

BY-LAW NO.13 *repealed by By-Law No 16*

To revise and consolidate regulations concerning public safety, morals and amenity; buildings, public health and licences.

1. By-laws Nos.1, 2, 3, 4, 5, 6, 9 and 11 and all amendments thereto are hereby repealed and replaced by this by-law. By-laws Nos. 7, 8, 10 and 12 are unaffected by this By-law.

2. "Municipality" means the Town of Barkmere, Province of Quebec.

"Council" means the Mayor and Alderman of the said Town.

"Secretary-Treasurer" means the Secretary-Treasurer of the said Town.

"Boat Inspector", "Building Inspector", "Sanitary Inspector" and "Constable" mean, respectively, the persons appointed to those offices by Council.

"Citizen" means any person, male or female, who may permanently or for the time being reside in the Town.

PUBLIC SAFETY, MORALS AND AMENITY

3. The burning of rubbish, refuse, brush and the like is permitted only when carried out in accordance with Provincial regulations. No outdoor fire shall be allowed more than one hundred feet from the shore of Bark Lake, nor shall any such fire be left unattended. All such fires shall be extinguished by thoroughly drenching.

4. Cigarette and cigar butts, pipe dottles, matches and the like shall be completely extinguished before being thrown to the ground.

5. Ashes shall be stored in covered non-combustible containers, only. No ashes shall be deposited on the ground until the lapse of twenty-four hours after their removal from a stove, fireplace, furnace or the like.

6. Every chimney, flue or the like shall be provided with a spark arrester over its outlet. The openings in such spark arrester shall not measure more than one-quarter inch in their greatest dimension. No stove-pipe shall be used as a chimney.

7. No stove or other heater shall be set closer than six inches to any combustible surface, unless the said surface be protected by a ventilated metal guard or otherwise. This regulation shall also apply to stove pipes for the ten feet nearest the appliance which they serve. No stovepipe or other metal flue shall be used after it shall have holes in it.

8. Highly inflammable or otherwise dangerous materials shall not be stored nor handled in inhabited buildings.

9. No motor boat shall be operated within the Municipality unless the owner shall have secured the necessary licence therefor and shall have attached the appropriate licence tag in a conspicuous place upon the said boat.
10. Every boat, however, propelled, shall carry a continuously burning light or lights in all weathers from sunset to sunrise.
11. No motor boat shall be operated without a proper muffler on the exhaust thereof, and no motor boat shall be operated with muffler cut out between June 1 and the following October 1.
12. Every motor boat shall carry at all times and in good order at least one fire extinguisher of the carbon tetrachloride or foam type of a capacity of not less than one pint.
13. It shall be the duty of the Boat Inspector, appointed under By-law No. 12, to enforce the provisions of Paragraphs 9, 10, 11 and 12 above.
14. Riots, unseemly noises, obscene or profane language, disturbances and disorderly assemblages are prohibited within the Municipality. Gaming, the playing of dice, cards and other games of chance with betting are also prohibited within the Municipality.
15. Bathing from any private property on which there are buildings is prohibited to any but the owner or occupant thereof and their families and guests; except by express permission of the owner or occupant. Every bather in public view shall be decently garbed.
16. Logs, wood, branches, trash and other floating or semi-floating objects shall not be thrown nor deposited in the waters of Bark Lake. Owners, occupants and others shall take every precaution that wharves, bathhouses and other structures do not become demolished and float away, in whole or in part. It is the duty of every citizen to remove from the waters of Bark Lake all objects floating therein in the vicinity of his property or place of residence.
17. Every building in the Municipality, so located as to be exposed to public view, shall be properly finished by painting, staining or otherwise, if necessary to ensure that it shall present a neat appearance at all times.
18. Advertising signs of every description, are prohibited on all public or private property within the Municipality. This prohibition shall not apply to "For Sale" or "To Let" signs and the like, when not over four square feet in area and erected upon the property to which they refer, nor to simple signs of reasonable size announcing the trade or profession of the occupant of the premises to which they shall be attached. However, signs in the last of the above categories shall be approved by Council.
19. For purposes of administration, Paragraphs 16 to 18 inclusive above are declared to be under the jurisdiction of the Building Inspector.

