

A photograph of a sunset over a field of tall grass. The sun is low on the horizon, creating a bright glow and long rays of light. The sky is filled with soft, orange and yellow clouds. The field in the foreground is a mix of green and golden-brown grass.

The Corporation of the Municipality Of South Bruce

By-Law Number. 2024-34

A By-law to Regulate the Use of Lands and the Character, Location and Use of Buildings and Structures in the Municipality of South Bruce.

The Corporation of the Municipality of South Bruce
P. O. Box 540
21 Gordon Street
Teeswater, ON N0G 2S0
Tel: 519-392-6623



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The Corporation of The Municipality of South Bruce

By-Law Number. 2024-34

A By-law to regulate the use of land and the erection, use, bulk, height, spacing of and other matters relating to buildings and structures and to restrict certain uses of land and the erection and use of certain buildings and structures in the Municipality of South Bruce.

Whereas the Council of the Corporation of the Municipality of South Bruce consider it advisable to restrict the use of land and the erection of buildings and structures on land situated within the Municipality of South Bruce.

And Whereas the Council of the Corporation of the Municipality of South Bruce has operated under several by-laws passed under Section 34 of the Planning Act (known as zoning by-laws) that have not been consolidated or updated since the amalgamation of municipalities to form the Municipality of South Bruce, and the Council wishes to do so.

Now Therefore the Council of the Corporation of the Municipality of South Bruce enacts as follows:

Section 1 – Administration

1.1 Title

This By-Law may be cited as the Comprehensive Zoning By-Law of the Municipality of South Bruce.

1.2 Administration Of By-Law

This By-law shall be administered by the 'Zoning Administrator'.

1.3 Area To Which By-Law Applies

This By-law applies to all lands within the Municipality of South Bruce.

1.4 Application Of By-Law

No building or structure shall hereafter be erected or altered, and the use of any building, structure or lot shall hereafter not be changed in whole or in part except in conformity with the provisions of this By-Law.

1.5 Interpretation (Text)

- .1 The particular shall control the general.
- .2 The word 'shall' is mandatory and not discretionary; and the word 'may' is permissive;
- .3 Words used in the present tense shall include the future; and words used in the singular number shall include the plural and the plural shall include the singular, unless the context clearly indicates the contrary.
- .4 A 'Building' or 'Structure' includes any part thereof.
- .5 "Use" as a verb, means anything permitted by the owner or occupant of any land, building or structure, directly or indirectly, or by or through any trustee, tenant, servant, or agent acting for or with the knowledge and assent of such owner or occupant, for the purpose of making use of the said land, building or structure. The phrase 'used for' includes 'arranged for', 'designed for' 'maintained for' or 'occupied for'.

“Use” as a noun, means any of the following depending on the context:

any purpose for which land, buildings or other structures may be arranged, designated, designed, intended, maintained, or occupied, or

any occupation, business, activity, or operation carried on, or intended to be carried on, in a building or other structure or on land, or

the name of a tract of land or a building or other structure which indicates the purpose for which it is arranged, designated, intended, maintained, or occupied.

1.6 Applications, Plans and Permits

.1 In addition to all the requirements of the Corporation's Building By-Law or any other By-Law of the Corporation, every application for a building permit shall be made in compliance with the Ontario Building Code Act.

1.7 Inspection Of Premises

.1 Upon reasonable grounds, an officer duly appointed by the Corporation may enter and inspect any property on, or in respect of which, he or she believes a contravention of this By-law is occurring subject to the requirements and prescriptions of the Planning Act.

Explanatory Note:

An officer duly appointed by the Corporation shall not enter any room or place used as a dwelling unit without the consent of the owner or without a warrant issued pursuant to The Provincial Offences Act.

1.8 Violations And Penalties

Every person who contravenes or who causes or permits any contravention of any of the provisions of this By-law is guilty of an offence and on conviction is liable to the penalties prescribed by Section 67 of the Planning Act, R.S.O. 1990-chapter P.13, as amended.

Explanatory Note:

The following is an excerpt from Section 67 of The Planning Act, R.S.O. 1990:

67.

(1) Penalty - Every person who contravenes section 41, section 46, subsection 49 (4) or section 52 or who contravenes a by-law passed under section 34 or 38 or an order made under section 47 and, if the person is a corporation, every director or officer of the corporation who knowingly concurs in the contravention, is guilty of an offence and on conviction is liable,

(a) on a first conviction to a fine of not more than \$25,000; and

(b) on a subsequent conviction to a fine of not more than \$10,000 for each day or part thereof upon which the contravention has continued after the day on which the person was first convicted. 1994, c.2, s.48.

(2) Corporation- Where a corporation is convicted under subsection (1), the maximum penalty that may be imposed is,

(a) on a first conviction a fine of not more than \$50,000; and

(b) on a subsequent conviction a fine of not more than \$25,000 for each day or part thereof upon which the contravention has continued after the day on which the corporation was first convicted, and not as provided in subsection (1).

(3) Order of prohibition - Where a conviction is entered under subsection (1), in addition to any other remedy or any penalty provided by law, the court in which the conviction has been entered, and any court of competent jurisdiction, thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted. R.S.O. 1990, c.P.13, s.67(2,3).

1.9 Validity /Severability Provision

Should any section, subsection, sentence, clause, phrase, or provision of this By-law be held by a court of competent jurisdiction to be invalid, the validity of the remainder of the By-law shall not be affected.

1.10 Licenses, Permits And Other By-Laws

Nothing in this By-law shall exempt any person from complying with the requirements of the Building By-law and the Ontario Building Code or any other By-law, Regulation, or Act in force with the Corporation, County, Provincial or Federal government or from obtaining any licence, permission, permit, authority, or approval required by this or any other By-law of the Corporation, County, Provincial or Federal government unless hereinafter specifically stated.

1.11 Greater Restrictions Of Others To Govern

Nothing in this By-law shall reduce the severity of restrictions lawfully imposed by a government authority having jurisdiction to make such restrictions.

1.12 Examples, Illustrations And Explanatory Notes

Examples, Illustrations, Notes, Scoping Notes and Explanatory Notes are for the purpose of clarification and convenience and do not form part of this By-law.

1.13 Metric And Imperial Measurement

All measurement figures used in the By-Law shall be metric measurement. The approximate imperial equivalents to the metric measurements used in this By-Law are shown in brackets following each such metric measurement and are provided as an 'Explanatory Note'.

Section 2 - Definitions

Definition Index (for convenience only, does not form part of this By-Law) – Amended by By-Law 2016-42

A

Abattoir
 Accessory
 Adventure Game
 Agricultural Produce Warehouse
 Agriculture-Related Use
 Agriculture General
 Agri-Tourism Use
 Alter
 Assembly Hall
 Attached
 Automobile Gas Bar
 Automobile Sales Establishment
 Automobile Service Station
 Automobile Wrecking Yard

B

Basement
 Battery Energy Storage Systems
 Bed and Breakfast Establishment
 Boat House
 Boat Launching and Docking
 Building
 Building By-Law
 Bulk Fuel Depot
 Bulk Sales Establishment – Agricultural
 Bus Depot
 Business or Professional Office

C

Campground
 Campsite
 Carport
 Catastrophe
 Cellar
 Cemetery
 Centre Line
 Chief Building Official
 Childcare
 Childcare, Home
 Childcare, Unlicensed
 Clinic
 Commercial College
 Commercial Motor Vehicle
 Commercial Motor Vehicle Repair Establishment
 Composting Facility
 Computer/Data Processing Centre
 Conservation Area
 Contractor's Yard

Convenience Store
 Corporation
 Council
 County
 Cross Country Ski Facility

D

Driveway
 Dwelling
 Dwelling, Accessory
 Dwelling, Additional Residential Unit
 Dwelling, Accessory Residential Unit on a Farm
 Dwelling, Apartment Building
 Dwelling, Duplex
 Dwelling, Mobile Home
 Dwelling, Multiple
 Dwelling, Semi-Detached
 Dwelling, Single Detached
 Dwelling, Single Detached Farm Residence
 Dwelling, Townhouse
 Dwelling, Townhouse Street
 Dwelling, Townhouse Cluster

E

Educational Facility
 Erect
 Existing

F

Factory Sales Outlet
 Farm
 Farm Building Cluster
 Farm Implement Establishment
 Farm Implement Repair
 First Livestock Facility
 Fitness Centre
 Floor Area, Gross
 Floor Area, Ground
 Floor Area, Useable
 Food Processing, Primary
 Food Processing, Secondary
 Forestry/Silviculture
 Funeral Home

G

Garden Centre
 Golf Course
 Golf Course, Miniature or Miniature Golf Course
 Golf Driving Range
 Grade
 Greenhouse
 Greenhouse, Commercial
 Group Home - Type One
 Gun Club

H

Height
 Hobby Farm
 Home Industry
 Home Occupation
 Horse-Drawn Carriage Community
 Hotel/Motel

I

Industrial Use
 Industrial Use, Dry
 Industrial Use, Light
 Institutional Use

K

Kennel

L

Landscaped Open Space
 Lane
 Licensed Cannabis Production Facility
 Livestock Assembly Yard
 Livestock Auction Barn
 Livestock Facility
 Loading Space
 Lot
 Lot Area
 Lot Corner or Corner Lot
 Lot Coverage
 Lot Frontage
 Lot, Interior or Interior Lot
 Lot Line
 Lot Line, Exterior or Exterior Lot Line
 Lot Line, Front or Front Lot Line
 Lot Line, Rear or Rear Lot Line
 Lot Line, Side or Side Lot Line
 Lot, Through or Through Lot

M

Main Building
 Marine, Recreation and Small Engine
 Establishments
 Micro-Brewery
 Minimum Distance Separation Formulae
 Mobile Home Site
 Mobile Home Park
 Mobile Home Park Open Space
 Mobile Home Park Road
 Motor Home
 Motor Vehicle
 Municipal Drain
 Municipal Drain, Open

N

Non-Conforming

Non-Complying
 Non-Farm Lot
 Non-Residential
 Normal Farm Practices
 Nuisance

O

On-Farm Diversified Use
 Open Storage
 Outdoor Display Area

P

Park Model Trailer
 Parking Area
 Parking Lot
 Parking Space
 Parking Space, Angle
 Parking Space, Bicycle
 Parking Space, Electric Vehicle
 Parking Space, Parallel
 Personal Service Shop
 Pit
 Planting Area
 Portable Asphalt Plant
 Portable Concrete Plant
 Principal
 Private Garage
 Private Lane
 Public Garage
 Public Park
 Public Building
 Public Utility
 Public Utility Building

