

**MINUTES  
VILLAGE OF NORTH HATLEY  
SEPTEMBER 27, 2018**

AT A SPECIAL MEETING of Municipal Council held at the Municipal Office at 6 p.m. on September 27, 2018

PRESENT are the following councillors:

- |                           |                  |
|---------------------------|------------------|
| 1. Pauline Farrugia       | 4. Elizabeth Fee |
| 2. Marcelle Davis Gerrish | 5.               |
| 3. Guy Veillette          | 6.               |

ABSENT: Alexandre-Nicolas LeBlanc

QUORUM is present with Mayor Michael Page presiding.

ALSO PRESENT is Daniel Décary, Director-General and Secretary-Treasurer

The Notice of Meeting was given as required by law, to Council members not present at the opening of the Meeting.

**AGENDA**

1. Adoption of the Agenda
2. Question Period
3. Expropriation for easement, lot 4 028 643
4. Demolition Committee – Appointment of Members
5. Meeting Adjourned

**2018-09-27.01**

**ADOPTION OF THE AGENDA**

UPON PROPOSAL DULY MOVED BY MARCELLA DAVIS GERRISH  
THE COUNCILLORS UNANIMOUSLY RESOLVE

THAT the Agenda be adopted as presented.

PASSED

**2018-09-27.02**

**QUESTION PERIOD ON ISSUES LISTED ON THE AGENDA**

NO QUESTIONS.

**2018-09-27.03**

**EXPROPRIATION FOR EASEMENT, LOT 4 028 643**

WHEREAS the Municipality is the owner of a sewer line that crosses lot 4 028 643 of the Quebec land register, the property of Linda Labrecque;

WHEREAS the sewer line was installed in the 1990s on the said land that was at the time the property of the Massawippi Valley Railway Company;

WHEREAS in 1991, the Municipality had obtained from the Massawippi Valley Railway Company a permanent easement for a water and sewer system on the property of the said railway company;

WHEREAS the Municipality acquired the piece of land on August 7, 1997 from the Massawippi Valley Railway Company;

WHEREAS the Municipality, on November 13, 1997, sold lot number 1613-1 on the Canton de Hatley land register to James Ross, Mary Lynn Boys and Shirley Stevenson without reserving an easement for the water and sewer system located on the said lot;

WHEREAS on April 29, 2005, Mary Lynn Boys sold the said lot to Patrick Downey and Linda Labrecque;

WHEREAS the current owners of the said property are contesting the presence of the sewer line and demand that the Municipality remove the sewer line from their property;

WHEREAS the sewer line serves properties located inside the boundaries of the Municipality as well as structures owned in the neighbouring municipality, Canton de Hatley, by virtue of an intermunicipal agreement;

WHEREAS on July 23, 2014, the Municipality undertook the process of expropriation;

**MINUTES  
VILLAGE OF NORTH HATLEY  
SEPTEMBER 27, 2018**

WHEREAS the Municipality wishes to modify the easement to be expropriated in terms of how it was initially planned and described in the notice of expropriation;

WHEREAS a land survey for the new easement to be expropriated was carried out by Danick Lessard, land surveyor, on September 6, 2018, number 10 093 Minutes of boundary determination;

UPON PROPOSAL DULY MOVED BY MARCELLA DAVIS GERRISH  
THE COUNCILLORS UNANIMOUSLY RESOLVE

THAT the 'WHEREAS' form an integral part of the present resolution;

THAT the Municipality modify the easement to be expropriated for passage of the existing sewer line, as outlined in more detail in the technical description by Danick Lessard, land surveyor, on September 6, 2018, number 10 093 Minutes of boundary determination;

THAT the Municipality mandate Me Audrey Toupin-Couture, at Monty Sylvestre, conseillers juridiques inc., to undertake the process required in accordance with the law to modify the easement to be expropriated and to represent the Municipality in this file;

THAT Secretary-Treasurer, Daniel Décary, forward a certified copy of the present resolution to the Municipality of the Canton de Hatley and to the Ministre de l'environnement, du développement durable et de la lutte aux changements climatiques notifying them of the present Council decision.

PASSED

**2018-09-27.04**

**DEMOLITION COMMITTEE – APPOINTMENT OF MEMBERS**

WHEREAS there are provisions under By-law 2018-608 – By-law on the demolition of buildings on the territory of the Municipality of the Village of North Hatley;

WHEREAS as such a demolition committee must be formed and consist of three members from the municipal Council, of which one will be President;

UPON PROPOSAL DULY MOVED BY PAULINE FARRUGIA  
THE COUNCILLORS UNANIMOUSLY RESOLVE

THAT Councillors Guy Veillette, Elizabeth Fee and Alexandre-Nicolas LeBlanc be appointed members of the Demolition Committee;

THAT Councillor Alexandre-Nicolas LeBlanc be designated as President of the said committee;

PASSED

**2018-09-27.05**

**MEETING ADJOURNED**

At 6:15 p.m., all issues on the Agenda having been addressed;

UPON PROPOSAL DULY MOVED BY ELIZABETH FEE  
THE COUNCILLORS UNANIMOUSLY RESOLVE

That the meeting be concluded and adjourned.

PASSED

\_\_\_\_\_  
Michael Page  
Mayor

\_\_\_\_\_  
Daniel Décary  
Director-General and Secretary-Treasurer

I, Michael Page, confirm that the signing of these Minutes is equivalent to the signing by me of all the resolutions contained herewith in accordance with Article 142 (2) of the Municipal Code.

**MINUTES  
VILLAGE OF NORTH HATLEY  
SEPTEMBER 27, 2018**

event of a discrepancy between the French and the English documents, the French will prevail. E.&O.