The City of Cornwall Act, 1978 (No. 2)
CHAPTER 115

An Act respecting the City of Cornwall

Assented to May 8th, 1978

WHEREAS The Corporation of the City of Cornwall hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. In this Act,

(a) "Commission" means The City of Cornwall Pedestrian Mall Commission;

(b) "Corporation" means The Corporation of the City of Cornwall;

(c) "council" means the council of the Corporation.

2. Where council has passed a by-law pursuant to paragraph 110 of subsection 1 of section 354 of The Municipal Act and subject to the approval of the Ontario Municipal Board, the costs of establishing, operating and maintaining a pedestrian promenade in the City of Cornwall shall be apportioned between the Corporation and the owners of property abutting on a pedestrian promenade as the council may prescribe and the owners’ portion of the cost shall be specially assessed upon the lots abutting directly on a pedestrian promenade and the provisions of The Local Improvement Act apply thereto, with necessary modifications.

3.—(1) The corporation known as "The City of Cornwall Pedestrian Mall Commission" incorporated by letters patent dated the 19th day of December, 1977 under The Corporations Act, is hereby continued as a body corporate with the objects set out in the said letters patent.

(2) The Commission shall consist of,
(a) one member of council; and

(b) four members qualified for election to council who are not members of council,

appointed by the council and the members of the Commission shall be its directors.

(3) The member of the Commission who is a member of council shall hold office until the expiration of the term of the council that appointed the member.

(4) The members of the Commission who are not members of council shall hold office as follows:

1. Two first members for a term expiring on the 30th day of November, 1978.

2. One first member for a term expiring on the 30th day of November, 1979.

3. One first member for a term expiring on the 30th day of November, 1980.

4. Members appointed after the expiration of the terms of the first members shall be appointed for a term of three years.

(5) Members of the Commission shall hold office until their successors are appointed and be eligible for reappointment, and, where a person ceases to be a member before the expiration of his term, the council shall appoint another eligible person for the unexpired term of the person who has ceased to be a member.

(6) A by-law passed by the directors of the Commission respecting the remuneration of the directors shall take effect only upon the approval of council.

(7) All the powers, rights, duties, obligations, authorities and privileges conferred on and duties imposed on the Corporation by any general or special Act with respect to the construction, maintenance, operation and management of pedestrian promenades shall be exercised by the Commission subject to such limitations as the council may impose by by-law.

(8) With the consent of the Minister of Housing, the council may, by by-law, dissolve the Commission and the letters patent establishing the Commission shall be
surrendered forthwith to the Minister of Consumer and Commercial Relations.

(9) A by-law passed under subsection 8 shall take effect only upon the filing of a certified copy of the by-law with the Minister of Consumer and Commercial Relations.

(10) Notwithstanding an agreement between Her Majesty in right of Ontario, as represented by the Minister of Housing, and the Corporation, dated the 4th day of November, 1977, upon the dissolution of the Commission, its undertakings, assets and liabilities shall be assumed by the Corporation.

4. This Act comes into force on the day it receives Royal Assent.

5. The short title of this Act is The City of Cornwall Act, 1978 (No. 2).