

Transport

Gouvernement du Québec

O.C. 395-2004, 21 April 2004

An Act respecting roads
(R.S.Q., c. V-9)

Management and property of parts of Autoroute 15 in the towns of Sainte-Adèle and Saint-Jérôme

WHEREAS, under section 7 of the Act respecting roads (R.S.Q., c. V-9), as it read on 17 December 1997, Autoroute 15 situated in the towns of Sainte-Adèle and Saint-Jérôme is the property of the State since it was acquired and administered by the Office des autoroutes du Québec before 1 January 1983;

WHEREAS, under section 2 of the Act, the Government confirmed, by Order in Council 292-93 dated 3 March 1993, amended by Order in Council 533-2003 dated 11 April 2003, that Autoroute 15 situated in the towns of Sainte-Adèle and Saint-Jérôme is under the management of the Minister of Transport;

WHEREAS, the Exit 64 interchange of Autoroute 15 in Ville de Sainte-Adèle has been redeveloped for safety reasons and to facilitate access to Chemin du Mont-Gabriel;

WHEREAS part of Lot 7-3 of Seigneurie des Mille-Îles, of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, which part is shown as Parcel 5 on Plan AA20-5773-9943 prepared by Gilles Duchesne, l.s., under No. 1068 of his minutes, will no longer be part of the Exit 64 interchange of Autoroute 15 and it is expedient to surrender the management of that part of the lot;

WHEREAS that part of lot will no longer be part of the Exit 64 interchange of Autoroute 15 and it is expedient that it no longer be declared an autoroute in order that the Minister of Transport may dispose of it as a surplus immovable under an exchange of land consequential to an agreement referred to in section 64 of the Expropriation Act (R.S.Q., c. E-24), which provides that an expropriating party may offer to the expropriated party, to reduce the total cost of the expropriation and in lieu of indemnity, in whole or in part, another immovable owned by that party and capable of being used to put the expropriated party in the same position as that party was before the expropriation;

WHEREAS, under section 8 of the Act respecting roads, the Government may, by order, declare that a road is an autoroute so that it become, without indemnity, the property of the State from the publication of the order in the *Gazette officielle du Québec*;

WHEREAS, under section 6 of the Act, roads built or rebuilt by the Government are, shall remain or shall become the property of the local municipalities in whose territories they are situated;

WHEREAS parts of lots 5-9, 6-9, 6-6, 9-1 and both parts of Lot 7-3 of Seigneurie des Mille-Îles of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, were acquired from Les stations de la Vallée de Saint-Sauveur Inc. by the Minister of Transport, under a notice of transfer of title published on 28 September 1999 under No. 1 211 749;

WHEREAS parts of lots 5-9, 6-9, 6-6, 9-1 and both parts of Lot 7-3 of Seigneurie des Mille-Îles of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, which are shown as parcels 1, 2, 8, 10, 3 and 9 on Plan AA20-5773-9943 prepared by Gilles Duchesne, l.s., under No. 1068 of his minutes, will be part of the Exit 64 interchange of Autoroute 15;

WHEREAS those parts of lots 5-9, 6-9, 6-6, 9-1 and those two parts of Lot 7-3 of Seigneurie des Mille-Îles of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, are part of the road owned by Ville de Sainte-Adèle, and it is expedient to declare those parts to be an autoroute of the State from the publication of this Order in Council in the *Gazette officielle du Québec*;

WHEREAS the Exit 41 interchange of Autoroute 15 in Ville de Saint-Jérôme has been redeveloped for safety reasons and to facilitate access to Rue Brière;

WHEREAS Lot 454-33-1, the parts of lots 447, 448, 450, 450-6-1, both parts of Lot 454 and the three parts of Lot 455 of the cadastre of the Parish of Saint-Jérôme, registration division of Terrebonne, which are shown as parcels 2, 5, 4, 3, 11, 1, 9, 7, 8 and 10 on Plan 622-96-65021 prepared by Gilles Vanasse, l.s., under No. 5304 of his minutes, will be part of the Exit 41 interchange of Autoroute 15;

WHEREAS the said Lot 454-33-1, parts of lots 447, 448, 450, 450-6-1, two parts of Lot 454 and three parts of Lot 455 of the cadastre of the Parish of Saint-Jérôme, registration division of Terrebonne, are part of the road owned by Ville de Saint-Jérôme, and it is expedient to declare those lots to be an autoroute of the State from the publication of this Order in Council in the *Gazette officielle du Québec*;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport:

THAT the management of the part of the Exit 64 interchange of Autoroute 15 known as the part of Lot 7-3 of Seigneurie des Mille-Îles of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, which is shown as Parcel 5 on Plan AA20-5773-9943 prepared by Gilles Duchesne, l.s., under No. 1068 of his minutes, be surrendered and that the said part of lot no longer be declared an autoroute in order that the Minister of Transport may dispose of it as a surplus immovable in accordance with section 64 of the Expropriation Act (R.S.Q., c. E-24);

THAT the part of the road identified by parts of lots 5-9, 6-9, 6-6, 9-1 and both parts of Lot 7-3 of Seigneurie des Mille-Îles of the cadastre of the Parish of Sainte-Adèle-d'Abercrombie, registration division of Terrebonne, which are shown as parcels 1, 2, 8, 10, 3 and 9 on Plan AA20-5773-9943 prepared by Gilles Duchesne, l.s., under No. 1068 of his minutes, be declared to be an autoroute of the State;

THAT the part of the road identified by Lot 454-33-1, parts of lots 447, 448, 450, 450-6-1, both parts of Lot 454 and the three parts of Lot 455 of the cadastre of the Parish of Saint-Jérôme, registration division of Terrebonne, which are shown as parcels 2, 5, 4, 3, 11, 1, 9, 7, 8 and 10 on Plan 622-96-65021 prepared by Gilles Vanasse, l.s., under No. 5304 of his minutes, be declared to be an autoroute of the State;

THAT the Schedules to Orders in Council 292-93 dated 3 March 1993 and 533-2003 dated 11 April 2003 be amended accordingly;

THAT this Order in Council take effect on the date of its publication in the *Gazette officielle du Québec*.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif