

And you shall summon the said
to appear before the said Court at the day and hour afore-
said to show cause why the said seizure should not be
declared good and valid and the said Garnishee
be ordered to pay into the hands of the corporation of the
city of Three Rivers to the extent of the said sum of
\$ _____ and the costs of and upon this
writ, with interest as aforesaid, and you shall then return
this writ.

Given under my signature and seal of the said Corporation,
at Three Rivers, this _____ day of _____
in the year of Our Lord one thousand nine hundred

[L. S.] (Signature)

Mayor of the City of
Three Rivers.

CHAP. 45

An Act to further amend the charter of the city of Hull

[Assented to 28th March, 1901.]

WHEREAS the corporation of the city of Hull has, by Preamble
petition, represented that it is in the interest of the
good administration of the city, that certain amendments be
made to its charter, and it is expedient to grant its prayer ;

Therefore, His Majesty, by and with the advice and con-
sent of the Legislature of Quebec, enacts as follows :

1. Paragraph 1 of section 32 of the act 56 Victoria, 56 V., c. 52,
chapter 52, as amended by section 4 of the act 61 Victoria, s. 32,
chapter 56, and paragraphs 2 and 3 of the same section 32 amended.
are replaced by the following :

“ 1. Every person entered, on the last assessment roll, Proprietors.
as the owner of immoveable property in a ward.

If such immoveable property is owned *par indivis* by Co-proprie-
several owners whose names are entered as such on the tors.
valuation roll each of them shall be entitled to a vote cor-
responding to his share of the property ;

2. The husband of any woman under the law of separa- Husband of
tion as to property, when she is seized and possessed, as woman sepa-
proprietor or usufructuary, of immoveable property entered rated as to
in her name on the valuation roll ; property.

Widows and
spinsters.

3. Widows and spinsters who are proprietors shall have the same rights, as to voting, as are conferred by this section upon male persons who are proprietors."

56 V., c. 52, s.
38, replaced.

2. Section 38 of the act 56 Victoria, chapter 52, is replaced by the following :

Application
to vote al-
though not
on list.

"38. Any person, whose name is omitted from the list of municipal electors for one or more wards or completely, or is wrongly entered, or under a wrong qualification, may vote on producing a certificate from the city-clerk establishing that he is a qualified elector."

56 V., c. 52, s.
76, replaced.

3. Section 76 of the act 56 Victoria, chapter 52, is replaced by the following :

Coming into
effect of cer-
tain by laws
after publica-
tion.

"76. The by-laws of the council that are not subject to the approval of the municipal electors come into force fifteen days after the publication of a notice stating the nature and object of such by law, which notice shall be published once in French and in English in a newspaper published in the city of Hull and, in default of such newspaper in the city, in a newspaper of a neighboring locality."

56 V., c. 52, s.
77, replaced.

4. Section 77 of the act 56 Victoria, chapter 52, is replaced by the following :

Publication
of by-laws to
be submitted
to approval of
electors.

"77. The by-laws that are to be submitted to the approval of the municipal electors are published in French and in English in a newspaper published in the city, once a week for two weeks, before the voting on such by-laws and, if there be no such paper in the city, then in a newspaper published in a neighbouring locality; such by-laws shall come into force fifteen days after the publication of a notice published once in the manner above set forth stating that they have been approved by a majority of the municipal electors who are proprietors.

Proof of pub-
lication.

Every copy of such newspaper containing such by-law, with a certificate from the clerk, shall be *prima facie* evidence of said publication for all purposes whatsoever."

56 V., c. 52, s.
101, replaced.

5. Section 101 of the act 56 Victoria, chapter 52, is replaced by the following :

Oath of city
treasurer and
before whom
taken.

"101. The city treasurer shall take oath before the mayor or a justice of the peace to faithfully perform the duties of his office; and his reports and certificates may be made under such oath of office.

Treasurer
custodian of
funds, &c.

The city treasurer shall be the sole depository of all sums and dues whatsoever payable and belonging to the city, including the taxes and revenues from the city water-works."

6. Sections 107 and 109 of the act 56 Victoria, chapter 56 V., c. 52, 52, and section 108 of the said act, as amended by the act 61 secs. 107 to 109, replaced. Victoria, chapter 56, section 12, are replaced by the following :

“ 109. The water-works’ collector shall keep books of account in good and due form, in which he shall enter, by order of date, each item of receipts, mentioning the persons who have paid such moneys into his hands, which moneys he shall hand over to the city treasurer at the end of each day, after the entries are made in his books.” Books of account to be kept by water-works’ collector.

