



**CANADA
PROVINCE OF QUEBEC
MRC DU HAUT ST-FRANÇOIS
MUNICIPALITY OF BURY**

A REGULAR MEETING of the Municipal Council of Bury was held on **Monday, October 7, 2019, at 7:30 pm** at the Bury Armoury Community Centre. Presents were councillors Jean Bergeron, Marilyn Matheson, Sabrina Patry-McComb, Delmar Fisher, all members of said Council having been duly convened and forming quorum, under the chairmanship of the Mayor, Mr. Walter Dougherty, and according to the provisions of the Municipal Code.

Councillors Alain Villemure and Corey Strapps are absent.

The Director General and Secretary-Treasurer, Mrs. Karen Blouin, is present.

1. Opening of the regular meeting

Quorum verification and words of welcome, it is 7:35 pm.

2. Adoption of the Agenda

IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Delmar Fisher,

AND CARRIED to adopt the agenda for the regular meeting of October 7, 2019, by removing the point 8.6.

The agenda is presented as follows:

AGENDA

11. Opening of the meeting
2. Adoption of the agenda of the October 7, 2019, meeting
3. Adoption of the French minutes of the regular meeting of September 9, 2019.
4. 1st public question period (general questions)
5. Filing of the monthly correspondence
6. Mayor's report
7. Reports of the Committees
 - 7.1 Administration
 - 7.2 Public Safety
 - 7.3 Public Works
 - 7.4 Town Planning and Environment
 - 7.5 Leisure, sport and culture
8. New Business
 - 8.1 List of monthly bills
 - 8.2 Procedure to process complaints to public organisations
 - 8.3 Authorisation to go out to public bids for a garbage and recycling truck
 - 8.4 Authorisation to go out to public bids for a dump truck
 - 8.5 Quote for the professional services of an architect
 - 8.6 Fire chief position



No de résolution
ou annotation

Minutes of the council of the Municipality of Bury

- 8.7 Quotes for winter salt for the 2019/2020 season
- 8.8 Request to the CPTAQ to allow usage other than for agriculture - lot 4 774 860
- 8.9 Request to the CPTAQ for the characterization of the natural environment – lot 4 772 927
- 8.10 Public consultation for bylaw number 338-2019
- 8.11 Public consultation for bylaw number 339-2019
- 8.12 Public consultation for bylaw number 340-2019
- 8.13 Donation to the Brookbury community centre for a Halloween party
- 8.14 Contribution to Place aux jeunes du Haut-Saint-François
- 8.15 Graduate bursaries
9. Legislation
 - 9.1 Notice of motion to bylaw number 338-2019 modifying town planning bylaw 338-2008
 - 9.2 Notice of motion to bylaw number 339-2019 modifying bylaw number 339-2008
 - 9.3 Notice of motion to bylaw number 340-2008 modifying bylaw number 340-2019
 - 9.4 Adoption of first draft bylaw number 338-2019 modifying bylaw 338-2008
 - 9.5 Adoption of first draft bylaw number 339-2019 modifying bylaw 339-2008
 - 9.6 Adoption of first draft bylaw number 340-2019 modifying bylaw 340-2008
 - 9.7 Adoption of bylaw 432-2019 modifying bylaw 432-2018 on conditional usages
10. 2nd question period (items on the agenda)
11. Other issues and new business
12. Information from Council members
13. Adjournment of the meeting

Next regular meeting

Monday November 4, 2019, at 7:30 p.m. at the Armoury Community Center at, 563 Main Street in Bury.

ADOPTED UNANIMOUSLY

3. Adoption of the French minutes of the regular meeting of September 9, 2019.

IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Sabrina Patry-McComb,

AND CARRIED that the French Minutes of the regular meeting of September 9, 2019 and be adopted as filed.

ADOPTED UNANIMOUSLY

4. 1st public question period (general questions)

Questions were asked:

5. Filing of the monthly correspondence

The director general mentioned that there is no correspondence.

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6. Mayor's report

None

7. Reports of the committees

- 7.1 Administration
- 7.2 Public Safety
- 7.3 Public Works
- 7.4 Town Planning and Environment
- 7.5 Leisure, sport and culture

8. New business

8.1 List of monthly bills

CONSIDERING THAT the director general must, in virtue of Bylaw 403-2008 regarding the delegation of powers and rules for the control and following-up of budget expenses, prepare and periodically present to Council at a regular meeting, a report detailing the expenses authorized.

