

Bylaw 765/00  
Bylaw 770/01  
Bylaw 782/01 (see map on back)  
Bylaw 787/02 (see map on back)  
Bylaw 795/02  
Bylaw 802/02 (see map on back)  
Bylaw 814/04 (see map on back)  
Bylaw 817/04  
Bylaw 818/04 (see map on back)  
Bylaw 821/04 (see map on back)  
Bylaw 830/05  
Bylaw 831/05  
Bylaw 852/06  
Bylaw 853/06  
Bylaw 858/07  
Bylaw 861/07  
Bylaw 864/07

Bylaw 874/08  
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Bylaw 1033/18  
Bylaw 1037/18  
Bylaw 1047/18  
Bylaw 1069/19  
Bylaw 1089/19  
Bylaw 1095/20

Amendments incorporated to March 2, 2020

# **NIPAWIN ZONING BYLAW (Office Consolidation)**

## **763/2000**

Prepared for:

**Town of Nipawin**

Prepared by:

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LANDSCAPE ARCHITECTURE AND PLANNING  
Saskatoon, SK  
January 2000

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## **SECTION 1 – INTRODUCTION**

Under the authority of *The Planning and Development Act, 1983*, and Bylaw No. 762/2000, the Basic Planning Statement of the Town of Nipawin, the Council of the Town of Nipawin in the Province of Saskatchewan, in open meeting, hereby enact as follows:

- 1.1 TITLE** - This Bylaw shall be known and may be cited as the Zoning Bylaw of the Town of Nipawin.
- 1.2 SCOPE** - Development shall be permitted within the limits of the Town of Nipawin only when in conformity with the provisions of this Bylaw, the Town of Nipawin Basic Planning Statement and *The Planning and Development Act, 1983*.
- 1.3 SEVERABILITY** - If any section, clause or provision of this Bylaw, including anything shown on the **Zoning District Map**, is for any reason declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Bylaw as a whole or in part, other than the section, clause, provision or anything shown on the Zoning District Map, declared to be invalid.

## SECTION 2 - INTERPRETATION

Whenever in this bylaw the following words or terms are used, they shall, unless the context otherwise provides, be held to have the following meaning:

### 2.0 Definitions

In this Bylaw,

**abattoir** means a building where animals are slaughtered, and may include butchering, dressing and processing of meat for wholesale or retail sale.

**above ground fuel storage tank** means a storage tank, any portion of which is above grade and containing gasoline, diesel fuel, or propane for retail sale or dispensing into motor vehicles.

**accessory building or use** means a building or use which:

- (i) is subordinate to and serves the principal building or principal use;
- (ii) is subordinate in area, extent, and purpose to the principal building or principal use served;
- (iii) contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served;
- (iv) is located on the same site as the principal building or principal use served.

**\*\*approved interpretation: 7(m) COVER ALL AND SIMILAR STRUCTURES:**

BELCHAMBER: THAT Council include Cover-All and similar structures within the definition of "accessory building or use" as contained in Bylaw No. 763/2000, the Zoning Bylaw.

**\*\*approved interpretation: 8(a)(v) (October 13, 2009) METAL SHIPPING CONTAINERS:**

"-within commercial / industrial areas, without having to change the exterior appearance of the container;

-within residential areas, provided the containers are retrofitted to look like typical storage sheds;

-an engineer's analysis and design review, indicating compliance with the applicable sections of the National Building Code is required prior to moving the containers into the community."

**adult day care** means an establishment for the placement, care and supervision of adults, but does not include the provision of overnight supervision.

**adult day care - type I** means an adult day care with up to five persons under supervision at any one time.

**adult day care - type II** means an adult day care with more than five persons under supervision at any one time.

**agricultural uses** means the non-intensive use of lands, buildings or structures for the production of crops, animal husbandry or other similar uses normally associated with agriculture.

**ambulance station** means a facility for receiving requests for ambulance service and for the stationing of one or more ambulances until dispatched in response to calls for service, which is operated by a person or corporation having a valid and subsisting ambulance licence issued

pursuant to The Ambulance Act and having a current contract with the Northeast District Health Board.

**animal hospital** means a place used for the care and treatment of small and large animals involving out-patient care, medical procedures involving hospitalization, and the keeping of animals in outdoor pens.

**approved heat source** means a source for the provision of heat that has been approved for use within a dwelling. **(Amended by Bylaw 864/07)**

**balcony** means a platform, projecting from the face of a wall, cantilevered or supported by columns or brackets and usually surrounded by a balustrade or railing.

**bare land condominium** means a condominium development as defined by *The Condominium Property Act, 1993*.

**bare land unit** means an area of land delineated on a survey plan prepared under *The Condominium Property Act, 1993*.

**basement or cellar** means that portion of a building between two floor levels which is partly or wholly underground and which has more than one half of its height, from finished floor to finished ceiling, below grade level.

**bed and breakfast home** means a dwelling unit in which the occupants use a portion of the dwelling unit for the purpose of providing, for remuneration, sleeping accommodation and one meal per day to members of the general public, for periods of one week or less, and in which:

- (i) not more than four bedrooms within the dwelling unit are used to provide such sleeping accommodation;
- (ii) the dwelling unit is the principal residence of the person or persons receiving the remuneration and providing the sleeping accommodation and one meal per day; and,
- (iii) the meal which is provided is served before noon each day.

**boarder** means a person who lives in rented sleeping accommodations which have no individual cooking facilities, and who may be furnished with meals or other services as part of the consideration, but who is not a member of the household occupying the principal dwelling unit and is not the proprietor of a boarding house or boarding apartment.

**boarding house** means a building in which the proprietor supplies for a fee sleeping accommodations for more than two boarders but not more than 5 boarders, exclusive of the proprietor and the proprietor's household, and where meals and other services may be provided as part of the consideration, and where no cooking facilities are present in any individual sleeping room or accommodations.

**building** means any structure used or intended for supporting or sheltering any use or occupancy as set forth in this bylaw, and includes any structure covered by a roof and supported by walls or columns.

**building line, established** means a line, parallel to the front site line (and, in the case of corner sites, a line, parallel to the side site line along the flanking street), and set back the average

distance from the edge of the street to the main walls of the existing buildings on a side of any block of the street on which more than half the sites have been built.

**building, front line** means the line of the wall of the building, or any projecting portion of the building, and production thereof excluding permitted obstructions which faces the front site line.

**building height** means the vertical distance measured from the grade level to the highest point of the roof surface, if a flat roof; to the deck line of a mansard roof; and to the mean height level between eaves and ridge for a gable, hip or gambrel roof.

**building permit** means a permit issued under The Building Bylaw of the Town of Nipawin authorizing the construction of a building.

**building, principal** means a building in which is conducted the main or primary use of the site on which said building is situated.

**building, rear line** means the line of the wall of the building or any projecting portion of the building and production thereof excluding permitted obstructions which faces the rear site line.

**building, side line** means the line of the wall of the building, or any projecting portion of the building and production thereof excluding permitted obstructions, which faces the side site line.

**campground** means a site which provides for the location of tents or trailer coaches used by travellers and tourists for overnight accommodation.

**cannabis retail store** means a building or part of a building in which the owner or tenant is legally permitted to sell non-medicinal cannabis. Other items defined as “cannabis accessory” within the *Cannabis Act* and cannabis-related ancillary items as defined by the Saskatchewan Liquor and Gaming Authority can also be sold at a Cannabis Retail Store. No production of cannabis is permitted to take place at a Cannabis Retail Store. **(Bylaw 1047/18)**

**car wash** means a building or portion of a building which is used for the washing of vehicles, including full service, automatic and hand operated facilities, but does not include facilities for the washing of vehicles with a gross vehicle weight of more than 5000 kg.

**catering halls** means a building used for catering to banquets, weddings, receptions or similar functions for which food and beverages are prepared and served on the premises and in which food and beverages may be prepared for service off the premises.

**cemetery** means property used for the internment of the dead and may include facilities for the storage of ashes of human remains that have been cremated.

**club** means a group of people organized for a common purpose, to pursue common goals, interests or activities, usually characterized by certain membership qualifications, payment of dues or fees, regular meetings, and a constitution and bylaws; and shall include lodges and fraternal organizations.



**commercial recreation use** means a place designed and equipped for indoor or outdoor sports and other leisure time activities, operated as a business and open to the public for a fee, but does not include permanent midways or fairgrounds.

**community centre** means a building or facility used for recreational, social, educational or cultural activities and which is owned by a municipal corporation, Co-operative organization or corporation, non-profit corporation or other non-profit organization. **Amended 1018/17**

**convenience store** means a store offering for sale primarily food products, beverages, tobacco, personal care items, hardware and printed matter and which primarily provides a convenient day to day service to residents in the vicinity.

**council** means the Council of the Town of Nipawin.

**cultural institution** means an establishment such as a museum, art gallery, library and similar facilities of historical, educational or cultural interest.

**custodial care facility** means:

- (i) a facility for the temporary detention or open custody of persons pursuant to the provisions of The Young Offenders Act (Canada) or The Summary Convictions Procedures Act (Saskatchewan); or
- (ii) a community training residence as defined in The Corrections Act (Saskatchewan)

in which the number of persons in detention, custody or residence does not exceed five.

**custom meat cutting and packaging** means a building where slaughtered animals are taken to be dressed or processed, with or without retail sale of meat products.

**day care centre** means an establishment providing for the care, supervision and protection of children, but does not include the provision of overnight supervision.

**deck** means a raised open platform, with or without rails, attached to a principal building.

**development** means the carrying out of any building, engineering, mining or other operations in, on or over land or the making of any material change in the use or intensity of the use of any building or land.

**development permit** means a document authorizing a development issued pursuant to a zoning bylaw.

**discretionary use** means a use or form of development that may be allowed in a zoning district following application to, and approval of the Council; and which complies with the development standards, as required by Council, contained in this bylaw.

**dwelling, duplex** means a building divided horizontally into two dwelling units.

**dwelling group** Means a group of two or more detached one unit dwellings, two unit dwellings or multiple unit dwellings or combinations thereof on a parcel or group of parcels all owned by the same person or corporation.

**dwelling, multiple unit** means a building divided into three or more dwelling units and shall include town or row houses and apartment houses but not rooming houses, hotels, or motels.

**dwelling, one-unit** means a detached building designed for or occupied as one dwelling unit.

**Dwelling, podium** means one or more dwelling units located above a commercial use permitted within the same zone, such that no dwelling unit shares an entrance with the commercial use. An emergency exit must be provided in addition to the main entrance.

**dwelling, semi-detached** means a building divided vertically into two dwelling units, separated by a common party wall throughout at least 50% of the entire structure, measured from the front to the rear building lines..

**dwelling, single detached** means a detached building consisting of one dwelling unit but shall not include a mobile home.

**dwelling, two-unit** means a detached building designed for or occupied as two dwelling units.

**dwelling unit** means a complete building or self-contained portion of a building used as a household, containing sleeping, cooking, and sanitary facilities intended as a permanent residence and having an independent entrance either directly from the outside of the building or through a common area inside the building. This use does not include a room in a hotel, motel, hostel or any other development where rooms are rented on a temporary basis.

**educational institution** means a post-secondary college, university or technical institution, but shall not include a private school.

**family day care home** means an accessory use to a one-unit dwelling, two-unit dwelling, mobile home, semi-detached dwelling or townhouse, where the occupants of the dwelling provide child care services, supervision or pre-school services, provided the total number of children under care or supervision, including the number of children under the age of 13 who are resident in the dwelling, does not exceed eight.

**fence** means an artificially constructed barrier erected to enclose or screen areas of land.

**financial institution** means a bank, credit union, trust company, or similar establishment.

**flankage** means the side site line of a corner site which abuts the street.

**floor area** means the maximum habitable area of a building:

- i) measured at and above ground level in the case of a dwelling, excluding any garage, porch, veranda, sunroom, or covered deck; and
- ii) below, at and above grade in the case of all other uses, excluding the area used for off-street parking, loading, mechanical equipment, stairways or shafts.

The area of a porch, veranda, sunroom, or covered deck shall be included only when they include an approved heat source. **(Amended by Bylaw 864/07)**

**frontage** means the side of a site abutting a street and, in the case of a corner site, the shorter of the sides is the frontage.

**funeral home** means a building designed for the purpose of furnishing funeral services to the public and includes facilities intended for the preparation of the human body for internment or cremation, but shall not include facilities for cremation.

**garage, private** means a garage used for storage purposes only, where no business, occupation or service is conducted for gain, other than an approved home based business, and in which no space is rented for commercial vehicles to a non-resident of the premises.

**garage, public** means any garage available to the public, operated for gain, and which is used for repair, rental, greasing, washing, servicing, adjusting or equipping of automobiles or other motor vehicles, including painting, body work and major repairs.

**garage, storage** means a garage exclusively used for the storage of motor vehicles and where no repair facilities are maintained.

**gas bar** means a building or facility used for the retail sale of motor vehicle fuels from fixed pumps.

**grade level** means the average level of the finished surface of the ground adjacent to the exterior walls of the building or structure. In the case of single detached, semi-detached and duplex dwellings with a walk out basement, grade level shall be the average elevation of the finished surface of the ground, adjacent to the building front line. **(Amended by Bylaw 864/07)**

**group home** means a licensed, approved home under *the Mental Health Services Act* for the supervised accommodation of up to nine (9) persons.

**hazard land** means land which is subject to flooding, ponding, subsidence, landslides or erosion.

**hazardous material** means any product, substance or organism which, because of its quantity, concentration or risk of spill, or its physical, chemical or infectious characteristics, either individually or in combination with other substances, is an existing or potential threat to the physical environment, to human health or to living organisms, including but not limited to:

- (i) Corrosives;
- (ii) Explosives;
- (iii) Flammable and combustible liquids;
- (iv) Flammable solids; substances liable to spontaneous combustion, substances that on contact with water emit flammable gases.
- (v) Gases, compressed, deeply refrigerated, liquefied or dissolved under pressure;

- (vi) Oxidizing substances; organic peroxides;
- (vii) Poisonous (toxic) and infectious substances;
- (viii) Radioactive materials;
- (ix) Waste Dangerous Materials; and
- (x) Any other environmentally hazardous substance.

**health care clinic** means a facility or institution engaged in the provision of services for health maintenance, diagnosis or treatment of human pain, injury or other physical condition on an out-patient basis.

**home based business** means an accessory use of a dwelling unit by a resident of the dwelling for a business which is secondary and incidental to the primary use of the dwelling as a residence, and does not change the residential character of the buildings or site.

**home based business - type I** means a home based business owned and operated by a resident or residents of the dwelling unit.

**home based business - type II** means a home based business owned and operated by a resident or residents of the dwelling unit, but where no more than one non-resident person may be employed on the site.

**hotel** means a facility offering transient lodging accommodations to the general public and providing additional services, such as restaurants, meeting rooms, entertainment, and recreational facilities.

**junk and salvage yards** means, but is not limited to, uses involved in salvaging, storing or selling scrap metal, paper, plastic, glass, wood and other waste material, as well as unlicensed vehicles and used vehicle parts.

**kennel, boarding** means the temporary accommodation of dogs, cats or other domestic animals for commercial purposes.

**kennel, breeding** means the keeping of more than four dogs, cats or other domestic animals, male and female, and which are more than 12 months old, for breeding purposes.

**lane or alley** means a public way which affords a secondary means of access to a site.

**landscaping** means the provision of horticultural and other related compatible features or materials designed to enhance the visual amenity of a site or to provide a visual screen consisting of any combination of the following elements:

- (i) Soft landscaping consisting of vegetation such as trees, shrubs, vines, hedges, flowers, grass and ground cover; and

- (ii) Hard landscaping consisting of non-vegetative materials such as decorative stonework, screening, berming and other materials used in landscape architecture. **(Bylaw 1033/18)**

**loading space** means that part of a site or structure, measuring at least 2.4 metres in width and 8.4 metres in length, on which a single vehicle may be loaded or unloaded.

**lot** means an area of land with fixed boundaries and which is of record in the Land Titles Office by Certificate of Title.

**lounge** means a room or area adjoining a restaurant that permits the sale of beer, wine or spirits for consumption on the premises, with or without food, and where no entertainment or dance floor is permitted, either in the lounge or in the restaurant attached to the lounge.

**mall** means a single story building in which, up to six (6) of the permitted or discretionary uses of the zoning district are located together for their mutual benefit, each use having a separate entrance to the outside.

**mayor** means the Mayor of the Town of Nipawin.

**medical, dental and optical laboratories** means a place fitted with medical and scientific equipment and used for the conduct of medical, dental or optical investigations, experiments, and tests; or for the manufacture of medicines or medical aid devices, but does not include the manufacture of industrial chemicals.

**minister** means the member of the Executive Council to whom, for the time being, the administration of *The Act* is assigned.

**mobile home** means trailer coaches that conform to Canadian Standards Association Standard No. Z240 for mobile homes or to such standards as may have been defined by the Canadian Standards Association for mobile homes at any time subsequent to the definition of the standard set out as Z240, and are single dwelling units.

**mobile home court** means any tract or parcel of land on which two or more occupied one unit mobile homes are situated or are permitted to be situated whether or not a charge is made or paid for the use thereof, and includes any building or structure used or intended to be used as part of the equipment in such mobile home court, but does not include an industrial or construction camp or any such court if a tent or trailer coach that is not a mobile home is also situated or is permitted to be situated thereon.

**mobile home, double wide** means a mobile home consisting of two sections, separately towable, but designed to be joined together into one building.

**mobile home, single wide** means a mobile home designed to be towed as a single load and less than 6.09 metres wide.

**mobile home site** means an area of land in a mobile home court for the placement of a mobile home.

**mobile home subdivision** means any residential subdivision of land containing sites under either freehold or leasehold tenure for the purpose of accommodating mobile homes in such a manner that each mobile home is situated on its own site and in which all such sites, public open spaces, internal streets and lanes, buffer zones and other amenity areas form a contiguous area of development.

**motel** means a hotel used primarily by transient automobile tourists and travellers.

**non-conforming building** means a building:

- (i) that is lawfully constructed or lawfully under construction, or in respect to which all required permits have been issued, on the date that this Bylaw or any amendment to the Bylaw affecting the building or land on which the building is situated or will be situated, becomes effective, and
- (ii) that on the date this Bylaw or any amendment hereto becomes effective does not or when constructed will not comply with this Bylaw.

**non-conforming use** means a lawful specific use:

- (i) being made of land or a building or intended to be made of a building lawfully under construction, or in respect to which all required permits have been issued, on the date this Bylaw or any amendment hereto becomes effective, and
- (ii) that on the date this Bylaw or any amendment hereto becomes effective does not, or in the case of a building under construction or in respect of which all required permits have been issued, will not comply with this Bylaw.

**night club** means a building or portion thereof, where beer, wine or spirits are served to patrons for consumption on the premises, with or without food, and where a designated area for entertainment or dancing during certain hours of operation may also be provided.

**office and office building** means a building or part of a building uses primarily for conducting the affairs of a business, profession, service, industry, or government in which no goods or commodities of business or trade are stored, transhipped, sold or processed.

**outdoor recreation equipment** means outdoor recreational multi-wheeled utility vehicles, motorcycles, snowmobiles, including trailers designed for the transportation of the vehicles. These establishments also retail replacement parts and may provide repair services.

**power equipment** means industry establishments primarily engaged in retailing outdoor power equipment. These establishments also retail replacement parts and may provide repair services.

**parking lot** means an open area of land, other than a street, used for the temporary parking of more than four vehicles and available for public use whether free, for charge, or for accommodation of clients or customers.

**parking space** means that part of a site or structure on which a single vehicle may be parked, with minimum dimensions of 2.4 metres wide and 5.5 metres long, and which has access to a developed street or lane.

**personal service shop** means a business associated with the grooming of persons or the maintenance or repair of personal wardrobe articles and accessories and may include:

- (i) beauty salons and barber shops;
- (ii) shoe repair;
- (iii) dry cleaning pick-up depots;
- (iv) self-serve laundry;
- (v) tailor or seamstress;
- (vi) massage services;
- (vii) tanning beds;
- (viii) photography studios; and
- (ix) other similar uses,

but does not include the provision of health related services.

**Pet daycare / pet grooming facility** means a building where animals are kept and managed between the hours of 7:00 am and 9:00 pm. (*Amended by Bylaw 963/14*)

**photography studio** means a place used for portrait or commercial photography, including the developing and processing of film, and the repair or maintenance of photographic equipment.

**place of worship** means a place used for worship and related religious, philanthropic or social activities and includes accessory rectories, manses, meeting rooms and other buildings. Typical uses include churches, chapels, mosques, temples, synagogues and parish halls.

**pre-school** means a facility which provides a part-time program for pre-school aged children.

**public hospital** means a hospital operated by the Northeast District Health Board.

**public recreational use** means a recreation or amusement use operated by the province, municipality, or a non-profit organization and open to the general public.

**public works** means:

- (i) systems for the production or distribution of electricity;
- (ii) systems for the distribution of natural gas or oil;
- (iii) facilities for the storage, transmission, treatment, distribution or supply of water;
- (iv) facilities for the collection, treatment, movement or disposal of sanitary sewage;  
or
- (v) telecommunication or light distribution lines,

that are owned or operated by or for the Crown or the Town, or by a corporation under agreement with or under a franchise from the Town or under a federal or provincial statute.

