

PUBLIC NOTICE.

Publication.

27. The publication of a public notice shall be made by posting a copy of such notice at two different places in the said town, from time to time determined on by resolution of the council, and at the door of the Roman Catholic church of the parish of Berthier, and by reading the same on the Sunday after it has been made public, at the close of divine service in the morning, at the door of the said church.

Omission to read.

28. The omission to read such notice does not invalidate the publication thereof; but the persons who were bound, as also those who undertook to read it, shall thereby incur a penalty of not less than two, nor more than six dollars.

Delay of publication.

29. Every public notice given for any object whatever, shall be published at least seven entire days before the day fixed for such object, except in cases otherwise provided; such delay counts from the day in which such notice shall have been posted as aforesaid.

29 V., c. 61,
35 V., c. 35
and other
acts, repealed.

30. The acts 29 Vict., chap. 61, and 35 Vict., chap. 35, and all other acts or portions of acts containing provisions contrary to or inconsistent with the provisions of this act, are repealed.

Act in force.

31. This act shall come into force on the day of the sanction thereof.

CAP. XLIX.

An act to incorporate the town of St. Henri.

[Assented to 28th December, 1876.]

Preamble.

WHEREAS the provisions of the municipal code do not meet the present wants of the corporation of the town of St. Henri, and whereas it has become necessary to make more ample provisions for the internal management of the said town; and whereas application to that effect has been duly made; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

CORPORATION.

Corporation continued.

1. The inhabitants of the said town of St. Henri, and their successors, inhabitants of the same, are and shall

be a body corporate in fact and in name, by and under the name and title of "The town of St. Henri," and as such shall have perpetual succession and a common seal, with power to break, renew, change and alter the same at pleasure; and the said corporation shall be capable of granting and accepting any bill, liabilities, or other instruments or securities, for the payment or securing of the payment of any debt to or by it lawfully contracted, and the performance of any other duty, matter or thing whatsoever.

Seal.

Certain powers.

TOWN BOUNDARIES.

2. The town of St. Henri shall comprise all that tract of land bounded and described as follows: to the north-east, by the division line of the municipality of the village of Ste. Cunégonde as defined by an act passed in the present session intituled: "An act to incorporate the municipality of the village of Ste. Cunégonde," from the centre of the Lachine canal to the bounds of the village of Notre-Dame de Grâces, as established or hereafter to be established by proclamation of the Lieutenant-Governor; to the north-west, by the said village of Notre-Dame de Grâces as far as the property of Joseph Décarie, junior, No. 188 *a* of the cadastre of the parish of Montreal; to the south-west, by the north-east line of the said lot No. 188 *a*, by the north-east line of the lot No. 188 of the said cadastre, and by the centre of the Côte St. Paul road, to the centre of the Lachine canal; and, to the south-west, by the centre of the said Lachine canal to the said village of Ste. Cunégonde.

Boundaries.

DIVISION INTO WARDS.

3. The said town of St. Henri shall be divided into two wards called respectively St. Henri ward and St. Augustin ward, bounded as follows, that is to say:

Wards and their boundaries.

St. Augustin ward: to the north-east, by the limits of the village of Ste. Cunégonde; to the south-east, by the Lachine canal as far as the Grand Trunk Railway bridge; to the south-west, by the said railroad, following it as far as the centre of the railway bridge at St. Joseph street, thence along the north-west side of St. Joseph street and St. Henri street as far as St. Peter street, and thence along the north-east side of the said St. Peter street as far as the limits of the town of St. Henri; and thence, to the north-east, by the limits of the village of Notre-Dame de Grâces to the village of Ste. Cunégonde.

St. Henri ward: to the north-east, by the limits of St. Augustin ward; to the south-east, by the Lachine canal as far as the south-western limits of the town of St. Henri;

and, to the south-west, by the south-west limits of the said town of St. Henri, as far as the limits of the village of Notre-Dame de Grâces ; to the north-west by the said limits as far as the division line of Côteau St. Augustin.

TOWN COUNCIL.

Composition
of council.

4. The council of the town shall be composed of a mayor and eight councillors, four councillors for each ward.

Quorum.

5. The quorum of the council shall be five members.

Duration of
office.

6. The councillors in each ward shall be elected for two years, by the majority of the votes of the electors having a right to vote in such ward.

Option of can-
didate
elected to
two offices or
wards.

7. If any person has been elected at the same time mayor of the said town and a councillor for one of the wards thereof, he shall, within four days after notice of his appointment, declare his option.

If any person has been elected councillor for more than one ward, he shall declare his option within four days after notice of his election, and in default of his so doing, the mayor shall declare for which one of the said wards such person shall serve as a councillor, and from thenceforward such person shall be held to have been elected for such ward only and for no other.

In either case, the office, which shall have been abandoned by the candidate, shall, for such cause, become vacant, and such vacancy shall be filled in accordance with the terms of section 97 of the town corporations' general clauses act.

Present coun-
cillors.

8. The present councillors of the corporation of the town of St. Henri shall remain in office as councillors of the town of St. Henri, until they are replaced at the general elections which shall be held during the month of January eighteen hundred and seventy-seven.

Election : act
40 V., c. 29, to
apply.

9. The nomination and holding of the polls shall be held at the day and hour fixed by section 52 of the said town corporations' general clauses act; and all the powers conferred by the fourth section of the first part of the said act, on the secretary-treasurer of town councils governed by the said act, are hereby conferred upon the secretary-treasurer of the corporation of the town of St. Henri, and the said first general elections shall be held, with all the formalities prescribed in the said fourth section, in the usual place of meetings of the council of the said town of St. Henri.

