

PUBLIC GENERAL

B Y - L A W S ,

PASSED BY THE MUNICIPALITY

OF THE

TOWNSHIP OF YORK,

1850 & 1851,

FRANKLIN JACKES, ESQ., TOWN REEVE.

TORONTO :

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BY - LAWS.



A BY-LAW

For the destroying or suppressing the growth of Weeds detrimental to good husbandry.

Be it therefore enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, it shall and may be lawful for any two inhabitant freeholders or householders, residing in the Township, to give notice in writing to any owner or occupier of any land within the Township of York, that there are weeds growing on his or her land, which if allowed to go to seed, will be detrimental to good husbandry, and that they must cause them to be cut or destroyed within five days from the date of such notice.

And be it further enacted by the authority aforesaid, That if any owner or occupier of any land within the Township shall refuse or neglect to cut or destroy such weeds within the time prescribed in such notice so to do, shall forfeit for every such refusal the sum of from five to ten shillings for every day such weeds are allowed to grow after the service of the notice as aforesaid : to be recovered upon complaint of any two freeholders or householders before any Justice of the Peace residing within the Township of York, as is by law provided under the 12th Victoria, chapter 81, section 185. Provided always that such weeds are of a description, or so situated, as to be injurious to others as well as the owner or occupier of the premises.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed Feb. 11, 1850.



A BY-LAW

To Tax the Owners of Dogs.

- 1. Be it enacted by the Municipality of the Township of York,*

That from and after the passing of this By-Law, it shall and may be lawful for the Collector to demand and receive from every owner, possessor, or harbourer of dogs within the Township, save and except such as are exempted by law from the same; and also, save and except every householder who shall possess only one dog; the sum of five shillings for every such extra dog, the said tax to be levied and collected, and in the same manner as all other taxes are levied and collected; and shall pay the same to the Township Treasurer, after deducting the per centage that may be allowed, and the same remedies to compel such collection and payment over of the money collected, may be had against such collector and his sureties as in the case of taxes, under any By-Law passed for that purpose.

2. *Be it further enacted by the authority aforesaid,* That the Assessors of the Township of York at the time of making their annual assessment, shall enquire and ascertain from the inhabitant householders, the number of dogs kept by them, and shall enter into a column to be made by them for that purpose, the number of dogs liable to be taxed as aforesaid; and if the owner, possessor or harbourer of any dog over six months old, liable to the above tax, shall refuse, neglect, or give a false statement of every such dog as aforesaid, shall forfeit for every such offence, the sum of not less than five shillings, and not exceeding ten shillings.

3. *And be it enacted as aforesaid,* That if any dog shall attack any person peaceably travelling on any highway, or any horse before a carriage, or upon which a person shall be mounted, or kill, bite, or worry any sheep, or do any other damage within the limits of this Township, and complaint thereof be made to any Justice of the Peace for the county, such Justice shall summon the owner, possessor, or harbourer of such dog before him, and enquire into the complaint, and if satisfied of its truth, and that such dog is dangerous, he shall order the owner, possessor, or harbourer of such dog to kill it immediately, and if he or she refuse or neglect to kill, or caused to be killed, such dog, within forty-eight hours after receiving such order, shall forfeit the sum of five shillings, exclusive of damages, and the further sum of ten shillings for every forty-eight hours thereafter, until such dog be killed.

4. *And be it enacted as aforesaid,* That every person in possession of any dog, or who shall suffer any dog to remain about his or her premises, for the space of twenty days previous to the Assessment, or previous to any injury, damage, or any attack by

a dog, shall be deemed the owner of such a dog for all the purposes of this By-Law, and all the penalties imposed by this By-Law, shall be levied and collected as provided by the 185th section of the statute, 12th Victoria, chapter 81: and in case no distress sufficient to satisfy the amount of penalty or damages shall be found, it shall and may be lawful for the Justice before whom complaint shall be made, to commit the offender to the county goal for any time not exceeding ten days, unless the penalty and costs be sooner paid.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed March 11, 1850.



A BY-LAW

For settling the height and description of Lawful Fences.

1. *Be it enacted by the Municipality of the Township of York,* That from and after the passing of this By-Law, all rail fences shall be five feet high locked or staked, and ridged, and sufficiently close between the rails, to prevent the trespassing of pigs of thirty pounds weight and upwards.—And all board fences shall be four and a half feet high, and not more than four inches between the lower boards.

2. *Be it further enacted by the authority aforesaid,* That there shall be annually appointed from among the landholders and householders of the Township of York, Twelve persons to act as Fence Viewers for the year in which they are appointed, whose duties, and the fees to be taken by them, are fully pointed out by the statute 8th Vic. chap. 20.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed Feb. 11, 1850.

A BY-LAW

To divide the Township of York into Rural Wards.

Whereas by the 12th Vic. chap. 81, it is amongst other things enacted, That it shall and may be lawful for the Municipality of each township, from time to time, by any By-Law or By-Laws, to be passed for that purpose, to divide such township into Five Rural Wards.

Be it therefore enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, the Township of York shall be divided into Five Rural Wards, to be severally composed of the portions of the aforesaid township designated in the schedule hereunto annexed, and the place for holding the election for each Ward, and the persons who shall preside as Returning Officers, at such elections, shall be those named in the said schedule respectively.

SCHEDULE.

- WARD No. 1.**—To consist of all that part of the Township of York, lying east of Yonge Street, and south of the side-line between Lots Nos. 5 and 6, in the 1st, 2nd, 3rd, and 4th Concessions.—Place of Election on Lot No. 10, south-west corner, 2nd Concession from the Bay, at a School-house to be built.—**JOHN TAYLOR**, Returning Officer.
- WARD No. 2.**—To consist of all that part of the Township east of Yonge Street, and north of the Side-line between Lots Nos. 5 and 6, in the 1st, 2nd, 3rd, and 4th Concessions.—Place of Election, Clark's School-house, 2nd Concession East.—**ELIHU PEASE**, Returning Officer.
- WARD No. 3.**—To consist of all that part of the Township west of Yonge Street, and south of the Side-line between Lots Nos. 5 and 6, to the rear of the 3rd Concession; then south to the allowance for road between the 3rd Concession from the Bay, and No. 1, then west along that line to the River Humber.—Place of Election, **JAMES DAWSON'S Tavern**.—**JOHN DEW**, Returning Officer.
- WARD No. 4.**—To consist of Lots No. 6 to 25 inclusive, in the 1st, 2nd, and 3rd Concessions west of Yonge Street.—Place of Election, Elliott's School-house.—**JOHN WILLSON** 4th, Returning Officer.

WARD No. 5.—To be composed of Lots No. 1 to No. 25 inclusive, in the 4th and 5th Concessions, together with all the Lots in the 6th and 7th Concessions west of Yonge Street. Place of Election, MR. LEVER'S TAVERN.—JOHN PERITT, Returning Officer.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed 19th Feb, 1850.

A BY-LAW

For restraining and regulating the running at large of Horses, Cattle, Sheep, Swine and Poultry.

1. *Be it enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, all horses, bulls, boars, and rams, shall not be commoners, and if found trespassing off the owner's premises, shall be subject to a penalty of five shillings for each offence, exclusive of damages; to be recovered from the owner thereof, and shall also be liable to be impounded in the common pound of the Township.*

2. *And be it further enacted by the authority aforesaid, That no cattle or hogs of any description shall be allowed to run at large during the season for making sugar in the spring of the year, under the same penalties and liabilities as like animals, not allowed to run at large, and that no pigs of any description shall run at large where there are twenty houses within one mile, except upon Yonge, Kingston and Dundas Streets, under the same penalties that other animals are not allowed to run at large; and that pigs of thirty pounds weight and under, shall not be allowed to run at large: and all over thirty pounds weight to have a ring in the nose, (subject to be impounded if found running at large off the owner's premises without having a ring in the nose.) And if any poultry shall be found trespassing off the owner's premises, during seed time, or when the grain is ripening or cut, and the owner thereof, after having received notice in writing from any landholder to shut them up, or otherwise prevent their trespass-*

ing, within forty-eight hours shall refuse or neglect so to do, shall forfeit for every such offence, the sum of two shillings and six pence, exclusive of damages : and all animals running at large, that shall be found trespassing and doing damage, and it shall appear upon view of three disinterested freeholders or householders, or a majority of them, to be notified by the Pound Keeper, that the fence enclosing the premises where such animal or animals are found trespassing and doing damage shall be considered by them to be a good and sufficient fence, although it may not be in every particular of the description of a lawful fence, such cattle or other animals so found trespassing, shall, and are hereby declared to be breachy, and shall and may be lawfully impounded in the common pound, and the owner shall be liable to the same penalties and to pay all damages as in the case of animals not allowed to run at large.—And all fines and penalties imposed by this By-Law, shall be levied and collected as is provided by the 12th Vic. chap. 81, sec. 185.