**radio or television station** means a place where radio or television programming is produced.

**recycling collection depot** means a building or structure used for collection and temporary storage of recyclable household material such as bottles, cans, plastic containers and paper. The following shall not be allowed at a recycling collection depot:

- (i) processing of recyclable material other than compaction;
- (ii) collection and storage of paints, oil, solvents or other hazardous material; and
- (iii) outdoor compaction or storage.

**residential care facility** means a licensed or approved group care facility governed by Provincial regulations that provides, in a residential setting, 24 hour care of persons in need of personal services, supervision or assistance essential for sustaining the activities of daily living or for the protection of the individual.

**residential care facility - type I** means a residential care facility in which the number of residents, excluding staff, does not exceed five.

**residential care facility - type II** means a residential care facility in which the number of residents, excluding staff, is more than five and not more than 15.

**residential care facility - type III** means a residential care facility in which the number of residents, excluding staff, is more than 15.

**restaurant** means a place where food and beverages are prepared and served to patrons seated at tables or counters, in a motor vehicle on the premises, or for off-site consumption, and may include a drive-through service window.

**retail store** means a place where goods, wares, or merchandise are offered for sale or rent, but excludes the retail sale of cannabis other than in licensed pharmacies. Retail stores may include the manufacturing of products to be sold on site, provided the gross floor area used for manufacturing does not exceed 25% of the gross floor area of the retail store. **(Bylaw 1047/18)**

**rooming unit** means a room or suite of rooms rented as sleeping and living quarters, but without cooking facilities and with or without an individual bathroom.

**school, private** means a facility which meets Provincial requirements for elementary, secondary, or higher education, and which does not secure the majority of its funding from taxation or any governmental agency, and may include vocational and commercial schools, music or dance schools and other similar schools.

**school, public** means a facility which meets Provincial requirements for elementary or secondary education, and which secures the majority of its funding from taxation.



**screening** means a fence, building, structure or other device which provides a visual barrier sufficient to conceal parking areas, garbage collection areas and storage areas.

**secondary suite** means a self contained dwelling unit which is an accessory use to, and located within, a detached building in which the principal use is a one unit dwelling.

**service station** means a place where petroleum products are kept for retail sales for automobiles and other motor vehicles and where repairs, rental, servicing, greasing, adjusting or equipping of automobiles or other motor vehicles may be performed, but not including painting, body work and major repairs.

**shopping centre** means a building or group of buildings on the same site in which permitted uses are located together for their mutual benefit, including the use of off-street parking and other joint facilities.

**side wall** means the external supporting or enclosing wall of building or structure between grade level at the base and the coping, eaves, or parapet at the top.

**sight triangle** means the triangular area formed, on corner sites, by the intersecting front and side site lines at a street intersection and the straight line joining said site lines at points which are 6.0 metres distant from the point of intersection, measured along said site lines.

**sign** means any device, letters, figures, symbols, emblems, or pictures which are affixed to, or represented directly or indirectly upon a building or structure, which identify or advertise any object, product, place, activity, person, organization or business; and which is visible on a street.

**sign, awning** means a sign made from canvas, plastic or similar non-rigid material affixed to a frame and attached to a building wall.

**sign, billboard** means a sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered at a location other than the site on which the sign is located.

**sign, canopy** means a sign consisting of a rigid, multi-sided structure supported by columns or posts embedded in the ground.

**sign, directional / information** means a sign giving directions, instructions or facility information but not including any advertising copy.

**sign, electronic variable message** means a sign whose informational content can be changed or altered by means of computer-driven electronic impulses.

**sign, fascia** means a sign fastened to or painted on the wall of a building or structure in such a manner that the wall becomes the supporting structure for, or forms the background surface of the sign, and which does not project more than 0.25 metres from such building or structure.

**sign, free-standing** means a non-movable sign, not affixed to a building, and which is supported by a pole or similar structure.

**sign, projecting** means a sign which is wholly or partially dependent upon a building for support and which projects more than 0.25 metres beyond the wall of the building.

**sign, portable** means a portable, free-standing sign, mounted on a wide based frame, with a single sign face area no greater than 6.0 m<sup>2</sup>, which can be readily moved or transported to various locations.

**sign, roof** means a sign that is mounted on the roof of a building, or which is wholly dependent upon a building for support and which projects above the point of a building with a flat roof, the eave line of a building with a gambrel, gable or hip roof or the deck line of a building with a mansard roof.

**sign, temporary** means a removable sign erected for a period of time not exceeding six months.

**site** means an area of land:

- (i) under one ownership considered as a unit;
- (ii) having its principal frontage on a public street or place; and,
- (iii) not divided by a public street.

**site, corner** means a site at the intersection or junction of two (2) or more streets.

**site coverage** means that percentage of the site covered by buildings above grade level exclusive of marquees, canopies, balconies and eaves.

**site line, front** means the line that divides the site from the street. In the case of a corner site, the front site line shall mean the line separating the narrowest street frontage of the site from the street.

**site line, rear** means the line at the rear of the site and opposite the front site line.

**site line, side** means a site line other than a front or rear site line.

**site, depth of** means the average horizontal distance between the front site line and the rear site line of a site measured within the site boundaries.

**site, interior** means a site other than a corner site.

**site, through** means a site having a frontage on two (2) streets more or less parallel.

**site width** means the horizontal distance between the side boundaries of the site measured at a distance from the front site line equal to the minimum front yard required for the district in which the site is located.

**special care home** means a nursing home, supervisory care home, sheltered care home or other facility used for the purpose of providing supervisory care, personal care, and nursing care.

**storage yards** mean establishments primarily engaged in the indoor and/or outdoor storage of a general line of goods.

**storey** means that portion of any building which 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, that portion between the top of such floor and the ceiling above it.

**street** means a road, parkway, driveway, square, road allowance or public highway vested in Her Majesty or set aside for such purposes, and includes a bridge or other public improvement erected upon or in connection with such public highway.

**structure** means anything erected or constructed, the use of which requires temporary or permanent location on, or support of, the soil, or attached to something having permanent location on the ground or soil; but not including pavements, curbs, walks, or open air surfaced areas.

**structural alteration** means the construction or reconstruction of supporting elements of a building or other structure.

**tavern** means a building or portion thereof where beer, wine, or spirits are served to patrons for consumption on the premises, with or without food, and where no entertainment or dance floor is permitted.

**temporary building** means a building under 34 square metres in floor area without a foundation or footing, and that is to be removed upon expiration of a designated time period, or the ceasing of the use for which the building was erected.

**temporary use** means a use established for a fixed period of time and that is to be discontinued upon the expiration of the time period specified for that use.

**terrace** means a level, artificially surfaced area adjacent to a principal building, not covered by a roof, at or within 0.6 metres of the finished grade; including patios.

**theatre** means a place devoted to showing motion pictures or dramatic, dance, musical or other live performances.

**town** means the Town of Nipawin.

**townhouse** means a multiple-unit dwelling in which each unit has its own entrance to the outside, each unit being separated from other units by a common wall or ceiling which has no openings.

**trailer coach** means any vehicle used or constructed in such a way as to enable it to be used as a conveyance upon public streets or highways and includes a self-propelled or non-self-propelled vehicle designed, constructed or reconstructed in such a manner as will permit the occupancy thereof as a dwelling or sleeping place for one or more persons notwithstanding that its running gear is removed or that it is jacked up.

**use** means the purpose or activity for which a piece of land or its building is designed, arranged, intended, occupied or maintained.

**veterinary clinic** means a place for the care and treatment of small animals involving outpatient care and medical procedures involving hospitalization, but shall not include the keeping of animals in outdoor pens.

**warehouse** means a building used for the storage and/or distribution or wholesaling of goods and materials.

**wholesale establishment** means the sale of commodities to retailers or jobbers and shall include the sale of commodities for the purpose of carrying on any trade or business.

**yard** means an unoccupied space open to the sky on the same site with a building or structure.

**yard, front** means the area between the side site lines and the front site line to the front building line.

**yard, rear** means the area between the side site lines, and the rear site line to the rear building line.

**yard, required** means a yard or yards required by this bylaw and within which, unless specifically permitted, no building or structure, or part of a building or structure shall be erected.

**yard, side** means the area between the front and rear yards and between the side site line and the side building line.

## **SECTION 3 - ADMINISTRATION**

### **3.1 DEVELOPMENT OFFICER**

3.1.1 The Development Officer shall administer this Bylaw.

3.1.2 The Development Officer shall be the Administrator of the Town of Nipawin and any other person authorized, in writing, by the Administrator to act as a Development Officer for the purposes of this Bylaw and *The Planning and Development Act, 1983*.

### **3.2 DEVELOPMENT PERMIT**

3.2.1 Except as provided in Section 3.2.2 no person shall undertake a development or commence a use unless a Development Permit has first been obtained. **A Development Permit cannot be issued in contravention of any of the provisions of this Bylaw subject to Sections 91 to 104 of *The Act*.**

3.2.2 A Development Permit **is not required** for the following, but all other applicable provisions of this bylaw are to be followed for:

- (1) the maintenance of a public work;
- (2) the construction of a public work by the Town of Nipawin;

- (3) the installation of public works on any street or other public right-of-way;
  - (4) maintenance and repairs that do not include structural alterations;
  - (5) accessory buildings with a floor area of 10 square metres or less;
  - (6) fences.
- 3.2.3 A **building permit** shall not be issued unless a Development Permit, where required, has also been issued.
- 3.2.4 If the development or use authorized by a Development Permit is not commenced within six months from the date of its issue, and completed within twelve months of its issue, the permit is deemed void unless an extension to the period has first been granted.

### **3.3 APPLICATION FOR A DEVELOPMENT PERMIT**

- 3.3.1 The application for a Development Permit shall be made, to the Development Officer, in **Form A** as attached to and as adopted and as may be amended, by resolution of Council. The application shall be accompanied by two copies of a site or building plan showing dimensions and locations of existing and proposed buildings and structures as well as site lines. Where no new construction is proposed the applicant shall supply a written description of the proposed development in place of such plans.
- 3.3.2 Where the application is for a **Discretionary Use** the applicant shall also provide a written description of the proposed development, describing the intended use and operations, structures to be located on the site, required municipal services, and any other information that Council determines is necessary to fully review the proposed development.
- 3.3.3 Where the application is for a discretionary commercial use, including parking lots (but excluding home-based businesses), in any Residential District, the applicant shall also provide a landscape plan as prescribed in Section 4.14 of this bylaw.

### **3.4 REVIEW OF APPLICATIONS**

- 3.4.1 The Development Officer is responsible for reviewing all applications to ensure that the proposed development complies with all applicable regulations and provisions of this bylaw and the policies contained in the Basic Planning Statement Bylaw.
- 3.4.2 Where the application is for a discretionary use, the Development Officer shall submit the application, a report on the application, and all other relevant material to Council.
- 3.4.3 The Development Officer may refer any application to Council for interpretation.

### **3.5 DECISION**

- 3.5.1 The decision on all applications shall be made in writing to the applicant, in **Form B**, as attached to and forming part of this Bylaw.
- 3.5.2 Where the application is for a PERMITTED USE the Development Officer shall, upon completion of the review:
- (1) issue a Development Permit where the application conforms to all provisions of this Bylaw; or
  - (2) issue the Development Permit specifying any special regulations or standards to which the development or use must comply, where the class of development or use is subject to special regulations, performance standards or development standards that are specified in this Bylaw; or
  - (3) refuse the application where the provisions of this Bylaw are not met, indicating to the applicant the reason for the refusal.
- 3.5.3 Where the application is for a DISCRETIONARY USE the Development Officer shall submit the application to Council for review. Upon completion of its review, Council shall pass a resolution instructing the Development Officer to either:
- (1) issue a Development Permit incorporating any special development standards prescribed by Council in accordance with the provisions of this Bylaw; or
  - (2) refuse the application, indicating the reasons for the refusal.
- 3.5.4 **Revocation of Decision** - Where an approved development is not being developed in accordance with the provisions of this bylaw, or with the standards and conditions specified in the Development Permit, Council may revoke or suspend the Development Permit. The Development Permit shall not be reissued or reinstated until all deficiencies have been corrected.

### **3.6 DEVELOPMENT APPEALS**

- 3.6.1 **Development Appeals Board** - A Development Appeals Board of the Town of Nipawin shall be appointed in accordance with Sections 71 and 91 to 104 of *The Act*.
- 3.6.2 Where an application for a PERMITTED USE has been REFUSED, the applicant shall be advised of the right of appeal to the Development Appeals Board of the Town of Nipawin.
- 3.6.3 Where an application for a DISCRETIONARY USE has been APPROVED by Council, WITH PRESCRIBED SPECIAL DEVELOPMENT STANDARDS pursuant to this Bylaw, the applicant shall be advised that any development standards considered excessive, may be appealed to the Development Appeals Board of the Town of Nipawin.

- 3.6.4 An application for a Development Permit for a PERMITTED USE shall be deemed to be refused when a decision thereon is not made within 40 days after the receipt of the application in its complete and final form by the Development Officer, and an appeal may be made as provided in Section 3.6.2 as though the application had been refused at the end of the period specified in this subsection.

### **3.7 MINOR VARIANCES**

- 3.7.1 Council may grant a variance of up to 10% of any yard requirement or minimum required distances between buildings for a use that is a permitted use as specified in this bylaw. All such variances shall be subject to the conditions and granted in accordance with the procedures contained in Section 73.1 of *The Act*.
- 3.7.2 Council shall maintain a registry of the location and all relevant details of the granting of such variances.

### 3.8 FEES AND ADVERTISING

3.8.1 *Amendment of the Zoning Bylaw* - Where a person requests Council to amend the zoning bylaw that person shall pay to the municipality a fee equal to the costs, to the municipality, associated with the public advertisement of the proposed amendment.

3.8.2 *Advertisement of a discretionary use application.*

- (1) Prior to making a decision on a discretionary accessory use application, Council shall direct the Development Officer to mail a notice of the application to the assessed owner of each property within 75 m of the site that is the subject of the application.
- (2) Prior to making a decision on a discretionary principal use application, Council shall direct the Development Officer to have published, in a newspaper having circulation in the Town of Nipawin, a notice of the application and to mail a copy of the notice of application to the assessed owner of each property within 75 m of the site that is the subject of the application.
- (3) The notice described in Section 3.8.2 (1) and (2) above shall describe the use applied for, describe the location of the use, and specify the date, time and location of the Council meeting at which the application will be considered.
- (4) The notice described in Sections 3.8.2 (1) and (2) above shall be mailed and published at least one week (7 days) prior to the date of the meeting. **(Amended by Bylaw 071/14)**
- (5) The applicant shall pay to the municipality a fee equal to the costs, to the municipality, associated with the preparation and distribution of the notice described in Sections 3.8.2 (1) and (2) above.

3.8.3 *Application fees* - an applicant for a development permit shall pay an application fee in accordance with the following:

- |     |                             |   |
|-----|-----------------------------|---|
| (1) | Discretionary accessory use | \$50.00                                 |
| (2) | Discretionary principal use | \$50.00                                 |
| (3) | Minor variance              | \$25.00                                 |
| (4) | Development Appeal fee      | up to \$50.00 as specified by the board |

**(Amended by Bylaw 997/15)**

These fees shall be in addition to any fee required by clauses 3.8.1 and 3.8.2 above.



**3.9 OFFENCES AND PENALTIES** - Any person who violates this bylaw is guilty of an offence and liable on summary conviction to the penalties set forth in *The Act*.

**3.10 NON-CONFORMING USES AND NON-CONFORMING BUILDINGS**

3.10.1 Non-conforming uses and non-conforming buildings shall be subject to Sections 113 - 118 inclusive of *The Act*.

3.10.2 No existing building or site shall be deemed to be non-conforming by reason only of the conversion from the Imperial System of Measurement to the International System of Units (S.I.) where such nonconformity results solely from such conversion and is reasonably equivalent to the S.I. standard herein established.

## **SECTION 4 - GENERAL REGULATIONS**

**4.1 LICENCES, PERMITS AND COMPLIANCE WITH OTHER BYLAWS AND LEGISLATION** - Nothing in this bylaw shall exempt any person from complying with the requirement of any other municipal or provincial regulations and requirements and from obtaining any licence, permission, permit, authorization or approval required by such requirements or regulations.

**4.2 BUILDING LINES** - Where a building line in a residential district has been established by existing buildings in a block having at least one half the sites built on, new development may conform to this line.

**4.3 NUMBER OF PRINCIPAL BUILDINGS PERMITTED ON A SITE** - Only one principal building shall be placed on any site with the exception of dwelling groups, shopping centres, health care clinics, mobile homes in courts, recreation facilities, schools, hospitals, senior citizens' homes, special care homes and public works.

### **4.4 REQUIRED YARDS AND OPEN SPACE**

**4.4.1 Minimum Yards Required** - No portion of any yard or open space required about any principal building or use shall provide any portion of a yard or open space for any other principal building or use.

**4.4.2 Permitted Obstructions in Required Yards** - The following shall not be considered to be obstructions and shall not be considered in the determination of yard dimensions or site coverage:

- (1) In all yards: steps of 1.6 metres or less above grade level which are necessary for access to a permitted building or for access to a site from a street or lane, trees, shrubs, walks, uncovered driveways, fences, trellises or flag poles.
- (2) In front yards:
  - (a) Overhanging eaves and gutters projecting not more than 1 metre;
  - (b) Lighting fixtures, lamp posts, raised patios, decks, canopies or balconies having a projection of not more than 1.8 metres.
  - (c) Sills, belt cornices, pilasters or other similar vertical columns, cornices and chimneys projecting not more than 0.6 metres.
- (3) In rear yards:
  - (a) Raised patios and decks measuring more than 0.7 metres in height above grade, and canopies and balconies having a projection of not more than 3 metres.

- (b) Raised patios, terraces and decks measuring 0.7 metres or less in height above grade, provided they do not project to within 3 metres of the rear site line.
  - (c) Overhanging eaves and gutters, sills, belt courses, pilasters or other similar vertical columns, cornices and chimneys projecting not more than 1 metre into the yard.
  - (d) On interior sites, enclosed private swimming pools when attached to the principal building, projecting not more than 3 metres into the yard.
  - (e) Laundry drying equipment, recreational equipment, garbage stands and private swimming pools and tennis courts when open to the sky.
- (4) In side yards:
- (a) Raised patios, terraces and decks measuring 0.7 metres or less in height above grade.
  - (b) Raised patios and decks measuring more than 0.7 metres in height above grade and canopies and balconies provided they do not project more than 1.8 metres into the required yard, or into more than 25% of the required yard, whichever is less.
  - (c) Sills, belt courses, pilasters or other similar vertical columns, cornices, eaves and chimneys projecting not more than 0.6 metres into the yard.
  - (d) Laundry drying equipment, recreational equipment, garbage stands and private swimming pools and tennis courts when open to the sky.
- (5) For the purposes of this Bylaw, through sites have frontage on two streets and provisions related to front yards apply to yards abutting both front site lines.

4.4.3 **Units of Measure** - For the purpose of this bylaw, all units of measure in metres shall be deemed to be to the nearest tenth of a metre. **(Amended by Bylaw 782/01).**

## 4.5 FENCES

Walls, fences, hedges or shrubs may be erected, placed, planted, maintained or grown in any required yard only in conformance with the following regulations:

### 4.5.1 Residential Districts

- (1) Maximum height in any required yard except in a required front yard - 2 metres.

- (2) Maximum height in any required front yard (**Amended by Bylaw 782/01**)
  - interior site – 1.30 metres (**Amended by Bylaw 782/01**)
  - corner site - 1.0 metres (**Amended by Bylaw 782/01**)
- (3) Notwithstanding Subsection (2) the maximum height in any front yard of a corner site may be expanded to 1.30 metres if transparent materials are used i.e. chain link. (**Amended by Bylaw 782/01**).
- (4) In the case of a corner site, no wall, fence, hedge, or shrub shall be placed so as to create a visual obstruction in an established intersection sight triangle. (**Amended by Bylaw 782/01**).

4.5.2 **Commercial and Industrial Districts**

- (1) Maximum height - 2.5 metres, except that, for existing residential uses, Section 4.5.1 (above) applies.
- (2) In the case of a corner site, no wall, fence hedge or shrub shall be placed so as to create a visual obstruction in an established intersection sight triangle.

4.5.3 **Other Districts**

- (1) Maximum height - 2.5 metres
- (2) In the case of a corner site, no wall, fence hedge or shrub shall be placed so as to create a visual obstruction in an established intersection sight triangle.

