"B. (2). The Board of Aldermen may regulate itinerant salesmen in such manner as it may deem advisable.

"B (3). The Board of Aldermen may regulate and license plumbers, those engaged in the construction of buildings of any nature and those engaged in the electrical wiring of buildings for light, power and heat, and before issuing a license may require the applicant to be examined and to give bond in such amount and with such sureties as it may approve; and said Board of Aldermen, may, for incompetency on the part of such licensee or for refusal good cause, revoke any license issued hereunder. And no person, firm or corporation shall do any kind of plumbing, house building or electrical wiring of buildings without first having obtained a license from the Board of Aldermen or from some official of the town empowered to issue such licenses."

ll. That Lines 6 and 7, Section 75, Chapter 283, Private Laws of 1899 be amended by striking out the words, "Within one mile of the town", and inserting therein the words, "at some convenient place in or near the town."

12. That Section 77, Chapter 283, Private Laws of 1899, is hereby repealed.

13. That Section 78, Chapter 283, Private Laws of 1899, is hereby repealed.

14. That Mection 79, Chapter 283, Private Laws of 1899, is hereby repealed.

15. That Section 80, Chapter 283, Private Laws of 1899, is hereby repealed.

16. That Chapter 105, Private Laws of 1919 amending the Charter of the Town of Chaptel Hill in regard to tax collections is hereby ratified and declared to remain in full force and effect.

17. That Chapter 105, of the Private Laws of 1919 amending the Charter of the Town of Chapel Hill in regard to sewer rentals and sanitary fees is hereby ratified and declared to remain in full force and effect.

Upon motion of Alderman G.M.Braune seconded by Alderman R.D.W.Connor, the following resolution was duly passed, all the Alderman voting in the affirmative therefor, the said resolution being as follows:

Be It Resolved By The Board Of Aldermen Of the Town Of Chapel Hill:

Section 1. That the report of the Charter Committee is hereby accepted.

Section 2. That the Manager is hereby instructed to draw up a bill with the assistance of Alderman Whitfield and including this report and have same presented to the legislature.

The Board of Aldermen of the Town of Chapel Hill adjourned at 12:50 P.M.

W.S.Roberson, Mayor

March 6, 1925.

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 8:10 P.M., Mayor Roberson presiding.

The Aldermen present were Messrs. G.M.Braune, J.M.Cheek, R.D.W.Connor and C.T.Durham.

The minutes of the meeting of the Board of Aldermen on February 28, 1925 were read and approved.

The Manager reported for the charter committee that a bill had been drawn up and presented to the General Assembly to revise, consolidate and amend the charter of the Town of Chapel Hill in accordance with the resolution passed at the meeting of the Board of Aldermen on February 28, 1925. This bill is shown on the following pages of this minute book.

The Manager recommended the passage of ordinances to control the following:

- 1. To control the use of the street for advertising signs.
- 2. To control the heights above the side walk and the length of projection on the side walk of awnings.
- 3. In regard to the stores using the street trash cans for their own individual trash and waste material.
- 4. To control the cutting up or subdivision of real estate and the making of new streets within the corporate limits without permission from the Board of Aldermen.

The Manager stated that it had been impossible to get a suitable man to operate the police motorcycle and recommended the purchase of a side car for the motorcycle. The Manager stated that he felt that he could get a good used side car for about \$70.00. Upon motion of Alderman C.T.Durham, secon ded by Aldermen J.M.Cheek the following resolution was duly passed:

Be It Resolved By The Board Of Aldermen Of The Town Of Chapel Hill:

Section 1. That the Manager is hereby instructed to purchase a side car for the police motorcycle.

Section 2. That funds are hereby appropriated for this purpose from the general fund.

The Manager recommended that the Board of Aldermen purchase a 7 or 8 ft. road machine for the street department and stated that the present machine which was being used was entirely worn out and that the new parts could not be purchased for it. The Manager further stated that he felt that a satis-\$700.00. Upon motion of Alderman G.M. Braune, seconded by Alderman C.T.Durham the following resolution was duly passed.

Be It Resolved By The Board Of Aldermen Of The Town Of Chapel Hill:

Section 1. That the Manager is hereby instructed to purchase a 7 or 8 ft. road machine with the scarifier.

Upon mation of Alderman J.M.Cheek, seconded by Alderman C.T.Durham, the Manager was instructed to purchase 500 feet of fire hose provided that the university of North Carolina would agree to pay one-half of the cost of same.

The Manager read a letter from Mr. W.E.Lindsay in regard to the extension of McCauley Street from Pittsboro Street to the Pittsboro highway. Upon the motion of Alderman G.M.Braune, seconded by Alderman J.M.Cheek and duly passed, the Manager was instructed to amke the surveys necessary and to estimate the cost of this work.

The question of certain parties hauling dirt through the streets with wagons which permitted dirt to drop on the street was brought up for consideration, and upon motion of Alderman G.M.Braune, seconded by Alderman C.T.Durham the following ordinance was duly passed.

Be It Ordained By The Board Of Aldermen Of The Town Of Chapel Hill:

Section 1. That all wagons used for hauling dirt through the streets of the town shall be so constructed that the dirt will not drop from the wagon on the street.

Section 2. That any person violating this ordinance shall be required to pay in addition to the fine of \$50.00 and costs, the cost of removing such dirt that shall be dropped on the street.

The question of enlarging the cemetary was brought up for consideration by Alderman R.D.W.Connor with the suggestion that probably the old negro cemetary might be moved. Upon the motion of Alderman R.D.W.Connor, seconded by Alderman C.T.Durham the following Alderman were elected on a committee to consider the advisability of this plan and to make provisions for the enlargement of the present cemetary, the members of said committee being Mayor W.S.Roberson, Alderman H.A.Whitfield and Alderman G.M.Braune.

Mr. M.W.Durham appeared before the Board of Aldermen in the interest of having the curb and gutter on Franklin Street from Henderson Street to Columbia Street moved back 4 or 5 feet on each side in order to widen the street before the beginning of the pavement work. Upon the motion of Alderman C.T.Durham, seconded by Alderman R.D.W.Connor, and duly passed, the Manager was instructed to make up an estimate of the cost of moving this curb including the cost of the additional pavement necessary and the additional cost of grading the side walk.

