

**NEZAADIKAANG /
Lac des Mille Lacs First Nation
Zoning By-Law**

BY-LAW 17-02

A by-law to divide the reserve into zones
and regulate the use of land on
Lac des Mille Lacs First Nation Reserve

BY-LAW 17-02: ZONING

of the Lac des Mille Lacs First Nation.

A By-Law to Divide the Reserve into Zones and Regulate the Use of Land

Enacted on this ____ day of _____ 20__.

WHEREAS the Lac des Mille Lacs First Nation leadership requires a by-law dividing the reserve into zones and regulating the use of land;

AND WHEREAS the Lac des Mille Lacs First Nation leadership is empowered to make such by-law pursuant to paragraphs 81(1)(g), (q) and (r) of the *Indian Act*;

AND WHEREAS it is considered necessary for the development of the reserve lands of the Band to regulate the use of reserve lands;

THEREFORE be it resolved that the Lac des Mille Lacs First Nation leadership hereby makes the following by-law:

PART I – GENERAL

Short Title

1. This by-law may be cited as the “LDML Reserve Zoning By-law”.

Interpretation

2. In this by-law:
 - (a) Accessory Building or Structure refers to a detached building or structure, the use of which is incidental or secondary to that of the main building.
 - (b) Accessory Use refers to a use customarily incidental and subordinate to the principal use.
 - (c) Apartment Dwelling Building refers to the whole of a building not otherwise defined herein, which contains four or more Dwelling Units served by a common entrance, in which the occupants have the right to use in common any corridors, stairs or elevators contained therein, and the land appurtenant thereto.
 - (d) Attached refers to a building otherwise complete in itself, which depends for structural support, or complete enclosure, upon a division wall or walls shared in common with adjacent building or buildings.
 - (e) Band, LDMLFN, or First Nation refers to the Lac des Mille Lacs First Nation
 - (f) Building refers to any structure used or designed to be used for shelter, accommodation or enclosure of persons, animals, or chattels.

- (g) Business and Professional Office refers to an office in which any non-industrial or manufacturing business is carried on (other than an industrial or manufacturing business) or any profession is practiced.
- (h) By-law Enforcement Officer refers to any person or authority designated by and for Chief and Council to oversee the enforcement of the LDMLFN by-laws.
- (i) Chief and Council and/or Band Council refers to the governing body composed of those persons elected pursuant to the LDML *Custom Leadership Selection Code*.
- (j) Community Complex refers to any tract of land or buildings or any part of any buildings used for community activities, whether used for commercial purposes or not, and the control of which is vested in the Band Council, a local board or agent thereof.
- (k) Convenience Store refers to a retail commercial establishment supplying groceries, sundries and other daily household necessities to the immediate surrounding area.
- (l) Duplex refers to a building that is divided horizontally into two dwelling units, each of which has an independent entrance.
- (m) Dwelling refers to any building which is primarily used for the dwelling of persons, and includes a single family home, semi-detached home, Duplex, town home or Dwelling Unit in a multi-unit building, including but not limited to any modular, prefabricated, or mobile home that may be described as a home, house, cottage, seasonal home and/or camp.
- (n) Dwelling Unit refers to one or more habitable rooms designed for use by and occupied by not more than one family and in which separate kitchen and sanitary facilities are provided for the exclusive use of such a family, with a private entrance from outside the building or from a common hallway or stairway inside the building.
- (o) Eating Establishment refers to a building or part of a building where food is offered for sale or sold to the public for immediate consumption therein, and includes a restaurant, cafe, tea or lunch room, dairy bar, and refreshment room or stand, but does not include a boarding or lodging house.
- (p) Erect refers to build, construct, reconstruct, or relocate, and includes any preliminary physical operations such as cutting, grading, excavating, filling or draining, and any altering of an existing building by an addition, extension or other structural change.
- (q) Forestry refers to the management, development and cultivation of timber resources to ensure the continuous production of wood or wood products, provision of proper environmental conditions for wildlife, protection against floods and erosion, protection and production of water supplies, and preservation of the recreation resource.
- (r) Garage, Commercial refers to a building, structure or lot where commercial vehicles are stored or where vehicles are repaired or maintained.

