

1794-
L A W S

A N D

O R D I N A N C E S,

ORDAINED AND ESTABLISHED †

B Y T H E

MAYOR, ALDERMEN and COMMONALTY

O F T H E

C I T Y of *N E W - Y O R K*,

In COMMON COUNCIL convened;

F O R T H E

Good RULE and GOVERNMENT of the INHABITANTS
and RESIDENTS of the said City.

*Published the Tenth Day of May, 1793, in the fourth Year of
the Mayoralty of*

R I C H A R D V A R I C K, Esq;

N E W - Y O R K:

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at the Bible, in Hanover-Square—1793.

Hand and Seal of the said Justice before whom such Conviction or Convictions shall be had as aforesaid; the one Moiety of which Forfeiture, to be applied to the Use of the Poor of the Town or Place wherein such Offender shall be convicted, and the other Moiety to the Use of the Person or Persons who shall prosecute for the same; and for Want of sufficient Distress whereon to levy the same, every such Justice is hereby empowered and required by Warrant under his Hand and Seal, to commit every such Person or Persons, so as aforesaid offending, to the common Gaol of the County wherein the said Forfeiture shall arise, there to remain without Bail or Mainprise, for the Space of one Month, unless such Forfeiture or Forfeitures be sooner paid.

An ACT for the more effectual Prevention of Fires in the City of New-York.

Passed 22d April, 1786.

WHEREAS the storing of Pitch, Tar, Turpentine, Rosin, Spirits of Turpentine, Linseed Oil, or Shingles, in any Houses, Store-Houses, Cellars, or other Places within this City, may be of very bad Consequence in Case of Fire breaking out at or near the Place where any such Commodities are stored. *And whereas* the firing and discharging of Guns, Pistols, Rockets, Crackers, Squibs, and other Fire-Works in the City of *New-York*, may not only do personal Injury to the Inhabitants and others, but the City be in Danger of being set on Fire by such Practices; for Remedy whereof,

Preamble

I. *Be it Enacted by the People of the State of New-York, represented in Senate and Assembly, and it is hereby Enacted by the Authority of the same, That from and after the first Day of June next, no Pitch, Tar, Turpentine,*

No Pitch, Tar, Turpentine, Rosin, Spirits of Turpentine, Linseed Oil, or Shingles, to be put in any Place to the Southward of *Fresh-Water*,

Under Penalty of Ten Pounds.

Ship-Chandlers may have before their Doors in the Street, Pitch, Tar, Rosin and Turpentine, not exceeding 20 Barrels.

Turpentine, Rosin, Spirits of Turpentine, Linseed Oil, or Shingles, shall or may be put in any Place in the City of *New-York*, to the Southward of *Fresh-Water*, other than in such proper Place or Places as shall be appointed and approved of by the Mayor, Aldermen and Commonalty of the City of *New-York*, in Common Council convened, under the Penalty of *Ten Pounds* for every Offence, or Refusal to remove the same, to be levied by Warrant under the Hand and Seal of one or more Justices of the Peace for the City and County of *New-York*, by Distress and Sale of the Goods and Chattels of the Offender, upon due Conviction upon Oath, or upon the View of one or more of such Justices of the Peace, rendering the Overplus (if any be) to the Owner: And for Want of such Distress, the Offender shall be imprisoned by Warrant from the said Justice or Justices, who are hereby empowered and required to issue such Warrant, until Payment as aforesaid; which said Forfeitures shall be paid to the Chamberlain of the City of *New-York* for the Time being, for the Use of the Poor of the said City. *Provided always*, That it shall and may be lawful to and for such Inhabitants of the said City, who are Ship-Chandlers, to have near their Doors, in the open Street, and not in any Building or Inclosure, a small Quantity of Pitch, Tar, Rosin and Turpentine, not exceeding in the whole, at any one Time, Twenty Barrels, in order the more readily and handily to supply the Merchant-Ships and others who may have Occasion for small Quantities of such Commodities; any Thing herein before contained to the Contrary hereof in any wise notwithstanding.

