

struction and location of drains and sewer pipes, the thickness, materials and construction of party walls, partition and outside walls, the size and materials of floor beams, girders, piers, columns, roofs, chimney flues and heating apparatus; to supervise, regulate and control the height, shape and design of buildings to be erected, and to appoint a commission for such purpose; to determine the kind of buildings, whether stores or houses, detached, semi-detached, flat, tenement, or apartment house, solid stone or brick veneered buildings to be erected on certain streets, and prevent the erection thereon of any building of a different class; to compel the proprietors to submit the plans thereof to and previously obtain a certificate in writing from the building-inspector or any other officer; to prohibit the construction of buildings and structures not conforming to such by-laws, and to prohibit the erection or use of garages which are not of fire-proof construction, and to direct the suspension at any time of the erection or use of any such building as does not conform to such regulations, and to cause the demolition of any buildings not conforming to such by-laws, if necessary."

Coming into
force.

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

CHAP. 47

An Act to amend the charter of the city of Maisonneuve.

[Assented to 16th March, 1916]

Preamble.

WHEREAS the city of Maisonneuve has, by its petition, represented that it is in the interest of the ratepayers and of the proper administration of the city that amendments be made to its charter, the act 61 Victoria, chapter 57, as amended by the acts 63 Victoria, chapter 53; 9 Edward VII, chapter 89; 1 George V (1st session), chapter 52; 1 George V (2nd session), chapter 54; 2 George V, chapter 62; 3 George V, chapter 58, and 4 George V, chapter 78;

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:

Loan
authorized.

1. The city is authorized to borrow an amount not exceeding six hundred thousand dollars, for a term of not

more than twenty years, to pay the expenses of administration and the interest to become due during the year 1916.

By the by-law or resolution authorizing the loan, a ^{Special tax.} special annual tax on the total value of the taxable immoveable property in the city, as entered on the valuation roll, shall be imposed and levied annually, during the period of the loan, upon all the said immoveables, to an amount sufficient to pay the interest on the said loan and to establish a sinking-fund sufficient to repay the principal at maturity.

Such special annual tax, which shall not however exceed ^{Proviso.} twenty-five cents per hundred dollars per annum, shall be collected at the same time as the ordinary annual tax on immoveables, in the same manner and with all the rights and privileges attached to the latter tax.

Subject to the sanction of the Lieutenant-Governor in ^{When loan} Council, the council may negotiate the said loan, either in ^{may be} whole or in part, after the by-law or resolution imposing ^{negotiated.} the said tax has been adopted, and the provisions of ^{Provisions} sections 5, 6 and 7 of the act 4 George V, chapter 78, shall ^{applicable} apply to such loan or loans.

After providing for the expenses of administration and for the payment of the abovementioned interest, if there be any surplus remaining, the council may use the same for performing work on the construction of permanent streets in the city.

2. From and after the sanction of this act, the city ^{No other} shall effect no other loans than that authorized by this ^{loans.} act, notwithstanding any law to the contrary, but with the exception, however, of the power it possesses to ^{Exception.} borrow for the purpose of paying the interest on the debt contracted for the purchase of Maisonneuve park.

3. No resolution of the council authorizing or recommending the expenditure of money shall be adopted or ^{No expend-} have effect before a certificate from the secretary-treasurer ^{iture with-} is produced, showing that there are funds at the city's ^{out certifi-} disposal for the service and purposes for which such expense ^{cate of} is proposed. ^{secretary-} ^{treasurer.}

Nevertheless, the council may make contracts or bar- ^{Proviso.} gains for the purchase of various supplies for the needs or use of the various city departments during a subsequent year; but, in such case, the amount of such contracts or bargains shall be charged in advance to the estimates for such year.

No contract or bargain whatever shall bind the city ^{Approval of} unless it has been approved by the council. ^{council} ^{necessary.}

Authoriza-
tion of
council and
certificate
of sec.-treas.
necessary in
certain case.

The city shall not be responsible for the price or value of work done, materials delivered, goods or effects of any kind supplied, nor for fees for professional services, salaries, wages or other remuneration, without special authorization from the council, nor unless, in each case, a certificate from the secretary-treasurer is produced showing that there are funds available and voted for the special object for which payment is asked; and no right of action shall lie against the city, unless the above formalities have been strictly observed, although the city may have benefitted by such contracts, bargains, work done, materials delivered or services rendered.

Personal
liability of
members
of council.

Any member of the council who, verbally, or in writing, or by his vote, or tacitly, authorizes an expenditure of money exceeding the amount previously voted and lawfully placed at the disposal of the council, may, at the discretion of the court, according to the gravity of the irregular or illegal act, be held personally liable or be declared to have forfeited his right to sit as a member of the council, or be declared disqualified for re-election to the office of alderman for a period of two years counting from the date when the irregular or illegal act was committed, or be condemned to all such penalties, or even be declared to be not liable thereto.

Payment of
accounts.

Hereafter, any law to the contrary notwithstanding, every account owing by the city of Maisonneuve for any purpose whatsoever, before being approved by the council, and before being paid, must be checked and approved by the chief accountant, the secretary-treasurer, the chairman of the Finance Committee, and by the Mayor, and every cheque shall be signed by the Mayor and secretary-treasurer, and countersigned by the chairman of the Finance Committee and the chief accountant.

Factories
prohibited
in certain
territory.

4. The building, operation or utilisation of any factory, workshop or ice-house, is prohibited within the territory lying between Boulevard Pie IX and Boyce street and the western and northern boundaries of the municipality.

Loans may
be made by
bond issue.

5. Notwithstanding any law to the contrary, the council is, for all the purposes mentioned in this act, authorized to effect loans by issuing bonds or debentures of the city, by by-law or resolution, and the various issues of bonds and debentures shall be exempt from the formalities and conditions enacted in such cases by the Revised Statutes, 1888, and by the charter.

Coming into
force.

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