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THE  
MUNICIPAL REGISTER,

CONTAINING THE

CITY CHARTER, LAWS AND ORDINANCES,  
AND RULES OF ORDER

OF THE

CITY COUNCIL,

AND A

*List of the Officers of the City of Roxbury,*

FOR THE YEAR

1866.



ROXBURY:  
GEORGE H. MONROE, PRINTER, GUILD ROW.  
1866.

# City of Roxbury.

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IN BOARD OF ALDERMEN, May 28, 1866.

ORDERED, That the Committee on Printing be and they are hereby authorized to print three hundred copies of the Municipal Register of the present year, the expense thereof to be taken from the contingent fund.

Sent down for concurrence.

JOSEPH W. TUCKER, *City Clerk.*

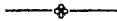
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IN COMMON COUNCIL, May 28, 1866.

Concurred.

FRANKLIN WILLIAMS, *Clerk.*

# CITY CHARTER.



COMMONWEALTH OF MASSACHUSETTS.



In the Year One Thousand Eight Hundred and Forty-Six.



An ACT to Establish the City of Roxbury.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows :*

SECTION 1. The inhabitants of the town of Roxbury shall continue to be a body politic and corporate, under the name of the City of Roxbury, and as such shall have, exercise and enjoy all the rights, immunities, powers and privileges, and shall be subject to all the duties and obligations, now incumbent upon and appertaining to said town as a Municipal Corporation.

SECT. 2. The administration of all the fiscal, prudential and municipal affairs of said City, with the government thereof, shall be vested in one principal officer, to be styled the mayor ;

Roxbury to be a city.

Administration to be vested in Mayor, Aldermen, and Common Council.

one council of eight,\* to be called the board of aldermen; and one council of twenty-four,† to be called the common council; which boards, in their joint capacity, shall be denominated the city council, and the members thereof shall be sworn to the faithful performance of the duties of their respective offices. A majority of each board shall constitute a quorum, for doing business, and no member of either board shall receive any compensation for his services.

To serve  
without pay

Selectmen  
to divide the  
Town into  
Wards

SECT. 3. It shall be the duty of the selectmen of the town of Roxbury, as soon as may be after the passage of this act, and its acceptance by the inhabitants, as hereinafter provided, to divide said town into eight wards,‡ as follows, to wit: *first*, by drawing a line between the second and third parishes, as near the old territorial parish line as may be convenient, and constituting the second parish one ward; *second*, by drawing a line in the same manner between the first and third parishes, and dividing the third parish into two wards, to contain, as nearly as may be convenient, an equal number of inhabitants; and, *third*, by dividing the first parish into five wards, as nearly equal in number of inhabitants as may be consistent with convenience in other respects.

To be revised  
every five  
years by City  
Council.

And it shall be the duty of the city council, once in five years, to revise, and, if it be needful, to alter said wards in such manner as to preserve,

\* One Alderman from each Ward and three at large. Amdt. of 1852, sec. 3.

† Council of twenty. Ibid.

‡ Five Wards. Amdt. of 1852, sec. 1.

as nearly as may be, an equal number of voters in each ward ; *provided, however,* that the second parish shall always constitute at least one ward, and the third parish shall constitute at least two wards, without any addition of territory to either.

SECT. 4. On the second Monday in March, \* Election and duties of Warden and Clerk, and Inspectors of Elections. annually, there shall be chosen by ballot, in each of said wards, a warden, clerk, and three inspectors of elections, residents of wards in which they are chosen, who shall hold their office for one year, † and until others shall have been chosen in their places, and qualified to act. It shall be the duty of such warden to preside at all ward meetings, with the power of moderators of town meetings. And if at any meeting the warden should not be present, the clerk of such ward shall call the meeting to order, and preside until a warden pro tempore shall be chosen by ballot. And if at any meeting the clerk shall not be present, a clerk pro tempore shall be chosen by ballot. The clerk shall record all the proceedings and certify the votes given, and deliver over to his successor in office all such records and journals, together with all other documents and papers held by him in said capacity. And it shall be the duty of the inspectors of elections to assist the warden in receiving, assorting and counting the votes. And the warden, clerk and inspectors so chosen, shall respectively make oath or affirmation, faithfully and

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\* Second Monday of December. Amdt. 1850, sec. 1.

† And until others are chosen. Amdt. 1850, sec. 7.

impartially to discharge their several duties, relative to all elections, which oath may be administered by the clerk of such ward, to the warden, and by the warden to the clerk and inspectors, or by any justice of the peace for the county of Norfolk.

Warrants  
for Ward  
and City  
meetings.

All warrants for meetings of the citizens for municipal purposes, to be held either in wards or in general meeting, shall be issued by the mayor and aldermen, and shall be in such form, and shall be served, executed and returned in such manner, and at such times, as the city council may by any by-law direct.

Elections  
of Mayor  
and City  
Council.

SECT. 5. The mayor and eight aldermen, one alderman to be selected from each ward,\* shall be elected by the qualified voters of the city, at large, voting in their respective wards, and three common councilmen† shall be elected from and by the voters of each ward, and shall be resident of the wards in which they are elected; all said officers shall be chosen by ballot, and shall hold their offices for one year from the first Monday in April;‡ and the mayor, until another shall be elected and qualified in his place.

Proceedings  
at Ward  
meetings.

SECT. 6. On the second Monday in March,§ annually, immediately after a warden, clerk, and inspectors|| shall have been elected and sworn, the qualified voters in each ward shall give in

\* One from each Ward and three at large. Amdt. of 1852, sec. 3.

† Four from each Ward. Ibid.

‡ First Monday of January. Amdt. of 1850, sec. 1.

§ Second Monday in December. Ibid.

|| So much as relates to Warden, &c., repealed by Amdt. of 1850, sec. 2.



their votes for mayor, aldermen and common councilmen, as provided in the preceding section ; and all the votes so given shall be assorted, counted, declared and registered in open ward meeting, by causing the names of persons voted for, and the number of votes given for each, to be written in the ward records in words at length.

The clerk of the ward, within twenty-four hours Certificates of Elections. after such election, shall deliver to the persons elected members of the common council certificates of their election, signed by the warden and clerk, and by a majority of the inspectors of elections, and shall deliver to the city clerk a copy of the records of such election, certified in like manner ; *provided, however,* that if the choice of common councilmen cannot be conveniently effected on that day, the meeting may be adjourned from time to time, to complete such election.\*

The board of aldermen shall, as soon as may be convenient, examine the copies of the records of the several wards, certified as aforesaid, and shall cause the person who may have been elected mayor to be notified in writing of his election ; but if it shall appear that no person has received a majority of all the votes, or if the person elected shall refuse to accept the office, the board shall issue their warrants for a new election, and the same proceedings shall be had as are hereinbefore provided, for the choice of mayor, and repeated from time to time, until a mayor is chosen.

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\* Other vacancies filled in like manner. Amdt. of 1850, sec. 3.

To supply  
vacancy in  
the office of  
Mayor

In case of the decease, resignation or absence of the mayor, or his inability to perform the duties of his office, it shall be the duty of the board of aldermen and the common council, in convention, to elect a mayor for the time being, to serve until another is chosen, or until the occasion causing the vacancy is removed.

and Alder-  
men.

And if it shall appear that the whole number of aldermen have not been elected, the same proceedings shall be had as are hereinbefore provided for the choice of mayor. Each alderman shall be notified, in writing, of his election, by the mayor and aldermen for the time being.

Mayor's  
oath.

The oath prescribed by this act shall be administered to the mayor by the city clerk, or any justice of the peace for the county of Norfolk.

The aldermen and common councilmen elect shall, on the first Monday of April,\* at ten o'clock in the forenoon, meet in convention, when the oath required by this act shall be administered to the members of the two boards present, by the mayor or by any justice of the peace for the county of Norfolk, and a certificate of such oath having been taken, shall be entered on a journal of the mayor and aldermen, and of the common council, by their respective clerks.

Notice to  
Convention  
when no  
Mayor is  
chosen.

And whenever it shall appear that no mayor has been elected previously to the said first Monday in April,\* the mayor and aldermen for the time being shall make a record of that fact; an attested copy of which the city clerk shall read

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\* First Monday of January. Amdt. of 1850, sec. 1.

at the opening of the convention to be held as aforesaid.

After the oath has been administered as aforesaid, the two boards shall separate; and the common council shall be organized by the choice of a president and a clerk, to hold their office during the pleasure of the common council, and to be sworn to the faithful performance of their duties.

Organization of the Common Council.

In case of the absence of the mayor elect, on the first Monday of April,\* the city government shall organize itself in the manner hereinbefore provided, and may proceed to business in the same manner as if the mayor were present, and the oath of office may be administered to the mayor at any time thereafter in a convention of the two branches.

In absence of Mayor at first meeting.

In the absence of the mayor, the board of aldermen may choose a chairman *pro tempore*, who shall preside at joint meetings of the two boards.

Mayor pro tem.

Each board shall keep a record of its own proceedings, and judge of the election of its own members; and in failure of election, or in cases of vacancy, may order new elections. And in case of any such vacancy declared by either board, the mayor and aldermen shall order a new election.

Each Board judge of Elections of its own members, &c.

SECT. 7. The mayor thus chosen and qualified, shall be the chief executive officer of said city.† It shall be his duty to be vigilant in

Duties of Mayor.

\* First Monday of January. Amdt. of 1850, sec. 1.

† To hold office until another is chosen. Amdt. of 1850, sect. 7, and amdt. of 1852, sec. 3.

causing the laws and regulations of the city to be enforced, and keep a general supervision over the conduct of all subordinate officers, with power to remove them for neglect of duty. He may call special meetings of the boards of aldermen and common council, or either of them, when necessary in his opinion, by causing notices to be left at the places of residence of the several members; he shall communicate, from time to time, to both of them, such information, and recommend such measures, as in his opinion the interests of the city may require; he shall preside in the board of aldermen, and in convention of the two branches, but shall have only a casting vote.

Compensation.

The salary of the mayor for the first year in which this charter shall take effect shall be six hundred dollars, and no more; his salary shall afterwards be fixed by the city council, but neither increased nor diminished during the year for which he is chosen; and he shall have no other compensation: *provided, however,* that the city council shall have power to appoint the mayor commissioner of highways, when, in their opinion, such an office is necessary, and allow him a suitable compensation therefor.

May be appointed Commissioner of Highways.

Executive power in the Mayor and Aldermen.

SECT. 8. The executive power of said city generally, and the administration of the police, with all the powers heretofore vested in the selectmen of Roxbury, shall be vested in the mayor and aldermen, as fully as if the same were herein specially enumerated.

\*And the mayor and aldermen shall have full <sup>Police Officers.</sup> and exclusive power to appoint a constable and assistants, or a city marshal and assistants, with the powers and duties of constables, and all other police officers; and the same to remove at pleasure.

And the mayor and aldermen may require any <sup>Constables' bonds.</sup> person appointed a constable of the city to give bonds, with such security as they may deem reasonable, before he enters upon the duties of his office, upon which bonds the like proceedings and remedies may be had, as are by law provided in case of constables' bonds taken by the selectmen of towns.

And the mayor and aldermen shall have the <sup>Licenses.</sup> same power to grant licenses to innholders, victuallers and retailers within the city, which is possessed by the mayor and aldermen of the city of Boston.

The city council shall annually, as soon after <sup>To appoint certain officers.</sup> their organization as may be convenient, elect, by joint ballot in convention, a treasurer and collector of taxes, a chief engineer, a city clerk, and three assessors of taxes, and fix their compensations. They shall, also, in such manner as they shall determine, appoint or elect all other subordinate officers, for whose election or appointments other provision is not herein made, define their duties and fix their compensations.

All sittings of the common council shall be <sup>Sittings public.</sup> public, and all sittings of the mayor and alder-

men shall also be public, when they are not engaged in executive business.

The city council shall take care that no moneys be paid from the treasury, unless granted or appropriated; shall secure a just and proper accountability, by requiring bonds, with sufficient penalties and sureties, from all persons trusted with the receipt, custody or disbursement of money; shall have the care and superintendence of the city buildings, with power to let or to sell what may be legally sold; and to purchase property, real or personal, in the name and for the use of the city, whenever its interest or convenience may, in their judgment, require it. And the city council shall, as often as once in a year, cause to be published, for the use of the inhabitants, a particular account of the receipts and expenditures, and a schedule of city property.

Mayor to nominate.

SECT. 9. In all cases in which appointments are directed to be made by the mayor and aldermen, the mayor shall have the exclusive power of nomination; such nomination, however, being subject to be confirmed or rejected by the board of aldermen: *provided, however,* that no person shall be eligible to any office of emolument, the salary of which is payable out of the city treasury, who, at the time of such appointment, shall be a member of the board of aldermen or of the common council.

Members of City Council not eligible to offices of emolument.

Duties of City Clerk.

SECT. 10. The city clerk shall also be clerk of the board of aldermen, and shall be sworn to the faithful performance of his duties. He shall

perform such duties as shall be prescribed by the board of aldermen, and he shall perform all the duties, and exercise all the powers, by law incumbent upon, or vested in, the town clerk of the town of Roxbury. He shall be chosen for one year, and until another shall be chosen and qualified in his place; but may be at any time removed by the city council.

SECT. 11. The qualified voters of each ward, <sup>Overseers of the Poor.</sup> at their respective annual ward meetings for the choice of officers, shall elect by ballot one person in each ward to be an overseer of the poor, who shall be a resident of said ward; and the persons thus chosen, together with the mayor, shall constitute the board of overseers of the poor, and shall have all the power, and be subject to all the duties now by law appertaining to the overseers of the poor for the town of Roxbury.

The qualified voters shall, at the same time <sup>School Committee</sup> and in the same manner, elect three persons from the city at large, and two persons from each ward, to be members of the school committee: and the persons thus chosen shall constitute the school committee, and have the care and superintendence of the public schools.\*

The qualified voters shall, at the same time <sup>Assistant Assessors.</sup> and in like manner, elect one person in each ward to be an assistant assessor, who shall be a resident of said ward; and it shall be the duty of the persons so chosen to furnish the assessors with all necessary information relative to persons and

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\* Vacancies, how filled. Act of 1857, ch. 266.

property taxable in their respective wards, and they shall be sworn to the faithful performance of their duty.

**Assessors.** The persons to be chosen by the city council as assessors shall constitute the board of assessors, and shall exercise the powers and be subject to the duties and liabilities of assessors in towns.

Council may make further provision for collection of Taxes.

All taxes shall be assessed, apportioned and collected in the manner prescribed by law relative to town taxes : *provided, however*, that it shall be lawful for the city council to establish further and additional provision for the collection thereof.

Vacancies, how filled.

Should there fail to be a choice of overseers of the poor, members of the school committee, or assistant assessors in any ward, the vacancy or vacancies shall be filled by the city council in convention, in the same manner that is provided for filling vacancies in the senate of this Commonwealth.

Highways.

SECT. 12. The city council shall have exclusive authority and power to lay out any new street or town way, and to estimate the damages any individual may sustain thereby ; but all questions relating to the subject of laying out, accepting, altering, or discontinuing any street or way, shall first be acted upon by the mayor and aldermen.

Appeal to County Commissioners.

And any person dissatisfied with the decision of the city council in the estimate of damages, may make complaint to the county commissioners of the county of Norfolk, at any meeting held within one year after such decision ; whereupon the same proceedings shall be had as are now pro-



vided by the laws of the Commonwealth in cases where persons are aggrieved by the assessment of damages by selectmen, in the twenty-fourth chapter of the Revised Statutes.

SECT. 13. All power and authority now by <sup>Health.</sup> law vested in the board of health for the town of Roxbury, or in the selectmen of said town, shall be transferred to and invested in the city council, to be carried into execution in such manner as the city council shall deem expedient.

SECT. 14. The city council shall have author- <sup>Common Sewers.</sup> ity to cause drains and common sewers to be laid down through any street or private lands, paying the owners such damages as they may sustain thereby; and to require all persons to pay a reasonable sum for the privilege of opening any drain into said public drain or common sewer.

And the city council may make by-laws, with <sup>Inspection of Lumber, etc.</sup> suitable penalties, for the inspection, survey, measurement and sale of lumber, wood, coal and bark, brought into the city for sale.

SECT. 15. All fines, forfeitures and penalties, <sup>Prosecutions for breach of City Laws, etc.</sup> accruing for the breach of any by-laws of the city of Roxbury, or of any of the ordinances of the city council, or of any of the orders of the mayor and aldermen, may be prosecuted for and recovered before any justice of the peace in said city of Roxbury, by complaint or information in the name of the Commonwealth, in the same way and manner in which other criminal offences are now prosecuted before the justices of the peace within this Commonwealth; reserving, however, in all cases, to the party complained of and prosecuted,

the right of appeal to the court of common pleas, then next to be held in the county of Norfolk, from the judgment and sentence of any justice of the peace.

And the appeal shall be allowed on the same terms, and the proceedings be conducted therein in the same manner, as provided in the one hundred and thirty-eighth chapter of the Revised Statutes of this Commonwealth.

And it shall be sufficient in all such prosecutions to set forth in the complaint the offence fully, plainly, substantially, and formally, and it shall not be necessary to set forth such by-law, ordinance, or order, or any part thereof.

All fines, forfeitures and penalties so recovered and paid, shall be paid to the treasurer of the city of Roxbury, and shall enure to such uses as said city council shall direct.

When any person, upon any conviction before a justice of the peace, for any breach of any by-laws of said city of Roxbury, or any of the ordinances of the city council, or any of the orders of the mayor and aldermen, shall be sentenced to pay a fine, or ordered to pay any penalty or forfeiture, provided by any such by-law, ordinance or order, or, upon claiming an appeal, shall fail to recognize for his appearance at the court appealed to, and there to prosecute his appeal and to abide the sentence or order of the court thereon, and in the mean time to keep the peace and be of good behavior, and upon not paying the fine, penalty or forfeiture, and costs so assessed upon him, he shall be committed to prison, there

to remain until he or she shall pay such fine, forfeiture or penalty, and costs, or be otherwise discharged according to law.

The provisions of this section shall also apply to all prosecutions founded on the by-laws or ordinances of the town of Roxbury, which may continue in force after this act shall go into operation.

SECT. 16. It shall be the duty of the city <sup>Representatives.</sup> council annually, in the month of October, to meet in convention and determine the number of representatives to be elected by the city to the General Court in such year, which shall be conclusive, and the number thus determined shall be specified in the warrant calling meetings for the election of representatives.

SECT. 17. All elections for County, State, <sup>Proceedings at and after meetings for election of County, State, and Federal officers.</sup> and United States officers, who are voted for by the people, shall be held at meetings of the citizens qualified to vote in such elections, in their respective wards, at the time fixed by law for these elections respectively; and at such meetings all the votes given for said several officers respectively shall be assorted, counted, declared and registered in open ward meeting, by causing the names of all persons voted for, and the number of votes given for each, to be written in the ward records in words at length. The ward clerk shall forthwith deliver to the city clerk a certified copy of the record of such elections. The city clerk shall forthwith record such returns, and the mayor and aldermen shall, within two days after every such election, examine and compare all

said returns, and make out a certificate of the result of such elections, to be signed by the mayor and a majority of the aldermen, and also by the city clerk, which shall be transmitted or delivered in the same manner as similar returns are by law directed to be made by selectmen of towns. And in all elections for representatives to the General Court, in case the whole number proposed to be elected shall not be chosen by a majority of the votes legally returned, the mayor and aldermen shall forthwith issue their warrant for a new election, conformably to the provisions of the Constitution, and the laws of the Commonwealth

List of voters.

SECT. 18. Prior to every election the mayor and aldermen shall make out lists of all the citizens of each ward qualified to vote in such elections, in the manner in which selectmen of towns are required to make out lists of voters; and for that purpose they shall have full access to the assessors' books and lists, and be entitled to the assistance of all assessors, assistant assessors, and the city officers, and they shall deliver said lists, so prepared and corrected, to the clerks of said wards, to be used at such elections; and no person shall be entitled to vote whose name is not borne on such list.

Meetings of the citizens.

SECT. 19. General meetings of the citizens qualified to vote may, from time to time, be held, to consult upon the public good; to instruct their representatives, and to take all lawful measures to obtain redress for any grievances, according to the right secured to the people by

the Constitution of this Commonwealth. And such meetings may and shall be duly warned, by the mayor and aldermen, upon the requisition of fifty qualified voters.

SECT. 20. For the purpose of organizing the First organization of the City Government. system of government hereby established, and putting the same into operation in the first instance, the selectmen of the town of Roxbury for the time being shall, on some day during the months of March and April of the present year, issue their warrants seven days at least previous to the day so appointed for calling meetings of the said citizens at such place and hour as they may deem expedient, for the purpose of choosing a warden, clerk and inspectors for each ward, and all other officers whose election is provided for in the preceding sections of this act, and the transcripts of the records of each ward, specifying the votes given for the several officers aforesaid, certified by the warden and clerk of such ward, at said first meeting, shall be returned to the said selectmen, whose duty it shall be to examine and compare the same, and in case said elections should not be completed at the first meeting, then to issue new warrants until such elections shall be completed; and to give notice thereof in the manner hereinbefore provided to the several persons elected. And at said first meeting any inhabitant of said ward, being a legal voter, may call the citizens to order, and preside until a warden shall have been chosen. And at said first meeting a list of voters in each ward, prepared and corrected by the selectmen for the time

being, shall be delivered to the clerk of each ward when elected, to be used as hereinbefore provided. And the selectmen shall appoint such time for the first meeting of the city council as they may judge proper, after the choice of city officers as aforesaid, or a majority of the members of both branches, in the year one thousand eight hundred and forty-six, and shall also fix upon the place and the hour of said first meeting, and a written notice thereof shall be sent by said selectmen to the place of abode of each of the city officers chosen, as provided in this section. And after this first election of city officers, and this first meeting for the organization of the city council, as in this section is provided, the day of holding the annual elections, and the day and hour for the meeting of the city council, for the purpose of organization, shall remain as provided in the sixth section of this act.

And it shall be the duty of the city council, immediately after the first organization, to elect all necessary city officers, who shall hold their offices respectively until others are chosen and qualified; and at the meetings to be called, as prescribed in this section, for the choice of ward and city officers, the said inhabitants may and shall also give in their votes for county officers, which votes shall be recorded, certified and returned in the manner provided in the seventeenth section of this act.

Power of the  
City Council  
to make  
By-laws.

SECT. 21. The city council shall have power to make all such salutary and needful by-laws

as towns, by the laws of this Commonwealth, have power to make and establish, and to annex penalties, not exceeding twenty dollars, for the breach thereof, which by-laws shall take effect and be in force from and after the time therein respectively limited, without the sanction of any court, or other authority whatever; *provided, however,* that all laws and regulations now in force in the town of Roxbury shall, until they shall expire by their own limitation, or be revised or repealed by the city council, remain in force; and all fines and forfeitures for the breach of any by-laws, or ordinance, shall be paid into the city treasury.

SECT. 22. The annual town meeting for the town of Roxbury, which by law is required to be held in the month of March, or April, is hereby suspended, and all town officers now in office shall hold their places until this act shall go into operation; and in case this charter shall not be accepted in the manner and form as hereinafter provided, then the selectmen shall issue their warrant according to law, for holding the annual town meeting of the inhabitants, in which all the proceedings shall be the same as if this act had not been passed.

Annual town meeting suspended, etc., and town officers to hold over, etc.

SECT. 23. All officers of the town of Roxbury, having the care and custody of any records, papers or property belonging to the said town, shall deliver the same to the city clerk, within one week after his entering upon the duties of his office.