The Manager brought up for consideration the request of certain citizens in Patterson Place for the Board of Aldermen to authorize the construction and maintenance of a street through this section. Upon the motion of Alderman C.T.Durham, seconded by Alderman R.D.W.Connor, and duly passed, the Manager was instructed to stake off on the ground the width necessary for a street and side walk and to estimate the cost of constructing same.

The Manager presented a request from certain citizens on North Boundary Street that a sewer line be constructed thereon. It was brought out in the

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discussion that the cost of this sewer line would possibly not exceed \$600.00 and that there would be three new connection bringing in and annual income of \$36.00. Upon the motion of Alderman G.M.Braune, seconded by Alderman R.D.W.Connor, the following resolution was duly passed.

Be It Resolved By The Board of Aldermen Of The Tow n Of Chapel Hill:

Section 1. That the Manager is hereby instructed to construct on Boundary Street a sewer line from Rosemary Street to North Street.

Upon the motion of Alderman R.D.W.Connor, seconded by Alderman C.T. Durham the Board of Alderman of the Town of Chapel Hill adjourned at 10:15 P.M

W. S. Roberson, Mayor

AN ACT TO REVISE, CONSOLIDATE AND AMEND THE CHARTER OF THE TOWN OF

The General Assembly do enact:

Section 1. That, whereas, it is desirable to revise and consolidate the charter of the Town of Chapl, all the provisions of chapter two hundred and ninety-three of the Private Laws of the year one thousand eight hundred and year one thousand nine hundred and eighty of the Private Laws of of the seven of the Private Laws of the year one thousand nine hundred and eleven, chapter four hundred and sixty-and chapter one hundred and five of the Private Laws of the year one thousand nine hundred and thirteen, nine hundred and nineteen shall be and continue to constitute the Charter of the town of Chapel Hill as reinacted in this act except as the same may be changed of amended herein.

Section 2. That the inhabitants of the town of Chapel Hill shall be and continue as they have been a body politic and corporate, and henceforth the corporation shall bear the name and style of the town of Chapel Hill, and under such name and style shall have the right to sue and be sued, contract and be contracted with, and is hereby invested with all the property and rights of property which now belong to the corporation, and by this name may acquire and hold for the purpose of its government, welfare and improvement, all such estate as may be devised, bequeathed or conveyed to it, not exceeding in value two hundred thousand dollars, and the same may from time to time sell, dispose of and invest as shall be deemed advisable by the proper authorities of the corporation.

Section 3. That the corporation boundaries of the town of Chapel Hill shall be as follows: Beginning at a stone post six hundred yards Northwest of the intersection of the center line of Franklin street and the west boundary of Merritt street, in a line at right angles to the main part of Franklin street; thence two thousand six hundred and twenty-two (2622) yards east northeast parallel to the course of the main part of Franklin street to marked stone and pointers; thence southeast at right angles to the course of the main part of Franklin street fifteen hundred and forty-nine (1549) yerds to marked stone and pointers; thence two thousand six hundred and twenty-two (2622) yards west southwest parallel to the course of the main part of Franklin street to marked stone and pointers; thence northwest fafteen hundred and forty-nine (1549) yards at right angles to the course of the main part of Franklin street to the beginning, containing eight hundred and forty-one acres, more or less, all courses to be laid down on a copy of the map of Chapel Hill made in 1859, and on any subsequent map of Chapel Hill that may be made by order of the Board of Aldermen.

Section 4. That the present mayor of Chapel Hill shall hold office until his successor is elected and qualified and the present members of the Board of Commissioners shall be and constitute the Board of Aldermen of the Town of Chapel Hill until the expiration of their term of office, and as such shall have the same authority and power now conferred upon them by law and such additional authority as may be conferred upon the Board of Aldermen of the Town of Chapel Hill by this act.

Section 5. That no person shall be entitled to vote for mayor of alderman, unless he shall be an elector of the state of North Carolina and shall have resided next preceding the day of election ninety days within the corporation.

Section 6. That no person shall be eligible as mayor of alderman, unless he shall be a qualified voter as prescribed in the next preceding section of this charter.

Section 7. That a registration shall be had of the voters of the town, and that a copy of the registration shall be furnished the poll-holders, and no person shall be allowed to vote unless his name shall be found thereon; the Board of Aldermen may order a new registration or revision of the book, by giving thirty days' notice of each new registration or revision before the opening of the registration book.

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Section 8. That the registration shall be closed ten days before the election, and after the closing of the same no person shall be allowed to register, however, the registrar is authorized and empowered said book shall be closed to register therein all persons who not then being of the age of twenty-one years, but otherwise qualified to register, may arrive at the age of twenty-one years on or before the day of election.

Section 9. That the mayor shall, thirty days before the first Tuesday in May in each year, appoint a suitable person to act as registrar within the corporation of said town, and the registration books shall be opened fifteen days; the chief of police shall at once post a notice at the posteffice door of his appointment, or advertise same in the newspapers published in the town, and shall designate the place where he will keep the registration books, and the time after which the books will be closed, and when and for what purpose the election will be held.

Section 10. That within thwenty-four hours after the close of the registration for each election, the registration books shall be deposited in the office of the Mayor of the town, and be opened for the inspection of the citizens.

Section 11. It shall be lawful to challenge the right of any person to vote, either on the day of election, when he offers to vote, or on the day of registration, when he offers to register, and, if it shall appear to the judges of election, or a majority thereof, or to the registering officers, that such person is disqualified, he shall be excluded from registration, or, if he has been registered, from voting.

Section 12. That on the first Tuesday after the first Monday in May, 1925, the qualified, registered boters of the town of Chapel Hill, shall elect a Mayor and six aldermen. Only qualified woters of said town shall be eligible to be elected Mayor or Alderman. The Mayor shall serve during a term of two years. The three candidates for alermanneceiving the highest number of votes shall next highest number of votes shall serve for a term of two years. Biennually, thereafter there shall be elected by the qualified, registered voters of the for four years. The said three aldermen shall fill the places of the three aldermen whose terms are expired.

Section 13. That for the purpose of electing said officers, the aldermen, and in cases of failure by the aldermen, the mayor shall at least, twenty days before the election, appaint two inspectors, who shall be qualified voters, and the inspectors shall give ten days' notice thereof by public advertisement, and the inspectors before they proceed to act shall be sworn by the mayor or other persons empowered to administer oaths to conduct the election fairly and impertially and according to law, and in case of the absence of any inspector his place shall forthwith be supplied by the mayor, and in his absence or failure to act, by the other members of the election board.

