

ALBERNI-CLAYOQUOT REGIONAL DISTRICT Zoning Bylaw No. P1333

TRACKED CHANGES DRAFT

Note: tracked changes include proposed updates to October 2022 draft

AUGUST 2023 DRAFT



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ALBERNI-CLAYOQUOT REGIONAL DISTRICT-OF-ALBERNI-CLAYOQUOT

DRAFT ZONING BYLAW NO. P1333, 202X2

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DRAFT BYLAW NO. P1333, 202~~2~~X

A Bylaw to regulate land use and subdivision within Electoral Areas 'A', 'B', 'C', 'D', 'E' and 'F' of the Alberni-Clayoquot Regional District ~~of Alberni-Clayoquot~~

The Board of Directors of the Alberni-Clayoquot Regional District ~~of Alberni-Clayoquot~~ (Regional District ACRD), in open meeting assembled, enacts as follows:

PART 1 | ADMINISTRATION

1.1 Title

This Bylaw may be cited as "Zoning Bylaw No. P1333, 202~~2~~X".

1.2 Repeal of Bylaws

Bylaw No. 15, cited as the "Alberni-Clayoquot Zoning Bylaw 1971," and all its amendments are repealed.

1.3 Application

1.3.1 The provisions of this Bylaw apply to all land, buildings and structures, including the surface of the water within Electoral Area 'A', 'B', 'C', 'D', 'E' and 'F'. For clarity, the provisions of this Bylaw apply to those parts of the Regional District ACRD that are not contained within the City of Port Alberni, District of Tofino, District of Ucluelet, Huu-ay-aht First Nations, Uchucklesaht Tribe Government, Toquaht Nation, and Yuuʷuʷiʔiʔaʔh Government lands.

1.3.2 No building, structure or use shall be located, constructed, altered or expanded except as is provided for in this Bylaw.

1.3.3 This Bylaw shall not relieve any person from complying with other Bylaws and legislation that are relevant to the development or use of land.

~~1.3.1~~

1.4 Bylaw Administration

~~This Bylaw is administered by officers, employees, and agents of the ACRD. Unless supplemented by other Regional District bylaws, the Regional District's Chief Administrative Officer, General Manager of Planning and Development, Planning Manager, Planner, Planning Technician, Bylaw Enforcement Officer, or such other person whose job description involves administration and enforcement of this Bylaw, are designated officers with the authority to administer this Bylaw.~~

1.5 Inspection and Enforcement

~~The~~ designated officers ss, employees or agents of the Regional District ACRD are hereby authorized to:

1.5.1 Enter upon any property or premises, at all reasonable times, to ascertain whether the provisions of this Bylaw are being complied with, provided that:

- a) consent to inspect the property or premises has been obtained from the owner or occupier of the land; or

- b) where such consent has been refused, notice of the intent to inspect has been given to the owner or occupier in accordance with the *Community Charter* and the *Local Government Act*;
- 1.5.2 Enforce this Bylaw and carry out inspections regarding the use and occupancy of buildings, structures, and property;
- 1.5.3 Give notice to the owner of any property directing the owner or occupant to correct any condition which constitutes a violation of this Bylaw;
- 1.5.4 In the event of failure to comply with such notice within the time specified, cause such work to be done, and the cost of such work shall be recoverable by the **Regional DistrictACRD** under the authority of the *Local Government Act*;
- 1.5.5 In the event of default of payment of such assessed costs, place a charge upon the property, to be collected in the same manner as the property taxes.

~~1.6~~ — Compliance

~~No land, buildings or structures, including the surface of water, shall be used or occupied, no land shall be subdivided, and no building or structure or part thereof shall be constructed, moved or altered, unless in conformity with this Bylaw.~~

~~1.71.6~~ Violation

Any person who does any act or thing or permits any act or thing to be done in contravention of this Bylaw or who neglects to do or refrains from doing any act or thing which is required to be done by any of the provisions of this Bylaw is deemed to have violated the provisions of this Bylaw.

~~1.81.7~~ Permits and Licences

No permit or licence shall be issued for a building, structure, or use which violates any of the provisions of this Bylaw.

~~1.91.8~~ Severability

If any section, subsection, sentence or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Bylaw or the validity of the Bylaw as a whole.

~~1.101.9~~ Authority and Jurisdiction of the Agricultural Land Commission

Notwithstanding any other provisions of this Bylaw, all lands ~~with~~ in the Agricultural Land Reserve (ALR) are subject to the *Agricultural Land Commission Act (ALCA)*, *Regulations*, decisions, and any Orders of the Agricultural Land Commission (ALC).

~~1.111.10~~ Schedules

Schedule A - [ACRD Zoning Bylaw Text and Schedule B - ACRD Zoning Bylaw Maps](#), attached to this Bylaw, ~~forms~~ part of the Bylaw.

~~1.121.11~~ Interpretation

1.12.1 References to zones in this Bylaw that are listed only by the zone designation mean the same as the zone listed by its full title and number.

1.12.2 All dimensions and measurements in the Bylaw are expressed in the Standard Interpretation Units (metric) system as follows:

- 1) hectare (ha)
- 2) metres (m)
- 3) centimetres (cm)
- 4) square metres (m²)

1.12.3 If there is any discrepancy in this Bylaw between the metric and imperial measures for a given item, the metric value shall be considered the correct value for such item.

1.131.12 Comprehensive Development Areas

Areas that are designated as Comprehensive Development Areas (CDAs) in an Official Community Plan (OCP) shall retain their current zoning until such time as the property owner has drafted development plans, discussed plans and procedures with ~~Regional District~~ACRD staff and completed an application to rezone to a specific and unique comprehensive development zone.

PART 2 | INTERPRETATION

2.1 Definitions

Definitions found throughout this Bylaw are as follows:

A

ABATTOIR

means the use of land, a building or structure for one or more of the following, where permitted by Provincial legislation:

- 1) on-farm slaughtering of animals in excess of 25 Animal Units per year on a lot;
- 2) on-farm processing of animal carcasses slaughtered on the lot including cutting, preserving, packing, storing;
- 3) on-farm wholesaling and retailing of products slaughtered or processed on the lot.

ABATTOIR, FARM GATE

see farm gate abattoir.

ACCESSORY

means a use, building or structure on the same lot as, and of a nature that is incidental and ancillary to, the principal use, building or structure.

ACCESSORY DWELLING UNIT (ADU)

means a second dwelling unit, incidental or ancillary to a principal dwelling on a lot, in accordance with regulations for accessory dwelling units in this Bylaw.

AGENT

means those professionals or tradespeople under contract to the ACRD with responsibility for administration of the Zoning Bylaw.

AGRI-TOURISM

means a temporary and seasonal activity, service or event that promotes or markets farm products grown, raised or processed on the farm. Agri-tourism shall only be conducted on land that is ~~assessed~~classified as a farm under the *Assessment Act*, and ~~is in a manner that is subject consistent with~~to conditions in the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the Agricultural Land Commission (ALC). Excludes agri-tourism accommodation and bed and breakfast.

AGRI-TOURISM ACCOMMODATION

means the provision of a maximum of ten (10) agri-tourism accommodation sleeping units per farm operation for temporary and seasonal accommodation relating to a permitted agri-tourism activity and accessory to an agricultural use. Agri-tourism

accommodation shall only be conducted on land in the ALR that is ~~classified-assessed~~ as a farm under the *Assessment Act* and ~~is in a manner that subject to conditions is consistent within~~ the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.

**AGRI-TOURISM
ACCOMMODATION SLEEPING
UNIT**

means a temporary and seasonal accommodation unit relating to a permitted agri-tourism accommodation use and accessory to an agricultural use on agricultural land that is ~~classified-assessed~~ as a farm under the *Assessment Act*. Agri-tourism accommodation sleeping units shall only be located on land in the ALR that is ~~assessedclassified~~ as a farm under the *Assessment Act* and ~~shall be subject to conditions inconsistent with~~ the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.

- One (1) agri-tourism accommodation sleeping unit is equivalent to:
- 1) One (1) bedroom or other area used for sleeping located within a single ~~detachedfamily~~ dwelling, dwelling unit or cottage; or
 - 2) One (1) recreational vehicle or tent located on a campsite, field or other area.

AGRICULTURE USE

means the use of land, a building or structure for one (1) or more of the following:

- 1) growing, producing, harvesting, raising or rearing of agricultural plants, crops, livestock, poultry or bees;
- 2) storage, sale and processing of farm products produced on the lot on which the growing, producing, harvesting, raising or rearing is taking place;
- 3) use, storage ~~or~~ repair of associated farm machinery, implements and agricultural supplies;
- 4) constructing, maintaining or operating a controlled environment structure;
- 5) forest management and related uses.

~~On land not in the ALR,~~ excludes intensive agriculture, animal care, and cannabis production. On land in the ALR, is subject to conditions in the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.

ALCOHOL PRODUCTION

means the use of a lot, building or structure for the production, storage, sampling of alcoholic beverages that are manufactured on

site, and retail sales of beer, cider, spirits, mead or wine in a brewery, cidery, distillery, meadery, or winery that is licensed under the *Liquor Control and Licensing Act*; and on land in the ALR, is subject to conditions inconsistent with the *Agricultural Land Commission Act and Regulations*, or may require approval through application to the ALC.

ANIMAL CARE

means the treatment or hospitalization of animals in a building, structure or on a lot intended for that purpose and includes veterinary clinic, animal hospital and facilities for boarding or breeding domestic household animals or pets. On land in the ALR, is subject to conditions in the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.

ANIMAL UNIT

means at the combined animal weight, when measured alive, of 455 kg (1,000 lbs).

AQUACULTURE

means the commercial cultivation, rearing, harvesting and processing of aquatic organisms on land or in tidal or non-tidal waters. On land in the ALR, is subject to conditions in the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.

ARTS, ENTERTAINMENT AND RECREATION SERVICES

means use of a lot, building or structure for operating facilities or providing services to meet the cultural, entertainment and recreational interests of patrons.

ASSEMBLY USE

means use of a lot, building or structure for the gathering or meeting of persons for charitable, civic, cultural, educational, entertainment, philanthropic, political, recreational or religious purposes.

AUTOMOBILE/-BOAT SALES OR RENTAL FACILITY

means the use of a lot for the display, sales or rental of new or used passenger motor vehicles, boats, mobile homes or trailers in operable condition, and where no repair work is done except minor incidental repair.

AVERAGE NATURAL GRADE

means the average surface elevation of a lot in its natural state, prior to any disturbance, alteration of land, excavation or filling, calculated by averaging the natural grade levels at each point of the building where two exterior walls intersect each other.

B

BALCONY	means the same as deck.
BASEMENT	means the storey or storeys located below the first storey.
BED AND BREAKFAST	means a home occupation use of a single <u>family-detached</u> dwelling rented for the temporary accommodation of not more than four <u>paying</u> guests, in accordance with regulations for home occupation in this Bylaw; <u>e</u> Excludes short term vacation rental use. All rooms used for the bed and breakfast must be located in and accessed from the principal dwelling unit. <u>The maximum number of guests excludes children 12 years of age or younger.</u> On land in the ALR, is <u>subject to conditions inconsistent with</u> the <i>Agricultural Land Commission Act and Regulations</i> , or <u>may require</u> approval <u>ed</u> through an application to the ALC.
BOARDING AND LODGING	means a dwelling in which sleeping units are provided, with or without meals being provided, to not more than four persons, other than members of the family of the lessee, tenant or owner. Excludes short term vacation rental use.
BUILDING	means any structure and portion thereof, including mechanical devices, that are used or intended to be used for the purpose of supporting or sheltering any use or occupancy.
BUILDING HEIGHT	means the vertical distance between average natural grade and the highest point of the building, in accordance with regulations for height exemptions of buildings and structures in this Bylaw. <u>Where a building is required to meet the minimum Flood Construction Level, height shall be measured from the established Flood Construction Level, in accordance with regulations for the location and siting of structures and the Flood Construction Level definition in this Bylaw.</u>
<u>C</u>	
CAMPGROUND	means the use of a lot, building or structure for seasonal and temporary accommodation of recreational vehicles, wheeled trailers or tents. Excludes a mobile home park or hotel.
CANNABIS PRODUCTION, MEDICAL	means the production, growing, processing, storage or distribution of -cannabis for medical purposes as permitted by federal legislation, but

specifically excluding the:

- 1) production, growing and associated processing, storage or distribution of cannabis for medical purposes within a non-soil based structure, building, prefabricated structure or container that is placed, sited, constructed, or commenced to be constructed, after September 1, 2019;
- ~~2)~~ storefront or retail outlet distribution of cannabis; and
- ~~3)2)~~ growing of cannabis by an individual for their personal use.

CANNABIS PRODUCTION, NON-MEDICAL

means the production, growing, processing, storage or distribution of commercial non-medical cannabis as permitted by federal legislation, but specifically excluding the:

- 1) production, growing and associated processing, storage or distribution of commercial non-medical cannabis within a non-soil based structure, building, prefabricated structure or container that is placed, sited, constructed, or commenced to be constructed, after September 1, 2019;
- ~~2)~~ storefront or retail outlet distribution of cannabis; and
- ~~3)2)~~ growing of cannabis by an individual for their personal use.

CARETAKER USE

means a dwelling unit used to provide year round or full time accommodation for a caretaker or a household family, as an accessory use to seasonal dwelling use, commercial or industrial use, in accordance with regulations for caretaker use in this Bylaw.

CARRIAGE HOME OR COACH HOUSE

means an accessory dwelling unit attached to or located on the second storey of an accessory building with its own external access, separate from that of the access to the accessory building.

CARTAGE AND DELIVERY

means use of land, a building or structure by businesses engaged in local trucking, parcel delivery and similar operations, but excludes the operation of freight trucking terminals.

COMMERCIAL KENNEL

means any building, structure, compound, group of pens or cages or land on or in which five or more dogs or cats are or are intended to be trained, cared for, bred, boarded or kept for any purpose whatsoever, and shall include any building or part thereof in which two or more dogs or cats are kept for breeding purposes.

COMMERCIAL VEHICLE

means a vehicle engaged in carrying or which is designed to carry goods, wares or merchandise for commercial purposes and is

licensed as a commercial vehicle under the appropriate municipal or provincial laws or regulations.

COMMUNAL SEWER SYSTEM

means a sewer system with at least two connections and which is not owned or maintained by local government or an improvement district.

COMMUNAL WATER SYSTEM

means a water system with at least two connections and which is not owned or maintained by local government or an improvement district.

COMMUNITY CARE FACILITY

means a building or structure licensed or having an interim permit under the *Community Care and Assisted Living Act* or related regulations, in which care is provided to three or more persons who are not related to the operator by blood or marriage.

COMMUNITY GARDEN

means the use of land for gardens and cultivated by a group of people, utilizing either individual or shared plots on private or public land.

COMMUNITY SEWER SYSTEM

means a sewer system with at least two connections and which is owned or maintained by local government or an improvement district.

COMMUNITY WATER SYSTEM

means a water system with at least two connections and which is owned or maintained by local government or an improvement district.

COMPREHENSIVE DEVELOPMENT AREA

means an area designated for a comprehensive development plan, designed specifically for the site, which recognizes the uniqueness of parcels of land, their location and/or their intended use and is often used for larger areas, urban sites, mixed-use development and intensive small-lot developments.

CONTROLLED ENVIRONMENT STRUCTURE

means a structure that provides a controlled environment intended to intensify crop production, including a vertical farming system, rotating tray system, or any other structure that minimizes the use of land, controls the use of light, air, water, or nutrients or relies whole in part on automation, but excludes a greenhouse, intensive agriculture use and cannabis production. [On land in the ALR, is subject to conditions in the Agricultural Land Commission Act and Regulations.](#)

CONVENIENCE STORE means a commercial retail outlet **not exceeding 200-m² in gross retail floor area** selling food, beverage and other household convenience items for off-site consumption.

COTTAGE means a separate single **family-detached** dwelling unit **that is** intended to be occupied for temporary accommodation.

CRAWL SPACE means a non-habitable portion of a building which is located below the first storey and has a height of not more than 1.8 m measured from the floor or surface of the ground to the underside of the floor system directly above it.

D

DECK means an open, unroofed platform with or without railings or parapets and supported by columns, foundations, walls or ground.

DISPLAY YARD means the use of a lot for the display of new or used vehicles, equipment, machinery or boats in operable condition, which are continually available for sale or rental, and where no repair work is done except minor incidental repair of vehicles to be displayed, sold or rented on the premises.

DOCK means a floating structure used for the purpose of mooring a vessel, watercraft or boat(s) and for providing pedestrian access there-to, and can consist of a single dock, wharf or pier, including walkway and access ramp.

DOCK ROOF means a permanent roof structure with open walls on all sides, floating next to or affixed to a dock, used to provide shelter.

DOMESTIC PET means a domesticated pet kept by a household, and not for sale or profit. Excludes poultry, livestock and temporary increases for breeding.

DORMITORY means a building or portion thereof in which bedrooms are provided and rented by an institution, agency, industry, or organization, and which is regulated and maintained by such body. Dormitory rooms do not include washroom or cooking facilities. Group washroom and cooking facilities, including commercial dining facilities, may be provided in the same or **an** adjacent building to serve all residents.

DRIVE THROUGH

means the use of a lot, building or structure for the provision of food, services or retail goods to customers in their motor vehicles, but excludes car washing, drive-in theatres or fuel service stations.

DUPLEX

means a building or structure that is divided into two self-contained dwelling units and adjoined by a common wall or floor.

DWELLING UNIT

means a self-contained unit of habitable space within common walls or connected by a heated hallway, but not an unheated breezeway, and a separate entrance used or intended to be used as a residence by one or more persons.

F

~~FAMILY~~

~~means an individual or two or more persons related by blood, marriage or adoption, or a group of not more than five unrelated non-transient persons, living together as a single non-profit group.~~

**FARM GATE
ABATTOIR**

means a use, building or structure for one or more of the following, where permitted by provincial legislation:

- 1) on-farm slaughtering of animals limited to 25 Animal Units or less per year on a lot;
- 2) on-farm processing of animal carcasses slaughtered on the lot including cutting, preserving, packing, storing;
- 3) on-farm wholesaling and retailing of products slaughtered or processed on the lot.

FARM RETAIL SALES

~~m~~Means the sale to the public of products grown or raised on a farm, from lots comprising the farm, and on land for properties in the ALR is subject to conditions in, must be consistent with the *Agricultural Land Commission Act and Regulations* or may require approval ed through application to the ALC.

FINISHED GRADE

means the top surface of an area after construction and landscaping is completed, such as the top of a road, lawn, driveway or walkway.

FLANKING STREET

means the street abutting a corner lot on a side other than the front.

FLOAT HOME

means a floating structure built on a flotation system intended for overnight use, occupancy or accommodation; intended generally to be anchored in place and is often serviced from shore, and does not include any vessel or watercraft designed or intended for navigation.

FLOATING BOAT SHELTER

means a structure floating next to or affixed on a dock used to provide shelter for the commercial moorage of vessels, with or without storage of associated supplies and equipment.

FLOOD CONSTRUCTION LEVEL

means the observed or calculated elevation above the natural boundary of a water-body to the underside of a floor system, or to the top of a slab on grade, for buildings located within a designated flood area or within an area that is subject to, or likely to be subject to, flooding. In the case of a manufactured home, the ground level or top of the concrete or asphalt pad upon which a manufactured home rests. An area below the flood construction level shall not be used for habitation, mechanical or electrical infrastructure, business or storage of goods damageable by flood water.

FLOOR AREA

means the total horizontal area of each floor of a building or structure -measured between the interior finished surface of the exterior walls, including the space occupied by interior walls and partitions, and excluding decks and garages.

FLOOR AREA, GROSS

means the aggregate floor area including all habitable space and basements, measured from the interior finished surfaces of the exterior walls, but excluding any detached accessory buildings, an open porch, unenclosed sunroom, deck, veranda or attic. In the case of a multi-unit family dwelling, excludes common stairwells and corridors.

FLOOR AREA RATIO

means the gross floor area of all buildings on a lot divided by lot area.

FORESHORE

means the land lying between the highest and lowest water level that is alternatively covered and exposed by water with the normal rise and fall of the level of the body of water. the Crown land and all other land in tidal areas lying between the natural boundary of the water and the mean low tide.

FRESHWATER

means lakes, rivers, watercourses and similar bodies of inland waters.

FRONTAGE

means the linear length of a lot line that directly abuts a road, other than a path, walkway, trail or lane.

G

GATHERING FOR AN EVENT

means the provision of a maximum of ten (10) gathering events of people per calendar year, and only permitted to be conducted on land in the ALR that is ~~assessed~~classified as a farm under the Assessment Act and ~~is subject to conditions in in a manner that is consistent with~~ the Agricultural Land Commission Act and Regulations, or may require approval~~ed~~ through an application to the ALC, for the purpose of attending:

- 1) a wedding, other than a wedding to which (3) (ii) applies,
- 2) a music festival, or
- 3) an event, other than
 - i. an event held for the purpose of agri-tourism, or
 - ii. the celebration, by residents of the farm and those persons whom they invite, of a family event for which no fee or other charge is payable in connection with the event by invitees

GRADUATED HEIGHT

means the additional height permitted for an accessory building or structure, to the maximum principal building height, when the setbacks established by this Bylaw are exceeded.

GROUP MOORAGE FACILITY

means a multi-berth moorage similar to a private moorage facility but for the personal use of a group, strata or association of residents from the surrounding community, and not for any commercial use.

GUESTHOUSE

means a single ~~family detached~~ dwelling in which a maximum of six (6) rooms are rented for temporary accommodation to a maximum of twelve (12) persons other than members of the family of the owner, lessee or tenant and excludes provision of cooking facilities, preparation of meals within the rented units, and short term vacation rental.

H

HABITABLE AREA

means any space or room, including a manufactured home, that is used, or intended to be used for dwelling purposes or other human occupancy, business, or the storage of goods which are susceptible to damage by floodwater.

HEALTH, WELFARE AND MEDICAL SERVICES

means health professions and services such as, but not restricted to doctors, dentists, chiropractors, osteopaths, registered nurses, physio and massage therapists; includes clinics and health labs, but excludes cannabis production facilities and overnight care facilities.

HOME INDUSTRY

means a business or industry, conducted in an accessory building, structure or outside, that is incidental and ancillary to the principal residential use of a lot, may include accessory retail sales and may include processing, assembly and manufacturing of products, in accordance with the provisions of home industry in this Bylaw.

HOME OCCUPATION

means a business or occupation conducted entirely within a principal dwelling unit, accessory dwelling unit, accessory building or in a combination, that is incidental and ancillary to a principal residential use of a lot and may include accessory retail sales, in accordance with the provisions of home occupation regulations in this Bylaw. Includes boarding and lodging, and bed and breakfast, where guest bedrooms are rented, with the tenant or owner residing in the building. Excludes short term vacation rental use.

HOTEL

means a commercial building, or group of buildings on the same lot, providing temporary accommodation, and shall not be used for a residential use. Each guest bedroom or dwelling unit shall have a separate entrance, be self-contained with a bathroom, and may contain basic cooking facilities. It may include a café or restaurant and such ancillary facilities as self-service laundry. Excludes retail use.

HOUSEBOAT

means a flat-bottomed vessel, watercraft or boat that is fitted for temporary use as a floating dwelling unit and that can be motored from location to location.

HOUSEHOLD

means an individual or two (2) or more persons related by blood, marriage or adoption, or a group of not more than five (5) unrelated non-transient persons, living together as a single non-profit group.

**I
INDUSTRY**

means a use providing for the manufacturing, processing, assembly, fabricating, warehousing, distributing, testing, servicing, repair, storage, transporting, maintaining, wrecking or salvaging of goods, products or materials or things with or without an ancillary office to administer the industrial use on the lot, including wood, meat and seafood processing, wholesaling provided that the merchandise being sold is distributed from the lot, and a cannabis production facility.

INTENSIVE AGRICULTURE ~~USE~~

means the use of land, buildings and structures by a commercial enterprise or an institution for:

- 1) the confinement of poultry, livestock or fur bearing animals; or
- 2) the growing of mushrooms.
- ~~3) the production and storage of soil amendment fertilizers to be utilized on land not associated with the farm.~~

L

LANE

means a public way that provides access to the rear of a lot, at the side lot line or rear lot line.

LIVESTOCK

means cattle, horses, mules, donkeys, ~~bison~~uffale, water buffalo, sheep, goats, ratites, llamas, alpacas, swine, and similar farmed ~~or fur bearing~~ animals. Excludes poultry and any domestic pet.

LOADING SPACE

means the use of an area on a lot for the loading or unloading of commercial vehicles in connection with the use of that parcel or an adjacent lot, in accordance with the provisions of off-street loading regulations in this Bylaw.

LOT

means any lot, parcel, block or other area, created under the *Land Title Act*, the *Strata Property Act* or the *Land Act*, in which land is held or into which it is subdivided. It does not include a highway, common strata road access or a building strata lot, and in particular:

- 1) Corner lot means a lot at the intersection or junction of two or more roads, highways or lanes.
- 2) Interior lot means a lot other than a corner lot.
- 3) Panhandle lot means the interior lot to which access from a road is gained by way of a narrow strip of land forming part of the lot.
- 4) Through lot means a lot abutting on two (2) parallel or approximately parallel roads.
- 5) Strata lot means a lot shown on a strata plan.

LOT AREA

means the total horizontal area within the lot lines of a lot, but excludes any panhandle used to access the balance of the lot.

LOT COVERAGE

means the total horizontal area of all buildings and structures on a lot measured to the outside of the exterior walls including the horizontal areas of attached decks and porches, expressed as a percentage of the lot area, and for a structure with no exterior wall, measured to the outside of supporting columns, excluding gutters.

LOT LINE

means a line which marks the boundary of a lot and in particular:

- 1) Front lot line means:
 - i. The lot line which is common to the lot and a road or in a case of lots with water access only, the lot line nearest the natural boundary of the waterway.
 - ii. Where a lot is divided by a public way such as a dedicated road, lane or walkway, both sides of such public way shall be considered as front lot lines.
 - iii. Where the lot does not have a lot line that abuts a road or water, the front line of the lot shall be determined by the closest road or waterway.
 - iv. Where a lot abuts a road and water, the lot line adjacent to the waterway is designated as the front lot line.
 - v. In the case of a through lot, the lot lines abutting on two (2) parallel or approximately parallel roads where access is provided shall both be considered as front lot lines.
 - vi. In the case of a corner lot, a lot line shall be considered a front lot line if the adjacent lot fronts on the same road. In the case of a corner lot, there shall be only one (1) front lot line.
 - vii. For a panhandle lot, the line separating the body of the lot from the panhandle shall be considered the front lot line.
- 2) Rear lot line means the lot line opposite to and furthest from the front lot line and where the rear portion of a lot is bounded by intersecting side lot lines, the point of intersections shall be deemed to be the rear lot line, and any line which does not conform to any other definition of a lot line shall be deemed to be a rear lot line.
- 3) Side lot line means a lot line other than a front or rear lot line.
- 4) Projected side lot line means a perpendicular extension from the general trend of the shoreline, beginning at the intersection of the side property line and the natural boundary.

LOT WIDTH

means the average horizontal distance between side lot lines measured at right angles to the lot depth connecting the front and rear lot lines.

M

MAJOR STREAM

means any ~~stream or~~ watercourse designated as 'major' in the appropriate Official Community Plan (OCP), including Bedwell River and Kennedy River, and excluding any lakes, in accordance with regulations for location and siting of structures in this Bylaw.

MANUFACTURED HOME means a single family-detached dwelling that conforms to either the Canadian Standards Association Z240-MH standard as a mobile home, or to the Canadian Standards Association A277 standard as a modular home.

MANUFACTURING means the use of a lot, buildings or structures for the purpose of assembling, producing, inspecting, finishing, altering, servicing, repairing of any goods, substance, articles, or materials. Excludes abattoir, boiler and plate work, cement manufacturing, metal fabrication, paper manufacturing, sawmilling, pulp-milling or ship-building.

MANUFACTURING INDUSTRIES means establishments classified as such by the North American Industry Classification System (NAICS).

MARINA means a building, structure or place, containing docking facilities that are located on a waterway, where vessels, watercrafts or boats and accessories are stored, serviced, repaired or kept for sale and where facilities for the sale of marine fuels and lubricants may be provided.

MARINA USE means the use of land or buildings for water-oriented activities such as commercial moorage, float and boat ramps, boat houses or shelters, rental of watercraft, and ancillary services such as marine fuel sales, pump-out facilities for sewage disposal, facilities for disposal of waste oil and bilge water, spill response, boat repair, or office space. Excludes watercraft sales, and accommodation in a watercraft, vessel or float home.

MARINE TRANSPORTATION means the movement of a person or persons by watercraft, vessel or boat, but does not include temporary accommodation.

MARINE WATERS means coastal waters including oceans and seas.

MINI-STORAGE means a building with self-contained storage rental units, with independent external entrances, for the storage of general household or personal goods and vehicles.

MINOR STREAM means any stream or watercourse designated as 'minor' in the appropriate Official Community Plan (OCP), or any named or

unnamed stream not designated as a major stream, [in accordance with regulations for location and siting of structures in this Bylaw.](#)

MOBILE HOME

means a factory-built manufactured home that is used, or intended to be used, as a single [family detached](#) dwelling and which conforms to the Canadian Standards Association (CSA) Z240-MH standard. A mobile home excludes trailers and recreational vehicles.

MODULAR HOME

means a factory-built manufactured home that is used, or intended to be used, as a single [family detached](#) dwelling and which conforms to the Canadian Standards Association (CSA) A277 standard. A modular home excludes trailers and recreational vehicles.

MOTOR VEHICLE REPAIR SHOP

means a building used or intended to be used for minor or major repairs to and servicing of motor vehicles, trailers and parts thereof and auto-body spray-painting.

MULTI-~~UNIT~~FAMILY DWELLING

means a residential use consisting of three [\(3\)](#) or more dwelling units such as an apartment, townhouse or row house where each unit is occupied or intended to be occupied as the permanent home or residence of one [\(1\)](#) household.

N

NATURAL BOUNDARY

means the visible high water mark of any lake, river, stream or other body of water where the presence and action of the water are so common and usual, and so long continued in all ordinary years, as to mark upon the soil of the bed of the lake, river, stream or other body of water, a character distinct from that of the banks thereof, in vegetation, as well as in the nature of the soil itself.

O

OFFICE

means the use of a building where business may be transacted, a service performed or consultation given, excludes the manufacturing of any product or storage of any product for sale, and health, welfare and medical services.

OPEN SPACE

means an area consisting largely of landscaped open areas, which may include communal water systems, communal sewer systems, roads, trails, transmission lines, recreational areas, natural areas, playgrounds, playing fields or similar uses, but does not include a campground.

P

PANHANDLE

means a strip of land which provides access and road frontage to a lot and which forms part of that lot, and not exceeding 10 m in width, but is not included in the calculation of lot area.

PARKING SPACE

means a space for the parking of one **(1)** vehicle, excluding driveways, ramps and access aisles.

PASSIVE RECREATION

means outdoor recreation activities that do not involve the use of buildings, structures, camping, motorized vehicles or motorized equipment.

PETTING FARM

means an operation designed for the display of livestock and poultry to the public and providing an area for direct contact between the public and the animals.

PERSONAL SERVICE

means the use of a lot, building or structure **for** the provision of services to the person or personal goods of a customer, but excludes storefront or retail outlet distribution of cannabis.

PLACE OF WORSHIP

means a church, temple, mosque **or** synagogue, but excludes schools.

PLATFORM OR FLOAT

means the portion of the dock structure that is generally used for mooring boats.

POULTRY

means chickens, hens, turkeys, ducks, geese, roosters, cockerels, peafowl, game birds, and similar farmed fowl or birds.

PRINCIPAL USE

means the main purpose for which land, buildings or structures are ordinarily used, or designed to be used.

PRIVATE MOORAGE FACILITY

means a dock or stand-alone boat lift that is permanently affixed to land for the use by one **(1)** or a number of individuals or a **household** family for boat moorage. Excludes mooring buoys used for private moorage, as regulated by *Transport Canada* under the federal *Navigation Protection Act*.

PROJECTED SIDE LOT LINE

see lot line.

R

RECREATIONAL VEHICLE (RV)

means a motorhome, camper van, fifth wheel, tent trailer or other vehicle designed, converted or adapted to provide temporary accommodation of people, and designed to be towed behind a motor vehicle or self-propelled. Excludes a park model that conforms to the Canadian Standards Association (CSA) Z241 standard.

REGIONAL BOARD

means the governing and executive body of the Alberni-Clayoquot Regional District (ACRD) of Alberni-Clayoquot.

~~REGIONAL DISTRICT~~

~~means the Regional District of Alberni-Clayoquot.~~

RESIDENTIAL USE

means the occupancy or use of a building or part thereof as a dwelling unit, and excludes temporary accommodation.

RETAIL

means the use of a lot, building or structure for the retail sale or rental of goods, foods, or wares, but excludes storefront or retail outlet distribution of cannabis or liquor.

ROAD

means a public highway, street, strata road or thoroughfare which affords the principal means of access to abutting lots.

S

SCHOOL

means a school as defined by the *School Act* or the *Independent School Act* and does not include overnight accommodation.

**SCREENING
or SCREENED**

means a continuous solid fence, wall, berm, compact evergreen hedge, or other densely planted or natural vegetation of sufficient height, according to vision clearance and fence regulations in this Bylaw, to visually shield or obscure one abutting structure, building or lot from another, broken only by access drives and walks.

SEASONAL DWELLING

means a dwelling unit used for a secondary, vacation or recreational home for a maximum of 180 days per year, whether the use is continuous or intermittent.

SECONDARY SUITE

means an additional dwelling unit located in and part of a building which is a single dwelling unit of residential occupancy, and in accordance with regulations for accessory dwelling units in this Bylaw.

SETBACK means the required minimum horizontal distance measured perpendicular from the respective lot line or natural boundary to any building, structure or use. No building, structure or use shall be located within a setback unless permitted by this Bylaw.

SETBACK FROM A STREAM means the required minimum horizontal distance between a building, structure or use and the natural boundary of a watercourse or stream.

SETBACK FROM THE OCEAN means the required minimum horizontal distance between a building, structure or use and the natural boundary of the ocean.

SHORT TERM VACATION RENTAL means the use of a dwelling unit for the temporary accommodation of paying guests for up to 30 days. Excludes bed and breakfast, and boarding and lodging.

SINGLE ~~DETACHED~~FAMILY DWELLING means any building consisting of one (1) dwelling unit which is occupied or intended to be occupied as the permanent residence of one (1) or more persons ~~s or family~~, and may include a secondary suite provided the conditions for an accessory dwelling unit are met.

SITE means an individual camping site in a campground ~~and~~ an individual mobile home site in a mobile home park.

STEEP SLOPE AREA means any area within a lot where the incline is 30% or greater for a horizontal distance of 10 m or greater, as measured from natural grade. A lot may include more than one steep slope area.

STORAGE BUILDING means a building where the principal use is the storage of goods, wares, merchandise, substances, articles or other items and has no habitable space.

