

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

SECOND DRAFT BY-LAW NUMBER CA29 0040-22 ENTITLED:

BY-LAW NUMBER CA29 0040-22 MODIFYING ZONING BY-LAW NUMBER CA29 0040
IN ORDER TO ADD STANDARDS REGARDING CLOTHES AND TEXTILES
RECYCLING BINS IN THE BOROUGH OF PIERREFONDS-ROXBORO

1. Object of the draft and referendum application

Following the regular sitting held on August 1, 2016, 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 the concerned territory 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:

1. to modify Section 138 in order to specify that the clothes and textiles recycling bins are not permitted for the uses in the housing (H) group;
2. to modify Section 147 in order to specify installation standards of these bins for the uses in commercial (C) and recreation (R) groups such as yards, setbacks, distances, diameter, height, width, length;
3. to add Section 162.1 in order to specify that these bins are permitted for the uses in the commercial (C) group, to specify the maximum number, the surface area of the bins, the characteristics, the posting, the installation, the implementation and the minimum size of lots;
4. to modify Section 163 in order to specify installation standards of these bins for the uses in the industrial (I) group, such as yards, setbacks, distances, diameter, height, width, length;
5. to add Section 170.1 in order to specify for the uses in the industrial (I) group, the maximum number, the surface area of the bins, the characteristics, the posting, the installation, the implementation and the minimum size of lots;
6. to modify Section 171 in order to specify installation standards of these bins for the uses in the community (P) group, such as yards, setbacks, distances, diameter, height, width, length;
7. to add Section 180.1 in order to specify for the uses « religious activities » the maximum number, the surface area of the bins, the characteristics, the posting, the installation, the implementation and the minimum size of lots.

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

Therefore, an application may originate from any concerned or contiguous zone.

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;

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- be received at the borough secretary’s office at the latest on **Friday August 19, 2016 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 1, 2016;**

AND

- be of full age, Canadian citizen and not be under curatorship;
- be domiciled in the Borough of Pierrefonds-Roxboro, 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 in the Borough of Pierrefonds-Roxboro.

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 1, 2016,** 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.

GIVEN IN MONTREAL, Borough of Pierrefonds-Roxboro
this tenth day of August of the year 2016.

Suzanne Corbeil, Attorney
Secretary of the Borough

/r/

PROVINCE DE QUÉBEC

VILLE DE MONTRÉAL
ARRONDISSEMENT DE PIERREFONDS-ROXBORO

SECOND DRAFT BY-LAW CA29 0040-22

BY-LAW NUMBER CA29 0040-22 MODIFYING ZONING BY-LAW NUMBER
CA29 0040 IN ORDER TO ADD STANDARDS REGARDING CLOTHES AND
TEXTILES RECYCLING BINS IN THE BOROUGH OF PIERREFONDS-ROXBORO

At the Borough of Pierrefonds-Roxboro regular sitting held in the Borough Hall situated at 13665, boulevard de Pierrefonds in said borough, on August 1, 2016 at 7 p.m., in conformity with the Cities and Towns Act (L.R.Q., Chapter C-19), at which were present:

Mayor of the Borough	Dimitrios (Jim) Beis
Councillors	Catherine Clément-Talbot Justine McIntyre Yves Gignac Roger Trottier

All members of the Council and forming a quorum under the chairmanship of the Mayor of the Borough, Mr. Dimitrios (Jim) Beis.

The Director of the Borough, Mr. Dominique Jacob and the Secretary of the Borough, M^c Suzanne Corbeil, were also present.

THE BOROUGH COUNCIL ENACTS THE FOLLOWING:

The zoning by-law CA29 0040 is modified as follows:

SECTION I

ARTICLE 1 Section 25 “TERMINOLOGY” of zoning by-law CA29 0040 is modified as follows:

a) By adding the definition of “CLOTHES AND TEXTILES RECYCLING BIN” as follows:

CLOTHES AND TEXTILES RECYCLING BIN

Container used to collect donations from the general public, notably clothes or textiles, in order to recycle or reuse them.

ARTICLE 2 Section 138 “GENERAL PROVISIONS APPLICABLE FOR THE USES OF THE HOUSING (H) GROUP” is modified by the addition, after paragraph 41°, of the following paragraph:

Authorized use, building, structure or accessory equipment and projection for the main building	Front yard	Side yard not adjacent to a street	Side yard adjacent to a street	Rear yard not adjacent to a street	Rear yard adjacent to a street
42° CLOTHES AND TEXTILES RECYCLING BIN	No	No	No	No	No

ARTICLE 3 Section 147 « GENERAL PROVISIONS APPLICABLE FOR THE USES OF COMMERCIAL (C) AND ‘RÉCRÉATION (R)’ GROUPS » is modified by the addition, after paragraph 39°, of the following paragraphs:

Authorized use, building, structure or accessory equipment and projection for the main building	Front yard	Side yard not adjacent to a street	Side yard adjacent to a street	Rear yard not adjacent to a street	Rear yard adjacent to a street
40° ABOVEGROUND CLOTHES AND TEXTILES RECYCLING BIN	Yes	Yes	Yes	Yes	Yes
a) Minimum distance from a landsite boundary line	1 m	1 m	1 m	1 m	1 m
b) Minimum distance between equipment and main building	1 m	1 m	1 m	1 m	1 m
c) Maximum length and width	1.5 m	1.5 m	1.5 m	1.5 m	1.5 m
d) Maximum height	2.0 m	2.0 m	2.0 m	2.3 m	2.0 m
e) Other standards applicable	See section 162.1				
41° PARTIALLY BURIED CLOTHES AND TEXTILES RECYCLING BIN	Yes	Yes	Yes	Yes	Yes
a) Minimum distance from a landsite boundary line	3 m	1 m	3 m	1 m	3 m
b) Minimum distance between equipment and main building	1 m	1 m	1 m	1 m	1 m
c) Maximum diameter	1.5 m	1.5 m	1.5 m	1.7 m	1.5 m
d) Maximum height	1.2 m	1.2 m	1.2 m	2.0 m	1.2 m
e) Other standards applicable	See section 162.1				

ARTICLE 4 Section 162.1 “SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN” is created as follows:

162.1 SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN

Clothes and textiles recycling bins are only permitted for the uses of commercial (C) group.

In addition to the provisions applicable in virtue of article 147, the following provisions apply to a clothes and textiles recycling bin:

- 1° The number of clothes and textiles recycling bins is limited:

- a. to one (1) bin per landsite;
 - b. to five (5) bins per operator on the territory of the Borough.
- 2° The bin's footprint shall not exceed three (3) square metres.
- 3° The clothes and textiles recycling bin has to be made of painted metal or high-density plastic.
- 4° The operator must ensure the following information is clearly visible on the clothes and textiles recycling bin:
- a. Name and address of the owner;
 - b. Commercial name of the operator;
 - c. Name, address and phone number of the operator;
 - d. Legal status of the firm;
 - e. If need be, the registration number of the charity organization at the Canada Revenue Agency;

This information must be kept up-to-date at all times. The size of the characters has to be of at least four (4) centimeters in height and the text colour has to contrast with the background.

- 5° The clothes and textiles recycling bin must have a self-closing deposit slot. All other openings must be kept locked at all times, except during the collection.
- 6° The clothes and textiles recycling bin must be installed to level on a flat pavement of concrete, asphalt or paving stones or any other strong and secure foundation.
- 7° It is forbidden to install a clothes and textiles recycling bin:
- a. On land of a surface area inferior to 3000 square meter, except if the use is "Retail sale of clothing and second-hand items (5693)";
 - b. On a vacant land;
 - c. On a land with an unoccupied building;
 - d. On a public right-of-way;
 - e. On the lawn

- f. Within three (3) meters of a fire hydrant;
- g. Within the visibility triangle as defined by section 115;
- h. In a parking space, except if that space is not necessary to maintain the minimum number of spaces required according to the present by-law.

8° The clothes and textiles recycling bin should be positioned so that the collecting, maintenance and servicing be done 100% on private land.

ARTICLE 5 Section 163 “GENERAL PROVISIONS APPLICABLE FOR THE USES OF THE INDUSTRIAL (I) GROUP” is modified by the addition, after paragraph 29, of the following paragraphs:

Authorized use, building, structure or accessory equipment and projection for the main building	Front yard	Side yard not adjacent to a street	Side yard adjacent to a street	Rear yard not adjacent to a street	Rear yard adjacent to a street
30° ABOVEGROUND CLOTHES AND TEXTILES RECYCLING BIN	Yes	Yes	Yes	Yes	Yes
a) Minimum distance from a landsite boundary line	1 m	1 m	1 m	1 m	1 m
b) Minimum distance between equipment and main building	1 m	1 m	1 m	1 m	1 m
c) Maximum length and width	1.5 m	1.5 m	1.5 m	1.5 m	1.5 m
d) Maximum height	2.0 m	2.0 m	2.0 m	2.3 m	2.0 m
e) Other standards applicable	See section 170.1				
31° PARTIALLY BURIED CLOTHES AND TEXTILES RECYCLING BIN	Yes	Yes	Yes	Yes	Yes
a) Minimum distance from a landsite boundary line	3 m	1 m	3 m	1 m	3 m
b) Minimum distance between equipment and main building	1 m	1 m	1 m	1 m	1 m
c) Maximum diameter	1.5 m	1.5 m	1.5 m	1.7 m	1.5 m
d) Maximum height	1.2 m	1.2 m	1.2 m	2.0 m	1.2 m
e) Other standards applicable	See section 170.1				

ARTICLE 6 Section 170.1 “SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN” is created as follows:

170.1 SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN

In addition to the provisions applicable in virtue of article 163, the following provisions apply to a clothes and textiles recycling bin:

1. The number of clothes and textiles recycling bins is limited to one (1) bin per landsite
2. The bin’s footprint shall not exceed three (3) square metres.