3. *Pound keeper's Fees to be as follows :*

For every Horse impounded, the sum of.....	1s. 3d.
For furnishing necessary food and water per day,	1s.
For impounding Horned Cattle over 2 years old, the sum of	1s.
For furnishing the same with necessary food and water per day. the sum of	9d.
For impounding Cattle under 2 years old, the sum of..	9d.
For furnishing necessary food and water per day,	6d.
Poundage on Hogs weighing over forty pounds, the sum of	5d.
For furnishing necessary food and water per day,.....	6d.
Poundage on Pigs weighing forty pounds and under, the sum of.....	3d.
For furnishing necessary food and water for the same per day, the sum of.....	2d.
Poundage on Sheep, the sum of.....	3d.
For necessary food and water per day, the sum of....	2d.

Provided always that for all animals impounded not allowed to run at large, the Poundkeeper shall be entitled to receive one fourth more than for other animals, and for advertising, selling, &c., any animal, the Poundkeeper shall be entitled to receive double the amount allowed him by this By-Law, for impounding the same.

4. *Be it further enacted*, That there shall be annually appointed from amongst the Landholders and Householders of the Township of York, a sufficient number of persons to act as Pound Keepers for the year in which they are appointed, whose duties are pointed out by the 32nd, 33rd, 34th and 35th sections of statute 1st Victoria, chapter 21.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed March 5, 1850.

1st Victoria, chapter 21, sections 32, 33, 34 and 35, relating to the duty of Pound Keepers.

XXXII. *And be it further enacted by the authority aforesaid*, That it shall be the duty of any Pound Keeper appointed under the provisions of this Act, to provide himself with sufficient yards or enclosures for the safe keeping of all such animals as it may be his duty to impound, and he is hereby authorised and required to impound all animals unlawfully running at large, trespassing and doing damage, that may be delivered to him by any persons resident within his Division taking up the same; and it shall be his duty to furnish the same with necessary food and drink; and if after the space of forty-eight hours the said animals shall not be claimed and redeemed by the owner, or some one on his behalf, paying the Pound Keeper his lawful demand and charges, and the amount of damages awarded, in the manner hereinafter mentioned to have been done by such animals, to the person taking up the same, he shall cause a notice in writing to be affixed in three public places in the Township for at least fifteen days, which notice shall give a description of such animals, and also state the time and place at which he intends to expose the same for sale; and if the owner of such animals, or some one in his or her behalf, does not within the time specified in such notice as aforesaid, redeem the same, by paying to the said Pound Keeper his legal fees, which shall be regulated from time to time by the Town Wardens of each Township, who are hereby required to regulate the same, and furnish the copy or schedule to the Township Clerk

for the information of the Pound Keepers, and charges and the damages awarded to the person taking up such animals, the said Pound Keeper shall proceed to sell the same to the highest bidder, at the time and place mentioned in the said notice, which sale is hereby declared to be valid in law ; and the said Pound Keeper shall, after deducting his own legal charges and the damages awarded to the person taking up the said animals, provided he is the party injured, return the overplus (if any there be) to the original owner : *Provided always*, that if no person shall appear to claim the said animals within the space of three months after public notice and sale as aforesaid, the said Pound Keeper shall pay the overplus (if any) into the hands of the Township Clerk for the time being, to be laid out and expended for the improvement of the roads and bridges within the said Township.

XXXIII. *And be it further enacted by the authority aforesaid*, That if any Ox or Oxen, Horse or Horses, Cow or Cows, shall be impounded as aforesaid, and not claimed before the expiration of fifteen days as aforesaid, and the owner thereof shall not be known by the said Pound Keeper, then and in that case the Pound Keeper, shall not sell such Ox or Oxen, Horse or Horses, Cow or Cows, at the time stated in such notice, but shall postpone the sale thereof for the space of forty days, at the expiration of which time such Pound Keeper shall proceed to sell the same, and dispose of the proceeds in the manner mentioned in the last preceding clause of this Act: *Provided always* that the owner of the same may at any time before such sale, redeem such animal or animals by paying demands as aforesaid.

XXXIV. *Provided also, and be it further enacted by the authority aforesaid*, That it shall be the duty of all and every person taking any animal or animals to a Pound Keeper to be impounded, at the same time or within twenty-four hours, to state in writing to the said Pound Keeper, all demands he may have against the owner of such animal or animals, for damages done by them ; and in case the owner of such animal or animals shall tender to the Pound Keeper the full sum which shall or may be awarded as damages to the party suffering the same, with the costs then incurred, such owner shall not be liable to any costs afterwards incurred, but all such subsequent costs in such case shall be borne by the party claiming extravagant damages.

XXXV. *And be it further enacted by the authority aforesaid*, That it shall be the duty of the Pound Keeper, and he is hereby authorised and required, when the owner of any animal impounded

shall object to the amount of damages claimed, within forty-eight hours after the same have been impounded as aforesaid, to notify three disinterested resident Freeholders or Householders, farmers in the said Township, to appraise the damages, and also to judge of the sufficiency of the fence enclosing the ground wherein such animals were found doing damage, and such Freeholders or Householders, farmers, or any two of them, shall within twenty-four hours after the receipt of such notice view said fence, and determine whether the same is a lawful fence according to the regulations of the Township meeting on the subject, and if so, appraise the damage done; and having reduced this their award to writing, shall deliver the same signed with their names to the Pound Keeper, within the space of twenty-four hours after having been so notified: *Provided always*, that if any person shall neglect or refuse to attend to examine said damage after being notified as aforesaid, he shall be liable to a penalty of five shillings for every such neglect or refusal, to be recovered and applied in the same manner as fines imposed by this Act for refusing or neglecting to perform Statute Labour: *Provided always*, that the owner of any animal or animals not permitted to run at large by the regulations of such Township meeting, shall be liable for any damage done by such animal or animals, notwithstanding that the fence enclosing the premises was not of the height required by the said regulations.

A BY-LAW

For regulating the duty of Overseers of Highways, and enforcing the performance of Statute Labour, or payment of a Commutation in money therefor.

1. *Be it enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, it shall be the duty of the Overseers of Highways within the Township of York, to superintend, make, and keep in repair, the highways, roads, streets and bridges, in the road division to which they are appointed, and every such Overseer shall after having received a notice from the Township Clerk of his appointment and the di-*

vision allotted to him, notify all persons within his division liable to perform statute labour, and order them after having given three days' notice of the day, hour and place, which notice may be delivered either in writing or verbally at the place of residence of said persons so liable to work, within the time stated in such order, on such parts of the Roads, Bridges or Highways in the Division allotted to him, to make, mend and repair, and shall and may order persons performing statute labour to destroy such weeds as may in his opinion be hurtful to good husbandry, and shall give to every person who may have done his statute labour, or commuted for the same, a certificate of having performed his share of statute labour in the Township for the year.

2. *Be it enacted by the authority aforesaid,* That if through any inadvertency the name of any person shall be omitted to be inserted in the Assessment Roll, such person shall be liable to work on the highways in the Division in which he resides, in the same proportion as if no such omission had taken place, and the Overseer is hereby authorised and required to insert in his road list for labour, the names of any persons that may come into the Township to reside, after the Assessment Roll has been taken for the year, and to demand from every male inhabitant within the limit of his division, of the age of twenty-one years and upwards, not assessed, the performance of one day's statute labour, in the same manner as other persons who reside in the Township, Provided always that emigrant labourers shall have resided six months in the Province, before they are liable.

3. *Be it enacted,* That it shall and may be lawful for any person liable to perform statute labour in any road division in the Township of York, to compound for such statute labour or for any part thereof by paying or causing to be paid to the Overseer of the Division in which such person resides, or is liable to perform statute labour, the sum of two shillings and sixpence per day, on or before the day or days such person shall be warned to perform such statute labour, and such Overseer is hereby authorised and required to accept the said sum in lieu of such statute labour, and shall and may lay out and expend the same as to him shall seem best for the improvement of the roads and bridges in his division, and render an account of the same, as is provided by this By-Law.