**4.6 ACCESSORY BUILDINGS**

- 4.6.1 Subject to all other requirements of this Bylaw, an accessory building or structure is permitted in any district when accessory to a principal use which is a permitted or discretionary use in that same district, and for which a development permit has been issued.
- 4.6.2 Accessory buildings shall be subordinate to, and located on the same site as the principal building or use, and used in conjunction with that principal use.
- 4.6.3 **Time of Construction** - Accessory buildings shall not be constructed or placed on any site prior to the construction of the principal building except in the following cases:
  - (1) Where a Development Permit has been issued for a principal building, Council may, at its discretion, allow prior development of an accessory building where such building is required for the storage of construction material or equipment. If the principal building is not completed in the time period required, the accessory building is to be removed.
- 4.6.4 **Height of Accessory Buildings** - Accessory buildings are not to exceed the height of the principal building. The elevation of the lot is not considered when measuring the height of a principal building. For example, if a principle building is 3.66 m height (12 feet), and sits at an elevation that is +/- 2.0 meters compared to the accessory building, the accessory building can be a maximum of 3.66 m in height. (**Amended by Bylaw 864/07**)

#### 4.6.5 **Private Garages and Carports**

- (1) Private garages and carports attached to the principal building by a substantial roof structure are considered as part of the principal building and subject to the regulations governing the principal building.
- (2) Except when conforming with established building lines, no main door of a garage which faces a road shall be within 6.0 metres of the side or front site line faced by the door.

#### 4.6.6 **Location and Size of Accessory Buildings**

- (1) Detached accessory buildings in Residential Districts are subject to the following regulations:
  - (a) Accessory buildings are not to be located in any front yard.
  - (b) Yard, rear: minimum - 0.6 metres, except where the main door faces the rear site line, the minimum shall be 3 metres.
  - (c) Yard, side: minimum - 3 metres from a side site line abutting a street; 1.5 m from a side site line where the accessory building is located in the side yard of the principal building; otherwise 0.6 metres.
  - (d) Accessory buildings located in a required rear yard shall not occupy more than thirty (30) per cent of the required rear yard, and shall not obstruct access to any lane.
  - (e) Detached accessory buildings shall be located at least one metre from the principal building.
  - (f) For private garages or carports accessory to duplex dwellings, semi-detached dwellings, dwelling groups, multiple unit dwellings or townhouses where a detached structure provides individual parking spaces for each dwelling unit, the side yard requirement shall apply only to exterior walls. **(Amended by Bylaw 894/09)**

#### 4.6.7 **Number of Accessory Buildings**

In any residential district, there shall be no more than three (3) accessory buildings on a site.

## **4.7 OFF STREET PARKING AND LOADING**

### **4.7.1 Parking and Loading Spaces Required With Development**

- (1) No person shall erect, enlarge, or extend any building or structure permitted under this Bylaw, unless the required parking and loading spaces are provided and maintained in connection with the new, enlarged, or altered building or structure.
- (2) When the intensity of use of any building, structure, or premises is increased through the addition of dwelling units, floor area, seating capacity, or other specified units of measurement for required parking and loading facilities, parking and loading facilities as required in this Bylaw shall be provided for any increase in intensity of use.
- (3) Wherever the existing use of a building or structure is changed to a new use, parking and loading facilities shall be provided as required for the new use; however, if the building or structure was erected prior to the effective date of this Bylaw, additional parking and loading facilities are mandatory only in the amount by which the requirements for the new use exceed the requirements for the existing use.
- (4) All required parking facilities shall be located on the same site as the principal building or use, with the exception of lands within the C1 and C2 districts, where required parking spaces may be located on a remote site. Subject to the zoning district, remote parking may be approved where it can be demonstrated that the walking route to the remote parking is considered to be both safe and within a reasonable distance of the principal use or building, and where the remote parking site is tied to the principal use site by means of an agreement registered by caveat on the title to the remote parking site.
- (5) When the calculation of parking requirements results in a fractional required parking space, this fractional requirement shall be rounded up to the next whole number.

### **4.7.2 General Regulations for Off Street Parking and Loading**

- (1) All required parking and loading facilities shall only be used for the purpose of accommodating the vehicles of clients, customers, employees, members, residents or visitors in connection with the principal building or use for which the parking and loading facilities are provided, and the parking and loading facilities shall not be used for driveways, access or egress, commercial repair work, display, sale or storage of goods of any kind.

- (2) Required parking and loading facilities shall provide for and include an adequate, safe and convenient arrangement of vehicular points of ingress or egress, driveways, internal roadways, aisles and ramps, unloading and loading of motor vehicles all in relation to buildings and entry points to buildings on the site. Such facilities shall comply with the following design, development and maintenance standards:
- (a) All required parking and loading facilities shall be clearly demarcated and have adequate storm water drainage and storage facilities;
  - (b) Continuous raised or pre-cast curbing of not less than 150 mm in height shall be provided adjacent to streets and required landscaped areas. Concrete curb stops shall be placed to ensure that vehicles do not overhang boulevards, sidewalks, or required landscaped areas. Curbing shall also be required to clearly demarcate the required portion of driveway leading to an internal roadway, aisle, ramp, parking space or loading space;
  - (c) Where warranted, on-site traffic signs shall be provided;
  - (d) In situations where lighting of off-street parking and loading facilities is to be provided, the lighting shall be arranged, installed and maintained to deflect, shade and focus light away from any adjacent land used or intended to be used for residential purposes;
  - (e) All required parking and loading spaces shall be clear of any access driveways, aisles, ramps, columns, signs or other similar obstructions, and shall conform to the following minimum dimensions:

<b>Type of Space</b>	<b>Minimum Dimensions</b>	<b>Minimum Vertical Clearance</b>
Parking spaces having direct access to a registered lane	2.7 by 6.7 m	2.0 m
Parallel parking spaces	3.0 by 6.7 m	2.0 m
Parking spaces other than those described above	2.7 by 6.0 m	2.0 m
Loading space	3.0 by 7.5 m	4.0 m

- f) All required parking and loading spaces shall, without excessive vehicular manoeuvring, have direct access to a driveway, aisle or registered lane leading to a public street. Driveways and aisles which provide access to parking or loading spaces shall conform to the following minimum dimensions:

<b>Parking Angle in Degrees</b>	<b>Width of Aisle or Driveway</b>
75 to 90	6.0 metres (two-way traffic)
50 to 74	5.5 metres (two-way traffic)
49 or less	3.7 metres (one-way traffic only)

For the purpose of the above minimum dimensions, angles shall be measured between the centre line of the parking or loading space and the centre line of the driveway or aisle;

- (g) All entrances to and exits from a required parking facility shall be designed in such a manner to minimize traffic congestion and interference with traffic movement along public streets;
- (h) Driveways leading to a public street or public right-of-way or to an internal private roadway, aisle, ramp or parking space shall be of sufficient length and width to accommodate expected vehicle volumes and therefore minimize traffic congestion and interference of traffic movement within the required parking facility and along public streets. The length, width and slope of such driveways shall be based upon accepted engineering roadway design principles;
- (i) For multiple-unit dwellings, all parking spaces shall be suitably screened from view from adjacent streets, and all required visitor parking spaces shall be clearly marked or signed as such.

4.7.3 Required Off Street Parking and Loading in Residential and Community Service Districts

- (1) The minimum off street parking requirements for all Residential and the Community Service Districts are set out in Table 4-1.
- (2) Unless otherwise specified in this Bylaw, required parking and loading spaces shall be located in side or rear yards only.
- (3) Each non-residential principal building with a building floor area greater than 500 m<sup>2</sup> shall provide one off-street loading space.



#### 4.7.4 Required Off Street Parking and Loading in Commercial Districts

- (1) The minimum off street parking requirements for all Commercial Districts are set out in Table 4-2.
- (2) Unless otherwise specified in this Bylaw, required parking and loading spaces shall be located in side or rear yards only.
- (3) Each non-residential principal building with a building floor area greater than 500 m<sup>2</sup> shall provide one off-street loading space.

#### 4.7.5 Required Off Street Parking and Loading in Industrial Districts

- (1) The minimum off street parking requirements for all Industrial Districts are set out in Table 4-3.
- (2) Unless otherwise specified in this Bylaw, required parking and loading spaces shall be located in side or rear yards only.
- (3) Each non-residential principal building with a building floor area greater than 500 m<sup>2</sup> shall provide one off-street loading space.

**TABLE 4-1: OFF-STREET PARKING REQUIREMENTS IN RESIDENTIAL AND COMMUNITY SERVICE DISTRICTS**

Use	All R - Residential Districts	CS - Community Service District
Adult day care	1 space plus 1 space per 5 persons enrolled in the facility	1 space plus 1 space per 5 persons enrolled in the facility
Ambulance stations	1 space per 30 m <sup>2</sup> of gross floor area, excluding garage area	1 space per 30 m <sup>2</sup> of gross floor area, excluding garage area
Bed and breakfast homes	1 space plus at least 1 space for visitors	1 space plus at least 1 space for visitors
Boarding houses	1 space plus 1 space per 2 rooming units or beds, whichever is greater	---
Campgrounds	---	1 space per 93 m <sup>2</sup> of total gross floor area of all buildings
Cemeteries	---	1 space per 93 m <sup>2</sup> of total gross floor area of all buildings
Clubs	1 space per 18.5 m <sup>2</sup> of gross floor area	1 space per 18.5 m <sup>2</sup> of gross floor area
Commercial recreation uses	---	1 space per 24 m <sup>2</sup> of gross floor area or (for primarily outdoor recreational uses) 1 space per 4 patrons at design capacity
Community centres	1 space per 50 m <sup>2</sup> of gross floor area	1 space per 50 m <sup>2</sup> of gross floor area
Convenience stores	1 space per 18.5 m <sup>2</sup> of gross floor area	1 space per 18.5 m <sup>2</sup> of gross floor area
Cultural institutions	1 space per 30 m <sup>2</sup> of gross floor area	1 space per 30 m <sup>2</sup> of gross floor area
Custodial care facilities	1 space plus 1 space per 5 persons enrolled in the facility	1 space plus 1 space per 5 persons enrolled in the facility
Day care centres and pre-schools	1 space plus 1 space per 5 persons enrolled in the facility	1 space plus 1 space per 5 persons enrolled in the facility
Dwelling groups	1 space per dwelling unit plus 0.5 spaces per dwelling unit for visitors	1 space per dwelling unit plus 0.5 spaces per dwelling unit for visitors
Educational institutions	---	1.2 spaces per classroom plus 1 space per 8 students at design capacity
Federal, Provincial and Municipal buildings and uses, excluding warehouses and storage yards	---	1 space per 55 m <sup>2</sup> of gross floor area

**TABLE 4-1: OFF-STREET PARKING REQUIREMENTS IN RESIDENTIAL AND COMMUNITY SERVICE DISTRICTS**

Use	All R - Residential Districts	CS - Community Service District
Federal, Provincial and Municipal warehouses and storage yards	---	1 space per 93 m <sup>2</sup> of total gross floor area of all buildings
Funeral homes	---	1 space per 10 m <sup>2</sup> of gross floor area devoted to public assembly
Group homes	1 space plus 1 space per 5 persons enrolled in the facility	---
Health care clinics	1 space per 30 m <sup>2</sup> of gross floor area	1 space per 30 m <sup>2</sup> of gross floor area
Home based business - type II	1 space per non-resident employee	1 space per non-resident employee
Hotels	---	1 space per guest room plus 1 space per 15 m <sup>2</sup> of gross floor area devoted to public assembly plus the applicable number of parking spaces for any other use contained on the site
Medical, dental and optical laboratories	---	1 space per 30 m <sup>2</sup> of gross floor area
Motels	---	1 space per guest room plus 1 space per 15 m <sup>2</sup> of gross floor area devoted to public assembly plus the applicable number of parking spaces for any other use contained on the site
Multiple unit dwellings	1.5 spaces/unit ( <i>Amended by Bylaw 1033/18</i> )	1.5 spaces/unit ( <i>Amended by Bylaw 1033/180</i> )
Parking lots	--	--
Parks and playgrounds	--	--
Places of worship	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area
Private schools	---	1.2 spaces per classroom plus 1 space per 4 students at design capacity
Public elementary schools	1.3 spaces per classroom	1.3 spaces per classroom
Public secondary schools	1.5 spaces per classroom plus 1 space per 8 students at design capacity, with parking permitted in a front, side or rear yard	1.5 spaces per classroom plus 1 space per 8 students at design capacity, with parking permitted in a front, side or rear yard

**TABLE 4-1: OFF-STREET PARKING REQUIREMENTS IN RESIDENTIAL AND COMMUNITY SERVICE DISTRICTS**

Use	All R - Residential Districts	CS - Community Service District
Public works	---	---
Public hospitals	---	1 space per 4 beds plus 1 space per 4 employees
Public recreational uses	1 space per 24 m <sup>2</sup> of gross floor area or (for primarily outdoor recreational uses) 1 space per 4 patrons at design capacity	1 space per 24 m <sup>2</sup> of gross floor area or (for primarily outdoor recreational uses) 1 space per 4 patrons at design capacity
Commercial Recreation Uses	1 space per 24m <sup>2</sup> of gross floor area (for primarily outdoor activities) 1 space per 4 patrons at design capacity	---
Restaurants	---	1 per 4 seats intended for patrons= use
Secondary Suites	1 space plus 1 for the secondary suite	1 space plus 1 for the secondary suite
Semi-detached / duplex dwellings	1 space per dwelling unit	1 space per dwelling unit
Single detached dwellings	1 space per dwelling unit	1 space per dwelling unit
Special care homes	---	1 space per 4 beds plus 1 space per 4 employees

**TABLE 4-2: OFF-STREET PARKING REQUIREMENTS IN COMMERCIAL DISTRICTS**

Use	C1 - Downtown Commercial District	C2 - Highway Commercial District
Accessory dwelling units	1 space per dwelling unit	1 space per dwelling unit
Ambulance stations	1 space per 30 m <sup>2</sup> of gross floor area, excluding garage area	1 space per 30 m <sup>2</sup> of gross floor area, excluding garage area
Animal hospitals	---	1 space per 55 m <sup>2</sup> of gross floor area
Automobile, marine, etc. sales and service	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Automotive / industrial supply stores	---	1 space per 55 m <sup>2</sup> of gross floor area
Bakeries with retail sales	---	1 space per 55 m <sup>2</sup> of gross floor area
Bus terminals	---	1 space per 55 m <sup>2</sup> of gross floor area
Campgrounds	---	1 space per 93 m <sup>2</sup> of total gross floor area of all buildings
Cannabis Retail Store	---	N/A
Car washes	3 spaces per bay	3 spaces per bay
Clubs	---	---
Commercial recreation uses	---	1 space per 55 m <sup>2</sup> of gross floor area
Community Centres	1 space per 55m <sup>2</sup> of gross floor area	---
Construction trades	---	1 space per 55 m <sup>2</sup> of gross floor area
Cultural institutions	---	1 space per 55 m <sup>2</sup> of gross floor area
Day care centres and pre-schools	---	---
Drive-in theatres	---	1 space per 55 m <sup>2</sup> of gross floor area
Financial institutions	---	1 space per 55 m <sup>2</sup> of gross floor area
Fire halls	---	1 space per 55 m <sup>2</sup> of gross floor area

**TABLE 4-2: OFF-STREET PARKING REQUIREMENTS IN COMMERCIAL DISTRICTS**

Use	C1 - Downtown Commercial District	C2 - Highway Commercial District
Funeral homes	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area
Gas bars	---	1 space per 55 m <sup>2</sup> of gross floor area
Health care clinics	---	---
Home based businesses - type II	1 space per non-resident employee	---
Hotels	---	1 space per guest room plus 1 space per 15 m <sup>2</sup> of gross floor area devoted to public assembly plus the applicable number of parking spaces for any other use contained on the site
Indoor storage rental facilities	---	1 space per 55 m <sup>2</sup> of gross floor area
Lumber yards, home improvement centres and building supply establishments	---	1 space per 55 m <sup>2</sup> of gross floor area
Malls	---	1 space per 55 m <sup>2</sup> of gross floor area
Motels	---	1 space per guest room plus 1 space per 15 m <sup>2</sup> of gross floor area devoted to public assembly plus the applicable number of parking spaces for any other use contained on the site
Multiple unit dwellings	1.5 spaces/unit <i>(Amended by Bylaw 1033/18)</i>	1.5 spaces per unit <i>(Amended by Bylaw 1033/18)</i>
Night clubs	---	1 space per 55 m <sup>2</sup> of gross floor area
Nurseries, greenhouses and garden centres	---	1 space per 55 m <sup>2</sup> of gross floor area
Offices and office buildings	---	1 space per 55 m <sup>2</sup> of gross floor area
Parking lots	---	---
Parks and playgrounds	---	---
Personal service shops	---	---

**TABLE 4-2: OFF-STREET PARKING REQUIREMENTS IN COMMERCIAL DISTRICTS**

Use	C1 - Downtown Commercial District	C2 - Highway Commercial District
Photography studios	---	---
Places of worship	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area	---
Police stations	---	1 space per 55 m <sup>2</sup> of gross floor area
Printing plants and newspaper offices	---	1 space per 10 seats in main assembly area or (where no fixed seating is provided) 1 space per 7.5 m <sup>2</sup> of gross floor area devoted to main assembly area
Public garages	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Public works	---	---
Public recreational uses	---	1 space per 55 m <sup>2</sup> of gross floor area
Radio and television stations	---	---
Recycling collection depots	---	1 space per 55 m <sup>2</sup> of gross floor area
Restaurants	---	1 per 4 seats intended for patrons= use
Retail stores	---	1 space per 55 m <sup>2</sup> of gross floor area
Service stations	---	1 space per 55 m <sup>2</sup> of gross floor area
Shopping centres	---	1 space per 55 m <sup>2</sup> of gross floor area
Storage garages	---	1 space per 55 m <sup>2</sup> of gross floor area
Taverns	---	1 space per 55 m <sup>2</sup> of gross floor area
Theatres	---	---
Tourist information centres and booths	---	1 space per 55 m <sup>2</sup> of gross floor area

**TABLE 4-2: OFF-STREET PARKING REQUIREMENTS IN COMMERCIAL DISTRICTS**

<b>Use</b>	<b>C1 - Downtown Commercial District</b>	<b>C2 - Highway Commercial District</b>
Trucking operations and freight handling facilities	---	1 space per 55 m <sup>2</sup> of gross floor area
Veterinary clinics	---	1 space per 55 m <sup>2</sup> of gross floor area
Warehouses	---	1 space per 55 m <sup>2</sup> of gross floor area
Welding and machine shops	---	1 space per 55 m <sup>2</sup> of gross floor area
Wholesale establishments	---	1 space per 55 m <sup>2</sup> of gross floor area



**TABLE 4-3: OFF-STREET PARKING REQUIREMENTS IN INDUSTRIAL DISTRICTS**

Use	M1 - General Industrial District	M2 - Limited Service Industrial District
Abattoirs	1 space per 93 m <sup>2</sup> of gross floor area	---
Accessory dwelling units	1 space per dwelling unit	1 space per dwelling unit
Animal hospitals	1 space per 55 m <sup>2</sup> of gross floor area	---
Auction markets, excluding livestock auction facilities	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Automobile, marine, etc. sales and service	1 space per 55 m <sup>2</sup> of gross floor area	---
Beekeeping and honey plants	1 space per 93 m <sup>2</sup> of gross floor area	---
Bulk fuel dealerships and storage	1 space per 93 m <sup>2</sup> of gross floor area	---
Bulk fertilizer operations	1 space per 93 m <sup>2</sup> of gross floor area	---
Car washes	3 spaces per bay	---
Cement and concrete plants	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Construction trades	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Fire halls	1 space per 55 m <sup>2</sup> of gross floor area	---
Gas bars	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Grain elevators	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Indoor storage rental facilities	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Industrial equipment storage, sales and maintenance	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Junk yards and auto wreckers	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Livestock auction facilities	1 space per 93 m <sup>2</sup> of gross floor area	---

**TABLE 4-3: OFF-STREET PARKING REQUIREMENTS IN INDUSTRIAL DISTRICTS**

Use	M1 - General Industrial District	M2 - Limited Service Industrial District
Lumber yards, home improvement centres and building supply establishments	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Manufacturing or processing operations	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Nurseries, greenhouses and garden centres	1 space per 55 m <sup>2</sup> of gross floor area	---
Parking lots	---	---
Parks and playgrounds	---	---
Police stations	1 space per 55 m <sup>2</sup> of gross floor area	---
Public works	---	---
Public garages	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Railways and ancillary facilities	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Recycling collection depots	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Sand and gravel operations	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Seed cleaning plants and feed mills	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Service stations	1 space per 55 m <sup>2</sup> of gross floor area	1 space per 55 m <sup>2</sup> of gross floor area
Stockyards	1 space per 93 m <sup>2</sup> of gross floor area	---
Tanneries	1 space per 93 m <sup>2</sup> of gross floor area	---
Taxidermists	1 space per 93 m <sup>2</sup> of gross floor area	---
Temporary camps for work crews	1 space per 93 m <sup>2</sup> of gross floor area	---
Trucking operations and freight handling facilities	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area

**TABLE 4-3: OFF-STREET PARKING REQUIREMENTS IN INDUSTRIAL DISTRICTS**

<b>Use</b>	<b>M1 - General Industrial District</b>	<b>M2 - Limited Service Industrial District</b>
Veterinary clinics	1 space per 55 m <sup>2</sup> of gross floor area	---
Warehouses and storage yards	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Welding and machine shops	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area
Wholesale establishments	1 space per 93 m <sup>2</sup> of gross floor area	1 space per 93 m <sup>2</sup> of gross floor area

## 4.8 SIGNS

All signs shall be subject to the following regulations:

### 4.8.1 General

- (1) In addition to signs permitted as set out below, temporary signs bearing notice of sale or lease, or other information relating to a temporary condition affecting the property, are permitted.
- (2) Signs shall be located in such a manner that they do not visually obstruct sight triangles or otherwise jeopardize public safety.
- (3) Except as otherwise provided, no sign shall project beyond the property lines of the site to which it pertains.
- (4) Subject to the general provisions governing their location, directional signs providing on-site directions for the convenience and safety of persons using the site shall be permitted.
- (5) Permitted home based businesses may display one (1) fascia or free-standing sign, not exceeding 0.6 m<sup>2</sup> in area, identifying the name of the home based business. Such sign shall not be illuminated. (**Note:** On multiple unit residential buildings, other permission may be required to display a home based business sign and no right to place such a sign in such situations is conveyed in this bylaw.) (**Bylaw 1033/18**)

### 4.8.2 On any site in any **Residential District, Future Urban Development District or Restricted Development District**, signs may be erected as follows:

- (1) Sign provisions applying to permitted principal commercial uses and community service uses in any residential district, the Future Urban Development District or the Restricted Development District are set out in Table 4-4. The following provisions also apply:
  - (a) No roof signs shall be permitted.
  - (b) Illuminated signs shall have a steady internal light source or a steady external light source shielded so that the light is directed only at the face of the sign.
  - (c) Signs applying to community service uses must not be illuminated between the hours of 11:00 p.m. and 7:00 a.m.
  - (d) Signs applying to community service uses must not display advertising of any commercial service or product.

