



CHAPTER 82

An Act to incorporate the Town of Laval Islands

[Assented to, the 20th of March, 1941]

WHEREAS Messrs Néopol Charbonneau, advocate; Preamble.

Frank Randall Clarke, manager; Sherrard James Davies, accountant; Horace Theo. Lachapelle, manager; Ovila Lafontaine, traveller; J. Alberic Pariseau, insurance agent, and Ambrose Vernham, railway employee, all of the city and district of Montreal, have, by their petition, represented:

That a great number of Montreal families have property within the limits of the municipality of Sainte-Dorothée in the county of Laval;

That the said locality is a summer resort and almost all the said families remain there only during the summer season;

That this portion of the municipality of Sainte-Dorothée consists of four islands and two islets;

That the principal island is connected with the mainland by a wooden bridge built several years ago by a private individual;

That such bridge is no longer kept in repair and has become a source of danger to traffic, is falling into ruin, and should be rebuilt;

That the property-owners of the said islands and islets are the only persons interested in having the said bridge rebuilt and it would not be right for the corporation of Sainte-Dorothée to take charge of such bridge and rebuild and maintain it;

That the municipal organization is no longer sufficient for their needs and it has become necessary to make more ample provision for the administration of the said territory;

That it is in the public interest that the whole of the territory described in section 2 of this act be constituted a town municipality under the name "Town of Laval Islands", in accordance with the provisions of the Cities and Towns' Act (Revised Statutes, 1925, chapter 102);

That the municipal council of Sainte-Dorothée has no objection to the passing of this act; and

Whereas it is expedient to grant the prayer to that effect contained in the said petition;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

Town
incorporated.

Name.

Territorial
limits.

Provisions
applicable.

1. The inhabitants, property-owners and ratepayers of the territory comprised within the limits hereinafter described are hereby constituted a town corporation under the name "Town of Laval Islands" and, in French, *Ville-des-Iles-Laval*.

2. The territory hereinafter described is erected into a town municipality under the name "Town of Laval Islands": four islands, situated to the northeast of Ile Bizard, commonly called Ile Boiret or Boisvert, Ile Amessee or Bigras or Pariseau, Ile Verte and Ile Ronde, respectively known and designated on the official plan and book of reference of the cadastre of the parish of Sainte-Dorothée, in the county of Laval, under the numbers 236, 237, 238 and 239; two islets forming a group with the islands hereinabove designated; and that part of the bed of the River des Prairies comprised within the following limits: starting from the point of intersection of the centre line of the channel bordering on Ile Bizard with the centre line of the channel bordering on Ile Jésus, thence along the centre line of the channel bordering on Ile Jésus to its intersection with the centre line of the channel bordering on the Island of Montreal, thence along the centre line of the channel bordering on the Island of Montreal to its intersection with the centre line of the channel bordering on Ile Bizard, thence along the centre line of the channel bordering on Ile Bizard to the point of departure.

3. The corporation created by this act shall be governed by the Cities and Towns' Act (Revised Statutes, 1925, chapter 102) and its amendments, with the exception of such sections as derogate therefrom.

4. From and after the sanctioning of this act the town shall have sole jurisdiction over its territory and it shall not be bound by any obligation towards the municipality of Sainte-Dorothée.

Exclusive jurisdiction.

5. The town shall comprise but one ward.

One ward.

6. Section 17 of the said Cities and Towns' Act is replaced, for the town, by the following:

R. S., c. 102, s. 17, replaced for town.

"17. The first general election for mayor and aldermen shall be held on the second Monday in the month of August, 1941, or, if that day be a non-juridical day, on the next following juridical day; and nominations for such offices shall take place on the first Monday in the month of August, 1941, or, if that day be a non-juridical day, on the next following juridical day. Subsequent general elections shall be held every second year, on the second Monday in the month of August, or, if that day be a non-juridical day, on the next following juridical day".

First election.

