

ing a direction of 132°11' and measuring 219.11 metres then another straight line following a direction of 132°13' and measuring 352.45 metres to the northwestern line of Lot 3-5; finally, in Lot 3, northeasterly, successively, a straight line following a direction of 42°09' and measuring 113.54 metres then another straight line following a direction of 52°36' and measuring 56.91 metres to the starting point, that first line bordering, northwesterly, the said Lot 3-5.

Those perimeters define the territory of the new Ville de Mont-Joli, in Municipalité régionale de comté de La Mitis.

In this description, the directions are bearings in reference to the SCOPQ system (Zone 6) NAD 83.

Ministère des Ressources naturelles
Direction de l'information foncière sur le territoire public
Division de l'arpentage foncier
Charlesbourg, 26 March 2001

Prepared by: JEAN-FRANÇOIS BOUCHER,
Land surveyor

M-259/1

4303

Gouvernement du Québec

O.C. 632-2001, 30 May 2001

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

Amalgamation of Village de Pierreville, Paroisse de Notre-Dame-de-Pierreville and Paroisse de Saint-Thomas-de-Pierreville

WHEREAS each of the municipal councils of Village de Pierreville, Paroisse de Notre-Dame-de-Pierreville and Paroisse de Saint-Thomas-de-Pierreville 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 three 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 objections were sent to the Minister of Municipal Affairs and Greater Montréal;

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 Village de Pierreville, Paroisse de Notre-Dame-de-Pierreville and Paroisse de Saint-Thomas-de-Pierreville on the following conditions:

1. The name of the new municipality shall be "Municipalité de Pierreville".

2. The description of the territory of the new municipality shall be the description drawn up by the Minister of Natural Resources on 24 October 2000; that description is attached as a Schedule to this Order in Council.

3. The new municipality shall be governed by the Municipal Code of Québec (R.S.Q., c. C-27.1).

4. The territory of Municipalité régionale de comté de Nicolet-Yamaska comprises the territory of the new municipality.

5. Until the term of the majority of candidates elected in the first general election begins, the new municipality shall be governed by a provisional council composed of all the council members of the former municipalities in office at the time of the coming into force of this Order in Council.

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.

The mayors of the former municipalities shall act alternately each month as mayor of the new municipality. The deputy mayor shall be the mayor designated to sit the following month. The mayor of the former Paroisse de Saint-Thomas-de-Pierreville shall act as mayor of the provisional council for the first month from the coming into force of this Order in Council, the mayor of the former Village de Pierreville for the second month and the mayor of the former Paroisse de Notre-Dame-de-Pierreville for the third.

The mayor of the former Village de Pierreville, the mayor of the former Paroisse de Notre-Dame-de-Pierreville and the mayor of the former Paroisse de Saint-Thomas-de-Pierreville shall continue to sit on the

council of *Municipalité régionale de comté de Nicolet-Yamaska* until the first general election is held and they shall have the same number of votes as before the coming into force of this Order in 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.

The majority of members in office at all times shall constitute the quorum for the provisional council.

6. The first sitting of the provisional council shall be held at the community centre located at 44, rue Maurault, on the territory of the former *Village de Pierreville*. The second sitting shall be held at 6, rue Daneau, on the territory of the former *Paroisse de Notre-Dame-de-Pierreville*. The following sittings of the provisional council shall be held alternately at those places.

After the first general election, the first sitting of the council shall be held at 26, rue Ally, on the territory of the former *Village de Pierreville*, the second at 6, rue Daneau, on the territory of the former *Paroisse de Notre-Dame-de-Pierreville*. The following sittings shall be held alternately at both places for the two years following the first general election.

7. The first general election shall be held on the first Sunday of the fourth month following the coming into force of this Order in Council. If that date falls on the first Sunday of January or on Easter Sunday, the first general election shall be postponed to the first Sunday of the following month. The second general election shall be held in 2004.

