

5726. Taxes shall bear interest, at the rate of six per cent. per annum, from maturity, without its being for such purpose necessary that a special demand for payment be made. Taxes to bear interest.

Subject to article 5775, neither the municipal council nor its officers can remit any taxes or the interest thereon." Cannot be remitted.

9. The following article is inserted for the town, after article 5729 of the Revised Statutes, 1909: R. S., 5729a, enacted for the town.

5729a. The obligation to pay for the consumption of water mentioned in article 5729, means that the owners, tenants or occupants of the immoveables therein mentioned are bound to pay water-rates, in accordance with the by-laws of the town, in the same way as other owners, tenants and occupants of immoveables in the town." Obligation defined.

10. By-law No. 284 passed by the town council on the 3rd July, 1917, and intituled "By-law to annex to the town of Longueuil subdivisional lots Nos. 1 to 148 inclusive of the original lot No. 36 and the southwest half of lot No. 35 of the official plan and book of reference of the parish of Saint Antoine de Longueuil, as well as the strip of land forming part of lot No. 313 of the cadastre of the said parish of Saint Antoine de Longueuil, situated in the territory formed by the above mentioned lots, and belonging to the Quebec, Montreal and Southern Railway Company, as well as that occupied by the public highway which is on the same territory, and to grant an exemption from taxes to The Armstrong Whitworth Company of Canada, Limited," is ratified and confirmed, and, in view of the annexation provided for by such by-law, the limits of the territory of the town of Longueuil as designated, described and bounded in section 9 of the act 7 Edward VII, chapter 71, are altered accordingly. By-law ratified. Town limits amended.

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

CHAP. 91

An Act to amend the charter of the town of Saint Laurent

[Assented to 9th February, 1918]

WHEREAS the town of Saint Laurent has, by its petition, represented that its charter, the act 8 Edward 7, chapter 94, as amended by the act 3 George V, chapter 71, Preamble.

no longer meets the requirements of the said municipality, and that for the proper administration of its territory it needs the additional powers contained in the amendments hereinafter set forth, to put the town of Saint Laurent on an equal footing with the adjoining cities and towns, as well as for the ratification of certain by-laws, contracts and resolutions;

Whereas it is expedient to ratify a guarantee given by by-law to certain bonds redeemable in forty years, and to permit the beneficiaries thereof to have the privilege of issuing bonds repayable at shorter terms than a period of forty years without injuriously affecting the fullness of the rights and privileges given them by the by-law granting them such guarantee;

Whereas an arrangement for the payment of certain taxes and the making over of certain streets in the territory of the town of Saint Laurent has been arrived at between the town and the Island of Montreal Boulevards Company, and certain difficulties have arisen as to the legality of such arrangement, and it is necessary to have them sanctioned and ratified by the Legislature;

And whereas it is expedient to grant the prayer to that effect continued 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:

R. S., 5338,
replaced for
the town.

Archives of
which he has
custody.

1. Article 5338 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“**5338.** The clerk shall be the custodian of all the books, registers, plans, maps, archives and other documents and papers, which are either the property of the corporation, or are produced, filed and preserved in its office.

He cannot divest himself of the custody of any of such things, except with the permission of the council, or upon an order of a competent court.

Clerk to
make de-
clarations in
case of
seizures.

In the case of a seizure by garnishment in the hands of the town, the clerk may make the declaration required by law in the name of the town, without thereunto being authorized by a resolution of the council.”

R. S., 5413,
replaced for
the town.

Date for
general
elections,
&c.

2. Article 5413 of the Revised Statutes, 1909, is replaced for the town by the following:

“**5413.** The general election for the mayor and aldermen of the municipality shall be held every two years on the first juridical day of June, and the present mayor and aldermen shall remain in office till the first juridical day of

June, 1919, in accordance, in other respects, with the provisions of the Cities and Towns' Act."

3. Article 5636 of the Revised Statutes, 1909, is amended, for the town, by inserting the following paragraph after paragraph 2 thereof: R. S., 5636, am. for the town.

"3. In any by-law respecting the following matters: Cost of certain improvements may be put upon bordering properties. waterworks, sewers, light, paving, sidewalks, removal of snow, watering the streets, police and fire stations and departments, streets and public places, play-grounds, gas-pipes, the line and leveling of streets and public places, the connection of electric wires, drains, water-conduits, the embellishment and alignment of the streets, whether such work be already done or to be done, it may be declared and ordered that the cost of such improvements and repairs shall be borne and paid by the owners of immoveable property situate on each side of such streets, avenues, boulevards, lanes, squares and public places and every part thereof, by means of a special apportionment made and drawn up and imposed upon such owners of immoveable property in proportion to the frontage of their properties, or upon the owners within a certain circuit benefiting by the same; the council having nevertheless the right to declare, by resolution adopted by two thirds of its members, that the properties bordering on the front thereof shall be taxed only for a certain proportion or percentage of the cost of such works, improvements and repairs, and their maintenance in the manner herein-after determined.