STORAGE YARD means the use of land, for the storage of equipment, goods and products, vehicles, machinery and materials, either inside or outside of a building or structure, but excludes an automobile wrecking yard, a display yard or a junk yard.

STOREY means the portion of a building that is situated between the top of any floor and the top of the floor next above it, and if there is no floor above it, between the top of such floor and the ceiling above it.

STOREY, FIRST

means the uppermost storey having its floor level not more than 2 m above grade.

STREAM

means

- 1) a natural watercourse, including a natural glacier course, or a natural body of water, whether or not the stream channel of the stream has been modified, or
- 2) a natural source of water supply, including, without limitation, a lake, pond, river, creek, spring, ravine, gulch, wetland or glacier, whether or not usually containing water, including ice, but does not include an aquifer.

STREET

means the same as road.

STRUCTURE

means anything that is constructed, placed or erected on land or water, and includes a swimming pool, manufactured home foundation, decks and major improvements accessory to the principal use of land or water, but specifically excludes:

- 1) dock, dock roof, floating boat shelter and float home;
- 2) landscaping, paving improvements and a signs under 1 m in height;
- 3) retaining walls under 1 m in height;
- 4) fences under 2 m in height; and
- 5) transparent fenceing or transparent vertical extensions greater than 2 m in height where the fence is required for agriculture or farm use.

I

TEMPORARY ACCOMMODATION

means use for a limited time duration, as specified in this Bylaw.

TEMPORARY BUILDING

means an accessory building which is not supported on permanent foundations and which may or may not be connected to services.

TEMPORARY FARM WORKER(S)

means, in accordance with provincial regulation, an individual or individuals who carry out agriculturale work on a temporary, seasonal basis on a farm operation ~~and are registered with a federal government temporary worker program.~~

TEMPORARY FARM WORKER HOUSING

means, in accordance with provincial regulation, accommodation that is used solely for the purpose of providing cooking, sanitary and sleeping facilities to temporarily house temporary farm worker(s) on

a farm operation as necessary for the agricultural labour needs of a farm operation or other farms, if permitted.

Temporary farm worker housing is only permitted to be conducted on land in the ALR that is assessed as a farm under the *Assessment Act*, is subject to conditions in the *Agricultural Land Commission Act and Regulations*, and requires approval through an application to the ALC.

TRANSPORTATION SERVICES

means the use of land, buildings or structures for the provision of air, water, railway, truck, bus or taxi transportation services.

U

UPLAND

means land located or lying higher or above the natural boundary of a body of water.

USE

means the purpose for which any lot, parcel, tract of land, building or structure is designed, arranged or intended, or for which it is occupied or maintained.

UTILITY

means the use of lands, buildings or structures to facilitate public transportation, the collection and disposal of sewage, garbage, recycling and other waste, or the production, transmission, delivery and furnishing of water, gas, electricity or communication services to the public.

W

WALKWAY

means a structure that provides pedestrian access between shore and the boat mooring portion of a dock.

WATER RECREATION-USE

means recreational uses and activities on a body of water, but excludes any permanent or seasonal dwelling use or temporary accommodation on a vessel, watercraft, houseboat, float home or similar craft.

WATERFRONT

means land that borders a body of water and, in tidal areas, that is upland of the natural boundary of the water.

WINERY OR CIDERY

see alcohol production.

Y

YARD, FRONT

means the area between the side lot lines extending from the front lot

line to the line equal to the minimum required building setback from the front lot line. Where a lot abuts a road and water, the lot line adjacent to the waterway is designated as the front lot line. In the case of a through lot there shall be two (2) such front yards.

YARD, REAR

means the area between the side lot lines extending from the rear lot line to the line equal to the minimum required building setback from the rear lot line.

YARD, SIDE

means the area between side lot lines extending from the front lot line to the line equal to the minimum required building setback from the side lot line.

Z

ZONE

means any of the areas into which the ACRD Regional District of Alberni-Clayoquot is divided in accordance with this Bylaw, and for which specific regulations are set out in this Bylaw.

PART 3 | GENERAL REGULATIONS

3.1 General Compliance

No lots, buildings or structures in any zone shall be used by the owner, occupier, or any other person for any use, except one which is provided in this Bylaw as being specifically permitted for the zone in which it is located.

3.2 Permitted Uses

3.2.1 No lot, building or structure may be used for what is not specifically listed under the headings “Permitted principal uses” or “Permitted accessory uses” in the zone in which the lot, building or structure is located. No building or structure may be placed, constructed, sunk into, erected, moved, sited, altered or enlarged for any use other than a specifically permitted use in that zone. For greater certainty:

- 1) A use listed under “Permitted accessory uses” is only permitted if a use listed under “Permitted principal uses” is lawfully established and ongoing.
- 2) A use not specifically permitted in a zone is prohibited from that zone.
- ~~3) A use not specifically permitted in this Bylaw is prohibited from the **Regional District ACRD**.~~
- ~~3)–~~

3.2.2 All permitted uses shall comply with relevant federal and provincial regulations.

~~3.2.23.2.3~~ Exemptions from the restrictions of subsection 3.2.1 include the following uses, which are permitted in all zones:

- 1) parks, trails and playgrounds;
- 2) roads;
- 3) off-street parking;
- 4) utilities;
- 5) community gardens;
- ~~6) agriculture, provided that minimum lot areas for specific agricultural uses are complied with;~~
- ~~7)6) natural areas.~~

~~3.2.33.2.4~~ Exemptions from the minimum lot area and width requirements of this Bylaw:

- 1) utilities including:
 - i. pumping stations, pressure-reducing stations, switching stations, radio repeater stations, microwave towers, telecommunications towers, weather stations and similar uses having a maximum area of 0.2 ha;
 - ii. rights-of-way for railways, conduits, transmission lines, gas pipelines and similar uses;
- 2) but does not include uses permitted under the Community Service ~~zone~~ or Resource zones.

~~3.2.4 Where a lot contains more than one zone:~~

- ~~1) Each zoned area shall be treated as an individual area for the purpose of determining compliance with the provisions of its zone; and~~

~~2) All uses, buildings or structures that are accessory to a principal use, building or structure are permitted only within the area of the lot zoned for the principal use, building or structure to which the uses, buildings or structures are accessory.~~

3.3 Lot Regulations

3.3.1 Minimum lot area and lot width requirements of this Bylaw are intended to apply to the creation of new lots; they do not apply to a subdivision that:

- 1) combines two (2) or more lots into a single lot, or
- 2) does not increase the number of lots and adjusts the boundary between existing adjoining lots, provided that the boundary change does not result in a reduction of either lot by 20% or more of the original lot area.

3.3.2 Subject to compliance with zone specific and private and group moorage facilities regulations in this Bylaw, the following waterfront access facilities are permitted in all zones, and exempt from minimum required setbacks in this Bylaw:

- 1) wharves, piers, docks, floats and boat-launching facilities constructed, leased, kept or maintained for the general public;
- 2) walkways parallel to the foreshore;
- 3) dock landings and walkways perpendicular to the foreshore only where to gain access from a float or wharf or otherwise inaccessible property abutting the foreshore.

3.4 Location and Siting of Structures

3.4.1 No building or structure shall be constructed, reconstructed, altered, moved or extended by the owner, occupier, or any other person so that it contravenes the requirements of this Bylaw, for the zone in which it is located.

3.4.2 No principal building shall be located in any required front, side or rear yard, and except where one or more lots is in an air space lot, no principal building shall be located so as to be within more than one (1) lot.

3.4.3 No building or structure shall be constructed, reconstructed, altered, moved or extended, unless otherwise specified in this Bylaw:

- 1) on ground below the flood construction level established by designated 200-year floodplain mapping, ~~unless or where~~ a location is determined to be safe for the intended use by a qualified professional with training in geotechnical study and geohazard assessments. Where the 200-year floodplain has not been established and in the absence of an assessment by a qualified professional, a minimum 3 m flood construction level above the natural boundary of the ocean, a lake or a major stream as defined by this Bylaw, is required; and
- 2) within 15 m of the natural boundary of a minor stream and 30 m of the natural boundary of a major stream; and
- 3) within 15 m of the natural boundary of any lake; and
- 4) ~~unless otherwise specified in this Bylaw,~~ within 15 m of the natural boundary of the ocean.
- 5) These restrictions do not apply to industrial and commercial buildings and structures where the use of the waterfront is a necessary subsidiary part of the business activity.

3.5 Height Exemptions of Buildings and Structures

3.5.1 The following structures or structural parts are not subject to the building height requirements of this Bylaw:

- 1) spires of churches or other places of worship
- 2) belfries
- 3) domes
- 4) chimneys
- 5) monuments
- 6) cupolas
- 7) silos
- 7)8) grain bins and storage
- 8)9) flag poles
- 9)10) masts
- 10)11) aerials
- 11)12) monitors
- 12)13) stadiums
- 13)14) water tanks
- 14)15) fire and hose towers
- 15)16) transmission towers
- 16)17) radio towers
- 17)18) cooling towers
- 18)19) drive-in theatre projection screens
- 19)20) elevator and ventilating machinery penthouses
- 20)21) telecommunications towers
- 21)22) solar collectors
- 22)23) wind turbines

provided that the structure shall not cover more than 20% of the lot or, if located on a building, not more than 10% of the roof area of the building.

3.6 Projections

3.6.1 The following features may project into a required front, side and rear yard:

- 1) stairs and wheelchair ramps;
- 2) eaves, gutters, cornices, sills, bay windows, chimneys, ornamental features or other similar features, provided that the projection does not exceed 1 m or 0.6 m in the case of a required side yard of less than 1.5 m in width;
- 3) marquees, canopies, open porches and decks, provided that the projection does not exceed 1.8 m or 50% of the width of the required side yard;
- 4) balconies, awnings and sun shades, provided that the projection does not exceed 1.2 m and is not supported by columns;
- 5) an uncovered patio or terrace (either open or enclosed) in any required yard in a Residential zone, excludes attached or detached wood structures above ground level. An awning or sun umbrella is permitted on a patio or terrace.
- 6) arbors and trellises, fish ponds, ornaments, flag poles or similar landscape features;
- 7) an uncovered swimming pool, provided that the pool
 - i. is not located in the required front yard,
 - ii. is not nearer than 3 m to any lot line, and

- iii. meets regulations for pools in the ACRD Building Bylaw.
- 8) a covered or roofed swimming pool, provided that the pool
 - i. is not located in the required front yard,
 - ii. is not nearer than 3 m to any lot line,
 - iii. is fenced and fitted with a safety gate,
 - iv. is subject to compliance with the regulations governing accessory buildings, structures and uses in this Bylaw, and
 - v. meets regulations for pools in the ACRD Building Bylaw.
- 9) fuel service pumps or pump islands in a required front, rear or side yard, provided that the pump or pump island is located no closer than 4.5 m to any lot line. Canopies erected above a pump or pump island may project more than 1.8 m into a required front yard, provided the canopy is located no closer than 4.3 m to any lot line.

3.7 Vision Clearance at Intersections

- 3.7.1 Other than a permitted principal building, no fence, wall or other structure shall be more than 1 m high, and no hedge, bush, shrub, tree or other plant shall be allowed to grow so that it obstructs vision clearance in the area bounded by:
- 1) the intersecting lot lines at a street corner and a straight line adjoining points along the lot lines 10 m from their point of intersection, or
 - 2) the intersection lot lines at a lane corner and a straight line joining points along the lot lines 6 m from their point of intersection. A lane intersection includes the intersection of a lane with any other lane or with a street.

3.8 Fences

- 3.8.1 Fence height limitations do not apply to the following, provided any required screening is maintained:
- 1) a permitted agriculture or farm use
 - 2) land in the ALR
 - 3) keeping of animals as an accessory use
 - 4) for recreational uses, such as playing field, public playground, park, and golf course, if constructed of materials that permit visibility
- 3.8.2 Maximum fence height for fences in Residential, Recreational Residential, Rural, Mixed-Use, Resource, and Comprehensive Development zones is:
- 1) 1.8 m if located in a front yard or side yard abutting a road, and may be increased to 2 m if constructed of materials that permit visibility.
 - 2) 2 m if located in the rear or side yard.
 - 3) Where a lot abuts road and water, the lot line adjacent to the waterway is designated as the front lot line, and a 1.8 m fence is permitted on the front and rear lot line.
- 3.8.3 Maximum fence height in Commercial, Community Service, Industrial and Institutional zones is 2.5 m.
- 1) Maximum height for fences constructed of materials that permit visibility is 3.7 m.

- 3.8.4 The height of a fence ~~or~~ wall ~~or hedge~~ shall be measured from the ground at the average natural grade within 1 m of both sides of the fence ~~or~~ wall ~~or hedge~~, to the highest part of the fence.
- 3.8.5 Gates are exempted from the maximum fence height.
- 3.8.6 No fences are permitted within the foreshore of any body of water.
- 3.8.7 Any portion of a retaining wall that projects above the surface of the ground which it supports shall be considered as a fence and shall be subject to the regulations of this section.
- 3.8.8 Where a retaining wall has been constructed along a lot line, the height of a fence, ~~or~~ wall ~~or hedge~~ shall be measured from the surface of the ground which the retaining wall supports at the average grade within 1 m of the retaining wall.
- ~~3.8.9 A barbed or razor wire fence shall not be permitted on any lot zoned for Residential use, or on any lot line abutting a Residential zone.~~

3.9 Conversion of Buildings

- 3.9.1 Buildings may be converted, altered or remodelled for another use provided that:
- 1) a building permit application is submitted and approved prior to construction; and
 - 2) the converted building shall conform to all the provisions and regulations specified for the zone in which it is located.

3.10 Accessory Buildings, Structures and Uses

- 3.10.1 Accessory buildings and structures shall not be constructed unless:
- 1) a principal building has been erected on the same lot;
 - 2) a principal building will be erected simultaneously with the accessory building or structure on the same lot; or
 - 3) a principal use is in effect.
- 3.10.2 Accessory buildings and structures shall not be used as a dwelling unit, except as otherwise permitted as an accessory dwelling unit by the provisions in this Bylaw, and shall not include kitchen facilities unless otherwise permitted in this Bylaw.
- 3.10.3 Accessory buildings and structures shall not be located, unless otherwise provided for in this Bylaw:
- 1) within a required front yard;
 - 2) within 1 m of a side or rear lot line.
- 3.10.4 In Rural zones, the provisions of 3.10.3 (~~2~~) are increased to 4.5 m.
- 3.10.5 A building or structure that is attached to a principal building by at least 66% of the length of any of its sides is not deemed to be an accessory building, and is considered an extension or addition to the principal building.

3.10.6 Accessory buildings and structures height maximums are specified in each zone. In zones where graduated height is permitted, the height of an accessory building or structure may be increased by 0.3 m vertical distance, as established in the zone, for every 0.6 m increase in excess of the minimum side and rear yard setbacks established by this Bylaw, to a maximum of ~~two storeys~~ the principal building height.

- 1) In Rural zones, the graduated height provisions may be increased by 0.3 m vertical distance for every 1.2 m increase in excess of minimum side and rear yard setback requirements, to a maximum of the principal building height.

3.10.7 In non-Residential zones (Commercial, Industrial, Parks and Recreation):

- 1) On a corner lot an accessory building or structure shall not be located closer to the flanking street than the principal building on the same lot nor closer than the required setback from the flanking street of the principal building on an adjoining lot or, where the lots are separated by a lane, the lot on the opposite side of the lane.
- 2) Accessory buildings and structures shall not be located within 3 m of the rear lot line of an adjoining Residential zoned lot.

3.10.8 A structure for sheltering a boat may be located between the principal building and a waterway giving boat access, regardless of its location in a required front, rear or side yard.

3.10.9 The total combined lot coverage of all accessory buildings and structures is restricted to the greater of:

- 1) ~~the greater of~~ 5% of the area of the lot; or
- 2) 62 m² in Residential 1 and Residential 2 zones ~~and to 5% of the area of the lot in all other zones;~~
- 3) unless otherwise specified in this Bylaw.

3.10.10 On lots greater than 0.8 ha ~~in size~~ in a Rural 1, Rural 2, Rural 3, Resource, Residential 1, Residential 2 or Residential 3 zone, one (1) secondary mobile home may be permitted in addition to a single ~~detached family~~ dwelling provided that:

- 1) there is only one (1) principal building located on the property and it is occupied as a single ~~detached family~~ dwelling;
- 2) the setbacks for the mobile home are the same as the requirements for the principal dwelling unit;
- 3) there is no accessory dwelling unit on the lot; and
- 4) for land in the ALR, the use of a mobile home as an additional residence must be consistent with the *Agricultural Land Commission Act and Regulations*, or may require approval ~~led~~ through an application to the ALC.

3.11 Accessory Dwelling Units

3.11.1 One (1) accessory dwelling unit ~~shall~~ may be permitted in any of the following forms:

- 1) a secondary suite located within or attached to a single ~~detached family~~ dwelling.

- 2) a dwelling unit above a garage or other accessory building;
- 3) in a detached accessory building or manufactured home on the same lot as the principal dwelling unit.

3.11.2 One (1) accessory dwelling unit may be permitted where all the following conditions are met:

- 1) the lot is within an Official Community Plan area;
- 2) the lot is in a Rural 1, Rural 2, Rural 3, Resource, Residential 1, Residential 2 or Residential 3 zone;
- 3) the lot has a minimum lot area of 0.4 ha;
- 4) the lot contains a principal single ~~detached family~~ dwelling unit or the accessory dwelling unit will be constructed simultaneously with a proposed principal dwelling unit;
- 5) the accessory dwelling unit is occupied or intended to be occupied as a permanent residence;
- 6) the accessory dwelling unit may not be occupied unless an occupancy permit has been issued for it;
- ~~7) the accessory dwelling unit meets all BC Building Code requirements;~~
- ~~8) 7) the lot meets federal and provincial health requirements for sewage disposal and potable water; and~~
- ~~9) 8) on for~~ land in the ALR, an accessory dwelling unit is subject to conditions in must be consistent with the Agricultural Land Commission Act and Regulations, or may require approval through application to the ALC.

3.11.3 An accessory dwelling unit is only permitted in a Residential 3 zone where the primary use is a single ~~detached family~~ dwelling.

3.11.4 No more than one (1) accessory dwelling unit or secondary mobile home is permitted on any Rural or Residential lot.

3.11.5 An accessory dwelling unit shall:

- 1) have a floor area of not more than 90 m² in size, ~~or if located within or attached to the principal dwelling unit, not more than 40% of the habitable floor area of the building, whichever is less;~~
- 2) only be one (1) storey;
 - ~~i. when an accessory dwelling unit is located within an accessory building, the maximum height of the accessory dwelling unit is 3.7 m and the height is included as part of the total permitted accessory building height;~~
- 3) contain its own separate entrance and exit to the outside;
- 4) meet the needs of a self-contained dwelling unit;
- 5) not be a separate strata unit; and
- 6) provide one (1) off-street parking space for the exclusive use of the occupant(s) of the accessory dwelling unit, in accordance with regulations for off-street parking in this Bylaw.

3.11.6 An accessory dwelling unit shall not be located, unless otherwise provided for in this Bylaw:

- 1) within a required front yard; ~~or~~
- 2) in Residential zones, within 3 m of a side or rear lot line; or

~~2)3)in Rural and Resource zones, within 4.5 m of a side or rear lot line.-~~
~~3.11.7—In Rural zones, the provisions of 3.11.6 (2) are increased to 4.5 m.~~

3.12 Caretaker Use

- 3.12.1 Caretaker use that is accessory to a non-residential principal use may be permitted in the following circumstances:
- 1) as specified in the respective zones in this Bylaw, or
 - 2) where the premises cannot be effectively secured or where ~~the~~ public safety might be endangered by lack of supervision.

3.13 Temporary Buildings and, Structures ~~and Recreational Vehicles~~

- 3.13.1 A temporary building or structure is an accessory building or structure that is not intended to be permanent and, other than a garage or other accessory building, shall not have its exterior walls supported on continuous or masonry foundations or walls.
- 1) Temporary buildings or structures include shipping containers, custom-built manufactured units or any other similar type of portable building or structure, whether or not it is placed on foundations or affixed to the land in any way.
- 3.13.2 A temporary building or structure shall not be used as a dwelling and cannot be rented or used for commercial purposes.
- 3.13.3 Placement of a temporary building or structure is permitted subject to the following conditions:
- 1) Subject to the height, lot coverage, and setback requirements for accessory buildings and structures applicable to the zone in which they are located.
 - 2) Shipping containers shall not be stacked or placed on top of another shipping container, building or temporary structure.
 - 3) A temporary building or structure shall not be used for occupancy by people.

3.14 Temporary Dwelling in a Recreational Vehicle

- 3.14.1 One (1) recreational vehicle is permitted on a lot for temporary dwelling use.
- 3.14.2 A ~~temporary building or structure,~~ recreational vehicle ~~or mobile home~~ cannot be rented or used for commercial ~~purposes~~use.
- 3.14.3 Temporary siting of a recreational vehicle is permitted for the property owner while a permitted dwelling is being constructed, subject to the following requirements:
- 1) Where a principal dwelling unit is under construction with an active building permit, one (1) recreational vehicle may be occupied as a dwelling unit, provided that the recreational vehicle is and continues to be habitable.
 - 2) The recreational vehicle shall ~~cease~~ to be used as a dwelling upon completion of construction of the principal dwelling unit or upon the expiry and non-renewal of the building permit for the principal dwelling unit.
 - 3) Sewage must be contained and disposed of in accordance with federal and provincial regulations.

- 4) The recreational vehicle is sited in accordance with the setback requirements for principal buildings in the applicable zone, including not located in the required front, rear or side yard setbacks.

3.14.4 A recreational vehicle may be used as a dwelling unit for temporary accommodation, subject to the following requirements:

- 1) In Rural zones, one (1) recreational vehicle may be used as a dwelling unit on a lot for up to 60 days, consecutive or non-consecutive, in any 12 month period.
- 2) In ~~Residential~~any other zones, one (1) recreational vehicle may be used as a dwelling unit on a lot for up to 15 days, consecutive or non-consecutive, in any 12 month period.
- 3) A recreational vehicle may be used as a dwelling unit on a lot that permits a campground use, subject to the specified time restrictions in the zone.
- 4) Temporary Dwelling in a recreational vehicle is only~~not~~ permitted on a ~~vacant~~ lot with a principal dwelling unit.
- 5) Sewage must be contained and disposed of in accordance with federal and provincial regulations.
- 6) The recreational vehicle shall be located 4.5 m from a lot line, and not located in the required front yard setback.

~~3.143.15~~ 3.14 — Home Occupation

3.15.1 A home occupation or business shall be conducted entirely indoors within a principal dwelling unit, accessory dwelling unit, accessory building or in a combination thereof, except a kindergarten, daycare or preschool, which may have an outdoor play area.

3.15.2 Except in 3.15.3, ~~the~~ floor area used for a home occupation in a principal dwelling or accessory dwelling unit and/or accessory building shall not exceed 40 m².

3.15.3 In Beaufort and Beaver Creek OCP areas only, on a lot in a Rural or Residential zone, the floor area used for a home occupation is subject to the following requirements:

- 1) shall not exceed 50% of the floor area of the dwelling if located within a principal dwelling or accessory dwelling unit, and
- 2) shall have no maximum floor area if located within an accessory building.
- ~~7) —~~

3.15.4 A home occupation is only permitted in a Residential 6 zone in a single detached dwelling or accessory building.

~~3.15.23.~~3.15.5 No more than three (3) persons, at least one (1) of whom must reside in the dwelling unit, may be engaged in the home occupation.

~~3.15.33.~~3.15.6 There shall be no external storage of materials, containers, finished products or equipment associated with a home occupation, except for a kindergarten, daycare or preschool.

~~3.15.43.~~3.15.7 There shall be no indication, other than a single non-illuminated sign of a maximum 1 m², that the lot and its building are being utilized for any purposes other than residential use.

~~3.15.53.15.8~~ The premises must not be used for manufacturing, warehousing or any other industry, or no part of the premises may be used primarily for retail uses. ~~The home occupation must not produce noise, vibration, smoke, dust, odour, litter or heat other than that normally associated with a dwelling unit and must not create or cause any fire hazard, electrical interference or traffic congestion in the road.~~

~~3.15.63.15.9~~ Parking for all vehicles in connection with a home occupation shall be located on the lot used for the home occupation, in accordance with regulations for off-street parking in this Bylaw.

~~3.15.73.15.10~~ No more than one (1) kindergarten, daycare, preschool or dance school is permitted on a lot.

~~3.15.83.15.11~~ The operation of a kindergarten, daycare or preschool as a home occupation shall be for a maximum of eight (8) children at any one time or as permitted by provincial licence.

~~3.15.93.15.12~~ The operation of a dance school as a home occupation shall be limited to a maximum of eight (8) students at any one time.

~~3.15.103.15.13~~ The operation of a bed and breakfast, or boarding and lodging, as a home occupation shall be for a maximum of four (4) guests, with the tenant or owner residing in the building; and all rooms must be located in and accessed from the principal dwelling unit.

~~3.15.113.15.14~~ A home occupation shall not involve the following, unless otherwise permitted in the Bylaw:

- 1) materials that produce flammable or explosive vapours or gases under ordinary temperatures;
- 2) the use of mechanical equipment other than equipment similar to that ordinarily employed for residential purposes;
- 3) external production or storage of materials, vehicles or equipment associated with a contractor, trade or mobile service, or containers or finished goods, except for the temporary storage of harvested crops;
- 4) warehousing, closed storage, and open storage;
- 5) commercial kennel;
- 6) coffee roasting;
- 7) marshalling or assembly of persons working for a business conducted off-site;
- 8) cannabis production and processing, medical or non-medical; and
- 9) the salvage, repair, detailing, painting, storage, or sale of motor vehicles, boats, or other machinery as a commercial venture. On lots within the Beaufort and Beaver Creek OCP areas, motor vehicle repair and detailing are permitted as a home occupation use.

3.15.15 On land in the ALR, a home occupation is subject to conditions in the Agricultural Land Commission Act and Regulations, or may require approval through an application to the ALC.

3.153.16 Home Industry

- 3.16.1 A home industry may be conducted in an accessory building or structure or outside, or in a combination, but not in a dwelling unit.
- 3.16.2 The minimum lot area for home industry use is 2 ha.
- 3.16.3 The maximum total area of home industry use on a lot is 200 m².
- 3.16.4 No more than four (4) persons, at least one of whom must reside in the dwelling unit, may be engaged in the home industry.
- 3.16.5 A home industry shall not be located on a lot unless a principal dwelling unit already exists, or is being constructed simultaneously, on the same lot.
- 3.16.6 Parking for all vehicles in connection with a home industry shall be located on the lot used for the home industry, in accordance with regulations for off-street parking in this Bylaw.
- 3.16.7 A fully landscaped, screened and buffered area, 10 m in depth, shall be ~~provided~~ maintained between home industry uses and adjacent lots, public lands and public roads. The buffered area may include natural vegetation.
- 3.16.8 The minimum setbacks for home industry uses are:
- 1) 15 m provided the use is contained within an accessory building or structure;
 - 2) 30 m if the use is not contained within a building or structure; and
 - 3) 15 m from a minor stream and the ocean, or 30 m from a major stream.
- 3.16.9 A home industry shall not involve the following, unless otherwise permitted in the Bylaw:
- 1) wrecking, salvage or storage of derelict vehicles and equipment;
 - 2) the salvage, storage, or sale of motor vehicles, boats, or other machinery as a commercial venture;
 - 3) warehousing, closed storage, and open storage of vehicles, boats and recreational vehicles;
 - 4) manufacture of concrete products;
 - 4)5) sawmilling;
 - 5)6) bulk fuel or chemical storage or refining depots;
 - 6)7) marshalling or assembly of persons working for a business conducted off-site;
 - 7) cannabis production and processing, medical or non-medical;
 - 8) ~~commercial kennel~~; and
 - 9) the production of animal feeds.

3.16.10 For land in the ALR, a home industry is subject to conditions in the *Agricultural Land Commission Act and Regulations*, and may require approval through an application to the ALC.

~~3.163.17~~ ~~3.16~~ — Upland Aquaculture

3.17.1 The minimum setback for all buildings, nursery facilities and grow-out ponds from all lot lines is 15 m.

3.17.2 ~~3.16.2~~—Aquaculture shall be conducted within a building except for necessary nursery facilities and grow-out ponds.

3.17.3 ~~3.16.3~~—The perimeter of all upland aquaculture facilities must be enclosed by a chain-link type fence of not less than 1.5 m in height, and include landscape screening. All gates must be self-closing with locking mechanisms located on the inside of the gate to prevent public access.

~~3.173.18~~ Private and Group Moorage Facilities

3.18.1 In addition to the requirements of this Bylaw and Provincial General Permission, there may be applicable requirements from the Province for private moorage facilities, where applicable on Crown land, and requirements from other relevant federal and provincial regulations.

3.18.2 A property owner must obtain a tenure from the Province for a Specific Permission dock, Commercial Marina or group moorage facility, where applicable on Crown land.

- 1) Group moorage of less than ~~three (3)~~3 berths, must receive Provincial Specific Permission, where applicable on Crown land.
- 2) Group moorage, more than ~~three (3)~~3 berths with no commercial uses, must receive authorization under the Provincial Residential Policy, where applicable on Crown land.
- 3) Group moorage with commercial uses must receive authorization under the Provincial Commercial Marina Policy, where applicable on Crown land.
- 4) Moorage for adventure tourism activities must receive authorization under the Adventure Tourism Policy, where applicable on Crown land.

3.18.3 Requirements for private and group moorage facilities on all land in the ACRD, including Crown and private land, include:

- 1) One ~~(1)~~ private or group moorage facility is permitted per adjacent waterfront lot.
- 2) A private or group moorage facility shall be used for private residential and group residential moorage only and must not be used for commercial uses, excluding for shared costs for dock maintenance or improvement purposes.
- 3) Group moorage docks must have a spill kit and fire extinguisher.
- 4) No dock can be located in an area designated as being environmentally sensitive, overlapping with other authorizations, or without authorization of the upland property owner, unless authorized by the ACRD.
- 5) All docks must be oriented at right angles to the general trend of the shoreline and must not interfere with the riparian rights of an adjacent property.
- 6) All docks must be on pilings, suspended or floating at all times to ensure the dock structures are not grounded at low water/low tide.

- 7) A dock must be connected to the shore and the connection must provide pedestrian access to the dock.
- 8) Where an unlighted private moorage facility is likely to constitute a navigational nuisance, adequate lighting may be required.
- 9) Requirements for improvements to private and group moorage facilities include:
 - i. The only permanent improvements permitted as part of a dock are those necessary for mooring a vessel, watercraft or boat (including non-overhead boat lifts, pilings and anchor lines), a dock roof providing shelter, and a walkway.
 - ii. Beach houses, storage sheds, hot tubs or other similar improvements are not permitted on a dock.
 - iii. Maximum of one (1) dock roof is permitted per adjacent waterfront lot.
 - iv. Maximum footprint of a dock roof is specified in each Water zone where permitted.
 - v. Improvements not permitted under Provincial General Permission, must be applied for to the Province for Specific Permission or under the Residential Policy, where applicable on Crown land.
- 10) The number of allowable berths, and the size and length of a dock and permitted improvements, are specified in each Water zone.

3.183.19 Keeping of Animals

3.19.1 Section 3.19 shall apply. With the exception of lots in the ALR, to all zones where agriculture use or animal care is a principal or accessory use, with the exception of land in the ALR. not a permitted use, keeping of animals shall be deemed an accessory use.

3.19.2 Section 3.198 does not apply to land ~~that is within~~ the ALR, with the exception of 3.19.14 and 3.19.15.

3.19.3 Keeping of animals shall ~~not cause conflict with wildlife, and shall~~ follow federal and provincial best practices to avoid conflict with wildlife.

3.19.4 Temporary increases to the number of animals for breeding or replacement of stock is permitted, excluding for commercial kennel use.

3.19.5 On a lot less than 2 ha in a Residential zone, the keeping of domestic pets, livestock, poultry or bees for commercial or domestic purposes must be accessory to the residential use.

3.19.6 Maximum number of animals permitted per lot in Rural, Resource and Residential zones not in the ALR:

<u>Lot size</u>	<u>Maximum number of domestic pets</u>	<u>Maximum number of livestock</u>	<u>Maximum number of poultry</u>	<u>Maximum number of beehives</u>
<u>Less than 0.4 ha</u>	<u>4</u>	<u>2</u>	<u>12 hens or ducks (except 3.19.7)</u>	<u>4</u>
<u>0.4 ha or greater</u>	<u>6</u>	<u>4</u>	<u>24 hens or ducks (except 3.19.7)</u>	<u>6</u>
<u>0.8 ha or greater</u>	<u>6</u>	<u>6</u>	<u>48 hens or ducks (except 3.19.7); and 1 rooster, cockerel, peacock,</u>	<u>any number</u>

			<u>and the like, plus 1 per additional ha (except 3.19.8)</u>	
<u>2 ha or greater</u>	<u>any number</u>	<u>any number</u>	<u>any number</u>	<u>any number</u>

3.19.7 Notwithstanding Section 3.19.6, in Beaufort and Beaver Creek OCP areas only, on a lot 0.24 ha or greater in a Rural or Residential zone, any number of poultry may be kept for commercial or domestic purposes.

3.19.8 On a lot less than 0.8 ha, no roosters, cockerels, or peacocks and the like are permitted. In Beaufort and Beaver Creek OCP areas only, on a lot 0.24 ha or greater in a Rural or Residential zone, any number of roosters, cockerels, or peacocks and the like may be kept for commercial or domestic purposes.

3.19.9 An area of 0.2 ha per livestock animal must be provided on the lot for their use, with the exception of sheep and goats.

3.19.10 On a lot 2 ha or greater, not in the ALR, in Rural, Resource and Residential zones, any number of domestic pets, livestock, poultry or bees may be kept for commercial or domestic purposes, subject to 3.19.9, 3.19.11 and 3.19.15.

3.19.11 The keeping of animals is subject to the following setbacks:

<u>Structure or use</u>	<u>Setback</u>
<u>All buildings and structures used for keeping livestock and/or poultry</u>	<u>i. 4.5 m from a lot line</u> <u>ii. 15 m from a minor stream, lake or the ocean</u> <u>iii. 30 m from a major stream or drinking water source</u>
<u>Fencing used for keeping livestock or poultry</u>	<u>i. 5 m from all watercourses</u> <u>ii. 30 m from a drinking water source</u>
<u>Beehive</u>	<u>i. 6 m from a lot line, except when used in conjunction with a greenhouse</u>
<u>All buildings, structures, pens, runs and cages for a commercial kennel</u>	<u>i. 30 m from a lot line, drinking water source, minor stream, major stream, lake or the ocean</u>
<u>Manure storage and agricultural waste storage</u>	<u>i. 15 m from a dwelling unit, including a dwelling unit on an adjoining lot</u> <u>ii. 30 m from a lot line, drinking water source, minor stream, major stream, lake or the ocean</u>

3.19.12 A beekeeper, and the locations where bees are kept, must be registered with the Province of BC and must abide by the beekeeping regulations as specified in federal and provincial regulations.

