

CHAP. 52

An Act to amend the charter of the town of Maisonneuve

[Assented to 4th June, 1910]

Preamble.

WHEREAS the town of Maisonneuve has, by its petition, prayed for certain amendments to its charter, the act 61 Victoria, chapter 57, 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 :

Certain collection rolls ratified.

1. The collection rolls for special taxes for sewers, homologated by resolution of the council on the 16th March, 1910, reproduced in schedule A to this act, are declared valid and are ratified for all lawful purposes.

Laying out, &c., of certain street.

2. The council is authorized to lay out, open and acquire by expropriation, or purchase by mutual agreement, Sherbrooke street, to the width of 100 feet across the immoveables bearing the Nos 14, 17 and 18 of the cadastre of the incorporated village of Hochelaga, by following the formalities prescribed by law. The cost of the expropriation of such street across lot No. 8 of the said cadastre shall be entirely borne by the proprietors fronting thereon.

Agreement with Montreal, respecting.

For laying out the said street across the said immoveables, the council shall come to an understanding with the council of the city of Montreal.

61 V., c. 57, s. 59 amended.

Excavation of streets, &c.

3. Paragraph 6 of article 59 of the act 61 Victoria, chapter 57, is replaced by the following :

“ 6. To excavate any of the streets of the town, lay pipes or other things therein, and use the said streets in any manner and do any work whatsoever therein, whether it be the proprietor thereof or not, provided such streets have been opened to the public for over three years.

Purchasing of property for sewers, &c.

The council is authorized to purchase or acquire and to take possession or enter upon any land or property whatever, within the limits of the town, for the purpose of constructing a collecting sewer or common sewer, or discharge for its sewerage system, or for any other improvement deemed necessary, by mutual agreement with the proprietors or other persons interested or by expropriation according to law.

Immediate possession to be taken.

But in all such cases, to avoid delays in the performance of such works, the council is authorized to take immediate

possession of the land deemed necessary for the construction of the said sewers and other improvements.

The expenses contemplated by this paragraph shall be paid ^{Payment of} out of the moneys obtained from the loans authorised by sec- ^{expenses.} tion 14 of the act 9 Edward 7, chapter 89."

4. The council is authorized to borrow a sum not ex- ^{Loan for} ceeding fifty thousand dollars for purchasing lands required ^{town hall,} for building a town hall, erecting the town hall, and furnishing ^{&c.} the same.

5. The council is authorized to acquire and maintain for- ^{Public park.} ever a public park within the limits of the town, provided the council shall not pay for such lot of land a price exceeding fifteen cents per superficial foot.

When such acquisition is made the town of Maisonneuve shall further make payment at the same rate, to every proprietor of lands abutting on or adjacent to the streets or parts of streets enclosed in or bordering such lot of land, for such portion of the said streets or parts of streets originally forming part of the said lands ceded to the town, as exceeds sixty-six feet in width.

The above authorization shall, before having force and effect, ^{Approval of} be approved by the Lieutenant-Governor in Council. ^{L.-G. in C.}

The council shall not alienate any portion of said park for ^{Park inalien-} the purpose of exercising any rights or privileges of any kind ^{able.} whatever.

6. The council is authorized to open by expropriation ^{Opening of} Charlemagne street, throughout its length. The cost of such ^{Charlemagne} expropriation shall be apportioned upon the proprietors of ^{street, &c.} fronting lots. Nevertheless, when a proprietor grants gratuitously to the town, the land required for such street across his property, the remainder of the property fronting on the new street, shall, by resolution of the council, be exempt from the apportionment necessitated by the opening of such street.

7. The town is authorized to order, by resolution, and ^{Improve-} to have the following improvements made : ^{ments:}

a. To expend annually, for the construction of permanent ^{Permanent} sidewalks and for curbstones therefor, an amount not exceed- ^{sidewalks,} ing fifty thousand dollars and to apportion the cost of building ^{&c.;} the said sidewalks according to law ;

b. To expend annually, a sum not exceeding four thousand ^{Planting} dollars for planting trees along the streets of the town. ^{trees.}

8. The council is authorized to enter into an agreement ^{Agreements} with any adjoining municipality for connecting sewers or ^{with other} common sewers or system of sewers, and to determine the ^{municipali-} ties ^{re sewers.}

amount of compensation that such municipality or part of municipality shall pay to the town for such connections.

Borrowing
on bonds,
&c.

9. Notwithstanding any law to the contrary, the council, for all purposes mentioned in this act, is authorized to effect loans, by issuing bonds or debentures of the town, by by-law or resolution, and such issues of bonds or debentures shall be exempt from the formalities enacted in such cases by the Revised Statutes, 1888, or the charter.

Sanction of
L.-G. in C.

The sale of all bonds or debentures so issued under this act, or in virtue of the charter shall, before having force and effect, be sanctioned by the Lieutenant-Governor in Council, except as to the sums already authorised by section 3.

Coming into
force.

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

SCHEDULE A

EXTRACT from the minute book of the proceedings of the council of the town of Maisonneuve, meeting of the 16th March, 1910, at which were present : the mayor, Mr. Alexandre Michaud and councillors, Messrs. Oscar Dufresne, Chs. Bélanger, Robt. Fraser, P. R. T. Bennett and J. A. Debien, forming a quorum.

The clerk submitted to the council the roll of apportionment he had drawn up for levying the cost of the drains made in the streets during the year 1909, and he declared that the required notice had been published in the *Herald*, *La Patrie* and *Le Canada*, according to law, on the 14th February, last, and no complaint had been filed against such roll within the thirty days following such notice.

It was accordingly proposed by Mr. O. Dufresne, seconded by Mr. C. Bélanger, and unanimously resolved that the said assessment roll be homologated for all lawful purposes, and that the secretary-treasurer be authorized to send to each ratepayer his account for the first payment of such assessment, and to collect such first instalment and the other instalments, as they respectively come due, according to by-laws Nos 27 and 41, and the delays granted by the said by-laws for the payment of the said instalments.

True extract.

M. G. ECREMENT,

*Secretary-treasurer of the
town of Maisonneuve.*
