



**BY-LAW ABOUT LANDSCAPING,  
GARDENING & EARTHMOVING BY A  
PRIVATE CONTRACTOR**

**NUMBER 814**



## **Section 1: Definitions**

In the present By-law, unless the context otherwise requires, the following expressions shall mean:

**Landscaping, gardening & earthmoving contractor** (Entrepreneur en entretien paysager, jardinage et terrassement): Any person who carries out landscaping, gardening or earthmoving for the owner, the occupant or the person in charge of a residential, commercial, industrial or institutional building.

**Council (Conseil)** : The Council of the Town of Hampstead.

**Town (Ville)**: The Town of Hampstead.

## **Section 2: Territory**

2.1 The present by-law shall apply to all the territory of the Town.

## **Section 3: Contractor's obligations**

3.1 Any Landscaping, gardening & earthmoving contractor must every year, before carrying out works within the territory of the Town, first obtain a permit and pay all the fees mentioned in the Tariffs By-law, in force.

The said permit shall be valid from January 1st to December 31st and shall be non-transferable.

(814-3, sec.1, 04/3/2025)

3.2 To obtain the permit mentioned in Section 3.1, the contractor must complete a request on the Town's website containing the following information:

- a) the surname, given name, address and telephone number of the owner of any motor vehicle to be used by the contractor in the territory of the Town;
- b) the trade make, model, year, serial number and copy of the registration certificate of any motor vehicle to be used by the contractor in the territory of the Town;
- c) if applicable, a copy of the declaration of registration in the register of sole proprietorships, partnerships and legal persons by the contractor and;
- d) if the contractor is a legal person, the address of its head office and a copy of the incorporation documents of the said legal person;
- e) proof of public liability insurance for an amount of not less than 2 million dollars.

(814-3, sec.2, 04/3/2025)

3.3 To obtain the permit mentioned in Section 3.1, the landscaping, gardening & earthmoving contractor must pay the fees mentioned in the Tariffs By-law, in force, to register their company and primary vehicle with the Town.

Additional fees are mentioned in the Tariffs By-law, in force, for the registration of each additional vehicle.

(~~814-2, sec.1, 06/2/2023~~), (814-3, sec.2, 04/3/2025)

3.4 Repealed

(814-2, sec.2, 06/2/2023)

**Section 4:** Repealed

(814-1, Sec. 1, 9/13/2021)

**Section 5: Infractions and penalties**

- 5.1 Every person who infringes any provision of this By-law or allows such a contravention is committing an infraction and is liable to a fine. In the event of a first offence, this fine shall not be less than ONE HUNDRED AND FIFTY DOLLARS (\$150) nor to exceed ONE THOUSAND DOLLARS (\$1,000). In the case of a second or subsequent offence, the fine shall not be less than THREE HUNDRED DOLLARS (\$300) nor to exceed TWO THOUSAND DOLLARS (\$2,000).
- 5.2 Any legal entity that contravenes a provision of this by-law or allows such a contravention is committing an infraction and is liable to a fine of between THREE HUNDRED DOLLARS (\$300) and ONE THOUSAND DOLLARS (\$1,000) for a first offence, and a fine of between SIX HUNDRED DOLLARS (\$600) and TWO THOUSAND DOLLARS (\$2,000) for a second offence.
- 5.3 The payment of a fine imposed by reason of an offence shall not discharge the person in question from the obligation to comply with this By-law.

**Section 6: Presumption of responsibility**

- 6.1 For the purpose of this By-law, any legal person acting as a contractor is presumed to be responsible for any offense committed by its employees and sub-contractors.

**Section 7: Enforcement**

- 7.1 The enforcement of this By-law shall be the responsibility of the Public Security Department of the Town of Hampstead, its Urban Planning division and the Montreal Police Department.

**Section 8: Coming into force**

- 8.1 The present By-law shall come into force according to the law.

## By-law 814 - ANNEX 1

### **Holidays when most residents are not working**

#### **2015**

Jan. 1 (New Year's Day)  
April 3 (Good Friday)  
April 6 (Easter Monday)  
May 18 (National Patriot's Day)  
June 24 (Québec National Holiday)  
July 1 (Canada Day)  
Sept. 7 (Labour Day)  
Sept. 14 & et Sept. 15.(Rosh Hashanah)  
Sept. 23 (Yom Kippur)  
Oct. 12 (Thanksgiving)  
Dec. 25 (Christmas)

#### **2016**

Jan. 1 (New Year's Day)  
March 25 (Good Friday)  
March 28 (Easter Monday)  
May 23 (National Patriot's Day)  
June 24 (Quebec National Holiday)  
July 1 (Canada Day)  
Sept. 5 (Labour Day)  
  
Oct.3 & Oct. 4 (Rosh Hashanah)  
Oct. 10 (Thanksgiving)  
Oct. 12 (Yom Kippur)  
Dec. 25 (Christmas)

#### **2017**

Jan. 1 ( New Year's Day)  
April 14 ( Good Friday)  
April 17 ( Easter Monday )  
May 22 ( National Patriot's Day )  
June 24 ( Quebec National Holiday )  
July 1 ( Canada Day )  
Sept. 4 ( Labour Day )  
Oct.3 & Oct. 4 (Rosh Hashanah)  
Sept. 30 (Yom Kippur)  
  
Oct. 9 ( Thanksgiving)  
Dec. 25 ( Christmas)

#### **2018 onwards**

New Year's Day  
Good Friday  
Easter Monday  
National Patriot's Day  
Québec National Holiday  
Canada Day  
Labour Day  
Rosh Hashanah  
Yom Kippur  
Thanksgiving  
Christmas

Jeremy Levi, Mayor

Brinda Permal-Vardin, Deputy Town Clerk