

A G E N E R A L O R D I N A N C E .

NO. 1

FOR THE GOVERNMENT OF WEST KITTANNING BOROUGH.
ARMSTRONG COUNTY, PENNSYLVANIA.

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ORDAINED AND ENACTED THE 15TH DAY OF AUGUST, 1900.

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Be it ordained and enacted by "The Burgess and Town Council of the Borough of West Kittanning, in the County of Armstrong," and it is hereby ordained and enacted by authority of the same:

ARTICLE I.

Offences Against the Public Peace.

Section I. That it shall not be lawful, after the passage and promulgation of this ordinance for any person or persons to engage in drinking ale, cider, beer, wine, whiskey, or any admixture thereof, or any malt, vinous, or pirituous liquors of any kind whatsoever, upon the streets, avenues, lanes, alleys, highways, commons, or unoccupied lots of ground, within said borough; and all cases of drunkenness on the streets, etc., of this borough or at public places or houses therein are hereby forbidden, and all wanton hallooing, yelling, profane or indecent language, all acts of public lewdness or of public indecency, all fighting, boisterous quarreling, disturbing or causing a disturbance of the pbulic peace, or inciting others to fight or quarrel, and all kinds of disorderly conduct whatsoever, annoying or injurious to the peace and good order of this borough, are hereby prohibit under penalty of not less than five dollars nor more than one hundred dollars for each and every offense, and all costs, to be imposed ~~by~~ the Chief Burgess or by a Justice of the Peace thereof upon conviction before him, the fines and costs to be collected as similar penalties are now by law collected; and in default of payment of such fines and costs, the said Chief Bufgess or Justice of the Peace may commit the person or personsso offending to the Borough lockup for a period not exceeding five days, or the the county jail for a period not exceeding thirty days.

Section 2. That the unlawful congregating of persons on the sidewalks of this borough, in front of houses, stores, churches, places of public meetings, or upon the streets to the obstruction or annoyance of private citizens, or the public, is hereby forbidden, under penalty of not less than two dollars

nor more than twenty-five dollars for each and every offense, together with costs, to be imposed upon conviction of the person or persons charged with said offense or any of them, before the Chief Burgess or a Justice of the Peace thereof; and in default of such payment of such fine and costs, the person or persons so offending may be committed by the Chief Burgess or Justice of the Peace aforesaid to the borough lock-up for a period not exceeding five days or to the county jail for a period not exceeding thirty days.

Section 3. Any person playfully or wantonly firing or causing to be fired upon any of the streets or alleys of said borough, or elsewhere within its limits, any fire-arms, air guns, fire crackers, squibs, fire works, or any other explosive, or who shall kindle any bonfire in any public thoroughfare of said Borough shall be deemed guilty of an offense, and upon conviction thereof, shall be sentenced to pay a fine not exceeding ten dollars and costs, or undergo an imprisonment in the Borough lock-up for a period not exceeding five days or in the county jail for a period not exceeding fifteen days.

Section 4. Any person throwing or causing to be thrown on any of the streets or alleys of the said Borough, balls made with snow or ice, base balls, stones, shot, bullets, pebbles or other missiles with the hand, gumpage or by means of any other contrivance, shall be deemed guilty of an offense, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding ten dollars and costs or undergo an imprisonment in the Borough lock-up for a period not exceeding two days, or in the county jail for a period not exceeding ten days.

Section 5. Any person driving, riding or racing horses or other animals in this Borough at a gait faster than a slow trot or any person driving or riding horses or other animals within this Borough recklessly and without regard to the rights of other, or any person running, riding or racing upon any bicycle or other machine used for travel or locomotion in this Borough at a rate exceeding the gait of a horse on a slow trot, shall be deemed guilty of an offense, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding twenty dollars and costs or undergo an imprisonment in the Borough lock-up for a period not exceeding five days, or in the county jail for a period not exceeding ten days.