<b>TABLE 4-4: SIGN REGULATIONS IN RESIDENTIAL, F.U.D. AND RESTRICTED DEVELOPMENT DISTRICTS</b>						
Uses	Maximum No. of Signs	Maximum Total Face Area (m <sup>2</sup> )	Maximum Number of Free Standing Signs	Maximum Height of Free Standing Signs (m)	Maximum Area of Free Standing Signs (m <sup>2</sup> )	
					Per Face	Total
All permitted principal residential uses	1 <sup>(1)</sup>	0.25 <sup>(1)</sup>	0	n/a	n/a	n/a
All permitted principal commercial uses	2	6.0	1	2.5	2.0	4.0
All permitted community service uses	2	10.0	1	3.0	2.5	5.0

Notes to Table 4-4:

- (1) Multiple unit dwellings and dwelling groups are permitted one additional sign, up to one (1) square metre in area, showing the name of the building or group

4.8.3 On any site in the **Community Service District**, signs may be erected as follows:

- (1) Sign provisions applying to permitted principal community service uses, residential uses and commercial uses in the Community Service District are set out in Table 4-5. The following provisions also apply:
- (a) No roof signs shall be permitted.
  - (b) Illuminated signs shall have a steady internal light source or a steady external light source shielded so that the light is directed only at the face of the sign.
  - (c) Signs applying to community service uses must not display advertising of any commercial service or product.

<b>TABLE 4-5: SIGN REGULATIONS IN THE COMMUNITY SERVICE DISTRICT</b>						
Uses	Maximum No. of Signs	Maximum Total Face Area (m <sup>2</sup> )	Maximum Number of Free Standing Signs	Maximum Height of Free Standing Signs (m)	Maximum Area of Free Standing Signs (m <sup>2</sup> )	
					Per Face	Total
All permitted principal community service uses	3	18.0	1	7.0	6.0	12.0
All permitted principal residential uses	1 <sup>(1)</sup>	0.25 <sup>(1)</sup>	0	n/a	n/a	n/a
All permitted principal commercial uses	2	18.0	1	7.0	6.0	12.0

Notes to Table 4-5:

- (1) Multiple unit dwellings and dwelling groups are permitted one additional sign, up to one (1) square metre in area, showing the name of the building or group

4.8.4 In any site in any **Commercial or Industrial District**, signs may be erected as follows:

- (1) Sign provisions applying to permitted principal commercial / industrial uses, community service uses and residential uses are set out in Table 4-6. The following provisions also apply:
- (a) Illuminated signs applying to commercial / industrial or community service uses shall have an internal light source or an external light source shielded so that the light is directed only at the face of the sign.
  - (b) A free standing sign applying to a commercial / industrial use may be located in a required yard or within a sight triangle provided that it does not create an obstruction to vehicle or pedestrian traffic or a hazard to public safety.
  - (c) A free standing sign applying to a commercial / industrial use may project beyond the limits of the site but shall not project over a developed roadway and shall not project more than 1.8 m over a public walkway or boulevard.

- (d) A free-standing sign applying to a commercial use shall maintain a minimum vertical clearance of 3.0 m above grade over any vehicle circulation area on the site.
- (e) Fascia and canopy signs shall have a minimum vertical clearance of 2.7 m above grade where they project more than 7.5 cm from the building face.
- (f) Awning signs, projecting signs and roof signs shall not project more than 1.8 m from the building face.
- (g) Awning signs, projecting signs and roof signs shall maintain a minimum vertical clearance of 2.7 m above grade where they project more than 7.5 cm from the building face.
- (h) Signs applying to community service uses must not display advertising of any commercial service or product.

<b>TABLE 4-6: SIGN REGULATIONS IN COMMERCIAL AND INDUSTRIAL DISTRICTS</b>						
Uses	Maximum No. of Signs	Maximum Total Face Area (m <sup>2</sup> )	Maximum Number of Free-Standing Signs	Maximum Height of Free-Standing Signs (m)	Maximum Area of Free-Standing Signs (m <sup>2</sup> )	
					Per Face	Total
All permitted principal commercial / industrial uses	n/a	( <sup>2</sup> )	1	11.0	n/a	( <sup>1</sup> )
All permitted community service uses	3	18.0	1	3.0	6.0	12.0
All permitted principal residential uses	1 ( <sup>3</sup> )	0.25 ( <sup>3</sup> )	0	n/a	n/a	n/a

Notes to Table 4-6:

- (<sup>1</sup>) The total face area of any free-standing sign applying to a commercial / industrial use shall not exceed 0.19 m<sup>2</sup> for every 0.3 m of street frontage on the site.
- (<sup>2</sup>) Awning signs, projecting signs and roof signs applying to commercial / industrial uses shall have a total maximum sign area (for all signs on the site) of 0.9 m<sup>2</sup> for every 0.3 m of building frontage.
- (<sup>3</sup>) Multiple-unit dwellings and dwelling groups are permitted one additional sign, up to one (1) square metre, showing the name of the building or group.

## 4.9 HOME-BASED BUSINESSES

- 4.9.1 All applications for home based businesses must be considered as a **Type I or Type II Home Based Business**. The development standards for Type I and Type II home based businesses are contained in Sections 4.9.4 and 4.9.5.
- 4.9.2 Without limiting the authority of the Development Officer to approve other types of home based business applications, the following uses are specifically permitted as home based businesses, subject to the applicable development standards contained within Sections 4.9.4 and 4.9.5:
- (1) dressmaker, seamstress, or tailor;
  - (2) office of a professional, or one who offers skilled services to clients and is not engaged in the sale of goods or products to clients;
  - (3) music, dancing, or art instruction, limited to no more than three students at a time;
  - (4) the creation of home crafts for sale off site, such as novelties and souvenirs, corsage and flower arrangements, gift baskets, and other handicrafts including but not limited to ceramics, pottery, leather goods and jewellery;
  - (5) direct sellers who have no personal contact with clients at the home based business address and who maintain no inventory or stock-in-trade for sale on the premises;
  - (6) art restoration;
  - (7) electrology, acupuncture, reflexology, and massage therapy;
  - (8) typing, word processing, and computer programming services;
  - (9) administrative office of a contractor.
  - (10) beauty parlours and barber shops limited to one (1) chair and suntan centres limited to one (1) tanning bed. **(Amended by Bylaw 770/01)**
  - (11) Dispatch headquarters for taxi service limited to a maximum of two (2) vehicles. **(Amended by Bylaw 770/01)**
  - (12) Rentals of snow toboggan machines and ATV's limited to a maximum of four (4) units. **(Amended by Bylaw 770/01)**
  - (13) Small animal grooming services, provided animals are not boarded overnight. **(Amended by Bylaw 861/07)**
- 4.9.3 Without limiting the authority of the Development Officer to deny applications for other types of home based businesses which do not meet the requirements of this Bylaw, the following uses are prohibited as home based businesses, whether or not



applications for such uses would otherwise comply with the applicable standards of this Bylaw:

- (1) restaurants or tea rooms;
- (2) beauty parlours and barber shops with more than one (1) chair, suntan centres with more than one (1) tanning bed, health or fitness clubs, tattoo parlours, photographer's studios, and laundry services; **(Amended by Bylaw 770/01).**
- (3) veterinary services, boarding or care of animals; **(Amended by Bylaw 861/07)**
- (4) motion picture or recording studios;
- (5) repair, rental or sharpening services (refers to tools & equipment) ;
- (6) hotels and hospitals;
- (7) headquarters, dispatching, or base of operations of a trucking, delivery, or towing operation; **(Amended by Bylaw 770/01)**
- (8) the painting, repairing, refitting, refurbishing, or selling of motor vehicles or machinery; **(Amended by Bylaw 795/02)**
- (9) welding, metal works, cabinet making or furniture making;
- (10) on-site sale of any products, goods or merchandise;
- (11) businesses utilizing large power tools and machinery, or businesses involved in the mass production of similar items or products.

4.9.4 The following development standards shall apply to all **Type I Home Based Businesses**:

- (1) No persons other than residents of the dwelling shall be employed in the home based businesses on the site;
- (2) Home based businesses shall be conducted entirely indoors, and no more than 20% of the gross floor area of the dwelling, including the area of the basement and any attached garage, up to a maximum of 30 m<sup>2</sup>, may be occupied by home based businesses;
- (3) An attached garage or detached accessory building may be occupied by a home based business, provided that the total area devoted to home based businesses does not exceed 30 m<sup>2</sup> on the site, and that no required parking spaces associated with the principal use are occupied by home based businesses;
- (4) There shall be no exterior storage on the site in relation to the home based business, and no exterior alterations shall be permitted that are not consistent with the residential character of the buildings and property;

- (5) No noise, vibration, smoke, dust, odours, heat, glare, electrical, television or radio interference detectable beyond the boundaries of the building containing the home based business shall be produced;
- (6) No more than one business related vehicle with a gross vehicle weight of no more than 5,000 kg and a total length of no more than 6.0 metres may be stored on or in the vicinity of the site.
- (7) Regardless of the number of home based businesses that may be located on any one site, a total of no more than five client or business related visits per day shall be made to home based businesses on any one site, and no deliveries of merchandise, goods or equipment shall be made to the businesses by a vehicle with a gross vehicle weight of more than 5,000 kg, or by a vehicle with a total length of more than 6.0 metres;
- (8) A total of no more than 2.0 cubic metres of storage may be permitted within a dwelling on any one site, and a total of no more than 4.0 cubic metres of storage may be permitted within an attached or detached accessory building in relation to home based businesses. No storage of hazardous, explosive or flammable materials shall be permitted in relation to a home based business.
- (9) An approved home based business may serve as the administrative headquarters for up to two associates or partners who may be permitted to work from their own dwelling provided they obtain a separate home based business approval, and that they are present at the administrative headquarters no more than two hours in any one week period.

4.9.5 The following development standards shall apply to all **Type II Home Based Businesses**:

- (1) In accordance with the definition of a type II home based business, no more than one non-resident person shall be employed in relation to home based businesses on any one site;
- (2) Home based businesses shall be conducted entirely indoors, and no more than 20% of the gross floor area of the dwelling, including the area of the basement and any attached garage, up to a maximum of 40 m<sup>2</sup>, may be occupied by home based businesses;
- (3) An attached garage or detached accessory building may be occupied by home based businesses, provided that the total area devoted to home based businesses does not exceed 40 m<sup>2</sup> on the site, and that no required parking spaces associated with the principal use are occupied by home based businesses;
- (4) There shall be no exterior storage on the site in relation to the home based business, and no exterior alterations shall be permitted that are not consistent with the residential character of the building and property;

- (5) No noise, vibration, smoke, dust, odours, heat, glare, electrical, television or radio interference detectable beyond the boundaries of the building containing the home based business shall be produced;
  - (6) One paved off-street parking space shall be required for a non-resident employee, and this space may be located in a required front yard. Additional off-street parking spaces may be required, where in the opinion of the Development Officer, due to the nature of the business or the site, the provision of parking is necessary to maintain the residential character of the area. The siting and screening of all required parking spaces shall be undertaken to the satisfaction of the Development Officer;
  - (7) No more than one business related vehicle with a gross vehicle weight of no more than 5,000 kg and a total length of no more than 6.0 metres may be stored on or in the vicinity of the site.
  - (8) Regardless of the number of home based businesses that may be located on any one site, a total of no more than 10 client or business related visits per day shall be made to home based businesses on any one site, and no deliveries of merchandise, goods or equipment shall be made to the businesses by a vehicle with a gross vehicle weight of more than 5,000 kg, or by a vehicle with a total length of more than 6.0 metres;
  - (9) A total of no more than 2.0 cubic metres of storage may be permitted within a dwelling on any one site, and a total of no more than 4.0 cubic metres of storage may be permitted within an attached or detached accessory building in relation to home based businesses. No storage of hazardous, explosive or flammable materials shall be permitted in relation to a home based business.
- 4.9.6 An approved home based business may serve as the administrative headquarters for up to two associates or partners who may be permitted to work from their own dwelling provided they obtain a separate home based business approval, and that they are present at the administrative headquarters no more than two hours in any one week period.

## **4.10 SPECIAL REGULATIONS AND STANDARDS**

### **4.10.1 Service Stations**

- (1) Fuel pumps and other apparatus for dispensing or storage of fuel, located all or partly above grade level, shall be at least six metres from a site line.
- (2) All automobile parts, dismantled vehicles and similar articles or equipment are to be stored within a building.
- (3) Where a service station occupies a corner site, access points shall be a minimum of 6 m from the intersecting street.

### **4.10.2 Gas Bars**

- (1) Where operated as the principal use on a site, gas bars are subject to the regulations and standards for service stations.
- (2) Where a gas bar is allowed to operate in conjunction with another use on a site, the following standards and regulations apply:
  - (a) All fuel pumps and above ground storage tanks shall be at least three metres from any building on the site, and six metres from any site line.
  - (b) The site shall have at least two separate entrances for vehicles, at least 15 metres apart.
  - (c) Access to, and parking for, fuel dispensing apparatus shall not obstruct access to the site, or other required off street parking spaces on the site.

### **4.10.3 Above Ground Fuel Storage Tanks**

- (1) Above-ground fuel storage tanks which meet the standards of the National Fire Code and which have a maximum capacity of 50,000 litres may be permitted in association with service stations, gas bars and other permitted industrial or commercial uses where the dispensing of fuel to vehicles is a standard aspect of the use.
- (2) The total storage capacity for above-ground fuel storage tanks on any single service station or gas bar site shall not exceed:
  - (a) 250,000 litres for flammable liquids (gasoline);
  - (b) 100,000 litres for combustible liquids (diesel fuel);
  - (c) 100,000 litres of propane.
- (3) Above-ground fuel storage tanks shall be:

- (a) located at least 3.0 metres from any property line (6.0 metres for service stations and gas bars) or building, however, for uses other than gas bars and service stations, the 3.0 metre separation distance may be reduced to 1.0 metre for tanks with a capacity of 5,000 litres or less;
  - (b) separated from each other and be accessible for fire fighting purposes to the satisfaction of the Development Officer;
  - (c) at least 15 metres from the boundary of any site within a Residential district;
- (4) The dispensing equipment associated with above-ground fuel storage tanks shall be located at least 3.0 metres from any property line (6.0 metres for service stations and gas bars), at least 7.5 metres from any open flame or other ignition source, and at least 4.5 metres from any door or window.
  - (5) Above-ground fuel storage tanks shall be protected from vehicles with suitable posts, guardrails or other similar means.
  - (6) At service stations and gas bars, above-ground fuel storage tanks which are located in view of a front or flanking street shall be landscaped or screened to the satisfaction of the Development Officer.
  - (7) The maximum height of an above-ground fuel storage tank shall be limited to the maximum permitted height of a free-standing sign in the zoning district.
  - (8) Painted lettering or other forms of signage may be located on above-ground fuel storage tanks subject to the sign regulations in the zoning district.

#### 4.10.4 **Bed and Breakfast Homes**

- (1) A bed and breakfast home may be located in a detached one unit dwelling or in a two-unit dwelling. No exterior alterations shall be undertaken which would be inconsistent with the residential character of the building or property.
- (2) Required parking spaces may be permitted in a front yard.
- (3) Section 3.3.2 of this Bylaw shall apply to the review and approval of bed and breakfast homes.

#### 4.10.5 Day Care Centres and Pre-Schools

- (1) Day care centres and pre-schools may be approved as an accessory use or as a principal use. In any residential district, no exterior alterations shall be undertaken to a dwelling or former dwelling which would be inconsistent with the residential character of the building or property.
- (2) Day care centres or pre-schools which are located in residential districts shall provide at least 3.25 m<sup>2</sup> of fenced on-site outdoor play space for each child present in the facility at any one time.
- (3) Required parking spaces shall not be located in a required front yard.
- (4) In addition to the development standards contained within the zoning district, Section 3.3.2 of this Bylaw shall apply to the review and approval of day care centres and pre-schools which are listed as discretionary uses.

#### 4.10.6 Family Day Care Homes

- (1) A family day care home may be located in a detached one-unit dwelling, a unit in a two-unit dwelling or a townhouse.
- (2) A family day care home shall provide at least 3.25 m<sup>2</sup> of fenced on-site outdoor play space for each child present in the facility at any one time.
- (3) The number of children under care or supervision in a family day care home shall not exceed eight, including the children under 13 years of age who are resident in the dwelling.
- (4) Required parking spaces may be permitted in a required front yard at the discretion of the Development Officer (**Bylaw 1033/18**)

#### 4.10.7 Custodial Care Facilities and Residential Care Facilities

- (1) Custodial care facilities and residential care facilities may be approved as an accessory use or as a principal use.
- (2) In any residential district, no exterior alterations shall be undertaken to a dwelling or former dwelling which would be inconsistent with the residential character of the building or property.
- (3) Required parking spaces may be permitted in a required front yard at the discretion of the Development Officer. (**Bylaw 1033/18**)
- (4) No building or structure used for the purpose of a custodial care facility or a residential care facility shall be used for the purpose of keeping boarders or lodgers.
- (5) In addition to the development standards of the zoning district, custodial care facilities and residential care facilities that are listed as discretionary

uses shall be reviewed and approved in accordance with Section 3.3.2 of this Bylaw.

#### 4.10.8 Adult Day Care Facilities

- (1) Adult day care facilities may be approved as an accessory use or as a principal use.
- (2) In any residential district, no exterior alterations shall be undertaken to a dwelling or former dwelling which would be inconsistent with the residential character of the building or property.
- (3) Required parking spaces may be permitted in a required front yard at the discretion of the Development Officer. **(Bylaw 1033/18)**
- (4) In addition to the development standards of the zoning district, adult day care facilities that are listed as discretionary uses shall be evaluated and developed in accordance with Section 3.3.2 of this Bylaw.

#### 4.10.9 Secondary Suites

- (1) Secondary suites shall conform to the following regulations:
  - (a) Secondary suites may be located only in detached one unit dwellings;
  - (b) In order to accommodate a secondary suite, the principal building must have a gross floor area, including the area of the basement, of at least 100 m<sup>2</sup>;
  - (c) No more than one secondary suite may be located in any detached one unit dwelling;
  - (d) The floor area occupied by a secondary suite shall be considered as part of the principal building;
  - (e) A secondary suite shall contain no more than two bedrooms;
  - (f) One off-street parking space is required for a secondary suite in addition to the required off-street parking for the principal dwelling. The off-street parking for the principal dwelling may be located in a required front yard. The parking space required for the secondary suite shall not be located in a required front yard unless the subject site has no access to a rear lane, and shall be surfaced, sited and screened to the satisfaction of the Development Officer;
  - (g) Where a secondary suite has an entrance which is separate from that of the principal dwelling, the entrance may only be located on a side or rear wall of the principal dwelling;

- (h) Secondary suites shall comply with all relevant requirements of the National Building Code.
- (2) Section 3.3.2 of this Bylaw shall apply to the review and approval of discretionary use applications for secondary suites.

#### 4.10.10 Cannabis Retail Stores

- (1) Cannabis Retail Stores shall conform to the following regulations:
  - (a) The property boundary of which a cannabis retail store is proposed shall not be located within 50m of any property boundary of the following principle uses:
    - a. Pre-schools
    - b. Daycare centres
    - c. Public or private schools
    - d. Parks and playgrounds
    - e. Public recreation uses
    - f. Community Centres
    - g. Commercial Recreation Uses
  - (b) The proponent shall prepare and submit a report in support of the proposed development which confirms the suitability of the development in its proposed location relative to the principle uses identified in clause (1)(a) of this section.
  - (c) Safeguards to prevent odour from affecting nearby properties shall be proposed and may be listed as a condition to permit approval.

Cannabis Retail Stores shall comply with all federal and provincial statutes and regulations and applicable municipal bylaws. **(Bylaw 1047/18)**

#### 4.11 SERVICING

- 4.11.1 Subject to 4.11.2 (below), holding or septic tanks are not allowed in the areas of the town which can be serviceable from existing municipal water and sewer lines.
- 4.11.2 A temporary permit for a holding tank, for grey water only, may be issued by the Public Health Officer of the District Health Board.
- 4.11.3 Developments outside the serviceable areas shall be connected to a private sewage disposal system approved by the District Health Board.

#### 4.12 STORAGE OF MATERIALS AND UNLICENSED OR INOPERATIVE MOTOR VEHICLES IN RESIDENTIAL DISTRICTS

In any Residential District:



- 4.12.1 No yard shall be used for storage or collection of hazardous material.
- 4.12.2 No side or front yard shall be used for the storage or collection of goods or materials.
- 4.12.3 No yard or portion thereof shall be used for the storage of machinery not normally used for the maintenance of the residential property.
- 4.12.4 Outside storage of partially dismantled or inoperative motor vehicles is not permitted.
- 4.12.5 Only one unlicensed motor vehicle may be stored on a residential site.

#### **4.13 AREAS WITH DEVELOPMENT CONSTRAINTS**

- 4.13.1 Prior to issuing a development permit for an application on land deemed by Council to be environmentally sensitive or hazardous, including but not limited to flood prone lands and any lands on or near potentially unstable slopes, Council shall require that the applicant submit a certified environmental, geotechnical and/or hydrological assessment, prepared by a qualified professional. Such assessment shall address the following:
  - (a) identification of all on-site and relevant off-site environmental constraints on and hazards to development and servicing;
  - (b) identification of all on-site and relevant off-site environmentally sensitive lands;
  - (c) assessment of the impact of the proposed development on the environment (both on the site that is the subject of the application and on any adjacent or nearby sites);
  - (d) assessment of the impact of on-site and/or off-site environmental conditions on the proposed development / use;
  - (e) identification of actions required to prevent, change, mitigate or remedy the adverse effects of the proposed development / use on the environment and/or the adverse effects of the environment on the proposed development.
- 4.13.2 Actions identified, in an assessment prepared pursuant to 4.13.1, for prevention, change, mitigation or remedy shall be incorporated as conditions to issuance of any development permit that may be issued.

#### **4.14 LANDSCAPE PLANS REQUIRED**

- 4.14.1 The District Schedules set out in Section 6 of this Bylaw set out those principal uses that are subject to landscaping requirements. Prior to issuing a development permit for such uses, Council shall require that the applicant submit a landscape plan.
- 4.14.2 The required landscape plan shall indicate:

- (1) All physical features, including both existing and proposed grades.
  - (2) The size and type of existing vegetation to be retained or removed.
  - (3) The size, type, location and quantity of plant material to be provided.
  - (4) The location and type of hard landscaping to be provided, such as walkways, retaining walls, fences, curbs and plazas.
  - (5) The means of irrigation to be provided to plant materials and turf areas (note: Council will favourably consider irrigation plans which incorporate Xeriscaping principles to meet all the requirements contained herein).
- 4.14.3 All plant materials shall be species capable of healthy growth in Nipawin and shall conform to the standards of the Canadian Nursery Trades Association for nursery stock.
- 4.14.4 All areas set aside for turf and other plant materials shall be provided with adequate means of irrigation, preferably following Xeriscaping principles.
- 4.14.5 All trees provided at the time of planting shall be a minimum of 50 millimetres caliper for deciduous trees and 2 metres height for coniferous trees. All shrubs provided at the time of planting shall be a minimum height or spread of 600 millimetres.
- 4.14.6 Continuous raised curbing or pre-cast curbing of not less than 150 millimetres in height shall be placed along the perimeter of any landscaped area abutting a driveway or off-street parking facility.
- 4.14.7 Landscaped areas provided within any required front or side yard shall not be used for any purpose except for structures or signs otherwise permitted or driveways leading to a parking or loading facility.
- 4.14.8 The landscaped areas shall be developed by the end of the next growing season after occupancy or partial occupancy of the building or site and shall be suitably maintained in a neat and tidy condition at all times.
- 4.14.9 Council shall not approve an application for a Development Permit in the event that:
- (1) A required landscape plan has not been submitted; or
  - (2) The required landscape plan does not, in the opinion of Council, provide for an adequate or suitable degree of soft or hard landscaping capable of enhancing the visual amenity of the site or providing a visual screen where required in this bylaw.

**4.15 BUILDINGS OR USES OCCUPYING MORE THAN ONE LOT** - Where an application is made for development of a building or use that will occupy more than one lot as herein

define, the parcel of land comprised of said lots shall be considered a site for the purposes of administering this bylaw.

**4.16 EXISTING BUILDINGS-** Where a building has been erected on or before the effective date of this zoning bylaw on a site having less than the minimum frontage or area, or having less than the minimum front yard, side yard or rear yard required in this zoning bylaw, the building may be enlarged, reconstructed, repaired or renovated provided that:

- (1) the enlargement, reconstruction, repair or renovation does not further reduce the front yard, side yard or rear yard that does not conform to this zoning bylaw; and
- (2) all other applicable provisions of this zoning bylaw are satisfied.

**4.17 FRONTAGE ON ROAD-** No development permit shall be issued unless the site intended to be used, or upon which a building or structure is to be erected, abuts or has frontage on an existing public road.

**4.18 BUILDING TO BE MOVED -** No building shall be moved within or into the Town of Nipawin without the issuance of a development permit unless such building is exempt under Section 3.2.2 of this zoning bylaw.

**4.19 DEMOLITION OF BUILDINGS-** No building shall be demolished within the Town of Nipawin without the issuance of a development permit.

**4.20 GRADING AND LEVELLING OF SITES** - Any site for which a development permit has been issued shall be graded and levelled at the applicant's expense to provide for surface drainage which does not adversely affect adjacent property.

**4.21 EXISTING DISCRETIONARY USES PERMITTED** - Within any zoning district, any existing use which is listed as a discretionary use within the zoning district shall not, as a result of the passage of this Bylaw, be considered non-conforming but shall be a permitted use at that location. The use at that location shall not be changed except in accordance with the provisions of this Bylaw.

**4.22 ARCHITECTURAL CONTROLS** - Within specific zoning districts, and for all new construction, Council may require development to follow specific architectural controls relating to the aesthetics and / or design of buildings.

**4.23 OVERLAY ZONING DISTRICTS** - Council may establish Architectural Control (AC) Overlay Districts pursuant to Section 73 of *The Planning and Development Act, 2007* and Section 3.1.3 of the Basic Planning Statement. Overlay zoning applies additional development standards to specific lands and are indicated on the Zoning Map with the control symbol AC. These standards add to the regulations contained in the underlying zoning district applicable to a site. Where the zoning district regulations applicable to a site appear to be in conflict with the overlay architectural controls applicable to that site, the overlay architectural controls shall take precedence.

**4.24 ARCHITECTURAL CONTROL OVERLAY ZONING**

**4.24.1 Purpose**

The purpose of the AC Overlay District is to provide appropriate development standards in order to preserve the physical character of an area and promote a selected design theme for an area. This will serve to develop and protect a sense of integrity of an area and aid in the maintenance of property values and neighbourhood aesthetics.

**4.24.2 Development Requirements**

(1) No use or development of land or buildings is permitted in an AC Overlay District except in accordance with plans which have been approved by Council and which are consistent with the provisions of Section 73 of *the Planning and Development Act, 2007* and Section 3.1.3 of the Basic Planning Statement.

**4.24.3 Architectural Control District (ACD) Evaluation Criteria**

Each development within an ACD shall be considered in an individual and a neighbourhood context, so as to preserve the physical character of an area or to maintain the established themes within a subdivision or neighbourhood.

**4.24.4 Delegation of Authority**

an (1) Council delegates the authority to approve applications for a Development Permit in Architectural Control District to the Development Officer.

- (2) The Development Officer may:
- (a) issue a Development Permit;
  - (b) deny the issuance of a Development Permit; or
  - (c) issue a Development Permit subject to Terms and Conditions.

to an (3) The Development Officer may issue a Development Permit without review by the Architectural Design Review Committee, for any alteration, renovation or repair existing building, where, in the opinion of the Development Officer, the intended changes do not significantly alter an existing building or development, and are in substantial conformance with existing developments.

(4) The Development Officer shall notify the applicant of the decision by ordinary mail addressed to the applicant at the address shown on the application form.

**4.25 ARCHITECTURAL DESIGN REVIEW COMMITTEE** - All applications for a significant development, as determined by the Development Officer, must be reviewed by the Architectural Design Review Committee (ADRC) comprised of three members. Town Council will appoint a pool of members from which three will be selected on a rotational basis by the Development Officer to review development proposals as the need arises. The ADRC cannot be comprised of any members who are, in any way, involved in the development proposal under review. The ADRC will then make recommendations to Town Council regarding the acceptance or rejection of a proposed development.  
*(4.22 to 4.25 Amended by Bylaw 924/11)*

## **SECTION 5 - ZONING DISTRICTS**

### **5.1 CLASSIFICATION OF ZONING DISTRICTS**

In order to carry out the purpose and provisions of this bylaw, the Town is divided into the following Zoning Districts, the boundaries of which are shown on the "**Zoning District Map**". Such districts may be referred to by the appropriate symbols.

<b>Districts</b>	<b>Symbols</b>
Residential (single unit)	R1
Residential (single unit and two unit)	R2
Residential (multiple unit)	R3
Residential (country residential - large sites)	R4
Residential (mobile home)	R5
Residential (special Gordon Subdivision residential)	R6
Community Service	CS
Commercial (downtown commercial)	C1
Commercial (highway commercial)	C2
Industrial	M1
Industrial (limited services)	M2
Future Urban Development	FUD
Restricted Development	RD
Architectural Control Overlay	AC
<b>(Amended by Bylaw 924/11)</b>	

## **5.2 THE ZONING DISTRICT MAP**

The map, bearing the statement "**This is the Zoning District Map which accompanies Bylaw No. 763/2000** adopted by the Council and signed by the Mayor and Administrator, and under the seal of the Town shall be known as the "**Zoning District Map**" and such map is declared to be an integral part of this Bylaw. (Amended by Bylaw 957/14)

## **5.3 BOUNDARIES OF ZONING DISTRICTS**

The boundaries of such districts referred to, together with explanatory legend, notation and reference, are shown on the map entitled "**Zoning District Map**". Unless otherwise shown, the boundaries of such districts are lot lines, centre lines of streets, lanes, road allowances, and the boundaries of the municipality. In unsubdivided land, the district boundary shall be determined by the scale shown on the map, unless otherwise indicated.

Amended by Bylaw 864/07 – Zoning Map dated 12/13/07

## **5.4 ZONING DISTRICTS**

The uses or forms of development allowed within a zoning district, along with regulations or standards which apply, are contained in the District Schedules in **Section 6**.

## **SECTION 6 - DISTRICT SCHEDULES**

### **6.1 R1 - RESIDENTIAL DISTRICT (Low Density Residential)**

#### **6.1.1 Permitted Uses**

The following uses are permitted in the **R1** - Residential District:

*Residential:*

- (1) single detached dwellings

*Commercial:*

- (2) family day care homes (refer to Section 4.10.6)
- (3) home based businesses - type I (refer to Section 4.9)
- (4) residential care facilities - type I (refer to Section 4.10.7)

*Community Service:*

- (5) community centres
- (6) places of worship
- (7) public elementary schools

*Other:*

- (8) parks and playgrounds
- (9) public works (excluding offices, warehouses and storage yards)

#### **6.1.2 Discretionary Uses**

The following uses are discretionary in the **R1** - Residential District:

*Residential:*

- (1) secondary suites (refer to Section 4.10.9)

*Commercial:*

- (2) adult day care - type I (refer to Section 4.10.8)
- (3) bed and breakfast homes (refer to Section 4.10.4)
- (4) day care centres and pre-schools (refer to Section 4.10.5)
- (5) home-based businesses - type II (refer to Section 4.9)

*Community Service:*

- (6) public secondary schools

**6.1.3 Accessory Buildings and Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.1.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-1.

- (2) Floor Areas

The minimum floor area requirements are shown in Table 6-1.

- (3) Site Coverage

The maximum site coverage requirements are shown in Table 6-1.

**6.1.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R1-Residential District:

- (1) All discretionary uses shall maintain the residential character of the area as much as possible.
- (2) Secondary schools shall, where possible, be located on corner sites to facilitate access.

**6.1.6 Exceptions to Development Standards**

- (1) Where, on a corner site, a side yard of at least 6 metres is provided along the flanking street for a single detached dwelling, the minimum rear yard requirement is reduced to 3 metres.



**6.1.7 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the R1 - Residential District apply to those principal uses noted on Table 6-1.
- (2) For those uses in the R1 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

**TABLE 6-1: R1 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Single detached dwellings	360	495	12	15	7.5	1.5 <sup>(2)</sup>	7.5	4.5	120	40	NO
Residential care facilities - type I	360	495	12	15	7.5	1.5 <sup>(2)</sup>	7.5	4.5	120	40	YES
Community centres	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Places of worship	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Public elementary schools	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Parks and playgrounds	C	C	C	C	7.5	1.5 <sup>(2)</sup>	7.5	7.5	C	10	NO
Public works	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	4.5	C	50	NO
Adult day care – type I	360	495	12	15	7.5	1.5 <sup>(2)</sup>	7.5	4.5	120	40	YES
Bed and breakfast homes	360	495	12	15	7.5	1.5 <sup>(2)</sup>	7.5	4.5	120	40	YES
Day care centres and pre-schools	360	495	12	15	7.5	1.5 <sup>(2)</sup>	7.5	7.5	120	40	YES
Public secondary schools	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES

- Notes:**
- (1) or one-half the building height, whichever is greater
  - (2) except for corner lots, where it shall be 3 m along the flanking street
  - (3) except in the case of two storey dwellings, where the minimum floor area at grade level shall be 83m<sup>2</sup> (896 sq. ft)

## 6.2 R2 - RESIDENTIAL DISTRICT (Moderate Density Residential)

### 6.2.1 Permitted Uses

The following uses are permitted in the **R2** - Residential District:

*Residential:*

- (1) semi-detached or duplex dwellings
- (2) single detached dwellings

*Commercial:*

- (3) adult day care - type I (refer to Section 4.10.6)
- (4) family day care homes (refer to Section 4.10.6)
- (5) home based businesses - type I (refer to Section 4.9)
- (6) residential care facilities - type I (refer to Section 4.10.7)

*Community Service:*

- (7) community centres
- (8) places of worship
- (9) public elementary and secondary schools

*Other:*

- (10) parks and playgrounds
- (11) public works (excluding offices, warehouses and storage yards)

### 6.2.2 Discretionary Uses

The following uses are discretionary in the **R2** - Residential District:

*Residential:*

- (1) multiple unit dwellings
- (2) secondary suites (refer to Section 4.10.9)
- (3) dwelling groups (**Amended by Bylaw 964/14**)

*Commercial:*

- (3) adult day care - type II (refer to Section 4.10.8)
- (4) bed and breakfast homes (refer to Section 4.10.4)
- (5) convenience stores, but without associated gas bars. Computer sales and services shall be included as an auxiliary use to a convenience store (**Amended by Bylaw 817/04**)
- (6) day care centres and pre-schools (refer to Section 4.10.5)
- (7) health care clinics
- (8) home-based businesses - type II (refer to Section 4.9)
- (9) residential care facilities - type II (refer to Section 4.10.7)

*Community Service:*

- (10) ambulance stations
- (11) cultural institutions
- (12) custodial care facilities (refer to Section 4.10.7)
- (13) group homes
- (14) public recreational uses

*Other:*

- (15) clubs
- (16) parking lots

**6.2.3 Accessory Buildings and Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.2.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-2.

- (2) Floor Areas

The minimum floor area requirements are shown in Table 6-2.

- (3) Site Coverage

The maximum site coverage requirements are shown in Table 6-2.

**6.2.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R2-Residential District:

- (1) All discretionary uses shall maintain the residential character of the area as much as possible.
- (2) Convenience Stores shall be located on corner sites only.

**6.2.6 Exceptions to Development Standards**

- (1) Where, on a corner site, a side yard of at least 6 metres is provided for a single detached, semi-detached, or duplex dwelling along the flanking street, the minimum rear yard requirement is reduced to 3 metres. **(Bylaw 1033/18)**

**6.2.7 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the R2 - Residential District apply to those principal uses noted on Table 6-1.
- (2) For those uses in the R2 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

**TABLE 6-2: R2 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Duplex dwellings (per unit) (1095/20)	255	315	7.5	10.5	7.5	1.5 <sup>(6)</sup>	7.5	7.5	80	40	NO
Semi-detached/duplex dwellings (per unit) (1095/20)	255	315	7.5	10.5	7.5	1.5 <sup>(6)(7)</sup>	7.5	7.5	50	40	NO
Single detached dwellings	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	83	40	NO
Adult day care – type I and II	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Residential care facilities - type I	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Community centres	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Places of worship	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Public elementary / secondary schools	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Parks and playgrounds	-	-	-	-	7.5	1.5 <sup>(6)</sup>	7.5	7.5	-	10	NO
Public works	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	4.5	-	50	NO
Multiple unit dwellings (3) (apartments)	650 <sup>(2)</sup>	650 <sup>(2)</sup>	21	21	7.5	3.5 <sup>(1)</sup>	6	6	---	50	YES
Multiple unit dwellings (town houses) (per unit)	180	180	6	6	7.5	3.5 <sup>(4)</sup>	6	6	75	40	YES
Bed and breakfast homes	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Convenience stores	360	360	12	15	7.5	3	7.5	7.5	111.5	60	YES
Day care centres and pre-schools	360	360	12	15	7.5	3	7.5	7.5	97.5	50	YES

<b>TABLE 6-2: R2 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS</b>											
<b>Principal Use</b>	<b>Minimum Site Area (m<sup>2</sup>)</b>		<b>Minimum Site Frontage (m)</b>		<b>Minimum Front Yard (m)</b>	<b>Minimum Side Yard (m)</b>	<b>Minimum Rear Yard (m)</b>		<b>Minimum Building Floor Area (m<sup>2</sup>)</b>	<b>Maximum Site Coverage (%)</b>	<b>Landscaping Required</b>
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Health care clinics	360	360	12	15	7.5	3	7.5	7.5	110	60	YES
Residential care facilities - type II	360	495	12	15	7.5	3	7.5	7.5	110	50	YES
Ambulance stations	360	360	12	15	7.5	3	7.5	7.5	-	50	YES
Cultural institutions	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Custodial care facilities	360	495	12	15	7.5	3	7.5	7.5	97.5	40	YES
Group homes	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Public recreational uses	-	-	-	-	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Clubs	360	495	12	15	7.5	3	7.5	7.5	97.5	50	YES
Parking lots	360	495	12	15	7.5	3	7.5	4.5	-	-	YES <sup>(5)</sup>

- Notes:**
- (1) or one-half the building height, whichever is greater.
  - (2) plus 93 m<sup>2</sup> for each storey in excess of 3.
  - (3) **(Amended by Bylaw 765/00)**
  - (4) No side yard shall be required for a townhouse unit with two shared common walls.
  - (5) Where a parking lot abuts any site used for residential purposes without an intervening lane, there shall be a strip of land adjacent to the abutting site line of not less than 1.5 m depth throughout, which shall not be used for any purpose except landscaping and shall be landscaped
  - (6) except for corner lots, where it shall be 3 m along the flanking street
  - (7) except where a semi-detached residential building is located such that each dwelling unit is on a separate lot, there is no side yard requirement along the common wall
  - (8) except in the case of two storey dwellings, where the minimum floor area at grade level shall be 53 m<sup>2</sup> (576 sq. ft)

## 6.3 R3 - RESIDENTIAL DISTRICT

### 6.3.1 Permitted Uses

The following uses are permitted in the **R3** - Residential District:

*Residential:*

- (1) multiple unit dwellings
- (2) semi-detached or duplex dwellings
- (3) single detached dwellings

*Commercial:*

- (4) adult day care - types I and II (refer to Section 4.10.8)
- (5) family day care homes (refer to Section 4.10.6)
- (6) home based businesses - type I (refer to Section 4.9)
- (7) residential care facilities - types I and II (refer to Section 4.10.7)

*Community Service:*

- (8) community centres
- (9) places of worship
- (9-1) nurseries, greenhouses and garden centres (**Amended by Bylaw 817/04**)

*Other:*

- (10) parks and playgrounds
- (11) public works (excluding offices, warehouses and storage yards)

### 6.3.2 Discretionary Uses

The following uses are discretionary in the **R3** - Residential District:

*Residential:*

- (1) boarding houses
- (2) dwelling groups
- (3) secondary suites (refer to Section 4.10.9)

*Commercial:*

- (4) bed and breakfast homes (refer to Section 4.10.4)
- (5) convenience stores, with or without associated gas bars (refer to Sections 4.10.2 and 4.10.3)
- (6) day care centres and pre-schools (refer to Section 4.10.5)



- (7) health care clinics
- (8) home-based businesses - type II (refer to Section 4.9)
- (9) residential care facilities - type III (refer to Section 4.10.7)

*Community Service:*

- (10) ambulance stations
- (11) cultural institutions
- (12) custodial care facilities (refer to Section 4.10.7)
- (13) group homes
- (14) public recreational uses
- (15) public elementary and secondary schools
- (15-1) catering halls (*Amended by Bylaw 973/14*)
- (15-2) commercial recreation uses (*Amended by Bylaw 1037/18*)

*Other:*

- (16) clubs
- (17) parking lots

**6.3.3 Accessory Buildings and Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.3.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-3.

