

BILL

No. 3 of 1935.

An Act to amend The Lethbridge City Charter.

(Assented to _____, 1935.)

WHEREAS the City of Lethbridge has prayed for certain amendments to *The Lethbridge City Charter*, being Chapter 75 of the Statutes of Alberta, 1928; and

Whereas, it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

The Lethbridge City Charter, being Chapter 75 of the Statutes of Alberta, 1928, is hereby amended as follows:

1. Section 4 of Title V is amended by adding at the end of such section, immediately following the form prescribed therein, the words "The day named in such notice shall be the first Monday in December in each year".

2. Section 6 of Title V is amended by adding at the end of such section, the words "and shall also be accompanied by a statutory declaration of the person named in such nomination that he is eligible for election as councillor which said statutory declaration shall be in the following form, namely:

"CANADA }
"PROVINCE OF ALBERTA } "I, _____ of the City
of Lethbridge in the Province of
Alberta, _____ do solemnly
declare:

"1. That I am of the full age of twenty-one years.

"2. That I am a British subject.

"3. That I am able to read and write.

"4. That I have resided within the City of Lethbridge for one year preceding the date of the election at which I am a candidate for the office of councillor of the said City and that my name appears on the voters' list for the last previous election.

"5. That I am not subject to any disqualification for election to the said office.

"And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of *The Canada Evidence Act*.

"Declared before me at _____ }
in the Province of Alberta, this }
_____ day of _____ }
A.D. 19.... } ("Signature of Candidate)

.....
"A Commissioner for Oaths."

3. Title XVIII is amended by adding after Section 2 the following section as Section 3:

“3. The council may by resolution appoint some member of the Law Society of Alberta, resident in the City to act as city solicitor during any absence or incapability of the city solicitor, who during such period shall perform the duties and exercise the powers of the city solicitor, and whose remuneration shall be fixed by resolution of the council and who shall make and subscribe the declaration of office prescribed by Title XXI, section 1, before entering upon the duties of such office.”

4. Section 5 of Title XXXI is amended by striking out the form of assessment roll therein and substituting therefor the following:

ASSESSMENT ROLL, for the year 19....., City of Lethbridge.	No. of assessment.
	Name of ratepayer.
	Post Office address.
	Public or Separate School Supporter.
	Brief description of taxable property.
	Actual value of each parcel or lot exclusive of buildings.
	Value of buildings as per By-law.
	Value of personal property.
	Income.
	Total amount of assessment.
	Date of assessment.
	Date of delivery or posting of notice.

5. Section 6 of Title XXXIV is amended by striking out said section 6 and substituting the following therefor:

“6. The council may by by-law allow a discount for the payment of the aforesaid taxes or any part thereof or any instalment thereof on or before the day or days therein named, or may impose penalties on taxes not paid on the dates mentioned in the said by-law, provided that such penalties shall not exceed ten per cent in any year, and may impose an additional percentage charge not exceeding one per cent per month for non-payment by the thirty-first day of December in each year on which the same were imposed, and such additional percentage shall be added to any unpaid amount of taxes or assessments or rate or instalment and collected by the city assessor by distraint or otherwise, as if it had been originally imposed by by-law.”

6. Section 8 of Title XXXIV is hereby struck out.

7. Section 15 of Title XXXIV is hereby amended by striking out clause (a) of said section 15 and substituting the following therefor:

“(a) Upon the goods and chattels of the person taxed wherever found within the Province of Alberta.”

8. Section 25 of Title XXIV is amended by adding thereto immediately after subsection (1) of said section 25, the following subsections to be subsections (1a), (1b) and (1c) of said section 25:

“(1a) The council may by by-law require that during the whole or any part of the year all or any class or classes of shops shall be closed and remain closed on any one day of the week after the hour of 12 o'clock noon or such later hour as may be deemed advisable.

“(1b) The council may by by-law require that all or any class or classes of shops shall be closed and remain closed on a ‘public holiday’ and the expression ‘public holiday’ shall mean and include New Year’s Day, Good Friday, Victoria Day, Dominion Day, Labour Day, Thanksgiving Day, Remembrance Day, Christmas Day, and any other day or part of a day except Easter Monday which by Act of the Parliament of Canada or by the Alberta Legislature or by proclamation of the Governor General of Canada, the Lieutenant Governor of Alberta or the Mayor of the City of Lethbridge is made or declared to be a public or civic holiday.

“(1c) The mayor when authorized so to do by resolution of the City Council shall have power to proclaim any day or part of a day as a civic holiday within the city, but no more than two such civic holidays shall be proclaimed in any one calendar year.”

9. Section 25 of Title XXIV is further amended by adding thereto immediately after subsection (11) of said section 25 the following subsection to be subsection (12) of said section 25:

“(12) This section shall not apply to garages duly licensed under the provisions of *The Vehicles and Highway Traffic Act, 1924*, but shall apply to all other shops, buildings, portions of buildings, booths, stalls, places or premises where or wherein gasoline or any other motor fuel, motor oil or automobile supplies or accessories are exposed or offered for sale by retail.”

10. Section 3 of Title III as amended by section 1 of chapter 70 of the Statutes of Alberta, 1929, is further amended by striking out all the words which were added to said section 3 by the said amendment of the year 1929, and substituting for the words thus struck out the following words: “and such mayor shall hold office until the opening of the meeting of the council at which his successor is required to be elected”.

11. This Act shall come into force on the day upon which it is assented to.

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V
1935

BILL

An Act to amend The Lethbridge
City Charter.

Received and read the

First time.....

Second time.....

Third time.....

MR. SMEATON.

EDMONTON:
W. D. McLEAN, KING'S PRINTER
1935