

# The Revised Ordinances or Code of the Village of Bradley, Illinois



GAZETTE

PRESS OF THE KANKAKEE GAZETTE

# THE REVISED CODE

— OF THE —

# VILLAGE OF BRADLEY

RELATING TO THE MUNICIPAL GOVERNMENT OF THE  
VILLAGE OF BRADLEY, ILLINOIS

*Wm. J. Stuckland*

*Mr. Nelson*



Printed and Published by Authority of the President  
and Board of Trustees

1904

Incorporated as Village of "North Kankakee" October 7th, 1892.

Name changed to "Bradley City," August 5th, 1895.

Name changed to "Bradley," March 2d, 1896.

#### VILLAGE OFFICERS 1903-1904.

President, LEWIS CLARK.

Clerk, S. T. JESSUP.

Attorney, EBEN B. GOWER.

#### TRUSTEES.

C. MATHUSON, E. O. MAGRUDER. B. T. YEATES, FRANK

BENARCHE, THOMAS MCCOY, BERT DRESSLER.

## AN ORDINANCE

Concerning the Municipal Government of the Village of Bradley Illinois, the codifying of its laws and ordinances of general application, and establishing a code of laws for its municipal government, and providing for fines, penalties, and repealing certain ordinances herein mentioned, and providing for the publication hereof.

*Be it Ordained* by the President and Board of Trustees of the Village of Bradley, Illinois, that the following shall constitute the municipal code of laws and ordinances of the Village of Bradley, Illinois, for its general government, and that all and singular the matters and things hereinafter recited and set forth shall, from and after due passage, approval and publication of this ordinance be, and they are hereby all and singular ordained to be the law of the Village of Bradley, Illinois.

## CHAPTER I.

### THE PRESIDENT AND HIS DUTIES.

Section 1. There shall be elected at the regular election of said village in the year 1905, and every two (2) years thereafter, a President of the Village of Bradley, Illinois, who shall hold his office for a term of two (2) years and until his successor is elected and qualified.

Sec. 2. The president of said village shall be the president of the board of trustees thereof, and shall preside at all the meetings of said board, but he shall have no vote, except in case of a tie, when he shall give the casting vote.

Sec. 3. The president of said village shall, before entering upon the duties of his office, execute and deliver to the clerk of the village a bond and oath as hereinafter required.

Sec. 4. The president shall sign all commissions, licenses and permits granted by the authority of the board of trustees, except as otherwise provided, and such other acts and deeds as by law or ordinance may require his official signature.

Sec. 5. The president shall grant licenses for the purposes authorized by the ordinances of said village according to the terms thereof, and unless the board of trustees shall by ordinance otherwise designate and provide, he may revoke the same for cause.

Sec. 6. The President shall appoint annually, by and with the advice and consent of the board of trustees, a Village Treasurer, Village Attorney, Superintendent of Streets, Village Marshal and other police officers, Pound-master, Health Officer, Village Electrician, the Committees of the Board of Trustees and such other officers whose appointment is not otherwise provided for.

Sec. 7. The president shall supervise the conduct of all the officers of the village, inquire into all reasonable complaints made against them or any of them, and cause all neglect or violation of official duty to be promptly corrected or reported to the proper tribunal for punishment.

Sec. 8. Whenever a vacancy shall occur in the office of president when the unexpired term shall be for one (1) year or over from the date the vacancy occurs, it shall be filled by an election, and if the vacancy is for less than one year, the board of trustees shall elect one of its number to act as president, who shall possess all the rights and powers of the president until the next annual election, and until his successor is elected and qualified.

Sec. 9. During the temporary absence or disability of the president, the board of trustees shall elect one of its number to act as president pro tem., who during such absence or disability shall possess the powers of president.

Sec. 10. In addition to the above and foregoing and to the duties imposed upon him by law, the President shall perform all such other duties as are or may be required of him by the ordinances of said village.

## CHAPTER II.

### THE BOARD OF TRUSTEES.

Section 11. The regular stated meeting of the president and board of trustees of the village of Bradley shall be held in the village hall of said village on the first Monday of each month at 7:30 p. m., at which meetings all the bills and accounts against said village shall be presented and audited and at none other.

Sec. 12. Adjourned meetings may be held for the purpose of completing the unfinished business of the regular meetings, and such other purposes as are necessary, at such

time or times as may be determined by the president and board of trustees.

Sec. 13. Special meetings of the president and board of trustees may be called by the president or by any two members of the board of trustees by notification in writing to each member of the said board of trustees, served personally or left at the usual place of abode not less than twenty-four (24) hours prior to the time set for said meeting, stating the object and purpose for which such meeting is called. No business shall be transacted at such meeting except that for which the meeting was called and notification given thereof, except by a vote of three-fourths of all the members of the village board elected by the vote of the electors of said village.

Sec. 14. A majority of the board of trustees elected shall constitute a quorum for the transaction of business, but a smaller number may adjourn from time to time and may compel the attendance of absentees.

Sec. 15. The standing committees of the board of trustees shall be as follows: Street and Alley, Finance, License, Ordinance, Police and Fire, Electric Light and Water, Printing and Purchasing, which shall be annually appointed by the president, who shall fill all vacancies occurring in said committees.

Sec. 16. Every committee of the Board of Trustees, in reporting upon any subject referred to them, shall attach to their report all papers and documents in the possession of the committee relative to the matter so referred.

Sec. 17. The regular Order of Business for the meetings of the president and board of trustees of said village shall be:

First—The Reading of the Minutes of the proceedings of the last meeting or meetings and amendment and approval of the same.

Second—Presentation of Petitions and other Communications.

Third—Reports of Village Officers.

Fourth—Reports of Standing Committees.

Fifth—Reports of Special Committees.

Sixth—Unfinished Business.

Seventh—Miscellaneous Business.

Sec. 18. No member shall vote on any matter in which he is directly interested, but all members shall vote upon all other questions unless excused by the board of trustees.

Sec. 19. No person other than the president and members of the board of trustees shall be allowed to speak before the board of trustees except by permission given by said board.

Sec. 20. The president and board of trustees may from time to time adopt by resolution rules of order for their guidance and control, which rules shall be enforced until repealed, altered or amended, unless, by concurrence of two-thirds of all the members elected, they shall be suspended for that meeting.

Sec. 21. "Reed's Rules of Order" shall be the authority for the government of the meetings of the president and board of trustees as to all points not otherwise controlled by ordinance or resolution of the president and board of trustees duly adopted and in force.

### CHAPTER III.

#### THE VILLAGE CLERK.

Section 22. The Village Clerk shall, before entering upon the duties of his office, execute and file with the president the required oath and bond.

Sec. 23. The village clerk shall attend all meetings of the president and board of trustees and shall keep in a suitable book to be marked, "The Record of the President and Board of Trustees of the Village of Bradley, Illinois," a

full and faithful record of its proceedings. He shall issue and cause to be served upon the president and board of trustees notice of all the special meetings of the president and board of trustees.

Sec. 24. He shall keep the corporate seal of said village and affix the same to all papers which require it. He shall keep all of the records, papers and original ordinances, bonds of officers of the village, except his own. He shall make proper copies of all papers duly filed in his office, make transcripts from the journal and other records and certify the same under the corporate seal when requested and paid for the same as provided by ordinance.

Sec. 25. He shall, in a separate book, keep a record of all ordinances passed by the president and board of trustees, and if the ordinance requires posting or publication, he shall cause the same to be duly posted or published.

Sec. 26. The clerk shall prepare all commissions, licenses, permits and other official documents required to be issued by him under the laws and ordinances of the village, and shall attest the same with the corporate seal, and he shall in like manner attest all deeds for the sale of real estate owned and conveyed by said village.

Sec. 27. During the temporary absence or disability of the village clerk, the president and board of trustees may appoint a clerk pro tempore.

Sec. 28. In addition to the foregoing duties, the village clerk shall perform all other duties pertaining to his office as are or may be imposed upon him by law or ordinance.

### CHAPTER IV.

#### CONCERNING ELECTIONS.

Section 29. A general election for municipal officers shall be held in the village of Bradley on the third Tuesday

of April in each year, at the village hall, on lot sixteen (16) of block forty-one (41) in said village, unless some other place be designated by the president and board of trustees.

Sec. 30. The village clerk shall give notice of such election by posting notices thereof in not less than three public places in said village at least twenty (20) days prior to such election, in which notice he shall state the time and place of holding such election and the officers to be elected.

Sec. 31. Special elections may be ordered when necessary for any of the purposes provided by law, and notice thereof shall be given by the village clerk in the same manner and for the same time, and they shall be held and conducted in like manner as is required in the case of regular annual elections.

Sec. 32. The president and board of trustees shall, at the regular meeting in April of each year, appoint three (3) capable and discreet electors of the village to act as judges of election and three (3) electors having similar qualifications with the judges to act as clerks of election for the year for which they are respectively appointed, and the village clerk shall notify such persons of their appointment within five days.

Sec. 33. If any person appointed as judge or clerk of election shall not be present at the time of opening any election or shall refuse to act or take the oath to act in such capacity, the judge or judges present may appoint some other qualified elector to fill the vacancy. If there be no judge of election present at the time fixed for opening the polls, such of the electors as may then be present at the place for holding the election may fill the places of such judges by election from their own number, and the judges so chosen shall have the same power and be subject to the same penalty as other judges of election; Provided, that all of the judges shall not in any case be appointed or chosen from the same political party, and the judges shall appoint clerks when necessary to fill vacancies.

Sec. 34. At all elections the polls shall be opened at seven o'clock a. m. and close at five o'clock p. m., and said elections shall be conducted in accordance with the general election laws of the state of Illinois.

## CHAPTER V.

### CONCERNING OFFICERS, THEIR OFFICIAL BONDS AND OATHS.

Section 35. No person shall be eligible to any elective office in the village of Bradley who is not a qualified elector of the village of Bradley, and who shall not have resided therein at least one (1) year next preceding his election, nor shall any person be eligible to any office, elective or appointive, who is a defaulter to the village.

Sec. 36. The president and board of trustees may require any officer of said village who is required by law to give an official bond to furnish additional security or execute a new bond whenever the security of the original bond has in their judgment become insufficient, and any officer who shall fail to furnish additional security or give a new bond whenever required by the president and board of trustees within ten (10) days after he has been notified in writing of said requirement shall be deemed to have vacated his office.

Sec. 37. The execution of all official bonds shall be acknowledged by the officer and his surety or sureties before the village clerk or some person authorized by law to take the acknowledgment of deeds, who shall make thereon a certificate of such acknowledgment, and upon the approval of such bond by the president and board of trustees, the village clerk shall indorse the date of the approval on the bond and shall file the same in his office, together with the oath of such officer.

Sec. 38. If the president or any other elected village officer shall during his official term remove his residence beyond the limits of the village, his office shall thereby become vacant.

Sec. 39. No president, trustee, village clerk or village treasurer shall hold any other office under the village government during his term of office.

Sec. 40. The president, trustees, the marshal and all police officers in the village shall be conservators of the peace, and shall have power to arrest or cause to be arrested, with or without process, all persons who shall break the peace or be found violating any ordinances of the village or any criminal law of the state of Illinois.

Sec. 41. Official bonds of the officers of the village of Bradley shall be required in the following amounts:

President of the Village.....	\$1000.00
Clerk.....	300 00
Treasurer, a sum not less than the amount of estimated taxes and special assessments for the current year.	
Village Marshal .....	\$ 500.00
Superintendent of Streets.....	200.00
Pound Master.....	100.00
Chief of Fire Company .....	200.00
Assistant Chief of Fire Company....	200.00
Each Regular Police Officer other than Marshal.....	300.00

Sec. 42. In case the office of superintendent of streets, village marshal, pound master or any two of said offices shall be held by one and the same person at any time, the president and board of trustees may accept and approve, in lieu of the two or more bonds above required, a single bond for any two or more of said offices, when held by one person, a bond in the sum of five hundred dollars (\$500).

Sec. 43. Each official bond and every bond given to the village of Bradley shall be signed by a surety or sureties to be approved by the president and board of trustees, and

shall be conditioned for the faithful and legal performance of the duties of the officer giving the bond and for the payment of all public moneys received by him according to law and for a compliance with the ordinances, orders and resolutions of the president and board of trustees of the village of Bradley in force at the time of giving such bond or to be thereafter enacted, and such bond shall be acknowledged as the law directs.

Sec. 44. All official bonds after their approval shall be filed with the clerk of the village, who shall endorse the date of their approval thereon, and shall keep the same on file in his office; Provided, that the bond of the village clerk shall be filed with the treasurer of the village, who shall thereon indorse the date of its approval by the president and board of trustees.

Sec. 45. All of the elected and appointed officers of said village shall, before entering upon the duties of their respective offices, take and subscribe the following oath or affirmation: "I do solemnly swear (or affirm) that I will support the constitution of the United States and the constitution of the State of Illinois; that I will faithfully discharge the duties of the office of — (here insert the name of the office to which he is elected or appointed) according to the best of my ability." The said oath or affirmation so subscribed shall be filed in the office of the clerk of the village, except that the oath of the village clerk shall be filed with the treasurer.

## CHAPTER VI.

### FINANCE.

Section 46. The fiscal year of the village of Bradley shall commence on the first day of May in each and every

year and terminate on the thirtieth day of April of the succeeding year.

Sec. 47. The Village Treasurer before entering upon the duties of his office, shall execute and file with the clerk of the village the required oath and bond.

