



CHAPTER 113

An Act to amend the charter of the city of Outremont

[Assented to, the 4th of April, 1930]

WHEREAS the city of Outremont has, by petition, re-Preamble.
presented that it is in the interest of the proper
administration of the affairs of the municipality, that an
act be passed to amend its charter being the act 5 George
V, chapter 93, and amendments thereto; 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. Article 5582 of the Revised Statutes of 1909, as re-R. S., (1909),
placed for the city by section 35 of the act 5 George V, art. 5582, re-
chapter 93, is again replaced for the city by the following: placed, for
the city.

“5582. The publication of a public notice for munic-Publication
pal purposes is made by posting up a copy of such notice of notices.
at two different places in the municipality, fixed, from
time to time, by resolution of the council; except, however,
for the notices required for the homologation of valuation
and collection rolls or the lists of electors, and for all such
other notices as the council may deem proper, which shall
in addition be given by one or more insertions in one
French and one English daily newspaper published in the
city of Montreal.”

2. Section 427 of the Cities and Towns' Act (1925) is R. S., c. 102,
amended for the city by replacing paragraph 15 thereof s. 427, am.,
by the following paragraph: for the city.

“15. To provide that, in case the owner of a lot cannot Fencing,
be found and no one represents the owner, or should such draining,
owner or occupant or other person in charge thereof refuse etc. of lots.

or neglect to fence in, drain, cleanse, fill up, level or maintain any part thereof abutting on a thoroughfare in a proper state of neatness, the whole as and when directed by the proper officer of the council or be unable, by want of means, to fence in, drain, cleanse, fill up, level or maintain such lot in proper state as aforesaid, the council may have the same done and may provide that the amount expended thereon shall be a privileged claim against such lot and shall be recoverable in the same manner as a special tax thereon;”

R. S., (1909) **3.** Paragraph 19 of article 5641 of the Revised Statutes art. 5641, am., for the city. of 1909, as replaced for the city by the act 5 George V, chapter 93, section 62, is again replaced for the city by the following:

Cleaning, etc. of streets., etc. “19. To order, within its territory, that the streets, lanes, public places, squares or any portions thereof be swept, cleaned, watered, treated with any dust layer or other preparation and freed from snow and ice, and that the council may levy the costs of such works on the properties fronting on or adjoining such streets, lanes, public places, squares or portions thereof, or benefitted by such works, or otherwise as the council may direct, and to fix the mode of making and levying such assessment.”

R. S., (1909), art. 5641, am., for the city. **4.** Article 5641 of the Revised Statutes of 1909, as amended for the city by the act 5 George V, chapter 93, is hereby further amended for the city by adding thereto, after paragraph 33 thereof as enacted by the said act 5 George V, chapter 93, section 63, the following paragraph:

Upkeep of properties. “33a. Upon the request of proprietors to perform such work as may be required for the improvement and upkeep of their respective properties and charge the cost of such work, including the cost of material furnished, if any, as a special tax on such properties.”

R. S., c. 102, s. 526, replaced for the city. **5.** Section 526 of the Cities and Towns’ Act (1925) is replaced for the city by the following:

Taxes on: “**526.** In addition to the taxes provided for in section 523, the council may establish, impose and levy the following annual dues or taxes, to wit:

Commercial establishments, etc.; a. On all manufacturing, warehousing or wholesale commercial establishments carried on in the municipality, a special annual tax not exceeding six hundred dollars, and the amount thereof, in each case, may be established according to the value of the immoveable property occupied or used by or for such establishments;

b. On all trades, financial or retail commercial establishments, occupations, arts, professions, callings or means of earning a profit or livelihood carried on in the municipality, except however the establishments designated in the next preceding paragraph, a special tax not exceeding eight and one-half per cent of the annual value of the premises in which such trades, financial or retail commercial establishments, occupations, arts, professions, callings or means of earning a profit or livelihood are respectively exercised or carried on; and all persons, companies and corporations engaged in or carrying on such trades, financial or retail commercial establishments, occupations, arts, professions, callings or means of earning a profit or livelihood shall be responsible directly for the payment of such special tax; provided that, for railway, telegraph and express companies, such tax shall not exceed, in any case, the sum of two hundred dollars;

c. On every proprietor, occupant or tenant of halls where concerts or theatrical representations are held, a special tax not exceeding the sum of five hundred dollars;

d. On every proprietor, occupant or tenant of any hall where moving picture shows are held, a special tax not exceeding one thousand dollars;

e. On persons keeping public laundries, private hospitals, hawkers, peddlers, canvassers, hucksters, second-hand dealers or junk dealers, or on all itinerant traders doing business in the city, a special tax not exceeding two hundred dollars."

6. Section 502 of the Cities and Towns' Act (1925) is hereby amended for the city by adding at the end thereof the following paragraph:

"When a lot of land is subdivided or resubdivided, the council may, by resolution, order the apportionment and reimposition upon the subdivisions of said lot of the unpaid balance of the taxes and assessments charged against it."

7. Article 5755 of the Revised Statutes of 1909, as replaced for the city by the act 11 George V, chapter 114, section 4, is again replaced for the city by the following:

"5755. The payment of municipal taxes and of school taxes in cases provided for in article 5748 may also be claimed by an action brought in the name of the corporation before the Magistrate's Court or the Circuit Court for the county or district or the Superior Court or before the mayor or two or more councillors acting *ex officio* as

justices of the peace or before the Recorder's Court if there be one. This article shall not however have retro-active effect nor affect any pending suit."

5 Geo. V, c. 93 s. 90a, added. **8.** The following section is inserted in the act 5 George V, chapter 93, after section 90:

Validation of deed of sale.

"**90a.** The deed of sale and transfer by the city of Outremont to J. Théodore Leclerc, made and passed before Mtre. Edouard Cholette, notary public, on the twenty-fourth day of February, one thousand nine hundred and thirty, under the number twenty-seven thousand eight hundred and ninety-three of the minutes of the said notary, is declared legal and valid and is ratified for all legal purposes."

Coming into force. **9.** This act shall come into force on the day of its sanction.