

section 4 of the act 57 Victoria, chapter 51, is further amended by inserting after the figures "640i" in the fifth line, the figures "640j".

Coming into force. **2.** This act shall come into force on the day of its sanction.

C H A P . 5 4

An Act to amend article 904 of the Municipal Code.

[Assented to 3rd April, 1912.]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

M. C., 904, am. **1.** Article 904 of the Municipal Code, as contained in article 6191 of the Revised Statutes, 1888, is amended by striking out the words "board or standing picket fence" in the second and third lines of paragraph 2.

Coming into force. **2.** This act shall come into force on the day of its sanction.

C H A P . 5 5

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

[Assented to 3rd April, 1912.]

Preamble. **W**HEREAS, the city of Quebec, has, by its petition, represented that it is necessary to amend its charter and 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:

Loan for paving sidewalks, &c. **1.** The city of Quebec is hereby authorized to borrow an amount not exceeding four hundred thousand dollars; two hundred and fifty thousand dollars of such amount being to pay the cost of the permanent paving of the streets and of permanent sidewalks and of other permanent works in the streets and squares, and one hundred and fifty thousand dollars being for the building and repairing of fire stations and for the equipment and re-organization of its fire-brigade.

2. For the effecting of such loan, the city is authorized to issue bonds or registered stock, as it may deem necessary, for the 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 at a rate not exceeding four per cent per annum.

Issue of
bonds, &c.

3. 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.

Payment of
same.

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 thousand dollars and to issue for that purpose bonds in the manner above mentioned.

Contract
ratified.

5. The city of Quebec may hold exhibitions on the property purchased from the Quebec Exposition Company and appoint persons or commissioners for the organization and administration of such exhibitions, who shall be responsible to it. The ground forming part of the said property may also be used and employed for other objects of public utility.

Holding of
exhibitions.

6. The city is authorized to effect from time to time one or more special loans to an amount not at any time exceeding one million dollars to constitute a working capital, to provide for current expenses in anticipation of the ordinary revenue or of the proceeds of the sale of bonds which the city may have been authorized by the Legislature to issue for the payment of the cost of permanent works or for other purposes.

Special loans
for working
capital.

The proceeds of such loan or loans shall be used exclusively for the purposes above mentioned and such loans shall be repaid out of ordinary revenue or out of the other sums at the city's disposal, as the case may be.

Application
of loans.

The loan or loans provided for by this section shall be effected by means of treasury bills signed by the mayor and city treasurer and bear a certificate from the city auditor stating the purpose for which each loan is effected.

Issue of
treasury
bills.

Agreements
with tuber-
culosis hos-
pitals.

7. If a hospital receiving a yearly subsidy from the government of this Province, be established in or near the city of Quebec, for the treatment of persons afflicted with tuberculosis or pulmonary tubercles, the city of Quebec may after resolution of its city council to that effect, enter into a notarial contract with the proprietors of such hospital, by which the city shall bind itself to pay them a yearly grant not exceeding three thousand five hundred dollars in such manner, on such conditions and for such period as may be determined by the resolution and contract.

Grant to
Lake Ed-
ward Sana-
tarium.

8. The city of Quebec may, on a resolution of its council to that effect, enter into a notarial contract with the proprietors of the Lake Edward Sanatorium, by which the city shall undertake to make it an annual grant of not more than two thousand dollars, in the manner and upon the conditions and for the term to be determined by the resolution or the contract.

Contribution
for found-
lings.

9. The city is authorized upon resolution of its council to pay a sum of not more than six hundred dollars a year to an institution, to help foundlings.

Grant to *La
Ligue Anti-
tuberculeuse.*

10. It is also authorized to expend one thousand two hundred dollars a year to pay the nurse and the rent of *La Ligue Antituberculeuse de Québec.*

And to
*L'Œuvre de
la protection
de la Jeune
Fille.*

11. The city of Quebec is authorized to make a yearly grant not exceeding six hundred dollars to "*L'Œuvre de la protection de la Jeune Fille.*"

24 V., c. 26,
s. 6, am.

12. Paragraph 3, of section 6 of the act 24 Victoria, chapter 26, as amended by section 4 of the act 34 Victoria, chapter 11, is amended:

a. By striking out the words: "In case of the sickness or absence or of lawful recusation of the recorder" in the first line;

b. By adding at the end the following words: "and whose salary shall not exceed two thousand five hundred dollars a year, payable monthly, in equal payments, out of the funds of the said city."

Agreements
with hospi-
tals re water
supply.

13. The city is authorized, on a resolution of the city council to that effect, to enter into agreements with the community of *Les Religieuses de l'Hôtel-Dieu de Québec* and the Jeffery Hale Hospital of the city of Quebec, for supplying such institutions with water from its waterworks, at a price not exceeding ten cents per 1,000 gallons, such contracts to be respectively for periods not exceeding five years.

