

CHAP. 48

An Act to incorporate the town of Thetford Mines

[Assented to 20th May, 1905]

Preamble.

WHEREAS the corporation of the village of Kingsville has, by its petition, represented that the provisions of the Municipal Code no longer meet the requirements of the inhabitants of the village of Kingsville, and it has prayed to be incorporated as a town, under the provisions of the Cities and Towns' Act, 1903, and to obtain certain powers not granted by the said act ;

Whereas it is in the interest of the inhabitants of the said village that the said application be granted ;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

SECTION I

INCORPORATION OF THE TOWN

Name of act. **1.** This act shall be cited under the name of the " Charter of the town of Thetford Mines."

Territory erected into a town. **2.** The territory hereinafter described is erected as a town under the name of the " town of Thetford Mines," and constitutes a municipality distinct and separate from the county of Megantic for all municipal and school purposes ; and the inhabitants of the said territory and their successors shall be a corporation under the name of " the corporation of the town of Thetford Mines."

Name of corporation. **3.** The town shall be governed by the Cities and Towns' Act, 1903, in so far as its provisions are not inconsistent with the provisions of this act.

Law to govern.

SECTION II

BOUNDARIES OF THE TOWN

Description of territory of town. **4.** The territory of the town of Thetford Mines shall comprise lots numbers twenty-five, twenty-six, twenty seven, and twenty-eight of the fifth range of the township of Thetford, and lots numbers twenty-six, twenty-seven and twenty eight of the sixth range of the same township ; also lots numbers thirty-one and thirty-two of range C of the town-

ship of Coleraine ; also lot number twenty-six of the tenth range of the township of Ireland, as at present divided, which numbers of lots are the numbers of the original subdivision of the above mentioned townships,—the whole covering an area of about one thousand five hundred and thirty-two acres.

SECTION III

TRANSITORY PROVISIONS

5. All the by-laws, *procès-verbaux*, resolutions, lists, valuation rolls, assessment rolls, decisions, rights or other matters or things done or made by the corporation of the village of Kingsville, affecting the territory above described or its inhabitants, shall remain in force in the town of Thetford Mines, until repealed, replaced or amended by the corporation of the town of Thetford Mines.

Existing by-laws of village to remain in force, &c.

Notes, bonds, debentures, engagements, agreements or contracts, subscribed, accepted, endorsed or consented by the village of Kingsville until the coming into force of this act, shall continue to have their legal effect.

Notes, &c., to continue to have their legal effect.

6. The mayor, councillors and municipal officers of the village of Kingsville shall perform their respective duties until the entry into office of their successors appointed under this act.

Present mayor, &c., of village.

7. The official cadastre of the village of Kingsville shall, in future, be designated under the name of the " Official cadastre of the town of Thetford Mines."

Name of cadastre of Kingsville changed.

SECTION IV

TOWN COUNCIL

8. The town council shall consist of a mayor and eight aldermen, two for each ward.

Composition of council.

9. Every person filling a municipal office who does not perform the duties of such office during a period of two consecutive months may be removed and immediately replaced by the council.

Removal of person filling municipal offices.

10. Article 59 of the Cities and Towns' Act, 1903, is replaced, for the town, by the following :

3 Ed. VII, c. 38, art. 59, replaced for town.

If any vacancy occur in the office of alderman, the council shall, by resolution, appoint a qualified person for such office to fill the place left vacant by such alderman, until the expiration of the term for which he was elected.

Vacancies, &c., in council.

SECTION V

DIVISION OF THE TOWN

Division into wards, &c., **11.** The town shall be divided into four wards, comprised within the following boundaries :

Ward No. I. Ward number I shall comprise all that part of the town situate to the north-east of St. Alphonse street ;

Ward No. II Ward number II shall comprise all that part of the town situate between St Alphonse street and St Joseph street, on the prolongation of the said St. Joseph street, in a straight line to the Thetford river ; and also lot number 390 of the cadastre of the village of Kingsville, and all that part of lot number 21 : of the said cadastre, situated to the north-west of the Thetford river, and also lot twenty-six of the sixth range of the township of Thetford ;

Ward No. III. Ward number III shall comprise all that portion of the town between the line of the Quebec Central Railway, St. Joseph street, and Thetford river to the division line of lots numbers 420 and 450, and also lot number 398 of the said cadastre ;

Ward No. IV. Ward number IV shall comprise all that portion of the town situate to the south and south-east of ward number III.

SECTION VI

MUNICIPAL ELECTIONS

First election of mayor, &c. **12.** The first election of the mayor and aldermen shall take place in the meeting room of the council, within forty days following the coming into force of this act, on the day and at the hour indicated by the municipal council of the village of Kingsville, and the returning-officer shall be the secretary-treasurer of the said municipality.

Id., 157 and 17 § 2, re-placed for town. **13.** Article 157 of the Cities and Towns' Act, 1903, and the second paragraph of article 17 of the said act, are replaced for the town by the following :

Term of office of aldermen. One alderman in each ward shall remain in office until the first day of February following such election, and one alderman in each ward, elected at the first election, shall remain in office until the first day of the second month of February following the first election. The aldermen, who are to go out of office at the election following the first election, shall be designated by lot in the manner determined by the council.

