



PROPRIÉTÉ DE
L'ASSEMBLÉE LÉGISLATIVE
QUÉBEC.

CHAPTER 88

An Act to incorporate the Town of Mercier

[Assented to, the 1st of April, 1927]

WHEREAS Osisko-Rouyn Exploration Company, Limited, a corporation having its head office in the city of Montreal; Milton Lewis Hersey, chemist; Norman M. Campbell, manager; Alphonse Paré, mining engineer; Edgar R. Parkins, advocate; and Herbert C. Flood, stock-broker, all of the city of Montreal, have, by their petition, represented:

That Osisko-Rouyn Exploration Company, Limited, has been granted a mining license on lands hereinafter described, situate in the township of Rouyn, Temiscamingue county, and that the other petitioners are interested in the mining concessions for which such license was issued; that the township of Rouyn is attracting a large influx of population which will increase as time goes on and that the territory hereinafter described will, in a short time, be occupied; that such territory will be subdivided into building lots with dwellings, churches, schools and other buildings to be erected; that waterworks, drainage and lighting systems will be required as well as other public services in order to assure the welfare of those living in the territory; that it is in the public interest that such territory be erected into a town municipality; and

Whereas the petitioners have prayed that effect be given to the request contained in their petition; and

Whereas it is expedient to grant such prayer;

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

1. This act may be cited as "Charter of the Town of Mercier".

Limits of town.

2. The Town of Mercier shall comprise the following territory, situate in the township of Rouyn, Temiscamingue county:—

Parts of block 71, claim No. T-397, block 72, claim No. T-404, and block 75, claim No. T-396, township of Rouyn, in the county of Temiscamingue, in the Province of Quebec, bounded by a line starting at Corner Post No. 3 of claim T-404 and running north 16 degrees 18 minutes west for a distance of 1,400 feet; thence north 78 degrees 18 minutes east for a distance of 3,668.7 feet; thence south 13 degrees 18 minutes east for a distance of 531 feet; thence north 48 degrees 21 minutes east for a distance of 1,118.7 feet; thence south 21 degrees 46 minutes east for a distance of 667.2 feet to the shore of Rouyn Lake; thence following the shore of Rouyn Lake in a southerly and westerly direction to Witness Post No. 3 of claim No. T-393; thence north 11 degrees 42 minutes west for a distance of 1,762.9 feet to the starting point, as shown on the plan dated December 29th, 1926, filed herewith, containing 239.26 acres more or less, more particularly described as follows:

All that parcel of land in block 72, bounded by a line starting at No. 3 Corner Post of block 72 claim T-404 and running north 16 degrees 08 minutes west for a distance of 1,400 feet; thence running north 78 degrees 18 minutes east for a distance of 3,668.7 feet; thence running south 13 degrees 18 minutes east for a distance of 531 feet to No. 2 Corner Post of the said claim; thence south 64 degrees 42 minutes west for a distance of 3,677.5 feet to the starting point at Corner Post No. 3 of the said claim, containing 80.68 acres more or less; and all part of block 75 claim No. T-396, bounded by a line starting at No. 4 Corner Post of the said claim (being the same as No. 3 Corner Post of claim No. T-404) and running north 64 degrees 42 minutes east for a distance of 3,677.5 feet to No. 1 Corner Post of the said claim; thence south 16 degrees 39 minutes east a distance of 1,205.2 feet to Witness Post No. 2 of the said claim on the shore of Rouyn Lake; thence following the shore of Rouyn Lake in a southwesterly direction to Witness Post No. 3 of the said claim; thence north 11 degrees 42 minutes west a distance of 1,762.9 feet to the starting point at No. 4 Corner Post of the said claim, containing 124.72 acres more or less;

And all that part of block 71 claim No. T-397 bounded by a line starting at No. 4 Corner Post of the said claim (being the same as No. 1 Corner Post of claim No. T-396) and running north 48 degrees 21 minutes east for a distance of 1,118.7 feet to No. 1 Corner Post of the said claim; thence south 21 degrees 46 minutes east for a distance of 667.2

feet to Witness Post No. 2 of the said claim on the shore of Rouyn Lake; thence in a southerly and westerly direction following the shore of Rouyn Lake to Witness Post No. 3 of the said claim (being the same as Witness Post No. 2 of claim No. T-396); thence north 16 degrees 39 minutes west for a distance of 1,205.2 feet to the starting point at Corner Post No. 4 of the said claim, containing 33.86 acres more or less.