ARTICLE II.

Relating to Offences Against Public Policy, and Rules and Regulations of the Board of Health.

Section 1. Any horse, mare or gelding, mule, cow, ox, sheep, hog or goat found running at large in the Borough, shall be seized by any policeman or constable of said Borough, placed in the Borough pound and therein kept until the owner or owners thereof shall redeem the same by paying said officer his costs, fees, and charges for impounding and keeping the same. Provided, if said animal be not redeemed within two days, he shall advertise and sell the same, after having given six days' public notice of the time and place of sale, with full description of the animal impounded, by at least six written or printed hand bills posted in conspicuous places in said Borough and after deducting the aforesaid fees, costs, and charges and the costs of sale, the said officer shall return the surplus, if any, realized from said sale, to the owner or owners of the animal or animals sold.

Section 2. It shall be unlawful for any person or persons to willfully daub, paint advertisements, or post placards upon or otherwise deface the walls of any building or buildings, houses, or the fence around any yard or yards connected therewith, or any fence surrounding any vacant lot or lots, without the consent of the owner or owners first had and obtained in writing, or if any person or persons shall daub, paint advertisements of post placards upon, or otherwise deface lamp posts, fire-plugs, telegraph or telephone poles, trees or tree boxes, or shall cause the same to be done by others, such offender or offenders shall, upon conviction thereof before the Burgess of this Borough, be adjudged guilty of a misdemeanor and be sentenced to pay a fine of not less than five dollars nor more than twenty-five dollars, or in default of payment thereof, may be committed to the Borough lock-up for a period not exceeding five days or to the county jail for a period not exceeding thirty days.

Section 3. If any person shall keep or store within the limits of the Borough any phosphate, fertilizer, bone dust, or any similar substance for a longer period than twenty-four hours, or if any person shall have a load of phosphate, fertilizer, bone dust or any similar substance, in his wagon, buggy or other vehicle, and, while conveying the same about or through this Borough shall leave his wagon, buggy or other vehicle containing such phosphate, fertilizer or bone dust or other similar substance, standing on any street or alley for a longer period than fifteen minutes, every such person shall be deemed guilty of an offense and, upon conviction, shall be sentenced to pay a fine not exceeding ten dollars and costs of suit, together with the cost and expense of having the same removed.

Section 4. If any persons shall keep more than twenty-five pounds of rifle powder, or more than twenty-five pounds of blasting powder, on his, her or their premises, within this Borough, such person shall be deemed guilty of an offense and upon conviction thereof shall pay a fine not exceeding twenty-five dollars and costs.

Section 5. If any person shall keep upon his, her or their premises within the limits of the Borough, any nitroglycerine, giant powder, dynamite or other high explosive, any such person shall be guilty of an offense, and upon conviction shall be sentenced to pay a fine not exceeding twenty-five dollars and costs of suits.

Gambling and Gambling Places.

Section 6. If any person shall set up or cause to be established in any house, room, building, tent, or any palace whatever any game or device of hazard with cards, dice or any other instrument or thing whatsoever, at which money or other valuable thing may be or shall be played for or staked or betted upon; or if any person shall procure, permit or allow persons to collect or assemble in his house, room, building, tent or other place whatsoever, under his control for the purpose of playing at or staking or betting upon such game or device of hazard, money or other valuable thing, such persons so offending in either of the enumerated cases shall be deemed guilty of an offense and on conviction thereof shall be sentenced to pay a fine of not less than ten dollars nor more than fifty dollars and costs, or undergo an imprisonment not exceeding thirty days.

Tramps and Vagrants.

Section 7. (a) That if any person be found staying or loitering upon the streets or public place of resort in the Borough or begging for money, and having no apparent business, trade, or occupation, and without any visible avocation or means of sustenance, he shall be deemed and arrested as a tramp or vagrant.

