

[No. 93, S.]

[Published April 20, 1887.]

CHAPTER 450.

AN ACT to declare parts of certain avenues in the city of Milwaukee, boulevards, or pleasure ways, and to regulate the use of the same.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Declaring certain avenues in city of Milwaukee boulevards.

SECTION 1. Prospect avenue from Juneau avenue, north to Irwin place, in the first ward, and Grand avenue from Eighth street west to the city limits or Western avenue, in the fourth and sixteenth wards of the city of Milwaukee, are hereby constituted and declared to be boulevards or pleasure ways.

What may pass or enter upon boulevards.

SECTION 2. No cart, dray, wagon, truck, sleigh or other vehicle carrying goods, merchandise, timber, stone, building material, wood, manure, dirt or other articles, or solely employed and used for carrying goods, merchandise, timber stone, building material, wood, manure, dirt or other articles, either loaded or unloaded, shall pass or enter upon any part of said avenues, designated in section 1, as boulevards or pleasure ways. Provided, however, that in so far as the foregoing of this section applies to and concerns said Grand avenue in said fourth and sixteenth wards the same shall go into effect and be in force when Clybourn street from Twentieth street to Western avenue in said wards, and State street from the west end and termination of the pavement thereon to said Western avenue in the second ward of said city of Milwaukee, shall have been graded to the established permanent grade; the gutters paved, the roadway graveled or paved and put in condition for travel and use, and when said streets shall have been accepted by the board of public works and declared open for travel with said improvements thereon and notice thereof given by publication in at least three newspapers in said city to be designated by said board of public works; and provided further, that nothing in this act shall be construed to prohibit the ordinary use

of any and all parts of said boulevards or pleasure ways for the purpose of obtaining orders for and of carrying supplies or any other necessary thing to or from any place or residence fronting on either of said avenues.

SECTION 3. No cattle, swine, sheep, goats, geese or fowls shall be allowed to run at large, or be led or driven upon any part of said avenues, designated in section 1, as boulevards or pleasure ways.

Cattle, swine, sheep, etc., not allowed upon.

SECTION 4. No person shall move any building along, across or upon any part of said avenues, designated in section 1, as boulevards or pleasure ways, nor use or occupy any portion thereof for the purpose of erecting or repairing any building, nor encumber or obstruct, or cause to be encumbered or obstructed any part thereof, by placing therein or thereon any building material or any article, or any thing whatsoever, nor dig down to expose, tear up, disconnect or connect with any of the sewers, water pipes or gas pipes in or under any portion thereof, without having first obtained in each case the written permission of the board of public works of said city. The common council of said city shall have authority by ordinances or resolutions to regulate the conditions or terms, and prescribe the time under and for which such permits shall be granted and also to regulate the amount of fee to be paid upon application for a permit under this section.

Obstructions not to be placed or used upon, without permit.

SECTION 5. Any person or persons who shall violate any of the provisions of this act shall be subject to prosecution and trial before any court having jurisdiction thereof, and upon conviction shall be fined not less than ten dollars nor more than one hundred dollars for each offense.

Penalty.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved April 12, 1887.