THEREFORE,
IT IS PROPOSED BY Councillor Delmar Fisher,
SECONDED BY Councillor Marilyn Matheson,

AND CARRIED THAT the Municipal Council accepts the inclusion of the authorized expenses with the list of accounts payable and payment of the corresponding bills totalling \$ 135 875.13.

THAT the report be filed under number 09-2019 and be considered an integral part of the present minutes.

ADOPTED UNANIMOUSLY

8.2 Procedure to process complaints to public organizations

WHEREAS in order to comply with this sanction and in accordance with Article 938.1.2.1 of the Municipal Code of Quebec (hereinafter: MC), a municipality must have a procedure for the receipt and examination of complaints filed within the process of awarding of a contract following a public call for tenders or the awarding of a mutual agreement contract with a sole source involving an expenditure equal to or greater than the minimum threshold for public tenders;

WHEREAS the Municipality wishes to adopt a procedure for the receipt and examination of complaints made in connection with the tenders or the awarding of a contract;

THEREFORE,
IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Jean Bergeron,

AND CARRIED TO adopt the present procedure as follows:

1. Preamble

The preamble is an integral part of the present procedure.

2. Purpose of the Procedure

This procedure's purposes are:

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No de résolution
ou annotation

- a) to ensure fair treatment of complaints made to the Municipality through a tendering or contract-awarding process.
- b) to ensure fair treatment of expression of interest made to the Municipality in regards to a contract awarded which would not be subjected to article 938 MC through mutual agreement with a supplier who is the only one able to provide the materials, equipment or services requested, in accordance with Article 938.0.0.1 of the MC.
- c) to identify the person responsible for the application of this procedure (Designated Authority), including their email address

3. Interpretation

4. Designated authority

The Municipality's Director General and Secretary-Treasurer is the designated authority for the application of this procedure. Therefore all complaints pertaining a tendering or contract-awarding process as well as all expressions of interest following the publication of a notice of intent, according to article 938.0.0.1 MC. must be addressed to her.

In case of the Director General and Secretary-treasurer's absence or inability to act, the assistant secretary-treasurer becomes the designated authority.

Any complaint or expression of interest must be sent by email at: information.bury@hsfqc.ca, or any other address chosen by the designated authority and given on the public call for tenders or the notice of a mutual agreement contract.

5. Responsibilities of the designated authority

The designated authority must act impartially and diligently in the application of the provisions of the MC relating to the receipt, review, treatment and follow-up of complaints or expressions of interest.

In accordance to her capacity, the designated authority must :

- a) Receive the complaints or expressions of interest;
- b) Verify their admissibility in accordance to the MC and this procedure.
- c) Ensures that the complaint is presented on the form determined by the Public Procurement Authority (SEAO) as prescribed by MC;
- d) Ensures the treatment and follow-up of the complaints and expressions of interest, according to the MC, and may engage, when appropriate, the services of external resources, such as a firm or expert designated by the FMQ.
- e) Must formulate and transmit to the plaintiff or person who has expressed an interest of the Municipality's decision.
- f) Must inform the plaintiff or person who has expressed an interest of their right to formulate a complaint to the Public Procurement Authority. (RLRQ, c. A-33.2.1) when applicable and within the prescribed time period.



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6. Reasons in support of a complaint

An interested person or group of persons interested in participating in the bidding process or their representative may file a complaint with respect to this process when they consider that the public call for tenders provide conditions that

:

- do not ensure fair or equitable treatment of competitors; or
- provide conditions that do not allow competitors to participate even though they are qualified to meet the expressed needs; or
- provide conditions that do not conform to the normative framework of the municipality.

7. Reason in support of an expression of interest

A person may express his or her interest in a contract that is the subject of a notice of intention when she/he considers that she/he is able to perform the contract in accordance with the needs and obligations set out in the published notice

8. Procedure to file a complaint or Expression of interest

To be an admissible complaints or expressions of interest, must be presented on the form determined by the Public Procurement Authority (SEAO - Autorité des marchés publics) available on its website.

9. Date

The present procedure becomes effective upon its adoption by the municipal council.

