

**22.** The owner of the immovable properties bearing the Nos. 2050 and 2051 of the cadastre of St. Peter's Ward, in the city of Quebec, is authorized to erect a building over the passage presently existing between the said properties, in order to give access between the buildings standing on each side of the said passage. Authorization for erection of building over passage.

**23.** The business tax imposed by the city under the act 7 Edward VII, chapter 62, section 34, upon the rental value of premises wherein any trade, commerce, traffic, manufactory, industry, occupation, art, profession or means of gain or livelihood is carried on, exercised or put in operation, is legally imposed and is exigible, any other law, statute, or provisions of any act to the contrary notwithstanding. Business tax, validated.

**24.** The city may by by-law determine the places in the municipality where public garages, stables and cow-sheds may be erected, and the manner in which they may be constructed. Garages, stables, etc.

**25.** The city is authorized to contribute fifteen thousand dollars towards the construction of the Scott bridge, and may borrow such amount for the purpose. Contribution to Scott bridge.

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

## CHAP. 111

An Act to amend the charter of the city of Montreal

[Assented to, 19th of March, 1921]

**WHEREAS** the city of Montreal has, by its petition, represented that it is in the interest of the city and necessary for the proper administration of its affairs that its charter, the act 62 Victoria, chapter 58, and the acts amending the same, be amended; Preamble.

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 300 of the act 62 Victoria, chapter 58, as amended by the acts 63 Victoria, chapter 49, sections 7 and 8; 3 Edward VII, chapter 62, sections 22 and 23; 4 Edward VII, chapter 49, sections 6 and 7; 7 Edward 62 Vict., c. 58, art. 300, am.

VII, chapter 63, sections 10 and 11; 8 Edward VII, chapter 85, section 15; 9 Edward VII, chapter 81, sections 7, 8 and 9; 1 George V (1st session), chapter 48, section 29; 1 George V (2nd session), chapter 60, sections 10 and 11; 2 George V, chapter 56, sections 11 and 12; 3 George V, chapter 54, section 8; 4 George V, chapter 73, section 8; 6 George V, chapter 44, section 12; 7 George V, chapter 60, section 2; 8 George V, chapter 84, section 29, and 10 George V, chapter 86, section 2, is again amended:

*a.* by replacing paragraph 121 thereof by the following:

"121. To prescribe in what manner and in consideration of what sum the numbers of the licenses issued under this act shall be replaced in cases where persons to whom they have been delivered, declare that they have lost them; to compel holders of licenses to take greater care of such numbers; to prescribe that every number lost may be replaced by the city on payment by the holder of the license of a sum not exceeding five dollars, and that, in default of the payment of the said sum, no duplicate number shall be delivered;

*b.* by repealing paragraph 155 thereof.

Id., art.  
364, am.

**2.** Article 364 of the act 62 Victoria, chapter 58, as amended by the acts 3 Edward VII, chapter 62, sections 37 and 38; 4 Edward VII, chapter 49, sections 13 and 14; 7 Edward VII, chapter 63, sections 21 and 22; 9 Edward VII, chapter 81, section 16; 1 George V (2nd session), chapter 60, section 19; 2 George V, chapter 56, section 20; 3 George V, chapter 54, section 17; 4 George V, chapter 73, section 15; 5 George V, chapter 89, sections 9 and 10; 7 George V, chapter 60, section 4; 8 George V, chapter 84, section 34, and 10 George V, chapter 86, section 8, is again amended:

*a.* By replacing paragraph *i* thereof by the following:

"*i.* A special tax not exceeding one hundred dollars upon all financial agents";

*b.* By adding the following paragraphs after paragraph *oo* thereof:

"*pp.* A special tax not exceeding twenty-five dollars on persons dealing in dogs or other animals;

"*qq.* A special tax not exceeding twenty-five dollars for the privilege of placing gasoline pumps on the edge of the sidewalk or upon public property generally;

"*rr.* A special tax not exceeding one hundred dollars on every boxing match."

Id., arts.