- (s) Gravel Pit refers to any open excavation made for the removal of any soil, earth, clay, marl, sand, gravel or unconsolidated rock or mineral in order to supply material for construction, manufacturing or industrial purposes.
- (t) Home Business refers to an occupation, trade, business, profession, adventure for profit, or craft carried on as an accessory use to the use of a Dwelling Unit of the person carrying on the occupation, trade, business, profession, adventure for profit, or craft.
- (u) Housing Committee refers to the committee established or appointed by Chief and Council to review and formulate policies, plans and by-laws and to oversee the administration and enforcement of all LDMLFN housing programs and services. The decisions and approvals of the Housing Committee are made with the full direction and support of Chief and Council.
- (v) Land refers to real property situate on the Reserve, whether or not it contains buildings or structures, and whether it is vacant or occupied. Reference to “Land” includes all buildings and structures on the Land.
- (w) Lot means a parcel or tract of land that has been properly surveyed and identified as being separate and distinct from any adjacent or adjoining Land, and for which a Certificate of Possession may be issued by LDMLFN.
- (x) Mobile Homes are manufactured homes constructed off-site on a steel frame, shipped on its own wheels. It does not include a recreational vehicle intended for leisure activities such as vacations or camping.
- (y) Modular Homes are homes constructed into modules which are then secured together on-site to form a whole Dwelling Unit.
- (z) Non-Conforming refers to that which does not conform, comply or agree with the provisions of this by-law as of the date it was made.
- (aa) Noxious Use refers to any use which is offensive or dangerous by reason of the emission of odour, smoke, dust, noise, gas, fumes, vibration or refuse matter.
- (bb) Occupant refers to any person or persons who reside in a Dwelling Unit on Reserve and is either an owner or tenant.
- (cc) Private Owner refers to the person or persons lawfully registered to the Land, buildings or structures and to whom a Certificate of Possession or Certificate of Occupancy has been issued.
- (dd) Public Road refers to any road that is open for use for the public generally, including any highway owned and maintained by either Canada, LDMLFN or any other governmental or quasi-governmental authority, but specifically does not include a private road or driveway located on a Lot.

- (ee) Reserve refers to the tracts of land held by Her Majesty the Queen in Right of Canada for the use and benefit of LDMLFN and its members, and under the jurisdiction of the LDMLFN, and which is known as the Lac des Mille Lacs Indian Reserve 22A1 and 22A2.
- (ff) Retail Store refers to a building or part of a building in which goods, wares, merchandise, substance, articles or things are offered or kept for sale at retail.
- (gg) Semi-Detached Dwelling refers to a building that is divided vertically into two Dwelling Units along a common wall, and each of which has its own separate entrance.
- (hh) Single Family Dwelling refers to a separate building containing only one Dwelling Unit.
- (ii) Stone Quarry refers to any open excavation made for the removal of any consolidated rock or mineral, including limestone, sandstone or shale, in order to supply material for construction, industrial or manufacturing purposes.
- (jj) Structure refers to anything constructed or erected, the use of which requires location on or in the ground or attached to something having location on or in the ground. This includes but is not limited to any building, retaining wall, scaffolding, garbage container, trailer, tower, mobile home, or portable shack.
- (kk) Triplex refers to the whole of a building that is divided horizontally into three separate Dwelling Units, each of which has an independent entrance, either directly from the outside, or through a common vestibule or hallway.
- (ll) Zone refers to a designated area of land use shown on Schedule "A" hereto.

Application of By-law

3. (1) The provisions of this LDML Zoning By-law apply to all Lands of the Reserve as shown on Schedule "A".
- (2) Schedule "A", which is attached hereto, is an integral part of this by-law and shall at all times be considered to be a part hereof. Any reference to this by-law shall include a reference to Schedule "A" hereto.

