

# ACTS

OF THE

## GENERAL ASSEMBLY OF ALABAMA,

PASSED AT THE

SESSION OF 1894-5.

HELD IN

## THE CITY OF MONTGOMERY,

COMMENCING TUESDAY, NOVEMBER 13<sup>TH</sup>, 1894,  
WITH A SEPARATE INDEX TO THE  
GENERAL AND LOCAL LAWS.

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WM. C. OATES, GOVERNOR.  
FRANCIS L. PETTUS, PRESIDENT OF THE SENATE.  
THOMAS H. CLARK, SPEAKER OF THE HOUSE.

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I, J. K. JACKSON, Secretary of State, of the State of Alabama, do hereby certify that this book, containing the Acts and Joint Resolutions passed at the session of the General Assembly of Alabama, is published by the authority of the State of Alabama.

J. K. JACKSON, Secretary of State.

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MONTGOMERY, ALA.,  
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1895.

mingham, Mobile and Navy Cove Harbor Railroad Company shall commence the construction of its harbor and railroad is hereby extended for a period of two years from the passage of this act, and the same shall be finished and completed within five years thereafter.

Repeal.

SEC. 2. *Be it further enacted*, That all laws and parts of laws in conflict with or in anywise contravening the provisions of this act be, and the same are hereby repealed.

Approved February 18th, 1895.

No. 494]

AN ACT

[H. 883

To amend section 4 of an act to incorporate the city of Sylacauga, approved February 26, 1887.

SECTION 1. *Be it enacted by the General Assembly of Alabama*, That the following section of the act to incorporate the city of Sylacauga, Talladega county, approved February 26, 1887, be amended so as to read as follows: Section 4. That the mayor and aldermen of the city of Sylacauga shall have full power and authority to divide the city into convenient wards and increase, alter or diminish said wards at the discretion of said mayor and aldermen, and they shall have full power and authority (1), to make and adopt by-laws and ordinances in whatever manner and upon whatever subject to carry out the powers herein granted, and for the good government and order of the city as they think proper; and generally in addition to the powers herein specifically enumerated, which are no limitation upon the powers included in the general grant of powers, to ordain and pass such ordinances and by-laws not inconsistent with the laws of this state, as shall be needful for the government, police interest, welfare and good order of the city, and to affix thereto such penalties for

Act amended.

Wards.

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the violation of any of the ordinances and by-laws of the city, by fine, imprisonment, or hard labor for the city in the discretion of the mayor or member of the board of aldermen trying said violation. The mayor or any aldermen who may try the cause shall have the power, when a fine is imposed upon any one for the violation of any ordinance, or by-law of said city, if said fine is not presently paid or secured by the person fined with good security to be approved by the mayor, or aldermen trying said cause, or if said fine is not presently paid, then the mayor or alderman trying said cause, may sentence such person to imprisonment in the city prison, or to hard labor for the city, in the same manner, at the same rate, and in exact conformity with the laws of the state of Alabama, regulating imprisonment and hard labor, where the fine and costs are not presently paid or secured, when the person against whom a fine has been assessed shall secure the same by confession of judgment of himself and securities, as in like causes in the circuit and county courts of this state, and if such fines are not paid in ten days it shall be the duty of the mayor to issue execution upon such judgment, and deliver the same to the marshal, who shall have the same rights and power to collect said execution as is conferred by law on sheriffs in like cases. The board may pass all such laws as are needful to compel persons convicted of violation of the city's laws to work on the streets and alleys of said city, or elsewhere in the city, but no female must be punished by subjecting her to work on the streets.

(2) To make all needful provisions to supply the city with water, gas, and gas lights, or electric lights, and to control street lamps and to contract for the furnishing of water, gas, or electric lights to the city. (3) To establish and build drains and sewers, aqueducts and reservoirs, and to regulate the same. (4) To establish, regulate and lay out and locate public parks. (5) To establish or regulate or change fire limits within said city, and to pass all laws necessary for the pro-

Confessing judgment.

Work on streets.

Water; lights.

Drains.

Powers.

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tection of the city against fire. (6) To regulate and control the running of cars on or across the streets, avenues or alleys of said city, and to control the speed of cars and locomotives in the city.

(7) To pass all necessary and proper laws for the arrest, with, or without, of all offenders against the city ordinances or state laws, and to confine such persons until tried, convicted or discharged.

(8) To regulate and control the manner of building partition walls, and fences, to regulate, control or prohibit the keeping of gunpowder, or other explosives, or other dangerous material in the city.

(9) To compel owners or tenants of property to keep sidewalks in front of such property in repair at their own expense, and to prescribe the kind of pavement to be laid on sidewalks, and to compel the laying of the kind of sidewalk, pavement prescribed, on the sidewalk of said city.

