

L A W S

OF THE

STATE OF NEW YORK,

PASSED AT THE

NINETY-EIGHTH SESSION

OF THE

LEGISLATURE.

BEGUN JANUARY FIFTH AND ENDED MAY TWENTY-SECOND, 1875,  
IN THE CITY OF ALBANY.



ALBANY :  
HUGH J. HASTINGS, PUBLISHER.  
1875.

Engineers  
and archi-  
tects, em-  
ployment  
of.

§ 10. The said commissioners are hereby authorized to employ the assistance of competent engineers and architects to examine the said water-works, and matters and works connected therewith, and also the city hall hereinbefore referred to.

§ 11. This act shall take effect immediately.

## Chap. 562.

AN ACT to regulate the price of, and the quality of, gas used in the city of Yonkers, in the county of Westchester.

Passed June 9, 1875.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows :*

SECTION 1. No gas company now formed, or that may hereafter be formed or organized in the city of Yonkers, shall hereafter charge or collect from their customers or consumers in the said city, a larger price for the same than three dollars per thousand feet, for gas of an illuminating power of not less than sixteen candle light.

§ 2. This act shall take effect immediately.

## Chap. 563.

AN ACT in relation to the care, custody and management of the water-works of the city of Rochester, and to regulate the collection of water rents in said city.

Passed June 9, 1875 ; three-fifths being present.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows :*

SECTION 1. The board of water commissioners of the city of Rochester, or their successors in office, may enter upon any road, street, bridge, highway or public square, in said city for the purpose of laying down pipes for the conveyance of water, or constructing, repairing, altering, maintaining or extending any portion of the water-works of said city, and may for said purpose, carry, conduct and maintain any aqueducts, pipes, or other work by them to be made, laid down or conducted over, under, through or across any water-course, canal, street, bridge, railroad, highway or public square, in such a manner as not to obstruct travel or the free use thereof, only so far as may be necessary during actual construction or work, provided also, that such water-course, canal, street, railroad, highway or public square so entered upon shall be restored by them in as good order and condition as before.

§ 2. It shall be the duty of the said water commissioners or their successors in office and authority is hereby given them to fix and adjust, from time to time, in an equitable manner the prices and rents, which shall be paid to said city for the use and consumption of water supplied by said water-works, and to collect and receive the amounts which shall become due for the same, and establish such needful regulations, as shall enable them to enforce collection of said water rents, if not paid when due, and, also, such other regulations as they may deem necessary for

Entry  
upon  
streets,  
public  
squares,  
etc., for  
laying  
pipes, etc.

Proviso.

Water  
rents, ad-  
justment  
and col-  
lection of.

the management, maintenance or protection of said water-works, and to sue for and collect any and all penalties which may be imposed for violation of such regulations, provided that no penalty shall be imposed for any violation for an amount exceeding two hundred dollars. The proceeds of the water rents in whatever manner collected for the use and consumption of said water, and all penalties collected shall be deposited with the treasurer of said city, and be reserved and used by him exclusively for payment of operating expenses, salaries, repairs, maintenance or extension of said works, of the interest upon the water bonds issued for construction of said works or for further extension of the same, or for a sinking fund for payment of principal of said water bonds; but for no other purpose whatever.

Proceeds of rents, and penalties, disposition of.

§ 3. Any person who shall willfully do, or cause to be done, any act whereby any work, materials, or property whatsoever, erected or used by the city of Rochester, for or in connection with the water-works of said city, shall be impaired or injured, or shall divert, draw down or diminish the waters of Hemlock or Canadice lakes without authority of law, or shall in any way interrupt or prevent the flow of water through the water mains, pipes, or service of said works, or shall throw, deposit, place, cast, pass or cause to be passed; cast, placed, deposited or thrown into the waters of said Hemlock or Canadice lakes, or into any reservoir, conduit, aqueduct or pipe belonging to said works, any dead animal, ordure or deleterious, offensive, filthy, impure or obstructing matter, thing or liquid, or who shall place any of said described matter, thing or liquid, so that the same may be washed, carried or flow into either of said lakes or any conduits, pipes or aqueducts supplied with water therefrom, shall be liable to prosecution, for misdemeanor, and on conviction shall be punished by fine of not exceeding two hundred dollars or imprisonment of not exceeding one year, or both.

Injury to works, diversion or polluting water, etc., a misdemeanor.

Punishment.

§ 4. Any person who shall, without consent of said water commissioners, their successors in office, or their authorized agents, tap, open or connect with any water-pipe, or open any hydrant, valve or stop-cock connected with said water-works, without said consent or the consent of other properly authorized parties, or shall leave open any valve, faucet, stop-cock or other fixture for continuous flow of water, and through which there shall be continuous flow, beyond what may be necessary for actual use, or the purposes required in connection with such hydrant, valve, faucet, stop-cock or other fixtures, shall be deemed guilty of a misdemeanor, and be, on conviction, punished by fine of not exceeding two hundred dollars.

To tap, open or connect with water-pipe, etc., a misdemeanor.

Punishment.

§ 5. It shall be the duty of said water commissioners or their successors in office, on or before the first day of May in each year to make and deliver to the assessors of said city a complete statement of each and all unpaid water rents, with a description of the lot, building, or real estate, and the name of the owner thereof, where water has been used for which water rents are and remain due and unpaid. Whereupon the said water rents, and the amount thereof, together with ten per cent. interest from the date when they were due, shall become a lien and tax upon said lot, building, or real estate, in the same manner as other city taxes, and shall be collected in the same manner as is or may be prescribed by law for the collection of taxes for city purposes of the city of Rochester.

Statement of unpaid rents.

When rents become a lien.

§ 6. This act shall take effect immediately.