4. *And be it enacted,* That the roads and highways in every division, and also a just share of any road actually required and necessary, running between the same and any other division, shall

be cleared, repaired and maintained by the inhabitants thereof, and every person liable to perform statute labour, if not compounded for as aforesaid, shall either in person or by a sufficient and able bodied man in his stead, be obliged under the direction of any Overseer acting for the division, to work faithfully and diligently on the said road, and shall bring with him such tools or implements useful for the purpose as he may be the owner of, and be directed by the Overseer to bring for and during the time he may be liable to work on the said road in each and every year, allowing 8 hours to each day's work, exclusive of the time of going and coming to and from the place of work, and every person within the Township keeping a cart, waggon or team of one or more horses or yoke of oxen, shall send on every day to be appointed by said Overseer, a cart, waggon or other implement and team, and one able bodied man to drive the same for such share of time as he shall be liable to work on the said road according to law, allowing eight hours for such day's work which said day's work with a span of horses, plough and driver, shall be equivalent to three day's personal labour for one man; and a span of horses and driver to two and a half day's; and a yoke of oxen and driver to two days; and a horse and cart with a driver to two days; and if any labourer or driver shall refuse or neglect to work faithfully, or to carry a sufficient load during the time above mentioned, it shall be the duty of said Overseer, and he is hereby authorised and required to discharge such labourer, and the person furnishing such team shall be liable to the forfeiture which every such person would have incurred by virtue of this By-Law in case such labourer had not attended, or such team, implement and driver had not been sent, and shall not be allowed for the part or portion of the day which he may have laboured.

5. *And be it further enacted as aforesaid,* That the several Overseers of Highways in the several road divisions, shall cause all statute labour under their direction and control to be performed, and all monies coming into their hands in lieu of statute labour, to be expended between the first day of May and the last day of July in each and every year, and in default thereof shall be liable to a penalty of not less than ten shillings, and not exceeding five pounds; and every person liable to perform statute labour in any road division within the Township, and not having compounded for the same, or who shall neglect or refuse after having

been duly notified as aforesaid to attend himself, or send a sufficient and able bodied man in his stead with such carriage, team, implement, or instrument as may be by this By-Law required by the Overseer at the time and place appointed, shall be liable to the penalty of three shillings and nine pence for each day he shall so neglect or refuse, to be recovered on complaint of the said Overseer of Highways, and in case no distress sufficient to satisfy the amount shall be found, it shall and may be lawful for the Justice before whom complaint shall be made, to commit the offender to the county goal for any time not exceeding six days, unless the fine and costs shall be sooner paid.

6. *And be it enacted,* That any person who is not assessed more than fifty pounds, and who by reason of age, sickness, numerous family or misfortune, may be in poor and indigent circumstances, may apply to the Township Councillor for the Ward in which such person resides, and the aforesaid Councillor shall enquire into the situation and circumstances of the person making such application and may exempt such person from the performance of the whole or part of his Statute Labour for the year and give him a certificate to that effect, which shall be the Overseer's acquittance for the work; and the Overseer of each and every road division in the Township shall severally make out a true list or account of all persons within their respective divisions who are liable to work on the Highway, and of the labour done or un-performed by any person liable to perform or compound for the same, and also of all monies that may come into his hands by virtue of his Office, and of the expenditure or payment of the same, which list and account shall be sworn to or affirmed, and subscribed before any Justice of the Peace for the County by such Overseer, and shall deliver or cause to be delivered to the Township Clerk, on or before the first day of September in each and every year, and the said list and account shall be examined by the said Clerk for the purpose of being placed with the records of the Township, and it shall be the duty of the Township Clerk on or before the first day of December in each and every year to make a complaint before any Justice of the Peace for the County, of the Overseer or Overseers of roads within the Township who shall not have so rendered their lists and accounts for the current year, and every such Overseer of roads who shall neglect or refuse to render his account as aforesaid, shall be liable to a penalty of not less than ten shillings, and not exceeding five pounds, and, all

finer and penalties imposed by this By-Law shall be levied and collected as is provided by the 12th Victoria, chap. 81, sec. 185.

(Signed) FRANKLIN JACKES.

Town Reeve.

Passed March 5, 1850.

A BY-LAW

For making regulations as to Pits, Precipices, and Deep Water, or other places dangerous to Travellers, and for removing Obstructions in the Public Roads or Highways.

1. *Be it enacted by the Municipality of the Township of York,* That when any Road or Highway passes any deep water, precipice, or pit, or other dangerous place, the Overseer in whose division such may be situated, shall cause good and sufficient guard rails or fences to be erected in order to make such places safe, and may also erect finger posts at all such places within his division, as may be necessary for the guidance of travellers; and in case it shall be necessary to repair any sudden breach, which may be caused in any public Highway by reason of any bridge or causeway giving way, or from any other casualty, or to remove any other obstructions on account of snow, or to fix or set up beacons or stakes, as a guide for travellers over any plain or other place; it shall and may be lawful for the Overseer of Highways in whose division the same may occur, and he is hereby required to repair, remove, or establish as aforesaid, or cause the same to be done, by applying any money in his hands applicable to the road and un-appropriated, or to direct the application (for that purpose) of any Statute Labour subject to his control, and in case it shall so happen that such Overseer shall not at the time have any money or Statute Labour under his direction which he may apply for the purposes aforesaid, it shall and may be lawful for such Overseer to direct any person or persons in his division and liable to perform Statute Labour, to repair such breach, remove such obstruction, or erect such guides, finger posts, rails or fences as aforesaid, and such Overseer shall keep an account of the number

of days any person or persons may work on the road for the purposes aforesaid, which account such Overseer shall transmit to his successor in office, and the said Overseer shall also give such person as aforesaid, a writing to that effect, which shall be taken and considered by the Overseer, under whose direction such person may be liable to work, and it shall be credited to such person for so much of his statute labour as he may be liable for ; and if it shall appear, that there is not a sufficient amount of money or labour at the disposal of the said Overseer, and that the amount required cannot be obtained as herein before provided, the said Overseer shall report the same to the Councillor for the Rural Ward in which the same may happen to be ; and any person who shall neglect or refuse to perform such labour, or obey the orders of the Overseer, when required to work as aforesaid, shall be liable to a penalty of three shillings and nine pence for each day he shall be ordered to work for the purposes aforesaid, except such person can make it appear that he had a reasonable excuse for so doing, Provided always that the said Overseer shall, and he is hereby required to proportion such labour among the several persons within his Division liable to perform Statute Labour, as nearly equal as circumstances will permit ; Provided always that persons willingly complying may perform more than their proportion.

2. *And be it enacted by the authority aforesaid,* That if any person shall wilfully stop up any Road or Highway in the Township, or shall pull down any fence, railing or guard, that shall have been erected along any water, bridge, pit or precipice, for the safety of travellers, or any guide or finger post, such person or persons so offending shall forfeit for every such offence a sum not less than five shillings, nor more than three pounds ; and in case any tree or trees shall be cut down in, or fall out of any enclosed land or other lands which shall be occupied by a resident settler, in such a way as to obstruct any public Road or Highway, the owner or occupier of such lands shall remove the same within twenty-four hours after notice received from the Overseer of the Division in which such obstruction may happen to be, under a penalty of five shillings for every day such obstruction shall continue.

3. *And be it enacted,* That if any person or persons shall put, or place on any Road or Highway any saw-logs, timber, lumber, cordwood, stone, sand, fences or other materials, so as to obstruct any public Road or Highway so as to render the same less con-

venient for public travel within the Township, the owner of such materials shall remove the same within twenty-four hours, after notice received from the Overseer of the Division in which such obstruction may happen to be, under a penalty of five shillings for every day such obstruction shall continue, and all fines and penalties imposed by this By-Law shall be levied and collected, as provided by the 12th Vic. chap. 81, sec. 185.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed March 11, 1850.

A BY-LAW

To authorise the Sale of Stone, Timber, Sand, Earth, and other materials upon Highways and Road allowances, and for other purposes therein mentioned.