**3.** The following articles are inserted in the act 62 Vic-

toria, chapter 58, after article 364b thereof, as enacted by 364c. 364d.  
the act 8 George V, chapter 84, section 35: enacted.

**"364c.** The city is authorized to impose an annual tax <sup>Tax on</sup> of not more than ten dollars, upon every bachelor of at <sup>bachelors.</sup> least twenty-five years of age, residing, working or having a place of business in the city. The city may likewise provide for the manner of imposing and levying such tax, and at what time it shall be exigible. Such provision shall not apply to any person belonging to a religious <sup>Exception.</sup> order, nor to any bachelor paying a tax of at least ten dollars per annum to the city.

**"364d.** Every bachelor who pays to the city a tax of at <sup>May be</sup> least ten dollars, shall have the right to be entered upon <sup>entered</sup> the lists for the municipal elections." <sup>on voter's</sup>  
<sup>list.</sup>

**4.** Article 421 of the act 62 Victoria, chapter 58, as <sup>Id., art.</sup> replaced by the act 3 George V, chapter 54, section 20, and <sup>421, am.</sup> amended by the act 4 George V, chapter 73, section 60, is again amended:

a. by replacing the sixth paragraph thereof by the following:

"Whenever the city shall decide to purchase any im- <sup>By whom</sup> moveable, part of immoveable or servitude, either by <sup>cost of</sup> mutual agreement or by expropriation, it shall at the same <sup>purchasing</sup> time indicate by whom the cost of such purchase shall be <sup>immovea-</sup> borne, and, for that purpose, the city is authorized to <sup>bles, etc.,</sup> itself pay such cost and to indicate the fund against which <sup>to be</sup> it shall be charged, or to charge the same wholly or partly <sup>borne.</sup> to the owners of immoveables who, in its opinion, will benefit by the proposed improvement, either according to the frontage of the said immoveables or the value of the said immoveables without the buildings, as entered on the valuation roll, by means of a roll made and prepared in accordance with the provisions of article 450 of the city charter.";

b. by adding thereto, at the end thereof, the following paragraphs:

"Notwithstanding the resolutions of the council dated <sup>Cost of</sup> the 19th of January and 4th of November, 1914, ordering <sup>certain</sup> the expropriation of the lots required for opening Hut- <sup>expropria-</sup> chison street between Prince Arthur street and Pine Avenue, <sup>tion to be</sup> at the charge of the owners of the immoveables situated <sup>borne</sup> on Hutchison street between Sherbrooke street and Pine <sup>by city.</sup> Avenue, the city shall pay the cost itself.

The apportionment roll made by the city under the said <sup>Cancellat-</sup> resolutions is cancelled." <sup>ion of roll.</sup>

**5.** Article 450 of the act 62 Victoria, chapter 58, as <sup>Id., art.</sup> 450, am.

amended by the act 7 Edward VII, chapter 63, section 37, and replaced by the acts 3 George V, chapter 54, section 25, and 4 George V, chapter 73, section 24, is amended by replacing the second paragraph thereof by the following:

How  
apportion-  
ment to be  
made.

"Such apportionment shall be made among the proprietors in proportion to the extent of the frontage or of the depth, as the case may be, of their properties, as shown on the assessment roll, or to the value of the land when the city so decides under article 421.

Id., art.  
452, am.

**6.** Article 452 of the act 62 Victoria, chapter 58, as replaced by the acts 3 Edward VII, chapter 62, section 44, 1 George V (2nd session), chapter 60, section 23, and 5 George V, chapter 89, section 12, is again replaced by the following:

Order to  
expropriate  
certain  
property.

**"452.** The council may, at any time, by by-law or resolution, order that any immoveable property upon which no buildings are erected, situated and lying between the old line and the new homologated line of any street, shall be expropriated, upon the proprietor of such immoveable property ceding in writing to the city the portion of land belonging to him so to be expropriated, and of which the city surveyor shall at once prepare a plan.

Appoint-  
ment of  
valuators.

