

Appropriation in favour of James Wilson.

and required, to pay to James Wilson, or order, immediately after the passing of this act, the sum of forty dollars; and the further sum of forty dollars, per annum, to be paid half-yearly, to the said James Wilson, or his order, during his life; out of any unappropriated money in the treasury, to commence from the first day of January, one thousand eight hundred and twelve.

JOHN TOD, *Speaker*  
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the third day of March, one thousand eight hundred and twelve.

SIMON SNYDER.

## CHAPTER XLVII.

*A SUPPLEMENT to an act, entitled "An act for erecting the town of York, in the county of York, into a borough, for regulating the buildings, preventing nuisances and encroachments on the commons, squares, streets, lanes and alleys of the same, and for other purposes therein mentioned."*

SECT. I. *BE it enacted by the senate and house of representatives of the commonwealth of Pennsylvania, in general assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the burgesses and assistant burgesses, five of whom, including one burges, shall be a quorum, to hold quarterly meetings on the second Mondays in May, August, November, and February, in each year, and oftener if necessary; at which meetings they shall have power and authority, and it shall be their duty to revise, repeal, or amend such by-laws and ordinances, as have heretofore been made in the said borough; and enact such other by-laws, and make such rules, regulations and ordinances, as shall be determined by a majority of them, necessary to promote the peace, good order, benefit, and advantage of said borough; particularly for regulating the markets, improving and repairing the streets, lanes, alleys, and highways; making permanent rules relative to the foundations of houses, regulating pavements and party walls; with power to assess, apportion, and appropriate such taxes as shall be determined by a majority of them, necessary for carrying on such by-laws, ordinances, and other regulations, into full and complete effect; and to appoint a collector of such taxes, and also a treasurer, and such other officers as from time to time may appear necessary; and the said treasurer and other officers, to remove from office, for any misbehaviour or misdemeanor in office; which meetings shall be held in the court house, until the same shall be altered by the burgesses; *provided,* that no by-law, rule or regulation, so made, shall be repugnant to the constitution and laws of the United

Quarterly meetings to be held.

By-laws, &c. to be revised, repealed, &c.

Streets, lanes, &c.

Taxes.

Collector to be appointed. And other officers.

May be removed, &c.

By-laws not to be repugnant, &c.

States, or of this state ; and that no person shall be punished for any breach of such by-laws, unless such breach or offence shall have been committed at least ten days after such by-laws or ordinances shall be promulgated, in one or more of the public papers, printed in said borough ; *And provided also*, that said taxes shall be assessed on real property only, and in assessing them, due regard shall be had to the valuation of such property, for the purpose of raising county levies, so that the taxes assessed as aforesaid, in any one year, shall not at any time exceed one third of a cent on the dollar, of such valuation, unless a majority of the freeholders shall, for the purpose of some great and general improvement, think a greater sum necessary ; and shall certify and approve the same, to the burgesses and assistant burgesses, in writing, under their hands, who shall in such case proceed to assess accordingly.

Not to be penal, until after 10 days, &c.

Taxes to be assessed on real property.

And not to exceed one third of a cent in the dollar, unless for some great improvement.

Which shall be certified by the burgesses.

Taxes to be collected.

And paid to the treasurer Powers and duties of the burgess and assistant burgess.

SECT. II. *And be it further enacted by the authority aforesaid*, That the chief burgess, or in his absence or inability to act, the second burgess, is hereby authorized to issue his precept as often as occasion may require, directed to the collector, commanding him to collect all taxes so assessed, and the same to pay over to the treasurer ; and the said chief burgess, or in his absence or inability to act, the second burgess, is hereby authorized to carry into effect all by-laws, and ordinances, enacted by the said burgesses and assistant burgesses, and whatsoever shall be enjoined upon him or them, for the well-ordering and governing said borough ; and shall have jurisdiction in all cases of dispute that may arise between the corporation and individuals, under this act, or any by-laws enacted by the burgesses and assistants, as aforesaid, and shall have power also to mitigate or remit fines and forfeitures, in all cases where it shall appear, that the person or persons so fined, did not offend intentionally, or on their having some other just and reasonable excuse, to plead in his, her or their behalf ; which excuse shall be satisfactorily proven to the said chief burgess or second burgess, as the case may be.

SECT. III. *And be it further enacted by the authority aforesaid*, That the chief burgess, or in his absence or inability to attend, the second burgess, with two or more of the assistant burgesses, shall be a court of appeal ; and prior to the collection of a borough tax, the collector shall inform each taxable of the amount of his or her tax, either personally or by information, left at his or her house, and of the time and place of holding the appeal, at least ten days previous thereto ; *provided*, said court of appeal, shall have no other power than to determine the justness of said tax, and to remedy any grievance that may occur in imposing the same.

Court of appeal.

Individuals to be notified of the amount of tax assessed, &c.

Powers of the court of appeal.

SECT. IV. *And be it further enacted by the authority aforesaid*, That the burgesses and assistant burgesses, shall have power to allow the collector, and such other officers as may be employed

Allowance to the collector, and other officers.

to carry their ordinances, laws, and rules into execution, and which are not already provided for in the act to which this is a supplement, reasonable salaries or compensations, which shall not be increased or diminished during the time for which said officers are appointed, respectively.

Accounts to  
be published  
annually.

SECT. V. *And be it further enacted by the authority aforesaid,* That the burgesses, and assistant burgesses, shall once in every year, publish an accurate and faithful statement of taxes laid and collected, and of all the monies paid into the treasury, and the amount of expenditures.

Treasurer to  
give bond.

SECT. VI. *And be it further enacted by the authority aforesaid,* That the treasurer shall, before he enter on the duties of his office, give bond with surety, for the faithful discharge of his duty, and for the safe keeping and delivery of all monies, books, and accounts, appertaining thereto, into the hands of his successor, upon demand made for that purpose; *Provided,* that no person shall be appointed treasurer, who holds an office in the corporation at the time of his appointment.

Not to hold  
any other of-  
fice, &c.

Of fairs.

SECT. VII. *And be it further enacted by the authority aforesaid,* That instead of the fairs licensed and authorized by the act to which this is a supplement, to be held in said borough, one to begin on the ninth day of June, and the other on the second day of November, in each year, and to continue two days each, the fairs hereafter to be held and kept in said borough, shall be held and commenced on the last Thursday in the month of May, and on the last Thursday in the month of October, in each year, forever, and to continue two days each

Appeal grant-  
ed to the  
court of quar-  
ter sessions.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That if any person or persons, shall think him, her, or themselves aggrieved by any thing done in pursuance of this act, except in what relates to the imposing and collecting the borough tax, and appointments made by the burgesses, and assistant burgesses, aforesaid, he, she or they, may appeal to the next court of quarter sessions, to be held for said county, upon giving security according to law, to prosecute his, her, or their appeal, with effect; and the said court having taken such order therein as shall seem to them just and reasonable, the same shall be conclusive against all parties.

Repealing  
section.

SECT. IX. *And be it further enacted by the authority aforesaid,* That so much of the law to which this is a supplement, as is hereby altered or supplied, be and the same is hereby repealed.

JOHN-TOD, *Speaker*  
*of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the third day of March, one thousand eight hundred and twelve,

SIMON SNYDER.