II. *And be it further Enacted by the Authority aforesaid*, Than if any Person or Persons, of what Age, Sex, or Quality soever, from and after the said first Day of *June* next, shall fire and discharge any Gun, Pistol,

Pistol, Rocket, Cracker, Squib, or other Fire-Work, in any Street, Lane or Ally, Garden or other Inclosure, or from any House, or in any other Place where Persons frequently walk, to the Southward of *Fresh-Water*; that then every such Person or Persons so offending, and being thereof convicted before one or more Justice or Justices of the Peace for the said City and County of *New-York*, either by the Confession of the Party or Parties so offending, or the Oath of one or more Witness or Witnesses, (which Oath the said Justice or Justices of the Peace is and are hereby empowered and required to administer) shall, for every such Offence, forfeit the Sum of *Twenty Shillings*; the said Forfeitures to be levied by Distress and Sale of the Goods and Chattels of every such Offender, by Warrant under the Hand and Seal of the said Justice or Justices of the Peace before whom such Conviction or Convictions shall be as aforesaid made; which Forfeiture shall be paid to the said Chamberlain, for the Use of the Poor of the said City of *New-York*: And if the said Offenders shall not pay the said Forfeiture or Forfeitures, upon Conviction as aforesaid, and Want of sufficient Distress whereon the same can be made, that then every such Justice or Justices of the Peace is and are hereby empowered and required, by Warrant under his or their Hands and Seal, to commit every such Person or Persons, so as aforesaid offending, to the common Goal of the City and County of *New-York*, there to remain, without Bail or Mainprize, for the Space of Ten Days, unless such Forfeiture or Forfeitures be sooner paid; but in Case such Offender or Offenders in the Premises last above mentioned, shall happen to be a Slave or Slaves, and the Forfeiture or Forfeitures aforesaid, shall not be forthwith paid, that then it shall and may be lawful to and for such Justice or Justices before whom the Conviction shall be, to cause such Slave or Slaves to be publicly whipped

Penalty on Persons firing a Gun, Pistol, Rocket, Cracker Squib, or other Fire-Work, South of *Fresh-Water*.

ped on the naked Back, such Number of Stripes as he or they shall think proper, not exceeding Thirty-nine ; which Punishment shall be in Lieu and Stead of the said Forfeiture.

An A C T to regulate the Election of Charter Officers in the City of New-York.

Passed 23d February, 1787.

Common Council of New-York to fix a Day and Place for holding Elections for City Officers,

And to appoint Inspectors.

If any Inspector die, &c. another to be appointed.

BE it Enacted by the People of the State of New-York, represented in Senate and Assembly, and it is hereby Enacted by the Authority of the same, That the Mayor, Aldermen and Commonalty of the City of New-York, in Common Council convened, shall and may, on such Day in the Month of *September*, in every Year hereafter, as to them shall seem meet, at least *eight* Days before the Day of Election of Officers, to be chosen in and for the said City, by Virtue of the Charter thereof, fix upon a proper Place in each respective Ward, where such Election shall be held, and nominate and appoint a fit and discreet Person for each respective Ward in the said City, being a Resident in the Ward for which he shall be so appointed, and a Freeholder there, or a Freeman of the said City, to preside at, and be the Inspector or returning Officer, as well of the Election of the said Officers to be chosen in the Month of *September*, for the Year next ensuing, to see that the same respective Elections be fairly conducted and had, as for the Election of such Officers respectively, as shall be to be chosen in the same Year, to fill any Vacancy or Vacancies which, from Time to Time, shall or may happen in any of the said Offices, by Death, Removal out of the said City, Refusal to serve, or otherwise. *And further*, That in Case any of the said Inspectors shall die, remove out of the said City, refuse to serve, or be rendered incapable