



CHAPTER 93

An act to amend the charter of the town of Victoriaville

[Assented to, the 14th of June, 1940]

WHEREAS the town of Victoriaville has by its Preamble.
petition represented:

That it is in the interest of the town of Victoriaville, and necessary for the good administration of its affairs that its charter, the act 1 Edward VIII, chapter 8, as amended by the act 3 George VI, chapter 116, be again amended, in order to give it additional powers;

Whereas it has prayed for the passing of an act for the above purposes and it is expedient to grant the prayer 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:

1. Section 49 of the Cities and Towns' Act (Revised Statutes, 1925, chapter 102), as replaced for the town of Victoriaville by the act 1 Edward VIII, chapter 8, section 5, and by the act 3 George VI, chapter 116, section 1, is again replaced, for the town, by the following:

"49. From and after the first of February, 1941, the three aldermen elected on the first of February, 1939, shall be replaced at an election to be held in the manner provided by law, on the first of February, 1941, and the three aldermen elected on the first of February, 1940, shall be replaced at an election to be held according to law on the first of February, 1942,

Electing of
aldermen.

and afterwards the aldermen shall be elected every two years, so that in each year there shall be an election of three aldermen only”.

R.S., c. 102,
s. 49*a*, re-
pealed for
town.

2. Section 49*a* of the said Cities and Towns’ Act, as enacted for the town of Victoriaville by the act 1 Edward VIII, chapter 8, section 5, and replaced by the act 3 George VI, chapter 116, section 2, is repealed.

Id., s. 173,
replaced for
town.

3. Section 173 of the said Cities and Towns’ Act, as amended for the town of Victoriaville by the act 1 Edward VIII, chapter 8, section 7, and the act 3 George VI, chapter 116, section 3, is again replaced for the town by the following:

Holding of
elections.

“**173.** From and after the first of February, 1941, the election for mayor and aldermen shall be held on the first juridical day of February, in accordance with the following provisions:

Mayor and
three alder-
men.

On the first of February, 1941, the mayor and the three aldermen elected on the first of February, 1939, for two years;

Three alder-
men.

On the first of February, 1942, the three aldermen elected on the first of February, 1940, for two years.

Elected for
two years.

Each group shall be afterwards elected for a period of two years.”.

R.S., c. 102,
s. 372, re-
placed for
town.
Publication
of public
notice.

4. Section 372 of the said Cities and Towns’ Act is replaced for the town of Victoriaville by the following:

“**372.** The publication of a public notice, for municipal purposes, shall be made by posting up a copy of such notice on the principal door of the city hall.”.

Loan author-
ized.

5. Notwithstanding any general law or special act to the contrary, the expenses amounting to \$12,000.00, incurred for the construction of the building erected on Monfette Street for municipal purposes, are ratified and validated, and the town of Victoriaville is authorized to borrow for the repayment of such expenses a sum of \$12,000.00, by by-law or resolution of the council.

Town au-
thorized to
expropriate.

6. The town of Victoriaville is authorized, failing agreement with the owner, to expropriate the land on which is built the said municipal building, which land is known and designated as follows:

A piece of land situated on Monfette Street in the town of Victoriaville, known and designated in the official cadastre of this part of Arthabaska township, forming the parish of Ste. Victoire, as being part of lot number four hundred and sixty (460) comprising two hundred and seventy (270) feet in length on Monfette Street from *Ruisseau* towards Alice Street, and one hundred and twenty-five (125) feet in depth from the road, which land was acquired on the thirtieth day of October, one thousand nine hundred and thirty-nine, by Romain St. Arnaud from A. Houle, by virtue of a deed of sale under private writing.

Description.

The indemnity to be paid for the said land shall be fixed by three arbitrators, one of which shall be chosen by the town of Victoriaville, the second by the party being expropriated. If one of the parties refuses to choose his arbitrator, after having been requested by a ten day written notice, the other party may, by means of a summary petition served upon the opposite party, have recourse to a judge of the Superior Court, who shall name such arbitrator.

Arbitration.

The third arbitrator shall be chosen by the two arbitrators already appointed and, should they not agree, by a judge of the Superior Court.

Third arbitrator chosen by other two, etc.

The arbitrators shall proceed at the time and place determined by them, and they shall give at least a ten day written notice thereof to the parties.

Notice given of time, etc.

After inquiry, the arbitrators shall render their decision as to the indemnity to be paid, and this decision shall be final and without appeal.

Decision final.

Upon the payment or legal tender of the amount of the indemnity agreed upon or fixed, the town of Victoriaville shall be declared owner of the said land.

Town owner after payment of amount, etc.

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

Coming into force.