Sec. 48. The treasurer shall receive all monies belonging to the village, and shall keep a separate account of each fund or appropriation; he shall give to every person paying money into the village treasury a receipt therefor, specifying the date of payment, and upon what account paid, and he shall file copies of such receipts with the village clerk.

Sec. 49. He shall keep a register of all warrants redeemed and paid by him, showing the number, date, and amount of each, the fund from which paid, and the name of the person to whom and when paid, and he shall cancel all warrants as soon as redeemed by him.

Sec. 50. All moneys received by the village treasurer on account of any special assessment shall be held by him as a special fund to be applied to the payment of the improvement for which such special assessment or special tax was made.

Sec. 51. The treasurer shall keep his books and accounts in such manner as to show with entire accuracy all money received and paid out by him for the said village; which books and accounts, together with the files and papers of his office shall be at all times open to examination by the president and the finance committee of the Board of trustees.

Sec. 52. The treasurer shall at the end of each and every month, and oftener if so required, render an account to the president and board of trustees.

Sec. 53. The treasurer shall, in addition to the foregoing duties, perform all such other and further duties pertaining to his office as are or may be imposed upon him by law or ordinance.

Sec. 54. All warrants drawn upon the treasurer must be signed by the president and countersigned by the clerk, stating the particular fund or appropriation to which the same is chargeable and the person to whom payable, and no money shall be otherwise paid than upon such warrants so drawn.

Sec. 55. It shall be the duty of the Finance Committee of the board of trustees to examine each month the accounts of the treasurer and report upon the same, and to examine the accounts of all other officers of the village who handle money, as occasion may require.

Sec. 56. It shall be the duty of the finance committee to examine all bills presented to the president and board of trustees, and upon consideration thereof to recommend to the president and board of trustees the allowance or disallowance, in whole or in part, of said bills.

Sec. 57. The president and board of trustees shall, as soon as practicable after the commencement of each fiscal year and within the first quarter thereof, pass an ordinance to be termed the annual appropriation ordinance, in which they shall appropriate such sums of money as may be deemed necessary to defray all necessary expenses and liabilities of the village government during the fiscal year, and in such ordinance shall specify the different objects and purposes for which such appropriations are made and the amount appropriated for each object or purpose, and no further appropriations shall be made at any time during such fiscal year, except as otherwise expressly provided by law.

Sec. 58. The president and board of trustees shall annually, on or before the third Tuesday in September in each year, ascertain the total amount of appropriations for all corporate purposes legally made and to be collected from the tax levy of that fiscal year; and by an ordinance specifying in detail the purposes for which such appropriations are made and the sum or amount appropriated for each purpose respectively, levy the amount so ascertained upon all the

property subject to taxation within the village as the same is assessed and equalized for state and county purposes for the current year. A copy of which ordinance shall be filed with the county clerk of the county of Kankakee by the clerk of the village of Bradley.

Sec. 59. No contract shall be hereafter made by the board of trustees or any committee or member thereof, and no expenses shall be incurred by any of the officers of the corporation, whether the object of the expenditure shall have been ordered by the president and board of trustees or not, unless an appropriation shall have been previously made concerning such expenses and except as otherwise expressly provided.

## CHAPTER VII.

### CONCERNING THE DEPARTMENT OF HEALTH.

Section 60. The president may appoint, by and with the advice and consent of the board of trustees, on the first Monday in May of each year, or as soon thereafter as may be, a competent and suitable person to be known as the "Health Officer" of said village, who shall hold his position for the term of one (1) year, unless sooner removed by the president and board of trustees.

Sec. 61. The health officer shall, before entering upon his official duties, take the oath prescribed by law for village officers.

Sec. 62. He shall have general supervision over the public health of the village, and shall make diligent examination into all matters affecting the same; he shall, under the direction of the president, cause all nuisances to be abated or removed which he may deem prejudicial or obnoxious to the public health or comfort, and make such sanitary regu-

lations from time to time as he may think necessary or expedient in order to prevent the introduction or spreading of any contagious, malignant, infectious or pestilential disease.

Sec. 63. Whenever the public exigency may require he shall recommend to the president the establishment of a temporary hospital, and upon the establishment of such hospital or hospitals by the president and board of trustees, he may cause any person within the village having any contagious disease to be removed thereto, and shall provide suitable medical and other attendance for such person, at such person's own expense if she or he is able to pay the same, and if not, then at the expense of the village or town.

Sec. 64. All bills and accounts against the village incurred by the health officer shall be presented to the finance committee for approval on or before the first Monday of the next succeeding month after the expense has been incurred.

Sec. 65. Every physician who shall have, or any person knowing of, a patient in the village of Bradley suffering from any contagious or infectious disease shall report the same in writing either to the village clerk or to the health officer, and for any neglect or failure so to do shall incur a penalty of not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00) for each offense.

Sec. 66. If any person in the village shall have the smallpox, scarlet fever, diphtheria or any other like contagious or infectious disease, the health officer shall, upon information thereof, cause notice to be posted in some conspicuous place on the house or premises of such fact, and it shall be the duty of the occupant or occupants of such house to keep such notice or notices so posted as long as directed by said health officer, under a penalty of not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00) for each offense.

Sec. 67. Whoever shall bring into said village any per-

son having the smallpox or other like infectious or contagious disease, or any articles or things infected with smallpox or like disease, shall upon conviction be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) for each offense.

Sec. 68. Whoever shall sell or offer for sale within the village any sick or diseased animal, poultry or fish, or the flesh thereof, or any unsound, tainted or unwholesome provision or meat to be eaten for human food, shall upon conviction be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) for each offense.

Sec. 69. Any druggist, pharmacist or other person who shall, by himself, clerk or servant, in said village, sell or deliver any arsenic, strychnine or any other substance or liquid recognized as a deadly poison, without having the name of such drug and the word "poison" clearly written or printed upon the label attached to the bottle, box or package containing the same, or who shall deliver any such poison to any person under the age of fifteen (15) years, or to any person without first satisfying himself that such poison is to be used for a legitimate purpose, shall in each and every case be subject to a penalty of not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00); Provided, that nothing in this section contained shall apply to the sale or delivery of any such poison as a medicine upon the prescription of any reputable physician.

Sec. 70. Whoever shall resist or obstruct the health officer or any person acting under his direction in the discharge of his duties, or shall neglect or refuse to remove or abate any nuisance from premises owned or occupied by him after being notified so to do by the said officer, shall in either case be subject to a fine of not less than three dollars (\$3.00) nor more than twenty-five dollars (\$25.00) for each offense.

Sec. 71. In case there is no health officer appointed, and in his absence, the duties herein required of him shall be

performed by any police officer of the village whom the president may designate for that purpose.

Sec. 72. It shall be the duty of the health officer to assist in making and carrying into effect all needful regulations by the officers of the schools of the village for the prevention of the spread of any contagious or infectious disease.

Sec 73. Whoever shall distribute or cause to be distributed in the village of Bradley any samples of pills, pellets, drugs, medicines, or any articles which if eaten by children might be injurious to them in any way, shall upon conviction be subject to a fine of not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00) for each offense.

## CHAPTER VIII.

### BOARD OF LOCAL IMPROVEMENTS.

Section 74. The Board of Local Improvements for said village shall consist of the president of the said village, who shall be the president of such board, the superintendent of streets of such village, and one member of the board of trustees, to be elected by the said board of trustees annually at the first meeting of the fiscal year, or as soon thereafter as may be, who shall hold his office until the end of the fiscal year, unless he shall cease to be a member of the board of trustees of said village.

Sec. 75. The board of local improvements shall have and exercise such powers and authority as is or may be invested in them by the laws of the State of Illinois and ordinances of the village of Bradley.

## CHAPTER IX.

## THE SUPERINTENDENT OF STREETS.

Section 76. The Superintendent of Streets shall, before entering upon the duties of his office, execute a bond to the village of Bradley in such sum as may be required by ordinance or law.

Sec. 77. He shall have charge of the improvement, repair and cleaning of all streets, avenues and alleys in the village, and shall supervise the construction and repair of all sidewalks therein, but no improvements or repairs except such as may be actually necessary shall be made by him without the previous order of the president and board of trustees. He shall without delay cause all breaks in any street or alley, crossing, approach, culvert, apron or other unsafe place to be repaired; Provided, that when the probable cost of any such repair shall exceed the sum of fifteen dollars (\$15) the same shall be made only with the concurrence of the president or of the committee on streets and alleys; and provided further, that no improvement or repair, the estimated cost of which exceeds fifty dollars (\$50) shall be made without previous order of the president and board of trustees.

Sec. 78. He shall cause all ordinances in relation to streets, avenues, alleys and sidewalks to be enforced, and shall prosecute all persons for violation thereof. He shall carry into effect all orders, general or special, that he may receive from the president and board of trustees, the president or the committee on streets and alleys.

Sec. 79. He shall in the spring of each year, under the direction of the committee on streets and alleys, cause the streets, avenues and alleys, where necessary, to be cleaned and the gutters opened, and shall as far as practicable keep them in that condition during the year. He shall also from time to time report to the president and board of trustees

the condition of the streets, avenues and alleys, and recommend such repairs as may be necessary.

Sec. 80. He shall oversee and direct the work done upon the street by men employed by authority of the village, and shall require them to work faithfully, and shall keep in a suitable book a correct account of their time, and shall approve or disapprove all bills presented for work done or materials furnished under his directions.

Sec. 81. He shall supervise all connections of private drains and sewers with the public drains and sewers, and shall see that the same is made in such manner that no injury is done to the public sewers.

Sec. 82. He shall keep a correct list of all the implements, materials and other property of the village in his charge or possession, and upon the expiration of his term of office, or his resignation thereof, or removal therefrom, he shall deliver said property to his successor in office, taking a receipt therefor, which receipt he shall file with the village clerk.

## CHAPTER X.

## THE VILLAGE ELECTRICIAN.

Section 83. There may be appointed by the president, by and with the consent of the board of trustees, a Village Electrician, to serve until the end of the fiscal year for which he may be appointed.

Sec. 84. It shall be his duty, when requested by the president or by any committee of the board of trustees, to examine into the condition of telegraph, telephone, electric light and electric power wires and the wiring of all public and other buildings, and report to the board of trustees upon the same.

Sec. 85. It shall be his duty to see that all wires and

electrical devices of any description are properly installed and kept properly insulated for the safety of the public and buildings.

Sec. 86. He may require such suitable and approved switches, cut-outs and other necessary safety devices as he may deem for the best interest of the village.

## CHAPTER XI.

### THE VILLAGE ATTORNEY.

Section 87. The Village Attorney shall be the legal adviser of the village and shall, when required, advise the president and board of trustees or any village officer in all matters of law in which the interests of the village are involved; and he shall draw such ordinances, bonds and contracts, or examine and give his opinion as to the same, as may be required of him by the president and board of trustees or of any committee thereof.

Sec. 88. He shall prosecute or defend on behalf of the village in all cases in which the interests of the village are involved.

Sec. 89. He is hereby charged with the prosecution of all actions for violations of the ordinances of the village, and with the conducting of all proceedings in justice's courts.

Sec. 90. An appeal may be taken by the village attorney from any adverse decision of any court when, in his opinion, the public interests may require.

## CHAPTER XII.

### FEES AND SALARIES.

Section 91. The compensation of the president of said

village shall be one hundred dollars (\$100) per year, payable quarterly.

Sec. 92. The compensation of the members of the board of trustees shall be the sum of one dollar and fifty cents (\$1.50) to each trustee for each meeting of the board actually attended by him.

Sec. 93. The village clerk shall receive as compensation one hundred dollars (\$100) per year. He shall also receive ten cents (10c) per each one hundred words that he may be obliged to enter upon the ordinance book of said village aside from the original entry of the minutes of the different meetings of the board of trustees of said village, and he shall receive the said sum of ten cents (10c) per hundred words for making copies of any ordinance or other matters of record in his office. He shall receive the sum of one dollar (\$1) for each and every license issued by him, the same to be paid by the party obtaining the license.

Sec. 94. The village treasurer shall receive as compensation the sum of two per cent (2 per cent) on the amount of money paid out by him as such treasurer.

Sec. 95. The village attorney shall receive as compensation the sum of one hundred dollars (\$100) per year, to be paid him in quarterly installments at the end of each quarter of the fiscal year; Provided, that he shall be allowed his reasonable expenses incurred in attending to all matters wherein the village is a party or has an interest; and provided further, that for his services in the matter of appeals, or in any original proceeding had in any court of record, he shall be allowed reasonable compensation in addition to his said salary.

Sec. 96. There shall be allowed as compensation to the superintendent of streets the sum of forty-five dollars (\$45) per month, and if the same person who is appointed superintendent of streets shall be appointed village marshal or constable, he shall receive no additional compensation therefor, except such fees as he may earn as said village

marshal as provided by law and the ordinances of this village.

Sec. 97. There shall be allowed to the pound-master, or person authorized by the ordinances of said village for the taking up and impounding of animals, the following fees: For each horse or mule, seventy-five cents (75c); for each head of cattle, fifty cents (50c); for each sheep, goat or hog, twenty-five cents (25c); for each goose, five cents (5c); for discharging each animal from the pound without sale, twenty cents (20c). For providing suitable food and drink for an animal so impounded for each twenty-four hours that the same may be kept, the following fees: For each horse or mule, fifty cents (50c); for each head of cattle, forty cents (40c); for each goat, sheep or hog, fifteen cents (15c); for each goose, five cents (5c). For advertising and selling any animals so impounded, the pound-master shall receive the same fees as are allowed by the statute of the State of Illinois to constables for advertising and selling property under execution.