Section 14. That on the day of election the registrar and the inspectors shall give due attendance at the time and place, shall be judges of the polls; receive the votes and conduct the election in like manner and during the same hours of the day as election for members of the general assembly.

Section 15. The name of any candidate for Mayor or Aldermen of the town of Chapel Hill shall be printed upon the official ballot, provided there is filed with the town clerk, not less than five days previous to the holding of said election the name of each candidate for a place upon said ballot. Upon the expiration of the time for filing said notice or candidacy, the Tewn Clerk shall cause to be printed a sufficient number of said ballots. However, any person nominated for a place upon the ballot may file with the town clerk a written declination to be a candidate in said election at any time before the ballots are printed, and in case such a written declination is filed with the election shall not be printed upon the ballot. Provided, that nothing herein shall revent any qualified, registered voter from being a candidate in any nunicipal election, whether notice of his candidacy be filed or not, provided upon the shall at his own expense prepare his own ballots. There shall be printed upon the official ballots the names of the candidates for mayor arranged so that

the name of each candidate shall appear at the top of the list on an equal number of ballets, and immediately above these names shall appear the words, "Vote for One." There shall be printed upon the official ballets the names of the candidates for Alermen so arranged that the names of candidates shall appear at the top of the list in an equal number of ballots, and in the election of May, 1925, immediately above such names shall appear the words, "Vote 66r same and in subsequent elections, immediately above such names shall appear the words, "Vote for Three." The ballots shall be printed upon plain, substantial, white paper, and shall be headed, "Candidates for the Office of Mayor of the Town of Chapel Hill," and "Candidates for the Office of Alderman of the Town of Chapel Hill," respectively. At the bottom of said ballot shall be printed the work words, "Place a cross (X) mark in the square opposite the names of the persons you favor as candidates for the respective positions." Provided, further, that nothing herein shall be construed as preventing any elector of the said town from marking out any name on said ballots and substituting therein the name of any other person he may favor for the respective position.

Section 16. That at the close of the election, the registrar and inspectors shall proceed to count the ballot and declare the results thereof; and such person veted for as mayor having received the highest number of votes shall be declared duly elected mayor for the ensuing term of one year; and of those persons voted for as aldermen the six receiving the highest number of votes shall be declared duly elected aldermen of the town for the ensuing term of four and two years as provided for in Section 15 of this act; and such mayor and aldermen shall be notified of their said election by the inspectors on the day succeeding their election.

Section 17. That if among the persons voted for as mayor there shall be an equal number of votes between any two or more having the largest number the aldermen-elect shall proceed within five days after their qualification to select a mayor of such persons; and if among the persons voted for as aldermen there shall be a like tie, the remaining aldermen within five days after their qualification shall select of such the person or persons to be aldermen.

Section 18. That the inspectors shall certify, and subscribe one poll list and, together with the registration book, deliver them to the mayor, who shall keep them among the archives of the town. As soon as the result of the election is devermined as certificate thereof shall be made under the hands of the registrar and judges, setting forth in writing the mamber of votes each candidate received, which certificate they shall deliver to the mayor on the day following the election to be recorded in the town journal.

Section 19. That the mayor immediately after his election and before entering on the duties of his office shall take before some person empowered to administer oaths the following oath: "I, (A.B.) do solemnly seem that I will diligently endeavor to perform faithfully and truly, according to my best ability, skill and judgement all the duties of the office of mayor of the town of Chapel Hill while I continue therein, and will cause to be executed as far as in my power lies, all the laws, ordinances and regulations made for the government of the town; and in the discharge of my duties I will do equal justime in all cases whatsoever."

Section 20. That the major or some person empowered to administer oaths, an oath that he will truly and impartially perform the duties of alderman for the town, according to the best of his skill, ability and judgement.

Section 21. That the mayor and aldermon shall hold their offices until their respective successors are elected and qualified.

Section 22. That if any person chosen mayor shall refuse to be qualified, or there is a vacancy in the office after the election and qualification, the aldermen shall choose some qualified person mayor for the term, or the unexpired pertion of the term, as the case may be; and on like occasion, and in like manner, the aldermen shall choose other aldermen to supply the place of such as shall refuse to act, and fill all vacancies which may occur; and such persons only shall be chosen as are and hereafter declared to be eligible.

Section 23. That any person elected mayor or alderman, who shall refuse to be qualified, and act as such, shall forfeit and pay for the equal use of the town, and of him who sues therefor, twenty-five dollars.

Section 24. That if the aldermen shall fail to give the notice of election, or to hold and declare the same in the manner prescribed, such of them as shall be in default shall forfeit and pay for the equal use of the town, and for him who sues therefor, twenty-five dollars.

Section 25. That the town shall not lose any of its corporate rights and privileges by a failure to elect officers on the first Monday after the first Tuesday in May of any year when an election ought regularly to be held.

Section 26. That in case of failure to elect municipal officers on the first Tuesday after the first Monday in May of any year when an election ought regularly notice, signed by any thirty-five of said electors, and posted up at three places or advertised in the newspapers published within the town, proceed to hold an election for municipal officers, in the way and manner provided for in chapter sixty-two of the Code entitled Towns and Cities.

Section 27. That the mayor of the town of Chapel Hill, while acting as such is hereby constituted a special court, with all the authority, jurisdiction and powers in criminal offences occuring within the corporate limits of the said Town, and within one mile thereof, that ate now, or hereafter may be given by law to justices of the peace; and shall also have exclusive original jurisdiction to hear and determine all misdeamors consisting of a violation of the ordinances of said town. The proceedings in said court shall be the same as are now, or hereafter shall be prescribed for courts of justises of the peace; and in all cases there shall be a right of appeal to the superior court of Orange County, and in all cases where a defendant shall be adjudged to be impresoned by the said mayor, it shall be competent for said court to sentence the defendant to imprisonment in county jail for a term not exceeding thirty days, and to adjudge also that the defendant work during the period of his confinement on the public streets or other public works of said town of Chapel Hill or on the public roads. The said special court shall have the power, jurisdiction and authority of a justice of the peace to hear and determine all causes of action to creatmalfances indeprendting forms and pendation of the ordinances of the town of Chape 1 Hill.

Section 28. That the mayor may issue his precepts to the Police officers of the town, and to such other officers to whom a justice of the peace may direct his precepts.

