

## CHAP. 68

## An Act to amend the charter of the town of Saint Louis

[Assented to 28th February, 1907]

## Preamble.

**W**HEREAS the corporation of the town of Saint Louis 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, and 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 :

Paragraph  
inserted after  
59 V., c. 55,  
s. 9.  
Certain arti-  
cles of 3 Ed.  
VII, c. 38, to  
apply to  
Town of St.  
Louis.

**1.** The following paragraph is inserted in the act 59 Victoria, chapter 55, after section 9 :

“ **9a.** From and after the passing of this act, articles 81, 82, 83, 84, 85, 90, 91, 92, 93, 94, 95, 96, 98, 99, 100, 101, 381, 382, 383, 384, 385, 386, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 432, 433, 469, 470, 471, 474, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 602, 603, 604, 605, 609, 610, 611, 612, 613 and 614 inclusively of The Cities and Towns' Act, 1903, shall apply to the town of Saint Louis, except where the provisions of its charter and the amendments thereto derogate therefrom or contain provisions inconsistent therewith. ”

59 V., c. 55,  
s.s. 52, 54, 55  
and 56, re-  
pealed.  
Id., s. 53,  
repealed.

**2.** Sections 52, 54, 55 and 56 of the act 59 Victoria, chapter 55, are repealed.

**3.** Section 53 of the act 59 Victoria, chapter 55, as amended by the acts 61 Victoria, chapter 58, sections 8 and 9, and 4 Edward VII, chapter 57, section 3, is repealed.

Id., s.s. 67, 68,  
69, 70, 71, 73  
and 74,  
repealed.

**4.** Sections 67, 68, 69, 70, 71, 73 and 74, of the act 59 Victoria, chapter 55, are repealed.

Id., s. 72,  
repealed.

**5.** Section 72 of the act 59 Victoria, chapter 55, is repealed.

Id., s.s.  
added after  
s. 44q.

**6.** The following sections are inserted in the act 59 Victoria, chapter 55, after section 44q, as enacted by section 5 of the act 4 Edward VII, chapter 57 :

" **44r.** The council may make, amend and repeal by-laws.

To inflict penalties upon those who interfere unnecessarily with the apparatus for protection against fire. Certain penalties.

" **44s.** Upon application of the majority of the proprietors of immoveable property abutting on a street or part of a street, it shall be lawful for the council to build permanent side-walks, to a value not exceeding \$100,000 per year; and such proprietors shall pay only one-half of the cost of such side-walks, distributed over a period of not less than ten years, with legal interest. Permanent side-walks and how paid for.

" **44t.** The amount expended for the building of permanent side-walks by the town, and which are to be refunded by the proprietors, shall not form part of the debt of the town. Portion of cost not to form part of town debt.

The town may issue and renew, from time to time, temporary debentures to the amount of the shares of the proprietors in the cost of the permanent side-walks made by the town, until the special assessments payable for such improvements have been collected. Such debentures shall be signed by the mayor and by the secretary-treasurer of the town, upon resolution of the council, mentioning the object for which they are issued. Temporary debentures for side-walks.

The monies collected for the sinking funds of such loans shall be deposited to the credit of a special fund, and applied exclusively to the payment of the temporary debentures so issued. Sinking fund.

**7.** Section 33 of the Act 59 Victoria, chapter 55, as replaced by section 5 of the act 60 Victoria, chapter 64, by section 7 of the act 61 Victoria, chapter 58, and by section 10 of the act 4 Edward VII, chapter 57, is again replaced by the following :

" **33.** The debt of the town shall not at any time exceed fifteen per cent, of the assessed value of the real estate of the town. Limit of town debt.

For the purpose of determining such debt, the value of the property occupied by the Montreal Exposition Company, as shown upon the valuation roll, shall be considered as an assessable value. Certain property to be taken into account.

The amounts due at any time by the proprietors for the construction of sewers, as well as those due by the Montreal Water and Power Company, for the continuation of the water-works, shall not form part of the said debt, but shall be deducted in making the calculation to determine it; provided that if, at any time, the council shall exceed the limit above mentioned, every councillor who shall contribute by his Certain property excluded. Councillor voting to ex-

ceed limit  
personally  
liable for  
excess, &c.

vote to exceed such limit, shall be personally responsible for all such excess ; provided further that no contract for the construction of a work or for the purchase of goods and materials of a value exceeding two thousand dollars, shall be lawful, nor shall it be passed by the council or signed by the mayor or any other member of the council in favor of any person, firm or company, unless tenders have been previously asked for by public notice published three times in one week in a French and in an English newspaper in circulation in the municipality, and unless the accepted tender has been ratified by the vote of at least six councillors.

Coming into  
force.

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

#### CHAP. 69

[Assented to 14th March, 1907]

An Act to amend the charter of the town of Westmount

Preamble.

WHEREAS the town of Westmount has, by its petition, represented, that by the contract between the town of Côte St. Antoine (now Westmount) and the Montreal Island Water and Electric Company, passed before Fair, notary, on the 14th March, 1891, (the rights and obligations of which company have been transferred to the Montreal Water and Power Company), the contracting company was granted a franchise for twenty-five years from the taking effect of the by-law authorizing the same, for the supply of water to the said town and its inhabitants : that litigation is now pending between the said town of Westmount and the said Montreal Water and Power Company, in which the town claims that the company is in default to fulfil its obligations under said contract, and more especially is in default to furnish wholesome water and sufficient fire protection, and prays for specific performance of the contract, under reserve of its rights to claim the cancellation thereof ; that if the litigation be decided in favor of the town, and in any event at a period prior to the expiration of the said contract, it may be necessary for the said town to instal a water system of its own, so that provision may be made for a supply of water to the town without interruption ; and that further powers should be granted to the town to enable it to carry out divers contemplated improvements.

Whereas by its petition the said town has prayed that its charter be amended to enable it to fulfil the said purposes, and it is expedient that its said petition be granted in part ;