

CANADA
PROVINCE OF QUEBEC
HULL DISTRICT

MUNICIPALITY OF PONTIAC

R.C.M. OF THE COLLINES-DE-L'OUTAOUAIS

BY-LAW No. 04-07

**Entitled: «BY-LAW REPEALING BY-LAW NO. 06-03 CONCERNING PUBLIC
NUISANCES ON THE MUNICIPALITY OF PONTIAC TERRITORY»**

WHEREAS this council judges it appropriate and to be of public interest to adopt a new By-law in order to insure peace and order within the Municipality of Pontiac and to keep it clean.

WHEREAS provisions of Municipal Powers Act (2005, c.6) articles 59, 60, 61;

WHEREAS article 96 of the same Act;

CONSEQUENTLY, it is

Moved by Lawrence Tracey
Seconded by Brian Middlemiss

AND RESOLVED THAT council decrees the following:

ARTICLE 1:

Definitions

Municipality

Municipality of Pontiac

Vehicle

Includes all vehicle according to the Code de la sécurité routière du Québec (Road Safety Code) (LRQ, Chapter C-24.2)

The term “vehicle” includes all kind of vehicles, motorized, non-motorized and, without restriction, all land and marine vehicles, aircraft, trailer and semi-trailer.

Nuisance

Material and/or object which, by its nature or its illegal or abusive use, cause serious inconveniences or that can endanger public safety and/or security, the well-being of the community or the aesthetic of the building.

A permit may be issued if the zone allows for the usage.

ARTICLE 2:

Properties Maintenance

- 2.1.a) An owner, a tenant or any person occupying a property shall not throw, leave or store materials and/or objects representing a nuisance.

Examples:

Solid waste	Glass
Scrap	Wood
Tires	Soil
Household appliances	Stone
Furniture	Brick
Household garbage	Concrete
Empty bottles	Gravel
Waste from trimming/pruning	Plaster
Grass clippings	Debris from construction or demolition
Dead leaves	Machinery

- 2.1.b) Also considered a nuisance, a building left in a dilapidated state in which it loses 50% of its original value on the assessment roll and which constitutes a danger to anyone who is in the area around it or presents a high risk fire hazard.
- 2.2 The use of a vehicle or parts of a vehicle for storage on a lot or a residential site is prohibited to any owner, tenant or person occupying a property.
- .3 It is forbidden for an owner, tenant or anyone occupying a piece of land to set up a tent or other temporary shelter except for a special occasion.
- 2.4 It is forbidden for an owner, tenant or anyone occupying a piece of land to use a vacant lot for storage purposes.

- 2.5 Notwithstanding article 2.4, it is possible to use a lot when it is owned by the same owner and that it is contiguous to a lot where there is a main building.
- 2.6 The storage of a vehicle, not registered (plated) for the current year or that is not in working order is prohibited to any owner, tenant or person occupying a property.
- A vehicle having a “storage” plate may be stored for one (1) year.
- 2.7 It is forbidden for a property owner, tenant or anyone occupying a property, to use a container which was not prefabricated or manufactured to store garbage or other rubbish alongside a road or on any property.
- Containers fabricated or manufactured for this purpose shall be kept in a sanitary and good condition at all times.
- 2.8 It is prohibited to have an excavation done or to leave an accumulation of earth, stones or other similar materials that cannot be reasonably recognized as forming an integral part of the landscape of the said lot.
- 2.9 It is prohibited to leave any product recognized as being a pollutant in the environment, such as acid hydrocarbons, chemical products or smoke emitted from anything other than burning wood, branches and other products recognized for heating purposes.

ARTICLE 3

Upon a written request from the property owner and with his/her acceptance to take on the expenses, the municipality, by way of a resolution, may have any nuisance, that is identified within the present by-law, removed and may invoke article 96 of the “Municipal Powers Act” and consider the costs related to the work done as a property tax.

ARTICLE 4

Penalties

- 4.1 Any person or entity who commits an offence is liable to the following minimum and maximum fines:

Offence	Person		Entity	
	Min.	Max.	Min.	Max.
1 st offence	\$250	\$1,000	\$300	\$2,000

2 nd offence within a 6 month period of the 1 st offence	\$400	\$2,000	\$400	\$3,000
For any subsequent offence within a 12 month period of the same offence	\$550	\$2,000	\$500	\$3,000

ARTICLE 5

Effective Date

This By-law will be in force according to the law.

GIVEN IN PONTIAC (QUEBEC), this 13th day of February, *two thousand and seven*.

Edward J. McCann
Mayor

Sylvain Bertrand
Director general / Secretary-treasurer