And the city may effect a compromise or arrangement with Jeffrey Hale Hospital, regarding the amount due by the hospital to the city for arrears of the price of such water supply.

14. The city is hereby authorized to pay an amount of five thousand dollars to *La Société du Parler Français*, to aid in the organization of a congress to be held by it in the city.

Compromise with Jeffrey Hale Hospital.

Grant to *La Société du parler Français*.

15. Section 32 of the act 7 Edward VII, chapter 62, is replaced by the following;

7 Ed. VII, c. 62, s. 32, replaced.

32. In addition to the method at present authorized for taxing immoveables in the said city, the municipal council of the said city is authorized to pass a by-law enacting and ordering that the assessment of such immoveables shall be based on their actual, real, commercial and venal value at the time of the assessment instead of on their leasing value."

Basis of assessment of immoveables.

16. Section 6 of the act 62 Victoria, chapter 57, is replaced by the following:

62 V., c. 57, s. 6, replaced.

6. In the case of immoveable properties wherein water from the water works is not introduced, the tax for the said water shall be three cents in the dollar on the annual assessed value of such properties or, according to the method adopted by the council, a percentage on the actual, real, commercial and venal value of such properties at the time of the assessment."

Water rate where water not introduced.

17. Section 7 of the act 62 Victoria, chapter 57, is replaced by the following:

Id., s. 7, replaced.

7. In the case of immoveable properties wherein water from the waterworks has been introduced, the tax for such water shall be twelve and a half cents in the dollar on the annual assessed value of such properties or a sum not to exceed one per cent on the actual, real, commercial or venal value at the time of the assessment, according to the method adopted by the city council, whether the proprietors thereof consent or do not consent to receive the said water or to make use of the same."

Water rate where water introduced.

18. When the city lays a permanent pavement in a street or portion of a street, it may at the same time, also make a uniform sidewalk of materials considered permanent and have itself reimbursed one half of the cost of such sidewalk by the owners of the buildings or lots in front of which such sidewalk is made.

Making of uniform sidewalks, &c.

The amount recoverable for such purpose shall be a privi-Claim for

reimbursement privileged. leged claim like the assessments and taxes due the city and be recovered from the debtor by suit before the Recorder's Court of the city.

Prosecutions under certain by-laws. **19.** If the city of Quebec should pass by-laws under article 5885 of the Revised Statutes 1909, the proceedings for infringements of such by-laws may be taken before the Recorder's Court of the city.

Removal of snow on certain streets, &c. **20.** When a street in the city runs along a lot situate in an adjoining municipality, the proprietor or occupant of such lot shall remove the snow from the half of the street on his side and shall make a sidewalk thereon in the same manner as persons are bound to do whose lots are situate in the city.

7 Ed. VII, c. 62, s. 46. replaced. **21.** Section 46 of the act 7 Edward VII, chapter 62, is replaced by the following:

Supervision of excavations.

46. No person or company having the right to make in streets or public places of the city, or on land belonging to the city or whereof it has the enjoyment or possession, excavations or trenches or underground conduits for the purpose of laying and maintaining pipes or ducts for conducting and distributing gas, electricity or any fluid whatsoever, for the purpose of lighting, heating or other objects, shall exercise said right except under the control of the city and under the supervision of the city engineer or of such other officer as the council may name for that purpose. Such person or company, shall before beginning any work in the streets or public places in the city, obtain a permit to that effect from the city engineer, and shall further give security by a deposit in money or otherwise for the repairing of damages caused by such works in the streets or public places of the city."

Monument to Rev. F. Durocher.

22. The city of Quebec is hereby authorized to pay an amount not exceeding five hundred dollars in aid of the erection of a monument in the city, to the memory of Reverend Father F. Durocher first parish priest of St. Sauveur, de Quebec.

Monument to Sir G. E. Cartier.

23. The city of Quebec is hereby authorized to pay an amount not exceeding one thousand dollars as aid towards the erection of a monument to Sir Georges Etienne Cartier, at the foot of Mount Royal, Montreal.

Building of new water main.

24 For the building of its new water main, the city may use the amount of three hundred thousand dollars, repaid it by the Government of the Dominion of Canada, which

amount had been granted to the Quebec Bridge Company in aid of the construction of a bridge over the river St. Lawrence, near Quebec, under the act 62 Victoria, chapter 57, section 18.

25. From and after the date when this act comes into force, all the members of the city fire brigade shall be appointed and dismissed by a committee composed of the mayor, of the chairman of the fire committee, and of the chief of the brigade; and the members of the police force shall be appointed and dismissed by a committee composed of the mayor, of the chairman of the police committee and of the chief of police.