Q

Quarry

R

Recreation Centre
 Recycling Centre
 Recycling Depot
 Renewable Energy Systems
 Research Establishment/Laboratory
 Residence Surplus to a Farming Operation
 Residential Care Facility
 Residential Use
 Restaurant
 Restaurant, Take-Out
 Restaurant, Portable Food Outlet
 Retail Floor Area
 Retail, Large Format
 Retail Store
 Riding Stable/Equestrian Centre

S

Salvage Yard
 Saw or Planing Mill
 School Bus Storage
 Setback
 Sewage
 Sewage Treatment Plant
 Shipping Container
 Short Term Accommodation
 Sight Visibility Triangle
 Site Plan
 Snowmobile Club
 Solid Waste Disposal Site
 Space Extensive Recreational Commercial Use
 Storey
 Street
 Structure
 Swimming Pool

T

Tavern
 Technology Industry
 Tillable Hectares
 Tractor Trailer
 Trades Person
 Trades Person's Shop
 Trailer, Construction
 Trailer, Transport
 Trailer, Travel
 Transport Depot
 Travel Trailer Sales Establishment

U

Use

V

Veterinary Clinic
 Veterinary Clinic – Small Animal

W

Warehouse
 Warehouse, Mini-Storage
 Watercourse
 Water Lot
 Water System, Municipal
 Wayside Pit or Wayside Quarry
 Wind Farm
 Wind Turbine

Y

Yard
 Yard, Exterior Side or Exterior Side Yard
 Yard, Front or Front Yard
 Yard, Rear or Rear Yard
 Yard, Side or Side Yard

Z

Zone
 Zoning Administrator

“Abattoir” shall mean a building or structure specifically designed to accommodate the penning and slaughtering of live animals and the preliminary processing of animal carcasses and may include the packing, treating, storing and sale of the product on the premises.

“Accessory” when used to describe a use, building or structure subordinate, incidental and exclusively devoted to the principal use, building or structure located on the same lot therewith and not designed or intended for human habitation unless specifically permitted elsewhere in this By-law.

“Adventure Game” means lands, buildings or structures used for sport or recreation in which the participants engage in mock battles to capture a flag, paintball games, or other similar activities.

“Agricultural Produce Warehouse” shall mean a building or structure used for the storage of agricultural produce and may include facilities for wholesale distribution or an accessory retail commercial outlet for the sale of such agricultural produce to the general public.

“Agriculture General” shall mean the growing of crops, including nursery and horticultural crops; raising of livestock and other animals for food, fur or fibre, including poultry and fish; aquaculture; apiaries; agro-forestry; maple syrup production; and associated on-farm buildings and structures, including, but not limited to, livestock facilities, manure storage, value-retaining facilities and accommodation for full-time labour when the size and nature of the operation requires additional employment.

“Agriculture-Related Use” means farm-related commercial and farm-related industrial uses that are directly related to farm operations in the area, support agriculture, benefit from being in close proximity to farm operations and provide direct product and/or services to farm operations as a primary activity.

“Agri-Tourism Use” means farm-related tourism uses that promote the enjoyment, education or activities related to the farm operation. Agri-tourism uses include limited accommodation such as bed and breakfast. An Agri-Tourism use is a type of On-Farm Diversified Use.

“Alter” when used in reference to a building or part thereof, means to change any one or more of the internal or external dimensions of such building or to change the type of construction of the exterior walls or roof thereof. When used in reference to a lot, the word "alter" means to change the width, depth, or area of any required yards setback, landscaped open space or parking area, to change the location of any boundary of such lot with respect to a street or lane, whether such alteration is made by conveyance or alienation of any portion of said lot, or otherwise. The word "altered" and "alteration" shall have a corresponding meaning.

“Artisan Studio” means a building, structure or place used as the workplace of a photographer, craftsman or artist and may include the display and sale of their products along with accessory items.

“Assembly Hall” means a building, structure or place in which facilities are provided for such purposes as meetings for religion, civic, political, or social purposes and may include functions involving the consumption of food and drink.

“Attached” when used in reference to a building, means a building otherwise complete in itself which depends for structural support or complete enclosure upon a division wall or division walls shared in common with adjacent building or buildings.

“Automobile Car Wash” means a lot, building or structure used solely for the washing and cleaning of motor vehicles and shall not include any other automobile use defined in this By-law.

“Automobile Gas Bar” means a lot containing not more than eight fuel/propane pumps and may include a structure of not greater than 18.5 square metres (199 square feet) used for the sale of fuel but shall not include any other automobile use defined in this By-law.

“Automobile Sales Establishment” means a lot, building or structure used for the display and sale of new or used ‘motor vehicles’ and may include the servicing, repair, cleaning, polishing, oiling, and greasing of motor vehicles, and may include motor vehicle body repair, painting, the sale of automotive accessories and related products and the leasing or renting of ‘motor vehicles’ but shall not include any other automobile use defined in this By-law.

“Automobile Service Station” means a lot, building or structure used for the servicing, repair, cleaning, polishing, oiling, and greasing of ‘motor vehicles’ and may include motor vehicle body repair, painting, the sale of automotive accessories and related products and the leasing or renting of ‘motor vehicles’, and a ‘Automobile Gas Bar’ but shall not include any other automobile use defined in this By-law.

“Automobile Wrecking Yard” means a lot, building or structure used for the wrecking or dismantling of ‘motor vehicles’ and ‘commercial motor vehicles’ and for the storage and sale of scrap material, salvage and parts obtained therefrom but does not include any other automobile use defined in this By-Law or a ‘Salvage Yard’.

“Basement” means that portion of a building between two floor levels which has at least 50% of its height below average finished grade.

“Battery Energy Storage Systems” means energy retention systems intended to store and discharge electricity to the transmission grid. This may include containers housing Lithium-ion or similar batteries and accessory structures, facilities, or electrical transmission infrastructure.

“Bed and Breakfast Establishment” means a Home Occupation operated in accordance with the provisions of Section 3.10

“Boathouse” means a building or structure or part thereof not over one storey in height, used for the storage of private boats and equipment accessory to their use, as an accessory use to a residential use, no part of which shall be used as a dwelling unit or commercial purposes.

“Boat Launching and Docking” means a structure which is used to take a boat into or out of a navigable waterway, or to moor a boat. The definition includes a launching ramp, boat lift, or dock but does not include any building or fuel pumps or any boat servicing, repair, or sales facility.

“Building” shall mean any structure consisting of walls and roof which is used or intended to be used for the shelter, accommodation or enclosure of persons, animals, goods, or materials and includes any structure defined as a building in the Ontario Building Code Act, but shall not include a wall, fence, sign.

“Building By-Law” means any "Building By-law" within the meaning of the Ontario Planning Act and the Ontario Building Code Act.

“Bulk-Fuel Depot” means the use of land, buildings or structures for the storage and distribution of fuels, gases, oils, and wood and may include as an accessory use a commercial card/key lock facility but shall not include any other use defined in this By-law.

“Bulk Sales Establishment - Agricultural” means the use of land, structure or building for the purposes of buying, selling, storing, grading, and handling of seed, feed, fertilizer, and other agricultural products in bulk quantities and may include a cleaning and drying facility, scales, and an administration building.

“Bus Depot” means a lot, building or structure where commercial motor vehicles pick up and discharge fare paying passengers, and may include as an accessory use a ticket office, a restaurant, luggage

checking and/or parcel shipping facilities, and offices accessory to the main use, but does not include the display or sale of any automobile or commercial motor vehicle.

“Business Or Professional Office” means a lot, building or structure in which one or more persons are employed in the management, direction or conducting of an agency, business, brokerage, or labour organization and includes a bank or trust company, post office, and a government office but shall not include a ‘Retail Store’, ‘Manufacturing’, repair or display or any other use herein defined.

“Campground” means a lot used year-round for the parking and use of recreational travel trailers, park model trailers or other similar transportable accommodations, but not including a mobile home. All sites will be used for seasonal or intermittent accommodations and will not be used as a principal residence or permanent place of residence. A Campground may include a swimming pool, convenience store, laundromat, miniature golf course, playground, athletic play fields, tennis or badminton courts, and an administrative building for the campground. Off-season storage of travel trailers, tent trailers, or similar transportable accommodation shall be permitted.

“Campsite” means a parcel of land within a campground intended for occupancy by a motor home, park model trailers, travel trailer, tent-trailer, tent, or similar transportable accommodation together with all yards and open space defined in this By-law but shall not include a mobile home.

“Carport” means a covered structure attached to the wall of the principal building and used for the storage of ‘motor vehicles.’

“Catastrophe” for the purposes of Minimum Distance Separation guideline calculations means an unanticipated, disastrous loss of part, or all, of a *livestock facility* due to fire, collapse, flood, wind, or other such event.

“Cellar” See “Basement”.

“Cemetery” means a cemetery, crematorium, or columbarium within the meaning of The Cemetery Act of Ontario.

“Centre Line” means the centre line of any ‘street’, railway, roadway, ‘lane’, railway right-of-way or ‘private road’.

“Chief Building Official” means the officer or employee appointed by the By-Law of the Corporation of the Municipality of South Bruce charged with the duty of enforcing the provisions of the Building By-law of the Corporation, Building Code Act, and its applicable regulations.

“Childcare” means the temporary care for, or supervision of, a child including providing for a child’s safety, well-being, or development, in the absence of the child’s parent and for a continuous period that does not exceed 24 hours, in accordance with the Childcare and Early Years Act, 2014, including any amendments, or its successor.

(a) **“Childcare, Home”** means “Childcare” provided in a ‘Dwelling’ by one or more childcare provider(s) that is regulated by a home childcare agency.

(b) **“Childcare, Unlicensed”** means “Childcare” provided in a ‘Dwelling’ that is not a ‘Home Childcare’ or ‘Childcare Centre’, or a private school within the meaning of the Education Act.

“Clinic” means a lot, building, or structure that is used by physicians, dentists or all other licensed practitioners and their staff for the purpose of consultation, diagnosis and treatment of outpatients and may include administrative offices, waiting rooms, treatment rooms, laboratories, pharmacies, and dispensaries directly associated with the facility.

“Commercial Motor Vehicle” means a vehicle having a gross weight or registered gross weight of more than 4500 kilograms, or a bus capable of carrying more than 10 passengers but shall not include an ambulance, a fire apparatus, a hearse, a motor home, travel trailers or a vehicle commonly known as a tow truck.

“Commercial Motor Vehicle Repair Establishment” means a building and/or lot used for the servicing, repair, cleaning, washing, polishing, and greasing of ‘commercial motor vehicles’ and ‘truck-trailers’ and may include body repair, welding and painting but shall not include any other automobile use defined in this By-law.

