

NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

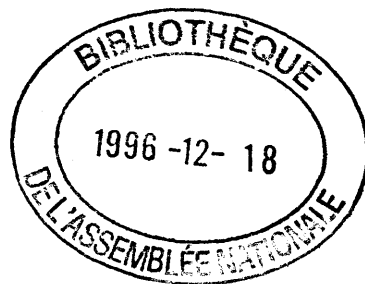
Bill 250

(Private)

**An Act respecting Municipalité régionale de
comté de Charlevoix-Est and Municipalité de
la rivière Malbaie**

Introduction

**Introduced by
Mr Rosaire Bertrand
Member for Charlevoix**



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Bill 250

(Private)

AN ACT RESPECTING MUNICIPALITÉ RÉGIONALE DE COMTÉ DE CHARLEVOIX-EST AND MUNICIPALITÉ DE LA RIVIÈRE MALBAIE

WHEREAS Municipalité de la rivière Malbaie and Municipalité régionale de comté de Charlevoix-Est wish to participate jointly in the revival of the Mont-Grand-Fonds ski resort established in the territory of Municipalité de la rivière Malbaie;

Whereas those municipalities have acquired the ski resort in undivided co-ownership;

Whereas it is necessary that certain powers be granted to those municipalities to enable them to participate in the revival of the activities of the Mont-Grand-Fonds ski resort;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

- 1.** Municipalité de la rivière Malbaie and Municipalité régionale de comté de Charlevoix-Est may, for the joint operation of the Mont-Grand-Fonds ski resort, have undivided ownership of the immovable situated in the territory described in the schedule.
- 2.** For the purposes of section 1, at the time of the awarding of contracts, the population of Municipalité régionale de comté de Charlevoix-Est shall be the population taken into consideration in determining the rules to apply.
- 3.** The municipalities shall make an agreement to fix their respective rights and obligations with respect to the undivided ownership and the operation of the ski resort.

Article 688.4 of the Municipal Code of Québec (R.S.Q., chapter C-27.1), adapted as required, shall apply to the agreement, in particular as concerns undivided ownership.

The agreement must be approved by the Minister of Municipal Affairs.

- 4.** By-law 276 of Municipalité de la rivière Malbaie, passed on 16 January 1994, ordering the borrowing of \$150,000 may not be invalidated on the ground that the municipality was not empowered to acquire the ski resort jointly with Municipalité régionale de comté de Charlevoix-Est.

- 5.** The share established by Municipalité régionale de comté de Charlevoix-Est under Resolution 95-12-29 passed on 13 December 1995 may not be invalidated on the ground that it was not the subject of a by-law or that the regional county municipality was not empowered to establish it.
- 6.** Municipalité régionale de comté de Charlevoix-Est may, from 10 February 1955 acquire, develop, maintain or manage an airport in its territory.
- 7.** No agreement, contract, by-law and resolution made by the regional county municipality in respect of the airport mentioned in section 6 may be challenged on the ground that the regional county municipality was not empowered to make it.
- 8.** The Act to grant to the county corporation of Charlevoix-East and to the county corporation of Charlevoix-West certain powers to construct and operate an airport (1954-55, chapter 102) is repealed.
- 9.** Section 1 has effect from 12 November 1996.
- 10.** This Act comes into force on (*insert here the date of assent to this Act*).

SCHEDULE

DESCRIPTION OF SEVENTEEN PARCELS OF LAND ON PART OF LOTS 600 TO 607 OF THE OFFICIAL CADASTRE OF PAROISSE DE SAINT-FIDÈLE, REGISTRATION DIVISION OF CHARLEVOIX NO. 1, MUNICIPALITÉ DE RIVIÈRE-MALBAIE.

The parcels of land are described as follows:

1: PART OF LOT 600

PERIMETER 1-2-4-5-6-1

A parcel of land, irregular in shape, forming part of lot 600, bounded and described as follows: northeasterly by part of lot 601, measuring 1,154 metres between 4-5; easterly by part of lot 661, measuring 191 metres along a sinuous line between 5-6-1; southwesterly by part of lot 599, measuring 1,146 metres between 1-2; westerly by part of lot 600 (Chemin des Loisirs), measuring 191.81 metres between 2-4; comprising an area of 202,791 square metres.

2: PART OF LOT 600

PERIMETER 7-8-9-10-11-12-13-14-7

A parcel of land, irregular in shape, forming part of lot 600, bounded and described as follows: northeasterly by part of lot 601, measuring 110 metres between 13-14; easterly by part of lot 600 (Chemin des Loisirs), measuring 191.66 metres between 7-14; southwesterly by part of lot 599, measuring 118 metres between 7-8; westerly, northerly and southwesterly by Rivière Comporté, measuring 314 metres along a sinuous line between 8-9-10-11-12-13; comprising an area of 11,935 square metres.

