

MINUTES

P 352-5, 52A

OF THE

MUNICIPAL COUNCIL

OF THE

TOWNSHIP OF SCARBORO'.

TWELFTH, THIRTEENTH AND FOURTEENTH MEETINGS, 1858,
FIRST, SECOND AND THIRD MEETINGS, 1859.

MARKHAM:
PRINTED AT THE ECONOMIST OFFICE.
1859.

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MINUTES OF COUNCIL.

TWELFTH MEETING

Of the Municipal Council of the Township of Scarboro', held pursuant to adjournment, on Monday, 22nd day of November, 1858, at Mr. Joseph Armstrong's Inn.

Members present:—Mr. Wheeler, *Reeve*, Mr. Clark, *Deputy Reeve*, Mr. Brown, Mr. Helliwell, and Mr. Norris.

Minutes of preceding meeting read and confirmed.

The Reeve read a communication from Mr. Stowe, respecting the investment of the Clergy Reserve moneys in Toronto Municipal Debentures.

Mr. Norris, seconded by Mr. Brown, moved that the Clerk do furnish each member of the Council with a copy of the new Municipal Manual, edited by R. A. Harrison, as published by Messrs. Maclear. Carried.

Mr. Clark, seconded by Mr. Helliwell, moved that the Clerk do notify Mr. Percival Kerl, that in consequence of Mr. Gates having forbid Captain Secor expending any statute labour on the present road between Lots 18 and 19, Concession C, as the same is claimed by him as his property, he must pay the commutation money to the Treasurer of the Township on or before the 1st December, 1858; and if such commutation money be not paid by the date aforesaid, that the Reeve be authorized to collect the fine and costs. Carried.

On motion of Mr. Norris, the Council resolved itself into a Committee of the Whole, for the purpose of taking into consideration a certain By-law introduced by Mr. Helliwell, for cutting down all standing timber twenty-five feet on each side of certain road allowances.

Mr. Brown in the chair.

Subsequently the Committee rose, reported progress, and asked leave to sit again at next meeting of the Council. Report received.

The appointment of Returning Officers to hold the Municipal Elections for the year 1859 being considered, the following By-law was passed :—

BY-LAW No. 106.

Be it enacted by the Municipal Council of the Township of Scarboro', that the following persons be appointed as fit and proper persons to act as Returning Officers for the ensuing year—that is to say :—

- Ward No. 1—Mr. Charles C. Bowen.
- “ No. 2—Mr. Cranswick Craven.
- “ No. 3—Mr. Jas. D. Smith.
- “ No. 4—Mr. Daniel Ferguson.
- “ No. 5—Mr. Wm. Clark, Jun'r.

And that the following places be appointed as fit and proper places at which to hold said Elections—that is to say :—

- Ward No. 1—At the School House, Section No 10.
- “ No. 2—At the paint-shop of Joseph McArdle, Lot 7, Con. 1.
- “ No. 3—At one of Mr. Armstrong's houses, Lot 19, Con. 1.
- “ No. 4—At the Temperance Hall, Lot 24, Con. 3.
- “ No. 5—At the School House, Section No. 5.

And that the Reeve do issue the warrants accordingly.

Passed this 22nd day of November, 1858.

(Signed,) JOHN P. WHEELER,
Town Reeve.

JAMES MOYLE, *Clerk.*

Mr. Clark, seconded by Mr. Brown, moved that Wm. D. Thomson be allowed the sum of twelve shillings and sixpence, for completing the bridge over the Highland Creek, between Lots Nos. 24 and 25, in the first Concession. Carried.

Mr. Norris, seconded by Mr. Brown, moved that Twenty Dollars be granted to Ward No. 3, to complete certain work in Messrs. Devereux and McEnery's beats. Carried.

Mr. Clark, seconded by Mr. Norris, moved that the Council do now adjourn until the last day of December, 1858. Carried.

Adjourned accordingly.

(Signed,) JOHN P. WHEELER,
Town Reeve.

JAMES MOYLE, *Clerk.*

Scarboro', Nov. 22nd, 1858.

THIRTEENTH OR SPECIAL MEETING

Of the Municipal Council of the Township of Scarborough, held pursuant to the call of the Reeve, on Friday, the 10th day of December, 1858, at Mr. Joseph Armstrong's Inn.

Members present:—Mr. Wheeler, *Reeve*, Mr. Clark, *Deputy Reeve*, Mr. Brown, Mr. Helliwell, and Mr. Norris.

