

## **BYLAW NO. 04-02**

### **Relating to the quotation from St. Dominique's Church**

**The said bylaw of citation of the Saint-Dominique Church repeals by-law no. 02-02 adopted on May 14, 2002.**

**WHEREAS** pursuant to the Cultural Property Act, the Municipal Council has the power to cite all or part of a historical monument located in the territory;

**WHEREAS** it is in the public interest to ensure the conservation of St-Dominique Church located at 21 Village Road;

**WHEREAS** a notice of motion was given at the Municipal Council meeting held September 17, 2002, that this bylaw would be submitted for adoption;

**WHEREAS** the Planning Advisory Committee (PAC) held a public meeting for this purpose on October 29, 2002;

The Council decrees the following:

#### **Section 1 Administration**

The officer responsible for the administration of the present by-law is the Secretary-treasurer or any other officer designated by a bylaw of the Council.

#### **Section 2 Citation**

The entire St-Dominique church located at 21 Village Road is listed as a historical monument.

#### **Section 3 Effects of the citation**

- 3.1 The historical monument cited must be kept in good condition.
- 3.2 Any individual who alters, restores, repairs or modifies in any way, as to its exterior appearance, a cited historic monument must first obtain the authorization of the Council according to the procedure and conditions established in the present bylaw.
- 3.3 Anyone who wishes to demolish in whole or in part the cited historic monument, move it or use it as a backdrop to a construction must first obtain the authorization of Council according to the procedure and conditions established in the present bylaw.

#### **Section 4 Conditions for acceptance of work**

- 4.1 Work on the building shall be carried out in such a way as to ensure that the building's character is preserved. The Council shall establish conditions that may relate to, among other things, the shape and size of the building, the size and location of openings, cladding materials, colours and ornamentation such as mouldings, cornices, porches and any other element deemed relevant based on the building's characteristics.
- 4.2 The main features of the building that must be preserved and enhanced are as follows;

- a) the roof;
  - b) the original exterior siding on all four (4) sides;
  - c) the original openings and architectural details above them;
  - d) the original colours of the exterior cladding materials;
  - e) the bell tower;
  - f) architectural details.
- 4.3 All work to modify or add to the significant architectural elements must be done in a manner that harmonizes with them.
- 4.4 All renovation work on significant architectural elements must be carried out in accordance with good engineering practice.
- 4.5 All work requests must be accompanied and approved by an appropriate professional expertise.
- 4.6 In the case of a request for the demolition of a building or the removal of a significant architectural element including original material, a professional justification must be submitted attesting to the impossibility of maintaining the elements that are the subject of the request.

#### **Section 5 Procedure for consideration of applications**

- 5.1 Anyone wishing to proceed with the work described in section 3 must first submit to the Urbanism Department a complete description of the work and plans along with a request for a permit or certificate of authorization in accordance with bylaw 176-01 regarding permits and certificates.
- 5.2 Upon receipt of the complete official request, i.e. to determine if the conditions mentioned in Article 4 are met, the Urban Planning Department will study it and make its recommendations while considering the conditions for acceptance of the work.
- 5.3 The Planning Advisory Committee receives the request and the report from the Urban Planning Department. It studies it and makes its recommendations to Council.
- 5.4 In light of the recommendations of the PAC, the Council shall make its decision. If in the opinion of the Council the request is acceptable, the Council may lay down special conditions. If the Council refuses the request, it shall state in writing the reasons for the refusal.
- 5.5 A copy of the resolution indicating the Council's decision, accompanied by the recommendations of the PAC shall be forwarded to the applicant by the Secretary-treasurer.

#### **Section 6 Obtaining a permit or certificate of authorization**

Council's decision allowing certain work on the cited building does not relieve the applicant of the need to obtain, before the beginning of the work, a permit or certificate of authorization in accordance with bylaw no. 178-01 regarding permits and

certificates. The resolution indicating the Council's decision is an integral part of the permit or certificate of authorization issued.

**Section 7 Deadline**

A maximum period of 60 days, counting from the day of submission of the complete official application, shall be given to the Council to transmit its decision.

**Section 8 Required document**

All applications must be completed in accordance with the requirements of bylaw No. 178-01 regarding permits and certificates and those mentioned in section 5 of this bylaw.

**Section 9 Penalties and sanctions**

Anyone violating the provisions of the present bylaw is liable to the penalties provided for in Section VII of the Cultural Property Act (R.S.Q.,c.B-4).

**Section 10 This bylaw comes into force in accordance with the Act.**

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Bruce Campbell  
Mayor

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Sylvain Bertrand  
Secretary-Treasurer

Notice of motion :                   September 10, 2002  
Public meeting :                    October 29, 2002  
Adoption of bylaw :                December 10, 2002