

**CANADA
PROVINCE OF QUÉBEC
MUNICIPALITY OF LOW**

MINUTES of the regular meeting of members of the Council of the Municipality of Low, held this 1st day of October 2013 at 7:00 p.m. in Heritage Hall, 4A chemin d'Amour, Low, Quebec, J0X 2C0 and presided over by Mayor Morris O'Connor.

Those present are: Councillors Theresa van Erp, Amanda St. Jean, Maureen Rice, Carole Robert, Albert Kealey and Charles Kealey.

The Director General/Secretary-Treasurer Franceska Gnarowski is also present.

(1) OPENING

Quorum is established and the meeting is officially opened by his Worship the Mayor, Morris O'Connor.

(2) QUESTION PERIOD

From 7:00 p.m. to 7:30 p.m.

(3) MINUTES

#159-10-2013

BE IT RESOLVED THAT the minutes of the regular meeting of September 9th, 2013 be adopted as presented.

MOVED BY Councillor Amanda St-Jean

SECONDED BY Councillor Charles Kealey

ADOPTED UNANIMOUSLY

(4) AGENDA

#160-10-2013

BE IT RESOLVED THAT the agenda be adopted as presented and that it remain open.

MOVED BY Councillor Charles Kealey

SECONDED BY Councillor Theresa van Erp

ADOPTED UNANIMOUSLY

(5) BILLS TO BE PAID

#161-10-2013

BE IT RESOLVED THAT the list of invoices #10-2013, totalling \$225,940.24 be hereby accepted as presented;

AND THAT the Director General/Secretary-Treasurer be authorized to make the necessary budgetary arrangements.

It is noted that Councillor Maureen Rice requested additional information regarding expenses incurred during a trip undertaken by the Mayor and the Director General to Shawinigan to visit CLR, the 911 emergency dispatch provider.

MOVED BY Councillor Charles Kealey

SECONDED BY Councillor Theresa van Erp

ADOPTED UNANIMOUSLY

CERTIFICATE

I, undersigned, Director General/Secretary-Treasurer, do hereby certify that funds are available for the expenses mentioned in resolution #161-10-2013, as approved by Council.

Director General/Secretary-Treasurer

(6) ADMINISTRATION

(6.1) MAYOR'S REPORT

The Mayor provides a report on September's activities.

(6.1.1) EXECUTIVE COMMITTEE REPORT

No report

(6.1.2) REQUEST FOR REIMBURSEMENT – MINISTRY OF TRANSPORT

WHEREAS council has approved expenses for work done on Burrough, Lacharity, Sullivan and Pike Lake road for the subsidized amount of \$41,790.50 in conformity with the guidelines of the Ministry of Transport;

WHEREAS the work was executed in conformity with established expenses on roads that are managed by the municipality and that the file has been prepared for auditing;

#162-10-2013

THEREFORE BE IT RESOLVED THAT Council approves the request for reimbursement from the Ministry of Transport.

MOVED BY: Councillor Charles Kealey

SECONDED BY: Councillor Albert Kealey

ADOPTED UNANIMOUSLY

(6.1.3) QUEBEC CHARTER OF VALUES

WHEREAS Council is fundamentally opposed to a charter of values that contradicts the fundamental right to "liberty of conscience and religion" as guaranteed by the *Canadian Charter of Rights and Freedoms*;

WHEREAS the proposed charter contradicts itself in that it protects the cross, symbol of Catholicism, that currently hangs in the National Assembly, Quebec's legislative house;

WHEREAS this proposed charter targets visible minorities and the symbols of their religions;

WHEREAS the proposed charter will continue to sow division among Quebecers of francophone origin and those who are not;

WHEREAS Council is of the opinion that all Quebecers, regardless of origin, make important contributions to Quebec's economy and to the rich cultural fabric of the province;

#163-10-2013

THEREFORE BE IT RESOLVED THAT the council of the Municipality of Low opposes the adoption of the proposed Charter of Quebec Values.

MOVED BY: Councillor Albert Kealey

SECONDED BY: Councillor Maureen Rice

ADOPTED UNANIMOUSLY

(6.1.4) EMPLOYMENT

WHEREAS the opening for an operator (internal only) was posted in the municipal office as well as in the municipal garage;

WHEREAS Stephen Kelly has expressed his interest in the position in writing to the Director of Public Works:

WHEREAS nobody else applied for the position;

WHEREAS Mr. Kelly has the experience required;

#164-10-2013

THEREFORE, BE IT RESOLVED THAT Council approve the hiring of Stephen Kelly as a full-time operator and worker in public works and that he receive full benefits.