1. *Be it enacted by the Municipality of the Township of York,* That from and after the passing of this By-Law, it shall and may be lawful for the Councillors for their respective Rural Wards within the Township, to sell or dispose of any stone, timber, sand, earth, or any other material, that may be found standing or lying in or upon any such Highway or Road allowance as aforesaid, or upon any such Highway as may hereafter be laid out, Provided that in the opinion of the Councillors in or for their respective Rural Wards, the same be not required for the use of Bridges and public Highways in the locality where such materials may be found, and also to rent or lease for a term not exceeding one year, any such Road allowance as may not be required for the use of the public Highways, and that the proceeds of such sales or rents as aforesaid, shall be paid over to the Treasurer, and form part of the general fund for the maintenance and repair of Roads and Bridges within the Township, Provided always that the Councillor for the Rural Ward before selling or disposing of the stone, timber, sand, earth, and other materials, shall first consult the Overseer acting for the road Division in which the same may happen to be, in order to ascertain whether the aforesaid materials may be wanted for the said road Division.

2. *And be it further enacted by the authority aforesaid, That any*

person or persons trespassing on any such Highway or Road allowance, shall be liable to the pains and penalties as by law provided under the 4th and 5th Vic. chap. 26, sec. 24.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed March 11, 1850.

A BY-LAW

For regulating certain duties of Township Officers, and to provide for enforcing the performance of the same.

1. *Be it enacted by the Municipality of the Township of York,* That from and after the passing of this By-Law, it shall be the duty of the Township Clerk to notify all Township Officers of their appointment to Office, and all and every such Officer having been notified as aforesaid, shall take the oath of Office, and furnish the Township Clerk with a copy thereof, to be filed in his Office on or before the third Saturday in April in each year; and the Overseers of Highways are required on that day, (or some other day to be appointed by the authority aforesaid, of which due notice shall be given,) to furnish the Township Clerk with a list of all persons liable to perform Statute Labour within their several Divisions, to enable the Clerk to make out a list, showing the number of days each person is liable to perform, and every Township Officer making default herein, shall be liable to a penalty of not less than five shillings, and not more than one pound, and it shall be the duty of the Township Clerk immediately after the third Saturday in April in each year, to transmit to a Justice of the Peace of his Division, a list of all such Township Officers who have been appointed for the current year, and have not taken the Oath of Office, or otherwise complied with the provisions of this By-Law, and the said Justice shall proceed against such defaulters, and recover the penalty imposed by this By-Law; and any Councillor for the Ward may then appoint other Township Officers in lieu of those who shall make default as aforesaid, such appointments to be approved of by the Council, and such Officers shall take the Oath of Office within ten days after having been notified of their appointment to Office, and shall have the

same power, and be liable to the same responsibilities as other Township Officers appointed by the Council; and all fines and penalties imposed by this By-Law, shall be levied and collected as provided by the statute, 12th Vic. chap 81, sec. 185: such fines and penalties to be paid to the Treasurer of the Municipality for the general uses of the Township.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed March 11th, 1850.

A BY-LAW

To remove Log Houses, Shanties, and other places of residence from off the Public Highways and allowances for Road in the Township of York.

Whereas persons chopping and clearing land have upon some occasions erected temporary places of residence on the allowances for road at a time when they were not much used by the public, and some of them are still occupied by the same persons or have been taken possession of by squatters, to the great annoyance of the travelling public and the freeholders in that vicinity, and that they have been complained of and petitioned against.

1. *Be it therefore enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, it shall and may be lawful for any freeholder residing in the vicinity of any log house, shanty, or other place of residence, erected or placed on the public highways or road allowance in the Township of York, to give a notice in writing between the first day of May, and the first day of September in each year, (as is mentioned in the schedule to this By-Law annexed, marked A,) to the overseer of highways acting for the road division in which such place may happen to be, to give notice to the party to move out of and pull down or remove such log-house, shanty, or other place of residence of squatters on the highways or road allowances, in his division, after having served a notice in writing, (as is mentioned in the schedule to this By-Law annexed, marked B,) upon the party occupying such places of residence.*

2. *Be it enacted by the authority aforesaid, That it shall be the*

duty of the overseer of highways acting for any road division in the Township of York, after having received notice as aforesaid, between the first day of May and the first day of September, in each year, to serve a notice in writing, upon the party occupying any such log-house, shanty or other place of residence of squatters on the public highways or road allowance in his division, that he will at the expiration of one month after the date of such notice, pull down or remove such places as aforesaid, from off the public highways or road allowance in his division.

3. *And be it enacted as aforesaid,* That the overseer of highways, acting under the authority of this By-Law, shall and may make use of any statute labour under his control, for the purpose of putting the parties out, pulling down or removing any such log-house, shanty, or other places of residence of squatters on the public highways, or road allowances in his road division, and shall account for the same in the same manner, and in the same return with the statute labour of his road division; and if any overseer of highways, after having received notice in writing, as provided by this By-Law, shall refuse or neglect to give the proper notice, that he will pull down or remove such places as aforesaid, from off the highway or road allowance, or shall refuse or neglect to carry out such notice, he shall be liable to a penalty of not less than ten shillings, and not exceeding five pounds, to be recovered before any Justice of the Peace for the county, upon complaint on oath of the freeholder giving the notices as aforesaid, by distress and sale of the goods and chattels, of the offender. Provided always, that if there is any dispute concerning the public highway, or road allowance, where the above mentioned places are erected, the Overseer of Highways shall not act under the authority of this By-Law, until the boundary lines of such highway or road allowance are established by the proper authority according to law.

FRANKLIN JACKES,

Passed 27th May, 1850.

Town Reeve.

SCHEDULE A. REFERRED TO.

To Mr. _____, Overseer of highways for road division No. _____

Sir, by virtue of a By-Law

I do hereby command and require you to give [name of party,] notice in writing, to

move out of his or her log-house or shanty, (as the case may be) and to pull down or remove the same before the expiration of one month from the date of such notice, and if the party does not remove the same then, that you proceed forthwith to remove the same, as provided by the aforesaid By-Law.

Given under my hand, at the }
 Township of York, this } (Signed)
 day of 185 } Freeholder.

SCHEDULE B. REFERRED TO.

To [] occupier of a log house or shanty, (as the case may be) situated on the highway or road allowance (describing the place) in my road division, I have received a notice in writing from Mr. (), freeholder, to give you one month's notice to move out of, and pull down or remove the (place of residence, describing it) from off the said highway or road allowance. By virtue of a By-Law made and passed by the Municipality of the Township of York, I do hereby command and require you to move out of, and pull down or remove the log house, shanty, or other place of residence, (as the case may be), within one month from the date of this notice, and in default of your so doing, I will then proceed to execute such duty in accordance with the aforesaid By-Law.

Given under my hand, at the }
 Township of York, this } (Signed)
 day of 185 } Overseer of Highways.

A BY-LAW

To provide for Licensing of Taverns, and for regulating the duties of Inspectors of Houses of Entertainment.

1. *Be it enacted by the Municipality of the Township of York, That upon and after the first day of March, 1851, every keeper of a House of Entertainment, Inn, or Tavern, for which a License to retail Spirituous Liquors, Ale, Beer, and Cider, to be drunk therein, shall be issued in the Township of York, shall have and constantly keep, so long as he or she is an Inn or Tavern-keeper therein, for the accommodation of his or her customers, six clean*

comfortable beds and bedding, exclusive of the bedding used by the family, four bed-rooms, and one comfortable sitting-room, exclusive of the Bar or tap-room and those required for the use of the family, and good Stabling and Provender for not less than twelve horses, and also a convenient Driving-house and Shed for the accommodation of travellers.

2. *Be it enacted by the authority aforesaid,* That the amount to be paid for a License, by the keeper of each house of Public Entertainment, Inn, or Tavern wherein Spirituous Liquors, Ale, Beer, and Cider is to be sold by retail in the Township of York, shall be as follows, that is to say : for each License to open and keep an Inn or Tavern, on either side of the East, West, and North Macadanized Roads, the sum of £10 currency ; and for each License to open and keep a Tavern or Inn on either side of other Roads in the Township, the sum of £6 10s. currency ; such sums to include the amount imposed by the Imperial Act, 11th Geo. 3rd, chap. 88, and all Licenses shall be taken out on or before the twelfth day of March, in each and every year, and to be in force for one year, from the last day of February, in the year in which they are taken out, and shall not be transferable to any other person without the consent of a majority of the Inspectors of Houses of Public Entertainment first had and obtained.