3.19.13 The keeping of poultry on a lot is subject to the following requirements:

- 1) A building or structure, whether portable or stationary, must have a floor area of at least 0.4 m² per bird, and must meet the minimum setback requirements in 3.19.11. and of the applicable zone.

2) An outdoor run of at least 1 m² per bird must be provided on the lot for their use, with the exception of meat birds without access to outside space, and must meet the minimum setback requirements in 3.19.11 and of the applicable zone.

3.19.14 On a lot 2 ha or greater in a Rural or Resource zone, commercial kennels are permitted; and apart from access gates, doors or attached buildings, a continuous perimeter fence of at least 1.8 m in height is required around the use.

3.19.15 Animal waste shall be managed in accordance with current good practices, as required by federal and provincial regulations, and the sale of manure is permitted from only those animals residing on the farm or lot.

~~3.19.4 On lots in Rural, Residential and Resource zones with a lot area of at least 2 ha, any number of animals may be kept for commercial or domestic purposes, including domestic pets, livestock, poultry and bees, provided that:~~

- ~~1) an area of 0.2 ha is provided on the lot for the use of each livestock.~~
- ~~2) a building or structure used for the keeping of livestock must be located at least 15 m from a lot line, 15 m from a minor stream, and 30 m from a major stream.~~
- ~~3) a building or structure used for keeping poultry must be located at least 4.5 m from a lot line, 15 m from a minor stream, and 30 m from a major stream.~~
- ~~4) a beehive must be located at least 6 m from a lot line.~~
- ~~5) the keeping of roosters, cockerels, peafowl and the like is subject to 3.18.8.~~
- ~~6) provisions are made to reduce excessive noise.~~

~~3.19.5 The keeping of domestic pets and livestock for domestic purposes as an accessory use on a lot with an area of less than 2 ha is subject to the following requirements:~~

- ~~1) must be accessory to the residential use.~~
- ~~2) on lots with a lot area of less than 0.4 ha:
 - ~~i. a maximum of 4 domestic pets and 2 livestock are permitted per lot, if an area of 0.2 ha is provided on the lot for use of the livestock.~~~~
- ~~3) on lots with a lot area of 0.4 ha to 0.8 ha:
 - ~~ii. a maximum of 6 domestic pets and 4 livestock are permitted per lot, if an area of 0.2 ha is provided on the lot for the use of each livestock.~~~~
- ~~4) on lots with a lot area greater than 0.8 ha and less than 2 ha:
 - ~~iii. a maximum of 6 domestic pets and 6 livestock are permitted per lot, if an area of 0.2 ha is provided on the lot for the use of each livestock.~~~~
- ~~5) a building or structure for keeping livestock must be located at least 4.5 m from a lot line, 15 m from a minor stream, and 30 m from a major stream.~~

~~3.19.6 The keeping of poultry as an accessory use on a lot with an area of less than 2 ha is subject to the following requirements:~~

- ~~1) on lots with a lot area of less than 0.4 ha a maximum of 12 hens or ducks are permitted per lot.~~
- ~~2) on lots with a lot area of 0.4 ha to 0.8 ha a maximum of 24 hens or ducks are permitted per lot.~~
- ~~3) on lots with a lot area greater than 0.8 ha and less than 2 ha a maximum of 48 hens or ducks are permitted per lot.~~

- 4) ~~whether the building or structure is portable or stationary, a minimum enclosure of 0.4 m² per hen or duck must be provided, and at least 1 m² of outdoor run per hen or duck, with the exception of meat birds without access to outside space, and:
 - i. ~~must meet the minimum setback requirements of the applicable zone; and~~
 - ii. ~~must be located at least 4.5 m from a lot line, 15 m from a minor stream, and 30 m from a major stream.~~~~

~~3.19.7 The keeping of roosters, cockerels, peafowl and the like as an accessory use on a lot and is subject to the following requirements: _____~~

- 1) ~~on lots with a lot area of less than 0.8 ha no roosters, cockerels, or peafowl, and the like are permitted.~~
- 2) ~~1 rooster, cockerel, peafowl, and the like is permitted on lots 0.8 ha or greater.~~
- 3) ~~1 additional rooster, cockerel, peafowl, and the like is permitted per 1 ha on lots 0.8 ha or greater.~~

~~3.19.8 The keeping of bees is subject to the following requirements:~~

- 1) ~~a beekeeper and the locations where bees are kept must be registered with the Province of BC and must abide by the beekeeping regulations as specified in federal and provincial regulations.~~
- 2) ~~on lots with a lot area of less than 0.4 ha a maximum of 4 beehives are permitted.~~
- 3) ~~on lots with a lot area of 0.4 ha to 0.8 ha a maximum of 6 beehives are permitted.~~
- 4) ~~on lots with a lot area greater than 0.8 ha an unlimited number of beehives are permitted.~~
- 5) ~~a beehive must be located at least 6 m from a lot line, except where the hive or other device is used in conjunction with the operation of a greenhouse.~~

~~3.19.9 Commercial kennels are permitted on lots in Rural, Resource, Commercial and Industrial zones with a lot area of 2 ha or greater.~~

- 1) ~~All buildings, structures, pens, runs or cages used in association with the commercial kennel must be located at least 25 m from a lot line.~~
- 2) ~~A 1.8 m in height perimeter continuous fence, apart from access gates, doors or attached buildings, is required for a commercial kennel.~~

~~3.19.10 Animal waste shall be managed in accordance with current good practices, as required by federal and provincial regulations, and is subject to the following:~~

- 1) ~~The sale of manure is permitted from all animals grown or raised on the farm or lot.~~
- 2) ~~Manure storage and agricultural waste storage must be located at least 15 m from a dwelling unit; and 30 m from a lot line, minor stream, major stream, a lake or the ocean.~~

3.193.20 3.19 — Off-street Parking

~~3.20.1 3.19.1~~ For all uses, buildings and structures identified in this section and in the zones, off-street parking and off-street loading must be provided and maintained in accordance with the regulations in this Bylaw.

~~3.20.2 3.19.2~~ When the calculation of parking requirements results in a fractional parking space, one parking space shall be provided to meet this fractional requirement.

~~3.20.23.20.3~~ ~~3.19.3~~ The minimum number of parking spaces required shall be as shown below:

Use, building or structure	Off-Street parking spaces required
Abattoir	1.0 space per 3 employees
Accessory dwelling unit	1.0 space per <u>accessory dwelling unit ADU</u>
<u>Agri-tourism</u>	<u>4 spaces per operation</u>
Agri-tourism accommodation	1.0 space per sleeping unit
Airport	1.0 space per 10.0 m ² of waiting room
Alcohol production facility	1.0 space per 28 m ² of gross floor area of retail space
Animal care	1.0 space per 20.0 m ² of floor area
Assembly use	1.0 per 40 m ² of floor area
Assembly such as arenas, assembly or meeting halls, auditoriums, clubs, lodges and fraternal buildings, community centres, dance halls, exhibition halls, funeral parlours and undertaking businesses, gymnasiums, stadiums, theatres and similar uses	1.0 space per 10 seats or 1.0 space per 9,000 m ² of gross floor area, whichever is greater
Auction room	1.0 space per 28 m ² of gross floor area
Bed and breakfast	1.0 spaces per bedroom plus 1.5 for owner or operator's use
Billiard/pool parlour	1.0 space per billiard/pool table
Boarding and lodging	1.0 space per 2 guest bedrooms
<u>Boat launch</u>	<u>10 spaces per ramp</u>
Bowling alley	2.0 spaces per bowling lane
Campground	2.0 spaces per camping site plus 1.0 space per employee
Camping site	2.0 spaces
Caretaker <u>u</u> se	2.0 spaces
Lodge in CD zone	1.0 space per 10 seats or 1.0 per 9.29 m ² of floor area in areas without fixed seats
Commercial marina	1.0 space per 3 berths
Commercial nursery <u>or greenhouse</u>	1.0 space per 15 m ² of direct farm marketing area
Communication service	1.0 space per 28 m ² of gross floor area
Community care facility	1.0 space per 3 beds, or per 4 persons in care, plus 1.0 space per 3 employees
Community service such as police, fire station or community hall	1.0 space per 40 m ² of gross floor area
Convenience store	1.0 space per 15 m ² of gross floor area
Cottage intended for tourist or temporary accommodation	1.0 space per cottage
Duplex	1.5 spaces per dwelling unit
Dwelling, single <u>family detached</u>	2.0 spaces per dwelling unit
Dwelling, seasonal if not accessed from a constructed road	No off-street parking required
Dwelling unit in a commercial or mixed-use building	1.5 spaces per dwelling unit

Dwelling unit , multi- unit family	1.5 spaces per dwelling unit
Farm retail sales	1.0 space per 20 m ² of direct farm marketing area
Fitness centre	1.0 space per 10 m ² of fitness or gymnasium floor area
Float home	1.0 space
Fuel service station	1.0 for each 2 employees plus 1.0 per service bay
<u>Gathering for an event</u>	
Guest bedroom	1.0 space per guest bedroom plus 1.5 for owner or operator's use
Guesthouse	1.0 spaces per bedroom plus 1.5 for owner or operator's use
Health, welfare and medical services	1.0 space per 46.5 m ² of floor area
Heavy industry	1.0 space per employee
Home industry	1.0 space per non-resident employee
Home occupation	1.0 space per non-resident employee <u>plus 1 space for each client or patron, and 1 space for each 3 children for a kindergarten, daycare, preschool or dance school</u>
Hotel	1.0 spaces per dwelling unit or guest bedroom plus 1.0 space for each 3 seats in dining or drinking facilities
Hospital	1.0 space per 2 staff doctors plus 1.0 per 4 employees plus 1.0 per 5 beds
Houseboat	1.0 space
Institution or dormitory	1.0 space per 3 employees plus 1.0 per 6 beds
Kennel	2.0 spaces
Manufactured, mobile or modular home	1.5 spaces per home
Manufacturing or production facilities, including industrial buildings, structures and uses, display yards, research laboratories, servicing and repair businesses and similar uses	1.0 space per 3 employees
Marina	1.0 space per employee plus 1.0 per 3 berths
Medical or non-medical cannabis production facility	1.0 space per 3 employees
Motor vehicle repair shop	1.0 space per 3 employees or 1.0 per 92.90 m ² of gross floor area, whichever is greater
Office	1.0 space per 46.5 m ² of gross floor area
Office in industrial building	1.0 space per 27.8 m ² of gross floor area
Office in recreation building	2.0 spaces
Park (active sports, playing fields)	25.0 spaces per playing field
Personal service	1.0 space per 28 m ² of gross floor area
Petting farm	1.0 space per 400 m ² of area occupied by the petting farm and permitted accessory uses plus 1.0 space for every 2 non-resident employee plus 2.0 spaces for the owner or operator's use

Place of worship or hall	1.0 space per 10 seats plus 1.0 per 18.58 m ² of gross floor area used for assembly within a place of worship or hall
Recreational use including golf course, miniature golf course, health centres, steam baths, roller rinks, swimming pools and similar uses	1.0 space per 46.5 m ² of gross floor area plus 1.0 per 10 spectator seats
Restaurants, bistros, cafés, other eateries, beer parlours, bars, pubs, lounges, nightclubs and other similar businesses, and entertainment services	1.0 space for each 3 seats
Retail	1.0 space per 28 m ² of gross floor area
Riding academy	1.0 space per 5 horse stalls
School such as an elementary and junior high school	1.0 space per staff member <u>plus 2 per classroom</u>
School such as a senior high school, college or other adult education	1.0 space per staff member plus 1.0 per 10 students
Seasonal dwelling	1.5 spaces per seasonal dwelling
Short term vacation rental (STR)	1.0 space per STR bedroom
Warehouse, storage building, mini-storage, storage yard, wholesale businesses and other similar uses	1.0 space per 3 employees or 1.0 per 185.8m ² of gross floor area, whichever is greater

~~3.20.33.20.4~~ 3.20.4 ~~3.19.4~~ — A change in use or modification of a building, structure or lot shall result in a recalculation of parking requirements in accordance with this section, which may result in requirements for additional or fewer parking spaces to be provided.

~~3.20.43.20.5~~ 3.20.5 ~~3.19.5~~ — Where the number of employees is used as a unit of measurement for the calculation of required parking spaces, it shall mean greatest number of persons at work, at any time of the day or night, in a particular building or for a particular use during any season of the year.

~~3.20.53.20.6~~ 3.20.6 ~~3.19.6~~ — Where seating accommodation is used as a unit of measurement and where such accommodation consists of benches, pews, booths and similar seating, each 50 cm of width of such seating shall be counted as one seat.

~~3.20.63.20.7~~ 3.20.7 ~~3.19.7~~ — Where a building, structure or use is not specifically mentioned or defined, the required off-street parking spaces for that use shall be the same as for a similar use.

~~3.20.73.20.8~~ 3.20.8 ~~3.19.8~~ — All required off-street parking spaces shall be used only for the purpose of accommodating the vehicles of clients, customers, employees, members, visitors, residents or tenants who make use of the principal building, structure or use for which the parking area is provided. Such parking areas shall not be used for off-street loading, driveways, street access, access aisles, commercial repair work or display, or sale or storage.

~~3.20.83.20.9~~ ~~3.19.9~~ —Where more than one (1) building, structure or use is located on a lot or involves collective parking for more than one (1) use, building, or structure, the total number of parking spaces shall be the sum of the various classes of buildings, structures or uses, including accessory buildings, structures and uses, calculated separately, and a space required for one (1) building, structure or use shall not be included in calculations for any other building, structure or use.

3.20.10 In Rural zones, any number of vehicles, boats, boat trailers, utility trailers, recreational vehicles, and similar items may be parked and/or stored within a structure or in the open in a location other than the required front yard.

~~3.20.93.20.11~~ ~~3.19.10~~ In Residential zones, the maximum number of vehicles, boats, boat trailers, utility trailers, recreational vehicles and similar items may be parked and/or stored in accordance with the following: no truck, bus, other commercial vehicle, contractor's equipment, dismantled or wrecked vehicle, boat, trailer or any similar vehicle, conveyance, craft or equipment shall be parked or stored outside a garage, building or structure except the following, which may only be parked or stored in a location other than the required front yard:

~~3)~~ Not more than two (2) of any combination of the following:
Trucks or commercial vehicles not exceeding .89 of a tonne rate capacity, or
Personnel carriers not exceeding a carrying capacity of 18 passengers;

- 1) Any number for personal use shall be parked or stored within a permanent building or structure;
- 2) Two (2) commercial, work or business vehicles necessary for employment by a member of the household, not exceeding a 1-tonne rating or 18 passenger capacity;
One (1) dTrucks, commercial vehicles or equipment required for construction, repair, servicing or maintenance of the premises;

~~1)3)~~ Any dismantled or wrecked vehicle for a period temporary storage of not more than 30 successive days;

~~2)4)~~ Not more than four (4) of any combination of the following:

- i. Personal boats; ~~unless the required front yard adjoins a waterway giving boat access, in which case one boat may be stored in this required front yard;~~
- ii. Personal Trailer or boat trailers;
- iii. Recreational vehicles;

a. , where the location of an existing residence precludes vehicular access to the rear yard or where open storage in the rear yard is precluded because of the presence of sewage disposal facilities, stored recreational vehicles shall not be connected to a sewage disposal system or water system.

iii-iv. Utility, flat deck or cargo style trailers.

3.19.11

3.20.12 Parking and parking areas isare not permitted, and no part of a parking area is permitted, within 1 m of a side and rear lot line.

3.20.13 Storage in the required front yard is permitted in accordance with the following:

- 1) One (1) boat may be stored in the required front yard if the lot adjoins a waterway giving boat access.
- 4) One (1) recreational vehicle may be stored in the required front yard where the location of an existing residence or sewage disposal facilities precludes vehicular access to the rear yard.

~~3.20.14~~ ~~3.19.12~~ All parking requirements for a residential building, structure or use shall be provided on the same lot as the building.

~~3.20.10~~

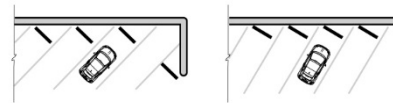
~~3.20.11~~ ~~3.20.15~~ ~~3.19.13~~ All off-street parking spaces shall comply with the following minimum dimensions, unless otherwise specified in this Bylaw:

- 1) Length 5.5 m
- 2) Width 2.6 m
- 3) ~~Height 2.15 m~~

~~3.20.12~~ ~~3.20.16~~ ~~3.19.14~~ — Where a parking space abuts a fence, wall or other structure that is more than 0.3 m in height, the width of the parking space shall be increased by 0.3 m along any side that abuts such fence, wall, building or other structure to enable the opening of vehicular doors.

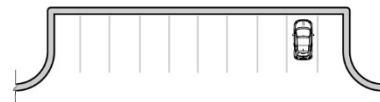
~~3.20.13~~ ~~3.20.17~~ ~~3.19.15~~ — Minimum access aisle widths shall be:

	<u>Width of Aisle</u>
<u>Parking Angles</u>	3.7 m
Up to 45°	5.2 m
46° to 60°	6.7 m
61° to 90°	



45° Parking

60° Parking



90° Parking

~~3.20.14~~ ~~3.20.18~~ ~~3.19.16~~ — Access aisles that are intended for two-way traffic flow shall be not less than 6 m in width.

~~3.20.15~~ ~~3.20.19~~ ~~3.19.17~~ — All parking lots and parking areas shall be provided with adequate vehicle stops and curbs in order to retain all vehicles within the parking lot or parking area, and to ensure that any fences, walls, hedges, landscaped areas or buildings will be protected from any vehicles using the parking lot or parking area.

~~3.20.16~~ ~~3.20.20~~ ~~3.19.18~~ — Where the uses, buildings or structures of a lot require more than 10 off-street parking spaces, the parking lot or parking area and access aisles shall be paved or covered with some other hard, durable and dust-free surface and shall be graded to provide proper drainage for surface water.

~~3.20.17~~ ~~3.19.19~~ — Where 10 or more off-street vehicle parking spaces are provided under this

~~3.20.183.20.21~~ Bylaw in connection with a use, building or structure, bicycle parking facilities shall be provided at a ratio of one (1) bicycle space for every 10 vehicle spaces.

~~3.20.193.20.22~~ ~~3.19.20~~ Where parking spaces are provided under this Bylaw, the minimum number of accessible spaces required shall include:

Total number of required off-street parking spaces	Minimum number of accessible spaces
1-20	1.0
21-40	2.0
41-60	3.0
Greater than 60	1.0 space per 25 stalls

~~3.20.203.20.23~~ ~~3.19.21~~ All accessible parking spaces must:

- 1) Be a minimum of 3.7 m in width and 5.5 m in length and provided on one (1) side with an access aisle not less than 1.5 m wide;
- 2) have a firm, slip-resistant and level surface;
- 3) be located close to an accessible building entrance; and
- 4) be clearly marked as being for the use of persons with physical disabilities.

~~3.20.213.20.24~~ ~~3.19.22~~ Any lighting used to illuminate any parking lot shall be arranged so that all direct rays of light are reflected upon the parking area and not on any adjoining lot.

~~3.20.223.20.25~~ ~~3.19.23~~ The provisions of subsections 3.19.17 and 3.19.18 are inapplicable if the lot is part of a substantial area that is not accessible to vehicles, provided that an off-street parking area is provided in accordance with this Bylaw for the building, structure or use.

~~3.20.233.20.26~~ ~~3.19.24~~ Where a lot is only accessed by water and not situated adjacent to a public road, the equivalent number of parking spaces relating to the associated use, building or structure shall be provided at an alternative off-street parking site secured by agreement with the parking site property owner and approved by the ~~Regional District~~ ACRD. Where there is an approved moorage facility attached to the water access only lot, required off-street parking spaces may be substituted for moorage facility vessel berths at a 1:1 ratio.

~~3.203.21~~ ~~3.20~~ **Off-street Loading**

3.21.1 ~~3.20.1~~ Where any building, structure or use is established on any lot, off-street loading areas shall be provided and maintained for the permitted building, structure or use in accordance with the regulations of this section. The number of loading spaces required shall be as shown below:

Building, structure or use	Off-street loading spaces Required
Retail store, wholesale business, warehouse and other similar uses of less than 465 m ²	1.0 space
Retail store, wholesale business, warehouse and other similar uses of 465 to 2,323 m ²	2.0 spaces

Retail store, wholesale business, warehouse and other similar uses of 2,324 to 5,574 m ²	3.0 spaces
Retail store, wholesale business, warehouse and other similar uses of more than 5,574 m ²	3.0 spaces plus 1.0 additional space per 5,574 m ² or fraction thereof
Office, place of assembly, place of worship, hospital, institution, hotel, auditorium, utility, school or other similar uses of less than 2,787 m ²	1.0 space
Office, place of assembly, place of worship, hospital, institution, hotel, auditorium, utility, school or other similar uses of 2,787 to 5,575 m ²	2.0 spaces
Office, place of assembly, place of worship, hospital, institution, hotel, auditorium, utility, school or other similar uses of more than 5,575 m ²	2.0 spaces plus 1.0 additional space per 5,574 m ² or fraction thereof
Industry and airport use	1.0 space per 2,000 m ² or portion thereof in all buildings located on the lot, except where a use, building or structure requires fewer than 4.0 parking spaces, then no loading space is required

- 3.21.2 ~~3.20.2~~ — A change or modification of a building, structure or use shall result in a recalculation of loading requirements in accordance with this section, which may result in requirements for additional or fewer parking spaces to be provided.
- 3.21.3 ~~3.20.3~~ — Where more than one (1) building, structure or use is located on a lot or involves collective loading for more than one (1) use, building or structure, the total number of loading spaces shall be the sum of the various classes of buildings, structures or uses calculated separately, and a space required for one (1) building, structure or use shall not be included in calculations for any other building, structure or use.
- 3.21.4 ~~3.20.4~~ — All required off-street loading spaces shall be located on the same lot as the building, structure or use that they serve.
- 3.21.5 ~~3.20.5~~ — Loading spaces and facilities shall not be located within a required front yard or less than 7.6 m from the nearest point of intersection of the lot lines of any two (2) road rights-of-ways.
- 3.21.6 ~~3.20.6~~ — All off-street loading and unloading spaces shall be designed to accommodate a vehicle at least 9 m in length, 2.5 m in width and 3.7 m in height.
- 3.21.7 ~~3.20.7~~ — All loading spaces shall be provided with adequate vehicle stops and curbs in order to retain all vehicles within the loading area, and to ensure that any fences, walls, hedges, landscaped areas or buildings will be protected from any vehicles using the loading area.
- 3.21.8 ~~3.20.8~~ — The loading spaces and access aisles shall be paved or covered with some other hard, durable and dust-free surface and shall be graded to provide proper drainage for surface water.

3.21.9 ~~3.20.9~~ — Any lighting used to illuminate any loading spaces shall be arranged so that all direct rays of light are reflected upon the loading area and not on any adjoining ~~lot~~ property.

3.21.10 ~~3.20.10~~ — The provisions of subsection 3.210.7 and 3.210.8 are inapplicable if the lot is part of a substantial area that is not accessible to vehicles, provided that an off-street loading area is provided in accordance with this Bylaw for the building, structure or use that will be completed within six months of the provision of vehicular access.

3.21.11 ~~3.20.11~~ — The provisions of subsection 3.210.8 ~~are~~ is inapplicable if the lot is part of a substantial area where public highways are not hard-surfaced, provided that the loading area is kept dust-free and is surfaced in accordance with subsection 3.210.8.

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PART 4 | ZONE USE AND REGULATIONS

4.1 Establishment of Zones

For the purposes of this Bylaw, the lands and waters within the jurisdictional boundaries of the [ACRD Regional District of Alberni-Clayoquot](#) are classified into twelve (12) zoning categories, which include zones and sub-zones (indicated by a dash and letter following the zone name).

PART 5: RURAL ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
RU1	Rural 1	Small-scale rural use and agriculture
RU1-A	Rural 1-A	Small-scale, custom slaughtering of animals
RU1-B	Rural 1-B	Home-site severance from parent parcel in the ALR
RU1-C	Rural 1-C	Boat building and repair, Rance Island, Bamfield
RU2	Rural 2	Medium-scale rural use and agriculture
RU3	Rural 3	Larger-scale rural use and agriculture
RU3-A	Rural 3-A	Varied lot area and width, DL 109, Alberni District
RU3-B	Rural 3-B	Fish farm on-land employee accommodation
RU3-C	Rural 3-C	Wood processing, Willowbrae Road, Lot 5A, DL 468, Clayoquot District

PART 6: RESOURCE ZONES		
Zone Abbreviation	Zone Name	Zone Description
RE	Resource	Resource

PART 7: RESIDENTIAL ZONES AND SUB-ZONES		
Zone Abbreviation	Proposed Zone Name	Proposed Zone Description
R1	Residential 1	Small-lot single detached residential
R2	Residential 2	Larger-lot single detached residential
R2-A	Residential 2-A	Temporary accommodation
R3	Residential 3	Duplex residential
R4	Residential 4	Multi-unit residential
R5	Residential 5	Mobile homes
R5-A	Residential 5-A	Greenridge/Larsen Mobile Home Park
R5-B	Residential 5-B	Jay-Lee Mobile Home Park
R5-C	Residential 5-C	Cougar Mobile Home Park
R6	Residential 6	Small-scale cottage residential
R6-A	Residential 6-A	Detached ADUs or cottages, Bamfield
R6-B	Residential 6-B	Cottages for temporary accommodation

PART 8: RECREATIONAL RESIDENTIAL ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
RR1	Recreational Residential 1	Seasonal dwellings or recreational homes
RR1-A	Recreational Residential 1-A	Small-scale cottages for temporary accommodation, Hot Springs Cove
RR1-B	Recreational Residential 1-B	Temporary accommodation and caretaker's residence, Wickaninnish Island Estates, District Lot 1161
RR1-C	Recreational Residential 1-C	Temporary accommodation, Headquarters Bay, Section 77
SB	Salmon Beach Recreational Residential	Salmon Beach seasonal recreational use

PART 9: COMMERCIAL ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
C1	Commercial 1	General and service commercial
C1-A	Commercial 1-A	Neighbourhood Pub, Fish and Duck Pub and Marina
C1-B	Commercial 1-B	Lot 11 and remainder of Lot 12, DL 18, permitting RU1, R1 and C1 uses
C1-C	Commercial 1-C	Lot 7, DL 469, office and administrative space, Tofino-Ucluelet Highway at Lee Road
C2	Commercial 2	Commercial accommodation
C3	Commercial Recreation 3	Commercial recreation
C4	Commercial Campground 4	Commercial campground
C4-A	Commercial Campground 4-A	Tents and recreational vehicles without a single detached dwelling principal use, Lakeshore Campground
C4-B	Commercial Campground 4-B	Tents and recreational vehicles, Surf Junction
C5	Bamfield Commercial 5	Bamfield commercial
C6	Seasonal Staff Accommodation 6	Seasonal staff accommodation

PART 10: MIXED-USE ZONES		
Zone Abbreviation	Zone Name	Zone Description
MU	Mixed-Use	Mixed-use residential and temporary commercial accommodation

PART 11: INDUSTRIAL ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
I1	Light Industrial 1	Light industry and business parks
I1-A	Light Industrial 1-A	Light industry and business parks
I1-B	Light Industrial 1-B	Light industry and business parks and ready mix concrete
I2	General Industrial 2	Additional light industry, and open storage as a principal use
I2-A	General Industrial Storage 2-A	General industrial storage
I3	Industrial Storage 3	General industry
I4	Heavy Industrial 4	Open storage of industrial and non-industrial materials on smaller industrial lots
I5	Industrial Waste 5	Heavy Industry

PART 12: PARKS AND RECREATION ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
P1	Parks and Recreation 1	Parks and passive recreation
P1-A	Parks and Recreation 1-A	Stopper Islands, Toquaht Nation
P2	Parks and Recreation 2	Parks, camping and active recreation

PART 13: COMMUNITY SERVICE ZONES		
Zone Abbreviation	Zone Name	Zone Description
CS	Community Service	Community service, institutional and civic use

PART 14: AIRPORT ZONES		
Zone Abbreviation	Zone Name	Zone Description
AP1	Airport 1	Airport
AP2	Airport 2	Less intensive airport uses

PART 15: WATER ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
W1	Water 1	Water based recreation, open water and foreshore accessory uses
W1-A	Water 1-A	Overnight moorage and accommodation
W2	Water 2	Resource-based and recreational water use
W3	Water Conservation 3	Water protection and conservation
W4	Water Commercial 4	Commercial water uses and traffic

W4-A	Water Commercial 4-A	Water and foreshore, Fish and Duck Pub and Marina
W4-B	Water Commercial 4-B	Water and foreshore, Klehkoot Marina
W5	Water Industrial 5	Water industrial

PART 16: COMPREHENSIVE DEVELOPMENT ZONES AND SUB-ZONES		
Zone Abbreviation	Zone Name	Zone Description
CD1	Comprehensive Development 1	Great Central Lake comprehensive development
CD1-A	Comprehensive Development 1-A	Fishing lodge and cottages
CD1-B	Comprehensive Development 1-B	Marine centre
CD1-C	Comprehensive Development 1-C	Residential resort neighbourhood
CD1-D	Comprehensive Development 1-D	Float home upland community
CD2	Comprehensive Development 2	Toquaht Wilderness Resort comprehensive development
CD2-A	Comprehensive Development 2-A	Density provisions
CD2-B	Comprehensive Development 2-B	Density provisions
CD2-C	Comprehensive Development 2-C	Density provisions
CD2-D	Comprehensive Development 2-D	Density provisions
CD2-E	Comprehensive Development 2-E	Density provisions
CD2-F	Comprehensive Development 2-F	Density provisions
CD2-G	Comprehensive Development 2-G	Density provisions
CD3	Comprehensive Development 3	Wild Pacific Estates comprehensive development
CD4	Comprehensive Development 4	Dog Mountain comprehensive development
CD5	Comprehensive Development 5	Sing Sing Campground comprehensive development
CD6	Comprehensive Development 6	Beauty Island comprehensive development
CD7	Comprehensive Development 7	Clayoquot Wilderness Resort comprehensive development

4.2 Zoning Maps

The location and extent of each zone established by this Bylaw is shown on the zoning maps of the ~~Regional District~~ACRD and which form part of this Bylaw. This paper copy represents the official version of the location and extent of the zones on adoption of this Bylaw, but the electronic version on file at the ~~Regional District~~ACRD office is the official version for legal interpretation purposes and future updating, noting:

- 1) Where there is a conflict between the electronic version and the attached paper version as of the date of adoption of this Bylaw, the electronic version prevails;
- 2) The base or underlying layers of ~~unofficial~~ information (e.g., subdivisions, road layouts, etc.) on the zoning map may be updated to reflect development without further amendment to this Bylaw; but
- 3) The location and extent of zones may only be updated in accordance with official amendments to this Bylaw, adopted by bylaw.

4.3 Zone Boundaries

4.3.1 Where a zone boundary is shown on the zoning maps as following a road allowance or a stream, the centre-line of such road allowance or stream shall be the zone boundary.

4.3.2 Where a zone boundary is shown on the zoning maps as following the boundary of or encompassing waters designated by statute as Navigable Waters, the natural boundary shall be the zone boundary.

4.3.3 Where a zone boundary does not follow a legally defined line, and where distances are not specifically indicated, the location of such boundary shall be determined by the use of a scale ruler on the zoning maps.

4.4 Zone Abbreviations

Where zone abbreviations are used within the text of this Bylaw, they have the same meaning as the full textual name.

4.5 Restricted Use

Subject to all other provisions of this Bylaw, land within each zone may only be used and buildings and structures erected and used for the purposes specified in the relevant zone.

4.6 Sub-Zones

Where a slight variation or anomaly legally exists on any lot within a zone category, that lot is considered a variation on the zone category rather than a different zone. The regulations of the zone category apply unless superseded under the specific sub-zone.

4.7 Use of North American Industry Classification System (NAICS)

Where a use permitted in any of the zones listed by Section 4.1 is defined by the use of the NAICS wherein such use is a division, major group, or class of industries, then any industry designated by this Bylaw as being a permitted use within such division, major group or class of industries shall also be as classified by the use of the NAICS, unless otherwise defined in this Bylaw, and any industry classified elsewhere within the NAICS shall not be permitted.

PART 5 | RURAL ZONES

5.1 Rural 1 Zone | RU1

This zone provides for smaller and niche-market farms, truck-gardening, orchard or nursery cultivation, greenhouses and other agriculture uses.

