

DISTRICT OF KITIMAT
BYLAW NO. 2006, 2021

*A BYLAW TO AMEND KITIMAT MUNICIPAL CODE WITH RESPECT TO
RESIDENTIAL ACCESSORY BUILDINGS AND ACCESSORY STRUCTURES*

WHEREAS THE *BC Local Government Act* allows a local government to divide portions of a municipality into zones and regulate land, buildings and other structures, including with respect to use, density, siting, size and dimensions and subdivision;

AND WHEREAS Kitimat Council deems it is in the public interest to amend the *Kitimat Municipal Code* to revise height and setback regulations for Accessory Buildings and Accessory Structures in Residential Zones;

NOW THEREFORE, the Council of the District of Kitimat, in open meeting assembled, ENACTS AS FOLLOWS:

1. This bylaw may be cited as "Accessory Buildings and Accessory Structures Zoning Amendment Bylaw No. 2006, 2021".
2. Section 9.1.1.1 of Part 9 Planning of the *Kitimat Municipal Code* is amended by adding a second sentence concerning the height of accessory buildings and structures to the definition of "Building Height", so that the new definition reads as follows:

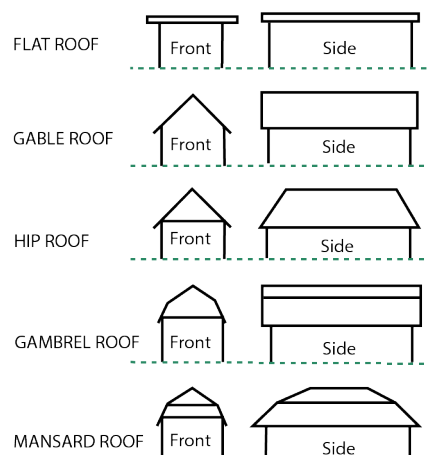
"Building Height" means the vertical distance from the natural grade to the highest point of a flat roof, to the deck line of a mansard roof, or to the average height level between the eaves and ridge of a gable, hip, or gambrel roof; however, the height of Accessory Buildings and Accessory Structures in a Residential Zone (Part 9 Division 4) is the vertical distance from the natural grade to the highest point of the accessory building or accessory structure."

3. Section 9.4.1.7 of Part 9 Planning of the *Kitimat Municipal Code* is deleted and replaced with the following new Section 9.4.1.7:

"Accessory Buildings and Accessory Structures

7. Accessory Buildings and Accessory Structures may be erected in a required side or rear yard provided:

- a. a yard of 1.2 m or more, as measured from eave to property lines, is maintained;
- b. the height of the accessory building or accessory structure with a gable, hip, gambrel, or mansard roof does not exceed 4.9m;
- c. the height of the accessory building or accessory structure with a flat roof does not exceed 4.3m; and
- d. the height of the accessory building or accessory structure does not exceed the height of the principal building."



4. Section 9.4.1.9 of Part 9 Planning of the *Kitimat Municipal Code* is deleted and replaced with the following new Section 9.4.1.9:

9. Accessory Buildings and Accessory Structures constructed within the Permissible Building Area may be no more than 9m high provided the height of the accessory building or accessory structure does not exceed the height of the principal building.”

5. This bylaw shall come into force and be binding on all persons from the date of adoption.

READ a first time this _____ day of _____, 2021.

READ a second time this _____ day of _____, 2021.

A PUBLIC HEARING was held this _____ day of _____, 2021.

READ a third time this _____ day of _____, 2021.

FINAL ADOPTION this _____ day of _____, 2021.

MAYOR

Philip Germuth

CORPORATE OFFICER

Kiona Enders