

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2868

A Bylaw to amend Bylaw No. 2791, cited as the
“Development Application Procedures and Fees Bylaw, 2012, No. 2791”

The MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESQUIMALT, in open meeting assembled, enacts as follows:

PART I: AMENDMENTS

1. Development Application Procedures and Fees Bylaw No. 2791, 2012 is amended as follows:
 - (a) in the recital, by deleting “Part 26” and substituting “Part 14”, and deleting “Part 27” and substituting “Part 15.”
 - (b) in Section 1(h) by deleting “Section 944” and substituting “Section 512.”
 - (c) in Section 4, by deleting “Division 7 or 11 of Part 26” and substituting “Division 5, 11, 12, 13 or 14 of Part 14.”
 - (d) in Section 4A by deleting “Section 921(4)” and substituting “Section 494.”
 - (e) between by Sections 34 and 35, deleting “PART 26” from the heading, and substituting “PART 14.”
 - (f) in Section 37, by deleting “Division 7 or 11 of PART 26” and substituting “Division 5, 11, 12, 13 or 14 of Part 14.”
 - (g) in section 43 by deleting “Section 925(2.1)” and substituting “Section 502(3).”
 - (h) in section 48 by deleting “Section 956” and substituting “Section 600”, and deleting “Section 958” and substituting “Section 602.”
 - (i) in section 49(c) by deleting “Section 967” and substituting “Section 611.”
 - (j) in section 49(d) by deleting “Section 964” and substituting “Section 608.”
 - (k) by adding the following as Section 40A:

“Notwithstanding Section 40, the following applications will be directly referred to Council and not to the Advisory Planning Commission:

 - (a) Variances to maximum fence heights of less than 25%;
 - (b) Variances to maximum building heights of less than 25%;
 - (c) Variances to minimum setbacks of less than 25%;

- (d) Variances to minimum parking requirements of less than 30%;
- (e) Variance to site coverage less than 25%;
- (f) Variance to minimum parcel area less than 25%;
- (g) Variance to minimum lot width less than 25%;
- (h) All variances to sign areas, heights, and numbers; and
- (i) All subdivision Development Permits.

- (l) In Section 40 adding the words, “and permits and applications initiated by the Township where the Chief Administrative Officer and the Director of Development Services are in concurrence that the permits or applications can proceed directly to Council” after the words, “delegated permits,”

2. Pertaining to Schedule B:

- a. by deleting “\$100” from the column located to the right of the words “Development Permit for a sign only” under the heading “DEVELOPMENT PERMIT” and substituting “\$50.”
- b. by adding the words “(excluding signs)” after the words “Development Permit with Variance” under the heading “DEVELOPMENT PERMIT.”
- c. by adding a row to the table below the words “Development permit with variance” with the words “Development permit with variance for signs” in the left hand column, and “\$100 per variance requested in addition to the basic development permit fee for a sign” in the right hand column.
- d. by adding the words “(excluding signs)” after the words “Development Variance Permit” under the heading “OTHER FEES.”
- e. by adding a row to the table below the words “Development Variance Permit” with the words “Development Variance Permit for a sign” in the left hand column and “\$200” in the right hand column.
- f. by adding a row to the table below the words “Temporary Use Permit” with the words “One time only renewal of a Temporary Use Permit” in the left hand column, and “\$500” in the right hand column.
- g. by adding “amendment” after the words “The execution” under the heading “OTHER FEES.”
- h. by adding a row to the table below the words, “Newspaper Notification Fee (any excess funds to be returned to applicant)” with the words, “Removal of notices from a land title” in the left hand column, and \$100.00 in the right hand column; and
- i. by adding a row to the table below the words “Third party consulting fees associated with any of the above items” with the words “Advertising or

Public Notification” in the left hand column, and “At cost” in the right hand column.

3. Pertaining to Schedule C:

- a. by adding the following as Section 3, “All signs not requiring variances.”
- b. by adding the following as Section 4: “All accessory buildings not requiring variances.”; and
- c. by adding the following as Section 5: “All single family residential dwellings not requiring variances.”

PART II: SHORT TITLE

4. This Bylaw may be cited as “Development Application Procedures and Fees Bylaw 2012, No. 2791, Amendment (No. 2), 2016, No. 2868.”

READ A FIRST TIME this ___ day of _____, 2016.

READ A SECOND TIME this ___ day of _____, 2016.

READ A THIRD TIME this ___ day of _____, 2016.

ADOPTED this ___ day of _____, 2016.

Barb Desjardins
MAYOR

Anja Nurvo
CORPORATE OFFICER