

[84] CHAPTER 49.

BURLINGTON.

AN ACT to amend the charter of the city of Burlington.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Expenses—taxes—limit. That, to defray the current expenses of said city, the city council shall have the power to levy and collect taxes on all the real and personal property in said city, not exempted by the general law from taxation: provided, that the amount of taxes levied for said purpose shall not, in any one year, exceed one dollar on each one hundred dollars' worth of property taxed.

SEC. 2. Power of city council. The city council shall have, in addition to the power already granted, full and exclusive power to grant or refuse license to sell merchandise, real estate, money, and pawnbrokers, to storage and forwarding or commission merchants, to lumber merchants, auctioneers, to hawkers and pedlars, either at wholesale or retail, to insurance, except mutual insurance companies, to keepers of billiard tables, nine or ten-pin alleys, bagatelle tables, or shuffle boards, to livery stable keepers, and also for the running of carriages, or any other vehicles for conveying persons or property, for hire; for all public concerts, or exhibitions for the public entertainment or amusement, and to require and receive for each license such sums of money as they may deem expedient and just. And all judgments rendered for violations of any ordinance in relation to licenses, shall be liens upon all the property used in violation of said ordinance, and the same may be sold to satisfy the execution.

SEC. 3. Fire—frame houses prohibited—may remove buildings. For the purpose of securing the city from the destructive ravages of fire, the city council shall have power and authority to prohibit, by ordinance, the erection of any building, or of any addition to any building heretofore erected, except the outer walls thereof shall be composed entirely of brick or stone and mortar, except by permission of the city council, and to provide for the prompt removal of any build- [85] ing or addition whatsoever, erected contrary to the intent and meaning of this section. And the city council shall also have full power to order and enforce the repair or removal of any building whatever, which shall appear to them to endanger the safety of the city or of the inhabitants thereof, either from fire or falling; and all judgments for the violation of any ordinance passed by virtue of this section, shall be liens upon the real estate upon which such building is located, and the same shall be sold to satisfy the execution.

SEC. 4. Prima facie evidence. The production of a printed copy of any ordinance of the city in any suit to which the city is a party, shall be *prima facie* evidence that said ordinance has been legally passed and published.

SEC. 5. Repeal. So much of the present city charter of said city as conflicts with this act, is hereby repealed.

SEC. 6. Take effect. This act to take effect from and after its publication in the "Iowa State Gazette" and the "Burlington Hawk-Eye," at the expense of the city.

Approved, January 22, 1853.