

Municipal Affairs

Gouvernement du Québec

O.C. 1593-96, 18 December 1996

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

Amalgamation of the Village de Saint-Victor and the
Municipalité de Saint-Victor-de-Tring

WHEREAS each of the municipal councils of the Village de Saint-Victor and of the Municipalité de Saint-Victor-de-Tring adopted a by-law authorizing the filing of a joint application with the Government requesting that it constitute a local municipality through the amalgamation of the 2 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 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 with the amendments proposed by the Minister of Municipal Affairs and approved by the councils of the applicant municipalities;

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

THAT the application be granted and that a local municipality be constituted through the amalgamation of the Village de Saint-Victor and the Municipalité de Saint-Victor-de-Tring, under the following conditions:

(1) The name of the new municipality is "Municipalité de Saint-Victor".

(2) The description of the territory of the new municipality is the description drawn up by the Minister of Natural Resources on 8 October 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 will be part of the Municipalité régionale de comté de Robert-Cliche.

(5) A provisional council will remain in office until the first general election. It will be composed of all the council members of the 2 councils existing at the time of the coming into force of this Order in Council. The quorum will be one-half of the members in office, plus 1. The current mayors will alternate each month as mayor and acting mayor of the provisional council. The mayor of the former Village de Saint-Victor will act as mayor of the new municipality for the first calendar month.

(6) The first general election will be held on the first Sunday in September 1997. The second general election will be held on the first Sunday in November 2001.

(7) For the first general election, 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 Municipalité de Saint-Victor-de-Tring, will be eligible for seats 1, 2 and 3, 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 Village de Saint-Victor, will be eligible for seats 4, 5 and 6.

(9) Mrs. Sylvie Groleau will act as assistant secretary-treasurer of the new municipality until the council formed by persons elected in the first general election decides otherwise.

(10) Any budgets adopted by 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 have to be accounted for separately as if those municipalities continued to exist.

(11) The terms and conditions for apportioning the cost of the joint services provided for in the intermunicipal agreements in force before 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) At the end of the last fiscal year for which the former municipalities adopted separate budgets, the new municipality will pay into its general fund an amount of \$100 000 into its general fund, \$50 000 of which will come from the surplus accumulated on behalf of the former Municipalité de Saint-Victor-de-Tring and the other \$50 000 from the surplus accumulated on behalf of the former Village de Saint-Victor.

If the amount of the surplus accumulated on behalf of a former municipality is insufficient to carry out the operation provided for in the preceding paragraph, the new municipality will make up for the missing amount by levying a special tax on the immovables in the sector made up of the territory of the former municipality whose accumulated surplus is insufficient.

(13) If, after the operation provided for in section 12, available funds remain in the surplus accumulated on behalf of a former municipality, those funds will be used for the benefit of the ratepayers of the sector made of the territory of the former municipality that accumulated them. They may be allotted for the realization of public works in that sector.

(14) Any deficit accumulated on behalf of a former municipality at the end of the last fiscal year for which the municipality adopted a separate budget will remain charged to all the taxable immovables in the sector made up of the territory of that former municipality.

(15) At the end of the last fiscal year for which the new municipality applied separate budgets, the balance in principal and interest on the loans contracted by the former Municipalité de Saint-Victor-de-Tring under by-laws 201-89, 240-94, 238-93, 183-86 and 222-91 and by the former Village de Saint-Victor under by-laws 282-90, 309-93 and 95, will be charged to all the taxable immovables of the new municipality.

The balance in principal and interest on the loans contracted by the former Village de Saint-Victor for the water supply and sewer system under by-laws 312-94 and 314-95 will be charged to all the users of the water supply and sewer system of the new municipality.

The taxation clauses provided for in those by-laws are amended accordingly.

(16) The council of the new municipality may, within two years of the coming into force of this Order in Council, revise zoning, subdivision and building by-laws, by-laws provided for in section 116 of the Act

respecting land use planning and development (R.S.Q., c. A-19.1) and by-laws respecting minor exemptions from planning by-laws, respecting comprehensive development programs, site planning and architectural integration programs or respecting municipal works agreements of each of the former municipalities, in accordance with the following terms and conditions:

— for consultation purposes provided for by sections 124 to 126 of the Act respecting land use planning and development, those revised by-laws shall be deemed to be by-laws affecting all of the territory of the new municipality;

— those revised by-laws shall be deemed to be by-laws approved by the qualified voters of all of the territory of the new municipality in accordance with the Act respecting elections and referendums in municipalities;

— sections 128 to 137 of the Act respecting land use planning and development do not apply to those revised by-laws.

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

That bureau shall replace the Office municipal d'habitation of the former Village de Saint-Victor, 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 Saint-Victor 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) For the first complete fiscal year following the coming into force of this Order in Council, a tax credit of \$0.10 per \$100 of assessment shall be granted to all of the taxable immovables of the sector made up of the territory of the former Municipalité de Saint-Victor-de-Tring.

(19) The new municipality shall have the rights, obligations and responsibilities of the former municipalities. It shall become, without continuance of suit, a party to any proceeding in place of those former municipalities.

