

C H A P. 57

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

[Assented to 21st December, 1912]

WHEREAS the city of Lachine has by its petition represented, that it is expedient to annex the town of Summerlea which has consented thereto to its territory, and to make certain amendments to its charter, the act 9 Edward VII, chapter 86, and whereas it is expedient to grant such prayer;

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

1. Section 9 of the act 9 Edward VII, chapter 86, as amended 9 Ed. VII, by the act 2 George V, chapter 61, section 1, is further amended c. 86, s. 9, am. by adding the following paragraph thereto:

“ *m.* The town of Summerlea is annexed to the city and shall form a ward under the name of “ Summerlea Ward ”, its territory being bounded as follows: on the east by the city of Lachine; on the west by the town of Dorval and by part of lot No. 880 of the plan and book of reference of the parish of Lachine, north of the line of the Grand Trunk Railway of Canada that is to say lot No. 1037 of the said official plan and book of reference; on the north by the middle of the public road of Côte de Notre-Dame de Liesse, by lots Nos. 895 and 896 of the official plan and book of reference of the parish of Lachine, and by lot No. 544 of the official plan and book of reference of the parish of St. Laurent, and on the south by the middle of the river St. Lawrence and comprising the lots originally known and designated under the Nos. 881, 881*a*, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 897, 897*a*, 897*b*, 898, and 899 of the official plan and book of reference of the parish of Lachine and its subdivisions; and moreover such part of the lot known and designated under the original No. 880 of the said official plan and book of reference, situate to the south of the King’s highway along the river St. Lawrence, and those parts of the same lot 880 owned by Joséphine Goné, wife of Joseph Edouard Cormier and by the representatives of Peter Lyall, situated on the north side of the said road: and the parts of the lots Numbers 1028, 1029 and 1037 of the official plan and book of reference of the parish of Lachine, now comprised in the town of Summerlea.

2. During the thirty days following the annexation, an alder-
First alder-
man for

Summerlea ward. man shall be elected to represent Summerlea Ward in the city council.

Second alderman. After the general elections following the date at which the permanent population of Summerlea Ward shall attain the number of five hundred, such ward shall be represented by two aldermen in the city council.

Rights, &c. of territory annexed. **3.** Dating from the annexation, the assets and liabilities of the town of Summerlea shall be merged with the assets and liabilities of the city of Lachine, and the city shall have the rights and be subject to the obligations of the town of Summerlea.

By-laws, &c. applicable. **4.** The territory annexed shall be subject to the various acts, rules and by-laws of the city made and passed at the time when the annexation took place or which may be passed under the powers conferred upon the city by its charter, or by law, or by any amendment thereto, except in so far as such provisions may be inconsistent with the conditions of the annexation.

Water and sewerage pipes, &c. **5.** The city shall, before the first of September, 1913, lay its water and sewerage pipes throughout the whole length of the road along the river St. Lawrence in the annexed territory, and in the avenues adjoining the same, wherever the same may be necessary, and the city is authorized to pass one or more by-laws, to borrow upon bonds, all the money required for the carrying out of such works without being bound to submit such by-laws for loans to the approval of the municipal electors who are proprietors of immoveable property.

Lighting, &c. **6.** The city shall, immediately after the annexation extend the system of electric lighting into the territory annexed and furnish efficient police and fire protection.

Liability to certain assesment. **7.** The territory annexed shall be subject to the payment of the assessments on immoveables imposed by the city for the current year at the rate in force in the city and based on the valuation roll in force in the town of Summerlea at the date of the annexation, with however, a reduction proportionate to the time that has elapsed from the first of January last to the date of the annexation, and the city clerk is authorized to make a special roll for the collection of such proportion of taxes.

Valuation of certain lands. **8.** The lands under cultivation comprised in the territory annexed and situated to the south of the line of the Grand Trunk Railway of Canada known under the number 1037 on the official plan and book of reference of the parish of Lachine

shall not be valued at more than one hundred and fifty dollars per acre for a period of five years from the annexation, and those situated to the north of the said railway line shall not be valued at more than one hundred dollars per acre, for a period of ten years, counting from the annexation or so long, during such periods, as such lands are not subdivided into building lots.