(b) That it shall be the duty of any policeman of said Borough to arrest and safely keep all such persons and at a proper time take him or them before the Burgess of said Borough, and upon due proof of the above facts, or by confession or upon the party arrested failing to furnish a reasonable and satisfactory account of his name, residence, character or business, he shall be fined not less than two dollars nor more than ten dollars for each and every offense and upon his refusal to pay such fine he shall be committed to the Borough lock-up for not longer than five days or be compelled to work upon the streets of the Borough for a period of time not exceeding one day for each dollar of the fine imposed.

(c) That the policeman or policemen, under the direction of the Burgess, are authorized and directed to keep all such persons sentenced as above, in the lock-up of the Borough, and at 7 o'clock a.m. each day, shall deliver the person so sentenced into the charge of the Street Commissioner there to remain during the day, and at night return the said person to the lock-up and at all times to furnish food to all persons under arrest and in their charge under the provisions of this ordinance.

Refuse, Garbage, Etc.

Section 8. No house refuse, offal, garbage, dead animals, decaying matter or organic waste substance of any kind, shall be thrown or allowed to be run into any street, alley, road, ditch, gutter, lot, yard, ground, or public place within the limits of this Borough, and no putrid or decaying animal or vegetable matter shall be kept in any house, cellar or adjacent out-building or grounds, for more than twenty-four hours.

Section 9. It shall be the duty of the occupant and owner or owners of every house or building within this Borough, on or before the 15th day of May in each year, to cleanse the cellars thoroughly of all dust, vegetable and other impure matter calculated to engender disease, and to cause said cellars to be thoroughly whitewashed with fresh lime, and to clean up the yard belonging to such premises; any one as aforesaid, refusing to do so, shall be liable to the penalty provided for the violation of this rule, and also liable to the Council for the expense of having the said work done, to be recovered as is provided by law.

Stables to be Kept Clean.

Section 10. All stables and stable-yards shall be kept clean, and between the 15th of May and the 15th of October not more than one wagon load of manure at any private stable, or more than three wagon loads of manure at any livery stable, shall be allowed to accumulate in or near to same at any one time, except by express written permission of the Council, and when necessary to remove such manure from the premises as aforesaid, it shall be done in such a proper manner as none of it may be dropped or left in any street, road, lane, or other passage-way, within the limits of the Borough.

Cleaning and Disinfecting of Privies.

Section 11. All privy vaults, cess pools or reservoirs of like nature, shall be cleaned out as often as the contents therein shall reach to within three feet of the surface of the ground, and at any other time when ordered to be cleaned by the Town Council, (either in the spring not later than the 15th day of May, or in the autumn not later than the 15th day of October) on week days between the hours of 8 o'clock p.m. and 6 o'clock a.m., in such a manner as to be least offensive to adjoining properties, and from the 15th day of May to the 15th day of October of each year, they shall be thoroughly

disinfected by adding to their contents once every two weeks, from one to four gallons of disinfectant solution composed of chloride of lime, six ounces to one gallon of water according to the size of said vault, cess pool or reservoir. All privy vaults or cess pools are hereby prohibited from being used as such, wherein the surface of the contents or material contained therein, is less than three feet below the surface of the lot.

Section 12. The abandoning of old privies, vaults, cess pools or reservoirs, without having removed the contents or filled the same in a manner satisfactory to the Town Council, is deemed a nuisance prejudicial to public health, and is hereby prohibited.

Section 13. When the cleaning of privies, vaults, cess pools or reservoirs is commenced, it must be prosecuted continuously to completion, and when any of them are ordered to be cleaned by the Town Council they must be emptied to the bottom.

Section 14. No person shall transport through any of the public streets or alleys, any of the material removed from any privy vault, cess pool or like reservoir, except in an air-tight apparatus, or in such a manner that none of the contents of the transporting vessel, including gasses and odors escape from it; and such material shall be disposed of under the direction of the Town Council.