Sec. 98. There shall be allowed as compensation to the judges and clerks of election the sum of three dollars (\$3) per day for each day they may be actually engaged in registering votes, in holding and conducting any election; the expenses thereof to be paid out of the village treasury.

Sec. 99. Witnesses and jurors attending or serving before any police magistrate or justice of the peace in any action for the recovery of any fine or penalty under the ordinances of said village shall, in case judgment be obtained against the offender, be entitled to the same fees as are allowed by the statute of the state of Illinois in like cases; Provided, that no village officer shall be entitled to any witness fees in any action for a violation of any village ordinance where the village is plaintiff, and no costs shall be taxed against or collected from the village in any suit.

Sec. 100. The village electrician, the health officer, and other officers or persons performing special services for the

village, shall be allowed such sums as the president and board of trustees may fix as their just and reasonable compensation.

Sec. 101. Except when otherwise provided, all salaries and compensations shall be paid monthly.

### CHAPTER XIII.

#### THE POLICE DEPARTMENT.

Section 102. The Village Marshal or Constable shall, before entering upon the duties of his office, execute a bond to the village of Bradley in the sum prescribed by ordinance.

Sec. 103. He shall, in subordination to the president, have the management and control of all the police officers of said village.

Sec. 104. He shall be charged with the preservation of the peace, order, safety and cleanliness of the village, and with the duty of protecting the rights of persons and property and enforcing all ordinances and orders of the president and board of trustees of said village.

Sec. 105. He shall take notice of all nuisances, obstructions and defects in the streets and alleys or other public places of the village, and shall cause the same to be abated or removed.

Sec. 106. He shall be the keeper of the village prison or calaboose and shall keep the same, with all its appurtenances, clean and in good order, and he may, if necessary, compel persons confined therein to keep themselves and their wearing apparel in a cleanly and decent condition and to cleanse their apartments or other parts of the prison or calaboose.

Sec. 107. He shall treat all persons confined in said prison or calaboose humanely, and shall not unnecessarily

beat, abuse or otherwise maltreat any person in his custody or permit the same to be done.

Sec. 108. He shall, with the consent of the president, have the authority to employ a physician for any inmate of the village prison or calaboose who may require or be in need of medical aid.

Sec. 109. He shall keep a correct record of all arrests, showing the time and place of each arrest, the offense for which the same was made, the magistrate or court before whom such person is tried and the disposition of each case, and shall keep a record of each person committed to or confined within the village prison or calaboose, the offense for which said person was committed, the time, manner and by whom committed, the date and manner of discharge, and make monthly report thereof to the president and board of trustees.

Sec. 110. The President, by and with the advice of the board of trustees, may appoint one or more policemen to assist by day or by night, as the case may be, the Village marshal or constable, each of whom shall execute a bond as required by ordinance.

Sec. 111. The president may, when necessary, detail any police officer for the discharge of any special police duty, and may also require all policemen to perform police duty at any time of the day or night.

Sec. 112. It shall be the duty of the night police, or the one of them detailed by the president so to do, to keep an accurate record of the electric lights of the village that may for any reason be not burning during the hours that the same should be burning, and report the same in writing to the president and board of trustees at each regular meeting.

Sec. 113. The president may on special occasions, when in his judgment the public peace and order of the village shall so require, appoint and commission such number of special policemen as may seem necessary, and shall fix in the order of their appointment the time during which they shall

serve; and such policemen shall possess the powers and exercise the duties of regular policemen during the time of their appointment.

Sec. 114. The police officers shall be conservators of the peace and have the power to arrest, with or without process, all persons within the village who shall break or violate the peace or be found violating any ordinance of the village or any criminal law of this state, and to commit for examination and, if necessary, to detain such person over night or Sunday in the village prison or calaboose, or other secure place, until they can be brought before the proper magistrate or court for trial, and they shall be vested with all the common law and statutory power of constables for the purposes of executing warrants or other legal process in said village; and, when necessary, they may call for assistance upon any able-bodied male person above the age of eighteen (18) years, and whoever shall neglect or refuse to give assistance to a police officer to aid him in arresting, retaking or holding in custody any person guilty of having committed an unlawful act shall incur a penalty of not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

Sec. 115. The village marshal and the members of the police force, general or special, shall, when on duty, wear a metal star or badge.

Sec. 116. It shall be the duty of the police officers to aid the fire department by giving alarms in case of fire, and they shall prevent the firemen from being hindered or obstructed in the performance of their duties.

Sec. 117. Upon application by any corporation, company or individual, the president may appoint one or more private watchmen, to continue in office during the pleasure of the president and said corporation, company or individual. Said watchmen shall have the same powers and perform the same duties as policemen at and about the warehouses, factories or other places for which they were appointed, and

no such watchman shall receive any salary or compensation for his services other than that which may be paid him by the corporation, company or individual at whose request he was appointed. Every such watchman before he enters upon his duties shall qualify in like manner as other policemen.

#### CHAPTER XIV.

##### FINES AND PENALTIES.

Section 118. All suits or actions for the recovery of any fine, penalty or forfeiture arising under the laws or ordinances of the village of Bradley where the amount sued for in controversy does not exceed two hundred dollars (\$200), may be brought before any police magistrate or justice of the peace of or in said village.

Sec. 119. When any violation of any law or ordinance of the village shall come to the knowledge of the village marshal, or to any police officer, he shall, without delay, make or cause to be made the proper complaint before a police magistrate or justice of the peace, and the necessary witnesses to be subpoenaed or other evidence procured for the successful prosecution of the offender.

Sec. 120. No process shall be necessary when the person is legally arrested without a warrant and brought before the court or a magistrate, but the officer making such arrest shall, unless the same is waived by the person arrested, make and file an affidavit setting forth the cause, time and place of the arrest, and a memorandum thereof shall be entered upon the docket of the court.

Sec. 121. No suit or proceeding under the law or ordinances of said village shall be dismissed for any defect or informality in the complaint if the offense be substantially alleged therein, and amendments may be allowed in all

cases upon such terms as the magistrate or court shall deem just and reasonable.

Sec. 122. If the name of the defendant is unknown he may be designated by any description by which he can with certainty be identified, and if upon arrest he shall refuse to disclose his true name, he may be tried and convicted by the designation used in the warrant.

Sec. 123. Any person who may be arrested or in the custody of any police officer for the violation of any ordinance of the village, may be released from custody by entering into bond or recognizance before any police magistrate or justice of the peace of the village in such reasonable sum and with such security as may be required of him by the court.

Sec. 124. Every police magistrate or justice of the peace before whom suits may be brought in the corporate name of the village for the recovery of any fines or penalties shall, on the first Monday of each month, report to the president and board of trustees a detailed list of all village suits tried before him since his last report, with the disposition made of each case, the amount of fine imposed upon him, the amount collected thereon, and also the amount collected since his last report, with the disposition made of each case, the amount of fine imposed upon him, the amount collected thereon, and also the amount collected since his last report on any judgment for any fine imposed prior to such report; and if any police magistrate or justice of the peace shall fail to make report as herein required, he shall be liable to an action on his official bond for any loss or damage to the village resulting from any such failure or neglect; and he shall from time to time pay over to the village treasurer the amount of any fines or money collected by him for the use of the village.

Sec. 125. There shall be elected, at the regular village election in April, 1905, a police magistrate, who shall hold

his office for a term of four (4) years or until his successor is elected and qualified.

Sec. 126. Such police magistrate shall, before entering upon the duties of his office, take the oath and execute the bond required by law.

## CHAPTER XV.

### THE FIRE DEPARTMENT.

Section 127. That the organizing and maintaining of one or more fire companies in and for the village of Bradley, Illinois, to be organized and maintained under the provisions of the ordinances of the village of Bradley, enacted or to be enacted, and the laws of the state of Illinois, is hereby authorized.

Sec. 128. Each volunteer fire company shall consist of not less than ten nor more than fifteen men, all of whom shall be residents of the village of Bradley and persons of good moral character.

Sec. 129. No person shall be a member of any fire company who is not the age of twenty (20) years, unless he shall file with the village clerk the written consent of his parents or guardian to his becoming a member of such fire company.

Sec. 130. Each fire company of said village shall have the right and authority to make their own rules for their organization, their self-government, for the election and expulsion of members; Provided, that nothing in said rules and regulations shall conflict with the ordinances of the village of Bradley now in force or to be hereafter enacted nor with the laws of the state of Illinois; and provided further, that said rules and regulations shall be submitted to the president and board of trustees of said village for their approval; and provided further, that if said president

and board of trustees shall by a two-thirds vote of the members present demand the resignation or expulsion of any member or members of any fire company that the said fire company will immediately expel such member or members, unless he or they shall resign.

Sec. 131. Each fire company shall elect a chief, and may also elect a president, a clerk and a treasurer. Each chief so elected shall be authorized to appoint such assistant chiefs and other subordinate officers of the company as he may be authorized to do by the regulations of the company.

Sec. 132. If but one fire company shall be organized in the village of Bradley as provided in this ordinance, the chief of said company, and in his absence the first assistant chief, shall control and have the management of the company and the custody of all the fire apparatus belonging to the village; he shall keep a record of all fires within the corporate limits of the village, and of all the property belonging to the fire department; he shall make timely examinations of all the apparatus of the department, and if repairs or supplies are needed, shall report the same to the president and board of trustees; he shall annually make a written report to the president and board of trustees of the work of the department for the year, and therewith submit his recommendations, if any. He shall take command at all fires, and he may, with the assent of the president of the village and two members of the board of trustees, order the tearing down of any building which may be deemed necessary to assist in stopping the spread of a fire; he shall settle all disputes between members of his company while on duty, and shall account for any property assigned to the company which in any way may have become broken or destroyed.

Sec. 133. No fire company shall leave a fire without the permission of the officer in command at said fire.

Sec. 134. Each company shall test its apparatus and drill its men at least once in every alternate month.

Sec. 135. Members of the fire department shall have

the power and authority of policemen while on duty at a fire. All fire apparatus shall be housed in a building or buildings provided for that purpose by the village.

Sec. 136. No person shall, without the consent of the person in charge of the same and the sanction of the president of the village, use any apparatus belonging to any company of the fire department for any private purpose or remove any of the property from the village, under a penalty of not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

Sec. 137. If two or more fire companies shall hereafter be organized in the village of Bradley, the president of the village, by and with the advice of the board of trustees, shall appoint a Fire Marshal, who shall be at the head of the department and have the general control and direction of the said fire companies.

Sec. 138. The fire marshal, if one shall be appointed, the chief and first assistant chief of each company, shall before entering upon the duties of their office be sworn to the oath required of the other village officers, and shall each enter into bond in a sum not less than two hundred dollars (\$200), payable to the village of Bradley, conditioned upon the faithful performance of their duties and accounting for the property of the village under their control.

Sec. 139. The members of the fire department shall receive the following compensation: Seventy-five cents (75c) for each and every call to a fire, and twenty-five cents (25c) for each hour or part of an hour after the first while they shall remain at such fire; the time to be computed from the time the apparatus leaves the fire house until the same is returned thereto; the payment to be made upon the certificate furnished by the commanding officer at such fire, giving the names of members and time each worked. Also fifty cents (50c) for each monthly practice meeting where not less than ten (10) members of the company are present and par-

ticipate in the practice; Provided, that the chief, or in his absence the assistant chief, shall receive one dollar (\$1) and the clerk shall receive seventy-five cents (75c) for each such meeting attended by them respectively.

Sec. 140. There shall be paid to the person first getting to the engine house with a team of horses or mules and hauling the fire engine to a fire within the limits of the corporation, the sum of two dollars (\$2) if such person with the team shall act under the directions of the officer in charge of said engine.

Sec. 141. The officer in command at a fire within the limits of this corporation is hereby authorized and empowered to press into service any available team for the purpose of getting any apparatus or water to said fire, such team and driver to be paid at the rate of one dollar (\$1) for the first hour or fraction thereof, and one dollar (\$1) per hour or fraction thereof thereafter for such services; all payments to be made upon certificate as hereinbefore provided.

Sec. 142. The driver of any vehicle who shall drive the same over or across any hose in use, about to be used or while lying in the carriage way in any street or public place in the village after being used by any portion of the fire department while on duty or at practice, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not less than three dollars (\$3) nor more than fifty dollars (\$50) for each offense.

Sec. 143. Any person causing an alarm of fire, by ringing the fire bell or otherwise, knowing that such alarm is false, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

## CHAPTER XVI.

## THE SALE OF LIQUORS.

Section 144. Any person who shall by himself, agent, clerk or servant sell, barter, exchange, give away or in any manner deal in or dispose of any intoxicating, spiritous, malt, vinous, mixed or fermented liquors in any less quantity than one gallon or in any quantity to be drunk upon the premises or in or upon any adjacent room, building, yard, premises or place of public resort within the corporate limits of the village of Bradley, without first obtaining a license therefor as hereinafter provided, shall upon conviction be fined not less than twenty dollars (\$20) nor more than one hundred dollars (\$100) for each and every offence; Provided, that registered pharmacists or druggists selling liquors in quantities less than one gallon for purposes strictly medicinal, mechanical, chemical or sacramental, under permit duly issued by the village, shall not be deemed to be within the meaning of this section.

