

SEC. 9. *And be it enacted*, That the burgess and commissioners aforesaid, may direct by ordinance all or any of the footways in said town, to be laid off and levelled and paved or amended and repaired with such material as they may deem best, which shall be done at the expense of the proprietors of the lots or property, before which the same shall be directed to be made and done, that if the owner or owners of any house lot or part of a lot, where such leveling, paving, repairing or amending shall be directed, shall not reside in the said town, the tenant or person occupying the same or who shall have the care and charge thereof, shall cause the same to be done before the front of such possession, and the money expended by such tenant or other person, for the said work in obedience to the ordinance and direction of the burgess and commissioners aforesaid, shall be allowed by the owner, and deducted out of the rents then due or thereafter to become due, and if any owner or tenant of any house or lot or part of a lot, or the person having the care of the same, shall refuse or neglect to level, pave and amend or repair the footways in front of the same, according to the ordinance and direction of the burgess and commissions aforesaid, it shall and may be lawful for the burgess and commissioners aforesaid, to contract and agree with some person or persons, at a fair price, to level, pave, repair, amend such footways, and to charge the expense thereof to the owner or owners of said property, in front of which such work may be done, and shall recover the same by distress on such property, with costs, *provided* that this section of this act, so far as it relates to new pavements shall not be carried into effect, until a majority of two thirds of the resident lot owners shall signify there concurrence in writing.

SEC. 10. *And be it enacted*, That any person may make pavements at any time, so they be made in accordance with some general plan to be laid down by the said corporate authorities.

SEC. 11. *And be it enacted*, That the said burgess and commissioners, shall have power to make and enforce all such by-laws, regulations and ordinances, not inconsistent with the laws of this State, as from time to time they may deem wise, equitable and expedient for the comfort, health, convenience and prosperity of the said town and its inhabitants for the prevention and removal of nuisances, preservation of health and suppression of vice and immorality, within its limits, and shall have power to lay an equal tax on the property within the limits of said town, to such amount as may be deemed necessary from time to time, for the purposes aforesaid, which tax shall be collected and paid to the said burgess and commissioners, by a collector by them

## CHAP. 47.

Powers of  
burgess and  
commissioners

Proviso.

Persons may  
make pave-  
ments.May make  
and enforce  
by-laws.