9. The annexed territory shall in every respect be kept on the same footing as the remainder of the territory of the city and shall enjoy the same advantages. Status of annexed territory.

10. Section 10 of the act 9 Edward VII, chapter 86 as replaced by section 2 of the act 2 George V, chapter 61, is again replaced by the following: Id., s. 10 replaced.

“ **10.** The city is divided into five wards respectively designated under the names of Summerlea ward, ward No. 1, ward No. 2, ward No. 3 and ward No. 4. Wards of city.

Summerlea ward is bounded on the north by the northern limits of the city, on the east by a line starting from the northern boundary of the city following the eastern line of lot No. 899 of the official plan and book of reference of the parish of Lachine, to the line of the Grand Trunk Railway of Canada, crossing such line and extending in a direct line to the southern limits of the city, following the east line of the said original lot No. 899 and crossing Broadway and St. Joseph streets where they meet; on the south and west by the southern and western limits of the city. Summerlea ward.

Ward No. 1 is bounded on the north, by the northern boundary of the city; on the east by a line starting from the northern boundary of the city, following the east line of lot No. 907 of the official plan and book of reference of the parish of Lachine, crossing the old line of the Grand Trunk Railway of Canada, following the east line of lot No. 223 of the official plan and book of reference of the town of Lachine, crossing the line of the Grand Trunk Railway of Canada, passing by the middle of 25th street, crossing St. Joseph street, following the east line of lot No. 234 of the said plan and book of reference and extending in a straight line to the southern boundary of the city; and on the south by the southern boundaries of the city; and on the west by Summerlea ward. Ward No. 1.

Ward No. 2 is bounded on the north by the northern boundary of the city; on the east by a line starting from the northern boundary of the city following the east line of lot No. 910 of the official plan and book of reference of the parish of Lachine, crossing the old line of the Grand Trunk Railway of Canada, following the east line of original lots Nos. 293 and 395 of the official plan and book of reference of the town of Lachine, cross- Ward No. 2.

ing the line of the Grand Trunk Railway of Canada, passing by the middle of 15th street, crossing St. Joseph street and extending in a straight line to the southern boundary of the city; and on the south by the southern boundary of the city and on the west by ward No. 1.

Ward No. 3. Ward No. 3 is bounded on the north by the northern boundary of the city; on the east by a line starting from the northern boundary of the city following the east line of lot No. 912 of the official plan and book of reference of the parish of Lachine, crossing the old line of the Grand Trunk Railway of Canada following the east line of lot No. 752 of the official plan and book of reference of the town of Lachine, crossing the line of the Grand Trunk Railway of Canada, crossing the middle of eighth street as far as St. Louis street, crossing this street and following the east line of the original numbers 751 and 750 of the said official plan and book of reference, crossing St. Joseph street and extending in a straight line to the southern boundary of the city; on the south by the southern boundary of the city and on the west by ward number 2.

Ward No. 4. Ward No. 4 is bounded on the northeast, southeast and south by the northeastern, southeastern and southern boundaries of the city, and on the west by ward No. 3."

9 Ed. VII, c. 86, s. 11 replaced.
11. Section 11 of the act 9 Edward VII, chapter 86, is replaced by the following:

Continuance in office of certain mayor, &c.
" 11. The mayor and the eight aldermen elected at the general elections of December 1911, with the aldermen elected to represent Summerlea ward or their substitutes shall remain in office and represent the city until the next general elections which shall take place on the first Monday of December 1913 and, from that date, until Summerlea ward is entitled to two representatives, the city council shall consist of the mayor and nine aldermen, one being elected for Summerlea ward and one for seat No. 1 and one for seat No. 2 in each of the other wards."

R, S. 5321 replaced for city.
12. Article 5321 of the Revised Statutes, 1909, as replaced for the city by section 15 of the act 9 Edward VII, chapter 86, is again replaced by the following:

Permanent finance committee.
" 5321. The council may appoint a permanent finance committee, composed of the mayor and one alderman of each ward and as many other permanent or special committees composed of as many of its members as it may deem necessary to supervise the administration of the several civic departments for which they are respectively appointed, and to manage such business as it may, by by-law or resolution, assign to them.

