

11. Whenever the real estate owners in one or more streets, or in any portion or portions of the streets of the city of Three Rivers or two-thirds of such rate-payers, shall by a petition to the council, pray for the construction of drains for draining such streets or portions of streets, the council shall have power to order, by by-law, the construction of such drains in all the streets or parts of streets, which it may deem advisable to determine by such by-law, and to issue bonds, from time to time, for paying the cost of such drains, to an amount not exceeding thirty thousand dollars, and to levy a special tax upon all real estate owners in such streets or parts of streets based upon the value of their property, as established by the valuation roll, in order to meet the annual interest on such bonds and the percentage determined as a sinking fund for the same.

Requisition for
construction of
drains.

Bonds therefor.
Taxes therefor.

12. Notwithstanding any act or legal provision to the contrary, the municipal council of the city of Three Rivers may, by resolution passed for that purpose, reduce the annual ground-rent of each lot of land conceded by such council in the Common, and situated upon Bureau, Gervais and St. Elizabeth streets, and fix it at a uniform rate of one dollar per annum, or at any other sum which it deems expedient, but not less than one dollar.

City may re-
duce ground-
rent on certain
lots.

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

Coming into
force.

CAP. XLVII.

An Act to amend the act 44-45 Victoria, chapter 75, intituled :
“ An Act to amend and consolidate the act of incorporation of the town of Longueuil, 37 Victoria, chapter 49, and the act amending the same, 39 Victoria, chapter 46.”

[Assented to 21st June, 1886.]

WHEREAS it is expedient to amend the act 44-45 Victoria, chapter 75, and also to grant to the corporation of the town of Longueuil further powers; and whereas the corporation has prayed by its petition for the said amendments, and it is advisable to grant the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Preamble.

1. Section 4 of the act 44-45 Victoria, chapter 75 is replaced by the following :

44-45 V., c. 75,
s. 4, replaced.

- Division of town into wards. "4. The town shall be divided into three wards ; which shall be respectively designated and known under the names of " east ward," " centre ward," and " west ward," and shall be bounded as follows, to wit :
- East ward. 1. The " east ward " shall be bounded in front by the middle of the river St. Lawrence, to the north-east and in rear by the limits of the town, and to the south-west by the middle of the road known as the Chambly road ;
- Centre ward. 2. The " centre ward " shall be bounded in front by the middle of the river St. Lawrence, to the north-east by the east ward, in rear by the limits of the town, and to the south-west by the middle of St. James street ;
- West ward. 3. The " west ward " shall be bounded in front by the middle of the river St. Lawrence, to the north-east by the centre ward, in rear and to the south-west by the limits of the said town."
- Id. s. 14, § 2, replaced. 2. Subsection 2 of section 14, is replaced by the following :
- Right to vote. 2. No elector shall have the right to vote, unless he shall have, at least fifteen days before such voting, paid his taxes, contributions, water rates and other dues, nor unless the property on which such elector is qualified shall be free, for at least fifteen days, of all municipal dues as aforesaid ; and whenever the tenant or occupant shall have paid any such municipal taxes he shall have the right and be entitled to deduct the amount by him thus paid, from any rent by him due to the proprietor ; and in case no rent should be due to the proprietor at that time, the said tenant shall moreover be subrogated in the privileges and rights of the town in order to recover, from the said proprietor, the payment of any such taxes.
- Power as to payment by tenant.
- Id. sec. added after 43. 3. The following section is added after section 43 of the said act :
- Taverns, &c., to be closed on voting day. " 43a. Every tavern or house licensed for the retail sale of spirituous, vinous or fermented liquors, within the limits of the town of Longueuil, shall be closed during the day of voting ; and every proprietor or person keeping such tavern or house so licensed, if he neglect to close such tavern or house, shall be liable to a fine of seventy-five dollars ; and every such proprietor or person keeping such tavern or house licensed as above shall be liable to a like fine, if such proprietor or person sell or give spirituous, vinous or fermented liquors, on the day of the voting at such election.
- Penalties.
- Penalty for selling liquors on voting days. 2. No person keeping a shop or having a license for the sale of spirituous, vinous or fermented liquors, within the

limits of the town of Longueuil, shall, under penalty of a fine of seventy-five dollars, sell or give on the day of such voting any spirituous, vinous or fermented liquors."

