

THIRD SESSION

THIRTY-SECOND LEGISLATURE

NATIONAL ASSEMBLY OF QUÉBEC

Bill 204

(PRIVATE)

An Act respecting the town of Kirkland

First reading

Second reading

Third reading



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WHEREAS it is in the interest of the town of Kirkland that its charter, chapter 131 of the statutes of 1960-1961, and the Acts amending it, be again amended;

HER MAJESTY, with the advice and consent of the National Assembly of Québec, enacts as follows:

1. Section 115 of the Act respecting land use planning and development (1979, chapter 51) is amended for the town of Kirkland by replacing paragraph 8 by the following paragraph:

“(8) to require, as a precondition to the approval of a plan relating to a cadastral operation, other than a cancellation or a correction, whether it provides for streets or not, that the owner convey to the municipality, for park or playground purposes, an area of land not exceeding ten per cent of the land comprised in the plan and situated at a place which, in the opinion of the council, is suitable for the establishment of parks or playgrounds; or that the owner, instead of conveying such area of land, pay a sum not exceeding ten per cent of the value entered on the valuation roll regarding the land comprised in the plan, notwithstanding the application of section 214 or 217 of the Act respecting municipal taxation and providing amendments to certain legislation (1979, chapter 72), or that he make this contribution partly in land and partly in money; the proceeds of such payment must be paid into a special fund which may be used only for the purchase or development of lands for parks and playgrounds, and the lands conveyed to the municipal corporation under this paragraph shall not be used except for parks or playgrounds; the municipality may, however, dispose, for a consideration, by auction, public tenders or in any other manner approved by the Commission municipale du Québec, of lands it has acquired under this paragraph if they are no longer

required for the purposes of establishing parks or playgrounds, notwithstanding any restriction regarding the use or destination of such lands imposed by a contractual or other stipulation or by the application of article 551 of the Civil Code, and the proceeds must be paid into that special fund;”.

2. If they are no longer required for the purposes of establishing parks or playgrounds, and notwithstanding any restriction regarding their use or destination imposed by a contractual or other stipulation or by the application of article 551 of the Civil Code, the town may dispose, for a consideration, by auction, public tenders or in any other manner approved by the Commission municipale du Québec, of lots 162-5-13, 157-20, 156-87, 167-9, 167-19, 167-20 and 168-64 of the cadastre of the parish of Pointe-Claire.

The proceeds of the disposition must be paid into a special fund which may be used only for the purchase or development of lands for parks or playgrounds.

3. The servitude of right of way on lot 164-61-1 of the cadastre of the parish of Pointe-Claire, established by the deposit and registration of the plan and book of reference creating that lot, in favour of the contiguous and neighbouring subdivisions appearing on that plan, is extinguished; the registration of that servitude is cancelled upon deposit of a true copy of this Act.

4. The town is authorized to acquire, by agreement or expropriation, any part of lot 171 of the cadastre of the parish of Pointe-Claire, and dispose of it in accordance with paragraph 2 of subsection 1 of section 28 of the Cities and Towns Act (R.S.Q., chapter C-19).

5. Section 460 of the Cities and Towns Act (R.S.Q., chapter C-19) is amended, for the town of Kirkland,

(1) by replacing paragraph 3 by the following paragraph:

“(3) To license, regulate, or prohibit pin-ball machines, electronic games, billiards, pool, pigeon-hole tables, bagatelle boards, bowling alleys, shooting galleries and games arcades;”

(2) by adding, after paragraph 23, the following paragraphs:

“(24) To license, regulate, or prohibit shops where articles of an erotic character are sold or offered for sale;

“(25) To license, regulate, or prohibit massage parlours.”

6. This Act comes into force on the day of its sanction.