Such proportion of the frontage may be greater or less on one side than on the other side of such street, avenue, boulevard, square or public place, and the tax may be uniform or a different tax may be imposed, either upon the whole or part of the length of the existing street, avenue or road." Proportions need not be uniform.

4. Paragraph 8 of article 5638 of the Revised Statutes, 1909, is replaced, for the town, by the following paragraphs: R. S., 5638, par. 8, replaced for the town.

"8. To regulate, in the town, the erection and maintenance of fences, including their mode of construction, the strength and quality of the material to be used for fencing, and to prohibit their erection and maintenance on that part of any property facing on streets or public squares, either wholly or in part. Fencing of vacant lands, &c.

"8a. To direct that, in the event of the council ordering a fence to be put up on a lot or removed therefrom, and when the proprietor of such lot cannot be found and has not appointed any agent, or when the owner or occupant Council may have work done in certain cases.

or other interested person refuses or neglects to obey such order of the council after having been duly notified, or when, through lack of means, he is unable to do so, the council may have such order carried out, and all the costs incurred in connection therewith shall be a special charge upon the lot, and be privileged to the same extent and be levied in the same manner as a special tax."

R. S., 5639,
par. 6, re-
placed for
the town.
Ice-houses,
&c.

5. Paragraph 6 of article 5639 of the Revised Statutes, 1909, is replaced, for the town, by the following paragraphs:

"6. To determine the places where ice intended for sale and used by the public may be taken; to inspect and regulate ice-houses and to grant licenses to ice-dealers within the limits of the town;

Incinerator.

"6a. To erect, maintain and install an incinerator for burning household and other refuse;

Gathering
of refuse,
&c.

"6b. To permit, control and regulate the collection, gathering and storage of rags and other refuse."

R. S., 5640,
par. 6, re-
placed for
the town.
Posting of
bills, &c.

6. Paragraph 6 of article 5640 of the Revised Statutes, 1909, is replaced, for the town, by the following:

"6. To prohibit and limit to certain parts of the town, and to regulate the posting up of bills, painting, putting up or other manner of showing or maintaining advertisements of any kind on fences, buildings or elsewhere, with the exception of such as are for a trader at his place of business and for the purposes of his trade, and of those for the leasing and sale of immoveables, provided they be painted, made and put up in the manner determined by the council;"

R. S., 5640,
par. 12, re-
placed for
the town.
Begging,
&c.

7. Paragraph 12 of article 5640 of the Revised Statutes, 1909, is replaced, for the town, by the following:

"12. To regulate or prevent begging and the exhibition of diseases and infirmities in the streets and public places of the town."

R. S., 5641,
am. for the
town.

8. Paragraphs 1, 2, and 4 of article 5641 of the Revised Statutes, 1909, are replaced, for the town, by the following:

Streets and
their open-
ing, &c.

"1. Subject to article 5887, to order the opening, widening, extending, altering, paving, macadamizing, planking, fencing, improving and maintaining of streets, public places, parks, play-grounds or parts thereof in the municipality, or making, repairing and maintaining permanent or temporary sidewalks, the whole at the cost of the town or of the owners of immoveable property, and,

in the latter case, to apportion the cost of such improvements, including incidental expenses in connection therewith, upon the owners of immoveable property on each of such streets, squares or public places, or any part thereof, or on the owners of immoveables within a certain circuit benefited by such improvements, or in any other manner the council may determine, and regulate the manner of imposing and levying such assessments, either according to the frontage of each property served or benefiting thereby, or otherwise;

"2. If any owner conveys gratuitously to the town any lot of land for opening a street running through his property, to exempt, wholly or in part, the remainder of the property fronting upon the new street from the apportionment rendered necessary by the opening of such new street;

Exemption
of certain
property in
certain case.

"4. To prevent any owner or holder of immoveable property within the limits of the town from opening, closing or altering any street in or upon such immoveable property without having previously obtained the authorization of the council;"

Consent of
council
required for
opening or
closing
streets.