PART II - ADMINISTRATION

Housing Committee

- 4.(1) The Chief and Council may, by resolution, appoint or designate the Housing Committee and/or By-Law Enforcement Officer and/or any other person or authority whose duty shall be to administer and enforce this by-law.
- (2) The Chief and Council may, in the resolution, provide for reasonable remuneration to be paid to such person or authority.

PART III - GENERAL ZONING PROVISIONS

Prohibition

5.(1) No Building or Structure shall hereafter be erected or altered, nor shall the use of any Land, Building or Structure hereafter be changed, in whole or in part, except in conformity with the provisions of this by-law.

(2) Notwithstanding any other by-law of the LDMLFN, no Building or Structure shall be erected, constructed or altered where the proposed building, structure or use would be in violation of any provision of this by-law.

Non-Conforming Uses

6.(1) Subject to subsection (2), nothing in this by-law prevents the use of any Land, Building or Structure for any purpose prohibited by the by-law if such Land, Building or Structure was lawfully used for such purpose on or before the day this by-law was made, so long as it continues to be used for that purpose.

(2) If a Building or Structure which does not conform to the requirements of this by-law with respect to use, Lot occupancy, setbacks from a Lot line, or height is destroyed, said Building or Structure may only be restored/ rebuilt if in accordance with this by-law.

Accessory Buildings and Structures

7. Accessory uses, or accessory Buildings and Structures, including private garages, are permitted in any zone within the Reserve in accordance with the provisions of this By-law, but shall not be used for human habitation.

Temporary Construction Uses Permitted

8. Nothing in this by-law prevents uses incidental to construction, such as a construction camp or other such temporary work camp, a tool shed, scaffold or other building or structure incidental to the construction; if these uses are permitted only for so long as they are necessary for work in progress which has neither been finished nor abandoned.

Occupancy of Incomplete Buildings

9. In any zone, no new Buildings shall be occupied before the main side walls and roof have been erected and roofing has been completed and, in the case of a Dwelling Unit, a Certificate of Possession and/or a Certificate of Occupancy shall be have been issued by LDMLFN in accordance with the by-laws and policies adopted by LDMLFN from time to time.

Occupation of Vehicles

10. No car, truck, coach, recreational vehicle, storage container, or streetcar body shall be used for permanent human habitation in any zone, whether or not mounted on wheels.

Mobile Homes

11. Mobile homes are permitted on the Reserve, except in a mix use, industrial, or community facility zone.

Home Business

12. The carrying on of any Home Business is permitted in any zone if:

- a. only members of the Immediate Family are employed in the Dwelling Unit;
- b. there is no external display or advertising other than a non-illuminated sign, not more than three tenths of a square metre (.3m²) in area, to indicate to persons outside that any part of the Dwelling Unit is being used for a purpose other than residential;
- c. not more than 25% of the Dwelling Unit area is used for the purpose of the Home Business;
- d. the Home Business is secondary to the main residential use and does not change the residential character of the Dwelling Unit;
- e. there are no goods, wares, or merchandise, other than arts and crafts produced on the premises, offered or exposed for sale or rent on the premises;
- f. the Home Business does not create or become a nuisance, in particular, in regard to noise, odours, traffic or parking;
- g. the Home Business does not interfere with television, cellular, satellite, or radio reception; and
- h. a private garage is not used exclusively for the Home Business.

Noxious Uses

13. No use is permitted on Reserve, other than on lands prescribed as industrial zone under this by-law, which is offensive or dangerous by reason of the emission of odour, smoke, dust, noise, gas, fumes, vibration or refuse matter, or which from its nature or the materials used therein is declared to be a noxious trade, business or manufacturer under the *Health Protection and Promotion Act* of Ontario and/or the *Environmental Protection Act* of Ontario.

Multiple Uses

14. Where any Land or Building is used for more than one purpose, all provisions of this by-law relating to each use shall be satisfied and, where there is a conflict, the higher or more stringent standard shall prevail.

