



CHAPTER 131

An Act to amend the charter of the town of Montreal East,
1934

[Assented to, the 11th of April, 1935]

WHEREAS the town of Montreal East has, by its petition, represented that it is in its interest and necessary for the proper administration of its affairs that its charter, the act 24 George V, chapter 100, and the acts amending same, be further amended; and

Whereas it is expedient to grant its prayer;

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

1. Section 488 of the Cities and Towns' Act (Revised Statutes, 1925, chapter 102) is replaced, for the town, by the following: R. S., c. 102, s. 488, replaced for town.

“488. 1. The actual value of the real estate in the municipality assessable for purposes of taxation shall comprise lands and buildings, work-shops and machinery and their accessories thereon erected, and all the improvements made thereto. What actual value of real estate to comprise.

2. However, if the said buildings, work-shops and machinery and their accessories belong to another, their value must be given separately and the name of their owner be entered on the valuation roll, and the said owner shall be jointly and severally responsible, with the owner of the real estate, for any tax imposed on account of the said buildings, work-shops, machinery and accessories.” Separate valuation, etc., in certain case.

2. 1. The deed of arrangement between the city of Montreal and the town of Montreal East respecting the Deeds validated.

supplying of water, passed before Mtre. Jean Baudouin, notary, on the 5th of April, 1934, under No. 13388 of his minutes, and the deed of modification of the said deed of arrangement, passed before the said notary on the 10th of September, 1934, under No. 13397 of the said minutes, are declared valid and legal.

Carrying out of certain clauses of contract.

2. Nevertheless, article 8 of the said contract of the 5th of April, 1934, shall have effect counting from the 1st of November, 1933, only, and if the town of Montreal East is called upon to pay to the city of Montreal any sum whatsoever to make up the amount of twenty-three thousand five hundred dollars mentioned therein, the said town shall have the right to recover such sum by imposing, by mere resolution of its council, a special real estate tax upon the immoveables utilized for industrial purposes situated within its territory and subject to the tariff stipulated in paragraph 6 of the said contract, in proportion to the quantity of water respectively furnished to them by the city, as determined by the meters of the city during the period for which the deficit was incurred; and the town shall have, with respect to such special real estate tax and the collection thereof, all the rights, rank and privileges which it has with respect to municipal taxes.

Proviso.

3. Notwithstanding article 17 of the said contract, an industrial establishment may always be supplied with water through its own system.

Using of general funds for unemployment relief.

3. 1. Notwithstanding any provisions to the contrary of any general law or special act for the purpose of relieving unemployment, the town is vested, up to the 31st of December, 1935, with all the powers necessary to authorize, by resolution of its council, the use of its general funds for such purpose, or to make by-laws for loans by the issue of bonds or debentures or otherwise, without other preliminary or subsequent formalities than the approval of such by-laws by the majority of the members present of its council forming a quorum, by The Montreal Metropolitan Commission and by the Lieutenant-Governor in Council.

Approval therefor.

Repayment etc., of loans for unemployment relief.

2. The loans contracted in virtue of this section shall be repaid by the town during a period not exceeding thirty years or by annual, semi-annual or other payments, including, in addition to the interest, a portion of the capital, subject to the approval of the Minister of Municipal Affairs. Such loans shall be contracted at a rate of interest not exceeding six per cent per annum. The Minister of Municipal Affairs may, however, authorize a rate of interest higher than six per cent.

3. The borrowing power granted by this section is limited to the sum of fifty thousand dollars and shall not affect the borrowing power of the town and shall be construed as authorizing one or more loans exceeding the limit fixed by the acts governing the town. Borrowing power limited.

4. The town shall have the right to recover, annually, any sum required for the payment of the interest and sinking-fund of any such loan, and to impose for such purpose, by by-law of its council, a special real estate tax upon the immoveables utilized for industrial purposes situated within its territory, proportionately to the taxable value of such immoveables, as entered on the valuation roll then in force, and to fix, by the said by-law, when the said real estate tax shall be payable. Imposing of special real estate tax.

5. The town shall have, with respect to such special real estate tax and the collection thereof, all the rights, rank and privileges which it has with respect to municipal taxes. Rights, etc., concerning same.

4. Notwithstanding any general law or special act to the contrary, the fiscal year of the town shall commence on the 1st of January and end on the 31st of December in each year, and the taxes and annual real estate contributions, including all school taxes that the town is obliged to collect, shall be deemed to be imposed, levied and due for the same term, and, for such purpose, the town is authorized to make a special collection roll of the said taxes for the current period from the 1st of July to the 31st of December, 1935, at the rate established by law or by the competent authority respecting the said school taxes for the year ending on the 30th of June, 1935, and to fix by by-law the due date of such taxes. Fiscal year and collection, etc., of taxes.

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