

by-laws and ordinances; but no ordinance of said commissioners shall impose a fine, penalty or forfeiture for any one offence of more than ten dollars.

64. If any person shall excavate any lot or lots, or parts thereof, within the limits of the town of Havre de Grace, in Harford county, for the purpose of obtaining moulding sand, or otherwise, to the depth of two feet or more, and the said lot or lots, or parts thereof, shall remain uncovered, it shall be the duty of such person to make and keep in constant repair good and sufficient under-drains, that will carry off all water that may collect and would otherwise remain in them, in the part or parts thereof so excavated, and said under-drains shall be well covered and secured, so as not to endanger or incommode the public travel or other proper use of any street or alley through which the same shall pass.

65. Where the excavation of any lot or lots, or parts thereof, as aforesaid, to a depth of two feet or more, adjoins any of the streets or alleys in the town of Havre de Grace aforesaid, it shall be the duty of the owner or owners of such lot or lots to immediately erect and keep in constant repair good and sufficient walls or fences along such streets and alleys, or parts thereof, where such excavations so adjoin, so as effectually to protect such thoroughfares from injury, and render the use thereof by the public as safe and convenient as before such excavations were made.

66. The commissioners of Havre de Grace shall consent to the temporary use of any street or public thoroughfare of the said town, which may be required to enable the owner of any excavated lot or lots as aforesaid, to comply with the provisions of the preceding sections in constructing the said under-drains, walls or fences.

67. The said commissioners shall have full power to prescribe fines and penalties, not less than ten nor more than one hundred dollars, against the owner of any excavated lot or lots as aforesaid, who, after receiving ten days' notice in writing, shall refuse or neglect to comply with the provisions of the three preceding sections, and the fines and penalties prescribed as aforesaid shall be recoverable in the name of the said corporation, before a justice of the peace of Harford county, and, when collected, shall be paid to the treasurer duly appointed by the commissioners aforesaid, for the sole use and benefit of the said corporation.