

L A W S
OF THE
STATE OF DELAWARE,

PASSED AT A SESSION

OF THE
GENERAL ASSEMBLY,

COMMENCED AND HELD AT DOVER,

ON TUESDAY, THE FIFTH DAY OF JANUARY,

A. D. 1875,

AND OF THE

INDEPENDENCE OF THE UNITED STATES,

THE NINETY-NINTH.

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1875.

OF CORPORATIONS.

number of special police constables to perform all the duties of police constables during any riot, breach of the peace, or other emergency for which the permanent police force is not adequate, and he shall have authority to call upon the sheriff of New Castle County at all times, to assist in preserving the peace of the city.

May appoint special police constables. When. Call upon sheriff to aid in preserving the peace.

SECTION 14. *And be it further enacted,* That the police constables and special police constables appointed under the authority of this charter, shall assist the mayor in carrying into effect the ordinances of the city, and laws of the State, and shall be under the exclusive direction and control of said mayor. All police constables appointed under this charter, shall have like powers within said city, as are possessed by the constables of the county of New Castle, and are hereby declared conservators of the peace within the limits of said city.

Police and special police to be under control of mayor. Police to have powers of county constables.

SECTION 15. *And be it further enacted,* That all the legislative power of the said city, shall be vested in the city council, the members of which shall assemble as soon as may be after their election, and organize, by electing one of their own number as president, and a clerk who need not, but may, be one of their own number. They shall also adopt rules for the government of their own body, and the transaction of business before it. The said council shall meet for the transaction of business, on the first Tuesday of every month, and at such other times as the said council may determine, and a majority of the whole number of members shall constitute a quorum to do business, *provided* that no ordinances shall pass the council, unless the same shall have the concurrence of a majority of all the members of the council, and have at least two readings at a previous meeting thereof, nor shall any ordinance that may hereafter be passed by the said city council be repealed, unless notice shall have been given and entered upon the minutes of the council, at a stated or other meeting thereof, that at the next stated or other meeting a motion would be made for the repeal thereof, nor unless a majority of all the members of said council concur therein. All meetings of the said council shall be public, except meetings for the transaction of executive business.

Legislative powers vested in city council. Organization. President. Clerk. Rules. Meetings. Quorum. Ordinances. Passage. Repeal. Meetings public. Exception.

SECTION 16. *And be it further enacted,* That the said city council be and they are hereby invested with all the powers and authorities now vested by the laws of this State in the town commissioners of the town of New Castle, not inconsistent with the provisions of this charter, and especially with power to enact ordinances to preserve the health of the city, and to prevent the introduction of infectious or contagious

City council invested with powers of the town commissioners of town of New Castle. Powers:

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To preserve health of city. diseases, for which purpose its jurisdiction shall extend to any distance within one mile of the limits of the city ; to define and remove nuisances ; to ascertain and fix the boundaries of streets, squares and lanes and alleys ; to repair and amend the same and provide for the paving thereof ; to alter, extend or widen any street, square, lane or alley, or open and lay out new ones, subject to the provisions in that behalf hereinafter contained ; to regulate and fix the grade of all streets, lanes and alleys ; to direct the paving of footways, and the laying out of gutters, and prescribe the width of said footways and the depth of said gutters ; to prescribe the extent of steps, porches, cellar doors and other inlets to buildings ; to provide night watches, and for the lighting of streets, at the expense of the corporation ; also to regulate public amusements ; to regulate party walls ; to regulate the markets ; to purchase or erect pumps or any other apparatus for supplying the city with water ; to regulate the storage of gunpowder or any other dangerous combustible matter ; to prevent the running at large of any hog or dog, and in general, with power to do all those matters and things for the well-being of the said city, which shall not be in contravention of any existing law of this State, or of the constitution thereof.

Nuisances.
Streets.
Paving.
Grades.
Footways.
Gutters.
Steps, porches, cellar doors, &c.
Night-watches.
Lighting streets.
Public amusements.
Party walls.
Markets.
Water.
Gunpowder.
Hogs.
Dogs.
General powers.

SECTION 17. *And be it further enacted*, That the city council shall have power and authority to appropriate, by ordinance, passed by the votes of a majority of all the members of said council, and not otherwise, all sums of money necessary to carry on the government of said city, and defray the expenses thereof, and the said city council shall, by ordinance, fix and determine the salary or compensation to be paid to the mayor, assessor, treasurer, police constables, and all other persons in the permanent or temporary employ of said city, or of any department thereof ; but members of council shall receive no compensation or emolument for their services ; and the compensation of any officer elected by the people shall not be changed, during his continuance in office. And they shall have power to provide for the extinguishment of fires, to purchase, own and control all necessary apparatus therefor, and make and enforce ordinances for the protection of the same.

May appropriate money by ordinance passed by majority of all the members of council.
Fix salaries of officers, &c.
Members of council to have no compensation.
No change of compensation during term of officer.
Fires.
Apparatus.

SECTION 18. *And be it further enacted*, That the said city council, on or before the second Tuesday in May, in each year, shall meet to estimate and determine the sum or sums of money necessary to be raised on the persons and estates in the said city, for the public uses of the year ensuing, *provided*, that the sum to be raised in any one year for the uses aforesaid, ex-

Annual estimate of sum to be raised for city expenses.
Proviso.