4. Subsection 2 of section 44 of the said act is replaced Id. s. 44, § 2, replaced. by the following:

"2. Every such election may be so contested by one or Contestation of elections. more of the candidates for the office of mayor or councillor; or by ten at least of the electors of the town, when the election of the mayor is contested; and by the same number of electors of any ward, when the election of a councillor is contested."

5. The following sections are added after section 45 of Id. sections added after section 45. the said act.

"45*t*. The following persons shall be held to be guilty of Offence of bribery. bribery and liable to the penalty hereinafter imposed for such offense.

1. Any elector who shall, at any time before, during or Receiving money, &c. after, any municipal election in the said town, ask or take money or reward by way of gift, loan or other device or agree or contract for any money, gift or office, employment or other reward, to give or forbear from giving, his vote at any Giving money, &c. such election; or any candidate at any such election or any other person who, by himself or any one employed by him, shall, by any gift, reward, promise, agreement or security, corrupt or offer to corrupt any elector, in order to give or forbear from giving his vote at any such election.

2. Any elector who, by means of a gift, loan, reward or promise or other device, shall procure or undertake or endeavor Procuring return of candidate for money, &c. to procure the return of any candidate at any municipal election in the said town.

3. Any person who shall receive any money, gift, reward or promise, by way of carriage-hire or for loss of time in Receipt of money for carriage hire for voters, &c. giving his vote, or who shall accept an exorbitant price for any merchantable article for his vote or for abstaining from voting at any municipal election in the said town.

4. Any candidate or other person who shall engage or Payment of money as carriage hire for voters, &c. hire any licensed carter for the purpose of carrying voters to the polls, or any licensed carter who for money shall lease his carriage, sleigh or other vehicle, to any candidate or other person for the purpose of carrying voters to the polls at any municipal election in the said town."

"45*b*. Any person violating any of the provisions of Penalty on persons guilty of bribery. the next preceding section shall, for every such offense incur a fine of fifty dollars, to be recovered upon conviction with full costs of suit, by any one who shall sue for the same before the Circuit Court for the district of Montreal; and one half of such fine shall belong to such person

suing, and the other half to the corporation of the town of Longueuil ; and any person, being lawfully convicted of any of the offenses mentioned in the preceding section, shall forfeit his right to vote at any municipal election in the said town, or of being elected mayor or alderman of the said town, during two years :

Votes so given null.

2. All votes given in violation of any of the foregoing provisions shall be null and void."

Id. s. 103, § 7, replaced.

6. Subsection 7 of section 103 of the said act is replaced by the following :

Revision and closing of roll.

" 7. When the council shall have so revised the roll, it shall be declared closed for the current year, provided also that if any omission shall have been made in the roll, the council may, at any time, order the assessors to value any property so omitted, in order that it may be added to the roll ; and provided also that if, after the closing of the said roll as above, any person do open a store for carrying on business of any kind within the limits of the town of Longueuil, the council shall have the right and may, at any time, order the assessors to value, at the expense of such person, the stock or merchandise, or other articles whatsoever, kept with a view to trading, and add the same to the roll."

Power to correct roll.

Proviso, as to addition to roll of certain persons.

Id. s. 130, replaced.

7. Section 130 of the said act is replaced by the following :

Council may tax taverns, &c., by by-law.

" 130. It shall be lawful for the council to regulate by a by-law or by-laws, and to impose and levy in the manner and at the time, which shall be prescribed by such by-law or by-laws, certain annual taxes or duties, not exceeding seventy-five dollars for each person, on occupants of houses of public entertainment, taverns, hotels, coffee-houses, eating-houses and on all retailers of spirituous liquors."

Id. s. 113, replaced.

8. Section 131 of the said act is replaced by the following :

Power to levy certain taxes by by-law.