- Johnson*  
*Sec p 43.*
20. BUILDINGS - All persons desiring to erect, enlarge or alter buildings, or other structures within the Municipality, shall file with the Building Inspector an application for a building permit upon the form provided. Each such application shall be accompanied by two sets of drawings to scale of the proposed work, comprising at least plans of each floor, a front elevation and a side elevation, and by the fee required by Paragraph 38 of this By-law. If the building permit be granted one set of these drawings shall be returned, properly endorsed, to the applicant, and shall constitute the official plans of the structure.
21. The erection or operation of factories, workshops, warehouses, car barns, power houses, coal and wood yards, livery stables, public garages, public ice-houses, hotels, boarding-houses, rooming houses, clubs, public summer camps and other like enterprises within the Municipality are forbidden, except by Express resolution of Council, and then only under such conditions as Council may stipulate.
22. No building nor other structure within the Municipality shall be erected within two hundred feet of the building of any adjoining owner, nor located in such a way as to preclude an adjoining owner from building on his property under the provisions of this paragraph, save by mutual consent, of the property owners concerned, and with the express approval of Council. And further, no building nor other structure shall be erected upon any lot, piece or parcel of land within the Municipality fronting on Bark Lake, unless the said frontage shall be at least two hundred feet, save by express consent of Council.
23. Private stables, garages, boathouses, and the like may be erected upon permit of the Building Inspector, but no such permit shall be issued unless and until the applicant shall have submitted a plot plan showing the relation of the proposed building to existing buildings and to the boundaries of his property, as well as the drawings required under Paragraph 20 hereof. The Building Inspector may cause the location to be altered if he shall think fit.
24. No building nor other structure shall be moved from one site to another within the Municipality, nor from a site without the Municipality to one within it, unless a permit for such moving shall have been obtained from the Building Inspector.
25. All buildings or other structures for which permits have been issued shall be effectively commenced within six months' delay from the date of the permit, failing which the said permit shall lapse, unless an extension shall previously have been obtained from the Building Inspector. No permit shall be transferred, save by express consent of Council. All buildings, and other structures, for which permits have been issued shall be completed within a reasonable time. No person shall occupy part of an uncompleted building, save by express consent of Council.
26. The Building Inspector may at any time order the suspension of work on any building or other structure, if the same does not comply with these regulations, or if it shall depart from the official plans, and he

may also require the demolition of any such building or other structure.

27. The Building Inspector may order the repair, alteration or total demolition of any building or other structure which he shall think dangerous to life or to health or totally unfitted for the purpose for which it is intended.
28. At the request of Council, the Building Inspector shall visit and examine any building or other structure, for the purpose of ensuring that its construction conforms to these regulations.
29. All plans altering the cadastral subdivision of lands within the Municipality shall be submitted to and approved by Council before being deposited with the Provincial Government. No person shall alter the location of any dedicated road within the Municipality without the consent of Council.
30. Appeal from the decisions of the Building Inspector may be had to Council, but pending the decision on any such appeal, the decisions of the Building Inspector shall have full force and effect.
31. To carry out the provisions of Paragraphs 20 to 31 inclusive, of this By-law, there is created the office of Building Inspector. The Building Inspector shall be appointed by Council, which shall fix his remuneration, and he shall hold office during its pleasure.

#### PUBLIC HEALTH

32. Owners and occupants of property in the Municipality shall not allow their premises to become a nuisance to any person.
33. It is forbidden to allow any drainage or sewage to reach the waters of Bark Lake, clean surface water and roof water during storms alone excepted.
34. No person shall deposit garbage nor refuse in the waters of Bark Lake, nor scatter nor deposit such matters on his own or others' property.
35. The owner of every dead animal, or the owner or occupant of the property on which such carcass may be found, shall forthwith notify the Constable, who shall immediately remove the said carcass and make proper disposal of it. The costs of such disposal shall be collected by the Constable from the owner of the carcass or from the owner or occupant of the property on which it was found. Depositing the carcass of a dead animal in any of the waters within the Municipality is forbidden.
36. No person shall construct a common privy, cesspool, septic tank, dry well or other device for sewage disposal, except in a location approved by the Sanitary Inspector, nor shall any person

sink a well the water from which is intended for human use, nor use the water from any spring for this purpose, without approval by the Sanitary Inspector.

37. To carry out the provisions of Paragraphs 32 to 37, inclusive, of this By-law, there is created the office of Sanitary Inspector. The Sanitary Inspector shall be appointed by Council, which shall fix his remuneration, and he shall hold office during its pleasure.

#### LICENCES

38. No person shall erect any building OR OTHER STRUCTURE within the Municipality without obtaining the proper permit therefor and paying the fee set forth below:-

For a dwelling, store, or the like,       \$ 3.00

For a barn, shed, garage, boat-house, or the like, and for minor extensions, alterations, or repairs to any structure.       \$ 1.00

If the permit be not issued, these fees shall be refunded.

39. No person shall KEEP A DOG within the Municipality without paying for each such dog an

Annual Licence fee of       \$ .25

provided that no such licence fee shall be collected if the said dog is already licensed in some other Municipality.

40. A GASOLINE DEPOT is defined as being any place at which gasoline is sold at retail, and includes pumps, tanks, vehicles, etc., used for the purpose of such sale. Every operator of a gasoline depot within the Municipality shall pay an

Annual Licence fee of       \$ 5.00

for each such depot.