(10) To grant the right-of-way through, over, across and along the streets, avenues and squares of said city for the purpose of street or other railroads, telephone, telegraph and electric light companies, and for laying pipes of gas and water companies.

(11) To impose a license tax upon the occupation, business, profession, or employment of persons engaging in, and carrying on the occupations as follows, to-wit :

1. Architects or superintendents of buildings ;
2. auctioneers, each ;
3. bakers when principal business ;
4. banks and bank agents, and dealers in exchange ;
5. billiards, or pool tables, each ;
6. bowling alleys, each ;
7. buggies, wagons or carriages not manufactured in city, dealers in ;
8. building and loan associations, each ;
9. brick-yards, or dealers in brick ;
10. cabinet makers, or proprietors of wood, or blacksmith shops employing labor ;
11. carts, drays, hacks or wagons, hauling for hire, each ;
12. civil engineers, or surveyors, each member of firm ;
13. circus, each performance, or parade on the streets ;
14. cotton buyers, or brokers, each member, not including merchants ;
15. commission merchants or brokers, whether by sample or otherwise ;
16. concert,

musical entertainment or public exhibition, where charges are made for admission or for the use of any instrument or device, or for the participation in any exercise or entertainment, not given for charitable, religious or school purposes, each performance; 17, coal dealers, including those who buy, or haul coal into the city for sale, or where dealers have separate yards, license to be taken out for each year; 18, dancing masters, each; 19, druggist, each person or firm; 20, drover or dealer in horses, or mules, other than livery men; 21, exhibitions of legerdemain, or slight-of-hand; 22, express companies, engaged in the business of carrying express matter from Sylacauga to other points in Alabama, or from other points in Alabama to Sylacauga, each; 23, dealers in commercial fertilizers; 24, hacks, omnibuses or coaches, two horses run by individuals, by the hour or day each, one horse, each; 25, hucksters, and basket peddlers; 26, hotels; 27, ice factories, or agents of the same; 28, insurance agents, life or fire, each person or firm; 29, itinerant traders in fruit trees, or plants of any kind; 30, junk dealers, or dealers in hides, when principal stock in trade; 31, lunch stand not in connection with restaurant or saloon; 32, lawyers, physicians and dentists, practicing in city, each; 33, laundry, or agents for laundry, each; 34, Lightning rod agents, each; 35, Livery or sale stable; 36, Loan associations or agents of the same, each; 37, Lumber yards, or dealers in lumber; 38, Liquor dealers, at retail; 39, Liquor dealers, at wholesale; 40, Liquor dealers, wholesale dealers in malt liquors only; 41, Marble yards, or agents of marble dealers; 42, Merchant tailors, or agents of the same; 43, Millinery establishments; 44, Mills, grist or flour, each; 45, Newspaper offices; 46, Newsdealers, each; 47, Oil mills, or agents for the same; 48, Pawnbrokers or pawnbroker's agent, each; 49, Peddlers on foot, or using any conveyance; 50, Pistols, pistol cartridges, whether principal stock in trade or not; 51, Playing cards, dealers in, or if

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kept in stock with other goods; 52. Public halls; 53. Photograph galleries, whether in tent or in house, each; 54. Private boarding houses; 55. Railroad companies, having an office or running cars in city; 56. Real estate agents or brokers; 57. Reporters on standing and credit of merchants, each; 58. Restaurants and eating houses; 59. Saw Mills, each; 60. Sewing machine companies, selling by agents; 61. Side shows accompanying circus menageries or museums; 62. Skating rinks; 63. Shooting galleries, each; 64. Telegraph companies doing business in city for tolls; 65. Telephone exchanges, each, doing business for tolls; 66. Tin shops and tin roofers, each; 67. Theatre, concert or music hall, per annum; 68. Transient physicians, patent medicine vendors; 69. Undertakers, each person or firm; 70. Warehouses, each; 71. Watch makers and jewelers; 72. Each person or firm engaged in merchandising; 73. The business, professions, exhibition and occupations taxed by the state of Alabama, the said city of Sylacauga may tax and license in such sums as the city council may deem just and proper. Not to exceed the tax or license imposed by the state, and the said city council shall have the right to tax and license all businesses, trades, occupations, exhibitions and professions not above specially enumerated or provided for, and to fix the amount of the license at such sums per annum, or for a shorter time, as the city council may deem just and proper. The license to be issued under this act, and the ordinances passed in pursuance thereof shall be signed by the mayor and city clerk, and a fee of one dollar shall be charged for issuing the same, and it shall be unlawful for any person to engage in or carry on any vocation above mentioned in the the city of Sylacauga without first having paid for and taken out a license therefor.

Approved February 18th, 1895.