PART IV - SPECIFIC ZONING PROVISIONS

Zones

15. The reserve is divided into the following zones, as shown on Schedule "A" (Zoning map).

Zone Symbols

16. The following zoning symbols shall represent the zones described:

Residential Zone

Zone R

Rural Zone

Zone RR

Mix Use Zone

Zone MU

Industrial Zone
Zone I

Residential Future
Zone RF

Community Facility
Zone CF

Residential (R) Zone Permitted Uses

17. Land may be used and Buildings and Structures erected, altered or used in a Residential (R) Zone only for:
- a a Single Family Dwelling;
 - b a duplex dwelling;
 - c a semi-detached dwelling;
 - d a mobile home dwelling;
 - e a park or playground;
 - f a use accessory to any of the foregoing permitted uses, including a Home Business.

Residential (R) Zone Specifications

18. Land may be used and Buildings and Structures may be erected, altered or modified in a Residential (R) Zone only according to the approved application as issued by LDMLFN.

Number of Buildings in Residential (R) Zone

19. Only one Building intended for residential occupancy may be erected, placed or installed on a Lot in the Residential Zone, provided that such building may be a Single Family Dwelling, Duplex Dwelling or Semi-Detached Dwelling as is permitted under this by-law.

20. In addition to any main building for occupation, there may be placed two (2) additional Structures, such as garages, sheds, storage buildings for use in conjunction with and as an accessory to the residential use of the main building.

Setbacks from the Lot Boundaries in a Residential (R) Zone

21. No Building or Structure for residential use shall be erected, installed, or altered so as to place any portion of the main Building or Structure within the following distances of any Lot line:

- Front Lot Line: 3 metres (10 feet)
- Side Lot Lines: 1 metre (3.3 feet)
- Back Lot Line 10 metres (33 feet)
- Watercourse Lot Lines: in accordance with applicable Provincial standards

Rural (RR) Zone Permitted Uses

22. Land may be used and Buildings and Structures may be erected, altered or used in a Rural (RR) Zone only for:

- a a single family dwelling;
- b a mobile home dwelling;
- c an agricultural use, including a farming, gardening, nursery or green houses;
- d forestry;
- e hunting, fishing, trapping;
- f gravel pit, stone quarry;
- g a use accessory to any of the foregoing permitted uses, including a Home Business.

Rural (RR) Zone Specifications

23. Land may be used and Buildings and Structures may be erected, altered or modified in a Rural (RR) Zone only according to the approved application as issued by the Lac des Mille Lacs First Nation.

Number of Buildings in Rural (RR) Zone

24. Only one Building intended for residential occupancy may be erected, placed or installed on a Lot in the Rural Zone, provided that such Building may be any form of Single Family Dwelling or Mobile Home Dwelling as is permitted under this by-law.

25. In addition to any main building for occupation, there may be placed up to three (3) additional outbuildings, such as garages, sheds, storage buildings for use in conjunction with and as an accessory to the residential use of the main building.

Setbacks from the Lot Boundaries in a Rural (RR) Zone

26. No Building or Structure for residential use shall be erected, installed, or altered so as to place any portion of the main Building or Structure within the following distances of any Lot line:

Front Lot Line:	10 metres (33 feet)
Side Lot Lines:	5 metres (15 feet)
Back Lot Line	15 metres (50 feet)
Watercourse Lot Lines:	in accordance with applicable Provincial standards

Mix Use (MU) Zone Permitted Uses

27. Land may be used and Buildings and Structures may be erected, altered or used in a Mix Use (MU) Zone only for:

- a commercial (including but not limited to convenience store, eating establishment, parking lot, retail store, business or professional office, community marina);
- b administration office (including but not limited to cultural facility, community center, band office);
- c institutional (including but not limited to medical office, daycare, etc), educational and recreational purposes;

- d high density residential, including a Triplex Dwelling or four-plex Dwelling;
- e a use accessory to any of the foregoing permitted uses.

