

Generally to use all the powers conferred upon towns and villages by the Municipal Code.

Use all powers conferred by Municipal Code.

**19.** All records, minutes of proceedings and papers, now in possession of the said council of the township of Stanbridge, shall continue to form part of the records of the said town of Bedford for the common use of the municipalities formed by the division of the township of Stanbridge.

Records, etc., in possession of council of township of Stanbridge to form part of records of town of Bedford, etc.

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

Coming into force.

## C A P. L X X V I I I.

An Act to incorporate the town of Victoriaville and to erect the municipality of the parish of Sainte-Victoire d'Arthabaska.

[Assented to 2nd April, 1890.]

**WHEREAS** the provisions of the Municipal Code no longer meet the requirements of the inhabitants of a portion of the village of Victoriaville, who wish to be incorporated as a town and to have a special charter ; and whereas the inhabitants residing in the parish canonically and civilly erected, under the name of the " Parish of Sainte Victoire", with the exception of those who reside within the limits of the proposed town, desire to be incorporated as a parish municipality ; Therefore, Her Majesty, by and with the advice and consent of Legislature of Quebec, enacts as follows :

Preamble.

### TITLE I.

#### PROVISIONS RESPECTING THE TOWN OF VICTORIAVILLE.

##### SECTION I.

##### ORGANISATION OF THE CORPORATION, LIMITS OF THE TOWN, TOWN COUNCIL, ETC.

**1.** The inhabitants of the town of Victoriaville, as constituted by this act, and their successors, are declared to be a body politic, under the name of " The Corporation of the Town of Victoriaville" ; under such name they and their successors shall have a common seal, shall enjoy all the rights and be subject to all the obligations of corporations.

Town incorporated.

Name of corporation.

General powers.

They are separated from the county of Arthabaska for all municipal purposes.

Separated from county of Arthabaska.

R. S. Q., title XI, chapter 1st, to apply if not derogated from by this act.

**2.** The town of Victoriaville, so incorporated, is subject to the operation of the law respecting town corporations, contained in chapter first of title XI [art. 4178 and following] of the Revised Statutes of the Province of Quebec, saving in so far as this act may derogate therefrom or may contain provisions inconsistent therewith.

Boundaries and territory of town.

**3.** The town of Victoriaville comprises the following territory, to wit :

"The portion of the village of Victoriaville included within the following boundaries, to wit: on the south-east, the village of Arthabaskaville ; on the south-west, the road called *Cinq Chicots* and the line dividing lots Nos. 24 and 25 from Nos 26 and 28 of the cadastre of Sainte-Victoire ; on the north-west, the north-east branch of the Nicolet River and the line dividing lots Nos 453 and 454 from lot No 459 of the cadastre of Sainte-Victoire ; on the north-east, the road which passes between the third and fourth ranges of Arthabaska, making a slight angle near lot No 494 of the cadastre, the latter number being also included in the projected town."

The road between the third and fourth ranges of Arthabaska is included in the limits of the town ; but the *Cinq Chicots* road is not included therein.

Division into wards.

**4.** The town is divided into three wards, called the "North ward," the "West ward" and the "South ward."

North ward.

The "North ward" comprises the portion which lies to the north of Notre-Dame street from lot No 494, inclusively, as far as the Grand Trunk Railway crossing, and to the east of Fabrique street, from the Grand Trunk Railway crossing to the line which divides lots Nos 453 and 454 from lot No 459 of the cadastre of Sainte-Victoire.

West ward.

The West ward comprises that portion which lies to the west of the Bulstrode road and to the north of the Grand Trunk Railway, starting from the crossing.

South ward.

The South ward comprises the remainder of the territory of the said town, bounded to the North by the two other wards.

Power of council to alter wards.

The town council has power to alter the limits and extent of the wards determined by this article and is vested with the powers conferred by article 4472 of the Revised Statutes of the Province of Quebec.

First election of councillors.

**5.** The first election of councillors shall be held on the first Monday in May after the coming into force of this act, or on the following day if such Monday be a non-judicial day, at the hour of ten in the morning, in the office of the secretary-treasurer of the village of Victoriaville and shall be presided by the secretary-treasurer of the said village remaining in office under article 22 of

this act, or by a person appointed by a majority of the electors.

**6.** The town council shall consist of seven councillors, who shall be elected for three years, except in the case provided for by article 4197 of the Revised Statutes of the Province of Quebec ; but three of them shall be replaced at the general election of the town following the first election provided for by the preceding article ; two others at the same date in the following year, and so on, in such manner that three shall be nominated and elected for the first year and two for the two subsequent years.

Number of  
and term of  
office of coun-  
cillors.  
How re-  
placed.

**7.** The West ward shall have one councillor, and each of the other wards, three.

Number of  
councillors  
for each ward.

**8.** The councillors retiring from office at the first and second general election after the first, shall be selected by lot at a sitting of the council previous to the general election in the course of the preceding month of December ; in default thereof the councillors retiring from office are selected by lot, by the officer presiding at the election, in the presence of the electors immediately after the opening of the meeting.

How those  
who are to  
retire at first  
and second  
general elec-  
tions are  
selected.

**9.** At the first sitting following a general election of councillors, the members of the council appoint, as mayor, a councillor who possesses the necessary qualifications for the office.

Appointment  
of mayor.

**10.** Articles 4231, 4234, 4238, 4244 to 4248, inclusively, of the Revised Statutes of the Province of Quebec shall not apply to the town, in so far as relates to the election of mayor only.

R. S. Q., art.  
4231, 4234, 4238,  
4244 to 4248  
not to apply  
to election of  
mayor.

**11.** The quorum of the council shall consist of a majority of its members.

Quorum of  
council.

**12.** The first meeting of the town council shall be held in the place where the sittings of the council of the village of Victoriaville are usually held.

Place for first  
meeting of  
council.

## SECTION II.

### POWER TO MAKE CERTAIN BY-LAWS.

**13.** The municipal council of the town may, by by-law :

Powers to  
make by-laws:

1. Restrict or regulate the sale of all spirituous, vinous, alcoholic or fermented liquors within the limits of the said town ; fix a sum of not more than one hundred dollars for the granting of a certificate for obtaining a license to sell spirituous, vinous or fermented liquors in the town

Sale of  
liquors, etc :

notwithstanding article 4414 of the Revised Statutes of the Province of Quebec ;

Abattoirs ; 2. Prevent any person from erecting, keeping or using abattoirs within the limits of the town or regulate the construction and manner of keeping the abattoirs ;

Nuisances ; 3. Remove and prevent all nuisances and everything which might endanger public health or safety in the town ;

Peace and good order. 4. Arrest, cause to be arrested and punished every person in the town disturbing the peace, loitering in the streets, swearing, using blasphemous, obscene or insulting language, or impeding peaceful people ; or persons under the influence of liquor, drunkards and those who infringe the by-laws of the town respecting the public peace, order or health ; and have such persons detained in custody and handed over to the guardian of the gaol or other place of safe-keeping until they are brought before the mayor or another justice of the peace to be dealt with according to law.

Council may : 14. The town council may also :

Prevent racing, etc ; 1. Prevent racing or trotting on the bridges and in the streets at a faster rate than that fixed by the by-laws ;

Prohibit pipes on roofs ; 2. Prohibit the placing of pipes on roofs ;

Regulate wood yards, etc ; 3. Make by-laws with reference to wood and coal yards and the measuring of wood and coal ;

Suppress games of strength, etc ; 4. Suppress games of strength, skill and hazard or authorize the same by license ; restrict, regulate or prohibit the keeping of public billiard-tables, shows, pigeon-hole tables or other similar establishments ;

Regulate construction of privies, etc ; 5. Regulate the construction of privies, cellars, drains and ovens, as well as the supervision of steam-engines in workshops and factories ;

Prevent filth, etc., being thrown into streets, etc ; 6. Prevent filth and dirt from being thrown into the streets, ditches or water-courses or on the sidewalks and order their removal ;

Exercise powers conferred by Municipal Code. 7. Exercise generally all the powers conferred upon towns and villages by the Municipal Code.

