



MUNICIPALITY OF KAZABAZUA

BY-LAW NUMBER: SQ 2017-006

Notice of motion: February 7, 2017
Adopted: March 7, 2017
Publication and Entry into force: March 9, 2017

**CANADA
PROVINCE OF QUEBEC
MUNICIPALITY OF KAZABAZUA**

**BY-LAW CONCERNING EXTERNAL USE OF WATER FROM PUBLIC WATER
APPLICABLE BY THE SÛRETÉ DU QUÉBEC**

WHEREAS the Municipality of Kazabazua provides for the establishment and maintenance of public aqueducts;

WHEREAS the council considers that the external use of the water coming from the public aqueduct should be regulated so that water is not used unnecessarily;

WHEREAS the intervention of the council by By-Law is necessary given the limited quantities of water available, and especially during the summer season;

WHEREAS a copy of by-law 2017-006 was given to the members of the council no later than 2 legal days before the regular meeting of the March 7, 2017, that all the members present declare that they have read the draft by-law and that they forfeit its reading .

CONSEQUENTLY, IT IS MOVED by Tanya Gabie, SECONDED by Sandra Lacharity and resolved at the majority

THAT: This by-law is adopted.

ARTICLE 1 The preamble shall form an integral part of this By-Law.

ARTICLE 2 « **PUBLIC NOTICE** » When a water scarcity takes place or is apprehended, the municipal council may, by resolution, issue a public notice prohibiting, for a specified period, the use of water from the public aqueduct; Or laying down conditions for the use of that water, for watering, car washing or pool filling purposes. This notice, unless specifically mentioned, does not refer to the use of water by farmers for the purpose of their cultivation.

ARTICLE 3 « **PROHIBITED USE** » It is forbidden to use drinking water for watering purposes, washing cars or filling swimming pools during the blackout period. If conditions for water use have been provided, the user must comply with these terms and conditions.

ARTICLE 4 « **RIGHT OF INSPECTION** » The municipal council authorizes the officers of the municipality or any municipal employee appointed by the council and the peace officers to visit and examine between 7 am and 7 pm or beyond For any reasonable cause, any movable or immovable property and the exterior or interior of any house, building or building, to ascertain whether the by-laws are executed therein and thus any owner, lessee or occupant of such houses, buildings or Buildings, shall receive such persons and answer any questions put to them in connection with the enforcement of this by-law.

PENAL PROVISION

ARTICLE 5 « **APPLICATION** » The person responsible for the application of this by-law is any officer or municipal employee appointed by the council.

The council also authorizes all peace officers of the Sûreté du Québec to institute criminal proceedings against any offender and to issue statements of offense for any contravention of any of the provisions of this by-law.

ARTICLE 6 « **FARMER** » A person engaged in the production of an agricultural product except:
a) a person engaged in that production as an employee within the meaning of the Labor Code (chapter c-27);

- b) a person who exploits the forest except when it carries on the wooded portion of the farm;
- c) a person engaged in the production of an agricultural product consumed entirely by himself and the members of his family;
- d) a person whose agricultural production for marketing is less than \$ 3,000.

ARTICLE 7 « PENALTY » Any person who contravenes any of the provisions of this by-law is guilty of an offense.

A person who commits a first offense is liable to a fine of not less than two hundred dollars (\$ 200.00) and not more than five hundred dollars (\$ 500.00) in the case of a natural person, And not less than three hundred dollars (\$ 300.00) and not more than one thousand dollars (\$ 1000.00) in the case of a corporation.

A person who commits a second offense under the same provision within a period of two (2) years of the first offense is liable to a fine of not less than four hundred dollars (\$ 400.00) and not more than one thousand dollars In the case of a natural person, not less than five hundred dollars (\$ 500.00) and not more than one thousand five hundred dollars (\$ 1,500.00) if Is a legal person.

Any person who commits a subsequent offense under the same provision within a period of two (2) years of the first offense is liable to a fine of not less than five hundred dollars (\$ 500.00) and not more than one thousand two hundred dollars (\$ 1,200.00) in the case of a natural person, and not less than one thousand dollars (\$ 1,000.00) and not more than two thousand dollars (\$ 2,000.00) It is a legal person.

ARTICLE 8 « PRESUMPTION » Where it is proved that a breach of this by-law is committed, the owner of the lot on which the contravention is found is deemed to have committed the contravention.

ARTICLE 9 « ABROGATION » This by-law abrogates and replaces in its entirety and for any purpose that By-Law 2011-006 and any previous municipal by-law inconsistent with the provisions of this by-law.

This abrogation shall not be construed as affecting any matter or thing done or to be done under the by-law so repealed. Any offense or prosecution under the abrogated By-law or any By-Law referred to therein may be continued in the manner prescribed in those by-laws.

ARTICLE 10 « ENTRY INTO FORCE » This By-Law shall come into force in accordance with the law.

Pamela Lachapelle registers her dissidence.



Mayor

Secretary-treasurer