The by-laws, resolutions, minutes, assessment rolls, collection rolls and other acts of each of the former municipalities shall remain in force in the territory for

which they were drawn up, until they are amended, cancelled or revoked, and insofar as they are compatible with this Order in Council.

(20) All the movable and immovable property belonging to each of the former municipalities shall become the property of the new municipality.

(21) 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.

(22) 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 SAINT-VICTOR, IN THE MUNICIPALITÉ RÉGIONALE DE COMTÉ DE ROBERT-CLICHE

The territory of the Municipalité de Saint-Victor-de-Tring and of the Village de Saint-Victor, in the municipalité régionale de comté de Robert-Cliche, comprising, in reference to the cadastres of the parishes of Saint-François and Saint-Victor-de-Tring, the lots or parts of lots and their present and future subdivisions, as well as the roads, routes, streets, railway rights of way, lakes, watercourses or parts thereof, the whole within the limits described hereafter, namely: starting from the apex of the northern angle of lot 1834 of the cadastre of the Paroisse de Saint-François; thence, successively, the following lines and demarcations: in reference to the cadastre of the said parish, the northeast line of the said lot, that northeast line extended across the public road, lot 1804 and up to the centre line of rivière Saint-Victor; in a general northeasterly direction, the centre line of the said river to the extension of the northeast line of lot 1852; the said extension crossing lot 1838 and the northeast line of said lot 1852; that northeast line extended to the centre line of chemin Sainte-Catherine; the centre line of the said road to the extension of the southwest side of the public road limiting lot 1949 to the northeast; the said extension and the northeast line of the said lot; the southeast line of lots 1949 to 1958; part of the southeast line of lot 37 of the cadastre of the Paroisse de Saint-Victor-de-Tring to the northeast line of lot 19 of that cadastre; in reference to the cadastre of the said parish, the northeast line of the said lot, that line extended across the public road (route number 108) that it meets; the northeast line of lot 18, the northeast line 5, 4, 3A, 3, 2 and 1; the southeast line of lot 1 and its exten-

sion to the centre line of the road of range 1; the centre line of the said road to the extension of the southeast line of lot 121; the said extension and the southeast line of the said lot; part of the northeast line of lot 199 and the northeast line of lots 198, 196 in descending order to 181, 179 in descending order to 171, 170A, 170, 169 and 168, those northeast lines linked by a straight line across lac Fortin that they meet; the southeast line of lots 168 and 417, those southeast lines linked by a straight line across lac aux Cygnes that they meet, to the centre line of the road of range 4; the centre line of the said road southeasterly and limiting on the northeast lots 438, 437, 436, to the extension of the line dividing lots 436 and 435; the said extension, the northeast line of lots 435 in descending order to 429, 428A, 428 and 427; the southeast line of said lot 427, that southeast line extended across the public road (route number 271) and another road that it meets; the southwest line of lots 427 to 452 and part of the southwest line of lot 453, that southwest line extended across the public road (route number 271) that it meets, up to the southeast line of lot 631; the southeast line of the said lot; the southwest line of lots 631 in descending order to 612, 611A, 610, 609, 608, 607, 606, 605, 604 and 603, that southwest line extended across rivière Saint-Victor and the railroad that it meets, the southeast line of lot 670, that southeast line extended across the public road (route number 108) that it meets; part of the northeast line of lot 116 and 117 to 127 of the cadastre of the Paroisse de Saint-Ephrem-de-Tring to the centre line of the route of range 8; the centre line of the said route northeasterly to the southwest line of lot 682 of the cadastre of the Paroisse de Saint-Victor-de-Tring; in reference to the cadastre of the said parish, part of the southwest line of the said lot and the southwest line of lots 683, 683A, 684 to 691, 693 to 697, 699 and 701 to 707, that southwest line extended across streams Tring and Dupuis that it meets; the southwest line of the southeast half in width and the centre line of lot 708; part of the southwest line of lot 557 and the southwest line of lots 557A, 556, 553, 552, 551, 550, 549A, 549, 548, 547, 546 and 545 to the line dividing the cadastres of the Paroisse de Saint-Victor-de-Tring and of the Canton de Broughton; part of the line dividing the said cadastres northeasterly to the northeast line of lot 294 of the cadastre of the Paroisse de Saint-Victor-de-Tring, that line extended across rivière du Cinq (Broughton) that it meets; in reference to the cadastre of the said parish, the northeast line of the said lot, the northeast line of lots 293, 292, 291, 289, 288A, 287A, 286A, 285A, 284A, 283, 282, 281, 280, 279, 278 and part of lot 277 to the line dividing lot 258 from lot 258A; the line dividing the said lots and its extension to the centre line of the road of range 2; the centre line of the said road southeasterly to the extension of the line dividing lots 72 and 73; the said extension and the line dividing the said lots to the centre line of the road of

range 1; the centre line of the said road northwesterly to the extension of the southeast side of the right of way of the road of rang Saint-Jules; finally, the said extension and the southeast side of the right of way of the said road to the starting point; the said limits define the territory of the Municipalité de Saint-Victor.

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

Prepared by: PIERRE BÉGIN,
Land Surveyor

1121