“Commercial Motor Vehicle Sales Establishment” means a building and/or lot used for the display and sale of new or used ‘commercial motor vehicles’ and ‘truck-trailers’ and may include the servicing, repair, cleaning, washing, polishing and greasing of commercial motor vehicles and truck-trailers, the sale of commercial motor vehicle and truck-trailer accessories and related products and the leasing of commercial motor vehicles and truck-trailers, but shall not include any other automobile use defined in this By-law.

“Commercial College” means a lot, building or structure used for a private career college operating under the Private Career Colleges Act S.O. 2005.

“Composting Facility” means an industrial facility whose primary purpose is the composting of food, and/or organic materials, and/or sewage sludge but shall not include the composting of animal or livestock remains.

“Computer/Data Processing Centre” means a building or part of a building used for the input, processing, and printing of computerized data or engaged primarily in service transactions electronically or through a communication medium and without limiting the generality of the foregoing, may include such establishments as credit card information centres, virtual banking services, on-line services, and telephone solicitation services, but shall not include any walk-in or off-the-street traffic or any retail or manufacturing of goods for sales.

“Conservation Area” means an area of land owned by a public authority and managed for the purposes of preserving and improving the natural features of the environment and without limiting the foregoing may include such uses as a picnic area, historic site, athletic fields, camping, interpretive centre, maintenance buildings and other such similar uses.

“Contractor’s Yard” means a lot, building or structure used by a construction company or contractor as a depot for the storage and maintenance of equipment used by the company or contractor but does not include the wholesale or retail sale of construction materials or supplies, home improvement supplies or a ‘Trades Person’s Shop’.

“Convenience Store” means a building or structure not exceeding 140 square metres (1500 sq. ft.) of total floor area in which articles for sale are restricted to a limited range of primarily food items such as milk, bread, soft drinks, ice cream, canned and bottled goods, snacks and candy, frozen meat and to complement such items may include the sale of magazines, toiletries, tobacco products. A convenience store may also include a catalogue outlet, pharmacy, post office outlet or similar ancillary uses.

“Construction Trailer” means a building or structure that is designed to be made mobile and drawn by a separate vehicle and is used for the purpose of storage or administration on a site while construction is taking place.

“Corporation” means the Corporation of the Municipality of South Bruce.

“Council” means the Municipal Council of the Corporation.

“County” means the Corporation of the County of Bruce.

“Driveway” means a vehicular passageway having at least one end thereof connected to a Class 1 or Class 2 Municipal Street or is shown as a lane or driveway on a plan of condominium providing ingress to and/or egress from a lot.

“Dwelling” means one or more rooms used or intended for the domestic use of one or more individuals living as a single housekeeping unit that is provided with cooking, living, sleeping and sanitary facilities. A dwelling shall not include any mobile home, park model trailer, construction trailer, travel trailer, hotels/motels, a home for the aged, nursing home, hospital, or living quarters for a caretaker, watchman or other person or persons using living quarters which are accessory to a non-residential building.

“Dwelling, Accessory” means a dwelling subordinate and incidental to the principal building or structure located on the same lot therewith wherein the principal building or structure has non-residential uses. If the principal building on the lot therewith is a ‘Dwelling’, refer instead to “Dwelling, Additional Residential Unit”. A ‘Dwelling, Accessory’ may be a structure attached or detached from the principal building or structure.

“Dwelling, Additional Residential Unit” means a residential dwelling unit either wholly contained within a “Dwelling, Single Detached”, a “Dwelling, Semi-Detached”, or a “Dwelling, Street-Facing Townhouse”, or wholly contained within an accessory building on a lot containing a “Dwelling, Single Detached”, a “Dwelling, Semi-Detached”, or a “Dwelling, Street-Facing Townhouse”.

“Dwelling, Additional Residential Unit on a Farm” means one additional dwelling unit located on a Farm on which a ‘Dwelling, Single-Detached Farm’ is already established. A ‘Dwelling, Additional Residential Unit on a Farm’ may be located within a ‘Dwelling, Single-Detached’ on a Farm, or within a non-agricultural accessory building located in the Farm Building Cluster or may be in the form of a second ‘Dwelling, Accessory’ on the lot.

“Dwelling, Apartment Building” means a dwelling that contains six or more residential dwelling units which have separate entrances or a common entrance or have a common entrance from street level and are served by a common corridor or hallway from inside. An ‘Apartment Building Dwelling’ does not include any other dwelling otherwise defined herein.

“Dwelling, Duplex” means a residential dwelling on a lot that is divided horizontally into two separate dwellings each of which has an independent entrance either directly from the outside or through a common vestibule. See also “Dwelling, Semi-Detached”.

“Dwelling, Mobile Home” means a unit constructed or manufactured to provide for year round occupancy and is designed to be transported from one site to another. A mobile home does not include a ‘park model home’, ‘motor home’, ‘travel trailer’ or other similar accommodation. A mobile home shall be distinguished from other forms of prefabricated transportable housing by reason of a design which permits and features ready transfer from place to place whereas the latter are intended to be moved once only to a final location.

“Dwelling, Multiple” means a residential dwelling that is divided into three, four, or five dwelling units wherein each unit is accessed by way of a common entrance and an internal staircase or hallway from inside.

“Dwelling, Semi-Detached” means two attached residential dwellings divided vertically by a common wall, each of which has an independent entrance directly from the outside and no side yard on one side.

“Dwelling, Single Detached” means a residential dwelling constructed and used as a residence of the owner or occupant thereof and is intended for permanent occupancy and is designed and/or constructed for year round or permanent human habitation.

“Dwelling, Single-Detached Farm Residence” means a “Dwelling, Single-Detached” naturally and normally incidental and subordinate and exclusively used in conjunction with a Farm that is situated on the same lot.

“Dwelling, Townhouse” means a residential dwelling divided vertically into three or more residential dwelling units, each dwelling unit having an independent front and rear entrance immediately abutting the front and rear walls of each dwelling unit:

- (1) **“Dwelling, Townhouse Street”** means a ‘Dwelling, Townhouse’ on a separate lot where each dwelling unit has frontage onto a Class 1 or Class 2 roadway.
- (2) **“Dwelling, Townhouse Cluster”** means a ‘Dwelling, Townhouse’ on one lot where each dwelling unit does not have frontage onto a Class 1 or Class 2 roadway.

“Educational Facility” shall mean a school operating under the *Education Act* RSO 1990.

“Erect” when used in this By-law includes building, construction, reconstruction, and relocation and, without limiting the generality of the word, also includes:

- (a) any preliminary physical operation, such as excavating, filling, or draining.
- (b) altering any existing building or structure by an addition, enlargement, extension, or other structural change; and,
- (c) any work for the doing of which a building permit is required under The Ontario Building Code.

“Existing” unless otherwise indicated, means legally existing on the date of passing of this By-law.

“Factory Sales Outlet” means an accessory use to an ‘Industrial Use’ in which the goods, wares, or merchandise manufactured on the premises is offered for sale.

“Farm Building Cluster” means the close grouping of the main buildings and structures on a farm contained within a limited area so that the remaining land is used for agriculture. Buildings and structures within the cluster shall share a common driveway.

“Farm Lot” means a parcel of land on which the predominant activity is agricultural and may include associated buildings and structures such as residential dwellings, livestock facilities, farm implement structures, silos, granaries, and similar buildings and structures.

“Farm Implement Establishment” shall mean the use of land buildings or structures for the sale of, storage or repair of new or used agricultural equipment and machinery directly associated with the operation of a farm and may include as an accessory use the display, sale, storage, servicing, and repair of snowmobiles, ATV’s, small engines, and lawn care equipment and related products but does not include any other use(s) defined herein.

“Farm Implement Repair” shall mean the use of land buildings or structures for the sale of, storage or repair of new or used agricultural equipment and machinery directly associated with the operation of a farm but do not include any other use(s) defined herein.

“Fitness Centre” means a building in which facilities are provided for recreational athletic activities including but not limited to bodybuilding and exercise classes, and may include associated facilities such as a sauna, swimming pool and solarium.

“Floor Area, Ground” shall mean the floor area of the lowest storey of a building, approximately at or first above the finished grade level, excluding any basement, cellar or subcellar, which area is measured between the exterior faces of the exterior walls at the floor level of such storey, but excludes car parking areas within the building.

“Floor Area, Useable” shall mean the sum of the horizontal areas of each floor, whether any such floor is above or below grade, measured between the exterior faces of the exterior walls of the building or structure at the level of each floor, but shall not include:

- a) Any floor area of the building or structure which is used for heating equipment, storage or parking of motor vehicles, locker storage and laundry facilities, children’s play areas and other accessory uses.

“Floor Area, Gross” shall mean the sum of the horizontal areas of each floor, whether any such floor is above or below grade, measured between the exterior faces of the exterior walls of the building or structure at the level of each floor, excluding any area used for the storage and parking of motor vehicles.

“Food Processing, Primary” means the use of lands, buildings, or structures for a ‘dry industrial use’ where berry, row or field crops are washed, cleaned, frozen, screened, sifted graded, waxed, or crushed, but excludes any further processing.

“Food Processing, Secondary” means the use of lands, buildings, or structures for a ‘dry Industrial use’ where agricultural produce, including meat and poultry products, are washed, cleaned, dusted, waxed, cooked, steamed, or otherwise prepared and packaged and may include the storage and sale of the finished product on the premises but shall not include an abattoir or any other use defined herein.

“Forestry / Silviculture” means the management and care of trees and the harvesting of them or parts thereof for commercial purposes, and without limiting the generality of the foregoing includes the use of a sawmill provided the timber being milled originates on the same parcel of land the sawmill is operating.

“Funeral Home” means a commercial use for the purpose of furnishing funeral supplies and services to the public and includes facilities for the preparation of dead human bodies for interment or cremation.

“Garden Centre” means the use of land, buildings, or structures where trees, shrubs, plants are grown or stored for the purpose of transplanting or for the purpose of retail sale or wholesale, and include the sale of soil, planting materials, fertilizers or similar materials, lawn and garden equipment or lawn furnishings.

“Golf Course” means a public or private area operated for the purpose of playing golf with accessory uses such as ‘Miniature Golf Course’, ‘Restaurant’, ‘Golf Driving Range’, maintenance buildings and administration buildings.