Sec. 145. Any person desiring a license to sell liquors by retail, as aforesaid, shall make application in writing to the president therefor and produce evidence to satisfy him that the applicant is a person of good moral character, and shall execute and file with the village clerk a bond to the village of Bradley in the penal sum of five hundred dollars, with at least two good sureties, to be approved by the president and board of trustees, conditioned for the faithful observance of all ordinances of said village now in force, or which may be passed and in force during the period of such license, regulating or relating to the sale of intoxicating liquors; and he shall also give bond as provided in section five (5) of chapter forty-three (43) of the Revised Statutes of Illinois of 1874, entitled "Dram Shops." Upon such applicant complying with the above requirements, and upon his paying in advance into the village treasury the sum

of five hundred dollars (\$500), he shall be entitled to receive a license in due form for the purpose aforesaid.

Sec. 146. Any license so issued may be revoked by the president, upon written notice given, whenever it shall appear to his satisfaction that the person licensed has violated any of the provisions of this article, or any ordinance of said village regulating or relating to retailers of liquors, or any condition of the bonds aforesaid; such revocation to be subject to the approval of the board of trustees.

Sec. 147. Every person licensed to sell liquors under the provisions of this article, or any ordinance of the village, shall, immediately on receiving such license, place and keep the same conspicuously posted in his office or place of business; and any person so licensed who shall fail, neglect or refuse to so place and keep his license, or who, not being licensed, shall post or cause or permit to be and remain posted any paper or document purporting to be a license, shall in either case incur a penalty of not less than three dollars (\$3) nor more than fifty dollars (\$50) for each offense.

Sec. 148. No person licensed to sell liquor at retail, as hereinbefore provided, shall employ any minor as a clerk, bar tender or servant in or about his saloon or place of business. No person shall in any way sell, deliver or give away any intoxicating, malt, vinous, mixed or fermented liquors to any idiot, insane or intoxicated person, or to any minor without the written order of his parent, guardian or family physician; nor shall harbor, entice or permit any minor, idiot, insane or intoxicated person to loiter or remain in or about his place of business, under a penalty of not less than five dollars (\$5) nor more than fifty dollars (\$50) for each offense.

Sec. 149. No minor nor any habitual drunkard or intoxicated person shall loiter or remain in or around any saloon, dramshop, grocery or other place within said village where intoxicating or malt liquors are sold or kept for sale, after

being notified by the proprietor or keeper thereof, or by any policeman, to quit the same, under a penalty in each case of not less than three dollars (\$3) nor exceeding twenty-five dollars (\$25) for each offense.

Sec. 150. No licensed keeper of any saloon, dramshop, or other place where liquors are sold, within the village, shall, by himself, his agent, clerk or bartender, suffer or permit any person to drink to excess or drunkenness in his place of business, or in any place adjacent thereto subject to his control, under a penalty of not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

Sec. 151. Whenever the wife, parent, or other relative of any habitual drunkard, or person habitually addicted to the use of intoxicating drink, shall, by notice in writing, notify and request any liquor dealer or seller in said village not to sell or give away any liquors to such habitual drunkard, it shall thereafter be unlawful for any such liquor dealer or seller to sell or give away any liquor to such person. And whoever shall violate the provisions of this section, shall be fined not less than five dollars (\$5) nor more than fifty dollars (\$50) for each offense.

Sec. 152. No person licensed under the provisions of this ordinance, or any ordinance of said village, to retail liquors shall suffer or permit any loud or boisterous talking, or any obscene or profane language, quarreling, fighting or other disturbance in or about his place of business, to the annoyance of persons passing on any street or public way in the vicinity thereof, or to the disturbance of the peace and quiet of persons residing or doing business in the neighborhood thereof, under a penalty of not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

Sec. 153. No person licensed to retail liquors under the provisions of this article, or under any ordinance of the village, shall, by himself, his agent, clerk or bartender, allow or permit any gaming in any way for money or valuable thing to be carried on in any part of his place of business,

or in any room or place adjacent thereto within his control, under a penalty of not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense.

Sec. 154. Every saloon, dramshop, grocery, or other place within said village where intoxicating, malt, vinous, mixed or fermented liquors are sold, or kept for sale, and in which minors are allowed to drink intoxicating drinks, or play with cards, dice, balls or other articles used in gaming, is hereby declared to be a disorderly house, and every proprietor or keeper of such dramshop, saloon or grocery where such drinking or playing shall take place shall be subject to a fine of not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

Sec. 155. Any liquor dealer or other person who shall supply, or attempt to supply, any person in the custody of a police officer of the village, or any person committed to the village prison, while held in confinement there, with any intoxicating liquor, except upon the written prescription of some reputable physician, shall, in either case, be liable to a fine of not less than three dollars (\$3) nor more than twenty dollars (\$20) for each offense.

Sec. 156. No retailer of liquors, or keeper of any dramshop or drinking saloon, licensed under the provisions of this ordinance, or under any ordinance of said village, shall keep open, or permit to be kept open, his place of business in the night time between the hours of 11 o'clock p. m. and 4:30 o'clock a. m., nor shall permit any person not employed at his place of business or connected therewith to remain therein between said hours, under a penalty of not less than five dollars (\$5) nor more than twenty dollars (\$20) for each offense.

Sec. 157. No retailer of liquors, or keeper of any dramshop or saloon as aforesaid, shall on a Sunday or any general or special election day, or day on which any village, town, county or state election is held within said village, keep open or permit to be kept open his place of business,

nor shall, on such day, sell or give away any intoxicating, malt, vinous, mixed or fermented liquor whatever, or permit any such liquors to be used or drank in his place of business, or in any room or place adjacent thereto subject to his control, under a penalty of not less than five dollars (\$5) nor more than twenty dollars (\$20) for each offense; Provided, that nothing in this section contained shall be held to apply to the keeping open of any saloon or dramshop on any election day after the polls shall have been closed.

Sec. 158. Any room or place where, for any consideration, directly or indirectly paid or received, any intoxicating, spiritous, malt, vinous, mixed or fermented liquors are retailed in less quantity than one gallon, except in the case of druggists or pharmacists aforesaid, is hereby declared to be a saloon or dramshop.

Sec. 159. It shall be the duty of the several members of the police force to enforce the provisions of this article, and to prosecute all violations of the same.

Sec. 160. That on all days of the week which by law dramshops or places for the sale of intoxicating liquors are allowed to do business, when the hour of closing arrives, it shall, each and every night, be the duty of the person holding the license, either by himself or his agents or employes, to have all curtains, screens or other obstructions to the windows or door or doors which face upon any street in said village lowered, raised or removed from said windows or doors, so that from the street a view may be had of the premises within, and the screens, if any, which shall be in front of the door shall be removed therefrom so that vision shall not be obstructed from the street; and said curtains and obstructions, when so lowered or raised at the said hour of eleven (11) o'clock each night, shall be and so remain removed or lowered or raised so that vision shall not be obstructed, as aforesaid, until the hour of opening the saloon or dramshop on the next succeeding day; Provided, this shall not apply to permanent screens or back windows,

or front windows where permanently fixed, if without such removal thereof a full view from the street may be had of the premises and interior of such dramshop.

Sec. 161. It shall be the duty of all keepers of dramshops, or persons holding a license or permit to sell intoxicating liquors, on the first day of the week, commonly called Sunday, at the hour of nine (9) o'clock in the forenoon of each and every Sunday, and upon every day upon which saloons may be required to be closed, to raise all curtains, or lower them, as the case may be, so as to remove all obstruction from the doors and windows, so that from the street a view can be had of the interior of said saloon or dramshop; and said curtains and obstructions shall so remain removed or raised or lowered, as the case may be, until the opening of business on the next succeeding business day.

Sec. 162. Any person who, by himself, his agent or employe, shall violate the provisions of either of the last two sections shall be fined not less than three dollars (\$3) nor more than twenty dollars (\$20) for each offense, and whenever any keeper of any dramshop shall be a second time convicted for a violation hereof, it shall be the duty of the president to revoke his license.

## CHAPTER XVII.

### LICENSES IN GENERAL.

Section I63. Any person who shall sell or offer for sale at auction within the corporate limits of said village any goods, wares, merchandise or other thing without having first taken out license as an auctioneer in said village, shall be fined for each offense not less than five dollars (\$5) nor more than twenty-five dollars (\$25); Provided, this section shall not be construed as applying to any sale made at public auction under and by virtue of legal process.

Sec. 164. Any person who shall sell or offer any goods, wares, merchandise or other article or thing of value for sale, barter, exchange, or by gift enterprise, or by means of or through any other shift or device, at any place in, upon, along or through any of the streets, avenues, alleys or other public place within the corporate limits of said village, or temporarily in any building lot, place or business house within the limits aforesaid, shall be deemed a hawker or peddler; and it shall not be lawful for any hawker or peddler to exercise his calling within the corporate limits of said village without a license for that purpose first had and obtained; and any person who shall violate this section shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than ten dollars (\$10); Provided, that this section shall not be so construed as to apply to any person or persons coming into this village from the country, with teams or otherwise, with produce from their own farms for market, or to any persons selling vegetables, berries or other product of their own farms or premises, nor to children under the age of fifteen years who may peddle fruits, papers or confectionery.

Sec. 165. No person shall, within the limits of said village, pursue the occupation of carrying goods or property of any description for hire in any wagon, dray or other vehicle; nor keep, own or use, or permit to be used, any wagon, dray or other vehicle for the purpose aforesaid, without first having obtained a license therefor, and any person who shall violate any of the provisions of this section shall be subject to a fine of not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) for each violation.

Sec. 166. No person shall, within the corporate limits of said village, keep or permit to be used in any building or place used or controlled by him, as an adjunct to his business, or for gain or hire, any billiard table, bagatelle table, pool table, pigeon hole table, or ball or pin alley, without having first obtained a license for every such billiard table,

bagatelle table, pool table, pigeon hole table and ball or pin alley, and any person who shall violate any of the provisions of this section shall be subject to a fine of not less than ten dollars (\$10) nor more than fifty dollars (\$50) for each offense.

Sec. 167. Whoever shall require a license under this ordinance shall make application therefor in writing to the clerk of said village, stating therein the proposed kind and place of business and the length of time for which license is sought, and shall pay into the village treasury, taking the treasurer's receipt therefor, the sum or sums following, that is to say:

1. For auctioneer's license, five dollars per annum.
2. Hawker's or peddler's license, three dollars per day.
3. Drayman and carrier's license, five dollars per annum.
4. Billiard table license, five dollars each table per annum.
5. Bagatelle table license, five dollars each table per annum.
6. Pool table license, five dollars each table per annum.
7. Pigeon hole table, five dollars each table per annum.
8. Ball alley license, ten dollars per annum.

Sec. 168. All licenses mentioned in the foregoing sections, excepting draymen, carriers, auctioneers, hawkers and peddlers licenses, shall be granted only by the president and board of trustees of said village, and all the licenses shall be signed by the clerk and countersigned by the president of said village.

Sec. 169. Licenses may be granted to any person or persons to own, conduct or manage for gain, within the corporate limits of said village, any theater, circus, caravan, entertainment or exhibition, shooting gallery, cane rack, or device of any kind, by the president and clerk of said village, upon the payment into the village treasury of such sum of money, not less than three dollars (\$3), as the said president and the said clerk shall determine in each particular case.

Sec. 170. All licenses issued under the provisions of these ordinances shall specify the object and the length of time for which the same shall be granted, and the clerk aforesaid, who shall issue any such license as aforesaid, shall be entitled to a license fee of one dollar (\$1) in addition to the amount to be paid for such license.

Sec. 171. Licenses granted under this ordinance shall at all times be subject to the ordinances of said village, existing when issued or subsequently passed, and it is hereby made the duty of the licensee to obey the same and to keep good order in and about his or their place of business, entertainment or exhibition.

Sec. 172. If any person or persons shall violate, or aid or assist in the violation, of any of the provisions of this ordinance, or shall neglect or refuse to conform thereto, then such person or persons shall severally, on conviction, forfeit and pay a fine of not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

Sec. 173. In no case shall any license issue or be effective until the fees provided therefor shall have been fully paid as aforesaid and the said treasurer's receipt therefor shall have been filed with the village clerk, nor shall any license be transferable except by permission of the president and board of trustees.

Sec. 174. The said clerk shall keep a license register of all licenses issued as aforesaid and the fees paid therefor.

## CHAPTER XVIII.

### SECOND-HAND AND JUNK STORES.

Section 175. No person or firm shall, within the village of Bradley, exercise or carry on the business of dealer in second-hand furniture, household goods, second-hand cloth-

ing, or other such articles, without being licensed for such purpose, under a penalty of not less than five dollars (\$5) nor more than twenty-five dollars (\$25), and a like penalty for each day that such person shall continue to carry on said business without license.

Sec. 176. No person shall, within said village, conduct or carry on the business of keeper of a junk shop or store, or place for the purchase or sale of junk, rags, old rope, paper or bagging, old iron, brass, copper, tin, lead or empty bottles, without being duly licensed for such purpose, under a penalty of not less than five dollars (\$5) nor more than one hundred dollars (\$100), and a similar penalty for each day that such person shall continue to conduct or carry on such business without a license; Provided, that this section shall not be held to apply to manufacturers who purchase rags, paper, old iron or other metal for use in their manufacturing establishments.

Sec. 177. Any person desiring a license from the village of Bradley as a second-hand dealer or keeper of a second-hand store shall make application in writing to the village clerk, and shall pay into the village treasury, as a license fee, the sum of five dollars (\$5) per annum. Any person desiring a license from said village as a junk dealer or keeper of a junk shop or store shall make similar application, and shall pay into the village treasury, as a license fee, the sum of ten dollars (\$10) per annum.