ADOPTED UNANIMOUSLY

8.3 Authorization to go out for public bids to purchase a new or more recent Garbage/recycling truck and financing

WHEREAS there is a need to replace the current garbage and recycling truck from the year 2007;

THEREFORE,
IT IS PROPOSED BY Councillor Jean Bergeron,
SECONDED BY Councillor Delmar Fisher,

AND CARRIED TO authorize the director general, Mrs. Karen Blouin to launch a public call for tender for the purchase of a garbage and recycling truck and to obtain the necessary financing.

To authorize the director general to sign all the necessary documents to accomplish the purchase proposal and financing

ADOPTED UNANIMOUSLY

8.4 Authorization to go out to public bids to purchase a dump truck and financing

WHEREAS there is a need to replace the 1994 International 10 wheel dump truck to rejuvenate the current vehicle float;



No de résolution
ou annotation

THEREFORE,
IT IS PROPOSED BY Councillor Delmar Fisher,
SECONDED BY Councillor Sabrina Patry-McComb,

AND CARRIED authorize the director general, Mrs. Karen Blouin to launch a public call for tender for the purchase of a 10-wheeler dump truck and to obtain the necessary financing.

TO authorize the director general to sign all the necessary documents to accomplish the purchase proposal and financing.

ADOPTED UNANIMOUSLY

8.5 Quote for the professional services of an architect

WHEREAS as part of the TECQ program, the Municipality must carry out the work planned in the programming approved by MAMH before December 31, 2019;

WHEREAS it is necessary to retain the services of an architect to prepare the plans and specifications and to supervise the work to be done;

WHEREAS the Municipality has received an offer for the professional services of an architect for projects to add an emergency exit and drainage to the community center and for the expansion of the municipal garage;

THEREFORE,
IT IS PROPOSED BY Councillor Jean Bergeron,
SECONDED BY Councillor Delmar Fisher,

AND CARRIED TO accept the offer presented by David Leslie, architect and dated September 23, 2019 at a cost of \$ 21,300, plus taxes for all work to be completed before December 31, 2019.

ADOPTED UNANIMOUSLY

8.6 Appointment of Fire Chief

Removed

8.7 Quotes for winter salt for the 2019/2020 season

WHEREAS the municipality has received 3 quotes for the purchase of 228 metric tons of salt for the winter roads

WHEREAS the quotes are priced as follows:

Mines Seleine	131.14\$ per metric ton
Compass Minerals (Sifto)	119.47\$ per metric ton
Sel Warwick Inc.	109.75\$ per metric ton

Delivery included, plus taxes

THEREFORE
IT IS PROPOSED BY Councillor Delmar Fisher,
SECONDED BY Councillor Jean Bergeron,

AND CARRIED To authorize the purchase of 228 metric tons of salt in the amount of \$109.75 plus taxes, per metric ton, from Sel Warwick Inc.

ADOPTED UNANIMOUSLY

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ou annotation

2019-10-155

**8.8 Request to the CPTAQ to allow usage other than for agriculture -
lot 4 774 860**

WHEREAS the dairy operation has been abandoned for some time;

WHEREAS the land is still used for hay cutting;

WHEREAS the old dairy on lot 4 774 850 is no longer used, but in good condition;

WHEREAS the request is to obtain an authorization from the CPTAQ to use the dairy as an office for the sale of sugaring equipment;

WHEREAS this use has no impact on the neighborhood;

WHEREAS this operation would be beneficial for maple producers and the neighborhood;

THEREFORE,
IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Sabrina Patry-McComb,

AND CARRIED THAT the municipality of Bury certify that the application complies with the municipal bylaws and recommends to the Commission d la protection du territoire agricole du Québec(CPTAQ) to accept the said request, and for the reasons mentioned in this preamble.

ADOPTED UNANIMOUSLY

**8.9 Request to the CPTAQ for the characterization of the natural
environment – lot 4 772 927**

WHEREAS the CPTAQ requires a resolution of the City Council to proceed with the examination of the application;

WHEREAS the application includes an authorization to use the land located on part of lot number 4 772 927 for purposes other than agricultural;

WHEREAS the gravel pit is located in a predominantly forested area;

WHEREAS the request is to protect wetlands;

WHEREAS the request is for the authorization of the CPTAQ to use it for conservation purposes;

WHEREAS this conservation request has no consequences for agriculture and neighbors;

THEREFORE,
IT IS PROPOSED BY Councillor Delmar Fisher,
SECONDED BY Councillor Jean Bergeron,

AND CARRIED THAT the municipality certifies that the application complies with the municipal bylaws and recommends to the "*Commission de protection du territoire agricole du Québec*" (CPTAQ) to accept the said request, and for the reasons mentioned in this preamble.