7. The last four clauses of paragraph 1 of section 147a of the act 56 Victoria, chapter 52, as enacted by the act 61 s. 147a, amended. Victoria, chapter 56, section 28, are replaced by the following :

“ Each such by-law must nevertheless be asked for by means of a petition signed by the majority in number and in value of the owners of property liable to taxation for such improvements ; and such by-law shall come into force only fifteen days after its adoption by the council, upon a special notice being served within such delay at the domicile of each of the owners of property liable to be assessed for such improvements Petition for by-law. When it comes into force.

All corporations or estates owning immoveable property subject to such assessment shall have the right to have their names entered on such petition through their agent or duly authorized attorney, and such corporations or estates shall have the same right as the other property owners to express their dissent against such demand for improvements.” Corporations and estates may join in petition, &c.

8. Paragraph 4 of the said section 147a is replaced by the following :

“ 4. The council, by resolution adopted by at least two-thirds of the members of the council, may declare that a portion or percentage of the cost of such improvements or of any of them, shall be borne and paid by the owners of the property fronting on the said streets, roads, avenues, boulevards, lanes, alleys, public highways or places or any section thereof ; but in no case shall the council commence such works before the city-clerk has caused a special notice to be served at the domicile of each owner of property subject to such assessment, which notice shall set forth the nature of the improvements, the total cost, and the proportion of the cost to be assessed upon the real estate so subject to assessment. If, within fifteen days after the service of such notice, the majority of the owners of property liable to taxation has not notified its protest against such improvements by written notice sent to the city-clerk, then and after such delay the council may, in its discretion, declare the said by-law adopted, and begin the works.” 56 V., c. 52, s. 147a, further amended. Power of council to declare that part of costs shall be borne by fronting proprietors. Notice to be served before works are commenced. If majority do not protest.

56 V., c. 52,
secs. 312 and
313, replaced.

City to lay
water pipes
to line of
street and
may claim
water-rate
thereafter.

9. Sections 312 and 313 of the act 56 Victoria, chapter 52, are replaced by the following :

"312. The city shall, at its own expense, put in and lay the water pipes to the line of the street only, and shall have the right to claim the water-rate from the proprietor or occupant even if the latter should refuse or neglect to extend such water pipe into his house or other building."

56 V., c. 52,
s. 314, re-
placed.

Owner and
occupant
jointly and
severally re-
sponsible for
water-rate.

10. Section 314 of the act 56 Victoria, chapter 52, is replaced by the following :

"314. The owner and occupant of any house or other building, and the owner or occupant of any lot shall always be jointly and severally responsible for the water-rate, without the city being obliged to consider the stipulations that may be contained in a lease or other contract concerning such buildings or lots"

56 V., c. 52,
s. 325, re-
placed.

Appointment
of assessors.
Valuation to
to be made.

11. Section 325 of the act 56 Victoria, chapter 52, is replaced by the following :

"325. The council shall, in the month of March, in each year, appoint three assessors, who shall, within forty days from the first of May following, value the taxable properties in the city according to their actual value, which delay the council may extend. They shall make a roll in which they shall insert all information of public interest required by law and by the council.

Such valuation shall be made every year.

Valuation
yearly.

Number of
assessors may
be changed,
&c.

The council may, nevertheless, from time to time, by a resolution adopted by the majority of all its members, increase or reduce the number of its assessors, and may dismiss those who do not perform their duties faithfully, and may fill any vacancies that may arise.

Chairman of
board.

The council may, by resolution, designate the person who is to act as chairman of the said board of assessors.

How work is
to be divided,
&c.

The council may determine the manner in which the assessors shall divide their work, and shall supervise and control the operations of such assessors at any time while the valuation roll is being made."

58 V., c. 53,
s. 1, repealed.
56 V., c. 52,
s. 328, re-
placed.

Basis for
valuation of
real estate by
assessors.
Proviso.

12. Section 1 of the act 58 Victoria, chapter 53, is repealed, and section 328 of the act 56 Victoria, chapter 52, as amended by the act 61 Victoria, chapter 56, section 13, is replaced by the following :

"328. The assessors, in assessing the real estate in the city, shall take, as a basis for their valuation, the actual value and enter the same on the valuation roll. Nevertheless, in determining the value to be given to lands used for agricultural purposes, situated within the limits of the city of Hull, regard must be had to the value of such lands and the buildings thereon for agricultural purposes only.

13. Section 331 of the act 56 Victoria, chapter 52, is replaced by the following :

"331. The assessors shall lodge the valuation and assessment roll in the office of the council, immediately after its completion, within the delays aforesaid ; and public notice of such deposit shall be given within the two days following. The roll shall remain open to public examination for fifteen days, counting from the date of the publication of the said notice."

