable figures, easily distinguishable, and he shall attach it on some conspicuous place upon the side of the vehicle so licensed. All draymen, hackmen, and others may charge the following rates, and no more:

For passengers, within the City, each.....	.25 cents
For merchandise, household goods, small packages, etc ;	
For five squares or less, single dray loads.....	.15 cents
Double dray or wagon loads, for five squares or less...	.25 cents
For more than five squares, for single drays, for each additional square.....	.03 cents

Double drays, for each additional square, more than five squares.....	.05 cents
For lumber, per thousand, anywhere in the City.....	\$1.25
Brick, anywhere in the City, per thousand.....	\$1.00
Hogsheads, safes, mills, and other extra heavy articles fifty per cent. in addition to the above rates.	
Trunks to any part of the City, for each trunk.....	.25 cents

*Provided, however,* that nothing herein shall be construed to prevent persons from contracting at rates other than the above.

SEC 94. *Penalty.* Any person violating the provisions of Section 93 shall, upon conviction by the Mayor, be fined not exceeding five dollars, or imprisoned not exceeding five days, and forfeit his or her license, at the discretion of the Mayor.

## CHAPTER 7.

### CRIMES AND PENALTIES

#### ARTICLE I—OFFENCES AGAINST THE PERSON.

SEC. 95. *Assault and Threats.* Whoever commits an assault or threatens to do bodily harm to another shall be punished by fine of not less than one nor more than fifty dollars, or imprisoned at hard labor not less than one nor more than fifty days, or both, at the discretion of the Mayor.

#### ARTICLE II—OFFENCES AGAINST THE PUBLIC PEACE.

SEC. 96. *Affray* All persons guilty of an affray or riot shall be punished by fine of not less than one nor more than fifty dollars, or by imprisonment at hard labor for not exceeding fifty days.

SEC. 97. *Unlawful Assemblies.* If three or more persons meet together to commit a breach of the peace or to do any other unlawful act, each of them shall be punished by fine not exceeding fifty dollars or imprisonment at hard labor not exceeding fifty days.

SEC. 98. *Disorderly Conduct.* Whoever is guilty of disorderly conduct or commits a breach of the peace shall be punished by fine, not exceeding fifty dollars, or imprisonment not exceeding fifty days.

SEC. 99. *Mayor to Disperse Riotous Assembly.* If any number of persons, whether armed or not, are unlawfully, riotously or tumultuously assembled in the City, it shall be the duty of the Mayor or of any Alderman of the City to go among the persons so assembled, or as near to them as may be with safety, and in the name of the State to command all the persons so assembled immediately and peaceably to disperse, and if such persons do

not immediately and peaceably disperse, it shall be the duty of said officer to command the assistance of all persons in seizing, arresting and securing such persons in custody, and if any person present, being so commanded to aid and assist in seizing and securing such rioters or persons so unlawfully assembled, or in suppressing such riot or unlawful assembly, refuses, or neglects to obey such command, or, when required by such officer to depart from the place, refuses and neglects to do so, he shall be deemed one of the rioters or persons unlawfully assembled, who shall be punished by fine not exceeding two hundred dollars or imprisonment not exceeding sixty days at hard labor, or both.

SEC. 100. *Abusive Language, Cursing, Throwing Stones, etc.* Whoever is guilty of using abusive or obscene language, cursing on the street, throwing stones or using a slingshot shall be punished by fine not exceeding fifty dollars or imprisonment at hard labor not exceeding fifty days, or both.

SEC. 101. *Disturbing Worship.* Any person or persons who shall disturb or wilfully interrupt any assembly of people, met for the worship of God, or other lawful assembly, shall be fined not more than fifty dollars or imprisoned more than thirty days, or both.

SEC. 102. *Using Firearms.* Any person who shall be guilty of firing a gun or a pistol in the street, vacant lots, public squares or other places within the limits of the City, unless duly authorized to do so by the authorities of the city, shall be fined not more than ten dollars or imprisoned at hard labor not more than ten days.

#### ARTICLE III—PROCESS.

SEC. 103. *Refusal to Execute.* If any officer of the City, authorized to serve process, wilfully and corruptly refuses to execute any lawful process to him directed, and requiring him to apprehend and confine any person convicted or charged with an offense, or wilfully and corruptly omits or delays to execute such process, whereby such person escapes and goes at large, he shall be punished by fine not exceeding one hundred dollars or imprisonment not exceeding sixty days, or both.

SEC. 104. *Resisting.* Whoever shall obstruct or oppose any officer of this City, or legally authorized person, in the execution of legal process, or in the lawful execution of any legal duty, shall be punished by fine not exceeding one hundred dollars or imprisonment not exceeding sixty days at hard labor, or both.

SEC. 105. *Refusal to Aid Officer.* Whoever refuses or neglects to render the Marshal, Deputy Marshal or Police all assistance in the execution of their duty, when called on, not being physi-

cally incapacitated, shall be punished by fine not exceeding one hundred dollars or imprisonment not exceeding sixty days

#### ARTICLE IV—ESCAPES.

SEC. 106. *Permitting.* If the Marshal, Deputy Marshal, Policeman or Guard or other officer voluntarily suffers a prisoner in his custody upon conviction of any criminal charge to escape, he shall suffer the like punishment and penalties as the prisoner suffered to escape was sentenced to or would be liable to suffer, upon conviction of the offense wherewith he stood charged.

SEC. 107. *Negligence.* If the Marshal, Deputy Marshal, Policeman or other officer, through negligence, suffer a prisoner in his custody upon conviction of any criminal charge to escape, he shall be punished by fine not exceeding one hundred dollars or imprisonment not exceeding thirty days.

SEC. 108. *Aiding.* Whoever aids or assists a prisoner in escaping or attempting to escape from an officer of the City or the person who has lawful custody of such prisoner, or from the jail or other place of confinement, shall be punished by fine not exceeding three hundred dollars or imprisonment not exceeding sixty days, or both

#### ARTICLE V—IMMORALITY AND INDECENCY OF CONDUCT.

SEC. 109. *Brothels.* Whoever keeps a house of ill fame, resorted to for the purpose of prostitution or lewdness, shall be punished by fine not exceeding one hundred dollars or by imprisonment not exceeding sixty days at hard labor, or both

SEC. 110. *Drunkenness.* Whoever is guilty of drunkenness by the voluntary use of intoxicating liquor, shall for the first offence be punished by fine not exceeding five dollars, and for any like offence committed after the first conviction by fine not exceeding ten dollars, or by imprisonment ten days.

#### ARTICLE VI—LIQUORS.

SEC. 111. *Selling without License.* Whoever sells intoxicating liquors, wines or beer without a City license shall be punished by fine not exceeding fifty dollars, or imprisonment in the City jail not exceeding thirty days. (See Section 91.)

#### ARTICLE VII—ROGUES AND TRAMPS.

SEC. 112. *Penalty.* Rogues and vagabonds, idle and dissolute persons who go about begging, persons who play at swind-



ling games, common night-walkers, pilferers, and lewd, wanton and lascivious persons in speech and behavior, shall be punished by fine not exceeding twenty-five dollars, or imprisonment at hard labor not exceeding thirty days.

#### ARTICLE VIII—GAMBLING.

SEC. 113. *Keeping Gambling House.* Whoever by himself, his servant, clerk or agent, or in any other manner has, keeps, exercises or maintains a gaming table or room, or gaming implements or apparatus, or house, booth, tent, or other place for the purpose of gaming or gambling, or in any place of which he may directly or indirectly have charge, control, or management, either exclusively or with others, procures, suffers or permits any person to play for money or other valuable thing at any game whatever, whether heretofore prohibited or not, shall be punished by fine not exceeding fifty dollars, or by imprisonment at hard labor not exceeding sixty days.

SEC. 114. *Gambler.* Whoever plays or engages in any game at cards, keno, roulette, faro or other game of chance, at any place, by any device whatever, for money or other thing of value, shall be punished by fine not exceeding twenty-five dollars or by imprisonment at hard labor not exceeding thirty days.

SEC. 115. *Officer Empowered to Break into Gambling Houses.* The City Marshal having good reason to believe that gambling is being carried on in any house or other place, he may enter the same forcibly, if necessary, and without written warrant, and may arrest any person violating the provisions of this article.

SEC. 116. *Disposition of Apparatus.* The Marshal, when any of the implements, devices or apparatus commonly used for gambling purposes, are found in any house or other place used for the purpose of gaming, shall seize the same and hold them subject to the discretion of the Mayor, to be used as evidence.

#### ARTICLE IX—NUISANCES.

SEC. 117. *Bonfires.* Whoever is concerned in causing or making a bonfire within ten rods of any house or building shall be punished by fine not exceeding ten dollars, or by imprisonment at hard labor for not more than ten days.

SEC. 118. *False Alarms of Fire.* Whoever, without reasonable cause, by outcry or the ringing of bells, or by turning in through the fire alarm boxes, or otherwise, makes or circulates, or causes to be made or circulated, a false alarm of fire, shall be punished by fine not exceeding fifty dollars, or by imprisonment at hard labor not exceeding thirty days.

SEC. 119. *Disorderly Places.* Any owner or keeper of a ho-

tel, boarding house, bar, billiard or pool room, bowling alley, or other public house, who shall allow or permit any persons who may resort to their houses by day or by night, to disturb their neighbors or the public peace by loud cries, talking, boisterous songs, or other noise calculated to interrupt the peace and quietude of the neighbors, shall be punished by fine not exceeding fifty dollars, or imprisonment at hard labor not exceeding fifty days.

#### ARTICLE X—ANIMALS.

SEC. 120. *On Sidewalks.* No horse, mule, ass, or other animal shall be hitched, ridden or allowed to stand on any of the sidewalks of the City, and any person violating the provisions of this section, shall be punished by fine not exceeding five dollars, or imprisoned at hard labor not more than five days.

SEC. 121. *Cruelty to.* Whoever shall be guilty of cruelty to animals, by excessive beating or excessive and unnecessary hard driving, or by failure to provide sufficient food and water, shall be punished by a fine not exceeding fifty dollars, or by imprisonment at hard labor not more than fifty days.

#### ARTICLE XI.—OBSTRUCTING STREETS.

SEC. 122. *Penalty.* Whoever by himself, agent or servant obstructs any street, sidewalk or alley of the City with lumber, building material, fences or other structures or rubbish, without first having obtained permission to do so from the Mayor, he or she shall be notified by the Marshal to remove the same within twenty-four hours, and on failure to do so, he or she shall be punished by fine not exceeding fifty dollars or imprisonment not exceeding ten days, or both.

#### ARTICLE XII.—BAR ROOMS.

SEC. 123. *Hours.* Any dealer in spirituous, vinous or malt liquors who shall keep open saloon or dispose of any such liquors between twelve o'clock at night and five o'clock in the morning shall be fined not exceeding twenty-five dollars or imprisoned at hard labor for not more than ten days, or both.

SEC. 124. *Sunday.* Any dealer in spirituous, vinous or malt liquors who keeps open saloon or disposes of any of such liquors on Sunday, or sells or barter the same or gives away the same, shall be punished by fine not exceeding twenty-five dollars or by imprisonment not exceeding twenty days. And any agent or employe of such dealer who shall sell, barter, give away or dispose of any liquors, wines or beer on Sunday, shall be punished by fine not exceeding ten dollars or imprisonment not exceeding five days, or both.

SEC. 125. *Election Day.* All bar rooms, saloons and other places for the retail sale of liquors, shall be closed at six o'clock of the evening preceding the day of any election, and shall remain closed until six o'clock in the morning of the day thereafter. And during the time aforesaid the sale of all intoxicating liquors is prohibited. Any person who shall be convicted of the violation of this section shall be punished by a fine not exceeding twenty-five dollars or by imprisonment at hard labor for not exceeding ten days, or both.

SEC. 126. *Minors.* Whoever knowingly sells any intoxicating liquors to a minor, except on the written order of some adult person, shall be punished by fine not exceeding twenty-five dollars or by imprisonment at hard labor for not more than ten days, or both.

Any adult person who shall knowingly give a minor a written order for the purchase of intoxicating liquors for the use of said minor, shall be punished by a fine of not exceeding twenty-five dollars or by imprisonment at hard labor not exceeding ten days, or both.

#### ARTICLE XIII—MISCELLANEOUS PENALTIES.

SEC. 127. *Injuring Shade Trees.* Whoever shall cut down, cut, bruise or otherwise injure any shade tree within the limits of the City, or hitch any horse, mule or other animal thereto, shall be punished by fine of not more than twenty-five dollars or by imprisonment at hard labor not more than ten days, or both.

SEC. 128. *Injuring Water Apparatus.* Whoever shall interfere with or in any way injure any reservoir, tank, fountain, hydrant, pipe, stop-cock, valve or other apparatus pertaining to the water supply, private or public, of this City, or turning on or off without authority the water in any street hydrant or other water fixture, shall be punished by a fine of not more than fifty dollars or imprisonment not more than sixty days.

SEC. 129. *Getting on or off Moving Trains.* Any person, except railroad employes, and passengers on departing trains, found jumping on or off trains while in motion, shall be fined not more than five dollars or imprisoned not more than five days, or both.

SEC. 130. *Doing Business Without License.* See Sections 92, 93 and 94, Article 2 of Chapter 6 hereof.

SEC. 131. *Offenses Against Sanitation.* It shall be unlawful for any person to permit rubbish, filth, tin cans or any offensive or unsightly substance of any kind to remain on his or her enclosed or unenclosed lot or yard; should any person violate this ordinance he or she shall be notified by the Mayor or Sanitary Inspector to remove from said lot or yard, within twenty-four hours, all such offensive substances, and upon failure so to do

he or she shall be punished by fine of not more than fifty dollars or imprisoned at hard labor not more than ten days, or both.

Whoever shall fail or refuse to obey any rule or regulation of the State or County Board of Health when required to do so by the Sanitary Inspector, as provided in Section 56, of Article 9 of Chapter 4 hereof, or who shall fail or refuse to obey any sanitary ordinance of the City, shall be punished by fine not exceeding fifty dollars or by imprisonment not exceeding ten days, or both.

SEC. 132. *Not Otherwise Provided.* Whoever shall violate any ordinance of the City for which a punishment is not specially provided, shall be punished by fine not exceeding fifty dollars, or by imprisonment at hard labor not more than thirty days.

SEC. 133. *Hotel Runners.* Any solicitor for hotel or boarding house, hackman or drayman guilty of boisterous conduct or forcible seizure of baggage of incoming passengers shall be punished by fine not exceeding ten dollars, or imprisonment.

SEC. 134. *When Mayor to Turn Prisoner Over to State.* When, upon the trial of any person charged with an offense against the ordinances of the City, the evidence discloses probable grounds for belief that such person is guilty of a felony or other offense against the laws of the State of Florida, not enumerated in the ordinances of the City, it shall be the duty of the Mayor to discontinue the trial for the minor offense, and to turn the person over to the nearest Justice of the Peace.

SEC. 135. *Mal-Conduct of Officers.* The City Council, by a two-thirds vote of the whole Council, may expel any member thereof, or any Officer of the City, who is guilty of disorderly behavior or mal-conduct in office (See Sec. 209).

SEC. 136. *Railroads not to Obstruct Streets.* No agent, conductor, engineer or other employe of a railroad company shall permit any train, car or locomotive, to stand on or across any street or sidewalk in this City, except in case of necessity, and then not exceeding five minutes at a time, and a violation of this Section shall be punished by a fine not exceeding twenty-five dollars, or imprisonment not exceeding ten days, or both.

SEC. 137. *Contempt of Court.* Whoever shall refuse to obey any legal order, mandate or subpoena of the Mayor, or who shall refuse to testify when required by the Mayor so to do, unless he or she is the party charged with crime, shall be held to be guilty of contempt of Court, and shall be punished by fine not exceeding twenty dollars, or by imprisonment not exceeding five days.

## CHAPTER 8.

## STREETS AND STREET WORK.

SEC. 138. *Independent Road District.* The territory contained within the corporate limits of the City of Sanford is hereby declared to be, and the same is hereby, constituted an independent Road District.

SEC. 139. *The Marshal to Superintend Street Work.* The Marshal shall, under direction of the Council, superintend all street work, and perform such other duties as are hereinafter prescribed.

SEC. 140. *Notice to Work.* The Marshal shall summon, in writing, at such times and in such numbers as he may deem advisable, all persons liable to street duty, giving at least three days' notice of the time and place where such persons shall be required to work, and the tools with which he must supply himself, and such written notice may be served by leaving it with a member of his family over fourteen years of age, at his residence.

SEC. 141. *Who Liable to Work.* Every able bodied male person, over the age of eighteen years, and under the age of forty-five years, resident of the City for thirty days, shall be subject and liable to work on the streets and bridges in the City, for not more than eight days in each year: *Provided*, That any such person so subject to street duty, may perform such service by an able bodied substitute over the age of eighteen or in lieu thereof may pay to the Marshal the sum of fifty cents for each day he was required to work, taking his receipt therefor. *Provided further*, that all maimed or disabled persons who shall procure certificates of such disability from some practicing physician, persons of unsound mind, ministers in charge of a church, Sanford Fire Department and the officers of the City, shall be exempt from street duty under this law.

SEC. 142. *Disposition of Amounts Paid.* The Marshal shall turn over to the City Treasurer within ten days all amounts received under the provisions of Section 141, to be paid out by him exclusively for the use of streets and bridges under the warrants of the Council.

SEC. 143. *Complaint Against Defaulters.* The Marshal shall, within ten days after each street working, file a complaint against all persons summoned by him to work the streets who

have, without a legal or sufficient excuse, failed or refused to obey such summons, or to do the work required of them, which complaint shall be filed before the Mayor, who shall cause such defaulters to be arrested, brought before him and legally tried, and, if convicted, each defaulter shall be fined not less than one dollar for each day they are in default.

SEC. 144. *Superintendent's Record.* The City Clerk shall furnish the Marshal with a blank book, in which shall be correctly entered the names of all persons subject to street duty in the City, and also a list of all defaulters, and all proceedings connected therewith, as such Superintendent, which book shall be returned to the City Council at the expiration of his term of office, and by them turned over to his successor.

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## CHAPTER 9.

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### SIDEWALKS AND GUTTERS.

SEC. 145. *Width and Material of Walks.* The sidewalks on First street shall be 10 feet wide; and on Sanford avenue from Commercial to Second street, and on Palmetto and Park avenue from Commercial street to Second street, and on Magnolia avenue from First street to Second street, and on Commercial street, from Sanford avenue to Oak avenue, shall be 8 feet wide; and all of said sidewalks, within the fire limits shall be constructed of stone, artificial stone or durable hard brick.

Until otherwise ordered by the Council, all other sidewalks within the corporate limits, shall be cleared of all obstructions, brought to the proper grade and neatly constructed.

Nothing in this Section shall be so construed as to require sidewalks now laid to be changed, but all new sidewalks must be of the prescribed width and grade.

SEC. 146. *Distance of Shade Trees.* All shade trees shall be set ten feet from lot line and not nearer than twelve feet to the corner of the block.

SEC. 147. *Distance of Gutter.* The inner edge of the gutter shall be ..... feet from the lot line and meet at right angles at corner of blocks.

*Provided, however,* that permanent brick or cement gutters now in use, while kept in good repair, shall not be affected by this section.

SEC. 148. *Grade.* Where property owners desire to lay permanent sidewalks of brick, stone, cement, or other durable material, the City Engineer shall establish the grade, and he shall be paid by the City for such service.

SEC. 149. *Condemnation of.* The City Council shall condemn any old sidewalks that in its judgment may be unsafe and beyond repair, by a resolution of the Council to that effect, and therein commanding the owner or owners to remove the sidewalk so condemned, and construct a new one in conformity with the requirements in Sections 145, 147 and 148 hereof, within 30 days.

A certified copy of said resolution, under the hand and seal of the City Clerk, shall be served by the Marshal on the owner or owners of the lot or lots, adjoining which said sidewalk is to be constructed, and said service to be made by delivering a copy thereof to the owner or owners of the lot or lots. If the owner does not reside within the City, service upon the agent of the owner shall be sufficient. If there be no agent known to the Marshal, then such service may be had by sending a copy thereof through registered mail to the address of the owner; and the Marshal shall endorse upon the original the mode or manner of service, and said original certified copy of the resolution, aforesaid, shall be returned to and filed by the City Clerk.

SEC. 150. *City May Construct Sidewalk, etc.* Any owner or owners, or their agents, failing or refusing to construct any sidewalk within 30 days after service of copy of the resolution, as prescribed in Section 149 hereof, will have forfeited the right to construct said sidewalk without first obtaining permission from the Council; but the Council may cause said walk to be constructed, and the cost and charges therefor shall be a lien against the said lot or lots adjoining said walk, which lien may be enforced in manner and form as provided in Section 691 of the Revised Statutes of the State of Florida.

SEC. 151. *City May Repair or Construct Walks.* When at any time the Council shall deem it necessary that any sidewalk be constructed or repaired, they shall proceed in manner and form as prescribed in Sections 149 and 150 hereof.

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## CHAPTER 10.

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### ANIMALS.

SEC. 152. *Prohibited From Running at Large.* It shall be unlawful for the owner or owners of any horses, mules, asses, cattle, swine, sheep or goats to permit such animals to run at large within the corporate limits of the City of Sanford, Florida, whether the owners thereof live within or without the corporate limits.