Sec. 178. Every second-hand dealer or keeper of junk shop or store, licensed as aforesaid, shall be entitled to keep one or more wagons, or other vehicles, for use in the prosecution of his ordinary business; Provided, that before using any such vehicle he shall have painted or affixed on the outside of the bed or body of the same, in plain letters or figures, the number of his license, and also the number of his place of business, under a penalty of one dollar (\$1) for each day the same may be used without being so numbered.

Sec. 179. In case any person so licensed, whether a

dealer in second-hand articles or keeper of a junk shop, shall remove his store or place of business from the place designated in the license, he shall thereupon notify the village clerk of such removal and have the transfer endorsed upon his license, and the number of his place of business shall be changed on the body of his vehicle and made to correspond with such change of store or place of business.

Sec. 180. No dealer in second-hand goods or keeper of a junk shop shall, within said village, purchase any goods, article or thing whatever, except old rags and waste paper, from any minor without the written consent of the parent or guardian of such minor, under a penalty of not less than five dollars (\$5) nor more than fifty dollars (\$50) for each offense.

Sec. 181. Every dealer in second-hand articles or keeper of a junk shop who shall receive or be in possession of any goods, articles or things of value which may have been lost or stolen, or alleged to have been lost or stolen, shall upon demand to view or examine the same, forthwith produce for inspection such goods, articles or things to the president of the board of trustees or any member of the police force of the village, under a penalty of not less than five dollars (\$5) nor more than one hundred dollars (\$100) for every neglect or refusal so to do.

Sec. 182. It shall be the duty of every second-hand dealer or keeper of a junk store, licensed as aforesaid, to keep a book in which shall be written, at the time of the purchase of any article or thing, in the way of his business, an accurate description of the article or thing so purchased, the price paid therefor, the precise time of making such purchase, the name and residence of the person from whom such purchase was made; and said book shall at all reasonable times be open to the inspection of the president and board of trustees, any member of said board or the village marshal. Any second-hand dealer or junk keeper who shall violate or neglect or refuse to comply with any of the requirements of

this section, shall be subject to a fine of not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) for each violation, neglect or refusal.

## CHAPTER XIX.

### CIGARETTES.

Section 183. No person shall sell, give away or attempt to sell or give away, either as principal, clerk or servant, any cigarettes, cigarette paper or cigarette tobacco, including thereby any and all papers and mixtures used or to be used in the making of cigarettes, without first obtaining from the president and board of trustees a license therefor, under a penalty of not less than twenty dollars (\$20) nor more than fifty dollars (\$50) for each offense.

Sec. 184. There shall be paid as a license fee, under the preceding section, into the village treasury the sum of two hundred dollars (\$200) per year, and all licenses issued shall expire on the first day of May next after the date of issue. Any person taking out a license under this section at any time after the commencement of the then current year shall pay into the village treasury, in advance, a sum at the rate of two hundred dollars (\$200) per year for the remainder of the year; Provided, that no license shall be issued under this section for less than one fourth of a year.

## CHAPTER XX.

### RESTRAINING AND REGULATING THE RUNNING OR BEING AT LARGE OF DOGS, AND PROVIDING FOR THE LICENSING OF THE SAME.

Section 185. No person being the owner or keeper of, or in the possession of a dog, shall allow the same to run at

large within the limits of the village of Bradley unless he or she shall first pay to the village clerk of said village the sum of one dollar (\$1) for each dog, as a license fee or tax.

Sec. 186. All persons desiring a license to keep any dog or dogs, as provided in the foregoing section, shall apply for the same to the village clerk in writing, giving in said application the number of dogs for which license is desired, and the sex of such dog or dogs; and upon presentation of such application to said clerk, and the payment of the license fee or tax as provided in section 185, said clerk shall issue to each applicant a license, and with it shall issue a suitable tag to be worn by the dog so licensed; and said clerk shall preserve all applications upon which licenses are so issued. The tags so issued in any year shall be consecutively numbered.

Sec. 187. All dogs upon which the tax or license fee has been paid shall wear the tag provided by the village clerk; and it shall be lawful for the poundmaster, the superintendent of streets and the police officers of said village, or any person appointed for that purpose by the president by and with the advice and consent of the board of trustees, to take and confine in the village pound, or in some other suitable place, any and all dogs found at large without a proper tag provided by the village clerk under this ordinance, according to the terms thereof.

Sec. 188. All dogs taken as above provided shall be confined as above provided for twenty-four (24) hours after the time of such taking unless the owner or keeper thereof shall come and claim the dog and pay the license fee or tax provided, together with one dollar (\$1) for taking up and caring for each dog. At the end of the first twenty-four (24) hours after taking up of any dog, it shall be lawful for the officer or person appointed by the village board to destroy any such dog so taken without a tag or without the license fee having been paid, as provided for in this ordinance, which is not properly reclaimed.

Sec. 189. Every owner or keeper of a fierce or dangerous dog shall at all times properly confine and restrain the same, and if the owner shall allow or permit such dog to run at large in the village, he or she shall for the first offense be fined not less than five dollars (\$5) nor more than fifty dollars (\$50) for each dog so allowed to run at large, and for the second offense every such person shall be fined not less than ten dollars (\$10) nor more than two hundred dollars (\$200) for each dog so allowed to run at large.

Sec. 190. Whenever danger of hydrophobia may be deemed to exist in or near the village of Bradley, the president or the board of trustees may, by proclamation or by printed hand bills, require all persons to confine all dogs or securely muzzle them with a sufficient wire muzzle for such length of time as may be designated by such proclamation or notice, or until otherwise ordered. After the making of such a proclamation or the posting of such hand bills, any and all dogs found running at large in the village contrary to the provisions of this ordinance, whether owned or kept within or without the village, shall be destroyed by the police officers or any other person appointed for such purpose by the said village; and the owner or keeper of any dog who shall at such time knowingly permit the same so to run at large within the village of Bradley, shall be subject to a penalty of not less than five dollars (\$5) nor more than fifty dollars (\$50) for each offense.

Sec 191. The word "dog" wherever used in this ordinance shall be deemed to include every animal of the dog species, male and female.

## CHAPTER XXI.

### OFFENSES AGAINST PUBLIC MORALS AND DECENCY.

Section 192. Any person who shall be found in a state

of intoxication in any street, avenue, alley, highway, thoroughfare or other public place within the corporate limits of said village, or any person who shall be guilty of disorderly conduct within the limits aforesaid, shall be subject to arrest and commitment to the village calaboose and shall, on conviction, be fined in a sum not less than three dollars (\$3) nor more than one hundred dollars (\$100.)

Sec. 193. If any person shall, within the corporate limits of said village, appear in a public place in a state of nudity, or in a dress not belonging to his or her sex, or in any indecent or lewd dress, or shall make any indecent exposure of his or her person, or be guilty of any lewd or indecent act or behavior, or shall exhibit, sell or offer to sell any indecent or lewd book, picture or other thing; or shall exhibit or perform any indecent, immoral or lewd play or other representation, or cause or procure the same to be done, he or she shall, on conviction for either of the offenses in this section enumerated, be fined in a sum not less than ten dollars (\$10) nor more than fifty dollars (\$50) for each offense.

Sec. 194. Any person or persons who shall indecently exhibit any stallion, jack, bull or other male animal, or let any such animal to any mare, jenny or cow, within the corporate limits of said village, unless in some closed place out of view, and at a sufficient distance from any thoroughfare, place of business or private residence to prevent the same from annoying any person or persons traveling in or along such thoroughfare, or the inmates of such place of business or private residence, and any person or persons who shall inhumanly, unnecessarily or cruelly beat, injure or in any manner abuse any dumb animal, or other creature, within the corporate limits of said village, shall, on conviction thereof, be fined for each offense not less than ten dollars (\$10) nor more than fifty dollars (\$50).

Sec. 195. Any person who shall, within the village, keep or use or be connected with the management of any place kept or used for the purpose of fighting or baiting any dog,

cock or other animal, or shall permit any place under his control or rented by him to be so used or shall be found in such a place, shall be subject to a fine of not less than four dollars (\$4) nor more than twenty-five dollars (\$25) for each offense.

Sec. 196. Whoever, by himself, herself or another, directly or indirectly, keeps, superintends or assists in keeping or superintending, either as agent, servant, clerk or otherwise, any gaming house or house of ill-fame, within the corporate limits of said village, shall, on conviction, be fined not less than twenty-five dollars (\$25), and any repetition or continuance of the offense for which conviction was had shall constitute a new offense and subject the offender to a like fine.

Sec. 197. Any person who shall be an inmate of, or shall patronize or in any manner or way contribute to the support of, any bawdy or disorderly house, or house of ill-fame or place for the practice of fornication or adultery, in said village or within one mile thereof, or who shall, as owner, agent, clerk or otherwise, let, suffer or permit to be used, within the limits aforesaid, any house, room or place for any such purpose or purposes, shall, on conviction of any or either of the aforesaid, be fined not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100) for each offense.

Sec. 198. Whoever in said village shall play for money or any other valuable thing at any game with cards, dice, checks or at billiards, or with any other article, instrument or thing whatsoever that may be used for the purpose of playing or betting upon or winning or losing money or any other thing or article of value, or shall wager any valuable thing on any game others may be playing, shall for each offense be subject to a fine of not less than ten dollars (\$10) nor more than fifty dollars (\$50) for each offense.

Sec. 199. Whoever shall set up or expose in said village any table or device upon which any game of chance or haz-

ard can be played, or shall play upon the same, shall, upon conviction thereof, be fined not less than ten dollars (\$10) nor more than fifty dollars (\$50) for each offense.

Sec. 200. That any person able to work and support himself or herself in some honest or respectable calling, not having wherewithal to maintain himself or herself, and who shall be found loitering, strolling about, frequenting public places, begging or leading an immoral and profligate life, in said village, or who shall be found in said village under suspicious circumstances without being able to give a good and satisfactory account of himself or herself, shall be subject to a fine of not less than one dollar (\$1) nor more than five dollars (\$5).

## CHAPTER XXII.

### OFFENSES AFFECTING PUBLIC PEACE AND QUIET.

Section 201. If any person shall be guilty of an assault, or an assault and battery, within the corporate limits of said village, such person shall, on conviction thereof, pay a fine of not less than three dollars (\$3) nor more than one hundred dollars (\$100) for each offense.

Sec. 202. Any person who shall disquiet or disturb, or aid or abet in disturbing or disquieting, any congregation or assembly met for religious worship, or who shall disquiet or disturb or aid or abet in disquieting or disturbing any other lawful assembly of people, within the corporate limits of said village, by making noise or by rude or indecent behavior, or profane or vulgar discourse within their place of meeting or assembly, or so near the same as to disturb the solemnity and order of such congregation or assembly, shall, on conviction thereof, pay a fine of not less than five dollars (\$5) nor more than one hundred dollars (\$100) for each offense.

Sec. 203. Any person who shall make, or who shall aid, countenance or assist in making any improper noise, riot, disturbance or diversion, in the streets or elsewhere, within the corporate limits of said village, and all persons who shall collect in bodies or crowds for unlawful purposes, or for unnecessary purposes, to the annoyance or disturbance of citizens and travelers, within the limits aforesaid, shall be severally subject to a fine of not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

Sec. 204. Any person who shall use or cause to be used any bell, horn or other sounding instrument, or who shall use or employ any scheme or device of any kind, within the limits of this village, tending in either case to the collection of persons on the streets, avenues, sidewalks or other public places, to the obstruction of the same, for any purpose whatsoever, without lawful authority, shall forfeit and pay a fine of not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 205. No person or persons shall at any time, at auction sale or elsewhere, occupy or encumber any sidewalk, street or alley, within the corporate limits of said village, by sitting, standing or remaining upon the same, so as to obstruct the free and convenient passage of persons along and across any of said sidewalks, streets or alleys, and any person or persons who shall violate any of the provisions of this section shall severally, on conviction thereof, pay a fine of not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 206. Any person who shall willfully give, make or spread a false alarm of fire within the corporate limits of said village shall be subject to a fine of not less than three dollars (\$3) nor more than twenty-five dollars (\$25) for each offense.

Sec. 207. If any person shall knowingly and willfully obstruct, resist, oppose, interrupt or interfere with the village marshal, or other officers of said village in serving or

attempting to serve any lawful process, issued under or by virtue of any ordinance of said village, or any order of the president and board of trustees of said village, or any other legal process whatever, or shall assault, beat, obstruct, oppose, interrupt or interfere with the village marshal, or any officer of said village, or any person legally called upon to assist such officers in the discharge of their duty or duties under the law and ordinances of said village, or in the enforcement of law and maintenance of the peace of said village, every person so offending shall, on conviction thereof, be fined not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense.

Sec. 208. Any person or persons who shall roll a hoop, fly a kite, play ball or participate in any other amusement or practice in the village of Bradley at such time or in such places as to be likely to annoy people passing along or using the streets, avenues or alleys of said village, or to frighten horses or other animals in the streets, avenues and alleys of said village, shall, upon conviction thereof, be fined not more than three dollars (\$3) for each offense.

Sec. 209. No boy or girl under the age of seventeen (17) years shall be on or upon the streets, avenues, alleys or any vacant lot in said village between the hours of eight o'clock in the evening and six o'clock in the morning of each day, except when immediately accompanied by his or her parent or guardian, or is then and there pursuing his or her most direct way home.

