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3rd Session, 6th Parliament, 23 Victoria, 1860.

BILL.

An Act to Incorporate the Village of Merrickville, in the County of Grenville.

(LOCAL BILL.)

Received and read, first time, Thursday,
3rd April, 1860.

Second reading, Wednesday, 11th April,
1860.

Mr. McCANN,

QUEBEC :

PRINTED BY THOMPSON & CO., ST. VERGULE STREET.

An Act to Incorporate the Village of Merrickville, in the County of Grenville.

WHEREAS the inhabitants of the Village of Merrickville, in the County of Grenville, and of the Village of North Merrickville, in the County of Lanark have, by their petition prayed, that the said Villages may be united and Incorporated, and it is desirable to grant the prayer of the said petition: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :—

Preamble.

I. From and after the passing of this Act, the inhabitants of the said Villages shall be a body corporate apart from the Townships of Woford and Montague, in which the said villages are situate, and, as such, have perpetual succession, and a common seal, with such powers and privileges as are now or shall be hereafter 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 Merrickville.

The said Villages united and incorporated.

II. The Incorporated Village of Merrickville shall comprise and consist of lots number seven, eight, nine and ten in the broken front Concession A, in the Township of Woford, and lots number eight, nine and ten, in the broken front Concession B, and the front halves of lots number eight and nine, in broken front Concession A, in the Township of Montague.

Boundaries of the Village.

III. The Municipal Council of the Township of Woford, shall and may, after the passing of this Act, and within one month thereafter, appoint a fit and proper person to be Returning Officer for holding the first Municipal Election in and for the said Village of Merrickville under this Act, which Returning Officer shall appoint a time and place for holding such election within one month of his appointment, and shall give ten days notice of such time and place by notices posted in at least three conspicuous places in the said village.

Appointment of Returning Officer for first Election.

IV. The duties of the said Returning Officer, and the qualification of the 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, &c.

V. The Collectors or Township Clerks of the Townships of Woford and Montague, or other persons having the legal custody of the Collector's Rolls of the said Townships, respectively, for the year of our Lord one thousand eight hundred and fifty nine, shall furnish to the said Returning Officer, on demand made by him for the same, a true copy of such rolls so far as the same relate to voters resident in the said Villages, and so far as such rolls contain the names of the male freeholders and

Collectors, &c., of Woford and Montague to furnish copies of Rolls.

householders rated upon such rolls in respect of real property lying within such limits, the amount of the assessed value of such real property for which they shall be respectively rated on such rolls, which copies shall be verified on oath, or as now required by law.

Oath of office. 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. 5

Annual Elections after 1861. For 1861. VII. Elections for Councillors for the said Village of Merrickville after the year one thousand eight hundred and sixty one, shall be held in conformity with the provisions of law applying to Incorporated Villages in Upper Canada, the election for the year one thousand eight hundred and sixty one, shall be held as is hereinbefore provided for the said first election; copies of the rolls of the said Townships for the year one thousand eight hundred and sixty being required to be furnished in the same manner as is provided and required for said first election, and the Returning Officer for the said election for eighteen hundred and sixty-one shall be appointed by the Council of the said Village of Merrickville, at their last meeting in the year one thousand eight hundred and sixty, held before the twentieth day of December in that year. 10 15

Rolls, Returning Officer, &c.

Oaths of office. VIII. The several persons who shall be elected or appointed under this Act shall take the same oaths of office and of qualification as now prescribed by law. 20

Number 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 Upper Canada Municipal Act, and have, use, and exercise the same privileges as in the said Incorporated Villages. 25

Village to cease to form part of Wolford and Montague. X. From and after the passing of this Act the said Village of Merrickville shall cease to form part of the said Townships of Wolford and Montague, 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 said Townships of Wolford and Montague, or either of them, but the Treasurer of the Village of Merrickville shall be liable to pay to the Treasurer of the Township of Wolford, or the Treasurer of the Township of Montague as the case may be, 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, heretofore part of the said Township of Wolford and Montague respectively, towards the payment of such debt for the year one thousand eight hundred and fifty-nine, and the same shall be a debt against the said Village. 30 35 40

Provisions as to debts of the said Townships.