ADOPTED UNANIMOUSLY

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ou annotation

8.10 Public consultation for bylaw number 338-2019

WHEREAS under the first paragraph of section 109.2 of the Land Use Planning and Development Act, a municipality must hold a public meeting on a bylaw project through the mayor or another member of the municipal council appointed by the mayor;

WHEREAS under the second paragraph of the same section, the municipal council fixes the date, time and place of the meeting; he may also delegate all or part of this power to the clerk or secretary-treasurer of the municipality;

THEREFORE,
IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Jean Bergeron,

AND CARRIED To delegate, in accordance with the second paragraph of section 109.2 of the Land Use Planning and Development Act, to the Secretary-Treasurer the power to fix the date, time and place of the public consultation meeting for the draft bylaw no. 338-2019 entitled "Bylaw amending the Master Plan No. 338-2008 to create the new " *Centre régional de traitement, de valorisation et de transformation des matières résiduelles*". assignment within a portion of the "Environment" assignment ".

ADOPTED UNANIMOUSLY

8.11 Public consultation for bylaw number 339-2019

WHEREAS under the first paragraph of section 109.2 of the Land Use Planning and Development Act, a municipality must hold a public meeting on a bylaw project through the mayor or another member of the municipal council appointed by the mayor;

WHEREAS under the second paragraph of the same section, the municipal council fixes the date, time and place of the meeting; he may also delegate all or part of this power to the clerk or secretary-treasurer of the municipality;

THEREFORE,
IT IS PROPOSED BY Councillor Jean Bergeron,
SECONDED BY Councillor Marilyn Matheson,

AND CARRIED To delegate, in accordance with the second paragraph of section 109.2 of the Land Use Planning and Development Act, to the Secretary-Treasurer the power to fix the date, time and place of the public consultation meeting on proposed bylaw no. 339-2019 entitled "Bylaw amending zoning bylaw number 339-2008 to create the new zone CR-60 within a part of zone ENV-54 and to modify the authorized uses within zone ENV-54.

ADOPTED UNANIMOUSLY

8.12 Public consultation for bylaw number 340-2019

WHEREAS under the first paragraph of section 109.2 of the Land Use Planning and Development Act, a municipality must hold a public meeting on a bylaw project through the mayor or another member of the municipal council appointed by the mayor;

WHEREAS under the second paragraph of the same section, the council fixes the date, time and place of the meeting. He may also delegate all or part of this power to the clerk or secretary-treasurer of the municipality;



No de résolution
ou annotation

THEREFORE,
IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Sabrina Patry-McComb,

AND CARRIED To delegate, in accordance with the second paragraph of section 109.2 of the Land Use Planning and Development Act, to the Secretary-Treasurer the power to fix the date, time and place of the public consultation meeting on the draft bylaw no. 340-2019 entitled "Bylaw modifying subdivision number 340-2008 to incorporate subdivision standards following the creation of the new "*Centre régional de traitement, de valorisation et de transformation des matières résiduelle*".

ADOPTED UNANIMOUSLY

8.13 Donation to the Brookbury community centre for a Halloween party

2019-10-160

WHEREAS the Municipality has received a letter from the Brookbury Community Centre requesting a financial contribution for their Halloween party on October 25, 2019

WHEREAS the Brookbury Community Centre is a non-profit organization and supports the well-being of the children of the municipality;

THEREFORE,
IT IS PROPOSED BY Councillor Sabrina Patry-McComb,
SECONDED BY Councillor Jean Bergeron,

AND CARRIED to donate \$ 50 as a financial contribution for their Halloween party on October 25, 2019.

ADOPTED UNANIMOUSLY

8.14 Contribution to Place aux jeunes du Haut-Saint-François

2019-10-161

WHEREAS the Municipality received, on September 27, 2019, a request for financial support to *Place aux jeunes du Haut-Saint-François* to ensure the maintenance of their activities and, in turn, ensure the success of this initiative in 2019-2020;

WHEREAS the Municipality wishes to support *Place aux jeunes* in their mission to promote the migration, establishment and maintenance of young people aged 18 to 35 in the MRC;

WHEREAS *Place aux jeunes du Haut-Saint-François* receives a grant from the *Secrétariat à la jeunesse* and that the allocation of this amount is conditional on the promoter, Carrefour jeunesse-emploi, raising a certain amount in his community;

THEREFORE,
IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED by Councillor Sabrina Patry-McComb,

AND CARRIED TO authorize a contribution of \$ 231 to *Place aux jeunes Haut-Saint-François*.