3. *And be it enacted by the authority aforesaid,* That it shall not be lawful for any person obtaining a License for Public Entertainment within the Township of York, to be allowed to sell or give away any intoxicating liquors on the Lord's Day, commonly called Sunday, or allow such liquors to be drank in the house, but that the Bar or tap-room shall be kept closed, and on no account be opened on that day, nor shall it be lawful for any Innkeeper to give or sell any quantity of Spirituous Liquors to any child under fifteen years of age, nor shall it be lawful for any Innkeeper to harbour any evil-disposed person, as well men as women of evil name, nor to induce them to frequent his or her house, or to allow any person to remain tipling in his or her house, licensed as aforesaid, for more than one hour, except on business ; and shall in no case either sell or give intoxicating drinks to any person already under the influence of liquor, so as to be intoxicated ; and also that no Tavern or Innkeeper shall be allowed to sell or give Spirituous Liquors to any person addicted to drinking, to the injury of his or her family, upon being notified to that effect by their friends ; or to allow any person playing at Ninepins, Bagatelle, Cards, Dice, Draughts, Skittles or any other implements

of gaming in his or her house or premises; and each and every Tavern or Innkeeper in the said Township, shall place and keep in some conspicuous part of his or her Bar room, a copy of the aforesaid Regulations, and also a copy of the 1st, 2nd, and 3rd sections of the 8th Vic. chap 45, entitled An Act to prevent the Profanation of the Lord's Day, commonly called Sunday, in Upper Canada, and the 6th, 7th, 8th, 10th, and 13th sections of the 13th and 14th Vic. chap 27, entitled An Act for the more effectual Suppression of Intemperance, so as to afford all persons frequenting his or her Tavern a ready and convenient opportunity of reading them and knowing their contents and meaning.

4. *And be it enacted by the authority aforesaid,* That every Innkeeper who does not conform to the regulations contained in this By-Law, or shall knowingly suffer any person in his or her house, or on his or her premises, to contravene or shall contravene any of the foregoing regulations, or suffer conduct inconsistent with their spirit, shall forfeit and pay a sum of not less than Ten Shillings or more than Five Pounds, upon conviction thereof before any Justice of the Peace for the County upon the oath of one credible witness, which penalty together with the costs of Prosecution, unless paid immediately, shall be levied and collected by distress and sale of the goods and chattels of the party so offending, by a Warrant under the hand and seal of the convicting Justice, and in case sufficient distress cannot be found, it shall be lawful for such Justice to cause such offender or offenders to be committed to the Gaol of the County for any period not exceeding twenty days, and the said penalty so collected shall be paid over by every such Justice to the Treasurer of the Township for Township purposes.

5. *And be it enacted,* That any person who shall sell any article of little or no value, and give to its purchaser any intoxicating liquors, shall be deemed guilty of selling without a license, and upon conviction thereof shall be punished accordingly.

6. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the Inspectors of Houses of Public Entertainment,—firstly, within twenty days after their election to take and subscribe to the Oath of Office, as provided by the 12th Vic. chap. 81, section 127; secondly, to visit and examine in the first week of February, every year, each Tavern in their respective Rural Wards, in order to ascertain if they have the accommodations required by this By-Law for the regulation of Taverns, and to note down in a book to be kept by them for that purpose, the

description and accommodations of each Tavern in the Township, and to make quarterly visits and examinations during the year to see that this By-Law is complied with ; thirdly, to meet together on the third Monday in February at some central place, (of which meeting public notice shall be given by hand-bills,) for the purpose of receiving applications from any person wishing to obtain a License to keep a Tavern.

7. *And be it enacted*, That before granting a Certificate for a License to keep a Tavern, the Inspectors shall enquire into the life, character, and behaviour of the person so applying, and if it shall appear to a majority of them that the party applying is a sober, honest, diligent person, and a good subject of our Sovereign Lady the Queen, and that it is proper to trust such person with a License to keep a Tavern, and that the person has the accommodations required, the majority of the Inspectors then and there assembled may grant to him or her a Certificate under their hands, which Certificate shall enable the party to take out a License on or before the twelfth day of March, then next ensuing the date of such Certificate, and the said Certificate shall be a proper and sufficient warrant for the Inspector of Revenues to issue to the person holding the said Certificate a License on receiving payment of the amount imposed by this By-Law, for the regulations of Taverns in the Township of York.

8. *And be it enacted as aforesaid*, That it shall be the duty of the Inspectors of Houses of Entertainment, in all cases of an application for a new License, that they, or a majority of them, shall be fully satisfied that such House of Entertainment is actually required for the accommodation of the public ; and it shall be the duty of the Inspectors to prosecute any person or persons for violating the regulations and conditions contained in this By-Law, and for enforcing the penalties imposed upon such as shall contravene the same : and also to prosecute Shop-keepers for selling Beer or other Liquors contrary to their License, and also all other persons selling or vending any kind of Liquors without first having obtained a License for so doing ; and such Inspectors in default of discharging the duties imposed upon them by this By-Law, shall be liable to the same penalties as are imposed by this By-Law upon persons contravening the provisions thereof.

(Signed) FRANKLIN JACKES,

Passed 21st January, 1851.

Town Reeve.

8 *Victoria, Chapter 45. An Act to prevent the profanation of the LORD'S DAY commonly called Sunday,) in Upper Canada.*
[29 MARCH, 1845.]

Whereas it is expedient to enact a law against the profanation of the Lord's Day, commonly called Sunday, which day ought to be duly observed and kept holy: Be it therefore enacted by the Queen's most excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to Re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That from and after the passing of this Act, it shall not be lawful for any merchant, tradesman, artificer, mechanic, workman, labourer, or other person whatsoever, within that part of this Province which formerly constituted the Province of Upper Canada, to sell, or to publicly shew forth, or expose, or offer for sale, or to purchase any wares, merchandize, goods, chattels, or personal property, or any real estate whatsoever, on that day, nor to do or exercise any worldly labour, business or work of their respective ordinary callings, upon the Lord's Day (conveying travellers, or her Majesty's mail by land or water, selling drugs and medicines, and such other works of necessity, and also, works of charity, only excepted;) nor shall it be lawful for any person or persons to tittle, or to allow or permit tittle, in any inn, tavern, grocery, or House of Public Entertainment, or to revel, or publicly to exhibit himself or herself in a state of intoxication, or to brawl or use profane language in the public streets or open air, so as to create any riot or disturbance, or annoyance to Her Majesty's peaceable subjects on that day, or to hold, convene or attend any public political meeting on that day; nor shall it be lawful for any person or persons to play at skittles, ball, foot-ball, racket, or any other noisy game, or to gamble with dice or otherwise, or to run races on foot or on horseback, or in carriages, or in vehicles of any sort, on that day; nor shall it be lawful for any person or persons to go out fishing, or hunting, or shooting, or in quest of, or to take, kill or destroy, any deer or other game, or any wild animal, or any wild fowl or bird, or fish except as next hereinafter mentioned, or to use any dog, gun, rifle, or other engine, or any

fishing rod, net or trap, for the above mentioned purpose, on the Lord's Day, except in defence of his, her or their property, from any wolf or other ravenous beast or bird of prey; nor shall it be lawful for any person or persons to bathe in any exposed situation in any water, within the limits of any incorporated city or town, nor within view of any place of public worship, or private residence, on the Lord's day.

2. And be it enacted, That all sales and purchases, and all contracts and agreements for sale or purchase of any real or personal property whatsoever, hereafter made by any person or persons, on the Lord's Day, shall be, and the same are hereby declared to be utterly null and void; any law, custom or usage to the contrary notwithstanding.

3 And be it enacted, That if any such merchant, tradesman, artificer, mechanic, workman, labourer, or other person whatsoever, shall from and after the passing of this Act, sell or publicly shew forth, or expose, or offer for sale, or shall purchase any wares, merchandizes, goods, chattels, or personal property, or any real estate whatsoever, on the Lord's Day, commonly called Sunday, as aforesaid, or shall do, or exercise any worldly labour, business or work of their respective or ordinary callings, (except as hereinbefore excepted,)—or if any person or persons shall tipple, or allow or permit tipping in any inn, tavern, grocery, or house of public entertainment, or shall revel, or publicly exhibit himself or herself in a state of intoxication, or shall brawl, or use profane language in the public streets, or open air, thereby creating any disturbance or annoyance to Her Majesty's peaceable subjects on that day, or shall hold, convene or attend any public political meeting on that day, or shall play at skittles, ball, foot-ball, racket or any other noisy game, or shall gamble with dice or otherwise, or shall run races on foot, or on horseback, or in carriages, or vehicles of any sort on that day,—or if any person or persons shall go out fishing, or hunting, or shooting, or in quest of, or shall take, kill, or destroy any deer or other game, or any wild animal, bird or wild fowl, or fish, except as next hereinafter mentioned, or shall use any dog, fishing rod, gun, rifle, or other machine, or shall set any net or trap for the above mentioned purposes on that day, except in defence of his, her or their property, from any wolf, or other ravenous beast or bird of prey, or shall bathe in any exposed situation in any water within the limits of any incorporated city or town, or within view of any place of public worship or private residence, on the

Lord's Day ; such person or persons being convicted of any or either of the offences hereinbefore mentioned, before a justice of the peace, upon the oath or affirmation of one or more credible witness or witnesses, (which oath or affirmation the justice is hereby authorised to administer,) or upon view had of the offence by the said justice himself, shall pay a fine or penalty not exceeding Ten Pounds, nor less than Five Shillings, current money of this Province, for each offence, together with the costs and charges attending the proceedings and conviction.