When formed.
 The permanent committees shall be formed every year in the month of December at a special or general session of the

council and special committees at any time whenever necessary or expedient.

The council may at any time fill vacancies in a committee and replace members who refuse or are unable to act for two consecutive months.

The mayor shall be a member *ex-officio* of all committees and shall have a right to vote therein.

The committees shall render account of their labors and their decisions by reports signed by their chairman or by a majority of the members who compose them.

No report of a committee shall have any effect until it has been ratified or adopted by the council except where otherwise provided by this act."

13. The first paragraph of article 5479 of the Revised Statutes, 1909, is replaced for the city by the following:

"**5479.** At seven o'clock the poll and the voting shall be closed; and an entry thereof shall be made in the poll-book."

14. Article 5557 of the Revised Statutes, 1909, is replaced for the city by the following:

5557. The council shall meet at least once a month, in general or ordinary session, to despatch the business of the municipality, and shall hold its sessions on the days and at the hours which it determines by by-law."

15. The following article is inserted after section 59 of the act 9 Edward VII, chapter 86:

"**59a.** Before any expenditure of money shall be incurred for any purpose whatsoever, it must be established by a certificate of the treasurer that there are funds appropriated in accordance with the foregoing provisions to cover such expenditure."

16. Section 66 of the act 9 Edward VII, chapter 86, is replaced by the following:

"**66.** Every member of the council who authorizes verbally or in writing, by his vote or tacitly, any expenditure of money exceeding the amount previously appropriated or legally placed at the disposal of the council or of a committee may, in the discretion of the court according to the gravity of the illegality or irregularity, be either held personally liable therefor or declared to have forfeited his right to sit as a member of the council for a period of two years from the date of the irregularity or illegality or may be condemned to all such penalties or may even be declared free from the same.

Nevertheless the responsibilities and forfeitures enacted by this section shall not occur when the council, by a majority

Vacancies.

Mayor member of all committees.

Accounts of committees.

Ratification of reports of committees.

Id., 5479 replaced for city

Closing of poll.

Id., 5557 replaced for city.

Council meetings.

9 Ed., VII, c. 86, s. 59a, added.

Certain certificate before money expended.

Id., ss. 66, replaced.

Consequence of authorizing illegal expenditure.

Exception.

of two thirds of its votes, have authorized, ratified or confirmed such expenditure of money as valid and lawful."

By-laws re attendance of children at theatres, &c

17. The city council may make, amend and repeal by-laws to prevent children of any age under fourteen years, not accompanied by their parents or tutors, being present at theatrical performances or moving picture shows in the city, and frequenting billiard and pool-rooms, and to compel the proprietors and managers of theatres and moving picture shows, also of billiard and pool rooms, to refuse admission to such children into their establishments.

Municipal incinerator.

18. The city council may, by by-law, provide for the construction and maintenance of a municipal incinerator at the cost of the city.

Pension to H. Robert.

19. The city council is authorized to pay out of the city funds to its treasurer, Hormidas Robert, an annual pension not exceeding two thirds of his salary at the date of his being pensioned.

Certain expenses ratified.

20. The expenses incurred in the interest of the city between the first day of December 1911, and the first day of August 1912, and authorized by the city council without the observance of the formalities prescribed by articles 57 and 59 of the act 9 Edward VII., chapter 86, shall be deemed to have been regularly authorized and ratified for all legal purposes; and the city is authorized to pay the costs incurred up to December 1st 1912 in the pending cases against the members of its council on account of these irregularities.

Coming into force.

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

CHAP. 58

An Act to change the name of the town of Maisonneuve to that of the city of Maisonneuve, and to amend the charter of the said municipality.

[Assented to 21st December, 1912]

Preamble.

WHEREAS the town of Maisonneuve has by petition prayed that the name of the "City of Maisonneuve" be substituted for that of "the Town of Maisonneuve", and that certain amendments be made to its charter, the act 61 Victoria, chapter 57, as amended by the acts 63 Victoria,