The Reeve presented a requisition with respect to the call of a Special Meeting of the Municipal Council of this Township, in manner as follows:—

To J. P. WHEELER, Esq., Reeve of Scarborough,

SIR:—We, the undersigned, request you to call a Special Meeting of the Municipal Council of this Township, in accordance with the 143rd Section, of Victoria 22, Chap. 99, for the purpose of substituting the name of George Chester for that of J. D. Smith, as Returning Officer for Ward No. 3.

(Signed)

W. H. NORRIS,

W. HELLIWELL,

THOMAS BROWN.

Mr. Norris, seconded by Mr. Helliwell, moved that so much of By-Law No. 106, appointing J. D. Smith Returning Officer for Ward No. 3, be repealed, and the name of George Chester be substituted therefor. Carried.

In accordance with the foregoing resolution the following By-Law was passed:—

BY-LAW No. 107.

Be it enacted by the Municipal Council of the Township of Scarborough, that so much of By-Law No. 106, appointing J. D. Smith Returning Officer for Ward No. 3, be repealed, and that the same be amended by the insertion of the name of George Chester as Returning Officer for said Ward No. 3.

Passed this 10th day of December, 1858.

(Signed.)

JOHN P. WHEELER,

Town Reeve.

JAMES MOYLE, *Clerk.*

Mr. Clark, seconded by Mr. Helliwell, moved that the Reeve be ordered to sign and attach the Corporation seal to a certain memorial praying for the establishment of a Post-Office in the south-western part of the Township, and that Messrs. Brown and Norris be a committee to present the same to the Postmaster General. Carried.

The Municipal Council of the Township of Scarboro', beg respectfully to call the attention of the Honourable the Post Master General of Canada to the following statement :—

That the inhabitants of the south-western part of this Township are suffering great loss and inconvenience for want of Postal communication; and that repeated applications have been made for the establishment of a Post-office at Mr. Henry Hogarth's, but hitherto without the desired effect.

We would again earnestly, but respectfully, call your attention to the propriety of establishing a post office at that place.

We would beg also to state that the distance from Ellesmere, the nearest post office, is about four and a half miles, from the Scarboro' post office it is over five miles, from Toronto seven miles, and also that Mr. Hogarth's is a central situation for the destitute locality; and he is a trustworthy person, and well qualified to take charge of the same, and that a mail twice a week would be a great public convenience; and, further, that such mail could be conveyed by Mr. Brooks in his bi-weekly carriage of the Mail from the Scarboro' office to the Woburn and Ellesmere offices, by an extension of his route the distance of four miles and a half, that is to say, the distance between Ellesmere and Mr. Hogarth's, the proposed post-master's residence.

All of which is submitted to your favourable consideration.

(Signed.) JOHN P. WHEELER,
Town Reeve.

The Council then adjourned.

(Signed,) JOHN P. WHEELER,
Town Reeve.

JAMES MOYLE, *Clerk.*

Scarboro', December 10th, 1858.

FOURTEENTH MEETING

Of the Municipal Council of the Township of Scarboro', held pursuant to adjournment, on Friday, the 31st day of December, 1858, at Mr. Joseph Armstrong's Inn.

Members present :—Mr. Wheeler, *Reeve*, Mr. Clark, *Deputy Reeve*, Mr. Brown, Mr. Helliwell, and Mr. Norris.

Minutes of preceding Meetings read and confirmed.

Presented by the *Reeve*, a communication from the Post-office Department, acknowledging the receipt of the Memorial of the Municipal Council of the Township of Scarboro', dated 10th December, 1858, in reference to a previous application for a post office at Mr. Hogarth's, and to say that the matter will receive the Postmaster General's attention.

(Signed.) EDWIN KING,
Secretary.

Mr. Norris, seconded by Mr. Brown, moved that the Treasurer be authorized to pay Maria Brown five dollars, in such manner and at such times as he may deem best for her. Carried.

Presented by Mr. Norris, petition of Jonathan Gates, praying for remission of part of his tavern license money for the year 1858, read as follows :—

To the Municipal Council of the Township of Scarboro', in Council assembled :

The petition of Jonathan Gates, Innkeeper, respectfully sheweth,—That your petitioner, from unexpected losses, was unable to pay for his license as Innkeeper during the early part of last summer ; that, on the second day of July last, his premises, the greater part of his furniture, and the whole of his stock in trade were consumed by fire ; that, subsequently, your petitioner endeavoured to afford such accommodation as a small untenanted house, heretofore used as an office, afforded, but the accommodation was so trifling that little or no business was done. Having been several times recommended to apply to your honourable body, under the circumstances of the case, for a remission of part of the license money, your petitioner respectfully does so, praying you to return him so much of such license money as you, in your wisdom, deem just and proper.

And your Petitioner, as in duty bound, will ever pray.

(Signed.) JONATHAN GATES.

Presented by the Reeve, petition of George Chester and others, praying for a reduction in shop license, read as follows:—

To the Reeve and Councillors of the Municipality of Scarboro' in Council assembled.

We, the undersigned, feeling and believing the Shop license to be unreasonably high, humbly pray you will take the matter into consideration, and make such reduction as may appear reasonable.

And your petitioners will ever pray.

(Signed)

GEORGE CHESTER,
THOMAS THOMPSON,
JOHN IRVING,

Dated Dec. 27th, 1858.

Presented by Mr. Helliwell, petition of John W. Chapman, praying for the opening of side-line between Lots 34 and 35, and west Town-line, read as follows:—

To the Municipal Council of the Township of Scarboro', in Council assembled.

The petition of the undersigned, humbly sheweth,—That he has frequent occasion to pass from the Kingston Road, along the side-line between Lots 34 and 35; but in consequence of the deep and impassable ditch that Mr. Beaty's men have dug, he is unable to do so; although, to his personal knowledge, there has been a considerable amount of statute labor expended on said line, and a bridge built over the ditch adjoining the Kingston Road, which bridge has been removed, and the ditch considerably enlarged to the detriment and inconvenience of the public. And also, on the same line to the north, it is rendered impassable by means of large excavations and quantities of earth left in heaps, so that it is impossible to pass with safety; and, further, your petitioner has just reason to complain, and doth complain of the excavations that have been made, and the removal of earth and gravel, and the obstructions that are placed in the west town-line, being erections of root houses, gardens, &c. All which your petitioner humbly submits, and prays that your Council will take such steps as will remove the nuisances complained of. And your petitioner will ever pray.

(Signed,)

JOHN W. CHAPMAN.

Mr. Helliwell, seconded by Mr. Norris, moved that the sum of eight dollars in full, for building the bridge over the little Rouge, be paid to John Pearce. Carried.

Mr. Helliwell, seconded by Mr. Brown, moved that Mr. Devereux be ordered to put the bridge on the Markham road, at David Brown's, in a good state of repair, by putting in new string pieces and covering it with new plank, not less than three inches thick and

sixteen feet long, and in case Mr. Norris do not pay for the same, the Reeve be authorized to give an order on the Treasurer for ten dollars, and that David Brown and John Brown be commissioners to see the same done. Carried.

Mr. Helliwell, seconded by Mr. Clark, moved that the Inspector of Licenses be authorized to transfer the license of the "Speed the Plough Inn" to Mr. Peter C. Secor. Carried.

Mr. Brown, seconded by Mr. Helliwell, moved that the account presented by the Clerk for extra services, be accepted and paid. Carried.

Mr. Brown, seconded by Mr. Helliwell, moved that five days' pay be allowed Mr. Norris for attending Toronto, in connection with the Township printing, at the rate of 7s 6d per day. Carried.

Mr. Norris, seconded by Mr. Helliwell, moved that four dollars and a half, now standing to the credit of a certain appropriation between Lots 18 and 19, Con. 2, be allowed to Mr. Norris, as part of the ten dollars for the bridge at Mr. Brown's, on the Markham road. Carried.

Mr. Clark, seconded by Mr. Brown, moved that the Council do now adjourn, *sine die*. Carried.

(Signed,) JOHN P. WHEELER,
Town Reeve.

JAS. MOYLE, *Clerk.*

Scarboro', December 31st, 1858.

FIRST MEETING

Of the Municipal Council of the Township of Scarboro', held pursuant to Statute, on Monday, 17th day of January, 1859, at Mr. Joseph Armstrong's Inn.

The Clerk produced the returns of the Elections for the five different Wards of the Township, and declared the names of the persons elected members of the Council for the current year, to wit :—

- Ward No. 1—Isaac Ashbridge, Esq.
- “ No. 2—Wm. Helliwell, Esq.
- “ No. 3—John Crawford, Esq.
- “ No. 4—John P. Wheler, Esq.
- “ No. 5—Edwin Snider, Esq.

The several members elect, having taken the oath of qualification and of office, before Wm. Clark, Esq., Justice of the Peace, the following motion was put, and carried, the Clerk presiding :

Mr. Ashbridge, seconded by Mr. Snider, moved that John P. Wheler, Esq., be elected Town Reeve for the year 1859. Carried.