Sec. 210. It shall be the duty of the village marshal to cause to be rung at eight o'clock in the evening of each day the village fire bell at the village hall in said village of Bradley, for nine strokes in three intervals of three strokes each; the ringing of said bell to be a signal for the compliance by all persons under the age of seventeen (17) years with the preceding section of this ordinance.

Sec. 211. It is hereby made the duty of the police officer of said village of Bradley to take into his custody all per-

sons found by him violating section 209 of this ordinance and cause them to be sent to their homes; and upon the second violation by the same person or persons, it shall be the duty of the police officer to cause such persons to be arrested and proceeded with according to law and this ordinance.

## CHAPTER XXIII.

### OF OFFENSES AFFECTING PUBLIC SAFETY.

Section 212. Any person who shall discharge any cannon, gun, fowling piece, pistol or firearms of any description, or fire, explode or set off any squib, cracker or other thing containing powder, or other explosive or combustible material, within the limits of said village, except by permission of the president and board of trustees, such permission to be spread upon their journal, to be limited to a time certain, and made applicable to all the citizens of said village, shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than twenty-five dollars (\$25) for each offense.

Sec. 213. Any person who shall immoderately or recklessly ride or drive any horse or other animal or who shall propel or cause to be propelled any automobile, motor car or other vehicle at a rate of speed greater than eight (8) miles per hour or in a reckless or careless manner on any street, avenue, alley or lane within the village limits, shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 214. Any person who shall throw or cast any stone or any other missile upon or at any building, tree, telephone or telegraph wire or pole or other public or private property, or upon or at any person or persons, in any street, avenue, alley, public place or inclosed or uninclosed grounds, within the corporate limits of said village, or aid or abet

in the same, shall, on conviction thereof, be subject to a fine of not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 215. Any person who shall leave any horse, horses, or other animal or animals, attached to any carriage, wagon, cart, sleigh, sled or any other vehicle, in any of the streets, alleys or other public place in said village, without securely fastening such horse, horses or other animal or animals, shall, on conviction, pay a fine of not less than one dollar (\$1) nor more than five dollars (\$5) for each offense.

Sec. 216. Any person who shall keep or leave open or unguarded or insecure any cellar, pit or vault door, opening or grating, on or next to any highway or sidewalk, within the limits of said village, so and in such manner as to endanger life or limb, or whoever shall suffer or permit the same to be kept or left unguarded or insecure within the limits aforesaid, shall for each offense be subject to a fine of not less than one dollar (\$1) nor more than five dollars (\$5.)

Sec. 217. Any person who shall cut, saw or split any firewood upon any sidewalk within the corporate limits of said village, or do any unnecessary act or thing thereon, so as in any manner to obstruct the free and quiet passage thereon, shall, on conviction thereof be subject to a fine of not less than one dollar (\$1) nor more than five dollars (\$5) for each offense.

Sec. 218. Any person who shall store, place, throw, or deposit, or cause or suffer to be stored, placed, thrown or deposited in or upon any street, lane, avenue, alley, sidewalk or public ground within the corporate limits of said village, any timber, lumber, wood, coal, hay, straw, ashes, lime, brick, stone, manure, brush, shavings, broken glass or crockery, earth, tin clippings, paper or other rubbish, thing or material, so as to obstruct the travel thereon, endanger life or limb, or likely to cause the destruction of property, or thereby to any extent occupy or clutter any of said streets, lanes, avenues, alleys, sidewalks or public grounds;

Provided, that earth, ashes and other substance may be deposited on any of said streets, avenues or alleys, with the consent and under the direction of the street superintendent, when the same is done for the purpose of improving such street, avenue, or alley, and provided also, it shall be lawful for any person to make reasonable deposits of his or her coal, cobs or wood for fuel, or building material for building purposes, in front of his or her house, lot or premises, and outside of the sidewalk, in such manner only as not to obstruct the travel, or endanger life or limb, or cause destruction of property, on condition that the same shall be removed within a reasonable time therefrom; shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than five dollars (\$5) for each offense.

Sec. 219. Whenever any persons traveling with carriages shall meet on any street, lane, avenue, alley or public highway within the corporate limits of said village, the persons so meeting shall severally turn their carriages to the right of the center of such street, lane, avenue, alley or public highway, so as to permit each carriage to pass without interference or interruption, and every such person neglecting or refusing so to do shall, on conviction thereof, be subject to a fine of not more than ten dollars (\$10) for each offense; Provided, this section shall not be construed to apply to any case unless some injury to person or property shall result therefrom, or when such neglect or refusal tends to a breach of the peace; nor shall it be construed to extend to a case where, from the nature of the ground or of the surroundings, it is impracticable for the driver of the carriage to turn to the right of the beaten track. The term carriage, as used in this section, shall be construed to include stage coaches, wagons, carts, sleighs or sleds, and every other carriage or vehicle used for the transportation of passengers or goods, either or both.

Sec. 220. Any person who shall dig, make or uncover,

or who shall procure to be dug, made or uncovered, any hole, pit, ditch, vault or other excavation, in any street, avenue, alley or public grounds in said village, or who shall dig, make or uncover, or procure or permit to be dug, made or uncovered, any hole, pit, ditch, vault or other excavation, in any private premises in said village, so near any of said streets, avenues, alleys or public grounds as thereby to endanger life or limb, or be likely to cause the destruction of property, shall, in either and every of the cases aforesaid, place or cause to be placed suitable and sufficient guards and signals by day and lighted lanterns by night over and about such hole, ditch, pit, vault or other excavation, in such manner as to thereby prevent danger to life or limb and the destruction of and injury to property; and any person or persons violating this section shall, on conviction thereof, be subject to a fine of not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for every such violation, and a like fine for every hour such hole, pit, ditch, vault or other excavation shall remain unguarded through or by the neglect or refusal of such offenders to place sufficient guards and signals, as aforesaid, after being notified so to do by any officer of said village.

Sec. 221. Any person who shall make, build or kindle any fire in any plank shed, unless such building or shed shall have therein a stove, chimney or vault in which to make or kindle such fire, shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each and every offense.

#### CHAPTER XXIV.

##### CONCERNING NUISANCES.

Section 222. Any person or persons who shall slaughter or dress any cattle, calves, sheep, lamb or swine, or render,

strain or boil any grease, tallow, fat or lard of any kind, within the limits of said village, or suffer or allow any blood, bones, offal, filth or other offensive matter to be on or about his, her or their premises or place of business or abode, or in or about any outhouse, stable, privy or other place owned, occupied or controlled by him, her or them, within said village, shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense, and be fined a like sum for every day such offender shall continue such nuisance after notice to abate the same; Provided, that families are not hereby prohibited from killing or butchering their domestic animals and dressing the same for private use, or merchants and dealers from packing pork or beef or butchering between the first day of October and the first day of the following May; Provided that in so doing they shall not at any time allow or suffer any blood, bones, offal, skins or filth to become offensive or remain about their premises or within, or elsewhere within the limits of said village.

Sec. 223. Any person or persons who shall throw, place or conduct, or suffer his or her or their servants, child or family to throw, place or conduct into or upon any street, avenue, alley, lot, ground or place in said village any filth, offal, dead animal, vegetables, or other unwholesome or offensive substances whatsoever, or anything likely to become offensive, shall, on conviction thereof, be fined not less than two dollars (\$2) nor more than twenty dollars (\$20) for each offense.

Sec. 224. Any person or persons who shall suffer or permit any cellar, vault, private drain, pool, privy, hog pen, sewer or grounds upon any premises belonging to or occupied or controlled by him, her or them to become nauseous, foul, offensive or injurious to the public health shall, on conviction for any of the causes aforesaid, be fined not less than five dollars (\$5) nor more than fifty dollars (\$50) for each offence.

Sec. 225. The growing of any thistles, burdock, cockle-burr, milk-weed or other obnoxious weed to any height, and the growth of any weeds to a height of more than twelve (12) inches upon any block, lot or part of a lot, or upon any of the streets and alleys of the said village, is hereby declared to be a nuisance.

Sec. 226. Any person or persons owning, leasing, occupying or controlling any lot or tract of land within the limits of the village who shall permit any thistles, burdock, cockle-burr, milk-weed or other obnoxious weed to grow, or allow any weeds to grow to a height greater than twelve (12) inches upon the premises so owned by him or her, shall, on conviction thereof, be fined not more than ten dollars (\$10) for each offense.

Sec. 227. Whenever any nuisance whatever shall exist or be found on any premises or elsewhere within the corporate limits of said village, contrary to any ordinance or law thereof, notice shall be given by the village marshal, health officer or street commissioner to the author or authors of such nuisance to remove or abate the same, and in case the offender shall refuse or neglect to comply with such notice within a reasonable time, either of such officers shall cause such nuisance to be abated. The expenses which may be incurred by reason thereof shall be chargeable to such offender, to be collected by suit in the name of the said village in addition to the fines and penalties herein provided.

## CHAPTER XXV.

### OFFENSES AFFECTING STREETS AND PUBLIC PROPERTY.

Section 228. Any person who shall dig any hole, drain or ditch in any street, avenue, alley or public ground within the corporate limits of said village without first having obtained a written permission for that purpose from the superintendent of streets of said village shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than

five dollars (\$5), and a like fine for every twenty-four hours any such violator shall permit such hole, drain or ditch to remain unfilled after notice to that effect from the superintendent of streets or other officer of said village.

Sec. 229. Any person who shall, without first having obtained permission from the president and board of trustees, dig, remove or carry away, or cause or procure to be dug, removed or carried away, any sod, stone, earth, sand or gravel from any street, avenue or public ground within the limits of said village shall, on conviction thereof, be fined in a sum not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

Sec. 230. Any person or persons who shall erect, build, place or construct, or procure or permit to be erected, built, placed or constructed, upon, into or across any street, avenue, alley, public highway or ground within the corporate limits of said village any post, wall, fence, house, stable, shed, pen or other structure or thing whatsoever, except as provided by the law and ordinances of said village, shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than fifty dollars (\$50), and a like sum for every twenty-four hours such violation shall continue after such offender or offenders shall have been notified by the superintendent of streets or any village officer to discontinue the same; Provided, this section shall not be construed as to abridge the right of any person or persons to remove his, her or their building or structure, for his, her or their convenience, from one point to another, through any of said streets, avenues or alleys, on condition that the same shall be conducted and done in a judicious and expeditious manner under the direction of the superintendent of streets.

Sec. 231. Any person who shall injure or tear up any pavement, side or cross walk, drain, sewer, or part thereof, or who shall dig any hole, ditch or drain in any pavement, side or cross walk without due authority, or who shall hinder or obstruct the making or repairing of any pavement, side or cross walk which is or may be making or being repaired, under or by virtue of any ordinance, resolution or order of the president and board of trustees of said village,

or by virtue of any right, or who shall hinder or obstruct any person employed by said village authorities in making or repairing any public improvement or work, shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

Sec. 232. Any person who shall hitch or fasten any horse or other animal, or team, to any fence, railing, ornamental or shade tree, or to any lamp or awning post, or who shall injure or destroy any ornamental or shade tree, shrub, lamp post, awning post, fence or railing in or upon any public ground, street, avenue, alley, or other public place within the corporate limits of said village, shall, on conviction thereof, forfeit and pay a fine of not less than three dollars (\$3) nor more than ten dollars (\$10) for each offense.

Sec. 233. Any person who shall injure, destroy or unlawfully carry away or remove, or who shall assist in injuring, destroying, unlawfully carrying away or removing, any bridge or its appurtenances, any culvert, public building or other public property within the corporate limits of said village, shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense; Provided, this shall not be so construed as to bar an action for any damages which may be sustained by the village of Bradley by reason of its violation.

Sec. 234. Any person who shall maliciously tear down, injure or in any way intentionally deface any building or sign, either public or private, within the limits of said village, or shall intentionally deface, obliterate, tear down or destroy, in whole or in part, any proclamation, ordinance, advertisement or notification set up or posted up within the limits aforesaid, presumably by authority of law or by right, shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than five dollars (\$5) for each offense.

Sec. 235. Whoever shall willfully pull up, remove, destroy or deface, or cause, induce or procure to be pulled up, removed, destroyed or defaced, any hitching post or rail placed or set up by right within the limits of said village,

shall, on conviction thereof, be fined not less than five dollars (\$5) nor more than twenty-five dollars (\$25) for each offense.

## CHAPTER XXVI.

### CONCERNING THE STREETS, AVENUES AND ALLEYS, THE GRADE THEREOF AND THE SIDEWALKS AND CURBS THEREON.

Section 236. The grade for the inner line of all sidewalks built or to be built on, along and upon the east side of Vasseur avenue, and on, along and upon both sides of Forest avenue, Blaine avenue, Cleveland avenue, Prairie avenue, Center avenue, Grand avenue, Wabash avenue, Michigan avenue, Washington avenue and West avenue, and on, along and upon both sides of Broadway, Lawn street, Grove street, Perry street, Congress street, Goodwin street, Superior street, and along the south side of North street and the north side of South street, be and the same is hereby fixed and established as shown and set forth in the profiles and surveys made by R. D. Gregg, civil engineer for and on behalf of the said village of Bradley, to which reference is hereby expressly made.