SEC. 153. *Impounding.* If any of the animals mentioned in

the foregoing Section shall be found running at large within the corporate limits, it shall be *prima facie* evidence that the owner so permits, and it shall be the duty of the Marshal or any Policeman—with such assistance as he or they may employ—to at once impound and hold the same until said animal or animals shall be claimed by the owner thereof (if claimed within the period of time hereinafter mentioned), to whom said animal or animals shall be delivered upon payment of the penalty hereinafter provided, and the expenses incurred in impounding and keeping said animal or animals. See Section 210.

SEC. 154. *Penalty and Costs.* The penalties and costs for impounding shall be as follows:

For horses, mules, asses and cattle:

Impounding fee .....	\$1.00 per head
Assistance in impounding.....	.25 per head
Feed and attention, per day.....	1.00 per head
Fee for making sale.....	.50 per head

For swine, sheep and goats, fifty per cent. of the foregoing penalty and costs shall be charged.

For writing and serving any notice provided for in this Chapter, a fee of thirty-five cents shall be charged; *Provided, however,* that a postal card may be sent in advance of a formal notice without charge.

For writing and posting notices, provided for in this Chapter, a fee of ten cents for each notice shall be charged.

SEC. 155. *Proceedings.* The Marshal or deputy, as soon as practicable after the impounding of any animal, shall serve notice in writing on the owner of such animal, if known, and a resident of, or doing business in the City, of the fact of such impounding, and calling on said owner to claim his property, pay charges and take the animal or animals out within twenty-four hours after such notice.

The notice above provided for shall be in the following form:

STATE OF FLORIDA,  
 COUNTY OF ORANGE,  
 CITY OF SANFORD. }

To.....You are hereby notified that your  
 .....was on the.....day of.....189...found running  
 at large within the City limits, and was impounded, and you  
 are hereby required to claim said animal, pay charges as pre-  
 scribed in Section No. 154, Revised Ordinances of the City of  
 Sanford, Florida, 1892, and take said animal out within twenty-  
 four hours after the receipt of this Notice, and upon your fail-  
 ure to do so, said animal or animals will be sold to cover such  
 penalty and costs as are provided in said Section No. 154.

This.....day of.....189...

.....  
 Marshal.



Service of the above notice shall be had by the Marshal delivering a copy thereof to the owner or by leaving a copy with some member of his family over the age of fourteen years, at his residence, or with his agent at his place of business; and the Marshal shall endorse upon the original the mode or manner and time of service, and shall file the same with his report of the proceedings to the Council.

SEC. 156. *Sale of Animals.* Upon failure of the owner or owners to comply with the notice prescribed in Section No. 155, hereof, the Marshal or his deputy shall, on the third day after the service of said notice, (unless said day falls on Sunday, in which case the sale is to take place on the following Monday), sell the animal or animals referred to in said notice, at public outcry, to the highest bidder for cash, after advertising the time and place of such sale and description of the property to be sold, by notice the eof, posted at three public places in the said City, one of which shall be at the public market, for twenty-four hours preceding such sale.

Said sale to be held at the City Pound, between the hours of 11 A. M. and 3 P. M.

The notice of said sale shall be in the following form, to-wit:

#### MARSHAL'S SALE.

STATE OF FLORIDA,

COUNTY OF ORANGE,

CITY OF SANFORD.

} To whom it may concern :

In accordance with Section No. 156 of the Revised Ordinances of the City of Sanford, Florida, 1892, notice is hereby given that I will, on .....the.....day of.....189...between the hours of 11 A. M. and 3 P. M., offer for sale at public outcry, to the highest bidder for cash, at the City Pound in the City of Sanford, Florida, the following described impounded animal... to-wit:..... Impounded as the property of ..... This.....day of.....189...

....., Marshal.

The Marshal shall retain a copy of the above advertisement, and shall endorse upon the back of the same, the time and place of posting, and shall file the same with his report of the proceedings to the Council.

SEC. 157. *Non-Residents.* In case the owner or owners of such impounded animal or animals are known to the Marshal, but do not reside or have a place of business within the City, the Marshal shall, as soon as practicable after such impounding, send to said owner or owners by registered mail a notice in form as prescribed in Section No. 155, hereof, and upon receiving the return registry receipt the Marshal shall proceed to advertise and sell the property as provided in Section No. 156, hereof.

In such case, the Marshal shall file with his report to the Council, a copy of the notice and the return registry receipt.

SEC. 158. *When Registered Receipt not Returned.* In case the return registered letter receipt, as mentioned in Section No. 158, hereof, is not received by the Marshal within five days from date of mailing the notice, he shall proceed to advertise and sell the impounded animal or animals as provided for sale of property of unknown owners in Section No. 159, hereof.

SEC. 159. *Unknown Owners* In case the owner of such impounded animal is unknown to the Marshal, he shall as soon as practicable after such impounding, advertise and sell said animal or animals, in accordance with the form and manner prescribed in Section No. 156, hereof; said sale to be held on the fifth day after the posting of said advertisement.

The Marshal shall file with his report to the Council a copy of said advertisement, with his endorsement thereon of the time and place of posting.

SEC. 160. *Marshal's Report.* It shall be the duty of the Marshal to report to the City Council at its next regular meeting after any sale of impounded stock, all proceedings in relation thereto in detail, and accompany the same with the papers heretofore provided, and the Treasurer's receipt for the proceeds of the sale, except the amount paid for assistance in impounding such stock. A separate report shall be made for each animal, and shall be in the following form:

MARSHAL'S REPORT.

MARSHAL'S OFFICE, SANFORD, FLA.,.....189...

To the City Council:

I have the honor to report that on the.....day of.....189....  
I caused to be impounded.....

.....  
belonging to.....of.....That on  
the.....day of.....189.....service was  
had on the owner, as per notice with my return thereon, here-  
with. On the.....day of..... 189...., sale was made as per ad-  
vertisement herewith, at which sale, the said animal was bid in  
by.....of..... for the sum of \$.....

CHARGES.

Penalty .....	\$.....
Assistant.....	\$.....
Feed.....days at \$.....	\$.....
Notice .....	\$.....
Three advertisements.....	\$.....
Total.....	\$.....

REMARKS

....., Marshal.

SEC. 161. *Disposition of Proceeds.* The proceeds of all sales of impounded animals, excepting the amount paid for assistance in impounding, shall be paid into the City Treasury and credited to the general revenue account of the City. In case any animals are sold for more than the penalty, expenses and costs of such proceeding, the owner may at any time, by proving to the satisfaction of the Council that the animal or animals was his or her property, receive from the Council a warrant for the proceeds of such sale, less the penalty and costs, as per the Marshal's report of said sale.

SEC. 162. *Criminal Provision.* Any resident of this City who is the owner of any animal named in Section 152 hereof, and who permits the same to run at large within the City limits in violation of said Section 152, and persists in permitting any such animal to run at large, after being notified by the Marshal of such violation, and the Marshal and his assistants being unable to capture and impound said animal, the person so offending shall be deemed guilty of maintaining a nuisance and shall be punished by a fine not exceeding ten dollars or imprisonment not exceeding ten days.

SEC. 163. *Pound Breach.* Any person who shall take any of the animals mentioned in Section 152 hereof, from the lawful custody of any officer of this City, or who shall take any of said animals out of the City Pound, by breach of pound or otherwise, without knowledge and consent of the officer who is in charge of said pound, shall be punished by fine not exceeding fifty dollars, or by imprisonment not exceeding thirty days, or both.

SEC. 164. *Dogs.* The owner of each and every male dog within the City limits shall pay an annual license tax of one dollar, and for each and every female dog an annual license tax of three dollars. To designate that the license has been paid, a leather tag with the impression of the seal of the City upon it, shall be attached to the collar of every such dog; said tag to be furnished by the Clerk of the City, for which he shall receive a fee of twenty-five cents in addition to the license.

The owner or owners of all such dogs, not having the required tag, shall be notified by the Marshal to kill them. If he or she neglects to do so for twenty-four hours from the time of receiving such notice, or failing to take out a license as above provided, the Marshal, or any policeman that he shall direct so to do, shall kill said dog.

## CHAPTER 11.

## MARKET.

SEC. 165. *Location.* The market building located on Lots 2 and 3 of Block 5, of Tier 1 of Sanford, on the west side of Sanford avenue, south of and adjoining the old town hall, is hereby declared to be the public market of the City of Sanford; and every day in the week, Sundays excepted, shall be and is hereby appointed a public market day within the City of Sanford.

SEC. 166. *Sale of Certain Articles Confined to Market.* No person or persons shall sell or offer for sale any fresh beef, fresh pork, mutton or fish, or establish or maintain any market, stall or shop, for the keeping for sale of fresh beef, fresh pork, mutton or fish at any place within the corporate limits of the City of Sanford except at the public market, aforesaid: *Provided, however,* that country producers bringing fruit, vegetables, poultry, eggs, and other country produce to the City for sale, shall be permitted to sell the same, free from tax anywhere within the corporate limits; *And, Provided further,* that any person or persons who may bring fresh fish into the City for sale, the same having been taken by local fishermen within fifteen miles of the City of Sanford, shall be permitted to sell the same, free from tax, anywhere within the corporate limits.

SEC. 167. *Stalls.* Suitable stalls or tables shall be provided in said market by the owner thereof for the use of persons bringing meats, fish, vegetables and other produce for sale.

All stalls in the public market shall be numbered, beginning at the east door and running thence west. All even numbers shall be placed on one side and odd numbers opposite.

All stalls, booths or space in said market may be rented to butchers or others desiring to hire the same by the month, or for such longer period as may be agreed upon, at not exceeding the following rates per month, viz :

- |                              |                              |
|------------------------------|------------------------------|
| Stall No. 1, nine dollars;   | Stall No. 2, nine dollars;   |
| Stall No. 3, eight dollars;  | Stall No. 4, eight dollars;  |
| Stall No. 5, seven dollars;  | Stall No. 6, seven dollars;  |
| Stall No. 7, six dollars;    | Stall No. 8, six dollars;    |
| Stall No. 9, five dollars;   | Stall No. 10, five dollars;  |
| Stall No. 11, four dollars;  | Stall No. 12, four dollars;  |
| Stall No. 13, three dollars; | Stall No. 14, three dollars. |
| Stall No. 15, two dollars;   | Stall No. 16, two dollars.   |

One-half of stall to be rented at one-half the rental of the stall immediately east of it.

SEC. 168. *Unwholesome Articles Prohibited.* No person shall bring to or offer for sale in the public market in any stall, booth, table, or space, decayed or unwholesome meat, fish, fruit, vegetables or other produce, and it shall be the duty of the Sanitary Inspector to make daily inspection of the market, and report to the Mayor all persons who bring or expose for sale decayed, spoiled or unwholesome meats, fish, fruits, vegetables or other produce, and the Mayor may, upon the complaint so made, issue his warrant and have the person or persons so offending brought before him to be dealt with according to law.

