

**TO INTERESTED PARTIES ENTITLED TO SIGN A  
REFERENDUM APPLICATION**

**SECOND DRAFT BY-LAW NUMBER CA29 0040-15 ENTITLED:**

BY-LAW MODIFYING ZONING BY-LAW CA 29 0040 IN ORDER TO:

- REPEAL THE DEFINITION OF LATERAL 3-TYPE MAIN BUILDING;
- MODIFY THE DEFINITION OF MEZZANINE;
- ADD THE DEFINITION OF BLIND WALL;
- REPLACE HEAVY VEHICLES BY HEAVY MACHINERY IN SUB-CLASS OF USES 6354 AND ADD THE DEFINITION OF HEAVY MACHINERY;
- PROVIDE A MINIMUM DISTANCE FROM ANY LANDSITE BOUDARY LINE FOR UNDERGROUND CONSTRUCTIONS;
- ELIMINATE THE MINIMUM DISTANCE BETWEEN A FUEL TANK AND A BOUNDARY;
- MODIFY THE MAXIMUM DISTANCE BETWEEN A FUEL TANK AND A MAIN BUILDING;
- ADD REQUIREMENTS RELATING TO FENCES SURROUNDING A SWIMMING POOL;
- REPEAL THE REQUIREMENT FOR ACOUSTIC SCREENS SURROUNDING MECHANICAL EQUIPMENT;
- REQUIRE THAT THE GROUND FLOOR BE ENTIRELY OCCUPIED BY A COMMERCIAL USE IN A BUILDING OCCUPIED BY MIXED USES.

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**1. Object of the draft and referendum application**

Following the regular sitting held on August 5, 2013, the council of the Borough of Pierrefonds-Roxboro adopted a second draft by-law entitled as hereinabove.

This second draft contains provisions that may be the object of an application from interested parties of all the territory of the Borough to request that a by-law containing said provisions be submitted to their approval in compliance with the Act respecting elections and referendums in municipalities.

The provisions are:

- to modify article 25 to repeal the definition of “Main building of “Lateral 3” type”
- to modify section 34 c) of article 138 to eliminate of the minimum distance between a fuel tank and a landsite boundary line;
- to modify section 34 e) of article 138 to modify the maximum distance between a fuel tank and the main building;
- to withdraw article 113 regarding “Lateral 3” type construction;
- to modify article 138 regarding the addition of a minimum distance from any landsite boundary line for underground constructions of “Housing” group;
- to modify article 147 regarding the addition of a minimum distance from any landsite boundary line for underground constructions of “Commercial” and “Recreational” groups;
- to modify article 163 regarding the addition of a minimum distance from any landsite boundary line for underground constructions of “Industrial” group;
- to modify article 171 regarding the addition of a minimum distance from any landsite boundary line for underground constructions of “Community” group;
- to modify article 181 regarding the addition of a minimum distance from any landsite boundary line for underground constructions of “Agricultural” group;

- to modify article 326 regarding the occupancy of the ground floor by a commercial use in case of mixed uses;
- to modify the title of article 347 regarding “Lateral 3” type constructions.

Such an application requires that the by-law containing these provisions be submitted to the approval of qualified voters in zones from where a valid application originates.

## 2. Conditions and validity of an application

To be valid, any application must:

- clearly indicate the provision being the object of the application and the zone from which it originates;
- clearly indicate the name, address and status of the petitioner next to his or her signature;
- be received at the borough secretary’s office at the latest on **Friday, August 30, 2013 at noon;**
- be signed by at least 12 interested parties from the zone where it originates or by at least the majority of them if the number of interested parties in the zone does not exceed 21.

## 3. Interested parties

3.1 Is an interested party anyone who is not disqualified from voting and who meets the following conditions on **August 5, 2013;**

- be of full age, Canadian citizen and not be under curatorship;

**AND**

- be domiciled on the territory of the Borough, and **for at least six months, in Quebec;**

**OR**

- be, for at least twelve months, owner of an immovable or occupant of a place of business in compliance with the Act respecting municipal taxation (Chapter F-2.1) located on the territory of the Borough.

3.2 Additional condition to undivided co-owners of an immovable or co-occupants of a place of business: be designated by means of a power of attorney signed by the majority of co-owners or co-occupants, as the one entitled to sign the application on their behalf.

3.3 Condition to exercise the right to sign an application by a legal person: any legal party must designate among its members, directors and employees, by resolution, someone who, on **August 5, 2013,** is of full age and Canadian citizen and who is not under curatorship.

## 4. Lack of applications

The provisions of the second draft that will not have been the object of a valid application may be included in a by-law that will not have to be approved by qualified voters.

## 5. Consultation of the draft

This by-law may be consulted during business hours, Monday to Thursday, from 8 a.m. to noon and from 1 p.m. to 4:45 p.m., on Friday, from 8 a.m. to noon, and during opening hours for the register. It is also available on the page of “Public Notices” on the Borough’s website at [www.ville.montreal.qc.ca/pierrefonds-roxboro](http://www.ville.montreal.qc.ca/pierrefonds-roxboro).

GIVEN IN MONTREAL, Borough of Pierrefonds-Roxboro  
this twenty-first day of August 2013

**Suzanne Corbeil, Attorney**  
Director of the Borough Office and  
Secretary of the Borough

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