- (a) **“Golf Course, Miniature”** or **“Miniature Golf Course”** means an area of land or a building, structure or premises or part thereof operated for profit or gain as a commercial place of amusement in which facilities are provided to simulate the game of golf or any aspect of the game on a small scale but does not include a golf driving range or golf course.
- (b) **“Golf Driving Range”** means an open air facility where the sport of golf is practiced from individual tees and which may include accessory structures to house the tees, a kiosk for golf balls and golf club rentals and a structure from which the golfer’s tee-off.

“Grade”:

- (a) When used with reference to a building or structure, means the average finished ground elevation after construction, immediately adjoining the wall or walls in question or the base of the structure exclusive of any artificial embankment.
- (b) When used with reference to a ‘street’, means the finished elevation of such ‘street’, road or highway as established by the Corporation or other authority having jurisdiction.

“Greenhouse” shall mean a building wherein the temperature and humidity can be regulated for the cultivation of vegetables, fruit, flowers, plants, shrubs, trees, and similar vegetation.

“Greenhouse, Commercial” shall mean a building for the growing of vegetables, fruit, flowers, plants, shrubs, trees, and similar vegetation which are not necessarily transplanted outdoors on the same lot containing such greenhouse but are sold directly from such building at wholesale or retail.

“Group Home, Type One” means a single housekeeping unit in a residential dwelling in which up to-ten (10) residents with special care needs, including seniors or individuals who are developmentally and/or physically challenged or mentally ill, live under responsible supervision consistent with the requirements of the residents. Residents do not include staff or the receiving family. A type one group home is licensed and/or funded under Federal or Provincial Statute and in compliance with Municipal By-laws.

“Gun Club” means lands, buildings or structures used for target practice by use of a firearm. A gun club shall not include provisions for overnight accommodations or for the preparation and serving of full course meals.

“Height” when used with reference to a building or structure means the vertical distance between the average grade at the front of such building or structure to the highest point therein exclusive of any ornamental dome, chimney, tower, cupola, steeple, church spire, water storage tank, electrical apparatus, television or radio antenna, or structure for the mechanical equipment required for the operation of such building or structure. Without limiting the generality of the foregoing, the highest point shall be taken as:

- (a) In the case of a flat roof, the highest point of the roof surface or parapet, whichever is greater.
- (b) In the case of a mansard roof, the deck roof line.
- (c) In the case of a gable, hip or gambrel roof, the mean heights between the eaves and the ridge.
- (d) Where the height is designated in terms of storeys, it means the designated number of storeys above and including the first storey.

Refer to the Attached Appendix for Height Illustrations.

“Home Industry” means an occupation or business conducted for gain or profit as a secondary use to the main permitted use within a dwelling unit and/or accessory building and operated in accordance with Section 3.11

“Home Occupation” means an occupation or business conducted for gain or profit as a secondary use within a dwelling unit and operated in accordance with Section(s) 3.9 or 3.10

“Horse Drawn Carriage Community” shall mean a group of people whose primary mode of transportation is by the use of a horse or horses and a carriage.

“Hotel / Motel” means a building or structure used primarily for the purposes of catering to the needs of the traveling public by furnishing sleeping accommodations with no cooking facilities in any individual

room or suite of rooms. A Hotel/Motel shall not have less than 6 guest rooms and may include permanent staff quarters, meeting rooms, recreational facilities, 'restaurant', and housekeeping units, but does not include any other establishments otherwise defined or classified in this By-law.

“Industrial Use” means the use of any land, building or structure for the purpose of manufacturing, producing, grading, cleaning, washing, compounding, processing, packaging, crating, bottling, packing, making, preparing, inspecting, ornamenting, finishing, treating, altering, or assembling of raw or semi-processed or fully processed goods or materials as distinguished from the buying and selling of commodities and the supplying of personal services or any other use herein defined.

“Industrial Use, Dry” means an 'Industrial Use' which does not utilize process waters, and which does not produce waste waters from the industrial process **or** utilizes a closed loop/recycled water system which does not produce waste waters from the industrial process and includes such uses as welding shops, blacksmith shops, wood fabricating, warehousing, or similar uses.

“Industrial Use, Light” means the use of land, buildings, or structures for the purpose of an 'Industrial Use' which is wholly enclosed within a building or structure, except for parking and loading facilities and outside storage accessory to the permitted uses, and which in its operation does not result in emission from the building of odours, smoke, dust, gas, fumes, noise, cinder, vibrations, heat, glare, or electrical interference.

“Institutional Use” means the use of land, buildings, structures, or portions thereof, for public or social purposes and, without limiting the generality of the foregoing, may include governmental, religious, educational, charitable, philanthropic, hospitals, nursing homes, public or private schools and nursery schools, or other similar uses.

“Kennel” means a place where dogs or other domestic animals other than poultry are bred and raised and are sold or kept for sale or boarded.

“Landscaped Open Space” means the open unobstructed space on a lot accessible from a 'street' on which the lot is located and which is suitable for the growth and maintenance of grass, flowers, bushes, and other landscaping and includes any surfaced walk, patio, planting area, or similar area but does not include any driveway or ramp, whether surfaced or not, any curb, retaining wall, parking area or any open space beneath or within any building or structure.

“Lane” means a 'street' or 'private lane' which affords only a secondary means of access to the lots abutting thereon.

“Licensed Cannabis Production Facility” means a federally licensed facility for the cultivation, processing, testing, destruction, packaging, or shipping of Cannabis within enclosed and detached buildings, and which are compliant under the Federal Government's Marihuana for Medical Purposes Regulations, or any subsequent legislation related to the production of Cannabis which may be enacted. The retail sales of Cannabis products are not permitted.

“Livestock” means dairy, beef, swine, poultry, horses, goats, sheep, ratites, fur-bearing animals, deer and elk, game animals, birds, and other animals identified in Table 1 of the Minimum Distance Separation formulae.

“Livestock Assembly Yard” shall mean a lot, building, structure, or confined land area for temporarily holding animals for shipping.

“Livestock Auction Barn” shall mean a lot, building, structure, or confined land area used as a livestock auction facility and may include the auction of agriculturally related chattels on an incidental or accessory basis only.

“Livestock Facility” means one or more barns or permanent structures with livestock-occupied portions, intended for keeping or housing of livestock. A Livestock Facility also includes all manure or material storage and anaerobic digesters.

“Loading Space” shall mean an off-street space on the same lot as the building, or contiguous to a group of buildings for the temporary parking of a commercial vehicle while loading or unloading merchandise or materials.

“Lot” means a parcel of land that can be conveyed without further approval.

“Lot Area” means the total horizontal area within the lot lines of a lot. In the case of corner lots having a ‘street’ line rounding of a radius 6.0 metres (20 feet) or less, the lot area of such lot shall be calculated as if the lot lines were produced to their point of intersection.

“Lot Corner” or **“Corner Lot”** means a ‘lot’ situated at the intersection of and abutting two or more streets, or parts of the same street, including any reserve area where the inside angle of intersection or projected angle at intersection of the tangents of the street lines is less than 135 degrees except for a ‘lot’ located at the commencement of a cul-de-sac where the angle exceeds 135 degrees.

“Lot Coverage” means that percentage of the lot area covered by buildings or structures, including accessory buildings or structures above finished grade level and permanent above or below ground swimming pools but shall not include sewage disposal systems.

“Lot Frontage” shall mean the horizontal distance between the side lot lines, such distance being measured perpendicularly to the line joining the middle of the front lot line with either the middle of the rear lot line or the apex of the triangle formed by the side lot lines at the minimum distance from the front lot line at which erection of building or other structure is permitted by this By-law.

Refer to the Attached Appendix A for Lot Frontage Illustrations.

“Lot, Interior” or **“Interior Lot”** means a lot other than a corner lot and having frontage on one ‘street’ only.

“Lot Line” means any boundary of a lot.

“Lot Line, Exterior” or **“Exterior Lot Line”** means any lot line abutting a ‘street’ or ‘lane’.

“Lot Line, Front” or **“Front Lot Line”** in the case of an interior lot, means the line dividing the lot from a ‘street’ or ‘lane’. In the case of a corner lot, the shorter lot line abutting a ‘street’ shall be deemed the front lot line and the longer lot line abutting a ‘street’ shall be deemed an exterior lot line. In the case of a ‘through lot’, each lot line dividing the lot from a ‘street’ or ‘lane’ shall be deemed to be a ‘front lot line’.

“Lot Line, Rear” or **“Rear Lot Line”** means a lot line farthest from and opposite to the front lot line or where the lot is triangular, the point of intersection of the side lot lines.

(a) **“Lot Line, Side”** or **“Side Lot Line”** means any lot line other than a front lot line or rear lot line.

(b) **“Lot, Through”** or **“Through Lot”** means a lot bounded on opposite sides by a ‘street’, ‘private road’ or ‘lane’ but does not include a corner lot.

“Main Building” shall mean the building designed or used for the principal use on the lot.

“Marine, Recreation And Small Engine Establishments” shall mean a building and/or lot used for the display, sale, storage, servicing, repair, cleaning, polishing, and lubricating of boats, motorcycles,

snowmobiles, ATV's, lawn care equipment, marine engines and related products, or the leasing or renting of any of the above.

“Manufacturing” shall mean compounding, processing, packaging, crating, bottling, packing, assembling, making, preparing, inspecting, ornamenting, finishing, treating, altering, repairing, or adapting for sale any good, substance, or article, or any part thereof.

“Micro-Brewery” means the use of buildings, structures and/or facilities devoted to the manufacturing of less than 5,000,000 litres per year, cooling, bottling, storage, consumption, sale, transporting of beer and beer-related products, whether alcoholic or non-alcoholic, in compliance with ongoing, relevant provincial and/or federal policy and regulations. A micro-brewery may also include the preparation, offering for sale, and consumption of food or drinks including alcoholic drinks; entertainment and hosting of events; and tours of the facility.

“Minimum Distance Separation Formulae” means a formula developed by the Province of Ontario to separate uses so as to reduce incompatibility concerns about odour from livestock facilities.

“Mobile Home”:

Mobile Home Site” means a parcel of land within a mobile home park intended for occupancy by one mobile home unit together with all yards and open space required by this By-law.

“Mobile Home Park” means land containing two or more mobile home sites and which is under single management and ownership, and which is designed and intended for residential or seasonal use where such residential occupancy is in mobile homes exclusively. A mobile home park may include an administrative and sales office for the mobile home park and a recreation building for the exclusive use of residents of the mobile home park.

“Mobile Home Park Open Space” means a space within a mobile home park designed and intended as a place of recreation for the common use by the residents of such mobile home park, and which may or may not be open to the general public on an equal basis.

“Mobile Home Park Road” means a space within a mobile home park designed and intended as a means of vehicular access to abutting mobile home lots; such mobile home park road may or may not be open to the general public on an equal basis.