Mr. Wheler having been declared duly elected Town Reeve for the current year, and having taken the oath of office as Reeve, addressed the Council.

The Clerk then vacated the Chair, and the Reeve took the same.

Mr. Snider, seconded by Mr. Ashbridge, moved that Mr. Crawford be elected Deputy Reeve, for the year 1859. Carried.

Mr. Crawford was declared duly elected Deputy Reeve for the current year, and took the oath of office as such, before Wm. Clark, Esq., Justice of the Peace.

On the question for the appointment of Auditors being put,

Mr. Crawford, seconded by Mr. Helliwell, moved that Mr. Christopher Thomson be Auditor for the year 1859. Carried.

Mr. James A. Thomson was then appointed by the Reeve, pursuant to Statute, to the office of an Auditor for the current year.

Copy of Affidavit of Mr. Norris.

I, WILLIAM HENRY NORRIS, of the Township of Scarboro', and County of York, make oath and say, that I was a member of the Municipal Council of the Township of Scarboro', for the year 1858, and that no more, in the whole, than twenty-four dollars, of township moneys, other than as wages, came into my hands during the whole of the year aforesaid. Deponent further maketh oath and saith, that the said sum of twenty-four dollars was received and disposed of by him, in manner following, that is to say, five dollars were received from John Campbell, of which sum three dollars were paid by deponent to Richard Collins, in part payment for work done in Mr. Petch's beat, as his receipt fully shows; the other two dollars were retained by deponent to pay Mr. Smith Thomson, for replacing a guard on the bridge over the Highland Creek, on the Markham Road. A further sum of two dollars was received by deponent from Robert Jackson, and was expended in the beat of Richard Chelew, as his receipt testifies. A further sum of fifteen dollars was received by deponent, being an appropriation of the year 1857, for a certain hill between Lots 16 and 17, Con. D., near your deponent's residence; that nine dollars of such money were so expended, less, two shillings and six pence paid J. D. Smith, for finding spikes and spiking planks on the streets of Scarboro' Village, and the remaining six dollars was granted for a job of work connected with said hill, and let to Jas. Simamon, part of which is done, but cannot be completed before the spring opens; the remaining two dollars was received by your deponent from Arch. Underwood, being the commutation money for four days labor, and said money was duly paid to the Township Treasurer, as his receipt testifies.

Sworn at Scarboro', in the County of York, this 17th day of January, 1859, before me.

(Signed,) WM. CLARK, J.P.

Presented by Mr. Crawford, petition of Wm. H. Norris.

To the Municipal Council of the Township of Scarboro', in Council assembled.

The petition of Wm. H. Norris, respectfully sheweth,—That your petitioner was a member of the Municipal Council of the Township of Scarboro', for the year 1858; that at and before the municipal election for 1859, rumors were set abroad, that your petitioner had misappropriated, and appropriated to his own use, considerable sums of money belonging to the Municipality; that the evident untruthfulness of such reports can at once be seen by reference to the Treasurer's Books, from which it can be proved that all public money for Ward No. 3 was paid by the Treasurer, on the order of your petitioner, to the several parties by whom the various pieces of work were performed; that in the accompanying affidavit your honorable Council will see that, in the whole, the sum of twenty-four dollars of public money, was all that ever came into your petitioner's

hands in the year 1858; and that the same was expended or paid over as therein specified. That while such reports are hardly worth notice, still, for the sake of those electors who honored your petitioner by their confidence and support, your honorable Council is most respectfully and earnestly requested, thoroughly to examine the expenditure of all appropriations for Ward No. 3, during the past year, and all circumstances connected therewith, and authoritatively exonerate or censure your petitioner, as you in your wisdom may think the merits of the case deserve. Your petitioner would also respectfully request your honorable Council to repay him the sum of four and a half dollars, paid by him to the Treasurer, in connection with a certain special appropriation on the Markham Road; such money having been paid under an erroneous impression, and generally to give your petitioner such relief, as you may think consistent with justice.

And your petitioner, as in duty bound, will ever pray.

(Signed,) W. H. NORRIS.

Scarboro', Jan. 17th. 1859.

In answer to the prayer of the above petition, the following resolution was adopted:—

Mr. Crawford, seconded by Mr. Helliwell, moved that the petition of Wm. H. Norris be referred to a committee of three, namely, Mr. Crawford, Mr. Wheler, and Mr. Helliwell, and report to this Council at its next meeting. Carried.

Petition of Nathaniel Battrick, presented by Mr. Snider:

To the Municipal Council of the Township of Scarboro', in Council assembled,

The petition of Nathaniel Battrick humbly sheweth,—That your petitioner is desirous of obtaining the office of Assessor for the said Township of Scarboro', and as he has previously been engaged in a similar capacity in the Township of Markham, feels confident (should your honourable Council be pleased to appoint him to the office he solicits) of being able to meet your entire approbation; and your petitioner, as in duty bound, will ever pray.

(Signed,) NATHANIEL BATTRICK.

Scarboro', January 5, 1859.

In answer to the prayer of the above petition, the following motion was adopted:—

Mr. Snider, seconded by Mr. Crawford, moved that Nathaniel Battrick be appointed Assessor for the year 1859. Carried.

Mr. Helliwell, seconded by Mr. Snider, moved that the Clerk be authorized to purchase a copy of the Municipal Manual for each Councillor not being furnished with the same. Carried.

Mr. Crawford, seconded by Mr. Ashbridge, moved that John Bell be paid the sum of two dollars for two days' services at the late election for Ward No. 3, but in future no such sums shall be paid except there is a necessity for the appointment of the same. Carried.

Mr. Helliwell, seconded by Mr. Crawford, moved that the Council do now adjourn until Monday, 14th day of February, 1859. Carried.

(Signed)

JOHN P. WHEELER,

Town Reeve.

JAMES MOYLE, *Clerk.*

Scarboro', January 17, 1859.

SECOND MEETING

Of the Municipal Council of the Township of Scarboro', held pursuant to adjournment, on Monday, the 14th day of February, 1859, at Mr. J. Armstrong's.

Members present:—Mr. Wheeler, *Reeve*, Mr. Crawford, *Deputy Reeve*, Mr. Helliwell, Mr. Ashbridge, and Mr. Snider.

Minutes of preceding meeting read, amended and confirmed.

Petitions were then presented and read as follows:—

Presented by Mr. Helliwell, petition of John Reesor and others:

To the Municipal Council of Scarboro':

GENTLEMEN,—This petition humbly sheweth,—That a large portion of rate-payers, situated in the north corner of this School Section, No. 4, have not participated (according to money paid) in the benefit of the school—the reason assigned being that the present school-house is too far south, and the roads leading thereto being impassable, and never can be otherwise; that at an annual school meeting held on the 12th inst., a resolution was passed by a large majority to remove the school-house to between north half and south half of Lot No. 4, in the 4th Con., near side-road between Lots 4 and 5, provided that a road is opened forty feet wide between north half and south half of Lots 3 and 4, Mr. John Reesor very generously offering to give the said forty feet wide through Lot No. 3. Your petitioners humbly pray that your honourable body will take into consideration the immense benefit that will accrue to your petitioners from the opening of this road, not only as regards the school, but shortening the distance to Toronto. Your petitioners humbly pray that your honourable body will use every

means in your power to open said road to the public as early as possible and your petitioners will ever pray.

(Signed,) JOHN REESOR, HENRY PETERS, ANDREW McCREIGHT,
JOHN COCKSWORTH, GEORGE PEARCE, JOHN MOORE BEAB,
AND DAVID ANNIS.

Dated January 13, 1859.

In reference to the foregoing petition the following resolution was adopted:—

Mr. Helliwell, seconded by Mr. Snider, moved that this Council will establish the road referred to in John Reesor's petition on receipt of a proper survey and description. Carried.

Presented by Mr. Helliwell, petition of S. Closson and Jordan Cornell:

To the Reeve and Council of the Township of Scarboro', in Council assembled:

The petition of the undersigned, respectfully sheweth,—That your petitioners are interested in parts of Lots Nos. 4 and 5, Con. D, and that ingress to the same cannot be effected upon any public allowance for a road; that your petitioners are using at present a right of way, only temporarily, granted to them by Mr. John Wright and Mr. Wm. Bennett, a privilege which, under present circumstances, your petitioners fear may be soon withheld to their very great loss and inconvenience. Your petitioners are desirous that a public road be constructed to the above-named premises, and are willing to make reasonable compensation for any privilege conceded to them by either Mr. Wright or Mr. Bennett, or to both, as the case may be, and hope that your honourable body will order such action in the matter as will secure the object desired by your petitioners, and, as in duty bound, &c., &c., &c.

(Signed,) STEPHEN CLOSSON AND JORDAN CORNELL.

February 14, 1859.

Petition laid on the table.

