

shall not exceed fifty dollars per arpent, including the buildings thereon erected.

Coming into force. **21.** This act shall come into force on the day of its sanction.

CHAP. 105

An Act to incorporate the municipality of the parish of St. Léonard de Port Maurice as a town.

[Assented to 5th March, 1915]

Preamble.

WHEREAS the municipality of the parish of St. Léonard de Port Maurice has, by its petition, represented:

That owing to the subdivision and sale of certain lands as building lots in the municipality, and the erection of adjoining municipalities into towns, the provisions of the Municipal Code no longer meets the needs of its inhabitants;

That it wishes to be incorporated as a town under the name of "The town of St. Léonard de Port Maurice", subject to the application of the Cities and Towns' Act, with certain amendments and restrictions;

That doubts have arisen as to the legality of by-law No. 41 respecting the opening of the Grand Boulevard, within the limits of the municipality, according to the act 4 George V, chapter 100, and unanimously approved by the interested proprietors; that copies of the said by-law and the notice convening the electors were published by inadvertance only once in the English and French newspapers; that it is in the public interest to declare the general plan of the municipality made by F. C. Laberge, land surveyor, obligatory and valid;

That after the sanction of the act 4 George V, chapter 100, respecting the Grand Boulevard, the plan whereof was prepared by F. C. Laberge, land-surveyor, it was necessary to make certain changes in and additions to the said plan, for the purpose of facilitating the necessary expropriations, and it is expedient to ratify the plan of the said Grand Boulevard, prepared by the said F. C. Laberge, and dated the 8th February, 1913;

Whereas it is expedient to grant the prayer to that effect contained 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:

1. The town of St. Leonard de Port Maurice shall comprise the territory of the municipality of the parish of St. Leonard de Port Maurice within its present limits, namely: starting at a point situate at the centre of the Côte St. Michel road, opposite the dividing line between lots Nos. 369 and 370 of the cadastre of the parish of Sault-au-Récollet; thence towards the southwest following the middle of the Côte St. Michel road to opposite the north-eastern dividing line of lot No. 438; thence, turning towards the southeast, crossing the said road and following the dividing line between lots Nos. 437 and 438 as far as lot No. 437a, and crossing the said lot No. 437a, in the preceding direction as far as the land belonging to the incorporated village of Côte Visitation; thence, turning towards the northeast, following the dividing line between the incorporated village of Côte Visitation and the parish of Sault-au-Récollet, and continuing in a winding direction north-south-east and northeast, following the dividing line between the parish of Longue Pointe and the parish of Sault-au-Récollet as far as lot No. 443 of the cadastre of the parish of Longue Pointe; thence following the southeastern line of the said lot No. 443 as far as the southwestern line of lot No. 440; then turning in a southeasterly direction, following the dividing line between lots Nos. 440, 442 and 441 of lot No. 326, as far as the southeastern line of lot No. 441, and thence, going towards the northeast, following the base line of lots Nos. 441, 440, 439, 438, 437 and 436, crossing St. Leonard hill, thence continuing in a winding direction north, northeast and southeast following the base line of lots Nos. 435, 434, 433, 432, 430, 429, 428, 426, 424, 423, 420, 419, 418, 417, 416, 415, 414 and 410; thence towards the northwest, following the southwestern line of the parish of Pointe-aux-Trembles, as far as the base line of lot No. 505; thence, towards the southwest, the northwest and the southeast, following the windings of the southeastern line of the parish of Rivière des Prairies, as far as the northeastern line of the parish of Sault-au-Récollet; thence, towards the southeast, following the north-eastern line of lot No. 2 of the cadastre of the parish of Sault-au-Récollet, to opposite the southeastern line of the said lot No. 2; thence towards the southwest and the southeast following the base line of lots Nos. 2, part of 3, 409, 408, 407, 406, 404, 403, 401, 400, 399, 398, 397, 396, 395, 394, 392, 387, 388, 386, 385, 384, 383, 382, 381, 380, 379, 376, 374, 371 and 370 as far as the northeastern line of lot No. 368; thence towards the southeast following the dividing line between lots No. 368 and 369 of lot No. 370, as far as the Côte St. Michel road, and continuing in the same Territory.

direction as far as the centre of the said road, being the point of departure.

Town corporation constituted.
Name.

2. The inhabitants and ratepayers of the municipality of the parish of St. Léonard de Port Maurice shall form a town corporation under the name of "The town of St. Léonard de Port Maurice."

Provisions applicable.

3. Such corporation shall be governed by the Cities and Towns' Act, (articles 5256 to 5884, inclusive, of the Revised Statutes, 1909), except in so far as the same may be inconsistent with this act.

Transfer of rights, obligations, &c.