Delivery, etc., of Records to City Clerk.

Repeal of  
inconsistent  
provisions.

SECT. 24. All such acts, and parts of acts, as are inconsistent with the provisions of this act, shall be and the same are hereby repealed.

Legislature  
may alter  
and amend  
this act.

SECT. 25. Nothing in this act contained shall be so construed as to prevent the Legislature from altering or amending the same, whenever they shall deem it expedient.

Act to be  
void unless  
accepted  
by the  
inhabitants.

SECT. 26. This act shall be void unless the inhabitants of the town of Roxbury, at a legal town meeting called for the purpose, shall, by a vote of a majority of the voters present and voting thereon, by a written ballot, determine to adopt the same within twenty days from and after its passage.

When to  
take effect.

SECT. 27. This act shall go into operation from and after its passage.

[Passed March 12, 1846.]



# A M E N D M E N T .

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COMMONWEALTH OF MASSACHUSETTS.

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In the Year One Thousand Eight Hundred and Fifty.

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An ACT in addition to an Act to Establish the City of  
Roxbury.

*Be it enacted by the Senate and House of Representatives  
in General Court assembled, and by the authority of the  
same, as follows :*

SECT. 1. The several municipal officers whose election by the people is provided for in the act to which this is in addition, shall, subsequently to the March election of the present year, be chosen on the second Monday of December, annually, and shall enter upon the duties of their respective offices on the first Monday in January, each year ; but the officers chosen for the municipal year commencing with the first Monday of April next shall hold their offices only until the first Monday of January ensuing.

SECT. 2. So much of the sixth section of the act to which this is an addition, as relates to warden, clerk and inspectors, is hereby repealed.

SECT. 3. Any vacancy in the office of overseer of the poor, assistant assessor, or school committee, may be filled in the manner provided in the sixth section of that act to which this is in addition, for filling vacancies in the common council.

SECT. 4. The list of jurors in the city of Roxbury shall be prepared by the mayor and aldermen of the city, in the same manner as is required, in the ninety-fifth chapter of the Revised Statutes, to be done by the selectmen, within and for their respective towns; and the lists, when made out by the mayor and aldermen, shall be submitted to the common council for concurrent revision or amendment.

SECT. 5. The said mayor and aldermen, and the clerk of the city, shall severally have and exercise all the powers and duties, with regard to the drawing of jurors in the city of Roxbury, and all other matters relating to jurors therein, which are, in the ninety-fifth chapter of the Revised Statutes, required to be performed by the selectmen and town clerks in their respective towns; and all venires for jurors to be returned from Roxbury shall be served on said mayor and aldermen.

SECT. 6. This act shall be void, unless approved by the voters of Roxbury, at meetings held simultaneously in the several wards, upon notice duly given, at least seven days before the time of said meetings and within thirty days after the passage of this act.

SECT. 7. The mayor and ward officers chosen under this act shall hold their respective offices for one year, and until others shall have been chosen in their places and qualified to act.

SECT. 8. This act shall take effect from and after its passage.

[Approved by the Governor, Feb. 12, 1850.]

# A M E N D M E N T .



## COMMONWEALTH OF MASSACHUSETTS.



**In the Year One Thousand Eight Hundred and Fifty-two.**



An Act in further addition to an Act to Establish the  
City of Roxbury.

*Be it enacted by the Senate and House of Representatives  
in General Court assembled, and by the authority of the  
same, as follows :*

SECT. 1. The number of wards of said city shall be five, and each ward, respectively, shall embrace the same territory as at present, unless altered as hereinafter provided. It shall be the duty of the city council, once in five years, to revise, and, if it be needful, to alter said wards in such manner as to preserve, as nearly as may be, an equal number of voters in each ward.

SECT. 2. The second section of the said act, entitled "An Act to establish the City of Roxbury," is hereby so far amended, that from and after the election of the five additional common councilmen for the current municipal year, whose election is hereinafter provided for, the council called the common council shall consist of twenty.

SECT. 3. The mayor and eight aldermen, one alderman to be selected from each ward, and three aldermen

from the city at large, shall be elected annually, by the qualified voters of the city at large, voting in their respective wards, and four common councilmen shall be elected annually from and by the voters of each ward, who shall be residents of the wards in which they are elected ; all of said officers shall be chosen by ballot, and shall hold their offices for one year from the first Monday of January, and the mayor until another shall be elected and qualified in his place ; all of said officers shall be elected on the second Monday of December annually, and shall enter upon the duties of their respective offices on the first Monday of January each year.

SECT. 4. There shall be elected, at such time in the month of February or March, of the present year, as the mayor and aldermen shall appoint, by the qualified voters of the city at large, voting in their respective wards, three aldermen from the city at large, in addition to those already elected from wards, and one common councilman shall be elected from and by the voters of each ward, in addition to those already elected ; and the common councilmen so elected shall be residents of the wards in which they are elected ; all of said officers shall be chosen by ballot, and shall enter upon the duties of their respective offices as soon as may be after their election, and shall hold their respective offices until the first Monday of January next ; and in case of failure of election, of either of said aldermen or common councilmen, or in case of vacancy from any other cause, the mayor and aldermen shall order a new election for the purpose of filling such vacancy, as is provided in the sixth section of the act to which this is in addition.

SECT. 5. This act shall be void, unless the inhabitants of Roxbury, at any general meeting, duly warned by public notice, of at least seven days, by the mayor and aldermen, shall, (within thirty days from the passage hereof,) by written vote, adopt the same.

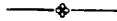
SECT. 6. All acts, or parts of acts, inconsistent herewith, are hereby repealed.

SECT. 7. This act shall take effect from and after its passage.

[Approved by the Governor, Feb. 11, 1852.]



# CITY ORDINANCES.



[No. 1.]

An ORDINANCE prescribing the manner of Recording and Promulgating the Ordinances of the City.

*Be it ordained by the City Council of the City of Roxbury, as follows :*

SECT. 1. All by-laws passed by the City Council shall be termed "Ordinances," and the enacting style shall be, "*Be it ordained by the City Council of the City of Roxbury, as follows :—*"

SECT. 2. All ordinances which shall be passed by the Mayor and Aldermen and Common Council of said city shall be engrossed or recorded by the City Clerk, in a fair and legible hand, without interlineation or erasure, in the order in which they shall pass to be ordained, in a book to be kept for that purpose.

SECT. 3. All the ordinances of the City Council shall be published and promulgated by causing the same to be inserted three weeks successively in such newspaper or newspapers printed and published in this city, or, in case no newspaper shall be printed and published in this city, in such newspaper or newspapers published and printed in the City of Boston, as the City Clerk may designate.

SECT. 4. Every Ordinance which does not expressly prescribe the time when it shall go into operation, shall take effect from and after its passage.

[Passed May 21, 1866.]

[No. 2.]

AN ORDINANCE to establish the City Seal.

*Be it ordained, &c., as follows :*

That the following be the device of the City Seal, as suggested by B. E. Cotting, M. D., to wit : On the right of the centre of the foreground, a young matron, seated, resting her left arm upon a shield, on which are inscribed the Arms of the State ; holding in her extended right hand a Mural Crown, as in the act of presenting it ;— on the centre and left of the background, a view of the City ; in front of which, on the middle ground, a train of railroad cars passing towards the metropolis ; above, on a scroll, the word ROXBURY ; beneath, CONDITA, A. D. 1630. In the lower semi-circle of the border, CIVITATIS REGIMINE DONATA, A. D. 1846 ; and in the upper, the motto, SAXETUM DEXTRIS DEOQUE CONFIDENS.



[Passed May 21, 1866.]



[No. 3.]

An ORDINANCE concerning the Form of Warrants, and the Service and Return thereof.

*Be it ordained, &c., as follows :*

SECT. 1. The form of warrants for calling meetings of the citizens of the several Wards shall be as follows, viz.:

L. S.

CITY OF ROXBURY.

*To either of the Constables of the City of Roxbury, Greeting :* In the name of the Commonwealth of Massachusetts, you are hereby required, forthwith, to warn the inhabitants of Ward No. ———, qualified as the law directs, to assemble at ———, on the ——— day of ———, at ——— o'clock, ——— M., then and there to ———. Hereof fail not, and have you there then this Warrant, with your doings thereon.

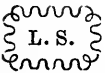
Witness ———, Mayor of our said City of Roxbury, the ——— day of ———, in the year of our Lord one thousand eight hundred and ———.

By order of the Mayor and Aldermen.

—————, *City Clerk.*

SECT. 2. All warrants for calling meetings of the citizens of the several Wards, which shall be issued by the Mayor and Aldermen, shall be served by any Constable of the City, and returned to the Wardens of the several Wards in the said city, on or before the time of meeting of the citizens of said Ward, therein specified.

SECT. 3. The form of warrants for calling meetings of the inhabitants of the City of Roxbury shall be as follows, to wit :



## CITY OF ROXBURY.

*To the Constables of the City of Roxbury, Greeting:*  
 In the name of the Commonwealth of Massachusetts, you are hereby required forthwith to warn the inhabitants of the City of Roxbury, qualified as the law directs, to assemble at \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ o'clock, \_\_\_\_\_ M., then and there to \_\_\_\_\_.

Hereof fail not, and have you then and there this Warrant, with your doings thereon.

Witness \_\_\_\_\_, Mayor of our City of Roxbury, the \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord one thousand eight hundred and \_\_\_\_\_.

By order of the Mayor and Aldermen.

\_\_\_\_\_, *City Clerk.*

SECT. 4. All warrants which shall be issued by the Mayor and Aldermen, for calling meetings of the inhabitants of the city, shall be served by any Constable of the city, and returned to the Mayor and Aldermen on or before the meeting of the citizens therein specified.

SECT. 5. It shall be the duty of the Mayor and Aldermen to fix the time when the poll shall close, as well as the time for the opening thereof, in the election of all officers, except ward officers, and insert the same in any warrant and notification to the inhabitants of such election.

SECT. 6. Each inhabitant, being a legal voter in said city, shall be notified at his place of residence.

SECT. 7. All warrants for convening the legal voters of the city shall be issued at least seven days before the time of holding said meeting, and it shall be the duty of the Constable warning said meeting to make return thereof one day before the holding said meeting.

[No. 4.]

AN ORDINANCE establishing the Name of the Rural Cemetery.

*Be it ordained, &c., as follows :*

SECT. 1. The Rural Cemetery recently established by the City Council shall be called and known by the name of "FOREST HILLS."

[Passed May 21, 1866.]



[No. 5.]

AN ORDINANCE prescribing the Form of Deeds to be executed for the Conveyance of Lots in Forest Hills Cemetery.

WHEREAS, the Commissioners of the Forest Hills Cemetery have prepared a form for the conveyance of lots in said Cemetery, hereinafter set forth, and have advised that the same be approved and adopted by the City Council, therefore,

*Be it ordained, &c., as follows :*

SECT. 1. The form of the deeds to be executed for the conveyance of lots in Forest Hills Cemetery, by the Commissioners of said Cemetery, shall be as follows, viz.:

KNOW ALL MEN BY THESE PRESENTS, That the City of Roxbury, in the County of Norfolk, and Commonwealth of Massachusetts, in consideration of———dollars, paid to it by———, the receipt whereof is hereby acknowledged, doth hereby grant, bargain, sell and convey to the said———, heirs and assigns, One Lot of Land in the Rural Cemetery in said Roxbury, called the Forest Hills Cemetery, situated on the way called——— and the sole and exclusive right of burial of the dead

therein : The said granted lot contains — superficial square feet, and is numbered — on the plan of said Cemetery, which is in the possession of the Board of Commissioners having the care, superintendence and management thereof, and may be inspected by the said grantee, his heirs and assigns, at all reasonable times. To have and to hold the aforegranted premises unto the said —, heirs and assigns forever ; but subject to the restrictions, limitations and conditions, and with the privileges following, viz.:

*First.* That the proprietors of the said lot shall have the right to enclose the same with a wall or fence, not exceeding one foot in thickness, which may be placed on the adjoining land of the said city, exterior to the said lot.

*Second.* That the said lot shall not be used for any other purpose than as a place of burial for the dead ; and no trees within the lot or border shall be cut down or destroyed, without the consent of the said Commissioners.

*Third.* That the proprietors of said lot shall have the right to erect monuments, cenotaphs or stones, commemorative of the dead ; or to cultivate trees, shrubs or plants in the same.

*Fourth.* That the proprietor of said lot shall erect, at his own expense, suitable landmarks of stone or iron at the corners thereof, and shall cause the number thereof to be legibly and permanently marked on the premises ; and if the proprietor shall omit for thirty days after notice to erect such landmarks and to mark the number, the Commissioners shall have authority to cause the same to be done at the expense of said proprietor.

*Fifth.* That if any trees or shrubs in said lot shall

become in any way detrimental to the adjacent lots or avenues, or dangerous and inconvenient, it shall be the duty of said Commissioners for the time being to enter into said lot and remove said trees or shrubs, or such parts thereof as are thus detrimental, dangerous or inconvenient.

*Sixth.* That if any monument or effigy, cenotaph or other structure whatever, or any inscription, be placed in or upon the said lot, which shall be determined by a majority of the said Commissioners for the time being to be offensive or improper, the said Commissioners, or a majority of them, shall have the right and it shall be their duty to enter upon said lot and remove said offensive or improper object or objects.

*Seventh.* No fence shall, at any time, be erected or placed in or around said lot, the materials or design of which shall not first have been approved by said Commissioners, or a committee of them.

*Eighth.* No tomb shall be constructed or allowed within the bounds of the Cemetery, unless by special permission of the said Board of Commissioners, and in such places and in such manner as the Commissioners shall direct. And no proprietor shall suffer the remains of any person to be deposited within the bounds of his lot for *hire*.

*Ninth.* The said lot shall be indivisible ; and upon the death of the grantee, the devisee of said lot, or the heir at law, shall be entitled to all the privileges of the original grantee : and if there be more than one devisee or heir at law, the said Board of Commissioners shall designate which of said devisees or heirs at law shall then exercise the right of using said lot, which designation shall continue in force until by death or removal, or

other sufficient cause, another designation shall become necessary; and in making such designation said Commissioners shall, as far as they conveniently may, give the preference to males over females, and to proximity of blood and priority of age; having due regard, however, to proximity of residence.

*Tenth.* The said lot shall be holden subject to all by-laws, rules and regulations made and to be made by the said Board of Commissioners, in pursuance of authority granted to them in and by any act or acts of the Commonwealth of Massachusetts.

And the said City of Roxbury hereby covenants to and with the said \_\_\_\_\_, heirs and assigns, that the said city is lawfully seized in fee simple of the afore-granted premises, and of the ways leading to the same from the highway, that the granted premises are free from all incumbrances, that the said city hath good right to sell and convey the same to the said \_\_\_\_\_, in the manner and for the purposes aforesaid, and will warrant and defend the same unto the said \_\_\_\_\_, heirs and assigns forever.

IN WITNESS WHEREOF, the said City of Roxbury hath caused these presents to be signed by \_\_\_\_\_, the Chairman of the said Board of Commissioners, by \_\_\_\_\_ their Secretary, and \_\_\_\_\_, the Treasurer of the said city, and to be sealed with its common seal, this \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord, eighteen hundred and \_\_\_\_\_.

Signed, sealed and delivered in presence of

\_\_\_\_\_.

\_\_\_\_\_, *Chairman.*

Countersigned,

\_\_\_\_\_, *Secretary.*

\_\_\_\_\_, *City Treasurer.*

CITY OF ROXBURY. City Clerk's Office,—, 18—.

I hereby certify that the foregoing Deed has been received, entered and recorded in this office, in the book provided for the purpose, being book No.—, and page No.—. —————, *City Clerk.*

SECT. 2. All deeds executed in conformity to the preceding section shall be signed by the Chairman of the Board of Commissioners of Forest Hills Cemetery, and countersigned by their Secretary and the City Treasurer, and shall have the City Seal affixed thereto.

SECT. 3. Said deeds shall be recorded by the City Clerk, in a book provided for that purpose, and to be kept in his office.

[Passed May 21, 1866.]



[No. 6.]

An ORDINANCE relative to the Finances of the City.

*Be it ordained, &c., as follows:*

SECT. 1. There shall be elected annually, in the month of January, a Committee of Accounts, to consist of two members of the Board of Aldermen and three members of the Common Council; which Committee shall meet once, at least, each month, and carefully audit all accounts and claims against the city which shall be laid before them, and if the same be justly due, and accompanied by a certificate of the proper certifying officer that the bill or account is correct, they shall be allowed and passed for payment.

SECT. 2. Said Committee shall keep a book, wherein they shall enter the date and amount of each and every claim they shall allow, the name of the person to whom

the same shall be allowed, and designating the fund or appropriation from which the same shall be paid.

SECT. 3. No money shall be paid out of the City Treasury except on orders drawn and signed by the Mayor, designating the fund or appropriation from which said orders are to be paid. And the Mayor is hereby authorized to draw orders on the Treasurer for the payment of all accounts, claims and demands allowed by the Committee of Accounts; and he shall not draw on the Treasury for the payment of any account, claim or demand, unless the same shall have been allowed by the Committee of Accounts, nor shall he draw any order for services rendered or materials furnished for any department beyond the sum appropriated by the City Council for the expenses of that department. *Provided*; however, that he is hereby authorized to draw from the Treasury, without action on the part of the Committee of Accounts, for the payment of any sum due on the principal or interest due on any note or other security of the city, or for any judgment of any judicial Court; or for an advance on contracts made, or for work begun and not completed, provided the said advance is accompanied by a certificate of the chairman of the committee having the work in charge that such advance is necessary.

SECT. 4. There shall be elected annually, in the month of January, a Committee on Finance, consisting of the Mayor, two members of the Board of Aldermen, and five members of the Common Council, which Committee shall negotiate all loans to the city that shall be authorized by the City Council, and shall report the amount to the City Treasurer.

SECT. 5. The Committee on Finance shall, in the month of March, annually, prepare and lay before the



City Council an estimate of the amount of money necessary to be raised for the ensuing financial year, under the various heads of appropriation, and the ways and means of raising the same ; and shall also, in the month of May, annually, prepare and lay before the City Council a statement of all the receipts and expenditures of the preceding financial year, giving in detail the amount of appropriation and expenditure of each department ; and said statement shall be accompanied by a schedule of the property, real and personal, belonging to the city.

SECT. 6. The Committee on Finance shall, at the close of each municipal year, and as much oftener as they shall deem it expedient, examine and audit the accounts of the City Treasurer ; and for that purpose shall have access to all books and vouchers in his possession, or in possession of any other officer of the city. The said Committee shall not only compare said accounts with the vouchers therefor, but shall ascertain whether all moneys due the city have been collected and accounted for ; they shall also examine all notes and securities in his hands belonging to the city, and make report thereof to the City Council.

SECT. 7. The City Treasurer shall make up his annual accounts to the thirtieth day of April ; and the financial year shall begin on the first day of May, and end on the thirtieth day of April, in each year.

SECT. 8. The City Treasurer and Collector shall give bonds, with sufficient sureties, to the satisfaction of the Mayor and Aldermen, in the sum of forty thousand dollars, for the faithful performance of the duties of his office.

SECT. 9. It shall be the duty of the Treasurer to

keep in a neat and methodical style and manner a complete set of books, under the direction of the Committee of Accounts, wherein shall be stated, among other things, the appropriation for each distinct object of expenditure, to the end that whenever the appropriations for the specific objects have been expended, he shall immediately communicate the same to the City Council, that they may be apprised of the fact.

SECT. 10. It shall be the duty of the Treasurer and Collector to collect and receive all accounts and other demands against persons indebted to the city, and he shall faithfully account for all moneys received by him ; and in any case in which he is unable to obtain an immediate settlement of an account, he shall report the same to the Mayor and Aldermen, and follow such directions as they may deem it for the interest of the city to prescribe. The report of the City Treasurer, and the directions of the Mayor and Aldermen, in every such case, shall be made in writing, and attested copies of the same shall be furnished to the Committee of Accounts by the City Clerk.

SECT. 11. It shall be the duty of the Collector of Taxes, as soon as the polls are ascertained, to collect or secure the tax of all such persons as are assessed a poll tax only.

SECT. 12. All persons who shall pay their taxes on or before the last day of September shall be entitled to a discount of four per cent.; after which time no discount will be allowed ; and on the first day of November, the Collector is directed to issue his summons to those who are then delinquent, that if there taxes are not paid within ten days from the date of said summons, with twenty cents for said summons, the Collector will then

proceed to collect the same according to law ; and the Collector shall give notice by attaching to all tax bills the above section of this Ordinance.

SECT. 13. The Collector shall be provided by the City Council with an office in some suitable and convenient place, which shall be kept open every day (Sundays and legal holidays excepted) from eight o'clock, A. M., to four o'clock, P. M.

SECT. 14. It shall be the duty of the several departments and officers of the city, to cause to be delivered to the City Treasurer for collection all accounts against persons indebted to the city ; and no department or officer of the city shall receive payment of any such account, and the receipt of the City Treasurer shall be deemed the only sufficient and valid discharge of debts.

[Passed May 21, 1866.]



[No. 7.]

AN ORDINANCE to prevent Unlawful and Injurious Practices in the Streets and other public places of the City.

*Be it ordained, &c., as follows :*

SECT. 1. No person, except the Surveyors of Highways in the lawful performance of their duties, and those acting under their orders, shall break or dig up the ground or stones, in any street, lane or alley, or on any sidewalk or common in the city, or erect any staging for building, or place or deposit any stones, bricks, timber, or other building materials thereon, without first obtaining a written license from the Mayor and Aldermen, or some person authorized by

them to grant such license, and complying in all respects with the conditions of such license.

SECT. 2. The Mayor may grant a license in writing to any person, for the purpose of building, or other lawful purposes ; to dig up, obstruct or encumber so much and such parts of any street, lane, alley, sidewalk, or other public place in the city, and on such terms and conditions as he shall deem to be safe and proper.

SECT. 3. Whenever any street, lane, alley, sidewalk, or other public place in the city, shall, under any license granted, as provided in the preceding section, be dug up, obstructed, encumbered, or otherwise rendered thereby unsafe or inconvenient for travellers, the person so licensed shall put, and at all times keep up a suitable railing or fence round the section or parts of any street, lane, alley, or other public place, so dug up, obstructed or encumbered, so long as the same shall be or remain unsafe or inconvenient as aforesaid ; and shall also keep one or more lighted lanterns fixed to such fence, or in some other proper manner, every night, from twilight in the evening, and through the whole night, so long as such railings or fence shall be kept standing. He shall also, within such reasonable time as the Mayor shall direct, amend and repair such street, lane, alley, sidewalk, or public place, to the acceptance of the Board of Aldermen.

SECT. 4. No person shall make, erect or maintain any door-step, portico, porch, entrance or passage-way to any cellar or basement, or any other structure, in or upon any street, alley, lane, or sidewalk, in the city, without permission in writing from the Mayor and Aldermen. No person shall suffer the platform or grate of the entrance or passage-way to his cellar or base-

ment, heretofore constructed, or which may hereafter be constructed, in any street, lane, alley or sidewalk, to rise above the even surface of such street, lane, alley or sidewalk; and every such entrance or passage-way shall be at all times kept covered by a suitable and substantial platform or grate; or in case it shall be kept open, it shall be guarded and protected by a sufficient railing, on both sides thereof, at least two feet and a half high, and well lighted at night. No person shall permit or suffer his well, cistern or drain, in any street, lane, alley or sidewalk, in the city, to be or remain open or uncovered, unless the same shall be enclosed by a strong and safe curb, guard or fence.