5.1.1 Permitted Principal Uses:

- 1) Agriculture use
- 2) Single ~~detached family~~ dwelling
- ~~3)~~ Farm gate abattoir
- ~~4)~~ On lots with a minimum lot area of 0.8 ha:
 - ~~i.~~ Upland aquaculture
- ~~3)5)~~ On lots ~~with~~ in the ALR:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production
 - iii. Intensive agriculture use
- ~~4)6)~~ On lots ~~outside of~~not in the ALR with a minimum lot area of 2.43 ha:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production

5.1.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Home occupation
- 3) Animal care
- 4) Farm retail sales
- ~~5)~~ ~~Upland aquaculture~~
- ~~6)5)~~ On lots with a minimum lot area of 0.4 ha:
 - i. Accessory dwelling unit
- ~~7)6)~~ On lots with a minimum lot area of 0.8 ha:
 - i. Petting farm
 - ~~ii.~~ ~~Upland aquaculture~~
 - ~~iii.~~ ii. Secondary mobile home
- ~~8)7)~~ On lots with a minimum lot area of 2 ha:
 - i. Commercial kennel
 - ~~i.~~ ii. Home industry
- ~~9)8)~~ On ~~lots and~~ ~~with~~ in the ALR that is classified as a farm under the *Assessment Act*:
 - i. Agri-tourism
 - ii. Agri-tourism accommodation
 - iii. Gathering for an event

5.1.3 Lot Regulations:

- 1) Minimum lot area, unless a larger minimum lot area is established by an OCP Land Use designation that applies to the lot 0.8 ha
- 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area 0.1 ha
- 3) Minimum lot width 50 m

5.1.4 Maximum Number of Dwellings Permitted per Lot Density:

Maximum density per lot less than 0.4 ha	Maximum density per lot 0.4 ha or greater	Maximum density per lot 0.8 ha or greater	Maximum density per lot 1.6 ha or greater
1 single family detached dwelling	2 dwelling units: i. 1 single detached family dwelling and 1 accessory dwelling unit	2 dwelling units, either: i. 1 single detached family dwelling and 1 accessory dwelling unit, or ii. 1 single detached family dwelling and 1 secondary mobile home	2 dwelling units, either: i. 2 single detached family dwellings, or ii. 1 single detached family dwelling and 1 accessory dwelling unit, or iii. 1 single detached family dwelling and 1 secondary mobile home

5.1.5 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage~~ for all buildings and structures, except greenhouses for agriculture use 30%
 - 2) ~~Maximum lot coverage~~ for greenhouses for agriculture use an additional 45%, to a maximum of 75%
 - 3) ~~Maximum lot coverage~~ For total developed area for buildings and structures, landscaping and ~~access areas~~ associated with agri-tourism accommodation use 5%
 - 4) ~~Maximum lot coverage~~ for all accessory buildings and structures, and accessory dwelling unit and uses 5%
- ~~In no case shall the combined lot coverage exceed 75% where a lot contains a greenhouse for agriculture use~~

5.1.6 Maximum Size (Gross Floor Area): N/A

5.1.7 Maximum Height:

- 1) Principal building 10 m
- 2) Accessory buildings and structures 7 m

- 3) Graduated height for accessory buildings and structures 0.3 m for each additional 1.2 m in side and rear setbacks, ~~to a maximum of 2 storeys~~
- ~~4) Accessory dwelling unit within an accessory building 3.7 m, and included as part of the total permitted accessory building height~~

5.1.8 Minimum Setbacks:

- 1) Front for all buildings 15 m
- 2) Rear for principal building 9 m
- 3) Side for principal buildings 4.5 m
- 4) Rear and side for accessory buildings and structures, including detached accessory dwelling units 4.5 m
- 5) Rear and side for greenhouses 7.5 m
- ~~5)6)~~ From a minor stream for all buildings, structures and uses 15 m
- ~~6)7)~~ From a major stream for all buildings, structures and uses 30 m
- ~~7)8)~~ From the ocean for all buildings, structures and uses 15 m
- ~~8)9)~~ From all lot lines for home industry use contained in an accessory building or structure 15 m
- ~~9)10)~~ From all lot lines for home industry use not contained in an accessory building or structure 30 m
- ~~10)11)~~ From all lot lines, ~~with~~in the ALR, for any building, structure or open area used for medical or non-medical cannabis production 30 m
- ~~11)12)~~ From all lot lines, ~~outside of~~not in the ALR, for any building, structure or open area used for medical or non-medical cannabis production 60 m
- ~~12)13)~~ From any existing school or park, ~~in or not in~~outside of or within the ALR, for any building, structure or open area used for medical or non-medical cannabis production 300 m

- ~~13)14)~~ From a Residential ~~or~~ Institutional zone, ~~with~~in the ALR, for any building-, structure or open area used for medical or non-medical cannabis production 60 m
- ~~14)15)~~ From a Residential zone for intensive agriculture 30 m
- ~~15)16)~~ From any stream ~~or the ocean~~ for intensive agriculture 30 m
- ~~16)17)~~ From a lot line ~~that abuts a road~~ for intensive agriculture 15 m

5.1.9 Conditions of Use:

- 1) ~~On~~For land in the ALR, the permitted uses for this zone ~~are subject to conditions in~~must be consistent with the *Agricultural Land Commission Act and Regulations*, or ~~may require be~~ approved through ~~an~~ application to the ALC.
- 2) ~~Agri-tourism accommodation is only permitted on land in the ALR that is assessed as a farm under the Assessment Act and shall be limited to~~Agri-tourism accommodation shall be limited to a maximum of:
 - ~~i. A maximum of~~ 30 consecutive days per individual or group.
 - ~~i.~~
 - ii. ~~Agri-tourism accommodation shall be limited to a maximum of~~ a maximum of ten (10) agri-tourism accommodation sleeping units for temporary and seasonal accommodation relating to a permitted agri-tourism activity and accessory to an agricultural use.
 - i. When calculating the total number of agri-tourism accommodation sleeping units all forms of temporary accommodation, including a bed and breakfast, shall be included.
- ~~2)3)~~ Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in ~~Part 3 of~~ this Bylaw.

5.1.10 Exceptions in Particular Locations:

On those lands in Rural 1 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the RU1 regulations:

5.1a Rural 1-A Sub-Zone | RU1-A

Intended to provide for small-scale, custom slaughtering of animals on properties located in rural or agricultural areas.

1) Additional Permitted Principal Uses:

- 1) One abattoir

2) Permitted Accessory Uses:

- 1) Restricted to those that are accessory only to a permitted single ~~family~~detached dwelling and agriculture use

3) Lot Regulations:

- 1) Minimum lot area 1.4 ha
- 2) Minimum lot width 45 m

4) Maximum Number of Dwellings Permitted per Lot Density:

Entire lot zoned RU1-A	Split zoned lot
<u>1 single detached dwelling</u>	<u>Where a lot is split zoned, and a dwelling unit is permitted under other zone, no dwelling unit shall be permitted in RU-1A portion</u>

~~1) Maximum density~~

~~1 single family dwelling per lot where entire lot is zoned RU1-A. Where a lot is split zoned, and a dwelling unit is permitted under other zone, no dwelling unit shall be permitted in RU-1A portion.~~

~~4)5)~~

~~1) For all buildings and structures~~

Maximum Lot Coverage:

25%

~~5)6)~~

~~Area) of an abattoir:~~

Maximum Size (Gross Floor

250 m²

~~**Maximum Height:**~~

~~1) Abattoir~~

~~3.8 m~~

~~2) Accessory buildings and structures~~

~~6 m~~

~~6)7)~~ **Minimum Setbacks:**

- 1) For an abattoir from any residential use building within the same lot 15 m
- 2) Front for an abattoir 15 m
- 3) Rear for an abattoir 10 m
- 4) Side for an abattoir 15 m
- 5) Front for a single ~~family detached~~ dwelling 12.2 m
- 6) Rear for a single ~~family detached~~ dwelling 9.1 m
- 7) Side for a single ~~family detached~~ dwelling 4.5 m

Conditions of Use:

Development and use of the property shall be in accordance with all relevant provincial and federal regulations:

- ~~1) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~

5.1b Rural 1-B Sub-Zone | RU1-B

Applies to an approved home-site severance from the parent parcel ~~with~~in the ALR.

1) Permitted Accessory Uses are Restricted to:

- 1) Home occupation
- 2) Accessory buildings, structures and uses

2) Lot Regulations:

- 1) Minimum lot area 0.8 ha
- 2) Minimum lot width 27 m

3) Maximum Number of Dwellings Permitted per Lot Density:

0.8 ha or greater
<u>2 dwelling units, either:</u>
<u>i. 2 single detached dwellings, or</u>
<u>ii. 1 single detached dwelling and 1 accessory dwelling unit</u>

~~1) Maximum density~~

On lots 0.8 ha or greater, 2 dwelling units: either 2 single family dwellings or 1 single family dwelling and 1 accessory dwelling unit.

~~3)4) **Maximum Lot Coverage:**~~

- ~~1) Maximum lot coverageFor all buildings and structures 33%~~

~~4)5) **Minimum Setbacks:**~~

- ~~1) A single familydetached dwelling from another single familydetached dwelling 9 m~~

5.1c Rural 1-C Sub-Zone | RU1-C

Applies only to Lot 1, Barclay District, VIP3077, Section 20, Township 1, known as Rance Island, in Bamfield~~only~~. It is intended to reflect the terms of a former land use contract that permits the property owner to pursue a boat-building and boat-repair business.

1) Additional Permitted Accessory Uses:

- 1) Boat-building and boat-repair within an enclosed building and outside within 15 m of the building

2) Storage of small watercraft

2) Additional Regulation:

- 1) Any foreshore building, structure, use or work ancillary to the business of boat-building and boat-repair shall be permitted only within the boundaries of a water lease approved and granted by the relevant provincial authority.

DRAFT

5.2 Rural 2 Zone | RU2

This zone provides for the development of medium-scale agricultural, and residential activities, on larger rural lots.

5.2.1 Permitted Principal Uses:

- 1) Agriculture use
- 2) Single ~~family detached~~ dwelling
- 3) Alcohol production on the lot, with provided that a vineyard, orchard or crop of at least 0.8 ha ~~in area is~~ under continuous cultivation ~~on the lot~~
- 4) Abattoir
- 5) On lots ~~with~~ in the ALR:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production
 - iii. Intensive agriculture use
- 6) On lots ~~not in outside of~~ the ALR with a minimum lot area of 2.43 ha:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production
- 7) On lots ~~not in outside of~~ the ALR:
 - i. Golf course

5.2.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Home occupation
- 3) Animal care
- ~~5) Livestock kept for commercial uses, as well as commercial kennels, provided that provision is made to reduce noise~~
- ~~6) 5) Farm retail sales~~
- ~~7) 6) Airfields, airports, enterprises engaged in air transport and services~~
- ~~8) 7) Arboreta, botanical gardens, wildlife refuges and similar uses~~
- ~~9) 8) Parks and playgrounds for public use~~
- ~~10) 9) Upland aquaculture~~
- ~~11) 10) On lots with a minimum lot area of 0.4 ha:~~
 - i. Accessory dwelling unit
- ~~12) 11) On lots with a minimum lot area of 0.8 ha:~~
 - ii. Secondary mobile home
- ~~13) 12) On lots with a minimum lot area of 2 ha:~~
 - i. Commercial kennel
 - ~~i.~~ Home industry
- ~~14) 13) On landots with~~ in the ALR that is classified as a farm under the *Assessment Act*:
 - i. Agri-tourism
 - ii. Agri-tourism accommodation
 - ~~iii.~~ Gathering for an event
 - ~~iii.~~ Temporary farm worker housing

~~approved through an application to the ALC or by ALC policy~~

5.2.3 Lot Regulations:

- 1) Minimum lot area 2 ha _____
- 2) Minimum lot width 100 m

5.2.4 Maximum Number of Dwellings Permitted per Lot Density:

Maximum density per lot Less than 0.4 ha	Maximum density per lot 0.4 ha or greater	Maximum density per lot 0.8 ha or greater	4 ha or greater
1 single family detached dwelling	2 dwelling units: i. 1 single family detached dwelling and 1 accessory dwelling unit	2 dwelling units, either: i. 1 single family detached dwelling and 1 accessory dwelling unit, or ii. 1 single family detached dwelling and 1 secondary mobile home	2 dwelling units, either: i. 2 single family detached dwellings, or ii. 1 single family detached dwelling and 1 accessory dwelling unit, or iii. 1 single family detached dwelling and 1 secondary mobile home

5.2.5 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage f~~For all building and structures, except greenhouses for agriculture use 30%
- 2) ~~Maximum lot coverage f~~For greenhouses for agriculture use an additional 2050%, to a maximum of 50%
- 3) ~~Maximum lot coverage f~~For total developed area for buildings and structures, landscaping and ~~access areas~~ associated with agri-tourism accommodation use 5%
- 4) ~~Maximum lot coverage f~~For all accessory buildings and, structures, and accessory dwelling unit and uses 5%
- 5) ~~In no case shall the combined lot coverage exceed 50% where a lot contains a greenhouse for agriculture use~~

5.2.6 Maximum Size (Gross Floor Area):

- 1) For alcohol production 46.5 m² or 5% of the floor area of the brewery, cidery, distillery, meadery, or winery

_____ N/A

5.2.7 Maximum Height:

- 1) Principal building 10 m

- 2) Accessory buildings and structures 7 m
- 3) Graduated height for accessory buildings and structures 0.3 m for each additional 1.2 m in side and rear setbacks, ~~to a maximum of 2 storeys~~
- ~~4) Accessory dwelling unit within an accessory building 3.7 m, and included as part of the total permitted accessory building height~~

5.2.8 Minimum Setbacks:

- 1) Front for all buildings 15 m
- 2) Rear for principal building 9 m
- 3) Side for principal building 4.5 m
- 4) Rear and side for accessory buildings and structures, including a detached accessory dwelling unit 4.5 m
- ~~5) Rear and side for greenhouses 7.5 m~~
- ~~5)6) From a minor stream for all buildings, structures and uses 15 m~~
- ~~6)7) From a major stream for all buildings, structures and uses 30 m~~
- ~~7)8) From the ocean for all buildings, structures and uses 15 m~~
- ~~8)9) From all lot lines for home industry use contained in an accessory building or structure 15 m~~
- ~~9)10) From all lot lines for home industry use not contained in an accessory building or structure 30 m~~
- ~~10)11) From all lot lines, within the ALR, for any building, structure or open area used for medical or non-medical cannabis production 30 m~~
- ~~11)12) From all lot lines, not in outside of the ALR, for any building, structure or open area used for medical or non-medical cannabis production 60 m~~
- ~~12)13) From any existing school or park, in or not in outside of or within the ALR, for any building, structure or open area used for medical or non-medical cannabis production 300 m~~

13) 14) From a Residential and Institutional zone, with in the ALR, for any building-, structure or open area used for medical or non-medical cannabis production	60 m
14) 15) From a Residential zone for intensive agriculture	30 m
15) 16) From any stream <u>or the ocean</u> for intensive agriculture	30 m
16) 17) From a lot line that abuts a road for intensive agriculture	15 m

5.2.9 Conditions of Use:

- 1) ~~On~~For land in the ALR, the permitted uses for this zone ~~are subject to conditions must be consistent within~~ the *Agricultural Land Commission Act and Regulations*, or ~~may require~~be approved through ~~an~~ application to the ALC.
- 2) Agri-tourism accommodation is only permitted on land in the ALR that is assessed as a farm under the Assessment Act and shall be limited to a maximum of:
 - ~~i. be limited to a maximum of 30 consecutive days per individual or group.~~
 - ~~i.~~
 - ii. ~~Agri-tourism accommodation shall be limited to~~ A maximum of ten (10) agri-tourism accommodation sleeping units for temporary and seasonal accommodation relating to a permitted agri-tourism activity and accessory to an agricultural use.
 - ~~ii.~~
 - i. When calculating the total number of agri-tourism accommodation sleeping units all forms of temporary accommodation, including a bed and breakfast, shall be included.
 - ~~iii.~~
- 3) Alcohol production is subject to the following:
 - ~~i. Only if the principal use is alcohol production:~~ A minimum of 0.8 ha in area must be under continuous cultivation on the lot.
 - ~~iv.)~~ii. If the principal use is alcohol production, the retail area for the sales of wine, cider, beer or alcoholic beverages and related products produced on the lot or lots comprising a farm and related products, provided that the retail area does shall not exceed the greater of 46.5 m² or 5% of the floor area of the ~~craft distillery~~brewery, cidery, distillery, meadery, or winery, and craft distillery tours
- 4) Temporary farm worker housing is only permitted to be conducted on land in the ALR that is assessed as a farm under the Assessment Act, is subject to conditions in the Agricultural Land Commission Act and Regulations, and requires approval through an application to the ALC.
- ~~2)~~5) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.

5.3 Rural 3 Zone | RU3

This zone provides for, and encourages, the development of large-scale agricultural activities and farm operations on large rural lots.

5.3.1 Permitted Principal Uses:

- 1) Agriculture use
- 2) Single ~~family~~detached dwelling
- 3) Alcohol production on the lot, with at least provided that a vineyard, orchard or crop of at least 0.8 ha in area is under continuous cultivation ~~on the lot~~
- 4) Abattoir
- 5) On lots ~~with~~in the ALR:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production
 - iii. Intensive agriculture use
- 6) On lots not in ~~outside of~~ the ALR with a minimum lot area of 2.43 ha:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production

5.3.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Home occupation
- 3) Farm retail sales
- 4) Animal care
- 5) Airfields, airports, enterprises engaged in air transport and services
- 6) Arboreta, botanical gardens, wildlife refuges and similar uses
- 7) Fishing and trapping
- 8) Harvesting, transport and storage of forest resources and the erection of necessary facilities such as portable sawmills for processing logs originating from the lot, but excluding other processing and activities not directly related, such as the transfer of logs to and from the water or large-scale dry-land sorting
- ~~9) Harvesting of wild crops such as salal, ferns, moss, berries and tree seeds~~
- ~~10) Not more than two dormitories, provided that they are demonstrated to be essential to the operation of a farm~~
- ~~11) 9) Livestock kept for commercial uses, as well as commercial kennels, provided that provision is made to reduce excessive noise~~
- ~~12) 10) Upland aquaculture~~
- ~~13) 11) On lots with a minimum lot area of 0.4 ha:

 - i. Accessory dwelling unit~~
- ~~14) 12) On lots with a minimum lot area of 0.8 ha:

 - i. Secondary mobile home~~
- ~~15) 13) On lots with a minimum lot area of 2 ha:

 - i. Commercial kennel
 - ~~i.ii.~~ Home industry~~
- ~~16) 14) On lots and ~~with~~in the ALR that is classified as a farm under the *Assessment Act*:~~

- i. Agri-tourism
- ii. Agri-tourism accommodation
- ~~iii. Gathering for an event~~
- ~~iii.~~
- iv. Temporary farm worker housing ~~approved through an application to the ALC or by ALC policy.~~

5.3.3 Lot Regulations:

- 1) Minimum lot area 4 ha
- 2) Minimum lot width 100 m

5.3.4 Maximum Number of Dwellings Permitted per Lot Density:

Maximum density per lot Less than 0.4 ha	Maximum density per lot 0.4 ha or greater	Maximum density per lot 0.8 ha or greater	Maximum density per lot 8 ha or greater
1 single family detached dwelling	2 dwelling units: i. 1 single family detached dwelling and 1 accessory dwelling unit	2 dwelling units, either: i. 1 single family detached dwelling and 1 accessory dwelling unit, or ii. 1 single family detached dwelling and 1 secondary mobile home	2 dwelling units, either: i. 2 single family detached dwellings, or ii. 1 single family detached dwelling and 1 accessory dwelling unit, or iii. 1 single family detached dwelling and 1 secondary mobile home

5.3.5 Maximum Lot Coverage:

- 1) ~~F~~Maximum lot coverage for all building and structures, except greenhouses for agriculture use 30%
- 2) ~~F~~Maximum lot coverage for greenhouses for agriculture use an additional 20%, to a maximum of 50%
- 3) ~~Maximum lot coverage f~~Or total developed area for buildings and structures, landscaping and ~~areas~~access associated with agri-tourism accommodation use 5%
- 4) ~~F~~Maximum lot coverage for all accessory buildings, and structures, and accessory dwelling unit and uses 5%

~~In no case shall the combined lot coverage exceed 50% where a lot contains a greenhouse for agriculture use~~

5.3.6 Maximum Size (Gross Floor Area):

1) For alcohol production

N/A

46.5 m² or 5% of the floor area of the brewery, cidery, distillery, meadery, or winery

5.3.7 Maximum Height:

1) Principal building

10 m

2) Accessory buildings and structures

7 m

3) Graduated height for accessory buildings and structures

0.3 m for each additional 1.2 m in side and rear setbacks, ~~to a maximum of 2 storeys~~

~~4) Accessory dwelling unit within an accessory building~~

~~3.7 m, and included as part of the total permitted accessory building height~~

5.3.8 Minimum Setbacks:

1) Front for all buildings

15 m

2) Rear for principal building

9 m

3) Side for principal building

4.5 m

4) Rear and side for accessory buildings and structures, including detached accessory dwelling unit

4.5 m

5) Rear and side for greenhouses

7.5 m

~~5)6) From a minor stream for all buildings, structures and uses~~

15 m

~~6)7) From a major stream for all buildings, structures and uses~~

30 m

~~7)8) From the ocean for all buildings, structures and uses~~

15 m

~~8)9) From all lot lines for home industry use contained in an accessory building or structure~~

15 m

9)10) From all lot lines for home industry use not contained in an accessory building or structure

30 m

~~10) From all lot lines for any building, structure or open area used for cannabis production~~

30 m

11) From all lot lines, with within the ALR, for any building, structure or open area used for medical or non-medical cannabis production	30 m
12) From all lot lines, within the ALR, for any building, structure or open area used for medical or non-medical cannabis production	30 m
13) 12) From all lot lines, not in outside of the ALR, for any building, structure or open area used for medical or non-medical cannabis production	60 m
14) 13) From any existing school or park, in or not in outside of or within the ALR, for any building, structure or open area used for medical or non-medical cannabis production	300 m
15) 14) From a Residential or Institutional zone, with within the ALR, for any building , structure or open area used for medical or non-medical cannabis production	60 m
16) 15) From a Residential zone for intensive agriculture	30 m
17) 16) From any stream or the ocean for intensive agriculture	30 m
18) 17) From a lot line that abuts a road for intensive agriculture	15 m

5.3.9 Conditions of Use:

- 1) ~~On land in the ALR, the permitted uses for this zone are subject to conditions in the *Agricultural Land Commission Act and Regulations*, or may require approval through an application to the ALC.~~
- 2) ~~Agri-tourism accommodation is only permitted on land in the ALR that is assessed as a farm under the *Assessment Act* and shall be limited to a maximum of:~~
 - i. ~~30 consecutive days per individual or group.~~
 - ii. ~~Ten (10) agri-tourism accommodation sleeping units for temporary and seasonal accommodation relating to a permitted agri-tourism activity and accessory to an agricultural use.~~
 - a. ~~When calculating the total number of agri-tourism accommodation sleeping units all forms of temporary accommodation, including a bed and breakfast, shall be included. For land in the ALR, the permitted uses for this zone must be consistent with the *Agricultural Land Commission Act and Regulations*, or be approved through application to the ALC.~~
 - ii. ~~Agri-tourism accommodation shall be limited to a maximum of 30 consecutive days per individual or group.~~

- ~~iii. Agri-tourism accommodation shall be limited to a maximum of ten (10) agri-tourism accommodation sleeping units for temporary and seasonal accommodation relating to a permitted agri-tourism activity and accessory to an agricultural use.~~
- ~~iv.i. When calculating the total number of agri-tourism accommodation sleeping units all forms of temporary accommodation, including a bed and breakfast, shall be included.~~

3) Alcohol production is subject to the following:

- ~~i. A minimum of 0.8 ha in area must be under continuous cultivation on the lot.~~
- ~~ii. If the principal use is alcohol production, the retail area for the sale of wine, cider, beer or alcoholic beverages and related products produced on the lot or lots comprising a farm shall not exceed the greater of 46.5 m² or 5% of the floor area of the brewery, cidery, distillery, meadery, or winery. Only if the principal use is alcohol production: sales of wine, cider, beer or alcoholic beverage produced on the lot or lots comprising a farm and related products, provided that the retail area does not exceed the greater of 46.5 m² or 5% of the floor area of the craft distillery, and craft distillery tours~~

4) Temporary farm worker housing is only permitted to be conducted on land in the ALR that is assessed as a farm under the Assessment Act, is subject to conditions in the Agricultural Land Commission Act and Regulations, and requires approval through an application to the ALC.

~~1)5) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.~~

5.3.10 Exceptions in Particular Locations:

On those lands in Rural 3 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the RU3 regulations:

5.3a Rural 3-A Sub-Zone | RU3-A

Intended only for District Lot 109, Alberni District.

1) Uses ~~N~~ot Permitted:

- 1) Medical cannabis production
- 2) Non-medical cannabis production

2) Lot Regulations:

- ~~1) Minimum lot area~~ 16 ha
- ~~2)1)~~
- ~~3)2) Minimum lot width~~ 200 m

3) Maximum Number of Dwellings Permitted per Lot~~Density: Density:~~

Single detached dwelling
<u>3, subject to approval from the ALC</u>

1) ~~Maximum is three single family dwellings, subject to approval from the ALC if the land is in the ALR.~~

5.3b Rural 3-B Sub-Zone | RU3-B

To allow fish farms to construct on-land employee accommodation to support aquaculture uses.

1) Uses ~~N~~ot Permitted:

- 1) Medical cannabis production
- 2) Non-medical cannabis production

2) Additional Permitted Accessory Uses:

- 1) On-land employee-only accommodation to support surrounding aquaculture uses

5.3c Rural 3-C Sub-Zone | RU3-C

Applies only to Lot 5A, District Lot 468, Clayoquot District, on Willowbrae Road and is intended to replace a former land use contract permitting wood processing.

1) Uses ~~N~~ot Permitted:

- 1) Medical cannabis production
- 2) Non-medical cannabis production

2) Permitted Principal Uses:

- 1) Shake-and-shingle mill use including a lumber saw

3) Permitted Accessory Uses:

- 1) Retail sales of products processed on lot
- 2) Indoor and outdoor storage
- 3) ~~Wood w~~Waste disposal necessary to the operation of the mill
- 4) Single ~~family~~detached dwelling

4) Additional Conditions of Use:

- 1) Outdoor storage and the stockpiling of ~~wood~~solid waste materials shall not be located within setback areas of a minimum of 12 m from the lot line adjoining Willowbrae Road and a minimum of 90 m from the southeast corner of the lot or on the foreshore.
- 2) A continuous planted screening of a minimum depth of 12 m shall be maintained along all lot lines except for the access on Willowbrae Road and along the boundary of Ucluelet Inlet. The screening shall cover that portion of the lot within 104 m of the southeast corner of the lot.
- 3) The single ~~family~~detached dwelling must be located a minimum of 104 m from the southeast corner of the lot.

PART 6 | RESOURCE ZONES

6.1 Resource Zone | RE

6.1.1 Permitted Principal Uses:

- 1) Forestry and silviculture
- 2) Harvesting, transport, storage of forest resources, including log storage grounds and the operation of primary processing such as portable sawmills for processing logs originating from the lot, but excluding other processing activities not directly related, such as equipment repair depots
- ~~2)3) Fishing and trapping~~
- ~~3)4) Harvesting of wild crops such as salal, ferns, moss, berries and tree seeds~~
- 4) Extraction of natural resources such as sand, gravel, minerals and ore, excluding oil and gas
- 5) Agriculture use
- ~~6)7) Single family detached dwelling~~
- ~~7)8) Aquaculture-related activities including hatchery and nursery facilities, grow-out ponds and pens, storage, ancillary parking and employee accommodation, but excluding processing~~
- ~~8)9) Airfields, airports, enterprises engaged in air transport and services~~
- ~~9)10) Alcohol production on the lot, with at least 2 ha under continuous cultivation ~~Alcohol production provided that a vineyard, orchard or crop of at least 0.8 ha in area is under continuous cultivation on the lot~~~~
- ~~10)11) Abattoir~~
- ~~11)12) Park and playground~~
- ~~12)13) Services and utilities including buildings accessory to the following uses: sewage disposal, utility storage, waste disposal grounds and similar uses~~
- ~~13)14) Rights-of-way for railways, conduits and transmission lines~~
- ~~14)15) Water resource buildings, structures and uses including intake, storage, transmission conduits and hydro-electric works~~

6.1.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Home occupation
- 3) Buildings accessory to park and playground uses
- ~~4) Commercial kennel~~
- 5) Only where a lot property is being used as a logging camp, for primary processing as a portable sawmill for processing logs originating from the lot, for other permitted uses in accordance with the regulations of this Bylaw or on land that is classified as a farm under the Assessment Act: is classified as farm land in accordance with the Taxation (Rural Area) Act:
 - i. Temporary accommodation in the form of mobile homes or dormitories for employees. Where such uses cease to be essential to the operation, they shall be removed.
- ~~6)5) Processing incidental to the operation of mines, quarries, and other natural resource extraction industries, classified as such by the NAICS~~

- ~~7)6)~~ Upland aquaculture
- ~~8)7)~~ On lots with a minimum lot area of 0.4 ha:
 - i. Accessory dwelling unit
- ~~9)8)~~ On lots with a minimum lot area of 0.8 ha:
 - i. Secondary mobile home
- ~~10)9)~~ On lots with a minimum lot area of 2 ha:
 - i. Commercial kennel
 - ~~i.~~ Home industry
 - ii. Commercial kennel

6.1.3 Lot Regulations:

- 1) Minimum lot area 16 ha
- 2) Minimum lot width 200 m

6.1.4 Maximum Number of Dwellings Permitted per Lot Density:

Maximum density per lot Less than 0.4 ha	Maximum density per lot 0.4 ha or greater	Maximum density per lot 0.8 ha or greater	Maximum density per lot 32 ha or greater
1 single family detached dwelling	2 dwelling units: i. 1 single family detached dwelling and 1 accessory dwelling unit	2 dwelling units, either: i. 1 single family detached dwelling and 1 accessory dwelling unit, or ii. 1 single family detached dwelling and 1 secondary mobile home	2 dwelling units, either: i. 2 single family detached dwellings, or ii. 1 single family detached dwelling and 1 accessory dwelling unit, or iii. 1 single family detached dwelling and 1 secondary mobile home

6.1.5 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage~~ For all buildings and structures 30%
- 2) For all accessory buildings and structures 5%

6.1.6 Maximum Size (Gross Floor Area):

- 1) For alcohol production N/A
46.5 m² or 5% of the floor area of the brewery, cidery, distillery, meadery, or winery

6.1.7 Maximum Height:

- 1) Principal building 10 m
- 2) Accessory buildings and structures 7 m

- | | |
|--|---|
| 3) Graduated height for accessory buildings and structures | 0.3 m for each additional 1.2 m in side and rear setbacks, to a maximum of 2 storeys |
| 4) Accessory dwelling unit within an accessory building | 3.7 m, and included as part of the total permitted accessory building height |

6.1.8 Minimum Setbacks:

- | | |
|---|-------|
| 1) Front for all buildings and structures | 15 m |
| 2) Rear for principal building | 9 m |
| 3) Side for all buildings and structures | 4.5 m |
| 4) Rear and side for accessory buildings and structures, including a detached accessory dwelling unit | 4.5 m |
| 5) From a minor stream for all buildings, structures and uses | 15 m |
| 6) From a major stream for all buildings, structures and uses | 30 m |
| 7) From the ocean for all buildings, structures and uses | 15 m |
| 8) From all lot lines for home industry use contained in an accessory building or structure | 15 m |
| 9) From all lot lines for home industry use not contained in an accessory building or structure | 30 m |
| 10) From all lot lines for gravel processing | 30 m |

6.1.9 Conditions of Use:

- ~~1) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~ Alcohol production is subject to the following:
- ~~i. A minimum of 2 ha in area must be under continuous cultivation on the lot.~~
 - ~~ii. If the principal use is alcohol production, the retail area for the sale of wine, cider, beer or alcoholic beverages and related products produced on the lot or lots comprising a farm shall not exceed the greater of 46.5 m² or 5% of the floor area of the brewery, cidery, distillery, meadery, or winery.~~

~~1) —~~

- 2) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.

6.1.10 Exemptions from ResourceE Lot Regulations:

- 1) Rights-of-way, licences of occupation or leases created for uses permitted in the Resource zone
- 2) Permitted log storage grounds

3) Permitted sand and gravel extraction operations

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PART 7 | RESIDENTIAL ZONES

7.1 Residential 1 Zone | R1

This zone provides for small-lot single familydetached residential.

7.2 Permitted Principal Uses:

- 1) Single familydetached dwelling

8.2 Permitted Accessory Uses:

- 1) Home occupation
- 2) Agriculture use
- 3) Accessory buildings, structures and uses
- 4) On lots with a minimum lot area of 0.4 ha:
 - i. Accessory dwelling unit
- 5) On lots with a minimum lot area of 0.8 ha:
 - i. Secondary mobile home

7.1.3 Lot Regulations:

- 1) Minimum lot area 1 ha
- 2) Minimum lot area with communal or community water or sewer system 0.24 ha
- 3) Minimum lot area with communal or community water and sewer system in Bamfield OCP area 0.1 ha
- 4) Minimum lot width 18 m

7.1.4 Maximum Number of Dwellings Permitted per Lot Density:

<u>Maximum density per lot less than 0.4 ha</u>	<u>Maximum density per lot 0.4 ha or greater</u>	<u>Maximum density per lot 0.8 ha or greater</u>
1 single <u>familydetached</u> dwelling	2 dwelling units: <ul style="list-style-type: none"> i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit 	2 dwelling units, either: <ul style="list-style-type: none"> i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit, or ii. 1 single <u>familydetached</u> dwelling and 1 secondary mobile home

7.1.5 Maximum Lot Coverage:

- 1) Maximum lot coverage For all buildings and structures 25%

2) Maximum lot coverage for greenhouses as an accessory use	20% for lots with a minimum lot size of 0.4 ha or greater
3) 2) F Maximum lot coverage for all accessory buildings and structures, and accessory dwelling unit	5% or 62 m ² , whichever is greater
3) <u>For greenhouses as an accessory use</u>	<u>for lots with a minimum lot size of 0.4 ha or greater, an additional 15% to a maximum of 20% for all accessory buildings and structures</u>
4) In no case shall the combined lot coverage exceed 25% for lots 0.4 ha or greater that contain a greenhouse as an accessory use	
7.1.6 Maximum Size (Gross Floor Area):	N/A
7.1.7 Maximum Height:	
1) Principal building	10 m
2) Accessory buildings and structures	5 m
3) Graduated height for accessory buildings and structures	0.3 m for each additional 0.6 m in side and rear setbacks, to a maximum of 2 storeys
4) Accessory dwelling unit within an accessory building	3.7 m, and included as part of the total permitted accessory building height
7.1.8 Minimum Setbacks:	
1) Front for all buildings	12 m
2) Rear for principal building	9 m
3) Side for principal building	4.5 m
4) Rear and side for accessory buildings and structures	1 m
5) Rear and side for detached accessory dwelling units	3 m
6) From a minor stream for all buildings, structures and uses	15 m
7) From a major stream for all buildings, structures and uses	30 m

8) From the ocean for all buildings, structures and uses

15 m

7.1.9 Conditions of Use:

- 1) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.

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7.2 Residential 2 Zone | R2

This zone provides for larger-lot single familydetached residential.

7.2.1 Permitted Principal Uses:

- 1) Single familydetached dwelling

7.2.2 Permitted Accessory Uses:

- 1) Home occupation
- 2) Agriculture use
- 3) Accessory buildings, structures and uses
- 4) On lots with a minimum lot area of 0.4 ha:
 - i. ~~A~~One accessory dwelling unit
- 5) On lots with a minimum lot area of 0.8 ha:
 - i. Secondary mobile home

7.2.3 Lot Regulations:

- 1) Minimum lot area 1 ha
- 2) Minimum lot area with communal or community water or sewer system 0.4 ha
- 3) Minimum lot width 36 m

7.2.4 Maximum Number of Dwellings Permitted per Lot Density:

<u>Maximum density per lot less than 0.4 ha</u>	<u>Maximum density per lot 0.4 ha or greater</u>	<u>Maximum density per lot 0.8 ha or greater</u>
1 single <u>familydetached</u> dwelling	2 dwelling units: i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit	2 dwelling units, either: i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit, or ii. 1 single <u>familydetached</u> dwelling and 1 secondary mobile home

7.2.5 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage~~For all buildings and structures 25%
- 2) ~~For all accessory buildings and structures, and accessory dwelling unit~~ 5% or 62 m², whichever is greater
- 2)3) ~~Maximum lot coverage~~ for greenhouses as an accessory use 20% for lots with a for lots with a minimum lot size of 0.4 ha or greater, an additional 15% to a maximum of 20% for all

accessory buildings and structures

~~3) Maximum lot coverage for accessory buildings and structures 5% or 62 m², whichever is greater~~

~~4) In no case shall the combined lot coverage exceed 25% for lots 0.4 ha or greater that contain a greenhouse as an accessory use~~

7.2.6 Maximum Size (Gross Floor Area):

N/A

7.2.7 Maximum Height:

1) Principal building

10 m

2) Accessory buildings and structures

5 m

3) Graduated height, accessory buildings and structures

0.3 m for each additional 0.6 m in side and rear setbacks, ~~to a maximum of 2 storeys~~~~4) Accessory dwelling unit within an accessory building~~~~3.7 m, and included as part of the total permitted accessory building height~~**7.2.8 Minimum Setbacks:**

1) Front for all buildings

12 m

2) Rear for principal building

9 m

3) Side for principal building

4.5 m

4) Rear and side for accessory buildings and structures

1 m

5) Rear and side for detached accessory dwelling units

3 m

6) From a minor stream for all buildings, structures and uses

15 m

7) From a major stream for all buildings, structures and uses

30 m

8) From the ocean for all buildings, structures and uses

15 m

7.2.9 Conditions of Use:

1) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.

