



CHAPTER 85

An Act to ratify by-law number 184 of the municipality of the village of Montebello in the county of Papineau; a resolution passed by The school commissioners for the municipality of Montebello in the county of Papineau on the third of December, 1940; and a contract entered into between the said municipality and Seigniory Club Community Association Limited with the said school commissioners as intervenants

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

WHEREAS the municipality of the village of Preamble.
Montebello in the county of Papineau and The school commissioners for the municipality of Montebello in the county of Papineau have by their petition represented:—

That on the 23rd day of June, 1930, pursuant to its by-laws numbers 141 and 142, which by-laws were unanimously approved by the ratepayers, owners of immoveable property, the municipal corporation of the village of Montebello entered into a contract with the Seigniory Club Community Association Limited (then known as Lucerne-in-Quebec Community Association Limited), under the terms of which the said Association agreed to construct, operate and maintain at its own expense a waterworks system in the municipality and to furnish water which would be sold at wholesale to the municipality and by the latter sold to the residents of the municipality at rates to be determined by the council; and

That at the time of the making of the said contract the waterworks system in the municipality was obsolete and completely inadequate for the needs of the municipality and the acquisition of a new source of

supply and the construction of a new waterworks system would be very costly and it would not have been in the best interest of the municipality to incur the large expense and debt which would have been involved, especially in view of the fact that a satisfactory arrangement could be entered into with the Association for the construction by it of the waterworks system in the municipality; and

That in consideration of the said Association constructing and maintaining the said waterworks the municipality undertook to pay two thousand dollars (\$2,000) a year for water to be supplied up to an amount of thirty million (30,000,000) imperial gallons a year, the Association also being obliged to supply free of charge all water required for municipal buildings and fire protection purposes within the municipality, and as a further part of the consideration, in view of the large capital sums to be expended by the Association for the construction of the waterworks and in view of the advantages and benefits which would accrue to the municipality from the said waterworks system, it was agreed that the valuation of all property of the Association in the municipality should for a period of ten years be not greater than two hundred thousand dollars (\$200,000) and that the municipal taxes of all kinds payable by the Association upon the said valuation should be reduced by seventy-five per cent (75%), that is to say, that the Association should pay annually during the said period twenty-five per cent (25%) only of the taxes which would otherwise be payable by it upon such valuation, but such reduction should not apply to school taxes which were to be paid by the Association upon the said valuation of two hundred thousand dollars (\$200,000); and

That although the said contract was nominally for a period of ten years, it was stipulated therein that it would be renewed for an additional period of ten years by mutual consent, or, if not so renewed, the basis under which the association would supply water to the municipality would be changed, the new rate to be established by mutual consent or by arbitration; and

That the said contract has operated to the great advantage of the municipality inasmuch as the same has saved the municipality large sums of money each year and has considerably reduced the rates for fire insurance therein, and moreover the establishment by the Association of its business within the municipality

has been of great benefit and advantage and has given employment to many persons and has increased the revenues of the municipality by bringing in many new residents who have constructed their own buildings and has given employment to many inhabitants of the municipality and increased the municipal revenue substantially without increasing its expenditures in as much as the municipality is relieved from supplying to the Association and its members the usual municipal services such as water, sewers, street lighting, construction and maintenance of roads, and fire and police protection; and

That the said contract is about to expire and it is deemed in the best interest of the municipality to extend the same for a further period of ten years;

That by-law number 184 of the municipality, duly passed and approved unanimously by the ratepayers, owners of immoveable property in the municipality, has authorized an extension of the contract above mentioned for an additional period of ten years;

That in its resolution, passed on the third December, 1940, the said school commissioners have accepted the valuation of two hundred thousand dollars (\$200,000) fixed by the said by-law number 184;

That by a contract executed before J. L. Blain, notary, on the twenty-first day of December, 1940, under number 3524 of his minutes, the said contract of the twenty-third day of June, 1930, was renewed for an additional period of ten years;

That the said school commissioners intervened in the said deed to declare itself content and satisfied therewith and to accept the said valuation of two hundred thousand dollars (\$200,000);

That the said by-law, resolution and contract are subject to ratification by the Legislature to give them full force and effect; and

That it is expedient in view of the law and of the circumstances that the said by-law, resolution and contract be ratified and confirmed; and

Whereas it is expedient to grant the prayer of 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:

1. By-law number 184 of the municipality of the village of Montebello in the county of Papineau, which <sup>By-law, etc.,
ratified.</sup>

by-law authorizes the extension for an additional period of ten years of a contract, entered into by the said municipality and Seignior Club Community Association Limited, of the twenty-third day of June, 1930; the resolution of The school commissioners for the municipality of Montebello in the county of Papineau, passed on the third of December, 1940, and the contract passed on the twenty-first of December, 1940, before J. L. Blain, notary, under number 3524 of his minutes, between the said municipality and Seignior Club Community Association Limited, with the said school commissioners as intervenants, with all the terms, provisions and stipulations of the said by-law, the said resolution, and the said contract of the twenty-first of December, 1940, are by these presents ratified and confirmed and rendered obligatory, and shall enure to the benefit of and be binding upon the municipality of the village of Montebello, The school commissioners for the municipality of Montebello in the county of Papineau and the Seignior Club Community Association Limited respectively and upon their successors and assigns.

Coming
into force.

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