SECT. 5. If any person shall dig or sink, or cause to be sunk, any well, cellar, cistern, drain or other cavity in the ground, near to or adjoining any street, lane or alley in the city, he shall put up and at all times keep up, so long as it shall be necessary for the purpose, a railing or fence, on or near the line of such street, lane or alley, sufficient to guard and protect travellers and passengers from falling into, or being injured thereby.

SECT. 6. No person shall continue any cart, carriage or vehicle of any description, with or without a horse, horses, or other animal or animals attached thereto, in any street or way, so as to obstruct the same, after having been requested by any person having occasion to use such street or way, or after having been ordered by any member of the Police department, to remove such obstruction.

SECT. 7. No person shall wheel, drive, draw, or pass with any hand-cart, wheel-barrow, hand-sled, or any other carriage of burthen or pleasure, or permit any horse, ox or other beast, under his care, to go upon any

sidewalk in the city, or otherwise occupy, obstruct or encumber the same, by any trunk, bale, barrel, box, crate, cask, or any package, article or thing whatsoever, or in any way obstruct any street, lane, alley or sidewalk, so as to interfere with the convenient use of the same by all passengers. No person shall stop his team or carriage, or unnecessarily place any obstruction on any flagging stones laid, or that shall hereafter be laid, in or across any street, lane or alley in the city; and in streets where there are no raised sidewalks, five feet in width next adjoining the lands of the abutters on each side of such street shall be deemed and taken to be the sidewalks of the same, within the meaning of this Ordinance.

SECT. 8. No person shall ride any horse, or drive any horse or horses attached to a carriage of any description, either of burthen or pleasure, or cause the same to be rode or driven in any street, lane or alley, or over any bridge in the city, at an immoderate gait, so as to endanger or expose to injury any person standing, walking or riding in or on the same. And every person having any truck, cart, wagon or other team of burthen under his care, shall, when driving or passing in or upon any street, lane, alley or bridge in the city, hold the reins of his horse or horses in his hand, or be in such position, and so near the team he is driving, as to be able at all times to guide, restrain and govern the same.

SECT. 9. No person shall put or place, or cause to be put or placed, carry or cart, or cause to be carried or carted, in or upon any street, lane, alley or other public place in the city, any house dirt, ashes, soot, garbage, carrion, shreds, shavings, filth, suds, oyster,

clam, or lobster shells, dung, offal, stones, brick, masons' or bricklayers' rubbish, or any other kind of rubbish, except in such place and in such manner as the Mayor and Aldermen shall prescribe.

SECT. 10. No person shall suffer his firewood, coal, or other fuel, in any quantity, to remain unnecessarily on any sidewalk, or in any street, lane or alley, in the city, over night, or after twilight, in the evening. If the same must of necessity remain after twilight, or through the night, the owner thereof shall place and keep a sufficient light over or near the same, through the night, in order to give notice thereof to travellers and passengers, and thereby prevent injury to them.

SECT. 11. No person shall saw any firewood, or pile the same upon the foot or sidewalks of any of the streets or lanes of the city, and no person shall stand on any such foot or sidewalk with his wood-saw or horse, to the hindrance or obstruction of any foot passenger.

SECT. 12. No person shall move, or assist in moving, any house, shop, or other building, through any street, lane or alley, or over any bridge, in the city, unless a written license shall have been obtained to remove the same, as provided in the second section of this ordinance.

SECT. 13. Any person who shall throw or put, or cause to be thrown or put, any snow or ice into any street, lane or alley, in the city, shall cause the same to be broken up and spread evenly over the surface of such street, lane or alley.

SECT. 14. No person shall swim or bathe in any of the waters within or surrounding the city, so as to be exposed to the view of passengers or other persons

passing or being in any street, lane, alley or house, or upon any railroad within the city.

SECT. 15. No person shall expose, in or upon any street, lane, alley, public place, common or sidewalk, in the city, any table or device of any kind, by or upon which any game of hazard or chance can be played; nor shall any person play any such game, at such table or device, in or upon any street, lane, alley, public place, common or sidewalk in the city. No person shall place or keep any table, stall, booth, or other erection, in any street, lane, alley, or public place, or on any sidewalk in the city, for the sale of fruit or other thing, without permission from the Mayor and Aldermen.

SECT. 16. No person shall, except in the performance of some duty required by law, discharge any gun, pistol, or other fire-arm, loaded with balls or shot, or with powder only, within the city, or in or upon any street, lane, alley, public place or wharf, or within fifty rods thereof, or within fifty rods of any building in the city, in any yard, garden or field therein.

SECT. 17. No person shall fire any squib, cracker, serpent, or other preparation whereof gunpowder is an ingredient, or which consists wholly of the same, or make any bonfire in or upon any street, lane or public place, or wharf within the city.

SECT. 18. No person shall behave himself in a rude or disorderly manner, or use any indecent, profane or insulting language, in any street, lane, alley or other public place in the city, or near any dwelling-house or other building therein; or coast or course upon any sled or sleds, in any street, lane, alley, or other public place, in the city, or be or remain upon any sidewalk,



or upon any door-step, portico or other projection from any such house or other building, to the annoyance or disturbance of any person. No person shall make any indecent figures, nor write any indecent or obscene words, upon any fence, building or other public place within the city. No person shall by any noise, gestures or other means, wantonly and designedly frighten or drive any horse, in any street or other public place in the city. No person shall use or shoot with bows and arrows, or play at any unlawful game, or at ball, with marbles, dice, cards, paw-paws, coppers, cents or other coin, or fly any kite or balloon, or throw any stones, clubs, snow-balls or other missile, in any street, lane, alley, or other public place within the city.

SECT. 19. No person shall suffer any spout to lead or cast water upon any sidewalk over the heads of passengers. No person shall suffer a cellar door, or passage from the sidewalk into any cellar, to be kept open when not in immediate use, after the beginning of twilight, except a good and sufficient light be constantly kept at the entrance of such passage.

SECT. 20. No person shall injure, deface or destroy any guide-post or guide-board, any lamp-post or lamp or lantern thereon, heretofore erected, or which shall be erected in the city; or any tree, building, fence, post or other thing, set, erected or made, for the use or ornament of the city.

SECT. 21. No person shall erect any post or posts in any street or public place in the city, except by permission of the Mayor; and no person shall cut down, dig up, deface or destroy any post or posts which are or may be erected by permission as aforesaid, except license be first obtained from the owner thereof, or

from the Mayor and Aldermen; and the Mayor and Aldermen are hereby expressly authorized to remove any post or posts standing in any street or public place.

SECT. 22. No person shall place or keep in front of any building, any awning or shade less than seven feet and a half in height at the lowest part thereof; nor shall such awning or shade extend beyond the line of the sidewalk.

SECT. 23. No horse shall be turned out loose, or suffered to go at large, or to go to water in the city, without a suitable person to lead or drive him. No person shall permit any horse, swine, goat, cow or other neat cattle, belonging to him, or under his control, to graze in any street, lane or alley, or on any common in the city, nor to go at large therein.

SECT. 24. No person shall take hold of or ride upon the back of any chaise, sleigh, coach or other carriage, used for the transportation of persons, while the same is passing any street or highway of said city, without the permission of the owner or driver of the same.

SECT. 25. No person shall make, erect or maintain any gate, in or upon any street, lane, alley or sidewalk in the city, in such manner as, when opening the same, it shall swing over such street, lane, alley or sidewalk.

SECT. 26. The Mayor and Aldermen may establish such places as they may deem necessary, as stands for the sale and measuring of wood and bark brought into the city in carts, wagons or sleds, from the country.

SECT. 27. Three or more persons shall not stand in a group, or near each other, on any sidewalk, in such a manner as to obstruct a free passage for foot passengers,

for a longer time than ten minutes, nor more than two minutes after a request to move on, made by any Police officer.

SECT. 28. No person or persons shall in any manner remove snow or ice from any street, or from any part, except the sidewalk, of any street to another part of the same street, within the limits of said city, without leave in writing first had and obtained from the Superintendent of Streets.

SECT. 29. No person or persons shall throw, sprinkle, deposit, or in any way apply in or upon snow or ice lying in any of the streets of the city, or in any part of the same except the sidewalk, salt, pickle, brine or any other article, ingredient, or ingredients, calculated to dissolve, melt, liquefy, or remove such snow or ice, without leave in writing first had and obtained of the Superintendent of Streets.

SECT. 30. No person shall be prosecuted or tried for any breach of the provisions of this Ordinance, unless the complaint for the same shall be commenced within one month from the time of committing such breach.

SECT. 31. Any person who shall offend against any of the provisions of this Ordinance, shall forfeit and pay for each and every offence a sum not less than one dollar, nor more than twenty dollars.

[Passed May 21, 1866.]



[No. 8.]

An ORDINANCE relative to Nuisances, Sources of Filth, and Causes of Sickness within the City of Roxbury.

*Be it ordained, &c., as follows:*

SECT. 1. The Mayor and Aldermen shall constitute

the Board of Health of the city. And it shall be the duty of the Mayor to see that the laws and ordinances relative to protecting the public health are enforced ; and he shall have power to call upon the police and the various city officers to aid him in the performance of these duties.

SECT. 2. The department of internal and external police, so far as it regards the preservation of the health of the city, is hereby placed under the superintendence of the City Marshal, whose duty it shall be to enforce all laws, ordinances, regulations and orders relating to all causes of sickness, nuisance and sources of filth existing within the city, subject always to the direction, authority and control of the Board of Health for the time being ; and he shall perform all services that may be required of him by said Board. And he may, under the direction of said Board, or of any committee thereof, abate any nuisance, when the person or persons whose duty it is to abate the same have been legally notified to abate it and have neglected so to do, after the time fixed therefor in the notice served on said person or persons. And he shall abate any nuisance forthwith, under the direction of the Mayor, when in his judgment the exigency for the immediate abatement thereof is so great that delay for the action of the Board would be dangerous to the public health.

SECT. 3. In the month of April annually, there shall be appointed, by concurrent vote of the City Council, one or more consulting physicians, whose duty it shall be to give to the Mayor, Board of Health, or either Board of the City Council, all such professional advice and information as they may request, with a view to the prevention of diseases, and at any and all convenient

times to aid and assist them with their counsel and advice in all matters that relate to the preservation of the health of the inhabitants of the City of Roxbury.

SECT. 4. Each and every tenement within the City of Roxbury that is or may hereafter be used as a dwelling-house, shall be provided with sufficient drain under ground to carry off the waste water, and also with a suitable privy and of a sufficient capacity in proportion to the number of inhabitants of such tenement, which vault and drain shall be in common and subject to the use of all said inhabitants. And all vaults or privies shall be so constructed that the inside of the same shall be at least two feet distant from the line of every adjoining lot, unless the owner of said adjoining lot shall otherwise agree and consent; and also two feet distant from any street, lane, alley, court, square or public place, or private passageway. And every vault shall be made tight, so that the contents thereof cannot escape therefrom. And for any offence against the provisions of this section, the owner or owners of each and every tenement so used as aforesaid, shall forfeit and pay a sum not less than five dollars nor more than twenty dollars for each and every week during which said tenement, or any part thereof, shall be used as a dwelling-house.

SECT. 5. Said City Marshal shall keep a record of all his proceedings under the direction of the Board of Health, and shall enter, in books to be kept for that purpose, all expenses caused by the abatement of nuisances and work done in relation thereto under any regulations, orders and ordinances and laws relative to the public health. And he shall make out bills for the same against the person or persons liable by law to

pay the same, and shall deliver said bills to the City Treasurer for collection. And the said Treasurer shall forthwith demand payment of said bills; and in case any bills, dues, or assessment of expense under this ordinance shall remain unpaid at the expiration of three months after demand for payment as aforesaid, the said Treasurer shall cause the same to be collected by a resort to the proper legal process. If at any time the Mayor shall be satisfied that the interests of the city require it, he may cause legal proceedings to be had at any time before the expiration of said three months after demand as aforesaid.

SECT. 6. No person or persons, without leave of the Mayor, shall throw or deposit, or cause to be thrown or deposited, in any street, court, square, lane, alley, wharf, public square, or vacant lot, or into any pond, creek, or river, any dirt, sawdust, soot, ashes, cinders, shavings, hair, shreds, manure, oysters, lobster or clam shells, waste water, rubbish or filth of any kind, or any animal or vegetable matter or substance whatever. Nor shall any person or persons throw or cast any dead animal, or any foul or offensive ballast, into any dock or other of the waters within or adjoining the city, nor shall any person land any foul or offensive animal or vegetable substance within the city.

SECT. 7. If any of the substances in the preceding section mentioned shall be thrown or carried from any house, warehouse, shop, cellar, yard or other place, into any street, lane, alley, court, square, public place or vacant lot, as well the owner of such house or other place whence the same shall have been thrown or carried, as the occupant thereof and the person who actually threw or carried the same, or who caused the same

to be thrown, carried or left, shall severally be held liable for such violation of this ordinance. And all such substances shall be removed from the street, lane, alley, court, square, public place or vacant lot, by and at the expense of the owner or occupant of the house or other place whence the same were thrown or carried, within two hours after personal notice in writing to that effect given by the Mayor and Aldermen, or City Marshal.

SECT. 8. No person shall sell, or offer for sale, or have in his possession in any of the public or private markets, or in any other place, any unwholesome, stale or putrid meat, fish or fruit, or other articles of provision, or any meat which has been blown, raised, or stuffed, or any diseased or measly pork.

SECT. 9. No person or persons shall keep any swine or goat within the limits of the City of Roxbury, without a permit signed by the City Marshal of said city.

SECT. 10. The City Marshal, or any person authorized by the Mayor, or any of the regular police of the City of Roxbury authorized by the City Marshal, shall and may, at any time between sunrise and sunset, enter into any building within the city for the purpose of examining into, destroying, removing, or preventing any nuisance, source of filth, or cause of sickness therein, or in any cellar belonging thereto. And if any person shall refuse to admit such officer or other person so authorized into said building, the City Marshal shall make complaint according to the statute in such case made and provided, and shall thereupon proceed according to law to examine such building or other place, and to destroy, remove, or prevent any nuisance, source of filth, or cause of sickness that may be found

there, in such manner as the Mayor and Aldermen shall direct. And the said City Marshal, or other person authorized as aforesaid, shall and may at any time between sunrise and sunset, enter into any yard, or lot of ground, or into any out-house, and examine any alley, sink, cesspool, privy, vault, public or private dock or slip, or drain, or sewer, and shall report to the Mayor and Aldermen all such as the health or security of the city may require to be cleansed, altered or amended.

SECT. 11. Any person offending against any of the provisions of this ordinance to which a particular penalty is not annexed, and in relation to which a penalty is not prescribed by the laws of the Commonwealth, shall forfeit and pay a sum not less than five dollars nor more than twenty dollars for each offence.

[Passed May 21, 1866.]



[No. 9.]

AN ORDINANCE establishing the Office of Commissioner of Streets, and defining the duties thereof.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be appointed annually in the month of January by the Mayor and Aldermen, a Commissioner of Streets, who shall continue in office until removed, or until a successor be appointed. He shall receive such compensation for his services as the Mayor and Aldermen shall establish, and shall be removable at the pleasure of the Mayor and Aldermen ; and in case said office shall become vacant by death, resignation, or otherwise, a successor shall forthwith be appointed.



SECT. 2. It shall be the duty of the Commissioner of Streets, under the general care and direction of the Mayor and Aldermen, to superintend the general state of the streets, roads, sidewalks, lanes, bridges, public walks and squares of the city ; to attend to the making, widening or alteration of the same ; to cause the same to be kept in good, sufficient and suitable repair ; and, when so ordered, to make all contracts for the supply of labor and the materials therefor ; and he shall give notice to the Mayor, or to such person as he may direct, in case of nuisance, obstruction or encroachment in or upon any of the streets, roads, sidewalks, bridges, public walks or squares of the city. And the city shall not be responsible for any of his doings that have not been ordered by the City Council, the Mayor and Aldermen, or the Surveyors of Highways, or sanctioned by express vote.

SECT. 3. The said Commissioner, under the control and direction of the Mayor and Aldermen, shall have the care and superintendence of the city stables, horses, carts, vehicles, tools, implements and other property of the city belonging to or attached to this department, and shall see that the same are kept in good order and condition, and shall make all necessary arrangements for cleaning the streets and disposing of manure and house dirt.

SECT. 4. The said Commissioner shall keep an exact account of the receipts and expenditures in his department, with the names of all persons who have furnished materials, and of all workmen, and the amount due to each individual, and shall lay the same before the Mayor and Aldermen for their examination and allowance, at least once in each month, and at such other times as the said Mayor and Aldermen may direct. And he shall,

on or before the last Monday in January, annually, make and render to the City Council a report containing a general statement of the expenses of his department during the preceding year, and specifying as near as may be the amounts expended upon different streets for sidewalks, number of feet of edgestones laid, number of yards of paving and costs of same, and such other information as he may consider desirable, together with a schedule in detail of the property under his charge belonging to the city.

[Passed May 21, 1866.]



[No. 10.]

An ORDINANCE establishing the Office of Superintendent of Public Buildings.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be chosen annually in the month of February, and whenever a vacancy occurs, by concurrent vote of the two branches of the City Council, a Superintendent of Public Buildings, who shall hold his office until he is removed, or a successor chosen in his place. He shall be removable at the pleasure of the City Council, and shall receive such compensation as the City Council shall from time to time determine.

SECT. 2. The said Superintendent shall, under the direction of the Committee on Public Property, have the care and custody of all the buildings, and other structures, belonging to the city, except as otherwise provided, and shall provide all the labor and purchase all the material necessary or requisite for repairing the same, and shall superintend all repairs ordered thereon. He

shall also, under such direction, render such other and further service relative to such buildings, structures and other property as shall be required by the said committee, and shall annually, in the month of January, make report to the City Council, showing their condition, the nature and amount of his expenditures, and generally his doings relative thereto.

SECT. 3. The said Superintendent shall, under the direction of the Committee on Lamps, have the care and custody of the street lamps and fixtures, and cause the same to be kept clean and in good order. He shall also prepare the lighting lists, shall employ suitable persons to light and extinguish the said lamps, and shall be responsible for the faithful performance of their duties.

SECT. 4. The said Superintendent shall, under the direction of the Committee on Lamps, purchase articles used in their department. He shall superintend the erection of all posts, lamps, and fixtures located by the City Council, and shall keep an accurate account of the number of lamps which burn gas, fluid, or any other material, and the cost of the same, the number of men employed and the wages given, the kind and quality of fixtures, and shall annually, in the month of January, make return of the same to the Mayor and Aldermen.

SECT. 5. The said Superintendent shall, when directed by the Committee on Fuel, confer with the proper officers of each branch of the public service in reference to the quantities of fuel required for the use of their several departments for the term of one year, and report the same to the chairman of the said committee in writing.

SECT. 6. The said Superintendent shall from time to time, by written order, authorize the delivery of fuel to such branches of the public service, for which contract

was made by the Committee on Fuel, in such quantities as may be required therefor. He shall also see that the proper quantity and quality of fuel is delivered, and certify all bills for the same to be correct previously to the payment thereof.

SECT. 7. The said Superintendent shall, whenever desired by any committee of the City Council, or by any co-ordinate branch of the public service, make all purchases and sales authorized by the City Council or by the said branches of the public service; and no purchase made by the said Superintendent shall be passed for payment by the Committee on Accounts unless the same shall have been approved by him in writing.

SECT. 8. When the said Superintendent shall sell any article or materials belonging to the city, or shall do or cause to be done any work for any person or corporation from which money shall become due to the city, he shall enter in books to be kept for that purpose all such sales and work done, with the price thereof, and shall forthwith make out bills for the same, and deliver them to the City Treasurer for collection.

SECT. 9. The said Superintendent, before entering upon the duties of his office, shall give bond with one or more sureties, to the approbation of the Board of Aldermen, in the sum of five thousand dollars, with condition that he will not directly or indirectly for himself, nor shall any other person, in trust for him or on his account, stipulate for, accept, have or receive any pecuniary interest, commission, or advantage in or from any contract, agreement, or service made or rendered, having relation to any matter or thing pertaining to the duties of his office.

[No. 11.]

An ORDINANCE establishing the Office of City Messenger.

*Be it ordained, &c., as follows :*

There shall annually in the month of April be elected by the Board of Aldermen, and sent down for its concurrence or rejection, to the Common Council, a suitable person, to be styled City Messenger, who shall receive, deliver and execute, all notifications, issued by the City Clerk, the Mayor, the President of the Common Council, by the City Council or either branch thereof, or by the Chairman of any Committee of the same. He shall prepare and arrange the rooms in which the City Council shall hold their sessions, and attend on either when in session separately; and shall provide fuel, lights, and other things necessary for the accommodation of both branches of the City Council, or any Committee thereof. He shall have the superintendence of the City Hall, and see that it is in good condition. He shall receive for his services such compensation as the City Council shall annually, or from time to time, allow.

[Passed May 21, 1866.]



[No. 12.]

An ORDINANCE establishing the Office of City Solicitor.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be elected annually, in the month of February, and whenever a vacancy in the office may occur, by concurrent vote of both branches of the City Council, a Solicitor for the City of Roxbury, who shall be a resident citizen thereof, and who shall have been admitted an attorney and counsellor of the

Courts of the Commonwealth, and who shall be removable at the pleasure of the City Council.

SECT. 2. It shall be the duty of said Solicitor to draft all legal instruments which may be required of him, by any ordinance or order of the Mayor and Aldermen, or of the City Council, or which may be requisite to be made by the City of Roxbury, and any person contracting with the city in its corporate capacity, and which by law, usage or agreement, the city is to be at the expense of drawing.

SECT. 3. It shall be the duty of the City Solicitor to commence and prosecute all actions and suits to be commenced, and to prosecute all actions already commenced by the city before any tribunal in this Commonwealth, and also to appear in, defend and advocate the rights and interests of the city, or any of the officers of the city, in any suit or prosecution for any act or omission in the discharge of their official duties, wherein any estate, right, privilege, ordinance, or acts of the City Government, or any breach of any ordinance, may be brought in question. And said Solicitor shall also appear before the Legislature of the Commonwealth, or any Committee thereof, or any Board of Commissioners or Referees appointed by law, and there represent, defend and advocate the interests of the city, whenever the same may be in any way affected, whether to prosecute or defend the same; and he shall, in all matters, transact all professional business incident to the office, which may be required of him by the City Government, or by any Committee thereof; and he shall, when required, furnish the Mayor and Aldermen, the Common Council, or any Committee of either or both branches, or any member thereof, or any officer of the City Government

who may require it in the official discharge of his duties, with his legal opinion on any subject relating to the duties of their respective offices. And his opinion shall be given in writing whenever required.

SECT. 4. In full compensation for all the services of said Solicitor, he shall receive such salary as the City Council may from time to time determine upon; and said salary shall be paid in equal quarterly payments. In all cases, however, when his attendance may be required out of the city, his reasonable travelling expenses shall be allowed him; and in suits and prosecutions he shall be entitled to receive and retain for his own use, the legal taxable costs which may be recovered of the adverse party, where the city shall recover the same, according to the usage and practice in the Courts.

SECT. 5. The said Solicitor shall enter upon the discharge of the duties of his office upon the first of March annually.

[Passed May 21, 1866.]



[No. 13.]