Mix Use (MU) Zone Specifications

28. Land may be used and buildings and structures may be erected, altered or modified in a Mix Use (MU) Zone only according to the approved application as issued by the LDMLFN.

Number of Buildings in Mix Use (MU) Zone

29. Only one Building or Structure intended for residential occupancy may be erected, placed or installed on a Lot in the Mixed Use Zone, but this provision shall not prevent the erection, installation or alteration of any other or secondary building on a lot in the Mix Use Zone which is used for non-residential uses that are permitted under this by-law.

Setbacks from the Lot Boundaries in a Mix Use (MU) Zone

30. No Building, Structure, or improvement shall be erected, installed, or altered so as to place any portion of the building, structure or improvement within the following distances of any Lot line:

Front Lot Line:	3 metres (10 feet)
Side Lot Lines:	1 metre (3.3 feet)
Back Lot Line:	4 metres (13.3 feet)
Watercourse Lot Lines:	in accordance with applicable Provincial standards

Industrial (I) Zone Permitted Uses

31. Land may be used and buildings and structures may be erected, altered or used in an Industrial (I) Zone only for:

- a an industry or manufacturing establishment, except one involving the danger of fire or explosion or likely to create a nuisance by reason of fumes, dust, odour, or excessive noise;
- b public works yard and municipal warehousing;
- c a yard for heavy equipment storage, machinery repair and manufacturing;
- d a yard for fuel, lumber, building materials, contractor's equipment or similar material;
- e a contractor or tradesman's shop;
- f a parking lot;
- g a junkyard or automobile wrecking yard but, where visible from a public road, only if screened from view by a fence not less than seven feet in height on all sides;
- h a dwelling for the owner, or for the use of a watchman or other employee whose residence on the premises is essential;
- i a use accessory to any of the foregoing permitted uses.

Industrial (I) Zone Specifications

32. Land may be used and Buildings and Structures may be erected, altered or modified in an Industrial (I) Zone only according to the approved application as issued by the LDMLFN.

Number of Buildings in Industrial Use (I) Zone

33. The number of Buildings or Structures that will be permitted on any Lot located within the Industrial Use Zone will be based upon a Development Agreement to be entered into between the occupant of the Lot and the LDMLFN prior to any construction or installation of any Structures or improvements on the Lot.

Setbacks from the Lot Boundaries in Industrial (I) Zone

34. The required setbacks for any Buildings, Structures or improvements to be erected on a Lot in the Industrial Use (I) Zone will be based upon a Development Agreement to be entered into between the occupant of the Lot and the LDMLFN prior to any construction or installation of any Structures or improvements on the Lot.

Residential Future (RF) Zone Permitted Uses

35. Land may be used and Buildings and Structures may be erected, altered or used in a Residential Future (RF) Zone only for:

- a Single family dwelling;
- b Park uses.

Residential Future (RF) Zone Specifications

36. Land may be used and Buildings and Structures may be erected, altered or used in a Residential Future (RF) Zone only according to the approved application as issued by the LDMLFN.

Community Facility (CF) Zone Permitted Uses

37. Land may be used and buildings and structures may be erected, altered or used in a Community Facility (CF) Zone only for:

- a community complex;
- b roundhouse;
- c POW WOW grounds;
- d sweat lodge;
- e camp grounds or tent area;
- f a school or other educational institution, including a day care;
- g a community center or arena;
- h a park;
- i a church;
- j a nursing home or senior citizen apartments;
- k a medical clinic or hospital;
- l a Band Council office or other administrative office of the Band;
- m a cemetery;
- n recreational use;
- o beach or swimming area;
- p a use accessory to any of the foregoing permitted uses.

Community Facility (CF) Zone Specifications

38. Land may be used and buildings and structures may be erected, altered or used in a Community Facility (CF) Zone only according to the approved application as issued by the LDMLFN.

PART V - OWNER APPLICATIONS

Minor Variance

39. The Private Owner of any Land, Building or Structure affected by this by-law may apply to the Housing Committee or other authority appointed by Chief and Council for a minor variance from the provisions of this by-law, in respect of the Land, Building or Structure, or use thereof.