The mayor shall then appoint two of the city assessors to value the portion of land so ceded to the city. They shall value it at the price entered on the valuation roll for the current year, and shall report in writing to the council. On the confirmation of their report by the council, it shall be referred to the city surveyor and the said two city assessors, with instructions to apportion the cost of the land expropriated on the lands only on each side of the street within the limits to be fixed by them according to frontage in equal proportions.

Effect  
of roll of  
apportion-  
ment.

The roll of apportionment, when certified by the city surveyor and the said two city assessors, and filed with the city treasurer, shall be equivalent to and have the same force and effect as a final special assessment roll, and the sums therein mentioned shall then become due and payable within thirty days from the date when the roll was deposited.

Payment  
for  
expropria-  
ted  
property.

The proprietor whose land has been expropriated shall be paid therefor without interest within three months from the date of the deposit of the roll. But in the event of there being any hypothec or privileged claim on the immoveable so expropriated, then the provisions of articles 441, 442, 443, 444 and 445 of the charter shall apply, except where the same may be inconsistent.

In order to pay the cost of the expropriation, the city shall have the right to issue temporary bonds in conformity with article 355 of this charter, and this right shall extend to all expropriations of the same nature which have been effected and have not been settled upon the 19th of March, 1921.” <sup>Temporary bonds.</sup>

**7.** Article 477 of the act 62 Victoria, chapter 58, as replaced by the acts 7 Edward VII, chapter 63, section 42, and 1 George V (2nd session), chapter 60, section 27, and amended by the acts 2 George V, chapter 56, section 21, and 8 George V, chapter 84, section 41, is again amended by replacing the third paragraph thereof by the following: <sup>Id., art. 477, am.</sup>

“The salary of each of the recorders shall be seven thousand dollars per annum.” <sup>Salary of recorders.</sup>

**8.** Section 29 of the act 9 Edward VII, chapter 81, as amended by the act 1 George V (1st session), chapter 48, section 50, and replaced by the act 3 George V, chapter 54, section 36, is again replaced by the following: <sup>9 Ed. VII, c. 81, s. 29, replaced.</sup>

“**29.** In the event of the city wishing to expropriate the undertaking and plant of the Montreal Water & Power Company, it shall do so by following the provisions of section 9 of the act 4 George V, chapter 109.” <sup>Expropriation of waterworks plant.</sup>

**9.** Section 32 of the act 1 George V (2nd session) chapter 60, as amended by the act 2 George V, chapter 56, sections 32 and 34, is amended by adding, after sub-paragraph c of paragraph 1 thereof, the following clause: <sup>1 Geo. V, (1911), c. 60, s. 32, am.</sup>

“Whenever the city has purchased more land than is necessary for widening the said St. Denis street, the amount to be apportioned upon the owners of immoveables under this act shall represent only one-half of the price paid by the city for the portion of the immovable used in widening the said street. Such price shall be determined by establishing the number of feet serving only for the widening of the street, and by multiplying that number by the price paid per foot by the city for the whole immovable.” <sup>Amount to be apportioned on proprietors in certain case.</sup>

**10.** The city shall not be compelled by *mandamus* or other legal procedure to fulfill before the first of May, 1925, the obligations imposed upon it by the act 1 George V (1st session), chapter 48, section 1, except those provided for by sub-paragraph 7 of paragraph k of the said section. <sup>Delay for city to fulfill certain obligation.</sup>

**11.** The city of Montreal is relieved from the obligation. <sup>City relieved</sup>

from  
opening of  
certain  
street.

tion mentioned in sub-paragraphs 8, 9 and 10 of paragraph *k* of section 1 of the act 1 George V (1st session), chapter 48, enacting the opening of a sixty-six-foot street the centre whereof shall coincide with the division line of lots 110 and 113 of the official plan and book of reference of the cadastre of the incorporated village of Côte des Neiges; and the old road or Goyer street across lots Nos. 72, 79 and 81 of the incorporated village of Côte des Neiges, is declared to be the property of the city of Montreal.

Certain  
appoint-  
ments  
to be  
made by  
council.

**12.** The council shall appoint the persons who are to form part of the central board and of the district commissions of the catholic schools of Montreal whose appointment rests with the municipal authority.

