



No. 156.

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1st Session, 6th Parliament, 21 Victoria, 1858.

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(LOCAL BILL.)

**BILL.**

An Act to incorporate the Village of Southampton.

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Received and read, first time, Tuesday, 11th  
May, 1858.

Second reading, Friday, 14th May, 1858.

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HON. MR. CAYLEY.

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TORONTO:

PRINTED -BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the Village of Southampton, in the County of Bruce.

WHEREAS the inhabitants of the Village of Southampton, in the County of Bruce, have by their petition represented, that from the rapid increase of the population of the said village, it has become necessary to confer upon it corporate powers, and have prayed that it may be incorporated accordingly, and it is desirable to grant the prayer of the said petition ; Therefore Her Majesty, &c., enacts as follows :

Preamble.

I. From and after the passing of this Act, the inhabitants of the said Village of Southampton, shall be a body corporate apart from the Township of Saugeen, in which the said village is situate ; and as such shall have perpetual succession and a common seal, with such powers and privileges as are now or shall hereafter be conferred on incorporated villages in Upper Canada, and the powers of such corporation shall be exercised by, through, and in the name of the municipality of the Village of Southampton.

Southampton incorporated as a village.

II. The said Village shall comprise and consist of

Boundaries of the village.

III. Immediately after the passing of this Act, it shall be lawful for the Governor of this Province to appoint a Returning Officer for the said Village of Southampton, which Returning Officer shall appoint the time and place for holding the first election in the said village, of which appointment the said Returning Officer shall give notice in a newspaper published in the said village, or if there be no newspaper published there, then by notices posted in at least three conspicuous places in the said village ten days before the said election.

Governor appoint a Returning Officer.

Notice of Election.

IV. The duties of the said Returning Officer, and the qualifications of voters and persons elected as Councillors at such first election, shall be as prescribed by law with respect to townships in Upper Canada.

His duties: Qualification of voters.

V. The Collector or Township Clerk of the Township of Saugeen, or other person having the legal custody of the Collector's Roll of that

Copy of Collector's Roll

to be furnished to Returning Officer.

Township, for the year of our Lord one thousand eight hundred and fifty- shall furnish to the said Returning Officer, on demand made by him for the same, a true copy of such Roll, so far as the same relates to voters resident in the said village, and so far as such Roll contains the names of the male freeholders and householders rated upon such Roll in respect of real property lying within such limits, the amount of the assessed value of such property for which they shall be respectively rated on such Roll, which copy shall be verified on oath or as is now required by law. 5

Returning Officer to be sworn.

VI. The said Returning Officer, before holding the said Election, shall take the oath or affirmation now required by law to be taken by Returning Officers for incorporated villages in Upper Canada. 10

Subsequent elections to be as in other places.

VII. Elections for Councillors for the said village of Soutampton, after the year one thousand eight hundred and fifty-eight, shall be held in conformity with the provisions of law applying to incorporated villages in Upper Canada. 15

Oaths of officer, &c.

VIII. The several persons who shall be elected or appointed under this Act, shall take the same oaths of office and of qualification now prescribed by law.

Number and powers of Councillors, &c.

IX. The number of Councillors to be elected under this Act shall be five, and they shall be organized as a Council in the same manner as in villages incorporated under the provisions of the Upper Canada Municipal Acts, and have, use and exercise the same powers and privileges as in the said incorporated villages. 20

Village separated from Township.

X. From and after the passing of this Act, the said village shall cease to form part of the said township of Saugeen, and shall, to all intents and purposes, form a separate and independent municipality, with all the privileges and rights of an incorporated village in Upper Canada; but nothing herein contained shall affect or be construed to affect any taxes imposed for the payment of any debts contracted by the township of Saugeen aforesaid, but the said village of Southampton shall be liable to pay to the treasurer of the township of Saugeen aforesaid, in each and every year until any such existing debt be fully discharged, the same amount which was collected within the said described limits of the said village towards the payment of such debt for the year one thousand eight hundred and fifty-seven, and the same shall be a debt against the said village. 25 30 35

Proviso as to existing debts.

New township councillor to be elected in place of any one residing in Southampton.

XI. Any Councillor elected to serve in the township council of the said township of Saugeen, for the present year, and residing within the above prescribed limits of the said village, shall immediately on the passing of this Act, cease to be such councillor, and the duly qualified electors of the said township of Saugeen, not included in the said limits, shall thereupon proceed to elect a new Councillor or Councillors, as the case may be, to serve in the council of the said township, for the remainder of the year, as in the case of death or resignation provided for by the Municipal laws of Upper Canada. 40 45

Township officers not to collect taxes in the village

XII. The officers of the said council of the township of Saugeen, shall not proceed to collect any rate or assessment imposed by the said council for the present year, within the limits of the said village, but the

- amount which may be required for the purposes of the said village within the present year, shall be based on the assessment of the township assessor or assessors for the present year, and shall be collected by the officer or officers to be appointed by the said village council for that purpose : Provided always, that nothing herein contained shall affect any school section or school rate for the present year, nor the right of any school section to any money already set apart for School purposes ; And provided further, that the said Village of Southampton shall be entitled to recover from the said Township of Saugeen, such share of all money apportioned to such Township from the Upper Canada Municipalities Fund, prior to the passing of this Act, as shall bear the same proportion to the whole sum so apportioned to the said Township as the number of rate-payers resident within the limits of the said Village, as shewn by the Collector's Roll of 1837, bears to the whole number of rate-payers of the said Township ; And also provided further, that the said Village of Southampton shall be entitled to recover from the said Township of Saugeen all money which may have been collected by the said Township for all Tavern, Shop and Auctioneer Licenses granted within the limits of the said Village for the year 1858.
- 5 that purpose : Provided always, that nothing herein contained shall affect any school section or school rate for the present year, nor the right of any school section to any money already set apart for School purposes ; And provided further, that the said Village of Southampton shall be entitled to recover from the said Township of Saugeen, such share of all money apportioned to such Township from the Upper Canada Municipalities Fund, prior to the passing of this Act, as shall bear the same proportion to the whole sum so apportioned to the said Township as the number of rate-payers resident within the limits of the said Village, as shewn by the Collector's Roll of 1837, bears to the whole number of rate-payers of the said Township ; And also provided further, that the said Village of Southampton shall be entitled to recover from the said Township of Saugeen all money which may have been collected by the said Township for all Tavern, Shop and Auctioneer Licenses granted within the limits of the said Village for the year 1858.
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- 20 XIII. The Clerk of the said Township shall, and he is hereby required to furnish to the Clerk to be appointed by the Council of the said Village, on demand made by him therefor, a true copy of the Assessment Roll for the present year, so far as the same shall contain the rateable property assessed within the said Village, and the names of the owners thereof.
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- XIV. The expenses of any assessment imposed for the present year, so far as the same shall relate to assessments made within the limits of the said Village, and the expenses of furnishing any documents, or copies of papers and writings, by the Clerk or other officer of the Council of the said Township, hereinbefore referred to or required to be furnished, shall be borne and paid by the said Village Council to the said Township Council or otherwise, as the said Township Council shall require.
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during 1858 ; how the village taxes for this year shall be raised.

Proviso as to School rates.

Proviso : as to share of Clergy Reserve Fund.

Proviso : as to tavern, shop, and auctioneers' licenses.

Requisite proportion of Assessment Roll to be furnished for Southampton.

As to expenses of assessments for 1858, &c.

XV. This Act shall be deemed a public Act.

Public Act.