13 & 14 Victoria, Chapter 27. Entitled *An Act for the more effectual Suppression of Intemperance.*

[CAME INTO FORCE ON THE FIFTH DAY OF APRIL, 1851.]

SEC 6. And be it enacted, That whenever any person shall have drunk Spirituous Liquors in any Inn or house, with the permission or sufferance of the keeper thereof, and shall, while in a state of intoxication or drunkenness arising out of the use of such Spirituous Liquors, come to his death by committing suicide, or by drowning, or perishing from cold, or any other accident, such keeper of any such Inn or Tavern, shall be guilty of a misdemeanor, and being convicted thereof, after having been indicted and tried for such offence in due course of law, shall be liable to be imprisoned in the common gaol of the District in Lower Canada, or County in Upper Canada, in which such offence shall have been committed, for a period of time not less than Two, and not more than Six Months, and to pay a penalty of not less than Twenty-five Pounds, nor more than One Hundred Pounds, the amount of which penalty shall by the Court before which such conviction shall take place, be ordered to be paid to such one or more of the Heir's legal representatives, or surviving relations of the deceased, as the said Court may consider to be most in need or deserving of the same.

SEC. 7. And be it enacted, That whenever any person shall adduce proof of his honesty and good character, by a Certificate under the hand of four Municipal Electors of his locality, and shall be seized of real or personal property to the value of One Hundred Pounds, such person shall be entitled to receive from the

Municipal Council for his locality, a License to keep a Temperance Hotel, for the reception of travellers, and for such License such person shall pay to the said Municipal Council a sum not exceeding Seventy Five Shillings, nor being less than Twenty Shillings currency: Provided always, that no person who shall be Licensed to keep a Temperance Hotel, shall sell, nor give, nor cause to be sold or given to drink, any spirituous or malt liquor, under a penalty of Ten Pounds for every such offence; and any person who shall be convicted of retailing intoxicating liquors without License, or of keeping a disorderly house, or of selling intoxicating liquors on Sundays or Holidays, shall, for every such offence, incur a penalty of Ten Pounds currency.

SEC. 8. And be it enacted, That except as otherwise provided by this Act, all complaints against parties contravening the provisions of this Act, shall be summarily disposed of by one or more Justices of the Peace on the evidence of one credible witness: and any party who shall be found guilty of any offence under this Act shall, in default of immediate payment of the Fine to which he shall be condemned for any such offence, be imprisoned under warrant of such Justice until payment of such fine and of the costs incurred for the recovery thereof.

SEC. 10. And be it enacted, That no person who shall not be Licensed to keep a Temperance Hotel, or as an Apothecary, shall vend or retail any description of liquor known as a temperance drink, such as Spruce Beer, Sarsaparilla, Raspberry Vinegar, Ginger Beer, Essence or Juice of Lemons or of Oranges or Lemonade; under a penalty of Ten Pounds for every contravention of the provisions of this section.

SEC. 13. And be it enacted, That if it be within the personal knowledge of any Magistrate, or on a complaint upon oath made by any one before such Magistrate, that any person shall have been seen in a state of intoxication in any public place whatsoever, or in any place in which such intoxicated person shall be exposed to public view, such Magistrate shall cause such person to be brought before him, and place him in custody until he shall have recovered his reason; and the person so found intoxicated shall incur and pay a penalty of not less than Five Shillings, nor more than Twenty-five Shillings, for his said offence, together with the cost of suit, the expenses of arresting the person so found intoxicated, and in keeping him in safe custody; and in default of payment shall be imprisoned in the House of Correction or other place of confinement for a space of time not exceeding one month.

A BY-LAW

To divide the Township of York into Assessment Districts, and for the appointment of Assessors and Collectors.

1. *Be it enacted by the Municipality of the Township of York,* That from and after the passing of this By-Law, the Township of York shall be divided into five Assessment Districts for the purpose of Assessment and collecting therein; and shall be known as follows, that is to say; all that part of the Township of York East of Yonge Street described and known as Rural Ward No. 1, shall compose Assessment District No. 1.—Ward No. 2, to compose Assessment District No. 2.—Ward No. 3, Assessment District No. 3.—Ward No. 4, Assessment District No. 4.—and Ward No. 5, Assessment District No. 5.

2. *And be it enacted by the authority aforesaid,* That the following named persons be Assessors and Collectors for the respective Assessment Districts, to which they are appointed, and shall be liable to all the duties and penalties as such for the Year, 1851. Provided always, that each Assessor shall take the Assessment in the District to which he shall be appointed.

Richard Playter, Assessor and Collector for Assessment District No. 1.

Samuel Cummer, Assessor and Collector for Assessment District No. 2.

James McMullen, Assessor and Collector for Assessment District No. 3.

Abraham Johnson, Assessor and Collector for Assessment District No. 4.

John McDonald, Assessor and Collector for Assessment District No. 5.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed 10th Feb. 1851.

A BY-LAW

Appointing places for holding Municipal Elections and Returning Officers for the Township of York.

1. *Be it enacted by the Municipality of the Township of York, and it is hereby enacted by the authority aforesaid, That the following places be appointed, as fit and proper places for holding any Ward Elections in the several Wards of the Township of York, respectively :—*

Ward No. 1,	at	Todmorden House.
Ward No. 2,	at	Clark's School-house.
Ward No. 3,	at	Dawson's Inn,
Ward No. 4,	at	Meek's Inn.
Ward No. 5,	at	Jackson's Inn, Weston.

2. *Be it further enacted by the authority aforesaid, That the following persons be appointed returning Officers, to hold any Election for Rural Wards to which they are respectively named for twelve months from this date, namely ;*

Ward No. 1,	John Taylor.
Ward No. 2,	Elihu Pease.
Ward No. 3,	John Dew.
Ward No. 4,	John Wilson, 4th.
Ward No. 5,	Henry Dennis.

(Signed) FRANKLIN JACKES.

Town Reeve.

Passed March 3rd, 1851.

A BY-LAW

To provide for Licencing Temperance Houses, and to authorize Tavern Keepers to sell Temperance Drinks.

1. *Be it enacted, by the Municipality of the Township of York. That from and after the passing of this By--Law, it shall and may be lawful for a majority of the Inspectors of Houses of Public En-*

tainment, in the Township of York, to issue a License to any person, to keep a Temperance House for the sale of Temperance Drinks, and the accommodation of travellers, who shall adduce proof of good moral character and sober habits by a certificate, under the hands of four freeholders of their locality, and that he or she has the accommodation as hereinafter required.

2. *And be it enacted as aforesaid*, That all Temperance Houses Licensed under the authority of this By-Law, shall contain at least three furnished bedrooms and three comfortable beds, and one sitting room, exclusive of those required for the use of the family, together with good stabling for at least four horses, with a sufficient supply of hay and provender, for that number of horses always on hand.

3. *Be it enacted as aforesaid*, That the inspector of houses of public entertainment before issuing a license to any person to keep a Temperance House shall demand and receive the sum of £1 for every such license so to be issued, and when received pay the same over to the Treasurer for Township purposes, provided always, that all licenses issued under the authority of this By-Law shall expire on the last day of February, following the day on which they shall have been issued.