7.2.10 Exceptions in Particular Locations:

On those lands in Residential 2 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the R2 regulations:

7.2a Residential 2-A Sub-Zone | R2-A

Intended to provide guesthouse accommodation, primarily of a bed and breakfast character.

1) Permitted Principal Uses:

- 1) One (1) single ~~family~~detached dwelling or one (1) guesthouse

2) Additional Conditions of Use:

- 1) Overnight guesthouse accommodation shall be limited to a maximum of 30 consecutive days per individual or group.
- 2) Accessory uses for the guesthouse shall not include restaurants, bistros, cafés, bars, pubs, ~~and other~~ eateries, dining rooms or lounges open to the general public.
- 3) Dining facilities provided shall be for the exclusive use of overnight guests of the bed and breakfast.
- 4) Where accommodation is provided for the familyhousehold of a guesthouse operator, it shall be located within the guesthouse.

7.3 Residential 3 Zone | R3

This zone provides for duplexes.

7.3.1 Permitted Principal Uses:

- 1) Single familydetached dwelling
- 2) Duplex

7.3.2 Permitted Accessory Uses:

- 1) Home occupation
- 2) Agriculture use
- 3) Accessory buildings, structures and uses
- 4) On lots with a minimum lot area of 0.4 ha:
 - i. Accessory dwelling unit
- 5) On lots with a minimum lot area of 0.8 ha:
 - i. Secondary mobile home

7.3.3 Lot Regulations:

- 1) Minimum lot area 0.24 ha
- 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area 0.1 ha
- 3) Minimum lot area with communal or community water and sewer system in South Long Beach OCP area 0.4 ha
- 3)4) Minimum lot width 36 m

7.3.4 Maximum Number of Dwellings Permitted per Lot Density:

<u>Maximum density per lot less than 0.4 ha</u>	<u>Maximum density per lot 0.4 ha or greater</u>	<u>Maximum density per lot 0.8 ha or greater</u>
1 single <u>familydetached</u> dwelling, or 1 duplex	2 dwelling units, either: <ol style="list-style-type: none"> i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit ii. 1 duplex 	2 dwelling units, either: <ol style="list-style-type: none"> i. 1 single <u>familydetached</u> dwelling and 1 accessory dwelling unit, ii. 1 duplex iii. 1 single <u>familydetached</u> dwelling and 1 secondary mobile home

7.3.5 Maximum Lot Coverage:

- 1) Maximum lot coverageFor all buildings and structures 30%
- 2) For all accessory buildings and structures, and accessory dwelling unit 5% of the lot area or 62 m², whichever is greater

~~2)3) _____ Maximum lot coverage for greenhouses as an accessory use~~ ~~for lots 20% for lots with a minimum lot size of 0.4 ha or greater, an additional 15% to a maximum of 20% for all accessory buildings and structures~~

~~3) Maximum lot coverage for accessory buildings and structures~~ ~~5% of the lot area or 62 m², whichever is greater~~

~~4) In no case shall the combined lot coverage exceed 25% for lots 0.4 ha or greater that contain a greenhouse as an accessory use~~

7.3.6 Maximum Size (Gross Floor Area):

N/A

7.3.7 Maximum Height:

1) Principal building

10 m

2) Accessory buildings and structures

5 m

3) Graduated height, accessory buildings and structures

0.3 m for each additional 0.6 m in side and rear setbacks, ~~to a maximum of 2 storeys~~

~~4) Accessory dwelling unit within an accessory building~~

~~3.7 m, and included as part of the total permitted accessory building height~~

7.3.8 Minimum Setbacks:

1) Front for all buildings

12 m

2) Rear for principal building

9 m

3) Side for principal building

4.5 m

4) Rear and side for accessory buildings and structures

1 m

5) Rear and side for detached accessory dwelling units

3 m

6) From a minor stream for all buildings, structures and uses

15 m

7) From a major stream for all buildings, structures and uses

30 m

8) From the ocean for all buildings, structures and uses

15 m

7.3.9 Conditions of Use:

- 1) Accessory buildings, structures and uses are permitted only where the principal use is residential.
- 2) An accessory dwelling unit is permitted only when the principal use is a single ~~family~~detached dwelling.
- 3) Building or structure setbacks for keeping of animals must be in accordance with regulations for keeping of animals in this Bylaw.

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7.4 Residential 4 Zone | R4

This zone provides for multi-~~family-unit~~ dwellings.

7.4.1 Permitted Principal Uses:

- 1) Single ~~detachedfamily~~ dwelling
- 2) Duplex
- 3) Multi-~~unitfamily~~ dwelling

7.4.2 Permitted Accessory Uses:

- 1) Home occupation
- ~~1)2) Agriculture use~~
- ~~2)3) Accessory buildings, structures and uses~~
- ~~3)1) Home occupation~~

7.4.3 Lot Regulations:

- 1) Minimum lot area 1 ha
- 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area 0.1 ha
- 3) Minimum lot width 36 m

7.4.4 Maximum Number of Dwellings Permitted per Lot Density:

Dwellings per lot
10 dwelling units per lot or 1 dwelling unit per 500 m² of lot area, whichever is greater

- 1) ~~Maximum density~~ ~~10 dwelling units per lot or~~
~~1 dwelling unit per 500 m² of lot area, whichever is greater~~

7.4.5 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage~~For all buildings and structures 30%
- 2) ~~FMaximum lot coverage, or~~-all accessory buildings and structures combined 5% of the lot area or 62 m², whichever is greater

7.4.6 Maximum Size (Gross Floor Area):

- 1) For multi-~~unitfamily~~ dwelling use, maximum total floor area of all principal buildings 80% of that portion of the lot area that is located at least 3.6 m from the

centre-line or centre of any lane

7.4.7 Maximum Height:

- | | |
|---|---|
| 1) Principal building | 10 m |
| 2) Accessory buildings and structures | 5 m |
| 3) Graduated height, accessory buildings and structures | 0.3 m for each additional 0.6 m in side and rear setbacks, to a maximum of 2-storeys |

7.4.8 Minimum Setbacks:

- | | |
|---|-------|
| 1) Front for all buildings | 12 m |
| 2) Rear for principal building | 9 m |
| 3) Rear and side for accessory buildings and structures | 1 m |
| 4) Rear for accessory buildings and structures if adjoining <u>lotproperty</u> is zoned Residential | 3 m |
| 5) Side for principal building | 4.5 m |
| 6) From a minor stream for all buildings, structures and uses | 15 m |
| 7) From a major stream for all buildings, structures and uses | 30 m |
| 8) From the ocean for all buildings, structures and uses | 15 m |

7.4.9 Conditions of Use:

- 1) The principal access to each building shall be from an outdoor or unenclosed area.
- 2) Access to each dwelling unit in a multi-unitfamily building shall be provided from a common hall or walkway, and shall be designed and located to avoid passing within 3 m of a window of a habitable room of any other dwelling unit unless an effective screen protects the privacy of the room.
- 3) Balconies that allow access from one dwelling unit to another are not permitted.

7.5 Residential 5 Zone | R5

This zone provides for the accommodation of mobile homes in courts or parks.

7.5.1 Permitted Principal Uses:

- 1) Mobile home
- 2) Single ~~family~~detached dwelling

7.5.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses

7.5.3 Mobile Home Park and Site Regulations:

- | | |
|--|--------------------|
| 1) Minimum mobile home park size | 1 ha |
| 2) Minimum mobile home park width | 60 m |
| 3) Minimum width of internal roadway | 7.6 m |
| 4) Minimum continuous site frontage on an internal roadway | 4.5 m |
| 5) Minimum site area for a single-wide mobile home | 260 m ² |
| 6) Minimum width of site area for single-wide mobile home | 11 m |
| 7) Minimum site area for a double-wide mobile home | 345 m ² |
| 8) Minimum width of site area for double-wide mobile home | 15 m |

7.5.4 Number of Sites or Strata Lots Permitted per Lot Density:

<u>Maximum sites per ha</u> Maximum density	Minimum number of strata lots
20 sites per ha	10 when a mobile home park is subdivided in accordance with the <i>Strata Property Act</i>

7.5.5 Lot Coverage:

- | | |
|--|------------|
| 1) <u>All buildings and structures</u> | <u>50%</u> |
|--|------------|

7.5.65 Maximum Size (Gross Floor Area):

N/A

7.5.76 Maximum Height:

- | | |
|---|---|
| 1) All dwelling units | 9 m |
| 2) Accessory buildings and structures | 5 m |
| 3) Graduated height, accessory buildings and structures | 0.3 m for each additional
0.6 m in side and rear |

setbacks, ~~to a maximum of~~
2 storeys

7.5.87 Minimum Setbacks:

1) Front for mobile home park	7.6 m
2) Rear for mobile home park	7.6 m
3) Side for mobile home park	7.6 m
4) Front for mobile home and accessory buildings and structures from site boundary	3 m
5) Rear for mobile home from site boundary	2 m
6) Side for mobile home from site boundary	1.5 m
7) Side for mobile home and accessory buildings and structures from a lot line that abuts a flanking street	7.6 m
8) Rear and side for accessory buildings and structures from site boundary	1 m
9) Rear for accessory buildings and structures if adjoining property lot is zoned Residential	3 m
10) Minimum combined width of any two adjoining required side yards, and minimum distance of another mobile home or addition thereto	6 m
11) From a minor stream for all buildings, structures and uses	15 m
12) From a major stream for all buildings, structures and uses	30 m
13) From the ocean for all buildings, structures and uses	15 m

7.5.9 ~~7.5.8~~ Conditions of Use:

- ~~1) The single family detached dwelling must be on the same lot and must be occupied by the owner or caretaker or watchman.~~
- ~~1)~~
- ~~2) All buildings, structures and uses shall be in accordance with relevant provincial regulations, and must meet federal and provincial health requirements for sewage disposal and potable water.~~
- ~~2) Adequate on-site sewage disposal and domestic water shall be provided for all dwelling units.~~
- ~~3) The use, design and operation of all buildings, sites, facilities and services shall comply with the requirements of applicable government agencies.~~
- ~~4) 3) Each site shall have all its boundaries clearly and permanently marked on the ground.~~

- ~~5)4) All sites shall have unobstructed access to an, but not necessarily direct, access ~~to a~~ road.~~
- ~~6)5) All driveways shall be at least 6 m in width, shall be hard-surfaced or graveled and shall be lighted at night to a minimum luminance of 2.152 lumens or 0.00322 watts.~~
- ~~7) A maximum of 50% of the area of a mobile home park may be comprised of the combination of the following areas:~~
- ~~i. all buildings,~~
 - ~~ii. all manufactured home sites of 344 m² or less, and~~
 - ~~iii. an area of 344 m² within each mobile home site greater than 344 m².~~
- ~~8)6) Each mobile home site must be provided with electrical connections and installed/maintained with approval from Technical Safety BC.~~

7.5.10 Exceptions in Particular Locations:

On those lands in Residential 5 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the R5 regulations:

7.5a Residential 5-A Sub-Zone | R5-A

Applies only to Greenridge/Larsen Mobile Home Park, 4935 Broughton Street, and is intended to reflect the terms of a former land use contract for an adult-oriented mobile home park.

- 1) Principal uses and number of dwellings density within this sub-zone are limited to a maximum of 33 mobile homes.

7.5b Residential 5-B Sub-Zone | R5-B

Applies only to Jay-Lee Mobile Home Park, 2917 Alberni Highway, and is intended to reflect the terms of a former land use contract for a mobile home park.

- 1) Principal uses and number of dwellings density within this sub-zone are limited to a maximum of 24 mobile homes and two (2) single family detached dwellings.
- 2) **Additional Condition of Use:**
 - 1) A continuous 10 m deep evergreen hedge shall be maintained along the entire lot line adjoining Edland Road, except for vehicle access points to the property lot.

7.5c Residential 5-C Sub-Zone | R5-C

Applies only to Cougar Mobile Home Park, 3258 Alberni Highway, and is intended to reflect the terms of a former land use contract for a mobile home park.

- 1) Principal uses and number of dwellings density within this sub-zone are limited to a maximum of 16 mobile homes.
- 2) **Additional Condition of Use:**
 - 1) A 45.7 m setback from Roger Creek shall be retained in its natural state as potential park land reserve or greenspace.

7.6 Residential 6 Zone | R6

This zone provides for small-scale cottages in single familydetached neighbourhoods, with the intention of providing temporary accommodation on a short term basis to visitors and seasonal workers.

7.6.1 Definitions specific to this zone:

STOREY, HALF means the uppermost storey of a building meeting the following criteria:
 1) the habitable space is situated wholly under the framing of the roof
 2) the habitable space does not exceed 50% of the storey situated immediately above or below

7.6.2 Permitted Principal Uses:

- 1) Single familydetached dwelling

7.6.3 Permitted Accessory Uses:

- 1) Cottages
- 2) Home occupation
- 3) Agriculture use
- 4) Accessory buildings, structures and uses
- 5) On lots with a minimum lot area of 0.4 ha:
 - i. Accessory dwelling unit

7.6.4 Lot Regulations:

- 1) Minimum lot area 0.24 ha
- 2) Minimum lot width 27 m

7.6.5 Maximum Number of Dwellings Permitted per Lot Density:

<u>Less than 0.4 ha</u>	<u>0.4 ha or greater</u>
<u>1 single detached dwelling, plus 1 cottage per 1,000 m² of lot area</u>	<u>1 single detached dwelling and 1 accessory dwelling unit, plus 1 cottage per 1,000 m² of lot area, up to a maximum of 5 dwelling units</u>

~~1) Maximum density~~

~~1 single family dwelling plus 1 cottage per 1,000 m² of lot area, up to a maximum of 4 cottages~~

7.6.6 Maximum Lot Coverage

- 1) For all buildings and structures 30%
- 2) ~~For~~ all accessory buildings and structures, and accessory dwelling unit combined 5% of the lot area or 62 m², whichever is greater

7.6.7 Maximum Size (Gross Floor Area):

- 1) ~~M~~Maximum, main floor of cottages 47 m²

2) ~~H~~Maximum, half storey floor of cottages 23 m²

7.6.8 Maximum Height:

- | | |
|---|--|
| 1) Principal building | 10 m |
| 2) Cottages | 1.5 storeys and 6.7 m |
| 3) Accessory buildings and structures | 5 m |
| 4) Graduated height, accessory buildings and structures | 0.3 m for each additional 0.6 m in side and rear setbacks to a maximum of 2 storeys |

7.6.9 Minimum Setbacks:

- | | |
|---|-------|
| 1) Front for all cottages, buildings and structures | 12 m |
| 2) Rear for principal building and cottages | 9 m |
| 3) Rear and side for accessory buildings and structures | 1 m |
| 4) Side for principal building and cottages | 4.5 m |
| 5) Side for all cottages, buildings and structures from a lot line that abuts a flanking street | 4.5 m |
| 6) Minimum distance between dwelling units | 9 m |
| 7) From a minor stream for all buildings, structures and uses | 15 m |
| 8) From a major stream for all buildings, structures and uses | 30 m |
| 9) From the ocean for all buildings, structures and uses | 15 m |

7.6.10 Conditions of Use:

- 1) Cottages are intended for temporary accommodation and shall be limited to a maximum of 30 consecutive days per individual or group.
- ~~1)2) A dwelling unit refers to a single detached dwelling, accessory dwelling unit or a cottage.~~
- ~~2) On any lot with two dwelling units on it, cottages are not permitted.~~

7.6.11 Exceptions in Particular Locations:

On those lands in Residential 6 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the R6 regulations:

7.6a Residential 6-A Sub-Zone | R6-A

Provides restrictions on the number of detached accessory dwelling units or cottages that may be developed in some locations in Bamfield.

1) **Maximum Number of Cottages Permitted per Lot Density:**

B Maximum density per lot between 0.2 and 0.3 ha	Maximum density per lot b Between 0.3 and 0.4 ha	G Maximum density per lot greater than 0.4 ha
1 cottage	2 cottages	3 cottages

2) **Additional Conditions of Use:**

- 1) On any lot with a lot area of less than 0.2 ha, cottages are not permitted.
- 2) Temporary accommodation shall be limited to a maximum of 30 consecutive days per individual or group.

7.6b Residential 6-B Sub-Zone | R6-B

Provides for low-impact cottages that are compatible with rural uses and are primarily intended to provide temporary accommodation to visitors and seasonal workers.

1) **Lot Regulations:**

- 1) Minimum lot area ~~1.2~~ ha
- 2) Minimum lot width 60 m

2) **Maximum Lot Coverage:**

- 1) ~~Maximum lot coverage~~ For all buildings and structures 10%

3) **Maximum Size (Gross Floor Area):**

- 1) ~~F~~Maximum floor area on main floor 70 m²
- 2) ~~F~~Maximum floor area of half storey 50% of main floor area

4) **Additional Conditions of Use:**

- 1) Temporary accommodation shall be limited to a maximum of 30 consecutive days per individual or group.
- 2) On any lot with a lot area of less than 1.2 ha and with two (2) single ~~family detached~~ dwellings on it, cottages are not permitted.

PART 8 | RECREATIONAL RESIDENTIAL ZONES

8.1 Recreational Residential 1 Zone | RR1

This zone provides for seasonal dwellings or recreation homes, particularly in areas which are unsuitable for year-round residence because of inadequate services and community facilities.

8.1.1 Permitted Principal Uses:

- 1) Seasonal dwelling

8.1.2 Permitted Accessory Uses:

- ~~1) Agriculture use~~
- ~~2) 1) Accessory buildings, structures and uses~~

8.1.3 Lot Regulations:

- 1) Minimum lot area 0.24 ha
- 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area 0.1 ha
- 3) Minimum lot width 30 m

8.1.4 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

~~Maximum density 1 seasonal dwelling~~

~~1 seasonal dwelling per lot~~

8.1.5 ~~Maximum Lot Coverage~~

- 1) ~~Maximum lot coverage~~ For all buildings and structures 20%
- 2) ~~Maximum total combined, For~~ all accessory buildings and structures 5% ~~of the lot area~~

8.1.6 Maximum Size (Gross Floor Area):

N/A

8.1.7 Maximum Height:

- 1) Seasonal dwelling 10 m
- 2) Accessory buildings and structures 5 m
- 3) Graduated height ~~for~~ accessory buildings and structures 0.3 m for each additional 0.6 m in side and rear setbacks, ~~to a maximum of 2 storeys~~

8.1.8 Minimum Setbacks:

- 1) Front for all buildings 10 m

- 2) Rear for seasonal dwelling 10 m
- 3) Rear and side for accessory buildings and structures 1 m
- 4) Side for seasonal dwelling 4.5 m
- 5) From a minor stream for all buildings, structures and uses 15 m
- 6) From a major stream for all buildings, structures and uses 30 m
- 7) From the ocean for all buildings, structures and uses 15 m

8.1.9 Conditions of Use:

- ~~1) The seasonal dwelling shall not be occupied as a permanent residence- for more than a maximum of 180 days in each calendar year, whether the use is continuous or intermittent.~~
1)
- 2) Neither the Regional District/ACRD nor utility providers shall ~~be expected or required to~~ provide any public utilities or any other works or services to lots in this zone.

8.1.10 Exceptions in Particular Locations:

On those lands in Recreational Residential zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the RR1 regulations:

8.1a Recreational Residential 1-A Sub-Zone | RR1-A

Provides for small-scale cottages in the Hot Springs Cove area, intended to provide temporary accommodation primarily during summer months.

1) Additional Permitted Accessory Uses:

- 1) Caretaker use

2) Lot Regulations:

- 1) Minimum lot area 0.8 ha

~~2) Minimum lot area for subdivision purposes 0.8 ha~~

3) Maximum Number of Dwellings Permitted per Lot ~~Density:~~

1 seasonal dwelling per strata lot, and 1 caretaker dwelling unit within the strata development ~~Maximum density per lot~~

~~1 seasonal dwelling per strata lot, and 1 caretaker’s residence within the strata development~~

4) Maximum Lot Coverage:

- 1) Maximum lot coverage ~~For all buildings and structures~~ 2%

5) Maximum Size (Gross Floor Area)

- 1) ~~Maximum floor area~~For seasonal dwelling 52 m²
 - 2) ~~FMaximum~~or accessory buildings 28 m²
 - 3) ~~Maximum~~†Total combined ~~gross floor area~~ of caretaker dwelling unit 's residence and accessory buildings and structures 62 m² or 5% of the lot area, whichever is greater
- 6) Maximum Height:**
- 1) Seasonal dwelling 7 m
 - 2) Caretaker's ~~residence~~ dwelling unit 10 m
 - 3) Accessory buildings and structures 5 m
- 7) Minimum Setbacks:**
- 1) From lot lines or strata lot lines for all buildings 10 m
 - 2) Between buildings 5 m
 - ~~3) From the ocean for all buildings, structures and uses 15 m~~
- 8) Additional Conditions of Use:**
- 1) Neither the ~~Regional District~~ACRD nor utility providers shall ~~be expected or required to~~ provide any public utilities or any other works or services to lots in this zone.

8.1b Recreational Residential 1-B Sub-Zone | RR1-B

Applies to Wickaninnish Island Estates, District Lot 1161, Clayoquot District, only and is intended to reflect the terms of a former land use contract for the island. The contract provided for temporary accommodation and year-round caretaker use's residence without any services provided by the ~~Regional District~~ACRD.

1) Additional Permitted Principal Uses:

- 1) Common amenity building
- 2) Guest cottages

2) Additional Permitted Accessory Use:

- 1) Greenhouses

3) ~~Maximum Number of Dwellings Permitted per Lot~~Density:

Seasonal dwellings	Guest cottages
<u>35</u>	<u>4</u>

~~3)4) Conditions of Use:~~

- 1) Only one of the dwelling units may be used as a year-round caretaker dwelling unit's residence.

8.1c Recreational Residential 1-C Sub-Zone | RR1-C

Applies to Headquarters Bay Section 77 only and is intended to reflect the terms of a former land use contract for the property. The contract permitted the provision of temporary accommodation for ~~those people~~ seeking a wilderness experience.

1) Maximum Number of Lots and Dwellings Permitted~~Permitted Residential Use and Density:~~

- 1) ~~A maximum of~~ 41 lots, each with one (1) seasonal dwelling-
 - i. A lot may contain one A caretaker's residence dwelling unit may be constructed for year-round occupancy ~~on one of the lots.~~

2) Additional Permitted Accessory Uses:

- 1) Boat launch
- 2) Moorage facilities

3) Lot Regulations:

- | | |
|---|------------------------------|
| 1) Minimum lot area | 2 ha |
| 2) Maximum floor area of seasonal dwellings | 111 m² |
| 3) Minimum setback from natural boundary of Alberni Inlet | 11 m |
| 4) Minimum elevation of the bottom of the lowest habitable floor above the natural boundary of Alberni Inlet | 4 m |

4) Maximum Size (Gross Floor Area):

- | | |
|----------------------------|--------------------------|
| 1) For a seasonal dwelling | <u>111 m²</u> |
|----------------------------|--------------------------|

5) Minimum Setbacks:

- | | |
|---|-------------|
| 1) From the natural boundary of the Alberni Inlet | <u>11 m</u> |
|---|-------------|

6) Minimum Building Elevation:

- | | |
|--|------------|
| 1) Minimum elevation of the bottom of the lowest habitable floor above the natural boundary of the Alberni Inlet | <u>4 m</u> |
|--|------------|

4)7) Conditions of Use:

- 1) No boat launch or moorage facilities shall be constructed without a foreshore lease from the relevant provincial authority.
- 2) All services are the responsibility of the owners of the property. Neither the ~~Regional District~~ ACRD nor utility providers shall ~~be expected or required to~~ provide any public utilities or any other works or services to the property.

8.2 Salmon Beach Recreational Residential Zone | SB

This zone provides for seasonal recreational use. It is intended for lands that are located at Salmon Beach and requiring minimal infrastructure, which is to be provided by the property owner.

8.2.1 Definitions specific to this zone:

CABIN means a dwelling unit built upon a continuous or permanent foundation where each unit is occupied as a secondary, vacation, or recreational home.

CABIN ACCESSORY USE means the following:

- 1) off-street parking of not more than three vehicles, excluding a recreational vehicle or park model
- 2) in the case of a lot having a lot area greater than 557m², a cabin not exceeding 52 m² in floor area,
- 3) in the case of a lot having a lot area greater than 873 m², a cabin not exceeding 71.4 m²,
- 4) basement or crawlspace height not to exceed 1.9 m, and
- 5) may include a deck or decks with a maximum combined horizontal area of 93 m² and one porch.

COMMON-SERVICES BUILDING means an enclosed service building containing elements of infrastructure that are appropriate on the lot, including but not restricted to common generator equipment, common battery banks, photovoltaic apparatus and geothermal heat-exchange systems and equipment.

COMMON-USE FACILITIES means the following:

- 1) structures required to contain fire, emergency or garbage collection equipment or community centre social activities,
- 2) screened compounds for the storage of recreational vehicles, boats and boat-trailers,
- 3) gazebos and barbecue and picnic shelters and pits,
- 4) boat launch facilities,
- 5) common recreational facilities such as playing fields and tennis courts,
- 6) common washroom/toilet facilities subject to formal approval of sewage disposal method by the appropriate provincial authority,
- 7) common parking areas, or
- 8) covered storage facilities within compounds described in ~~point-2)~~ above.

GROUND COVER means the total of the gross horizontal area of land covered by a permitted portico, measured in relation to the point on the ground directly below the outermost perimeter of the portico.

STOREY, HALF means the uppermost storey of a building meeting the following criteria:
 1) the habitable space is situated wholly under the framing of the roof
 2) the habitable space does not exceed 50% of the storey situated immediately above or below, excluding flights of stairs

PARK MODEL means a trailer that is used for temporary and seasonal accommodation, which conforms to the Canadian Standards Association (CSA) Z241 series standard. Excludes mobile homes and modular homes.

PORCH means a structure abutting a cabin, having a roof but with sides that are open and unenclosed for at least 50% of the perimeter. ~~R~~For clarity, removable screens are not included in the calculation of enclosed space.

PORTICO means the following:
ACCESSORY USE
 1) parking of not more than three vehicles,
 2) one portico, being a structure having a ground cover not exceeding 52 m²,
 3) a deck or decks with a maximum combined horizontal area of 93 m², and
 4) free-standing with post-and-beam construction and open-ended on all sides.

SEASONAL RECREATIONAL USE means periodic non-permanent use for seasonal vacations and recreational uses and not as the principal residence.

8.2.2 Permitted Principal Uses:

- 1) Seasonal recreational use

8.2.3 Permitted Accessory Uses:

- 1) Common-use facilities
- 2) One storage building, ~~having a~~ maximum floor area of 14.8 m² and ~~a~~ maximum height of 3.7 m
- 3) One common-services building, ~~having a~~ maximum floor area of 2.3 m²
- 4) One recreational vehicle, ~~or~~ park model, and portico accessory use, ~~or~~ one cabin accessory use

8.2.4 Lot Regulations:

- 1) Minimum lot area 0.24 ha

8.2.5 Maximum Number of RVs, Park Models, Porticos or Cabins Density per Lot:

<u>Any size lot</u>	<u>557 m² or greater lot</u>
<u>1 recreational vehicle, 1 park model or 1 portico</u>	<u>1 cabin</u>

- ~~1) Maximum density per lot~~
- ~~2) a) 1 recreational vehicle or park model or, provided the lot area is at least 557 m², 1 cabin, or~~
- ~~3) b) 3 vehicle parking spaces, except as permitted for portico accessory use~~

8.2.6 Maximum Size (Gross Floor Area):

- | | |
|--|--|
| 1) Cabin on Maximum on lots of 557 m ² to 873 m ² | 52 m ² |
| 2) Cabin on Maximum on lots of 873 m ² or greater | 71.4 m ² |
| 3) Maximum Combined area of all decks on a cabin, combined | 93 m ² |
| 4) Porch on a cabin | 22.3 m ² |
| 5) Storage building | 14.8 m ² |
| 6) Common-services building | 2.3 m ² |
| 7) Ground cover | 52 m ² or area of any permitted recreational vehicle or park model on the lot |

8.2.7 Maximum Height:

- | | |
|---|--|
| 1) Cabin | 1.5 storeys and 5.5 m |
| 2) Common-use facilities, storage buildings and common-services buildings | 1 storey or 3.7 m, <u>whichever is less</u> |
| 3) Accessory buildings | 3.7 m |
| 4) Portico | 5.5 m or the height of a recreational vehicle <u>or park model</u> plus 0.9 m, whichever is less |
| 5) Fence around compound for vehicle storage | 2 m |

8.2.8 Minimum Setbacks:

- | | |
|---|-------|
| 1) Front for all common-use facilities and all accessory buildings, cabins and porticos | 6.1 m |
| 2) Rear for all common-use facilities and all accessory buildings, cabins and porticos | 6.1 m |
| 3) Side for all common-use facilities and all accessory buildings, cabins and porticos | 3 m |
| 4) From all lot lines <u>or</u> common-services building | 1 m |
| 5) From a minor stream for all common-use facilities and all accessory buildings, cabins, porticos and uses | 15 m |

- 6) From a major stream for all common-use facilities and all accessory buildings, cabins, porticos and uses 30 m
- 7) From the ocean for all common-use facilities and all accessory buildings, cabins, porticos and uses 15 m

8.2.9 Conditions of Use:

- 1) Seasonal recreational use shall not be occupied for more than a maximum of 180 days in each calendar year, whether the use is continuous or intermittent.
- 2) A cabin accessory use is not permitted in addition to a recreational vehicle, park model ~~or~~ portico accessory use.
- 3) One (1) recreational vehicle may only be stored on a lot where an owner does not use the lot for a cabin accessory use.
- 4) A portico shall be constructed upon permanent foundations or provide tie-downs for a permitted recreational vehicle.
- 5) The portico shall not be used for storage of any kind, including storage of firewood and household goods, but may be used for the parking of vehicles and a recreational vehicle or park model.
- 6) A common-use facility, storage building or common-services building shall not be used for accommodation or human occupancy.
- ~~7)~~ All compounds for the storage of recreational vehicles, boats and boat-trailers must be enclosed by a fence of a maximum height of 2 m, except for necessary access and egress points, gated appropriately.
- ~~7)~~
- ~~8)~~ ~~Common wells shall be permitted only under the following conditions: restricted to hand pump activating mechanisms only, and~~
- ~~9)~~ ~~limited to One~~ (1) common well shall be permitted per block or ~~per~~ group of a maximum of 20 lots.
- ~~10)~~ 9) Regulation for accessory buildings, structures and uses, and home occupation, in this Bylaw do not apply to the Salmon Beach Recreational Residential zone.
- ~~11)~~ 10) Neither the ~~Regional District~~ ACRD nor utility providers shall ~~be expected or required to~~ provide any public utilities or any other works or services to lots in this zone.

PART 9 | COMMERCIAL ZONES

9.1 Commercial 1 Zone | C1

This zone is intended to provide for local shopping and services in rural communities. It allows a variety of commercial uses, from convenience stores to drive-in shopping-centre-type and pedestrian-oriented commercial and office buildings, structures and uses.

9.1.1 Permitted Principal Uses:

- 1) Retail uses
- 2) Offices and financial institutions
- 3) Restaurants, bistros, cafés, bars, pubs and other eateries
- 4) Health, welfare and medical services
- 5) Personal service facilities
- 6) Fitness and spa facilities
- 7) Transportation and delivery services, excluding maintenance or repair facilities
- 8) Assembly use
- 9) Arts, entertainment and recreation services
- 10) Offices, storage buildings and workshops for building construction and special-trade contractors excepting excavating and demolition contractors
- 11) The following manufacturing industries:
 - i. Printing and publishing
 - ii. Radio, television and telecommunication broadcasting
 - iii. Bakery products, catering and prepared food products
 - iv. Custom woodworking, cabinetry and furniture
 - v. Signs and display industries
- 9)12) On lots with a minimum lot area of 0.4 ha, the following additional principal uses are permitted:
 - i. Fuel stations with maintenance and repair facilities
 - ii. Vehicle dealerships including automobile, recreational vehicle and boat sales and rental lots
 - iii. Mobile or modular home and building dealers
 - i. Sale of bulk petroleum products
 - Boat repair and maintenance shops
 - ii. —
- 10)13) Facilities for service providers including but not restricted to:
 - i. Motor vehicle repair shops
 - ii. Car-washing businesses
 - iii. i. Sale of bulk petroleum products
 - iv. i. Boat repair and maintenance shops
 - v. iii. Auction rooms
 - vi. Frozen food lockers
- 11)14) Alcohol production
- 12)15) Cannabis retail stores
- 16) Liquor retail stores

~~— Dwelling unit~~

~~13) 17)~~

9.1.2 Permitted Accessory Uses:

~~1) Dwelling unit~~

~~2) Caretaker use~~

~~3) 1) Accessory buildings, structures and uses~~

9.1.3 Lot Regulations:

- | | |
|--|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area | 0.1 ha |
| 3) Minimum lot width | 15 m |

9.1.4 Maximum Number of Dwellings Permitted per Lot Density: 1

~~1) Maximum number of residential units~~ ~~2~~

9.1.5 Maximum Lot Coverage:

1) ~~Maximum lot coverage~~ For all building and structures 60%

9.1.6 Maximum Size (Gross Floor Area): N/A

9.1.7 Maximum Height:

- | | |
|---------------------------------------|------|
| 1) Principal building | 12 m |
| 2) Accessory buildings and structures | 7 m |

9.1.8 Minimum Setbacks:

- | | |
|--|-------|
| 1) Front for all buildings, structures and uses | 6 m |
| 2) Rear for all buildings, structures and uses | 6 m |
| 3) Side for all buildings, structures and uses | 1.5 m |
| 4) From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 5) From <u>a</u> major stream for all buildings, structures and uses | 30 m |
| 6) From the ocean for all buildings, structures and uses | 15 m |
| 7) From the front of the principal commercial building <u>to</u> , a separate dwelling unit located behind the principal commercial building | 6 m |

9.1.9 Conditions of Use:

- 1) The dwelling unit may be located in the same building above the commercial use or in a separate ~~building located behind the commercial building~~ detached dwelling.