3: PART OF LOT 601

PERIMETER 5-4-16-17-18-5

A parcel of land, irregular in shape, forming part of lot 601, bounded and described as follows: northeasterly by part of lot 602, measuring 1,216 metres between 17-18; southeasterly by part of lot 661, measuring 177 metres along a sinuous line between 5-18; southwesterly by part of lot 600, measuring 1,154 metres between 4-5; westerly by part of lot 601 (Chemin des Loisirs), measuring 17.17 metres between 4-16 and 163.16 metres between 16-17; comprising an area of 208,117 square metres.

4: PART OF LOT 601

PERIMETER 14-13-19-20-21-22-14

A parcel of land, irregular in shape, forming part of lot 601, bounded and described as follows: northeasterly by part of lot 602, measuring 50 metres

between 20-21; easterly by part of lot 601 (Chemin des Loisirs), measuring 167.34 metres between 21-22 and 12.65 metres between 22-14; southwesterly by part of lot 600, measuring 110 metres between 14-13; northerly and westerly by Rivière Comporté, measuring 208 metres along a sinuous line between 13-19-20; comprising an area of 11,539 square metres.

5: PART OF LOT 602

PERIMETER 17-23-24-25-26-27-18-17

A parcel of land, irregular in shape, forming part of lot 602, bounded and described as follows: westerly by part of lot 602 (Chemin des Loisirs), measuring 30.87 metres between 17-23 and by part of lot 602, measuring 92 metres between 25-26; northwesterly by part of lot 602, measuring 64 metres between 24-25; northeasterly by part of lot 603, measuring 1,050 metres between 26-27; easterly by part of lot 661, measuring 178 metres along a sinuous line between 18-27; southwesterly by part of lot 601, measuring 1,216 metres between 17-18; comprising an area of 186,557 square metres.

6: PART OF LOT 602

PERIMETER 21-20-28-29-30-31-21

A parcel of land, irregular in shape, forming part of lot 602, bounded and described as follows: northeasterly by part of lot 603, measuring 45 metres between 30-31; easterly by part of lot 602 (Chemin des Loisirs), measuring 177.82 metres between 31-21; southwesterly by part of lot 601, measuring 50 metres between 20-21; westerly, northwesterly and northerly by Rivière Comporté, measuring 219 metres along a sinuous line between 20-28-29-30; comprising an area of 6,713 square metres.

7: PART OF LOT 603

PERIMETER 32-33-34-27-32

A parcel of land, irregular in shape, forming part of lot 603, bounded and described as follows: northwesterly by part of lot 603, measuring 175.38 metres between 32-33; northeasterly by part of lot 604, measuring 837 metres between 33-34; easterly by part of lot 661, measuring 206 metres along a sinuous line between 27-34; southwesterly by part of lot 603, measuring 945 metres between 27-32; comprising an area of 156,247 square metres.

8: PART OF LOT 603

PERIMETER 31-30-35-36-37-38-39-40-41-42-31

A parcel of land, irregular in shape, forming part of lot 603, bounded and described as follows: northeasterly by part of lot 603 (road leading to Montagne Noire), measuring 43.01 metres between 37-38, 53.06 metres between 38-39

and by Chemin des Loisirs on part of lot 603, measuring 38.91 metres between 39-40 and 34.73 metres between 40-41; easterly by part of lot 603 (Chemin des Loisirs), measuring 45.30 metres between 41-42 and 94.33 metres between 42-31; southwesterly by part of lot 602, measuring 45 metres between 31-30; northwesterly, southwesterly and westerly by Rivière Comporté, measuring 335 metres along a sinuous line between 30-35-36-37; comprising an area of 17,339 square metres.

9: PART OF LOT 603

PERIMETER 43-44-45-43

A parcel of land, irregular in shape, forming part of lot 603, bounded and described as follows: westerly by Rivière Comporté, measuring 8 metres along a sinuous line between 43-44; northeasterly by part of lot 604, measuring 41.51 metres between 44-45; southerly by part of lot 603 (road leading to Montagne Noire), measuring 40.72 metres between 43-45; comprising an area of 164 square metres.

10: PART OF LOT 604

PERIMETER 34-46-47-48-49-50-51-52-34

A parcel of land, irregular in shape, forming part of lot 604, bounded and described as follows: westerly and southwesterly by part of lot 604 (Chemin des Loisirs), measuring 13.43 metres between 46-47 and 53.58 metres between 47-48 southwesterly and 18.78 metres between 48-49, 36.86 metres between 49-50 and 117.45 metres between 50-51 westerly; northeasterly by part of lot 605, measuring 1,150 metres between 51-52; easterly by part of lot 661, measuring 266 metres along a sinuous line between 34-52; southwesterly by part of lot 603, measuring 1,210 metres between 34-46; comprising an area of 211,701 square metres.

