

BY-LAW NO. 26-WAP-069-FA-3
A BY-LAW TO AMEND MINISTERIAL REGULATION 21-WAP-069-00
THE WESTMORLAND-ALBERT PLANNING AREA RURAL PLAN REGULATION

The Council of the Village of Fundy Albert under the authority vested in it by Section 44 and in accordance with Section 59 of the *Community Planning Act*, SNB 2017, c.19 amends Ministerial Regulation 21-WAP-069-00, the Westmorland-Albert Planning Area Rural Plan Regulation and enacts as follows:

1. Ministerial Regulation 21-WAP-069-00, filed in the Westmorland County Registry Office on September 6, 2022 as number 43069906, is hereby amended as follows:
 - Schedule A-2, being the Westmorland-Albert Planning Area Zoning Map, is amended as shown on the map dated February 5, 2026, attached hereto as Schedule FA-3.

FIRST READING: **DATE**
(by title)

SECOND READING: **DATE**
(by title)

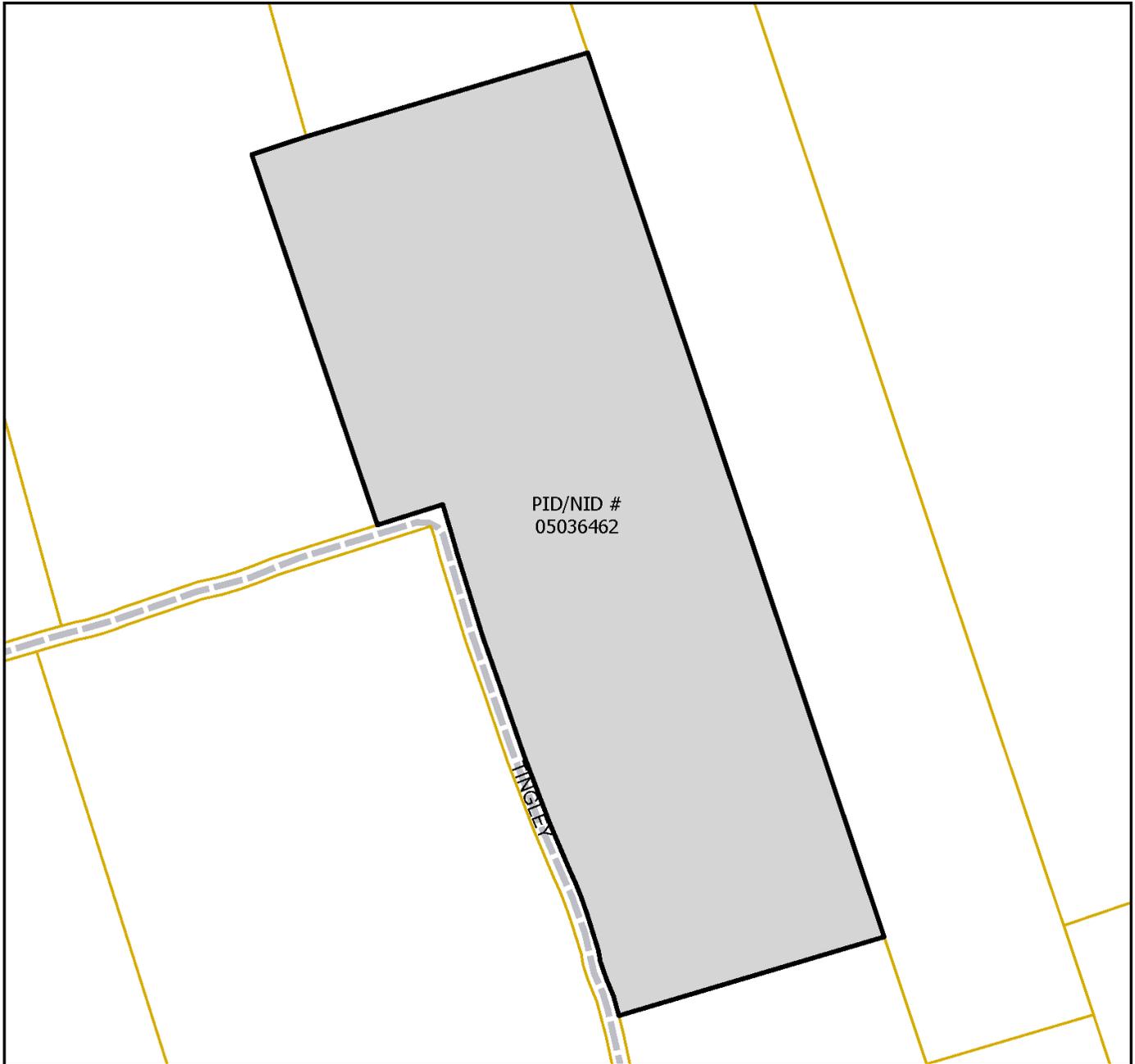
READING IN ITS ENTIRETY: **DATE**

THIRD READING
(by title) AND PASSED: **DATE**

Jim Campbell, Mayor

Kim Beers, Legislative Services Director/Clerk

Schedule / Annexe FA-3
Fundy Albert
ZONING MAP / CARTE DE ZONAGE
Date: 2026-02-05



Legend



Rezoning to IRD: Rezoning from Commercial-Industrial (CI) to Intensive Resource Development (IRD) to permit a rock quarry incorporating a crusher.

Rezonage de Commerciale-Industriel (CI) à Développement Intensif des Ressources (DIR) pour permettre une carrière incorporant un concasseur de roches



**RESOLUTION OF THE COUNCIL ESTABLISHED
UNDER ARTICLE 59 OF THE COMMUNITY PLANNING ACT**

IT IS RESOLVED THAT:

CONSIDERING THAT Birch Hill Construction Ltd. has made an application to rezone the property bearing PID 05036462 to the IRD Zone – Intensive Resource Development Zone to allow the establishment of a rock quarry incorporating a crusher.

AND CONSIDERING THAT the Council has approved this request **subject to conditions;**

1. Notwithstanding any other provisions to the contrary, the lands, buildings and structures developed on the aforementioned property are subject to the following terms and conditions:
 - a) That the permitted uses be limited to a quarry.
 - b) Approval to Operate under the Rock Quarry Siting Standards must be obtained from the Department of Environment and Local Government (DELG) prior to a development permit being issued.
 - c) That a Watercourse and Wetland Alteration (WAWA) Permit be obtained for any road upgrades/modifications within 30 meters of identified watercourses and wetlands.
 - d) That any sightline or traffic impact studies, permits, in addition to any other approvals or requirements deemed necessary by the Department of Transportation and Infrastructure will be conducted, obtained, or satisfied prior to the issuance of a development permit for a quarry.
 - e) That the Department of Natural Resources confirms Snowmobile-Motoneige NB has been adequately consulted by the applicant prior to the issuance of a development permit for a quarry.

Jim Campbell, Mayor

Kim Beers, Legislative Services Director/Clerk

SOLEMN DECLARATION

BY-LAW NO. 26-WAP-069-FA-3

**A BY-LAW TO AMEND MINISTERIAL REGULATION 21-WAP-069-00
THE WESTMORLAND-ALBERT PLANNING AREA RURAL PLAN REGULATION**

I, _____, of the _____, in the County of Albert and the Province of New Brunswick, Clerk, DO SOLEMNLY DECLARE;

1. THAT I am the Clerk of the Village of Fundy Albert, a Municipal Corporation, and have personal knowledge of the facts herein declared;
2. THAT the requirements of Sections 59, 110 and 111 of the *Community Planning Act* have been complied with in respect to By-law No 26-WAP-069-FA-03, A By-law to Amend Ministerial Regulation 21-WAP-069-00, which was passed by the Council of the Village of Fundy Albert on **XX XX**, 2026;

AND, I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act*.

Declared before me at the _____)
Village of Fundy Albert, _____)
County of Albert and Province _____)
of New Brunswick, this _____ day _____)
of _____, A.D., 2026. _____) Clerk

Commissioner of Oaths