

Municipal Affairs

Gouvernement du Québec

O.C. 948-96, 7 August 1996

An Act respecting municipal territorial organization
(R.S.Q., c. O-9)

Amalgamation of the Village de Chénéville and the
Municipalité de Vinoy

WHEREAS each of the municipal councils of the Village de Chénéville and the Municipalité de Vinoy adopted a by-law authorizing the filing of a joint application with the Government, requesting that it constitute a local municipality resulting from the amalgamation of the two municipalities under the Act respecting municipal territorial organization (R.S.Q., c. O-9);

WHEREAS a copy of the joint application was sent to the Minister of Municipal Affairs;

WHEREAS no objections were sent to the Minister of Municipal Affairs, and he did not consider it advisable to request that the Commission municipale du Québec hold a public hearing or to order that the qualified voters in each of the applicant municipalities be consulted;

WHEREAS under section 108 of the aforementioned Act, it is expedient to grant the joint application;

IT IS ORDERED, therefore, upon the recommendation of the Minister of Municipal Affairs:

THAT the application be granted and that a local municipality resulting from the amalgamation of the Village de Chénéville and the Municipalité de Vinoy be constituted, under the following conditions:

(1) The name of the new municipality is "Municipalité de Chénéville".

(2) The description of the territory of the new municipality is the description drawn up by the Minister of Natural Resources on 8 May 1996; that description is attached as a schedule to this Order in Council.

(3) The new municipality is governed by the Municipal Code of Québec (R.S.Q., c. C-27.1).

(4) The new municipality is part of the Municipalité régionale de comté de Papineau.

(5) A provisional council will remain in office until the first general election. It will be composed of all the members of the two councils existing at the time of the coming into force of this Order in Council. The quorum will be eight members. The two mayors will alternate each month as mayor and acting mayor of the provisional council. The mayor of the former Municipalité de Vinoy will serve as mayor for the first month and the mayor of the former Village de Chénéville will act as acting mayor for that period.

(6) The first general election will be held on the first Sunday of the fourth month following the month of the coming into force of this Order in Council. If the fourth month is the month of January, the first general election will be postponed until the first Sunday in February.

The second general election will be held on the first Sunday in November 2000.

(7) The council of the new municipality will be composed of 7 members, that is, a mayor and 6 councillors. From the first general election, the councillors' seats will be numbered from 1 to 6.

(8) For the first general election, only those persons who would be eligible under the Act respecting elections and referendums in municipalities (R.S.Q., c. E-2.2), if such election were an election of the council members of the former Village de Chénéville, will be eligible for seats 1, 3 and 5 and only those persons who would be eligible under the aforementioned Act, if such election were an election of the council members of the former Municipalité de Vinoy, will be eligible for seats 2, 4 and 6.

For the second general election, only those persons who would be eligible under that Act, if such election were an election of the council members of the former Municipalité de Vinoy, will be eligible for seat 2.

(9) Mrs. Denise Imbault, of the former Municipalité de Vinoy, will act as assistant secretary-treasurer of the new municipality until the council elected in the first general election decides otherwise.

(10) The budgets adopted by each of the former municipalities for the fiscal year during which this Order in Council comes into force will continue to be applied by the council of the new municipality, and the expenditures and revenues will be accounted for separately as if those municipalities had continued to exist. Notwith-

standing the foregoing, an expenditure recognized by the council as resulting from the amalgamation will be charged to the budgets of each of the former municipalities in proportion to their standardized real estate values, established in accordance with the Regulation respecting the equalization scheme (Order in Council 1087-92 dated 22 July 1992, amended by Order in Council 719-94 dated 18 May 1994 and Order in Council 502-95 dated 12 April 1995), as appearing in the financial reports of those municipalities for the last fiscal year ended before the coming into force of this Order in Council.

(11) The terms and conditions for apportioning the cost of the joint services provided for in the intermunicipal agreements in force prior to the coming into force of this Order in Council will continue to apply until the end of the last fiscal year for which the former municipalities adopted separate budgets.

(12) Any surplus accumulated on behalf of a former municipality at the end of the last fiscal year for which the former municipality adopted a separate budget will be used for the purchase of community property to be used by the entire population of the municipality.

However, the amounts of the surplus which, at the date of coming into force of this Order in Council, were reserved for specific purposes will continue to be reserved for those purposes.

(13) Any deficit accumulated on behalf of a former municipality at the end of the last fiscal year for which the former municipality adopted a separate budget will be charged to all the taxable immovables of that former municipality.

(14) Any debt or gain that may result from legal proceedings, for any act performed by a former municipality, will continue to be charged or credited to all the taxable immovables in that former municipality.

(15) The new municipality succeeds to the rights, obligations and responsibilities of the former municipalities. It becomes, without continuance of suit, a party to any proceeding in the place and stead of those former municipalities.

(16) All the movable and immovable property belonging to each of the former municipalities becomes the property of the new municipality.