THAT the amount be conditional on the adoption of the 2020 budget and paid in January 2020.

ADOPTED UNANIMOUSLY



2019-10-162

8.15 Graduate bursaries

WHEREAS the Municipality has adopted a policy that grants a scholarship to graduates of secondary schools;

WHEREAS this award is for all students under the age of 20 from the Bury community who have completed high school;

WHEREAS 6 students graduated from high school in 2019;

CONSEQUENTLY,
IT IS PROPOSED BY Councillor Sabrina Patry-McComb,
SECONDED BY Councillor Marilyn Matheson,

AND CARRIED to authorize an amount of \$ 300 for each graduate who graduated from high school in 2019.

ADOPTED UNANIMOUSLY

9. Legislation

9.1 Notice of motion to bylaw number 338-2019 modifying town planning bylaw 338-2008

The councillor, Mrs. Marilyn Matheson, gives a notice of motion with a request for exemption from reading that at a future meeting of the municipal council, a bylaw modifying the town planning bylaw 338-2008 in order to create the new assignment "Regional Center for the Treatment, Recycling and Processing of Residual Materials" within a part of the "Environment" assignment, will be presented for adoption

ADOPTED UNANIMOUSLY

9.2 Notice of motion to bylaw number 339-2019 modifying bylaw number 339-2008

Councillor, Mrs. Sabrina Patry-McComb, gives a notice of motion with a request for exemption from reading that at a future meeting of council, a bylaw amending bylaw number 339-2008 to create the new CR-60 zone within a part of the ENV-54 zone and modify the authorized uses within the ENV-54 zone, will be presented for adoption.

9.3 Notice of motion to bylaw number 340-2008 modifying bylaw number 340-2019

The councillor, Mrs. Marilyn Matheson, gives a notice of motion with a request for exemption from reading that at a future meeting of the municipal council, a bylaw modifying "Lotissement" bylaw number 340-2008 in order to incorporate the parcelling of lots following the creation of the new zone Center regional treatment, recovery and transformation of residual materials (CR).

9.4 Adoption of first draft bylaw number 338-2019 modifying bylaw 338-2008

2019-10-163

WHEREAS is effective on the territory of the municipality town planning bylaw number 338-2008;

WHEREAS, is effective on the MRC du Haut-Saint-François territory, a layout and development plan, that this scheme was adopted by bylaw no. 124-98 and that it is entitled: " Revised layout plan ";



WHEREAS lot 4 772 850 cadastre of Quebec is the property of the Intermunicipal Board of the center of valorization of the residual materials of Haut-Saint-François and Sherbrooke, here quoted [Valoris];

WHEREAS lot 4,772,850 has an area of 151.26 hectares and is located entirely within the permanent agricultural zone and the "Forest" allotment in the town planning;

WHEREAS lot 4 772 850 has been used for 38 years for waste management purposes and for this purpose we find several infrastructures related to this use (former landfill, landfill site) sorting center, water treatment ponds, etc.);

CONSIDERING that Valoris wishes to develop the eco-industrial park project on lot 4,772,850. This project, which focuses on the niche of green recycling of residual materials, pursues a goal of synergy between companies and Valoris activities;

WHEREAS the eco-industrial park project aims to:

- Allow the pooling of resources;
- Allow the recovery of residual materials by transformation or integration into the manufacture of other products for a second life;
- Allow the creation of new jobs on the territory of the MRC;
- Allow the reduction of the volume of waste to be buried;

WHEREAS the MRC has applied to the Commission for the Protection of the Agricultural Land of Quebec, hereinafter referred to [the Commission], for the purpose of excluding from the permanent agricultural zone lot 4 772 850;

CONSIDERING that in its preliminary orientation, the Commission has expressed its intention to refuse to grant the exclusion request, but has shown itself open to generally allow uses related to the eco-industrial park project by the through an application for authorization;

WHEREAS the eco-industrial park project is partially in conformity with the development and development plan of the MRC and with the urban planning bylaws of the municipality;