4. *Be it enacted as aforesaid*, That any person opening a Temperance House for the accommodation of travellers, or selling temperance drinks in the Township of York, without having obtained a license so to do, except as herein after provided, shall on conviction, forfeit and pay any sum of money, of not less than £5 for each offence; and any person who shall be licensed to keep a Temperance House who shall sell or give away on his or her premises any wine, spirituous or fomented liquors, shall on conviction forfeit and pay the sum of £5 for each offence, and any person receiving a license under this By-Law who shall suffer any species of gambling on his or her premises, shall on conviction forfeit and pay a sum of money not exceeding £5; and any person interfering with the inspectors, or any of them, in the discharge of their duties pointed out by this, or any other By-Law, or any act of the legislature, shall on conviction, forfeit and pay a sum of money not less than 10s., nor more than £2 10s. for each offence.

5. *And be it enacted as aforesaid*, That all fines and penalties imposed under the authority of this By-Law, shall be levied and collected, and paid over as provided by the fourth section of the By-Law, entitled a By-Law to provide for the licensing of taverns, and for regulating the duties of inspectors of houses of public en-

tainment; and in default of goods and chattles, it shall and may be lawful for the convicting justice to commit the offender or offenders to the common gaol of the County for any period not exceeding twenty days.

6. *Be it enacted as aforesaid*, That all tavern keepers in the Township of York who shall have taken out a license as is already provided for by a By-Law, entitled "A By-Law to provide for Licensing of Taverns, and for regulating the duties of Inspectors of Houses of Public Entertainment," shall have full power and authority to sell all manner and description of temperance drinks under the same license.

7. *Be it enacted as aforesaid*, That this By-Law shall be and remain in force and effect until the last day of February, 1852, and no longer.

(Signed) FRANKLIN JACKES,

Passed 3rd March, 1851.

Town Reeve.

A BY-LAW

To enumerate the number of Days of Statute Labour to be performed by any Person liable to perform the same, in the Township of York.

Whereas by the Statute 13th and 14th Vic. chapter 67, section 22, power is given to the Municipality of any city, town, village or township, by By-Law to operate generally, and rateably to reduce, and at their discretion to increase the number of days' Statute Labour to which any such party rated on the Assessment Roll, or otherwise shall be liable.

Be it therefore enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, every male inhabitant of the age of twenty-one years and upwards, and not over sixty and not otherwise assessed or exempted, shall be liable to one day's statute labour, on the roads and highways in the Township of York, and every party assessed upon the Assessment Roll, or Rolls of the Township of York, shall if the property of such party be Assessed at not less than fifteen pounds nor more than fifty pounds, be liable to one and a half day's labour; at more than fifty pounds, but not more than one hundred pounds

to two days' labour ; at more than one hundred pounds, but not more than one hundred and fifty pounds, to two and a half days' labour ; at more than one hundred and fifty pounds, but not more than two hundred pounds, to three days' labour ; at more than two hundred pounds, but not more than three hundred pounds to four days' labour ; at more than three hundred pounds, but not more than four hundred pounds to five days' labour ; at more than four hundred pounds, but not more than five hundred pounds, to six days' labour ; at more than five hundred pounds, but not more than six hundred pounds, to seven days' labour ; at more than six hundred pounds, but not more than eight hundred pounds, to eight days' labour ; at more than eight hundred pounds, but not more than one thousand pounds, to nine days' labour ; and for every three hundred pounds above the sum of one thousand pounds, to one day's labour.

And be it further enacted as aforesaid, That each and every person liable to perform statute labour as provided by this By-Law, shall be subject to all the rules and regulations, and in case of refusal or neglect, be liable to all the pains and penalties as provided by a By-Law entitled " A By-Law for regulating the duties of Overseers of Highways, and enforcing the performance of Statute Labour, or payment of a commutation in money therefor," and may compound for the same or any part thereof, by paying or causing it to be paid, as is provided by the third section of the aforesaid By-Law.

(Signed) FRANKLIN JACKES,

Passed 7th April, 1851

Town Reeve.

A BY-LAW

To regulate the performance of Statute Labour, of Persons Assessed in more than one Ward.

Whereas certain persons, Freeholders and Householdors, in the Township of York, being liable to Assessment in different Wards, and whereas there is no provision made to regulate the amount of Statute Labour as assessed in each Ward, and where the said labour shall be performed.

1. *Be it enacted by the Municipality of the Township of York,*

That from and after the passing of this By-Law, that the amount of Statute Labour of all persons assessed in more than one Ward, shall be computed the same as others in the said township are computed, and no more.

2. *And be it enacted by the authority aforesaid,* That the Statute Labour shall be expended in the Ward in proportion to the amount of property assessed in the Ward in which such assessment shall be taken, and the owner or occupier of such property shall be liable upon being notified by the Overseer of the division in which such property shall be situate, to perform such labour or commute for the same,—subject to the same penalties and regulations as provided for by By-Law No. 6, of this Municipality, entitled. “A By-Law for enforcing the performance of Statute Labour, &c.”

(Signed) FRANKLIN JACKES,

Passed 2nd June, 1851.

Town Reeve.



A BY-LAW

For Apportioning a Sum of Money for Building and Repairing Bridges,—Making and Maintaining Roads.

1. *Be it enacted by the Municipality of the Township of York,* That there be granted from out of the revenues of the Township, arising from Tavern Licenses, for building, making, repairing and maintaining roads and bridges within the Township of York, the sum of three hundred pounds; to be apportioned, laid out, expended, and accounted for as hereinafter provided; viz.—for the repair of roads and bridges in the First Ward, the sum of sixty pounds.

For the repair of roads and bridges in the Second Ward, the sum of sixty pounds.

For the repair of roads and bridges in the Third Ward, the sum of sixty pounds.

For the repair of roads and bridges in the Fourth Ward, the sum of sixty pounds.

For the repair of roads and bridges in the Fifth Ward, the sum of sixty pounds.

2. *And be it enacted as aforesaid,* That George Taylor and

John Eastwood, be Commissioners with the Councillor for the Ward to expend the sum of sixty pounds apportioned to Ward No. 1.

3. *And be it enacted*, That Joshua Harrison and Thomas Clark, be Commissioners in connection with the Councillor for the Ward, to expend the sum of sixty pounds apportioned to Ward No. 2.

4. *And be it enacted as aforesaid*, That Capt. R. Otway, and Alexander Gibb, be Commissioners in connection with the Reeve, to expend the sum of sixty pounds apportioned to Ward No. 3.

5. *And be it enacted*, That Thomas Sheppard, William Ianson, and Joseph James, be Commissioners, to expend the sum of sixty pounds, appropriated to Ward No. 4; first paying out of the same, the sum of twenty four pounds three shillings and ninepence, to Thomas Sheppard, that amount having been expended by him last year.

6. *And be it enacted by the authority aforesaid*, That Francis Jackson and Henry Dennis, be Commissioners, in connection with the Councillor for the Ward, to expend the sum of sixty pounds appropriated to Ward No. 5.

7. *And be it enacted*, That the sum of twenty pounds be paid by the Treasurer out of the general funds of the Township, to the order of the Councillor for Ward No. 2, upon that amount having been faithfully expended on the Scarborough Line, from No. 6, to the town-line of Markham; and that Charles Maguin, John Coulson, and James Long, be Commissioners to expend the same.

7. *And be it enacted*, That the several sums hereby granted to be expended in the respective Wards, shall be paid by the Treasurer of the Township upon the order of the Commissioners, or a majority of them, duly appointed to lay out and expend the same, certified by the Councillor for the Ward in which the sum or sums have been laid out and properly expended.

8. *And be it further enacted as aforesaid*, That it shall be the duty of the Councillor, for the respective Wards, to make out a report clearly showing the manner in which the sum or sums granted for the Ward have been expended, which report shall be transmitted to the Clerk, in order that the same may be laid before the Council.

(Signed) FRANKLIN JACKES,

Passed 2nd June, 1851.

Town Reeve.

A BY-LAW

To Assess the Inhabitants of the Township of York.

Be it enacted by the Municipality of the Township of York, That from and after the passing of this By-Law, there be raised, levied and collected from the owners or possessors of all rateable property in the Township of York, liable to be assessed during the present year in the manner provided by the statute 13th and 14th Victoria, chap. 67, over and above all other rates and assessments, the sum of £250; being the amount estimated and required for the payment of Township Officers and the repair of roads and bridges in the several Rural Wards as follows; that is to say:—for the payment of Township Officers, the sum of £146 10s.; for the repairs of roads and bridges in the several Rural Wards, the sum of £103 10s.; and the sums so to be collected as aforesaid from the owners or possessors of rateable property in the Township of York, shall be specified on the Collectors' Rolls in a separate column by the Township Clerk, headed Township Rate; and the same shall be collected and paid by the several Township Collectors into the hands of the Township Treasurer, as provided by law on or before the 14th December, 1851.