~~Section~~Section 15. No person shall be allowed to engage in the business of cleaning privy vaults, cess pools or reservoirs, or of collecting and removing house refuse, gargage, offal, dead animals and like substances, within the limits of West Kittanning Borough, without having first obtained from the Town Council a license to engage in such work.

Section 16. The license to clean privy vaults, cess pools or reservoirs, shall, by order of the Town Council, be issued under the President's signature, attested and sealed by the Secretary, and the fee therefore shall be ten dollars per year, and no license shall be granted for less than a year.

Impure Milk.

Section 17. No milk which has been watered, adulterated, reduced or changed in any respect from its natural condition by the addition of any foreign substance, shall be brought into, held, kept or offered for sale at any place in this Borough.

Unwholesome Food.

Section 18. No meat, fish, birds, fowls, fruit, vegetables, milk and nothing for human food not being then in healthy, fresh, sound wholesome, fit and safe condition for use, nor any fish or animal that died of disease and no carcass of any calf, pig, or lamb which at the time of its death was less than four weeks old, and no meat therefrom shall be brought, offered or held for sale as food anywhere within the limits of this Borough.

Penalty.

Section 19. Each and every person violating this ordinance shall be liable for any such offense upon conviction before the Burgess to a fine of not less than three dollars or more than twenty dollars at the discretion of the Burgess; the above penalties to apply to Sections 8,9,10,11,12,13,14,15,16,17,18 of Article second.

Forbidding Wagons, Buggies and Other Wheeled Vehicles
Standing or Being Allowed to Stand on the Streets
or Sidewalks of the Borough Unhitched.

Section 20. (a) That hereafter it shall be unlawful for any wagon, buggy or other wheeled vehicle to remain standing on any of the streets or sidewalks of said Borough unhitched.

(b) Any wagon, buggy or other wheeled vehicle without horses attached that shall be found standing on any of the streets or sidewalks of the said Borough, contrary to the provisions of this section, shall be removed by the policeman of the said Borough to such place or pound as may be directed by the Town Council.

(c) Any person or persons, firm or firms, company or companies violating the provisions of this section, shall upon conviction before the Burgess or other proper authority, be sentenced to pay the cost of the removal of such vehicle, to pay a fine for the use of the said Borough of not less than two dollars nor more than ten dollars, or, in default thereof, to undergo imprisonment in the Borough lock-up for a period not exceeding five days or in the county jail for a period not exceeding thirty days.

ARTICLE III.

Section 1. That it shall not be lawful after the passage and promulgation of this ordinance for any person or persons to willfully make or cause to be made any loud, boisterous and unseemly noise or disturbance to the annoyance of the peaceable residents nearby, or shall thereby cause the assemblage of persons upon or near to any public highway, road, street, lane, alley, park, square or common within this Commonwealth, whereby the public peace is broken or disturbed or the traveling public annoyed, he, she or they shall be guilty of the offence of disorderly conduct and, upon conviction thereof before any Justice of the Peace or Burgess, shall be sentenced to pay costs of prosecution and to forfeit and pay a fine not exceeding ten dollars, and in default of the payment thereof shall be committed to and imprisoned in the county jail of the proper county for a period not exceeding thirty days.

Section 2. It shall be the duty of all Justices of the Peace and the Burgess to pay over to the treasurer of their counties all fines or forfeits collected by virtue of this ordinance, quarterly, on or before the first Monday of March, June, September, and December of each year, or at the expiration of their term of office.

Taxation.

Section 3. That each and every person or persons who shall have, keep, maintain or harbor any dog or bitch within the limits of this Borough shall pay one dollar tax for each dog and two dollars tax for each bitch, said tax to be paid into the Borough treasury.

ARTICLE IV.

Relating to Streets, Pavements, Etc.

Section 1. The owners or occupants of all lots or parts of lots within the limits of said Borough shall, within six hours after any fall or deposit of snow or sleet, remove the same from the pavements and sidewalks fronting the premises respectively occupied by them, and any of them refusing or neglecting to remove the same as aforesaid shall pay a fine not exceeding five dollars and costs for every such offense.

