



63 VICTORIA

CHAP. 54

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

[Assented to 23rd March, 1900]

WHEREAS the corporation of the town of Saint Louis has, Preamble.
by its petition, applied for certain amendments to the
acts 59 Victoria, chapter 55, 60 Victoria, chapter 64, and 61
Victoria, chapter 58, and whereas it is expedient to grant its
prayer ;

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

1. Paragraph 2 of article 10 of the act 59 Victoria, 59 V., c. 55,
art. 10, § 2,
chapter 55, is replaced as follows :

“ 2. The council may, by resolution, make promissory notes, replaced.
Power to
make prom-
issory notes,
&c.
with or without interest, payable at the places and on the
terms and conditions that it shall deem fit for the execution
of all the powers, rights and attributes conferred upon it by its
charter and by law, and of all the duties and obligations
incumbent upon it ; provided that the total amount of the Amount
limited.
notes so made by the town do not exceed the sum of seventy-
five thousand dollars.”

2. The following articles are added after article 11 of Arts. added
after id., art.
11.
the act 59 Victoria, chapter 55 :

“ 11a. Lot No. 641, together with the subdivisions thereof, Certain lot
declared to
form part of
town.
of the official plan and book of reference for the parish of St.
Laurent, in the county of Jacques Cartier, is hereby declared

to form part of the municipality of the town of Saint Louis, for all purposes whatsoever.

Power to transfer part of street to Outremont.

"11b. The council may transfer to the town of Outremont the west half of Hutchison street, or any part thereof from St. Louis street to the northern limits of the town, and, after such transfer, the western boundary of the town shall be the centre of the said Hutchison street, to the extent of any part thus transferred between the said streets."

Id., 11, amended.

3. The last paragraph of article 11 of the act 59 Victoria, chapter 55, is replaced by the following :

Redivision of town into wards, &c.

"The council shall, by by-law to be passed before the next general elections, redivide the town into four wards, but there must be no more than three councillors per ward.

Proviso as to councillors.

In the event of the increase or redivision of the wards in conformity with the preceding paragraph, the council shall, at the same time, indicate which ward each councillor, then in office, shall represent, and determine in what manner the councillors shall go out of office at the elections of each of the two succeeding years.

Future replacing.

Thereafter, each year, the councillor whose term then has expired shall be replaced."

Id. 13, amended.

4. The first paragraph of article 13 of the act 59 Victoria, chapter 55, is replaced by the following :

Composition of council.

"The council shall be composed of nine councillors or more, not exceeding twelve."

Id., 13, further amended.

5. The last paragraph of article 13 of the act 59 Victoria, chapter 55, and article 3 of the act 61 Victoria, chapter 58, are replaced by the following :

Quorum of council.

"The quorum of the council shall be the majority of its members, not including the mayor or the person who replaces him."

Arts. added after id., 13.

6. The following articles are added after article 13 of the act 59 Victoria, chapter 55 :

Qualification of candidates for mayor and councillor.

"13a. No person shall be either nominated or elected mayor or councillor, unless he has been resident in the town for one year immediately preceding the nomination, and unless he, during a continuous period of six months immediately preceding the day of his nomination, has held and has possessed, in his own name, immoveable property in the town, of the value of one thousand dollars for the office of mayor, and of four hundred dollars for that of councillor, after payment and deduction of all charges imposed thereon.

Paragraph 4 of article 4216 of the Revised Statutes shall not apply to the town of Saint Louis. R. S., 4216,
§ 4, not ap-
plicable.

"13b. If, for any cause whatever during the last year of his term of office, the office of mayor become vacant, the secretary shall, within eight days after such vacancy, call a meeting of the council for the purpose of electing one of the members of the council to discharge the functions of mayor during the rest of the term of office; and the council at such meeting, shall be bound to elect such mayor. Vacancy in
office of
mayor.

The acceptance of the office of mayor by any member of the council shall have the effect of rendering his seat vacant, and, in such case, a new election to fill such vacancy shall be held. If councillor
accept may-
oralty.

Article 4274 of the Revised Statutes shall not apply to the town of Saint Louis, as regards the office of mayor in the preceding case." R. S., 4274,
not to apply
to mayor in
such case.

7. The following articles are added after article 14 of the act 59 Victoria, chapter 55 : Arts. added
after 56 V.,
c. 55, art. 14.

"14a. The secretary-treasurer may, with the sole authorization of the mayor, pay out of the funds of the corporation any sum due by the latter, not exceeding twenty dollars. Payments
upon author-
ity of mayor.

"14b. Every public notice, convening a public meeting ordered for any purpose whatsoever, shall be published at least six full days before the day fixed for such meeting or other proceeding." Publication
of notice con-
vening public
meetings.

