



# HAMPSTEAD

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## TO INTERESTED PERSONS HAVING THE RIGHT TO SIGN A REQUEST TO PARTICIPATE IN A REFERENDUM

### **SECOND DRAFT BY-LAW N° 727-7 TO FURTHER AMEND ZONING BY-LAW N° 727**

#### **1. PURPOSE OF REQUESTS TO PARTICIPATE IN A REFERENDUM**

Following the public consultation meeting held on October 1, 2009 the Town Council adopted, at its Regular Council Meeting held on November 16, 2009, the second draft of By-law N° 727-7 entitled: "By-law to Further Modify Zoning By-law N° 727 in order to create Zone CW-6 within the Zone RB-4 and to define Authorized Uses therein (place of worship and residential)".

The second draft by-law contains provisions in respect of which interested persons may request that a by-law containing such provisions be submitted to the approval of qualified voters in conformity with *An Act Respecting Elections and Referendums in Municipalities*.

These provisions are the following:

Article 1 Creation of new Zone CW-6.

Article 2 Uses permitted in Zone CW-6.

Article 3 Height of structures in Zone CW-6.

Article 4 Front set-backs in Zone CW-6.

**Such a request may be made by persons from zone RB-4 and contiguous zones RA-2, I-13 and CW-1.**

#### **2. DESCRIPTION OF THE ZONES**

**See plan A.**

#### **3. CONDITIONS FOR THE VALIDITY OF A REQUEST APPLICATION:**

In order to be valid, a request must:

- clearly indicate the provision it concerns and from which zone such request originates;
- be received at the office of the Town Clerk no later than 4:30 P.M., on December 10, 2009;
- be signed by at least twelve (12) interested persons in a zone in which there are more than 21 interested persons, or, in other cases, by a majority of the interested persons.

#### **4. INTERESTED PERSONS**

4.1 An interested person is any person who is not disqualified from voting and who fulfils the following requirements on November 16, 2009:

- a) be of full age, Canadian citizen and not be under curatorship; and be domiciled in a zone where a request may originate, and for at least six months in Québec; or

b) be, for at least twelve months, owner of an immovable or occupant of a place of business in compliance with *An Act Respecting Municipal Taxation* (R.S.Q. Chapter F-2.1) located in a zone where a request may be originated.

4.2 Additional condition for co-owners of an immovable or co-occupants of a place of business who are qualified voters: be designated by means of a power of attorney signed by the majority of the co-owners or co-occupants, as the one entitled to sign the request on their behalf.

4.3 Condition to exercise the right to sign a request by a legal person: any legal person must designate among its members, directors and employees, by resolution, someone who, on November 16, 2009, is of full age and Canadian citizen and who is not under curatorship or disqualified from voting.

## **5. BY-LAW DEEMED APPROVED**

The provisions, in respect of which no valid application is received, may be included in a by-law that is not required to be submitted for the approval of the qualified voters.

## **6. CONSULTATION OF THE DRAFT BY-LAW**

The second draft by-law may be examined at the Town Clerk's Office, 5569 Queen Mary Road, Hampstead, from Monday to Friday, during office hours.

Given at Hampstead, on December 2<sup>nd</sup>, 2009.

Me Nathalie Lauzière, Attorney  
Town Clerk