Section 2. Any person obstructing the crossings of foot walks across the streets of said Borough with wagons, carriages, horses, mules or otherwise, shall, upon conviction, pay a fine not exceeding five dollars and costs for every such offense.

Section 3. No step or steps, sign or sign boards of any kind, platforms, passage ways, enclosures, porches or jambs, of any similar obstruction shall be placed in or upon any sidewalk or foot way, nor shall any of the above extend more than four feet upon the pavement or foot way from the building or buildings, and the party or parties so offending shall be subject to a fine of not less than one dollar nor more than five dollars. And for each and every week the said violation is continued after the imposition of the first fine an additional and further fine of not less than one nor more than five dollars; and no obstruction of any kind will be permitted in any alley or lane in said Borough.

Section 4. Any person or persons neglecting to keep the sidewalks and gutters clear of boxes, barrels or other obstruction in front of his, her or their premises, or refusing or neglecting to remove all temporary obstructions within twenty-four hours next, after being notified by a policeman or Street Commissioner to remove the same, shall be subject to a fine of not less than one or more than five dollars for each and every offense.

Section 5. The erecting of any sign over or across any of the pavements of said Borough, requiring a support at the curb, is hereby forbidden and all signs suspended in any manner over the pavement shall be at least ten feet above said pavement. All awnings, window shades, or sheds standing on or over any of the pavements of said Borough shall be at least eight feet above the pavement. Any person violating any of the provisions of this ordinance shall be deemed guilty of keeping and maintaining a public nuisance, and on conviction shall be sentenced to pay a fine not exceeding ten dollars and costs and to abate said nuisance within twenty-four hours.

Section 6. All persons or bodies corporate entering upon the streets or alleys of this Borough, for the purpose of laying down pipe, by virtue of their right of eminent domain, shall exercise such right subject to the following regulations and restrictions:

1. That all pipes and connections shall be made with the best wrought, cast iron or steel, and in good workmanlike manner.

2. That no excavating or ditching shall be made or done by any company or corporation on the streets, lanes or alleys of said Borough during the months of December, January, February, March and April of any year, without written permit from said Council under penalty of fifty dollars for each and every violation of this section.

3. All the trenches for the reception of either main or service pipes shall be excavated to such depth, that when such pipes are laid therein, they will be at least one and one-half feet below the surface of the ground, measuring from the top of said pipes. All stone, brick, etc., shall be placed in a separate pile from the earth or other material taken from such ditches or trenches and replaced at once, in the same condition as found, and no street nor alley crossings shall be disturbed.

4. The trenches shall be filled up with uniform layers not exceeding six inches in thickness, each layer to be uniformly and thoroughly rammed or tamped, and brick or stone taken out replaced, and when such filling of the trenches is completed the streets, lanes or alleys at such points shall be in as good condition as they were before commencing to dig such trenches; should such filling or replacing of stone be defectively done the Council will direct the same to be finished or repaired, the cost thereof, with twenty percentum additional, to be collected from the company or corporation under whose direction the work was done.

5. That before any partnership, company or corporation or pretended corporation shall be entitled to any grant or right of way from the Council to enter upon any street, lane or alley of said Borough it or they shall file with the Council a bond with sureties approved by the Council in the sum of five hundred dollars, conditioned for the faithful compliance with the requirements of this section, and all damages, fines and penalties shall be collected by suit on the aforesaid bond or bonds.

Streets and Sidewalks.