8. For the first two general elections, the only persons eligible for seats 1 and 2 shall be the 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 members of the council of the former *Village de Pierreville*, the only persons eligible for seats 3 and 4 shall be the persons who would be eligible under the Act if such election were an election of the members of the council of the former *Paroisse de Notre-Dame-de-Pierreville* and the only persons eligible for seats 5 and 6 shall be the persons who would be eligible under the Act if such election were an election of the members of the council of the former *Paroisse de Saint-Thomas-de-Pierreville*.

9. Michel Gagnon, secretary-treasurer and director general of the former *Village de Pierreville* shall act as secretary-treasurer and director general of the new municipality.

10. If a budget was adopted by a former municipality for the fiscal year during which this Order in Council comes into force:

(1) the budget shall apply;

(2) the expenditures and revenues of the new municipality, for the remainder of the fiscal year during which the amalgamation order comes into force, shall continue to be accounted for separately on behalf of the former municipalities as if the amalgamation had not been made;

(3) an expenditure the council of the new municipality recognized as coming from the amalgamation shall be charged to each of the former municipalities in proportion, for each, to its standardized property value in relation to the total of those of the former municipalities as they appear in the financial statement of the municipalities for the fiscal year preceding that during which the amalgamation order comes into force;

(4) the amount paid for the first year of the amalgamation under the Programme d'aide financière au regroupement municipal (PAFREM), less the expenditures recognized by the council under paragraph 3 and directly financed by that amount, shall constitute a reserve to be paid into the general fund of the new municipality for the first fiscal year for which it adopts a budget in respect of all its territory.

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. The working fund of the former *Paroisse de Saint-Thomas-de-Pierreville* shall be abolished on the date of coming into force of this Order in Council. The amount of the fund that is not committed on that date shall be added to the reserve created on behalf of that former municipality in accordance with section 13.

13. 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 constitute a reserve created for the benefit of the ratepayers in the sector made up of the territory of that former municipality. However, the amounts of the surplus which, on the date of coming into force of this Order in Council, were reserved for specific purposes, shall continue to be reserved for those purposes, for the benefit of the ratepayers of the former municipality on behalf of which those amounts were reserved.

In the case of the former Village de Pierreville, the amounts paid into the reserve created in accordance with the first paragraph may be used to carry out public works in the sector made up of the territory of that former municipality, to reduce taxes applicable to all the taxable immovables that are located therein or to repay debts charged to the municipality.

In the case of the former Paroisse de Notre-Dame-de-Pierreville and the former Paroisse de Saint-Thomas-de-Pierreville, the amounts paid into the reserve created on their behalf, in accordance with the first paragraph, shall be used primarily to reduce taxes applicable to all the taxable immovables located in the sector made up of the territory of each of those former municipalities, in accordance with sections 30 and 31.

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 be charged to all the taxable immovables in the sector made up of the territory of that former municipality.

15. A subsidy granted by the Government under the Programme d'aide financière au regroupement municipal (PAFREM), except an amount of \$20 000 which is included in the first payment and accounted for into the general fund of the new municipality, shall be paid into the reserve created on behalf of each former municipality in accordance with section 13.

The annual amount of that subsidy shall be apportioned in the following proportions:

— former Village de Pierreville:	49.14%
— former Paroisse de Notre-Dame-de-Pierreville:	21.29%
— former Paroisse de Saint-Thomas-de-Pierreville:	29.57%

16. The annual repayment of 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 be charged to the sector made up of the territory of the former municipality that made the loans, in accordance with the taxation clauses provided for in those by-laws. If the new municipality decides to amend the taxation clauses in accordance with the law, those amendments may affect only the taxable immovables in the sector made up of the territory of that former municipality.

17. Notwithstanding section 16, the balance in principal and interest of the loan made under By-law 312 of the former Village de Pierreville shall be, in a proportion of 2/3, charged to the taxable immovables located in the sector made up of the territory of the former Village de Pierreville and, in a proportion of 1/3, charged to the

taxable immovables located in the sector made up of the territory of the former Paroisse de Saint-Thomas-de-Pierreville, on the basis of their value as it appears in the assessment roll in force each year.