56 V., c. 52,
s. 331, re-
placed.
Deposit of
valuation and
assessment
roll.
Public notice
thereof.
Examination
of roll.

14. Sections 332, 333, 334 and 335 of the act 56 Victoria, chapter 52, are replaced by the following :

"332. During such interval of fifteen days any person who has to complain of such roll for himself or for other interested parties may appeal to the assessors who, for such purpose constitute a board of revisors for such roll.

Such appeal shall be taken by means of a written notice setting forth the cause of complaint, and shall be deposited in the hands of the city clerk.

56 V., c. 52,
secs. 332 to
335, replaced.
Complaints
against roll
and appeal to
revisors.

Appeal, how
taken.

"333. Immediately after the expiration of the delay of fifteen days allowed for inspection of the roll, the board of revisors shall take cognizance of all complaints that may have been filed in the hands of the city-clerk with reference to an entry in or omission from the valuation roll and shall generally revise the roll ; they shall proceed with such revision from day to day, hear the parties and their witnesses, adjudicate upon the complaints, homologate the valuation roll as revised, and deposit it in the office of the city-clerk, the whole within a delay not exceeding eight days ; the roll then comes into and shall remain in force until a new roll is made and put into force.

When board
takes cogni-
zance of com-
plaints.

Revision to
proceed from
day to day.

Deposit of
roll revised.

"334. The roll so revised and homologated shall be signed by at least the majority of the assessors.

In revising the roll, the assessors act under the oath of office they have taken under section 326 of the charter.

By whom re-
vised roll is to
be signed.

Assessors act
under oath of
office.

"335. Every rate-payer who has filed a complaint respecting an entry in or omission from the valuation roll and deems himself aggrieved by the assessors' decision may, by petition, within a delay of eight days from such decision, appeal therefrom to the Circuit Court of the district of Ottawa or to the judge ; such petition shall be accompanied by a notice stating that it will be presented on a specified day, which notice shall be served upon the city-clerk ; and proceedings shall be had on such petition from day to day, and in a summary manner. The notice of the presentation of the said petition shall be of three clear days.

Appeal to Cir-
cuit Court
from decision
of board.

Notice of pres-
entation.

Delays on
notice.

The decision of the Circuit Court or judge on such petition shall be final and without appeal."

Decision final.
&c.

56 V., c. 52,
s. 428,
amended.
Tax on laun-
dries.

15. Section 428 of the act 56 Victoria, chapter 52, is amended by adding the following paragraph thereto :

“ 4. By license or otherwise, a tax not exceeding twenty-five dollars on public laundries.”

Sec. added
after 56 V.,
c. 52, s. 432.
Tax on poles
in streets, &c.

16. The following section is added after section 432 of the act 56 Victoria, chapter 52 :

“**432a.** To levy upon and collect from every incorporated company an annual special tax not exceeding twenty-five cents for each wooden or metal pole, put up or erected, or that may be put up or erected by such company, in the streets or public squares of the city, for telegraph, telephone or electric light purposes or for transmitting any electric power, and to determine where and how such poles, as well as the wires which they support, shall be put up or erected.”

Power to
borrow cer-
tain sum ren-
dered neces-
sary by fire of
26 April 1900
and provi-
sions respect-
ing same.

17. In view of a considerable decrease in the valuation of property in the city of Hull due to the fire of the 26th April 1900, which destroyed about two thirds of the taxable real estate, the council of the city of Hull is authorized, notwithstanding any provisions to the contrary in the charter of the city, to issue, during the course of the year 1901, bonds to the amount of \$135,000.00 for rebuilding its town-hall, rebuilding its fire- and police- stations, introducing a system of lighting, to meet the cost of the expropriations occasioned by the said fire and the cost of the improvements to the water-power used by the city for supplying its water-works ; and such issue of bonds shall not affect the power of borrowing hitherto granted to the said city of Hull, and shall not be included in any calculation of the limits of the city's borrowing power. When the amount of the valuation of property in the city attains a sufficient figure to include and cover the amount of the loan of \$135,000.00, so authorized, in accordance with the provisions of the charter of the city of Hull, respecting its power to borrow on issue of debentures and the limits therein indicated, then such amount shall be deemed to form part of the city's consolidated debt already contracted, and shall be calculated with the usual amounts affecting the powers to borrow granted to the said city.

56 V., c. 52,
s. 371, re-
placed.

18. Section 371 of the act 56 Victoria, chapter 52, as amended by section 19 of the act 61 Victoria, chapter 56, is replaced by the following :

Provisions re-
specting sale,
etc., of land
for taxes ap-
plies to sales,
&c., of land
for school
taxes.
Coming into
force.

“**371.** All the provisions respecting the sale of immoveable property for municipal taxes and dues and the redemption of such lands, shall apply to the sale made for school taxes and other dues and to the redemption of such immoveables.”

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