" 131. It shall be lawful for the council to regulate by a by-law or by-laws and to impose and levy certain annual duties or taxes on all proprietors, possessors, agents and managers of billiard rooms, ten-pin alleys or other games or amusements of a public nature of any kind whatsoever, not exceeding twenty-five dollars ; and on all grocers, bakers, butchers, hawkers, hucksters, livery-stable keepers, and on all traders and manufacturers and their agents, proprietors or keepers of wood-yards or coal-yards and slaughter-houses in the town, not exceeding twenty dollars ; on all money-changers or exchange-brokers, pawn-bro-

kers and their agents; on all banks and bankers and all agents of bankers or banks; on all insurance companies or their agents, not exceeding fifty dollars; and generally on all commerce, manufactures, occupations, arts, trades and professions, which have been or which may be exercised in or introduced into the town, whether the same be or be not herein mentioned, not exceeding ten dollars; and every person in the town practising the profession of an advocate, physician, land-surveyor, notary, or any other liberal profession within the limits of the town, shall be assessed at a sum not exceeding ten dollars annually; and the council may appoint, in addition to the assessors, a person or persons to make the roll of the persons and moveable property mentioned in the different parts of this section.”

Power to appoint assessors.

9. Section 152 of the said act is replaced by the following:

Id. s. 152, replaced.

“152. To establish one or more market-places, and to enlarge the same;

To establish public markets.

2. For determining and regulating the duties of the clerks of the markets, and of all persons they may deem proper to employ to superintend the markets, for leasing the stalls and other places of sale upon and about the market places; for fixing and determining the duties to be paid by any person selling or offering for sale, on any of the markets, any provisions or produce; and for regulating the conduct of all such persons in selling such articles;

Regulating duties of clerks, &c.

3. For regulating and placing all vehicles, in which any articles shall be exposed for sale, on the said market or markets.

Regulating vehicles on public markets

4. To authorize and regulate the establishing of private stalls, outside of all public market-places, for the sale of meat, provisions, produce or any other articles which are generally sold upon the public markets, provided such private stalls shall be situated at a distance of not less than six hundred feet from such public market-place, which

Authorize, &c. private stalls.

said distance shall be measured upon the public highway, and to grant to the council the right to impose upon each such private stall a tax of not less than eighty dollars, nor more than one hundred and twenty dollars.”

Proviso.

10. Section 172 of the said act is replaced by the following:

Id. s. 172, replaced.

“172. For assessing the proprietors of real estate, situate on any of the streets or on any specified part thereof, for such sum as shall be deemed necessary for making or repairing any common sewer in any of the streets or in any specified portion of such streets, in the manner which shall be speci-

Power to assess for drains, &c.

fied and fixed by the by-laws; and for regulating the manner in which such assessment shall be collected and levied, and to authorize the council to order a special assessment for this purpose if deemed advisable; provided always that the council shall not be authorized to assess the proprietors in any street or any part thereof for making or repairing such sewers unless one-third in number of the proprietors of such street or of any specified portion thereof shall have prayed for such works and for such assessment; provided also that it shall be lawful for the council to aid in the construction of such works in a ratio of not more than one-quarter of the total cost thereof."

Proviso.

Id., section added after 176.
Privilege for water rate upon moveables of tenants.

Nature thereof.

11. The following section shall be added after section 176 of the said act.

"176a. For the payment of such compensation for water, due by the tenant, the corporation of the town of Longueuil shall have a privilege upon all furniture, moveables and effects which shall be found upon the premises occupied by such tenant; the said privilege being like that given to the landlord."

Id., s. 213, § 2, replaced.

Limitation of complaints.

Before what court instituted.

12. Subsection 2 of section 213 of the said act is replaced by the following :

"2. The information or complaint of any violation of any orders or by-laws of the council shall be made within the six months next after the committing of the violation; and such action shall be instituted before the Circuit Court, for the district of Montreal, or before any justice of the peace."

Id., s. 216, replaced.

Permission required to cut ice in river.

Place where ice is cut to be fenced in.

Power of inspector in case of neglect.

Penalty for neglect.

13. Section 216 of the said act is replaced by the following :

"216. No person shall be allowed to cut and take away ice, in the river in front of the town, without having previously obtained from the inspector, upon an authorization by the council, a permission in writing; and such person shall, in that case, surround the place where the ice is taken from, so as to prevent all danger; and if such person neglects so to do, the inspector shall have the power to cause the necessary works to be done at the expense of the person in default, who may moreover be condemned for each offense to a fine not exceeding twenty dollars and the costs, and in default of payment of the fine and costs, to an imprisonment not exceeding one month."