Section 29. That the mayor shall keep a faithful minute of the precepts issued himhim and all his judicial proceedings. The judgement rendered by him justice of the peace, virtue, and validity of judgements rendered by a county of Orange and elsewhere in the same manner and by the same means as if the same had been rendered by a justice of the peace for the county of Orange.

Section 30. That the mayor shall keep his office in some convenient part of the town, He shall perform such duties as shall from time to time be prescribed. That the mayor shall receive as compensation for his services such salary as the aldermen may fix, payable out of the town treadury in such sums and at such periods as the aldermen may prescribe, and for his services in the performance of magisterials duties in the mayor's court, under the provisions of this act, he shall be court are entitled to receive for the performance of like duty, to be taxed on the usually charged with the costs in each case, and pid by the state, county or person or the superior court, as the case may be, and in no event by the town, said

Section 31. That the mayor when present shall preside at all meetings of the board of aldermen; and when there is an equal division upon any question, or in the election of efficers by the board, he shall determine the matter by his vote. He in case of his inability to perform the duties of his office on account of eickness

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or any other cause, it shall be the duty of the board of aldermen to designate one of their number to hold pro tempore the mayor's court of said town and to perform the duties of the office, and the said mayor pro tempore is hereby of said town to try and determine all actions arising within the jumisdiction of said mayor.

Section 32. That the aldermen shall form one board, and a majority of them shall be competent to perform all the dities prescribed for the aldermen, inless for the transaction of business, and shall then fix stated days of meeting for the years which shall be as often at least as once in every calendar month. The special meetings of the board of aldermen may also be held on the call of the mayor, or a majority of the aldermen; and every such meeting when called by the mayor, or all of the aldermen, and when called by a majority of the aldermen, such as shall not join in the call, shall be notified in writing.

Section 33. That is any member shall fail to attend a general meeting of the board of aldermen or any special meeting of which he shall have notice as aforesaid feit and pay for the use of the town the sum of five dollars.

Section 34. That the aldermen when convened shall have the power to make and provide for the execution thereof such ordinances, by-laws, rules and regualtions same be allowed by the provisions of this act and be consistent with the laws of the land.

Section 35. That among the powers hereby conferred on the board of aldermen, they may provide water and lights, shall provide for repairing and cleaning the streets, regulate the market, take all proper means to prevent and extinguish fires, make regulations to cause the due observance of the Sabbath, appoint and regulate town watches, suppress and remove muisances, preserve the health of the additional policemen to execute such precepts as the mayor and other persons may lawfully issue to them to preserve the peace and order and execute the ordinances of the town, and shall appoint and provide for the pay and prescribe the daties of all such other officers as may be deemed necessary from time to time.

Section 36. That the board of aldermen shall, at their first meeting after election, or as soon thereafter as possible, appoint a clerk, a treasurer, a chief of police and a tax collector who shall respectively hold their offices during the pleasure of the aldermen, subject to be removed at any time, however, and others appointed in their stead, for misconduct or neglect of the duties of their said offices. The board of aldermen shall have power to provide, by suitable ordinances for the establishment, organization, equipment and government of a fire and police department, and a board of health; and at any regular meeting that board may elect a chief of the fire department, a chief of police, and one or more policemen, who shall hold office during good behavior and until removed for causes satisfactory to the board of aldemen. Before acting each of said officers shall be sworn to the faithful discharge of his duty, and shall execute a bond with justified sureties residing within the limits of the town of Chapel Hill, payable to the town of Chapel Hill in such sim as the aldermen shall determine, conditioned for the faithful performance of the duties of said office; Provided, that the bonds of clerk and treasurer, and of the chief of police and tax collector shall not be less than one thousand dollars respectively. The board of aldermen may appoint a City Manager, prescribe his duties, fix his term of office, rate of compensation, and delegate to him such authority as it may deem advisable for the proper execution of his duties.

Section 37. That the board may combine any of the offices above emumerated and invoke the duties upon one or more persons, the offices nevertheless to remain the same.

Section 38. That the clerk shall have a reasonable salary, and it shall be his duty to keep regular and fair minutes of the proceedings of the board, and to preserve all books, papers and articles committed to his care during his continuance

in office, and deliver to his successor, and generally to perform such other duties as may be prescribed by the aldermen. That every citizen shall be allowed to inspect the journals and papers of the Board of Aldermen, in the presence of the clerk at all reasonable times.

Section 40. That the treasurer shall have a reasonable salary, and it shall be his duty to call on all persons who may have in their hands any money or securities belonging to the twon, which ought to be paid or delivered into the treasury, and to safely keep the same for the use of the town; to disburse the funds according to such orders as may be duly drawn on him in the manner here in after specified; he shall keep in a book provided for that purpose a fair and correct account of all moneys received and disbursed by him, and shall submit said account to the aldermen whenever required to do so. On the expiration of his term of office, he shall deliver to his successor all the moneys, securities and properties entrusted him for safe keeping or otherwise, and during his continuence therein, he shall faithfully perform all duties lawfully imposed upon him as town treasurer.

Section 41. That the Treasurer shall, under the direction of the board of aldermen, prepare and publish snumally a statement of the financial condition of the town and a statement of receipts and disbursements for the previous year. The account books of the town shall be kept in such manner as prescribed by the Board of Aldermen. The Board of Aldermen shall have the power to require such audits of the accounts of the town officials as it may deem advisable.

Section 42. That all orders drawn on the treasurer shall be signed by the mayor and such other as may be designated by the aldermen, and also the purpose for which the money is applied, and the treasurer shall spoify said purposes in his accounts and also the sources whence are derived the moneys received by him.

Section 43. That it shall be the duty of the chief of police to see that the laws, ordinances and orders of the aldermen are enforced, and to report all breaches thereof to the mayor; to preserve the peace of the town by suppressing disturbances and apprehending offenders, and for that purpose he shall have all the powers and authority vested in sheriffs and township constables; he shall execute all precepts lawfully directed to him by the mayor or others, and in the execution thereof shall have the same powers which the sheriff and constables in the county have. The chief of police and assistant policemen shall have the power to rearrest, upon the same warrant, a defendant or party who has been convicted and released on the statement that he will pay fine and costs, upon failure to pay same, or in case of an escape.