CONSIDERING that the layout and development plan of the MRC and the town planning regulations of the municipality allow on the site of Valoris buildings and infrastructures related to the management of residual materials and the valorization of the biomass without however allowing explicitly the industrial activities of transformation of residual materials;

WHEREAS under section 58.5 of the Act Respecting the Protection of Agricultural Land and Agricultural Activities, an application for authorization is inadmissible by the Commission in the event of non-compliance of the project with the zoning bylaw of the municipality;

WHEREAS the MRC has modified its layout and development plan in order to create the new assignment "Regional Center for the treatment, recovery and transformation of residual materials" and to allow uses related to the eco-park project -industrial;

CONSIDERING the importance of Valoris activities for the region and the economic opportunities (investments, jobs) resulting from the eco-industrial park project;

WHEREAS section 58 of the Land Use Planning and Development Act (RLRQ, c A-19.1) allows the adoption of concordance bylaws in order to



No de résolution
ou annotation

bring the town planning and the zoning bylaw in line with the plan development;

WHEREAS these concordance bylaws will eventually allow the Commission to submit an application for authorization to carry out the eco-industrial park project;

WHEREAS the Council of the Municipality of Bury deems it appropriate to modify the town planning bylaw number 338-2008 in order to create a new assignment for the Valoris site;

WHEREAS this amendment will reflect the true vocation of this part of the territory of the municipality and its importance at the regional level in addition to ensuring consistency between the town planning bylaws and the layout and development plan of the MRC;

WHEREAS the municipality is governed by the Act Respecting Land Use Planning and Development and that the articles of the town planning bylaw number 338-2008 can only be modified in accordance with the provisions of this Act;

THEREFORE

IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED BY Councillor Jean Bergeron,

THAT by this Bylaw number 338-2019, Council decrees, as follows:

Bylaw amending Plan 338-2008 to create the new "Regional Waste Treatment, Recycling and Processing Center" assignment within a portion of the "Environment" allocation.

THAT the present council members declare that they have read the bylaw and renounce its reading.

ADOPTED UNANIMOUSLY

9.5 Adoption of first draft bylaw number 339-2019 modifying bylaw 339-2008

2019-10-164

WHEREAS the zoning bylaw number 339-2008 is in effect on the territory of the municipality;

WHEREAS, on the MRC du Haut-Saint-François territory, is effective a layout and development plan, this scheme was adopted by regulation n ° 124-98 and is entitled: " Revised layout plan ";

WHEREAS lot 4 772 850 cadastre of Quebec is the property of the Intermunicipal Board of the center of valorization of the residual materials of Haut-Saint-François and Sherbrooke, here quoted [Valoris];

WHEREAS lot 4 772 850 has been used for 38 years for waste management purposes and for this purpose we find several infrastructures related to this use (former landfill, landfill site) sorting center, water treatment ponds, etc.);

WHEREAS Valoris wishes to develop the eco-industrial park project on lot 4,772,850. This project, which focuses on the green valuation of residual materials, pursues a synergy objective between companies and Valoris activities;



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WHEREAS the eco-industrial park project aims to:

- Allow the pooling of resources;
- Allow the recovery of residual materials by transformation or integration into the manufacture of other products for a second life;
- Allow the creation of new jobs on the territory of the MRC;
- Allow the reduction of the volume of waste to be buried;

WHEREAS the MRC has applied to the Commission for the Protection of the Agricultural Land of Quebec, hereinafter referred to [the Commission], for the purpose of excluding from the permanent agricultural zone lot 4 772 850;

WHEREAS in its preliminary orientation, the Commission has expressed its intention to refuse to grant the exclusion request, but has shown itself open to generally allow uses related to the eco-industrial park project by the through an application for authorization;

WHEREAS the eco-industrial park project is partially in conformity with the development and development plan of the MRC and with the town planning bylaws of the municipality;

WHEREAS the development and development plan of the MRC and the town planning regulations of the municipality allow on the site of Valoris buildings and infrastructures related to the management of residual materials and the valorization of the biomass without however allowing explicitly the industrial activities of transformation of residual materials;

WHEREAS under section 58.5 of the Act Respecting the Protection of Agricultural Land and Agricultural Activities, an application for authorization is inadmissible by the Commission in the event of non-compliance of the project with the zoning bylaw of the municipality;

WHEREAS the MRC has modified its layout and development plan in order to create the new assignment "Regional Center for the treatment, recovery and transformation of residual materials" and to allow uses related to the eco-park project -industrial;