An ORDINANCE establishing the Office of City Physician.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be chosen annually in the month of May, and whenever a vacancy occurs, by concurrent vote of the two branches of the City Council, a City Physician, who shall hold his office until he is removed, or a successor chosen in his place. He shall be removable at the pleasure of the City Council, and shall receive such compensation as the City Council shall from time to time determine.

SECT. 2. The said physician shall attend, at his

office, or at such places as may be designated, at such times during the day as the Board of Aldermen may direct; and he shall vaccinate any inhabitant of the city, who shall apply to him for that purpose, without charge; he shall also give certificates of vaccination to such children as have been vaccinated, to enable them to obtain admission to the public schools: *provided*, that no person shall be entitled to the benefits of this section, who shall wilfully refuse or neglect to return to said physician, when requested so to do, for the purpose of proving the effect of the vaccination, or of renewing the supply of virus for the use of said physician.

SECT. 3. The said City Physician shall always have on hand, as far as practicable, a sufficient quantity of virus, and he shall supply the Consulting Physicians of the city, and the physicians of the Roxbury Dispensary, with the same, without charge.

SECT. 4. He shall keep a record of all cases of small-pox, or other malignant diseases, attended by him under this Ordinance, and make a report thereof to the City Council, whenever the Board of Aldermen may direct.

SECT. 5. The said City Physician shall examine all causes of disease within the city, and inquire into all sources of danger to the public health; and in case of an alarm of any contagious, infectious, or other dangerous disease, occurring in the city or neighborhood, to give to the Mayor, or either Board of the City Council, such professional advice and information as they may request, with a view to the prevention of said diseases, and the preservation of the health of the inhabitants.

SECT. 6. The said City Physician shall likewise perform all professional services required by the Mayor and Aldermen; and shall likewise perform such duties as



are required in "An Act to secure the general vaccination" as the Mayor and Aldermen may direct.

SECT. 7. The said City Physician shall attend to all cases of disease that may occur among prisoners in the "Lockup," and perform such other professional services as may be required at the aforesaid place, when called upon by any of the Police.

[Passed May 21, 1866.]



[No. 14.]

AN ORDINANCE relating to the Election and Duties of Harbor Master.

*Be it ordained, &c., as follows:*

SECT. 1. Any person who may be elected Harbor Master under the provisions of an Act of the Commonwealth of Massachusetts, passed in the year eighteen hundred and fifty-nine, entitled an "Act relating to a Channel called the Roxbury Canal," shall in addition to the duties required by said act, make return to the City Council annually, in the month of January, of the number of vessels which have arrived and discharged cargoes in the district over which his authority extends, during the year ending on the thirty-first day of December next preceding such return, with the nature, quantity, and value of the merchandise so discharged.

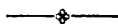
SECT. 2. The said Harbor Master shall be elected annually in the month of April by concurrent vote of the City Council, and he shall enter upon the discharge of the duties of his office upon the first day of May annually.

SECT. 3. The City Council may at any time remove from office such Harbor Master, and may at any time

fill any vacancy in such office, occasioned by such removal or otherwise.

SECT. 4. The said Harbor Master shall receive such compensation as the City Council shall from time to time determine.

[Passed May 21, 1866.]



[No. 15.]

AN ORDINANCE regulating the Fire Department of the  
City of Roxbury.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be appointed annually in the month of January a Committee on the Fire Department, to consist of three members of the Board of Aldermen, and five members of the Common Council.

SECT. 2. The Fire Department of the City of Roxbury shall consist of a Chief and as many Assistant Engineers as the City Council may appoint, and also as many Engine, Hose, and Hook-and-Ladder men, as the fire apparatus belonging to the City may from time to time require for efficient service.

SECT. 3. The Engineers shall be chosen annually in the month of April by joint ballot of the City Council in convention, and shall hold their office for one year, from the first day of May next ensuing, and until their successors shall be elected, unless sooner removed. They shall be removable at the pleasure of the City Council, and all vacancies may be filled at any time for the unexpired term. *Provided*, however, that no Assistant Engineer shall hold over in case three of the new Board are elected, and in case of holding over preference shall

be given to seniority of rank, which rank shall be determined by the Board of Aldermen.

SECT. 4. The Engineers, immediately on their election, shall constitute a Board, of which the Chief Engineer shall be chairman, and shall choose a Secretary from their own number, whose duty it shall be to perform the usual duties of a Clerk to the Board, and also such other clerical duties as the Chief Engineer may from time to time direct.

SECT. 5. A majority of the whole Board shall be necessary to constitute a quorum. They shall make such rules and orders for their government as they may see fit, subject to the approval of the Board of Aldermen. They shall be responsible for the discipline, good order, and proper conduct of the whole department, and for the care of all houses, engines, hose and hook-and-ladder carriages, horses, furniture, and apparatus thereto belonging. And they may make such rules and regulations for the good order of the department, and for the extinguishment of fires, as they may from time to time think expedient: subject to the approval of the Board of Aldermen.

SECT. 6. It shall be the duty of said Engineers, whenever a fire shall break out in the city, immediately to repair to the place of such fire, and to carry with them a suitable badge of their office; to take proper measures that the several engines and other apparatus be arranged in the most advantageous situations, and duly worked for the effectual extinguishment of the fire. It shall also be their duty to cause order to be preserved in going to, working at, or returning from fires, and at all other times when companies attached to the department are on duty.

SECT. 7. It shall be the duty of the Board of Engineers to report from time to time to the Board of Aldermen the names of such officers or members of the department as in their judgment should be removed or discharged, with their reasons therefor ; and whenever, from any cause, a vacancy shall occur in the department, which is to be filled by the Board of Aldermen, the said Board of Engineers shall recommend to them for their consideration the name of some person to fill the same.

SECT. 8. The Board of Engineers, whenever in their judgment it may be expedient, may employ or permit to stay or sleep in the house wherein a hose or hook-and-ladder carriage is kept, one member from the same company, in addition to the driver.

SECT. 9. The Chief Engineer shall have the sole control at fires over all the other Engineers and members of the Fire Department. It shall be his duty to examine into the condition of the property of the city intrusted to the care of the Board of Engineers, and of the companies attached to the said department, and annually, or whenever requested by the Board of Aldermen or the Committee on the Fire Department, make report in writing showing the condition thereof, with such details as may be by them or either of them desired. And it shall be the duty of the Chief Engineer to receive and transmit to the City Council all returns of officers, members, and fire apparatus, made by the respective companies, and all other communications relating to the affairs of the Fire Department ; to keep, or cause to be kept, fair and exact rolls of the respective companies, specifying the time of admission and discharge of each member, and also a record of all fires, and the amount of loss sustained thereby, which may

happen within the city, with the causes thereof, as well as can be ascertained, and the number and description of the buildings destroyed or injured, together with the names of the owners or occupants, and report the same once in each year to the City Council, or whenever requested by the Board of Aldermen.

SECT. 10. In the absence of the Chief Engineer, the Engineer next in rank, who may be present, shall execute the duties of his office, with full powers.

SECT. 11. Whenever any fire occurs in either of the adjoining cities or towns, only such of said Engineers shall repair thither as shall have been previously designated for such purpose by the Chief Engineer.

SECT. 12. No person under the age of twenty-one years shall be employed as a member of the Fire Department; nor shall any person be so employed who is not a citizen of the United States. And the names of all persons admitted into the several companies, or discharged therefrom, shall, within ten days after such admission or discharge, be returned to the Chief Engineer, by the City Clerk.

SECT. 13. No member of the Fire Department shall be entitled to any pay, unless he has served three months in the company in which he enters. And the Clerks of the several companies shall, on or before the first day of August, November, February or May, return to the Chief Engineer a certificate of the service of each member of their respective companies.

SECT. 14. Every officer and every member of the Fire Department shall sign the following agreement, to be deposited with the board of engineers: "I, A B, having been appointed a member of the Roxbury Fire Department, hereby signify my agreement to abide by

all the ordinances of the City Council, and the rules and regulations of the Board of Engineers relating thereto." And any officer or member who shall neglect or refuse to sign the same, shall not be entitled to any compensation whatsoever.

SECT. 15. Each engine company shall consist of an Engineer, Fireman, Driver for the Engine, and also a Driver for the hose-carriage attached to the engine, who shall act as Clerk of the company, and also as many Hosemen as the Board of Aldermen may from time to time direct; all of whom shall be approved by the said Board. The said Enginemen, Firemen and Drivers, shall be at all times in or about the Engine house, except when absent with consent of the Chief Engineer.

SECT. 16. Every Engine, Hook-and-Ladder and Hose Company shall have a Foreman, Assistant Foreman and Clerk, and also such other officers and members, as the Board of Aldermen may from time to time direct, all of whom shall be approved by the said Board. All of the said officers shall be nominated annually in the month of May, or whenever a vacancy occurs, by the members of the respective companies from among their own number, and a return of the same made to the Board of Engineers; and in case of rejection by them, the name of the person so rejected shall be returned to the company, who shall select another person for approval; and whenever any person so nominated shall be approved by the Board of Engineers, his name shall be sent to the Board of Aldermen for approval or rejection, and in case of rejection another person shall be nominated as aforesaid, before the next regular meeting of the Board of Aldermen, and the like proceedings had as before; and these officers, when approved, shall receive notice of appoint-

ment, signed by the City Clerk, and shall hold their places until removed, or others shall be appointed in their stead. If, upon rejection by the Board of Engineers or Board of Aldermen of any person nominated and returned as aforesaid, a suitable person is not nominated and returned by the company as aforesaid, within one week from the date of the reception of notice of such rejection, the Board of Engineers shall themselves send to the Board of Aldermen, for their approval or rejection, the name of some suitable person for the place, to be selected from the same company. And if any hook-and-ladder company shall not have a driver, a suitable person shall be nominated and selected in the same manner as the Foreman.

SECT. 17. Any officer or member of the Fire Department, except the Chief and Assistant Engineers, may at any time be discharged from the department by the Board of Aldermen.

SECT. 18. In all cases of removal from the department, the name of the party removed, with a statement of the reasons therefor, shall be entered on the records of the Engineers, and a copy of the same shall be transmitted to the Board of Aldermen before their next regular meeting.

SECT. 19. It shall be the duty of the men permanently employed in the Fire Department to keep the several reservoirs and hydrants in the City free from obstructions, and perform such other duties as may be required by the Chief or Assistant Engineers.

SECT. 20. There shall be paid to each officer and member of the department such sum and at such times as the City Council may from time to time determine.

SECT. 21. Any officer or member of the Fire Depart-

ment, except the Chief and Assistant Engineers, who shall wilfully neglect or refuse to perform his duty, or who shall be guilty of disorderly conduct or disobedience to his superior in office, shall for such offence, on written complaint of the Board of Engineers, be dismissed or suspended from the department by the Mayor.

SECT. 22. Neither the members nor the officers of any of the companies shall assemble in any of the engine or other houses belonging to the department, except as herein prescribed, and for taking the engine or other apparatus on any alarm of fire, and of returning the same to the house, and taking necessary care of said apparatus after its return.

SECT. 23. All officers and members of the Fire Department shall, when on duty, wear such badges as the Board of Aldermen shall from time to time direct, the same to be furnished at the expense of the City; and no other person shall at any time be permitted to wear the same, except under such restrictions and regulations as the Mayor and Board of Aldermen may direct.

SECT. 24. No company shall leave the city, in case of fire in the neighboring cities and towns, except by the express order of the Chief or one of the Assistant Engineers.

SECT. 25. Whenever the City Council shall have authorized the purchase of any new engine, hook-and-ladder or hose carriage, or of any apparatus for the use of the Fire Department, the same shall be purchased by the Chief Engineer, under the direction of the Committee on the Fire Department, or of such person as the said Committee may designate.

SECT. 26. All repairs necessary on the engines, hook-



and-ladder and hose carriages, or on the apparatus connected therewith, and also all purchases (except fuel) necessary for the efficiency of the Fire Department, shall be made by the Chief Engineer, provided the amount so expended shall not exceed the sum of fifty dollars in any one instance. All expenditures necessary for the objects above named, in excess of fifty dollars, shall be made by the Chief Engineer under the direction of the Committee on the Fire Department, or of such person as the said Committee may designate.

SECT. 27. The Board of Engineers shall severally examine into all places where shavings and other combustible materials may be deposited or collected, and shall cause the same to be removed by the owners or occupants of any such places, and at their expense, whenever, in the opinion of said Board, or a committee thereof, the security of the city against fire shall require it. And in case of such owner or occupant's neglect or refusal so to do, or cause the same to be removed, he shall be liable to a penalty of not less than two nor more than twenty dollars for such neglect or refusal; and any person who shall obstruct the Engineers, or any of them, in carrying out the provisions of this section shall also be liable to a penalty of not less than two nor more than twenty dollars.

[Passed May 21, 1866.]



[No. 16.]

AN ORDINANCE prescribing the Duties of the City Marshal.

*Be it ordained, &c., as follows:*

SECT. 1. The City Marshal shall have precedence and command over all the officers of the Police Depart-

ment, and all other Constables of the City when engaged in the same service, or when directed thereto by the Mayor and Aldermen; and before entering upon the duties of his office, shall be sworn to the faithful performance of its duties, by the Mayor, and shall also give bonds to the Treasurer of the City of Roxbury, in the sum of Five Hundred Dollars, with sufficient sureties, to be approved by the Mayor and Aldermen, for the faithful performance of the duties of said office.

SECT. 2. It shall be the duty of the City Marshal from time to time to pass through the streets, lanes, alleys and courts of the City, to observe all nuisances, obstructions, and impediments therein, to the end that the same be removed or prosecuted according to law; to notice all offences against the laws and against the ordinances of the City, taking the names of the offenders, to the end that the same may be prosecuted. It shall also be his duty to receive all complaints of the inhabitants, made for any breach of the laws or ordinances of the City. It shall be his duty to enforce, and carry into effect to the utmost of his power, all and every of the City Ordinances and By-laws. It shall also be his duty, with sufficient force, to attend all fires by day, and by night, and report himself to the Chief Engineer or his successors, and exert himself to the utmost of his power to keep good order, to remove all suspected persons from the vicinity of the fire, and to protect the property of the citizens from loss or damage. It shall be his duty to execute all orders and commands of the Mayor and of the Board of Aldermen in relation to any matter and thing in which the City shall be in anywise concerned or interested. It shall also be his duty to prosecute all offenders as soon as may be, and

attend, in behalf of the City, the trial of all offences which may be prosecuted, and to use all lawful means for the effectual prosecution and final conviction of offenders. It shall also be his duty to keep full and complete records of the business of his department, and annually in the month of December, and whenever else required by the Mayor, make written report thereof. It shall also be his duty to collect, receive and pay over to the Treasurer of the City, all fees received by himself, or any member of the Police Department, or for service of criminal processes, or for services in behalf of the City, and further to perform all such other and additional duties, and to comply with all such regulations, as may at any time be prescribed to him by the Mayor and Aldermen, or the Board of Health.

SECT. 3. The City Marshal shall also be the Health Officer, whose duty it shall be, and he shall have power to enforce all laws, ordinances, regulations and orders, relating to all causes of sicknesses, nuisance, and sources of filth, existing within the City; subject always to the directions and control of the Mayor and Aldermen, or Board of Health.

SECT. 4. The office of the City Marshal shall be open at all suitable times, under the direction of the Mayor and Aldermen, for the purpose of receiving complaints respecting offences against the laws and ordinances.

SECT. 5. All members of the Police department shall receive in full for all their services respectively such compensation as the City Council may from time to time determine, together with all necessary charges for travel, and all necessary implements for carrying out the purposes of the said department.

SECT. 6. The Board of Aldermen may make, from time to time, such rules and regulations for the government of the Police as they may deem expedient.

SECT. 7. All duties heretofore required by the laws of the Commonwealth, or the Laws and Ordinances of the City, or orders of the Mayor or Board of Aldermen, to be performed by the Day Police or Night Watchmen, shall be performed by the policemen who are detailed for day or night duty.

[Passed May 21, 1866.]



[No. 17.]

AN ORDINANCE concerning Main Drains and Common Sewers.

*Be it ordained, &c., as follows:*

SECT. 1. At the commencement of the Municipal Year, there shall be chosen by ballot, viz:—

A Committee on *Sewerage*, to consist of the Mayor, two Aldermen, and five members of the Common Council.

SECT. 2. The Mayor and Aldermen shall lay, make, maintain and repair, all main drains and common sewers which shall be ordered by the City Council.

SECT. 3. All common sewers shall be laid, as nearly as practicable, in the centre of the streets through which they pass. They shall be built of such materials and dimensions as the Mayor and Aldermen may direct, and, when the same is advisable, they shall be of sufficient size to be entered and cleaned without removing the pavement or earth above.

SECT. 4. All particular drains which shall hereafter enter into any common sewer shall be built of such

materials, dimensions and descriptions, and with such descent and in such manner as the Mayor and Aldermen shall direct, and they shall be at all times subject to be enlarged or otherwise altered by the Mayor and Aldermen, as in their judgment the public health or convenience may require.

SECT. 5. The Mayor and Aldermen shall have power to cause every owner of land adjoining any street through which a common sewer shall be laid, or his agent or tenant, to make a sufficient drain from his house or lot into the said sewer, whenever in their opinion the same shall be necessary, and shall thereupon give such owner, agent, or tenant, notice in writing, specifying the time within which such drain shall be completed ; and in case the said owner, agent, or tenant, shall neglect to complete the same within the time specified, the Mayor and Aldermen shall cause the same to be done, and shall recover the whole amount of the expense thereof, together with ten per cent. damages, by action to be brought in the name of the City of Roxbury, before any court proper to try the same. *Provided, however,* that in no case shall the ten per cent., claimed by way of damage, exceed the sum of twenty dollars.

SECT. 6. It shall be lawful for all persons having the care of buildings at their own expense to carry the rain water from the roofs of said buildings into any common sewer, free of any charge from the City, provided the same be done by tight water-spouts, and brick or stone drains or metal tubes under ground, and under the direction of the Mayor and Aldermen.

SECT. 7. Every person entering his or her particular drain into any common sewer without a permit in writing

from the Mayor and Aldermen or Superintendent of Common Sewers, hereinafter mentioned, shall forfeit and pay the sum of twenty dollars, and shall also be liable to pay all such damage, by way of indemnification, as the Mayor and Aldermen shall deem just and reasonable. And all such persons to whom such permits shall be granted, shall pay therefor such sum of money, not less than ten dollars, as the Mayor and Aldermen may determine.

SECT. 8. There shall be chosen in the month of January, by the concurrent vote of the City Council, (to be first acted upon by the Mayor and Aldermen,) a Superintendent of Common Sewers, who shall hold his office at the pleasure of the City Council, and shall receive such compensation as said Council shall determine; and any vacancy in said office may at any time be filled in the manner before mentioned.

SECT. 9. The said Superintendent, whenever any common sewer is ordered to be built or repaired, shall ascertain its depth, breadth, mode of construction and general direction and the plan thereof, and insert the same, with all those particulars; in a book to be kept for that purpose, and forthwith ascertain and insert on said plan all entries made, or which are desired to be made, into such sewer.

SECT. 10. The said Superintendent shall keep an accurate account of the expense of constructing and repairing each common sewer, and shall report the same to the Mayor and Aldermen, together with a list of estates adjoining the street where said sewer is situated and deriving benefit therefrom, and a description of such estates and the names of the owners thereof.

SECT. 11. It shall be the duty of the Mayor and

Aldermen, in making assessments for defraying the expense of constructing or repairing main drains or common sewers, to deduct from the expense such part as they may deem expedient to be charged to and paid by the city, and to apportion and assess the remainder thereof upon the persons and estates receiving benefit from such main drains or common sewers, either by the entry of their particular drains therein, or by any more remote means, agreeably to existing laws.

SECT. 12. The said Superintendent shall enter, in books to be kept for that purpose, all such assessments made by the Mayor and Aldermen, and shall forthwith make out bills for the same, and deliver them to the City Treasurer for collection; and the said Treasurer shall forthwith demand payment in writing of said bills, in the manner prescribed by law, and in case any bills or dues under this Ordinance shall remain unpaid at the expiration of three months after demand for payment as aforesaid, the said Treasurer shall cause the same to be collected by a resort to the proper legal process.

SECT. 13. No permit shall be given by the said Superintendent for liberty to enter any particular drain into any common sewer until the assessment levied, or the sum of money determined by the Board of Aldermen for said liberty, is paid.

[Passed May 21, 1866.]

[No. 18.]

AN ORDINANCE establishing a Committee on Fuel, and defining the duties thereof.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be appointed annually, in the month of January, a Committee on Fuel, to consist of two members of the Board of Aldermen, and three members of the Common Council.

SECT. 2. It shall be the duty of the said Committee, between the months of May and September annually, to contract for all the fuel required by the several departments of the public service, in such quantities as the Superintendent of Public Buildings indicates in writing will be required therefor, for the term of one year from the date of said contract or contracts.

SECT. 3. Said Committee shall advertise in such newspapers printed in this city, and in such other public manner as they may deem expedient, for proposals for furnishing said fuel, ten days at least prior to making any contract for the same, which proposals shall contain the terms for which each particular description of fuel will be furnished, separately and distinctly. Said proposals shall be sealed, and shall not be opened unless in committee actually assembled, and all proposals shall be rejected by the said Committee, if they consider it for the interest of the city so to do. All contracts made by them shall provide for the delivery of said fuel, at such times, in such places, and in such quantities, as the Superintendent of Public Buildings may direct.

SECT. 4. All fuel which shall be contracted for shall, previously to its delivery, be weighed or measured by a weigher or measurer appointed for that purpose by the



city, on the City Scales. The contractor shall not deliver any fuel without a written order of the said Superintendent of Public Buildings.

[Passed May 21, 1866.]

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[No. 19.]

An ORDINANCE establishing a Committee on Public Property, and defining the duties thereof.

*Be it ordained, &c., as follows :*

SECT. 1. There shall be appointed annually, in the month of January, a Committee on Public Property, to consist of three members of the Board of Aldermen, and five members of the Common Council.

SECT. 2. Said Committee shall have the care and custody of all the buildings belonging to the city, and of the erection, alteration and repair thereof, under such rules and orders as the City Council may from time to time adopt, except as otherwise provided.

SECT. 3. Whenever any new school-house, or the enlargement of any school-house, shall be required, it shall be the duty of the Committee on Public Property to confer with the School Committee as to the location and building or enlargement of such school-house ; and said Committee on Public Property, when directed by the City Council, shall purchase land for that purpose, and shall also provide rooms and furnish the same for the use of schools, whenever such rooms and furniture shall be necessary, provided that the expense thereof shall not exceed the sum of one hundred dollars in any one instance.

SECT. 4. The said Committee on Public Property

may cause to be made all necessary repairs on any building or grounds attached thereto belonging to the city, when the same be not otherwise ordered. *Provided*, the expense thereof shall not exceed the sum of one hundred dollars in any one instance.

SECT. 5. Whenever the City Council shall have authorized the erection, alteration or repair of any building, the expense of which shall exceed the sum of one thousand dollars, it shall be the duty of the said Committee on Public Property, unless otherwise ordered, to cause plans and specifications of the same to be prepared; to give public notice of the time and place of the exhibition thereof, and the time during which proposals for doing the work will be received.

SECT. 6. No proposals shall be received by the said Committee on Public Property from any person offering to contract for such work unless the same is sealed. No such proposals shall be opened except in Committee actually assembled, and the said Committee shall reject any or all proposals offered whenever they may consider it for the interest of the city so to do.