SEC. 169. *Penalty.* Any person violating any of the provisions of this chapter, shall be punished by fine not exceeding twenty dollars, or imprisonment not exceeding twenty days, or both.

SEC. 170. *Control of Market.* The City Market shall be subject to such other rules and ordinances as the City Council may deem proper to adopt, from time to time.

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## CHAPTER 12.

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### FIRE LIMITS AND BUILDING RESTRICTIONS.

SEC. 171. *Fire Limits.* No person shall build, contract or enlarge, or authorize the construction or enlargement of any frame or wooden building, or any tent or booth upon, nor shall remove any such building, tent or booth to or upon any lot or parcel of land within the following limits—That is to say, between Lake Monroe on the north, and north side of Second street on the south, and between the first alley east of Sanford avenue on the east, and east side of Elm avenue on the west.

SEC. 172. *Veneered and Corrugated Buildings.* No person shall build, construct or enlarge any veneered building (a frame building encased in brick), or any wooden building covered with corrugated or other iron, within the limits as defined in Section 171 hereof. *Provided, however,* it shall not be unlawful to encase any wooden building heretofore erected within said fire limits with corrugated iron or brick; *And provided further,* that owners or occupants of premises within said fire limits, may build sheds, shops, or storage room in the rear of the main building and not fronting on a street and not less than twelve feet of any building, providing, the shed, shop or storage room shall be one story in height, and the sides not over twelve feet high, and said shed, shop or storage room shall not occupy over two hundred and twenty-five square feet of ground; and the entire building, sides, end, and roof shall be corrugated or other iron

or steel, and no stove or fireplace shall be permitted therein. The doors and window shutters shall be covered with iron. *Provided, however,* the Council by a two-thirds vote may modify the conditions of this section when there are good reasons for so doing.

SEC 173. *Requirements for Buildings.* The walls of all brick or artificial stone buildings hereafter erected within the fire limits defined in Section 171 hereof, shall be of the following thickness, viz.: For buildings of three or more stories, the first story not less than fifteen inches thick, the second story not less than twelve inches thick, the third and fourth stories not less than eight inches thick; for buildings of two stories only, the first story not less than twelve inches thick, and the second story not less than eight inches thick; for buildings of one story only, not less than eight inches thick.

And for every building, the roof or covering shall be of slate, tile, zinc, tin, iron, steel, or other incombustible material.

All fire walls must extend at least twelve inches above the roof.

Awnings may be constructed over the sidewalk with iron or steel posts and roof, and not less than ten feet high at the outer edge.

SEC. 174. *Temporary Tool House.* Any owner or contractor erecting a building may construct a wooden tool house for temporary use while so building on the side of the street, which shall be removed when the work is completed.

All obstructions in the street while so building shall be marked by a red light at night.

SEC. 175. *Penalty.* If any building shall be erected or enlarged contrary to the provisions of this chapter, and the owner or person controlling the same, shall refuse to tear down or remove the same out of the fire limits, as prescribed in Section 171 hereof, within ten days after being notified by the Mayor to do so, the Mayor shall cause said building or addition to be torn down, and the costs, charges and expenses thereof shall be a lien on the lot on which said building or addition was being erected and on the materials, and shall be enforced in accordance with Section 691 of the Revised Statutes of the State of Florida.

SEC. 176. *Dangerous Occupations.* No carpenter shop, saw mill or other wood-working establishment, nor manufactory of any kind wherein combustible material is used, shall be permitted within the fire limits of the City, as defined in Section 171 hereof.

SEC. 177. *Chimneys and Flues.* All stove pipes and flues passing through walls, floors or partitions, shall be protected by properly constructed safely collars—to guard against fire. No stove pipe shall be permitted to extend through or project be-

yond any exterior wall or roof, but brick flues or terra cotta pipe shall be used from the ceiling upwards, or from the inner side of the walls outwards, and all stoye pipes shall enter the chimney or flue horizontally.

The Sanitary Inspector shall report to the Mayor any violation of this ordinance, and the Mayor shall notify the owner or occupant of the building to remedy such defect promptly.

SEC. 178. *Further Penalty.* Any person violating any of the provisions of this chapter, shall be punished by fine not exceeding two hundred dollars, or by imprisonment at hard labor not exceeding sixty days, or both.

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## CHAPTER 13.

### EXPLOSIVES.

SEC. 179. *Powder, Etc* No person or persons shall keep or store within the City limits any gun-powder, blasting-powder, dynamite, nytro-glycerine, or other high explosives; *Provided,* That nothing herein contained shall prevent any dealer in powder from keeping in his store or place of business, in a closely covered metal recepticle, not more than twenty-five pounds of powder at one time.

SEC 180. *Oils and Liquids.* No person shall sell or draw or in any manner handle or sell any kerosine oil, gasoline, naphtha, turpentine or any other explosive liquids, after sundown.

SEC. 181. *Penalty* Any person violating any provision of this Chapter shall be punished by a fine of not exceeding fifty dollars or imprisonment at hard labor not exceeding twenty days.

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## CHAPTER 14.

### FIRE DEPARTMENT.

SEC. 182. *Organization.* The Fire Department as heretofore organized by the Mayor, under the direction of the City Council, is hereby declared to be the Fire Department for the City of Sanford, and shall be known and designated as the "Sanford Fire Department."

SEC. 183. *Board of Fire Commissioners.* The officers of the Santord Fire Department shall consist of a Chief and Assistant Chief, a Secretary, a Treasurer and a Foreman for each Com-

pany. The said officers shall constitute and be known as the "Board of Fire Commissioners."

SEC. 184. *Election of Officers.* The election of officers shall take place annually, at a regular meeting of the Sanford Fire Department, on the first Wednesday in January. The election shall be conducted by ballot, and a majority of all the votes cast shall be necessary to effect a choice. The names of officers elected shall be presented to the City Council at its next meeting for confirmation. In case any of the officers elect are not confirmed, another election shall be held by the Sanford Fire Department within ten days to fill said office or offices, and the names of the officers so elected shall be submitted to the Council for confirmation.

*Provided, always,* that no person shall be eligible to the office of Chief or Assistant Chief, who shall not at the time of such election be a member of the Sanford Fire Department.

SEC. 185. *Duties of Officers:*

Chief—It shall be the duty of the Chief to take command of the Department at all fires, and perform such other duties as usually pertain to the office of Chief.

Assistant Chief—It shall be the duty of the Assistant Chief to perform the duties of the Chief during his absence.

Treasurer—It shall be the duty of the Treasurer to perform such duties as the Sanford Fire Department may prescribe, and in case of absence of both Chief and Assistant Chief, it shall be his duty to perform the duties of Chief.

Secretary—It shall be the duty of the Secretary to perform such duties as the Sanford Fire Department may prescribe, and in case of absence of Chief, Assistant Chief and Treasurer, he shall perform the duties of Chief.

Foremen—It shall be the duty of Foremen to perform such duties as may be prescribed by the Sanford Fire Department, and in case of absence of all of aforementioned officers, the senior foreman present shall perform the duties of Chief.

SEC. 186. *Membership.* No person physically disqualified to perform the duties of a fireman, shall be eligible for membership in the Sanford Fire Department, and all applications for membership shall be acted upon by the Department in such manner as their Rules and Regulations may prescribe.

SEC. 187. *Removal.* The City Council may at any time, for neglect of duty or other good cause, remove any officer of said Board of Fire Commissioners, and order a new election to fill the vacancy so created: *Provided,* That no officer on the Board of Fire Commissioners shall be permanently removed until he shall have had a hearing before the City Council upon the charges against him.

SEC. 188. *Duties of Fire Commissioners.* It shall be the duty of the Board of Fire Commissioners to exercise general super-



vision over all fire apparatus and see that the same is kept clean and in good order, and through the Chief shall have power to contract for any necessary repairs on said apparatus, not to exceed ten dollars at any one time. Authority to contract for any greater amount shall first be obtained from the Council.

The Board of Fire Commissioners shall constitute a tribunal for the trial of all grievances and complaints amongst members of the Sanford Fire Department, and all violations of the by-laws of the Department, and punish the offenders by suspension or expulsion. Any member dissatisfied with the finding of the Board of Fire Commissioners, may take an appeal to the City Council, whose decision shall be final.

In a trial of a controversy in which a member of the Board is a party complaining or complained against, such member shall be disqualified from taking part in the trial.

The Board of Fire Commissioners shall have charge of all rooms used by the Sanford Fire Department for its headquarters and for fire apparatus.

All bonds required from officers of the Sanford Fire Department—under its Rules and Regulations—shall be executed to the Board of Fire Commissioners.

The Board shall, on the first day of each January, file with the Clerk of the Circuit Court of the County, a list of the members of the respective fire companies, which said companies have respectively selected to be exempt from jury duty for the ensuing year, as follows: Six active members of each hose company and twenty active members of the hook and ladder company; each of which lists shall be signed by the respective Foremen, Chief and Secretary.

The Board shall, at the same time, furnish the City Marshal with the full list of the active members of the Fire Department, which members shall be exempt from street work. The Marshal shall file said list with the City Clerk.

SEC. 189. *Use of Sidewalks by Fire Apparatus.* It shall be lawful for the Fire Department to take the most available and convenient route in going to a fire, regardless of speed, but on returning from a fire, when the apparatus is being drawn by hand on the sidewalk, it shall be unlawful to proceed faster than a walk. *Provided, however,* that nothing in this Section shall be construed as permitting horses on the sidewalk.

## CHAPTER 15.

### PUBLIC HEALTH.

SEC. 190. *Vaccination.* It shall be the duty of every parent, guardian or other person charged with the care or responsi-

bility for any child, to see that said child is vaccinated, and to have said child or children vaccinated as often as may be necessary to protect the public health; no teacher or principal of a private school or owner or manager of any manufactory within the corporate limits of the City shall admit as a pupil or for employment, any child or person who cannot produce satisfactory evidence of having been successfully vaccinated: *Provided*, that in any case when, in the judgment of a practicing physician, expressed in writing, such vaccination would be dangerous to the health of the person required to be vaccinated, such vaccination shall not be required.

SEC. 191. *Report of Physicians.* It shall be the duty of each practicing physician within the corporate limits of the City to keep and transmit to the Mayor or City Physician on the last day of each month, a statement of the prevailing diseases during the month coming under his observation, and treatment, the number of deaths, sex and color, the cause of death in each case; also the number of births, legitimate or illegitimate, white or colored; and any other information of a medical or sanitary nature that may be of value in the preservation of the public health. And the Mayor or City Physician shall collect and transmit to the Secretary of the State or County Board of Health on the first day of each month a report of the vital statistics, with a statement of the prevailing diseases for the previous month, if required so to do by said Board.