- 2) ~~A d~~ Dwelling unit located above commercial uses shall comply with the following requirements:
 - i. The ground floor of the building shall be used only for commercial uses.
 - ii. ~~Any~~ dwelling unit~~(s)~~ accessory to the commercial use shall be provided with an entrance that is entirely separate from the commercial use ~~and that accesses directly onto the road.~~
 - iii. ~~Any~~ dwelling units shall be entirely self-contained.
- 3) Any part of a lot used or intended to be used as a storage yard shall be enclosed by screening on all sides not facing directly upon the principal building on the lot, and no material shall be piled or stacked to extend above such screening.
- 4) Parking for any dwelling unit ~~or unit(s)~~ shall be located so that it does not impede access to the commercial premises or use or off-street loading facilities.
- 5) Parking may be provided within the required front yard, provided that the total landscaped area between the front lot line and the front of the building is not less than that which otherwise would be required if parking were not permitted in the required front yard.

9.1.10 Exceptions in Particular Locations:

On those lands in Commercial 1 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the C1 regulations:

9.1a Commercial 1-A Sub-Zone | C1-A

Applies only to the property at 8551 and 8571 Bothwell Road, known as the Fish and Duck Pub and Marina, and is intended to reflect the terms of a former land use contract for a neighbourhood pub.

1) Permitted Principal Uses are Restricted to the following:

- 1) Neighbourhood pub
- 2) Single detached dwelling
- 3) Seasonal cottage rental
- 4) Retail sales of fishing gear and supplies
- 5) Houseboat and waterski rental office

2) Permitted Accessory Uses are Restricted to the Following:

- ~~1) Single family dwelling~~
- ~~2) 1) Secondary suite attached to the pub for caretaker use~~
- ~~3) 2) Accessory buildings, structures and uses~~
- ~~4) 1) Seasonal cottage rental~~
- ~~5) 1) Retail sales of fishing gear and supplies~~
- ~~6) 1) Houseboat and waterski rental office~~
- ~~7) 3) Houseboat maintenance, service and repair~~
- ~~8) 4) Storage of permitted equipment~~
- ~~9) 5) Boat fuel pumps~~
- ~~10) 6) Pump-and-haul facilities~~

3) Lot Regulations:

- 1) The maximum total retail commercial use floor area is 186 m².

~~4) The maximum density for seasonal cottages is 5.~~ **Maximum Number of Dwellings Permitted per Lot:**

Seasonal cottages	Single detached dwellings and caretaker use
5	2

9.1b Commercial 1-B Sub-Zone | C1-B

Applies only to Lot 11 and Remainder of Lot 12, District Lot 18, Alberni District, on the Alberni Highway at Athol Road and is intended to reflect the terms of a former land use contract that permitted RU1, R1 and C1 uses.

1) Permitted Principal Uses:

- 1) Those permitted in the RU1, R1 and I1 zones

2) Permitted Accessory Uses:

- 1) Those permitted in the RU1, R1 and I1 zones

3) Additional Conditions of Use:

- 1) Uses permitted in RU1 zones are restricted to those portions of the property adjoining Athol Road, except for area described in ~~subsection~~ 2) below, and adjoining the Alberni Highway for a depth of 15 m from the exterior lot lines and along the interior lot line for a distance of 22.9 m from the eastern side lot line and a depth of 38.1 m from the front lot line on the Alberni Highway.
- 2) Uses permitted in R1 zones are restricted to an area of 1,137 m² with 22.9 m of frontage on Athol Road commencing 15.8 m from the northern lot line of Lot 11 and continuing for a distance of 22.9 m along Athol Road.
- 3) Uses permitted in the I1 zone are restricted to those listed in ~~S~~section 11.1.1(2) and are limited to the remaining portions of the properties, outside the areas where RU1 and R1 uses are permitted.
- 4) A continuous screening of a compact evergreen hedge not less than 1.8 m in height shall be maintained along the northern lot line of Lot 11 and the eastern lot lines of Lot 11 and the Remainder of Lot 12 where I1 uses are permitted.

9.1c Commercial 1-C Sub-Zone | C1-C

Applies only to Lot 7, District Lot 469, Clayoquot District, Plan 25529, on the Tofino-Ucluelet Highway at Lee Road and is intended to permit office and administration space for local enterprises.

1) Permitted Principal Use:

- 1) Office facilities for enterprises and businesses principally conducted off-site

2) Lot Regulations:

- 1) Minimum lot area 0.3 ha

2) Minimum lot width	37 m
3) Maximum Lot Coverage:	
1) For all buildings and structures Maximum lot coverage	<u>105%</u>
4) Maximum Size (Gross Floor Area):	
1) P Maximum , principal building	297 m ²
2) T Maximum total combined, all accessory buildings	93 m ²
5) Maximum Height:	
1) Principal building	12 m
2) Accessory buildings and structures	7 m
6) Minimum Setbacks:	
1) Front for all buildings, structures and uses	6 m
2) Rear for all buildings, structures and uses	6 m
3) Side for all buildings, structures and uses	1.5 m
4) From a minor stream for all buildings, structures and uses	15 m
5) From a major stream for all buildings, structures and uses	30 m
6) From the ocean for all buildings, structures and uses	<u>157.5</u> m
7) From a principal building, any accessory building or structure	7 m
7) Conditions of Use:	
1) Accessory residential use is restricted to a caretaker use.	
2) Only one principal building is permitted and, for clarity, if there is a caretaker's residence, it must be incorporated into this building.	
3) No commercial vehicle, truck, bus, contractors' equipment or any similar conveyance, equipment or craft may be parked or stored in the open.	

9.2 Commercial 2 Zone | C2

This zone is intended to provide for hotels and recreational rental accommodation facilities, and for pedestrian-oriented commercial and hotel uses. The zone is not intended for full-time, year-round residential use except to support temporary accommodation or commercial uses.

9.2.1 Permitted Principal Uses:

- 1) Hotels

9.2.2 Permitted Accessory Uses:

- 1) Dwelling unit
- 2) Caretaker use
- 3) Accessory buildings, structures and uses
- 4) Restaurants, bistros, cafés, bars, pubs and other eateries
- 5) Gift stores
- 6) Mini golf
- 7) Facilities ancillary to canoeing, kayaking, cross-country skiing, hiking, hunting, and similar outdoor recreational uses
- 8) Health, welfare and medical services
- 9) Fitness and spa facilities
- 10) Assembly use
- 11) Liquor stores
- 12) Cannabis retail stores

9.2.3 Lot Regulations:

- | | |
|--|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area | 0.1 ha |
| 3) Minimum lot width | 15 m |

9.2.4 ~~Density~~ Maximum Number of Guest Bedrooms or Dwellings per Lot:

Maximum total number of guest bedrooms for temporary accommodation of guest bedrooms for temporary accommodation	Maximum number of guest bedrooms per ha for temporary accommodation of guest bedrooms for temporary accommodation per hectare	<u>Dwelling unit or caretaker use</u>
40	40	<u>1</u>

9.2.5 Maximum Lot Coverage

- 1) ~~For all buildings and structures~~ Maximum lot coverage 60%

9.2.6 Maximum Size (Gross Floor Area):

N/A

9.2.7 Maximum Height:

- | | |
|---------------------------------------|------|
| 1) Principal building | 12 m |
| 2) Accessory buildings and structures | 7 m |

9.2.8 Minimum Setbacks:

- | | |
|--|-------|
| 1) Front for all buildings, structures and uses | 6 m |
| 2) Rear for all buildings, structures and uses | 6 m |
| 3) Side for all buildings, structures and uses | 1.5 m |
| 4) From a minor stream for all buildings, structures and uses | 15 m |
| 5) From a major stream for all buildings, structures and uses | 30 m |
| 6) From the ocean for all buildings, structures and uses | 15 m |
| 7) From principal building, all accessory buildings, structures and uses | 7 m |

9.2.9 Conditions of Use:

- 1) ~~A Dw~~dwelling unit shall:
 - i. be completely separate from the commercial use,
 - ii. have its own access, completely separate from the commercial use, and
 - iii. have its access provided from a ground floor entrance.
- 2) The ground floor of the building shall be used only for commercial uses.
- 3) All those portions of the required front yard not used for permitted parking shall be fully landscaped and properly maintained.
- 4) Parking for any dwelling unit~~(s)~~ ~~or units~~ shall be located so that it does not impede access to the commercial premises or use of off-street loading facilities.
- 5) All business and uses shall be conducted within a building except for parking, loading and display facilities for outdoor recreational uses.

9.3 Commercial Recreation Zone | C3

This zone provides for low-intensity recreational uses which require large areas for development and only minor water supply and sewerage.

9.3.1 Permitted Principal Uses:

- 1) Archery ranges
- 2) Drive-in theatres
- 3) Facilities ancillary to canoeing, kayaking, cross-country skiing, hiking, hunting, and similar outdoor recreational uses
- 4) Golf course, clubhouse, and mini golf
- 5) Golf driving ranges
- 6) ~~Indoor~~ Gun clubs
- 6) ~~—~~
- 7) Bowling greens, tennis courts, and basketball courts
- 8) Riding academy
- 9) Zip-lines

9.3.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses

9.3.3 Lot Regulations:

- 1) Minimum lot area 0.8 ha
- 2) Minimum lot width 200 m

9.3.4 ~~Maximum Number of Dwellings Permitted per Lot~~ Density:

~~—~~ N/A

9.3.5 ~~Maximum Lot Coverage:~~

- 1) For all buildings and structures 25%

9.3.65 ~~Maximum Size (Gross Floor Area):~~

N/A

9.3.67 ~~Maximum Height:~~

- 1) Principal building 12 m
- 2) Accessory buildings and structures 7 m

9.3.87 ~~Minimum Setbacks:~~

- 1) Front for all buildings, structures and uses 6 m
- 2) Rear for all buildings, structures and uses 6 m
- 3) Side for all buildings, structures and uses 1.5 m

4) From a minor stream and the ocean for all buildings, structures and uses 15 m

5) From a major stream for all buildings, structures and uses 30 m



6) From principal building, all accessory buildings and structures 7 m

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9.4 Commercial Campground Zone | C4

9.4.1 Permitted Principal Uses:

- 1) Campground

9.4.2 Permitted Accessory Uses:

- 1) ~~One single family dwelling as a c~~Caretaker use
- 2) Accessory buildings, structures and uses

9.4.3 Lot Regulations:

- 1) Minimum lot area, ~~residential and cottage use~~ 1 ha
- 2) Minimum lot width, ~~residential and cottage use~~ 60 m

9.4.4 ~~9.4.3~~ Maximum Number of Dwellings Permitted per Lot Density:

~~N/A~~

For caretaker use

1

9.4.5 Maximum 9.4.4 Lot Coverage:

- 1) For all buildings and structures 25%

~~N/A~~

9.4.6 ~~9.4.5~~ Maximum Size (Gross Floor Area):

N/A

9.4.7 ~~9.4.6~~ Maximum Height:

- 1) Caretaker use 9 m
- 2) Accessory buildings and structures 7 m

9.4.8 ~~9.4.7~~ Minimum Setbacks:

- 1) Front for all buildings, structures and uses 6 m
- 2) Rear for all buildings, structures and uses 6 m
- 3) Side for all buildings, structures and uses ~~4~~1.5 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m
- 7) From principal building, all accessory buildings and structures 7 m

9.4.9 Conditions of Use:

- 1) All buildings, structures and uses must meet federal and provincial health requirements for sewage disposal and potable water.
- 2) Recreational vehicles shall be located only on established camping sites.

9.4.99.4.10 9.4.8—Exceptions in Particular Locations:

On those lands in Commercial Campground zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the C4 regulations:

9.4a Commercial Campground 4-A Sub-Zone | C4-A

Applies only to the property at 9752 Lakeshore Road, known as Lakeshore Campground, which Pp provides facilities to accommodate tents and recreational vehicles in areas that are particularly located and suited to such uses, without the requirement for a single family detached dwelling as a principal use.

1) Additional Conditions of Use:

- 1) A camping site shall not be occupied by the same recreational vehicle for more than 180 days in any calendar year, whether the use is continuous or intermittent.
- ~~2) Recreational vehicles shall be located only on established camping sites.~~
- ~~3) 2) Where a campground is subdivided, the subdivision created shall contain no more than 26 camping sites, and each camping site shall be a minimum of 83.9 m² in area.~~

9.4b Commercial Campground 4-B Sub-Zone | C4-B

Applies only to the property at 2650 Tofino-Ucluelet Highway, known as Surf Junction, which Pp provides for facilities to accommodate tourists and vacationers in tents and recreational vehicles in areas which are-is particularly located and suited to such uses.

1) Additional Permitted Principal Uses:

- 1) Staff accommodation use

2) Additional Permitted Accessory Uses:

- 1) Café
- 2) Food truck

3) Lot Regulations:

- 1) Minimum lot area 16 ha
- 2) Minimum lot width 100 m

4) Maximum Number of Residential Units or Campsites Permitted per Lot:

<u>Residential units</u>	<u>Campsites</u>
<u>10</u>	<u>160</u>

4)5) Maximum Height: 9 m

6) Maximum Size (Gross Floor Area) for Residential Units: 80 m²

5)7) Minimum Setbacks:

- | | |
|--|-------|
| 1) Front <u>for all buildings, structures and uses</u> | 7.6 m |
| 2) Rear <u>for all buildings, structures and uses</u> | 9 m |
| 3) Side <u>for all buildings, structures and uses</u> | 5 m |

6) Additional Conditions of Use:

==In this zone campsite means an established site within a campground for the temporary accommodation of recreational vehicles or tents for a period not to exceed 180 days in any calendar year. No year round or permanent occupation of a campsite may occur.

1)

~~2) Maximum number of campsites shall not exceed 160 within the C4-B zone.~~

~~3)2) _____~~ In this zone staff accommodation use means residential dwelling units for employees of a commercial or industrial use conducted on the same lot or on an associated lot. The residential units shall not be used as short term vacation rental units.

~~4) Maximum number of residential units shall not exceed 10.~~

~~5) For residential units, the maximum floor area shall be 80 m².~~

~~6)3) _____~~ No recreational vehicle or tent shall be located other than on an established campsite.

~~7)1) _____ No year round or permanent occupation of a campsite may occur.~~

~~8)4) _____~~ A residential unit or campsite shall not be a separate strata unit.

~~9)5) _____~~ In this zone accessory buildings and uses includes office facilities, retail store, surf rental, washroom/shower/laundry facilities, parking, play areas, gazebos, picnic shelters, garbage containment, compost containment.

9.5 Bamfield Commercial Zone | C5

This zone is intended to provide for local shopping, services, hotels and recreational rental accommodation facilities in the Bamfield OCP area. This zone is not intended for full-time residential use except to support tourist accommodation or commercial uses.

9.5.1 Permitted Principal Uses:

- 1) Hotels
- 2) Retail uses excluding vehicle dealerships
- 3) Offices and financial institutions
- 4) Restaurants, bistros, cafes, bars, pubs and other eateries
- 5) Gift stores
- 6) Liquor stores
- 7) Cannabis retail stores
- 8) Health, welfare and medical services
- 9) Personal service facilities
- 10) Fitness and spa facilities
- 11) Transportation services, excluding maintenance or repair facilities
- 12) Assembly use and delivery
- 13) Arts, entertainment and recreation services
- 14) The following manufacturing industries:
 - i. Printing and publishing
 - ii. Radio, television and telecommunication broadcasting
 - iii. Bakery products, catering and prepared food products
 - iv. Custom woodworking, cabinetry and furniture
 - v. Signs and display industries

9.5.2 Permitted Accessory Uses:

- 1) Dwelling unit
- 2) Caretaker use
- 3) Accessory buildings, structures and uses

9.5.3 Lot Regulations:

- | | |
|--|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot area with communal or community water and sewer system in Bamfield OCP area | 0.1 ha |
| 3) Minimum lot width | 15 m |

9.5.4 Maximum Number of Guest Bedrooms or Dwellings Permitted per Lot Density:

<u>Maximum total number of guest bedrooms for temporary accommodation</u>	<u>Maximum number of guest bedrooms per ha for temporary accommodation per hectare</u>	<u>Dwelling units or caretaker use</u>
40	40	<u>1</u>

- 9.5.5 Maximum Lot Coverage:**
- 1) For all buildings and structures Maximum lot coverage 60%
- 9.5.6 Maximum Size (Gross Floor Area):** N/A
- 9.5.7 Maximum Height:**
- 1) Principal building 12 m
- 2) Accessory buildings and structures 7 m
- 9.5.8 Minimum Setbacks:**
- 1) Front for all buildings, structures and uses 3 m
- 2) Rear for all buildings, structures and uses 3 m
- 3) Side for all buildings, structures and uses 1.5 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m
- 7) From the front of the principal commercial building, a separate dwelling unit located behind the principal commercial building 6 m
- 8) From principal building, all accessory buildings and structures 3 m
- 9.5.9 Conditions of Use:**
- 1) The dwelling unit may be located in the same building above the commercial use or in a separate building located behind the commercial building.
- 2) A Dwelling unit located above commercial uses shall comply with the following requirements:
- i. The ground floor of the building shall be used only for commercial uses.
 - ii. Any dwelling unit(s) accessory to the commercial use shall be provided with an entrance that is entirely separate from the commercial use and that accesses directly onto the road.
 - iii. All dwelling units shall be entirely self-contained.
- 3) All commercial uses shall be conducted within a building except for permitted rental, sales, storage yards, parking and loading facilities.
- 4) Any part of a lot used or intended to be used as a storage yard shall be enclosed by screening on all sides not facing directly upon the principal building on the lot, and no material shall be piled or stacked to extend above such screening.
- 5) Parking may be provided within the required front yard, provided that the total landscaped area between the front lot line and the front of the building is not less than that which otherwise would be required if parking were not permitted in the required front yard.

- 6) All those portions of the required front yard not used for permitted parking shall be fully landscaped and properly maintained.
- 7) Parking for any dwelling unit or units shall be located so that it does not impede access to the commercial premises or use of off-street loading facilities.
- 8) All uses shall be conducted within a building except for transportation, parking, loading and display facilities.

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9.6 Seasonal Staff Accommodation Commercial Zone | C6

This zone is intended to provide for seasonal staff accommodation in isolated or remote locations with minimal facilities, intended to provide a supportive function to affiliated properties within the vicinity that are used primarily for commercial or industrial purposes.

9.6.1 Definitions specific to this zone:

SEASONAL STAFF ACCOMMODATION	means a dwelling or dwelling unit providing for the accommodation of staff when used in conjunction with an associated commercial or industrial use on the same or nearby property or properties for a maximum of 180 days per year.
SITE AREA	means the part of a lot set aside or available for the exclusive use of the occupants of a seasonal staff accommodation and may be included in a strata lot.

9.6.2 Permitted Principal Uses:

- 1) Seasonal staff accommodation

9.6.3 Permitted Accessory Uses:

- 1) Agriculture use
- 2) Accessory buildings and uses

9.6.4 Lot Regulations:

- | | |
|----------------------|-------|
| 1) Minimum lot area | 2 ha |
| 2) Minimum lot width | 100 m |

9.6.5 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

~~N/A~~

9.6.6 ~~Maximum Lot Coverage:~~

- | | |
|--|-----|
| 1) Maximum lot coverage <u>For all buildings and structures</u> | 10% |
|--|-----|

9.6.7 Maximum Size (Gross Floor Area):

N/A

9.6.8 Maximum Height:

N/A

9.6.9 Minimum Setbacks:

- | | |
|---|-------|
| 1) Front for all buildings, structures and uses | 15 m |
| 2) Rear for all buildings, structures and uses | 9 m |
| 3) Side for all buildings, structures and uses | 4.5 m |

- | | |
|--|------|
| 4) From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 5) From <u>a</u> major stream for all buildings, structures and uses | 30 m |
| 6) From the ocean for all buildings, structures and uses | 15 m |

9.6.10 Conditions of Use:

- 1) The ~~regional district~~ACRD has no plans to construct, install, operate or maintain sewer, sewage disposal, water supply, drainage or fire protection services for the benefit of lands within this zone.

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PART 10 | MIXED-USE ZONES

10.1 Mixed-Use Zone | MU

This zone provides for ~~residential use which may be combined with~~ commercial tourism development including buildings, structures, campsites and uses that are ~~primarily~~ intended to provide temporary accommodation to visitors.

10.1.1 Definitions specific to this zone:

ACCESSORY COMMON BUILDING	means an accessory building, the use of which is restricted to: 1) common meeting rooms 2) recreational rooms 3) convenience store 4) laundromat and drying room
BUFFER AREA	m Means the area between the natural boundary <u>of a waterbody</u> and a line 20 m upland from it.
COMMUNAL FACILITIES	means: 1) structures required to contain fire, emergency, <u>recycling</u> or garbage-collection equipment 2) gazebos, barbecue, and picnic shelters and pits 3) recreational facilities such as playing fields, and tennis courts <u>and playgrounds</u>

10.1.2 Permitted Principal Uses:

- 1) Single family detached dwelling
- 2) Campground
- ~~—Cottage~~
- ~~1)3)~~

10.1.3 Permitted Accessory Uses:

- ~~1) Campground~~
- ~~2)1)Cottage~~
- ~~3)1)~~ Accessory buildings, structures and uses
- ~~4)2)~~ Communal facilities
- ~~5)3)~~ One accessory common building
- ~~6)4)~~ Home occupation

10.1.4 Lot Regulations:

- | | |
|----------------------|-------|
| 1) Minimum lot area | 1 ha |
| 2) Minimum lot width | 100 m |

10.1.5 Maximum Number of Dwellings or Camping Sites per Lot ~~Density~~:

S Maximum density for single family detached dwelling	Maximum density for cottage use	Maximum density for e Camping sitesamping-site use
1	1 cottage per 2,000 m ² of lot area	1 camping site per 1,000 m ² of lot area or 10 per ha

10.1.6 Maximum Lot Coverage:

- 1) ~~Maximum lot coverage~~For all buildings and structures ~~30~~75%
- 2) ~~For a~~Maximum area for temporary recreational vehicle, trailer, boat-trailer and boat storage 5% of the lot area

10.1.7 Maximum Size (Gross Floor Area):

- 1) Storage building 61 m²
- 2) Accessory common building 149 m²
- 3) Convenience store in an accessory common building 22 m²
- 4) ~~C~~Maximum, cottage 74 m²

10.1.8 Maximum Height:

- 1) Principal building ~~10~~2 m
- 2) Cottage 4.3 m
- 3) Accessory buildings and structures 7 m
- 4) Storage building 3.7 m
- 5) Accessory common building 10 m

10.1.9 Minimum Setbacks:

- 1) Front for all principal, communal facilities and common buildings, structures and uses, except cottage ~~10~~6 m
- 2) Rear for all principal, communal facilities and common buildings, structures and uses, except cottage ~~10~~6 m
- 3) Side for all principal, communal facilities and common buildings, structures and uses, except cottage ~~5~~4.5 m
- 4) Side and rear for accessory buildings and structures ~~4~~5 m
- 4)5) From all lot lines, cottage 10 m
- 5)6) From a minor stream for all buildings, structures and uses 15 m

6)7) From <u>a</u> major stream for all buildings, structures and uses	30 m
7)8) From the ocean for all buildings, structures and uses	15 m
8)9) Between all buildings and structures other than communal facilities	10 m
9)10) From all lot lines for camping sites	10 m
10)11) From an internal access road for camping sites	2 m
11)12) Minimum distance between washroom facilities and any camping site	4.5 m
12)13) Maximum distance between washroom facilities and any camping site	150 m

10.1.10 Conditions of Use:

- ~~1) Lots zoned Mixed Use in Bamfield are exempt from the minimum lot area regulation.~~
- ~~2) Campground and cottage are permitted as accessory uses only if a single family dwelling is the principal use.~~
- ~~3) Cottages shall not be constructed within the required front, rear or side yard of a single family dwelling.~~

~~4)1) Within the buffer area, only the following uses are permitted:~~

- i. Boat launch or amenity area
- ii. Internal A access road
- iii. Hiking or jogging trails
- ~~iv. Open space~~
- iv.

~~v. A wall or~~ campground identification sign not exceeding 1.5 m² in area

v.

Vehicle parking

vi.

~~5) Internal access roads that directly traverse the setback area to connect the internal access road system of the campground to a highway~~

~~6)2) A Commercial~~ accessory buildings, structures and uses shall be restricted to:

- i. Parking of two (2) vehicles for each camping site in addition to RV
- ~~ii. One storage building for grounds maintenance purposes~~
- ~~iii. Boat launch~~
- ii.

~~iv-iii.~~ Screened compounds for the storage of recreational vehicles, trailers, boats and boat-trailers

~~7)3) An accessory common building shall not be used for habitable use.~~

~~8)4) O~~At least one (1) of the two (2) parking spaces for each camping site can ~~shall~~ be located adjacent to the internal access road and ~~may be sited~~ within the 2 m setback area.

~~9)5) Minimum camping site area shall be 55 m².~~

- ~~10)6)~~ No trailer, recreational vehicle or tent shall be located anywhere other than on a camping site.
- ~~11)7)~~ Internal access road shall conform to the following standards ~~be~~:
- ~~i.~~ ~~Constructed of hard durable surface so not to produce dust,~~
 - ~~ii.)~~ A minimum of 6 m in width; ~~and~~
 - ~~ii.~~ Looped or have a turning circle radius of 12 m; ~~and~~
 - ~~iii.~~ ~~A maximum of two (2) access/egress connections to a public roadway.~~
- ~~7)~~ All buildings, structures and uses shall be in accordance with relevant provincial regulations, and must meet federal and provincial health requirements for sewage disposal and potable water.
- ~~12)~~ ~~ewage disposal shall be provided by a community or communal sewer system or a septic disposal system constructed and operating to the standards of the relevant provincial regulations.~~
- ~~13)8)~~ One sewage disposal station shall be provided for use by recreational vehicles and shall be:
- i. Established in every campground that contains more than 30 camping sites,
 - ii. Located in an area apart from an internal access road ~~and~~ to allow easy and convenient access by recreational vehicles for the purpose of disposing of the contents of the vehicle's sewage storage tanks.
- ~~14)9)~~ Washroom facilities shall be provided within the campground and shall be located in a separate building or buildings or in the accessory common building.
- ~~15)10)~~ A campground that contains more than 30 camping sites shall be serviced by a community or communal water system or a water-supply system built to the standards of the relevant provincial regulations and shall provide the following:
- ~~i.~~ ~~Minimum of 0.18 m³ per day of potable water per camping site,~~
 - ~~ii.~~ ~~Water hookup for recreational vehicles in at least 20% of all camping sites.~~
- ~~16)~~ Garbage disposal containers shall be provided, and each container shall be durable and wildlife-resistant insect, rodent and bear proof.
- ~~11)~~
- ~~17)12)~~ All compounds for the storage of recreational vehicles, trailers, boats or boat-trailers shall be fenced, screened, vegetated or bermed and maintained and gated.
- ~~18)~~
- ~~19)~~ ~~Where a principal building is set back from the required front yard, parking may be provided in the required front yard, provided that the total landscaped area within that portion of the required front yard between the front lot line and the front line of the building is not less than that which otherwise would be required if parking were not permitted in the required front yard.~~

PART 11 | INDUSTRIAL ZONES

11.1 Light Industrial | I1

This zone provides for industrial and business parks, light manufacturing, ~~warehousing~~ and wholesaling buildings, structures and uses.

11.1.1 Permitted Principal Uses:

- 1) The following manufacturing industries:
 - i. Abattoir
 - ii. Food and beverage industries, excluding the fish-products industry and meat and poultry products industries
 - iii. Furniture and fixture industries
 - iv. Miscellaneous wood industries that entail manufacturing or finishing from prepared lumber
 - v. Printing, publishing and allied industries
 - vi. Machinery, electrical products, transportation equipment and metal fabricating industries, excluding boiler and plate works and the fabricated structural metal industry
 - vii. Glass and glass products manufacturing
 - viii. Miscellaneous manufacturing industries
- 2) Offices, storage buildings and workshops for the following construction industry enterprises:
 - i. Building construction
 - ~~ii. Septic tank construction (on-site)~~
 - ~~iii.ii.~~ Special-trade contractors, excluding demolition, excavation and house-moving contractors
- 3) Wholesale businesses, excluding wholesalers of lumber and building materials and wholesalers of scrap and waste materials
- 4) Storage and warehousing, excluding open storage as a principal use~~Mini-storage facilities~~
- 5) Electrical power, gas, water utilities, works yards and service providers
- 6) Cartage, delivery and express facilities
- 7) Retail of automotive products, including automobile or boat sales or rental, but excluding sale of fuel
- 8) Engineering and research facilities
- 9) Laundries, cleaners and pressers, excluding self-service
- 10) The following miscellaneous services:
 - i. Welding shops
 - ii. Services to buildings and dwelling units
 - iii. Machinery and equipment rental
 - iv. Motor vehicle repair shops
- 11) Commercial nurseries
- 12) Intensive agriculture use
- ~~11)13)~~ On lots ~~with~~ in the ALR:
 - i. Medical cannabis production
 - ii. Non-medical cannabis production
- ~~12)14)~~ On lots ~~outside of~~not in the ALR with a minimum lot area of 2.43 ha:

- i. Medical cannabis production
- ii. Non-medical cannabis production

11.1.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses including display, storage and retail sales of goods produced on the premises
- 2) Open storage
- 3) ~~Single family dwelling~~ Caretaker use

11.1.3 Lot Regulations:

- 1) Minimum lot area 0.24 ha
- 2) Minimum lot width 30 m

11.1.4 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

N/A

11.1.5 ~~Maximum~~ Lot Coverage:

- 1) ~~For all buildings and structures~~ Maximum lot coverage 50%

11.1.6 Maximum Size (Gross Floor Area):

N/A

11.1.7 Maximum Height:

- 1) Principal building 12 m
- 2) Accessory buildings and structures 7 m

11.1.8 Minimum Setbacks:

- 1) Front for all buildings, structures and uses 3 m
- 2) Rear for all buildings, structures and uses 3 m
- 3) Side for all buildings, structures and uses 1.5 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m
- 7) From all lot lines, ~~with~~ in the ALR, for any building, structure or open area used for medical or non-medical cannabis production 30 m
- 8) From all lot lines, ~~outside of~~ not in the ALR, for any building, structure or open area used for medical or non-medical cannabis production 60 m

- | | |
|---|-------|
| 9) From any existing school or park, outside of or within <u>or not in</u> the ALR, for any building, structure or open area used for medical or non-medical cannabis production | 300 m |
| 10) From a Residential or an Institutional zone, with in the ALR, for any building-, structure or open area used for medical or non-medical cannabis production | 60 m |
| 11) From a Residential zone for intensive agriculture | 50 m |
| 12) From all streams <u>or the ocean</u> for intensive agriculture | 30 m |
| 13) From a lot line that abuts a road for intensive agriculture | 15 m |

11.1.9 Conditions of Use:

- 1) All permitted manufacturing uses shall be housed completely within an enclosed building, except for outdoor display, rental, sales or storage yards, parking and loading facilities.
- ~~2) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~
- ~~3) 2) Any part of a lot used or intended to be used as an outside storage yard shall be enclosed by screening on any side not facing directly upon the principal building on the lot, and no material shall be piled to extend above such screening.~~
- ~~4) 3) All those portions of a required front yard not used for permitted parking or display yard shall be fully landscaped and properly maintained, or left as native vegetation.~~
- ~~5) 4) Where the side lot line abuts a lot in a Residential zone or is separated by a road or a lane therefrom, all those portions of a required side yard not used for permitted parking shall be fully landscaped and properly maintained, or left as native vegetation.~~
- ~~6) 5) Parking and loading facilities may be provided in the required front yard or rear yard, provided that, if in the front, a landscaped area of at least 5 m in depth is maintained within the portion of the lot between the front lot line and the front of the building.~~
- ~~7) 6) On ~~For~~ land in the ALR, the permitted uses for this zone are subject to conditions in ~~must be consistent with~~ the *Agricultural Land Commission Act and Regulations*, or may require be ~~approved~~ through application to the ALC.~~

11.1.10 Exceptions in Particular Locations:

On those lands in Light Industrial zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the I1 regulations:

11.1a Industrial 1-A Sub-Zone | I1-A

Provides for all uses permitted in the I1 zone as well as additional light industrial uses, including open storage as a principal use.

1) Additional Permitted Principal Uses:

- 1) Offices, storage buildings and workshops for the construction industry that are not permitted in the I1 zone
- 2) Wholesalers of lumber and building materials

- 3) Screening and grinding of sand and gravel
- 4) Open storage
- 5) Truck transport
- 6) Commercial nurseries and greenhouses
- ~~7) Ready mix concrete production~~

2) Additional Conditions of Use:

- 1) Where a lot or any part thereof is used or intended to be used as an outside storage yard, that portion of the storage yard that fronts on or adjoins a road, a lot in a Residential zone or is separated by a lane therefrom shall be screened, and no material located within 15.4 m of the screening shall be permitted to extend above the screening.

11.1b Industrial 1-B Sub-Zone | I1-B

Provides for all uses permitted in the I1 zone as well as additional light industrial uses, and ready mix concrete.

1) Additional Permitted Principal Uses:

- 1) Offices, storage buildings and workshops for the construction industry that are not permitted in the I1 zone
- 2) Wholesalers of lumber and building materials
- 3) Screening and grinding of sand and gravel
- 4) Open storage
- 5) Truck transport
- 6) Commercial nurseries and greenhouses
- 7) Ready mix concrete manufacturing

2) Additional Conditions of Use:

- 1) Where a lot or any part thereof is used or intended to be used as an outside storage yard, that portion of the storage yard that fronts on or adjoins a road, a lot in a Residential zone or is separated by a lane therefrom shall be screened, and no material located within 15 m of the screening shall be permitted to extend above the screening.

11.2 General Industrial Zone | I2

This zone provides for warehousing, enclosed storage and materials-handling operations.

11.2.1 Permitted Principal Uses:

- 1) Warehousing and storage building
- 2) Mini-storage facilities

11.2.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses including office facilities ancillary to the principal use and parking and loading facilities
- 2) Caretaker use ~~Single family dwelling~~

11.2.3 Lot Regulations:

- 1) Minimum lot area 0.24 ha
- 2) Minimum lot width 30 m

11.2.4 ~~maximum Number of Dwellings Permitted per Lot Density:~~

N/A

11.2.5 Maximum Lot Coverage:

- 1) For all buildings and structures ~~Maximum lot coverage~~ 60%

11.2.6 Maximum Size (Gross Floor Area):

N/A

11.2.7 Maximum Height:

- 1) Principal building 12 m
- 2) ~~A~~ Maximum, a accessory buildings and structures 7 m

11.2.8 Minimum Setbacks:

- 1) Front for all buildings, structures and uses 3 m
- 2) Rear for all buildings, structures and uses 3 m
- 3) Side for all buildings, structures and uses 1.5 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m

11.2.9 Conditions of Use:

- 1) All permitted uses shall be ~~housed~~ completely within a storage building except for permitted parking and loading facilities.

- 2) Landscaping or native vegetation shall be provided and maintained along lot lines ~~at~~ for a minimum of 5 m in depth.
- 3) Parking and loading facilities may be provided in the required front yard or rear yard, provided that, if in the front, a landscaped or native vegetation area of at least 5 m in depth is maintained within the portion of the lot between the front lot line and the front of the building.