3. The clothes and textiles recycling bin has to be made of painted metal or high-density plastic.
4. The operator must ensure the following information is clearly visible on the clothes and textiles recycling bin:
 - a. Name and address of the owner;
 - b. Commercial name of the operator;
 - c. Name, address and phone number of the operator;
 - d. Legal status of the firm;
 - e. If need be, the registration number of the charity organization at the Canada Revenue Agency.

This information must be kept up-to-date at all times. The size of the characters has to be of at least four (4) centimeters in height and the text colour has to contrast with the background.

1. The clothes and textiles recycling bin must have a self-closing deposit slot. All other openings must be kept locked at all times, except during the collection.
2. The clothes and textiles recycling bin must be installed to level on a flat pavement of concrete, asphalt or paving stones or any other strong and secure foundation.
3. It is forbidden to install a clothes and textiles recycling bin :
 - a. On a land of a surface area inferior to 3000 square meter, except if the use is “Retail sale of clothing and second-hand items (5693)”;
 - b. On a vacant land;
 - c. On a land with an unoccupied building;
 - d. On a public right-of-way;
 - e. On the lawn;
 - f. Within three (3) meters of a fire hydrant;

- g. Within the visibility triangle as defined by section 115;
 - h. In a parking space, except if that space is not necessary to maintain the minimum number of spaces required according to the present by-law.
4. The clothes and textiles recycling bin should be positioned so that the collecting, maintenance and servicing be done 100% on private land.

ARTICLE 7 Section 171 «GENERAL PROVISIONS APPLICABLE FOR THE USES OF THE COMMUNITY (P) GROUP' » is modified by the addition, after paragraph 35°, of the following paragraphs:

Authorized use, building, structure or accessory equipment and projection for the main building	Front yard	Side yard not adjacent to a street	Side yard adjacent to a street	Rear yard not adjacent to a street	Rear yard adjacent to a street
40° ABOVEGROUND CLOTHES AND TEXTILES RECYCLING BIN	Yes	Yes	Yes	Yes	Yes
a) Minimum distance from a landsite boundary line	1 m	1 m	1 m	1 m	1 m
b) Minimum distance between equipment and main building	1 m	1 m	1 m	1 m	1 m
c) Maximum length and width	1.5 m	1.5 m	1.5 m	1.5 m	1.5 m
d) Maximum height	2.0 m	2.0 m	2.0 m	2.3 m	2.0 m
e) Other standards applicable	See section 180.1				
41° PARTIALLY BURIED CLOTHES AND TEXTILES RECYCLING BIN	No	No	No	No	No

ARTICLE 8 Section 180.1 “SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN” is created as follows:

180.1 SPECIFIC PROVISIONS APPLICABLE TO A CLOTHES AND TEXTILES RECYCLING BIN

The clothes and textiles recycling bins are only allowed for the use of the subcategory “Religious activity (691)”.

In addition to the provisions applicable in virtue of article 171, the following provisions apply to a clothes and textiles recycling bin:

- 1° The number of clothes and textiles recycling bins is limited to one (1) bin per landsite;
- 2° The bin’s footprint shall not exceed three (3) square metres;
- 3° The clothes and textiles recycling bin has to be made of painted metal or high-density plastic;
- 4° The operator must ensure the following information is clearly visible

on the clothes and textiles recycling bin:

- a. Name and address of the owner;
- b. Commercial name of the operator;
- c. Name, address and phone number of the operator;
- d. Legal status of the firm;
- e. If need be, the registration number of the charity organization at the Canada Revenue Agency.

This information must be kept up-to-date at all times. The size of the characters has to be of at least four (4) centimeters in height and the text colour has to contrast with the background.

- 5° The clothes and textiles recycling bin must have a self-closing deposit slot. All other openings must be kept locked at all times, except during the collection.
- 6° The clothes and textiles recycling bin must be installed to level on a flat pavement of concrete, asphalt or paving stones or any other strong and secure foundation.
- 7° It is forbidden to install a clothes and textiles recycling bin:
 - a. On a land of a surface area inferior to 3000 square meter, except if the use is “Retail sale of clothing and second-hand items (5693)”;
 - b. On a vacant land;
 - c. On a land with an unoccupied building;
 - d. On a public right-of-way;
 - e. On the lawn;
 - f. Within three (3) meters of a fire hydrant;
 - g. Within the visibility triangle as defined by section 115;
 - h. In a parking space, except if that space is not necessary to maintain the minimum number of spaces required according to the present by-law.

8° The clothes and textiles recycling bin should be positioned so that the collecting, maintenance and servicing be done 100% on private land.

ARTICLE 9 The present by-law comes into force in accordance with the Law.