Presented by Mr. Helliwell, petition of John Wilson, praying to be relieved from paying a note of hand given by him for timber on road allowance between Lots 12 and 13, Con. 2:

Your petitioner, John Wilson, beggeth to show to your honourable Council that some years past he bid off, at a sale held at Mr. Armstrong's Tavern, timber on road allowance between Lots 12 and 13, Con. 2, Scarboro', and gave a note for the amount of fifteen dollars, which note came into the hands of Mr. Wm. Westney, to be expended on said road allowance. Mr. Westney has had the amount of labour done, and has called on me for payment, and your petitioner considers it very hard to pay the amount of said note, as he has not received value for it, and is confident that many

such purchases have not been paid for. Your petitioner has paid seven dollars of said note, and trusts that you will order your Treasurer to pay to Mr. Westney the remaining eight dollars, and your petitioner will be very thankful.

(Signed,) JOHN WILSON.

Scarboro', February 14, 1859.

The prayer of the above petition not granted.

The memorial of the Grand Division of the Order of the Sons of Temperance of Canada West was laid before the Council, and read. Said memorial laid on the table.

Mr. Helliwell, seconded by Mr. Snider, moved that the Clerk get from the County Clerk the original and all amendments in the division of the Township into School Sections before the next meeting. Carried.

Mr. Crawford, seconded by Mr. Snider, moved that the time appointed to investigate the petition of W. H. Norris be extended, and that the committee report to this Council as soon as convenient. Carried.

BY-LAW No. 108,

For the appointment of Auditors, Assessor, and License Inspector.

The Municipal Council of the Township of Scarboro' enacts as follows:— That Mr. Christopher Thomson and Mr. Jas. A. Thomson be appointed Auditors for the current year, at a salary of four dollars each; and that Mr. Nathaniel Battrick be appointed Assessor, at a salary of seventy dollars; also, that Mr. John Malcom be appointed License Inspector for the current year, at a salary of fifteen dollars.

Passed this 14th day of February, 1859.

(Signed,) JOHN P. WHEELER,
Town Reeve,

JAMES MOYLE, *Clerk.*

BY-LAW No. 109.

TO REPEAL BY-LAWS NOS. 3, 35, 60 and 100.

Be it enacted by the Municipal Council of the Township of Scarboro', that By-laws Numbers three, thirty-five, sixty, and one hundred be, and the same are hereby repealed.

Passed this 14th day of February, 1859,

(Signed,) JOHN P. WHEELER,
Town Reeve.

JAS. MOYLE, *Clerk.*

Mr. Helliwell, seconded by Mr. Crawford, moved that the Council resolve itself into a committee of the whole, to consider the amendments necessary to By-law No. 100. Mr. Helliwell in the chair.

Committee rose and reported certain amendments; report received and adopted, and the following By-law introduced and finally passed.

BY-LAW No. 110.

To provide for the licensing of Taverns, and regulating the duties of Inspectors of houses of entertainment, and for the repeal of By-laws Nos. three, thirty-five, sixty, and one hundred, and any other By-law heretofore passed by this Municipality, contrary to this By-law, published in posting form.

Mr. Helliwell, seconded by Mr. Snider, moved that the Council do now adjourn to meet again on Monday, 28th Feb. 1859. Carried.

(Signed,) JOHN P. WHEELER.

Town Reeve.

JAS. MOYLE, *Clerk.*

Scarboro', Feb. 14th, 1859.

THIRD MEETING

Of the Municipal Council of the Township of Scarboro', held pursuant to adjournment on Monday, the 28th day of Feb. 1859, at Mr. Joseph Armstrong's Inn.

Members present:—John P. Wheeler, Esq., *Town Reeve*, John Crawford, Esq., *Deputy Reeve*, Isaac Ashbridge, Esq., Wm. Helliwell, Esq., and Edwin Snider, Esq.

Minutes of preceding meeting read and confirmed.

The Reeve laid before the Council blank petition, to his Excellency Sir Edmund Walker Head, Bart, Governor General of British North America, &c., &c., &c., also blank petition to the Honourable the Legislative Council, said petition laid on the table.

