

CHAP. 292

Duties of  
bailiff.

the peace, prevent disorderly or irregular meetings of persons and he shall enforce all ordinances that may be enacted by the Council ; he shall serve all notices and processes required by this charter or any ordinance passed by virtue hereof, and his return duly endorsed thereon shall be evidence of the facts therein stated.

Powers of a  
justice of the  
peace given  
mayor.

21. The Mayor shall have all the powers of a justice of the peace in criminal cases where the town of Gaithersburg is a party ; he shall have power to administer oaths of office to members of Council and appointed or elected officers of the town ; he shall receive the same fees as justices of the peace are allowed for similar service ; and an appeal from his judgment may be taken to the Circuit Court of Montgomery county, which court shall hear and determine the matter as upon appeal from a justice of the peace ; provided, however, that the justices of the peace residing in said town shall have the same power to hear, try and determine all criminal cases where the town of Gaithersburg is a party, as they now have in cases where the State of Maryland is a party.

Fees of bailiff.

22. The bailiff shall have the same fees for making distress or levying executions as are allowed for like services by the laws of this State, and for making arrests or serving process for the violation of any ordinance of the corporation the same fees as are allowed constables for the similar services.

Collection of  
fines.

23. All fines, penalties and forfeitures imposed by this charter or by any ordinance of the Council, may be collected in the name of the town of Gaithersburg, before the Mayor or any justice of the peace, in the same manner as small debts are collected, and the delinquent shall be committed to the town lockup or county jail until the same is paid with costs.

Road tax paid.

24. The County Commissioners of Montgomery county shall annually pay the town of Gaithersburg the total amount of road tax collected by said county within the town of Gaithersburg according to the tax books of said county.

Powers of  
council.

25. The Council shall have the same powers as the State Board of Health of this State, restricted, however, to the limits of the town.

26. The Council may appoint a scavenger and prescribe his duties and fix his compensation, which shall be paid by