The taxation clause provided for in the by-law shall be amended accordingly.

18. For a period of five years from the coming into force of this Order in Council, the new municipality shall invest, for each sector made up of the territory of a former municipality, an amount of \$25 000 per year for roadwork and asphalt paving.

19. 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.

20. 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 municipality 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.

21. A municipal housing bureau shall be constituted under the name of "Office municipal d'habitation de la Municipalité de Pierreville".

That municipal bureau shall succeed to the municipal housing bureau of the former Village de Pierreville, 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) shall apply to the municipal housing bureau of the new municipality as though it had been constituted by letters patent under section 57 of that Act.

The members of the municipal housing bureau shall be the members of the municipal housing bureau of the former Village de Pierreville.

22. Notwithstanding section 119 of the Act respecting municipal territorial organization, the new municipality shall use the values entered on the property assessment rolls for the 2001 fiscal year for each of the former municipalities, updated and adjusted from the date of coming into force of this Order in Council.

The adjustment shall be made as follows: the values entered on the assessment roll of the former Paroisse de Notre-Dame-de-Pierreville and of the former Paroisse de Saint-Thomas-de-Pierreville shall be divided by the median proportion of each of those rolls and multiplied by the median proportion of the roll of the former Village de Pierreville; the median proportions shall be those established for the 2001 fiscal year.

The rolls in effect in the former Village de Pierreville for the 2001 fiscal year and the amended rolls of the former Paroisse de Notre-Dame-de-Pierreville and of the former Paroisse de Saint-Thomas-de-Pierreville in accordance with the second paragraph shall constitute the roll of the new municipality for the first fiscal year. The median proportion and the comparative factor of the roll shall be those of the former Village de Pierreville. The first fiscal year of the new municipality is considered to be the first fiscal year of application of the roll.

23. In accordance with the Order in Council respecting the withdrawal of Paroisse de Notre-Dame-de-Pierreville and of Paroisse de Saint-Thomas-de-Pierreville of the agreement related to Cour municipale de Sorel and with the Order in Council respecting the participation of those municipalities in the jurisdiction of Cour municipale de Nicolet will be adopted under the Act respecting municipal courts (R.S.Q., c. C-72.01), Cour municipale de Nicolet will have jurisdiction over the territory of the new municipality.

24. Notwithstanding section 14.1 of the Act respecting municipal taxation (R.S.Q., c. F-2.1), the roll of the rental value of the former Village de Pierreville shall be the roll of the rental value of the new municipality and shall remain in effect until 31 December 2003.

The entry of the business establishments of the former Paroisse de Notre-Dame-de-Pierreville and of the former Paroisse de Saint-Thomas-de-Pierreville shall be made by an alteration to the roll of the rental value of the former Village de Pierreville. The provisions of sections 174.2 to 184 of that Act shall apply, *mutatis mutandis*, to those alterations and the date on which they are effective shall be the date of coming into force of this Order in Council.

25. The new municipality shall offer gratuitously the use of the municipal hall of the former Paroisse de Notre-Dame-de-Pierreville to all the non-profit organi-

zations located on the territory of the new municipality until the council decides otherwise.

26. Until the third general election, a municipal service point shall be maintained in the sector made up of the territory of the former Paroisse de Notre-Dame-de-Pierreville on the conditions determined by the council of the new municipality.

27. During the first fiscal year for which the new municipality adopts a budget in respect of all its territory, it shall install street lights in places deemed useful in the sector made up of the territory of the former Paroisse de Saint-Thomas-de-Pierreville. That expenditure shall be financed directly out of the amounts accumulated in the reserve created on behalf of that former municipality in accordance with section 13.

28. During the first fiscal year for which the new municipality adopts a budget in respect of all its territory, it shall install water meters according to the number required, in each unit of assessment located in the sector made up of the territory of the former Village de Pierreville. That expenditure shall be financed directly out of the amounts accumulated in the reserve created on behalf of that former municipality in accordance with section 13. Notwithstanding the foregoing, if the amounts accumulated are insufficient for the payment of such work, the new municipality shall require a compensation from each owner of each immovable in question located in the sector made up of the territory of that former municipality.

