

SCHEDULE B

Reduction of the real estate tax rate for taxable immovables located on the territory of the former municipality of Paroisse de Saint-Patrice-de-la-Rivière-du-Loup

Year	With waterworks and sewer	With waterworks only	With sewer only	Without waterworks or sewer
1	0.10	0.15	0.20	0.25
2	0.10	0.15	0.20	0.25
3	0.10	0.15	0.20	0.25
4	0.09	0.14	0.18	0.23
5	0.08	0.12	0.16	0.20
6	0.06	0.09	0.12	0.15
7	0.04	0.06	0.08	0.10
8	0.02	0.03	0.04	0.05
9	0.00	0.00	0.00	0.00

SCHEDULE C

Reduction of the tax rate on non-residential immovables for non-residential taxable immovables located on the territory of the former municipality of Paroisse de Saint-Patrice-de-la-Rivière-du-Loup

Year	Rate
1	0.37
2	0.37
3	0.37
4	0.33
5	0.30
6	0.22
7	0.15
8	0.07
9	0.00

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Gouvernement du Québec

O.C. 1531-98, 16 December 1998

Amalgamation of Ville de Bromptonville and the Canton de Brompton

WHEREAS each of the municipal councils of Ville de Bromptonville and the Canton de Brompton 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 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, amended by section 133 of Chapter 93 of the Statutes of 1997, it is expedient to grant the joint application;

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

THAT the application be granted and that a local municipality resulting from the amalgamation of Ville de Bromptonville and the Canton de Brompton be constituted, under the following conditions:

1. The name of the new town is “Ville de Bromptonville”.

2. The description of the territory of the new town is the description drawn up by the Minister of Natural Resources on 23 September 1998; that description is attached as Schedule A to this Order in Council.

3. The new town is governed by the Cities and Towns Acts (R.S.Q., c. C-19).

4. The new town shall be part of the Municipalité régionale de comté de La Région-Sherbrookoise.

5. A provisional council shall remain in office until the first general election. It shall be composed of all the members of the 2 councils existing at the time of the coming into force of this Order in Council. The quorum

shall be half the members in office plus one. The current mayors shall alternate each month as mayor of the provisional council. A drawing of lots held at the first sitting of the provisional council shall determine which mayor will serve first. The mayor not acting as mayor of the new municipality shall act as deputy mayor.

If a seat is vacant at the coming into force of this Order in Council or becomes vacant during the term of the provisional council, one additional vote per vacant seat shall be allotted to the mayor or deputy mayor, as the case may be, of the former municipality of origin of the council member whose seat has become vacant.

Notwithstanding the alternation provided for in the first paragraph, the mayor of the former Ville de Bromptonville remains qualified to act as warden of the Municipalité régionale de comté de La Région-Sherbrookoise, until the first general election.

6. Throughout the term of the provisional council, the elected municipal officers shall receive a remuneration equivalent to the remuneration that was in force in the former Ville de Bromptonville before the coming into force of this Order in Council, until the council of the new municipality decides otherwise.

7. The first sitting of the council shall be held in the town hall of the former Ville de Bromptonville.

8. An executive committee shall be set up for the duration of the provisional council. It shall be composed of 5 members including the mayor and a councillor of each of the former municipalities; each councillor shall be designated by the council members of his former municipality. The fifth member shall be designated by a draw of lots from among all the other interested councillors.

9. The first general election shall be held on the first Sunday of the fourth month following the month in which this Order in Council comes into force. If the fourth month is January, February or March 1999, the first general election shall be postponed to the third Sunday in April 1999. The second general election shall be held on the first Sunday in November 2002.

10. The territory of the new town shall be divided into 6 electoral districts named, numbered and delimited as described in Schedule B to this Order in Council.

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 Ville de Bromptonville, shall be eligible for elec-

toral district No. 1; only those persons who would be eligible under that Act, if such election were an election of the council members of the former Canton de Brompton, shall be eligible for electoral district No. 5.

11. Mr. Michel Dupont, clerk of the former Ville de Bromptonville, will be the first clerk of the new town.

12. If the former municipalities adopted a budget for the fiscal year during which this Order in Council comes into force, that budget shall continue to be applied by the council of the new town 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 of the new town 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 reports for the fiscal year preceding the fiscal year during which this Order in Council comes into force.

13. The terms and conditions for the allocation of expenditures for shared services provided for in 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.

14. Any surplus accumulated on behalf of a former municipality at the end of the last fiscal year for which the former municipalities adopted separate budgets shall be used for the benefit of taxpayers in the sector made up of the territory of the former municipality that accumulated it; it shall be used as a priority to create the working fund provided for in section 19. Any balance may be used to carry out public works in that sector, to reduce the taxes applicable to all the taxable immovables in that sector or to repay debts chargeable to all that sector.

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

16. The annual instalments in principal and interest on all the loans contracted under by-laws adopted by a former municipality before the coming into force of this

Order in Council shall remain chargeable to the sector made up of the territory of the former municipality that contracted them, in accordance with the taxation clauses in those by-laws. If the new town decides to amend a taxation clause of such a by-law in accordance with the law, such amendment may affect only the taxable immovables in the sector made up of the territory of the former municipality that had adopted the by-law.

17. At the end of the last fiscal year for which the former municipalities adopted separate budgets, the balance in principal and interest of the amounts due to the Société québécoise d'assainissement des eaux under the agreement signed between the Gouvernement du Québec and the former Ville de Bromptonville shall remain chargeable to the taxpayers of the sector made up of the territory of the former Ville de Bromptonville.

18. Subsidies received under the Programme d'aide financière au regroupement municipal (PAFREM) shall be distributed as follows:

— 31.2 % shall be used for the benefit of the taxpayers in the sector made up of the territory of the former Ville de Bromptonville;

— 68.8 % shall be used for the benefit of the taxpayers in the sector made up of the territory of the former Canton de Brompton.

Those amounts shall be used in the following order:

(a) for the taxpayers in the sector made up of the territory of the former Canton de Brompton, they shall be used as a priority for the purposes of the business tax in accordance with section 20;

(b) for taxpayers in each sector made up of the territory of a former municipality, they shall be paid into the working fund in accordance with section 19;

(c) any balance shall be used in respect of each sector made up of the territory of a former municipality for public works in that sector, tax reductions applicable to all the taxable immovables in that sector or for the repayment of debts charged to all that sector.

19. The working funds of the former Ville de Brompton and of the former Canton de Brompton are abolished. The amounts in those funds which are not appropriated shall be paid respectively into the surplus accumulated on behalf of each of the former municipalities and thus dealt with in accordance with section 14.

A working fund of \$213 000 is created for the new town by a contribution from each former municipality,

taken from the surplus accumulated on its behalf or, if the surplus does not suffice, from the amount of the subsidy paid by the Government under the Programme d'aide financière au regroupement municipal (PAFREM), which shall be used to make the contribution as a priority.

The contribution of each of the former municipalities shall be established 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 reports for the fiscal year preceding the fiscal year during which this Order in Council comes into force.

20. Notwithstanding section 14.1 of the Act respecting municipal taxation (R.S.Q., c. F-2.1), the roll of rental values of the former Ville de Bromptonville shall become the roll of rental values of the new Ville de Bromptonville.

The places of business in the sector made up of the territory of the former Canton de Brompton shall be entered by an alteration to the roll of rental values of the former Ville de Bromptonville. Sections 174.2 to 184 of the Act respecting municipal taxation apply, adapted as required, to those alterations and they take effect on the date of coming into force of this Order in Council.

The business tax in force in the territory of the former Ville de Brompton before the coming into force of this Order in Council shall become the business tax of the new town until the council decides otherwise.

However, for the first 5 years following the date of coming into force of this Order in Council, the taxpayers who, on that date, become subject to that tax by reason of a place of business located in the sector made up of the territory of the former township shall benefit from the following provisions:

The amounts that the new town collects annually from its taxpayers as business taxes for that sector shall total \$20 000 distributed as follows:

A half of \$10 000 shall come from a business tax to be imposed and levied on each taxpayer in the sector made up of the territory of the former Canton de Bromptonville who, on the date of coming into force of this Order in Council, operates a place of business within the meaning of section 232 of the Act respecting municipal taxation. The tax shall be established in proportion to the rental value of their immovable as it appears on the roll

of rental values established in accordance with the first paragraph of this section.

The other half of \$10 000 shall be taken out of the amounts received as subsidies under the Programme d'aide financière au regroupement municipal (PAFREM) that were allocated for the benefit of the taxpayers in the sector made up of the territory of the former Canton de Brompton, in accordance with section 18.

The new taxpayers in the sector made up of the territory of the former Canton de Brompton who will become subject to the business tax after the coming into force of this Order in Council shall not benefit from the provisions of the third, fourth and fifth paragraphs.

From the sixth year, the business tax, as imposed by the new town, shall apply to all the taxpayers of the new Ville de Bromptonville.

21. Any debt or gain that may result from legal proceedings in respect of an act performed by a former municipality shall remain charged to or used for the benefit of all the taxable immovables in the sector made up of the territory of that former municipality.

22. The amount payable by each of the former municipalities into the special local activities financing fund established in accordance with the Act to establish the special local activities financing fund and to amend the Act respecting municipal taxation (S.Q., 1997, c. 92) shall remain chargeable to all the taxable immovables in the sector made up of the territory of each of the former municipalities and will not be changed by the new town.

23. A municipal housing bureau is incorporated under the name of "Office municipal d'habitation de la Ville de Bromptonville".

That municipal bureau shall succeed to the Office municipal d'habitation de Bromptonville, 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 Ville de Bromptonville as if it had been incorporated by letters patent under section 57 of that Act.

The members of the bureau shall be the present members of the municipal housing bureau of the former Ville de Bromptonville until a new election is held.

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

25. The second sentence of the second paragraph and the third and fourth paragraphs of section 126, the second paragraph of section 127, sections 128 to 133, the second and third paragraphs of section 134 and sections 135 to 137 of the Act respecting land use planning and development (R.S.Q., c. A-19.1) do not apply to a by-law adopted by the new town in order to replace all the zoning and subdivision by-laws applicable on its territory by, respectively, a new zoning by-law and a new subdivision by-law applicable to the whole territory of the new municipality, provided that such a by-law comes into force within 4 years of the coming into force of this Order in Council.

Such a by-law must be approved, in accordance with the Act respecting elections and referendums in municipalities, by the qualified voters of the whole territory of the new municipality.

However, the council of the new town may wait 2 years after the coming into force of the new development plan before revising its zoning by-laws.

26. In accordance with the Order in Council concerning the amendment to the agreement respecting the Ville de Sherbrooke Municipal Court, which will be made under the Act respecting municipal courts (R.S.Q., c. C-72.01), the Ville de Sherbrooke Municipal Court will have jurisdiction over the territory of the new town.

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

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif

SCHEDULE A

OFFICIAL DESCRIPTION OF THE LIMITS OF THE TERRITORY OF THE NEW VILLE DE BROMPTONVILLE, IN THE MUNICIPALITÉ RÉGIONALE DE COMTÉ DE LA RÉGION-SHERBROOKOISE