4. The corporation hereby constituted shall succeed to the rights, obligations, privileges, property, credits and actions of the corporation of the municipality of the parish of St. Léonard de Port Maurice, and shall replace it for all legal purposes.

By-laws, &c, to remain in force.

5. All *procès-verbaux*, assessment rolls, titles, by-laws, orders, lists, rolls, plans, resolutions, ordinances, covenants, provisions, engagements or municipal acts, now in force in the territory mentioned in section 1 of this act, shall continue to have full force and effect until annulled, amended, cancelled or accomplished, unless they be inconsistent with this act.

Mayor and aldermen.

6. The municipal council shall consist of a mayor and six aldermen, elected for two years.

First general election.

7. The first general election of mayor and aldermen shall take place on the first juridical day of the month of February, 1917; the nomination for such election shall take place on the third Monday in January, 1917, and the returning-officer for such first election shall be the secretary-treasurer of the municipality of the parish of St. Léonard de Port Maurice, and the present mayor and councillors of the municipality of the parish of St. Léonard de Port Maurice shall continue in their respective offices until the said election, or until replaced in accordance with the Cities and Towns' Act.

Present mayor and councillors to continue in office.

Provisions not applicable.

8. Articles 5283, 5284 and 5285 of the Revised Statutes, 1909, shall not apply to the town; nevertheless, upon a by-law approved by a vote of two-thirds of the members of the council, the town may be divided into wards, and articles 5283, 5284 and 5285 shall then apply to it; and articles 5302, 5370, 5371, 5377, 5380, 5382, 5397 and 5423 of the Revised Statutes, 1909, which are repealed for the

Proviso.

town by this act, and article 5422, which is amended for the town as hereinafter set forth, shall then apply equally to the latter in their original text from the moment such council decides, by a vote of two-thirds of its members as aforesaid, that the town shall be divided into wards.

9. Paragraph 1 of article 5422 of the Revised Statutes, 1909, is replaced for the town by the following: R. S. 5422, par. 1, replaced for the town.

"5422. 1. Ten electors qualified to vote, and whose names are entered on the list of electors in force in the municipality, may nominate a candidate for the office of mayor, and ten electors qualified to vote, and whose names are entered on the said list of electors, may nominate a candidate for the office of alderman for the municipality, by signing, in either case, a nomination-paper, in the form H if the mayor be in question and in the form I if an alderman be in question, stating therein the name and surname, residence and profession or occupation of the person nominated, in such manner as sufficiently to identify such candidate, and by delivering the said nomination-paper to the returning-officer on the day and at the hour and place indicated in the notice of the returning-officer published in accordance with article 5419, or causing the same to be delivered to the returning-officer as hereinafter mentioned." Who may nominate candidates, and form of nomination-paper.

10. Articles 5302, 5370, 5371, 5380, 5397, 5423 and 5373 (2nd paragraph), of the Revised Statutes, 1909, shall not apply to the town. Provisions not applicable.

11. The voting shall take place at a single spot indicated by resolution of the council or, in its default, by the returning-officer. Place of voting.

12. The electors voting at such spot, can vote but once for the election of the mayor and but once for each of the six offices of aldermen. The provisions of the Cities and Towns' Act, respecting the division into districts and to deputy returning-officers within the limits of the municipality, shall apply to the town only from the time when the town, by a vote of two-thirds of the members of its council, decides upon the division into polling districts as aforesaid. One vote for each office.

13. Article 5382 of the Revised Statutes, 1909, is replaced for the town by the following: R. S. 5382, replaced for the town.

"5382. The mayor shall see that the electors' list for the municipality is made as aforesaid, and he may dismiss the clerk if the latter refuses or neglects to so make the Duty of mayor to see that list is made.

said list, and also any civic employee who tampers with the same."

Additional
powers of
council.
Subdivision.

14. In addition to the powers conferred upon it by the Cities and Towns' Act, the council may also:

a. Regulate the subdivision and re-subdivision of the immoveable properties within the town limits, and oblige the owners thereof to submit for approval of the council all new plans of subdivisions before they are presented to the minister in charge of the cadastre, for registration; prohibit such subdivisions, if they do not coincide with the general plan of the municipality, or when the council deems them contrary to public interest;

Tax poles,
&c.

b. Impose and levy by by-law an annual tax upon all telegraph, telephone, electric light or power poles in streets, public places and roads of the town, provided such tax does not exceed twenty-five cents per annum for each pole.

Exception.

Such tax shall be recoverable from the owners of poles, and shall be due for such poles so existing in the town, except telegraph poles situated on the property of railway companies, and used by such companies.

Ratification
of by-law and
approval of
electors.