3. The inhabitants and ratepayers of the territory above described as well as those who may join or succeed to them, are incorporated as a town under the name of "Town of Mercier".

4. The corporation shall be governed by the Cities and Towns' Act, chapter 102 of the Revised Statutes, 1925, with the exception of such sections and cases as are specially derogated from by this act or by the inconsistent provisions it may contain.

5. The town shall comprise but one ward.

Ward.

6. Sections 17, 18, 19 and 21 of the Cities and Towns' Act shall not apply to the Town of Mercier.

Provisions not applicable.

7. Sections 31 and 32 of the Cities and Towns' Act shall not apply to the Town of Mercier.

Idem.

8. Section 47 of the 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 four aldermen elected in the manner hereinafter prescribed. Three members of the council shall form a quorum."

Council. Quorum.

9. Sections 48 and 49 of the said Cities and Towns' Act shall not apply to the Town of Mercier up to the first juridical day of February, 1930, and during the said period the following provisions shall apply to the said town:

Provisions applicable.

a. The following persons: Milton Lewis Hersey, chemist; Norman M. Campbell, manager; Alphonse Paré, mining engineer; Edgar R. Parkins, advocate; and Herbert C. Flood, stockbroker, all of the city of Montreal, and their successor or successors, as herein provided for, will be the members of the municipal council of the Town of Mercier up to the first juridical day of February, 1930;

Members of council.

b. At the first meeting of the said municipal council, the

Mayor.

persons composing the said municipal council will choose amongst themselves one who will discharge the functions of mayor for the said period, to wit, up to the first juridical day of February, 1930;

Residence of members. *c.* During said period, the members of the council shall not be obliged to reside within the limits of the municipality;

Vacancies. *d.* If during said period the office of mayor becomes vacant or if any vacancy occur in the office of alderman, the municipal council, by resolution, shall fill the vacancy in the office of mayor or alderman, as the case may be. The person so chosen to act as mayor or alderman shall not be obliged to reside within the limits of the municipality;

Election of mayor and aldermen. *e.* After the expiration of said period the election of the mayor and of the aldermen shall be held according to the said Cities and Towns' Act."

Nomination of candidates. **10.** Six electors entitled to vote at the first general election may nominate a candidate for the office of mayor and candidates for the office of alderman, by signing a nomination paper in accordance with sections 182 and following of the said Cities and Towns' Act.

R. S., c. 102, s. 63, replaced for town. **11.** Section 63 of the said Cities and Towns' Act is replaced, for the town, by the following:

Oath of mayor and aldermen. **"63.** The mayor and aldermen shall take the oath of office during the delay fixed by the Minister of Municipal Affairs.

Power of mayor or aldermen to resume office. Nevertheless, without prejudice to the costs of any judicial proceedings taken against him, the mayor or alderman, who has so neglected to take the oath within the prescribed delay, may, so long as the vacancy that has arisen through his negligence is not filled and upon taking the required oath, resume and exercise his functions."

Voting on by-laws by companies. **12.** When a by-law has to be submitted to the electors who are proprietors, companies or corporations shall also be entitled to vote once on such by-law through their representative, being a director or employee of the company, and, in such case, a copy of the resolution appointing such representative shall be filed with the clerk of the town.

Provisions applicable. **13.** Section 345 of the said Cities and Towns' Act shall not apply to the Town of Mercier until the first juridical day of February, 1930, and during that period the following provision shall apply to the town:

"The council shall sit at the places determined by the Minister of Municipal Affairs." Place of meetings.

14. Section 346 of the said Cities and Towns' Act shall not apply to the Town of Mercier up to the first juridical day of February, 1930, and, during said period, the following provision shall apply to said town. Provisions applicable

"The council shall meet on the days and at the hours which it determines by resolution". Council meetings.

15. Section 488 of the said Cities and Towns' Act is replaced, for the town, by the following: R. S., c. 102, s. 488, replaced for town.

"**488.** The buildings, plant and machinery in, on or under mineral land, and used mainly for obtaining mineral from the ground, or storing the same, and concentrators and sampling plant and the minerals in, on or under such land, shall not be assessable before the first day of February, 1940." Exemption from taxation for certain period.

16. Until the first juridical day of February, 1930, the Minister of Municipal Affairs may, at the request of the council, grant further delay during which any other provision of the said Cities and Towns' Act may be complied with by the Town of Mercier. Additional delay for complying with certain provisions.

17. Pending the organization of a school municipality, the monies needed for education in the municipal territory shall be provided by the town, and the system for providing education shall be as approved by the Superintendent of Education. Education system and payment.

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