SECT. 7. In all cases where a contract is made to which the city is a party, the same shall not be altered in any particular without the consent of the Committee having the work in charge, and such alteration shall be endorsed on the contract.

[Passed May 21, 1866.]

[No. 20.]

AN ORDINANCE relating to the Election of certain City Officers.

*Be it ordained, &c., as follows :*

The mode of electing the following officers, to wit: Surveyors of Highways, Surveyors of Lumber, Measurers of Wood and Bark, Public Weighers, Weighers of Hay, Coal and Beef, Sealers of Weights and Measures, Field Drivers, Fence Viewers, Pound Keeper, Sealers of Leather, shall be as follows, to wit: They shall first be elected by the Mayor and Aldermen, and sent down to the Common Council for its concurrence or rejection.

[Passed May 21, 1866.]



[No. 21.]

AN ORDINANCE in relation to Burial Grounds and the Interment of the Dead.

*Be it ordained, &c., as follows :*

SECT. 1. The Board of Mayor and Aldermen shall appoint two or more persons to act as Undertakers, who may hold the office until removed by the said Board. And in case of a vacancy, caused by removal or otherwise, it shall be the duty of the Mayor and Aldermen to supply said vacancy by a new appointment.

SECT. 2. It shall be the duty of the Undertakers, under the direction of the Mayor and Aldermen, to take the care and superintend such burial grounds as shall be assigned to them in their appointment; to detect and prosecute trespassers, and generally to exercise all the power and authority vested in the City Council in relation to burial grounds. It shall also be their duty,

whenever requested, and without delay, to take the personal charge and oversight of all necessary arrangements for the removal and burial of the body of the deceased, and for the funeral procession; subject to such directions as they may at any time receive from the Mayor and Aldermen. It shall also be their duty, within one day after the burial or removal from the city of the body of any deceased person, to deliver to the City Clerk a certificate, stating the date of the death, the name and surname of the deceased, the sex, condition, (whether single or married,) age, occupation, place of death, place of birth, names of the parents, and disease or cause of death.

SECT. 3. In case of absence, sickness, or temporary disability of any of the Undertakers, his duties shall be performed by such other person as the Mayor may appoint.

SECT. 4. Fees not exceeding the following shall be collected and paid for the services of the Undertakers, viz.: For opening and closing a tomb for the reception of a corpse, *one dollar*; for services at the funeral and transporting in a car the body of a person over ten years of age to the place of interment, *four dollars*, and of a child not over ten years of age, *three dollars*; for removing a body from a grave to a tomb, *four dollars*, and from a tomb to a tomb, *two dollars and twenty-five cents*; for attending funerals of deceased persons brought from other places into this city for interment in a tomb, *one dollar*; for removing a deceased person from this city to any other city or town, or from any city or town to this city, for interment, *three dollars*.

SECT. 5. Whenever any person shall decease within the limits of the city, it shall be the duty of the nearest

relative, or of the person in whose house the person may have died, or any other person who may have first become informed of the event, to cause the same to be made known to the Undertaker as soon as practicable.

SECT. 6. No person, except an Undertaker or one appointed by authority in his place, shall bury or remove the body of any deceased person, or undertake the management of a funeral.

SECT. 7. All funerals shall take place between sunrise and sunset, unless otherwise permitted or directed by the Mayor.

SECT. 8. No tomb shall be constructed, or grave dug, nor shall any dead body be buried in a grave, within the city.

SECT. 9. Any person who shall be guilty of a violation of any of the provisions of this Ordinance, or any of the regulations which may be prescribed by the Mayor and Aldermen in conformity thereto, shall forfeit and pay a sum of not less than two or more than twenty dollars.

[Passed May 21, 1866.]



[No. 22.]

AN ORDINANCE concerning the removal of House Offal and Night Soil from the City.

*Be it ordained, &c., as follows :*

SECT. 1. All house offal, whether consisting of animal or vegetable substances, shall be deposited in convenient vessels, and kept in some convenient place, to be taken away by or under the direction of the person or persons appointed by the Mayor and Aldermen for that purpose ; which shall be done not less than twice in each week.

SECT. 2. No vault or privy shall be emptied except under the direction of the person or persons appointed by the Mayor and Aldermen, and conformable to such regulations as the Mayor and Aldermen shall make on the subject, and always at the expense of the owner, agent, occupant, or other person having charge of the tenement in which such vault is situated.

SECT. 3. No persons, except such as shall have been appointed by the Mayor and Aldermen for that purpose, or their agents, shall collect, remove, or carry away from any dwelling-house or other place, through any of the streets of this city, any house offal or night soil.

SECT. 4. The Mayor and Aldermen may annually, or whenever a vacancy occurs, appoint a suitable person, or persons, whose duty shall be to take charge of the removal of night soil, and the person or persons so appointed shall, at his or their expense, furnish and provide suitable wagons or vehicles for the removal of night soil, each of which shall be of a capacity sufficient to contain not less than seventy cubic feet, and shall also furnish and provide, at their own expense, all other necessary and suitable utensils and means for the proper performance of said business, and of all duties under this Ordinance. Such person or persons so appointed, shall be entitled to collect and receive of the owner, agent, or occupant, or other person having charge of any tenement in which any privy is situated, and who shall apply for the removal of night soil from the same, the sum of three dollars, and no more, for each and every load (being 70 cubic feet) of night soil removed for such applicant, in such vehicle as aforesaid, during the months of October, November, December, January, February and March, and the sum of four dollars, and

no more, for each and every such load removed as aforesaid for such applicant during the remainder of the year. And no vault of any privy shall be opened for the purpose of cleaning the same, in any day, between the hour of five of the clock in the forenoon and the hour of ten of the clock in the afternoon in the same day, unless by the written consent of the Mayor. The person or persons so appointed shall conform to all such orders and regulations as the Mayor and Aldermen shall make in relation to the removal of night soil, and shall be held responsible for any unnecessary damage he may cause to property while in the performance of such business. The Mayor and Aldermen may, at any time, remove any person or persons appointed as aforesaid.

SECT. 5. A book shall be kept in the office of the City Marshal, in which shall be entered all applications for opening and cleaning vaults, and the same shall receive attention in the order in which they are made.

SECT. 6. This Ordinance shall not apply to any persons who may use their house offal or night soil on their own premises, or to any persons who may be ordered by the Board of Health to abate a nuisance.

SECT. 7. Any person offending against any of the provisions of this Ordinance shall be punished by a fine not exceeding twenty dollars.

[Passed May 21, 1866.]

[No. 23.]

AN ORDINANCE concerning Dealers in Junk, Old Metals,  
and Second-Hand Articles.

*Be it ordained, &c., as follows :*

SECT. 1. No person shall be a dealer in or keeper of a shop for the purchase, sale, or barter of junk, old metals, or second-hand articles, in this city, unless he is duly licensed therefor by the Mayor and Aldermen.

SECT. 2. Every person dealing in said articles, or keeping such a shop, shall keep a book, in which he shall record, at the time of every purchase by him of either of the articles mentioned in the preceding section, a description of the article so purchased, the name, age, and residence of the person from whom, and the day and hour when he so received it; and that book shall at all times be open to the inspection of any member of the Police department.

SECT. 3. No keeper of such shop shall, directly or indirectly, either purchase, or receive by way of barter or exchange, any of the articles aforesaid, of any minor or apprentice, knowing or having reason to believe him to be such; and no article purchased by such shopkeeper shall be sold by him until a period of at least one week from its purchase or receipt by him shall have elapsed.

SECT. 4. Every keeper of such shop shall put in some suitable and conspicuous place on his shop a sign, having his name and occupation legibly inscribed thereon in large letters. And every such shop and all articles of merchandise therein may be examined at all times by any member of the Police department.

SECT. 5. No keeper of such shop shall have the same open for the transaction of business except during the



time between the rising and the setting of the sun each week day.

SECT. 6. All licenses granted under this Ordinance shall designate the place where the person licensed may carry on his business ; and he shall not engage in or carry on his business under his license in any other place than the one so designated.

SECT. 7. Any person offending against either of the provisions of this Ordinance shall forfeit a sum not less than ten nor more than twenty dollars for each offence.

SECT. 8. All the provisions of this Ordinance shall be incorporated into every license which shall be granted under it.

[Passed May 21, 1866.]



[No. 24.]

### AN ORDINANCE relating to Pawnbrokers.

*Be it ordained, &c., as follows :*

SECT. 1. No person shall carry on the business of a pawnbroker in this city unless he is duly licensed therefor by the Mayor and Aldermen.

SECT. 2. Every person carrying on said business shall keep a book, in which he shall record, at the time of receiving any article as a pawn, a description of the article so received, the name, age and residence of the person from whom and the day and hour when he so received it ; and said book shall at all times be open to the inspection of any person authorized by the Mayor and Aldermen to make such examination.

SECT. 3. No pawnbroker shall, directly or indirectly, receive any article in pawn of any minor or apprentice, knowing or having reason to believe him to be such ;

and all articles so taken or held by any pawnbroker shall be exhibited to some member of the Police department, whenever a demand shall be made for such exhibition.

SECT. 4. All licenses granted under this Ordinance shall designate the place where the person licensed may carry on his business ; and he shall not engage in or carry on his business under his license in any other place than the one so designated.

SECT. 5. Any person offending against either of the provisions of this Ordinance shall forfeit a sum not less than twenty nor more than fifty dollars for each offence.

SECT. 6. All the provisions of this Ordinance shall be incorporated into every license which shall be granted under it.

[Passed May 21, 1866.]



[No. 25.]

AN ORDINANCE in relation to the Acceptance of Streets in the City of Roxbury.

*Be it ordained, &c., as follows :*

SECT. 1. No street already laid out and not built upon, or which shall hereafter be laid out, shall be accepted by the City Council, unless the same shall be forty feet in width.

SECT. 2. No street shall hereafter be accepted by the City Council, until the grade of said street shall have been first determined by the Board of Aldermen, and surveyed by a competent Surveyor, duly appointed by the said Board ; and until a plan of said street, drawn by the said Surveyor at the expense of the abutters on said street, shall have been deposited with the Mayor.

SECT. 3. No street shall be accepted by the City

Council, until the grade of such street shall have been first made, at the expense of the abutters, to correspond with the plan of the Surveyor.

[Passed May 21, 1866.]

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[No. 26.]

AN ORDINANCE requiring a separate Record to be kept of the Streets and Highways in the City.

*Be it ordained, &c., as follows :*

The City Clerk shall keep a book in which the names of all the streets and highways, which now are or may hereafter be accepted or laid out in the city, shall be alphabetically arranged, with the date of such laying out or acceptance, and the width thereof, and all alterations therein from time to time.

[Passed May 21, 1866.]

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[No. 27.]

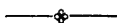
AN ORDINANCE to establish Regulations for the Removal of Buildings in the City of Roxbury.

*Be it ordained, &c., as follows :*

All persons are prohibited from transporting any building or buildings through or over any street or streets in the city, unless permission be first obtained from the Board of Mayor and Aldermen, or some person designated by them ; and the party or parties asking such permission shall give to the said city a bond for such a sum as shall be deemed judicious by the said Board, or by any person so designated, with sufficient sureties, holding said party or parties to pay such

damage as may accrue from such removal to the highways, sidewalks or trees in or near the streets, or to any other property whatsoever belonging to the city or to other individuals.

[Passed May 21, 1866.]



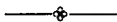
[No. 28.]

An ORDINANCE in relation to Numbering Houses and other Buildings.

*Be it ordained, &c., as follows :*

The Mayor and Aldermen shall have power to cause numbers of regular series to be affixed to all dwelling-houses and other buildings, fronting on any street, lane, alley or public court within the City of Roxbury, at their discretion; and shall also have power to determine the form, size and material of such numbers, and the mode, place, succession, and order of affixing them on the houses and other buildings: *provided* it can be done without expense to the city.

[Passed May 21, 1866.]



[No. 29.]

An ORDINANCE providing for the Execution of Deeds, Leases, and other Legal Instruments, in behalf of the City.

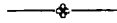
*Be it ordained, &c., as follows :*

SECT. 1. All deeds, conveyances, leases, and other instruments, which shall be given by the city, and which to be valid in law must be signed, sealed, and acknowledged, shall be signed and acknowledged by the Mayor,

on behalf of the city, and shall be by him sealed with the common seal of the city.

SECT. 2. Whenever the amount due and payable on any mortgage belonging to the city shall be paid to the City Treasurer, he shall certify the same to the Mayor, who shall thereupon discharge the mortgage; or, by and with the consent of the Board of Aldermen, may assign the same; and for that purpose, the Mayor shall execute and deliver all necessary deeds and instruments.

[Passed May 21, 1866.]



[No. 30.]

AN ORDINANCE relating to the Expenditures for Schools.

*Be it ordained, &c., as follows:*

SECT. 1. The appropriations made by the City Council for the salaries of the teachers of the Public Schools shall be expended under the direction of the School Committee, but said Committee shall not fix the salaries of said teachers at such rates that the aggregate amounts of all salaries shall in any financial year exceed the sum appropriated for that purpose.

SECT. 2. All bills and accounts contracted by the School Committee for books, maps, stationery, and scientific apparatus, shall, when approved by the Chairman or Secretary of the said Committee, and audited by the Committee on Accounts, be paid from the city treasury.

SECT. 3. The School Committee may provide all articles necessary for the use of the schools, with the exception of fuel, whenever such articles shall not exceed the sum of fifty dollars in any one instance.

[Passed May 21, 1866.]

[No. 31.]

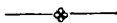
An ORDINANCE relative to the Blasting of Rocks.

*Be it ordained, &c., as follows :*

SECT. 1. No person shall blast any rock or other substance with gunpowder or other material at any place within fifty yards of any public place or highway in the city, without license from the Mayor and Aldermen, or some person designated by them in writing, specifying the terms and conditions on which such license is granted: *provided*, however, that the remedy of any person injured by the blasting of rocks shall not be affected by this ordinance, nor shall it be considered as applying to the Surveyors of Highways in the discharge of their official duties.

SECT. 2. Any person who shall either by himself, his servant, or agent, or by any person in his employ, violate any of the terms or conditions upon which the license as aforesaid shall be granted, shall forfeit and pay, for each and every offence, a sum not less than ten, nor more than twenty dollars.

[Passed May 21, 1866.]



[No. 32.]

An ORDINANCE in relation to Truant Children, and Absentees from School.

*Be it ordained, &c., as follows :*

SECT. 1. Any minor in said city who shall be guilty of being an habitual truant, or any child who shall be guilty of wandering about in the streets or public places of the City of Roxbury, having no lawful occupation or business, of not attending school, and of growing up in

ignorance, between the ages of seven and sixteen years, shall, upon conviction thereof, be punished by a fine not exceeding twenty dollars, or, instead thereof, by being committed to the Almshouse of said City of Roxbury and situated therein, at the discretion of the Judge of the Police Court of said city having jurisdiction of the case, for such time as said Judge may determine, not exceeding two years: *Provided, however,* that any minor or child convicted of either of the offences herein mentioned may be discharged by such Judge, according to the provisions of the General Statutes of this Commonwealth and any acts in addition thereto.

SECT. 2. The Judge of the Police Court of said city shall have jurisdiction of all the offences herein set forth. And said Almshouse as aforesaid is hereby assigned and provided as the institution of instruction, house of reformation, or suitable situation, provided for the purpose of receiving such minors or children convicted and committed as aforesaid.

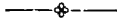
SECT. 3. The Mayor and Aldermen shall forthwith, after the passage of this Ordinance, and hereafter in the month of January, annually, appoint three or more persons to make the complaints in every case of violation of this Ordinance to the said Judge having jurisdiction of all the offences herein set forth, and to carry into execution the judgments of said Judge in conformity with the provisions of the General Statutes of said Commonwealth and any acts in addition thereto.

SECT. 4. The Ordinance entitled "An Ordinance in relation to Truant Children and Absentees from School," passed June 20, 1859, and the Ordinance entitled "An Ordinance in relation to Truant Children and Absentees from School," passed April 21, 1862, are hereby repealed,

and no ordinance which has been heretofore repealed shall be revived by the repeal herein contained.

SECT. 5. This Ordinance shall take effect from and after its passage and approval by the Superior Court, sitting in any County of the Commonwealth.

[Passed May 21, 1866.]



[No. 33.]

AN ORDINANCE in relation to the Removal of Snow and Ice from Sidewalks.

*Be it ordained, &c., as follows:*

SECT. 1. The owner or tenant of any estate abutting upon any sidewalk in any street, lane, alley, court, square, or public place in the city of Roxbury, who shall not, within twenty-four hours after the ceasing to fall of any snow, remove or cause the same to be removed from any sidewalk, as aforesaid, shall forfeit and pay a sum not less than one dollar, nor more than three dollars; and for each and every twenty-four hours thereafter that the snow, as aforesaid, shall remain on such sidewalk, such owner or tenant shall forfeit and pay a sum not less than one dollar, nor more than five dollars.

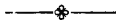
SECT. 2. The provisions of the preceding section shall also apply to snow falling from any building on any sidewalk, as aforesaid.

SECT. 3. Whenever any sidewalk, as aforesaid, shall wholly or in part be encumbered with ice, it shall be the duty of the owner or tenant, as mentioned in section first of this Ordinance, to cause such sidewalk to be made safe and convenient, by removing the ice therefrom, or by covering the same with sand or some other suitable



substance ; and in case such owner or tenant shall neglect so to do for the space of twenty-four hours after such sidewalk shall be encumbered as aforesaid, he shall forfeit and pay a sum not less than one dollar, nor more than three dollars, and the sum of two dollars for every day that the same shall be so encumbered.

[Passed May 21, 1866.]



[No. 34.]

### AN ORDINANCE concerning Dogs.

*Be it ordained, &c., as follows :*

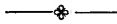
SECT. 1. On complaint made to the City Marshal of any dog within the City of Roxbury, which shall, by barking, biting, howling, or in any other way or manner, disturb the quiet of any person or persons whomsoever in said city, the City Marshal shall, on such complaint, (if he shall be satisfied that good cause exists therefor,) issue notice thereof to the person keeping or permitting such dog to be kept, or to the owner thereof; and in case such person or owner, for the space of three days after such notice, neglect to cause such dog to be removed, and kept beyond the limits of said city, or to be destroyed, he or she shall forfeit and pay a sum not exceeding ten dollars. *Provided*, it shall be proved to the satisfaction of the court before which such complaint shall be heard and tried, that such dog had, in manner aforesaid, disturbed the quiet of any person or persons in said city.

SECT. 2. If any person, after being convicted under the provisions of the foregoing section, shall still neglect to destroy, or to remove beyond the limits of said city, his or her dog, on being ordered by the City Marshal so

to do, it shall be the duty of the City Marshal to cause such dog to be destroyed.

SECT. 3. Nothing contained in this Ordinance shall relate to any dog not owned or kept in the City of Roxbury.

[Passed May 21, 1866.]



[No. 35.]

AN ORDINANCE relative to Contracts and Expenditures.  
*Be it ordained, &c., as follows:*

Whenever any Committee or Board is authorized to make any contract, by the City Council, or either branch thereof, or to expend any moneys appropriated by the City Council, or either branch thereof, for any purpose, and the estimates for such contract or expenditure shall exceed in amount the appropriation made therefor, or the sum appropriated for any purpose shall have been expended by them, and for either reason a further appropriation is necessary for the accomplishment of the undertaking, such Committee or Board shall report to the City Council, or the branch thereof from which their authority is derived, the fact of such deficiency of appropriation, with a detailed statement of the cause or causes thereof, and an estimate of the amount necessary to be added to such appropriation; and the Committee or Board shall not conclude such contract, or make further expenditure in the premises, until they shall be authorized so to do by the City Council, or the branch from which their authority is derived.

[Passed May 21, 1866.]

[No. 36.]

## AN ORDINANCE relating to Notices and Placards.

*Be it ordained, &c., as follows :*

SECT. 1. No person shall post or affix in any manner any bill, placard, or notice, either written or printed, upon the fences, walls, or upon any part of any building in the city, without the previous consent of the occupants thereof, or, if there be no occupants, without the previous consent of the owners thereof; nor upon any building belonging to the city, without the previous consent of the Mayor.

SECT. 2. Any person who shall either by himself, his servant or agent, or by any person in his employ, violate any of the provisions of this ordinance, shall forfeit and pay a sum of not less than five nor more than twenty dollars.

[Passed May 21, 1866.]

# RULES RESPECTING GUNPOWDER.

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Rules and Regulations made and established by the Board of Aldermen of the City of Roxbury, relative to the Sale, Storage, Safe-keeping and Transportation of Gunpowder in said City, in conformity with a law of this Commonwealth, made and passed on the twenty-first day of April, A. D. 1848.

SECT. 1. No ship or other vessel, on board of which Gunpowder shall be laden, shall lie at any wharf in the City of Roxbury, nor within two hundred yards of any wharf or landing place, except as hereinafter provided.

SECT. 2. No gunpowder shall be landed at any wharf, quay, or place, in said city, without a written permit from one or more Engineers of the Fire Department. But in no case shall powder be allowed to remain on a wharf for a longer time than is necessary for its removal.

SECT. 3. All boats employed in the conveyance of gunpowder shall be examined and approved by the Chief Engineer, and shall have displayed at the stern or bow a red flag, so long as there is any gunpowder on board. And all powder so conveyed shall be covered over with canvas or other suitable covering.

SECT. 4. Gunpowder in any quantity (not exceeding six quarter-casks) may be put on board of any vessel lying at any wharf in the City of Roxbury, from any approved powder boat, according to the foregoing sec-

tion, provided that no vessel shall remain at the wharf more than three hours, nor shall such vessel be allowed to ground or remain after sunset with powder on board. And it shall be the duty of all dealers to deliver the captain a copy of this section, at their own expense, at the time the powder is shipped.

SECT. 5. No gunpowder shall be conveyed through the city, in any other than a carriage closely covered with leather or canvas, and without any iron or steel on any part thereof, such carriage first having been approved by the Chief Engineer, and marked on each side, in capitals, with the words, "Approved Powder Carriage," excepting, however, that a quantity not exceeding in the whole four quarter-casks, of twenty-five pounds each, may be transported through, or removed in this city, and shall be in tight casks, each of which shall be put into a strong leather bag, closely tied, on which bag shall be legibly marked the word "Gunpowder," and shall so remain in said bags, whilst within the bounds of the city. And in no case shall powder so carried be suffered to remain on board any vehicle for a longer time than is necessary for its removal.

SECT. 6. Gunpowder in any quantity may be conveyed through the city, for shipment, when ice renders it impossible to put it on board from boats, provided a special permit is obtained from one or more Engineers, one of whom shall personally superintend the conveyance and shipment of the same ; and provided also that the vehicle used to convey the same shall be lined at the bottom and sides with leather, so as to prevent the escape of any particle of powder, and shall be entirely covered with canvas, to prevent the possibility of any fire or sparks communicating with the same ; and provided also that

no vessel shall remain at the wharf more than three hours, nor shall such vessel be allowed to ground or remain after sunset with powder on board.

SECT. 7. Licenses will be granted, on application to the Mayor and Aldermen, for which five dollars shall be paid, and one dollar for each renewal ; and all persons so licensed shall be required to sign these rules and regulations, kept in a book for that purpose.

SECT. 8. Any person or firm, who may be licensed to sell gunpowder by retail, shall be allowed to have on hand thirty pounds at any one time, and no more, which shall always be kept in tin or copper canisters, which shall always be kept in a copper, tin or zinc chest approved by the Chief Engineer, which shall always be kept within eight feet of the door over which the sign provided in Article 11th is placed, and notice shall at once be given to the Board of Engineers, by the person or firm licensed as aforesaid, which side of the door the said tin or zinc chest is to be kept.

