

1983, chapter 60

## AN ACT TO AMEND THE CHARTER OF THE CITY OF SAINTE-FOY

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### **Bill 225**

Introduced by Mr Raymond Brouillet

First reading: 31 May 1983

Second reading: 21 December 1983

Third reading: 21 December 1983

**Assented to: 21 December 1983**

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**Coming into force: 21 December 1983**

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### **Act amended:**

Charter of the city of Sainte-Foy (1976, chapter 56)





## CHAPTER 60

### An Act to amend the Charter of the city of Sainte-Foy

[Assented to 21 December 1983]

Preamble WHEREAS it is in the interest of the city of Sainte-Foy that its charter, chapter 56 of the statutes of 1976, amended by chapter 38 of the statutes of 1981, be again amended;

#### THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. C-19, s. 320, replaced for the city  
Holiday **1.** Section 320 of the Cities and Towns Act (R.S.Q., chapter C-19) is replaced for the city by the following section:  
“**320.** If the day fixed for a regular sitting falls upon a holiday, the sitting shall be held on the next juridical day unless the council decides, by resolution, to hold the sitting within seven days after the holiday.”

c. C-19, s. 460, am. for the city **2.** Section 460 of the said Act is amended for the city by adding, after paragraph 22, the following paragraphs:

Sex shops “(23) To regulate shops where articles of an erotic character are sold or offered for sale;

Massage parlours “(24) To regulate massage parlours.”

c. C-19, s. 617.1, added for the city **3.** The said Act is amended for the city by inserting, after section 617, the following section:

Adjournment “**617.1** In the absence of the judge of the Municipal Court, the clerk of the court may adjourn any case appearing on the roll of the court; in no case may such an adjournment exceed thirty days.

- Signature      Every time the signature of the clerk or deputy-clerk of the Municipal Court is legally required, his name may be engraved, lithographed or printed.”
- 1976, c. 56,  
a. 28,  
replaced      **4.** Section 28 of the Charter of the city of Sainte-Foy (1976, chapter 56) is replaced by the following section:
- Acquisition  
of  
immovables      “**28.** The city is authorized to acquire, by agreement or expropriation, any immovable the acquisition of which is considered appropriate for land bank or housing purposes and for works related to those purposes, and any immovable that is obsolete or the occupancy of which is harmful.
- Territory      The city may exercise the powers provided in the first paragraph within its territory.
- Restriction      This section applies subject to the Act to preserve agricultural land (R.S.Q., chapter P-41.1).
- Applicability      This section does not apply to the acquisition of immovables for industrial purposes.
- Powers      The city is authorized to hold, lease and manage the immovables acquired under the first paragraph. It may equip those immovables and instal thereon the necessary public services; it may also demolish or restore buildings and other works erected thereon or construct thereon new buildings for purposes of housing, recreation, amusement and other accessory purposes.
- Powers      The city is authorized to exercise the powers provided in the fifth paragraph in respect of immovables that it already owns.
- Alienation      The city may alienate the immovables on such conditions as it may determine, with the approval of the Commission municipale du Québec, provided that the price of alienation is sufficient to cover all the expenses relating to the immovable concerned including those incurred for restoration, demolition and construction, where such is the case.
- Alienation      The city may alienate, gratuitously or for a price less than the price determined in this section, such an immovable or building in favour of the Government, a government agency, a school corporation, its municipal housing bureau or any other non-profit body; in the latter case, the authorization of the Commission municipale du Québec is required.
- Alienation      The city may also alienate, for housing purposes, such an immovable or building for an amount less than the real value of the immovable or the cost of its acquisition if the alienation is made by public auction or public tenders.

**Sale** The city may, by resolution, sell, at the price approved by the Commission municipale de Québec, to the corporation constituted under the eleventh paragraph, any immovable that it has acquired under this section or that it already owns.

**Loans and subsidies** The city may borrow, by a by-law approved in the same manner as a loan by-law pursuant to the Act that governs the municipality, the sums necessary, and apply for the subsidies provided for by law for the exercise of those powers and for the purposes of making a loan to the corporation constituted under the eleventh paragraph.

**Non-profit corporation** On an application by the city, the Government may issue, on such conditions as it may determine, letters patent under the Great Seal of Québec incorporating a person as a non-profit corporation having as its object the acquisition of housing for persons or families other than those of low or moderate income contemplated in section 57 of the Act respecting the Société d'habitation du Québec (R.S.Q., chapter S-8) and the exercise of the other powers that this section confers on the city.

**Letters patent** The letters patent must mention the name of the corporation, the location of its head office, its powers, rights and privileges and the rules respecting the exercise of its powers and the appointment of its members and directors.

**Issue** Notice of the issue of the letters patent must be published in the *Gazette officielle du Québec*.

**Supplementary letters patent** On an application by the corporation constituted under this section, the Government may issue supplementary letters patent for the purpose of amending the content of the letters patent contemplated in the twelfth paragraph. Notice of the issue of the supplementary letters patent must be published in the *Gazette officielle du Québec*.

**Powers** A corporation so constituted has, among other powers, those of a corporation constituted by letters patent under the Great Seal of Québec, is a mandatory of the city and is deemed a municipal corporation for the purposes of the Act respecting the Ministère des Affaires intergouvernementales (R.S.Q., chapter M-21)."

**Presumption** **5.** Immovables acquired by the city under section 28 of chapter 56 of the statutes of 1976 are deemed to have been acquired under section 4 of this Act.

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