The select committee appointed to examine into, and report upon the expenditure of the various sums of money appropriated to Ward Number three, for the year 1858, report as follows:—

That we have carefully examined the Treasurer's accounts, and the orders given by W. H. Norris, councillor for the ward, by which the money was drawn, and find them to agree. Your committee find that the sum of fifteen dollars, left in the Treasurer's hands by Mr. Crawford, councillor for the Ward, for the year 1857, to be expended on the hill on side-line between Lots 16 and 17, Con. D., has been drawn by Mr. Norris, on his own order, for work done on said line; but your committee find on enquiry

that the sum of nine dollars only, of that amount, has been expended, the balance of six dollars being still in Mr. Norris's hands. Your committee would therefore recommend that the Treasurer be instructed to call on Mr. Norris to refund the money, and carry it to the credit of the Ward.

With reference to Voucher No. 50, purporting to be for work done on the Markham Road, near Mr. Purdies, for the sum of nine pounds twelve shillings and six pence, your committee find it to be incorrect, as it includes the sum of one pound five shillings, paid by John Campbell (the person who performed the work) to Mr. Norris, as security for the completion of the same, and as Mr. Norris has since paid one pound two shillings and six pence back to the Treasurer, your committee would recommend that the Treasurer be ordered to correct that error before publishing the accounts. It appears that the sum of ten pounds, specially granted for the above job, has been drawn by Mr. Norris, and not yet all expended. Your committee would recommend that the Treasurer be ordered to call on Mr. Norris to refund the balance to the credit of the Ward. Voucher No. 53, for the sum of fifteen pounds, given to Mr. Jonathan Baird, for work done on side-line between Lots 12 and 13, Con. 2, appears to be incorrect, as the work was not done by him, but by some other parties. Your committee have no reason to doubt but that the work has been done, but cannot approve of the course adopted by Mr. Norris, of giving the order to Mr. Baird, instead of the parties who performed the work, but cannot see how it is to be remedied now, as the parties that have performed the work, have left this part of the country. All which is respectfully submitted.

(Signed,)

JOHN CRAWFORD,
Chairman.

Council Room, Scarborough, Feb. 28th, 1859.

Report received, read and adopted.

Mr. Crawford, seconded by Mr. Helliwell, moves for leave to present the petition of Wm. Chamberlain, praying for a reduction in his last year's auctioneer's license, and that the 36th rule be suspended. Carried.

Mr. Crawford then presented said petition as follows:—

To the Municipal Council of Scarborough, in Council assembled:

The petition of Wm. Chamberlain, respectfully sheweth,—That your petitioner for several years has taken an Auctioneer's license under this Municipality, for which he has invariably been charged ten dollars; that during the last year, (1858,) your petitioner had no prospect of having any occasion for a license, until late in the fall, at which time sales by auction generally occur; at which period, namely, about the sixth day of September, your petitioner applied for license, for which he paid the full year's license, having only three months' benefit therefrom.

The Municipality of former years have made a deduction in charge, where the license was issued to others in proportion to time, but no deduction was ever made to your petitioner.

Your petitioner, therefore, prays that the Council will be pleased to make him such a deduction, from the amount paid by him, as in their judgment, will be equitable and just. And your petitioner will ever pray.
(Signed,) Wm. CHAMBERLAIN.

Dated 28th Feb. 1859.

In answer to the prayer of the above petition, the following motion was adopted:—

Mr. Crawford, seconded by Mr. Helliwell, moved that Wm. Chamberlain be refunded the sum of five dollars on his last year's license as auctioneer. Carried.

Mr. Snider, seconded by Mr. Crawford, moves for leave to present the petition of innkeepers on the back roads, praying to have their license fixed at the same amount as last year, and that the 36th Rule be suspended. Carried.

Mr. Snider then presented said petition as follows :

To the Municipal Council of Scarboro', in Council assembled :

The petition of the undersigned, innkeepers of the above-named township, respectfully sheweth,—That they observe with regret that a change has again been made by the Municipality, with regard to the amount of license to be paid by innkeepers residing on the back roads of this township.

Your petitioners beg to observe, that last year the amount to be paid by innkeepers on the back roads was twenty-eight dollars, whereas this year their license is raised to thirty-eight dollars, whilst those on the front roads are only advanced two dollars.

Your petitioners are aware that it is necessary to add five dollars to the amount of license in order to meet the Excise Law of the last Session of Parliament, but, at the same time, your petitioners cannot feel satisfied that they should be advanced double that amount, whilst others are advanced only two dollars. Your petitioners also beg to observe that the Municipality, acting in such manner, are virtually paying three dollars for the innkeepers who paid nine pounds last year towards the advance necessary to meet the enactments of the Legislature, whilst they charge your petitioners ten dollars more than they were charged last year.

Your petitioners therefore pray that the Council will be pleased to fix the amount as charged last year, and that they will charge the excise equally on all innkeepers; and your petitioners, as in duty bound, will ever pray.

