

CHAP. 90

An Act to amend the charter of the town of Emard

[Assented to 29th May, 1909]

WHEREAS the town of Emard has, by its petition, represented, that it is in the interest of the proper administration of the town, that certain amendments be made to its charter the act 8 Edward VII, chapter 103, and that a certain contract entered into by the said town be ratified ; and whereas it is expedient to grant the prayer to that effect contained in 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. The act 8 Edward VII, chapter 103, is amended by adding the following article after article 14 :

8 Ed. VII, c
103, s. 14a,
added.

" 14a. Paragraph 1 of article 383 of The Cities and Towns' Act, 1903, is replaced for the town by the following :

3 Ed VII, c.
38, s. 383,
amended for
town.

1. To regulate the height of all buildings, chimneys, stacks and other structures; to prevent the construction or maintenance of such as are not of the required stability, and provide for their summary abatement or destruction; to prescribe the depth of cellars and basements, the material and method of construction of foundations and foundation walls, the manner of construction and location of drains and sewer pipes, the thickness, materials and construction of party walls, partition and outside walls, size and materials of floor beams, girders, piers, columns, roofs, chimneys, flues and heating apparatus ; to regulate the architecture, dimensions and symmetry of buildings in certain streets, to compel the proprietors to submit the plans thereof to, and previously obtain a certificate in writing from the building inspector or any other officer; to prohibit the construction of buildings and structures not conforming to such by-laws, and to direct the suspension of the erection of any such building as does not conform to such regulations, and to cause the demolition of any building not conforming to such by-laws, if necessary; to compel proprietors of immovables fronting on the said streets to build at a certain distance from the line of the said streets, such distance not however to exceed eight feet, but in the case of streets where there are already buildings erected either on the line of the said street or at an intermediate point between the said line and the point fixed by the by-law passed under this article, the council shall, in so far as the said buildings are concerned,

To regulate
height of
buildings,&c.

Proviso.

To compel
building at
certain dis-
tance from
street line.

first expropriate the said buildings at the expense of the municipality in whole or in part according to circumstances."

2. The following article is inserted in the act 8 Edward VII,

8 Ed. VII, c. chapter 103, after article 16 :

103, s. 16a,
added.

" **16a.** Paragraph 3 of article 386 of The Cities and Towns' 3 Ed. VII, c. Act, 1903, is replaced for the town by the following :

38, s. 386,
amended for
town.

To oblige
owners of cer-
tain lands to
make, &c.,
sidewalks, &c.

"3. To oblige the owners of land situated on a street, square or public way, established in the municipality, to make and maintain in front of their property or on the opposite side of the street or road, sidewalks of wood, stone or other material as provided throughout the whole municipality or only through part thereof; to determine the manner of making and maintaining such sidewalks and even make and maintain them at the expense of the municipality; to make and maintain them at the expense of the municipality and of the proprietors owning immoveables on such street, square, passage, way or public road; to levy in such latter case, by assessments on the owners of immoveables situated on such street, square, passage, way or public road, moneys sufficient to pay part of the costs of making and maintaining such sidewalks in all streets, squares, passage ways or public roads, where such proprietors own immoveables, and the corporation may apportion the said taxes between itself and adjacent proprietors; to apportion assessments upon the said properties, either in proportion to the frontage of such properties or otherwise, and to prescribe the manner in which such assessments shall be levied."

Id., s. 25a.,
added.

3. The following article is inserted in the act 8 Ed. VII, chapter 103, after article 25.

Certain con-
tract between
towns of St.
Paul and
Emard rati-
fied, &c.

"**25a.** The contract entered into between the town of St. Paul and the town of Emard on the 25th January 1909, before R. H. Beaulieu, notary, by which the town of Emard grants to the town of St. Paul in the terms therein contained, the right to do certain works on first Avenue of the town of Emard, is hereby approved and declared valid.

Certain con-
tract between
town and
certain com-
pany ap-
proved, &c.

4. The following is approved and declared valid, viz :

A contract entered into between the town of Emard and The Mount Royal Spinning Co., Limited, granting the said company whose properties are situated in the town of St. Paul, the right to connect its drains with the sewer of the town of Emard, in the town of Emard.

Certain by-
law, &c.,
ratified, &c.

5. Notwithstanding any law to the contrary and more particularly, notwithstanding articles 345 and 346 of the act 3 Edward VII, chapter 38, all the by-laws passed either by the

former village of the Boulevard St. Paul or by the town of Emard, and all the contracts entered into and the debentures issued under certain by-laws are hereby declared valid whatever may be their wording and the respective dates of their coming into force.

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

CHAP. 91

An Act to amend the act to incorporate the town of Limoilou

[Assented to 7th May, 1909]

WHEREAS the town of Limoilou has, by its petition, Preamble.
represented that its charter, the act 8 Edward VII,
chapter 98, should be amended and it is expedient to grant
the prayer to that effect contained in 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.** The third paragraph of article 8, of the act 8 Edward 8 Ed. VII, c.
VII, chapter 98, is replaced by the following : 98, s. 8,

“ On the north, the northern boundaries of numbers 589, amended.
585, 584, 581, 580, 567, 566, 547, 508, 509, 425 and 426 of Boundaries
the official cadastre of St. Roch, North.” to north.

- 2.** The following article is inserted in the said act after Id., s. 9a,
article 9 : enacted.

“ **9a.** Each ward, as described in article 9, shall be repre- Two alder-
sented by two aldermen.” men per
ward.

- 3.** Article 11 of the said act is replaced by the following : Id., s. 11,

“ **11.** The first general election of mayor and aldermen, shall replaced.
take place on the second juridical Monday following the coming First general
into force of this act. election.

The nominations shall take place between noon and two Nominations
o'clock in the afternoon on the said date, and the voting, if and voting.
necessary, on the seventh juridical day following, from nine
o'clock in the forenoon to five o'clock in the afternoon.

The nominations for the first general election, and the voting, Where to be
if any, shall be held at the places indicated by the returning- held.
officer.

All rate-payers who, being regularly entered on the valuation Who entitled
to vote.