For the first fiscal year, the municipality shall require the tariff that was in effect for the year 2000 for the waterworks service of each of the former municipalities. As of the following fiscal year, the municipality shall determine, where applicable, a new tariff.

29. For each of the first three fiscal years for which the new municipality adopts a budget in respect of all its territory, a special tax shall be imposed and levied on all the taxable immovables located in the sector made up of the territory of the former Village de Pierreville on the basis of their value as it appears on the assessment roll in force each year.

The rate of the special tax shall be the following:

- First year: \$0.1500 per \$100 of assessment;
- Second year: \$0.0800 per \$100 of assessment;
- Third year: \$0.0500 per \$100 of assessment.

30. For each of the first five fiscal years for which the new municipality adopts a budget in respect of all its territory, a general property tax credit shall be granted to all the taxable immovables located in the sector made up

of the territory of the former Paroisse de Saint-Thomas-de-Pierreville; the reduction of the rate of the general property tax related to the credit shall be calculated by dividing the following amounts by the total taxable value of the immovables located in the sector made up of the territory of that former municipality, according to the assessment roll in force annually:

- First year: \$29 000;
- Second year: \$26 000;
- Third year: \$6 000;
- Fourth year: \$4 000;
- Fifth year: \$4 000.

The amounts necessary for the application of that reduction shall be taken from the reserve created on behalf of that former municipality in accordance with section 13.

31. For the second and third fiscal years for which the new municipality adopted a budget in respect of all its territory, a general property tax credit shall be granted to all the taxable immovables located in the sector made up of the territory of the former Paroisse de Notre-Dame-de-Pierreville; the reduction of the rate of the general property tax related to the credit shall be calculated by dividing the following amounts by the total taxable value of the immovables located in the sector made up of the territory of that former municipality, according to the assessment roll in force annually:

- Second year: \$11 825;
- Third year: \$9 455.

The amounts necessary for the application of that reduction shall be taken from the reserve created on behalf of that former municipality in accordance with section 13.

32. From the second general election, the new municipality may submit to the consultation of qualified voters of its territory any amendment respecting the participation in any of the intermunicipal boards ensuring garbage collection service. If the municipality withdraws its participation in any of the boards, the assets or liabilities resulting from that withdrawal shall be credited or charged to the ratepayers in the sector made up of the territory of the former municipality in question, according to the board concerned.

33. For a 20-year period following the coming into force of this Order in Council, any loan made for waterworks infrastructures, sewer systems and waste water purification systems shall be charged to the immovables served.

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

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

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

OFFICIAL DESCRIPTION OF THE LIMITS OF THE TERRITORY OF MUNICIPALITÉ DE PIERREVILLE, IN MUNICIPALITÉ RÉGIONALE DE COMTÉ DE NICOLET-YAMASKA

The current territory of Village de Pierreville and the parishes of Notre-Dame-de-Pierreville and Saint-Thomas-de-Pierreville, in Municipalité régionale de comté de Nicolet-Yamaska, comprising, in reference to the cadastres of the parishes of Saint-Thomas-de-Pierreville and Saint-François-du-Lac, the lots or parts of lots, blocks or parts of blocks and their present and future subdivisions, as well as the roads, routes, streets, islands, islets, lakes, watercourses or parts thereof, the whole within the limits described hereafter, namely: starting from the meeting point of the centre line of the St. Lawrence River (Lac Saint-Pierre) with the northwesterly extension of the dividing line between the cadastres of the parishes of Saint-Thomas-de-Pierreville and Saint-Antoine-de-la-Baie-du-Fèvre; thence, successively, the following lines and demarcations: southeasterly, successively, the said extension, part of the dividing line between the cadastres of the said parishes crossing Chemin Rang du Petit-Bois and Route 132, then the centre line of the public road (Route de la Grande-Ligne) that borders to the southwest lots 671 and 672 of the cadastre of Paroisse de Saint-Antoine-de-la-Baie-du-Fèvre to its meeting point with the southwesterly extension of the southeastern line of lot 672 of the said cadastre; southwesterly, the extension of the southeastern line of the said lot to the southwestern limit of the right-of-way of the said road; southeasterly, the southwestern limit of the right-of-way of the said road to the apex of the southeastern angle of lot 578 of the cadastre of Paroisse de Saint-Thomas-de-Pierreville; in reference to that cadastre, westerly, the southern line of lots 578, 577, 576, 575, 574, 573, 571, 570, 569, 568 and part of the southern line of lot 567 to the apex of the northeastern angle of lot 579; southeasterly, the northeastern line of lots 579 and 635; in a general southwesterly direction, the broken line bordering to the southeast lots 635 in declining order to 624; westerly, the northern line of lot 676; southwesterly, part of the southwestern line of the said lot to the northwestern line of lot 834; southwesterly, the northwestern line of the said lot and its extension to the centre line of Rivière Saint-François, that line crossing Chemin du Rang du Haut-de-la-Rivière