SECT. 9. Any person or firm, who may be licensed to sell gunpowder by wholesale, shall be allowed to have on hand a quantity not exceeding, at any one time, four quarter-casks, of twenty-five pounds each, which shall be deposited in a copper chest, with two handles, and a tight cover furnished with hinges, and secured with a padlock, all of copper, which shall be always kept locked, except when opened to put in or take out powder, which shall always be done in as little time as shall be consistent with proper care, and placed on the lower floor, at the right side of and within six feet of the principal door or entrance from the street, over which the sign provided in Article 11th is placed, and such chest shall not be kept in any other part of the building, unless by

permission, which shall be expressed in such license. Each cask so deposited shall be kept in a leather bag, closely tied, and under no circumstances shall a cask of powder be allowed to be opened by any person or firm holding such license.

SECT. 10. Any person or firm, who shall be licensed to sell by "wholesale or retail," shall be allowed to keep on hand three-quarter casks of gunpowder, at any one time, of twenty-five pounds each and no more, which shall always be deposited and kept as provided in section 9th; *provided, however,* that such person or firm may be allowed to keep on hand, in addition to the above, such quantity as is required for retailing, which shall not exceed, at any one time, twenty-five pounds, which shall be kept in tin or copper canisters, with a top or cover fastened thereto, which canister shall always be kept in the copper chest, together with the above-named three quarter-casks.

SECT. 11. Every person or firm, licensed to sell gunpowder, shall have and keep a sign-board placed over the outside of the door, or principal entrance from the street, of the building in which such powder is kept, on which shall be painted in capitals the words—"LICENSED TO KEEP AND SELL GUNPOWDER."

SECT. 12. No gunpowder shall be kept otherwise than as before provided for licensed dealers, at any place within the city, except in Williams' Magazine in South Bay, and such other places as shall be from time to time designated, and which are hereby established as places of deposit for gunpowder.

SECT. 13. The Chief Engineer will visit and inspect the said Magazine, whenever he shall deem it expedient so to do; and will make a report of its condition to the

Board of Aldermen on the last Monday in December annually.

SECT. 14. The City Clerk shall keep a record of all licenses granted, and renewals thereof, and of the place designated for keeping and selling gunpowder, which place shall not be altered or changed, unless by consent of the Board of Aldermen, which shall be expressed in their license; and all persons who may receive a license shall sign their names, respectively, to these rules and regulations, as evidence of their assent to, and obligation faithfully to comply with, and perform the same.

SECT. 15. It shall be the duty of the Police to note all violations of the foregoing Rules and Regulations, and report the same to the Chief Engineer.

[Adopted by the Board of Aldermen, July 27, 1863.]



# City of Roxbury.

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## RULES AND ORDERS

OF THE

# BOARD OF ALDERMEN.

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I. The order of business shall be as follows :

1. The journal of the previous meeting shall be read.
2. Petitions shall next be called for, and be disposed of by reference or otherwise.
3. Such nominations, appointments and elections as may be in order, shall be considered and disposed of.
4. The orders of the day shall be taken up ; meaning by the orders of the day, the business remaining unfinished at the previous meeting, and such communications as may have been subsequently sent up from the Common Council.
5. New business may be introduced by any member of the Board.

II. Every Ordinance shall pass through the following stages before it shall be considered as having received the final action of this Board, viz.: first reading, second

reading, passage to be enrolled, passage to be ordained ; and every joint resolution shall have two several readings before the question shall be taken on its final passage.

III. An Ordinance may be rejected at either stage of its progress, but shall not pass through all its stages in one day.

IV. Standing Committees shall be appointed on the Police of the City, on Licenses, on Bills and Accounts presented for payment, and on Enrolment; each of said Committees to consist of three members.

V. No member shall be interrupted while speaking, but by a call to order, or for the correction of a mistake; nor shall there be any conversation among the members while a paper is being read or a question stated from the Chair.

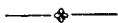
VI. All Committees shall be appointed and announced by the Mayor, except such as the Board of Aldermen shall determine to elect by ballot.

VII. The above rules and orders of business shall be observed in all cases, unless suspended by a vote of two-thirds of the members present, for a specific purpose.

# RULES AND ORDERS

OF THE

## COMMON COUNCIL.



### *Rights and Duties of the President.*

SECT. 1. The President shall take the chair at the hour to which the Council shall have adjourned ; shall call the members to order, and, on the appearance of a quorum, shall cause the minutes of the preceding meeting to be read, and proceed to business. In the absence of the President, any member present can call the Council to order, and preside until a President *pro tempore* shall be chosen by ballot. If, upon a ballot for President *pro tempore*, no member shall receive a majority of votes, the Council shall proceed to a second ballot, in which a plurality of votes shall prevail.

SECT. 2. He shall preserve order and decorum ; he may speak to points of order in preference to other members ; and shall decide all questions of order, subject to an appeal to the Council, on motion of any member regularly seconded.

SECT. 3. He shall declare all votes ; but if any member doubt the vote, the President, without further debate upon the question, shall require the members

voting in the affirmative and negative to arise and stand until they are counted, and he shall declare the result; but no decision shall be declared, unless a quorum of the Council shall have voted.

SECT. 4. He shall rise to address the Council, or to put a question, but may read sitting.

SECT. 5. The President may call any member to the chair; provided such substitution shall not continue longer than one evening. When the Council shall determine to go into Committee of the Whole, the President shall appoint the member who shall take the chair. The President may express his opinion on any subject under debate; but in such case he shall leave the chair, and appoint some other member to take it; and he shall not resume the chair while the same question is pending. But the President may state facts and give his opinion on questions of order, without leaving his place.

SECT. 6. On all questions and motions, the President shall take the sense of the Council by yeas and nays, provided one-third of the members present shall so require.

SECT. 7. In all cases the President may vote.

SECT. 8. He shall propound all questions in the order in which they are moved, unless the subsequent motion shall be previous in its nature; except that in naming sums and fixing times, the largest sum and longest time shall be put first.

SECT. 9. After a motion is stated by the President, it shall be disposed of by vote of the Council, unless the mover withdraw it before a decision or amendment.

SECT. 10. When a question is under debate, the President shall receive no motion, but to adjourn, to lay

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on the table, for the previous question, to postpone to a day certain, to commit, to amend, or to postpone indefinitely ; which several motions shall have precedence in the order in which they stand arranged.

SECT. 11. He shall consider a motion to adjourn as always first in order ; and that motion and the motion to lay on the table, or to take from the table, shall be decided without debate.

SECT. 12. He shall put the previous question in the following form:—“*Shall the main question now be put ?*” —and all debate upon the main question shall be suspended until the previous question shall be decided. After the adoption of the previous question, the sense of the Council shall forthwith be taken upon amendments reported by a committee, upon pending amendments, and then upon the main question.

SECT. 13. On the previous question, no member shall speak more than once without leave ; and all incidental questions of order, arising after a motion is made for the previous question, shall be decided without debate, except on appeal ; and on such appeal, no member shall be allowed to speak more than once without leave of the Council.

SECT. 14. When two or more members happen to rise at once, the President shall name the member who is first to speak.

SECT. 15. All Committees shall be appointed and announced by the President, except such as the Council determine to elect by ballot ; and it shall be in order for any member to move that the President be appointed on any Committee.

*Rights, Duties and Decorum of Members.*

SECT. 16. When any member is about to speak in debate, or deliver any matter to the Council, he shall rise in his place, and respectfully address the presiding officer ; shall confine himself to the question under debate, and avoid personality. He shall sit down as soon as he is done speaking. No member shall speak out of his place without leave of the President.

SECT. 17. No member in debate shall mention another member by his name ; but may describe him by the Ward he represents, or such other designation as may be intelligible and respectful.

SECT. 18. No member speaking shall be interrupted by another, but by rising to call to order, or to correct a mistake. When a member is called to order, he shall immediately sit down, unless permitted to explain, and the Council, if appealed to, shall decide on the case without debate ; and if the decision is against the member, he shall not be permitted to speak, unless by way of excuse for the same, until he has made satisfaction.

SECT. 19. No member shall speak more than twice to the same question, if objection be made, until all other members choosing to speak shall have spoken ; and if on the "previous question," no more than once without leave.

SECT. 20. When a motion is made and seconded, it shall be considered by the Council, and not otherwise ; and no member shall be permitted to submit a motion in writing, until he has read the same in his place, and it has been seconded.

SECT. 21. Every motion shall be reduced to writing, if the President direct, or any member of the Council request it.

SECT. 22. When a vote has passed, it shall be in order for any member of the *majority* to move for a reconsideration thereof on the same or succeeding meeting, and if the motion is seconded, it shall be open to debate ; but if the motion to reconsider it is not made till the next meeting, the subject shall not be reconsidered, unless a majority of the whole Council shall vote therefor. And no more than *one* motion for the reconsideration of any vote shall be permitted.

SECT. 23. No member shall be permitted to stand up, to the interruption of another, whilst any member is speaking ; or to pass unnecessarily between the President and the person speaking.

SECT. 24. Every member who shall be in the Council when a question is put shall vote, unless for special reasons excused.

SECT. 25. The division of a question may be called for when the sense will admit of it.

SECT. 26. When the reading of a paper is called for, and the same is objected to by any member, it shall be determined by a vote of the Council.

SECT. 27. No standing rule or order of the Council shall be suspended, unless three-fourths of the members present shall consent thereto ; nor shall any rule or order be repealed or amended, without one day's notice being given of the motion therefor, nor unless a majority of the whole Council shall concur therein.

SECT. 28. Every member shall take notice of the day and hour to which the Council may stand adjourned, and shall give his punctual attendance accordingly.

SECT. 29. No member shall be obliged to be on more than three Standing Committees at the same time, nor to be chairman of more than one.

*Of Communications, Committees, Reports and Resolutions.*

SECT. 30. All memorials and other papers addressed to the Council shall be presented by the President, or by a member in his place, who shall explain the subject thereof; and they shall lie on the table, to be taken up in the order in which they are presented, unless the Council shall otherwise direct. And every member presenting a petition, remonstrance, order, resolution, or other paper, shall endorse his name thereon, with a brief statement of the nature and object of the instrument.

SECT. 31. Standing Committees of this Council shall be appointed on the following subjects, viz.: On Election and Returns, and on Enrolled Ordinances and Resolutions, each to consist of three members.

SECT. 32. No Committee shall sit during the sitting of the Council, without special leave.

SECT. 33. The rules of proceedings in Council shall be observed in Committee of the Whole, so far as they may be applicable, excepting the rules limiting the time of speaking; but no member shall speak twice to any question, until every member choosing to speak shall have spoken.

SECT. 34. When Committees of the Council, chosen by ballot, or Committees consisting of one member from each Ward, have been appointed or elected, whether joint or otherwise, the first meeting thereof shall be notified by the Clerk, by direction of the President, and they shall organize by the choice of Chairman, and report



to the Council ; and when Committees, other than those above specified, are nominated by the President, the person first named shall be Chairman, and in case of the absence of the Chairman, the Committee shall have power to appoint a Chairman *pro tem*.

SECT. 35. All messages to the Mayor and Aldermen shall be drawn up by the Clerk, and sent by the Messenger.

SECT. 36. All ordinances, resolutions and orders shall have two several readings before they shall be finally passed by this Council ; and all ordinances after being so passed shall be enrolled.

SECT. 37. No ordinance, order or resolution, imposing penalties or authorizing the expenditure of money, except orders for printing, by either branch of the City Council, shall have more than one reading on the same day, if one-third of the members present object.

SECT. 38. The seats of the members of the Council shall be numbered, and determined by lot ; and no member shall change his seat but by permission of the President.

SECT. 39. All Special Committees, unless otherwise ordered, shall consist of three members. And no report shall be received from any Committee, unless agreed to in Committee assembled.

SECT. 40. The Clerk shall keep brief minutes of the votes and proceedings of the Council,—entering thereon all accepted orders or resolutions,—shall notice reports, memorials and other papers submitted to the Council, only by their titles, or a brief description of their purport,—shall notify the Chairmen of the various Committees on the part of the Council of their election ; but all accepted reports from Special Committees of this Board shall be entered at length in a separate journal, to be kept for that purpose, and provided with an index.

SECT. 41. All salary officers shall be voted for by written ballot.

SECT. 42. It shall be the duty of all Standing Committees of the Council to keep records of all their doings in books provided for that purpose by the Clerk ; and it shall be the duty of the Clerk to attend the meetings of said Committees, and make said records when requested so to do.

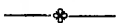
SECT. 43. No meeting of any Committee shall be called upon less notice than twenty-four hours.

SECT. 44. In all elections by ballot, on the part of the Council, blank ballots, and all ballots for persons not eligible, shall be reported to the Council, but shall not be counted in making up the returns, except in cases where this Council have only a negative upon nominations made by the Mayor and Aldermen.

SECT. 45. It shall be the duty of every Committee of the Council, to whom any subject may be specially referred, to report thereon within four weeks from the time said subject is referred to them, or ask for further time.

SECT. 46. In any case not provided for by the rules and orders of the City Council, the proceeding shall be conducted according to "Cushing's Manual of Parliamentary Practice."

JOINT RULES AND ORDERS  
OF THE  
CITY COUNCIL.



SECT. 1. At the commencement of the Municipal Year, the following Joint Standing Committees shall be appointed, viz.:—

A Committee on *Public Instruction*, to consist of the Mayor, two Aldermen, the President and four members of the Common Council.

A Committee on *Claims*, to consist of three members of the Board of Aldermen, and five members of the Common Council, who shall have full power and authority to investigate all claims against the city, and to take any measures for the defence of such claims that they may deem expedient, and also, under the advice of the Mayor, to adjust and settle all claims not exceeding the sum of \$100.

A Committee on *Streets*, to consist of the Mayor, two Aldermen, and five members of the Common Council.

A Committee on *Military Affairs*, to consist of the Mayor, two Aldermen, and five members of the Common Council.

A Committee on *Lamps*, to consist of three members of the Board of Aldermen, and five members of the Common Council.

A Committee on *Printing*, to consist of two members of the Board of Aldermen, and three members of the Common Council.

A Committee on *Parks and Squares*, to consist of the Mayor, two Aldermen, and five members of the Common Council.

A Committee on *Watering Streets*, to consist of two members of the Board of Aldermen, and three members of the Common Council.

On all Joint Committees wherein it is provided that the Mayor shall be a member, in case of the non-election, decease, inability or absence of that officer, the Chairman of the Board of Aldermen shall act *ex-officio*. And the members of the Board of Aldermen and of the Common Council, who shall constitute the Joint Standing Committees, shall be chosen or appointed by their respective Boards.

The member of the Board of Aldermen first named in every Joint Committee, of which the Mayor is not a member, shall be its Chairman ; and in case of his resignation or inability, the member of the same Board next in order ; and after him the member of the Common Council first in order shall call meetings of the Committee and act as Chairman.

The Mayor shall be *ex-officio* Chairman of any Joint Special Committee of which he is a member. And whenever the Chairman of any such Committee shall have omitted to call a meeting of its members for the space of one week from the time any subject has been referred to it, any two of the members of every such Joint Committee shall have power to call meetings thereof.

SECT. 2. In all cases of disagreement between the two Boards, when either Board shall request a conference and appoint a Committee for that purpose, the other Board shall also appoint a Committee to confer, which Committee shall forthwith meet, provided both branches are then in session,—otherwise, as soon as convenient,—and state to each other, either verbally or in writing, as either shall choose, the reasons of the respective Boards for and against the amendment, confer freely thereon, and report to their respective branches.

SECT. 3. When either Board shall not concur in any ordinance or other paper sent from the other Board, the Board so non-concurring shall give immediate notice thereof to the other branch by written message.

SECT. 4. All by-laws passed by the City Council shall be termed ORDINANCES; and the enacting style shall be,—“*Be it ordained by the City Council of the City of Roxbury.*”

SECT. 5. In all votes, when either or both branches of the City Council express anything by way of command, the form of expression shall be “ORDERED;” and when either or both branches express *opinions, principles, facts, or purposes*, the form shall be “RESOLVED.”

SECT. 6. No Committee shall act by separate consultation, and no report shall be received unless agreed to in Committee actually assembled.

SECT. 7. No Chairman of any Committee shall audit or approve any bill or account against the city, for any supplies or services which shall not have been ordered or authorized by the Committee.

SECT. 8. No Committee shall enter into any contract with, or purchase or authorize the purchase of any article of any of its members.

SECT. 9. No member of the City Council shall receive compensation for services rendered the city, unless by direct vote of the City Council.

SECT. 10. The reports of all Committees, agreed to by a majority of the members, shall be made to the Board in which the business referred originated. And all Committees may report by ordinance, resolve, or otherwise.

SECT. 11. All reports and other papers submitted to the City Council shall be written in a fair hand, and no report of any kind shall be endorsed on the memorials or other papers referred to the Committees of either branch ; and the Clerks shall make copies of any papers to be reported by Committees at the request of the respective Chairman thereof.

SECT. 12. Each Board shall transmit to the other all papers on which any Ordinance or Joint Resolutions shall be printed ; and all papers on their passage between the two Boards may be under the signatures of the respective Clerks, except Ordinances and Joint Resolutions in their last stage, which shall be signed by the presiding officers.

SECT. 13. The titles of all Ordinances and Joint Resolutions shall be prefixed upon their introduction.

SECT. 14. Every Ordinance shall have as many readings in each Board as the rules of each Board require, after which the question shall be on passing the same to be enrolled ; and when the same shall have passed to be enrolled, it shall be sent to the other Board for concurrence ; and when such Ordinance shall have so passed to be enrolled in each Board, the same shall be enrolled by the Clerk of the Common Council, and

examined by a Committee of that Board ; and on being found by said Committee to be truly and correctly enrolled, the same shall be reported to the Council, when the question shall be on passing the same to be ordained; and when said Ordinance shall have so passed to be ordained, it shall be signed by the President of the Common Council, and sent to the other Board, when a like examination shall be made by a Committee of that Board, and if found correctly enrolled, the same shall be reported to the Board, and the question shall be on passing the same to be ordained ; and when the same shall have passed to be ordained, it shall be signed by the Mayor.

SECT. 15. Every Order and Joint Resolution shall have as many readings in each Board as the rules of such Board require, after which the question shall be on passing the same ; and when the same shall have passed, except orders for printing for the use of either branch of the City Council, it shall be sent to the other Board for concurrence.

SECT. 16. No enrolled Ordinance shall be amended.

SECT. 17. It shall be the duty of every Joint Committee, (the Committee on Streets excepted,) to whom any subject may be specially referred, to report thereon within four weeks, or ask further time.

SECT. 18. Either Board may propose to the other, for its concurrence, a time to which both Boards will adjourn.

SECT. 19. No business shall be transacted by the City Council in convention, except such as shall have been previously agreed upon.

SECT. 20. After the annual appropriations shall have been passed, no subsequent expenditure shall be authorized for any object, unless provisions for the same shall be made by a specific transfer from some of the appropriations contained in the annual resolution, or by expressly creating therefor a city debt; but no such debt shall be created, unless the resolution authorizing the same pass by the affirmative votes of two-thirds of the whole number of each branch of the City Council, voting by yea and nay.

SECT. 21. No vote by which an order, resolve or ordinance has been passed in its final stage, shall be reconsidered in either Board after the same has been finally acted upon in the other Board, unless the motion for reconsideration be made, or notice given, at the same meeting at which the vote to be reconsidered passed.



GOVERNMENT  
OF THE  
CITY OF ROXBURY,  
FOR  
1866.

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MAYOR.  
GEORGE LEWIS,  
HIGHLAND STREET.

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ALDERMEN.

SAMUEL LITTLE, . . .	Norfolk House,	AT LARGE.
WILLIAM C. HARDING, .	Warren Street,	"
DANIEL JACKSON, . . .	Union Street,	"
JAMES E. ADAMS, . . .	Norfolk House,	WARD 1.
WILLIAM BACON, JR., .	Auburn Street,	" 2.
JOHN McELROY, . . .	Clay Street,	" 3.
JOHN FELT OSGOOD, .	Guild Street,	" 4.
JOHN F. NEWTON, . . .	Moreland Street,	" 5.

## COMMON COUNCIL.

JOHN BACKUP, *President.*

AUBURN STREET.

## WARD 1.

CHARLES L. KIDDER,	.	.	.	.	Magazine Street,
AUGUSTUS L. LITCHFIELD,	.	.	.	.	Eustis Street,
ALVIN G. BARTLETT,	.	.	.	.	Davis Street,
JOHN A. SCOTT,	.	.	.	.	Cottage Street.

## WARD 2.

JOHN BACKUP,	.	.	.	.	Auburn Street,
LUCIUS B. WRIGHT,	.	.	.	.	Tremont Street,
GEORGE RICHARDS,	.	.	.	.	Cabot Street,
CHARLES T. LINGHAM,	.	.	.	.	Ruggles Street.

## WARD 3.

PATRICK H. ROGERS,	.	.	.	.	Smith Street,
JOHN DOWNEY,	.	.	.	.	Dudley Street,
MICHAEL KELLEY,	.	.	.	.	Parker Street,
JAMES SHORT,	.	.	.	.	Brooks Street.

## WARD 4.

FREEMAN D. OSGOOD,	.	.	.	.	Cedar Street,
ISAAC F. ATWOOD,	.	.	.	.	Heath Street,
FRANCIS HUNNEWELL,	.	.	.	.	Beech Street,
JAMES TOLMAN,	.	.	.	.	Parker Street.

## WARD 5.

WILLIAM HOBBS, JR.,	.	.	.	.	St. James Street,
SOLOMON A. BOLSTER,	.	.	.	.	Regent Street,
EBEN ALEXANDER,	.	.	.	.	Walnut Street,
JOHN J. MERRILL,	.	.	.	.	Bainbridge St.

## JOINT STANDING COMMITTEES OF THE CITY COUNCIL.

## ON FINANCE.

The Mayor, <i>Aldermen</i> Little, Newton.	<i>Common Council.</i> Messrs. Scott, Wright, Short, Osgood, Alexander.
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## ON ACCOUNTS.

<i>Aldermen</i> Little, Osgood.	<i>Common Council.</i> Messrs. Tolman, Bolster, Hobbs, Jr.
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## ON SEWERAGE.

The Mayor, <i>Aldermen</i> Jackson, Adams.	<i>Common Council.</i> Messrs. Rogers, Litchfield, Lingham, Atwood, Merrill.
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## ON PUBLIC PROPERTY.

<i>Aldermen</i> Little, Harding, Bacon, Jr.	<i>Common Council.</i> Messrs. Bartlett, Tolman, Lingham, Downey, Bolster.
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## ON PUBLIC INSTRUCTION.

The Mayor, <i>Aldermen</i> Little, Newton,	<i>Common Council.</i> Messrs. Backup, <i>ex off.</i> Tolman, Kidder, Short, Hobbs, Jr.
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## ON FUEL.

*Aldermen*

Newton,  
Harding.

*Common Council.*

Messrs. Bartlett,  
Hunnewell,  
Hobbs, Jr.

## ON CLAIMS.

*Aldermen*

Newton,  
Jackson,  
McElroy.

*Common Council.*

Messrs. Hunnewell,  
Bolster,  
Kidder,  
Richards,  
Downey.

## ON STREETS.

The Mayor,

*Aldermen*

Jackson,  
Bacon, Jr.

