

ACTS

PASSED AT THE FIRST SESSION

OF THE

First General Assembly

OF THE

STATE OF MISSISSIPPI.



NATCHEZ:

ANDREW MARSCHALK—STATE PRINTER.

1818.

L. C. COPY 1

AN ACT

Supplemental to "An Act to erect the Town of Natchez into a City, and to incorporate the same."

SEC. 1. *Be it enacted, by the Senate and House of Representatives of the State of Mississippi, in General Assembly convened,* That it shall and may be lawful for the president and select men of the city of Natchez, to pass ordinances for regulating petty grocers, keepers of ordinaries and victualing houses, or where fruits, meats or liquors shall be sold in order to be eaten or drank at such houses within the said city, and for exacting a recognizance from every such grocer or other person as aforesaid, in such penalty and with such securities as the said president and select men shall deem reasonable, conditioned that he or she shall not permit any strong or spiritous liquors to be drank in his or her shop, out-house yard or garden, nor suffer any kind of gaming within the same, nor sell any sort of strong or spiritous liquors to any servant, apprentice or slave, without permit from his or her master or mistress. The president

Powers given to select men to pass ordinances regulating petty grocers, keepers of ordinaries &c.

§§

To prohibit
free negroes
from keeping
tipling shops

and select men of said city shall also have power and authority to restrain, under such penalties as they may deem proper, free people of colour from keeping tipling shops and victualing houses, and from selling spiritous liquors and provisions of any description.

To pass or-
dinances re-
gulating the
keeping,
carting, &c.
of gun pow-
der, &c.

SEC. 2. *And be it further enacted,* That said president and select men, shall and may, from time to time, pass ordinances to regulate the keeping, carting and transporting gun powder or other combustible or dangerous materials, and the use of lights and candles in livery and other stables, to remove or prevent the construction of any fire place, hearth, chimney, stoves, ovens, boilers, kettles or apparatus, used in any house, building, manufactory or business which may be dangerous in causing or promoting fires, to appoint one or more officers at reasonable times, to enter into and examine all dwelling houses, lots, yards, enclosures, and buildings of every description, in order to discover whether any of them are in a dangerous state, and to cause such as may be dangerous, to be put in a safe and secure condition, to regulate and prevent the carrying on of manufactories dangerous in causing or promoting fires; to appoint fire wardens, with such duties and powers as said president and select men shall prescribe: to appoint firemen, to take the charge and

management of fire engines, and apparatus thereto belonging, under such regulations as they shall deem necessary; to compel the owners and occupants of houses and other buildings to have scuttles on the roofs of such houses or buildings, and stairs leading to the same; to regulate the dimensions of chimnies hereafter erected, so as to admit chimney sweeps to sweep and clean the same; to require the inhabitants respectively, to provide such and so many fire-buckets, and in such manner and time as they shall prescribe, and to regulate the use of them in time of fire, and to adopt such measures, for the prevention and suppressing of fires, as the said president and select men shall deem expedient; to regulate cart-men and the price of cartage and drayage; to appoint an examiner of weights and measures, and prescribe his powers and duties; to regulate the running at large of swine and cattle; to regulate the assize and quality of bread, and to provide for the forfeiture and seizure of bread baked contrary thereto; to regulate the market, to restrain and punish forestalling and regrating; to direct and regulate the paving or flagging of side walks; to regulate and arrange with uniformity, such buildings as shall be erected, and generally to make all such rules and by-laws, for the good order and government of said city, as the said

To appoint
firemen.

To regulate
cartmen and
appoint an
examiner of
weights and
measures, &c

Inflict penalties on persons violating by-laws

Subject to appeal.

May raise tax.

president and select men may deem expedient, not repugnant to the constitution and laws of this state, and to inflict penalties on any person or persons for the violation of any by-law, not exceeding fifty dollars for any one offence, recoverable with costs, in the name of the president and select men of said city, for the use of said city, before the city magistrate, or any justice of the peace, within the limits of said city, in which action the first process may be by warrant, returnable forthwith; and there shall be no stay of execution after judgment, upon any pretence whatever, saving the right of appeal to the president and select men: and the said president and select men may subject the parent, master, mistress or guardian of any minor, apprentice, servant or slave, to any such penalty for any offence committed by such minor, apprentice, servant or slave; provided, that all by-laws made by said president and select men, shall be subject to repeal by the legislature; and provided also, that nothing herein contained, shall be construed to prevent appeals to the superior court, in the same manner that is or may be prescribed by law, in cases of appeals from the judgments of justices of the peace.

SEC. 3. *And be it further enacted,* That the said president and select men shall, hereafter, have power to raise by tax,

in each year, a sum not exceeding thirty-seven and a half cents on every hundred dollars' worth of such property as may be liable to taxation in the said city, and that the president and select men shall have power, at their discretion, to exempt the inhabitants of said city, or such part thereof as they may deem proper, from personal labor on the streets and highways, and instead thereof, they shall have power to lay a poll-tax, not exceeding five dollars per head, on each male person above twenty-one years of age.

SEC. 3. *And be it further enacted,* That it shall be the duty of the president and select men of said city, to set apart a portion of the revenue of said city, arising from taxes assessed and collected in said city, not exceeding one third thereof, to be laid out and expended under the direction of the board of health of the city, in levelling and raising the streets, lanes and public alleys, and in cutting drains, and in the construction of sewers in the said streets, lanes and public alleys, provided no part of revenue, arising from the poll-tax, to be collected for the repairs of the streets and highways, generally, be appropriated to that purpose.

Portion of revenue to be expended under direction of board health.

SEC. 4. *And be it further enacted,* That so much of the act passed the seventeenth of January, one thousand eight hundred and fourteen, as provides that from and after the passing of that act,

President restored to functions of city magistrate.

the president of the select men shall not exercise the duties of a justice of the peace. by virtue of such office, be, and the same is hereby repealed.

THO. BARNES,

Speaker of the House of Representatives.

D. STEWART,

President of the Senate, and Lieut. Governor.

APPROVED, 3d day of February, 1818.

DAVID HOLMES,

Governor of the State of Mississippi.

ERRATA.

- Page 9, Line 24, after the word and, for arrangement read management.
- 20, — 31, after the word be, for endorsed read rendered.
- 20, — 33, after the word be, for confirmed read affirmed.
- 21, — 19, after the word on, for notice read motion.
- 67, — 1, after the word officers, read and nominating.
- 67, — 5, after the word court, read of any county.
- 67, — 7, after the word duties, read herein.
- 79, — 18, after the word boat, read and her cargo.
- 88, — 20, after the word himself, read or herself.
- 147, — 8, after the word be, read procured.
- 160, — 33, after the word day of, for February read January.
- 173, last line, for 1818, read 1808.