8. Paragraph 5 of article 15 of the act 59 Victoria, chapter 55, as enacted by article 1 of the act 61 Victoria, chapter 58, is replaced by the following : Id. 15. § 5, re-
placed.

"5. Any tenant, to have a right to vote at municipal elections, must have paid all business and license taxes on or before the thirty-first day of December preceding the election." Payment of
taxes a re-
quisite for
right to vote.

9. The following articles are added after article 20 of the act 59 Victoria, chapter 58. Arts. added
after id., 20.

"20a. Whenever a by-law requires the approval of the electors, a meeting of all the municipal electors who are proprietors is convened by a public notice signed by the mayor or the person who replaces him, for a day fixed by the council. Meeting for
approval of
by-laws and
calling there
of.

Who presides &c. The meeting is presided over by the mayor or by some person chosen by the council, and the secretary-treasurer shall act as secretary ; six electors present and qualified to take part in the meeting may demand a poll to ascertain the approval or disapproval of the by-law ; and, upon such demand, the presiding officer shall fix, within the eight days following, a day for the opening and holding of a poll.

Who may demand poll. If, after the opening of the meeting, an hour pass without a poll being demanded, the presiding officer shall declare the by-law adopted.

When, &c., be held.

By-law approved in certain event.

Who presides over poll. " **20b.** The poll is held and presided over by the mayor or by some one chosen by the council.

If no vote polled for certain time. If, after the opening of the poll, either on the first or the second day, one hour elapse, without a vote being polled, the presiding officer shall declare the voting closed.

Certain articles of R. S., not to apply. Article 4532 and the first paragraph of article 4533 of the Revised Statutes shall not apply to the town of Saint Louis."

Art. added after 59 V., c. 55, art. 25. **10.** The following article is added after article 25 of the act 59 Victoria, chapter 55 :

Maintenance, &c., of lanes in rear of properties. " **25a.** The council may compel the proprietors to make and maintain the lanes in rear of their properties, in so far as regards public order and health, in the manner it shall deem advisable, and in default on the part of such proprietor of obedience to the orders of the council to this effect, the latter, after special notice by an officer of the corporation, may cause such lanes to be repaired and apportion the cost thereof among the proprietors."

Art. added after id. 44. **11.** The following articles are added after article 44 of the act 59 Victoria, chapter 55 :

By-laws respecting : Sales on Sundays, &c. " **44a.** The council may pass by-laws :
To prohibit the selling on Sunday by all shop-keepers, pedlars, hotel-keepers, tavern-keepers or other persons, of goods, wares, merchandize, or intoxicating liquors, or the purchasing or drinking thereof, in any hotel, tavern or place of public entertainment ; to enforce the closing of saloons and taverns, from midnight on Saturday, until Monday morning ; to regulate the sale of fruits, cigars, confectionery and temperance drinks on Sunday ; to assure the proper observance of Sunday ; to prevent the disturbance of any congregation assembled for worship, and to prohibit the distribution of printed hand-bills or circulars at church doors on Sundays.

"**41b.** To regulate confectionery and other shops, and to prohibit therein games of chance, of cards and of dice and other games by children under sixteen years of age." Confectionery and other shops, &c.

"**41c.** To suppress in whole or in part all piggeries within the limits of the town." Piggeries.

"**41d.** To prevent cruelty to animals." Cruelty to animals.

"**41e.** To regulate and control the exercise by any person, association or corporation whatsoever of any franchise or privilege in the streets or public squares of the town, whether such franchise or privilege was granted by the town or by the legislature, saving the rights already acquired or to be acquired by any person or company under any contract or statute." Exercise of franchise over streets, &c.

12. The following articles are added after article 50 of the act 59 Victoria, chapter 55 : Arts. added after id., 50.

"**50a.** It shall be lawful for the secretary-treasurer of the town to make credit entries of payments, on the margin of the valuation and assessment roll and on the tax roll, and all necessary figures to calculate and establish the unpaid balance outstanding at the end of the fiscal year ; provided that in other respects the said rolls are in nowise altered or changed." Certain entries of payments may be made on rolls. Proviso.

"**50b.** The roll for school taxes may be included in the register containing the assessment roll for immoveables, and with the same formalities." School tax may be included in roll.

The secretary-treasurer may also revise the panels of such school roll in the same manner and with the same effect as if they were in a separate book or roll. Revision of school roll.

"**50c.** At any time after the completion of the valuation and assessment rolls and the municipal and school tax rolls, the assessors shall make a supplementary roll containing the names of all persons who have been omitted in the first roll, or who have since become liable for the payment of any assessments, school and municipal taxes, general and special, and such supplementary roll shall be closed on the thirtieth of November and shall be subject to revision within the ten following days." Supplementary roll and what to contain.