Sec. 237. No person or persons shall construct or cause to be constructed any sidewalk or sidewalks along and upon said streets and avenues except the same conform accurately to the grade heretofore established as set forth in the preceding section, and no person or persons shall make or cause to be made any improvements or alterations in the roadway of any of said streets or avenues except in conformity to the grade as established in said preceding section.

Sec. 238. Any sidewalk or sidewalks or part thereof hereafter built by any person or persons upon any other than the proper and established grade as set forth in section 236 of this ordinance shall be and is hereby declared to be a nuisance, and unless said walk is removed by the owner or person constructing the same within ten (10) days after notification so to do by the superintendent of streets of said

village, the said superintendent of streets shall have the authority and it shall be his duty to cause said sidewalk or part thereof to be removed at the expense of the property owner or person causing the said sidewalk to be so laid, such expense to be recovered by suit in the name of the village of Bradley.

Sec. 239. On all the streets and avenues within the village of Bradley, except Broadway, Schuyler avenue and West avenue, sidewalks shall be laid of the uniform width of five feet four inches (5-4), the inner line of said sidewalk being one (1) foot from and running parallel with the property line.

Sec. 240. On Broadway, Schuyler avenue and West avenue, the sidewalks may be laid from the building or property line to the curb.

Sec. 241. No sidewalks shall be constructed in the village of Bradley unless the same shall be of concrete or of bush-hammered stone, and if any sidewalk be laid of bush-hammered stone, it shall be in sections of not less than five feet four inches (5-4) wide and four (4) feet in length.

Sec. 242. On Broadway, Schuyler avenue and West avenue, the curb line shall be twelve (12) feet from the property line. On all the other avenues in the village of Bradley the curb line shall be nineteen (19) feet from the property line on either side of the said avenue; and on all the other streets of said village the curb line shall be fourteen (14) feet from the property line on either side of said street, thereby leaving in all of the streets and avenues of said village, other than Broadway, Schuyler avenue and West avenue, a thirty-two (32) feet driveway in the center of said streets and avenues.

Sec. 243. Whenever any curb and gutter or combined curb and gutter is constructed in said village of Bradley, it shall be placed and constructed in accordance with the provisions of the foregoing sections, and any curb and gutter constructed otherwise shall be deemed a nuisance.

Sec. 244. Any person who shall within the village of Bradley break, crack, cut, mar, deface or in any way disfigure or destroy any curb, curb-stone, sidewalk, cross walk, or any part or edge thereof, set upon or along any of the streets and avenues of said village shall, upon conviction thereof, be fined not less than one dollar (\$1) nor more than twenty-five dollars (\$25) for each offense.

Sec. 245. Any person who shall lead, drive or ride any horse, mule, cow or like animal over, upon or across any sidewalk, curb or terrace within the curb line of any sidewalk in said village, except at the entrance to such building or lot where a suitable entrance is provided, shall, upon conviction thereof, be fined not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 246. No person shall have or maintain any entrance or driveway for horses and vehicles from the street into his premises, crossing the curb and sidewalk, except there shall be a proper construction of the curb for such driveway, with rounded corners as at street intersections, and by a proper construction of the sidewalk at such crossing so as to make it safe and suitable for the crossing of vehicles without injury to said sidewalk.

Sec. 247. Any person who shall fasten, leave or allow to remain any horse or other like animal in such a manner that the same or any vehicle attached to it or them shall be an obstruction to any sidewalk or cross walk in said village shall, upon conviction thereof, be fined not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 248. Any person who shall incumber or obstruct more than two feet of the outer edge of any sidewalk with any goods, merchandise, fuel or other articles that he may be receiving or delivering, or permit the same to remain upon any sidewalk or any part thereof longer than may be necessary for the diligent removal therefrom, or in any case to exceed six (6) hours, shall, upon conviction thereof, be subject to a fine of not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

Sec. 249. Every owner or occupant of any dwelling house or other building, or the proprietor or person in possession of any lot or premises, and every person having the charge or control of any church, hall or public building within said village, shall, whenever there is a fall of snow, on or before ten (10) o'clock in the morning thereafter, clear the sidewalks in front of or adjoining such house, building or premises from snow and ice, and keep the same conveniently free therefrom, or shall, in case the snow and ice are so congealed as not to be removed without great difficulty or injury to the pavement, strew the same with ashes, sand or sawdust, and shall also at all times keep such sidewalks clear and free from dirt, filth, weeds or other obstructions, so as to allow pedestrians the safe and unobstructed use of the same. And every owner, occupant or person aforesaid who shall permit or allow such sidewalks to be or remain covered with snow, ice or other obstruction contrary to the provisions of this section shall be deemed guilty of maintaining a nuisance, and shall, on conviction thereof, be fined not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense; Provided, that no person shall be obliged to clear off any such sidewalk on Sunday or during the continuance of any snow or ice storm.

## CHAPTER XXVII.

### **CONCERNING THE RUNNING AT LARGE OF HORSES, CATTLE, SWINE, SHEEP, GOATS AND CEESE, AND IMPOUNDING OF THE SAME.**

Section 250. That the running or being at large within the corporate limits of said village, and the herding, grazing or pasturing upon the streets, avenues, alleys or commons of said village, of any horse, mare, gelding, colt, mule, ass, jenny, bull, ox, steer, cow, calf, goat, sheep, hog,

shoat, pig or goose is hereby declared a nuisance, and the owner or person having charge of any of said animals who shall suffer the same to run at large within the said village, or who shall herd, graze or pasture the same upon the streets, avenues, alleys or commons of said village, except as hereinafter provided, shall be fined in any sum not less than one dollar (\$1) nor more than ten dollars (\$10) for every animal so being at large, or grazed, herded or pastured upon said streets, avenues, alleys or commons of said village.

Sec. 251. The enclosure upon the rear of lot sixteen (16) of block forty-one (41) in the village of Bradley, Illinois, the same being a suitable place for the purposes hereinafter mentioned, is hereby designated and set apart as the village pound. At any time the same shall become unsuitable, unfit or undesirable, the president and board of trustees may by resolution designate other additional or different places for the pound or pounds.

Sec. 252. There shall be appointed by the president of said village annually, or as often as there may be a vacancy, one poundmaster for said village. Said poundmaster shall, before entering upon the duties of his office, execute the required oath and bond.

Sec. 253. It shall be the duty of the poundmaster, or any deputy or person he may appoint for that purpose, to take up and confine every animal found running at large within the limits of said village in violation of this ordinance, when informed of such fact by any competent witness, or by his knowledge, and retain possession of every such animal and care for the same by furnishing, if necessary, provender and water, until payment of the charges and fine as herein provided, and also the costs and expenses, or until sale of such animal as hereinafter provided.

Sec. 254. When any animal or animals have been impounded as aforesaid, and the owner or person entitled to the possession of the same shall claim the same within 24

hours after said impounding, such owner or person entitled to possession shall pay the prescribed fee for each animal so impounded, and for the provender provided for said animal during such impounding, and if the owner or person entitled to possession of the same shall fail to appear within twenty-four hours after said impounding and pay the fees and charges required for their redemption, it shall be the duty of the poundmaster to make complaint in writing before some police magistrate or justice of the peace of said village, against said owner or person entitled to possession, giving a general description of the animal or animals impounded, and the date of the impounding, and thereupon the said magistrate shall issue a summons, in the usual form and returnable as other summons in civil cases against the owner or keeper of such animal or animals, and upon the return of the summons duly served, or of the appearance of the defendant in court, like proceedings shall be had as in other cases for the recovery of fines and penalties under the ordinance, and if the defendant be found guilty, judgment shall be rendered against him for penalty, the poundmaster's fees, together with the costs of suit.

Sec. 255. If judgment shall be rendered against the defendant as aforesaid, execution shall immediately issue upon said judgment against said property so taken up, and the officer into whose hand such execution shall be delivered shall forthwith proceed to levy upon and make sale of said property to satisfy said execution, and in case the proceeds of said property shall not be sufficient to satisfy such execution and all costs and charges, a general execution shall be issued upon said judgment for the balance.

Sec. 256. In case an appeal from such judgment is perfected by said owner or owners at any time before said sale, such justice or magistrate shall recall such execution, and such animal or animals shall be immediately delivered to such owners or owners, or be released.

Sec. 257. In every case in which the owner or owners of

every such animal or animals is unknown to, and cannot upon diligent inquiry be ascertained by the officer so confining the same, it shall be the duty of such officer to make and file with the police magistrate of said village, or any justice of the peace of said county, an affidavit as aforesaid, further setting forth that the owner or owners of such animal or animals cannot be ascertained, and thereupon such magistrate or justice of the peace shall issue a summons in the usual form against such unknown owner or owners under the style of "unknown owner or owners of the following described animal, (as the case may be,) to-wit: (Describing the same,)" which summons shall be returnable the same as other summons in civil cases, and said justice or magistrate shall thereupon issue and cause to be posted in three public places in said village, a notice setting forth the filing of said affidavits, the issuing of said summons, and the time of the return of the same; and that unless the defendant or defendants in such summons then appear and defend such suit, judgment will be rendered against him or them, and the property so taken up will be sold to satisfy the same, which notices shall be posted up at least five days prior to the return-day of such summons.

Sec. 258. The justice or police magistrate issuing such notice shall enter the case upon his docket as follows: "Village of Bradley vs. the Unknown Owners of (here describe animals,)" and upon the day set for the trial and the return of the notice executed as above set forth, like proceedings shall be had as in the case of personal service or appearance, provided that where the owner or owners are unknown and served by notice only, no general execution shall issue upon said judgment, but the execution shall be special and only against the animal or animals impounded.

## CHAPTER XXVIII.

## RAILROADS.

Section 259. It shall be the duty of all railroad companies or corporations, whether their roads be used for steam or electric railroads, whose tracks run within or may hereafter enter or pass through the corporate limits of the village of Bradley, to raise or lower their respective tracks to conform to any grade which is or may be established by the president and board of trustees for any street, avenue or alley upon, along or through which said track may be laid or run, and where such tracks run lengthwise of any street, avenue or alley, to keep the same on a level with the street or alley surface, so that they may be conveniently crossed at any place on such street or alley; to make and keep open and in repair suitable ditches, drains, sewers and culverts along and under the respective railroad tracks, so that the natural drainage of the adjacent property shall not be impeded, and to construct and keep in repair suitable and convenient crossings at the intersection of their tracks within a street, avenue or alley in the said village, and to so construct and lay their tracks and crossings as to interfere as little as possible with ordinary travel over and upon the streets, avenues or alleys kept or used by them. Any such railroad or corporation failing or neglecting or refusing to comply with any of the requirements of this section within ten (10) days after written notice to do so given by the superintendent of streets shall thereafter be subject to a fine of not less than twenty-five dollars (\$25) nor more than two hundred dollars (\$200), and the recovery of one fine shall be no bar to prosecutions for like failure or neglect.

Sec. 260. Whenever any street crossing, culvert or bridge shall be needed upon the line of any railroad within said village, or shall need to be altered or repaired, it shall be the duty of the superintendent of streets to give the railroad company notice in writing of the work required to be done,

and every railroad company or corporation neglecting or refusing to construct, alter or repair any such crossing, culvert or bridge within thirty (30) days after service of such notice shall thereafter be subject to a fine of not less than ten dollars (\$10) nor more than fifty dollars (\$50) for each and every day of such neglect or refusal.

Sec. 261. Whenever any railroad company or corporation shall, in pursuance of any ordinance of the president and board of trustees, be notified to keep a conspicuous light of any kind at any point on its tracks crossed or intersected by any street or avenue of said village, or to establish gates or other signals, or to keep a watchman or flagman at any such point for the protection of persons or property against injury at such crossing, it shall be the duty of such railroad company, at its own expense, to place and keep such light as required, to establish such gates or signals and to sustain and retain such flagman, whose duty it shall be at all times to signal and warn persons traveling in the direction of such railroad crossing when there is danger from the approach of locomotives, engines, trains or cars. Any railroad company or corporation failing or refusing to comply with either of the requirements of this section, after being notified in writing by the superintendent of streets or village marshal, shall thereafter be liable to a fine of not less than twenty-five dollars (\$25) nor more than two hundred dollars (\$200) for each offense, and every day of such failure or refusal to comply shall be deemed a separate offense.

Sec. 262. No railroad company, railroad engineer, train conductor or other person shall obstruct or impede any street, alley, sidewalk, crossing or other thoroughfare of the village by stopping any locomotive, train or car thereon, or by leaving any locomotive, train or car thereon for a longer time than ten (10) consecutive minutes, under a penalty of twenty dollars (\$20) for each offense, and a further penalty of ten dollars (\$10) for each succeeding five (5) minutes that the obstruction shall be allowed continuously to remain after

the first ten (10) minutes; Provided, that where any such obstruction is the result of some unavoidable accident or emergency beyond the control of such company or its agent this section shall not apply.

Sec. 263. No railroad engineer, fireman or other person shall sound the whistle of any locomotive within this village, except necessary brake or danger signals under a penalty of not exceeding ten dollars (\$10) for each offense.

Sec. 264. No railroad company, conductor or engineer or other employe of such company shall run or permit to be run within the limits of said village any passenger train of cars at a greater rate of speed than ten (10) miles per hour, nor any freight train or car at a greater speed than six (6) miles per hour under a penalty of not less than twenty dollars (\$20) nor more than one hundred dollars (100) for each offense.