11: PART OF LOT 604

PERIMETER 53-54-45-44-55-56-57-58-59-60-61-53

A parcel of land, irregular in shape, forming part of lot 604, bounded and described as follows: northeasterly by part of lot 605, measuring 541 metres between 57-58; easterly and northeasterly by part of lot 604 (Chemin des Loisirs), measuring 121.32 metres between 58-59, 38.68 metres between 59-60 and 22.14 metres between 60-61 easterly and 36.48 metres between 61-53 northeasterly; southwesterly by part of lot 604 (road leading to Montagne Noire), measuring 33.30 metres between 53-54, 2.84 metres between 45-54 and by part of lot 603, measuring 41.51 metres between 45-44; westerly and southwesterly by Rivière Comporté, measuring 705 metres along a sinuous line between 44-55-56-57; comprising an area of 53,744 square metres.

12: PART OF LOT 605

PERIMETER 51-62-63-64-65-52-51

A parcel of land, irregular in shape, forming part of lot 605, bounded and described as follows: northeasterly by part of lot 606, measuring 1,010 metres between 64-65; easterly by part of lot 661, measuring 277 metres along a sinuous line between 65-52; southwesterly by part of lot 604, measuring 1,150 metres between 52-51; westerly by part of lot 605 (Chemin des Loisirs), measuring 34.18 metres between 51-62, 131.14 metres between 62-63 and 25.52 metres between 63-64; comprising an area of 189,597 square metres.

13: PART OF LOT 605

PERIMETER 58-57-66-67-68-69-70-58

A parcel of land, irregular in shape, forming part of lot 605, bounded and described as follows: northeasterly by part of lot 606, measuring 551 metres between 67-68; easterly by part of lot 605 (Chemin des Loisirs), measuring 28.68 metres between 68-69; 131.54 metres between 69-70 and 30.51 metres between 70-58; southwesterly by part of lot 604, measuring 541 metres between 58-57; westerly and northwesterly by Rivière Comporté, measuring 218 metres along a sinuous line between 57-66-67; comprising an area of 98,122 square metres.

14: PART OF LOT 606

PERIMETER 64-71-72-73-74-75-76-65-64

A parcel of land, irregular in shape, forming part of lot 606, bounded and described as follows: northeasterly by part of lot 607, measuring 950 metres between 75-76; easterly by part of lot 661, measuring 250 metres along a sinuous line between 65-76; southwesterly by part of lot 605, measuring 1,010 metres between 64-65; westerly by part of lot 606 (Chemin des Loisirs), measuring 24.48 metres between 64-71, 36.93 metres between 71-72, 32.64 metres between 72-73, 81.47 metres between 73-74, 38.87 metres between 74-75; comprising an area of 169,688 square metres.

15: PART OF LOT 606

PERIMETER 68-67-77-78-79-80-81-82-83-68

A parcel of land, irregular in shape, forming part of lot 606, bounded and described as follows: northeasterly by part of lot 607, measuring 463 metres between 78-79; easterly by part of lot 606 (Chemin des Loisirs), measuring 47.36 metres between 79-80, 80.26 metres between 80-81, 31.32 metres between 81-82, 35.95 metres between 82-83 and 21.53 metres between 83-68; southwesterly by part of lot 605, measuring 551 metres between 68-67; westerly by Rivière Comporté, measuring 189 metres along a sinuous line between 67-77-78; comprising an area of 89,242 square metres.

16: PART OF LOT 607

PERIMETER 75-84-85-86-87-88-89-90-91-92-76-75

A parcel of land, irregular in shape, forming part of lot 607, bounded and described as follows: northeasterly by part of lot 608, measuring 1,015 metres between 91-92; easterly by part of lot 661, measuring 253 metres along a sinuous line between 92-76; southwesterly by part of lot 606, measuring 950 metres between 75-76 and by part of lot 607 (Chemin des Loisirs), measuring 33.47 metres between 75-84, 27.26 metres between 84-85, 36.61 metres between 85-86, 43.12 metres between 86-87, 58.15 metres between 87-88, 62.17 metres between 88-89, 23.77 metres between 89-90 and 24.93 metres between 90-91; comprising an area of 175,672 square metres.

17: PART OF LOT 607

PERIMETER 79-78-93-94-95-96-97-98-99-100-101-102-103-79

A parcel of land, irregular in shape, forming part of lot 607, bounded and described as follows: northeasterly by part of lot 608, measuring 315 metres between 95-96 and by part of lot 608 (Chemin des Loisirs), measuring 30.64 metres between 96-97, 25.23 metres between 97-98, 63.22 metres between 98-99, 59.58 metres between 99-100, 40.46 metres between 100-101, 35.89 metres between 101-102, 25.32 metres between 102-103 and 23.48 metres between 103-79; southwesterly by part of lot 606, measuring 463 metres between 78-79; westerly by Rivière Comporté measuring 230 metres along a sinuous line between 78-93-94-95; comprising an area of 64,174 square metres.

NOTE:

The dividing line between lots 600 and 607 of lot 661 was placed according to the scale of the cadastre and Rivière Comporté was placed according to Plan 1 : 20000 of the Ministère des Ressources naturelles du Québec.

Distances are in metres (SI).

The whole as shown on the plan prepared on 31 August 1995 and bearing No. 13053 of the minutes of Gualbert Tremblay, land surveyor.