(Signed) FRANKLIN JACKES,

Town Reeve.

Passed 1st Sep. 1851.

A BY-LAW

To grant and determine the Yearly Salaries and Allowances to certain Township Officers.

Be it therefore enacted by the Municipality of the Township of York, and it is hereby enacted, That there shall be allowed and paid to the several Township Officers hereinafter named, the following yearly salaries and allowances out of the funds or monies of the Township aforesaid, for the due and faithful perform-

ance and fulfilment of their respective duties as such Officers ; that is to say :—

To the Township Clerk, the sum of £30 per annum.

To the Township Treasurer, the sum of £25 per annum.

To the Assessors, the sum of £6 10s. each.

To the Collectors, the sum of three per cent. on the amount collected by them.

To the Township Auditors, each the sum of £1 per annum.

To the Inspectors of Houses of Public Entertainment, each the sum of £6 5s. per annum.

Returning Officers, £1 each.

And be it enacted by the authority aforesaid, That it shall be lawful for the Township Treasurer, and he is hereby authorised to retain for his own use out of the general funds or monies of the Township, which shall come into his own hands, the proportion of his salary hereinbefore mentioned, and to pay to the other Officers the several and respective salaries or allowances as herein before mentioned : and this By-Law shall be a sufficient warrant and authority to the Treasurer to retain and pay the said hereinbefore mentioned salaries and allowances to be computed from the First day of January, 1851. Provided always, that each and every Collector of the Township of York, who shall hereafter neglect to pay to the proper officer or person the amount he may be required to collect on or before the Fourteenth day of December in the year for which he may act as such Collector, shall be paid only one-half of the per centage allowed for such collection, and no more.


(Signed)

FRANKLIN JACKES,

Passed 1st Sep. 1851.

Town Reeve,

LIMITS OF
SCHOOL SECTIONS
IN THE
TOWNSHIP OF YORK.



SECTION No. 1.—To include Lots No. 16, 17, 18, 19 and 20, in the Second Concession from the Bay, East of Yonge-street: also, Lots No. 21, 22, 23, 24 and 25, in the Second Concession from the Bay, West of Yonge-street.

SECTION No. 2.—To include Lots No. 16, 17, 18, 19 and 20: also, 21 in the Third Concession from the Bay: also, Lots No. 1, 2, 3, 4, 5 and 6 in the First Concession, East of Yonge-street: also, the East-halves of Lots 1, 2, 3, 4 and 5, in the First Concession West of Yonge-street.

SECTION No. 3.—To include Lots No. 7, 8, 9, 10, 11, 12, 13 and 14, in the First Concession East of Yonge-street: also, the East-halves of Lots No. 6, 7, 8, 9 and 10: also, Lots No. 11, 12, 13 and 14, in the First Concession West of Yonge-street.

SECTION No. 4.—To include Lots No. 15, 16, 17, 18, 19, 20 and 21, in the First Concession East of Yonge-street; and that part of Lots 15 and 16, East of the creek which Shepherd's Mill is on; the whole of Lot 17, and the East-half of Lots 18, 19, 20 and 21, in the First Concession West of Yonge-street.

UNION, SECTION No. 5.—To include Lot 26, First Concession Vaughan, and the West-half of No 26 in Markham, First Concession : also, Lots 22, 23, 24 and 25, in the First Concession East : also, the West-halves of Lots 18, 19, 20 and 21 : and Lots 22, 23, 24 and 25 in the First Concession West : also, the East-half of Lots No. 18 and 19 : also, Lots No. 20, 21, 22, 23, 24 and 25, in the Second Concession West of Yonge-street.

SECTION No. 6.—To include Lots from 1 to 15 inclusive, in the First Concession from the Bay, East of the City.

SECTION No. 7.—To include Lots No. 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, in the Second Concession from the Bay : also, Lots 6, 7, 8 : also, the East-halves of Lots No. 9, 10 and 11, in the Third Concession from the Bay.

SECTION No. 8.—To include Lots 1, 2, 3, 4 and 5, in the Second Concession from the Bay : also, 1, 2, 3, 4 and 5, in the Third Concession from the Bay : also, Lots 1, 2 and 3 in the Fourth Concession East of Yonge-street.

SECTION No. 9.—To include Lots No. 6, 7, 8, 9 and 10, in the Second Concession : also, Lots No. 3, 4, 5, 6, 7, 8, 9 and 10, in the Third Concession : also, Lots No. 4, 5, 6, 7, 8, 9 and 10, in the Fourth Concession East of Yonge-street.

SECTION No. 10.—To include the Half of No. 11, bordering on the Don, and Lots 12, 13, 14 and 15, in the Third Concession from the Bay ; the West-halves of Lots 9 and 10, in the Third Concession from the Bay : also, Lots 1, 2, 3, 4 and 5, in the Second Concession East of Yonge-street : also, Lots 1 and 2, in the Third Concession East of Yonge-street.

SECTION No. 11.—To include Lots No. 11, 12, 13, 14, 15, 16, 17 and 18, in the Second and Third Concessions : also, Lots No. 11, 12, 13, 14, 15 and 16, in the Fourth Concession, East of Yonge-street.

SECTION No. 12.—To include Lots No. 19, 20, 21, 22, 23 24 and 25, in the Second and Third Concessions ; and Lots 17, 18, 19, 20, 21, 22, 23, 24 and 25, in the Fourth Concession East of Yonge-street.

SECTION No. 13.—To include Lots No. 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35, in the Second Concession from the Bay, West of Yonge-street : also, the South-halves of Lots No. 26, 27, 28, 29, 30, 31, 32 and 33, and the whole of Lots 34 and 35, in the Third Concession from the Bay, West of Yonge-Street.

SECTION No. 14.—To include Lots No. 22, 23, 24, 25, and the North-half of 26, in the Third Concession from the Bay : also, the West-halves of Lots No. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, in the First Concession ; and the East-halves of Lots No. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, in the Second Concession West of Yonge-street.

SECTION No. 15.—To include the North-halves of Lots No. 27, 28, 29, 30, 31, 32 and 33, in the Third Concession from the Bay : also, the West-halves of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, in the Second Concession ; and the East-halves of Lots No. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, in the Third Concession West of Yonge-street.

SECTION No. 16.—To include Lots No. 11, 12, 13, 14, 15, 16 and 17, in the Second Concession : also, the West-halves of Lots 18 and 19, in the Second Concession : likewise, the West-part to the Creek of Lots No. 15 and 16, in the First Concession : also, the East-halves of Lots No. 11, 12, 13, 14, 15, 16 and 17, in the Third Concession West of Yonge-street.

SECTION No. 17.—To include the West-halves of Lots No. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, in the Third Concession ; and the East-halves of Lots No. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, in the Fourth Concession West of Yonge-street.

SECTION No. 18.—To include Lots No. 18, 19, 20, 21, 22, 23, 24 and 25, in the Third and Fourth Concessions West of Yonge-street.

SECTION No. 19.—To include Lots No. 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, in the Fifth Concession: and Lots No. 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, in the Sixth Concession: also, Lots 21, 22, 23, 24 and 25, broken front, in the Seventh Concession West of Yonge-street.

SECTION No. 20.—To include the West-halves of Lots No. 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, in the Fourth Concession; and Lots No. 11, 12, 13, 14 and 15, in the Fifth Concession; and Broken Fronts 11, 12, 13, 14 and 15, in the Sixth Concession West of Yonge-street.

SECTION No. 21.—To include Lots No. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10; and fronts on the River in the Fifth Concession West of Yonge-street: also the West-halves of Lots 1, 2, 3, 4 and 5, in the Fourth Concession West of Yonge-street.

SECTION No. 22.—To include Lots No. 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39 and 40, in the First Concession from the Bay: also, Lots No. 36, 37, 38, 39 and 40, in the Second Concession from the Bay; and 36, 37, 38, 39 and 40, in the Third Concession from the Bay: likewise the West-halves of Lots No. 1 and 2, in the Third Concession West of Yonge-street: also, the East-halves of Lots No. 1 and 2, in the Fourth Concession West of Yonge-street: also Lots 9 and 10, on the River Humber.

UNION WITH ETOBICOKE.—To include Lots No. 1, 2, 3, 4, 5, 6, 7 and 8, on the River Humber.