Taxes for 1860, to be collected by Village, not by Township Officers, &c. XI. The Officers of the Councils of the said Townships of Wolford and Montague shall not proceed to collect any rate or assessment imposed by either of the said Councils 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 assessor or assessors of the said Townships for the present year, and shall be collected by the officers to be appointed by the said Village Council for that purpose: Provided always, that such portion of the amount assessed for County purposes as would have been 45 50

As to taxes for Township purposes.

levied upon the respective portions of the Townships of Wolford and Montague, of which the said Village is composed, for the present year, if the said Village had not been so Incorporated and set apart, shall be collected by the proper officer of the said Village, and be by the Treasurer thereof paid over to the Treasurers respectively of the said Townships of Wolford and Montague ; and it is further provided that nothing herein contained shall affect or be construed to affect the school section or sections in which the said Village is now situate, for the present year.

School sections not affected for 1860.

XII. The Clerks of the Townships of Wolford and Montague aforesaid shall, and they are 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 Rolls of the said Townships for the present year, as far as the same shall contain the rateable property assessed within the said Village, and the names of the owners or occupiers thereof.

Clerks of Wolford and Montague to furnish copies of Rolls.

XIII. And whereas the Municipality of the Township of Wolford aforesaid has built within the limits of the said Village of Merrickville, a Town Hall, the expense of which has been, or is to be, paid out of the fund arising from Tavern Licenses, and whereas it is desirable that the said Town Hall should be transferred to the said Municipality of Merrickville; Therefore the said Municipality of Merrickville shall pay to the Municipality of the Township of Wolford such sum of money as may be agreed upon by the Councils of the said Municipalities; or in the event of their not agreeing upon the sum and terms of payment, the matter shall be referred to three arbitrators, each Municipality choosing one arbitrator, and those two arbitrators choosing a third, and their award shall be final ; and upon payment and satisfaction of the said sum agreed upon, or the award of the arbitrators, the said Municipality of Wolford shall convey the said Town Hall and the land appertaining thereto, with the appurtenances, as fully as they have power to do, to the said Municipality of Merrickville.

Recital touching the Town Hall.

Sum to be agreed upon or settled by arbitration,— and paid by the Village to the Township for the Town Hall.

XIV. And whereas the United Counties of Lanark and Renfrew have borrowed from the Municipal Loan Fund a certain sum of money to assist in the construction of the Brockville and Ottawa Railway, and whereas the said Village of North Merrickville formed part of the said United Counties of Lanark and Renfrew, and whereas the said Counties may be called upon to pay the said sum of money so borrowed, Be it enacted that, if the said United Counties of Lanark and Renfrew are called upon to pay such sum of money or any part thereof, the said Municipality of Merrickville shall pay annually to the said United Counties of Lanark and Renfrew such sum or sums of money as the said Village of North Merrickville would have been liable to pay on the assessment of eighteen hundred and sixty for payment of its share of such sum or sums of money as the said United Counties of Lanark and Renfrew may be called upon to pay for such money so borrowed, until such sum or sums of money are fully paid and satisfied, and such sum or sums of money shall, by special rate or rates of assessment, be collected by the said Municipality of Merrickville from that part of the said Village so Incorporated as formerly constituted part of the said United Counties of Lanark and Renfrew.

Recital,— liability of Lanark and Renfrew for Brockville and Ottawa Railway Company..

That part of the Village which was in the said Counties to be liable to pay its part.

XV. The said Village of Merrickville so Incorporated shall be attached to, and form part of the County of Grenville aforesaid.

Village to form part of County of Grenville.

Inconsistent
enactments
repealed.

XVI. All Acts and provisions of Acts inconsistent with this Act, so far as the same may affect the said Village of Merrickville, shall be, and the same are hereby repealed.

Public Act.

XVII. This Act shall be deemed a Public Act.