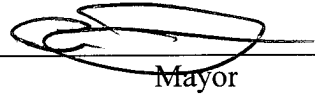
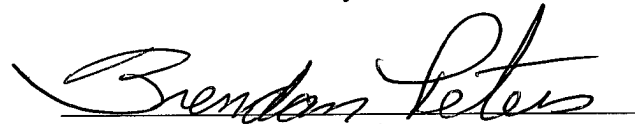


PUBLISHED BY AUTHORITY

Pursuant to the power conferred by Section 200 of the Municipalities Act, Chapter M-24, the Town of Trinity Bay North has adopted the following By-Law effective July 18th, 2005.



Mayor



Deputy Mayor

TRINITY BAY NORTH HERITAGE DISTRICT BY-LAW

1. This By-Law may be cited as the “Heritage By-Law.”
2. The Council may, through this By-Law, from time to time designate areas in the Town to be “Heritage Areas.”
3. The Council may, by By-Law, from time to time designate buildings in the Town as “Designated Historic Properties.”
4. (1) The Council shall appoint an Advisory Committee to be designated and hereinafter called the “Heritage Advisory Committee” consisting of six (6) members.
 - (2) Two (2) of the members of the Heritage Advisory Committee shall be members of Council.
 - (3) At least one (1) member of the Heritage Advisory Committee shall be from the Sir William F. Coaker Heritage Foundation.
 - (4) At least one (1) member of the Heritage Advisory Committee shall be a member of the Port Union Museum Association.
 - (5) One (1) member shall be a resident of the Town of Trinity Bay North and has to be selected/elected at large by Council.
 - (6) One (1) member of the Heritage Advisory Committee shall be a member of the Catalina Historic Society.

5.
 - (1) The members of the Heritage Advisory Committee shall hold office for a term of two years but may be reappointed.
 - (2) The Chairperson of the Heritage Advisory Committee shall be appointed by the Council.
 - (3) If a vacancy should occur on the Heritage Advisory Committee, the person appointed to fill the vacancy shall be subject to retirement at the same time as if that person had become a member on the day on which the member in whose place he or she was appointed was last elected as a member.
6. The Heritage Committee shall consider such matters relating to the designation of any areas as a "Heritage Area" or any buildings as "Historic Properties" as may be referred to it by Council.
7.
 - (1) The Heritage Advisory Committee shall compile and maintain a register of buildings within the town which are of architectural or historic interest and shall submit this list to the Council. In developing this list, it shall also determine a set of criteria for designation which shall guide it in its recommendations to Council.
 - (2) The Council may, by By-Laws, designate all or any of the buildings in the said list to be Designated Historic Properties.
8.
 - (1) Each person who is the owner of a building designated as a Heritage Structure shall be notified of such designation by the Council by serving the owner a written notice that the building is so designated.
 - (2) Notice may be served personally or sent by registered post addressed to the owner at the premises designated as a Historic Property, or at last known mailing address. Any notice sent by post shall be deemed to have been served two days after posting.
9. Unless a permit to do so has been issued by the Council, no person shall:
 - (1) remove, pull down or demolish, or permit, suffer or allow to be removed, pulled down or demolished any building within a Heritage area.
 - (2) alter or permit, suffer or allow to be altered, the exterior of any Designated Historic Property, whether located within a designated Heritage Area or not, including, without limited the generality of the foregoing, the design, facade or external appearance thereof.
10. Before any permit is issued under Section 9, the application shall be submitted to the Heritage Advisory Committee for consideration. The Heritage Advisory Committee shall consider the application and within fourteen (14) days, submit a written recommendation to Council.

11. The Heritage Advisory Committee may use their own established guidelines and principles as a guide when considering applications to alter the exterior of any Designated Historic Property.
12. (1) Any owner of a Historic Property within a Heritage Area aggrieved by a decision in connection with this By-Law of Council may, within fifteen (15) days after the decision is communicated to him/her, appeal by filing a notice of appeal with the appropriate Municipal Board of Appeal, which shall forthwith appoint a day, time and a place for the hearing for such appeal.

(2) The Board of Appeal shall give its decision in writing to the appellant.
13. Nothing herein shall relieve any person from complying with all other applicable laws and regulations of Council.

As part of this By-Law, demolition will require a permit as per council's policy.