

Gouvernement du Québec

O.C. 1656-97, 17 December 1997

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

Amalgamation of Village de L'Ange-Gardien and
Paroisse de Saint-Ange-Gardien

WHEREAS each of the municipal councils of Village de L'Ange-Gardien and Paroisse de Saint-Ange-Gardien 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 an objection was 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 recommendation of the Minister of Municipal Affairs:

THAT the application be granted and that a local municipality be constituted through the amalgamation of Village de L'Ange-Gardien and Paroisse de Saint-Ange-Gardien, on the following conditions:

1. The name of the new municipality is "Municipalité de L'Ange-Gardien".

2. The description of the territory of the new municipality is the description drawn up by the Minister of Natural Resources on 29 October 1997 and 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 Rouville.

5. A provisional council shall remain in office until the first general election. It shall 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 mayor of the former Paroisse de Saint-Ange-Gardien shall act as mayor of the provisional council. The mayor of the former Village de L'Ange-Gardien shall act as deputy mayor of the provisional council.

For the term of the provisional council, the elected municipal officers shall continue to receive the same remuneration as they were receiving before the coming into force of this Order in Council.

6. The first general election shall be held on the first Sunday of November 1998. The second general election shall be held on the first Sunday in November 2002.

7. For the first general election, the council of the new municipality shall be composed of seven members, that is one mayor and six councillors. The councillors' seats shall be numbered from 1 to 6.

For the first and second general elections, 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 was an election of the members of the council of the former Village de L'Ange-Gardien, shall be eligible for seats 2 and 5, and only the persons who would be eligible under that Act if that election was an election of the members of the council of the former Paroisse de Saint-Ange-Gardien shall be eligible for the seat of mayor and for seats 1, 3, 4 and 6.

8. For the third general election, the new municipality shall be divided into electoral districts in accordance with the Act respecting elections and referendums in municipalities.

9. Any budget adopted by the former municipalities for the fiscal year during which this Order in Council comes into force shall continue to be applied by the council of the new municipality, and the expenditures and revenues shall be accounted for separately as if the former municipalities continued to exist. Notwithstanding the foregoing, an expenditure recognized by the council as resulting from the amalgamation shall 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 Orders in Council 719-94 dated 18 May 1994, 502-95 dated 12 April 1995 and 1133-97 dated 3 September 1997), as appearing in their financial statements for the last fiscal year ended before the coming into force of this Order in Council.

10. The terms and conditions for the apportionment of the cost for shared services provided for in the intermunicipal agreements in force before the coming into force of this Order in Council continue to apply until the end of the last fiscal year for which the former municipalities adopted separate budgets.

11. Any surplus or deficit accumulated on behalf of a former municipality at the end of the last fiscal year in which it adopted a separate budget shall be either credited or charged to all the taxable immovables of the new municipality.

12. The annual repayment of instalments in capital and interest of the loans made under By-laws 185-87, 233-92, 259-94 and 290-96 adopted by the former Paroisse de Saint-Ange-Gardien and By-laws 211-87, 213-87 and 246-91 adopted by the former Village de L'Ange-Gardien shall be charged to all the taxable immovables of the territory of the new municipality. For that purpose, a special tax is thus imposed and levied on all the taxable immovables of the territory of the new municipality, at a sufficient rate on the basis of their value as it appears on the assessment roll in force each year.

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

13. The working fund of the former Village de L'Ange-Gardien shall be abolished as of the end of the last fiscal year for which the former municipalities adopted separate budgets.

The amount of that fund that is not appropriated on that date shall be added to the surplus accumulated on behalf of that municipality and shall be used in accordance with the provisions of section 11.

14. The difference between the rate of the general real estate tax levied by each of the former municipalities for the last fiscal year for which they adopted separate budgets shall be maintained until the rate levied on the sector made up of the territory of the former Village de L'Ange-Gardien reaches \$1 per \$100 of taxable assessment or until the fiscal year following that during which the third general election is held, whichever comes first. The rate shall then be equal.

The rate of \$1 per \$100 of taxable assessment shall constitute a taxation ceiling for the sector made up of the territory of the former Village de L'Ange-Gardien until the equalization of rates between the two former municipalities. In the case of a decrease in taxation before the rates are equalized, the difference between the rates

of the general real estate tax levied during the preceding fiscal year shall be maintained.

The difference between the tariffs and compensations levied by each of the former municipalities for the last fiscal year for which they adopted separate budgets shall be maintained until the equalization of the rates of the general real estate tax or until the first year following that during which the third general election is held, whichever comes first.

15. 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 of the sector made up of the territory of that former municipality.