11.23.10 Exceptions in Particular Locations:

On those lands in Industrial Storage zones that are identified on the zoning maps by letter following the zone name, the following additional regulations apply and, where relevant, supersede the ~~I23~~ regulations:

11.23a General Industrial Storage 23-A Sub-Zone | I23-A

Provides for commercial open storage of non-industrial materials as a permitted use. Provides for open storage of industrial and non-industrial materials on smaller Industrial lots.

1) Additional Permitted Principal Uses:

~~— Warehousing and storage building~~

- 1) Open storage of boats, trucks, trailers, recreational vehicles campers and similar items

2) Lot Regulations:

- 1) Minimum lot area 0.24 ha

3) Conditions of Use:

- 1) Any portion of the lot used or intended to be used for open storage and adjoining a road, a lot in a Residential or Rural zone or separated by a lane therefrom shall be screened with solid fencing to a minimum height of 2.43 m.

11.3 Industrial Storage Zone | I3

This zone provides for open and enclosed storage of industrial goods, logs and resource-materials-handling operations.

11.3.1 Permitted Principal Uses:

- 1) Storage of logs, lumber, chips, including facilities for the transfer of logs to and from the water
- 2) Dry-land sorting
- 3) Storage of ore, concentrates and refined products
- 4) Storage of gravel, sand and quarried material

11.3.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) ~~Caretaker use~~ ~~Single family dwelling~~

11.3.3 Lot Regulations:

- | | |
|----------------------|--------|
| 1) Minimum lot area | 0.4 ha |
| 2) Minimum lot width | 30 m |

11.3.4 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

N/A

11.3.5 ~~Maximum Lot Coverage:~~

- | | |
|--|-----|
| 1) For all buildings and structures Maximum lot coverage | 60% |
|--|-----|

11.3.6 Maximum Size (Gross Floor Area):

N/A

11.3.7 Maximum Height:

- | | |
|---------------------------------------|-----|
| 1) Accessory buildings and structures | 7 m |
|---------------------------------------|-----|

11.3.8 Minimum Setbacks:

- | | |
|--|-------|
| 1) Front for principal uses | 6 m |
| 2) Rear for principal uses | 6 m |
| 3) Side for principal uses | 6 m |
| 4) Front for all buildings and structures | 3 m |
| 5) Rear for all buildings and structures | 3 m |
| 6) Side for all buildings and structures | 1.5 m |
| 7) From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 8) From <u>a</u> major stream for all buildings, structures and uses | 30 m |

- 9) From the ocean for all buildings, structures and uses 15 m

11.3.9 Conditions of Use:

- ~~1) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~
- ~~2)1) No storage is permitted within 15.2 m of a lot line abutting a road, lane, a Residential or Rural zone.~~
- ~~3)2) Parking and loading facilities may be provided in the required front yard or rear yard, provided that, if in the front, a landscaped or native vegetation area of at least 5 m in depth is maintained within the portion of the lot between the front lot line and the front of the building.~~

~~11.3.10 Exceptions in Particular Locations:~~

~~On those lands in Industrial Storage zones that are identified on the zoning maps by letter following the zone name, the following additional regulations apply and, where relevant, supersede the I3 regulations:~~

~~11.3a Industrial Storage 3-A Sub-Zone | I3-A~~

~~Provides for open storage of industrial and non-industrial materials on smaller industrial lots.~~

~~1) Permitted Principal Uses:~~

- ~~1) Warehousing and storage building~~
- ~~2)1) Open storage of boats, trucks, trailers, campers and similar items~~

~~2) Lot Regulations:~~

- ~~1) Minimum lot area 0.24 ha~~

~~4)3) Conditions of Use:~~

- ~~1) Any portion of the lot used or intended to be used for open storage and adjoining a road, a lot in a Residential or Rural zone or separated by a lane therefrom shall be screened to a minimum height of 2 m.~~

I3-A

11.4 Heavy Industrial Zone | I4

This zone provides for special types of industry and heavy industrial activities and uses.

11.4.1 Permitted Principal Uses:

- 1) Principal uses permitted in Light Industrial (I1) zone
- 2) The following production or manufacturing industries:
 - i. All wood industries
 - ii. Paper, printing, publishing and allied industries
 - iii. Machinery, electrical products, transportation equipment and metal fabricating industries, including boiler and plate works, foundries and the fabricated structural metal industry
 - iv. Fish products industries, meat and poultry products industries
 - v. Primary metal industries
 - vi. All non-metallic mineral products industries and agricultural fertilizer production
 - vii. Petroleum and coal products industries
 - viii. Chemical and chemical products industries, provided that where explosives are manufactured or stored, outside-safety-distance regulations pursuant to the federal Explosives Act shall be observed as though a place of public assembly were located adjacent to all lot lines
- 3) Sand, gravel and other natural resource extraction and processing, including screening, crushing and grinding of sand and gravel, and similar operations
- 4) Offices, storage buildings and workshops for all construction industry activities
- 5) Storage and warehousing, including open storage and mini-storage
- 6) One sawmill on permanent foundations or one portable sawmill
- 7) Wholesale businesses, including wholesalers of lumber and building materials and wholesalers of scrap and waste materials
- 8) Truck transport
- 9) Commercial nurseries ~~and greenhouses~~
- 10) Blacksmithing

11.4.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses including office, display, storage, workshop and retail sales of goods produced on the premises
- 2) Single family dwelling or mobile home ~~Caretaker use~~

11.4.3 Lot Regulations:

- | | |
|----------------------|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot width | 30 m |

11.4.4 Maximum Number of Dwellings Permitted per Lot Density:

N/A

11.4.5 Maximum Lot Coverage:

- 1) ~~For all buildings and structures~~ Maximum lot coverage 60%

11.4.6 Maximum Size (Gross Floor Area): N/A

11.4.7 Maximum Height:

- 1) Principal building 12 m
- 2) Accessory buildings and structures 7 m

11.4.8 Minimum Setbacks:

- 1) Front for all buildings, structures and uses 3 m
- 2) Rear for all buildings, structures and uses 3 m
- 3) Side for all buildings, structures and uses 1.5 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m

11.4.9 Conditions of Use:

- ~~1) Nothing shall be done that creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~
- ~~2)1) Where any lot or part thereof is used or intended to be used as an open storage yard, any portion of the lot fronting on or adjoining a road, a lot in a Residential zone or separated by a lane therefrom shall be screened, and no material shall be located within 15.4 m of the screening, nor shall be piled to extend above the screening.~~
- ~~3)2) A buffer of a minimum 5 m shall be maintained around all areas of excavation, with the exception of points of access and egress. Buffers shall be vegetated, planted, and bermed and maintained to screen the lot from roads and adjoining lots.~~
- ~~4)3) Where any lot or portion of a lot is used as an outside storage yard for equipment and metal materials in a location that is not serviced by storm sewers, provision shall be made for containment and treatment of run-off.~~
- ~~5)4) Parking and loading facilities may be provided in the required front yard or rear yard, provided that, if in the front, a landscaped area or native vegetation of at least 5 m in depth is maintained within the portion of the lot between the front lot line and the front of the building.~~

11.5 Industrial Waste Zone | I5

This zone provides for the storage of environmentally hazardous materials produced as by-products of industrial processes or used directly or indirectly in industrial processes off-site.

11.5.1 Permitted Principal Uses:

- 1) Storage of hazardous or noxious materials including, but not restricted to PCB-contaminated oils or fluids, corrosive chemicals, pesticides, and fertilizers
- 2) On lots with a minimum lot area of 2 ha, the following additional principal uses are permitted:
 - i. Sanitary landfill sites, industrial landfill sites and waste disposal grounds
 - ii. Utility storage and similar uses

11.5.2 Permitted Accessory Uses:

- ~~1) Caretaker use~~
- ~~2) Single family dwelling or mobile home~~
- ~~3) 1) Accessory buildings, structures and uses~~

11.5.3 Lot Regulations:

- | | |
|----------------------|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot width | 50 m |

11.5.4 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

N/A

11.5.5 ~~Maximum Lot Coverage~~

- | | |
|--|-----|
| 1) For all buildings and structures <u>Maximum lot coverage</u> | 60% |
|--|-----|

11.5.6 Maximum Size (Gross Floor Area):

N/A

11.5.7 Maximum Height:

- | | |
|---------------------------------------|------|
| 1) Principal building | 12 m |
| 2) Accessory buildings and structures | 10 m |

11.5.8 Minimum Setbacks:

- | | |
|---|----------------|
| 1) Front, rear and side for all buildings, structures and uses | 15 m |
| <u>2) From a Residential, Rural, Parks and Recreation, Community Service or Commercial zone, the storage of hazardous or noxious materials storage containers</u> | <u>1,500 m</u> |
| <u>3) For sanitary landfill sites and waste disposal grounds, from a minor stream, major stream or the ocean</u> | <u>60 m</u> |

~~2)4~~ From a minor stream, major stream or the ocean for all buildings, structures and uses ~~60~~15 m

~~3) From major stream for all buildings, structures and uses~~ 30 m

~~4) From the ocean for all buildings, structures and uses~~ 15 m

11.5.9 Conditions of Use:

- 1) No outside storage of any hazardous or noxious material or any container ~~or thing~~ in which hazardous materials areis contained shall be permitted.
- 2) A hazardous or noxious materials storage lot shall be enclosed by a security fence not less than 2.43 m in height and constructed of chain-link or similar material. The security fence shall contain one entrance only, fitted with a security gate of not less than 2.43 m and also constructed of chain-link or similar material.
- 3) On any lot used for the storage of hazardous or noxious materials, a graveled or paved area shall be located not less than 9.1 m from all sides of the storage area.
- 4) Construction of a hazardous or noxious materials storage container shall include an impervious and sealed barrier constructed to such a height that it is capable of retaining 150% of the volume of material stored without external spillage occurring.
- ~~5) No hazardous or noxious material storage lot shall be located within 1.5 km of any Residential zone.~~
- ~~6) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~
- ~~7)5~~ Parking and loading facilities may be provided in the required front yard or rear yard, provided that, if in the front, a landscaped or native vegetation area of at least 5 m in depth is maintained within the portion of the lot between the front lot line and the front of the building.

PART 12 | PARKS AND RECREATION ZONES

12.1 Parks and Recreation 1 Zone | P1

This zone provides for the establishment and maintenance of parks, green space, nature reserves, greenways and the preservation of environmentally sensitive areas. Only passive recreation use is permitted.

12.1.1 Permitted Principal Uses:

- 1) Parks
- 2) Open space
- 3) Natural areas
- 4) Nature interpretation facilities
- 5) Passive recreation
- 6) Wildlife refuge and arboreta
- 5)7) Heritage and cultural use

12.1.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Trails
- 2)3) Playground
- 3)4) Picnic area
- 4)5) Parking area

12.1.3 Lot Regulations:

N/A

12.1.4 Maximum Number of Dwellings Permitted per Lot Density:

N/A

12.1.5 Maximum Lot Coverage:

N/A

12.1.6 Maximum Size (Gross Floor Area):

N/A

12.1.7 Maximum Height:

- 1) Accessory buildings and structures 7 m

12.1.8 Minimum Setbacks:

- 1) From all lot lines 6 m
- 2) From a minor stream for all buildings, structures and uses 15 m
- 3) From a major stream for all buildings, structures and uses 30 m
- 4) From the ocean for all buildings, structures and uses 15 m

12.1.9 Exceptions in Particular Locations:

On those lands in Parks and Recreation 1 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the P1 regulations:

12.1a Parks and Recreation 1-A Sub-Zone | P1-A

Applies only to the Stopper Islands.

1) Permitted ~~U~~ses are ~~R~~estricted to the ~~F~~ollowing:

- 1) Natural areas
- 2) Heritage conservation

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12.2 Parks and Recreation 2 Zone | P2

This zone provides for the maintenance of parks, green space, campgrounds and other low-impact recreational use.

12.2.1 Permitted Principal Uses:

- 1) Parks
- 2) Open space
- 3) Natural areas
- 4) Passive recreation

12.2.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- 2) Trails
- 3) Picnic area
- 4) Parking area
- 5) Playground
- 6) Campground
- 7) Park administration offices
- 7)8) Playing fields

12.2.3 Lot Regulations:

- | | |
|----------------------|---------|
| 1) Minimum lot area | 0.24 ha |
| 2) Minimum lot width | 50 m |

12.2.4 Maximum Lot Coverage:

- | | |
|---|-----|
| 1) <u>Maximum lot coverage</u> For all buildings and structures | 40% |
|---|-----|

12.2.5 Maximum Size (Gross Floor Area):

N/A

12.2.6 Maximum Height:

- | | |
|---------------------------------------|-----|
| 1) Accessory buildings and structures | 7 m |
|---------------------------------------|-----|

12.2.7 Minimum Setbacks:

- | | |
|--|------|
| 1) Front for all buildings, structures and uses | 6 m |
| 2) Rear for all buildings, structures and uses | 6 m |
| 3) Side for all buildings, structures and uses | 3 m |
| 4) From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 5) From <u>a</u> major stream for all buildings, structures and uses | 30 m |
| 6) From the ocean for all buildings, structures and uses | 15 m |

PART 13 | COMMUNITY SERVICE ZONES

13.1 Community Service Zone | CS

This zone provides for the establishment and maintenance of community services, cultural, administrative, educational, recreational, institutional and civic uses and facilities that serve the community.

13.1.1 Permitted Principal Uses:

- 1) Assembly use
- ~~1)2) Arts, entertainment and recreation services~~
- ~~2) Art galleries, museums, cultural centres (art, drama and music), libraries, conservatories and music halls~~
- ~~3) Recreational use including armouries, auditoriums, gymnasiums, bowling greens, curling rinks, skating rinks, swimming pools and tennis courts~~
- ~~4) Community centres and meeting halls~~
- 3) Historic sites
- 4) Heritage and cultural use
- 5) Place of worship
- ~~6) Fairgrounds~~
- ~~7)6) Health, welfare and medical services~~
- ~~8)7) Hospital~~
- ~~9)8) Community care facility~~
- ~~10)9) Post office~~
- ~~11)10) Public administration offices~~
- ~~12)11) Parks and playgrounds~~
- ~~13)12) Educational institutions including schools and universities~~
- ~~14)13) Parking and boat mooring areas and facilities~~
- ~~15)14) Public services and utilities including electric power stations and installations, fire halls, police stations, pounds, sewage disposal facilities, cable systems, utility storage, waste disposal and works yards~~
- ~~16)15) Campgrounds~~
- ~~17)16) Cemeteries and crematoria~~
- ~~18) Institutions of a religious, fraternal, philanthropic or charitable nature including places of worship, clubs and lodges, church camps and retreats~~
- ~~19)17) Family care and daycare centres~~
- ~~20) One dwelling unit as a caretaker use~~

13.1.2 Permitted Accessory Uses:

- 1) Accessory buildings, structures and uses
- ~~1)2) Caretaker use~~

13.1.3 Lot Regulations:

- 1) Minimum lot area 0.24 ha

- | | | |
|----|---|--------|
| 2) | Minimum lot area with communal or community water and sewer system in Bamfield OCP area | 0.1 ha |
| 3) | Minimum lot width | 15 m |

13.1.4 ~~Density~~ Maximum Number of Dwellings Permitted per Lot:

~~N/A~~
1 for caretaker use

13.1.5 Maximum Lot Coverage:

- | | | |
|----|---|-----|
| 1) | Maximum lot coverage <u>For all buildings and structures</u> | 40% |
|----|---|-----|

13.1.6 Maximum Size (Gross Floor Area):

N/A

13.1.7 Maximum Height:

- | | | |
|----|--|------------|
| 1) | Principal <u>All buildings and structures, including single detached dwelling for caretaker use</u> | 10 m |
| 2) | <u>Accessory buildings and structures, except single detached dwelling for caretaker use</u> | <u>7 m</u> |

13.1.8 Minimum Setbacks:

- | | | |
|------------------|---|--------------|
| 1) | Front for all buildings, structures and uses except park <u>and caretaker</u> use | 6 m |
| 2) | <u>Front for caretaker use</u> | <u>15 m</u> |
| 2)3) | Rear for all buildings, structures and uses except park <u>and caretaker</u> use | 6 m |
| 4) | <u>Rear for caretaker use</u> | <u>9 m</u> |
| 3)5) | Side for all buildings, structures and uses except park <u>and caretaker</u> use | 3 m |
| 6) | <u>Side for caretaker use</u> | <u>4.5 m</u> |
| 4)7) | From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 5)8) | From <u>a</u> major stream for all buildings, structures and uses | 30 m |
| 6)9) | From the ocean for all buildings, structures and uses | 15 m |
| 7)10) | From any road or lot line for any crematorium building | 30 m |

13.1.9 Conditions of Use:

- 1) Where the principal use is a hospital, school, university, church camp, or similar educational institution, dwelling units and dormitories are permitted as an accessory use on the same lot.
- 2) A camping site shall not be occupied by the same recreational vehicle for more than 30 consecutive days, except a campsite used for caretaker use.
- 3) Recreational vehicles shall be located only on established camping sites.

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PART 14 | AIRPORT ZONES

14.1 Airport 1 Zone | AP1

This zone provides for airport, airport-related and other compatible uses.

14.1.1 Permitted Principal Uses:

- 1) Airport base
- 2) Heliport
- 3) Airport service facilities
- 4) Passenger terminal
- 5) Aircraft fuel depot
- 6) Aircraft hangars
- 7) Aircraft servicing and maintenance
- 8) Utilities and communication services
- 9) Emergency services
- ~~10) Hospital~~
- ~~11) Health, welfare and medical services~~
- ~~10)12) ,health facilities and medical services~~Aviation training, trade schools, high school and biosphere-related schools
- ~~11)13) Scientific, electronic and technological research~~
- ~~12)14) Taxi dispatchers, bus depots~~
- ~~13)15) Aviation-related light industrial uses~~
- ~~14)16) National and Provincial Parks offices and support facilities~~
- ~~15)17) Department of National Defence uses~~
- ~~16)18) Meteorological station and metrological facilities~~
- ~~17)19) Manufacturing, assembly, disassembly, processing or packaging of materials and goods~~
- ~~18)20) Vehicle rental and ancillary servicing~~
- ~~19)21) Marine value-added facilities~~
- ~~20)22) Motor Vvehicle and equipment repairs and maintenance~~
- ~~21)23) Offices~~
- ~~22)24) Agriculture use, market gardening, community gardens~~
- ~~23)25) Forestry and silviculture~~
- ~~24)26) Forestry value-added facilities~~
- ~~25)27) Golf course and clubhouse~~
- ~~26)28) Camping and parking for recreational vehicles~~
- ~~27)29) Arena, swimming pool, curling rink~~Vegetative-waste composting site
- ~~28)30) Natural resource extraction~~

14.1.2 ~~14.1.2~~ Permitted Accessory Uses:

- 1) Aircraft sales
- 2) Storage yard, cold storage, warehousing
- 3) Hotel
- 4) Conference centre
- 5) Residential use, including staff rental housing
- 6) Caretaker use

- 7) Restaurants, bistros, cafés, bars, pubs and other eateries
- 8) Retail store
- 9) Commercial laundry
- 10) Recycling facilities
- 11) Seasonal exhibition use
- 12) Surfboard and bicycle rentals, sales and repairs
- 13) Museum

14.1.3 Lot Regulations:

- 1) Minimum lot area, leasehold lot 500 m²

14.1.4 ~~Maximum Number of Dwellings Permitted per Lot Density:~~

N/A

14.1.5 ~~Maximum~~ Lot Coverage:

- 1) ~~For Maximum lot coverage,~~ leasehold lot 65%

14.1.6 Maximum Size (Gross Floor Area):

- 1) ~~R Maximum size,~~ retail store 125 m²

14.1.7 Maximum Height:

- 1) All buildings and structures Obstacle Limitation Surface (OLS) requirements

14.1.8 Minimum Setbacks:

- 1) From Pacific Rim Park Reserve boundary, all buildings, structures and uses 30 m
- 2) From Pacific Rim Highway, all buildings, structures and uses 60 m
- 3) From a runway, taxiway or Obstacle Limitation Surface (OLS) for all buildings, structures and uses OLS requirements
- 4) Front from leasehold lot line for all buildings, structures and uses 15 m
- 5) Rear from leasehold lot line for all buildings, structures and uses 15 m
- 6) Side from leasehold lot line for all buildings, structures and uses 15 m
- 7) From any internal leasehold lot line, all buildings, structures and uses 3 m
- 8) From another building, all buildings, structures and uses 5 m

- | | | |
|-----|--|--|
| 9) | From the top of bank of a ravine, all buildings, structures and uses | 30 m without an environmental assessment |
| 10) | From <u>a</u> minor stream for all buildings, structures and uses | 15 m |
| 11) | From <u>a</u> major stream for all buildings, structures and uses | 30 m |
| 12) | From the ocean for all buildings, structures and uses | 15 m |

14.1.9 Conditions of Use:

- 1) All development must be planned, designed and constructed to avoid creating a hazard to flights, such as attracting birds, rodents or other animals to the property.
- 2) Obstacle Limitation Surface (OLS) requirements are as set out in the TP312 Aerodrome Standards and Recommended Practices.
- 3) All illuminated storage and parking areas must have lighting placed in such a manner that all direct rays of light are restricted to the storage or parking areas by using full cut-off lighting fixtures which reduce the amount of light escaping above the plane of horizontal or similar lights that achieve the same result in order to reduce light pollution.

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14.2 Airport 2 Zone | AP2

This zone is intended for less intensive ~~airport~~ uses, adjacent to ~~primary~~ airport uses.

14.2.1 Permitted Principal Uses:

- 1) Passive recreation
- 2) Agriculture
- 3) Forestry ~~and~~ silviculture
- 4) Transportation of natural resources
- 5) Water runway

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PART 15 | WATER ZONES

15.1 Water 1 Zone | W1

This zone applies to water and provides for water-based recreational use, shipping, open water and foreshore uses accessory to adjoining upland residential uses.

15.1.1 Permitted Principal Uses:

- 1) Marine transportation and shipping
- 2) Movement of vessels, watercrafts or boats and float planes
- 3) Navigational aids
- 4) Water recreation use
- 5) Float plane moorage and taxiing
- 6) Water-bomber moorage and taxiing
- 7) Private moorage facilities, ~~private mooring buoys~~ and floating breakwaters
- 8) Group moorage facilities
- 9) Pumping stations, pressure-reducing stations and similar uses
- 10) Fisheries management and environmental protection

15.1.2 Permitted Accessory Uses:

- 1) Where the principal use is fisheries management or environmental protection: accessory buildings, structures and uses
- 2) Where the principal use is private moorage facilities: dock roof

15.1.3 Lot Regulations:

N/A

15.1.4 ~~Maximum Number of Docks and Berths Permitted per Adjacent Lot~~ **Dock Regulations:**

	F Maximum floating dock per adjacent waterfront lot	B Maximum berths per adjacent freshwater waterfront lot
Vacant Lot, 1 Single Family Detached Dwelling Unit (on adjacent waterfront lot)	1 dock	2 berths
Duplex (on adjacent waterfront lot)	1 dock	3 berths
Group Moorage (Strata, Mobile Home Park, Campground on adjacent waterfront lot)	1 dock	1 berth for each unit plus a maximum of 3 visitor berths

15.1.5 Maximum Size:

Vacant, Single ~~Family~~**Detached**, Duplex, Group Moorage

- 1) Maximum extent distance for a dock in freshwater from the present natural boundary of the upland lot, from the point where the walkway begins, measured perpendicular from the general trend of the shoreline 42 m

- 2) Maximum extent distance for a dock in marine waters, from the present natural boundary of the upland lot, measured perpendicular from the general trend of the shoreline 60 m
- 3) Width of access ramps or walkways connecting the platform or float to the shore in freshwater or marine waters 2 m
- 4) Width of moorage platform or float, or any other portion of the dock in freshwater or marine waters (excluding access ramp or walkways) 4.9 m
- 5) Maximum footprint of dock roof 23.2 m²

15.1.6 Maximum Height:

- 1) Dock roof, above the surface of the water 3.7 m

15.1.7 Minimum Setbacks:

Vacant, Single ~~Family Detached~~, Duplex, Group Moorage

- 1) From the projected side lot line of the ~~eat~~ waterfront lot (~~and semi-waterfront lot in the case of private mooring buoys~~), projected onto the foreshore and water 5 m
- 2) From ~~a~~ the projected side lot line of a foreshore park zone or park ~~side lot line~~, projected onto the foreshore and water 6 m
- 3) From any existing dock, dock roof, improvement or structure 10 m

15.1.8 Conditions of Use:

- 1) Private and group moorage facilities must comply with regulations in this Bylaw.
- 2) Permanent or seasonal residential use and temporary commercial overnight moorage or accommodation on a vessel, watercraft, float home or houseboat are not permitted within this zone.

15.1.9 Exceptions in Particular Locations:

On those lands in Water 1 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the W1 regulations:

15.1a Water 1-A Sub-Zone | W1-A

This sub-zone provides for overnight moorage and accommodation on the water.

1) Permitted Uses:

- 1) Temporary accommodation
- 2) Commercial overnight moorage and accommodation on a boat, vessel, houseboat or watercraft

2) Condition of Use:

1) ~~Overnight moorage and commercial accommodation on a boat, vessel, houseboat or watercraft shall be limited to a maximum of seven (7) consecutive days per individual or group.~~

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15.2 Water 2 Zone | W2

This zone applies to water and provides for resource-based and recreational use.

15.2.1 Permitted Principal Uses:

- 1) Marine transportation and shipping
- 2) Navigational aids
- 3) Transportation and storage of forest resources, including log booming, dumping and storage grounds
- 4) Water resource development including intake, storage and transmission conduits and hydro-electric works
- 5) Foreshore and water-based aquaculture including hatchery and nursery facilities, grow-out ponds and pens
- 6) Water recreation use
- 7) Private moorage facilities, ~~private mooring buoys~~ and floating breakwaters
- 8) Group moorage facilities
- 9) Public moorage facilities operated by a government agency
- 10) Float-plane moorage and taxiing
- 11) Water-bomber moorage and taxiing
- 12) Pumping stations, pressure-reducing stations and similar uses
- 13) Fisheries management and environmental protection

15.2.2 Permitted Accessory Uses:

- 1) Where the principal use is fisheries management or environmental protection: accessory buildings, structures and uses
- 2) Where the principal use is private moorage facilities: dock roof

15.2.3 Lot Regulations:

N/A

15.2.4 Maximum Number of Docks and Berths Permitted per Adjacent Lot Regulations:

	F Maximum floating dock per adjacent waterfront lot	B Maximum berths per adjacent freshwater waterfront lot
Vacant Lot, 1 Single Family Detached Dwelling Unit (on adjacent waterfront lot)	1 dock	2 berths
Duplex (on adjacent waterfront lot)	1 dock	3 berths
Group Moorage (Strata, Mobile Home Park, Campground on adjacent waterfront lot)	1 dock	1 berth for each unit plus a maximum of 3 visitor berths

15.2.5 Maximum Size:

Vacant, Single ~~Family~~Detached, Duplex, Group Moorage

1)	Maximum extent distance for a dock in freshwater from the present natural boundary, from the point where the walkway begins, <u>measured perpendicular from the general trend of the shoreline</u>	42 m
2)	Maximum extent distance for a dock in marine waters, from the present natural boundary, <u>measured perpendicular from the general trend of the shoreline</u>	60 m
3)	Width of access ramps or walkways connecting the platform or float to the shore in freshwater or marine waters	2 m
4)	Width of moorage platform or float, or any other portion of the dock in freshwater or marine waters (excluding access ramp or walkways)	4.9 m
5)	Maximum footprint of dock roof	23.2 m ²
15.2.6 Maximum Height:		
1)	Dock roof, above the surface of the water	3.7 m
15.2.7 Minimum Setbacks:		
Vacant, Single FamilyDetached, Duplex, Group Moorage		
1)	From the <u>projected</u> side lot line of the eat waterfront lot (and semi-waterfront lot in the case of private mooring buoys), projected onto the foreshore and water	5 m
2)	From <u>the projected side lot line of</u> a foreshore park zone or park side lot line , projected onto the foreshore and water	6 m
3)	From any existing dock, dock roof, improvement or structure	10 m
15.2.8 Conditions of Use:		
<u>1) Private and group moorage facilities must comply with regulations in this Bylaw.</u>		
<u>2) Permitted foreshore and water-based aquaculture shall be exempt from the zone regulations listed within this zone.</u>		
<u>4)3) Permitted log booming, dumping and storage grounds shall be exempt from the zone regulations listed in this zone.</u>		
<u>14) Private and group moorage facilities must comply with regulations in this Bylaw.</u>		
<u>15) Nothing shall be done within 60 m of any other zone, recreation area, roadway or navigable waterway which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.</u>		
<u>16) Permitted foreshore and water-based aquaculture shall be exempt from the zone regulations listed within this zone.</u>		
<u>17) Permitted log booming, dumping and storage grounds shall be exempt from the zone regulations listed in this zone.</u>		

15.3 Water Conservation Zone | W3

This zone applies to both water and sensitive wetland areas and provides for the protection and conservation of those portions of sea coast, lake shore and river or creek banks that are considered to be best retained in or close to their natural state. It is intended to protect aquatic lands and foreshore lands covered by water, either tidal or non-tidal.

15.3.1 Permitted Principal Uses:

- 1) Within intertidal areas, the following principal uses are permitted:
 - i. Navigational aids
 - ii. Fisheries management and environmental protection activities
 - iii. Marine transportation and water recreation uses

15.3.2 Permitted Accessory Uses within Intertidal Areas:

- 1) Private moorage facilities and floating breakwaters

15.3.3 Maximum Number of Docks and Berths Permitted per Adjacent Lot Regulations:

	F Maximum floating dock per adjacent waterfront lot	B Maximum berths per adjacent freshwater waterfront lot
Vacant Lot, 1 Single Family Detached Dwelling Unit (on adjacent waterfront lot)	1 dock	2 berths
Duplex (on adjacent waterfront lot)	1 dock	3 berths

15.3.4 Maximum Size:

Vacant, Single ~~Family~~Detached, Duplex

- 1) Maximum extent distance for a dock in freshwater from the present natural boundary, from the point where the walkway begins, measured perpendicular from the general trend of the shoreline 42 m
- 2) Maximum extent distance for a dock in marine waters, from the present natural boundary, measured perpendicular from the general trend of the shoreline 60 m
- 3) Width of access ramps or walkways connecting the platform or float to the shore in freshwater or marine waters 2 m
- 4) Width of moorage platform or float, or any other portion of the dock in freshwater or marine waters (excluding access ramp or walkways) 4.9 m

15.3.5 Maximum Height:

N/A

15.3.6 Minimum Setbacks:

Vacant, Single ~~Family~~Detached, Duplex

- 1) From the projected side lot line of that waterfront lot ~~(and semi-waterfront lot in the case of private mooring buoys)~~, projected onto the foreshore and water 5 m
- 2) From the projected side lot line of a foreshore park zone or park ~~side lot line~~, projected onto the foreshore and water 6 m
- 3) From any existing dock or structure 10 m

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15.4 Water Commercial Zone | W4

This zone applies to water areas generally adjacent to upland commercial uses. It provides for the accommodation of a broad range of commercial uses oriented to water uses and water traffic.

15.4.1 Permitted Principal Uses:

- 1) Marine transportation and shipping
- 2) Boat rental operations including temporary boat storage and floating boat shelters
- 3) Restaurants, bistros, cafés, bars, pubs and other eateries
- 4) Commercial mooring facilities or marina use
- 5) Public moorage facilities operated by a government agency
- 6) Wharves, piers, docks, floats and boat-launching facilities for the use of water-taxis, ferries, float planes and amphibious vessels
- 7) Wharves, piers, docks, floats and boat-launching facilities necessary for access by boats to commercial uses primarily oriented to water uses and water traffic
- 8) Marine fueling operations
- 9) Marine-oriented clubs such as yacht clubs
- 10) Retail sale of live or fresh fish including shellfish
- 11) Retail sale of fishing supplies, live or fresh bait and other marine equipment
- 12) Floating fishing lodge and facilities including general store
- 13) Temporary accommodation on a boat or vessel for commercial fishing purposes

15.4.2 Permitted Accessory Uses:

- 1) Dredging operations necessary for the construction or maintenance of principal uses
- 2) Caretaker residence on one (1) boat or vessel for purposes of security and fire protection

15.4.3 Lot Regulations:

N/A

15.4.4 Maximum Number of Docks and Berths Permitted per Adjacent Lot Dock Regulations:

	<u>F</u> Maximum floating dock per adjacent waterfront lot	<u>B</u> Maximum berths per adjacent waterfront lot
Commercial Moorage	1 dock	Limited by the lease, licence of occupation area, or extent of zoned area
Duplex (on adjacent waterfront lot)	1 dock	Limited by the lease, licence of occupation area, or extent of zoned area

15.4.5 Maximum Size:

Commercial Moorage

- 1) Maximum extent distance for a dock, width of an access ramp, walkway, platform or float in freshwater or marine waters, measured perpendicular from the general trend of the shoreline Limited by the lease, licence of occupation area, or extent of zoned area

15.4.6 Maximum Height:

- 1) Maximum height of a ~~b~~ All buildings and ~~r~~ structures 9 m

15.4.7 Minimum Setbacks:

- | | |
|--|------|
| 1) From boundaries of a waterlot, lease or licence area for all structures and floats | 3 m |
| 2) Marine fueling operations from any residence or from any Residential or Waterfront Residential zone | 60 m |

15.4.8 Conditions of Use:

- 1) The following commercial moorage size restrictions are either limited by the extent of the zoned area, or regulated by the Province (each lease or licence of occupation application is assessed on a case-by-case basis):
 - i. Number of berths (determined by the size of tenure).
 - ii. Maximum extent distance for a dock, width of an access ramp, walkway, platform or float in freshwater or marine waters.
- 2) Temporary accommodation on a boat or vessel for commercial fishing purposes shall be limited to a maximum of 30 consecutive days per individual or group, provided that the vessel is docked at a location where on-shore washroom facilities are provided.
- 3) Retail activities permitted in this zone shall take place primarily within a building or structure.
- 4) No boat-building or commercial repair business shall be conducted in this zone.
- 5) Floating boat shelters shall comply with all provisions of this section and shall also conform to the following regulations:
 - i. Where more than one floating boat shelter is permitted, all floating boat shelters shall be planned, erected and constructed in groups of not less than **three (3)** and not more than **eight (8)** together.
 - ii. The component units of each group of floating boat shelters shall be of a uniform length and height.
- 6) Commercial moorage facilities with over 25 berths must provide public toilet facilities, and pump out facilities or have holding tanks.
- 7) Group moorage facilities must have a spill kit and fire extinguisher.
- 8) A property owner must obtain a tenure from the Province for a Specific Permission dock, Commercial Marina or group moorage facility, where applicable on Crown land.