#### SECTION III.

#### TAXES AND LICENCES.

Power of council to levy taxes, etc., upon certain persons or property. 15. For the purpose of levying the moneys required by the town council to meet the expenses of management, to provide for improvements and redeem the obligations which it may impose upon itself, under the provisions of this act, the town council may levy upon persons, moveables, and immoveables in the town, the taxes hereinafter set forth, to wit :

Town lots, etc ; 1. Upon every lot, town-lot or part of a lot, with all the buildings thereon erected, if any there be, a sum not exceeding a cent and a half in the dollar on the total value, as shewn on the valuation roll of the town ;

2. Upon all stocks-in-trade or goods kept by merchants and traders, exposed on shelves or kept in cellars or in stores, and upon all bailiffs, barbers, bakers, grocers, butchers, hucksters, carters, livery-stable keepers, proprietors or keepers of wood or coal yards, trades, manufacturers and merchants, clerks, a tax not exceeding the sum of twenty dollars upon each of such stocks-in-trade; Stocks-in-trade, etc;

3. Upon every tenant paying rent in the town, an annual sum of at least one dollar, and not exceeding five cents in the dollar on the amount of the rent when it exceeds twenty dollars per annum; Tenants, etc;

4. Upon every male inhabitant of the age of twenty-one years who is neither a proprietor, an occupant, an apprentice nor servant and who has resided six months in the town, an annual sum of two dollars; except upon sons residing with their father and living in common with him. Male inhabitants;

5. Upon every dog kept by a person residing in the town, an annual sum not exceeding three dollars, exigible from the owner or person in possession of the animal. Dogs.

**16.** The council may further, by by-law determine, impose and levy certain annual dues or taxes not exceeding one hundred dollars; Council may levy certain dues upon;

1. Upon every proprietor, possessor, agent, manager and guardian of theatres, menageries, circuses and travelling shows, bowling alleys and other establishments for games and amusement, houses of public entertainment, inns, restaurants and coffee-houses; Proprietors, etc. of theatres, etc;

When such persons ply their occupations temporarily in the town, the council shall have the same recourse against them as that granted to it by article 13 of this act; Proviso.

2. Upon retailers of spirituous liquors, auctioneers, owners of tanneries and abattoirs in the town; Retailers of liquor, etc;

3. Upon money and exchange brokers, pawnbrokers and their agents, banks, bankers, bank-clerks and agents, insurance and telegraph companies or their agents in the town, owners and occupants of mills driven by steam or by water-power; Money brokers, etc;

4. And generally upon every trade, business, art and manufacture which is now or may hereafter be introduced or carried on in the town, although not mentioned in this act. All trades, etc; generally.

The said dues or taxes shall not, however, exceed the sum of twenty-five dollars for each billiard-table. Taxes upon billiard-tables limited.

**17.** The council may also impose and levy upon every person practising in the town as advocate, physician, notary, dentist, surveyor, veterinary surgeon, or practising any other liberal profession, an annual tax of eight dollars. Taxes upon professional men.

Persons and  
property to be  
entered on  
valuation roll.

**18.** The council may instruct the assessors to add to the valuation roll a list of the persons and moveable property taxed under the preceding articles; and all taxes and sums so imposed shall be exigible.

Licenses for  
peddlers.

**19.** The council is empowered to compel every peddler or person who comes into the town temporarily for the purpose of selling goods from bankrupt stocks, or other goods, merchandize and articles of trade, to take out and pay for a license, not exceeding fifty dollars, for the sale of such merchandize so brought and exposed for sale in the town.

Valid for one  
year.

The said license shall be valid for only one year from the date thereof.

Proviso, if  
license not  
taken out.

In case a person so bound to take out a license, is not provided with one, the amount thereof shall be demanded of him by the secretary-treasurer or any other municipal officer; and in default of immediate payment such amount shall be levied without delay by means of a warrant under the hand and seal of the mayor, addressed to a bailiff of the Superior Court, and the merchandize shall be seized upon the very person of the vendor and sold for the payment of such license by such bailiff or any other, according to the rules of procedure followed for the execution of a writ *de bonis* issued by the Circuit Court.

#### SECTION IV.

##### TEMPORARY PROVISIONS.

Present by-  
laws, etc., con-  
tinued.

**20.** All the municipal by-laws, ordinances, rolls or *actes* relating to the territory hereby constituted as a town, before its erection and to any part thereof, shall continue to have full force and effect until they are amended or repealed by the town council elected under this act.

Present may-  
or, councillors  
and municipal  
officers con-  
tinued in office.

**21.** The mayor and councillors of the village of Victoriaville shall remain in office and have jurisdiction over the territory erected as a town until a new election is held under this act; and all the municipal officers of the said village shall continue to perform their duties until their successors are elected or appointed under this act.

