

NATIONAL ASSEMBLY

FIRST SESSION

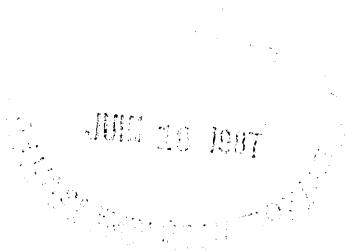
THIRTY-THIRD LEGISLATURE

Bill 262
(Private)

An Act respecting the Comité d'enfouissement sanitaire d'Argenteuil – Deux-Montagnes

Introduction

Introduced by
Madam Yolande D. Legault
Member for Deux-Montagnes



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Bill 262

(Private)

An Act respecting the Comité d'enfouissement sanitaire d'Argenteuil—Deux-Montagnes

WHEREAS the city of Lachute, the corporation of the municipality of the village of Carillon, the corporation of the municipality of the village of Saint-André Est, the corporation of the municipality of the township of Chatham, the corporation of the municipality of the parish of Saint-André d'Argenteuil, the corporation of the municipality of the village of Saint-Placide, the corporation of the municipality of the parish of Saint-Placide and the corporation of the municipality of the village of Brownsburg that are members of the Comité d'enfouissement sanitaire d'Argenteuil—Deux-Montagnes wish to have their resolutions, by-laws, contracts, engagements and deeds as well as those of the committee declared valid and incontestable;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The intermunicipal agreement to which by-law 129 of the city of Lachute refers, passed on 10 February 1975, relating to the organization, use and operation in common of a system for the elimination of solid waste and having as its object the creation of the Comité d'enfouissement sanitaire d'Argenteuil—Deux-Montagnes binds the city of Lachute and the corporation of the municipality of the village of Carillon, the corporation of the municipality of the village of Saint-André Est, the corporation of the municipality of the township of Chatham, the corporation of the municipality of the parish of Saint-André d'Argenteuil, the corporation of the municipality of the village

of Saint-Placide, the corporation of the municipality of the parish of Saint-Placide and the corporation of the municipality of the village of Brownsburg, and is hereby declared valid and incontestable.

2. The contract made on 4 October 1971 between Léo Jean Plouffe and the city of Lachute, before Noël Campeau, notary, under number 140284 of his minutes and registered at the registry office of the registration division of Argenteuil, is hereby declared valid and incontestable.

3. The contract made on 23 June 1976 between the city of Lachute and the corporation of the municipality of the village of Brownsburg, the corporation of the municipality of the village of Carillon, the corporation of the municipality of the village of Saint-André Est, the corporation of the municipality of the township of Chatham, the corporation of the municipality of the village of Saint-Placide, the corporation of the municipality of the parish of Saint-Placide and the corporation of the municipality of the parish of Saint-André d'Argenteuil before Noël Campeau, notary, under number 164828 of his minutes and registered at the registry office of the registration division of Argenteuil, is hereby declared valid and incontestable.

4. No illegality or irregularity that may result from the fact that the Comité d'enfouissement sanitaire d'Argenteuil—Deux-Montagnes and the municipalities forming part thereof have operated a system for the elimination of solid waste outside their respective territory, may be set up against the committee or the municipalities forming part thereof, and the resolutions, by-laws, contracts, engagements and deeds passed or made to that effect by the said committee or municipalities, are hereby declared valid and incontestable.

5. The city of Lachute and the municipal corporations contemplated in section 1 shall, by way of an agreement authorized by by-law and subject to the provisions of the Cities and Towns Act (R.S.Q., chapter C-19) governing intermunicipal agreements, apply to the Minister of Municipal Affairs for the continuance of the committee contemplated in section 1 as an intermunicipal management board pursuant to the said Act.

The Minister may approve the agreement and order the continuance of the committee as an intermunicipal management board pursuant to the Cities and Towns Act. However, the first paragraph of section 468.1 of the said Act does not apply.

The agreement also requires the approval of the Minister of the Environment.

The rights, obligations and deeds of the committee are not affected by the continuance.

If, by 31 December 1987, the Minister of Municipal Affairs has not received the agreement contemplated in the first paragraph, he may order the continuance of the committee as an intermunicipal management board. The order shall be in lieu of the agreement and the first, second and fourth paragraphs apply for that purpose, adapted as required. However, the order shall be published in the *Gazette officielle du Québec*, and comes into force on the date of its publication or on any later date indicated therein. Any amendment to the order shall be subject to formalities provided in sections 468 and 468.1 of the Cities and Towns Act and to the approval of the Minister of the Environment.

6. In the pursuit of its objects, the committee or the intermunicipal management board established under this Act may, by agreement or expropriation, acquire and operate any immovable situated outside the territory of the municipalities forming part thereof.

7. Notwithstanding the Act respecting sales of municipal public utilities (R.S.Q., chapter V-4), the committee or the board established under this Act may, with the approval of the Minister of Municipal Affairs, alienate by onerous title the immovable and equipment used for the elimination of solid waste.

8. This Act does not affect a case pending, a decision or a judgment made or rendered on or before 15 October 1986.

9. This Act comes into force on (*insert here the date of assent to this Act*).