Sec. 265. The bell of each locomotive running upon any railroad track within the said village shall be rung continuously, and in the night time every locomotive shall have and keep a bright and conspicuous light at the forward end of such locomotive or train of cars, and if such engine or train be backing, it shall have a conspicuous light at the rear end of the engine or train. Any railroad company, agent or employe thereof who shall violate or fail to observe any of the requirements of this section shall incur a penalty of not less than five dollars (\$5) nor more than two hundred dollars (\$200) for each offense.

Sec. 266. Any person not in the employ of the company who shall climb or jump upon any moving car, locomotive, train, electric car or motor while the same is in motion shall, upon conviction thereof be fined not less than one dollar (\$1) nor more than ten dollars (\$10) for each offense.

## CHAPTER XXIX.

**CONCERNING TAXES ON INSURANCE COMPANIES.**

Sec. 267. All corporations, companies or associations not incorporated under the laws of the state of Illinois, engaged in effecting fire insurance in the village of Bradley shall pay into the village treasury two (2) per cent of the gross receipts received by or agreed to have been paid said corporation, company or association for fire insurance effected or to be effected within said village, which money when collected shall be set apart for the support and maintenance of the fire department of said village.

Sec. 268. Every person who shall act as the agent or representative of any such corporation, company or association effecting the writing of fire insurance in said village shall on or before the 15th day of July, 1905, and each and every year thereafter render to the village clerk a full, true and just account verified by his oath of all the premiums which during the year ending on the first day of July next preceding his report, shall have been received by him or any other person for him in behalf of any such corporation, company or association for fire insurance effected or written upon property within the limits of said village, and at the time of rendering such account such agent or representative shall pay to the village treasurer the amount of tax for which the corporation, company or association represented by him may be chargeable by virtue thereof, which receipt from the treasurer shall set forth the time for which said taxes are paid and the amount thereof.

Sec. 269. If any agent or representative of any such company shall fail to render such account on or before the day or time hereinbefore designated for that purpose, or if the said tax shall remain unpaid after that date, then such person or agent shall be subject to a penalty of not less than one dollar (\$1) nor more than two hundred dollars (\$200) for each offense.

## CHAPTER XXX.

**TELEGRAPH, TELEPHONES, ETC.**

Section 270. No person, company or corporation shall hereafter erect or maintain any telegraph, telephone or electric light or power posts or poles, or any telegraph or telephone wires or electric light or power conductors in, upon, across or along any street, avenue, alley or public place within the village of Bradley without having first obtained the permission and consent of the president and board of trustees therefor under a penalty in each case of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100), and the recovery of one penalty shall not be a bar to further prosecutions for a continuation of the same offense.

Sec. 271. No person, company or corporation obtaining such permission or authority from the president and board of trustees as aforesaid shall so set, erect or maintain any post or poles, or so place or hang any wires thereon as to impede or interfere with the public travel upon any street, avenue, alley or sidewalk or so as to injure or damage any public or private property within the village, under a penalty of not less than five dollars (\$5) for each day they shall fail to remedy or remove the same after notification so to do by any officer of said village, and they shall in addition be liable for any and all damages resulting to the owners of private property from the placing or keeping of their poles or wires in, upon or along any street, avenue or alley of said village.

Sec. 272. The setting or placing of all telegraph, telephone or electric light or power posts or poles within the village, shall be done under the direction and supervision of the president and committee on streets and alleys, whose duty it shall be to see that the poles used are of sufficient length, and that the wires are elevated to such height as not to inconvenience or incommode the public in the free use of any street, avenue, alley or highway, and it shall also be the

duty of said committee to prosecute or cause to be prosecuted all persons, companies or corporations violating any of the provisions of this act.

Sec. 273. Whoever shall wilfully, maliciously or negligently cut down, break, injure or destroy any telegraph, telephone, electric light or power posts or poles, or shall break or cut any wire or electric conductor, or shall deface, injure or destroy any telephone box or apparatus within said village except in case of necessity from fire or other casualty, shall upon conviction thereof be fined not less than five dollars (\$5) nor more than two hundred dollars (\$200) for each offense.

Sec. 274. All telegraph, telephone and other wires over street railways that are now or may hereafter be strung or placed over such railways shall be placed at an elevation of not less than twenty (20) feet above the surface of the street.

## CHAPTER XXXI.

**CORPORATE SEAL.**

Section 275. The corporate seal of the village of Bradley, Illinois, shall be circular in form with the words, "Bradley Corporate Seal, Kankakee County, Ill.," appearing on the face thereof. Said seal shall be and remain in the custody of the village clerk of said village, and shall be authentic proof of the genuineness of all documents to which it may be affixed.

## CHAPTER XXXII.

**ORDINANCES.**

Section 276. All ordinances passed by the president and board of trustees of the village of Bradley shall be deposited

and kept in the office of the village clerk, and shall be duly recorded by the clerk, in the record book of ordinances, and properly indexed by their titles or subjects.

Sec. 277. The village clerk shall file and carefully preserve the originals of all ordinances deposited in his office. He may correct any errors in the numbering of any chapter, article or section of any ordinance, and insert the proper numbers; and he may omit words inserted or supply, within brackets, words omitted by clerical mistake.

Sec. 278. He shall cause every ordinance passed by the president and board of trustees which makes any appropriation, or imposes any fine, penalty, forfeiture or imprisonment to be published at least once in some newspaper printed and published in said village within one month after the passage thereof, or if no newspaper is published therein he shall post copies of said ordinances in three (3) public places in said village. And it shall be his duty to see that the same is correctly published or posted. Provided that nothing in this section contained shall be deemed to apply to any ordinance included in any revision or compilation of ordinances which may be collectively published in book or pamphlet form by the authority of the president and board of trustees.

Sec. 279. The village clerk shall make at the foot of the record of each ordinance recorded as aforesaid, a memorandum of the date of its passage and of the publication or posting of the same, if such publication or posting is required, which record or memorandum or a certified copy thereof shall be prima facie evidence of the passage and legal publication and posting of such ordinance for all purposes whatsoever.

Sec. 280. All ordinances of the village required to be published shall take effect ten (10) days after due publication or posting thereof, and all other ordinances, resolutions and orders shall take effect and be in force from and after their passage unless otherwise provided.

Sec. 281. The revised ordinances of the village of Brad-

ley, when published in book form by authority of the president and board of trustees, shall be deposited in the office of the village clerk. He shall deliver one (1) copy thereof to each officer of the corporation and to such other persons as the president and board of trustees may direct.

Sec. 282. When any ordinance or part thereof shall be repealed or modified by a subsequent ordinance, the ordinance or part thereof so repealed or modified shall be in force until the taking effect of the ordinance repealing or modifying the same. No ordinance or part thereof repealed by the president and board of trustees shall be deemed to be revived by the repeal of the repealing ordinance unless it shall be therein expressly stated.

Sec. 283. No suit, proceeding, fine, penalty, forfeiture, debt, right or other liability whatever instituted, incurred, created, given or approved shall be annulled, released, discharged or in any wise affected by the passage of a repealing or modifying ordinance, but the same may be prosecuted, recovered, completed and enjoyed as fully in all respects as if such ordinance or part thereof had remained in full force, unless otherwise expressly provided in the ordinance making such repeal.

Sec. 284. Whenever in any ordinance words importing the singular number are used in describing or referring to any person or subject matter such words shall be deemed to extend to and include several persons, matters or subjects, and words used collectively or importing the plural number shall be deemed to extend to and embrace any single person, matter or subject as well as several, and when any person or subject matter shall be named, described or referred to by words indicating the masculine gender or by general terms females as well as males shall be deemed included in the meaning thereof, and the words "person" or "persons" or words importing any person or persons shall be deemed to include both corporate bodies as well as individuals; Provided, that these rules of construction shall not be applica-

ble to any ordinance which shall contain any expressed provision excluding such construction or where the context or subject matter of such ordinance may be repugnant thereto.

Sec. 285. When the provisions of different ordinances or of the different chapters of any ordinances conflict with or contravene each other the provisions and requirements of each ordinance or chapter shall prevail as to all subjects, matters and questions embraced within or arising out of the subject matter thereof, and if different or conflicting provisions be found in different sections of the same ordinance or chapter, the provisions of the section last in numerical order shall prevail unless such construction would be repugnant to or inconsistent with the obvious meaning of such chapter or ordinance.

Sec. 286. The word "court" when used in any ordinance shall be construed to mean any court of competent jurisdiction, whether a police magistrate court, justice of the peace or court of record. The word "month," when used in any ordinance, shall be construed to mean a calendar month, and the word "oath" shall be deemed to include an affirmation, and the word "sworn" to mean either sworn or affirmed.

Sec. 287. When in any ordinance an act or duty shall be required to be done within a reasonable time or upon a reasonable notice, such reasonable time or reasonable notice shall be deemed to mean such time only as may be necessary in the prompt execution of such duty or a compliance with such notice; and the words "written" or "in writing" shall be deemed to include printing.

Sec. 288. When any power shall be vested in or duty required of the president, the same shall be deemed to extend to and may be exercised by the president pro tem. also, and when any power shall be vested in or duty required of the village marshal, the same shall be deemed to extend to and include and may be exercised by any police officer, unless such

construction will be contrary to the terms of the ordinance vesting such power or requiring such duty.

Sec. 289. When any fine or penalty shall be provided by different ordinances or by different sections or clauses of the ordinances of the village for the same offense, the officer or person prosecuting may elect under which ordinance or section to proceed, but not more than one recovery under the ordinances shall be had against the same person for the same offense.

Sec. 290. Whenever a minimum but no maximum fine is imposed by ordinance, the court may in its discretion adjudge the offender or offenders to pay any sum of money over and above the minimum fine or penalty so fixed not exceeding the sum of two hundred dollars (\$200.)

Sec. 291. All general provisions, terms, phrases and expressions used in this or any ordinances hereafter passed shall be liberally construed in order that the true intent and meaning of the president and board of trustees may be carried out.

Sec. 292. Any person, company or corporation violating any of the provisions of this ordinance where no other fine or penalty is provided for the breach thereof, shall be subject to a fine of not less than five dollars (\$5) nor more than two hundred dollars (\$200) for each offense.

Sec. 293. All public or general ordinances or parts thereof not included within this ordinance are hereby repealed so far as they contravene or conflict with the provisions of this ordinance.

Sec. 294. Special or private ordinances and resolutions heretofore passed by the president and board of trustees either of the village of Bradley or of the village of Bradley City, or North Kankakee, by which names this corporation has been formerly known are not repealed or modified, unless the same be repugnant to the provisions of this ordinance.

Sec. 295. The foregoing ordinance and all of its provisions herein shall constitute and be denominated the "Re-

vised Ordinances of the Village of Bradley, Illinois," and shall be printed and published in pamphlet form to bestyled "The Revised Ordinances or Code of the Village of Bradley, Illinois," and the division into chapters and sections of said ordinance is hereby ratified and confirmed, and the same shall, upon publication as aforesaid, be properly indexed, and when so published as required by law, with the certificate of the president and village clerk under the corporate seal of the village shall be in force and effect, and shall be received in all courts and places of judicial investigation without further proof.

Sec. 296. This ordinance shall take effect and be in force from and after its passage, approval and publication in book or pamphlet form.

Passed this 27th day of April, A. D. 1904.

Approved this 27th day of April, A. D. 1904.

[Seal]

LEWIS CLARK,  
President.

S. T. JESSUP,  
Village Clerk.



STATE OF ILLINOIS, }  
Kankakee County, } ss.

*I, S. T. Jessup, village clerk of the village of Bradley, Illinois, do hereby certify that the above and foregoing is a true and correct copy of an ordinance entitled, "An ordinance concerning the municipal government of the village of Bradley, Illinois, the codifying of its laws and ordinances of general application and establishing a code of laws for its municipal government, and providing for fines, penalties and repealing certain ordinances herein mentioned, and providing for the publication hereof."*

*Passed by the president and board of trustees of said village of Bradley, Illinois, on the 27th day of April, A. D. 1904.*

*I further certify that the original ordinance of which the foregoing is a certified copy is by law intrusted to my custody for safe keeping and is on file in my office.*

*Witness my hand and corporate seal of said village this 27th day of April, 1904.*

[Seal]

S. T. JESSUP,  
Village Clerk.

## NOTE.

In addition to the foregoing ordinances of general application there have come to my notice certain ordinances of the village of Bradley, Illinois, granting certain franchises and privileges and pertaining to other matters that are of special application, which are now in force and effect.

For convenience, the list is given as follows:

1. An ordinance of the village of North Kankakee granting a franchise to the Kankakee Electric Light Company. Passed and approved December 13, 1893.
2. An ordinance granting a franchise to the Hamlin Telephone Company. Approved March 6, 1895.
3. An ordinance granting to the Indiana, Illinois and Iowa Railroad Company certain rights. Approved June 7, 1895.
4. An ordinance granting the North Kankakee Electric Light and Railroad Company a franchise. Approved July 5, 1895.
5. An ordinance granting a franchise to J. H. Hardebeck or his assigns for operating and maintaining a water main. Approved July 8, 1895.
6. An ordinance vacating Durham street and certain alleys. Approved August 9, 1895.
7. An ordinance vacating a part of Schuyler avenue. Approved April 10, 1896.
8. An ordinance opening Perry street across the Illinois Central railroad. Approved August 6, 1896.
9. An ordinance granting right of way to the Illinois Central Railroad Company for side tracks. Approved August 31, 1896.
10. An ordinance granting to the Eastern Illinois Independent Telephone Company certain rights and privileges. Approved July 7, 1903.

EBEN B. GOWER,  
Compiler.

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