Section 44. That the chief of police and assistant policemen shall have the same powers and be bound by the same rules in this respect as constables in the county of Orange, to apprehend all offenders against the state within the limits of the town, and to carry them before the mayor or some justice of the peace; for such duty he shall have such fees as may be allowed by the board of aldermen, not to exceed the fees allowed to constables in the county for like duties, to be paid by the party offending, if found guilty.

Section 45. The town officers, policemen or watchmen arresting any person violating any ordinance of said town, may confine the same in the town prison.

Such person can be brought Before the mayor or other court, having jurisdiction, for trial; but said person may give bail, in the same manner as bail is given to sheriffs for his or their appearance before the mayor or other court.

Section 46. In times of exigency, the mayor may appoint, temporarily, additional policemen for such time as may appear necessary, not exceeding one week, who shall take the same oath, and be subject to the same control and entitled to the same fees as the regular policemen.

Section 47. That the mayor at any time upon charges preferred on upon finding the said chief of police or any members of said police force guilty of misconduct have power to suspend such members from service until the board of aldermen shall convene and take action in the matter; and upon hearing the proofs in the case the board may discharge or restore any such members, the pay of such members so suspended shall cease from the time of suspension to the time of his restoration

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to service. Any violation of the regulations or orders of any superior shall be good cause for dismissal, and the mayor may suspend the chief or any member of the policing force if found drunk while on duty.

Section 48. That the board of aldermen shall require the chidf of police and other policemen to wear badges and may require them to be so uniformed as to be readily recognized by the public as peace officers. And the police shall generally have power to do whatever may be necessary to preserve the good order adn peace of the town and secure the inhabitants from personal violence, and their property from loss or injury.

Section 49. That the aldermen may provide a patrol or watch for the town and describe the duties and powers of the several officers, members and classes thereof, and shall pay such patrol or watch, or may class the inhabitants into such patrol of watch.

Section 50. That for any breach of his official bond by the town clerk, chief of police, tax collecor, or any other officers who may be required to give an official bond, he shall be liable in action on the same, in the name of the town, at the suit of the beampnor any person aggrieved by such breach, and the same may be put in suit without assignment from time to time until the whole penulty be recovered.

Section 51. In order to raise funds for the current expenses of the town, and thereafter for the improvement of same, and the payment of interest on its bonded debt, and the creation of a fund to meet the principal of that debt when due, the said Board of Aldermen shall at their first meeting in May, or as soon thereafter as practicable in every year, lay and provide for the collection of the following taxes: A. (1) On real and personal property within the limits of the said town, and all other subjects taxable by the General Assembly of the State as specified and valued under the provisions of law, an ad velorem tax not exceeding the limit fixed by law on every one hundred dollars of such valuation of property for taxation for state and county purposes.

A.(2) On all persons residing in said Town of the first day of May in every year, subject to poll tax under the laws of the State, a poll tax not exceeding

the limit fixed by law.

B. (1) In addition to subjects listed for taxation, the Board of Aldermen is hereby authorized and empowered to impose taxes on trades, professions, franchises, privileges, licenses and other subjects of taxation, not inconsistent with the Laws and Constitution of the State of North Carolina. The Board of Aldermen shall have the power to graduate any of the licensestaxes on trades, professions, franchises, or any subject of taxation by dividing the same into classes, according to size, patronage, or income. Provided, the said taxes must be uniform for all of any class. Any person carrying on or practicing any franchise business profession, or trade of any kind in said Town upon which a license tax has been levied by the said Board of Aldermen without having first obtained a

license therefor, shall be guilty of a misdeamor. B (2) The Board of Aldermen may regulate itinerant salesmen in such manner

as it may deem advisable.

B (3) The Board of Aldermen may regulate and license plumbers, those engaged in the construction of buildings of any nature and those engaged in the electrical wiring of buildings for light, power and heat, and before issuing a license may require the applicant to be examined and to give bond in such amount and with such sureties as it may approve; and said Board of Aldermen, may, for incompetency on the part of such limenses or for refusal to comply with the ordinances relating to such business, or for any other good cause, revoke any license issued hereunder, And no person, firm or corporation shall do any kind of plumbing house building or electrical wiring of buildings without first having obtained a license from the Board of Aldermen or from some official of the Town empowered to issue such licenses.

Section 52. That the citizens of the town of Chapel Hill, and others liable to be taxed on account of any of the foregoing subjects, shall, during the time for listing their state and county taxes, render to such persons as may be designated by the Aldermen of the town, on oath, a list of their property and subjects for which they may be liable to be taxed; and any person who sh shall fail to render such list within the time allowed by law, before the first day of July shall be deemed guilty of a misdeamer to the same extent as for a failure to list state and county taxes, and on conviction thereof before the mayor of said town or any justice of the peace, shall be fined not more than twenty dellars or imprisoned not more than ten days; and it shall be the duty of the tax collector of said town to prosecute offenders against this section: Provided, thattin the discretion of the aldermen the tex list may be directly from the tax abstracto filed each year with the county limits of the town of Chape 1 Hill, and that the board shall have the authority to revise, correct or amend the assessments taken from said abstracts.

Section 53. That on or before the first day of August of each year, the board of aldermen shall proceed to lay the taxes on such subjects of taxation as are allowed by law, and shall, on or before the first day of October of each year, place the tax list in the hands of the collector for collection, who shall proceed forthwith in the collection, and shall complete the same on or before the first day of May next ensuing, and shall pay the moneys, as they are collected, to the treasurer, and the collector for his compensation shall receive such pay as the aldermen shall allow. That all taxes padd before the first day of December shall be subject to a discount of one percent. That to all remaining unpaid taxes the first day of January and paid before the first day of February shall be added a penalty of one percent. That to all taxes remaining unpaid the first day of February and paid before the first day of March shall be added a penalty of two percent. That to all taxes remaining unp id the first day of March and paid before the first day of April shall be added a penalty of three percent. That to all taxes remaining unpaid the first day of April and paid before the first day of May shall be added a penalty of four percent.

Section 54. That if any person liable to taxes on subjects directed to be listed shall fail to pay them within the time prescribed for collection, the collector shall proceed forthwith to collect the same by distress and sale, after public advertisement for the space of ten days in some newspaper published in the town, or at three places, if the property be personalty, and of twenty days if the property be realty. Taxes and fees for sever connections and for sanitary services are hereby declared a llien against the property served, and the tax collector shall have the power to collect the same by distress and sale, as provided herein for the collection of property tax.