SEC. 192. *Unwholesome Provisions.* It shall be unlawful for any person to offer for sale within the corporate limits any animal or part of any animal that may have been sick, diseased or unwholesome, which may have died from disease or accident, or any fish, vegetables, fruits or any other article of food not fresh, sound and wholesome. And it shall be the duty of the Marshal, Inspector or policemen to report to the Mayor any violation of this Section. Any person convicted of such offence shall be fined not exceeding fifty dollars, or imprisoned at hard labor not exceeding sixty days.

SEC. 193. *Slaughter Houses and Offal.* It shall be unlawful for any person to keep a butcher pen or slaughter house, or slaughter any cattle, sheep, goats or hogs in the limits of the City of Sanford, or to deposit on any street or alley, or on his own lot or on the lot of another, on any wharf or on the lake shore within the limits of the city any flesh, fish or offal of any kind, or any offensive matter calculated to annoy any citizen, or to endanger public health. Any person violating any of the provisions of this Section shall be fined not more than twenty dollars, or imprisoned at hard labor not more than ten days, or both.

SEC. 194. *Pigs Prohibited.* No hog or pig shall be kept within the City limits without special permission from the May-

or. Any person violating this Section shall be punished by a fine not exceeding five dollars, or imprisonment not exceeding five days.

SEC. 195. *Store Sweepings, etc.* No person shall deposit on any of the streets, gutters or sidewalks within the City any sweepings of any stores, dwellings, offices, shops or booths, any paper, hair, chips, bones, peeling, slops, straw or rubbish of any kind. Any person violating this Section shall be fined not exceeding five dollars, or imprisoned for one day.

SEC. 196. *May Require Owners to Drain, Fill, etc.* If at any time the City Council shall deem it necessary or expedient for the preservation of the public health, or for other good reason, they may direct the owner or owners of lots or vacant lands within the corporate limits of the City, to drain, grade or fill the same to the level of the streets or alleys adjoining such lot or lots, such notice to be given by resolution of Council, which resolution shall direct the owner or owners to so drain, grade or fill in said lot or lots within 90 days, and when duly passed by the Council shall be served upon the owner or owners, or upon his or their agent, by the Marshal delivering a copy thereof to the owner or owners or agent, or by leaving a copy with some member of his or their family over the age of fourteen years, at his or their residence, if a resident or residents, or known, or if the owner or owners are non-residents and have no known agent, a copy of such resolution shall be published for two weeks in some newspaper published in the City, and a copy posted upon said lot or lots or vacant lands.

If the said owner or owners shall not within thirty days—as provided in such resolution—fill in, grade or drain the lot or lots or vacant lands, as therein directed, the City Council shall cause the same to be done, and shall charge upon and collect from the owner or owners the expenses thereof, and the City shall have a lien on such lot or lots or vacant lands for the amount of such expense, which shall be enforced as provided in Section 691 of the Revised Statutes of the State of Florida.

SEC. 197. *Doves and Pigeons Prohibited.* It shall be unlawful to keep or harbor one or more doves, pigeons or geese within the corporate limits, and it is made the duty of the police to catch and destroy or shoot all doves, pigeons and geese found within the City limits.

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## CHAPTER 16.

### MAYOR'S COURT.

SEC. 198. *Arraignment* Any person who is charged, at the instance of another, with any offence against the ordinances of

the City of Sanford, shall be informed by a summons in writing served upon him, of the nature and cause of the accusation; shall have compulsory process for obtaining witnesses in his behalf; shall have a speedy trial before the Mayor, or in his absence the Mayor *pro tem.*; shall be confronted with the witnesses against him, and have the privilege of cross-examination, as in the Circuit Courts of this State; the same rules as to the examination of witnesses and the evidence adduced, as obtain in said Courts, so far as they are applicable in examining courts, shall be applicable in trials in Mayor's Court. The party accused shall have the privilege of defending himself, by counsel or by himself. No one shall be condemned, fined or punished without a chance of being heard in his own defence. Officers of the City, informers, and parties injured when not on trial shall be competent witnesses.

SEC. 199. *Contempt.* Any person who shall be guilty of any disorderly behavior or conduct during the sitting of the Mayor's Court shall be subject to punishment for contempt (See Section 137 hereof).

SEC. 200- *Appeal.* Whenever any person tried before the Mayor, for a violation of any ordinance of the City, shall be dissatisfied with the judgment of said Mayor, said person shall have the right of appeal from the judgment of said Mayor to the Circuit Court of Orange county, by complying with the requirements of Chapter 4021 of the Appendix to the Revised Statutes of the State of Florida.

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## CHAPTER 17.

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### APPROPRIATIONS AND WARRANTS.

SEC 201. *Appropriations.* The City Council shall not make appropriations in any one year for a greater amount than is allowed to be collected by taxation for that year.

SEC. 202. *Warrants.* It shall be unlawful for any officer of the City to issue a warrant on the Treasurer, except in payment of an appropriation.

The approval of a City voucher by the City Council, as evidenced by the signatures of at least one member of the Finance Committee and the President of the Council, and audited by the City Clerk, shall constitute an appropriation; and such voucher, so approved, shall become a WARRANT upon the City Treasurer.

SEC. 203 *Warrants Numbered and How Paid.* All warrants on the Treasurer shall be audited and numbered consecutively

by the City Clerk, approved by, at least one member of the Finance Committee, and countersigned by the President of the Council (or in his absence by the President *pro tem.*), and shall be paid by the Treasurer in their numerical order; *Provided, however,* that warrants are receivable for City taxes regardless of their numerical order; *And provided further,* that the Treasurer shall not hold money for the payment of a warrant the whereabouts of which is to him unknown, but in such case, shall pay the succeeding numbers until the missing warrant is discovered, when it shall be considered as first payable.

SEC. 204 *Entry and Endorsement of Refusal or Failure to Pay Warrants.* The City Treasurer shall enter in a book to be kept for that purpose, the fact of the refusal to pay, or non-payment, of any warrant which may be presented to him as such Treasurer, and to include in such entry the description of the warrant, by whom presented, the date of presentation, and his reason for such refusal or non-payment; and he shall, at the request of the person presenting the same, endorse on the back of such warrant the fact of such refusal or non-payment, and reason therefor; and his book, so kept, shall be open to inspection of all citizens. (For Treasurer's duties, see Section 38).

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## CHAPTER 18.

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### MISCELLANEOUS PROVISIONS.

SEC. 205. *Council Meetings.* The Council shall meet at the Council Chamber on the first and third Monday of each month at 7:30 P. M., but special meetings may be called at any time by the Mayor or the President of the Council by a written notice served on all the members in the City. (See Section 40).

SEC. 206. *Appointment of Committees.* The President of the Council shall each year appoint three members of the Council on each of the following standing committees:

First—Finance Committee.

Second—Street Committee.

Third—Building Committee.

Fourth—Fire Committee.

Fifth—Sanitary Committee.

Sixth—Ordinance Committee

And such special committees as may from time to time be necessary.

SEC. 207. *Order of Business.* The following order shall be observed by the Council in the transaction of business:

First—Reading minutes.

Second—Petitions and communications.

Third—Report of standing committees in the order named in Section 206, hereof.

Fourth—Reports of special committees.

Fifth—Reports of officers.

Sixth—Miscellaneous business.

SEC. 208. *Rules.* The President of the Council, when the Council is in session, shall enforce usual parliamentary rules for its government, so far as they are applicable to such a legislative body.

SEC. 209. *Penalty for Councilmen.* Any member of the City Council who is absent from any meeting without good excuse, may be fined by the Council not exceeding two dollars. (See Section 135).

SEC. 210. *City Pound.* The fence enclosure on lot 10, block 2, tier 6, according to Trafford's map of Sanford, is hereby declared to be the City Pound.

SEC. 211. *Clerk may Take Affidavits and Issue Warrants.* The City Clerk may administer an oath to and take the affidavit of any person charging another with an offence by breach of an ordinance, and may issue a warrant to the Marshal to have the accused person arrested and brought before the Mayor for trial.

SEC. 212. *Railroad and Telegraph Companies.* Any Railroad and Street Railroad Company, or any Telegraph or Telephone Companies desiring to occupy or use any of the streets, alleys or public squares of the City for the purpose of constructing or maintaining any tracks, or putting up and maintaining any poles thereon, shall present their petition to the Council with their plans and profile, setting forth the proposed route and exact location of such tracks or poles. And no Railroad or Telegraph or Telephone Company shall erect, construct or maintain, or cause to be erected, constructed or maintained, any track or tracks, or pole or poles without the consent of the City Council first had and obtained.

Any officer, agent or employe of any Railroad or Telegraph Company, or of any Construction Company, violating the provisions of this section, shall be punished by fine not exceeding five hundred dollars, or imprisonment not exceeding sixty days, or both.

SEC. 213. *Times of Registration.* The Clerk shall keep the Registration Books of the City open at his office at least three days in each week, and oftener if the Council shall so order, from 9 o'clock A. M. to 12 M., and from 2 o'clock until 5 o'clock P. M., from the first Monday in January until the Wednesday preceding the first Monday in February, at which time the books shall be closed; and no person shall be allowed to register at any other time during the period above mentioned.

In case of special elections, the Registration Books shall be

opened ten [10] days preceding the time for such election, at the place and hours above provided, and shall be closed four days preceding such election, Sundays excepted.

SEC. 214. *Official Map of Sanford.* The map known as E. R. Trafford's Map of Sanford, as recorded in the office of the Clerk of the Circuit Court, at Orlando, Florida, is hereby adopted as the official map of the City of Sanford, and all lots, streets, alleys, and public parks of the City of Sanford, Florida.

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## CHAPTER 19.

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### TO PROVIDE FOR THE REMOVAL WITHOUT THE CITY OF EXCREMENTAL DEPOSITS, GARBAGE, ETC., ETC., AND FOR OTHER PURPOSES.

SEC. 215. All privies within the corporate limits of the City of Sanford shall be cleaned and the excremental deposits removed therefrom at least once each week, and as often as the City Inspector may direct in each particular case. All buckets before being replaced by the Scavenger, after emptying, shall be thoroughly washed and cleansed. All excrement so removed shall not be deposited within less than one-half mile of the City limits, and shall be so treated after depositing as not to cause discomfort to, or endanger the health of the suburban population.

SEC. 216. Every privy in the City shall be provided, at the expense of the City, with one or more water closet buckets of regulation pattern, and the number of buckets to be used at any one privy shall be decided by the City Inspector, subject to correction by the City Council on complaint. It shall be the duty of the City Inspector to see that buckets are supplied where needed, and old, worn-out buckets replaced with new ones.

SEC. 217. That no person shall deposit or permit to remain on any of the streets, sidewalks or alleys within the City, or upon any public square or park, or upon any occupied or unoccupied lot or lots, any excrement, tin cans, sweepings of stores, dwellings, offices, shops, booths or other places, paper, hair, chips, bones, peels, slops, straw, washings of any kind, or other decaying, unwholesome or unsightly substance or thing whatever, but the excremental deposits shall remain in the buckets where dropped until removed without the City, and other substances or things shall be put in boxes or other suitable receptacles, and placed on the street outside of the sidewalk, convenient for the Scavenger, on Wednesday and Saturday morning of each week.

by nine (9) o'clock A. M. The placing of garbage on the streets, whether in receptacles or otherwise, except on the days above mentioned, shall be deemed a violation of this law, and punishable as herein prescribed.