41. No corporation, partnership nor firm shall carry on the BUSINESS OF LUMBERING in any manner, shape or form within the Municipality, whether or not the products of such business are sold therein, without the payment of an

Annual Licence fee of       \$ 50.00

42. No MOTOR BOAT shall be operated within the Municipality without the payment of an

Annual Licence fee of       \$ .50

43. NO MOTOR BOAT FOR HIRE OR TAXI-BOAT shall be operated within the Municipality without the payment of an

44. "OMNIBUS" means any vehicle transporting passengers for hire, such vehicle being of any seating capacity or form whatever. "AUTOBUS" means a motor vehicle, having a capacity of at least six passengers, and transporting such passengers for hire. No person shall operate an OMNIBUS OR AUTOBUS within the Municipality without the payment of an

Annual Licence fee of \$ 2.00

45. "PEDDLER" means every huckster, itinerant trader, hawker, or public vendor and every person having in his possession any goods for sale of any kind, and selling them or offering them for sale in the streets or public places or in private premises. This definition also applies to every person delivering in the streets or public places or on the waters of Bark Lake or in private premises, goods of any kind which were not specially sold in advance in a store or other place of business, and which are not clearly consigned and addressed to a definite person, or delivering such goods in quantities other than those stipulated in the sales so effected in advance, but does not apply to bakers, milkmen, or ice merchants supplying only their own customers, nor to newspaper vendors, nor to farmers delivering the products of their own farms.

No person shall do business as a PEDDLER within the Municipality without the payment of an

Annual Licence fee of \$ 10.00

46. Annual licence fees shall be paid on or before the first day of July in each year.

47. No permit nor licence shall be considered effective until the receipt for the fee shall be in the possession of the applicant.

PENALTIES

48. Any person violating or contravening any of the provisions of this bylaw shall for each offence be subject to a fine, with or without costs, but not to exceed Forty Dollars, and in default of the immediate payment of such fine or fine and costs, to an imprisonment not to exceed two calendar months, said imprisonment to cease, however, at any time before the term set by the court, upon the payment of the said fine or fine and costs. Any person who may violate or contravene any of the provisions of this By-law shall be liable to the penalties mentioned for each and every day during which such violation or contravention shall last, each such day's violation or contravention being held a distinct and separate offence.

AMENDMENTS

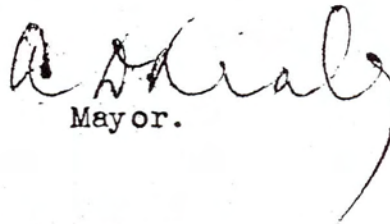
49. A majority vote of the whole Council shall be required to amend or to repeal this By-law.

BY-LAW NO.14A BY-LAW TO REGULATE USE OF PUBLIC ROADS AND HIGHWAYS IN  
THE MUNICIPALITY OF THE TOWN OF BARKMERE

1. The Town Council, either at a regular meeting or at a special meeting called for the purpose, shall have authority to pass a resolution ordering that all public roads and highways, or specified road or sections of roads only, in the municipality of the Town of Barkmere shall be closed against such traffic as shall be specified in the said resolution and for such length of time or for such periods of time as the said resolution shall mention.
2. Any person violating or contravening any of the terms of the said resolution or order shall, for each offense, be subject to a fine, with costs, but not to exceed \$40.00 and in default of the immediate payment of such fine and costs, to an imprisonment not to exceed two calendar months, said imprisonment to cease, however, at any time before the term set by the court, upon the payment of the said fine and costs. Each and every day during which such violation or contravention shall last shall be held a distinct and separate offense.
3. This by-law shall come into force fifteen days after its publication.



Secretary-Treasurer.



Mayor.

CERTIFICATE OF PUBLICATION OF BY-LAW NO.14


Public notice is hereby given by Alexander Watt, Secretary-treasurer of the Town of Barkmere that By-law No. 14, "A by-law to regulate use of public roads and highways in the Municipality of the Town of Barkmere" has been passed by the Town Council on June 5th, 1947.

Given this fifth day of June, 1947.



Secretary-Treasurer.

Posted the 7th June 1947 at the places appointed for such posting as per certificate of constable Dennis Miller.





publication.

*Alexander Watt*

Secretary-Treasurer.

*C.M. Carmichael*

Mayor.

CERTIFICATE OF PUBLICATION OF BY-LAW NO. 15

Public notice is hereby given by Alexander Watt, Secretary-Treasurer of the Town of Barkmere that By-law No. 15 being "A by-law to regulate opening of new streets, use of streets, and excavations in streets of the municipality of the Town of Barkmere was passed by the Town Council at a regular meeting held Wednesday, November 8th, 1950. A copy thereof is on deposit with Constable Rosario Miller, or may be seen at the office of the Secretary-Treasurer.

Given at Montreal, this 8th day of November 1950.

*Posted Nov 18 1950 at  
the places appointed for  
such posting as per  
certificate of Constable  
Rosario Miller.*

C.M. Carmichael  
Mayor.

*Alexander Watt*  
Secretary-Treasurer.