Authoriza-  
tion to city  
to sell  
certain  
lots for  
school  
purposes.

**13.** The city is authorized to sell by mutual agreement to the Montreal Catholic School Commission for the establishment of a public school, the lots belonging to it on St. Ambroise street, and Georges Etienne Cartier Park, bearing the cadastral Nos. 1721, subdivisions 36, 37 and 38,—1913, subdivisions 94, 95, 97, 100, 101 and 102, of the cadastre of the parish of Montreal.

How  
apportion-  
ment may  
be made.

**14.** Notwithstanding the resolution of the council of the 12th of April, 1920, adopting a report of the Administrative Commission dated the 7th of April, 1920, the city is authorized to apportion the cost of the expropriation of the lots required for the opening of Kelly street in accordance with the provisions of articles 421 and 450 of the charter, as amended by this act.

Authoriza-  
tion  
to close  
certain  
lanes.

**15.** The city is authorized to close the lanes abutting on that portion of St. Joseph Boulevard situated between St. Denis street and Papineau road. Such lanes shall however be closed only on the depth of the lots which the city owns; and the said city shall open other lanes of the same width on its own lots to permit communication with the cross streets.

Proviso.

The lanes so closed shall be the property of the city.

To belong  
to city.

City may  
allow  
construc-  
tion and  
operation  
of tramway  
lines in  
certain  
places.

**16.** Notwithstanding any provision to the contrary, the city may allow the Montreal Tramway Company to construct and operate tramway lines,—

(a) on Shakespeare Road; (b) on that part of Mount Royal Park bounded as follows: on the northwest by part of lot No. 5 of the cadastre of the incorporated village of Côte des Neiges, measuring about 513.7 feet; on the northeast by part of lot No. 1 of the cadastre of the parish

of Montreal, measuring approximately 520 feet; on the southeast by another part of lot No. 1 of the cadastre of the incorporated village of Côte des Neiges, measuring approximately 513 feet; and on the southwest by the northeast part of lot No. 4 of the cadastre of the incorporated village of Côte des Neiges, measuring approximately 549 feet.

**17.** The deed of cession and retrocession between the city of Montreal and the Mount Royal Plateau Company, Limited, of a certain part of Wilson Avenue in Notre-Dame de Grâces ward, passed before Jean Baudouin, N.P., on the 5th of March, 1921, is declared valid and legal. Deed validated.

**18.** The city by-law allowing "La Compagnie de Publication de la Presse" to erect a building over Fortification Lane and to run an underground passage under the same lane, adopted by the Administrative Commission on the 18th of January and by the municipal council on the 28th of February, 1921, is confirmed, ratified and declared valid, legal and binding for all purposes whatsoever. By-law validated.

**19.** The ratification by the act 11 George V, chapter 177, of by-law No. 722 of the city adopted on the 7th of June, 1920, respecting a bridge belonging to the Bank of Montreal over Fortification lane, and the contract authorized by said by-law, shall, notwithstanding any law to the contrary, extend to all the clauses and articles of the said by-law and of the said contract. Ratification of by-law extended in effect.

**20.** The resolutions of the Administrative Commission adopted on the 15th of October and the 10th of December, 1920, authorizing the expenditure of \$444,773.34 for the ordinary administration of the waterworks service during the year 1920, over and above the available credits, are ratified, and such expense may be imputed to the amount exceeding the previous revenues provided and voted for administrative purposes in 1920. Resolutions ratified.

**21.** The following contracts are ratified and confirmed and declared legal and valid: Contracts ratified.

The lease by the city of Montreal to the Sherwin-Williams Company of Canada, Ltd., of a part of Manufacture street;

The sale and transfer by the city of Montreal to the Berliner Gramophone Company, Limited, of part of Richelieu street.

