

C H A P . 92

An Act to incorporate the town of La Prairie

[Assented to 7th May, 1009]

WHEREAS, the corporation of the village of Laprairie, Preamble
has, by petition, represented that it wishes to have
itself erected into a town, under the provisions of The Cities
and Towns' Act, 1903, to enlarge its territory, to obtain
special powers, to impose certain obligations upon the school
commissioners and trustees and to derogate from certain pro-
visions of The Cities and Towns' Act, 1903 ;

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 territory comprised within the boundaries men- Corporation.
tioned below is erected into a municipality, and the inhabi-
tants and rate-payers of the said municipality and their suc-
cessors are constituted a town corporation under the name of Name.
" The Town of La Prairie."

2. The territory of the town shall be bounded as follows: Boundaries.
In front to the north-west by the river St. Lawrence from North-west.
the northeastern line of No. 551 on the official plan and book
of reference of the parish lot of Laprairie, to the mouth of the
river St. James ; on the northeast by the river St. James, North-east.
from the river St. Lawrence to the northwestern line of lot
No. 316 ; on the southeast by the northwestern line of the said South-east.
No. 316 from the St. James river to the St. John's road ; thence
crossing the said road to the northeastern line of Laprairie
Common, and then to the northeast by the north eastern
boundary of the common serving as a point of departure
for a straight line drawn from the northeastern line to the
southwestern line of the Common and passing at the south-
eastern extremity of the land now occupied by The Laprairie
Pressed Brick and The Saint Lawrence Pressed Brick and
Terra Cotta Company ; on the southeast by the said straight South-west.
line and on the southwest by the southwestern boundary of
the said Common.

3. The town shall be governed by the Cities and Towns' 3 Ed. VII, c.
Act, 1903, except where the same is specially derogated from 38, to apply.
by this act.

4. The corporation hereby constituted succeeds to the Town suc-

ceeds to cer- rights, powers, privileges, obligations, property, claims and
tain rights. actions of the corporation of the village of Laprairie.

By-laws, &c., 5. Unless there be special provisions in this act, all by-
not affected. laws, *proces-verbaux*, resolutions, rolls and other municipal
acts whatsoever now in force, passed and consented to by
the corporation of the village of Laprairie, shall continue
to have their full effect until set aside, amended, cancelled
or executed.

Obligations, 6. All notes, bonds, debentures, obligations, contracts
&c., not and undertakings whatsoever, subscribed, endorsed, accepted
affected. or consented to by the corporation of the village of Laprairie
until the coming into force of this act, shall continue to have
their legal effect.

Municipal 7. The present municipal officers and employees of the
officers, &c., said village shall remain in office until the expiration of their
to remain in term of office, or until they are removed or replaced by com-
office. petent authority.

Council to 8. The council of the town, as hereby constituted, shall be
succeed to substituted for the council of the said village and succeed it
certain coun- in all its rights, powers, privileges and obligations.
cil, &c.

3 Ed. VII, c. 9. Article 17 of the Cities and Towns' Act, 1903, is replaced
38, s. 17, for the town by the following:
replaced for
town.

First general 17. The first general election shall take place on the
election. first juridical day of the month of February, after the coming
into force of this act. The returning officer for such election
shall be the secretary-treasurer then in office. The subse-
quent general elections shall thereafter take place every
second year on the first juridical day of February.

Mayor, &c., The present mayor and municipal councillors shall remain
to remain in in office until the election of their successors at the first general
office. election."

First meeting 10. The first general meeting of the council shall be held
of council. in the present meeting room of the council on the second Wed-
nesday following the coming into force of this act.

Wards. 11. The town shall be divided into three wards, respect-
ively designated under the numbers 1, 2 and 3.

Ward No. 1, shall be bounded as follows :

Boundaries 1. Partly on the northwest by the river St. Lawrence ; on
of No. 1 : the northeast, partly by the middle of St. Joseph street and
by the section of the protecting wall on the northeast side
of the property of Ambroise Hébert to the river ; partly on

the northwest by the middle of Ste. Marie street ; partly on the northeast by the middle of St. Francis Xavier avenue to wit : the street running in front of the church ; on the southeast by the middle of Notre Dame street and a straight line to the southwestern limits of the town of La Prairie, the said straight line touching the southwestern boundary of the town in the middle of the distance separating the river from the line of the Grand Trunk Railway Company, and on the southwest by the southwestern boundary of the town of La Prairie.

Ward No. 2, shall be bounded as follows :

Boundaries
of No. 2 :

On the northwest by the middle of Notre Dame street ; on the northeast by the middle of St. Francis Xavier avenue, St. John's road ; on the southeast by the southeastern boundary of the town of La Prairie and on the southwest by the southwestern boundary of the town of La Prairie.

Ward No. 3, shall comprise the remainder of the territory of the municipality.

12. Article 47 of the Cities and Towns' Act, 1903, is replaced, for the town, by the following :

Id., s. 47,
replaced for
town.