SEC. 218 Any person or firm having such teams and vehicles as shall have been approved by the City Council, on report and description of the City Inspector, may contract with the owners, occupants or agents of premises for the removal of excremental deposits and garbage, under such rules and regulations as are herein prescribed, or as may hereafter be prescribed by the City Council. Any person or firm so contracting may be recognized as a City Scavenger: *Provided*, that no recognized City Scavenger shall be permitted to charge owners, occupants or agents more than one (\$1 00) dollar per bucket, per quarter, payable quarterly in advance: *Provided also*, that for the said compensation of one (\$1.00) dollar per bucket, per quarter, the Scavenger shall also remove all garbage placed on the streets as herein directed: *And provided further*, that said Scavenger shall remove, when directed by the Inspector, Mayor or Marshal, all garbage on the streets, or other unwholesome or unsightly substance or thing, not placed there by owners or occupants as above directed, when put in condition by the City to be conveniently removed. The Scavenger shall be permitted to collect from owners or occupants who have no privies or buckets to be emptied—not exceeding fifty cents per quarter, payable quarterly in advance, for the removal of garbage. No person whose outfit has not been approved by the City Council shall be permitted to contract with the citizens for the removal of excrement and garbage.

SEC 219. Any owner, occupant or agent who shall fail or refuse to make satisfactory arrangements with a recognized Scavenger, for the removal of the excrement and garbage from the lot or lots owned, occupied or controlled by him or her, shall be reported by the City Inspector or Scavenger, and on conviction shall be fined in accordance with the provisions of this law. And any recognized Scavenger, who, having contracted with an owner or occupant for removal of excrement and garbage from his or her premises, shall fail to do so as directed herein, shall on conviction be subject to the penalties herein prescribed. It shall be the duty of the Scavenger, before replacing emptied buckets under water closets, to have them thoroughly washed and cleansed.

SEC. 220. It shall be unlawful to construct water closets within this City on any system other than the bucket system, without first having a permit from the City Council: *Provided, however*, that nothing herein contained shall prevent the continued use of water closets already erected, that have sewer connections and a sufficient supply of water.



SEC. 221 All violations of this law shall be punished by a fine not exceeding fifty dollars, or by imprisonment and labor on the streets not exceeding thirty days, either or both at the discretion of the Mayor.



## APPENDIX.

## FRANCHISES.

## ARTICLE I—AN ORDINANCE GRANTING CERTAIN PRIVILEGES TO THE ORANGE BELT RAILWAY COMPANY.

*Be it Ordained by the Council of the Town of Sanford:*

SEC. 1. *Right of Way.* That The Orange Belt Railway Company is hereby granted the privilege of a Right of Way for its tracks and usual business over the following streets and avenues of the City of Sanford, to-wit: Over such portion of Fifth street as may lie within the corporate limits of the City of Sanford west of the east line of Cedar avenue, over Cedar avenue from the south line of Fifth street to the waters of Lake Monroe, including the right of crossing all streets which lie between Fifth street and Lake Monroe and which cross Cedar avenue.

SEC. 2. *Same.* The further privilege of a right of way for the tracks and usual business of the Orange Belt Railway Company is hereby granted to said Company in said City as follows, to-wit: A right of way over Commercial street from Cedar avenue to Myrtle avenue, said right of way to be taken off the north side of Commercial street, including the right of crossing Commercial street from Cedar avenue, and also the right of crossing from Commercial street to Myrtle avenue to the Jacksonville, Tampa and Key West Railway, with the privilege of putting in a switch so as to make connection with the said Jacksonville, Tampa and Key West Railway.

SEC. 3. *Same.* The further privilege of right of way is hereby granted to said Orange Belt Railway Company, to-wit: The right to cross Commercial street to Elm avenue, and the right of way over twenty-five feet off the east side of said Elm avenue to First street.

SEC. 4. *Same.* The Orange Belt Railway Company is hereby granted a privilege of right of way for its tracks and usual business over that portion of Commercial street lying between Laurel avenue and Myrtle avenue, for the purpose of putting in spurs from its main line to its property in block two (2) tier six (6) of said City.

SEC. 5. *Same.* Said Orange Belt Railway Company is further granted the privilege of a right of way for its tracks and usual business over the alley in block two [2], tier six [6] of City of Sanford.

SEC. 6. *Right to Build Platforms, etc.* The privilege is hereby granted to the Orange Belt Railway Company to build such transfer platforms over and across the alley in block two [2], tier six [6] of City of Sanford, as may be necessary to facilitate the transfer of passengers and freight. And that the further privilege is granted to said Railway Company of extending their transfer platform upon that portion of Commercial street lying east of the east line of Elm avenue and south of the switch track of said Orange Belt Railway Company, which connects with the Jacksonville, Tampa and Key West Railway.

SEC. 7. *Shall Maintain Crossings.* The Orange Belt Railway Company, in consideration of the aforementioned and hereby granted privileges, are bound to make and keep in good repair all street crossings, alleys and ditches wherever the same shall cross their right of way, tracks or spur, and upon failure so to do, the same shall be done by the authorities of the City of Sanford, and the cost and expenses thereof shall be paid by the said Orange Belt Railway Company.

SEC. 8. *Railroad Company to Hold City Harmless for Damages.* Said privileges are granted the Orange Belt Railway Company upon the express condition that they shall hold the City of Sanford harmless for all damages to property owners in said City of Sanford by reason of the aforesaid grant.

SEC. 9. *Width of Right of Way.* The said right of way shall be twenty-five feet wide on all streets and avenues on which right of way is granted in this Article.

SEC. 10. *Depot.* The said Orange Belt Railway Company shall, within a reasonable time, build a depot to cost not less than three thousand dollars.

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## ARTICLE II—THE PALATKA AND INDIAN RIVER RAILWAY COMPANY.

*Be it Ordained by the Council of the City of Sanford:*

SEC. 1. *Right of Way* That The Palatka and Indian River Railway Company is hereby granted the right to enter the corporate limits of the City of Sanford near Sixth street, thence along Sixth street to or near the South Florida right of way, thence to Myrtle avenue and through Myrtle avenue to Lake Monroe

SEC. 2. *Railroad to Build Crossings.* Said Railway Company shall be held and bound to construct proper and suitable and substantial crossings and approaches at all points where

line of railway shall pass across streets, avenues or alleys, and shall continue to keep the same in good repair; and should it fail or neglect so to do, the same may be done by the proper officers and employes of the City of Sanford, at the cost and expense of the said Palatka and Indian River Railway Company.

SEC. 3. *Must Properly Drain.* The said Company shall provide the proper and necessary means of conveying the water from the roadbed, and from the right of way, into Lake Monroe or some other suitable locality.

SEC. 4. *Width of Right of Way.* The said Railway Company shall occupy not exceeding forty-five feet on Myrtle avenue from Third street to Lake Monroe, and it shall be bound to keep said avenue from Third street to the Lake in good repair and properly graded, and shall have a right to construct a wharf from the Lake shore to the channel, or as far as may be necessary.

SEC. 5. *Not to Close Myrtle Avenue to Travel.* The cars and engines of said Railway Company shall not be left standing on that part of Myrtle avenue between First street and Third street, and the spaces between tracks between First and Third streets shall be covered with boards, so as to permit teams and vehicles to drive over or across said railroad at all points, without hindrance, between said First and Third streets.

SEC. 6. *Building of Road, Acceptance of Ordinance.* The construction of said Railroad along the route indicated shall be deemed and considered an acceptance and adoption by said Palatka and Indian River Railway Company of all the terms and conditions of this ordinance.

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ARTICLE III—AN ORDINANCE GRANTING FURTHER PRIVILEGES TO THE JACKSONVILLE, TAMPA AND KEY WEST RAILWAY COMPANY.

*Be it Ordained by the Council of the City of Sanford:*

SECTION 1. *The Right of Way.* That the right of way for one track over Myrtle avenue from First street to and across Commercial street, and the right to cross Fulton and Water streets between Myrtle and Elm avenues, is hereby granted to the Jacksonville, Tampa and Key West Railway Company; *Provided*, no rights hereby granted conflict with the privileges heretofore granted to the Orange Belt Railway Company for a switch on Myrtle avenue from main line of Orange Belt Railway to said Jacksonville, Tampa and Key West Railway.

SEC. 2. *Same.* The right to construct a side track on Myrtle avenue from the south side of and across Third street to a point one hundred and forty [140] feet north of the north side of

Third street, on the west sidewalk of Myrtle avenue, is hereby granted to the Jacksonville, Tampa and Key West Railway Company.

SEC. 3. *To Keep Bridges, etc., in Repair*. The said Jacksonville, Tampa and Key West Railway Company shall construct and keep in good repair all necessary crossings and bridges over said streets and avenues, under the supervision of the Street Committee; and should the said Jacksonville, Tampa and Key West Railway Company fail to construct or keep in repair all necessary crossings and bridges hereinbefore mentioned, then the same shall be done by the City authorities, and all costs and expenses shall be paid by the said Jacksonville, Tampa and Key West Railway Company; and should the said Jacksonville, Tampa and Key West Railway Company fail to make prompt payment for same, then it shall become a lien against the property of the said Jacksonville, Tampa and Key West Railway Company.

SEC. 4. *Sidewalk on West Side of Myrtle Avenue*. The Jacksonville, Tampa and Key West Railway Company shall construct and keep in good repair a sidewalk from the north end of their side track provided for in Section No. 232 hereof, to Third street, between their present main line and said side track.

SEC. 5. *City May Build Sidewalk*. Should the said Jacksonville, Tampa and Key West Railway Company fail to construct and keep in good repair the sidewalk referred to in Section No. 234 hereof, then the same may be done by the City at the expense of said Railway Company.

SEC. 6. *Railroad Company to Pay Damages*. The City of Sanford shall be held harmless for any damages that may accrue to any abutting property owners, by reason of the occupation and use of streets or avenues by the Jacksonville, Tampa and Key West Railway Company, for the purpose stated in this Article.

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ARTICLE IV—AN ORDINANCE GRANTING A FRANCHISE TO THE CORPORATION OR COMPANY KNOWN AS THE SANFORD WATER WORKS COMPANY, IN RELATION TO SUPPLYING THE TOWN OF SANFORD WITH WATER, AND FOR OTHER PURPOSES.

*Be it Ordained That:*

SEC. 1. *Franchise*. The City of Sanford, by its corporate authorities, does grant unto Henry S. Sanford and his associates, known as the Sanford Water Works Company, the exclusive franchise to furnish water for said City, as prescribed in the following Sections of this ordinance, for the term of fifty years from the 20th day of July, A. D. 1882.