**22.** By-law 743 intituled: "By-law to impose certain taxes and contributions on immoveables for the year 1921", ratified. By-law ratified.

adopted by the Administrative Commission on the 27th of November, 1920, and by the city council of Montreal on the 24th of January, 1921, is ratified and confirmed, and shall have the same effect as if it had been adopted when the council, during the month of December, approved the provisions of the budget for the year 1921; and the validity of the said provisions of the budget shall not be affected by the fact that the said by-law No. 743 was not adopted until the 24th of January, 1921.

Authoriza-  
tion to  
grant  
property to  
Montreal  
University.

**23.** The city is authorized to grant gratuitously to Montreal University any part of its public parks, provided: (a) the lands thus granted shall not exceed 60 arpents, and, (b) that the said land shall never be used for purposes other than those pursued by Montreal University.

Private  
slaughtering  
allowed in  
East End  
for  
certain  
time.

**24.** Until there be opened and operated an abattoir in the eastern part of the city of Montreal, the Superior Board of Health of the Province may allow the butchers having their establishments to the east of St. Lawrence street to slaughter privately, provided the health regulations and the laws and by-laws for the inspection of food be observed.

Revocation  
of permit.

Any permit authorized by this section may be revoked at any time in the discretion of the said council.

City may  
indemnify  
persons  
suffering  
damage  
by riots, etc.

**25.** The city may make, amend or repeal by-laws to indemnify persons whose property has been destroyed or damaged in whole or in part by rioters or by a mob within the limits of the city.

Special  
tax.

The council is authorized to levy, over and above all other taxes, upon the taxable property of the municipality, the amount which the municipality is called upon to pay for the damages to property by rioters or by a mob.

Recovery of  
indemnity.

In default of the council paying within six months the damages awarded by arbitration, the municipality may be sued before any competent court to recover the damages thus caused.

Retroactive  
effect.

This article shall date back in its effect to the year 1918, inclusive.

Delay for  
expropria-  
tions.

**26.** The city shall not make any expropriation under article 452 of the act 62 Victoria, chapter 58, as amended, or under article 551 of schedule A of the act 11 George V, chapter 112, if such schedule becomes law, before the month of May, 1923.

Special

**27.** The city is authorized to borrow a sum not exceed-



ing one million dollars for the enlargement and develop-<sup>loan for</sup>ment of its water-works, and for the construction of re-<sup>water-works.</sup>servoirs and filtering basins. This power is over and above the borrowing powers which the city has already for this purpose.

Any loans made under this article shall not form part of Special the funded debt of the city, and the by-law authorizing<sup>provisions</sup> them shall not be subject to the approval of the real estate<sup>for such</sup> proprietors.<sup>loans.</sup>

**28.** If Schedule A of the act 11 George V, chapter 112, Alteration<sup>in the</sup> conditionally adopted at the present session of the Legisla-<sup>numbering</sup>ture, be put into force as the result of the vote of the<sup>of certain</sup> electors of the city of Montreal upon the referendum to be<sup>articles in</sup> held on the third Monday of May, 1921, the numbers of<sup>case.</sup> the following articles and paragraph of the act 62 Victoria, chapter 58, as enacted or amended by sections 1, 2, 4, 5, 6 and 7 of this act, to wit: "300, paragraph 121; 364; 421; 450; 452 and 477" shall be replaced respectively by the following articles and paragraph of the said Schedule A, to wit: "335, paragraph 129; 442; 533; 548; 551 and 602.

**29.** The provisions of this act shall form part of the<sup>Provisions</sup> charter of the city of Montreal counting from its sanction,<sup>of this</sup> and shall prevail against any provisions to the contrary<sup>act to</sup> in schedule A or schedule B of the act 11 George V, chapter<sup>prevail.</sup> 112.

**30.** This act shall come into force on the day of its<sup>Coming</sup> sanction.<sup>into force.</sup>

## CHAP. 112

An Act respecting the charter of the city of Montreal

[Assented to, 19th of March, 1921]

**W**HEREAS a difference of opinion exists among the<sup>Preamble.</sup> citizens of Montreal as to the system of Government which should be given to the said city;

Whereas two different systems have been proposed; and it is expedient to allow the said citizens of Montreal to express their opinion by submitting for their choice, by way of referendum, such two systems;

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