Subsequent elections.

7. Section 26 of the said Cities and Towns' Act is amended, for the town, by adding thereto, after paragraph 2 thereof, paragraph 2a:

R. S., c. 102, s. 26, am. for town.

"2a. Purchase for cash or acquire by other title by mutual agreement or by expropriation lands or streets situated outside the town limits in order to provide approaches or means of access to bridges which the municipality may construct or reconstruct to establish communication with the mainland or with neighbouring municipalities, and make, at its own cost, any necessary improvements thereto;"

Power to acquire lands, etc., outside limits.

8. Section 47 of the said Cities and Towns' Act is replaced, for the town, by the following:

R. S., c. 102, s. 47, replaced for town.

"47. The municipal council shall be composed of a mayor and six aldermen, elected in the manner hereinafter prescribed."

Composition of council.

9. Section 49 of the said Cities and Towns' Act is replaced, for the town, by the following:

R. S., c. 102, s. 49, replaced for town.

"49. The aldermen, who shall be elected for the same period, shall be such as have obtained the greatest number of the votes of the municipal electors who have voted."

Aldermen.

Provision not applicable. **10.** Paragraph 2 of section 60 of the said Cities and Towns' Act shall not apply to the town.

R. S., c. 102, s. 122, replaced for town.

11. Section 122 of the said Cities and Towns' Act is replaced, for the town, by the following:

Qualification for office.

"122. Every male person, not declared disqualified by law, may hold any municipal office."

Provision repealed for town.

12. Paragraph 8 of section 123 of the said Cities and Towns' Act, the said paragraph as replaced by the act 20 George V, chapter 47, section 4, is repealed for the town.

Provisions not applicable.

13. Sections 24, 130, 132, 137, 140, 157 and 197 of the said Cities and Towns' Act shall not apply to the town.

R. S., c. 102, s. 173, am. for town.

14. Section 173 of the said Cities and Towns' Act, as amended by the act 23 George V, chapter 43, section 1, is amended, for the town, by replacing the first paragraph by the following:

Date of general elections.

"173. The general election for mayor and aldermen of the town shall be held every two years, on the second Monday in the month of August, or, if that day be a non-juridical day, on the next following juridical day, in accordance with the provisions hereinafter contained."

R. S., c. 102, s. 175, replaced for town.

15. Section 175 of the said Cities and Towns' Act, as amended by the act 21 George V, chapter 55, section 1, is replaced, for the town, by the following:

Appointment of election clerk.

"175. Ten days at least before the first of August, in the year in which a general election is to be held, the returning-officer, by a commission under his hand, in the form 5, shall appoint an election clerk, and may, at any time during the election, appoint in the same manner, another election clerk, if the one first appointed resigns, or refuses or is unable to perform his duties as such clerk."

R. S., c. 102, s. 179, replaced for town.

16. Section 179 of the said Cities and Towns' Act, as amended by the act 21 George V, chapter 55, section 2, is replaced, for the town, by the following:

Notice of election.

"179. Eight days at least before the first of August, in the year in which a general election is to be held, the returning-officer shall give public notice, in the form 7, over his signature, setting forth:

1. The place, day and hour fixed for the nomination of candidates;
2. The day on which the poll for taking the votes of the electors will be held in case a poll is necessary;
3. The appointment of the election clerk."

17. Section 181 of the said Cities and Towns' Act, R. S., c. 102, as amended by the act 21 George V, chapter 55, section 3, is replaced, for the town, by the following: a. 181, replaced for town.

"**181.** The nomination of candidates at a general election shall be held on the first Monday in the month of August, from six to eight o'clock in the evening; or, if that day be a non-juridical day, on the next following juridical day." Date of nomination

18. Section 198 of the said Cities and Towns' Act R. S., c. 102, s. 198, replaced for town. is replaced, for the town, by the following:

"**198.** The voting shall take place within the town limits at a single place to be designated by the council or, upon failure of the council so to do, by the returning-officer." Place of voting.

