

C H A P. 53

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

[Assented to 21st December, 1912]

WHEREAS the city of Quebec, has, by its petition, represented that it is necessary to amend its charter and it is expedient to grant its prayer; Preamble.

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

1. The city of Quebec, is hereby authorized to borrow an Loan
amount not exceeding nine hundred and fifty thousand dollars; authorized.
two hundred and fifty thousand dollars of which amount being to pay the cost of the permanent paving of the streets and of the sidewalks and other permanent works in the streets and squares; two hundred and fifty thousand dollars to provide for the cost of construction of the new main pipe of its waterworks already authorized by the act, George V (2nd session) chapter 59, sections 2, 3 and 4, and to pay the cost of laying pipes to replace the pipes previously laid for the said waterworks and which are now insufficient; one hundred thousand dollars to build and repair fire-stations and to equip and re-organize the fire-brigade; seventy-five thousand dollars to finish the Dorchester and Drouin bridges over the river St-Charles and to purchase grounds for the approaches to the said bridges; seventy-five thousand dollars to provide for the building of a civic hospital and a morgue, including the cost of the site for the same; one hundred thousand dollars for works in connection with the waterworks, drainage and roads in the portion of Limoilou ward of the city where such improvements do not already exist; and one hundred thousand dollars to acquire land within or without the city, if the latter deem the same advantageous, and to alienate the same wholly or partly for the building of industrial or manufacturing establishments only, on such conditions as may be determined by the city council.

2. For the effecting of such loans, the city is authorized to Issue of
issue bonds or registered stock as it may deem necessary for the bonds &c.
aforesaid purposes, which bonds or registered stock shall be for such amount as the city may deem expedient and shall be payable within a period not exceeding fifty years from their date, with interest not exceeding four and a half per cent per annum.

3. With respect to the loans which the city of Quebec has Interest
already been authorized by the Legislature to effect, and for on certain
loans.

which it has not yet issued bonds or registered stock, it may, when affecting such loans or portions thereof, bind itself to pay interest thereon at a rate not exceeding four and a half per cent.

How bonds,
&c. to be
paid.

4. The city shall provide for the payment of such bonds or registered stock, either by paying upon the principal thereof, half yearly or every year at its option, an amount sufficient to pay the principal of every bond or all the registered stock at maturity, or by establishing a sinking fund in such manner as it may deem advisable. Such sinking fund shall be used solely for the payment of such bonds or registered stock.

2 Geo. V,
c. 55, s. 4
replaced.

Certain
contract
ratified, &c.

5. Section 4 of the act 2 George V, chapter 55, is replaced by the following:

"4. The contract made between the Quebec Exposition Company and the city of Quebec, on the 2nd March 1912, before Joseph Allaire, notary public, is ratified to all intents and purposes and declared legal and valid. The city of Quebec is in consequence authorized to borrow, for the purchase of the property belonging to the Quebec Exposition Company, a sum not to exceed two hundred and fifty thousand dollars and to issue for that purpose bonds or registered stock in the manner above mentioned, and bearing interest at a rate not exceeding four and a half per cent.

61 V, c. 52,
s. 21a added.

Provisions
where assess-
ment is on
real value.

6. The following section is added after section 21 of the act 61 Victoria, chapter 52:

"21a. If the assessment on immoveables in the city is based on their real value instead of on their leasing value, the assessors' petition shall then be to the effect that they be authorized to enter in the assessment book, the additional assessments and taxes accruing through the difference between the real value entered in the book and that which should have been entered."

33 V., c. 46,
s. 14, am.

7. Paragraph 2 of section 14 of the act 33 Victoria, chapter 46, is repealed without prejudice to existing leases.

61 V., c. 52, s
23a added.

8. The following section is added after section 23 of the act 61 Victoria, chapter 52.

Repayment
of water-rate
in certain
case.

"23a. If the assessment on immoveables in the city is based on their real value instead of on their leasing value, the repayment or reduction of the water-tax shall be only in the proportion of three eighths of one per cent."

Certain con-
tract ratified.

9. The contract between the city of Quebec and the Canadian Northern Quebec Railway Company and the Quebec and Lake St. John Railway Company dated the 21st day of October

1912, before Joseph Allaire, notary, respecting certain municipal assessments payable to the city by the said company, is declared valid.

