

BILL

No. 6 of 1935.

An Act to amend the Acts and Ordinances constituting the
Charter of the City of Calgary.

(Assented to _____, 1935.)

WHEREAS the City of Calgary has prayed for certain amendments to Ordinance 33 of 1893, of the North-West Territories and amendments thereto; and

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

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

Ordinance 33 of 1893, North-West Territories and amendments thereto is hereby amended as follows:

1. By adding the following as subsection (30a) of section 9 thereto:

“(30a) The Council of the City of Calgary is hereby empowered to pass a by-law or by-laws regulating the conduct and privileges of canvassers for candidates and agents of candidates at Municipal Elections in the City of Calgary, and such power shall be deemed to include the right to prohibit or restrict the activities of such agents or canvassers in, at or near any polling booth in the said City.”

2. By adding the following as subsection (34i) of section 117.

“(34i) The Council may license as a Special Class, transient musicians, styling themselves or operating as dance orchestras, and may fix the fee according to the number of performances or performers or otherwise and may define the term ‘transient musicians’.”

3. By adding the following as section 312 thereto:
“**312.** The Council may pass by-laws to prohibit, license, classify, or regulate—

“(a) slot machines or devices operated by the insertion of a coin, slug, or disc, or operated by any means whatsoever;

“(b) vending machines or devices operated by any means whatsoever for the purpose of selling, exchanging or disposing of any money, coin, article or thing or of any goods, wares or merchandise of any kind or description;

“(c) Any person, firm, company or corporation in the ownership, use, renting, keeping or maintaining of any of said slot machines, vending machines or devices—

“And the Council shall have power in any by-law to specify, define or classify the said slot machines, vending machines or devices according to any method or system of classification whatsoever, including power to authorize the seizure and destruction of any machine or device used, rented, kept, or maintained in contravention of the provisions of any such by-law.”

4. By adding the following as section 313 thereto:

“**313.** (a) For the purpose of capitalizing a part of the expenditure incurred or to be incurred by the City in the year 1935, on account of direct relief or unemployment relief, which part shall not exceed \$250,000.00, the council may, without the assent of the ratepayers, by a by-law passed by a majority of all those who are for the time being members of the council, provide for the issuance and sale of debentures, bills, notes or other securities of the City in such form, upon such terms as to the place of payment, rate of interest and redemption, and for such period not exceeding ten years from the date of issue thereof as may be specified in the by-law.

“(b) A recital in any by-law that any expenditures specified therein have been incurred or are to be incurred for direct relief or unemployment relief shall be conclusive evidence of the fact.

“(c) All loans made hereunder are hereby declared to be temporary loans only and shall form no part of the general debt of the City within the meaning of the sections of *The Calgary Charter* limiting the borrowing powers of the City.

“(d) Any debentures, bills, notes or other securities issued pursuant to this Act shall be a valid and binding charge upon the City of Calgary and the ratepayers thereof, and shall not be open to question in any court on any ground whatsoever.”

5. By adding the following as section 314 thereto:

“**314.**—(1) Lots 1 to 3 and Lots 38 to 40 in Block 4, according to a plan of part of the City of Calgary of record in the Land Titles Office for the South Alberta Land Registration District as Plan 2865 A.C., Calgary, together with all that portion of the south-east quarter of section 10 Township 24, Range 1, west of the Fifth Meridian, in the Province of Alberta, described as follows: Commencing at the point of intersection of the western boundary of said quarter section with the northern boundary of Block 1 as said Block is shown on a plan of record in the Land Titles Office as Calgary 6452 A.V.; thence northerly along said western boundary 124.7 feet; thence north 80 degrees 22 minutes, east 80.8 feet, more or less, to the west boundary

of Victoria Road shown on said plan; thence south along said westerly limit 138.2 feet, more or less, to the said northerly limit of Block 1; thence westerly along said northerly limit to point of commencement, together with that portion of Block 1 according to a plan of part of the City of Calgary, of record in the Land Titles Office for the South Alberta Land Registration District as Victoria Road, Calgary 6452 A.V., which lies to the north of a line drawn parallel with and perpendicularly distant 100 feet south of the north boundary of said Block shall be exempt from the general taxes of the City of Calgary as long as the said land so described is used for the purpose of a Jewish Cemetery.

"(2) All Block 4, according to a plan of part of the City of Calgary, of record in the Land Titles Office for the South Alberta Land Registration District as Plan 6452 A.V. Calgary shall be exempt from the general taxes of the City of Calgary so long as the said land so described is used for the purpose of a Chinese Cemetery."

6. By adding the following as section 315 thereto:

"**315.** From and after the 1st of June, 1935, unless the Council of the City of Calgary shall by by-law otherwise provide, no meat shall be sold or offered for sale for human consumption within the City of Calgary unless the same has been inspected and marked 'approved' by an Inspector appointed by the Government of the Dominion of Canada, pursuant to the provisions of *The Meat and Canned Foods Act*, Revised Statutes of Canada, 1927, Chapter 77."

7. By adding the following as section 316 thereto:

"**316.**—(1) The Council of the City of Calgary may by by-law or by-laws provide that the Sinking Fund Trustees of the City of Calgary shall be responsible for and charged with the custody of all or any moneys held by the City of Calgary in trust, or of any pension funds already or hereafter established for the benefit of any class or classes of civic employees, all or any bequests or trust deposits already or hereafter made for any municipal purpose.

"(2) The said moneys hereinbefore referred to may include what is known as the Perley Bequest for General Hospital purposes; the trust funds of the Police Pension Fund Trustees, the trust funds of the Fire Department Pension Fund Trustees and any other trust funds that may be hereafter created either by bequest, specific deposit or resolution of the City Council but shall not include deposits on electric light, water and other utility accounts.

"(3) In case the necessary by-law is passed it shall be the duty of the Sinking Fund Trustees to maintain in the said funds separately and distinctly and to make an annual return showing the investments that have been made in connection with each such fund and the earnings thereof.

"(4) The earnings and the principal of any moneys, trust fund or deposit so committed to the custody of the Sinking Fund Trustees shall be available for the specific purpose for which any such fund was created or deposit or bequest

made, and shall be payable out both as to principal and interest on the order of the Board or Trustees charged with expenditure of such funds.

“(5) No by-law placing upon the Sinking Fund Trustees the responsibility for the custody and investment of moneys and funds referred to hereinbefore shall be passed unless the Sinking Fund Trustees shall by resolution agree to accept the said custody and the duty of investment and unless also the Trustees or Board specifically charged with the custody, investment and expenditure of such trust funds, bequests or trust deposits shall also agree that the responsibility for the custody and investment of such moneys and trust deposits shall be transferred to and vested in the Sinking Fund Trustees of the City of Calgary.”

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

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V
1935

B I L L

An Act to amend the Acts and Ordinances constituting the Charter of the City of Calgary.

Received and read the

First time

Second time

Third time

MR. WHITE.

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