

3. Notwithstanding any law or contract to the contrary, no company, public utility or other corporation may in future exercise any franchise or any right whatsoever within the limits of Maisonneuve Park.

Exceptions. This provision shall not affect the rights of the Shawinigan Water and Company, nor those of the Montreal Water and Power Company.

Coming into force. **4.** This act shall come into force on the day of its sanction.

C H A P. 66

An Act to amend the charter of the city of Outremont

[Assented to 22nd December, 1916]

Preamble. **W**HEREAS the corporation of the city of Outremont has by petition represented that it is expedient, for the proper administration of its affairs, to amend its charter, the act 5 George V, chapter 93, and to grant it additional powers; and has prayed that an act be passed to that effect; and

Whereas it is expedient to grant the said prayer;

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

5 Geo. V, c. 93, s. 48, replaced. **1.** Section 48 of the act 5 George V, chapter 93, is replaced by the following:

R. S., 5639, par. 21, replaced for the city. **"48.** Paragraph 21 of article 5639 of the Revised Statutes, 1909, is replaced, for the city, by the following:

Sewerage, &c.

"21. To regulate the sewerage of the city; to order the construction of any public sewers or drains, and of any connection between such public sewers or drains and private drains; regulate the method and materials of their construction, and assess the cost thereof, including the expense of all repairs to streets, sidewalks, and all other expenses incidental to such works, upon the proprietors owning immovable property on any street, private street, lane, public place or portion thereof in which such improvements are made, or on the proprietors within a certain area who benefit thereby, or otherwise, as the council may direct; and to regulate the mode of making and levying such assessment either according to the frontage of each property served or benefitted, or otherwise;

Contracts with other municipalities.

"21a. The city may make special agreements with the city of Montreal or with any municipality or municipalities,

to secure for a determinate period an outlet for the sewerage and drainage of the city; the compensation therefor to be determined either by amicable arrangement or by arbitration; but in the event of such outlet being refused, the city shall have the right to build a main sewer to conduct the sewerage and drainage to the nearest and most convenient point on the St. Lawrence river or elsewhere, through any municipality or municipalities, except the city of Montreal, by paying therefor such reasonable compensation as may be awarded by arbitration;

"21b. The assessment roll homologated by the city council on the 10th of July, 1912, reproduced as Schedule A, apportioning on the abutting properties of Kelvin and Dunlop streets the cost of a common sewer built on such streets as one improvement, and assessed as such according to frontage on the said abutting properties, is hereby declared legal and valid to all intents and purposes;

"21c. All assessment rolls, the validity of which may be in doubt because they apportion on the abutting properties of two or more streets, the cost of improvements carried on as one work on such streets instead of distinct works made and assessed for separately, street by street, are hereby declared legal and valid to all intents and purposes;"

2. Section 69 of the act 5 George V, chapter 93, is replaced by the following:

"69. Article 5668 of the Revised Statutes, 1909, is replaced, for the city, by the following:

"5668. The council may, by by-law, in order to pay the interest and sinking-fund on the outlay required for the establishment of a lighting system, and also in order to meet the expenses of maintaining and administering the same, impose an annual special assessment, either on all the proprietors or occupants or real property within the city, or on part of said proprietors or occupants, whose properties are served or benefitted by such improvements, or otherwise, as the council may direct.

"5668a. The city council, by a two-thirds vote of its members, may from time to time advance to the Montreal Light, Heat and Power Company, certain sums of money to defray the cost of extending gas mains in streets, parts of streets or sections of the city where the said company, under its contract with the city, is not bound to make such extensions.

The said advances shall be made under such conditions

as the council and the said company may mutually agree upon. To pay the interest on the amounts so advanced, the council may levy assessments upon the proprietors owning immoveable property on any street, public place or square or portion thereof where such extensions are made, or upon proprietors owning immoveable property benefitted thereby, or otherwise as the council may direct; and the council may regulate the mode of making and levying such assessments, either according to frontage of each property served or benefitted, or otherwise. Such assessments shall constitute special taxes”.

Id., s. 82, replaced. **3.** Section 82 of the act 5 George V, chapter 93, is replaced by the following:

R. S. 5789, replaced for the city. **“82.** Article 5789 of the Revised Statutes, 1909, is replaced, for the city, by the following:

Temporary loans. **“5789.** Notwithstanding the provisions of this subsection, the council may, pending the collection of the general and special taxes, and of the water-rate, on mere resolution, and without being bound to obtain the approval of the electors who are proprietors, or of the Lieutenant-Governor in Council, contract temporary loans, from time to time, by means of notes, for a period not exceeding the then current fiscal year, and on such terms and conditions as the council may deem expedient, to an amount not exceeding at any time one-half the revenue of the municipality then due and exigible.

Limit of borrowing power. **“5789a.** In no case shall the debt of the city exceed fifteen per cent of the assessed value of the real estate of the city.

Exception. The amounts due by proprietors for local improvements, in virtue of the city charter and by-laws, shall not be taken into account for the purpose of determining the debt of the city.

Bonds may be pledged as collateral security. **“5789b.** The city may, from time to time, pledge its bonds as collateral security for the temporary loans which it is authorized to contract under the charter; and the said pledge shall in no manner affect the validity of the said bonds.”

City to pay certain costs. **4.** The city of Outremont shall pay all the taxable costs in the case No. 364 of the records of the Superior Court for the district of Montreal, in which Horace Joyce is Plaintiff and the city of Outremont is defendant.

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

SCHEDULE A.

14 SPECIAL TAXES.—COLLECTION ROLL.—Dunlop & Kelvin Sewer account from St. Catherine Rd to Golf Links and from Dunlop to Lot 57. Total cost \$7,771.55 at 5½ per cent. Total annual tax \$427.47 imposed July 1st 1912; payable in 40 years. Annual tax per foot \$0.22.77.

PROPRIETOR		Official Order			Frontage	Rate per foot	Annual Amount Payable
		Cad. No.	Sub. div.	Sub. div.	Original		
	DUNLOP AVE. SEWER:						
Joyce, Horace.....	(East side St. Catherine Road corner).	43			408	22.77	92 90
Pratt, Estate.....		44	Part.		186		42 35
Poirier, Ferd.....	(West side).	44		2	145		33 02
Heney, W. T.....				6	57.6		13 10
Cooke, Robt.....				7	57.6		13 10
Normandin, Ovide.....				8	57.6		13 10
Laberge, J. E., Dr.....				9	57.6		13 10
Branchaud, C. H.....				12	34		7 75
do.....			10	1	37		8 43
Duchastel, J. A.....			10	2	63		14 35
	KELVIN AVE. SEWER:						
Laberge, J. E., Dr.....	(South side corner Dunlop).	44		9	94		21 41
Branchaud, C. H.....			5	3	204		46 45
do.....			5	2	43		9 80
do.....			5	1	44		10 02
do.....	(North side corner Dunlop).	44		12	98		22 32
do.....			5	10	46		10 48
do.....			5	9	46		10 48
do.....			5	8	47		10 70
do.....			5	7	47		10 70
do.....			5	6	74		10 70
Coupal, Dosithée.....			5	5	58		13 21
					1877		427 47

Certified true copy.

E. SAMPSON, City Clerk.