15.4.9 Exceptions in Particular Locations:

On those lands in Water 4 zones that are identified on the zoning maps by a letter following the zone name, the following additional regulations apply and, where relevant, supersede the W4 regulations:

15.4a Water Commercial 4-A Sub-Zone | W4-A

This sub-zone applies only to water and foreshore areas adjacent to the property at 8551 and 8571 Bothwell Road, occupied by the Fish and Duck Pub and Marina.

1) Permitted Uses:

- 1) Marina use
- 2) Commercial houseboat moorage
- 3) Boat fueling facilities

4) Pump-and-haul facilities

2) Lot Regulations:

- | | |
|--|--------------------|
| 1) Maximum height of a building or structure | 3.7 m |
| 2) Maximum collective retail commercial use floor area | 186 m ² |

3) Minimum Setbacks:

- | | |
|---|--------|
| 1) F Minimum setback for marine fueling operations from any residence or from any Rural, Residential, Community Service, Parks and Recreation zone | 60 m |
| 2) F Minimum setback for pump-out facilities for sewage disposal from any residence or Residential zone | 30.5 m |

4) Conditions of Use:

- 1) One berth is considered to be equivalent to 7.6 m of linear dock space.

15.4b Water Commercial 4-B Sub-Zone | W4-B

This sub-zone applies only to water and foreshore areas adjacent to the property at Lakeshore Road and Aldan Road.

1) Permitted Uses:

- 1) Marina use
- 2) Boat fueling facilities
- 3) Pump-and-haul facilities

2) Lot Regulations:

- | | |
|--|--------------------|
| 1) Maximum height of a building or structure | 3.7 m |
| 2) Maximum collective retail commercial use floor area | 186 m ² |

3) Minimum Setbacks:

- | | |
|--|--------|
| 1) F Minimum setback for marine fueling operations from any residence or from any Rural, Residential, Community Service, Parks and Recreation or houseboat or float home zone (W2-A sub-zone) | 60 m |
| 2) F Minimum setback for pump-out facilities for sewage disposal from any residence or Residential zone | 30.5 m |

4) Conditions of Use:

- 1) One berth is considered to be equivalent to 7.6 m of linear dock space.

15.5 Water Industrial Zone | W5

This zone applies to industrial water areas and provides for the accommodation of industries that are related to the forest industry, fishing industry, marine transportation, and ship-building and maintenance.

15.5.1 Permitted Principal Uses:

- 1) Marine transportation, shipping and fueling
- 2) Commercial mooring facilities and marina use
- 3) Repair and maintenance shops oriented to resource extraction, marine use and water traffic
- 4) Ship-building, boat-building and repair
- 5) Warehouses, works yards, storage and loading facilities oriented to resource extraction, marine use and water traffic
- 6) Fish products industry, except reduction, oil extracting or the processing or storage of offal
- 7) Wharves, piers, docks, floats and boat launching facilities for the use of water taxis, ferries, float planes and amphibious vessels
- 8) Log booming, sorting and storage
- 9) Loading, unloading and storage of container goods, bulk goods, equipment, minerals, rock, and aggregate

15.5.2 Lot Regulations: N/A

15.5.3 ~~Maximum Number of Docks and Berths Permitted Regulations:~~

N/A

15.5.4 Maximum Size: N/A

15.5.5 Maximum Height:

- 1) ~~B~~Maximum height of a building or structure 12 m

15.5.6 Minimum Setbacks:

- 1) ~~F~~Minimum setback from boundaries of a waterlot, lease or licence area for all structures and floats 3 m

15.5.7 Conditions of Use:

- ~~1) Nothing shall be done which creates or causes a health, fire or explosion hazard, electrical interference or undue traffic congestion.~~
- ~~2) 1) A property owner must obtain a tenure from the Province for a Specific Permission dock, Commercial Marina or group moorage facility, where applicable on Crown land.~~
- ~~3) 2) All uses must have a spill kit and fire extinguisher.~~

PART 16 | COMPREHENSIVE DEVELOPMENT ZONES

16.1 Comprehensive Development 1 Zone | CD1

This zone provides for a mix of land uses including residential, commercial and recreational use with much of the development incorporated into the natural setting. The zone is developed into sub-zones CD1-A, CD1-B, CD1-C and CD1-D.

16.1.1 Definitions specific to this zone and sub-zones:

LAKE COTTAGE	means a single <u>familydetached</u> dwelling unit built upon a continuous foundation intended to be occupied for temporary accommodation. The maximum floor area of each cottage dwelling unit is 150 m ² .
LODGE	means a single building in which accommodation to visitors or seasonal workers is provided in separate accommodation units, and may include one or more of the following: <ol style="list-style-type: none"> i. restaurants, bistros, cafés and other eateries, or ii. instructional facilities
PARK MODEL	means a trailer that is used for temporary and seasonal accommodation, which conforms to the Canadian Standards Association (CSA) Z241 series standard. Excludes manufactured homes, mobile homes and modular homes.

16.1.2 Overall maximum density permitted in CD1:

- 1) As determined by sewage disposal and potable water supply limitations, the maximum density permitted shall not exceed 8 units of either dwelling units or units for other accommodations per hectare of total land area being developed. For the purposes of this section, the following shall be equivalent to one dwelling unit:
 - i. 1 cottage
 - ii. 4 camping sites or recreational vehicle or park model trailer spaces within a campground
- 2) For clarity, the total land area calculated to determine the maximum overall density does not include the lakebed within the foreshore of Great Central Lake or the lakebed of Boot Lagoon.
- 3) 1 lodge or hotel
- 4) 2 restaurants and the like
- 5) 2 retail stores

16.1.3 Application to strata plan developments:

- 1) For greater clarity, a lot within the CD1 zone includes a strata plan.

16.1a Comprehensive Development 1-A Sub-Zone | CD1-A

This sub-zone is designed for tourists and recreation seekers interested in fishing and convenient access to the waterfront. Main uses include cottages and campgrounds. This area is intended for seasonal dwellings designed to accommodate families and individuals along with some supporting commercial or recreational uses for those maintaining permanent residence elsewhere.

1) Permitted Principal Uses:

- 1) Lake cottage
- 2) Lodge or Hotel
- 3) Project sales and management office
- 4) Tourist guide service
- 5) Marina use
- 6) Campgrounds with ancillary common-use facilities
- 7) Parks and playgrounds
- 8) Recreation equipment and recreation vehicle sales, repair and construction
- 9) Boat launch facilities
- 10) Restaurants and the like
- 11) Retail use for the sale of general merchandise and liquor
- 12) Closed storage and warehousing
- 13) Open storage for boats, trailers, recreational vehicles and similar items

2) Permitted Accessory Uses:

- 1) Marine repair and construction
- 2) Parking areas
- 3) Campground common-use facilities and structures
- 4) Fuel dock
- 5) Accessory buildings, structures and uses

3) Lot Regulations:

- | | |
|--------------------------------------|--------------------|
| 1) Minimum lot area for lake cottage | 600 m ² |
| 2) Minimum lot area for campground | 1 ha |
| 3) Minimum lot area for other uses | 600 m ² |

4) Density:

Maximum number of cottages per lot	Maximum number of camping sites in CD1-A	Maximum number of closed storage and warehousing units in CD1-A	Maximum number of open storage units for boats, trailers, campers and similar items in CD1-A
1	190	100	50

5) Maximum Lot Coverage:

1) F Maximum lot coverage for restaurant, general merchandise store or liquor store	60%
2) F Maximum lot coverage for all other buildings or structures, except for campgrounds	35%
6) Maximum Size (Gross Floor Area):	
1) Hotel	6,000 m ²
2) <u>Accessory building in a campsite</u>	<u>10 m²</u>
7) Maximum Height:	
1) Lake cottage	7.5 m
2) Hotel	12.5 m
3) Accessory buildings and structures	<u>54 m</u>
4) All other buildings	10 m
8) Minimum Setbacks:	
1) Front for principal buildings	7.5 m
2) 1) _____	
3) 2) _____ Rear for principal buildings	4 m
4) 3) _____ Rear for accessory buildings	1 m
5) 4) _____ Side for principal buildings	1.5 m
6) 5) _____ Front for accessory buildings	5 m
7) 6) _____ Side for accessory buildings	1 m
8) From natural boundary of a water body, if the use has a water orientation and the development proposed is supported by an environmental impact study	0 m
9) 7) From the natural boundary of all major streams, minor streams and lakes for all buildings and structures water body, if the use does not have a water orientation or the development proposed is not supported by an impact study	<u>15 m</u>
9) Conditions of Use:	
1) Within the CD1-A sub-zone, campground uses includes recreational vehicles and park models.	
2) <u>Each campsite in a campground is permitted one (1) accessory building not to exceed 10 m² in floor area and 5 m in building height.</u>	

~~2)3)~~ Within the CD1-A sub-zone, campground common-use facilities include structures required to contain fire, emergency, recycling or garbage collection equipment, clubhouse, gazebos, barbecues, picnic shelters, common meeting areas, recreational areas, convenience store, laundry facilities, washrooms, swimming pool, or a mini golf course.

16.1b Comprehensive Development 1-B Sub-Zone | CD1-B

This sub-zone provides for uses that serve as a resort area community centre, providing a range of day-to-day services for those on retreats or vacations. This sub-zone provides convenient access to the waterfront.

1) Permitted Principal Uses:

- 1) Marina use
- ~~2)~~ ~~Food stores that may contain dwelling units above the main floor, where a maximum of one dwelling unit may be used as a year-round residence~~
- ~~3)2)~~ General merchandise and food retail stores that may contain buildings that may contain dwelling units above the main floor, where a maximum of one dwelling unit may be used as a year-round residence
- ~~4)3)~~ Dry-cleaners and self-service laundries
- ~~5)4)~~ Restaurants and the like, but excluding businesses primarily engaged in preparing food specialties for off-premises consumption and excluding drive through business
- ~~6)5)~~ Tourist guide centres
- ~~7)6)~~ Liquor stores
- ~~8)7)~~ Fuel service station
- ~~9)8)~~ Resort offices
- ~~10)9)~~ Interpretation centre
- ~~11)10)~~ Float homes, provided no sewage or effluent is disposed into the lake where sewage disposal is provided
- ~~12)11)~~ Boat launch facilities
- ~~13)12)~~ Parks and playgrounds
- ~~14)13)~~ Conference centre
- ~~15)14)~~ Hotel

2) Permitted Accessory Uses:

- 1) Parking areas
- 2) Accessory buildings, structures and uses

3) Lot Regulations:

- 1) Minimum lot area for a float home 100 m²
- 2) Minimum lot area for other uses 600 m²

4) Density:

Maximum number of float homes in CD1-B	Maximum floor area ratio for all of CD1-B area
--	--

- 5) Maximum Lot Coverage**
- 1) ~~Maximum lot coverage~~ For all building and structures ~~{, excluding float home site}~~ 35%
- 6) Maximum Size (Gross Floor Area):**
- 1) Conference centre 600 m²
- 2) Hotel 4,000 m²
- 7) Maximum Height:**
- 1) ~~Maximum height of p~~ Principal buildings 12.5 m
- 2) Accessory buildings and structures 54 m
- 3) ~~Maximum height a~~ Above the surface of the water for float homes 8 m
- 8) Minimum Setbacks:**
- 1) Front for all buildings 5 m
- 2) Rear for principal buildings 4 m
- 3) Side setback for principal buildings from an interior lot line, provided the total of both required side yards is not less than 4.5 m 1.5 m
- 4) Rear and side for accessory buildings, structures and uses 1 m
- 5) From the natural boundary of a water-body, float homes, and landings and pathways to provide access to float homes if the use has a water orientation and the development proposed is supported by an environmental impact study 0 m
- 6) From the natural boundary of all major streams, minor streams and lakes for all buildings and structures a water body, if the use does not have a water orientation or the development proposed is not supported by an environmental impact study 15 m

16.1c Comprehensive Development 1-C Sub-Zone | CD1-C

Provides for accommodations in a neighbourhood-like setting with convenient access to the waterfront. Dwelling units are primarily intended for seasonal or ~~permanent~~ temporary occupation.

1) Permitted Principal Uses:

- 1) Single ~~familydetached~~ dwellings
 - 2) Duplexes
 - 3) Multi-~~unitfamily~~ dwellings
 - 4) Marina ~~u~~se
 - 5) Restaurants and the like
 - 6) General merchandise buildings
 - 7) Liquor stores
 - 8) Community centre building
 - 9) Parks and playgrounds
- 2) Permitted Accessory Uses:**
- 1) Daycare or nursery accessory to a residence or community centre
 - 2) Parking areas
 - 3) Accessory buildings, structures and uses
- 3) Lot Regulations:**
- | | |
|--|------------------------------|
| 1) Minimum lot area for single familydetached dwelling | 600 m ² |
| 2) Minimum lot area for duplex | 750 m² |
| 3)2) Minimum lot area for duplex or multi-unitfamily dwelling | 900 m ² |
| 4)3) Minimum lot area for community centre | 100 m ² |
- 4) Density:** N/A
- 5) Maximum Lot Coverage:**
- | | |
|---|----------------|
| 1) FMaximum lot coverage f for lot containing single familydetached dwelling- | 35% |
| 2) For lot containing duplex | 40% |
| 2)3) FMaximum lot coverage f for lot containing community centre | 50% |
- 6) Maximum Size (Gross Floor Area):**
- | | |
|---|-----------------|
| 1) Maximum floor area ratio for duplex | 0.45 |
| 2)1) FMaximum floor area ratio for multi-unitfamily dwelling | 0.50 |
- 7) Maximum Height:**
- | | |
|---|------------------|
| 1) Single familydetached dwelling and duplex | 10 m |
| 2) Multi- unitfamily dwelling | 12.5 m |
| 3) Cottages and cabins <u>Accessory buildings and structures</u> | 5 8 m |

8) Minimum Setbacks:

- | | |
|--|-----------------|
| 1) Front for principal buildings | 7.5 m |
| 2) Rear for principal buildings | 4 m |
| 3) Rear for accessory buildings, structures and uses | 1 m |
| 4) Side for principal buildings | 1.5 m |
| 5) Side for accessory buildings, structures and uses | 1 m |
| 6) From natural boundary of a water body, if the use has a water orientation and the development proposed is supported by an environmental impact study | 0 m |
| 7) From the natural boundary of all major streams, minor streams and lakes for all buildings and structures water body, if the use does not have a water orientation and the development proposed is not supported by an impact study | 15 m |

9) Conditions of Use:

- 1) Parking must be provided on the same lot as the use that generates the parking.
- 2) The Regional Board may consider a variance to the requirement of providing parking on the same lot where the owner can provide the required parking spaces on another lot (the second lot) if the parking spaces are located within 150 m of the nearest point of the building or structure in which the use occurs and if such parking is secured by a covenant under Section 219 of the Land Title Act in favour of the [Regional District ACRD](#).

16.1d Comprehensive Development 1-D Sub-Zone | CD1-D

Primarily intended for upland passive uses to support the waterfront float home community.

1) Permitted Principal Uses:

- 1) Amenities building that may contain one dwelling unit above the main floor which may be used as year-around caretaker use
- 2) Common-use facilities to support the waterfront float home development
- 3) Landings to provide access to float homes
- 4) Pathways to provide access to float homes
- 5) Parks and ~~T~~trails
- 6) Open ~~S~~space

2) Permitted Accessory Uses:

- 1) Parking and loading areas
- 2) Accessory buildings, structures and uses

3) Lot Regulations:

1) Minimum lot area	1 ha
4) Density:	N/A
5) <u>Maximum Lot Coverage:</u>	
1) Maximum lot coverage For all buildings and structures	2%
6) Maximum Size (Gross Floor Area):	N/A
7) Maximum Height:	
1) A Maximum height of amenities building	10 m
2) <u>Accessory buildings and structures</u>	<u>5 m</u>
8) Minimum Setbacks:	
1) Front for principal buildings	5 m
2) Rear for principal buildings	4 m
3) Rear and side for accessory buildings, structures and uses	1 m
4) Side setback for all principal buildings	1.5 m
5) Setback from <u>the</u> natural boundary of a water-body, <u>float homes, and landings and pathways to provide access to float homes if the use has a water orientation and the development proposed is supported by an environmental impact study</u>	0 m
6) F Setback from <u>the</u> natural boundary of all <u>major streams, minor streams and lakes for all buildings and structures</u> water body where not supported by an impact study	15 m
9) Conditions of Use:	
1) There shall be no residential use within the CD1-D sub-zone except for one (1) dwelling unit located above the main floor of the amenities building which may be used as year-round caretaker use.	
2) Within the CD1-D sub-zone the amenities building may include a clubhouse, washroom and laundry facilities, and common-use facilities, including structures required to contain fire, emergency or garbage collection equipment, barbecues, picnic shelters, common meeting areas, recreational areas.	

16.2 Comprehensive Development 2 | CD2

This zone provides for lower-density development in a less-accessible location intended to provide for a mix of land uses including residential, tourist commercial and recreational uses without the provision of water, sewer, sewage disposal, drainage or fire protection services by the ~~Regional District~~ACRD. The natural setting and environmental features will be incorporated into the development through density averaging and clustering. The zone is divided into sub-zones.

16.2.1 Definitions specific to this zone and sub-zones:

AMENITIES	means the following: <ol style="list-style-type: none"> 1) 2,000 m of low-impact public trail up to 1 m in width, to be surfaced with gravel or bark mulch and to be located substantially as shown on Schedule A to the Development Agreement between the owner and the ACRDRegional District; 2) dedication of 5% of public-use lands in excess of the park land provision requirements of the <i>Local Government Act</i> or protection by covenant registered under the Land Title Act in favour of the Regional DistrictACRD as Covenantee; and 3) at least eight locations providing ocean access, to be provided by way of dedicated highway or statutory right-of-way for public access and use, granted in favour of the Regional DistrictACRD.
CABIN	means a dwelling unit built upon a continuous or permanent foundation where each unit is occupied as a secondary, vacation, or recreational home.
LODGE	means a building that contains four or more suites for tourists, served by a common entrance, and that may have additional separate entrances directly from outside the building.
RESIDENTIAL UNIT	means: <ol style="list-style-type: none"> 1) one (1) single familydetached dwelling, or 2) six (6) cabins, or 3) eight (8) bedrooms in a lodge, or 4) four (4) recreational vehicle camping sites
RESIDENTIAL UNIT EQUIVALENT	means the following: <ol style="list-style-type: none"> 1) six (6) cabins, or 2) eight (8) bedrooms in a lodge, or 3) four (4) recreational vehicle camping sites

16.2.2 Permitted Principal Uses:

- 1) Single ~~familydetached~~ dwelling
- 2) Cabin
- 3) Lodge

- 4) Recreational vehicle campground
- 5) Open space

16.2.3 Permitted Accessory Uses:

- 1) Accessory or service buildings, structures and uses including staff accommodation within a cabin
- 2) Dining facilities
- 3) Recreational facilities for use by guests

16.2.4 Lot Regulations:

- 1) Minimum lot area for lots not serviced by communal water system and communal sewer system 2 ha
- 2) Minimum lot area for lots serviced by communal water system and communal sewer system 0.4 ha
- 3) Minimum recreational vehicle lot area for lots serviced by communal water system and communal sewer system 500 m²

16.2.5 Maximum Number of Dwellings, Campgrounds and Camping Sites per Lot Density:

Maximum number of s Single family detached dwellings per lot	Maximum number of s Single family detached dwellings	Maximum number of r Recreational vehicle campgrounds	Maximum number of c Camping sites per campground
1	1.25 per 2 ha	1	30

16.2.6 Maximum Lot Coverage:

- 1) ~~For all buildings and structures~~Maximum lot coverage 20%

16.2.7 Maximum Size (Gross Floor Area):

- 1) ~~F~~Maximum floor area for single ~~f~~family detached dwellings 279 m²
- 2) ~~F~~Maximum floor area for cabins 140 m²
- 3) ~~B~~Maximum building footprint area for lodges 1,100 m²
- 4) ~~T~~Maximum total floor area, accessory buildings and structures 65 m²

16.2.8 Maximum Height:

- 1) Single ~~f~~family detached dwellings 9 m
- 2) Cabins 9 m
- 3) Lodges 9 m
- 4) Accessory buildings and structures 4.6 m

16.2.9 Minimum Setbacks:

1) From natural boundary, all buildings	15 m
2) From another building for all buildings	5 m
3) From all lot or strata lot lines for all buildings	5 m
4) From a minor stream for all uses	15 m
5) From a major stream for all uses	30 m
6) From the ocean for all uses	15 m

16.2.10 ~~16.2.10~~ Conditions of Use:

~~1) Cabins shall be built upon a continuous or permanent foundation.~~

1)

~~2) Cabins may be occupied only as a seasonal dwelling, and shall not be occupied for more than a maximum of 180 days in each calendar year, whether the use is continuous or intermittent.-~~

2)

3) Cabins may be clustered providing the minimum lot area is 2 ha.

4) For the purposes of calculating permitted overall density, a minimum of 70% of the residential unit equivalent is to be comprised of single ~~family detached~~ dwellings.

5) If the owner of the land provides and maintains the amenities as listed in the definition of Amenities above, the density figures in Table 1 apply.

6) For certainty, the ~~Regional District~~ACRD has no plans to construct, install, operate or maintain sewer, sewage disposal, water supply, drainage or fire protection to service the lands in this zone.

16.2.11 Distribution of development:

1) This zone shall be divided into sub-zones as shown in Tables 1 and 2 and the zoning maps. The uses of land permitted under subsections 16.2.2 and 16.2.3 are permitted in accordance with Tables 1 and 2. The base densities are shown in Table 1. If the amenities are provided, the densities in Table 2 shall apply. For certainty, whether Table 1 or Table 2 applies the overall density set out in 16.2.5 shall not be exceeded.

2) If all of the amenities defined in subsection 16.2.1 are provided, a density bonus of 8 Residential Units is permitted. The units shall be sited in accordance with the distribution of units in Table 1.

3) The Residential Units shown in Table 1 may be transferred from one sub-zone to another sub-zone, provided the number of Residential Units in any sub-zone does not increase or decrease by more than 20% and the total number of residential units does not increase beyond the total number specified in Table 1.

4) If all of the amenities defined in subsection 16.2.1 are not provided, then the density permitted within the CD2 zone shall be sited in accordance with the distribution of units in Table 1.

5) The Residential Units shown in Table 2 may be transferred from one sub-zone to another sub-zone, provided that the number of Residential Units in any sub-zone does not increase

or decrease by more than 20% and that the total number of residential units does not increase beyond the total number specified in Table 2.

- 6) For the purposes of calculating the overall number of residential units permitted in this zone, the number of cabin units, lodge bedrooms and recreational vehicle camping sites have been converted to residential units at the rates specified in the definition of residential unit equivalent above.

Table 1: Number of residential units permitted without bonusing for amenities provided

SUB-ZONE	UNITS							
	SINGLE FAMILY DETACHED DWELLING		CABIN		LODGE		RECREATIONAL VEHICLE	
	UNITS	Residential Units (RU)	UNITS	RU	BEDROOMS	RU	LOTS	RU
CD2-A			4	1	16	2	19	3.2
CD2-B			16	4				
CD2-C	24	24						
CD2-D			18	4.5				
CD2-E	27	27						
CD2-F					16	2		
CD2-G			4	1				
SUB-TOTAL	51	51	42	10.5	32	4	19	3.2
TOTAL	69 (RU)							

Table 2: Number of residential units permitted by bonusing for amenities provided

SUB-ZONE	UNITS							
	SINGLE FAMILY DETACHED DWELLING		CABIN		LODGE		RECREATIONAL VEHICLE	
	UNITS	RU	UNITS	RU	BEDROOMS	RU	UNITS	RU

CD2

CD2-A			6	1.5	22	2.75	30	5
CD2-B			24	6				
CD2-C	24	24						
CD2-D			28	7				
CD2-E	27	27						
CD2-F					22	2.75		
CD2-G			6	1				
SUB-TOTAL	51	51	64	15.5	44	5.5	30	5
TOTAL	77 (RU)							

DRAFT

16.3 Comprehensive Development 3 | CD3

This zone provides for low-density development of large parcels, Wild Pacific Estates, intended for residential and recreational use without the provision of water, sewer, sewage disposal, drainage or fire protection services by the ~~Regional District~~ACRD. The natural setting and environmental features will be protected and preserved through large lot areas, low density and restricted natural vegetation removal.

16.3.1 Permitted principal uses:

- 1) Residential use

16.3.2 Permitted accessory uses:

- 1) Accessory buildings, structures and uses
- 2) Home occupations

16.3.3 Conditions of Use:

- 1) Residential use is restricted to single ~~family~~detached dwellings and mobile homes.
- 2) Single ~~family~~detached dwellings and mobile homes are equal to 1.0 residential unit.
- 3) A second dwelling unit of no more than 90 m² is equal to 0.25 residential unit.

16.3.4 Lot Regulations:

- 1) Minimum lot area 2 ha
- 2) Minimum lot width 100 m

16.3.5 ~~Maximum Number of Dwellings and Lots Permitted~~Density:

Maximum number of lots	Maximum density Dwellings per lot
26	1.25 dwelling units per 2 ha

16.3.6 ~~Maximum Lot Coverage~~

- 1) ~~Maximum lot coverage~~For all buildings and structures 5%

16.3.7 Maximum Size (Gross Floor Area):

N/A

16.3.8 Maximum Height:

- 1) Principal building 10.5 m
- 2) Accessory buildings 6 m
- 3) Graduated height for accessory buildings 0.3 m for each additional 1.2 m in side and rear setbacks

16.3.9 Minimum Setbacks:

- 1) Front for principal buildings 15 m
- 2) Rear for principal buildings 4.5 m

- | | |
|--|------|
| 3) Side for principal buildings | 9 m |
| 4) Front for accessory buildings | 15 m |
| 5) Rear for accessory buildings | 5 m |
| 6) Side for accessory buildings | 5 m |
| 7) From a minor stream for all <u>buildings, structures and</u> uses | 15 m |
| 8) From a major stream for all <u>buildings, structures and</u> uses | 30 m |
| 9) From the ocean for all <u>buildings, structures and</u> uses | 15 m |

16.4 Comprehensive Development 4 | CD4

This zone provides for low-density development of large parcels on Dog Mountain, intended for residential and/or recreational use without the provision of water, sewer, sewage disposal, drainage or fire protection services by the ~~Regional District~~ACRD. The natural setting and environmental features will be protected and preserved through large lot sizes and low density.

16.4.1 Permitted Uses:

- 1) One single ~~familydetached~~ dwelling per lot, which is not to be occupied as the permanent home or residence of any family, but rather as a vacation or seasonal residence for a family maintaining a permanent residence elsewhere.
- 2) One accessory building

16.4.2 Lot Regulations:

- 1) Minimum lot area 2 ha
- 2) Minimum lot width 46 m

16.4.3 Maximum Number of Lots and Dwellings PermittedDensity:

L Maximum number of lots	D Maximum densitywells per lot
4	1 single familydetached dwelling-per lot

16.4.4 Maximum Lot Coverage:

- 1) ~~For all buildings and structures~~Maximum lot coverage 5%

16.4.5 Maximum Size (Gross Floor Area):

- 1) ~~F~~Maximum floor area of a single ~~familydetached~~ dwelling unit 150 m²
- 2) ~~F~~Maximum floor area of an accessory building 40 m²

16.4.6 Maximum Height:

- 1) Principal building 9 m
- 2) Accessory buildings 3.7 m

16.4.7 Minimum Setbacks:

- 1) Front for principal and accessory buildings 15 m
- 2) Rear for principal and accessory buildings 9 m
- 3) Side for principal building and accessory buildings 4.6 m
- 4) From a minor stream for all ~~buildings, structures and~~ uses 15 m
- 5) From a major stream for all ~~buildings, structures and~~ uses 30 m
- 6) From the ocean for all ~~buildings, structures and~~ uses 15 m

16.5 Comprehensive Development 5 | CD5

Provides for the recreational development of parcels for the Sing Sing Campground, Two-Rivers-Arm, Sproat Lake, intended for recreational use without the provision of water, sewer, sewage disposal, drainage or fire protection services by the [Regional District ACRD](#).

16.5.1 Permitted Uses:

- 1) CD5-A: Seasonal campground
- 2) CD5-B: Cottages

16.5.2 Lot Regulations:

- | | |
|---------------------------------------|---------|
| 1) CD5-A: Minimum lot area | 2.83 ha |
| 2) CD5-B: Minimum lot area | 1.62 ha |
| 3) CD5-A and CD5-B: Minimum lot width | N/A |

16.5.3 Maximum Number of Campsites and Cottages Density:

CD5-A: Maximum number of eCampsites	CD5-B: Maximum number of eCottages
50	4

16.5.4 Maximum Lot Coverage:

- | | |
|---|-----|
| 1) CD5-A and CD5-B: Maximum lot coverage | 10% |
|---|-----|

16.5.5 Maximum Size (Gross Floor Area):

- | | |
|---|--------------------|
| 1) CD5-B: Maximum total floor area for each cottage | 112 m ² |
|---|--------------------|

16.5.6 Maximum Height:

- | | |
|--|-------|
| 1) CD5-A and CD5-B: All buildings and structures | 5.5 m |
|--|-------|

16.5.7 Minimum Setbacks:

- | | |
|--|-------|
| 1) CD5-A and CD5-B: Front for all buildings, structures and uses | 15 m |
| 2) CD5-A and CD5-B: Rear for all buildings, structures and uses | 9 m |
| 3) CD5-A and CD5-B: Side for all buildings, structures and uses | 4.6 m |

16.5.8 Conditions of Use:

- 1) The area zoned CD5-A and CD5-B shall only be subdivided into two (2) lots.
- 2) CD5-A: Campground occupancy is limited to 153 days per calendar year.
- 3) CD5-B: Cottage occupancy is limited to 180 days per calendar year.
- 4) CD5-B: Cottages must not be occupied as the permanent home or residence of any family, but rather as a vacation or seasonal residence for a family maintaining a permanent residence elsewhere.

- 5) The ~~Regional District~~ACRD has no plans to construct, install, operate, or maintain sewer, sewage disposal, water supply, drainage, or fire protection to serve the lands within this zone.

16.6 Comprehensive Development 6 | CD6

Provides for low-density development of large parcels intended for recreational use without the provision of water, sewer, sewage disposal, drainage or fire protection services by the ~~Regional District~~ACRD. The natural setting and environmental features will be protected and preserved through large- lot sizes and low density.

16.6.1 Permitted Uses:

- 1) One (1) single ~~family~~detached dwelling per lot which is constructed on the site on which it will be occupied, which is not to be occupied as the permanent home or residence of any family, but rather as a vacation or seasonal residence for a family maintaining a permanent residence elsewhere.
- 2) One (1) accessory building

16.6.2 Lot Regulations:

- 1) Minimum lot area 2.5 ha
- 2) Minimum lot width 46 m

16.6.3 Maximum Number of Dwellings and Lots Permitted Density:

Maximum number of Lots	Maximum density Dwellings per Lot
4	1 single family detached dwelling per lot

16.6.4 Maximum Lot Coverage:

- 1) ~~For all buildings and structures~~Maximum lot coverage 5%

16.6.5 Maximum Size (Gross Floor Area):

- 1) ~~F~~Maximum total floor area of a single ~~family~~detached dwelling 150 m²
- 2) ~~Maximum total fl~~oor area of an accessory building 40 m²

16.6.6 Maximum Height:

- 1) Single ~~family~~detached dwelling 9 m
- 2) Accessory building 3.7 m

16.6.7 Minimum Setbacks:

- 1) Front for a single ~~family~~detached dwelling 15 m
- 2) Rear for a single ~~family~~detached dwelling 9 m

- | | |
|--|-------------|
| 3) Side for a single family <u>detached</u> dwelling | 4.6 m |
| <u>4) From a minor stream for all buildings, structures and uses</u> | <u>15 m</u> |
| <u>5) From a major stream for all buildings, structures and uses</u> | <u>30m</u> |

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16.7 Comprehensive Development 7 | CD7

Provides for the development of a wilderness resort campground located adjacent to the Bedwell River in the Clayoquot Sound area. The Clayoquot Wilderness Resort lands are located in a remote region of the ~~Regional District~~ACRD accessed by water and served by limited public services.

16.7.1 Permitted Uses:

- 1) Campgrounds
- 2) Campground amenities

16.7.2 Lot Regulations:

- 1) Minimum lot area 2 ha
- 2) Minimum lot width 100 m

16.7.3 ~~Maximum Number of Campground Uses and Campground Amenities~~Density:

Tent platforms and camping sites Maximum density of campground uses	Maximum density of c Campground amenities
26 tent platforms and camping sites	Refer to conditions of use <u>Section 16.7.8</u>

16.7.4 ~~Maximum~~ Lot Coverage:

- 1) ~~For all buildings and structures~~Maximum lot coverage 15%

16.7.5 Maximum Size (Gross Floor Area):

N/A

16.7.6 Maximum Height:

~~N/A~~

- 1) ~~B~~Maximum height buildings and structures 9 m and 2 storeys

16.7.7 Minimum Setbacks:

- 1) Front for all buildings, structures and uses 7.6 m
- 2) Rear for all buildings, structures and uses 9 m
- 3) Side for all buildings, structures and uses 4.6 m
- 4) From a minor stream for all buildings, structures and uses 15 m
- 5) From a major stream for all buildings, structures and uses 30 m
- 6) From the ocean for all buildings, structures and uses 15 m

16.7.8 Conditions of Use:

- 1) Campgrounds include tent platforms and camping sites for guest accommodation.
- 2) Campground amenities include: one (1) communal dining hall or cookhouse building; one (1) lounge building; spa, yoga, sauna and hot tub facilities; recreational equipment storage; kitchen, washroom and laundry facilities; administration and housekeeping buildings; storage buildings; barns; common areas; boardwalks; marina facilities, moorage floats and access ramps; water and sewage treatment and distribution facilities; structures and

facilities required to contain electrical, propane, garbage, recycling and compost facilities; and similar uses.

- ~~4)3) With the exception of the redevelopment of the cookhouse structure and lounge structure primarily within their existing footprints, the location, siting and density of all campground uses and campground amenities shall not be expanded greater than the existing footprint of campground uses and campground amenities as shown on Figures 1 through 3 of ACRD Bylaw No. P1416.~~

~~Campgrounds include tent platforms and camping sites for guest accommodation.~~

- ~~1) Campground amenities include: one (1) communal dining hall or cookhouse building; one (1) lounge building; spa, yoga, sauna and hot tub facilities; recreational equipment storage; kitchen, washroom and laundry facilities; administration and housekeeping buildings; storage buildings; barns; common areas; boardwalks; marina facilities, moorage floats and access ramps; water and sewage treatment and distribution facilities; structures and facilities required to contain electrical, propane, garbage, recycling and compost facilities; and similar uses.~~
- ~~2) With the exception of the redevelopment of the cookhouse structure and lounge structure primarily within their existing footprints, the location, siting and density of all campground uses and campground amenities shall not be expanded greater than the existing footprint of campground uses and campground amenities as shown on Figures 1 of Bylaw No. P1416.~~