Section 55. That when the tax due on any lot or other land, which is hereby declared to be a lien on the same, shall remain unpaid on the first day of May, and there is no other visible estate, but such lot or lands of the person in whose name it is listed, liable to distress and sale, known to the collector, he shall report the fact to the aldermen, together with a particular description of the real estate, and thersupen the aldermen shall direct the same to be sold upon the premises by the collector, after advertising for twenty days in some newspaper published in the town, or in three public places, when the collector shall divide the land into as many as convenient (for which purpose he is authorized to employ a surveyor), and shall sell as many thereof as may be required to pay said taxes and all expenses attendant thereon. If the same cannot be conveniently diction, the collector shall sell the whole; and if no person shall pay the whole of the taxes and expenses for the whole land, the same shall be struck off to the town, and if not redeemed as hereinafter provided, shall belong to said town in fee-

Section 56. That the collector shall return an account of his proceeding to the aldermen, specifying the portions into which the land had been divided and the purchasers thereof, and the prices of each, which shall be entered on the book of proceedings of the aldermen, and if there shall be a surplus after paying said taxes and expenses of the sale, the same shall be paid into the town treasury, subject to the demand of the owner.

Section 57. That the owners of any hand sold under the provisions of this charter, his heirs, executors and administrators, or any other person acting for them, may redeem the same withing one year after the sale, by paying to the purchaser the same paid by him, and thirty-five per cent, on the amount of taxes and less double the amount of taxes.

Section 58. That if the real estate sold as aforessid shall not be redeemed with in the time specified, the corporation shall convey the same in fee to the purchas chaser or his assigns, and the recital of such conveyance, of thad sold for taxes due the town, that the taxes were due, or of any other matter required that the same was true and due.

Section 59. That the real estate of infants or persons non composmentis shall not be sold for taxes, and when the same shall be owned by such in common with other persons free of such disability, the sale shall be made according to section three thousand six hundred and ninety*one of the Code.

Section 60. That all the moneys arising from taxes, donations, or other sources, shall be paid to the treasurer, and no appropriation thereof shall be paid but by the board constituted of a majority of aldermen.

Section 61. That when any land or right of way shall be required by said town of Chapel Hill for the purpose of operating new streets, alleys or sidewalks or altering existing streets, alleys or sidewalks or for other objects allowed by this charter, and for the want of agreement as to the value thereof the same ca cannot be purchased from the owner or owners, the same may be taken at a valuation to be made by five freeholders of the town, three of whom shall be chosen by the aldermen, and two by the land owner, and in making said valuation, said freeholders, or a majority of them, after being duly sworn by the mayor or ajustice of peace for the county, or a clerk of a court of record, shall take into consideration the loss or damage which may accrue to the owner or owners in consequence of the land or right of way being surrendered, also any special benefit or advantage such owner may receive from the opening or altering of such street, alley or sidewalk or other jayrousents, and state the value and amount of each, and the excess, if any, of loss or damage over and above the advantages shall form the measure of valuation of said land or right of way; and isf such advantages be considered equal to or greater than the damages inflicted, the jumy shall so declare: Provided, nevertheless, that invanyagerson over whose land the said street, alley or sidewalk may pass, or improvement to be erected, or the aldermen be dissatisfied with the valuation thus made, then in that case either party may have an appeal to the next superior court of Orange county to be held thereafter, under the same rules, regualtions and restrictions as now govern appeals from judgement of justices of the peace, and the said freeholders, or a najority of them, shall return to the court to which the appeal is taken, their valuation with the proceedings thereon, and the land so valued by the freeholders shall vest in the town so long as the valuation may be paid or lodged in the hands of the clerk of the superior court in case of its refusal by the owner of the land; Provided, however, that such an appeal shall nor hinder or delay the aldermen opening such streets, alleys or aldewalks or erecting such improvements; And provided further, that in case of discontinuance of the use of the land and it reverts to the owner, the town shall have the right to recover any imporovements under its authority erected.

Section 62. That all public roadlying within the corporate limits of said town, and all streets, as now constituted, constructed and used, are here by declared, made and construed public streets of said town.

Section 63. That the aldermen shall have the exclusive power to open, close alter, or change the streets, alleys and ways of said town, and also their grade, and the power to have made a map or plot showing the present lay of the streets in said town, and such other streets, alleys and ways, etc., as they in the their judgement shall deem expedient and best for the future development of said town, which map or plot when so made, shall be the scheme, grade and rub of said streets and alley in said town, and no person shall be allowed to open, lay out or establish any street, alley or way otherwise them in accordance with said map or plot: Provided, said commissioners may cause to be made such alterations in said map or plot as in future may seem expedient and best. Any person violating the provisions of this section shall be guilty of a misdeamor and fined twenty-five dollars.

Section 64. That the aldermen shall cause to be kept clean and in good repair the streets, sidewalks and alleys. They may establish the width and ascertain the location of those already provided and lay out and open others. They may use establish and regualte the public grounds and shall care for and protect the shade trees of the town.

Section 65. That is any owner or lesse of land in the town of Chapel Hill on being notified to repair his sidewalks, shall fail to neglect to repair as ordered, he shall be deemed guilty of a misdeamor, and fined not more than five dollars for each days' neglect to make such repairs, a notice of ten days by any officer of the town being sufficient in any event.

Section 66. That where there are no sidewalks in convenient walking order, along any lot in said town, the owner may be required to pay such portion of the expense of making the sidewalk along said lot as three assessors, unconnected with the owner, and the disinterested, to be appointed by the aldermen, may estimate that the said property is benefited by the improvement; such expense to be a lien on the property, enforcible as liens for reapising sidewalks under existing laws; Provided, that there shall be right of appeal by either party to the superior court.

Section 67 That before making such appointment, the assessors shall appoint a day when they shall hear parties interested on the subject, giving at least three days' notice of thetime and place of their sitting. From their decision the town or lot owners may appeal to the superior court of Orange county, but the aldermen may, notwithstanding an appeal under this or any other act, proceed with the work of opening and grading the new sidewalk.

Section 68. All persons owning or occupying buildings with caves, porches or portisces, projecting or extending over the sidewalks or streets in the town, shall be required to place proper drains and gutters, so as to prevent water

from falling on sidewalks or streets, and shall be required to place underground drains for carrying off vater from said gutters, and no person shall be allowed to place an awning or shed over the streets or sidewalks so as to allow water to drip on sidewalks. Persons offending against this section shall be fined fifty dollars for every day said buildings are permitted to remain without gutters, and awnings or sheds are permitted to drip water on sidewalks after being notified by police to alter the same.