Appointment, &c., of firemen, &c.

26. Section 3 of the act 29-30 Victoria, chapter 57, as amended by the act 31 Victoria, chapter 33, section 2 is further amended by adding the following paragraph:

29-30 V., c. 57, s. 3, am.

“The absolute majority of the members present shall be sufficient for the first reading of by-laws even if two-thirds of the council are not present at the meeting.”

Quorum for first reading of by-laws.

27. If the annexation of the town of Montcalm is effected under this act, the city of Quebec is authorized to borrow an additional amount of two hundred and fifty thousand dollars on the conditions set forth in this act with regard to loans, in order to have the works performed in the town of Montcalm which are mentioned in the conditions of annexation.

Town of Montcalm annexed.

On the approval by the majority in number of the municipal electors of the town of Montcalm who are proprietors or tenants, the territory now comprised within the limits of the town of Montcalm shall be annexed to the city of Quebec on the conditions hereinafter set forth and shall form part thereof to all intents and purposes.

Approval required for annexation.

28. The council of the town of Montcalm shall, within thirty days from the sanction of this act, submit to the proprietors and tenants of the town of Montcalm who are municipal electors thereof, the following questions:

Submission of question to electors of Montcalm.

“Are you in favor of annexation to the city of Quebec?”

The elector shall reply by marking a cross on his ballot-paper opposite the word “yes” or the word “no” printed thereon, opposite the question.

If the municipal council of the town of Montcalm does not have the said vote taken within the delay of thirty days, the annexation shall take place *ipso facto*.

Consequence of not submitting by-law.

29. If the majority of the votes are in the affirmative, Annexation

if majority for affirmative, &c. the town of Montcalm shall then be one of the wards, of the city of Quebec and shall be known and designated as "Candiaic ward."

Conditions of annexation. **30.** The conditions of annexation shall be as follows:

ANNEXATION OF THE TOWN OF MONTCALM

1. The town of Montcalm is hereby annexed on the following conditions, to wit.

2. The said ward shall be represented in the council of the city of Quebec by two aldermen.

3. The first election of the two aldermen after the annexation shall take place within thirty days from the date of the approval of these annexation conditions by the electors of the town of Montcalm, or, as the case may be, within the thirty days following the default of the council of the town of Montcalm to submit these annexation conditions to the vote of the municipal electors of the town of Montcalm; and shall be effected, in the manner prescribed by law, by the municipal electors of the territory so annexed who possess the qualifications required by the charter of said town for voting at the elections of such aldermen respectively, according to a list previously prepared by the secretary-treasurer of the annexed municipality and transmitted by him to the city clerk.

4. When the said aldermen shall have been so elected and shall be legally entitled to sit in the city council, the secretary-treasurer of the town of Montcalm shall hand over to the treasurer of this city all the minute-books, registers, assessment or valuation, rolls, archives, papers and all documents whatsoever belonging to the corporation of the town of Montcalm as well as all sums of money which may then be in his possession in his said capacity of secretary-treasurer, and from and after such delivery, all sums of money due and to become due to the former corporation of the town of Montcalm shall be payable to the city-treasurer only.

5. After the election of the said aldermen the city of Quebec shall alone be liable for the debts and obligations legally contracted by the corporation of the town of Montcalm and all moveable and immoveable property belonging to the said corporation shall become and be the property of the city of Quebec.

6. During the ten years following the annexation, the immoveables of the new Candiaic ward on which one or more buildings of a permanent character are erected, shall not be valued, either as to real value or yearly or leasing value, for an amount higher than that at which they are now entered on the valuation roll of the town of Montcalm. Lots of land

on which one or more buildings of a permanent character are erected within five years from now, shall not during the remainder of the ten years, be entered on the valuation roll for a higher amount than that for which they would have been entered if the system of valuation in force in the town of Montcalm had been continued.

7. During the ten years following the annexation, the land not divided into building lots and used solely for farming or pasture, shall continue to be valued at the same rate as that for which they appear on the valuation roll of the town of Montcalm, notwithstanding any improvements thereon, either as regards farming or in connection with the houses and other buildings now on them or those which may replace them for the same purpose, during the said ten years.

Lands now divided into building lots shall also for ten years be valued at their present valuation.

8. Except as hereinabove enacted in paragraphs 6 and 7, the inhabitants of the new ward shall be liable to the payment of the taxes, licenses and assessments now exacted from the rate-payers of the city of Quebec, apart from the tax on immoveables and the water-rate.

9. The buildings and lands which are to have the privilege of a certain valuation for a certain number of years on the conditions set forth in paragraphs 6 and 7 hereinabove, shall during the said years, be assessed at the rate now in force in the town of Montcalm as regards assessment on immoveables and the water rate.

