

THE CORPORATION OF THE CITY OF ROSSLAND

BYLAW No. 2733

A BYLAW TO AMEND ROSSLAND ZONING BYLAW No. 2518

WHEREAS Part 26 of the *Local Government Act* R.S.B.C. 1996, c.323 authorizes the Council of the City of Rossland to establish and amend a zoning bylaw;

AND WHEREAS the Council of the City of Rossland deems it necessary and expedient to amend the City of Rossland's Zoning Bylaw No. 2518, 2011

NOW THEREFORE, the Council of the City of Rossland, in open meeting assembled, ENACTS AS FOLLOWS:

SHORT TITLE

1. This Bylaw may be cited as the **"Zoning Amendment Bylaw, No. 2733, 2020"**.

AMENDMENT

2. Section 3.1 – DEFINITIONS - of Schedule "A" of the City of Rossland Zoning Bylaw No. 2518 is hereby amended by adding the following new definition:

"Residential Chicken" means hens that are permitted under Section 4.1.2(i) of this bylaw, except wherein authorized by agriculture use, and does not include roosters.

3. Section 3.1 – DEFINITIONS - of Schedule "A" of the City of Rossland Zoning Bylaw No. 2518 is hereby amended by existing definitions with the following:

"Agricultural Use" means a use providing for the growing, rearing, cultivating, producing, harvesting and processing of agricultural products, including horses, cattle, other livestock, swine, furbearing animals, poultry, pigeons, doves, bees, rabbits and other animals and birds.

4. Section 4.1.2 General Regulations: PERMITTED USES Schedule "A" of the City of Rossland Zoning Bylaw No. 2518 is hereby amended by adding the following new subsection.

(i) Residential Chickens

Residential chickens may be kept in all Residential Zones, provided that all the following provisions are met:

- a) the property has at least one residential dwelling on it and that dwelling is either a single family or two family(duplex) dwelling;
- b) the owner of the chickens resides at the property where the chickens are kept;
- c) no more than fifteen (15) residential chickens are kept per property;
- d) residential chickens may not be slaughtered on the property;


- e) deceased residential chickens may not be buried or otherwise disposed of on the property;
- f) Storage and composting of feces must not generate offensive odours or otherwise create a nuisance
- g) residential chicken food must be stored securely to prevent attracting predators;
- h) a coop for the residential chickens that is built and maintained in accordance with good animal husbandry practices must be provided, and must meet the following specifications:
 - the coop must protect chickens from wind, precipitation, and predators;
 - the coop must comply with the required setbacks for accessory buildings and structures;
 - the coop must be maintained regularly to minimize odour and prevent attracting predators;
 - coops must comply with all other bylaws, states, and regulations and;
 - If a complaint or an incident where residential chickens have not been adequately protected is brought forward to the City, the owner will be required to remove the coop completely, or restructure the coop and properly place an electric fence around it.

5. Section 6.4 - R1-R DETACHED RURAL RESIDENTIAL Schedule "A" of the City of Rossland Zoning Bylaw No. 2518 is hereby amended by adding the following Condition of Use:
 6.4.3 (e) Nothing shall be done which is or will become an annoyance or nuisance in the surrounding areas by reason of unsightliness, the emission of odors, wildlife attractant, liquid effluents, dust, fumes, smoke vibration, noise or glare.


ENACTMENT

- 6. (1) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by a decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) This Bylaw shall come into full force and effect on the final adoption thereof.

READ A FIRST TIME	this 14th day of September, 2020
READ A SECOND TIME	this 14th day of September, 2020
PUBLIC HEARING	this 5th day of October, 2020
RE - READ A SECOND TIME	this 19th day of October, 2020
PUBLIC HEARING	this 16th day of November, 2020
READ A THIRD TIME	this 14th day of December, 2020
FINALLY ADOPTED	this 14 th day of December, 2020



 Mayor



 Corporate Officer