

CAP. XI.

An Act for the more effectual prevention of Fires within the City of Saint John.

Passed 1st March 1837.

Repealed by 23rd Act C-45-

Height of wooden buildings limited.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, no dwelling house, store house or other building whatsoever, shall be erected of wood or other combustible materials in the City of Saint John, of greater height than twenty six feet from the level or line of the street or wharf whereupon the same may front, or of the ground whereon the same is erected, to the top of the corner posts of such building, and the ridge of the roof of which shall exceed fifteen feet perpendicular from the wall plate.

No wooden building to be built upon so as to exceed the limited height.

II. And be it further enacted, That no dwelling house, store house or other building whatsoever in the said City already erected and covered with boards or shingles or other combustible materials shall be raised up or built upon so as to exceed the height mentioned and limited in the first section of this Act.

Repairs may be made.

III. And be it further enacted, That if any dwelling house, store house or other building already erected in the said City and now covered with boards or shingles shall at any time hereafter require to be roofed or otherwise repaired, it shall and may be lawful to roof and repair the same with boards and shingles or in such other manner as was customary before the passing of this Act, any thing herein contained to the contrary thereof notwithstanding.

Requisites in stone or brick buildings.

IV. And be it further enacted, That all dwelling houses, store houses and other buildings which shall from and after the passing of this Act be made, built and constructed of stone or brick within the said City, shall be roofed or covered with tile, slate or other fire proof material, shall at all times have window shutters and outer doors made of iron, copper, or other fire proof material, properly, securely and sufficiently hung and fixed for all the windows and outer doors of such building, where such windows and doors are at a less distance than fifty feet from any other building in front of or opposite to such windows or doors; and where any two such buildings constructed of stone or brick shall adjoin each other, the division or party wall between them shall be carried up and remain two feet at the least above the roof of the highest building which shall adjoin such party wall; provided that nothing in this section shall extend to buildings composed of stone or brick not exceeding twenty feet in height from the ground whereon the same may stand to the highest part of the roof or ridge thereof.

Buildings erected contrary to this Act deemed nuisances.

V. And be it further enacted, That every such dwelling house, store house or other building which after the passing of this Act shall be erected, built, raised up, built upon, roofed or repaired contrary to the provisions of this Act, and if constructed of stone or brick, shall not have iron, copper or other fire proof window shutters and outer doors as is herein before provided for, shall be deemed a common nuisance.