(Signed,) RICHARD SYLVESTER, ALEXANDER MOFFAT, JOHN HOCKRIDGE,
INGOL BURTON, Wm. JOHNSTON, AND Wm. HETHERINGTON.

The prayer of the above petition not granted.

Mr. Ashbridge, seconded by Mr. Snider, moves for leave to present the petition of Mr. Neilson Gates, praying that he may be granted a tavern license, and that the 36th Rule be suspended. Carried.

Mr. Ashbridge then presented said petition as follows :

To the Municipal Council of Scarboro', in Council assembled :

The petition of Neilson Gates respectfully sheweth,—That in consequence of having his tavern burnt down last year, your petitioner has not been able to pass the inspection necessary for obtaining a renewal of license. Your petitioner would respectfully beg to state that he is now, and has been for some time past, making the necessary preparations for re-building his tavern, and he earnestly prays that the Council will be pleased to order that his license be issued to him under such circumstances, notwithstanding the regulations required cannot for the present be complied with; and your petitioner, as in duty bound, will ever pray.

(Signed,)

NEILSON GATES.

February, 23th, 1859.

In answer to the prayer of the foregoing petition, the following motion was adopted:—

Mr. Crawford, seconded by Mr. Helliwell, moved that the Treasurer be authorized to issue a tavern license to Neilson Gates, and that the first clause of By-law No. 110 be suspended for that purpose for eight months. Carried.

Mr. Crawford, seconded by Mr. Ashbridge, moves for leave to present the petition of Richard Collins, and that Rule 36 be suspended. Carried.

Mr. Crawford then presented said petition as follows :

To the Municipal Council of the Township of Scarboro', in Council assembled :

The petition of Richard Collins respectfully sheweth,—That your petitioner was employed by Robert Petch, pathmaster, to perform certain work upon side-road between Lots 16 and 17, Con. 4, and upon the said Con., namely, a bridge and culvert, on the Markham Road; that your petitioner found planks and logs to the value of six dollars.

That the whole of your petitioner's claim only amounts to seven dollars, which is most respectfully requested to be paid by your Council to your petitioner; and your petitioner, as in duty bound, will ever pray.

(Signed,)

RICHARD COLLINS.

Scarboro', February 28, 1859.

The prayer of the above petition not granted.

Report of the License Inspector, laid before the Council, read as follows :

To the Municipal Council of the Township of Scarboro', in Council assembled :

GENTLEMEN,—I beg to report to your honourable body that I have inspected the several taverns in this township respectively, that is to say, Messrs. John Hockridge, Richard Sylvester, Alexander Moffatt, John Warffe, Ingol Burton, Wm. Johnston, Alexander Thompson, Jonathan Baird, Joseph Armstrong, Peter Secor, Jun'r., Wm Burton, Jun'r., Thomas Walls, Wm. Hetherington, Thomas Parker, Eli Shackleton, Gilbert Smith, and found them with the necessary accommodations, according to the By-law in that behalf.

I have the honour to remain, Gentlemen,

Your obedient servant,

(Signed,) JOHN MALCOLM,

License Inspector.

Council Room, Feb. 28, 1859.

Report received and adopted.

Mr. Snider, seconded by Mr. Ashbridge, moved that the Treasurer be and is hereby authorized to call upon the Collector to pay up all arrears of taxes for the years 1857 and 1858, and, failing to do so, that a demand be at once made on his securities for the same. Carried.

Mr. Norris presented a bill to the municipality of Scarboro', claiming fifteen dollars for travelling expenses, in connection with the building of bridge over the railroad, between Lots 18 and 19, Con. D.

In reference to the above bill, the following motion was put and carried :—

Mr. Helliwell, seconded by Mr. Ashbridge, moved that the bill of W. H. Norris, for the sum of fifteen dollars, be paid, and that the Reeve do grant an order for the same, and that the Treasurer withhold the amount due the municipality by Mr. Norris. Carried.

Mr. Helliwell, seconded by Mr. Snider, moved that the Clerk be ordered to procure the printing of the Minutes of this Council up to the present meeting, 300 copies in pamphlet form, for distribution, where they can be done at the cheapest rate. Carried.

Mr. Helliwell, seconded by Mr. Snider, moved that this Council do now adjourn, to meet again on the last Monday, 25th April, 1859. Carried.

(Signed,)

JOHN P. WHEELER,

Town Reeve.

JAMES MOYLE, *Clerk.*

Scarboro', February 28, 1859.