The subsequent elections for mayor shall take place every two years, and for an alderman for each ward, every year. The mayor elected at the first election shall remain in office until the first day of the second month of February following such election.

Subsequent elections of mayor, &c.
Term of office of first mayor.

14. The first paragraph of article 169 of the Cities and Towns' Act, 1903, is replaced by the following :

Id. 169, §1, replaced for town.

The sum of twenty-five dollars in legal tender or in the bills of any chartered bank in Canada shall be deposited in the hands of the returning officer at the same time as the nomination paper is filed with him.

Deposit with nomination paper.

SECTION VII

STREETS

15. The council may, by by-law, amend or repeal any *procès verbal* for the roads or streets now in existence and determine the width of each street in particular.

Existing *procès verbaux* for streets, &c.

16. The council cannot expropriate any mining property for the opening of any new street or the execution of other municipal works without the approval of the Lieutenant-Governor in council.

Expropriation of Mining property.

SECTION VII

TRADE AND LICENSES

17. The council may make, amend or repeal by-laws to permit or prohibit the sale by wholesale or retail of spirituous, alcoholic or intoxicating liquors or the trade of bottler.

Sale of liquor.

18. Paragraph 12 of article 424 of the Cities and Towns' Act, 1903, is replaced for the town by the following :

Id., 424, § 12, replaced for town.

To fix, in addition to any taxes which the municipality may impose under the provisions of this act, a sum not exceeding five hundred dollars, payable for the granting of each certificate to obtain a license authorizing the sale of spirituous or intoxicating liquors.

Sum payable on certificate to obtain liquor license.

19. Every transfer of license must be approved by the council, which may impose a fee of fifty dollars upon such transfer.

Approval of transfer of license &c

SECTION IX

LOANS

Power to borrow certain sums.

20. Notwithstanding the provisions of article 525 of the Cities and Towns' Act, 1903, the council may, by a mere resolution and without obtaining the vote of the ratepayers, borrow any sum, not exceeding in all three thousand dollars, on promissory notes payable to order or to bearer, for the purpose of meeting the current expenses of the corporation.

SECTION X

PROVISIONS RESPECTING MINES

Certain taxes levied on certain mining properties.

21. 1. The council may, notwithstanding any law to the contrary, make, amend or repeal by-laws to compel every person or company owning or occupying lands comprised within each division described in the following article, whether they mine or do not mine on the said land, to pay the municipality a special yearly tax determined in the following manner :

(a) A sum of fifty dollars, for every person or company not mining on its own land, or paying less than ten thousand dollars in wages to its employees, yearly ;

(b) An additional sum of one hundred dollars, for every ten thousand dollars of wages paid to the employees, provided the total amount of the tax does not exceed five hundred dollars ;

Duration of tax.

2. The tax above designated can be imposed only during twenty years after the coming into force of the present act.

Exemption from other special taxes.

3. The persons and companies subject to this special tax shall be exempt from any other special tax in respect to their mining operations.

Division of municipality for certain purposes.

22. The municipality shall be divided into seven divisions, comprising the territory contained in the following limits : the first division shall comprise lot number twenty of the official cadastre of the village of Kingsville ; the second division shall comprise lots numbers three hundred and ninety and two hundred and eleven of the said cadastre ; the third division shall comprise lots numbers three hundred and ninety-eight and four hundred and twenty of the said cadastre ; the fourth division shall comprise lot number four hundred and fifty of the said cadastre ; the fifth division

shall comprise lot number five hundred and eleven of the said cadastre ; the sixth division shall comprise lot number five hundred and thirty-three of the said cadastre : the seventh division shall comprise lots numbers five hundred and forty-one and four hundred and sixty-two of the said cadastre.

23. The council may, by by-law, establish other divisions and subdivide the present ones, when mining is carried on therein by different persons or otherwise. Power to alter same.

24. The above tax shall be a special tax imposed in addition to any tax the council may impose under this act, and shall be recoverable from the owner, occupant or lessee of the land. Interpretation of tax.

25. Every person or company affected by this section shall be bound to supply the council with all information it may require for the purpose of establishing the amount of the tax above described. Duties of persons affected by section.

26. Paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9 and 11 of article 383, paragraph 10 of article 384 and paragraph 16 of article 386, of the Cities and Towns' Act, 1903, do not apply to the town of Thetford Mines, in so far as the mining operations therein are concerned. Id., 383, § 1 to 9, 11, 384 § 10, 386 § 16, not to apply for certain purposes.

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

CH A P. 49

An Act to consolidate the act incorporating the village of *La Petite Côte* and to change its name to that of the village of Rosemont.

[Assented to 20th May, 1905]

WHEREAS the corporation of the village of *La Petite-Côte* Preamble. has, by its petition, represented that, in consequence of the subdivision and sale of certain lands as building lots and the approaching construction of many residences in the municipality, the provisions of the Municipal Code no longer meet the requirements of the inhabitants of *La Petite-Côte*, and it is desirable that the general principles of the Cities and Towns' Act, 1903, should apply to the said municipality, and whereas it is expedient to grant the prayer contained in such petition ;