*Common Council.*

Messrs. Litchfield,  
Merrill,  
Rogers,  
Atwood,  
Lingham.

## ON FIRE DEPARTMENT.

*Aldermen*

Adams,  
Harding,  
Osgood.

*Common Council.*

Messrs. Scott,  
Richards,  
Kelley,  
Atwood,  
Alexander.

## ON LAMPS.

*Aldermen*

Adams,  
Harding,  
Jackson.

*Common Council.*

Messrs. Merrill,  
Bartlett,  
Wright,  
Kelley,  
Osgood.

## ON PRINTING.

<i>Aldermen</i>		<i>Common Council.</i>
Newton,		Messrs. Litchfield,
Bacon, Jr.		Osgood,
		Wright.

## ON PARKS AND SQUARES.

The Mayor,		<i>Common Council.</i>
<i>Aldermen</i>		Messrs. Tolman,
McElroy,		Rogers,
Osgood.		Hobbs, Jr.,
		Kidder,
		Richards.

## ON WATERING STREETS.

<i>Aldermen</i>		<i>Common Council.</i>
Adams,		Messrs. Merrill,
McElroy.		Bartlett,
		Downey.

## ON MILITARY AFFAIRS.

The Mayor,		<i>Common Council.</i>
<i>Aldermen</i>		Messrs. Backup,
Little,		Scott,
McElroy.		Hunnewell,
		Alexander,
		Short.

## STANDING COMMITTEES OF BOARD OF ALDERMEN.

## ON POLICE.

*Aldermen* Adams, Little and Osgood.

## ON LICENSES.

*Aldermen* Jackson, Osgood and Bacon, Jr.

## ON ENROLMENT.

*Aldermen* Jackson, McElroy and Osgood.

## ON BILLS.

*Aldermen* Little, Adams and Newton.

**STANDING COMMITTEES OF THE COMMON COUNCIL.**

ON ELECTIONS.

Messrs. Kelley, Litchfield and Bolster.

ON ENROLMENT.

Messrs. Hunnewell, Short and Richards.

CITY CLERK AND CLERK OF BOARD OF ALDERMEN.

JOSEPH W. TUCKER.

CLERK OF COMMON COUNCIL.

FRANKLIN WILLIAMS.

CITY MESSENGER.

WILLIAM N. FELTON.

SURVEYORS OF HIGHWAYS.

THE MAYOR AND ALDERMEN.

COMMISSIONER OF STREETS, AND SUPERINTENDENT OF SEWERS.

MOSES H. WEBBER.

SUPERINTENDENT OF PUBLIC BUILDINGS.

ALONZO W. FOLSOM.

**TREASURY DEPARTMENT.**

TREASURER AND COLLECTOR.

JOSEPH W. DUDLEY.

CLERK.

JOHN W. PARKER.

ASSESSORS.

Theodore Otis,

Wm. Rumrill,

Wm. H. McIntosh.

## CLERK TO ASSESSORS.

CHARLES R. TODD.

## ASSISTANT ASSESSORS.

Ward 1. Eliot Trask,	Ward 4. Isaac H. Meserve,
2. William Seaver,	5. John L. Stanton.
3. Henry Willis,	

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OVERSEERS OF THE POOR.

THE MAYOR, Chairman.

Ward 1. William Morse,	Ward 4. George Curtis,
2. Ira Allen,	5. Charles D. Swain.
3. John Eagan,	

IRA ALLEN, *Agent*.

[Office, Gun House, Putnam Street.]

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THE ALMSHOUSE.EZRA YOUNG, *Superintendent*.GEO. J. ARNOLD, M. D., *Physician*.

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HOUSE OFFAL DEPARTMENT.EZRA YOUNG, *Superintendent*.

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CEMETERY AT FOREST HILLS.

## BOARD OF COMMISSIONERS.

	Term expires.
Alvah Kittredge, <i>Chairman</i> ,	1867
William C. Harding,	1868
Joseph H. Chadwick,	1869
George Lewis, <i>Secretary</i> ,	1870
George Frost,	1871

Joseph W. Dudley, *Treasurer*.Joseph W. Tucker, *Register*.Oliver Moulton, *Superintendent*.

**HARBOR MASTER.**

FRANKLIN WINCHESTER.

**FIRE DEPARTMENT.**

CHIEF ENGINEER.

JAMES MUNROE.

ASSISTANT ENGINEERS.

- |                      |  |                     |
|----------------------|--|---------------------|
| 1. John Culligan,    |  | 3. Francis Freeman, |
| 2. Phineas D. Allen, |  | 4. George D. White. |

**CITY SOLICITOR.**

JOHN W. MAY.

**HEALTH DEPARTMENT.**

BOARD OF HEALTH.

The Mayor and Aldermen.

CITY PHYSICIAN.

JOSEPH H. STREETER, M. D.

CONSULTING PHYSICIANS.

Horatio G. Morse, M. D.

Ira Allen, M. D.

John S. Flint, M. D.

SUPERINTENDENT OF BURIAL GROUNDS AND UNDERTAKER.

JOHN C. SEAVER.

UNDERTAKERS.

Joseph S. Waterman,		John Heintz,
William Manning,		John Haynes.

CONTRACTOR FOR THE REMOVAL OF NIGHT SOIL.

W. H. H. YOUNG, Office, Police Station, City Hall.



## POLICE DEPARTMENT.

## POLICE COURT.

STANDING JUSTICE.

PETER S. WHEELOCK.

CLERK.

ALFRED WILLIAMS.

SPECIAL JUSTICE.

IRA ALLEN.

CITY MARSHAL.

ISAAC S. BURRELL, Munroe Street.

## CONSTABLES, POLICEMEN AND NIGHT WATCHMEN.

Joseph Hubbard,  
 Samuel McIntosh,  
 Matthew Clark,  
 Jeremiah M. Swett,  
 Hawley Folsom,  
 William E. Hicks,  
 William D. Cook,  
 Joseph Hastings,  
 Eben T. Hitchcock,  
 James Ball,  
 Joseph Parker,  
 Edward F. Mecuen,  
 Elbridge G. Cobb,  
 Thomas Culligan,

Arthur F. Anderson,  
 Silas M. Littlefield,  
 James G. Hooper,  
 Henry H. Perkins,  
 Sylvester E. Partridge,  
 Ebenezer H. Folsom,  
 Henry Morse,  
 John W. Chase,  
 Oliver P. Ricker,  
 Samuel Hitchcock,  
 Christopher C. Dow,  
 George R. Mathews,  
 George H. Bills,  
 Joseph Wigginn.

## CONSTABLES.

Phineas B. Smith,  
 Moses N. Hubbard,  
 James Munroe,  
 Morrill P. Berry,

Edward H. Bowman,  
 Caleb S. Emery,  
 Elisha M. Davis.

## TRUANT OFFICERS.

Hawley Folsom,  
Joseph Hubbard,  
William D. Cook,  
Samuel McIntosh,  
James Ball,  
Matthew Clark,

Jeremiah M. Swett,  
William E. Hicks,  
Joseph Hastings,  
Eben T. Hitchcock,  
Arthur F. Anderson.

## SPECIAL POLICE AND NIGHT WATCHMEN.

James Munroe,  
John Culligan,  
P. D. Allen,  
John J. Brooks,  
Lyman O. Dow,  
Graham Hall,  
Eliot Trask,  
Edward H. Bowman,

Ebenezer Stone,  
Moses N. Hubbard,  
William H. Mathews,  
Orlando Austin,  
William N. Hastings,  
Jonas Pierce, Jr.,  
George W. Decatur,  
Wm. Merrill.

## CORONER.

IRA ALLEN.

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**SUBORDINATE OFFICERS.**

## FIELD DRIVERS.

Charles D. Bickford,  
Hawley Folsom,  
William E. Hicks,  
Samuel McIntosh,  
William D. Cook,  
Jeremiah M. Swett,  
Elbridge G. Cobb,  
Edward F. Mecuen,  
Matthew Clark,

Thomas Culligan,  
Luke Vila,  
Sylvester E. Partridge,  
Ebenezer B. Rumrill,  
Ebenezer T. Hitchcock,  
Christopher C. Dow,  
Elisha M. Davis,  
James Ball.

## FENCE VIEWERS.

Moses Gragg,            John Dove.

## POUND KEEPER.

Thomas M. Cotton.

## SEALERS OF LEATHER.

Reuben M. Stackpole,            |            Joseph W. Winslow.

## MEASURERS OF WOOD AND BARK.

Stephen Faunce,		Francis Freeman,
William Seaver,		Stephen Hammond,
Henry Basford,		Edwin A. Remick.

## PUBLIC WEAIGHER, AND WEAIGHER OF HAY, COAL AND BEEF.

Andrew W. Newman.

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 LIQUOR AGENT.

George B. Faunce.

## WARD OFFICERS.

## WARD 1.

*Warden.*  
William Morse.

*Clerk.*  
James T. Pond.

*Inspectors.*  
Thomas H. Litchfield,  
Charles Erskine,  
William H. Allen.

## WARD 2.

*Warden.*  
Anthony B. Shaw.

*Clerk.*  
George F. Seaver.

*Inspectors.*  
Henry B. Phelps,  
James H. Curley,  
Henry F. Thayer.

## WARD 3.

*Warden.*  
James W. Ruth.

*Clerk.*  
George M. Hobbs.

*Inspectors.*  
John J. Brooks,  
John McGreevey,  
Nicholas Eagan.

## WARD 4.

*Warden.*  
John R. Withington.

*Clerk.*  
Phineas B. Smith, Jr.

*Inspectors.*  
Roland C. Shaw,  
Charles H. Plympton,  
Pierpont P. Flint.

## WARD 5.

*Warden.*  
Herbert Wiswall.

*Clerk.*  
Samuel H. Hunneman, Jr.

*Inspectors.*  
Henry Basford,  
Alton G. Reed,  
Giles H. Rich.

## PUBLIC SCHOOLS.

## SCHOOL COMMITTEE.

EDWIN RAY, *Chairman.* | FRANKLIN WILLIAMS, *Secretary.*

*Elected at Large.*

WILLIAM A. CRAFTS, J. WARREN TUCK, HORATIO G. MORSE.

*Elected by Wards.*

Ward 1.—Franklin Williams, James Morse.

“ 2.—Benj. F. Bronson, George Warren.

“ 3.—Timothy R. Nute, George M. Hobbs.

“ 4.—George H. Monroe, James Waldock.

“ 5.—Edwin Ray, Moody Merrill.

—  
JANITOR.

Jonas Pierce, Jr.

—  
LATIN AND ENGLISH HIGH SCHOOL.

† This School is under the direction of a Board of Trustees, consisting of the following gentlemen:—

George Putnam, *President.*

Charles K. Dillaway, *Sec'y.*

James Guild, *Treasurer.*

Theodore Otis,

Samuel P. Blake,

John S. Sleeper,

Joseph S. Ropes,

William S. Leland,

S. C. Thwing,

William C. Appleton,

James Ritchie,

John O. Means.



## W A R D S ,

As divided and established by the Board of Selectmen of the Town of Roxbury, March 26, 1846.

WARD 1. Beginning on Washington Street, at the division line between Boston and Roxbury; thence on the easterly side of Washington Street to the Norfolk and Bristol Turnpike; thence on the easterly side of said Turnpike to Dudley Street; thence on the northerly side of said street to Eustis Street; thence on the easterly side of Eustis Street to the division line between Roxbury and Dorchester.

WARD 2. Beginning at the Boston and Roxbury line; thence on the westerly side of Washington to Vernon Street; thence on the northerly side of Vernon to Ruggles Street; thence on the easterly and northerly side of Ruggles to Parker Street; thence crossing Parker Street over the marshes on the northerly side of said street to the creek, which is the dividing line between Brookline and Roxbury.

WARD 3. Beginning at the division line between Roxbury and Brookline on Washington Street; thence on the northerly side of Washington Street to the junction of Centre and Washington Streets; thence crossing Washington to Dudley Street; thence on the northerly side of Dudley Street to the Norfolk and Bristol Turnpike; thence on the westerly side of said turnpike to Washington Street; thence on the westerly side of said street to Vernon Street; thence on the southerly side of Vernon Street to Ruggles Street; thence crossing Ruggles Street on the westerly and southerly side of said street to Parker Street; thence crossing Parker Street over the marshes on the southerly side to the creek which divides Roxbury from Brookline, the point where the Second Ward terminates.

WARD 4. Beginning at the division line between Roxbury and Brookline on Washington Street; thence on the southerly side of Washington to the junction of Centre and Washington Streets; thence crossing to Dudley Street on the southerly side of Dudley Street to the Norfolk and Bristol Turnpike; thence on the westerly side of said turnpike to a stone monument; thence in a straight line to a stone monument near Leonard Hyde's on Centre Street, being the division line between West Roxbury and Roxbury; thence in a direct line to the division line between Brookline, Roxbury and West Roxbury.

WARD 5. Beginning at the Roxbury and Dorchester line on Eustis Street; thence on the westerly side of said street to Dudley Street; thence on the southerly side of said street to Norfolk and Bristol Turnpike; thence on the easterly side of said turnpike to Seaver Street; thence on the northerly side of Seaver Street to Brush Hill Turnpike; thence in a direct line to Dorchester line.

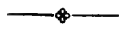


### W A R D R O O M S .

- Ward 1. Primary School House, Eustis Street.
- “ 2. Vestry Tremont Baptist Church, Ruggles Street.
- “ 3. Ward Room, Putnam Street.
- “ 4. Engine House, Centre Street.
- “ 5. School House, Winthrop Street.



# INSTRUCTIONS FOR WARD OFFICERS.



## OF COUNTING VOTES.

1. Results of elections, how determined.
2. Same subject.
3. Effect of  $\frac{1}{2}$  Plurality Law. To determine whole number of ballots.
4. When an office is to be filled by but one person, &c.
5. When an office is to be filled by more than one person, &c.

6. Whole number of ballots.
7. Same subject.

## OF KEEPING WARD RECORDS.

1. Clerk to keep the records.
2. Warrant and return to be copied and certified. Record of meeting. Polls opened. Polls closed. Election in all the Wards. Election in single Ward. Vote declared. Meeting dissolved. Clerk's attestation.

## OF COUNTING VOTES.

1. In order to determine the result of any election of any civil officer or officers of this Commonwealth, the whole number of persons who voted at such election shall first be ascertained, by counting the whole number of separate ballots given in, and the person or persons who shall receive the highest number of votes shall be deemed and declared to be elected; and in all returns of elections, the whole number of ballots shall be distinctly stated, but blank pieces of paper shall not be counted as ballots.

Results of Elections, how determined, Stat. 1856, ch. 157, § 1.

2. If at any election where more than one civil officer is to be elected to the same office, any two or more candidates shall receive an equal number of votes, being a plurality, by reason whereof the whole number to be elected cannot be completed, the candidates having such equal number of votes shall be deemed not to be elected.

Same subject, *Ibid.*, § 2.

Effect of  
Plurality  
law.

3. By the establishing of the plurality law, in all cases, in this Commonwealth, the difficulties which formerly existed in determining the result of an election have been almost entirely removed. Errors in regard to the whole number of ballots may, however, be made by Ward Officers, and they should be particularly careful in ascertaining it exactly, and recording it correctly, since otherwise the whole number of ballots as returned by them will not agree with the sum of the ballots given for each candidate. They should bear in mind that, although several ballots for different officers may be enclosed in one envelope, or printed upon one ticket, the ballots for each office should be counted separately, as much so as if they were enclosed in separate envelopes, or printed on separate tickets, and deposited in separate boxes.

To deter-  
mine whole  
number of  
ballots.

When an  
office is to be  
filled by one  
person, etc.

4. When an office is to be filled by but one person, as Governor, Lieutenant Governor, Register of Deeds, County Treasurer, Mayor, Warden, Ward Clerk, &c., the whole number of ballots may be ascertained, correctly, after counting the votes for each candidate, *by adding together all the votes cast for each candidate for the same office.*

When an  
office is to be  
filled by  
more than  
one person,  
etc.

5. When an office is to be filled by more than one person, as Senators, Representatives, County Commissioners, and Special Commissioners, Aldermen, Common Councilmen, School Committee, and Ward Inspectors, the whole number of ballots for each of those officers should be counted separately, as soon as the box is turned, and before the votes become mixed. Every ballot having upon it one name or more for Senators should be counted as *one ballot for Senators*, and every ballot having upon it one name or more for Aldermen should be counted as *one ballot for Aldermen*, and so on, through the whole list of offices to be filled.

6. The object of the law in ascertaining the whole <sup>Whole number of ballots.</sup> number of ballots, is to ascertain the whole number of voters who vote for a candidate or candidates for each office; and therefore, if a person votes for only one representative when he might vote for five on the same ballot, his vote is to be counted as a ballot in making up the whole number cast for that office. It represents a voter, and is a ballot.

7. But if a person votes for *Representatives only*, <sup>Same subject.</sup> that vote should not be counted in making up the whole number for *Senators*; or if a person votes for Mayor and Aldermen, that vote, which is composed of two ballots, should be counted as *one ballot for Mayor and one ballot for Aldermen*, but not as a ballot for Common Councilman, nor Inspectors of Elections, &c., as frequently happens where the *tickets* are taken as the ballots.

#### OF KEEPING WARD RECORDS.

1. It is the Clerk's duty to keep the records, and they should be signed by him alone, and not by the <sup>Clerk to keep the records.</sup> Warden and Inspectors.

2. The warrant calling the meeting, and the officer's return thereon, should be first copied on the <sup>Warrant and return to be copied and certified.</sup> book, and certified as true copies. The record should then proceed in this form, varied to meet the circumstances of the case:—

“Pursuant to the foregoing warrant, the inhabitants <sup>Record of meeting.</sup> of Ward No. —, qualified to vote as the law directs, assembled at the time and place and for the purposes therein expressed.

“At — o'clock, A. M., the warrant calling the meet- <sup>Polls opened</sup> ing was read by the Warden, who then called upon the inhabitants of said Ward, qualified by law to vote, to give in their ballots for the purposes expressed in said warrant.

Polls closed. "At — o'clock, P. M., the polls were closed, and the whole number of ballots given in having been sorted and counted by the Warden and Inspectors of Elections in the manner provided by law, the result was as follows:—

"The whole number of ballots for Governor was —;

A. B. had —;

C. D. had —;

Election in  
all the  
Wards.

"The whole number of ballots for Senators was —;

E. F. had —;

G. H. had —;"

*(And so on through the whole list. When the election is determined by each Ward alone, as Common Councilmen, Warden, Inspectors, and Ward Clerk, the record should be made thus:)*

Election in  
single Ward.

"The whole number of ballots for Common Councilmen was —;

A. B. had —;

C. D. had —;

E. F. had —;

G. H. had —;

And they are elected.

M. N. had —;

O. P. had —;"

*(And so on through the list.)*

Vote  
declared.

"The state of the ballots, as sorted, counted and recorded as above in open Ward meeting, was declared to the meeting by the Warden.

Meeting  
dissolved.

"The meeting was then dissolved.

"A true record,

Clerk's  
attestation.

X. Y. Z., *Ward Clerk.*"

MODES AND TIMES OF APPOINTMENT  
OF THE VARIOUS CITY OFFICERS.



City Clerk—in Convention, . . . . .	January.
Undertakers—Mayor and Aldermen.	
Chief and Assistant Engineers—in Convention,	April.
Commissioner of Streets—Mayor and Aldermen, . . . . .	January.
Field Drivers, Fence Viewers, Pound Keeper, Tythingmen, Sealers of Leather, Measurers of Wood and Bark, Weigher of Hay, Sealer of Weights and Measures, Weighers of Cola, and Public Weigher, — Concurrent vote, first acted upon by the Mayor and Aldermen, . . . . .	April.
Officer to Complain of Truants—Mayor and Aldermen, . . . . .	January.
Assessors—in Convention, . . . . .	April.
City Marshal, Policemen and Watchmen—Mayor and Aldermen, . . . . .	January.
Constables—Mayor and Aldermen, . . . . .	April.
City Treasurer—in Convention, . . . . .	January.
Consulting Physicians—Concurrent vote of both branches of the City Council, . . . . .	May or June.
City Messenger—Concurrent vote, first elected by the Mayor and Aldermen, . . . . .	April.
Superintendent of Burial Grounds—Mayor and Aldermen, . . . . .	April.
Superintendent of Public Buildings—Concurrent vote of both branches of City Council,	February.
City Solicitor — Concurrent vote of both branches of the City Council, . . . . .	February.
City Physician — Concurrent vote of both branches of the City Council, . . . . .	May.
Harbor Master—Elected by City Council, . . . . .	April.

VALUATION OF ESTATES, AND NUMBER OF POLLS  
IN ROXBURY, FROM 1836 TO 1865.

1836	.	.	.	\$5,582,400	1,883
1837	.	.	.	5,875,000	2,114
1838	.	.	.	5,979,900	2,047
1839	.	.	.	6,438,600	2,129
1840	.	.	.	6,721,000	2,300
1841	.	.	.	6,941,600	2,474
1842	.	.	.	7,341,600	2,570
1843	.	.	.	7,710,000	2,554
1844	.	.	.	8,578,600	2,977
1845	.	.	.	9,569,800	3,433
1846	.	.	.	12,543,900	3,668
1847	.	.	.	12,628,300	3,806
1848	.	.	.	13,174,600	3,999
1849	.	.	.	13,476,600	3,982
1850	.	.	.	13,712,800	4,125
1851*	.	.	.	13,933,200	4,223
1852	.	.	.	11,935,200	3,440
1853	.	.	.	12,432,600	3,623
1854	.	.	.	13,369,200	3,833
1855	.	.	.	15,577,200	3,804
1856	.	.	.	16,660,400	4,118
1857	.	.	.	17,327,000	4,152
1858	.	.	.	17,468,800	4,316
1859	.	.	.	19,726,200	4,592
1860	.	.	.	20,548,800	5,099
1861	.	.	.	20,852,000	5,080
1862	.	.	.	20,690,600	4,719
1863	.	.	.	20,935,800	4,618
1864	.	.	.	22,234,400	4,921
1865	.	.	.	23,580,600	5,410

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\* West Roxbury set off, 1851.

## POPULATION OF ROXBURY AT DIFFERENT PERIODS.

1765	.	.	.	.	1,487
1790	.	.	.	.	2,226
1800	.	.	.	.	2,765
1810	.	.	.	.	3,669
1820	.	.	.	.	4,135
1830	.	.	.	.	5,247
1840	.	.	.	.	9,087
1850*	.	.	.	.	18,316
1855	.	.	.	.	18,477
1860	.	.	.	.	25,138
1865	.	.	.	.	28,426

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\* Including West Roxbury.





## HISTORICAL LIST OF MEMBERS,

OF THE CITY COUNCIL OF ROXBURY SINCE THE ADOPTION OF  
THE CITY CHARTER.

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### MAYORS.

John Jones Clarke, 1846.  
Henry Alexander Scammel Dearborn, 1847, 48, 49, 50, 51.\*  
Samuel Walker, 1852, 53.  
Linus Bacon Comins, 1854.  
James Ritchie, 1855.  
John Sherburne Sleeper, 1856, 57, 58.  
Theodore Otis, 1859, 60.  
William Gaston, 1861, 62.  
George Lewis, 1863, 64, 65, 66.