SEC 2. *Right of Way.* The Sanford Water Works Company shall have the right and privilege to lay its pipes and service, and to excavate for the laying and repairing of same, in and through any of the streets, avenues, lanes, alleys or public grounds of the City of Sanford, as the same now is, or may hereafter be laid out; but shall not unreasonably interfere with, or obstruct the free use of the streets, avenues, alleys or lanes, or public grounds aforesaid, and shall restore all places so excavated or disturbed to their original usefulness and good condition as speedily as practicable.

SEC 3. *Shall Tap Mains.* The Sanford Water Works Company shall tap the main or mains when application is made in accordance with the Rules and Regulations hereinafter prescribed, and provided, within a reasonable time after such application is made.

SEC. 4. *Additional Mains.* Whenever the property owners on any street on which mains have not been laid, desire water service, they shall make joint application to the Water Works Company for such service, and the Water Works Company shall cause pipes to be laid for such service, at the expense of the Water Works Company, provided there are three applicants in the aggregate for each three hundred and thirty feet of pipe laid.

SEC. 5. *City to Protect Property and Regulate Use of Fire Hydrants.* The City of Sanford agrees to pass suitable ordinances for the protection of the right and property of the said Water Works Company, and to prevent the use of water from the fire hydrants, by any officer, agent or employe of the City of Sanford, or by any of its citizens, unless by consent of the Water Works Company, except for fire purposes, flushing sewers or drains, and the reasonable practice of the Fire Companies.

The City of Sanford reserves to itself the right, at all times, to make and enforce all reasonable and proper regulations, as to the place where pipes may be laid in the streets, avenues, lanes and alleys, and the right of supervision over the Water Works Company as may be necessary for the preservation of the public health; and nothing in this ordinance shall be construed as absolving the said Company from any legal liability and proceedings to restrain or abate any nuisance arising from its operation.

SEC. 6. *Water Rates.* The water rates to be charged by the Sanford Water Works Company, within the corporate limits of the City of Sanford, shall not exceed the following rates:

## WATER RATES,

100 to	500 gallons per day	.....	\$1.00 per 1,000 gallons
500 to	1,500 gallons per day	.....	.80 per 1,000 gallons
1,500 to	3,000 gallons per day	.....	.70 per 1,000 gallons
3,000 to	5,000 gallons per day	.....	.60 per 1,000 gallons

5,000 to 10,000 gallons per day.....	.50 per 1,000 gallons
Over 10,000 per day.....	.40 per 1,000 gallons
By the barrel.....	.05 per barrel

Annual rates as per published rates, which have been in operation in the City of Sanford since the Sanford Water Works commenced supplying water, as below given.

SANFORD WATER WORKS COMPANY.

Table of annual water rates, payable quarterly in advance :

Public Schools.....	\$12.00
Private Schools.....	Special rates.
Churches.....	12 00
Theatres.....	30 00
Public Hospital.....	20.00
Private Hospital.....	10 00
Water Closet, Public House, per basin.....	6.00
Carpenter shop.....	\$12.00
Water closet, private house, per basin.....	3.00
Tailor shop.....	10 00
Shoemaker shop.....	10.00
Saddlery, etc., shop.....	12.00
Tin, copper, etc., shop.....	12.00
Barber shop.....	Special rates
Bakery.....	\$20.00
Grocery and Dry Goods store.....	12 00
Drug store.....	20.00
Soda Fountain.....	25.00
Dentist.....	25.00
Saloon.....	30.00
Billiard Room.....	25.00
Bankers, Brokers, Land Agent's or Attorney's office	20.00
Dwelling, five persons in family.....	12.00
Each additional person.....	1.00
Bath tub, additional.....	6.00
Wash stands, additional.....	6.00
Private stable, 2 horses, cow and carriage washing...	8.00
Livery stable, six stalls.....	25.00
Each additional stall.....	1.00
Butchers, per stall.....	10.00
Stores, inside and outside, per foot front, including half street sprinkling.....	1.00
Fountains, four hours per day, according to jet.....	\$12.00 to 30.00
Job Printing office.....	6.00
Photograph Gallery.....	20.00
Water, per barrel, at any water station.....	.05
Restaurant.....	20.00
Private hose plugs.....	Special rates.

Foundries .....	Special rates.
Machine Shops .....	Special rates.
Distilleries.....	Special rates.
Breweries.....	Special rates.
Gas Works.....	Special rates.
Mills.....	Special rates.
Factories.....	Special rates.
Dye Houses and Laundries.....	Special rates.
Hotels and Boarding Houses.....	Special rates.
Steam engines, per horse power.....	\$ 5.00
Door yards, garden and irrigating purposes..	Special rates.
Publishing and news printing office.....	Special rates.

And when the Sanford Water Works Company shall have eight hundred (800) connections, upon application from the City Council, or Board of Aldermen, the present annual rates shall be reduced twenty-five per cent., and the meter rates reduced to the following rate, to-wit:

100 to 2,000 gallons per day.....	\$ .40 cents per 1,000 gallons
2,000 to 5,000 gallons per day.....	.30 cents per 1,000 gallons
5,000 to 10,000 gallons per day.....	.25 cents per 1,000 gallons.
Over 10,000 gallons per day.....	.20 cents per 1,000 gallons

The prices to builders shall be:

For each 1,000 brick laid.....	\$ .15 cents.
For each 100 square yards of plastering .....	.35 cents.
For all other purposes.....	.05 cents per barrel.

SEC. 7. *Rules and Regulations.* The Sanford Water Works Company shall operate under the following rules and regulations:

#### RULES AND REGULATIONS.

SECTION I All applications for water must be made in writing by the owner of the property or his authorized agent, giving the following particulars, viz:

FIRST, Name of plumber, and the exact location of property, giving name of street, number of house and kind of building, such as dwelling, store, stable, etc.

SECOND, If water is to be used for building purposes, state the number of brick to be used, and the square yards of plastering to be done.

THIRD, If the application is for a building already erected, the rate must be paid to the end of the term in which application is made, the terms beginning January 1st, April 1st, July 1st, and October 1st

SEC. II The water cannot be turned on to any premises except by the Inspector or authorized agent of the Water Works Company; only as it may be turned on by the plumber to test his work—to be turned off immediately after the test is made.

SEC. III. No extension or alteration of any service pipe or



fixtures can be made without the written permission from the office of the Superintendent

SEC. IV. All leaks in the service pipes in the streets and in and upon the premises supplied, must be promptly repaired by the owner or applicant, and on failure to make such repairs with reasonable despatch, the Sanford Water Works Company will turn off the water from the premises until the necessary repairs are made, and charge \$1.00 for turning on again

SEC. V. No person or parties can allow any water to be taken from their premises without the written permission of the Superintendent

SEC. VI. All water bills must be paid quarterly, in advance, at the office of the Sanford Water Works Company, from the first to the tenth day of each quarter, and the supply of water will be stopped from all premises failing to comply with this requirement; and when turned off for non-payment of bills, \$1.00 will be added to the bill for turning on again. The Sanford Water Works Company reserves the right in all cases to remove meters when bills are not paid or water not taken

SEC. VII. All arrearages for water rent must be paid before water will be turned on to premises that has been shut off for default.

SEC. VIII. When discontinuance of water is intended, written notice must be served on the Superintendent at the end of the quarter, or the contract will be held as continued for the next term, and full rent for the same required.

SEC. IX. The Inspector or any authorized agent of the Sanford Water Works Company, must have access at all reasonable times to all premises supplied, to examine meter, fixtures and condition of pipes.

SEC. X. In case of fire, or alarm of fire, or in making repairs or constructing new work, the Sanford Water Works Company reserves the right to shut off the water at once, and keep it shut off as long as it may be necessary.

SEC. XI. The tapping of main pipes to supply service pipes for conveying water to the premises of consumers, shall in all cases be done by the agent of the Sanford Water Works Company, and the size of the connection with the main shall in all cases be determined by the Superintendent.

SEC. XII. The Sanford Water Works Company will furnish the corporation cock, and charge the applicant for water a sum sufficient to cover the cost of the same and the labor of inserting in the main pipe.

SEC. XIII. Either lead or enameled iron service pipes may be used, at the option of the applicant; when lead is used for street or for inside plumbing, it must be that designated as "extra strong," and all iron pipe to sustain a pressure of not less than 250 pounds to the square inch, and at the point of con-

nection with the street main, between corporation cock and the coupling in the iron service pipe, there must be at least eighteen inches of lead pipe to relieve the rigidity of the iron pipe. A brass coupling must be used for connecting the lead with the iron pipe.

SEC. XIV. Notices for tapping the main must be left at the office of the Superintendent by the plumber, before 9 o'clock A. M. of the day on which they are required. Payment must be made for tapping the main pipe, and furnishing and putting in the corporation cock, in advance.

SEC. XV. All service pipes must be laid at least one foot below the surface of the sidewalk or pavement, and kept in good repair, at the expense of the owner or occupant; a suitable brass stop-cock, with round water-way, must be placed in the service pipe to allow the Sanford Water Works Company to control the flow of water through said pipe, located inside the curbstone, and as near thereto as practicable, with a cast-iron box or pipe reaching from the stop to the surface, of suitable size to admit a stop-key for turning off the stop.

SEC. XVI. Said pipe or box to be securely protected from being filled up or obstructed, and covered with a cast iron cover having the letter "W" cast thereon, and if by any means it becomes filled up so as to make it necessary to dig it up to procure access to the stop-cock, it shall be at the expense of the consumer.

SEC. XVII. There shall likewise be placed within the service pipe within the wall of the building supplied, a brass stop and waste cock easily accessible to the occupants for the protection of said occupants, in enabling them to turn off the water in case of leaks, and to drain the pipes inside so as to repair.

SEC. XVIII. When the plumbing is completed and ready for use, upon application, the Inspector of the Sanford Water Works Company will examine the plumbing, fixtures, etc., and finding said work completed in compliance with the requirements of the Sanford Water Works Company, will turn on the water.

SEC. XIX. No connection from main pipe for plumbers to work from, will be made for any persons who are not practical plumbers, and in whom the Sanford Water Works Company do not have confidence as men of experience and reliability; and repeated failures of plumbers to comply with the requirements of the Sanford Water Works Company, will be sufficient reason to refuse to make connections, for them to work from, with the street mains.

SEC. XX. A separate water connection will be required for each house.

SEC. XXI. No person or persons shall interfere with or open the public hydrants without permission of the Superintendent or the Chief Engineer of the Fire Department.

SEC. XXII. Plumbers and fitters wishing to do a plumbing business in connection with the Sanford Water Works Company, must first obtain a license to do so, and give bonds to the Company in the penal sum of three hundred dollars that he will be governed by the Rules and Regulations of said Company, now in force or hereafter adopted, while he may be engaged in such business, and to indemnify and save harmless the said Company from any losses or damages which may accrue by reason of non-compliance with such Rules and Regulations, or by the use of defective material or bad work.