CONSIDERING the importance of Valoris activities for the region and the economic opportunities (investments, jobs) resulting from the eco-industrial park project;

WHEREAS the Council of the Municipality of Bury deems it appropriate to modify the zoning bylaw number 339-2008 in order to create a new zone for the Valoris site and to allow uses related to the eco-industrial park project;

WHEREAS the municipality is governed by the Act respecting land use planning and development and that the articles of zoning Bylaw 339-2008 can only be modified in accordance with the provisions of this Act;

THEREFORE

IT IS PROPOSED BY Councillor Sabrina Patry-McComb
SECONDED BY Councillor Marilyn Matheson,

AND CARRIED THAT City Council decrees by this bylaw number 339-2019, the following, namely:



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Bylaw to amend Zoning Bylaw number 339-2008 to create the new CR-60 zone within a part of the ENV-54 zone and to modify the authorized uses within the ENV-54 zone

THAT the present council members declare that they have read the bylaw and renounce its reading.

ADOPTED UNANIMOUSLY

9.6 Adoption of first draft bylaw number 340-2019 modifying bylaw 340-2008

2019-10-165

WHEREAS the "lotissement" bylaw number 340-2008 is in effect on the territory of the municipality;

WHEREAS the zoning bylaw number 339-2008 is in effect on the territory of the municipality;

WHEREAS, in the territory of the MRC du Haut-Saint-François, a layout and development plan, this scheme was adopted by regulation n ° 124-98 and is entitled: " Revised layout plan ";

WHEREAS lot 4 772 850 cadastre of Quebec is the property of the Intermunicipal Board of the center of valorization of the residual materials of Haut-Saint-François and Sherbrooke, here quoted [Valoris];

WHEREAS lot 4 772 850 has been used for 38 years for waste management purposes and for this purpose we find several infrastructures related to this use (former landfill, landfill site) sorting center, water treatment ponds, etc.);

WHEREAS Valoris wishes to develop the eco-industrial park project on lot 4,772,850. This project, which focuses on the green valuation of residual materials, pursues a synergy objective between companies and Valoris activities;

WHEREAS the eco-industrial park project aims to:

- Allow the pooling of resources;
- Allow the recovery of residual materials by transformation or integration into the manufacture of other products for a second life;
- Allow the creation of new jobs on the territory of the MRC;
- Allow the reduction of the volume of waste to be buried;

WHEREAS the MRC has applied to the Commission for the Protection of the Agricultural Land of Quebec, hereinafter referred to [the Commission], for the purpose of excluding from the permanent agricultural zone lot 4 772 850;

WHEREAS in its preliminary orientation, the Commission has expressed its intention to refuse to grant the exclusion request, but has shown itself open to generally allow uses related to the eco-industrial park project by the through an application for authorization;

WHEREAS the eco-industrial park project is partially in conformity with the layout and development plan of the MRC and with the town planning bylaws of the municipality;

WHEREAS the layout and development plan of the MRC and the town planning bylaws of the municipality allow on the site of Valoris buildings and infrastructures related to the management of residual materials and the valorization of the biomass without however allowing explicitly the industrial activities of transformation of residual materials;



WHEREAS under section 58.5 of the Act Respecting the Protection of Agricultural Land and Agricultural Activities, an application for authorization is inadmissible by the Commission in the event of non-compliance of the project with the zoning bylaw of the municipality;

WHEREAS the MRC has modified its layout and development plan in order to create the new assignment "Regional Center for the treatment, recovery and transformation of residual materials" and to allow uses related to the eco-park project -industrial;

CONSIDERING the importance of Valoris activities for the region and the economic opportunities (investments, jobs) resulting from the eco-industrial park project;

WHEREAS the Council of the Municipality of Bury considered it appropriate to modify the zoning Bylaw number 339-2008 in order to create a new zone for the Valoris site and to allow uses related to the eco-industrial park project;

WHEREAS the Council of the Municipality of Bury deems it appropriate to modify "lotissement" bylaw number 340-2008 in order to assign lot parcelling standards to this new zone;

WHEREAS the municipality is governed by the Act respecting land use planning and development and subdivision bylaw number 340-2008 can only be amended in accordance with the provisions of this Act;

THEREFORE

IT IS PROPOSED BY Councillor Marilyn Matheson,
SECONDED by Councillor Sabrina Patry-McComb,

THAT by this Bylaw number 340-2019, Council decrees the following:

Bylaw modifying "lotissement" bylaw number 340-2008 in order to incorporate subdivision standards following the creation of the new zone Center regional de la treatment, valorisation et transformation des matières résiduels (CR)

THAT the present council members declare that they have read the bylaw and renounce its reading.