MOVED BY Councillor Albert Kealey

SECONDED BY Councillor Maureen Rice

ADOPTED UNANIMOUSLY

(6.1.5) – CPTAQ – #4978-25-2973

WHEREAS the realization of the proposed project would contribute significantly to the diversification of the local economy;

WHEREAS there is no evidence of agricultural activity on the lots being considered, but there is some forestry activity;

WHEREAS the proposed project will have no negative effect on agriculture in the municipality;

WHEREAS the MRCVG is among the poorest in the province and as such it must diversify its economy in order to counter the effects of the declining lumber industry;

#165-10-2013

THEREFORE, BE IT RESOLVED THAT council supports this request from Douglas Picard to subdivide and sever parts of lots 23, 24A, 24B and 25 of range 1 for uses other than agricultural in the municipality of Low.

MOVED BY Councillor Albert Kealey

SECONDED BY Councillor Maureen Rice

ADOPTED UNANIMOUSLY

(6.1.6) ÉVALUATION CHEMIN MUNICIPAL

Postponed to next council

6.2 ROADS

(6.2.1) REPORT

A brief report is provided by Councillor Charles Kealey, Chair of the Public Works Committee.

(6.2.2) TRANSPORT TRUCK BREAKS

WHEREAS a great number of transport trucks travel through Venosta and Low;

WHEREAS the use of engine breaks constitutes a nuisance for residents of these communities;

WHEREAS these trucks also travel at high speeds in this corridor;

#166-10-2013

THEREFORE BE IT RESOLVED that the municipality of Low request that the Ministry of Transport install signs prohibiting the use of engine breaks and that the Municipality of Low request that the speed in Low, Venosta and Brennan's Hill be reduced to 50K per hour and that the letter be copied to Stéphanie Vallée.

MOVED BY Councillor Albert Kealey

SECONDED BY Councillor Theresa van Erp

ADOPTED UNANIMOUSLY

6.3 PUBLIC SAFETY

(6.3.1) REPORT

Councillor Carole Robert gives a report of the Low Fire Department's activities.

(6.3.2) REPORT 9-1-1

Included in the general report.

(6.3.3) DENHOLM

WHEREAS the Municipality of Denholm is requesting the municipality of Low to cover the entirety of the territory of Denholm in the case of emergency;

#167-10-2013

THEREFORE BE IT RESOLVED that Council agrees that the Fire Department cover the entirety of the territory of Denholm from the beginning of December and for the three weeks following. .

MOVED BY Councillor Charles Kealey

SECONDED BY Councillor Albert Kealey

ADOPTED UNANIMOUSLY

(6.3.4) HIRING

#168-10-2013

BE IT RESOLVED that Council approves the hiring of Sebastien Ouellette as fire fighter with the Low Fire Department.

MOVED BY Councillor Carole Robert
SECONDED BY Councillor Maureen Rice
ADOPTED UNANIMOUSLY

(6.3.5) EMERGENCY INTERVENTION LIMITS

#169-10-2013

BE IT RESOLVED that Council accept the emergency intervention limits as proposed by the MRCVG and the Chief of the Fire Department, Ghyslain Robert.

MOVED BY Councillor Carole Robert
SECONDED BY Councillor Amanda St. Jean
ADOPTED UNANIMOUSLY

6.4 HYGIENE

(6.4.1) REPORT

No report.

6.5 URBANIZATION

(6.5.1) REPORT

Report on number of permits by Councillor Amanda St. Jean, Chair of the Urbanization Committee

(6.5.2) BYLAW PROPOSAL #011-2013

WHEREAS council adopted the zoning bylaw #002-1993 on April 5, 1993;

WHEREAS the municipal inspector, Normand Schnob, has recommended a modification to article 6 of bylaw #002-1993, which addresses minimum distances for buildings;

WHEREAS article 79 of the *Loi sur les compétences municipales, L.R.Q., c.C-47.1* provides that municipalities may adopt zoning bylaws;

WHEREAS council deems it appropriate to amend article 6 of said bylaw, as recommended by the municipal inspector;

WHEREAS a Notice of Motion concerning the present bylaw was given by Councillor Amanda St. Jean during a regular sitting of council on September 9, 2013;

#170-10-2013

THEREFORE IT IS MOVED by Councillor Amanda St. Jean and **SECONDED** by Councillor Charles Kealey and unanimously ordained by the municipal council what follows:

ARTICLE 1 The present modifications to zoning bylaw #002-1993 repeal articles 6 to 6.116, *Dispositions particulières aux zones à vocation « périmètres d'urbanization »* as follows:

ARTICLE # 2 (6.1.1.1) Height of primary buildings
The maximum height of a primary building is three storeys.

ARTICLE # 3 (6.1.1.2) Front setback
The walls of all new primary buildings must be constructed at a distance of 6 metres from the existing road allowance (municipal or private).

ARTICLE # 4 (6.1.1.3) Lateral setback on road
Setbacks in article 6.1.1.2 apply.

ARTICLE # 5 (6.1.1.4) Lateral setbacks

The walls of all new primary buildings must be constructed at a distance of 2 metres from the property line.

