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**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: March 3, 2026  
(by title)

SECOND READING: March 3, 2026  
(by title)

READING IN ITS ENTIRETY: March 3, 2026

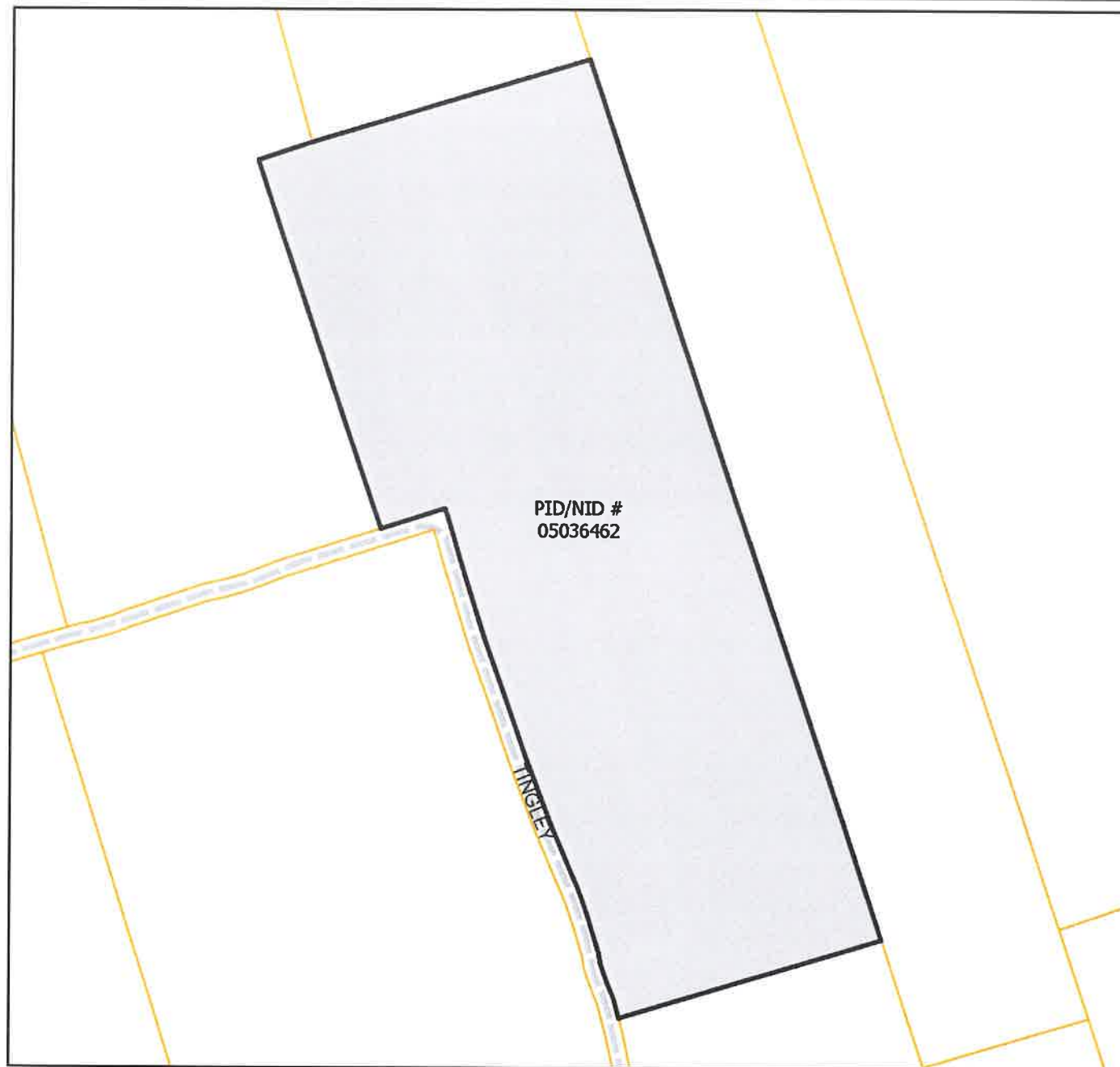
THIRD READING  
(by title) AND PASSED: May 5, 2026

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



0 150 300 m

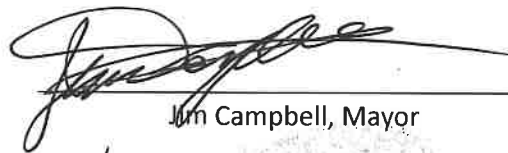
**RESOLUTION OF THE COUNCIL ESTABLISHED  
UNDER ARTICLE 59 OF THE COMMUNITY PLANNING ACT**

**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 a sightline analysis, in addition to any other approvals or requirements deemed necessary by the Department of Transportation and Infrastructure, must be completed to a standard confirmed to be satisfactory by the Department of Transportation and Infrastructure 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, Kim Beers, of the Fundy Albert, 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 May 5, 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 Hillsborough

Village of Fundy Albert, NB )

County of Albert and Province )

of New Brunswick, this 7<sup>th</sup> day )

of May, A.D., 2026. )

Kim Beers  
Clerk

Rhonda Lee Rossiter  
Commissioner of Oaths

Rhonda Lee Rossiter  
Commissioner of Oaths  
Expires December 31, 2030

Registered Professional Planner's Certification

I, Lori Bickford, residing in Fenwick in the Province of Nova Scotia hereby certify:

1. That I am a Registered Professional Planner in good standing, in accordance with the meaning set out in the *Registered Professional Planners Act* of New Brunswick;
2. That this document is entitled **By-law No. 26-WAP-069-FA-3** is an Amendment to the **Westmorland-Albert Planning Area Rural Plan Regulation** as defined in the *Community Planning Act* of New Brunswick;
3. That this document was prepared under my direction;
4. That this document complies with the provisions of the *Community Planning Act* of New Brunswick and the Regulations under that Act, including that this document is consistent with the *Statement of Public Interest Regulation*;
5. This document is By-law No. 26-WAP-069-FA-3, adopted by the local government council of Fundy Albert on May 5<sup>th</sup>, 2026.

Dated at Tantramar, New Brunswick on the 18<sup>th</sup> of June, 2026.

Déclaration d'une urbaniste professionnelle certifiée

Je soussignée, Lori Bickford, résidant à Fenwick, dans la province de la Nouvelle-Écosse, certifie par les présentes :

1. Que je suis une urbaniste professionnelle certifiée en règle, au sens de la *Loi sur les urbanistes professionnels certifiés* du Nouveau-Brunswick ;
2. Que ce document s'intitule **Arrêté n° 26-WAP-069-FA-3** et constitue une modification au **Règlement établissant un plan rural du secteur d'aménagement de Westmorland-Albert** tel que défini dans la *Loi sur l'urbanisme* du Nouveau-Brunswick ;
3. Que ce document a été préparé sous ma direction ;
4. Que ce document est conforme aux dispositions de la *Loi sur l'urbanisme* du Nouveau-Brunswick et aux règlements pris en vertu de cette Loi, notamment en ce qu'il respecte le *Règlement sur les déclarations d'intérêt public* ;
5. Que ce document constitue l'Arrêté n° 26-WAP-069-FA-3, adopté par le conseil du gouvernement local de Fundy Albert le 5 Mai 2026.

Fait à Tantramar, au Nouveau-Brunswick le 18 juin 2026.



Lori Bickford  
Signature  
June 18/26  
Date  
URBANISTE PROFESSIONNEL CERTIFIÉ  
Province du Nouveau-Brunswick

Lori Bickford  
RPP, MCIP / UPC, MICU

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