10. Four of the eight first councillors of the said town of St. Henri, two in each ward, shall retire from office at the time of the next general elections, and so on, from year to year, so that four councillors, two in each ward, shall be replaced every year. Retirement of councillors from office.

11. The four councillors who shall retire from office during the first two years, shall be drawn by lot in the month of December preceding each general election, at a regular meeting of the council of the said town. Drawing by lot.

If the council shall neglect to proceed to draw such lots, the officer presiding over the election may do so, on the day of the nomination of councillors and immediately after the opening of the meeting.

12. The first meeting of the council of the said town of St. Henri shall be held in the usual meeting hall of the council of the corporation of the town of St. Henri. 1st meeting.

• GENERAL PROVISIONS.

13. The council of the said town may make all arrangements they judge advisable, and sanction and confirm all agreements already made with the trustees of turnpike roads, concerning roads belonging to them, within the limits of the said town, either by allowing them an annual grant, or by purchasing such roads or otherwise. Turnpike roads.

14. The by-laws, orders, lists, rolls or municipal acts in force in the municipality of the town of St. Henri, shall continue to be in force in the town of St. Henri, until they shall have been repealed or amended by the council of the latter town. Present municipal acts &c, continued

POWER TO MAKE BY-LAWS.

15. The council of the said town may, in addition to those mentioned in the town corporations' general clauses act, make by-laws for the following purposes, namely: By-laws.

GENERAL PROVISIONS.

1. For the good order, welfare, improvement, cleanliness, health, internal economy and local government of the said town, and for the prevention and suppression of all nuisances, and all acts and proceedings in the said town, obstructive, opposed or disadvantageous to the good order, welfare, improvement, cleanliness, health, internal economy or local government of the said town, for the better protection of life and property of the inhabitants of the said town, and to prevent accidents by fire. Internal economy and general powers.

TAXES.

Taxes on
whole muni-
cipality;

2. To levy by means of direct taxation, upon all taxable property, or only upon taxable real estate in the said town, all sums of money necessary to meet the expenses of administration, or for any special purpose, within the limits of the powers of the council of the said town.

On a portion
thereof;

3. To levy by means of direct taxation, upon all taxable property, or only upon the taxable real estate of persons who, in the opinion of the council of the said town, have an interest in any public work under the direction of the council of the said town, and benefit by such work, all sums of money necessary to meet the construction and maintenance of such work.

On petition;

4. To levy by means of direct taxation, the funds required for any purpose whatever, within the powers of the council, upon all taxable property or only upon taxable real estate, within the limits of the said town, upon petition of the majority of the rate-payers liable for such tax, to the amount and on the conditions set forth in the petition.

On tenants;

5. To levy annually upon every tenant who pays rent a sum not exceeding three cents in the dollar, upon the amount of such rent.

Personal.

6. To levy annually upon the male inhabitants of the age of twenty-one years and over, resident in the said town and not otherwise taxed, a sum not exceeding one dollar.

Limit of debt.

7. The council of the said town shall not of itself contract debts for a sum exceeding in all fifteen per cent of the total valuation of the taxable property of the said town.

PUBLIC AND PRIVATE MARKETS.

Markets.

8. To establish and regulate public markets and private butchers', or hucksters' stalls, and to regulate, or license, the sale of fresh or salt meats, vegetables, fish or other articles usually sold on markets;

LICENSES.

Sale of li-
quors.

9. To compel hotel-keepers and tavern-keepers to pay for the granting of a certificate for a license, a sum not exceeding fifty dollars, according to the scale which may be established by the council of the said town, the whole under the penalty which shall be established by the council.

Loan.
Bonds.

16. The council of the town of St. Henri is authorized to borrow, on simple resolution, a sum not exceeding twenty thousand dollars, and to issue bonds for a like

amount, bearing interest ; and at the same time to impose a special tax upon the taxable real estate in the municipality to pay the interest on and form a sinking fund for the extinction of the loan or bonds above mentioned. The method of collecting the said tax shall be the same as that established by the town corporations' general clauses act. The amount borrowed or raised by the said bonds shall be first applied to the payment of the debts and obligations of the corporation. And in the case of bonds being issued, they shall be payable in the manner prescribed by the town corporations' general clauses act. How to be employed.

17. The adjustment and division of the joint liabilities and property of the municipality of the heretofore town of St. Henri, shall be regulated between the present town of St. Henri, and the dismembered portions thereof, in conformity with the provisions of articles 78 to 92 inclusive of the municipal code. Adjustment of joint liabilities with dismembered territories.

18. The council of the said town is also substituted in the rights of the council of the heretofore corporation of the town of St. Henri, in respect of the collection of taxes and claims still due to the said corporation and of the adjustment of the debts due by the late parish of Montreal. Rights of new council.

19. The council of the said town shall have power to redeem by means of the sinking fund which it may establish, in any manner that it may deem suitable and at any time whatever, the said bonds issued in virtue of this act. Redemption of bonds.

20. The council of the said town of St. Henri may make any arrangement with any neighbouring municipality, to cause it to contribute to the maintenance of a police force and of the staff necessary to the working of a system of protection against fire, of which such municipality may desire to benefit. Police force. Fire brigade.

21. The said town of St. Henri shall be governed by the town corporations' general clauses act, except in so far as the provisions of the said act are inconsistent with the provisions of this act. Act 40 Vic., c. 29, to apply.

22. The present act shall come into force on the day of its sanction. Act in force.