- ARTICLE # 6 (6.1.1.5) Rear setbacks**
Unless otherwise specified, the rear setback for a new building must be constructed at least 5 meters from the property line.
- ARTICLE # 7 (6.1.1.6) Riverside setbacks**
Unless otherwise specified, no primary building or part of building such as stairs, veranda, solarium or anything similar may be constructed at least 15 metres from the high water mark of a watercourse or a body of water.
- ARTICLE # 8 (6.1.1.7, 6.1.1.8, 6.1.1.8.1, 6.1.1.8.2, 6.1.1.8.3) Repealed**
- ARTICLE # 9 (6.1.1.9) Clearance under cables or with regard to public utilities**
No primary building or part thereof or overhang can be installed on or over a public or private utilities easement (water, sewer or waste water or other).
- ARTICLE # 10 (6.2) Provisions for all other zones**
- ARTICLE # 11 (6.2.1) Applicable bylaw**
- ARTICLE 12 (6.2.1.1) Building heights**
The maximum height of primary buildings is 2 storeys.
- ARTICLE # 13 (6.2.1.2) Front setback**
The walls of all new primary buildings must be constructed at a distance of 9 metres from the existing road allowance (municipal or private).
- ARTICLE # 14 (6.2.1.3) Lateral setback on road**
The walls of all new primary buildings must be constructed at a distance of 6 metres from the existing road allowance (municipal or private).
- ARTICLE # 15 (6.2.1.4) Rear setback**
Unless otherwise specified, the rear setback for a new building must be constructed at least 5 meters from the property line.
- ARTICLE # 16 (6.2.1.5) Lateral setbacks**
The walls of all new primary buildings must be constructed at a distance of 2 metres from the property line.
- ARTICLE # 17 (6.2.1.6) Riverside setbacks**
Unless otherwise specified, no primary building or part of building such as stairs, veranda, solarium or anything similar may be constructed at least 15 metres from the high water mark of a watercourse or a body of water.
- ARTICLE # 18 (6.2.1.7) Clearance under cables or with regard to public utilities**
No primary building or part thereof or overhang can be installed on or over a public or private utilities easement (water, sewer or waste water or other).
- ARTICLE # 19 (6.2.1.8) Surface area footprint**
In all zones the surface area footprint of the primary building to be installed must not exceed 30% of total lot size.
- ARTICLE # 20 (6.1.1.8.1, 6.1.1.8.2, 6.1.1.8.3) Repealed**
- ARTICLE # 21 Clearance under aerial cables or public utilities installations**
No primary building or part thereof or overhang can be installed on or over a public or private utilities easement (water, sewer or waste water or other). This also applies to underground

installations, electricity, cable or other communication distribution installations. Any construction must be at least 3 metres from the utility's allowance. The same applies to installation of the same types that are above ground.

Adopted via resolution of council #170-10-2013 October 1, 2013.

(6.5.3) BYLAW PROPOSAL #012-2013

WHEREAS council adopted the zoning bylaw #02-2001 on April 2, 2001;

WHEREAS the municipal inspector, Normand Schnob, has recommended a modification to articles 3, 6, 7 and 8 of bylaw 012-2001 concerning setbacks for buildings in order to harmonize the bylaw on setbacks for auxiliary buildings with those of primary buildings;

WHEREAS article 79 of the *Loi sur les compétences municipales, L.R.Q., c.C-47.1* provides that municipalities may adopt zoning bylaws;

WHEREAS council deems it appropriate to amend articles 3, 6, 7 and 8 of said bylaw, as recommended by the municipal inspector;

WHEREAS a Notice of Motion concerning the present bylaw was given by Councillor Amanda St. Jean during a regular sitting of council on September 9, 2013;

#171-10-2013

THEREFORE IT IS MOVED by Councillor Amanda St. Jean and **SECONDED** by Councillor Charles Kealey and unanimously ordained by the municipal council what follows:

ARTICLE # 1 The present modifications to zoning bylaw #02-2001 repeal articles 3, 6, 7 and 8 as follows

ARTICLE # 2 **Modification of setbacks from the property line for rear and lateral setbacks**
The walls of accessory buildings must be at least 2 meters from the property line.

ARTICLE # 3 **Articles 6, 7 and 8 are repealed.**

Adopted via resolution of council #171-10-2013 October 1, 2013.

6.6 RECREATION & CULTURE

(6.6.1) REPORT

Report by Councillor Maureen Rice, Chair of the Recreation Committee presents the activities for the month.

6.7 VARIA

(6.7.1) END OF TERM

Thanks to that mayor and all Councillors for their devotion to the Municipality of Low over the past 4 years

(8) ADJOURNMENT

#172-10-2013

BE IT RESOLVED THAT the meeting be closed at 8:35 p.m.

MOVED BY Councillor Charles Kealey

SECONDED BY Councillor Carole Robert

ADOPTED UNANIMOUSLY

Mayor

Director General/Secretary-Treasurer

"I, Morris O'Connor, Mayor, certifies that the signature of these minutes is equivalent to my signature on all resolutions in the above document and this according to article 142 (2) of the Municipal Code."