- (2) Floor Areas

The minimum floor area requirements are shown in Table 6-3.

- (3) Site Coverage

The maximum site coverage requirements are shown in Table 6-3.

**6.3.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R3-Residential District:

- (1) All discretionary uses shall maintain the residential character of the area as much as possible.
- (2) Schools shall, where possible, be located on corner sites to facilitate access.

- (3) Boarding houses are subject to the following standards:
- (a) Each resident of a rooming house must be provided with a minimum of 14 square metres of private living space.
  - (c) Each resident must have access to a heated bathroom, and one bathroom must be provided for each 6 persons in the house.
- (4) Dwelling groups are subject to the following additional standards:
- (a) The minimum side and rear yards of 3.5 m or 2 the building height shall be measured from the closest main wall of the principal building closest to the side or rear site line, respectively.
  - (b) All principal buildings forming part of the group shall be located at least 3.5 m from any other principal building in the group.
  - (c) The site area shall provide at least 350 square metres for each dwelling unit in the group located at grade level plus 65 square metres for any dwelling unit located above the main floor.
  - (d) Council may apply special development standards regarding yard requirements to ensure compatibility with adjacent development.
- (6) Convenience Stores and Gas Bars
- (a) Convenience stores, with or without associated gas bars, shall be located on corner sites only.
  - (b) Gas bars will be permitted only in association with convenience stores.
- (7) Commercial Recreation Uses
- (a) Shall, where possible, be located on corner sites to facilitate access.
  - (b) Shall be landscaped with vegetation that, when mature, is large enough to adequately reduce visual impact of the facility from neighbouring properties. Landscaping and/or screening acceptable to Council shall be provided in all yards facing a public roadway.
  - (c) Parking lots abutting a residential property shall be screened with a fence or hedge at least 1.8m in height.

### **6.3.6 Exceptions to Development Standards**

- (1) Where, on a corner site, a side yard of at least 6 metres is provided for a single detached, semi-detached, or duplex dwelling along the flanking street, the minimum rear yard requirement is reduced to 3 metres. **(Bylaw 1033/18)**

### **6.3.7 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the R3 - Residential District apply to those principal uses noted on Table 6-3.
- (2) For those uses in the R3 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

**TABLE 6-3: R3 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Multiple unit dwellings (apartments) <sup>3</sup>	650 <sup>(2)</sup>	650 <sup>(2)</sup>	21	21	7.5	3.5 <sup>(1)</sup>	6	6	---	50	YES
Multiple unit dwellings (town houses) (per unit) <b>(1089/19)</b>	180	180	6	6	7.5	3.5 <sup>(5)</sup>	6	6	50	40	YES
Duplex dwellings (per unit)	255	315	7.5	10.5	7.5	1.5 <sup>(6)</sup>	7.5	7.5	80	40	NO
Semi-detached/duplex dwellings (per unit)	255	315	7.5	10.5	7.5	1.5 <sup>(6)(7)</sup>	7.5	7.5	50	40	NO
Single detached dwellings	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	83	40	NO
Adult day care – type I and II	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Residential care facilities - type I	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Residential care facilities - type II	360	495	12	15	7.5	3	7.5	7.5	110	50	YES
Community centres	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Places of worship	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Parks and playgrounds	C	C	C	C	7.5	1.5 <sup>(6)</sup>	7.5	7.5	C	10	NO
Public works	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	4.5	C	50	NO
Boarding houses	360	495	12	15	7.5	1.5	7.5	4.5	97.5	40	NO
Dwelling groups	2000	2000	C	C	7.5	3.5 <sup>(1)</sup>	3.5 <sup>(1)</sup>	3.5 <sup>(1)</sup>	C	40	YES
Bed and breakfast homes	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Convenience stores	360	360	12	15	7.5	3	7.5	7.5	110	60	YES

**TABLE 6-3: R3 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Day care centres and pre-schools	360	360	12	15	7.5	3	7.5	7.5	97.5	50	YES
Health care clinics	360	360	12	15	7.5	3	7.5	7.5	110	50	YES
Residential care facilities - type III	360	495	12	15	7.5	3	7.5	7.5	140	50	YES
Ambulance stations	360	360	12	15	7.5	3	7.5	7.5	---	50	YES
Cultural institutions	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Custodial care facilities	360	495	12	15	7.5	3	7.5	7.5	97.5	40	YES
Group homes	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Public recreational uses	---	---	---	---	7.5	3	7.5	7.5	140	50	YES
Public elementary and secondary schools	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Clubs	360	495	12	15	7.5	3	7.5	7.5	97.5	50	YES
Catering Halls <b>Bylaw 984/15</b>	550	550	15	15	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Commercial Recreation Uses <b>Bylaw 1037/18</b>	---	---	---	---	7.5	3 <sup>(1)</sup>	7.5	7.5	140	50	YES

- Notes:
- (1) or one-half the building height, whichever is greater.
  - (2) plus 93 m<sup>2</sup> for each storey in excess of 3.
  - (3) **(Amended by Bylaw 765/00)**
  - (4) No side yard shall be required for a townhouse unit with two shared common walls.
  - (5) Where a parking lot abuts any site used for residential purposes without an intervening lane, there shall be a strip of land adjacent to the abutting site line of not less than 1.5 m depth throughout, which shall not be used for any purpose except landscaping and shall be landscaped
  - (6) except for corner lots, where it shall be 3 along the flanking street
  - (7) except where a semi-detached residential building is located such that each dwelling unit is on a separate lot, there is no side yard requirement along the common wall.

(8) except in the case of two storey dwellings, where the minimum floor area at grade level shall be 53m<sup>2</sup> (576 sq. ft) 80% of the minimum floor area for single detached dwellings

## 6.4 R4 - RESIDENTIAL DISTRICT

### 6.4.1 Permitted Uses

The following uses are permitted in the **R4** - Residential District:

*Residential:*

- (1) single detached dwellings

*Commercial:*

- (2) family day care homes (refer to Section 4.10.6)
- (3) home based businesses - type I (refer to Section 4.9)
- (4) residential care facilities - type I (refer to Section 4.10.7)

*Community Service:*

- (5) community centres
- (6) places of worship

*Other:*

- (7) parks and playgrounds
- (8) public works (excluding offices, warehouses and storage yards)

### 6.4.2 Discretionary Uses

The following uses are discretionary in the **R4** - Residential District:

*Residential:*

- (1) secondary suites (refer to Section 4.10.9)

*Commercial:*

- (2) adult day care - type I (refer to Section 4.10.8)
- (3) bed and breakfast homes (refer to Section 4.10.4)
- (4) day care centres and pre-schools (refer to Section 4.10.5)
- (5) home-based businesses - type II (refer to Section 4.9)

*Community Service*

- (1) Catering Halls (**Amended by Bylaw 973/14**)

### 6.4.3 Accessory Buildings and Uses

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).





#### **6.4.4 Regulations**

(1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-4.

(2) Floor Areas

The minimum floor area requirements are shown in Table 6-4.

(3) Site Coverage

The maximum site coverage requirements are shown in Table 6-4.

#### **6.4.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R4-Residential District:

- (1) All discretionary uses shall maintain the residential character of the area as much as possible.

#### **6.4.6 Landscaping Requirements (refer to Section 4.14)**

- (1) Landscaping requirements in the R4 - Residential District apply to those principal uses noted on Table 6-4.

- (2) For those uses in the R4 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.

- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

<b>TABLE 6-4: R4 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS</b>											
<b>Principal Use</b>	<b>Minimum Site Area (m<sup>2</sup>)</b>		<b>Minimum Site Frontage (m)</b>		<b>Minimum Front Yard (m)</b>	<b>Minimum Side Yard (m)</b>	<b>Minimum Rear Yard (m)</b>		<b>Minimum Building Floor Area (m<sup>2</sup>)</b>	<b>Maximum Site Coverage (%)</b>	<b>Landscaping Required</b>
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Single detached dwellings	1500	1500	30	30	7.5	3	7.5	7.5	120	C	NO
Residential care facilities - type I	4500	4500	45.7	45.7	7.5	3	7.5	7.5	97.5	C	YES
Community centres	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	20	YES
Places of worship	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	20	YES
Parks and playgrounds	C	C	C	C	7.5	3	7.5	7.5	C	5	NO
Public works	C	C	C	C	7.5	3.5 <sup>(1)</sup>	7.5	7.5	C	50	NO
Adult day care – type I	4500	4500	45.7	45.7	7.5	3	7.5	7.5	97.5	C	YES
Bed and breakfast homes	4500	4500	45.7	45.7	7.5	3	7.5	7.5	C	C	YES
Day care centres and pre-schools	4500	4500	45.7	45.7	7.5	3	7.5	7.5	97.5	C	YES
Catering Halls <b>Bylaw 984/15</b>	550	550	15	15	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES

**Notes:** <sup>(1)</sup> or one-half the building height, whichever is greater  
<sup>(2)</sup> except in the case of two storey dwellings, where the minimum floor area at grade level shall be 83m<sup>2</sup> (896 sq. ft)

## **6.5 R5 - RESIDENTIAL DISTRICT**

### **6.5.1 Permitted Uses**

The following uses are permitted uses in the **R5** - Residential District:

*Residential:*

- (1) mobile homes

*Commercial:*

- (2) family day care homes (refer to Section 4.10.6)
- (3) home based businesses - type I (refer to Section 4.9)

*Community Service:*

- (4) community centres
- (5) places of worship
- (6) public elementary schools

*Other:*

- (7) parks and playgrounds
- (8) public works (excluding offices, warehouses and storage yards)

### **6.5.2 Discretionary Uses**

The following uses are discretionary in the **R5** - Residential District:

*Commercial:*

- (1) adult day care - type I (refer to Section 4.10.8)
- (2) convenience stores, but without associated gas bars
- (3) day care centres and pre-schools (refer to Section 4.10.5)
- (4) home-based businesses - type II (refer to Section 4.9)
- (5) laundromats
- (6) mobile home courts

*Community Service:*

- (7) public secondary schools
- (8) catering halls

### **6.5.3 Accessory Buildings and Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

#### **6.5.4 Regulations**

(1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-5.

(2) Floor Areas

The minimum floor area requirements are shown in Table 6-5.

(3) Site Coverage

The maximum site coverage requirements are shown in Table 6-5.

#### **6.5.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R5-Residential District:

(1) All discretionary uses shall maintain the residential character of the area as much as possible.

(2) Off street parking spaces for day care centres, pre-school nurseries and places of worship, shall be located in a side or rear yard and shall be screened if they abut a site used for residential purposes.

(3) Places of worship shall, where possible, be located on corner sites to facilitate access.

(4) Mobile Home Courts are subject to the following standards:

(a) Road rights of way within mobile home courts shall be at least 15m in width, with hard-surfaced roadways of a minimum 6m in width, and drained.

(b) A minimum of ten per cent (10%) of the area of the mobile home court shall be set aside as communal open space or devoted to recreation facilities.

(c) All site and yard requirements for mobile homes in the R5 - Residential District shall apply to individual mobile home sites within a mobile home court.

(d) *The Public Health Act*, and the Regulations passed thereunder, shall be complied with in respect to all operations and development of a mobile home court.

(5) Convenience Stores shall be located on corner sites only.

#### **6.5.6 Landscaping Requirements (refer to Section 4.14)**

- (1) Landscaping requirements in the R5 - Residential District apply to those principal uses noted on Table 6-5.
- (2) For those uses in the R5 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

**TABLE 6-5: R5 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Mobile homes	360	495	12	15	7.5	1.5 <sup>(4)</sup>	1.5 <sup>(1)</sup>	1.5 <sup>(1)</sup>	80	40	NO
Community centres	C	C	C	C	7.5	3.5 <sup>(2)</sup>	7.5	7.5	140	50	YES
Places of worship	C	C	C	C	7.5	3.5 <sup>(2)</sup>	7.5	7.5	140	50	YES
Public elementary schools	C	C	C	C	7.5	3.5 <sup>(2)</sup>	7.5	7.5	140	50	YES
Parks and playgrounds	C	C	C	C	7.5	1.5 <sup>(4)</sup>	7.5	7.5	C	10	NO
Public works	C	C	C	C	7.5	3.5 <sup>(2)</sup>	7.5	7.5	C	50	NO
Adult day care – type I	360	495	12	15	7.5	1.5 <sup>(4)</sup>	1.5 <sup>(1)</sup>	1.5 <sup>(1)</sup>	80	40	YES
Convenience stores	360	360	12	15	7.5	3	7.5	7.5	110	60	YES
Day care centres and pre-schools	360	495	12	15	7.5	1.5 <sup>(4)</sup>	<sup>(1)</sup>	<sup>(1)</sup>	80	40	YES
Laundromats	360	360	12	15	7.5	3	7.5	7.5	110	60	YES
Mobile home courts	5000	5000	C	C	<sup>(3)</sup>	<sup>(3)</sup>	<sup>(3)</sup>	<sup>(3)</sup>	C	<sup>(3)</sup>	YES
Public secondary schools	C	C	C	C	7.5	3.5 <sup>(2)</sup>	7.5	7.5	140	50	YES
Catering Halls <b>Bylaw 984/15</b>	550	550	15	15	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES

- Notes:**
- (1) with a rear lane; where there is no rear lane, the minimum rear yard shall be 3 m.
  - (2) or one-half the building height, whichever is greater.
  - (3) Refer to Section 6.5.5 (4).
  - (4) except for corner lots, where it shall be 3 along the flanking street







## **6.6 R6 - RESIDENTIAL DISTRICT (Special Gordon Subdivision Residential)**

### **6.6.1 Permitted Uses**

The following uses are permitted uses in the **R6** - Residential District:

*Commercial:*

- (1) family day care homes (refer to Section 4.10.6)
- (2) home based businesses - type I (refer to Section 4.9)

*Other:*

- (3) parks and playgrounds
- (4) public works (excluding offices, warehouses and storage yards)

### **6.6.2 Discretionary Uses**

The following uses are discretionary in the **R6** - Residential District:

*Residential:*

- (1) mobile homes
- (2) single detached dwellings

*Commercial:*

- (3) adult day care - type I, as accessory uses to permitted dwellings only (refer to Section 4.10.8)
- (4) day care centres and pre-schools, as accessory uses to permitted dwellings only (refer to Section 4.10.5)
- (5) home-based businesses - type II (refer to Section 4.9)

### **6.6.3 Accessory Buildings and Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

### **6.6.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-6.

- (2) Floor Areas

The minimum floor area requirements are shown in Table 6-6.

- (3) Site Coverage

The maximum site coverage requirements are shown in Table 6-6.

#### **6.6.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the R6-Residential District:

- (1) Off street parking spaces for day care centres, pre-school nurseries and places of worship, shall be located in a side or rear yard and shall be screened if they abut a site used for residential purposes.

#### **6.6.6 Landscaping Requirements (refer to Section 4.14)**

- (1) Landscaping requirements in the R6 - Residential District apply to those principal uses noted on Table 6-6.
- (2) For those uses in the R6 - Residential District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

<b>TABLE 6-6: R6 RESIDENTIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS</b>											
<b>Principal Use</b>	<b>Minimum Site Area (m<sup>2</sup>)</b>		<b>Minimum Site Frontage (m)</b>		<b>Minimum Front Yard (m)</b>	<b>Minimum Side Yard (m)</b>	<b>Minimum Rear Yard (m)</b>		<b>Minimum Building Floor Area (m<sup>2</sup>)</b>	<b>Maximum Site Coverage (%)</b>	<b>Landscaping Required</b>
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Parks and playgrounds	---	---	---	---	7.5	1.5 <sup>(1)</sup>	7.5	7.5	---	10	NO
Public works	---	---	---	---	7.5	3.5 <sup>(2)</sup>	7.5	4.5	---	50	NO
Mobile homes	360	495	12	15	7.5	1.5 <sup>(1)</sup>	7.5	4.5	68	40	NO
Single detached dwellings	360	495	12	15	7.5	1.5 <sup>(1)</sup>	7.5	4.5	68	40	NO

- Notes:**
- (1) except for corner lots, where it shall be 3 along the flanking street
  - (2) or one-half the building height, whichever is greater.
  - (3) except in the case of two storey dwellings, where the minimum floor area at grade level shall be 53 m<sup>2</sup> (576 sq. ft)

## **6.7 CS - COMMUNITY SERVICE DISTRICT**

### **6.7.1 Permitted Uses**

The following uses are permitted in the CS - Community Service District:

*Community Service:*

- (1) ambulance stations
- (2) cemeteries
- (3) community centres
- (4) cultural institutions
- (5) educational institutions
- (6) private schools
- (7) Federal, Provincial and Municipal buildings and uses, but excluding warehouses and storage yards
- (8) public elementary and secondary schools
- (9) public hospitals
- (10) public recreational uses
- (11) places of worship
- (12) special care homes
- (12-1) catering halls

*Commercial:*

- (13) adult day care - types I and II (refer to Section 4.10.8)
- (14) day care centres and pre-schools (refer to Section 4.10.5)
- (15) health care clinics
- (16) family day care homes (refer to Section 4.10.6)
- (17) home based businesses - type I (refer to Section 4.9)
- (18) medical, dental and optical laboratories
- (19) residential care facilities - types I, II and III (refer to Section 4.10.7)

*Other:*

- (20) clubs
- (21) parks and playgrounds
- (22) public works, excluding warehouses and storage yards

### **6.7.2 Discretionary Uses**

The following uses are discretionary uses in the CS - Community Service District:

*Community Service:*

- (1) Federal, Provincial and Municipal warehouses and storage yards

*Commercial:*

- (2) bed and breakfast homes (refer to Section 4.10.4)
- (3) campgrounds
- (4) commercial recreation uses
- (5) convenience stores, with or without associated gas bars (refer to Sections 4.10.2 and 4.10.3)
- (6) custodial care facilities (refer to Section 4.10.6)
- (7) funeral homes
- (8) home based businesses - type II (refer to Section 4.9)
- (9) hotels
- (10) motels
- (11) restaurants, with or without associated lounges

*Residential:*

- (12) dwelling groups
- (13) multiple unit dwellings
- (14) secondary suites (refer to Section 4.10.9)
- (15) semi-detached or duplex dwellings
- (16) single detached dwellings

*Other:*

- (17) parking lots

**6.7.3 Accessory Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.7.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown on Table 6-7.

- (2) Floor Areas

The minimum floor area requirements are shown on Table 6-7.

- (3) Site Coverage

The maximum site coverage requirements are shown on Table 6-7.

### 6.7.5 Standards for Discretionary Uses

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the CS-Community Service District:

- (1) Dwelling groups are subject to the following additional standards:
  - (a) The minimum side and rear yards of 3.5 m or 2 the building height shall be measured from the closest main wall of the principal building closest to the side or rear site line, respectively.
  - (b) All principal buildings forming part of the group shall be located at least 3.5 m from any other principal building in the group.
  - (c) The site area shall provide at least 350 square metres for each dwelling unit in the group located at grade level plus 65 square metres for any dwelling unit located above the main floor.
  - (d) Council may apply special development standards regarding Ayard requirements@ to ensure compatibility with adjacent development.
- (6) Convenience Stores and Gas Bars
  - (a) Convenience stores, with or without associated gas bars, shall be located on corner sites only.
  - (b) Gas bars will be permitted only in association with convenience stores.

### 6.7.6 Exceptions to Development Standards

- (1) Where, on a corner lot, a side yard of at least 6 metres is provided for a single detached, semi-detached, or duplex dwelling along the flanking street, the minimum rear yard requirement is reduced to 3 metres. **(Bylaw 1033/18)**
- (2) Council may exempt side yard requirement to permit the joint use of facilities and for purposes of:
  - i) Providing enclosed pedestrian walkways between public and private facilities and/or their sites.
  - ii) Accommodating public Joint Use Facilities.

and with consideration given to the extent of the joined construction and provided that all fire safety requirements are met.

**6.7.7 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the CS - Community Service District apply to those principal uses noted on Table 6-7.
- (2) For those uses in the CS - Community Service District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

**TABLE 6-7: CS COMMUNITY SERVICE DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Ambulance stations	360	360	12	15	7.5	3	7.5	7.5	---	50	YES
Cemeteries	---	C	C	C	C	3 <sup>(1)</sup>	3	3	---	---	NO
Community centres	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Cultural institutions	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Educational institutions	360	495	12	15	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Private schools	360	495	12	15	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Federal, Provincial and Municipal buildings and uses, excluding warehouses and storage yards	360	360	12	15	7.5	3 <sup>(1)</sup>	7.5	7.5	110	60	YES
Federal, Provincial, Municipal warehouses & storage yards <i>(Amended by Bylaw 765/00)</i>	360	360	12	15	7.5	3.0 <sup>(1)</sup>	7.5	7.5	---	60	YES
Public elementary and secondary schools	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Public hospitals	---	---	---	---	---	3 <sup>(1)</sup>	3	3	---	---	YES
Public recreational uses	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Places of worship	---	---	---	---	7.5	3.5 <sup>(1)</sup>	7.5	7.5	140	50	YES
Special care homes	---	---	---	---	7.5	3.5 <sup>(1)</sup>	3	3	---	50	YES
Adult day care - types I and II	360	495	12	15	7.5	1.5 <sup>(1)</sup>	7.5	4.5	97.5	40	YES



**TABLE 6-7: CS COMMUNITY SERVICE DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Day care centres and pre-schools	360	360	12	15	7.5	3	7.5	7.5	97.5	50	YES
Health care clinics	360	360	12	15	7.5	3	7.5	7.5	110	50	YES
Medical, dental and optical laboratories	360	495	12	15	7.5	3	7.5	7.5	110	50	YES
Residential care facilities – type I	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Residential care facilities – type II	360	495	12	15	7.5	3	7.5	7.5	110	50	YES
Residential care facilities – type III	360	495	12	15	7.5	3	7.5	7.5	140	50	YES
Clubs	360	495	12	15	7.5	3	7.5	7.5	97.5	50	YES
Parks and playgrounds	---	---	---	---	7.5	1.5 <sup>(6)</sup>	7.5	7.5	---	10	NO
Public works	---	---	---	---	7.5	3.5 <sup>(6)</sup>	7.5	4.5	---	50	NO
Federal, Provincial and Municipal warehouses and storage yards											
Bed and breakfast homes	360	495	12	15	7.5	1.5 <sup>(6)</sup>	7.5	4.5	97.5	40	YES
Campgrounds	---	---	---	---	7.5	3	7.5	7.5	---	---	YES
Commercial recreation uses	360	360	12	15	7.5	3	7.5	7.5	140	50	YES
Convenience stores	360	360	12	15	7.5	3	7.5	7.5	110	60	YES

**TABLE 6-7: CS COMMUNITY SERVICE DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Custodial care facilities	360	495	12	15	7.5	3	7.5	7.5	97.5	40	YES
Funeral homes	360	495	12	15	7.5	3	7.5	7.5	140	50	YES
Hotels	360	360	12	15	7.5	3 <sup>(1)</sup>	7.5	7.5	110	60	YES
Motels	360	360	12	15	7.5	3 <sup>(1)</sup>	7.5	7.5	110	60	YES
Restaurants	360	360	12	15	7.5	3 <sup>(1)</sup>	7.5	7.5	110	60	YES
Dwelling groups	2000	2000	---	---	7.5	3.5 <sup>(1)</sup>	3.5 <sup>(1)</sup>	3.5 <sup>(1)</sup>	---	40	YES
Multiple unit dwellings (apartments)	650 <sup>(3)</sup>	650 <sup>(3)</sup>	21	21	7.5	3.5 <sup>(1)</sup>	6	6	---	50	YES
Multiple unit dwellings (townhouses)	180	180	6	6	7.5	3.5 <sup>(4)</sup>	6	6	75	40	YES
Semi-detached/duplex dwellings	255	315	7.5	10.5	7.5	1.5 <sup>(6)(7)</sup>	7.5	4.5	80	40	NO
Single detached dwellings	360	495	12	15	7.5	1.5	7.5	4.5	97.5	40	NO
Parking lots	360	495	12	15	7.5	3	7.5	4.5	---	---	YES <sup>(5)</sup>
Catering Halls <b>Bylaw 984/15</b>	550	550	15	15	7.5	3.5(1)	7.5	7.5	140	50	YES

- Notes:**
- (1) or one-half the building height, whichever is greater.
  - (2) **(Amended by Bylaw 765/00)**
  - (3) Plus 93 m2 for each storey in excess of 3.
  - (4) No side yard shall be required for a townhouse unit with two shared common walls.

- (5) Where a parking lot abuts any site used for residential purposes without an intervening lane, there shall be a strip of land adjacent to the abutting site line of not less than 1.5 m depth throughout, which shall not be used for any purpose except landscaping and shall be landscaped
- (6) Except for corner lots, where it shall be 3 along the flanking street
- (7) Except where a semi-detached residential building is located such that each dwelling unit is on a separate lot, there is no side yard requirement along the common wall.

## 6.8 C1 - COMMERCIAL DISTRICT (Downtown Commercial)

### 6.8.1 Permitted Uses

The following uses are permitted uses in the C1 - Commercial District:

*Commercial:*

- (1) bakeries with retail sales
- (2) bus terminals
- (3) commercial recreation uses, excluding curling or skating rinks or golf courses
- (4) financial institutions
- (5) funeral homes
- (6) gas bars (refer to Sections 4.10.2 and 4.10.3)
- (7) health care clinics
- (8) hotels
- (9) motels
- (10) medical, dental and optical laboratories
- (11) motels
- (12) night clubs
- (13) offices and office buildings
- (14) personal service shops
- (15) photography studios
- (16) printing plants and newspaper offices
- (17) radio and television stations
- (18) restaurants, with or without associated lounges
- (19) retail stores
- (20) service stations (refer to Sections 4.10.1 and 4.10.3)
- (21) taverns
- (22) theatres

*Community Service:*

- (23) ambulance stations
- (24) cultural institutions
- (25) fire halls
- (26) police stations
- (27) public recreational uses
- (28) public works excluding warehouses and storage yards
- (29) community centres

*Other:*

- (29) parks and playgrounds

## 6.8.2 Discretionary Uses

### A. Commercial:

- (1) automobile sales and service establishments, excluding the sales and service of mobile home trailers (refer to Section 4.10.3)
- (2) car washes
- (3) malls
- (4) public garages (refer to Section 4.10.3)
- (5) shopping centres
- (6) veterinary clinics
- (7) Day care centres and pre-schools (**Amended by bylaw 909/10**)
- (8) Cannabis retail store (**Amended by bylaw 1047/18**)

### B. Community Service:

- (1) places of worship
- (2) catering halls

### C. Residential:

- (1) Podium Dwelling
- (2) multiple unit dwellings, but excluding townhouses or row houses
- (3) Single detached dwellings, subject to the following development requirements:
  - (i) The lot regulations of the R2 – Residential District specified for single detached dwellings shall apply.
  - (ii) Permits for new dwelling construction will only be considered for the replacement of a single detached dwelling located on the lot.
  - (iii) Permitted accessory uses of the R2 – Residential District shall also apply.

### D. Other:

- (1) clubs
- (2) parking lots (**Amended by 853/06 – All of Section 6.8.2**)

## 6.8.3 Accessory Uses

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

#### **6.8.4 Regulations**

(1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-8.

- (2) All business shall be conducted and all goods stored wholly within an enclosed building, except as required in the servicing of motor vehicles.

#### **6.8.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the C1-Commercial District: **(Amended by Bylaw 1005/16)**

- (1) All operations shall comply with all regulations of Saskatchewan Environment and Resource Management and Saskatchewan labour which govern their operation and development. **(Amended by Bylaw 853/06)**

- (2) Podium Dwellings shall have a minimum floor area of 37.1 m<sup>2</sup> (400 sq/ft) **(Bylaw 1033/18)**

#### **6.8.6 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the C1 - Commercial District apply to those principal uses noted on Table 6-8.
- (2) For those uses in the C1 - Commercial District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.
- (4) All outside storage permitted pursuant to (a), above, shall be fenced, and where the area abuts a Residential District without an intervening street or lane, the storage area shall be screened with a solid fence or hedge at least 1.8 metres in height.

#### **6.8.7 Door Swing Encroachments**

- (1) Entrance Doors or other moveable barriers, whether in the open or closed positions, are not permitted to be an encroachment.

*(Amended by Bylaw 962/14)*

**TABLE 6-8: C1 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Bakeries with retail sales	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Bus terminals	450	450	15	15	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Commercial recreation uses	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Community Centres	450	450	15	15	---	C(1)	C(2)	C(2)	---	---	NO
Day care centres and pre-schools	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Financial institutions	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Funeral homes	450	450	15	15	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Gas bars	930	930	27	27	7.5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Health care clinics	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Hotels	450	450	15	7.5	---	C <sup>(2)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Motels	450	450	15	7.5	7.5	3	7.5	7.5	---	---	YES
Night clubs	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Office buildings	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Personal service shops	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO



**TABLE 6-8: C1 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Photography studios	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Printing plants and newspaper offices	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Radio and television stations	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Restaurants	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Retail stores	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Service stations	930	930	27	27	7.5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Taverns	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Theatres	---	---	---	---	---	C <sup>(1)</sup>	-3	-3	---	---	NO
Ambulance stations	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Cultural institutions	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Fire halls	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Police stations	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Public recreational uses	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Public works	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Parks and playgrounds	---	---	---	---	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	10	NO

**TABLE 6-8: C1 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Automobile sales and service	900	900	30	30	7.5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	90	YES
Car washes	450	450	15	15	7.5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Malls	450	450	15	15	---	C <sup>(1)</sup>	-3	-3	180	---	NO
Public garages	450	450	15	15	7.5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES
Shopping centres	900	900	30	30	7.5	3	-3	-3	350	---	YES
Places of worship	---	---	---	---	7.5	3	-3	-3	140	50	YES
Multiple unit dwellings	650	650	20	20	4.5 Amended by 852/06	3.0 Amended by 852/06	C <sup>(2)</sup>	C <sup>(2)</sup>	---	60	YES
Clubs	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO
Parking lots	450	450	15	15	5	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	YES <sup>(4)</sup>
Catering Halls	550	550	15	15	7.5	3.5(1)	7.5	7.5	140	50	YES
Veterinary Clinics	450	450	15	15	7.5	3	C <sup>(1)</sup>	C <sup>(1)</sup>	140	50	YES
Cannabis Retail Store	230	230	7.5	7.5	---	C <sup>(1)</sup>	C <sup>(2)</sup>	C <sup>(2)</sup>	---	---	NO

**\*Amended by Bylaw 765/00**

- Notes:**
- (1) except, where the site is adjacent to any R District, the minimum side yard shall be 1.5 m or ½ the building height, which ever is greater.
  - (2) except, where the site is adjacent to any R District with no intervening lane the minimum rear yard shall be 6 m, and where the site is separated from any R District by a lane only, the minimum rear yard shall be equivalent to 10% of the depth of the site.
  - (3) 10% of the depth of the site.

- (4) Where a parking lot abuts any site used for residential purposes without an intervening lane, there shall be a strip of land adjacent to the abutting site line of not less than 1.5 m depth throughout, which shall not be used for any purpose except landscaping and shall be landscaped

## 6.9 C2 - COMMERCIAL DISTRICT (Highway Commercial)

### 6.9.1 Permitted Uses

The following uses are permitted in the C2 - Commercial District:

#### A. Commercial / Industrial:

- (1) animal hospitals
- (2) automobile, marine, recreational vehicle and equipment, agricultural equipment and mobile home sales and service establishments (refer to Section 4.10.3)
- (3) automotive and industrial supply stores
- (4) bus terminals (refer to Section 4.10.3)
- (5) car washes
- (6) drive-in theatres
- (7) gas bars (refer to Sections 4.10.2 and 4.10.3)
- (8) hotels
- (9) lumber yards, home improvement centres and building supply establishments
- (10) motels
- (11) nurseries, greenhouses and garden centres
- (12) parking lots
- (13) public garages (refer to Section 4.10.3)
- (14) restaurants, with or without associated lounges
- (15) service stations (refer to Sections 4.10.1 and 4.10.3)
- (16) veterinary clinics
- (17) wholesale establishments
- (18) financial institutions
- (19) malls
- (20) retail stores
- (21) shopping centres

#### b. Community Service:

- (1) ambulance stations
- (2) cultural institutions
- (3) fire halls
- (4) police stations
- (5) public works
- (6) catering halls

#### C. Other:

- (1) parks and playgrounds

## 6.9.2 Discretionary Uses

The following uses are discretionary uses in the **C2** - Commercial District:

### A. Commercial / Industrial:

- (1) campgrounds
- (2) commercial recreation uses
- (3) construction trades
- (4) funeral homes
- (5) indoor storage rental facilities
- (6) night clubs
- (7) recycling collection depots
- (8) storage garages
- (9) taverns
- (10) trucking operations and freight handling facilities (refer to Section 4.10.3)
- (11) warehouses
- (12) welding and machine shops
- (13) medical, dental and optical laboratories and offices (**Amended by Bylaw 830/05**)
- (14) health care clinics (**Amended by Bylaw 906/10**)

### B. Community Service:

- (1) public recreational uses
- (2) tourist information centres and booths
- (3) places of worship (**Amended by Bylaw 925/11**)

### C. Residential:

- (1) Podium Dwelling units accessory to permitted uses and integrated as part of principal buildings for the use of owners or managers.
- (2) Single detached dwellings subject to the following development requirements:
  - (i) The lot regulations of the R2 – Residential District specified for single detached dwellings shall apply.
  - (ii) Permits for new dwelling construction will only be considered for the replacement of a single detached dwelling located on the lot.
  - (iii) Permitted accessory uses of the R2 – Residential District shall also apply. (**Amended by Bylaw 831/05**)
- (3) dwelling groups – subject to the following development requirements:
  - (i) the Regulations and Standards for Discretionary Uses from the R3 – Residential District shall apply.
  - (ii) the R3 Residential District Site and Floor Area Regulations and Landscaping Requirements shall apply

(iii) the additional standards applicable to dwelling groups as described in Section 6.3.5(4) may be applied to a development at the discretion of Council.

**(Amended by Bylaw 874/08)**

(4) bare land units – subject to the following development requirements:

(i) Area minimum: 180 square meters. **(Amended by Bylaw 874/08)**

### **6.9.3 Accessory Uses**

(1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

### **6.9.4 Regulations**

(1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-9.

### **6.9.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the C2-Commercial District:

(1) Sites used for discretionary uses which may result in heavy truck traffic shall be located to ensure that such traffic takes access to or from major streets or designated truck routes.

(2) All operations shall comply with all regulations of Saskatchewan Environment and Resource Management and Saskatchewan Labour which govern their operation and development.

(2) Podium Dwellings shall have a minimum floor area of 37.1 m<sup>2</sup> (400 sq/ft). **(Bylaw 1033/18)**

### **6.9.6 Landscaping Requirements (refer to Section 4.14)**

(1) Landscaping requirements in the C2 - Commercial District apply to those principal uses noted on Table 6-9.

(2) For those uses in the C2 - Commercial District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.

(3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.

- (4) Except for areas used solely for display of products for sale, all outside storage shall be fenced and, where the site abuts any R District without an intervening street or lane, all such outside storage areas shall be screened with a solid fence or hedge at least 1.8 metres in height.

**TABLE 6-9: C2 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Animal hospitals	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Automobile, marine, etc. sales and service	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Automotive / industrial supply stores	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Bus terminals	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Car washes	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Drive-in theatres	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Gas bars	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Hotels	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Lumber yards, home improvement centres and building supply establishments	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Motels	930	930	27	27	15	3	(1)	(1)	---	---	YES
Nurseries, greenhouses and garden centres	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Parking lots	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Public garages	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Restaurants	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Service stations	930	930	27	27	7.5	3	(1)	(1)	---	---	YES



**TABLE 6-9: C2 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Veterinary clinics	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Wholesale establishments	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Ambulance stations	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Cultural institutions	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Fire halls	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Police stations	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Public works	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Parks and playgrounds	---	---	---	---	---	3	(1)	(1)	---	---	NO
Campgrounds	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Commercial recreation uses	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Construction trades	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Financial institutions	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Funeral homes	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Indoor storage rental facilities	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Malls	900	900	27	27	7.5	3	(1)	(1)	180	---	YES
Night clubs	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Recycling collection depots	450	450	15	15	7.5	3	(1)	(1)	---	---	YES

**TABLE 6-9: C2 COMMERCIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Retail stores	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Shopping centres	900	900	27	27	15	3	(1)	(1)	350	---	YES
Storage garages	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Taverns	450	450	15	15	7.5	3	(1)	(1)	---	---	YES
Trucking operations and freight handling facilities	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Warehouses	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Welding and machine shops	930	930	27	27	7.5	3	(1)	(1)	---	---	YES
Public recreational uses	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Tourist information centres and booths	---	---	---	---	7.5	3	(1)	(1)	---	---	YES
Health Care Clinics	230	230	15	15	7.5	3	(1)	(1)	---	---	YES
Places of Worship					7.5	3	(3)	(3)	140	50%	YES
Catering Halls	550	550	15	15	7.5	3.5 (1)	7.5	7.5	140	50	YES

**Notes:** (1) 10% of the depth of the site

## **6.10 M1 - INDUSTRIAL DISTRICT (General Industrial)**

### **6.10.1 Permitted Uses**

The following uses are permitted in the **M1** - Industrial District:

*Industrial / Commercial:*

- (1) animal hospitals
- (2) auction markets, excluding livestock auction facilities
- (3) automobile, marine, recreational vehicle and equipment, agricultural equipment and mobile home sales and service establishments (refer to Section 4.10.3)
- (4) bulk fertilizer operations
- (5) car washes
- (6) construction trades
- (7) gas bars (refer to Section 4.10.2 and 4.10.3)
- (8) grain elevators
- (9) indoor storage rental facilities
- (10) industrial equipment storage, sales and maintenance
- (11) lumber yards and building supply establishments
- (12) parking lots
- (13) public garages
- (14) railways and ancillary facilities
- (15) recycling collection depots
- (16) seed cleaning plants and feed mills
- (17) service stations (refer to Sections 4.10.1 and 4.10.3)
- (18) trucking operations and freight handling facilities
- (19) veterinary clinics
- (20) warehouses and storage yards
- (21) welding and machine shops

*Community Service:*

- (24) fire halls
- (25) police stations
- (26) public works

*Other:*

- (27) parks and playgrounds

### **6.10.2 Discretionary Uses**

The following uses are discretionary uses in the M1 – Industrial District:

*Industrial / Commercial:*

- (1) abattoirs
- (2) beekeeping and honey plants
- (3) junk yards and auto wreckers
- (4) livestock auction facilities
- (5) nurseries, greenhouses and garden centres
- (6) sand and gravel operations
- (7) stockyards
- (8) tanneries
- (9) taxidermists
- (10) wholesale establishments
- (11) office buildings, subject to the following development requirements:
  - (i) The site and floor area regulations and landscaping requirements of the C1 – Commercial District specified for office buildings shall apply.
- (12) personal service shops, subject to the following development requirements:
  - (i) The site and floor area regulations and landscaping requirements of the C1-Commercial District specified for personal service shops shall apply.  
**(Amended by Bylaw 891/09)**
- (13) custom meat cutting and packaging **(Amended by Bylaw 894/09)**
- (14) pet daycare/pet grooming facilities **(Amended by Bylaw 963/14)**
- (15) bulk fuel dealerships and storage
- (16) cement and concrete plants
- (17) manufacturing or processing operations

*Residential:*

- (1) a dwelling unit accessory to permitted uses and integrated as part of the principle building for the use of owners or managers whose principle residence is the dwelling unit. **(Bylaw 1033/18)**
- (2) temporary camps for construction or work crews  
**(Amended by Bylaw 864/07)**

**6.10.3 Accessory Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.10.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-10.

**6.10.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the **M1** - Industrial District:

- (1) Sites used for discretionary uses which may result in heavy truck traffic shall be located to ensure that such traffic takes access to or from major streets or designated truck routes.
- (2) All operations shall comply with all regulations of Saskatchewan Environment and Resource Management and Saskatchewan Labour which govern their operation and development.
- (3) Bulk petroleum tanks and abattoirs are to be located at least 91.4 metres from residential areas, schools, hospitals, motels and restaurants.
- (4) A dwelling unit accessory to permitted uses shall have a minimum floor area of 75m<sup>2</sup> (807 sq/ft) and contain a minimum of two bedrooms. (**Bylaw 1033/18**)

#### **6.10.6 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the M1 - Industrial District apply to those principal uses noted on Table 6-10.
- (2) For those uses in the M1 - Industrial District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and note required for driveway access to the site, shall be landscaped.
- (4) Except for areas used solely for display of products for sale, all outside storage shall be fenced and, where the site abuts any non-industrial District without an intervening street or lane, all such outside storage areas shall be screened with a solid fence or hedge at least 1.8 metres in height.

**TABLE 6-10: M1 INDUSTRIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			With rear lane	Without rear lane			
Animal hospitals	1100	1100	30	30	7.5	3	---	6	---	C	YES
Auction markets, excluding livestock auction facilities	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	C	YES
Automobile, marine, etc. sales and service	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Bulk fertilizer operations	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Bulk fuel dealerships and storage	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Car washes	500	500	15	15	7.5	3	---	6	---	---	YES
Cement and concrete plants	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Construction trades	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Custom Meat Cutting & Packaging	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Gas bars	930	930	27	27	7.5	3	---	6	---	---	YES
Grain elevators	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Indoor storage rental facilities	1100	1100	30	30	7.5	3	---	6	---	---	YES
Industrial equipment storage, sales and maintenance	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Lumber yards, home improvement centres and building supply establishments	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Manufacturing or processing	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES

**TABLE 6-10: M1 INDUSTRIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			With rear lane	Without rear lane			
operations											
Parking lots	500	500	15	15	7.5	3	---	6	---	---	YES
Public garages	500	500	15	15	7.5	3	---	6	---	---	YES
Railways and ancillary facilities	---	---	---	---	7.5	3	---	--- <sup>(3)</sup>	---	---	YES
Recycling collection depots	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Seed cleaning plants and feed mills	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Service stations	930	930	27	27	7.5	3	---	6	---	---	YES
Trucking operations and freight handling facilities	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Veterinary clinics	500	500	15	15	7.5	3	---	6	---	---	YES
Warehouses and storage yards	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Welding and machine shops	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Fire halls	---	---	---	---	7.5	3	---	6	---	---	YES
Police stations	---	---	---	---	7.5	3	---	6	---	---	YES
Public works	---	---	---	---	---	C <sup>(1)</sup>	---	--- <sup>(3)</sup>	---	---	YES
Parks and playgrounds	---	---	---	---	---	C <sup>(1)</sup>	---	--- <sup>(3)</sup>	---	---	NO
Abattoirs	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Beekeeping and honey plants	1100	1100	30	30	7.5	3	---	6	---	---	YES

**TABLE 6-10: M1 INDUSTRIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			With rear lane	Without rear lane			
Junk yards and auto wreckers	1100	1100	30	30	7.5	3	---	6	---	---	YES
Livestock auction facilities	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Nurseries, greenhouses and garden centres	1100	1100	30	30	7.5	3	---	6	---	---	YES
Sand and gravel operations	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Stockyards	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Tanneries	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Taxidermists	500	500	15	15	7.5	3	---	6	---	---	YES
Wholesale establishments	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	---	---	YES
Temporary camps for work crews	---	---	---	---	7.5	3	---	6	---	---	NO
Pet Daycares / Pet Grooming Facilities	500	500	15	15	7.5	3	---	6	---	---	YES

- Notes:**
- (1) except, where the side site line abuts any non-industrial District, the minimum side yard shall be 3 m.
  - (2) except, where the rear site line abuts an operational rail line, there shall be no rear yard requirement.
  - (3) except, where the rear site line abuts any non-industrial District, the minimum rear yard shall be 6 m.



## **6.11 M2 - INDUSTRIAL DISTRICT (Limited Service Industrial)**

### **6.11.1 Permitted Uses**

The following uses are permitted in the **M2** - Industrial District:

*Industrial / Commercial:*

- (1) indoor storage rental facilities
- (2) industrial equipment storage, sales and maintenance
- (3) parking lots
- (4) public garages
- (5) railways and ancillary facilities
- (6) trucking operations and freight handling facilities
- (7) warehouses and storage yards

*Other:*

- (8) parks and playgrounds
- (9) public works

### **6.11.2 Discretionary Uses**

The following uses are discretionary uses in the **M2** - Industrial District:

*Industrial / Commercial:*

- (1) auction markets, excluding livestock auction facilities
- (2) cement and concrete plants
- (3) construction trades
- (4) gas bars
- (5) grain elevators
- (6) junk yards and auto wreckers
- (7) lumber yards, home improvement centres and building supply establishments
- (8) manufacturing or processing operations
- (9) recycling collection depots
- (10) sand and gravel operations
- (11) seed cleaning plants and feed mills
- (12) service stations
- (13) tourist information centres and booths
- (14) welding and machine shops
- (15) wholesale establishments
- (16) abattoirs
- (17) custom meat cutting and packaging
- (18) Outdoor Recreational Equipment
- (19) Power Equipment

*Residential:*

- (1) A dwelling unit accessory to permitted uses and integrated as part of the principle building for the use of owners or managers whose principle residence is the dwelling unit. **(Bylaw 1033/18)**

**6.11.3 Accessory Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

**6.11.4 Regulations**

- (1) Site Requirements

The minimum site size and yard requirements are shown in Table 6-11.

**6.11.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the **M2** - Industrial District:

- (1) Council will consider applications for those discretionary uses noted only where it is demonstrated that:
  - (a) the intended use will be viable in the absence of conventional central water and sanitary sewer services;
  - (b) groundwater quality will not be jeopardized by the proposed use; and
  - (c) proposed foundations for intended structures are appropriate to the weak, compressible soil conditions believed to exist in the area.
- (2) Council may require that the demonstration noted in (1) above include:
  - (a) certification by a qualified professional engineer, regarding potential groundwater impacts and foundation suitability, which will be attached to the application for the discretionary use;
  - (b) a sworn declaration by the applicant, in which it is recognized that conventional central water and sanitary sewer services may not be provided to the site, which will be attached to the application for discretionary use; and
  - (c) provision for appropriate alternative means of water supply and sewage disposal, which will be included in the application for discretionary use.

- (3) Sites used for discretionary uses which may result in heavy truck traffic shall be located to ensure that such traffic takes access to or from major streets or designated truck routes.
- (4) All operations shall comply with all regulations of Saskatchewan Environment and Saskatchewan Labour which govern their operation and development.
- (5) A dwelling unit accessory to permitted uses shall have a minimum floor area of 75m<sup>2</sup> (807 sq/ft) and contain a minimum of two bedrooms. **(Bylaw 1033/18)**

#### **6.11.7 Landscaping Requirements** (refer to Section 4.14)

- (1) Landscaping requirements in the M2 - Industrial District apply to those principal uses noted on Table 6-11.
- (2) For those uses in the M2 - Industrial District for which landscaping is required, a landscaped strip of not less than 5 metres in depth throughout, lying parallel to and abutting the front site line shall be provided across the full frontage of the site., and shall be used for no purpose except landscaping and necessary driveway access to the site.
- (3) On corner sites, in addition to the landscaping required in the front yard, the whole of any required side yard abutting the flanking street and not required for driveway access to the site, shall be landscaped.
- (4) Except for areas used solely for display of products for sale, all outside storage shall be fenced and, where the site abuts any non-industrial District without an intervening street or lane, all such outside storage areas shall be screened with a solid fence or hedge at least 1.8 metres in height.

**TABLE 6-11: M2 INDUSTRIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			With rear lane	Without rear lane			
Indoor storage rental facilities	1100	1100	30	30	7.5	3	C	6	C	C	YES
Industrial equipment storage, sales and maintenance	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Parking lots	500	500	15	15	7.5	3	---	6	C	C	YES
Public garages	500	500	15	15	7.5	3	---	6	C	C	YES
Railways and ancillary facilities	---	---	---	---	7.5	3	---	---	C	C	YES
Trucking operations and freight handling facilities	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Warehouses and storage yards	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Public works	---	---	---	---	---	---	---	---	C	C	YES
Parks and playgrounds	---	---	---	---	---	---	---	---	C	C	NO
Auction markets, excluding livestock auction facilities	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Cement and concrete plants	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Construction trades	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Gas bars	930	930	27	27	7.5	3	---	6	C	C	YES
Grain elevators	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Junk yards and auto wreckers	1100	1100	30	30	7.5	3	---	6	C	C	YES
Lumber yards, home	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES

<b>TABLE 6-11: M2 INDUSTRIAL DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS</b>											
<b>Principal Use</b>	<b>Minimum Site Area (m<sup>2</sup>)</b>		<b>Minimum Site Frontage (m)</b>		<b>Minimum Front Yard (m)</b>	<b>Minimum Side Yard (m)</b>	<b>Minimum Rear Yard (m)</b>		<b>Minimum Building Floor Area (m<sup>2</sup>)</b>	<b>Maximum Site Coverage (%)</b>	<b>Landscaping Required</b>
	With rear lane	Without rear lane	With rear lane	Without rear lane			With rear lane	Without rear lane			
improvement centres and building supply establishments											
Manufacturing or processing operations	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Recycling collection depots	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Sand and gravel operations	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Seed cleaning plants and feed mills	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Service stations	930	930	27	27	7.5	3	---	6	C	C	YES
Tourist information booths and centres	---	---	---	---	7.5	3	---	6	---	---	YES
Welding and machine shops	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Wholesale establishments	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Abattoirs	1100	1100	30	30	7.5	3	---	6	C	C	YES
Custom Meat Cutting & Packaging	500	500	15	15	7.5	3	---	6 <sup>(2)</sup>	C	C	YES
Outdoor Recreational Equipment	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>			YES
Power Equipment	1100	1100	30	30	7.5	3	---	6 <sup>(2)</sup>			YES

**Notes:** (1) except, where the side site line abuts any non-industrial District, the minimum side yard shall be 3 m.  
(2) except, where the rear site line abuts an operational rail line, there shall be no rear yard requirement.

<sup>(3)</sup> except, where the rear site line abuts any non-industrial District, the minimum rear yard shall be 6 m.

## **6.12 FUD - FUTURE URBAN DEVELOPMENT DISTRICT**

### **6.12.1 Permitted Uses**

The following uses are permitted in the **FUD** - Future Urban Development District:

- (1) agricultural uses
- (2) public works

### **6.12.2 Discretionary Uses**

The following uses are discretionary uses in the **FUD** - Future Urban Development District:

*Community Service:*

- (1) cemeteries
- (2) public recreational uses

*Commercial / Industrial*

- (3) commercial recreation uses
- (4) drive-in theatres
- (5) nurseries and greenhouses
- (6) radio, television and telecommunications towers and ancillary facilities
- (7) sand and gravel operations

*Residential:*

- (8) single detached dwellings

*Other:*

- (9) parks and playgrounds

### **6.12.3 Accessory Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

### **6.12.4 Regulations**

- (1) Site requirements

The minimum site size and yard requirements are shown in Table 6.12.

### **6.12.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the **FUD** - Future Urban Development District:

- (1) Discretionary uses will only be allowed where Council is assured that such development will be compatible with the future use of the area, as indicated in the Basic Planning Statement Bylaw.



**TABLE 6-12: FUD FUTURE URBAN DEVELOPMENT DISTRICT SITE AND FLOOR AREA REGULATIONS AND LANDSCAPING REQUIREMENTS**

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Agricultural uses	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Public works	---	---	---	---	7.5	---	---	---	---	---	NO
Cemeteries	1 ha	1 ha	---	---	7.5	---	---	---	---	---	NO
Public recreational uses	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Commercial recreation uses	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Drive-in theatres	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Nurseries and greenhouses	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Radio, television and telecommunications towers	1 ha	1 ha	---	---	7.5	---	---	---	---	---	NO
Sand and gravel operations	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Single detached dwellings	1 ha	1 ha	---	---	7.5	---	---	---	---	---	NO
Parks and playgrounds	---	---	---	---	7.5	---	---	---	---	---	NO

## **6.13 RD - RESTRICTED DEVELOPMENT DISTRICT**

### **6.13.1 Permitted Uses**

The following uses are permitted in the **RD** - Restricted Development District:

*Commercial:*

- (1) family day care homes (refer to Section 4.10.6)
- (2) home based businesses - type I (refer to Section 4.9)

*Other:*

- (3) agricultural uses
- (4) parks and playgrounds
- (5) public works

### **6.13.2 Discretionary Uses (Amended by Bylaw 858/07)**

The following uses are discretionary uses in the **RD** - Restricted Development District:

*Residential:*

- (1) single detached dwellings

*Industrial / Commercial:*

- (1) personal service shops
- (2) retail stores
- (3) welding and machine shops
- (4) manufacturing or processing operations
- (5) storage yards (**Amended by Bylaw 975/14**)

*Other:*

- (1) clubs

### **6.13.3 Accessory Uses**

- (1) Accessory buildings and uses shall be permitted (refer to Section 4.6 of this Bylaw).

### **6.13.4 Regulations**

- (1) Site Requirements  
The minimum site size and yard requirements are shown in Table 6-13.

### **6.13.5 Standards for Discretionary Uses**

In addition to other applicable regulations or standards contained in this bylaw, the following shall apply to discretionary uses in the **RD** - Restricted Development District:

- (1) Discretionary uses will only be allowed where Council is assured that such development will be compatible with the future use of the area, as indicated in the Basic Planning Statement Bylaw.
- (2) Sites used for discretionary uses which may result in heavy truck traffic shall be located to ensure that such traffic takes access to or from major streets or designated truck routes.
- (3) All operations shall comply with all regulations of Saskatchewan Environment and Resource Management and Saskatchewan Labour which govern their operation and development.

Schedule “A” – Bylaw No. 858/07

Table 6-13: RD Restricted Development District Site and Floor Area Regulations and Landscaping Requirements

Principal Use	Minimum Site Area (m <sup>2</sup> )		Minimum Site Frontage (m)		Minimum Front Yard (m)	Minimum Side Yard (m)	Minimum Rear Yard (m)		Minimum Building Floor Area (m <sup>2</sup> )	Maximum Site Coverage (%)	Landscaping Required
	With rear lane	Without rear lane	With rear lane	Without rear lane			Interior site	Corner site			
Agricultural Uses	5 ha	5 ha	---	---	7.5	---	---	---	---	---	NO
Parks and playgrounds	---	---	---	---	7.5	---	---	---	---	---	NO
Public Works	---	---	---	---	7.5	---	---	---	---	---	NO
Single detached dwellings	360	495	12	15	7.5	1.5 <sup>(1)</sup>	7.5	4.5	120	40	NO
Personal service shops	230	230	7.5	7.5	---	---	---	---	---	---	NO
Retail Stores	230	230	7.5	7.5	---	---	---	---	---	---	NO
Welding and machine shops	500	500	15	15	7.5	3	---	---	---	---	NO
Manufacturing or processing operations	1100	1100	30	30	7.5	3	<sup>(4)</sup>	<sup>(4)</sup>	---	---	NO
Clubs	360	495	12	15	7.5	3	7.5	7.5	97.5	50	NO
Storage Yards ( <b>Amended by bylaw 975/14</b> )	1100	1100	30	30	7.5	3	---	6 <sup>(5)</sup>	C	C	YES

- Notes:**
- <sup>(1)</sup> except for corner lots, where it shall be 3 m along the flanking street.
  - <sup>(2)</sup> except, where the site is adjacent to any R District, the minimum side yard shall be 1.5 m or ½ the building height, whichever is greater.
  - <sup>(3)</sup> except, where the site is adjacent to any R District with no intervening lane, the minimum rear yard shall be 6 m, and where the site is separated from any R District by a lane only, the minimum rear yard shall be equivalent to 10% of the depth of the site.
  - <sup>(4)</sup> if property has a rear lane, there shall be no rear yard requirement. If the property has no rear lane, there shall be a 6 m rear yard requirement, except where the rear site line abuts an operational rail line; if this is the case, there shall be no rear yard requirement.
  - <sup>(5)</sup> except, where the rear site line abuts an operational rail line, there shall be no rear yard requirement

## **6.14 AC - ARCHITECTURAL CONTROL OVERLAY DISTRICTS**

### **6.14.1 Applicable Uses**

The Architectural Controls as described within this Section shall be applicable to the following:

- (1) Single detached dwellings, whether permitted or discretionary uses, within an R1, R2, R3, R4, and R6 district.

### **6.14.2 Architectural Controls**

- (1) Principal and accessory building front elevation:

- i. When siding is used as an exterior finish, a minimum of 25% of the front elevation (excluding windows and doors) shall be covered in a material other than siding.
- ii. Attached or detached garages shall be finished in the same manner as the principal building description provided in i) above.

- (2) Roof lines:

- i. Varied roof lines and designs will be required in order to further define individual dwelling units. A minimum of two (2) roof lines, including an attached garage, is required in the front elevation.

**(Amended by Bylaw 924/11)**

**SECTION 7 - FORMS**

**FORM A**

**Bylaw No.** \_\_\_\_\_

**Application No.**

**TOWN OF NIPAWIN  
APPLICATION FOR DEVELOPMENT PERMIT**

**1. APPLICANT:**

- a) Name \_\_\_\_\_
- b) Address \_\_\_\_\_ Postal Code \_\_\_\_\_
- c) Telephone Number \_\_\_\_\_

**2. REGISTERED OWNER:** as above ( ) OR

- a) Name \_\_\_\_\_
- b) Address \_\_\_\_\_ Postal Code \_\_\_\_\_
- c) Telephone Number \_\_\_\_\_

**3. PROPERTY - LEGAL DESCRIPTION:**

Lot(s) \_\_\_\_\_ Block(s) \_\_\_\_\_ Registered Plan No. \_\_\_\_\_  
Certificate of Title No. \_\_\_\_\_ Date \_\_\_\_\_

**4. LOT SIZE:**

Dimensions \_\_\_\_\_ (m) Area \_\_\_\_\_ (m<sup>2</sup>, ha)

**5. EXISTING LAND USE:**

\_\_\_\_\_  
\_\_\_\_\_

**6. PROPOSED LAND USE / DESCRIPTION OF PROPOSED DEVELOPMENT:**

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**7. a) PROPOSED DATE OF COMMENCEMENT:** \_\_\_\_\_

**b) PROPOSED DATE OF COMPLETION:** \_\_\_\_\_

**8. OTHER INFORMATION:**

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**9. FOR NEW CONSTRUCTION, PROVIDE A DETAILED SITE PLAN, DRAWN TO SCALE ON A SEPARATE SHEET, SHOWING, WHERE APPLICABLE (note: \* means required only for applications for all discretionary uses; \*\* means required only for applications for those uses for which landscaping is required):**

- a) Dimensions of the lot.
- b) Location and size of all existing and proposed buildings and structures.
- c) Dimensions of front, rear and side yards.\*
- d) Location and dimensions of off-street loading and parking area(s).\*
- e) Utility lines, easements, topographic features.\*
- f) Proposed site drainage and finished lot grades.\*
- g) Location of septic disposal systems and water supply.\*
- h) Landscape plan as required in Section 4.14 of the zoning bylaw.\*\*

**NOTE: For those applying for a discretionary use in the M2 - Industrial District, refer to Section 6.11.5 for other application requirements.**

**10. MOBILE HOMES - C.S.A. Z240 approval number (from Black and Silver sticker).**

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**11. DECLARATION OF APPLICANT:**

I, \_\_\_\_\_ of the \_\_\_\_\_ of \_\_\_\_\_ in the Province of Saskatchewan do solemnly declare that the above statements contained within the application are true, and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of "The Canada Evidence Act."

I agree to indemnify and hold harmless the Town from and against any claims, demands, liabilities, costs or damages related to the development undertaken pursuant to this application.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

**FOR MUNICIPAL OFFICE USE ONLY:**

1. Present Zoning: \_\_\_\_\_

2. Proposed Use(s): Principal \_\_\_\_\_

Accessory \_\_\_\_\_

Use is: Permitted \_\_\_\_\_

Discretionary \_\_\_\_\_

Not permitted \_\_\_\_\_

3. Proposed Yards:

	Required	Proposed	Meets Requirements (Y/N)
Front	_____	_____	_____
Rear	_____	_____	_____
Side	_____	_____	_____
Side	_____	_____	_____

4. Application Status: Meets Bylaw Requirements \_\_\_\_\_

Does not Meet Bylaw Requirements \_\_\_\_\_

Other Regulations / Comments:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Development Officer



**FORM B**

**TOWN OF NIPAWIN  
NOTICE OF DECISION FOR  
DEVELOPMENT PERMIT**

Bylaw No. \_\_\_\_\_

Application No. \_\_\_\_\_

To: \_\_\_\_\_  
(Applicant) (Address)

This is to advise you that your application for a;  
 Permitted use or form of development; or  
 Discretionary use or form of development

HAS BEEN:

- APPROVED.**
- APPROVED SUBJECT TO CONDITIONS or DEVELOPMENT STANDARDS**, as listed in the attached "Schedule A".
- REFUSED** for the following reason:

If your application has been **approved** with or without conditions, this form is considered to be the **Development Permit** granted pursuant to the Zoning Bylaw.

**Right of Appeal**

Please be advised that, under Sections 74 (4) and 96 of *The Planning and Development Act, 1983*:

- you **may appeal the refusal** of your application for a permitted use or form of development [Section 96 (1)];
- you **may NOT appeal the refusal** of your application for a use or form of development that is not permitted within the zoning district of the application [Section 96 (1.1)];
- you **may appeal** those standards that you consider excessive in the approval of the discretionary use or form of development subject to standards [Section 74 (4)];
- you **may NOT appeal the refusal** of your application for a discretionary use or form of development [Section 96 (4)];

to the **Development Appeals Board of the Town of Nipawin**. In addition you may appeal if you feel that the Development Officer has misapplied the Zoning Bylaw in the issuing of this permit [Section 96 (1)]. Your appeal must be in writing within 30 days of the date of this notice, to:

**Secretary, Development Appeals Board  
Town of Nipawin  
Box 2134, Nipawin, Saskatchewan, S0E 1E0**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Development Officer

*Note: A building permit is also required for building construction. This permit expires 6 months from the date of issue.*

**SECTION 8 – MAPS**

1. Zoning District Map