Id., s. 242, § 7, replaced.

Notice of completion of collection rolls.

14. Subsection 7 of section 242 of the said act is replaced by the following :

"7. He shall give a public notice, in the manner required for the publication of by-laws, that the collection rolls

are completed and deposited in his office ; that a discount of five per cent will be allowed to any rate-payer mentioned in the said rolls who will pay his indebtedness on or before the first day of October then next, which discount shall be deducted from the various amounts which such rate-payer shall pay within such delay ; provided that such amount represents taxes or water-rates only for the then current year.

Discount allowed for prompt payments.

Proviso.

The public notice shall moreover state that every person, mentioned in the rolls as being indebted for any taxes whatever, or for water-rates, or arrears, is required to pay the amount thereof to the secretary-treasurer at his office within the ten days following the date of the notice, without further notice.

Further contents of notice.

15. Subsection 8 of the said section 242 is replaced by the following :

Id., s. 212, § 8, replaced.

“ 8. If, after the expiration of the said ten days, there remain unpaid any general or special taxes or special water-rates and compensation for water, the secretary-treasurer shall leave or cause to be left by his assistant or by any sworn bailiff or police constable, at the usual place of residence or domicile of each party in arrears, or with each such party personally, a statement of the total amount of the general and special taxes, special water-rates, compensation for water, or arrears whatsoever due by such party in arrears, and at the same time, by a special notice in the said statement, he shall demand payment of the various sums therein mentioned, and twenty-five cents for costs of the service of such notice, which costs shall belong to the corporation.”

Notice to be served, if taxes &c., unpaid after certain date.

Contents of notice.

16. Subsection 7 of section 245 is replaced by the following :

Id., s. 245, § 7, replaced.

“ 7. All owners of real estate so sold, or any person by them authorized or not, may redeem such real estate, but only in the name and for the benefit of the person who was the owner when such property was adjudged and this within two years from the date of such sale, by paying into the hands of the secretary-treasurer of the town of Longueuil the whole amount of the purchase price, and the costs and necessary expenses incurred in connection with such real estate to preserve it in the same state and condition in which it was when sold, together with interest at the rate of twelve per cent ; and for this purpose the purchaser shall, at least fifteen days before the expiration of the time granted for such redemption, transmit to the secretary-treasurer of the town of Longueuil a statement of such expenses, with vouchers in support thereof.”

Redemption of land sold for taxes, &c.

Id., s. 245, § 8,
replaced.

17. Subsection 8 of section 245 is replaced by the following :

Surplus to be
paid over to
owner of prop-
erty.

“ 8. If after such sale there remains a surplus over and above the sum due to the corporation for assessment and costs, and also after having paid what may be due for school-tax or such other tax imposed by law on such property, such surplus shall be deposited by the secretary-treasurer in the treasury of the town, to be afterwards paid over on demand, after its redemption, if the right of redemption is exercised, or at the expiration of the two years following the date of sale, if the right of redemption is not exercised, to the person to whom the property then sold belonged ; except that when the property has not been redeemed and that claims have been filed in the office of the council, in such cases the secretary-treasurer shall forward to the Superior Court in the district of Montreal, at the expiration of the two years, such claims together with a copy of the notice of sale and the description of the real estate, the sale whereof has been ordered, and a certificate giving the description of the property to which such claims relate, the price, a statement of the amount due to the corporation and paid out of such price, as well as that for school and other taxes and the amount deposited ; and such surplus shall be paid to whomsoever it may be ordered by a report of distribution made and homologated as in ordinary cases.”

Provide if
claims have
been filed.

Id., s. 252, re-
placed.

18. Section 252 of the said act is replaced by the following :

Privilege and
prescription of
taxes, &c.

“ 252. All municipal taxes, assessments or special taxes for water, compensation for water or for any other purpose whatsoever, shall bear privilege and be prescribed by five years.”

Coming into
force.

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