An inventory will be taken of all the documents, by-laws, minutes, assessment rolls, photographs, building permits, maps, plans, reports and the like produced or received by the former municipalities under the direction of the secretary-treasurer.

(17) A municipal housing bureau is incorporated under the name of "Office municipal d'habitation de la Municipalité de Chénéville".

That municipal bureau succeeds to the municipal housing bureau of the former Village de Chénéville, which is dissolved. The third and fourth paragraphs of section 58 of the Act respecting the Société d'habitation du Québec (R.S.Q., c. S-8) apply to the municipal housing bureau of the new Municipalité de Chénéville as if it had been incorporated by letters patent under section 57 of that Act.

The members of the bureau are the members of the former municipal housing bureau in office at the time of the coming into force of this Order in Council.

(18) An annual tax credit is granted to the owners of the taxable immovables of the sector formed of the territory of the former Municipalité de Vinoy for the first complete fiscal year following the coming into force of this Order in Council. The credit is \$0.40 per \$100 of assessment.

(19) This Order in Council comes into force on the date of its publication in the *Gazette officielle du Québec*.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

OFFICIAL DESCRIPTION OF THE LIMITS OF
THE TERRITORY OF THE MUNICIPALITÉ
DE CHÉNÉVILLE, IN THE MUNICIPALITÉ
RÉGIONALE DE COMTÉ DE PAPINEAU

The present territory of the Municipalité de Vinoy and of the Village de Chénéville, in the Municipalité régionale de comté de Papineau, comprising, in reference to the cadastres of the townships of Suffolk and Hartwell, the lots or parts of lots and their present and future subdivisions, as well as the roads, routes, streets, islands, lakes, watercourses or parts thereof, the whole within the limits described hereafter, namely: starting from the meeting point of the line dividing the townships of Suffolk and Addington and the line dividing lots 12 and 13 of range 7 of the cadastre of the Canton de Suffolk; thence, successively, the following lines and demarcations: in reference to the cadastre of the latter township, the line dividing lots 12 and 13 of range 7; part of the line dividing ranges 7 and 6, westerly, to the line dividing lots 12 and 13 of range 6; the said line dividing the lots; part of the line dividing ranges 6 and 5, westerly, to the line dividing lots 12 and 13 of range 5; the said line dividing the lots; part of the line dividing ranges 5 and 4, westerly, to the line dividing lots 12 and 13 of range 4; the said line dividing the lots crossing the

public road and the lake that it meets; part of the line dividing ranges 4 and 3, easterly, to the line dividing lots 14 and 15 of range 3; the said line dividing the lots; part of the line dividing ranges 3 and 2, westerly, to the line dividing lots 14 and 15 of range 2; the said line dividing the lots, crossing the public road that it meets; part of the line dividing ranges 2 and 1, westerly, to the line dividing lots 14 and 15 of range 1; the said line dividing the lots, crossing the public road that it meets; part of the line dividing ranges 1 and A, easterly, and crossing the public road that it meets, to the line dividing lots 16 and 17 of range A; the said line dividing the lots; the southeast line of lots 16 in declining order to 5, 4A, 3, 2, 1B and 1A of range A, that line crossing the public roads and the stream that it meets; part of the line dividing the townships of Suffolk and Ripon, crossing a public road, to the line dividing the townships of Ripon and Hartwell; part of the line dividing the said townships, that line crossing route 321 and another public road that it meets to the west line of lot 1A of range 2 of the cadastre of the Canton de Hartwell; in reference to that cadastre, the west line of lots 1A and 2A of the said range, that line crossing the lake that it meets and extended into lot 3 of range 2, to the line dividing lots 3 and 4 of the said range; part of the said line dividing lots 3 and 4, westerly, to the east bank of Rivière Petite-Nation; in a general northerly direction, the east bank of Rivière Petite-Nation to the apex of the northwestern angle of lot 12A of range 2; part of the north line of the said lot 12A and the south side of the right of way of route 315, easterly, to the extension of the east side of the right of way of the public road west of lot 13A of range 2; the said extension and the east side of the right of way of the said road, northerly, to the line dividing lots 13A and 14A of range 2; part of the said line dividing the lots, easterly, to the west side of the right of way of route 321; the west side of the right of way of the said road, northerly, to the extension of the line dividing lots 14A and 14B of range 1; the said extension and the said line dividing the lots to the line dividing the townships of Hartwell and Suffolk; part of the line dividing the said townships, northerly and crossing a public road and a lake that it meets several times, to the line dividing the townships of Suffolk and Addington; finally, the north line of lots E, D and 1 to 12 of range 7 of the cadastre of the Canton de Suffolk to the starting point; the said limits define the territory of the Municipalité de Chénéville.

Ministère des Ressources naturelles
Service de l'arpentage
Charlesbourg, 8 May 1996

Prepared by GILLES CLOUTIER,
Land Surveyor

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