

C H A P. 80

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

[Assented to 19th February, 1914]

WHEREAS the corporation of the city of Verdun, has, Preamble.
by its petition, represented that it is in the interest of the proper administration of its affairs, that its charter, the act 7 Edward VII, chapter 73, as amended by the act 3 George V, chapter 61, be further altered and amended, in order to give certain powers which it does not possess, and to do away with certain provisions which govern it, 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 12 of the act 7 Edward VII, chapter 73, is 7 Ed. VII
ch. 73, s. 12,
replaced.
replaced by the following:

“**12.** Article 5373 of the Revised Statutes, 1909, is 5373 R.S.
replaced for
city.
replaced, for the city, by the following:

“**5373.** No person qualified to vote as tenant or Or Disqualifica-
tion as
elector.
occupant, shall be entitled to have his name entered on the electors' list for any of the wards of the municipality who, on the first day of November next preceding the expiration of the delay mentioned in article 5374, is indebted to the municipality for water-rates.”

2. The city of Verdun is hereby authorized to construct, Under-
ground conduit system
authorized.
operate and maintain a system of underground conduits, in which shall be placed all telegraph, telephone and electric-light wires, and other wires and cables and transmission lines, belonging to any person, firm, syndicate, company or corporation having or exercising a franchise, rights or privileges in, upon, or above the streets, lanes, highways or thoroughfares, such conduits to be of sufficient dimensions and capacity to not only enable them to amply meet the needs of the various syndicates, companies or corporations, but also to provide for all future exigencies, and also to expropriate each or every of such cables, wires and transmission lines now installed above the surface of the city streets.

3. As the city shall complete the installation of the May compel
persons or
companies
to place wires
said system of underground conduits, in certain streets or parts of streets, the council shall have the right, by

in conduits
and remove
poles.

resolution, to compel the said persons or companies, within a reasonable delay, to place their wires or cables in such conduits and to remove the poles or overhead wires belonging to them and now in the said streets or parts of streets or crossing the same, the whole on payment to the benefit of such persons or companies, of a reasonable indemnity for the cost of such removal, and the value of the materials thereby damaged or rendered useless, and of the wires and cables contained therein; the amount of such indemnity to each company or person shall be determined by three arbitrators, one of whom shall be chosen by the city, one by the company or person expropriated and the third by the two others or, in the event of disagreement, by a judge of the Superior Court.

No more
poles to be
erected.

4. No company or person shall afterwards, for the purposes above mentioned, have the right to erect poles or to place wires on or across the streets or parts of streets where the conduit may be built, and the city itself shall not have the right to put up poles or place wires, except, however, as regards the putting up of poles for the lighting of the city streets or for its alarm or patrol services.

Exception.

Proviso.

The telephone and telegraph wires shall not be placed in the conduit or man-hole serving for the electric light or power wires.

May levy
due or tax
on those
using con-
duits.

5. The city shall have the right to levy a due or to impose a tax on all persons, firms, syndicates, companies or corporations using the said conduits, in order to cover the cost of the maintenance and operation thereof, as well as the interest on the sum borrowed by the city for the establishment of the said conduit system, and for the indemnity payable to corporations, under section 3 of this act.

In propor-
tion to space
occupied in
conduit.

The amount that may be so levied upon each person or company shall be proportionate to the portion of the conduits it may occupy, so that a person or company who occupies one tenth part of said conduits shall pay one tenth of the said amount and so on.

Bond issue
authorized.

6. The city council, in order to obtain the necessary funds for the construction and establishment of the said conduit system, may issue bonds, debentures or registered stock, covering a period of forty years from the date of their issue, or may effect a special loan not exceeding five hundred thousand dollars, with interest not exceeding five and one-half per cent and with a sinking fund, the whole as may be provided by a by-law of the council.

7. The city is authorized to pass a by-law, which it may from time to time amend, providing for the appointment of one or more competent engineers for the purpose of making a preparatory study, with the companies interested or their representatives, respecting the construction and maintenance of the said underground conduits, of supervising the construction of the works and the placing and maintenance of wires in the conduits, of coming to an understanding with the companies as regards the dimensions which such conduits shall have, the space to be allotted to each company, the isolation and installation of the wires in such conduits, and the best method to be adopted to secure, for each company, the facilities required for placing and using its wires, and report to the proper authorities.

Separate man-holes shall be made for each company using the said conduits, in order to allow each one the free operation of its own system.

8. Section 2 of the act 3 George V, chapter 61, shall apply to the loans authorized by sections 2 and 6 of this Act.

9. The City Council is authorized and empowered to pass by-laws to regulate and prohibit the erection of buildings and other constructions along lanes, public or private, and upon the back of any lot, and to prevent the same.

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

C H A P. 81

An Act respecting the city of Ottawa.

[Assented to 19th February, 1914]

WHEREAS a petition has been presented by the corporation of the city of Ottawa, in the Province of Ontario, praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of 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. This act may be cited as "The Ottawa Waterworks Act."