

C A P . L .

An act to amend the act to incorporate the city of St. Hyacinthe.

[Assented to 28th December, 1876.]

Preamble.

WHEREAS it is expedient to amend the act to incorporate the city of St. Hyacinthe, 34 Vict., cap. 39, (1870) ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

34 V., c. 39,
ss. 93, 94,
95, replaced
with ex-
ception.

1. Sections ninety-three, ninety-four and ninety-five of the said act are hereby repealed, except the eighth sub-section of the ninety-third section, and the following are substituted for the same :

Taxes :

"93. In order to raise the necessary funds to meet the expenses of the city council, and to effect the several necessary public improvements in the said city, the said city council shall have power to levy annually upon persons and upon movable and immovable property in the said city, the taxes hereinafter set forth, that is to say : on every piece of land, town lot or part of a town lot, whether there be or be not buildings thereon, a sum not exceeding three fourths of a cent in the dollar, on their full real value, as entered in the valuation roll of the said city ; but no land under cultivation or leased as a farm within the limits of the said city, shall be taxed by virtue of this act, except the lot on which the buildings shall be erected, which shall be valued together with such buildings ; and the said city council shall have power to cause to be added to the valuation roll, at any time, any part of such land under cultivation, which shall have been detached from it as a town lot, and shall thus have become liable to assessment, after the closing of the valuation roll, and to exact the tax, as on other pieces of land entered on the said roll."

On lands ;

Exception ;

On certain
movables ;

"2. On every proprietor or possessor of the following movable property, a sum not exceeding one cent in the dollar, according to the value hereinafter specified :

Every stallion shall be rated at four hundred dollars ;

Every horse above the age of three years, and kept for the ordinary purposes of any house, at one hundred dollars ;

Every covered carriage with four wheels and two seats, at two hundred dollars ;

Every open carriage with four wheels and two seats, at one hundred dollars ;

Every gig or light waggon with one seat, at fifty dollars ;

Every two horses sleigh, at one hundred dollars ;

Every one horse sleigh, at fifty dollars ;

Every winter or summer vehicle used solely for drawing loads, and all vehicles commonly called draught or work vehicles, as well as all farm stock, and all implements used for agricultural purposes, shall be exempt from any tax whatever ; Exemptions.

3. On every stock in trade or on all goods kept by merchants or traders, and exposed for sale on shelves in shops, or kept in store-houses, hangards or yards, a tax of fifty cents on every hundred dollars of the estimated average value of such stock in trade or goods ; Stock in trade.

4. On each tenant paying rent in the said city, an annual sum equivalent to five cents in the dollar on the amount of his rent ; Tenants.

5. On each male inhabitant of the age of twenty-one years or upwards, who shall have resided in the said city for six months, and not being a proprietor, nor tenant, nor student, nor apprentice, nor a domestic servant, an annual sum of one dollar ; Personal.

6. On every person, having or keeping a dog or dogs in the said city, an annual sum of two dollars for each dog ; Dogs.

7. On every person, having or keeping a bitch or bitches in the said city, an annual sum of five dollars for each bitch. " Bitches.

"94. The workmen of all arts, mechanics and trades exercised in the said city shall be divided into two classes ; the first shall comprise all the shop-masters employing four hands or more, and contractors and undertakers, and the second all other workmen. Those of the first class shall be taxed annually at five dollars, and those of the second class, at one dollar." Division of workmen.

"95. Any person keeping an office in the said city and practising as an advocate, or physician, or land surveyor, or notary, or dentist, or surgeon, or oculist, or any other liberal profession, shall be taxed at the sum of five dollars annually." Taxes on liberal professions.

2. Section ninety-one of the said act is amended by adding after the word "loan," in the second line, the following words: "nor engage the liability of the rate-payers for any sum exceeding eight thousand dollars." 34 V., c. 39, s. 91, amended.

3. The following paragraph is added to section forty-seven of the said act : s. 47, amended.

"No member of the council shall take part in the discussion of any question in which he has a personal interest. The council in case of dispute shall decide whether the member has or has not a personal interest in the question ; and such member has no right to vote on the ques- Interested member of council.

tion of his interest. This paragraph shall not apply to the appointment of the head of the council, nor to the naming of committees."

4. Section eleven of the said act is repealed, and the following substituted therefor :

s. 11, re-
placed.

"11. The following persons shall not be appointed to, nor occupy municipal offices :

Persons dis-
qualified
from holding
office.

1. Minors ;
2. Persons in religious orders and ministers of any religious denomination ;
3. Members of the Privy Council ;
4. The Judges of the Supreme Court, the Court of Queen's Bench, the Superior and Vice-Admiralty Courts, district or police magistrates and sheriffs ;
5. Officers of Her Majesty's army or navy on full pay, and the officers and men of the provincial or local police ;
6. Keepers of taverns, hotels or houses of public entertainment, or persons who have acted as such, within the preceding twelve months ;

7. Persons responsible for city funds ;
8. The deputies or clerks employed at any election under this act, when they shall be thus employed ;

9. Whosoever shall not have his domicile or place of business within the limits of the said city, shall be incapable of exercising any municipal office in the city ;

10. Whoever shall receive any money or other consideration from the corporation for his services, or shall have directly or indirectly, by himself or by his partner, any contract or an interest in any contract, with the corporation, cannot be appointed a member of the council of such corporation nor act as such.

Nevertheless a shareholder in any incorporated company which shall have any contract or agreement with the corporation, shall not be incapable of acting as a member of the council of such corporation.

The word "contract" in this section shall not apply to the lease, sale or purchase of lands, nor to any loan of money, nor any agreement connected with any of these acts."

s. 13,
amended.

5. The thirteenth section of the said act is amended by striking out, in the second and third lines thereof, the words "male inhabitants, freeholders, residing in the said city," and substituting therefor the words : "male proprietors," and also by striking out in the seventh line thereof the words : "reside and."

s. 14, re-
placed.

6. The fourteenth section of the said act is repealed and the following is substituted therefor :

Polling place.

"14. Electors shall not vote except at the poll of the ward in which they are qualified as such ;

If an elector is qualified to vote in more than one ward, he may vote for the election of councillors in each ward in which he is thus qualified.

If any one is in possession as proprietor in the city, of lands situated in different wards and insufficient separately to qualify him to vote in any particular ward, he may vote for the election of mayor, and for the election of councillors in the ward in which he shall reside ; provided that the total value of such lands united, shall be sufficient to qualify him as a municipal elector according to the requirements of this act.

7. Any law to the contrary notwithstanding, the city council of the city of St. Hyacinthe may, in contracting any loan in conformity with sections 89, 90 and 91 of the act of this province 34 Vict., chapter 39, issue for such purpose, on the credit of the corporation, preferential debentures for an amount not exceeding thirty thousand dollars, the capital, interest and sinking fund whereof shall be payable out of the revenues of the corporation, before those of any other debenture now issued by the council of the said city and not yet redeemed ;

And all such preferential debentures together with the coupons thereto annexed, shall contain, in addition to the statements required by the sections hereinabove cited, a notice of their priority in rank over all other debentures previously issued.

Such debentures shall be redeemable in thirty years, and a sinking fund of one per centum per annum shall be established, to effect and secure their redemption.

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

C A P. L I.

An act to amend the act incorporating the city of Three Rivers, 38 Victoria, chapter 76.

[Assented to 28th December, 1876.]

WHEREAS it is desirable to amend the act of the Legislature of Quebec, passed in the thirty-eighth year of Her Majesty's reign and intituled : "an act to amend and consolidate the act of incorporation of the city of Three Rivers, and the various acts which amend the same ;" Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :