

law assessed upon private property, and for such other objects relating to streets and highway as shall be directed by law to be paid therefrom. All moneys received from licenses on vehicle from the income from street railroads, from fines and penalties for violation of any law or ordinance regulating vehicles or the public streets, shall be paid into the Street Department Fund.—[Amendment March 26, 1866.]

SEC. 72. The said Board of Supervisors shall also constitute a Board of Equalization for said city and county, and as such shall have the powers conferred by the general laws regulating the assessment and collection of taxes, when not inconsistent with the provisions of this Act. Appointments of officers or public agents required by existing statutes, not repealed by this Act, to be made on the nomination of the Mayor and confirmation by the Common Council of the City of San Francisco, shall, after this Act takes effect, be made in like manner on the nomination of the President of the Board of Supervisors, and confirmation by said Board.

SEC. 73. It shall be the duty of the Auditor, the Superintendent of Common Schools, the Superintendent of Public Streets and Highways, Chief of Police and Chief Engineer of the Fire Department of said city and county, to report to the Board of Supervisors on the first Monday in February of each year, the condition of their respective departments, embracing a their operations and expenditures during the preceding year, and recommending such improvements in them as they may deem necessary. The Auditor shall also present to the Board of Supervisors at each quarterly session and must also publish the same, a statement of the exact condition of the finances of said city and county, which must show the receipts into, and disbursements made from, the treasury during the preceding quarter, the amount of money on hand and the amount of audited demands outstanding. Immediately after the first Monday in February, the Board of Supervisors shall make up and publish an abstract from these several reports and other sources of the operations, expenditures and conditions of all departments of government of said city and county.

SEC. 74. The Board of Supervisors of the City and County of San Francisco shall have power, by regulation or order [Amendment May 18, 1861]:

First—To regulate the Police and Police Force of said city and county, and to prescribe their powers and duties.—[Amendment April 25, 1863.]

Second—To provide for the security, custody and administration of all property of said city and county [inapplicable to the property of the School Department. Act April 26, 1858] without any power to sell or incur the same, or lease any part thereof, for more than three years, except, however, that such personal property belonging to the fire, street or other departments, as they deem unsuited to the uses and purposes for which the same was designed, or so much worn or dilapidated as not to be worth repairing, may be sold or exchanged by order of resolution. * * * * *

Third—To authorize and direct the summary abatement of nuisances; to make all regulations which may be necessary or expedient for the preservation of the public health and the prevention of contagious diseases; to provide by regulation for the prevention and summary removal of all nuisances and obstructions in the streets, alleys, highways and public grounds of said city and county; and to prevent or regulate the running at large of dogs, and to authorize the destruction of the same when at large, contrary to ordinance.—[Amendment April 25, 1863.]

Fourth—To provide for cases omitted in this Act, and in conformity with the principle adopted in it for opening, altering, extending, constructing, repairing or otherwise improving public streets and highways, * at the expense of the property benefited thereby, without any recourse in any event, upon the city and county or the public treasury for any portion of the expense of such works, or any delinquency of the property holders or owners.

Fifth—To provide for lighting the streets.—[Amendment April 26, 1862.]

Sixth—To regulate market houses and market places.

Seventh—[Superseded by Act of April 24, 1863, establishing a Board of State Harbor Commissioners.]

Eighth—To provide for inclosing, improving and regulating all public grounds of the city and county, at an expense not to exceed two thousand dollars per annum.—[See Public Grounds, page 807.]

Ninth—To prohibit the erection of wooden buildings or structures, within any fixed limits where the streets have been established and graded, or ordered to be graded; to regulate the sale, storage and use of gunpowder, or other explosive or combustible materials and substances, and make all needful regulations for protection against fire.

Tenth—To make such regulations concerning the erection and use of buildings as may be necessary for the safety of the inhabitants.

Eleventh—To determine the fines, forfeitures and penalties that shall be incurred for the breach of regulations established by the said Board of Supervisors, and also for a violation of the provisions of this Act, where no penalty is affixed thereto, or provided by law; but no penalty to be imposed shall exceed the amount of one thousand dollars, or six months' imprisonment or both; and any violation of any lawful order, or regulations or ordinance, of the Board of Supervisors of the City and County of San Francisco, is hereby declared a mis-

* See also Supplemental Act XIV.