SEC. XXIII. The foregoing Rules and Regulations may be added to, altered or amended, by the Sanford Water Works Company by first submitting any proposed change to the Board of Aldermen, and obtaining their written consent, and not otherwise.

SEC. 8. *Five Hydrants.* The Sanford Water Works Company shall furnish and place in position, with all necessary valves and connections, thirty (30) hydrants or fire plugs, either single or twin, as the City Council may elect, at such points, within the corporate limits, as may be designated by the City Council, and shall, when ordered by the City authorities, place any additional hydrants, at such points as may be designated by said City Council or Board of Aldermen, and shall keep the same in good repair and working order, and shall, at the request of the City Council, change the location of any hydrant or hydrants, from one point to another, the town paying the cost of the said change. The hydrants thus placed to be the property of the Water Works Company, and to be furnished to the City, for fire protection with an ample supply of water, for the full term of this franchise, free of charge.

SEC. 9. *Water Pressure.* The Sanford Water Works Company shall furnish pressure sufficient to throw four streams of water, through a reasonable length of hose with 1½ inch nozzle, forcing the said four (4) streams at once to a vertical height of fifty (50) feet at any point in the Town within reasonable distance from a hydrant, and to furnish and apply said pressure at any time, within three (3) minutes after the fire signal is given.

SEC. 10. *Consideration for Use of Hydrants.* For and in consideration of the pressure being so furnished, and the use of said hydrants, etc., the Town or City of Sanford shall pay to said Water Works Company for each of said hydrants, the sum of fifty dollars per annum for the full term of this franchise, from the 15th day of March, A. D. 1887; said amount to be paid out of the taxes for this purpose, the City of Sanford agreeing, when necessary, to levy the maximum percentage of tax authorized by law for this special purpose.

SEC. 11. *To Furnish Water to City Free of Charge for Certain Purposes.* The said City of Sanford may use the water

from the fire hydrants for the purpose of washing or flushing the drains, gutters or sewers in the streets, avenues, lanes or alleys, whenever the City authorities or City Physician shall deem it necessary, and the same shall be without charge; and also, without charge, take from said hydrants and use all water necessary and convenient for extinguishing fires, whenever they may occur, and for the wants of the Fire Department generally, and the rent or price to be paid for the use of said hydrants shall commence at the time that the same are put in and completed ready for use, with an ample supply of water pressure; and it is further stipulated and agreed that the Sanford Water Works Company shall supply water free of charge for all public buildings and offices of said City, and also for all fountains placed in the public parks and street crossings of the Town of Sanford, *Provided*, that no fountain thus placed shall use, consume or waste more than five hundred (500) gallons per day. The City in each case paying the cost of the attachment.

SEC. 12. *Sufficient Water Supply.* The Sanford Water Works Company binds itself during the continuance of its franchise, to furnish at all times a full and sufficient supply of water for all public and private uses.

SEC. 13. *City to Control Hydrants.* The use of the hydrants for public use, shall be under the supervision and control of the Chief of the Fire Department of the City, or such other officer or person as the Common Council or Board of Aldermen may designate, and such Chief or other officer or person shall provide for opening and using such hydrants and water at any time in case of fire or other use authorized by this Ordinance.

SEC. 14. *Differences to be Arbitrated.* Should the City Council, at any time, consider the supply of water or the pressure insufficient, the question shall be referred to a competent authority on water works for arbitration—the town (City) of Sanford selecting one arbitrator, the Sanford Water Works Company selecting one, and the two thus chosen, to select the third; and should the Water Works Company fail to select an arbitrator within five days after notification in writing, then the Board of Aldermen shall select two arbitrators, and these two shall select the third. The decision of said Board of Arbitrators shall be accepted by the City of Sanford and the Sanford Water Works Company as a finality. All matters of controversy between the City and Company may be settled as above; by a Board of Arbitrators. And if the said Water Works Company shall fail at any time to furnish a sufficient supply of water for all purposes, and ample pressure for fire protection, or if, by any act or neglect of said Water Works Company, the water from Lake Ada, from which the supply shall be obtained, shall become impure or unwholesome, or if by reason of imperfect mains leading from said Lake to the City of Sanford, or if by

error or neglect of the service within the City, the same result should follow, then this franchise may be declared null and void, and all the rights and privileges granted by this ordinance and any contract springing out of the same, revoked and declared of non-effect at the pleasure of the present or any successive City Council of Sanford.

SEC. 15. *Ordinance Effective When Contract Signed.* That this Ordinance shall take effect from and after the completion or signing of a contract between the said Company and the Town of Sanford by its corporate authorities, based upon and in accordance with the provisions of this ordinance. The said Water Works Company being hereby required to signify their acceptance or rejection of said contract within three months from date hereof, and if accepted, shall begin work within four (4) months from date hereof and prosecute it to completion as rapidly as practicable.

SEC. 16. *Repeal.* All ordinances, parts of ordinances and resolutions, militating against this ordinance, be and the same are hereby repealed.

#### ARTICLE V—GAS AND ELECTRIC LIGHTS.

*Be it Ordained by the Council of the City of Sanford :*

SEC. 1. That there is hereby granted to Thomas G. Eaton, his heirs and assigns, the exclusive privilege of constructing and maintaining in, under and through the streets, alleys and public grounds of the Town of Sanford as the same now is or may hereafter be laid out, a system of pipes, mains, conduits, stand-pipes, receivers, and lamp-posts, and other necessary and useful appliances for the supply of gas suitable for domestic, illuminating, and other purposes; with full and exclusive power and authority to manufacture, make, vend, store and deal in such gas, and furnish the same to said town and inhabitants thereof and buildings therein. Also, the exclusive right, whenever such expense shall be justifiable, of constructing and maintaining a system of wires, poles, towers, and posts in, upon, over, and across or under the streets, alleys, and public grounds of said Town; or other appliances for the generation and transmission of electricity, and conversion of the same into light and power for the use of said Town, its inhabitants and buildings; and the exclusive right to apply such light and power to same: *Provided, always,* that it is not intended herein to conflict with the use of electricity for the running of cars or locomotives or for the transmission of sound or messages by electricity.

SEC. 2. *Be it further Ordained.* That said exclusive privileges shall exist and be in force for the period of twenty-five years from the first day of December, 1886, and said Town shall not grant said privileges or any part thereof, to any person or

persons, company or corporation, or exercise the same or any part thereof itself, during, and so long as this franchise shall remain in force. At the expiration of said period, if the Town of Sanford shall refuse or fail to renew this grant for the further term of twenty-five years, it is agreed that it shall purchase the gas and electric works, machinery, pipes, poles, towers, lines, and other property, and plant constructed hereunder; paying therefor such price, in case the parties are unable to agree, as shall be fixed by three non-resident appraisers; one chosen by the Town, one by the owners, and the two chosen shall choose the third. Or, if either party should refuse or fail to appoint their appraisers and notify the other of such choice for fifteen days after service upon them of written notice of such selection, and of written notice for the party so served to select their appraiser, the other party may then appoint such appraiser; and the award and price fixed upon by a majority of such appraisers shall be final and binding on both parties.

SEC 3. *Be it further Ordained*, That said grantee, his heirs or assigns, shall have the right and privilege, without the passage of further ordinances, to dig up and temporarily obstruct the streets, alleys, and walks and public grounds of said town, in the process of constructing and laying—and thereafter in the process of changing or repairing or extending the pipes, mains, and other appliances or parts of work constructed hereunder; but shall not unreasonably interfere with or obstruct the free use of the streets, alleys, and public grounds, aforesaid.

The streets, alleys, and sidewalks or public grounds, if disturbed in the process of laying or repairing pipe or parts of aforesaid works or plants, shall, so far as practicable, be restored. And all reasonable regulations prescribed by said Town relating to such matters, shall be complied with. Should any mains or pipe or parts of work constructed hereunder be laid or located in or upon any street, alleys or public grounds not graded, or the grade of which is subsequently altered or fixed, said Town shall bear the expense of changing the position of such mains or parts of work, when the grade shall be fixed or changed: *Provided*, that before pipes are laid on any line, due notice to the Mayor shall be given, and fifteen days allowed for the Town to establish the grade before such pipes shall be laid.

In case any judgment shall be recovered against said town for any injury to person or property, caused by the defective construction or condition of said gas works, said town shall be reimbursed in the amount of said judgment by said Eaton or his assigns, etc.

SEC. 4. *Be it further Ordained*, That the rates charged consumers shall never exceed one cent and one-half (1½) cent per hour for each burner, or jet, of eighteen candle power, and the

gas supplied for illuminating purposes, shall be at least eighteen candle power and first-class in quality.

The price to be paid for putting in or removing meters, shall be fair, reasonable and just.

Said grantee, his heirs or assigns, shall light the streets and public grounds of the Town of Sanford; and shall supply with illuminating gas, every, and as many street lamps as may be provided from time to time by said town, all at a price not to exceed that paid by towns of like size and character; and whenever said town shall order gas to be supplied for street lamps, such lamps shall be lighted and extinguished by said grantee, his heirs, or assigns, at their own expense. The tapping of mains and laying of pipes from the mains to line of the property; shall be done at the expense of Thos. G. Eaton or his assigns *Provided*, the owner of the building, or person occupying the same, shall agree to use the gas on or before December 1, 1887.

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## CALENDAR OF OFFICIAL DAYS.

- JANUARY**—1. Beginning of tax year.  
*First Monday*—Registration Books open by Clerk. Council to revise Registration Book four days before election.
- FEBRUARY**—*First Monday*—General election.  
*Wednesday preceding first Monday*—Registration Books close, and Council revise Registration lists.  
*Within three days after first Monday*—Mayor and Clerk to meet with Inspectors of Election to canvass the vote. And officers elected, except Marshal, sworn in.
- MARCH**—1. Tax Collector sell personal property for delinquent taxes thereon.  
*First Monday*—Assessor to begin assessing.
- APRIL**—1. Collector to close tax books.  
1. Collector certifies unpaid taxes on real estate to the City Clerk.  
10. Collector makes final report to the Council.
- MAY**—1. Marshal and Collector sworn in after giving bonds.
- AUGUST**—*First Monday*—Assessor to complete roll.  
*First Monday*—Council to equalize tax assessments.  
*First Monday*—Council gives fifteen days' notice to those taxes have been raised, that Council will meet on the whose first Monday in September to hear complaints.  
*Third Monday*—Council to make levy for municipal purposes.
- SEPTEMBER**—*First Monday*—Council to hear complaints of aggrieved tax victims.
- OCTOBER**—1. Collector to collect license taxes.  
*First Monday*—Assessor submits sworn extended assessments rolls to the Council in duplicate.  
*First Monday*—Council shall examine extended tax roll and the copy, and cause mistakes to be corrected.