Non-Conforming Uses

40. Where any Land, Building or Structure, on the day this by-law was made, was used for a purpose prohibited by the by-law, the use may be continued by such Owner or a tenant of the Land as a Non-Conforming Use provided that such use shall not be discontinued for a continuous period of one (1) year or more.

41. Where any Land, Building or Structure, on the day this by-law was made, was used for a purpose prohibited by the by-law, the owner of any Land, Building or Structure may apply to the Housing Committee for authorization to:

- a enlarge or extend the Building or Structure, if the Land, Building or Structure continues to be used in the same manner and for the same purpose as it was used on the day this by-law was made; or
- b to use such Land, Building or Structure for a purpose that is similar to the purpose for which it was used on the day this by-law was made, or is more compatible with the uses permitted by the by-law than the purpose for which it was used on the day this by-law was made.

Amendment

42. (1) The Private Owner of any Land, Building or Structure may apply to Chief and Council for an amendment to this by-law.

(2) An owner who applies under subsection (1) must set out in the application the reasons for the proposed amendment and submit detailed site plans, where applicable.

Hearing

43. The Housing Committee shall hold a hearing with respect to the application of a minor variance, or non-conformity in a timely manner.

44. Chief and Council shall hold a hearing with respect to the application for an amendment to this by-law in a timely manner.

Notice

45. At least fourteen (14) days prior to the hearing referred to in sections 43 or 44, the Housing Committee shall:

- a give notice to the applicant of the date, time and place of the hearing and informing the applicant, and any other resident of the Reserve, that they have the right to appear at the hearing and to be heard in respect of the application; and
 - b post in the Band Office a copy of the notice.
46. Notice of the hearing shall be provided to the applicant by way of written notice either delivered personally to an address on Reserve, or mailed to the address of the applicant as indicated on the application form. In the case of any other resident of the Reserve, notice shall be deemed to have been provided by the posting the notice of hearing in the Band Office as required above.

Hearing

47. At the hearing, the Housing Committee, and/or Chief and Council, as the case may be, shall:
- a provide the applicant with an opportunity to present evidence and to make oral or written submissions in support of the application; and
 - b provide any resident present at the hearing with an opportunity to be heard.

Rules of Procedure

48. The Housing Committee, and/or Chief and Council, as the case may be, may make rules of procedure governing the hearing of applications and shall keep records of its proceedings.

Decision

49. After it has heard all of the evidence and submissions, the Housing Committee, and/or Chief and Council, as the case may be, shall meet in private to consider the application.

Criteria - Minor Variance

50. In determining whether an application for a minor variance should be granted, the Housing Committee shall take into consideration:
- a whether the minor variance is desirable for the appropriate development or use of the Land, Building or Structure;
 - b whether the general intent and purpose of this by-law and the official plan, if any, will be maintained; and
 - c where a formal amendment to the zoning by-law is not necessary in such a case.

Criteria - Non-Conforming Use

51. In determining whether an application for an extension or modification of a non-conforming use should be granted the Housing Committee shall take into consideration:
- a whether the extension or modification is desirable for the appropriate development or use of the Land, Building or Structure;
 - b whether the general intent and purpose of this by-law and the official plan, if any, will be maintained; and
 - c whether the application for the non-conformity use of Land, Building or Structures is for a purpose similar to the purpose for which it was used on the day the by-law was passed or which is more compatible with the uses permitted by this by-law.

52. Any enlargement or extension of a non-conforming use of Land, Building or Structure will not be permitted unless the owner has prior written authorization from the Housing Committee to do so, delivered in accordance with the provisions of Part V of this by-law.

Criteria - Amendment

53. In determining whether an application for an amendment to this by-law should be granted, the Chief and Council shall take into consideration:

- a whether the amendment is desirable for the appropriate development or use of the Land, Building or Structure;
- b whether the general intent and purpose of this by-law and the official plan, if any, will be maintained; and
- c when an amendment is passed, any vested rights are not abrogated.