CARRIED UNANIMOUSLY

9.7 Adoption of bylaw 432-2019 modifying bylaw 432-2018 on conditional usages

WHEREAS is effective on the territory of the municipality of Bury a zoning bylaw dividing the territory into zones;

WHEREAS the zoning bylaw prohibits or authorizes constructions and uses in each of these zones;

WHEREAS sections 145.31 to 145.35 of the Act respecting land use planning and development (CQLR, chapter A-19.1) allow the municipality to adopt a bylaw on conditional uses;

WHEREAS the usefulness of a regulation on conditional uses lies in its flexibility with respect to the traditional zoning bylaw;

WHEREAS this type of discretionary bylaw may, subject to conditions of the council of the municipality and following an assessment procedure, permit the establishment or exercise within an area determined by the bylaw; zoning of a use deemed compatible, but initially unauthorized within it, without the need to change the regulations each time;

2019-10-166



No de résolution
ou annotation

WHEREAS the Council of the Municipality of Bury deems it appropriate to amend bylaw 432-2018 on conditional uses and to grant the following conditional use to zone M-4:

"Retail and binding impact services: automotive repair" under the following conditions:

- 1 All operations related to the main use are carried out inside a building at all times;
- 2 The sale of vehicles is allowed
- 3 The bodywork is allowed respecting all the standards in force
- 4 Storing tires outside but must not be visible from the street
- 5 Limit the number of vehicles registered for customer traffic to four (4). This does not include vehicles registered for the circulation of owners and employees;
- 6 A four foot by eight foot (4 'x 8') sign installed flat on the front of the store;
- 7 Any vehicle not registered for traffic must be stored inside the building or not visible from the public street and neighborhood;
- 8 Keep the land clean and free of debris related to the activities of the trade;
- 9 All operations take place from Monday to Friday between 7 am and 6 pm and Saturday from 9 am to 5 pm
- 10 Uses are conditional on the installation of a fence installed according to the standards in force

WHEREAS the municipality has a planning advisory committee duly trained under section 146 of the Land Use Planning and Development Act (CQLR, chapter A-19.1), a condition precedent to the adoption of a bylaw on site planning and architectural integration programs;

WHEREAS a notice of motion was duly given at a meeting held on August 5, 2019;

WHEREAS a draft bylaw was adopted at a meeting held on August 5, 2019;

WHEREAS a public consultation meeting on the draft bylaw was held on September 9, 2019;

WHEREAS the municipality is governed by the Act Respecting Land Use Planning and Development (RLRQ, chapter A-19.1) and this bylaw is adopted in accordance with the provisions of this Act;

CONSEQUENTLY

IT IS PROPOSED BY Councillor Sabrina Patry-McComb,
SECONDED BY Councillor Delmar Fisher,

AND CARRIED THAT the second draft of Bylaw 432-2019, entitled "Bylaw concerning conditional uses amending bylaw number 432-2018" be and is adopted.

THAT the present council members declare that they have read the bylaw and renounce its reading.

The vote is requested:

3 For

1 Against

ADOPTED MAJORITARILY



No de résolution
ou annotation

Minutes of the council of the Municipality of Bury

10. 2nd public question period (Items on the agenda)

Questions were asked:

11. Other issues and new items

None

12. Information from Council members

None

13. Adjournment of the meeting;

IT IS PROPOSED BY Councillor Marilyn Matheson that the assembly be adjourned; it is 9:25 p.m.

Next regular meeting will be held on Monday, November 4, 2019, at 7:30 p.m. at the Armoury Community Center situated at 563 Main Street.

Certificate of sufficient funds:

I, the undersigned, Karen Blouin, Director General and Secretary-Treasurer, certify, by the present, that funds are available for the amounts to be paid in the following resolutions: 2019-10-149, 2019-10-153, 2019-10-154, 2019-10-160, 2019-10-161, 2019-10-162

Signed this October 8, 2019

Karen Blouin pour Karen Blouin

Karen Blouin, Director General and Assistant Secretary-Treasurer

Walter Dougherty

Walter Dougherty
Mayor