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3rd Session, 5th Parliament, 20 Victoria, 1857.

(LOCAL BILL.)

BILL.

An Act to incorporate the Village of Ayr in
the County of Waterloo.

Received and read, first time, Tuesday, 21st
April, 1857.

Second reading, Friday, 24th April, 1857.

MR. FERRIE.

TORONTO :
PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the Village of Ayr, in the County of Waterloo.

WHEREAS the Inhabitants of the Village of Ayr, in the County of Waterloo, 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 Ayr shall be a body corporate apart from the Township of North Dumfries 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 Ayr.

Ayr incorporated as a Village.

II. The said Village shall comprise and consist of the tract of land comprised within the following boundaries, that is to say : Commencing at the centre of the Seventh Concession of the said Township of North Dumfries on the limit between lots thirty-two and thirty-three ; thence in a westerly course along the centre of said concession to the Road allowance between Lots 36 and 37 ; thence in a northerly course along said Road allowance to a point in a line with the southerly boundary of a portion of land now occupied by George Allchin, Esquire, on Lot thirty-seven in said concession ; thence in a westerly course along said boundary to Smith's Creek ; thence up said creek to the present travelled road, given in lieu of part of the said Road allowance ; thence in a northerly direction along said travelled Road to the easterly line of said Road allowance ; thence in a northerly course along said Road allowance to another portion of travelled road given in lieu of the said Road allowance ; thence continuing a northerly course along said travelled Road to where it again intersects said original Road allowance between Lots 36 and 37 ; thence continuing in a northerly course along said Road allowance to the centre of the eighth Concession ; thence in an easterly course along the centre of the Concession to the north-east angle of a portion of land occupied by George Colcleugh, Esquire, and known as the Distillery Lot ; thence in a southerly course along the easterly side of said Distillery Lot, and along the limit between Lots 32 and 33 across the south half of the eighth and the north half of the seventh Concessions to the place of beginning.

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 Waterloo, which Returning Officer shall appoint the time and

Governor to appoint a Returning Officer.

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 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.

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Duties of Returning Officer, qualifications of Electors.

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

Copy of Collector's Roll to be furnished to returning Officer.

V. The Collector or Township Clerk of the Township of North Dumfries, or other person having the legal custody of the Collector's Roll of that Township for the year of our Lord one thousand eight hundred and fifty-six, shall furnish to the Returning Officer, on demand made by him for the same, a true copy of such Roll as 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 real 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.

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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.

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Succeeding Elections to be as in other Villages.

VII. Elections for Councillors for the said Village of Waterloo, after the year one thousand eight hundred and fifty-seven, shall be held in conformity with the provisions of law applying to Incorporated Villages in Upper Canada.

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Councillors to take the oath 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 now prescribed by law.

Number and powers of Councillors.

IX. The number of Councillors to be elected under this Act shall be five, and they shall be organised 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.

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Village separated from the Township.

X. From and after the passing of this Act, the said Village shall cease to form part of the said Township of North Dumfries, 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 North Dumfries aforesaid, but the said Village of Ayr shall be liable to the Treasurer of the Township of North Dumfries 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 1856, and the same shall be a debt against the said Village.

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Provide as to existing debts.

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Election of Township

XI. Any Councillor elected to serve in the Township Council of the said Township of North Dumfries 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 Township of North Dumfries aforesaid, 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.

Councillor, in the place of any such residing in the said Village.

XII. The Officers of the said Council of the Township of North Dumfries 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.

Township Officers not to collect taxes in the Village during 1857: how the Village taxes for this year shall be raised.

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 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 same Village, and the names of the owners thereof.

Copy of part of Township Assessment Roll to be furnished to the Village Clerk.

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 said Village, and the expenses of furnishing any documents, or copies of papers or 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.

As to expenses of papers, &c., required under this Act.

XV. Any of the monies of the said Township which shall have been expended within the limits of the said Village for the benefit thereof, since the first day of January last, shall be accounted for and repaid to the Council of the said Township, by the said Village Council.

As to Township monies expended in 1857 in the Village.

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

Inconsistent enactments repealed.

XVII. This Act shall be a public Act.

Public Act.