9. Paragraph 5 of article 5641 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Id., par 5,
replaced for
the town.

"5. To determine and change the alignment or the height or level of the streets or public places or parks, and deliver, on demand, to every proprietor who pays the costs thereof, a certificate of such level, so that, if anybody suffers damages thereby, he may receive compensation, to be settled by arbitrators;"

Alignment,
&c., of
streets, &c.

10. Paragraph 13 of article 5641 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Id., par. 13,
replaced for
the town.

"13. To regulate the making and maintaining of openings and excavations in streets, lanes, alleys and public grounds and places for the laying of gas and water-mains and pipes, electric conductors, subways and conduits, and for other purposes, and to regulate the building and maintaining of sewers, tunnels and drains, and the construction, equipment and use of all structures and conduits of every kind underneath the streets, lanes, alleys, sidewalks, public grounds and places of the municipality; order the effecting of any of the said improvements, and charge the cost thereof to the town, including all incidental expenses connected therewith, or to apportion the same upon the owners of immoveables fronting on the said improvements or served or benefited thereby, or otherwise as the council may order, and to determine the manner of making and levelling such

Excava-
tions in
streets, &c.

apportionment; and to regulate, and, if it deem necessary, to prohibit, the construction and maintaining of coal-holes, man-holes, hatchways and other openings in sidewalks, streets and alleys, and to order coverings and guards therefor; to compel all persons or companies who have or may hereafter have the right to make any excavations in the streets of the municipality, to deposit in the hands of the treasurer an amount sufficient to guarantee that such streets shall be restored to their former state, or to permit the municipality to make such excavations at the expense of such persons or companies, and deduct from such deposit the amount expended for such works and the restoring of the streets, or to prevent such excavations, and fill up the same whenever they are made contrary to the by-laws; to prevent any person or company from tearing up any pavement, sidewalk or crosswalk, drain or sewer, or from making any hole, ditch or drain in any street, pavement or sidewalk, without previously sending a written notice to the clerk of the municipality with a plan showing the exact location and dimensions of the proposed opening, and obtaining the permission of said clerk, if not previously authorized, and, in any case, without obtaining his approval of the place where, and the manner in which, the proposed opening is to be made; to prohibit the deposit, upon any permanently paved street, of any building materials, tar, lime, stone, brick or other articles whatever of a nature to deteriorate the paving, or to regulate the permission to be granted to make use of such streets for the aforesaid purposes, and to exact a sufficient deposit to replace the paving in good order;”.

Id., par. 19,
replaced for
the town.

Cleaning of
streets.

11. Paragraph 19 of article 5641 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“19. To order that the streets, lanes, public places or squares, or any part thereof, shall be swept, cleaned, watered and submitted to the use of any preparation for keeping down dust, and that snow be removed from the streets and sidewalks at such places as may be designated by the council; and to assess the cost thereof upon the bordering proprietors;”.

Id., par. 32,
replaced for
the town.

Planting of
ornamental
trees, &c.

12. Paragraph 32 of article 5641 of the Revised Statutes, 1909, is replaced, for the town, by the following:

“32. To order and regulate the planting, rearing, the preserving and replacing of ornamental trees, shrubs, and turf in any street, lane, public place or square, or any part thereof, and to levy the cost of such improvements, including all expenses in connection therewith, upon the

properties fronting on the said improvements or which benefit thereby, or otherwise, as the council may deem expedient, and determine the manner in which such assessments shall be levied and collected;

“33. To prevent the depositing or throwing of snow in ^{Snow.} the streets or public places or on the sidewalks, or of anything that is a source of danger to persons, horses, vehicles or bicycles;

“34. To see that the existence of every street, avenue ^{Registration} and every highway in the town or any part thereof not yet ^{tion of} registered or sufficiently described by the *procès-verbal* ^{streets, &c.} or otherwise, and remaining open to the public during ten years, be regularly ascertained and be described and registered in the book kept for that purpose by the town clerk; and such streets, avenues, roads and highways so entered on such register shall be streets, avenues, roads and public highways; and the registration thereof shall, in each case, be held and considered to be proof that they are streets, avenues, roads and public highways;

“35. To order that, in certain streets, public places or ^{Building} squares, or parts thereof, no building or structure or part ^{line.} thereof can be erected or rebuilt unless at a certain distance in rear of the line of the street, public place or square or part thereof, and order what such distance shall be in the case of such streets, public places or squares, or part thereof;

“36. Upon a petition of the majority of the interested ^{Demolition} proprietors, by mutual agreement or by expropriation, ^{of projecting} to acquire, take possession of, demolish and remove any ^{buildings.} building or part thereof projecting beyond the line of the buildings on such street, public square or part thereof, and levy the cost of the acquisition, demolition and removal of any building or part of building, including any dependency connected therewith, by special assessment on the properties fronting on such street, public square or part thereof of those which benefit by such improvements or otherwise, as determined by the council;

“37. To prevent any proprietor from rebuilding any ^{Prevention} house which has been demolished upon the same site as ^{of erection} that which it occupied beyond the line of any street or ^{of such} public place, provided that, during the year, the council ^{buildings.} shall take proceedings in expropriation in order to acquire the portion of the lot encroaching on the street.”

13. Article 5668 of the Revised Statutes, 1909, is ^{R. S., 5668,} replaced, for the town, by the following: ^{replaced for}
^{the town.}

“**5668.** The council may, by by-law, in order to pay ^{Special tax}

for lighting system.

the interest and sinking-fund on the expenses necessitated by the establishment of the lighting system, and also to meet the necessary expenses for its maintenance and administration, impose a special annual tax, either upon all the proprietors or occupants of immoveables in the town or upon any of such owners or occupants whose properties benefit by such improvements, or otherwise, as the council may deem advisable."

R. S., 5729, am. for the town.

14. Article 5729 of the Revised Statutes, 1909, is amended for the town by inserting therein, after paragraph 2 thereof, the following paragraph:

Exempt property to be taxable for certain purposes.

"The moveable and immoveable property situated in the town and which according to law is or shall be exempt from taxes imposed for the purpose of meeting the general expenses of the town, shall however be taxable for completing and maintaining the water-pipes, sewers, drains, fences and sidewalks, and for the organization and maintenance of fire and police protection and for all local improvements; and every proprietor, possessor, holder and occupant of any such property shall pay to the city the special tax fixed by by-law of the council to meet the expenses caused by such works; every such property shall likewise be taxable for all special assessments which the council may impose, and the proprietors shall be bound to pay them. Such taxes shall be levied and collected in the ordinary way."

R. S., 5735, placed for the city. Business tax.

15. Article 5735 of the Revised Statutes, 1909, is replaced for the town by the following:

"**5735.** The council may establish, impose and levy certain annual dues or taxes on all trades, manufactures, financial or commercial establishments, occupations, arts, professions, callings or means of earning a profit or a livelihood, carried on or followed by one or more persons, firms or corporations in the municipality, provided that such duties or taxes do not exceed in any case the sum of two hundred dollars per annum. Such dues or taxes may be different for persons who have not resided in the municipality for twelve months than for those who reside therein.

Peddlers, &c.

The council may likewise impose a special tax on all peddlers, hawkers, and dealers in *bric-a-brac*, not exceeding two hundred dollars."

8 Ed., VII, c. 94, ss. 12c, and 12d enacted.

16. The following sections are inserted in the act 8 Edward VII, chapter 94, after section 12 and its amendment by the act 3 George V, chapter 71, to wit:

Acquisition of factory.

"**12c.** The council may acquire the Sabourin factory,

by expropriation or by mutual agreement, at a price not exceeding ten thousand dollars.

12d. The guarantee of the debentures granted by the town of Saint Laurent to the St. Laurent Garment Ltd., under by-law No. 56, shall be valid and binding, notwithstanding the fact that the debentures issued by the company are for a shorter term than forty years, providing the liability of the town is not thereby increased; and such guarantee shall last for forty years, even if the company should deem it advantageous to make one or more issues in renewal of the first during such period of forty years.”

17. By-law No. 56 of the town of St. Laurent passed on the 18th May, 1917, and the contract executed between the Island of Montreal Boulevard Company and the town of St. Laurent before Hercule Gohier, notary, on the 10th of April, 1917, under the number 4947 of the minutes of the said notary, are regularized and declared good, valid, legal and binding for all purposes.

18. The town of St. Laurent must, within five years from the passing of this act, give a uniform width to Monkland Boulevard from Raimbeau Creek to Eleventh Street, widening it on the west side, and must acquire, by purchase or expropriation, the land necessary for that purpose.

No indemnity shall be allowed for buildings erected after the sanction of this act on the strip of land to be so acquired or expropriated for the said widening.

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

C H A P . 92

An Act to amend the charter of the town of Pointe Claire

[Assented to 9th February, 1918]

WHEREAS the town of Pointe Claire has by its petition prayed that certain amendments be made to its charter, the act 1 George V (2nd session), chapter 71, as amended by the act 7 George V, chapter 79, representing that jurisdiction over and property in the road known as the Sources Road should be divided equitably between the municipalities interested therein;

And further that the ordinary revenues of the town are insufficient to provide for the payment of certain local