"**47.** The municipal council shall consist of a mayor elected for two years by the majority of the municipal electors of the municipality who have voted, and not otherwise, and of six aldermen elected for two years."

Composition
of council.

13. Each ward shall have two seats, numbered one and two respectively and the offices of the councillors for each ward shall be designated by these numbers.

Two seats for
each ward,
&c.

14. No one can be nominated for the office of mayor or alderman nor be elected to such office nor occupy the same unless, in addition to the qualification already required, he is a municipal elector.

Qualification
of mayor, &c.

15. Unless there be special provisions in the Cities and Towns' Act 1903, the intermediate delays after every notice shall be seven days.

Delays on
notices.

16. Every by-law, resolution or other municipal ordinance granting an exclusive privilege to any company, corporation or person, or authorizing the town to make over its rights, privileges or powers, shall, before having force and effect, be approved by the municipal electors who are proprietors.

Approval of
certain by-
laws, &c.

17. Article 475 of the Cities and Towns' Act, 1903, is repealed for the town.

Id., s. 475,
repealed for
town.

49-50 V., c.
58, repealed.

18. The act 49-50 Victoria, chapter 58, is repealed.

Basis of land
valuation, &c.

19. (a). The rate of the valuation and assessments to be imposed on the land annexed to the village of Laprairie by the act 49-50 Victoria, chapter 58, shall continue to be based as heretofore upon that of the municipality of the parish of which it forms part.

Readjust-
ment of rate
of assess-
ment, &c.

(b). Every three years after the valuation roll of the parish of Laprairie is made, the rate of assessment shall be re-adjusted on the average paid during the previous three years by the rate-payers of the said parish and for no consideration and in no case shall the yearly charges of the proprietors interested in the present change exceed those imposed on the proprietors of the said parish.

Exception
from para-
graph (b).

(c). Nevertheless, paragraph b of this article shall not apply to the front of the lots cadastré from No. 308 to No. 315 inclusively which, for a depth of half an arpent, shall be valued and taxed like the other lots of the town of La Prairie.

Article not to
apply to cer-
tain land.

(d). This article shall not apply to the land of the common previously annexed to the village of Laprairie nor to that annexed to the town, which land shall, as soon as it ceases to be part of the common, be subject to the general act of the town.

Limit of
school tax on
certain prop-
erty.

20. The school commissioners or trustees of the village of Laprairie or of the town of La Prairie shall not impose on that part of the school municipality outside the limits of the former village of Laprairie, as established by proclamation of the thirtieth of March 1846 a tax exceeding one half of that imposed on the immoveables comprised within the limits of the said village, fixed by the said proclamation, and paragraphs c and d of section 19 of this act shall also apply to the school tax.

Acquisition
of certain
rights on
Laprairie
Common, &c.

21. The town may acquire the rights which the persons having rights in the common, and the Society of Jesus may have in and to the land of the said common comprised within the limits of the town. Such purchase may be effected as the town needs such land for building lots or sites for industrial or educational purposes, after having been authorized thereto, every time, by a by-law approved by the municipal electors who are proprietors. Such by-law shall set forth the manner in which the town shall sell the lots or lands. The chairman and trustees of the common are authorized to consent to such sales on behalf of the persons having rights in the common, provided the town, pays to the said chairman and trustees, at least twenty dollars for every arpent of land mentioned in each such by-law. If the purchase by the

town cannot be effected by mutual agreement, the town is authorized to expropriate these rights in accordance with the provisions of this act. Service of the proceedings in expropriation on the said chairman and trustees shall be sufficient, but the purchase of the rights of the Society of Jesus shall be valid or binding only if the town acquire the rights of those having rights in the common.

But the town cannot acquire the rights of the *censitaires* to Certain any part of the said common in such manner as to prevent rights pro- animals pasturing on the said common from going to the river tected.
St. Lawrence.

22. Nothing in this act contained as regards the jurisdic- Certain tion of the town over the common shall affect the rights of rights not persons having rights in the common nor impose fresh obli- affected. gations upon, nor affect the powers and duties of the chairman and trustees.

23. The council may, by resolution or by by-law, fix the Hours when days and hours on and during which the office of the council council office shall be open. open.

CHAP. 93

An Act to amend the charter of the village of Rosemont

[Assented to 7th May, 1909]

WHEREAS the corporation of the village of Rosemont, Preamble has, by its petition, represented that its charter does not meet the needs of the municipality, that it is in the interest of the proper administration of its affairs that its said charter, the act 5 Edward VII, chapter 49, as amended by the act 8 Edward VII, chapter 104, be further amended and that it is also in the interest of the said village that certain provisions be added to the said charter respecting the school boards ;

And whereas, it is expedient to grant 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. Article 470 of the Cities and Towns' Act, 1903, is replaced, 3 Ed. VII, c. 38, s. 470, replaced for the village, by the following : village.

" 470. Taxes bear interest, at the rate of five per cent Interest on per annum, from the expiration of the delay during which taxes, &c.