



PROVINCE OF QUEBEC
TOWN OF KIRKLAND

BY-LAW NO.: 2016-53-2

**BY-LAW AMENDING BY-LAW NO 2016-53
CONCERNING BUILDING OCCUPANCY AND
MAINTENANCE TO INCLUDE VACANT LOTS**

ADOPTION PROCEDURE

Notice of Motion:	June 5, 2023
Tabling of draft by-law:	June 5, 2023
Adoption of by-law:	July 4, 2023
Publication:	July 7, 2023
Coming into force:	July 7, 2023

WHEREAS pursuant to section 145.41 of the *Act respecting land use planning and development* (CQLR, c. A-19.1), the Municipal Council may, by by-law, set standards and prescribe measures for the occupancy and maintenance of buildings;

WHEREAS pursuant to sections 55 to 61 of the *Municipal Powers Act* (CQLR, c. C-47.1), the Municipal Council may, by by-law, set standards and prescribe measures pertaining to sanitation and nuisances;

WHEREAS pursuant to sections 369 and 411 of the *Cities and Towns Act* (CQLR, c. C-19);

WHEREAS pursuant to section 356 of the *Cities and Towns Act* (CQLR, c. C-19), notice of motion of this by-law was given and a draft of this by-law was filed at the regular sitting of the Municipal Council held on June 5, 2023;

WHEREAS copies of this by-law were made available to the public;

WHEREAS the Preamble forms an integral part of this by-law;

THE MUNICIPAL COUNCIL DECREES AS FOLLOWS:

SECTION 1 SANITATION

Section 9 of the by-law is amended by replacing paragraph (6) with the following paragraph, so that it reads as follows:

"(6) The presence of rodents such as rats, mice and field mice, vermin, insects or parasites and the conditions favouring their proliferation;"

SECTION 2 MAINTENANCE

The by-law is amended by adding the following section 12.1:

"SECTION 12.1

With the exception of municipal properties, any vacant lot not occupied by a main building must be free of any accessory building, any accessory and any other object whatsoever, with the exception of a fence delimiting the lot.

In addition to the prohibited items mentioned in Section 9, the following are also prohibited and must be removed from a vacant lot not occupied by a main building:

1° Any type of vehicle as defined in the *Highway Safety Code*, chapter C-24.2;

2° Any type of equipment, including but not limited to: snowmobiles, all-terrain vehicles, trailers, boats, tractors, trailers, snow removal equipment, landscaping equipment, etc.

For the purposes of interpreting this article, a vacant lot not occupied by a main building is considered to be any lot on which there is no visible above-ground building. A lot with only the foundation of a main building is considered to be a vacant lot not occupied by a main building."

SECTION 2 COMING INTO FORCE

This by-law comes into force in accordance with the law.

(Michel Gibson)

Mayor

(Annie Riendeau)

Town Clerk