Section 69. That the aldermen may require and compel the abatement and removal of all muisances within the town, and at the expense of the person causing the same, or to the owner or tenant of the ground whereon the same may be, and may also prevent the establishment within the town, and may regulate the same, if allowed to be established, any slaughter-house or place or exercise within the town of any offensive or unhealthy trade, business or employment.

Section 70. That the aldermen shall have the power to prevent dogs, horses, cattle, and all other brutes from running at large in the town.

Section 71. That they may prohibit and prevent by penalties, the riding or driving of horses or other animals at a speed greater than six miles an hour within the town; and also the firing of guns, pistols, crackers, gunpowder or other explosive, combustible or dangerous materials in the streets, public grounds or elsewhere within the town, and govern the sale thereof.

Section 72. That they amy provide for the establishment or organization, equipment and government of fire companies; and in all cases of fire, a majority of such of the aldermen or the mayor and two of the aldermen, as shall be present, may, if they deem ir necessary to stop the progress of the fire, cause any house to be blown up or pulled down; for which they shall not be responsible to any one in damages.

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Section 73. That they may establish in the said town fire limits with such boundaries as they may determine, within which they may prescribe by general rules or specific permits, the kind of buildings which may be erected, so as to provide against accidents by fire, and may prohibit the erection of wooden buildings within the same. They may also provide for the inspection of all buildings now erected or hereafter to be erected and condemn such as are unsafe or dangerous to life or limd by reason either of their defective construction or dilapidation, and they may notify the owner or owners to remove or repair such as are condemned within thirty days, and if the owner or owners shall refuse to remove or repair the same, or shall neglect to do so, for the space of thirty days, the aldermen shall have the power to remove the same, which expense shall be a lien on the lot, and the owner or owners shall be liable for all such loss as may be incurred by the aldermen, and the aldermen shall noy be liable for damages.

Section 74. That the Board of Aldermen shall have power to regulate the manner and terms on which bodies may be interred in the public cemetery, and have said cemetery kept in proper repair; they shall have power to purchase where they deem proper, land adjoining any cemetery for its enlargement or for the establishment of one or more additional cemeteries at some convenient place in or near the said town; they shall also have the power to forbid any and all interments of dead bodies within the limits of said town or any part thereof, wherever they shall deem it expedient, and to pass ordinances and compel the keeping and returning a bill of mortality.

Section 75. That the Board of Aldermen may take such measures as they may deem advisable to prevent the entrance into the town, or the spreading therein of any contageous or infectious disease, may, places believed to be infected with such disease; may establish and regulate hospitals within the town or at some place near same; may disease, and whose stay may endanger its health, to be removed to the articles which shall be suspected of being tainted or infected with cause to apprehend that they may pass into such a state as to generate which may be injurbous to thepublic health.

Section n 76. That the Board of Aldermen shall not have the power to impose for any offense a larger penalty than fifty dollars, unless for any penalty which is imposed or allowed to be imposed by this act or for any other cause of action herein allowed, the party dissatisfied are prescribed for appeal from the judgment of a justice of the peace.

Section 77. That in all cases where judgment may be entered against any person or persons for fines or penalties according to the laws and ordinances of the town, and the person or persons against whom the same is adjudged, refuses or is unable to pay such judgment it may and shall be lawful for the Mayor, before whom such judgment, is entered, to order and require such person or persons so convicted to work on the streets or other poblic work of the town or on the public roads of the county, until at a fair rate of wages such as prethe full amount of the judgment and costs of prosecution.

have the power at all times to sell at public action, after thirty days notice, to the highest bidder, any property real or personal belonging to the town and apply the proceeds as they may deem advisable. section.

Section 79. That the Mayor shall have, and it is his duty to exercise all the jurisdiction, powers and duties given to justices of the peace in criminal actions as prescribed by law. Provided that the Mayor shall not take jurisdiction of any offense committed within more than one mile beyond the limits of the town.

Section 80. That no person shall have the right in any proceeding before the Mayor to remove the same to any other inferior court
for trial, as is provided for the removal of cases from one justice
of the peace to another; but in all cases the person or persons
shall have the right of appeal.

Section 81. That any person or persons violating any ordinance of the town whether fines be specifically prescribed or not shall be deemed guilty of a misdemeanor, and shall be fined not exceeding fifty dollars or impresoned not exceeding thirty days.

Section 82. That debts contracted by the town in pursuance of authority vested in it, shall not be levied out of any of the property belonging to the town and used by it in the discharge and execution of its corporate duties and trusts, nor out of the property or estate of any individual who may be subject to pay said debts according to the course of the law in other cases,

Section 83. That the mayor and aldermen, tax collector and all other officers of the town who shall, on demand, fail to turn over to their successors in office the property, books, moneys or other effects of the town shall be deemed guilty of a misdemeanor, and upon conviction before the Superior Court of Orange County, shall be imprisoned for not more than two years and fined not exceeding five hundred dollars at the discretion of the court.

Section St. All tax lists which have been or may hereafter be placed in the hands of the tax collector, shall be at all times subject to the control of the authorities imposing the tax, or their successors in office, shall be surrendered to the authorities for such inspection and correction, and if the tax collector fails or refuses to surrender his list upon such bdemands, he shall be guilty refuses to surrender his list upon such bdemands, he shall be guilty of a misdemeanor, and upon conviction shall be subject to the penalties imposed by the preceeding section.

