

**BYLAW 2008-001**  
**DESIGNATION OF HISTORIC MONUMENTS**

**WHEREAS** the Cultural Property Act (L.R.Q., c, B-4) allows a municipality to adopt bylaws to designate all or part of a historic monument situated in its territory, the conservation of which is of public interest;

**WHEREAS** the council judges it opportune to benefit from the dispositions of the law to adopt a bylaw for the designation of historic monuments;

**WHEREAS** a notice of motion to this effect was given at the sitting of council held April 9, 2008, that a copy of the draft bylaw was given to the members of the council and a request to waive the reading of the bylaw was given;

**WHEREAS** a special notice was sent to all concerned property owners informing them of the procedure for the designation of historical monuments and advising them of a special sitting at which time interested persons may make representation to the council regarding the aforementioned designation;

**WHEREAS** a public consultation was held by the municipal council on April 30, 2008 to this effect;

**WHEREAS** a copy of this present bylaw was given to the members of council at least two working days prior to the sitting;

**WHEREAS** the members of council declare that they have read the present bylaw and renounce its reading;

**THEREFORE**

It is moved by Geraldine Burke

Seconded by Jane Clarke

And unanimously resolved by the members of council present

**THAT** bylaw 2008-001 decreeing the designation of historic monuments is hereby adopted stating and decreeing that which follows:

The preamble of this present bylaw is an integral part thereof.

**ARTICLE 1: IMMOVABLE DESIGNATED**

The following immovables are hereby designated as historic monuments in accordance to the Cultural Property Act (L.R.Q., c.B-4):

<b>Immovable</b>	<b>Lot No.</b>	<b>Cadastre</b>	<b>Address</b>
C.A.M.I.	C3-38-26	Coffin Island	787 chemin Principal
Old Harry Church	C3-40-1	Coffin Island	866 chemin Principal

**ARTICLE 2: CULTURAL VALUE**

The description of the cultural value of each of the immovables mentioned above is annexed to this present bylaw and makes an integral part thereof.

**ARTICLE 3: CONSERVATION**

It is the responsibility of the owners of the property mentioned in this present bylaw to ensure that the designated historic monument is kept in good condition.

**ARTICLE 4: RESTORATION**

Whether it be to alter, restore, repair or modify in any way, the exterior of a historic monument designated in virtue of Article 1 of this present bylaw, every person shall comply to the conditions relating to the conservation of the characteristics of the monument established in Article 5, as well as municipal bylaws.

**ARTICLE 5: GENERAL CONDITIONS**

Works carried out to the immovables designated in this present bylaw must conform to the following general conditions:

- 1) Respect the shape, proportions and dimensions of the original building and, the case may be, its annexes;
- 2) Maintain the rhythm of openings, doors and windows;
- 3) Meticulously preserve the existing decorative elements;
- 4) Replace original exterior materials with identical materials, or with materials that look the same;

**ARTICLE 6: PARTICULAR CONDITIONS**

Besides conforming to the general conditions outlined in this present bylaw, works must conform to any particular conditions that the council may decide to set taking into account the elements of cultural value of the concerned immovable, elements that are mentioned in the technical description of the immovable annexed to this present bylaw.

**ARTICLE 7: ADVANCED NOTICE**

No person may perform an act contemplated in Article 4 without giving at least 45 days' notice to the Municipality. In the case where a municipal permit is required, the application for a permit stands in lieu of the notice.

**ARTICLE 8: DEMOLITION OR MOVING**

No person may demolish all or part of a designated historic monument, move it or use it as a backing for a construction without the authorisation of the municipal council.

Every person performing an act provided for in the abovementioned paragraph shall comply with the conditions the council may determine in its authorisation.

**ARTICLE 9: AUTHORISATION**

A copy of the resolution stating the conditions for the realisation of certain acts foreseen in Article 4 and 7 of this present bylaw must accompany, as the case may be, the municipal permit or certificate issued that authorised the concerned acts.

**ARTICLE 10: REFUSAL**

Upon the request of any person who is refused an authorisation for certain acts, the council shall send the concerned person a substantiated notice of the refusal.

**ARTICLE 11: ACTIONS AND PENALTIES**

The Municipality can take the necessary action against any person who contravenes any provision outlined in this present bylaw as well as any recourse or sanction foreseen in Articles 103 to 110 of An Act Respecting Cultural Properties (L.R.Q., c. B-4)

**ARTICLE 12: TAKING EFFECT**

This present bylaw takes effect from the date of the delivery of a special notice to the property owner(s) of the historical monument.

**ARTICLE 13: ENTERING INTO FORCE**

This bylaw comes into force in accordance to the law.

---

Mayor  
Christopher Clark

---

Director General  
Janice Turnbull

NOTICE OF MOTION: April 9, 2008  
ADOPTION: June 11, 2008  
PUBLICATION: June 16, 2008