13. The following articles are added after article 56 of the act 59 Victoria, chapter 55 : Arts. added after id., 56.

"**56a.** The council may, by by-law, authorize and regulate the granting of permits to merchants, carters, proprietors or Permits to merchants, &c.

drivers of vehicles, or to the owners or drivers of vehicles used in the town for delivering meat, bread, milk, ice, groceries, vegetables or other articles, effects or merchandize, whether such owners or drivers live in or out of the town ; for the government and discipline of drivers of vehicles kept for hire, to fix the price which they shall have a right to demand, and to punish persons using the said vehicles and refusing to pay the price fixed by tariff.

License for
non-residents.

“**56b.** The council may, by by-law, prevent all persons residing beyond the limits of the town from trading therein without an authorization, or without first obtaining a number for each and every vehicle employed in the town for the requirements of their trade, provided that no undue preference be given to the detriment of such person. This provision shall not apply to commercial travellers.”

Exception.

Arts. added
after id., 62a.

14. The following articles are added after article 62a of the act 59 Victoria, chapter 55, as enacted by article 8 of the act 60 Victoria, chapter 64 :

R. S., 4555.
not to apply.

“**62b.** Article 4555 of the Revised Statutes shall not apply to the town of Saint Louis.

Prescription
of school
taxes.
62 V., c. 28,
art. 372, not
to apply.

“**62c.** School taxes shall be subject as regards prescription to the same delay as municipal taxes.

The last paragraph of article 372 of the act 62 Victoria, chapter 28, shall not apply to the town of Saint Louis.”

Prescription
for taxes un-
der By-law
52 of St. Louis
of Mile End,
of Nov. 24,
1890.

“**62d.** The prescription for special taxes imposed under by-law 52, passed on the 24th November 1890, by the municipality of St. Louis of Mile End with respect to the construction of drains, including interest, is ten years from the date of the notice of the making any special assessment roll which has been or may hereafter be made under the said by-law.

Art. added
after 59 V.,
c. 55, art. 63.
52 V., c. 25,
art. 3, not to
apply after
three years.

15. The following article is added after article 63 of the act 59 Victoria, chapter 55 :

“**63a.** Article 3 of the act 52 Victoria, chapter 25, amending article 4500 of the Revised Statutes, shall not apply to the town of Saint Louis after the expiration of three years.”

59 V., c. 55,
art. 66c, re-
placed.

16. Article 66c of the act 59 Victoria, chapter 55, added by article 10 of the act 61 Victoria, chapter 58, is replaced as follows :

Limit of
amount to be
expended for
expropria-
tions.

“**65c.** The town shall not disburse more than ten thousand dollars a year for expropriations and purchase of lands,

unless authorized by a by-law duly approved by the electors in the same manner as for by-laws respecting loans.

Nevertheless this clause shall not apply to the west side of St. Lawrence Street, between Mount Royal avenue and St. Louis Street, which shall be expropriated before 1907, in three sections as follows, namely :

- (a) From Mount Royal avenue to Villeneuve street ;
- (b) From Villeneuve Street to Boulevard street ;
- (c) From Boulevard street to St. Louis street.

The council may decide in what order the said sections shall be expropriated, provided that the expropriation of each of the said sections, be made at intervals of not less than two years."

17. The following articles are added after article 73 of the act 59 Victoria, chapter 55 :

"73a. The corporation of school commissioners of the municipality of the village of St. Louis du Mile End, as well as the corporation of the trustees of the Protestant dissentient schools of the municipality of the village of St. Louis du Mile End, shall henceforth be known and designated: the former, as "The School Commission of the town of Saint Louis" and the latter as "The Dissentient School Trustees of the town of Saint Louis."

Article 141 of the act 62 Victoria, chapter 28, shall not apply to the town of Saint Louis.

All deeds and resolutions passed by the said corporations under the name of the school commissioners of the town of Saint Louis and in the name of the corporation of trustees of the Protestant dissentient schools of the town of Saint Louis, since its erection into a town municipality, are hereby declared valid.

"73b. Suits to recover school taxes and monthly dues, under article 473 of the Education Act, 62 Victoria, chapter 28, may be taken before the town recorder.

"73c. The council may impose, by each by-law it is authorized to make, under the powers conferred upon it, for every infringement of the said by-law, either a fine with or without costs, or an imprisonment ; and in the case of a fine with or without costs, it may order imprisonment in default of immediate payment of the said fine and costs ; but with the exception of those cases otherwise provided for in the charter, such fine or imprisonment is at the discretion of the court. When imprisonment is ordered for default of pay-

ment of a fine, such imprisonment shall cease as soon as the fine is paid.

Continuous
infringe-
ments.
What in-
cluded in
costs.

If the infringement of the by-law be continued, such continuation on each day shall constitute a separate offence.

The costs hereinabove-mentioned include, in all cases, the costs of the execution of any judgment."

Coming into
force.

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

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Most Excellent Majesty.