

BYLAW 2016-008

AMENDING THE ZONING BYLAW 2012-002 TO INCLUDE THE GOVERNMENT MAPS OF CONSTRAINED ZONES REGARDING COASTAL EROSION AND GROUND MOVEMENTS AND THE REGULATORY FRAMEWORK RELATING TO THESE MAPS TO CONTROL LAND USE IN ZONES EXPOSED TO COASTAL EROSION AND GROUND MOVEMENTS ALONG THE RIVER ESTUARY AND THE GULF OF ST. LAWRENCE

WHEREAS on May 11, 2010, the Îles-de-la-Madeleine Agglomeration Council adopted its revised urban and development plan (bylaw n° A-2010-07) which came into force on June 25, 2010 in accordance to the provisions of the Act Respecting Land Use Planning;

WHEREAS on August 13, 2015, the Îles-de-la-Madeleine Agglomeration Council received, from the Ministry of Municipal Affaires and Land Occupancy (MAMOT) in virtue of article 53.14 of the Act Respecting Land Use Planning, a notice to proceed with the amendment of its land use and development plan in order to integrate the government maps of constrained zones regarding coastal erosion and ground movements and the regulatory framework relating to these maps;

WHEREAS on March 8, 2016, the Agglomeration Council adopted bylaw n° A-2016-05 in order to comply with the requirements set forth by MAMOT in virtue of article 53.14 of the Act Respecting Land Use Planning;

WHEREAS on May 13, 2016, the MAMOT notified the Agglomeration that bylaw n° A-2016-05 was conform to the government's orientations;

WHEREAS the municipality must now adopt a concordance bylaw in order to make its zoning bylaw conform to the amendment of the land use and development plan of the Îles-de-la-Madeleine Agglomeration Council;

WHEREAS a notice of motion was given at the sitting of council held on November 7, 2016 regarding the presentation of a bylaw as such;

WHEREAS a public consultation was held on December 1, 2016;

WHEREAS a copy of this present bylaw was also given to the members of council two (2) working days prior to this present sitting;

WHEREAS the members of council present declare having read the bylaw;

WHEREAS during the course of the sitting, the purpose and scope of the bylaw were summarized;

THEREFORE

It is moved by Jessica Goodwin

Seconded by Miles Clarke

And unanimously approved by the Councillors present

TO adopt bylaw n° 2016-008 and that this bylaw shall be transcribed in its entirety into the book designated for this purpose at the municipal office. The following is ordered and decreed by the said bylaw:

CHAPTER 1

DECLARATORY AND INTERPRETATIVE PROVISIONS

Article 1.1 **BYLAW TITLE AND NUMBER**

Bylaw n° 2016-008 is entitled «Bylaw amending the Zoning Bylaw 2012-002 to include the government maps of constrained zones regarding coastal erosion and ground movements and the regulatory framework relating to these maps to control land use in zones exposed to coastal erosion and ground movements along the river estuary and the Gulf of St. Lawrence»

Article 1.2 **PREAMBLE AND ANNEXES**

The preamble and annexes of this present bylaw are an integral part thereof.

Article 1.3 **PURPOSE OF THE BYLAW**

The purpose of this bylaw is to amend the Zoning Bylaw currently in effect within the territory of the municipality in order to make it conform to the amendment that was made in the land use and development plan of the Îles-de-la-Madeleine Agglomeration Council by the coming into effect of bylaw n° A-2016-05.

CHAPTER 2

AMENDMENTS

Article 2.1 Article 5.12 entitled «*SPECIFIC PROVISIONS REGARDING EROSION ZONES*» is deleted and replaced by the following article:

ARTICLE 5.12 entitled: SPECIFIC PROVISIONS REGARDING COASTAL EROSION

In the littoral zones, the regulatory framework and the maps illustrated in Annex I of this bylaw applies.

Article 2.2 The list of annexes is modified by the replacement of Annex I «erosion zone» by the following annex:

Annex I: government maps of the constrained zones regarding coastal erosion and ground movements and the regulatory framework relating to these maps to control land use in zones exposed to coastal erosion and ground movements along the river estuary and the Gulf of St. Lawrence

CHAPTER 3

FINAL PROVISIONS

Article 3.1 COMING INTO FORCE

This present bylaw comes into force in accordance to the provisions of the Act Respecting Land Use and Planning (L.R.Q., c.A-19.1).

Steve Clarke
Deputy Mayor

Janice Turnbull
Director General

NOTICE OF MOTION: November 7, 2016
ADOPTION: January 30, 2017
PUBLICATION: April 3, 2017