10. The waterworks now existing in the town of Montcalm shall, while becoming the property of the city of Quebec, remain as separate as they are now and, except in the case of fire, shall be used only for the service of the ward so annexed so long as the waterworks of the new ward shall be sufficient for its needs.

11. During the five years following the annexation, the city of Quebec shall spend an amount of at least two hundred and fifty thousand dollars on works of a permanent nature required in the ward, beginning at once at the rate of at least one hundred thousand dollars for the first year; seventy-five thousand dollars for the second year; forty thousand dollars for the third year; twenty thousand dollars for the fourth year and fifteen thousand dollars for the fifth year.

12. The Corporation of the city of Quebec shall introduce and maintain the water of the waterworks and shall construct and maintain sewers for drainage as well as cesspools, and put hydrants in the streets and avenues of the new ward when it deems the same expedient or when such improvements are asked for by one or more proprietors representing

three fourths of the value of the properties through which run the said streets and avenues on which they border, provided that the person or persons asking therefor jointly and severally undertake to pay the city, during three years, the difference between the yearly revenue from the water rate in the said streets or avenues, with interest at five per cent. on the cost of the necessary work. The proprietor or proprietors undertaking such obligation shall have the right to have their share according to the valuation roll refunded them by those who have not joined in the request.

13. The St. Foye road to the Belvédère road, the St. Louis road also as far as the Belvédère road, Maple avenue and the Belvédère road, shall be paved or macadamized, and Bourlamaque street may be completed and extended with its present width from Crémazie street to the Ste. Foye road, the whole during the year 1913. During the summer or autumn of the year 1914, Park avenue shall be continued and completed to St. Cyrille street and des Stigmates street shall be continued and completed to Sherbrooke street, but the cost of such works shall be comprised in the amount to be spent yearly, under clause 11 of these conditions.

14. The other streets shall be macadamized as need for he same arises.

15. All the streets and avenues of the new ward shall be as well lighted as those of the other wards.

16. During the first year after annexation a fire alarm system shall be organized like the city's system and at least as perfect.

17. During the year following the annexation, the corporation shall establish at least one fire station and one police station. Such fire and police stations shall be organized like those in the present wards of the city.

18. The expenses provided in the foregoing two clauses may be paid out of the two hundred and fifty thousands dollars mentioned in clause 11 above.

19. The city of Quebec shall regulate the building of houses and shall not allow the construction or operation of factories, forges, shops, stores or any business or industrial establishment whatever on the St. Louis and Ste. Foye roads west of Maple avenue, nor on Maple avenue, nor on Belvédère street.

Statue to
Jacques-
Cartier.

31. The city is hereby authorized to contribute a sum not exceeding one thousand dollars towards the erection of a statue to Jacques Cartier in the city of Quebec.

Voting of
companies,
&c.

32. Companies or joint stock corporations may, upon payment of their taxes, be inscribed on the list of municipal elec-

tors, and vote for the election of aldermen Nos. 1 and 2 according as they may be proprietors or tenants, through a representative duly authorized for the purpose by a resolution of their board of directors, a copy of which resolution shall be produced at the office of the city assessors on or before the first day of December of each year, and they may exercise this right in any ward where assessments or taxes are imposed upon them provided such representative be, at the time of voting a director or employee of the company or corporation.

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

“ **16.** It is forbidden to build or erect any house or building whatsoever, or repair the exterior walls of any such house or building or to make or repair any portion of the roof or exterior covering of any house or building otherwise than with incombustible materials. Combustible buildings forbidden.”

Houses lined with brick or asbestos cement and sheds covered or lined with brick or sheet iron laid on sheets of asbestos proper of at least 14 pounds to the square yard, or asbestic cement materials, are considered as built with incombustible materials. What are incombustible materials.

It shall, however, be lawful to construct wooden wharves and to erect on such wharves wooden buildings covered outside with metals.” Proviso.

34. Section 17 of the said act is replaced by the following: Id., s. 17, replaced.

“ **17.** Every roof shall be of sheet iron, tin, zinc, or slate laid on a sheet of asbestic proper or of asbestic cement shingles or other incombustible material which may be adopted or prescribed by a by-law of the city council.” Roofs how covered.

35. The contracts passed between the city of Quebec and the Dorchester Electric Company on the 15th November 1910 and the 28th January 1912, before Joseph Allaire, notary, are ratified and confirmed and the contracting parties are authorized to fulfil and execute the conditions and do anything that may be necessary to give effect thereto. Certain contracts ratified.

36. The city of Quebec is authorized to pay a sum of five hundred dollars as a subsidy to the Antialcoholic League of Quebec. Certain payment authorized.

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