Notice of Decision

54. Within a timely manner after the hearing, the Housing Committee, and/or Chief and Council, as the case may be, shall render its decision on the application and shall give a written notice of its decision to the applicant which incorporates written reasons in support of its decision.

Posting Decision

55. Within a reasonable time after disposing of the application, the notice of decision shall be posted in the Band office.

PART VI - ENFORCEMENT

Right of Entry

56. The Housing Committee or By-law Enforcement Officer may, at all reasonable hours, enter upon and inspect any Land, Building, Structure or other property that is subject to any of the terms and conditions of this by-law, for the purpose of determining whether this by-law is being complied with.

Complaints

57. Upon receiving a complaint from any person, the authority appointed by Chief and Council is authorized to investigate, enter and inspect any Land, Building, or Structure that is:

- a alleged to be causing an annoyance or disturbance in any manner specified, at any time of the day or year;
- b alleged to be non-compliant with this by-law.

Notice of Non-Conformity

58. (1) **Verbal Notice:** Upon inspection of the Land, if the Housing Committee or By-law Enforcement Officer finds, that the Land does not conform to any of the applicable standards prescribed in this by-law, he/she shall attempt to persuade the Owner or Occupant to undertake the necessary action to bring the Land up to the applicable standard. The Owner or Occupant will have five (5) days to comply with this verbal notice.

(2) **Written Notice:** If the Owner or Occupant fails to correct the deficiencies in or on the property, the Housing Committee shall provide all Owners, Occupants, and persons listed on the Registry, with written notice of the defects, deficiencies or non-conformity, and a demand to

correct such defects, deficiencies or non-conformities. The written notice will be mailed out on or after the sixth (6th) day following the verbal notice and the owner or occupant will be given another twenty (20) days to comply from the date of the written notice.

(3) The notice shall be completed by the Housing Committee or By-Law Enforcement Officer, and shall, at a minimum, contain the following information:

- a the description of the land and/or property on which the violation occurred;
- b the particulars of the violations to this by-law, including specific reference to sections containing the applicable standards that have not been met;
- c direction as to how the violation can be brought into compliance with the by-law;
- d a twenty (20) day time period within which the violation must be brought into compliance with the by-law to avoid penalty; and
- e the contact information of the Housing Committee or By-law Enforcement Officer, who conducted the inspection and issued the notice under this Section, including a statement that that person is authorized to vary the notice requirements where appropriate.

Offence

59.(1) A person who knowingly uses Land, or who erects, alters, or uses any Building or Structure or any part of Land or a Building or Structure, in a manner contrary to any provision of this by-law, or who causes or who permits such use, alteration, or erection, or who otherwise violates any provision of this by-law or causes or permits any such violation, commits an offence.

(2) A person who interferes with or obstructs the Housing Committee or By-law Enforcement Officer in the administration and enforcement of this by-law commits an offence.

(3) A person who fails to comply with any written demand to correct any defect, deficiencies or non-conformity of any Land, Building or Structure that is delivered in accordance with this by-law within the time permitted therefor commits an offence.

(4) Where an act or omission in contravention of this by-law continues for more than one day, such act or omission shall be deemed to be a separate offence committed on each day during which it continues.

Penalty

60. A person who commits an offence is liable on summary conviction to a fine not exceeding \$1,000 and/or full reimbursement of the costs to rectify the infraction to comply with this by-law.

THIS BY-LAW IS HEREBY made at a duly convened meeting of the Council of the Lac des Mille Lacs First Nation this _____ day of _____ 20__ in accordance with s.81 of the *Indian Act*.

Voting in favour of the by-law are the following members of the Council:

(Chief)

(Councillor)

(Councillor)

(Councillor)

(Councillor)

(Councillor)

being the majority of those members of the Council of the Band present at the aforesaid meeting of the Council.

The quorum of the Council is ____ members.

Number of members of the Council present at the meeting: ____.