16. A municipal housing bureau shall be incorporated under the name "Office municipal d'habitation de la Municipalité d'Ange-Gardien".

That municipal bureau shall succeed to the Office municipal d'habitation de L'Ange-Gardien, which is abolished. The third and fourth paragraphs of section 58 of the Act respecting the Société d'habitation du Québec (R.S.Q., c. S-8) shall apply to the municipal housing bureau of the new Municipalité d'Ange-Gardien, as if it were established by letters patent under section 57 of that act.

The members of the former Office municipal d'habitation de L'Ange-Gardien shall be the members of the Office.

17. As of the coming into force of this Order in Council, the Régie d'assainissement des eaux de L'Ange-Gardien ceases to exist.

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

19. In accordance with the Order in Council concerning the amendment to the agreement respecting the Cour municipale de Saint-Césaire which will be made under the Act respecting municipal courts (R.S.Q., c. C-72.01), the Cour municipale de Saint-Césaire will have jurisdiction over the territory of the new municipality.

20. 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
D'ANGE-GARDIEN, IN THE MUNICIPALITÉ
RÉGIONALE DE COMTÉ DE ROUVILLE

The present territory of Paroisse de Saint-Ange-Gardien et of Village de l'Ange-Gardien, in the Municipalité régionale de comté de Rouville, comprising in reference to the cadastre of Paroisse de l'Ange-Gardien and of Village de Canrobert, 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 included in the boundaries described hereafter, namely: starting from the apex of the northeast corner of lot 56 of the cadastre of the Paroisse de l'Ange-Gardien; thence, successively, the following lines and demarcations: southerly, part of the east line of the cadastre of the Paroisse de l'Ange-Gardien to the apex of the southeast corner of lot 463 of the said cadastre, crossing Autoroute 10, the railway (lot 491) and Rivière Yamaska that it meets; in a general northwesterly direction, part of the dividing line between the cadastre of the Paroisse de l'Ange-Gardien and the cadastre of the Paroisse de Saint-Romuald-de-Farnham-Ouest to the centre line of Rivière Yamaska; in a general northeasterly direction upstream the said river, the said centre line to its meeting point with the extension to the southeast of the southwest line of lot 449 of the cadastre of the Paroisse de l'Ange-Gardien; northwesterly the said extension and the southwest line of lot 449 in declining order to lot 435, that line crossing the public road Rang Magenta; westerly, the south line of lots 435, 434 and 433; southerly, part of the east line of lot 433; northwesterly, part of the southwest line of the cadastre of Paroisse de l'Ange-Gardien to the apex of the southwest corner of lot 390 of the said cadastre, crossing a railway (lot 491), route 235 and another railway designated under lot No. 434 of the cadastre of the Paroisse de Saint-Romuald-de-Farnham-Ouest; in reference to the cadastre of the Paroisse de l'Ange-Gardien, northerly, the west line of lots 390 and 389; southeasterly, the southwest side of the right-of-way of Chemin Rang Saint-Charles to its meeting point with the extension to the south of the west line of lot 388; northerly, the said extension and the said line; northerly, crossing Chemin Rang Casimir, then the west line of lot 242, that last line crossing Autoroute 10 that it meets; southeasterly, part of the dividing line between ranges Casimir Côté Nord and Rosalie Côté Sud to the apex of the southwest angle of lot 131; northerly, the west line of the said lot; southeasterly, the southwest side of the right-of-way of Chemin Rang Rosalie to its meeting point with the extension to the south of the west line of lot 130; northerly, the said extension and the said line; easterly, part of the dividing line between ranges Rosalie Côté Nord and de la Barbué Côté Sud to its meeting

point with the west side of the right-of-way of route 235 (Chemin de la Grande-Ligne); northerly, the west side of the said right-of-way to its meeting point with the extension to the west of the dividing line between the cadastres of the parishes of l'Ange-Gardien and Saint-Paul-d'Abbotsford; finally, easterly, the said extension and the said dividing line to the starting point, that line extended across the railway that it meets; these boundaries describe the territory of Municipalité d'Ange-Gardien.

Ministère des Ressources naturelles
Service de l'arpentage
Charlesbourg, 29 October 1997

Prepared by _____
JEAN-PIERRE LACROIX,
Land surveyor

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Gouvernement du Québec

O.C. 1657-97, 17 December 1997

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

Amalgamation of Village de Manseau and Paroisse
de Saint-Joseph-de-Blandford

WHEREAS each of the municipal councils of Village de Manseau and Paroisse de Saint-Joseph-de-Blandford 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 no objection was 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: