

southeasterly, the said dividing line between lots; westerly, part of the dividing line between ranges 2 and 3 to the dividing line between lots 19-1 and 18-2 of Rang 3; southeasterly, successively, the said dividing line between lots then the southwest side of a public road shown on the original dividing the said lots; westerly, part of the dividing line between ranges 3 and 4 to the dividing line between lots 24-1 and 23-2 of Rang 4; southeasterly, the said dividing line between lots; easterly, part of the dividing line between ranges 5 and 4 to the dividing line between lots 24 and 23 of Rang 5; westerly, part of the dividing line between ranges 5 and 6 to the dividing line between lots 24 and 23 of Rang 6; southeasterly, the said dividing line between lots; westerly, part of the southern line of Rang 6 to the dividing line between the cadastres of the townships of Romieu and Cap-Chat, that line extended across the routes of Saint-Octave-de-l'Avenir, Saint-Pierre and du Ruisseau-Landry that it meets; southeasterly, part of the said dividing line between cadastres to the southeastern line of Rang 6 of the cadastre of Canton de Romieu; in reference to that cadastre, southwesterly, part of the southeastern line of the said range to the southeasterly extension, across the Rivière Cap-Chat and lots 11A, 11B and 12 of Rang 6, of the southwestern line of lot B of the said range, that line crossing the Petite Rivière Cap-Chat that it meets; northwesterly, successively, the said extension and the said lot line, then the southwestern line of lot B of Rang 5, that line crossing Route de la Grande-Rivière-Cap-Chat that it meets; southwesterly, part of the dividing line between ranges 4 and 5 to the dividing line between the cadastres of the townships of Romieu and Dalibaire, that line extended across Route de la Baie that it meets; finally, northwesterly, part of the said dividing line between cadastres to the starting point, that line crossing the des Grands Capucins, des Petits Méchins rivers and Route 132 (Rue Notre-Dame Ouest) that it meets.

The said limits define the territory of the new Ville de Cap-Chat.

Ministère des Ressources naturelles
Direction de l'information foncière sur le territoire public
Division de l'arpentage foncier

Charlesbourg, 18 October 1999

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C-285/1

3479

Gouvernement du Québec

O.C. 171-2000, 1 March 2000

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

Amalgamation of Ville de Warwick and Canton de Warwick

WHEREAS each of the municipal councils of Ville de Warwick and Canton de Warwick 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 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 and Greater Montréal;

WHEREAS no objections were sent to the Minister of Municipal Affairs and Greater Montréal, and the Minister 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 and Greater Montréal:

THAT the application be granted and that a local municipality be constituted through the amalgamation of Ville de Warwick and Canton de Warwick, on the following conditions:

1. The name of the new town shall be "Ville de Warwick".
2. The description of the territory of the new town shall be the description drawn up by the Minister of Natural Resources on 30 November 1999; that description is attached as a Schedule to this Order in Council.
3. The new town shall be governed by the Cities and Towns Act (R.S.Q., c. C-19).
4. The new town shall be part of Municipalité régionale de comté d'Arthabaska.

5. A provisional council shall hold 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 quorum shall be half the members in office plus one. The current mayors will alternate as mayor of the provisional council for equal periods. The mayor of the former Ville de Warwick shall serve as mayor of the provisional council of the new town for the first period.

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

Throughout the term of the provisional council, the elected municipal officers shall receive the same remuneration as before the coming into force of this Order in Council.

Throughout the term of the provisional council, the mayors of the former municipalities shall remain qualified to sit on the council of *Municipalité régionale de comté d'Arthabaska* and shall have the same number of votes as they had before the coming into force of this Order in Council. Notwithstanding the alternation principle provided for in the first paragraph, the mayor of the former Ville de Warwick shall remain qualified to serve as warden of *Municipalité régionale de comté d'Arthabaska* until the first general election.

6. The first sitting of the provisional council shall be held at the *salle Édouard-Deshamais* located on the territory of the former Canton de Warwick.

7. The first general election shall be held on the first Sunday of the fourth month following the month of the coming into force of this Order in Council.

The second general election shall be held on the first Sunday of November 2004.

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

8. For the first two 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 were an election of the council members of the former Ville de Warwick, shall be eligible for seats 1, 3 and 5; only those persons who would be eligible under that Act if such election were an elec-

tion of the council members of the former Canton de Warwick shall be eligible for seats 2, 4 and 6.

9. Lise Lemieux, director general and secretary-treasurer of the former Canton de Warwick, shall serve as director general and secretary-treasurer of the new town.

10. Any budgets 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 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 as resulting from the amalgamation shall be charged to the budget of each of the former municipalities in proportion to their standardized property 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 it appears in the financial statements of those former municipalities for the fiscal year preceding the one during which this Order in Council comes into force.

11. The terms and conditions for apportioning the cost of shared services provided for in intermunicipal agreements in effect before the coming into force of this Order in Council shall 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 municipalities adopted separate budgets shall be used for the benefit of ratepayers in the sector made up of the territory of that former municipality. It may be used to reduce taxes applicable to all the taxable immovables located in that sector or to repay its debts.

13. The balance in the ratepayers fund (*Fonds Baril*) accumulated by each of the former municipalities shall be used for the benefit of the ratepayers of the new town.

