

shall be punished by a fine of not more than one hundred dollars, and in default of payment thereof, by imprisonment in the City Jail one day for every two dollars of such fine.—[Ordinance, May 16, 1870, Sec. 5.]

### HEALTH OFFICER.

AN ORDINANCE IN RELATION TO THE POWERS AND DUTIES OF THE HEALTH OFFICER AND BOARD OF HEALTH OF THE CITY OF OAKLAND, APPROVED APRIL 21, 1873.

*The Council of the City of Oakland do ordain as follows:*

SECTION 1. All nuisances in the first instance shall be reported to the Health Officer of the City of Oakland, in writing, stating the precise locality of the same and what it consists of, who and what causes the same, and the Health Officer shall lay the same before the Board of Health at the next meeting of the said Board, who shall investigate the same, the effect upon the public health, and if, in the judgment of said Board, the same is deleterious to the public Health and ought to be suppressed and abated as a sanitary measure, they shall make an order such as in the judgment of said Board will best conduce to the general health and welfare and cleanliness of the city in relation to the nuisance reported: *provided, however*, that such order does not conflict with any law or ordinance pertaining to the rights of property.

SEC. 2. It shall be the duty of all policemen to serve all orders of the Board of Health (which order shall be served by copy), and a return of service upon the original, which shall be filed with the Board of Health.

SEC. 3. If any nuisance is not abated or regulated in accordance with the order of the Board of Health, within three days after the service of such order as aforesaid, it shall be the duty of the Health Officer to enter a complaint before the Police Court against all persons creating, causing, and maintaining such nuisance.

SEC. 4. All ordinances and parts of ordinances in conflict with this ordinance, so far as they conflict therewith, are hereby repealed.

SEC. 5. This ordinance shall take effect and be in full force on and after its approval.

AN ORDINANCE SUPPLEMENTARY TO "AN ORDINANCE IN RELATION TO THE POWERS AND DUTIES OF THE HEALTH OFFICER AND BOARD OF HEALTH OF THE CITY OF OAKLAND, APPROVED APRIL 21, 1873," APPROVED APRIL 28, 1875.

*The Council of the City of Oakland do ordain as follows:*

SECTION 1. It is hereby declared unlawful for any person to have or maintain any privy-vault, or cesspool, or filthy water, or any substance whatever, upon his premises in such manner as shall, in the opinion of the Health Officer of the City of Oakland, be injurious to public health of said city.

SEC. 2. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in the sum of fifteen dollars, and in default of payment of any fine so imposed, shall be imprisoned in the city prison until the same is paid, at the rate of one day for each two dollars of said fine.

SEC. 3. For each prosecution and conviction under the provisions of this ordinance, the Health Officer shall be entitled to receive from the City of Oakland a fee of five dollars as a compensation for all his services in the premises.

TUBBS' HOTEL, East Oakland. Apartments single or en suite.