Section 85. That the tax collector, whose election is herein provided for, shall be vested with the same power and authority in the collection of taxes that sheriffs have, and subject to the fines and penalties for failures or neglect off duty by this act imposed, He shall be charged with the sums appearing by the tax lists as due for town taxes. He shall be credited in settlement as sheriffs aps credited, with amounts in suit by appeal, all poll taxes and taxes on personal property certified by the Clerl of the Board of Aldermen of the Town, by order of the Board of Aldermen, to be insolvent and uncollectable, an itemized list of said amounts to be spread upon the minutes of the journal. He shall at no time retain in his hands over one hundred dollars for a longer time than seven days, under penalty of ten per cent per month to the town upon all sume so unlawfully retained. The Board of Aldermen, may require such audits of the blooks of the tax collector as they may deem advisable, either by engaging the services of an outside auditor or by appointing to members of the board to assist in this work. In case the tax collector of the town shall fail, neglect or refuse to account with the town treasurer, as herein required, or to pay what may be rightfully found due on such accounts within fifteen days of the time of such audit, he shall forfait and the formation of the time of such audit, he shall forfeit and pay for the use of the said town a penalty of five hundred dollars. It shall be the duty of the Mayor, upon the neglect, failure or refusal of said tax collector to account as aforesaid, to cause an action to be brought in the Superior Court of the

County of Orange on the bond of said tax collector against him and his sureties to recover the a mount owing by him and the penalty aforesaid; if the tax collector shall fraudulently and corruptly fail to account as aforesaid, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be sentenced to pay a fine, in the discretion of the court, or be imprisoned not less than three months nor more than twelve months. If any tax collector shall die during the time appointed for collecting taxes, then his sureties shall have all the power and means for collecting taxes from the tax payers the same as the tax collector would have had, and shall be subjest to all the remedies for collection and settlement of taxes on their bonds, or otherwise, as might have been had against the tax collector if he had lived. The Tax collector (and in case of his death; his sursties) shall have six months, and no longer, from the day prescribed for his settlement of town taxes, as aforesaid, to finish the collection of all taxes, but the extension of time for collection shall not extend his time of settlement of taxes as aforesaid. Said tax collector before receiving the tax list from the t own clerk shall give a bond as prescribed in such amount as the Board of Aldermen shall determine, the amount of said bond not to be less than one thousand dollars nor more than double the amount of taxes for the preceeding year. For his services the said tax collector shall receive such compensation as the Board of Aldermen may determine, not to exceed ten percentum of the taxes collected.

Section 86. That every owner of a lot, which shall front any street on which a sidewalk has been established, shall improve, ourb or repair, or pave in such manner as the board of aldermen may direct, such sidewalk as far as it may extend alongbouch lot, the expense of the same to be divided equally between the town and the owner of such lot, and on failure of said owner to do so within twenty days after notice by the chief of police to said owner or lesses, or if he be a non-resident of the county of Orange, to his agent, of if such non-resident have no agent in said county, or if personal notice cannot be served upon such owner, lessee or agent, then after publication of said notice by the chief of police for thirty days in some newspaper published in the said town, calling on such owner to make such repairs, the alderman may cause the same to be repaired either with brick, stone, asphalt, cement or gravel, at their discretion, and the expense shall be divided equally between such owner and the town, said repairs to be done under the direction of the street committee. Said one-half of the expense of such repairs shall be a lien upon the said lot and bear interest from the date of the completion of the said repairs, and if the same is not paid within the time prescribed by the Board of Aldermen, such lot may be sold to pay said expenses and costs, under the same rules and restrictions, rights of redemption and saving as are prescribed in this act for the sale of land for

Section 87. That the Board of Aldermen of said town may, at their first regular emeeting in May or at any time during the year, elect a town attorney, prescribe his duties, fix his term of office and rate of compensation. They may employ detectives and offer rewards for the capture and conviction of criminals, and exercise like powers in the premises in order to bring offenderd against the laws of the state and town ordinances, when the offense is committed in the town otherwise appropriated to carry out this purpose.

Section 88. That in the absence of any contract or contracts with said town in relation to the land used or occupied by it for the purpose of streets, sidewalks, alleys or other public works, signed by the owner thereof or his agent, it shall be presumed that said land has been granted to said town by the owner or owners thereof; and said town shall have good right and title thereto, and shall have, hold and enjoy the same as long as the same shall be used for the purposes of said town and no longer. unless the owner or owners of said land, at

the time of the occupation of said land as aforesaid, or those claiming under them, shall apply for an assessment of said land as provided for in the charter of said town, within two years next after said land was taken; and in case the owner or owners or those claiming under them, shall not apply within two years next after said land was taken, he or they shall be forever barred from recovering said land or having any assessment or compensation thereof: Privided, nothing herein contained shall effect rights of feme coverts, or infants, until two years after the removal of their respective disabilities; Provided, this act shall not be construed as repealing or modifying section one hundred and fifty of the Code.

Section 89. That all laws in conflict with this act are hereby repealed.

Section 90. That this act shall be in force from and after its ratification.

April 7, 1925.

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 8:15 P.M., Mayor Roberson presiding.

The Aldermen present were Messrs. G.M.Braune, J.M.Cheek, R.D.W.Connor and H.A.Whitfield.

The rule was suspended and a petition for the construction of curb and gutter from the property owners on Mallette Street by the Clerk. The clerk made the following certificate:

North Carolina Orange County Office of the Clerk of the Board of Aldermen of the Town of Chapel Hill

There has been lodged with me a petition requesting that certain improvements be done on Mallette Street from Franklin Street to Cameron Avenue, said improvements to consist of placing concrete curb and gutter along each side of said street within the limits designated; having duly investigated the sufficiency of said petition as set up in Chapter 56 entitled, "An Act Relating to Local Improvements in Municipalities", Public Laws of North Carolina, Session 1915, and it appeared that more then 51 percentum of the abutting property owners representing more than 51 percentum of the property in said districtof this the said petition, I hereby certify that the said petition is sufficient in all respects, and complies with the act above referred to.

This the 7th Day of April, 1925.

M.Knox Clerk

Mr. P.L.Burch came before the Board of Aldermen to request that this street be widened if possible. After much discussion a motion was made by Alderman H.A.Whitfield seconded by Alderman J.M.Cheek which was duly passed after amendment by Alderman R.D.W.Connor, the said ordinance being as follows:

Section 1. That the petition for the construction of concrete curb and gutter on Mallette Street is hereby accepted.

Section 2. That the Manager is hereby instructed to have all necessary engineering done for this work and stake same off on the graund with the view of making this street 50 ft. wide between property lines.

Section 3. That Mr. P.L.Burch is hereby requested to assist in the matter by getting as many property owners as possible to agree to give from 3 to 7 feet off the front of their property for the widening of said street.

The minutes of the last meeting were read and approved.

AN ORDINANCE TO PROHIBIT THE USE OF THE STREETS AND SIDEWALKS FOR ADVERTISING PURPOSES was brought up for consideration and upon motion of Alderman H.A.Whitfield seconded by Alderman R.D.W.Connor, all the aldermen present voting in hhe affirmative therefor, the said ordinance