that it meets; in a general northwesterly direction, successively, the centre line of the said river downstream then the line running mid-way between the northeast shore of the islands that are part of the cadastre of Paroisse de Saint-François-du-Lac and the right bank of the said river to its meeting point with the southwesterly extension of the northwestern line of lot 902 of the cadastre of Paroisse de Saint-Thomas-de-Pierreville; southwesterly, the extension of the northwestern line of the said lot to the centre line of Rivière Saint-François; in a general northwesterly direction, successively, the centre line of Rivière Saint-François downstream, the line running mid-way between the northeast shore of the islands that are part of the cadastre of Paroisse de Saint-François-du-Lac, except for Île 885, and the right bank of the said river, then the centre line of Chenal Hertel to the easterly extension of the centre line of the former channel that used to run to the southwest of Île La Petite Commune, that is to the southwest of lots 1106 to 1117 of the cadastre of Paroisse de Saint-François-du-Lac; in a general westerly direction, successively, the said extension, the centre line of that former channel, the centre line of Chenal de l'Île Landry then its extension to the line running mid-way between the northeast shore of Île de Rouche and southeast of Île aux Raisins, Îlets Percés and Île de la Pointe des Îlets on the one side and the northwest shore of Au Cochon, La Petite Commune and La Grande Commune islands on the other side; in a general northeasterly direction, the said line running mid-way to its meeting point with a southeasterly direction straight line, running to the northeast end of lot 1129 of the cadastre of Paroisse de Saint-François-du-Lac and whose origin is the meeting point of the centre line of the St. Lawrence River (Lac Saint-Pierre) with the irregular line skirting to the east the islands that are part of the cadastre of Paroisse de La Visitation (Île-Dupas), that irregular line being the limit of the municipality of Paroisse de Saint-Ignace-de-Loyola; northwesterly, the said straight line to its starting point; finally, northeasterly, the centre line of the St. Lawrence River (Lac Saint-Pierre) downstream to the starting point.

The said limits define the territory of Municipalité de Pierreville, in Municipalité régionale de comté de Nicolet-Yamaska.

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

Charlesbourg, 24 October 2000

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Gouvernement du Québec

O.C. 633-2001, 30 May 2001

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

Amalgamation of Ville de Macamic and Paroisse de Macamic

WHEREAS each of the municipal councils of Ville de Macamic and Paroisse de Macamic 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 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 objections were sent to the Minister of Municipal Affairs and Greater Montréal;

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 Macamic and Paroisse de Macamic, on the following conditions:

1. The name of the new town shall be "Ville de Macamic".
2. The description of the territory of the new town shall be the description drawn up by the Minister of Natural Resources on 24 April 2001; that description appears 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 territory of Municipalité régionale de comté d'Abitibi-Ouest comprises the territory of the new town.
5. Until the term of the majority of candidates elected in the first general election begins, the new town shall be governed by a provisional council made up of twelve council members of the former municipalities in office at the time of the coming into force of this Order in Council, that is, six members representing the former