All pavements on 60 foot streets to be 10 feet wide and on 40 foot streets to be 8 feet wide and same shall be paved with good brick, stone or cement at least three and one-half feet wide, and when so paved it shall be laid two feet from property line on inside of pavement property line, with the grades and lines established by the Borough and to keep them in complete and constant repair. If any person or persons shall neglect or refuse to pave his, her or their respective sidewalks or foot-ways as hereinbefore provided within thirty days after having been notified by the Town Council or Street Commissioner to pave the same, then it shall become the duty of the Council or Street Commissioner to cause the same to be done speedily at the expense of the Borough; whereupon the Burgess shall proceed as provided by law to recover the amount so expended, with twenty per centum added thereto as a penalty for such neglect or refusal, which sum or sums shall be paid into the Borough treasury for the use of the Borough.

ARTICLE V.

Grades.

Section 1. That the natural or surface grade of the streets be the grade.

Section 2. It shall not be lawful for any person or persons to build or repair any sidewalks other than on the grades and lines fixed by Council, nor shall any person or persons interfere with or change any of the sidewalks laid or built on grades or lines fixed by Council. Any person or persons violating these provisions shall be fined not less than twenty dollars for each offense, to be collected as penalties are by law collectable.

ARTICLE VI.

Relating to Arrests.

Section 1. Every person arrested by any policeman or constable in pursuance of any ordinance, rule, by-law or regulation of said Borough, shall be immediately taken before the Burgess of said Borough, or before the proper authority as designated in the ordinance, rule, by-law or regulation, or to the lock-up, in case an immediate hearing or examination cannot be had. Provided, that said Burgess or other proper officer shall give every such arrested person, his or her hearing or examination as speedily as possible.

ARTICLE VII.

Relating to the Injury of Public or Private Property.

Section 1. If any person shall wantonly fell, mutilate, injure or otherwise destroy any shade, ornamental or fruit tree or trees, or shrubbery, growing upon any private property, or growing along the streets or alleys of said Borough, such person shall be deemed guilty of an offense, and upon conviction, shall pay a fine not exceeding ten dollars and costs.

Section 2. If any person shall hitch or tie any horse, mare, mule or any other animal to any shade or ornamental tree growing along the streets or alleys of said Borough, such person shall be deemed guilty of an offense and on conviction shall be sentenced to pay a fine not exceeding twenty-five dollars and costs.

Section 3. If any person shall wantonly injure, break or tear down any sign, door, door bell or knocker, window, water pipe, step, spouting, window shutter, fence gate, or other real property, or shall wantonly open or close any street sewer or street water course, such person shall be guilty of an offense and upon conviction, shall pay a fine not exceeding twenty dollars and costs.

Section 4. If any person shall trespass upon the private garden, door yard or premises of the owner or occupier of any property within the limits of the Borough, and shall remove, without leave of the owner, any fruit, vegetable, or anything grown thereon, every such person shall be guilty of an offense, and upon conviction thereof shall pay a fine of five dollars and costs.

Section 5. If any person shall project any stove pipe through the side, end, door, window, or roof of any building in said Borough, from any stove or other thing in which wood, coal, natural gas or other fuel is burned, such person shall be guilty of maintaining a public nuisance, and upon conviction, shall be sentenced to pay a fine not exceeding ten dollars and costs, and the cost and expense of abating said nuisance.

Section 6. If any person shall wantonly or wilfully ride, drive, push or haul any bicycle, tricycle, or other vehicle, or run or walk across, in such a manner as to mutilate, injure or destroy any lawn, or grass plot, in front of private or public property, or between the curb and the sidewalk, in front of any private or public property, such person shall be deemed guilty of an offense, and upon conviction, shall pay a fine not exceeding ten dollars and costs; or, in default of the payment of such fine and costs, shall undergo imprisonment in the Borough lockup for a period not exceeding five days, or in the county jail for a period not exceeding ten days.

ARTICLE VIII.

Relating to Costs, Fines and Penalties.

Section 1. The Burgess of this Borough is hereby authorized and empowered to demand and receive all and singular his own legal costs, fees and charges, and those of the policeman or constable for arresting and bringing offenders against any of the ordinances, rules or regulations of said Borough, which may lawfully accrue before said Burgess.

Section 2. It is hereby made the duty of said Burgess to pay any policeman or constable of said Borough all the legal fees, costs and charges to which said policeman or constable may or is entitled, on all convictions had before said Burgess, after the same shall be received by him, on demand made therefor by said policeman or constable. No fines applied to last.

ARTICLE IX.

Relating to Fees.

Section 1. The fees of the Burgess of said Borough when acting as a magistrate shall be the same as those allowed by law to a justice of the peace in said Borough.

Section 2. The fees of a policeman and of a constable of said Borough, for serving any legal process, lawfully arresting and

bringing any offender before the Burgess of said Borough, keeping in custody and conveying the same after conviction to prison, shall be the same as those allowed by law to township constables in this Commonwealth. For the necessary support of any person or persons held by him in custody, such reasonable amount as he may be obliged to expend therefor, the same to be first taxed and allowed by the Burgess of said Borough.

For taking up and impounding animals, viz:

For one horse, mare, mule or gelding, fifty cents, and for each additional one twenty-five cents.

For one head of cattle and one sheep, each twenty five cents and for each additional one ten cents.

For each swine, twenty cents, and for each pig under two months old, five cents, and each on over two months old fifteen cents.

For advertising impounded animals, in any case by written advertisement, fifty cents, and by printed advertisements, twenty-five cents, besides the actual cost of printing the same.

For any sale of impounded animals, five per cent of the amount, if it be less than thirty dollars, and three per cent if the same exceed thirty dollars.

ARTICLE X.

Relating to the Duties of Borough Officers.

Section 1. The Town Council of said Borough shall designate by resolutions or by by-laws the time and times of holding their stated monthly meetings, at either their first or second meeting in each Borough year, which said resolutions or by-laws shall remain in force until the same are either amended or repealed.

Section 2. The Burgess of said Borough, in addition to the duties herein before devolved upon him, shall promptly, impartially and faithfully discharge all the duties required by an act or acts of the General Assembly of the Commonwealth of Pennsylvania, keep a correct account of all the fines and moneys for all the licenses received by him for said Borough, make monthly itemized reports of said fines and licenses to the Town Council of said Borough, which shall be entered on the minutes and filed among the papers of said Town Council, and the said Burgess shall promptly pay over to the Treasurer of said Borough duly appointed by the Town Council every month all the fines and moneys for all licenses received by him as Burgess as aforesaid. And on his refusing or neglecting so to do said Town Council shall cause to be enforced against him the laws of said Commonwealth in such cases made and provided.

Section 3. The Secretary of the Town Council shall promptly, accurately and faithfully perform all the duties prescribed for such officer by the Acts of the General Assembly and by the Burgess and Town Council.

Section 4. The Treasurer, appointed by the said Town Council, shall, before entering upon the discharge of his official duties, give bond to them in an amount designated by said Town Council, with sureties to be by them approved, and perform all the duties prescribed by the Acts of Assembly relating thereto, and shall receive for his services in full compensation therefor an amount or sum fixed

by the Town Council at the time of the acceptance of the said bond, and shall also take and subscribe an oath to faithfully perform the duties of his said office according to law.

ARTICLE XI.

Relating to Borough Property.

Section 1. Any person or persons who shall take or cause to be taken any sand, gravel, stones, sod or earth from any of the streets or alleys belonging to the Borough shall not be fined more than twenty dollars. Provided, that said penalty shall not be imposed when the sand or stone is taken in pursuance of a contract with the Borough.

Any ordinance or ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Done and ordained and enacted at a regular meeting of the Burgess and Town Council of the Borough of West Kittanning, in the County of Armstrong, Pennsylvania, held in Southworth's Hall, the 15th day of August, A.D. 1900.

L. S. Croll, President

J.G. McCullough, Secretary

Approved this 15th day of August, 1900.

C.F. Boney, Burgess.