19. From and after the coming into force of this act, the seven petitioners shall constitute the town council. The said council shall elect a mayor from amongst its members and such election shall be held at its first sitting and such mayor and council shall remain in office until the first general election. First council. Mayor.

20. Section 345 of the said Cities and Towns' Act R. S., c. 102, s. 345, replaced for town. is replaced, for the town, by the following:

"**345.** The first sitting of the council shall be held at the office of Mtre. N. Charbonneau, advocate, at number 210 St. James Street West, in Montreal, on the tenth juridical day after the sanctioning of this act, and the council shall hold its subsequent sittings at a place to be designated by by-law. The council may choose a meeting place outside the municipality, except during the months of June, July, August and September." First sitting of council. Subsequent sittings.

21. Section 429 of the said Cities and Towns' Act, R. S., c. 102, s. 429, am. for town. as amended by the acts 19 George V, chapter 34, section 2, and 23 George V, chapter 44, section 1, is amended, for the town, by adding, after paragraph 2 thereof, paragraph 2a, and, after paragraph 11 thereof, paragraph 11a:

Construction, etc., of bridge.	<p>"2a. To build and maintain a bridge connecting that part of the municipality known and designated as lot number 236 of the parish of Sainte-Dorothée with Ile Jésus, in place of the existing bridge, and to pay the cost thereof in whole or in part out of the general funds of the municipality or by means of a special tax upon the proprietors of immoveables situated in the entire municipality. The ratepayers of the municipality of Sainte-Dorothée shall in no case be called upon to contribute directly or indirectly to the construction, reconstruction or maintenance of any bridge erected and maintained under the powers hereinabove granted; and every such bridge shall be and remain at the charge and under the exclusive jurisdiction of the corporation of the Town of Laval Islands created by this act;"</p>
Regulation, etc., of bridges.	<p>"11a. To permit, regulate, prohibit or condemn the bridges situated within the town limits or which are its property or are under its jurisdiction or at its charge;"</p>
R. S., c. 102, s. 469, am. for town.	<p>22. Section 469 of the said Cities and Towns' Act, as amended by the acts 19 George V, chapter 35, section 6, and 25-26 George V, chapter 46, section 1, is amended, for the town, by adding thereto, after paragraph 22 thereof, the following paragraph:</p>
Industries, trades, etc.	<p>"23. To permit, regulate or prohibit industries, trades, shops, restaurants, places of business, garages, gasoline stations, dance halls, or dancing in places to which the public has access; and the parking of motor vehicles."</p>
Valuation roll.	<p>23. The valuation roll at present in force for the whole of that part of the municipality of Sainte-Dorothée comprised within the limits of this town shall serve for all legal purposes until a new roll is prepared.</p>
Power to raise loans.	<p>24. Notwithstanding any law to the contrary, the town may, by by-law, raise one or more loans by promissory notes for the purpose of paying the expenses incurred by the present incorporation, of defraying the cost of erecting the new bridge in whole or in part and</p>
Proviso.	<p>of other public works, provided that the total amount of such loans shall at no time exceed the sum of fifteen thousand dollars, without being obliged to obtain the approval of the elector-proprietors or of the Minister of Municipal Affairs, Trade and Commerce. A special</p>
Special tax.	<p>tax may be imposed if the general tax is insufficient to</p>

provide for the repayment of capital and the payment of interest.

25. No bridge, road or street situated in whole or in part within the limits of the municipality of Sainte-Dorothée may be taxed by the said municipality if such bridge or road is the property or under the jurisdiction or at the charge of the town. Bridges, etc., outside limits not taxable.

26. The taxes imposed for the year 1941 on the territory of the Town of Laval Islands shall be collected by the town and shall belong to the town. Taxes for 1941.

27. This act shall come into force on the day of its sanction. Coming into force.