10. Section 9 of the act 3 Edward VII, chapter 61, is amended by adding thereto the following paragraphs : 3 Ed., VII, c. 61, s. 9, am.

“ The city engineer may order the removal of any pole which he deems unnecessary, under a penalty of five dollars recoverable from the owner of the pole by suit before the Recorder's Court. Tax on certain poles, &c.

An appeal from the engineer's decision shall lie to the Quebec Public Utilities Commission within a delay of fifteen days from the service thereof.

The delay for the removal of such pole, shall be such as may be determined by the engineer, and in case of appeal that determined by the Commission, and the penalty shall be incurred from the delay thus determined in either case. Delay to remove poles, &c.

11. Whenever it is necessary or expedient for the city to erect poles to carry electric wires for the purposes of its fire-alarm telegraph system, on public roads in the vicinity of the city, it may for such object exercise the powers mentioned in article 6252 of the Revised Statutes, 1909. Expropriations re fire-alarms.

12. Section 33 of the act 2 George, V, chapter 55 is replaced by the following : 2 Geo. V., c. 55, s. 33, replaced.

“ **33.** Section 16 of the act 57 Victoria, chapter 58 is replaced by the following : 33 V., c. 58, s. 16 replaced.

“ **16.** It is forbidden to build or erect any house, building or structure whatsoever or repair the exterior walls of any such house, building or structure or repair any portion of the roof or exterior covering of any house, building or structure otherwise than with incombustible materials. Materials for building, &c.

Houses or other buildings built of stone or brick, or of wood lined with brick or asbestos material or cement or in accordance with the provisions of by-law No. 24 of the city of Quebec bearing date the ninth of August one thousand nine hundred and twelve, intituled: “ By-law concerning the construction of certain buildings and precautions against fire ”, or in other incombustible materials the use of which may be permitted by any other by-law of the city council shall be considered as built with incombustible materials. What are incombustible materials.

13. The following section is added after section 18 of the act 2 George V, chapter 55: Id., s. 18a added.

“ **18a.** The city may on a resolution of the city council to that effect, make a sidewalk, wholly or partly of such materials as it may consider of a permanent nature, even when it does not pave the roadway, and it may then cause one half the cost of Making of sidewalks, &c.

such work to be refunded to it by the owners of the buildings or lots along which the said sidewalk is so made."

Certain
intakes
forbidden.

14. All persons, companies, or corporations are forbidden to establish an intake for public waterworks without the permission of the Quebec Public Utilities Commission above the dam for the city water-works on the river St-Charles, on lake St. Charles or on their tributaries.

Distance of
buildings
from streets.

15. The city is authorized to order by by-law, that in certain streets or parts of streets, considered non-commercial, the buildings to be built thereon shall be built only at a certain distance from the line of such street.

Exemption
from jury
service.

16. The mayor and members of the city council shall be exempt from jury service.

Tax on
workmen.

17. Notwithstanding any law or by-law to the contrary, the city of Quebec shall not impose any personal tax on workmen not residing within its limits.

Transfer of
certain
property
authorized,
&c.

18. The city is authorized to sell or transfer to any railway company, to the Government or to any corporation having expropriation powers, that portion of the property described in the deed of sale executed on the 28th April 1896 by the General Hospital of Quebec, to the city of Quebec, before Jos. Allaire N. P. under the number 7130 of his minutes, which will be required for railway purposes. The indemnity to which the General Hospital, is entitled shall be determined according to the city's expropriation laws and shall be payable by the said city. In default of the city proceeding within a delay of two months from such sale or grant, the General Hospital as well as the city, may, for the same purpose ask for the appointment of experts.

Employees'
pension fund.

19. The city of Quebec shall, before the first day of July next, provide a pension fund for its permanent employees, and all necessary powers for such purpose are conferred on it.

Sales of farm
produce.

20. Notwithstanding any law or by-law to the contrary, farmers shall have the right to sell in yards of private residences the produce of their respective farms, such as fruit, vegetables, poultry, eggs and butter, except meat, without being obliged to take licenses for such purposes.

Building ins-
pector.

21. The city shall, before the first of May next appoint a building inspector.

Coming into
force.

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