### ALDERMEN.

Elijah Lewis, 1846, 47.  
Dudley Williams, 1846.  
Laban Smith Beecher, 1846.  
Moses Day, 1846.  
Samuel Walker, 1846.  
Samuel Jackson, 1846.  
Francis Chandler Head, 1846, 47, 48, 49, 50, 51.  
William Keith, 1846, 47, 48.  
Robert Gardner, 1847, 48.  
Richard Ward, 1847, 48, 49, 50, 51.  
William Bradbury Kingsbury, 1847, 48, 49, 50.  
Calvin Young, 1847, 48, 49, 50, 51.  
Nelson Curtis, 1847, 49, 50, 52, 53, 54, 56.  
Benjamin Franklin Campbell, 1848, 52, 53.  
Samuel Parkman Blake, 1848.  
Daniel Jackson, 1849, 50, 65, 66.  
John Lincoln Plummer, 1849, 50, 51.  
William Mackintosh, 1849, 50.  
George Curtis, 1851, 52, 53, 54.  
Hiram Hall, 1851.  
Theodore Dunn, 1851.  
George Brown, 1851.  
Abraham Gearfield Parker, 1852, 53.  
Alvah Kittredge, 1852, 53.  
Horace Williams, 1852, 53.  
James Guild, 1852.  
John Hunt, 1852.  
John Sherburne Sleeper, 1853.

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\*Died July 29th, 1851, at Portland, Me. Samuel Walker was elected by the two branches of the City Council, August 11th, to fill the vacancy.

Charles Hickling, 1853, 54.  
 Joseph Nathaniel Brewer, 1854.  
 George Jefferds Lord, 1854.  
 Robert Wilkins Ames, 1854.  
 Calvin Barstow Faunce, 1854, 55.  
 Benjamin Perkins, 1854.  
 Charles Bunker, 1855.  
 Samuel Sinclair Chase, 1855.  
 Joseph Houghton, 1855.  
 Asa Wyman, 1855.  
 Moses Howe Webber, 1855.  
 Francis Gardner, 1855.  
 William Davis Adams, 1855.  
 Benjamin Thompson, 1856, 57.  
 Charles Edward Grant, 1856, 57.  
 Joseph Gendell Torrey, 1856.  
 George Smith Griggs, 1856, 57.  
 Nahum Ward, 1856.  
 Jonathan Pratt Robinson, 1856.  
 Charles Carter Nichols, 1856, 57.  
 Walden Porter, 1857.  
 Joseph Houghton Chadwick, 1857.  
 Henry Willis, 1857.  
 George Lewis, 1857, 58, 59.  
 William Sherman Leland, 1858.  
 John Codman Clapp, 1858, 59, 60.  
 Samuel Pearson, 1858.  
 Benjamin Simons Noyes, 1858, 59.  
 Uriah Tompkins Brownell, 1858.  
 Samuel Atwood Shurtleff, 1858.  
 Ivory Harmon, 1858, 63, 64.  
 William Bird May, 1859, 60.  
 Joshua Bentley Fowle, 1859, 60.  
 William Curtis, 1859, 60.  
 Alonzo Williams Folsom, 1859, 60.  
 George Frost, 1859, 60.  
 Jerahmeel Cummings Pratt, 1860, 61.  
 Gideon Babbitt Richmond, 1860, 61, 62, 63.  
 Samuel Little, 1861, 62, 63, 64, 65, 66.  
 Oliver Jenkins Curtis, 1861.  
 Isaac Sanderson Burrell, 1861.  
 Charles Stanwood, 1861, 62.  
 Robert Hale, 1861.  
 Samuel Crocker Cobb, 1861, 62.  
 William Ricker Huston, 1862, 63.  
 Phineas Bean Smith, 1862, 63, 64.  
 John Henry Lester, 1862, 63.  
 Ariel Low, 1862.\*  
 Moses Henry Day, 1863, 64, 65.  
 James Edson Adams, 1863, 64, 65, 66.  
 William Seaver, 1864, 65.  
 Richard Holmes, 1864, 65.  
 John Franklin Newton, 1864, 65, 66.  
 William Curtis Harding, 1865, 66.  
 William Bacon, Jr., 1866.  
 John McElroy, 1866.  
 Johh Felt Osgood, 1866.

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\*Resigned, and Ivory Harmon was chosen to fill the vacancy.

## PRESIDENTS OF THE COMMON COUNCIL.

Francis George Shaw, 1846.  
 Linas Bacon Comins, 1847, 48.  
 William Augustus Crafts, 1849, 50, 51.  
 William Gaston, 1852, 53.  
 James Monroe Keith, 1854.  
 William Ellison, 1855.  
 John Wilder May, 1856.  
 Henry Pinkham Shed, 1857, 58.  
 Ebenezer Waters Bumstead, 1859, 60.  
 George Burrill Faunce, 1861.  
 Moses Henry Day, 1862.  
 Roland Worthington, 1863, 64.  
 John Backup, 1865, 66.

## COMMON COUNCIL.

## WARD 1.

Daniel Jackson, 1846, 47, 48.  
 Sylvester Bowman, 1846, 47, 49, 50.  
 William Dudley Seaver, 1846.  
 Simeon Litchfield, 1847, 48, 52.  
 Ebenezer Chamberlain, 1848.  
 Allen Putnam, 1849, 50, 59.  
 James Munroe, 1849, 50.\*  
 Daniel Putnam Upton, 1851, 52, 53.  
 Reuben Winslow, 1851.  
 John Reed Howard, 1851.\*  
 John Parker, 1852.  
 George Jefferds Lord, 1852, 53, 57.  
 Franklin Williams, 1853, 54, 55, 56, 57.  
 Joseph Houghton Chadwick, 1853, 54.  
 Joseph Gendell Torrey, 1854.  
 Thomas Farmer, 1854.  
 William Morse, 1855, 56, 57, 59.  
 George Harris Pike, 1855, 56, 64.  
 Asa Wyman, Jr., 1855.  
 Samuel Pearson, Jr., 1856.  
 Albert Brewer, 1857, 58.  
 Ebenezer Ryerson, 1858.  
 Joel Gay, 1858.†  
 Chester Morse Gay, 1858.  
 Benjamin Franklin Campbell, 1859, 60.  
 Asa Wyman, 1859, 60.  
 Lemuel Foster Morse, 1860, 61, 62, 63, 64.  
 Charles Stanwood, 1860.  
 Lewis Fales Whiting, 1861, 62.  
 Patrick Edward Reed, 1861.  
 Thomas C. Norton, 1861, 62.  
 Michael William Dolan, 1862, 63.  
 Edward Myers, 1863.  
 Roger Drury, 1863.  
 Augustus Lafayette Litchfield, 1864, 65, 66.  
 Alvin Gardner Bartlett, 1864, 65, 66.

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\* Resigned, and John Parker was elected to fill the vacancy.

† Resigned, and William Morse was elected to fill the vacancy.

Joseph Moody Pike, 1865.  
 John Adams Scott, 1865, 66.  
 Charles Lewis Kidder, 1866.

## WARD 2.

Abraham Gearfield Parker, 1846, 47, 48.  
 George Smith Griggs, 1846, 47, 48.  
 Esdras Lord, 1846, 47, 48.  
 Thatcher Sweat, 1849, 50, 51.  
 Uriah Tompkins Brownell, 1849, 50, 51.  
 William Seaver, 1849, 50, 51.  
 John Milton Hewes, 1852, 53, 54.  
 Ariel Ivers Cummings, 1852, 53.  
 Joseph Houghton, 1852, 53, 54.  
 Wilder Beal, 1852.  
 Phineas Colburn, 1853, 54, 56, 57.  
 Henry Basford, 1854.  
 John Morrill Marston, 1855, 59, 60.  
 Alvin Mason Robbins, 1855, 57, 61, 62, 63, 64.  
 William Hyde Palmer, 1855.  
 Benjamin Simons Noyes, 1855.  
 Timothy Ricker Nute, 1856.  
 William Parker Fowle, 1856, 57, 58.  
 Thomas Langdon Dodge Perkins, 1856, 57.  
 Gideon Babbitt Richmond, 1858, 59.  
 Thatcher Franklin Sweat, 1858, 59, 60, 61.  
 Albert Batchelder, 1858, 59, 60.  
 Edward Lang, Jr., 1860.  
 John Stanton, 1861.  
 James Thom Buswell, 1861.  
 Thomas Piedmont Sweat, 1862, 63, 64, 65.  
 Square Gage Brooks, 1862, 63.  
 George Warren, 1862, 63, 64, 65.  
 William Bacon, Jr., 1864, 65.  
 John Backup, 1865, 66.  
 Lucius Banfield Wright, 1866.  
 Charles Theodore Lingham, 1866.  
 George Richards, 1866.

## WARD 3.

William James Reynolds, 1846, 47, 48, 49, 50.  
 William Greene Eaton, 1846, 47, 48.  
 John Landorff De Wolf, 1846.  
 William Augustus Crafts, 1847, 48, 49, 50, 51.  
 William Gaston, 1849, 50, 51, 52, 53.  
 Joseph Crawshaw, 1851.  
 True Russell, 1852, 61.  
 John Wells Parker, 1852, 53.  
 Calvin Barstow Faunce, 1852, 53.  
 William Lewis Hall, 1853.  
 Charles Bayley Bryant, 1854.  
 Horace King, 1854.  
 Obed Rand, 1854.  
 Alden Graham, 1854.  
 Robert Simpson, 1855.  
 Robert Webb Molineux, 1855.  
 William Ricker Huston, 1855.

Joseph Henry Swain, 1855.  
 John Wilder May, 1856, 57.  
 John Emery Gowen, 1856.  
 William Francis Dunning, 1856.  
 Samuel Little, 1856, 57.  
 Alfred Gowen Hall, 1857, 58, 59.  
 John Bowdlear, 1857.  
 Patrick Henry Rogers, 1858, 59, 63, 65, 66.  
 Thomas Jefferson Mayall, 1858.  
 John Metcalf Way, 1858.  
 Malcom McLaughlin, 1859, 60, 61.  
 William H. Ward, 1859, 60.  
 George Burrill Faunce, 1860, 61.  
 Patrick Robert Guiney, 1860.  
 John McElroy, 1861, 62, 63, 65.  
 Gottlieb Frederick Burkhardt, 1862.  
 Stephen Henry Williams, 1862.  
 William Whitney, 1862.  
 James Calvert Eagan, 1863, 64.  
 Horace Homer White, 1863, 64.  
 Joseph Moody Pike, 1864.  
 Thomas Feely, 1864.  
 William Crocker Babbitt, 1865.  
 Michael Kelley, 1865, 66.  
 James Short, 1866.  
 John Downey, 1866.

## WARD 4.

Alvah Kittredge, 1846, 47, 48, 49, 50, 51.  
 Joseph Nathaniel Brewer, 1846, 47, 48, 49, 50, 51, 52, 53.  
 James Guild, 1846.  
 Nathaniel Mayhew, 1847, 48, 49, 50.  
 George Davenport, 1851, 52.  
 George Lewis, 1852, 53.  
 Frederick Guild, 1852.  
 Charles Frederick Bray, 1853.  
 Henry Davenport, 1853, 54.  
 Joseph Bond Wheelock, 1854.  
 George William Tuxbury, 1854.  
 John Roulstone Hall, 1854, 57, 58, 59.  
 Samuel Atwood Shurtleff, 1855, 56, 57.  
 William Ellison, 1855.  
 Clark Ide Gorham, 1855.  
 Ebenezer Waters Bumstead, 1855, 56.  
 Daniel Wingate Glidden, 1856.  
 Alonzo Williams Folsom, 1856.  
 William Graham, 1857, 58.  
 James Augustus Tower, 1857, 58.  
 Hartley Erskine Woodbridge, 1858, 59, 60.  
 John Henry Bufford, 1859.  
 Francis Freeman, 1859.  
 Phineas Bean Smith, 1860.  
 Moses Henry Day, 1860, 61, 62.  
 Frederick Augustus Brown, 1860.  
 Henry Pinkham Shed, 1861, 62.  
 Roland Worthington, 1861, 62, 63, 64.  
 Edward Wise, 1861.  
 George Putnam, Jr., 1862, 63, 64.  
 Henry Newton Farwell, 1863, 64.  
 Francis W. Welch, 1863, 64.

Charles Houghton, 1865.  
 Peleg Eseck Eddy, 1865.  
 Francis Hunnewell, 1865, 66.  
 James Tolman, 1865, 66.  
 Freeman David Osgood, 1866.  
 Isaac Francis Atwood, 1866.

## WARD 5.

Linus Bacon Comins, 1846, 47, 48.  
 Stephen Hammond, 1846, 48, 49.  
 Samuel Weld, 1846, 47.  
 Thomas Lord, 1847.  
 Samuel Walker, 1848, 49, 51.  
 Aaron Davis Williams, Jr., 1849, 50, 51.  
 Hiram Hall, 1850.  
 Robert Whipple Parker, 1850.  
 Horace Williams, 1851.  
 Charles Hickling, 1852.  
 William Sherman Leland, 1852, 53.  
 William Davis Adams, 1852, 53, 54.  
 Isaac Sanderson Burrell, 1852, 53.  
 William Bird May, 1853, 54.  
 Walden Porter, 1854.  
 James Monroe Keith, 1854.  
 Henry Pinkham Shed, 1855, 57, 58.  
 Joseph Willett Robbins, 1855.  
 John Wesley Wolcott, 1855.  
 James William Cushing, 1855, 56.  
 Robert Cofield Nichols, 1856, 57, 58.  
 John Thomas Ellis, 1856, 59.  
 William King Lewis, 1856, 57.  
 William Barton, 1857, 58.  
 Ebenezer Waters Bumstead, 1858, 59, 60.  
 Thomas Farmer, 1859.  
 John Dove, 1859.  
 Charles Davis Swain, 1860, 61, 62.  
 Oliver Jenkins Curtis, 1860.  
 William Henry McIntosh, 1860, 61, 62.\*  
 David Jones Foster, 1861, 62.  
 John Franklin Newton, 1861, 62, 63.  
 Franklin Curtis, 1863, 64.  
 Nathaniel Oliver Hart, 1863.  
 William Curtis Harding, 1863.  
 John Jay Merrill, 1864, 66.  
 Christopher Tilden, Jr., 1864, 65.  
 Mitchell Leavitt, 1864, 65.  
 Augustus Parker, 1865.  
 Asa Wyman, Jr., 1865.  
 William Hobbs, Jr., 1866.  
 Ebenezer Alexander, 1866.  
 Solomon A. Bolster, 1866.

## WARD 6. †

George James, 1846, 47.  
 Joseph Richards Weld, 1846.

\* Resigned, and Franklin Curtis elected.

† Wards 6, 7 and 8, with parts of Wards 4 and 5, were set off and incorporated, by Act of  
 • Legislature, May 24, 1851, into the town of West Roxbury.

Calvin Young, 1846.  
 Franklin Fearing, 1847, 48.  
 George Henry Williams, 1847.  
 Atkins Augustus Clark, 1848, 49.  
 Enoch Nute, 1848.  
 John Flavel Jenkins Mayo, 1849, 50.  
 Jonas Barnard, 1849, 50.  
 Hosea Ballou Stiles, 1850, 51.  
 William Henry Gray, 1851.  
 John Richardson, 1851.

## WARD 7.

John Dove, 1846, 47.  
 Anson Dexter, 1846, 47.  
 Theodore Dunn, 1846, 48, 50.  
 James Eri Forbush, 1847.  
 Stephen Merrill Allen, 1848, 49, 50.  
 Ebenezer Whitten Stone, 1848, 49.  
 Ephraim Washington Bouve, 1849.  
 Jacob Phillips George, 1850, 51.  
 John Carroll Pratt, 1851.  
 William Davis Ticknor, 1851.

## WARD 8.

Francis George Shaw, 1846.  
 George Washington Mann, 1846.  
 Ebenezer Dudley, 1846, 47.  
 Chauncy Jordan, 1847, 48, 49, 50.  
 George Brown, 1847, 48, 49, 50.  
 Benjamin Guild, 1848.  
 Charles Gideon Mackintosh, 1849, 50, 51.  
 Cornelius Cowing, 1851.  
 James W. Wason, 1851.





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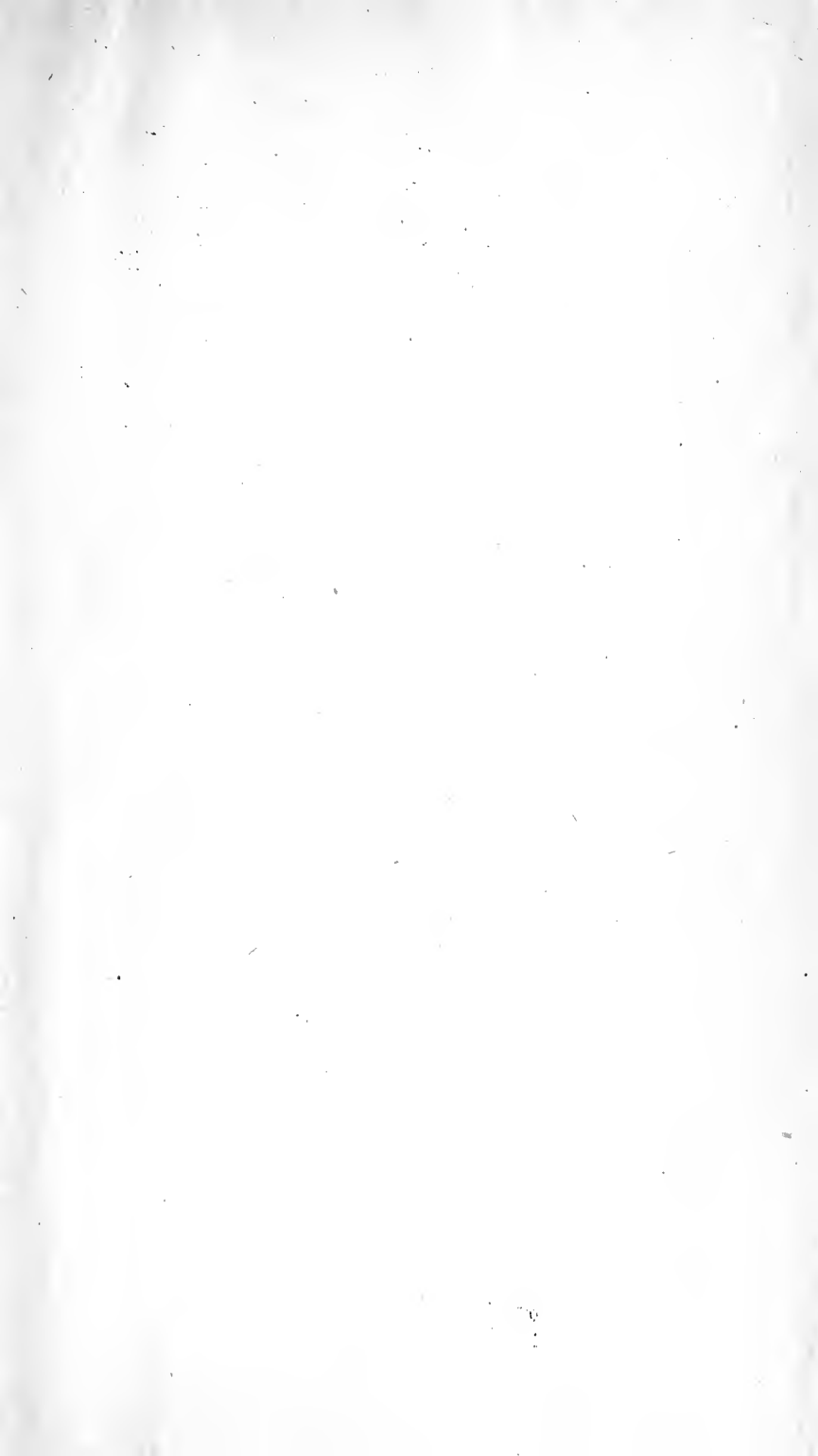
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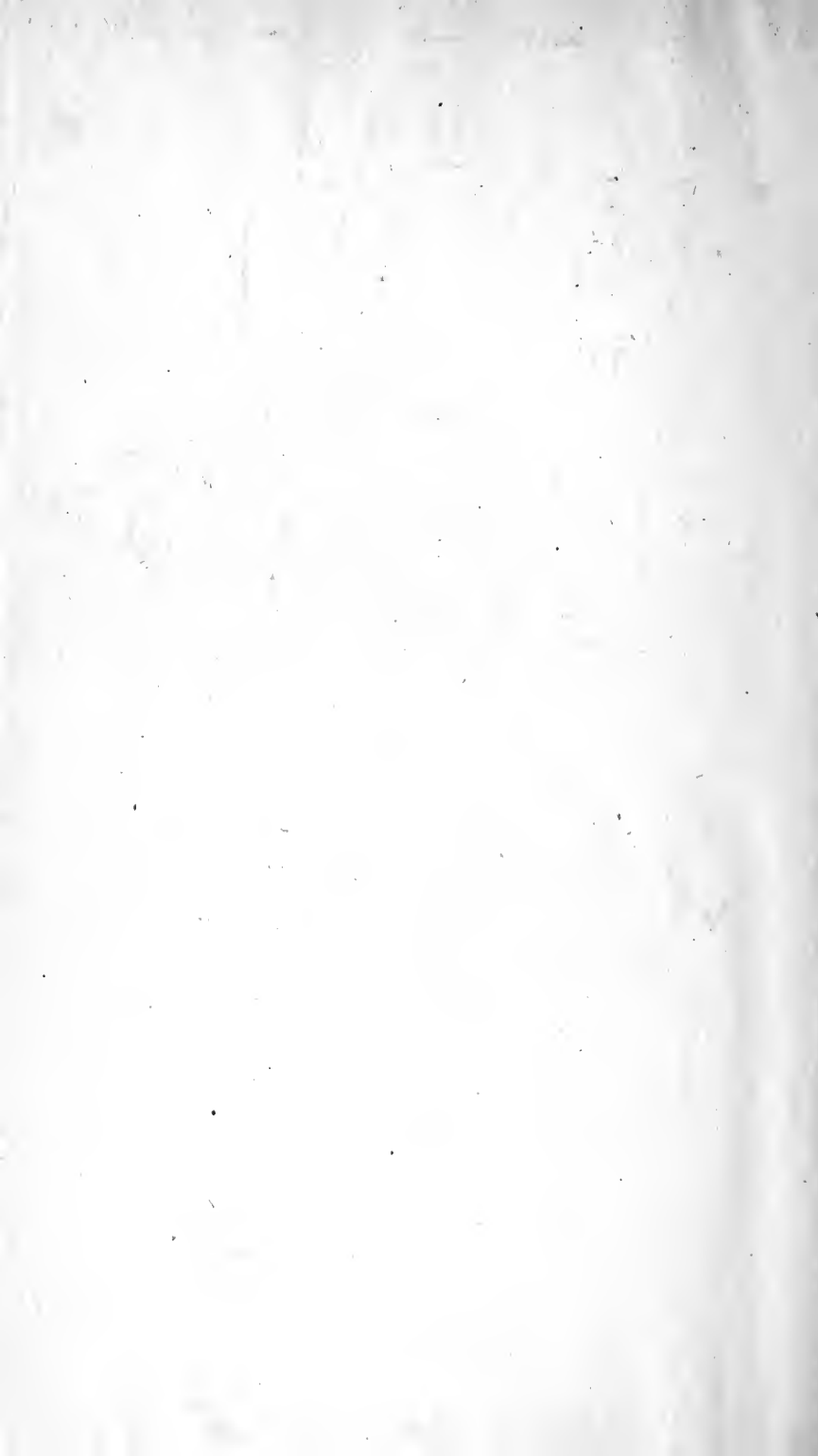












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