



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 257

(Private)

An Act respecting Ville de Repentigny

Introduced 13 June 1997
Passage in principle 19 June 1997
Passage 19 June 1997
Assented to 19 June 1997

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(Private)

AN ACT RESPECTING VILLE DE REPENTIGNY

WHEREAS in 1988, Ville de Repentigny adopted By-law No. 967 establishing a municipal works financing policy whereby, generally, municipal works were paid for in cash by means of a fixed-rate compensation rather than being financed under a loan by-law ;

Whereas Ville de Repentigny ascertained that the application of the policy did not reflect the real cost of the works and that it generated substantial surpluses in the amount of \$1,999,105 ;

Whereas the policy was amended in 1997 and now takes only the real cost of the works into account ;

Whereas the application of the policy from 1988 to 1997 had a negative financial impact on numerous ratepayers in certain sectors of the territory of the town ;

Whereas it is imperative that the city restore a balance between the ratepayers and in the interest of fairness, that the surpluses be apportioned and distributed to the ratepayers concerned ;

Whereas it is in the interest of Ville de Repentigny that certain powers be granted to it ;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

- 1.** Ville de Repentigny is authorized to pay to the persons referred to in section 2 the sum of money determined in accordance with section 3.
- 2.** The persons concerned are the persons whose names appear on the assessment roll in force on 19 June 1997 as the owners of a taxable immovable subject to a special tax imposed on the basis of the area of the immovable under any of the town's By-laws Nos. 985, 1017, 1024, 1026, 1036, 1041, 1041-1, 1064, 1084, 1086, 1087, 1097, 1099, 1100 and 1109.
- 3.** The sum of money paid to a person referred to in section 2 shall be determined by apportioning the excess amount shown in the schedule opposite the by-law that imposes the special tax referred to in section 2 on the person's immovable, on the basis of the area of the immovable in relation to the total

area of the immovables subject to the special tax, those areas appearing in plans annexed to the by-laws.

4. No right of action may be exercised by a person having paid compensation to the town under By-law No. 967 or by a person who was the owner of a taxable immovable situated in the territory of the town on the ground that the amount of compensation is greater than the amount of the cost of the municipal works for which it was paid, or that payment was made in respect of a real estate tax imposed to provide for the payment of municipal works for which compensation was paid under By-law No. 967.

5. Interest at the legal rate shall be added to every sum of money determined in accordance with section 3. Interest is calculated from the date of payment of the compensation referred to in section 4 until the date of the payment made by the town under the terms of this Act. However, the period for which interest is payable shall not exceed five years.

6. Any sums of money required for the purposes of this Act shall be appropriated out of the town's accumulated surplus.

7. Nothing in this Act shall affect a case pending on 7 October 1996.

8. This Act comes into force on 19 June 1997.

SCHEDULE

PHILIPPE-GOULET BASIN BY-LAWS

By-law No.	Amount determined under by-law ¹	Real cost ²	Compensation paid	Excess amount
985	\$666,000	\$557,992	\$829,741	\$271,749
1017	\$1,195,000	\$921,127	\$1,179,213	\$258,086
1024	\$301,000	\$234,113	\$352,658	\$118,545
1026	\$147,000	\$105,484	\$194,638	\$89,154
1036	\$440,000	\$316,324	\$417,683	\$101,359
1041 and 1041-1	\$847,300	\$683,187	\$992,556	\$309,369
1086	\$143,000	\$116,003	\$182,617	\$66,614
1087	\$237,000	\$168,937	\$257,615	\$88,678
1097	\$415,000	\$385,909	\$527,550	\$141,641
TOTAL		\$3,489,076	\$4,934,271	\$1,445,195

VALMONT SUR PARCS BASIN BY-LAWS

By-law No.	Amount determined under by-law ¹	Real cost ²	Apportioned cost of drains ³	Compensation paid	Excess amount
1064	\$1,706,000	\$1,302,685	\$89,366	\$1,717,728	\$325,677
1084	\$524,000	\$305,130	\$29,914	\$429,464	\$94,420
1099	\$447,000	\$403,051	\$22,685	\$475,488	\$49,752
1100	\$449,500	\$341,979	\$20,332	\$441,884	\$79,573
TOTAL		\$2,352,845	\$162,297	\$3,064,564	\$549,422

BOULEVARD IBERVILLE BY-LAW

By-law No.	Amount determined under by-law ¹	Real cost ²	Apportioned cost of drains ³	Compensation paid	Excess amount
1109	\$62,600	\$30,369	N/A	\$34,857	\$4,488
TOTAL		\$30,369	N/A	\$34,857	\$4,488

1. Indicates the estimated cost of work to be borne by immovables subject to the special tax imposed on the basis of their area.
2. Indicates the real cost of work to be borne by immovables subject to the special tax imposed on the basis of their area.
3. Indicates the portion of the cost of drains that has been apportioned among the other basin by-laws.