15. The following is declared valid, namely: the approval of the municipal electors who are proprietors of immoveable property in the municipality of the parish of St. Leonard de Port Maurice, given on the 27th May, 1914, to by-law No. 41 providing for the opening of the Grand Boulevard in the limits of the said municipality; and the said by-law No. 41 is ratified, confirmed, declared valid and authorized for all legal purposes.

Plan ratified.

16. The plan of the said Grand Boulevard, prepared by F. C. Laberge, land surveyor, and dated the 8th February, 1913, indicating the lines of the said Grand Boulevard within the limits of the said municipality, is ratified and declared legal and valid, subject to the homologation mentioned in section 1 of the act 4 George V, chapter 100.

R. S. 5713a,
enacted for
the town.

17. The following article is added, for the town, after article 5713 of the Revised Statutes, 1909:

Additions to
valuation
roll.

"5713a. The council may cause to be added, on the valuation roll, at any time, by the assessors in office, after an estimate made by them, any piece of land under cultivation which may have been detached, such as town lots; and in like manner and at any time cause any lot or a subdivision of land which shall be brought to its knowledge after the homologation of the annual valuation roll, to be valued separately."

18. The present municipal officers and employees of the former municipality of the parish of St. Leonard de Port Maurice, shall remain in office until the expiration of their term of office or engagement, or until they are replaced according to law; and during such time they shall remain vested with all the rights, powers and privileges belonging to them, and submit to all the duties imposed upon them.

Present officers to remain in office.

19. Article 5556 of the Revised Statutes, 1909, is replaced for the town by the following:

R. S. 5556, replaced for the town.

"5556. The sessions of the council shall be held at the place where they now are held, so long as the council has not decided otherwise by resolution."

Where sessions are held.

20. The general plan of the municipality made and prepared by F. C. Laberge, land surveyor, and dated the 2nd December, 1914, is declared legal, valid and binding upon the municipality, the proprietors interested and all other persons, and the provisions of article 5644 of the Revised Statutes, 1909, shall apply; but such plan shall not be carried out until the council deems the same expedient.

Plan of municipality declared legal and binding.

21. The council may make all arrangements or contracts with the city of Montreal or other neighbouring municipal corporations, respecting all municipal works, in which the town and any other municipal corporation may be interested, and especially as regards water-courses, the making or maintaining of roads, streets or lanes, wholly or partially contiguous, and also the connection of the light, and joining together sewerage and water works system or other public services.

Contracts may be made with adjoining municipalities.

22. Every company owning an immoveable within the limits of the town of St. Léonard de Port Maurice shall have the right to vote, through its authorized agent or representative, at any election and upon any by-law or any resolution which may be submitted to the vote of the municipal electors and, in the latter case, in proportion to the amount of the valuation for which the said company pays taxes; such amount to be fixed according to the rate of taxation then in force.

Corporations who are owners shall be entitled to vote.

Such company's right to vote cannot be exercised unless it gives the name of the authorized agent so representing it to the town clerk at least five days before the date fixed for such election or for the approval or disapproval of the by-law.

Proviso.

Owners of certain roads &c., may be compelled to make repairs.

23. If an avenue or road not belonging to the municipality, but open to the public, and used as such, and on which building lots have been sold, needs repairs, the council may, at the request of one or more of the purchasers of such lots, compel the owner or owners of the said road or the said avenue, to make such repairs, and, if they are not made within the delay fixed by the council, the latter may cause the same to be made, at the expense of the proprietors, and recover the cost from the latter.

Coming into force.

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

CHAP. 106

An Act to incorporate the town of Dorval Island.

[Assented to 5th March, 1915]

Preamble.

WHEREAS the Dorval Island Park Company, Limited, as well as Samuel Carsley, stock broker; Cecil Leonard Carsley, gentleman; Robert Mitchell Ballantyne, merchant; Peter William McLagan, merchant; Dr. John McCombe, doctor; and Malcolm Drummond Barclay, surveyor; all being proprietors, residents and ratepayers in the town of Dorval, in the district of Montreal, have, by their petition, represented that the island of Dorval situated in the St. Lawrence river opposite the town of Dorval, of which at present it forms a part, has been acquired with a view of subdividing it into building lots, and that, in fact, the greater part of the island has been subdivided into building lots, with streets and avenues, and offered for sale to the public;

That they have acquired immoveable property at the said place, in fact, the whole island; and that a great many building lots have been sold and conceded; and that it is expedient to introduce in such territory the modern improvements considered necessary in such cases, such as electric light, water-works, rapid traffic by tramways, improvement of streets, and others;

That, in order to effect such improvements, it is necessary to erect the said territory into a town with all the usual and necessary powers given by the Cities and Towns' Act;

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