The current territory of the Canton de Brompton and the Ville de Bromptonville, in the Municipalité régionale de comté de La Région-Sherbrookoise, comprising part of Rivière Saint-François without cadastral designation and, in reference to the cadastres of the townships of Brompton, Stoke and Windsor, the lots or parts of lots and their present and future subdivisions, the blocks and lots located in Rivière Saint-François (beach and deep water lots), as well as the roads, routes, streets, railway rights-of-way, islands, islets, lakes, watercourses or parts thereof, the whole within the limits described hereafter,

namely: starting from the apex of the northern angle of lot 1 of Rang 4 of the cadastre of the Canton de Stoke; thence, successively, the following lines and demarcations: in reference to that cadastre, southeasterly, part of the dividing line between ranges 4 and 5, following for a segment the centre line of Chemin des Pieds-Légers, to the dividing line between lot 9 and lot 10A of rang 4, that line crossing a secondary road that it meets; southwesterly, successively, the dividing line between lot 9 in ranges 4 and 3 and lots 10A of rang 4 and 10A, 10B, 10C, 10D of rang 3, that line extended across Chemin du 4^e Rang that it meets and following for a segment the centre line of Chemin Desjardins; southeasterly, part of the dividing line between ranges 2 and 3 to the dividing line between lots 11D and 12A of rang 2; southwesterly, the said dividing line between the lots extended to the southwest side of the right-of-way of Chemin du 2^e Rang; southeasterly, the southwest side of the right-of-way of the said road to the dividing line in Rang 1 between lots 12A, 12B and 12C on the one side and lots 13A, 13E, 13J, 13K and 13L on the other side; southwesterly, the said dividing line between the lots, that line across Chemin Beauvoir that it meets; westerly, part of the dividing line between the cadastres of the townships of Stoke and Ascot and its extension to the centre line of Rivière Saint-François, that line crossing the public road that it meets; in a general southeasterly direction, the centre line of the said river upstream to the eastern extension of the northern line of the Canton d'Orford; westerly, successively, the said extension and part of the northern line of the said township crossing the Grand Trunk Railway (lot 39 of the cadastre of the Canton de Brompton, route No. 143, autoroute 55 and the Ruisseau Key that it meets, to the southwest side of the right-of-way of Chemin 7^e Rang in the cadastre of the Canton de Brompton; in reference to that cadastre, northwesterly, the southwest side of the said right-of-way to the dividing line between lots 19A and 18C of rang 6; northeasterly, the northwestern line of lot 19A in ranges 6 to 3, those lines being linked to each other by straight lines across the secondary roads that they meet and crossing autoroute 55 that it meets in Rang 3; in a general southerly direction, the west bank of Rivière Saint-François to the southwestern extension of the dividing line between lots 973 and 972 of the cadastre of the Canton de Windsor; in reference to that cadastre, northeasterly, the said extension and the said dividing line between the lots to the southwest side of the right-of-way of Chemin du 14^e Rang, that line extended across the Grand Trunk Railway (lot 983) and route No. 143 that it meets; southeasterly, the southwest side of the right-of-way of the said road to the southwestern extension of the dividing line between lots 955 and 954; northeasterly, the said extension and the said dividing line between the lots; southeasterly, part of the dividing line between ranges 14 and 13 to the dividing line be-

tween the cadastres of the townships of Stoke and Windsor; finally, northeasterly, part of the dividing line between the cadastres to the starting point, that line crossing a secondary road that it meets; the said limits define the territory of the new Ville de Bromptonville.

Ministère des Ressources naturelles
Service de l'arpentage
Charlesbourg, 23 September 1998

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B-222/1

SCHEDULE B

SUMMARY
TOTAL VOTERS
DISTRICTS #1 TO 6

DISTRICT #1 743	TOWN 743	TOWNSHIP 0
DISTRICT #2 725	TOWN 563	TOWNSHIP 162
DISTRICT #3 801	TOWN 462	TOWNSHIP 339
DISTRICT #4 578	TOWN 528	TOWNSHIP 50
DISTRICT #5 524	TOWN 0	TOWNSHIP 524
DISTRICT #6 513	TOWN 132	TOWNSHIP 381
TOTAL 3884	2428	1456