Present valua-  
tion rolls con-  
tinued, etc;

**22.** The valuation rolls in force on the first of January last, in each part of the town, shall remain in force, until a new valuation roll is made; and such rolls as they existed at the date above mentioned shall be evidence of the electors' right to vote at the first general election of councillors.

Taxes, etc., to  
become  
property of

**23.** Every tax due or which may become due, within the limits of the territory constituted as a town before

the date of the first general election. shall belong to the town and corporation of the village of Victoriaville and be collected by the council of the said village and by its secretary-treasurer remaining in office under article 21. collected by its officers.

**24.** This act shall not in anywise affect the debts and obligations of the village of Victoriaville, which may be paid, divided or settled according to the provisions of chapter third, of title first of the Municipal Code. Debts, etc., of village not affected.

## TITLE II.

### PROVISIONS RESPECTING THE PARISH OF SAINTE VICTOIRE D'ARTHABASKA.

#### SECTION I.

#### ORGANIZATION OF THE MUNICIPALITY OF THE PARISH OF SAINTE VICTOIRE D'ARTHABASKA.

**25.** All that portion of the parish canonically and civilly erected under the name of the "Parish of Sainte Victoire," which is not comprised in the town of Victoriaville, constitutes, for all purposes whatsoever, a distinct local municipality, under the name of the "Municipality of the parish of Ste Victoire d'Arthabaska." Parish constituted a municipality. Name.

**26.** This municipality comprises :

The remainder of the territory of the village of Victoriaville, not included within the limits of the town of Victoriaville ; Territory of parish.

The West quarter of lot No 16 and lots No. 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of the twelfth range of the township of Stanfold, which shall hereafter be detached from the municipality of the township of Stanfold for all purposes whatsoever ;

Lots Nos 9, 10, 11 and 12 in the 6th range, and lots Nos. 9, 10 and 11 in the seventh range of Arthabaska, which shall hereafter be detached from the municipality of the parish of Saint Norbert d'Arthabaska for all purposes whatsoever ;

Lots Nos 1, 2 and 3 of the seventh range of Warwick, which shall hereafter be detached from the municipality of the parish of Saint Albert de Warwick for all purposes whatsoever ;

Lots Nos 1, 2 and 3 in each of the 9th, 10th and 11th ranges, and lots Nos 1, 2, 3, 4 and 5 of the 12th range of Bulstrode, and that part of lot No. 6 of the said 12th range of Bulstrode, situate to the north of the *Rivière-du-Loup*, which shall hereafter be detached from the municipality of the parish of St Valère de Bulstrode for all purposes whatsoever.

Parish to be  
a local  
municipality.  
Name.

Subject to  
Municipal  
Code.

**27.** The said parish of Ste Victoire, as constituted by the two preceding articles, forms a distinct local municipality, under the name of the "Municipality of the parish of Ste Victoire d'Arthabaska", which is subject to the operation of the Municipal Code of the Province of Quebec, like every other local municipality, except as regards the objects specially provided for by this act.

Inhabitants  
constituted a  
corporation.  
Name.

**28.** The inhabitants and rate-payers of the said municipality constitute a local corporation subject to the provisions of the same Code, under the name of the "Corporation of the parish of Ste Victoire d'Arthabaska."

First election  
of councillors

**29.** The first election of councillors for the municipality of the parish of Ste Victoire d'Arthabaska shall take place on the first Monday in May after the coming into force of this act, or on the following day, if such Monday be a non-judicial day, at the hour of eleven in the forenoon, at the office of the secretary-treasurer of the village of Victoriaville, and shall be presided over by a person appointed by the majority of the electors present.

Elections how  
governed.

**30.** The elections thereafter shall be governed by the provisions of the Municipal Code.

#### SECTION II.

#### TRANSITORY PROVISIONS.

Valuation of  
property.

**31.** Until a new valuation roll is made, the valuation of the property comprised within the municipality of Ste Victoire shall be that shown on the valuation rolls of Victoriaville, Stanfold, St Valère de Bulstrode, St Norbert d'Arthabaska and Saint Albert de Warwick, respectively.

Coming into  
force.

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

#### CAP. LXXIX.

An Act to incorporate the Town of Magog and for the better management of education within its limits.

[Assented to 2nd April, 1890.]

Preamble.

**WHEREAS** the provisions of the Municipal Code do not meet the present wants of the corporation of the village of Magog, and it has become necessary to make more ample provisions for the internal management of the said village, in respect to its municipal and educa-