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

15. The annual repayment of the instalments in principal and interest of all loans made under by-laws adopted by a former municipality before the coming into force of

this Order in Council shall remain charged to the sector made up of the territory of the former municipality which contracted them, in accordance with the taxation clauses provided for in those by-laws.

16. During the first year following the coming into force of this Order in Council, the new town must have Rang Saint-François paved. The costs related to that expenditure will be charged to all the taxable immovables of the new town.

An amount representing 40.4 % of the portion of the subsidy paid under the Programme d'aide financière au regroupement municipal (PAFREM) related to the first year following the amalgamation shall be used to cover the costs related to the expenditure provided for in the first paragraph. The balance of the subsidy shall be paid into the general fund of the new town.

17. During the 12 fiscal years following the last fiscal year for which the former municipalities adopted separate budgets, a special tax shall be imposed and levied on all the taxable immovables in the sector made up of the territory of the former Ville de Warwick on the basis of their value as it appears on the assessment role in effect each year; the rate of that tax shall be the following:

First eight years:	\$0.35 per \$100 of assessment;
Ninth year:	\$0.30 per \$100 of assessment;
Tenth year:	\$0.25 per \$100 of assessment;
Eleventh year:	\$0.20 per \$100 of assessment;
Twelfth year:	\$0.15 per \$100 of assessment.

18. Any debt or gain that may result from legal proceedings, for an act performed by a former municipality, shall be charged or credited to all the taxable immovables in the sector made up of the territory of that former municipality.

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

That municipal bureau shall succeed to the municipal housing bureau of the former Ville de Warwick, 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), amended by section 273 of Chapter 40 of

the Statutes of 1999, shall apply to the municipal housing bureau of the new Ville de Warwick, as if it had been incorporated by letters patent under section 57 of that Act also amended by section 273.

The members of the bureau shall be the members of the municipal housing bureau of the former Ville de Warwick.

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

21. 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 four 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.

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

23. 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

OFFICIAL DESCRIPTION OF THE LIMITS OF THE TERRITORY OF THE NEW VILLE DE WARWICK, IN THE MUNICIPALITÉ RÉGIONALE DE COMTÉ D'ARTHABASKA

The current territory of Canton de Warwick and Ville de Warwick, in Municipalité régionale de comté d'Arthabaska, comprising in reference to the cadastres

of the townships of Tingwick and Warwick the lots or parts of lots and their present and future subdivisions, as well as the roads, routes, streets, railway rights-of-way, islands, lakes, watercourses or parts thereof, the whole within the limits described hereafter, namely: starting from the apex of the northern angle of lot 483 of the cadastre of Canton de Warwick; thence, successively, the following lines and demarcations: southeasterly, part of the dividing line between the cadastres of the townships of Warwick and Tingwick and the cadastres of Paroisse of Sainte-Victoire, Village d'Arthabaskaville and Paroisse Saint-Christophe to the apex of the eastern angle of lot 2 of the cadastre of Canton de Tingwick, that line crossing Chemin 4^e Rang Est, the right-of-way of an abandoned railway (lot 403 of the cadastre of Canton de Warwick) and Route 116 that it meets; in reference to the cadastre of Canton de Tingwick, southwesterly, part of the dividing line between ranges 1 and 2 to the northeast side of the right-of-way of Route Goudreau, that line crossing the roads, watercourses and right-of-way of an abandoned railway (lot 54 of the cadastre of Canton de Tingwick) that it meets; northwesterly, the northeast side of the right-of-way of the said route to the southeast side of the right-of-way of Route 116; northeasterly, the southeast side of the right-of-way of the said road to its meeting point with the southeasterly extension of the southwestern line of lot 258 of the cadastre of Canton de Warwick; in reference to that cadastre, northwesterly, successively, the said extension and the southwest line of lots 258 and 257; northeasterly, part of the dividing line between ranges 1 and 2 to the apex of the southern angle of lot 352; northwesterly, the southwestern line of lots 352, 354 and 355; northeasterly, part of the dividing line between ranges 2 and 3 to the apex of the southern angle of lot 455; northwesterly, the southwestern line of the said lot; northeasterly, part of the dividing line between ranges 3 and 4 to its meeting point with the southeasterly extension of the southwestern line of lot 543; northwesterly, successively, the said extension and the southwestern line of the said lot, that line crossing Chemin 4^e Rang Ouest and Rivière des Rosiers; northeasterly, part of the dividing line between ranges 4 and 5 to the southwest side of the right-of-way of Route de Saint-Albert bordering to the southwest lots 605 and 606; northwesterly, the southwest side of the right-of-way of the said route to the dividing line between ranges 5 and 6; northeasterly, part of the dividing line between the said ranges to the apex of the northern angle of lot 586, that line crossing Route de Saint-Albert and Rivière des Pins that it meets; southeasterly, the northeastern line of the said lot, that line crossing Chemin 5^e Rang de Warwick that it meets; finally, northeasterly, part of the dividing line between ranges 4 and 5 to the starting point.

The said limits define the territory of the new Ville de Warwick, in Municipalité régionale de comté d'Arthabaska.

Ministère des Ressources naturelles
Direction de l'information foncière sur le territoire public
Division de l'arpentage foncier

Charlesbourg, 30 November 1999

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