“Motor Home” means a self-propelled motor vehicle used exclusively for travel, recreation, and vacation and which is capable of being used for the temporary sleeping, eating and accommodation of persons.

“Motor Vehicle” means any equipment self-propelled by an engine or motor mounted on the vehicle.

“Municipal Drain” shall mean drainage works as defined by The Drainage Act, R.S.O 1990, as amended from time to time.

“Municipal Drain, Open” shall mean a ‘municipal drain’, which is not enclosed in a pipe, culvert or similar means of conveyance but shall not include a covered drainage work.

“Municipal Drain, Enclosed” shall mean a ‘municipal drain’, which is enclosed as a pipe, culvert, or similar means of conveyance.

“Municipal Drinking Water System” shall mean a municipal drinking water system as defined in the Safe Drinking Water Act, 2002.

“Non-Conforming” means a building or structure legally existing as of the date of the passing of this By-law, which is used for a purpose not permitted in this By-law.

“Non-Complying” means a permitted use, building or structure legally existing as of the date of the passing of this By-law which does not comply with a provision or provisions of their respective zone.

“Non-Farm Lot” shall mean a lot, which is less than 4.0 hectares (9.9 ac) in size.

“Non-Residential” means designed, intended, or used for a purpose other than a dwelling.

“Normal Farm Practice” means a practice, as defined in the Farming and Food Production Protection Act, 1998, that is conducted in a manner consistent with proper and acceptable customs and standards, as established and followed by similar agricultural operations under similar circumstances or makes use of innovative technology in a manner consistent with proper advanced farm management practices. Normal farm practices shall be consistent with the Nutrient Management Act, 2002 and regulations made under that Act.

“Nuisance” means any condition existing that is or may become injurious or dangerous to health or that prevents or hinders or may prevent or hinder in any manner the suppression of disease.

“On-Farm Diversified Use” means uses that are secondary to the principal agricultural use of the property and are limited in area. On-Farm Diversified Uses include, but are not limited to, home occupations, home industries, agri-tourism uses, and uses that produce value-added products, in accordance with Provincial guidelines.

“Open Storage” means the storage of goods, merchandise, or equipment in the open air and in unenclosed portions of buildings which are open to the air on the sides. Open Storage does not include motor vehicles, commercial motor vehicles, travel trailers, boats, recreational vehicles, tractors and other similar on or off road vehicles provided all are in working order and are displayed for retail/wholesale purposes.

“Outdoor Display” means a portion of a lot used for the display or exhibition in an orderly manner completely assembled or finished products sold by the principal use located on the same lot.

“Park Model Trailer” means a recreational unit, constructed to the CAN/CSA-Z241 standard.

“Parking Area” means that part of a lot required to satisfy the Off Street Parking Regulations of this By-law but shall not include any other parking use defined herein.

“Parking Lot” means an area provided for the parking of motor vehicles and/or commercial motor vehicles and includes aisles, parking spaces and related ingress and egress lanes but shall not include any part of a ‘road’, ‘private road’ or ‘lane’.

“Parking Space” means a space enclosed in a principal or accessory building or unenclosed in a driveway, that is available for the parking of a ‘motor vehicle’ and which is accessible from a ‘street’, ‘private street’ or ‘lane’.

“Parking Space, Angle” means a parking space which is accessed from an aisle or driveway, and which permits the entry or exit from said parking space without the need to travel over any other parking space.

“Parking Space, Parallel” means a parking space which is accessed from an aisle, road or driveway that is beside and runs the same direction as the aisle, road, or driveway.

“Parking Space, Tandem” means the arrangement of two parking spaces such that it is necessary to traverse one space to gain vehicular access to the other from a lane or street.

“Parking Space, Bicycle” Means an area that is equipped with a bicycle rack or bicycle locker that is accessible, secure, and suitable for the purposes of bicycle parking.

“Parking Space, Electric Vehicle” Means a vehicle parking space constructed and equipped with an appropriate electric vehicle charging device, which is accessible from a ‘street’, ‘private street’ or ‘lane’.

“Personal Service Shop” means a business that is associated with the grooming or health or persons or the maintenance or repair of personal wardrobe articles and accessories and may include a barber shop, beauty parlour, aestheticians, shoe repair, self-service laundry, depots for collecting dry cleaning and laundry and similar uses and where the retail sale of goods, wares, merchandise, or articles is only accessory to the provisions of such services.

“Pit” means lands licensed under the Aggregate Resources Act where unconsolidated gravel, stone, sand, earth, clay, fill, mineral or other material is being or has been removed by means of an open excavation to supply material for construction, industrial or manufacturing purposes, but does not include a ‘wayside pit’.

“Planting Area” means the space on a lot upon which shrubs, trees, flowers, or grass are grown in accordance with the provisions of this By-law.

“Portable Asphalt Plant” means a facility with equipment designed to heat and dry aggregate and to mix aggregate with bituminous asphalt to produce asphalt paving material and includes stockpiling and storage of bulk materials used in the process, and which is not to be of permanent construction, but which is to be dismantled at the completion of the construction project.

“Portable Concrete Plant” means a building or structure with equipment designed to mix cementing materials, aggregate, water, and admixtures to produce concrete, and includes stockpiling and storage of bulk materials used in the process; and which is not of permanent construction, but which is designed to be dismantled at the completion of the construction project.

“Principal” when used to describe a use, building or structure, means a use, building or structure, one to which any other is subordinate and constitutes the main use of a lot therewith.

“Private Garage ” means a detached accessory building or portion of a dwelling designed and used for the sheltering of private motor vehicles, travel trailers, boats, and the storage of household equipment incidental to the residential occupancy and in which no business, occupation or service is conducted.

“Private Lane” means a right-of-way over private property, which affords access to abutting lots, or a road not under the jurisdiction of the Corporation, County or Province.

“Public Building” means any building or structure owned or leased by the Corporation, County, any local board, or commission of either the Corporation or the County, any Conservation Authority, any Ministry or Commission of the Province of Ontario or the Government of Canada, and in which office or general administration activities are conducted.

“Public Garage” shall mean a lot, building or structure used by a county, municipal, provincial or ‘public utility’ for the storage and servicing of ‘public utility’ equipment; vehicles; road construction and maintenance equipment; outdoor storage of utility poles, wire, road construction materials and other assorted materials and may include an administration office and fuel pumps.

“Public Park” means an area of land, playground or play fields which is owned by a public agency, and which may include therein one or more athletic fields, field houses, bleachers, swimming pools, wading pools, bandstands, outdoor ice skating rinks, tennis or badminton courts, bowling greens, fairgrounds, picnic area, historic site, interpretive centre, maintenance buildings or other such similar uses.

“Public Utility” means any water works, sewerage works, gas works, electric heat, light or power works, telegraph and telephone lines, cable television lines, and works for the transmission of gas, oil, water or electrical power or energy, or any similar works supplying the general public with necessary services or conveniences.

“Public Utility Building” means a lot, building or structure used in conjunction with the supply of a ‘public utility’ including a municipal water supply well, a water or sewage pumping station, a water treatment facility, a water storage reservoir, a gas regulator building, a hydro substation, a telephone building for exchange, long distance or repeater uses.

“Quarry” means lands licensed under the Aggregate Resources Act where consolidated rock has been or is being removed by means of an open excavation to supply materials for construction, industrial or manufacturing purposes, but does not include a ‘wayside quarry’.

“Recreation Centre” means land, buildings or structures used for the purpose of active leisure activities and shall include an arena, swimming pool, community centre, curling rink, outdoor ice rink, and other such similar uses.

“Recycling Centre” means a facility that is not a ‘salvage yard’ and in which recoverable resources such as newspapers, glassware, and metal cans, are collected, stored, flattened, crushed, or bundled to be taken to another site for processing.

“Recycling Depot” means a building or structure, or lot used for temporary storage of recyclable materials but does not include a ‘recycling centre’.

“Renewable Energy System” means a building, structure, or series of one or more ground-supported devices which convert energy to electrical power for the purposes of contribution to the electrical grid. A renewable energy system may refer to solar, wind, biomass, or anaerobic digesters.

“Research Establishment / Laboratory” means a building or structure that includes facilities for scientific research, investigation, testing, or experimentation, but not facilities for the manufacture or sale of products, except as incidental to the main purpose of the laboratory.

“Residence Surplus to a Farming Operation” means an existing farm residence that is rendered surplus as a result of farm consolidation such as the acquisition of additional farm parcels to be operated as one farm operation.

“Residential Care Facility” means a building or structure wherein lodging, meals, personal care, nursing services, and medical care and treatment may be provided for gain or profit or as a charitable public service and includes a rest home or a convalescent home, but does not include a hotel, motel or hospital as defined herein.

“Residential Use” means the use or intended use of land, buildings, or structures for human habitation.

“Restaurant” means a building or structure, or part thereof used to prepare food and offer for sale for immediate consumption within the building or structure, or adjacent patio and may include a ‘Restaurant, Take-Out’ and a ‘Tavern’.

“Restaurant, Take-Out” means a building or structure or part thereof where food is prepared and offered for sale to the public to be taken out and/or delivered, for consumption off the premises or consumed on an adjacent patio.

“Restaurant, Portable Food Outlet” means a trailer, tent or vehicle that is designed to be made mobile, from which food is prepared and offered for sale to the public for consumption outside. A Portable Food Outlet may only be permitted in accordance with the Corporation’s Licensing By-law if applicable.

“Retail”:

“Retail Floor Area” means the aggregate of the areas of all rooms where goods and services are made available for sale but shall not include storage areas or other commercial uses.

“Retail, Large Format” means a structure, building or part thereof in which goods, wares, merchandise, substances, articles, or things are offered or kept for sale at retail provided the building or structure in which the use is contained exceeds a gross floor area of 278.7 sq. metres (3,000 sq. ft.) and does not include any establishment otherwise defined or classified in this By-law.

“Retail Store” means a building or part of a building in which goods, wares, merchandise, substances, articles, or things are offered or kept for sale at retail but does not include any establishment otherwise defined or classified in this By-law.

“Riding Stable /Equestrian Centre” means the use of buildings or structures for the boarding of horses, exercising of horses, the training of horses and riders, a tack shop, and the staging of equestrian events, but shall not include the racing of horses.

“Salvage Yard” means an establishment where goods, wares, merchandise, articles, or things are processed for further use, and where such goods, wares, merchandise, articles, or things are stored wholly or partly in the open and includes an ‘Automobile Wrecking Establishment’.

“Saw Or Planing Mill” means a building, structure, or area where timber is cut, sawed or milled, either to finished lumber or as an intermediary step and may include facilities for the kiln drying of lumber, an administrative office and the temporary storage of timber and the finished product.

“School Bus Storage” includes a lot and/or premises for the storage of school buses.

“Setback” means the shortest horizontal distance from a specified line to the nearest part of any building or structure on a lot exclusive of any yard encroachments permitted on the lot.

“Sewage System” shall mean a system that stores and/or treats human waste on-site and shall include, but not be limited to, greywater systems, cesspools, leaching bed systems and associated treatment units, and holding tanks, and shall not include sewage treatment plants.

“Shipping Container” means an intermodal freight container that is designed for the transportation and storage of goods and materials which are loaded onto trucks, trains or ships for the purpose of moving of goods and materials. For the purpose of this definition a shipping container does not have wheels and does not include a truck body, trailer or transport trailer.

“Short-Term Accommodation” means the use of a building or structure or any part thereof that operates or offers a place of temporary residence, lodging or occupancy by way of concession, permit, lease, license, rental agreement, or similar commercial agreement for any period less than thirty (30)

consecutive calendar days, throughout all or any part of a calendar year, but shall not include a motel, hotel, bed and breakfast establishment, hospital, or similar commercial or institutional use.

“Sight Triangle” or “Sight Visibility Triangle” means an area free of motor vehicles, commercial motor vehicles, buildings, planting areas or structures and which does not contain a fence, hedge or trees over 0.5 metres (20 inches) in height and which area is to be determined by measuring from the point of intersection of property lines on a corner lot, the distance required by this By-law along such ‘street’ line and joining such points with a straight line and the triangular-shaped land between the intersecting ‘street’ lines and the straight line joining the points the required distance along the ‘street’ lines.

“Site Plan” shall mean a scale drawing prepared to illustrate the relation between the lot lines and the uses, buildings, or structures existing or proposed on a lot, including but not limited to such details as parking areas, walkways, landscaped areas, lighting, building areas, minimum yards, floor areas, easements, drainage contours, and areas for special uses.

“Snowmobile Club” means lands, buildings or structures used exclusively by the members and guests of a club for recreational activities. A snowmobile club is intended for recreational purposes on a seasonal basis and shall not include provisions for overnight accommodations or for the preparation and serving of full course meals.

“Solid Waste Disposal Site” means any land for which a valid ‘Certificate of Approval’ has been issued, upon, into or through which solid waste is deposited or processed and any machinery or equipment or operation for the treatment or disposal of waste but does not include the treatment or disposal of liquid commercial/industrial waste or hazardous waste.

“Space Extensive Recreational Commercial Use” means a recreational commercial use which requires a rural location and/or cannot be located in a built-up settlement area, such as golf courses, riding stables and equestrian centres, cross country ski facilities, and other similar recreational uses, marine and recreational vehicle storage.

“Storey” shall mean that portion of a building, other than the basement or cellar, which lies between any floor and the roof or ceiling above such floor.

“Storey, Half” shall mean a portion of a building situated wholly or in part within a sloping roof and in which there is sufficient space to provide a height between finished floor and finished ceiling of at least seven feet, seven inches for at least one-half (1/2) but less than two-thirds (2/3) of the area of the floor below.

“Street” means a road or highway, which is constructed and maintained so as to allow normal vehicular access to adjacent properties.

“Structure” means anything constructed or erected, the use of which requires location on the ground, or on water, or attachment to something having a fixed location on the ground or on water, and without limiting the generality of the foregoing, includes walls, floors, roofs, signs and billboards, private outdoor swimming pools, satellite dishes, and an object designed and intended to float, but does not include hedges and fences or sewage disposal systems.

“Swimming Pool” means any permanent body of water located indoors or outdoors contained by artificial means and having a depth of greater than 0.76 metres (2.5 ft.) at any point, and used and maintained for the purpose of swimming, wading, diving, or bathing.

“Tavern” means an establishment operating under the Liquor License and Control Act S.O. 2019, c 15, Sched. 22 or its successor, where alcoholic beverages are sold to be consumed on the premises.

“Technology Industry” means an operation where advanced or sophisticated devices especially in the fields of electronics and computers are manufactured, assembled, packaged, or stored in an office, studio, or laboratory setting.

“Tillable Hectares” shall mean the total area of land measured in hectares including pasture that can be worked or cultivated to grow crops.

“Trades Person” means an individual employed in the building trades/construction industry including bricklayers, stonemasons, carpenters, electricians, lathers, painters, decorators and paperhangers, plasterers, sheet metal workers, heating, plumbing, air-conditioning, general contractor’s, flooring, home decorator, or other similar trade, the like which provides an installation service.

“Trades Person’s Shop” means a lot, building, structure, or place where a ‘Trades Person’ conducts business and may include office space and the outdoor storage of heavy equipment and building materials and the retail sale of supplies used in their trade but does not include a ‘Contractors Yard’, ‘Personal Service Shop’ or ‘Retail Store’.

“Transport Depot” means a lot, building, structure, or place where trucks or tractor trailers are rented, leased, kept for hire, or stored or parked for remuneration, or from which trucks or transports, stored or parked on the property, are dispatched for hire as common carriers and may include as an accessory use a commercial card/key lock facility.

“Travel Trailer Sales Establishment” means a lot, building, structure, or place used for the display and sale of ‘mobile homes’, ‘park model trailers’, ‘motor homes’, and ‘travel trailers’ and includes the sale of accessory items and the servicing or repair of units.

“Tractor Trailer” means any type of trailer vehicle that is hauled by a commercial motor vehicle and is used primarily for the transportation of equipment and goods and for which a permit has been issued under vehicle permit legislation including, a single or multi-axle semi-trailer where part of the load is carried on the heavy truck by means of the upper and lower coupler assembly and a full load bearing trailer.

“Trailer”:

“Trailer, Construction” means a building or structure that is designed to be made mobile and drawn by a separate vehicle, and is used for the purpose of storage, administration and or temporary accommodation provided work is in progress and a valid building permit is in effect for the work being undertaken, for a period not exceeding two years from the date of issuance of the building permit.

“Trailer, Transport” means any vehicle so constructed that it is suitable for being attached to a motor vehicle and capable of being used for transporting goods, materials, equipment, or livestock notwithstanding that such vehicle is jacked up or that its running gear is removed.

“Trailer, Travel” means a structure designed, intended, and used exclusively for travel, recreation, and vacation and which is capable of being drawn or propelled by a motor vehicle or is self-propelled and includes tent trailers or similar transportable accommodation, but not a ‘mobile home’.

“Veterinary Clinic” means a building in which two (2) or more rooms are used by a veterinary surgeon for the treatment of diseases and injuries of domestic and other animals. Without limiting the generality of the foregoing, a veterinary clinic may include administrative offices, waiting rooms, treatment rooms, boarding of animals, laboratories, pharmacies, and dispensaries directly associated with the clinic.

“Veterinary Clinic – Small Animal” means a building, structure or place used by a veterinary surgeon for the treatment of diseases and injuries of domestic pets only. Without limiting the generality of the foregoing, a veterinary clinic may include administrative offices, waiting rooms, treatment rooms, boarding of animals, laboratories, pharmacies, and dispensaries directly associated with the clinic.

“Warehouse” means a building, structure or place used for the storage and distribution of goods, wares, merchandise, substances, or articles and may include a transport depot.

“Warehouse, Mini Storage” means a building, structure or place intended for the rental of separate storage areas usually with individualized external access for storage of personal property. Outdoor storage shall be permitted in accordance with the provisions of the applicable zone.

“Watercourse” means a natural or man-made channel which carries water and includes streams, rivers, and lakes and for the purpose of this By-law, includes a channel with intermittent flow.

“Water System, Municipal” means a distribution system of underground piping and related storage, including pumping and purification appurtenances operated by a municipal corporation and/or the Ministry of the Environment and/or any public utilities commission for public use and which have been approved by the Ministry of the Environment.

“Wayside Pit Or Wayside Quarry” means a temporary pit or quarry opened and used by or for a public authority solely for the purpose of a particular project or contract of road construction and not located on the road right-of-way.

“Wind Farm or Wind Energy System” means a development of two or more wind turbines on one or more lots, together with any accessory structures, facilities, or electrical transmission infrastructure, where said development is connected to the provincial transmission grid and generating electricity for sale off-site.

“Wind Turbine” means a structure with wind driven blades mounted on a supporting tower or other structure, attached to an electrical power generator, and includes all power convertors and other on-site facilities for the storage and transmission of electrical power generated by the wind energy system.

“Yard” means a space appurtenant to a building or structure located on the same lot therewith and which space is open, uncovered, and unoccupied from the ground upward except for such accessory buildings, structures, or uses as are specifically permitted elsewhere in this By-law.

“Yard, Exterior Side” or “Exterior Side Yard” means a side yard immediately adjoining a ‘street’.

“Yard, Front” or “Front Yard” means a yard extending across the full width of a lot, measured perpendicularly from the front lot line to the closest wall of any main buildings or structures on the said lot. Where a lot does not have a ‘front lot line’, the front yard shall be measured from edge of the roadway from which principal access to the lot is gained.

“Yard, Rear” or “Rear Yard” means a yard extending across the full width of the lot between the rear lot line of the lot and the nearest part of any building on the lot but does not include any exterior side yard.

“Yard, Side” or “Side Yard” means a yard extending from the front yard to the rear yard between the side lot line and the nearest part of any building on the lot.

“Zone” means an area delineated on a Zoning Map Schedule and established and designated by this By-law for a specific use.

“Zoning Administrator” means the officer or employee of the Corporation for the time being charged with the duty of administering and enforcing the provisions of the Zoning By-law of the Corporation.

Section 3 – General Provisions For All Zones

3.1 Permitted Uses In All Zones

3.1.1 Services and Utilities

- .1 Nothing contained in this By-Law shall prevent the Corporation; any agency or department of the Federal, Provincial or County Government; any utility company; any railway company or any local or County Board or Commission from:
- (i) Installing a watermain, sanitary sewer main, sewage or water pumping station, storm sewer main, gas main, electric power transformer/distribution station, transmission tower, communications tower, pipeline, overhead or underground electric line, cable service, or telephone line, road, or street subject to there being no outdoor storage of goods, materials, or equipment in any yard.
 - (ii) Erecting any required accessory service buildings for the purpose of supplying a public service subject to compliance with the provisions prescribed for the Zone in which it is to be located and subject to there being no outdoor storage of goods, materials, or equipment in any yard.
- .2 A sewage and/or water pumping station or water well owned and operated by, or for, the Corporation, may be erected within 3 metres (9.8 ft.) of the lot lines and shall be exempt from all other zone provisions of the zone in which it is located.
- .3 Any electric power facilities and any receiving or transmitting tower and facilities of any radio or television station existing on the date of passing of this By-Law are permitted

Explanatory Note: Public Utilities and similar uses are subject to the Environmental Assessment Act; and also, may be subject to other legislation.

3.1.2 Temporary Buildings and Construction Facilities

- .1 Nothing in this By-law shall prevent the erection or location of any tool sheds, scaffolds, or other buildings or structures incidental to construction on the lot where it is situated for so long as it is necessary for the work in progress which has neither been finished nor abandoned, provided any necessary permits are obtained and are in force.
- .2 In addition to the above, accessory sales offices may be permitted in any Zone only for so long as it is necessary for the work in progress and until the work is completed or abandoned, and only if such sales office is provided for in a Subdivider's Agreement which is in effect.
- .3 All temporary buildings and/or construction facilities shall be noted on the Building Permit at the time of issuance.
- .4 'Abandoned' in this section shall mean the failure to proceed expeditiously with the construction of a work.
- .5 In any zone, such temporary buildings and construction facilities shall be permitted for a period lasting no longer than twelve (12) months commencing on the date on which the Building Permit is issued, unless approved by the Chief Building Official.
- .6 For the purpose of Section 3.1.2 only, an existing dwelling, mobile home, park model trailer, travel trailer or similar transportable accommodation, shall be considered to be a temporary building or construction facility when approved by the Chief Building Official.

- (i) In no instance shall an existing dwelling, mobile home, park model trailer, travel trailer or similar transportable accommodation, be used for a temporary building or construction facility for a period lasting longer than twelve (12) months commencing on the date in which the Building Permit is issued.
- (ii) An existing dwelling, mobile home, park model trailer, travel trailer or similar transportable accommodation, may only be used for a temporary building or construction facility during the construction of the principal or main use on a property.
- (iii) A Building Permit issued for such construction shall note the requirement to remove and/or demolish such temporary buildings, mobile home, park model trailer, travel trailer or similar transportable accommodation as required.

3.1.3 Ornamental Structures

- .1 A statue, monument, fountain, cenotaph or other such memorial or ornamental structure shall be permitted in any zone.
- .2 Statues, monuments, cenotaphs or other such memorial or ornamental structures, greater than 1.0 metre (3.3 feet) in height, shall not be permitted in the front yard setback of a Residential Zone.

3.1.4 Signs and Signals

All signs and traffic signals shall be permitted in all zones in conformity with the requirements of the appropriate public governments and/or agencies.

3.1.5 Multi-Purpose Use Recreational Trails

- .1 Multi-purpose recreational trails (paths) are routes owned, constructed or under reserve to the Corporation, County, or other public body, and may be open to the public.
- .2 Multi-purpose recreational trails shall be permitted in all zones. Permitted uses may include hiking, horseback riding, bicycling, cross country skiing, snowmobiling, all-terrain vehicles (ATVs) in accordance with all applicable By-Laws and Regulations of the Corporation, County, or other public body.
- .3 Motorized vehicles, except snowmobiles, shall be prohibited from Provincially Significant Wetlands, Areas of Natural and Scientific Interest (ANSI), and other environmentally sensitive lands as determined by a public body on multi-purpose recreational trails (paths) routes owned, constructed or under reserve to the Corporation, County, or other public body.

3.1.6 Wayside Pits and Quarries, Portable Asphalt Plants and Portable Concrete Plants

Wayside pits and quarries, portable asphalt and portable concrete plants shall be a permitted use, except for lands zoned for residential use and environmental use.

3.2 Public Uses, Buildings And / Or Structures

Despite Section 3.1.1, the erection of any building or structure designed for use as an office, storage or other uses, and the use of land for outside storage, by the Corporation; any telephone, cable or communications utility company; any agency or department of the Federal, Provincial or County Government; any company holding a Provincial license to transport or distribute natural gas; an electric service provider; a railway company and any local or County Board or Commission must conform to the provisions of this By-law.

3.3 Buffer On Lands Adjoining Industrial Or Residential Uses / Zones

Where an Industrial Zone abuts a Residential Zone, Institutional Zone, residential use, or institutional use the following regulations shall apply:

- (i) No part of any Industrial principal use building listed in 'Table 3.3.1: Uses Classified as Class 1 Industrial' shall be located closer than 20 metres (65.6 feet) to a Residential Zone, Institutional Zone, residential use, or institutional use; and
- (ii) No part of any Industrial principal use building listed in 'Table 3.3.2: Uses Classified as Class 2 Industrial' shall be located closer than 70 metres (229.7 feet) to a Residential Zone, Institutional Zone, residential use, or institutional use; and
- (iii) No part of any residential use or institutional use shall be located closer than 20 metres (65.6 feet) to an Industrial principal use building listed in 'Table 3.3.1: Uses Classified as Class 1 Industrial'.
- (iv) No part of any residential use or institutional use shall be located closer than 70 metres (229.7 feet) to an Industrial principal use building listed in 'Table 3.3.2: Uses Classified as Class 2 Industrial'.

Table 3.3.1 Uses Classified as Class 1 Industrial

Computer/Data Processing Centre	Research Establishment / Laboratory	Warehouse
Factory Sales Outlet	Industrial Use, Light	Warehouse, Mini Storage
Public Utility Building	Rental Establishment	Veterinary Clinic
Technology Industry	Trades Persons' Shop	Recycling Depot
School Bus Storage	Agricultural Produce Warehouse	Greenhouse, Commercial
Septic Tank Service		

Table 3.3.2. Uses Classified as Class 2 Industrial

Bulk Fuel Depot	Bulk Sales Establishment – Agriculture	Contractor's Yard
Industrial Use	Public Garage	Automobile Wrecking Yard
Recycling Centre	Transport Depot	Industrial Use, Dry
Food Processing, Primary and Secondary	Abattoir	Feed Mill & Elevator
Livestock Assembly Yard	Livestock Auction Barn	Salvage Yard
Saw or Planing Mill		

3.4 Non-Conforming Uses

3.4.1 Continuation of Existing Uses

Nothing in this By-law shall apply to prevent the use of any lot, building or structure for any purpose prohibited by this By-law if such lot, building, or structure was lawfully used for such purpose on the date of passing of this By-law, so long as it continues to be used for that purpose.

3.4.2 Change of Use

The use of a lot, building or structure which is not permitted within the Zone in which it is located shall not be changed, except to a use which is permitted within such Zone, or such other similar uses, as may be approved under Section 45(2)(a)(ii) of the *Planning Act* and any other applicable legislation.

3.4.3 Existing Detached Dwellings

A detached dwelling legally existing at the date of passing of this By-law and located in any 'C' – Commercial Zone, may be altered or enlarged in accordance with the provisions of the 'R1' Residential One Zone.

3.4.4 Building Permit Issued

Nothing in this By-law shall apply to prevent the erection or use for a purpose prohibited by this By-law of any building or structure for which a permit has been issued under the Building Code Act, prior to the date of the passing of this By-law, provided that:

- a. when erected, the building or structure is used and continues to be used for the purpose for which it was erected; and
- b. the permit has not been revoked under the Building Code Act; and the erection of such building or structure is commenced within two years after the date of the passing of this By-law and such building or structure is completed within a reasonable time after the erection thereof is commenced.

3.5 Non-Complying Uses

3.5.1 Strengthening to a Safe Condition

Nothing in this By-law shall prevent the strengthening to a safe condition of any building or structure or part of any such building or structure which does not comply with the provisions of this By-law, provided such alteration or repair does not increase the height, habitable space, size, or change the use of such building or structure.

3.5.2 Permitted Extensions of Non-Complying Buildings

Nothing in this By-law shall prevent an accessory use, extension or an addition being made to a building or structure, which is used for a purpose specifically permitted within the zone in which such building or structure is located, and which building or structure legally existed at the date of passing of this By-law, but which building or structure does not comply with one or more of the Zone Provisions of this By-law, provided such accessory use, extension or addition does not contravene any of the provisions of this By-law.

3.5.3 Permitted Replacement of Non-Complying Buildings

- .1 Where a building or structure was lawfully used and is permitted by the provisions of the zone in which such building or structure is located but does not meet the zone provisions with respect to lot area, yards, setbacks, lot frontage, parking or any other provisions of this By-law applicable to that zone, the said building or structure shall be deemed to comply with the By-law and may be enlarged, extended, reconstructed, repaired or renovated provided that the enlargement, extension, reconstruction, repair or renovation does not further reduce the compliance of that building or structure with the provision(s) of the By-law to which it does not comply, and all other applicable provisions of this By-law are complied with. For greater clarity, where a building or structure does not comply with required yard or setback, no additional gross floor area may be constructed within the required yard or setback.

- .2 In the case of a rezoning or severance, permitted and legally established existing buildings or structures or driveways shall be deemed to comply with any applicable zone provisions, except parking and loading requirements, resulting from such rezoning or severance.

3.5.4 Existing Lots

Unless otherwise indicated, existing lots means existing on the date of passing of this By-law. For the purposes of this By-law, any existing lot that has less area or lot frontage than required by this By-law may be used for a permitted use provided all other requirements of this By-law are met.

3.6 Accessory Buildings And Structures

Section 3.6 shall apply to all Zones, with the exception of the 'A1 – General Agriculture' Zones, which shall comply with the requirements of the 'A1 – General Agriculture' Zones contained within Section 6.

3.6.1 Prohibited Structures

For the purposes of Section 3.6 only, mobile homes, travel trailers, construction trailers, transport trailers, railway cars and buses, all of the proceeding with or without wheels or a similar undercarriage, shall not be used as accessory buildings or structures except in the Extractive Industrial (M1) or Waste Disposal (WD) Zones

3.6.2 Use of Accessory Buildings and Structures

Where this By-law provides that a lot may be used or a building or structure may be erected, altered, or used for a purpose, that purpose shall include any accessory building or structure, but shall not include (1) any occupation for gain or profit except as may be permitted in this By-law; or (2) any building or structure used for human habitation except where a dwelling or an additional residential unit is a permitted accessory use.

3.6.3 Location – Residential Zones

Despite any other provisions of this By-Law, any accessory building or structure, in any Residential Zone, may be erected subject to the following restrictions:

- .1 When located in a rear yard or an interior side yard, such accessory building or structure shall be located no closer than 1 metre (3.3 ft.) to the rear lot line and/or side lot line. Further, an accessory building or structure shall be setback 3 metres (9.8 ft.) from any part of a dwelling on an adjoining lot. Where a mutual private garage is erected on the lot line between two lots, no interior side yard setback is required.
- .2 When located in an exterior side yard, no accessory building or structure shall be located closer than 6 metres (19.7 ft.) to any street line.
- .3 With the exception of detached garages, accessory structures shall not be located in the front yard. Detached garages or any part thereof may be located in front of the dwelling provided it complies with the minimum front yard setback requirements and minimum side yard requirements.

3.6.4 Height

The maximum height for all accessory buildings and structures shall be as follows:

- .1 In all Commercial, Industrial, 'OS - Open Space', and 'WD - Waste Disposal' Zones, no greater than 8 metres (26 ft.).
- .2 In all Residential, Institutional, 'EP – Environmental Protection', and 'FD – Future Development' Zones:
 - (i) Where the setback is greater than 1 m and less than 3 m, the height shall be no greater than 5 metres (16 ft.)
 - (ii) Where a setback is 3 m or greater, the height shall be no greater than 6 m (19 ft).
 - (iii) In no case shall an accessory building contain more than two storeys.

3.6.5 Lot Coverage of Accessory Buildings and Structures

- .1 The total lot coverage of all accessory buildings on a lot shall not exceed 10% of the lot, excluding those accessory buildings or structures on lots in residential zones.
- .2 Accessory buildings and structures on lots within Hamlet Residential (HR) and Urban Residential (R1-R3) Zones are subject to the total lot coverage of the applicable zone provisions.
- .3 Accessory buildings or structures under 10 square metres (107 sq. ft.) shall not be considered to be an accessory building or structure.

3.6.6 Establishment of an Accessory Building/Structure or Use

Notwithstanding any of the provisions of this By-law, no accessory building or structure shall be erected or used until the principal building, structure or use is erected to the satisfaction of the Chief Building Official and in compliance with the provisions of this By-law. This shall not apply to those uses covered under Section 3.1.2 'Temporary Buildings and Construction Facilities'.

3.7 Dwelling, Accessory

Where permitted by this By-Law, no person shall use any part of a building or structure as a 'Dwelling, Accessory' except in accordance with the following provisions:

- .1 Minimum setbacks and yards shall be provided in accordance with the minimum setback and yard provisions for the building or structure in which the 'Dwelling, Accessory' is to be located.
- .2 The 'Dwelling, Accessory' shall have a separate access/entrance distinct from the principal use.
- .3 The 'Dwelling, Accessory' shall be located to the rear of the ground floor at grade level and/or above the ground floor.
- .4 One parking space per 'Dwelling, Accessory' shall be provided, reserved, and maintained for exclusive use by the 'Dwelling, Accessory Apartment'.
- .5 'Dwelling, Accessory' units shall not occupy more than fifty percent (50%) of the ground floor area of a building within a commercial zone.

- .6 Where a 'Dwelling, Accessory' unit is detached from the principal non-residential building on the lot, minimum setbacks and yard shall be provided in accordance with the requirements for the zone in which the 'Dwelling, Accessory' unit is located.

3.8 Additional Residential Units

- .1 Additional residential unit(s) shall be permitted within any detached, semi-detached, or rowhouse dwelling and/or in a building or structure accessory to the detached house, semi-detached house or rowhouse in accordance with the following:
- (i) In the Urban Residential Zones (R1, R2, R3) on a lot serviced with full municipal water and wastewater services:
 - (a) two (2) residential units in a detached house, semi-detached house or rowhouse shall be permitted, if all buildings and structures accessory to the detached house, semi-detached house or rowhouse cumulatively contain no more than one (1) residential unit.
 - (b) three (3) residential units in a detached house, semi-detached house or rowhouse shall be permitted, if no building or structure accessory to the detached house, semi-detached house or rowhouse contains any residential units; or,
 - (c) one (1) residential unit in a building or structure ancillary to a detached house, semi-detached house or rowhouse, if the detached house, semi-detached house or rowhouse contains no more than two (2) residential units and no other building or structure accessory to the detached house, semi-detached house or rowhouse contains any residential units.
 - (ii) In the Hamlet Residential (HR) Zone:
 - (a) only one (1) 'Dwelling, Additional Residential Unit' may be permitted, and only within a detached house or semi-detached house containing a primary residential dwelling.
 - (iii) In the General Agriculture (A1) Zone in accordance with Section 3.8.1.
 - (iv) In the Future Development (FD) Zone, accessory, and subordinate to a primary dwelling in existence as of the date of passing of this By-law:
 - (a) only one (1) 'Dwelling, Additional Residential Unit' may be permitted, whether within a 'Dwelling, Single Detached' or 'Dwelling, Semi-Detached' containing the primary residential dwelling, or in a detached building or structure accessory to the primary residential dwelling.
- .2 Where permitted by this By-law, no person shall use any part of a building or structure as a 'Dwelling, Additional Residential Unit' except in accordance with the following provisions:
- (i) Applicable permits under the Ontario Building Code have been provided by the Chief Building Official.
 - (ii) The 'Dwelling, Additional Residential Unit' shall connect to water and sewer services.
 - (iii) Where a 'Dwelling, Additional Residential Unit' is permitted on the basis of private or partial servicing, sufficient capacity exists or can be made available.
 - (iv) In the case of a 'Dwelling, Additional Residential Unit' within or accessory to a 'Dwelling, Semi-Detached' or 'Dwelling, Street-Facing Townhouse', each principal dwelling unit must be located on a separate lot of record.
 - (v) Where located in a detached accessory building, a 'Dwelling, Additional Residential Unit' shall be in accordance with the requirements of Section 3.6.

- (vi) Where located in a detached accessory building, a 'Dwelling, Additional Residential Unit' shall be located a maximum of 30 m (98.4 ft.) from the principal dwelling.
- (vii) The 'Dwelling, Additional Residential Unit' must share the parking and yards provided for the principal dwelling unit, and no new driveway may be created.
- (viii) Where a 'Home Occupation' exists within the principal residential unit on a lot, a 'Home Occupation' may be permitted within a 'Dwelling, Additional Residential Unit' located within a detached accessory building or structure.
- (ix) Where a 'Home Occupation' exists within a principal residential unit on a lot, a 'Home Occupation' shall not be permitted within a 'Dwelling, Additional Residential Unit' located within the principal building.

3.8.1 Additional Residential Units in the A1 Zone

- .1 A 'Dwelling, Additional Residential Unit on a Farm' shall be permitted together with a 'Dwelling, Single Detached' on a 'Non-Farm Lot' in the A1 Zone subject to the following provisions:
- (i) Applicable permits under the Ontario Building Code have been provided by the Chief Building Official.
 - (ii) Where a 'Dwelling, Additional Residential Unit on a Farm' is permitted, sufficient capacity exists or can be made available.
 - (iii) Only one (1) 'Dwelling, Additional Residential Unit' may be permitted on a lot in the A1 Zone, whether within a 'Dwelling, Single-Detached' containing the primary residential dwelling or in a detached building or structure accessory to the principal residential use.
 - (iv) The 'Dwelling, Additional Residential Unit' only exists along with the 'Dwelling, Single-Detached' on a Farm, and shall not be considered for future severance from the farm operation.
 - (v) The 'Dwelling, Additional Residential Unit' may be located within a new or existing detached accessory non-agricultural building.
 - (vi) The combined total of a principal residential unit, 'Dwelling, Additional Residential Unit' and 'Garden Suite' shall not exceed two units on a lot.
 - (vii) A 'Dwelling, Additional Residential Unit' shall be located within 30 metres of the 'Dwelling, Single-Detached' on a Farm.
 - (viii) Where a 'Home Occupation' exists within the principal residential unit on a lot, a 'Home Occupation' may be permitted within a 'Dwelling, Additional Residential Unit on a Farm' located within a detached accessory building or structure.
 - (ix) Where a 'Home Occupation' exists within a principal residential unit on a lot, a 'Home Occupation' shall not be permitted within a 'Dwelling, Additional Residential Unit on a Farm' located within the principal building.
 - (x) Temporary Farm Accommodation, as a building or park model trailer used for accommodation of seasonal workers is also permitted.
 - (xi) A 'Dwelling, Additional Residential Unit' shall comply with MDS requirements, except where such dwelling unit is located no closer to existing manure storage or anaerobic digesters, or livestock facilities than the existing 'Dwelling, Single-Detached' on the same lot.

3.9 Home Occupation – Domestic and Professional Uses

Where listed as a permitted use (refer to the "Uses Permitted" sections of this By-law), Home Occupation - Domestic and Professional Uses may be conducted within a dwelling unit by

accountants; architects; auditors; dentists; optometrists; engineers; insurance agents; land surveyors; lawyers; medical practitioners; chiropractors; notaries; planners; realtors; editors; photographers; computer consultants; hair dressers; dressmaking; instruction in music, dancing, arts and crafts to not more than six pupils or students at any one lesson; tailoring; weaving; painting; sculpting; moulding; or otherwise making or repairing of garden or household ornaments, articles of clothing, and personal effects or toys, and other such similar uses provided that:

- .1 The Home Occupation - Domestic and Professional Uses shall be clearly accessory to the main use of the lot and/or building, or part thereof, and shall not change the character of the lot and/or building or part thereof.
- .2 The said dwelling unit is occupied as a place of residence by the individual operating the Home Occupation - Domestic and Professional Uses.
- .3 Home Occupation - Domestic and Professional Uses shall be conducted only by those residing on the lot except for the employment of one (1) additional employee.
- .4 All articles sold shall be produced by the individual operating the Home Occupation - Domestic and Professional Uses or their assistant.
- .5 'Floor Area, Gross utilized shall not exceed 30% of the dwelling unit or a maximum of 28 square metres (301.39 sq. ft), whichever is lesser.
- .6 All signs shall be erected according to the Sign By-law of the Corporation or County.
- .7 There is no external storage of goods or materials.
- .8 One off-street parking space is provided for every 14 square metres (151 sq. ft.) of floor space occupied by the Home Occupation - Domestic and Professional Uses.
- .9 No mechanical equipment is used, and no manufacturing is permitted except what is consistent with the use of a dwelling unit.
- .10 The Home Occupation - Domestic and Professional Uses shall not create or become a 'nuisance' in regard to noise, odours, vibrations, traffic generated or parking.
- .11 Home Occupation – Domestic and Professional Uses shall not include the retail sales of building or construction supplies nor any 'Motor Vehicle' or 'Commercial Motor Vehicle' related use as defined in this By-Law.

3.10 Home Occupation – Bed and Breakfast Establishment

Where listed as a permitted use, Bed and Breakfast Establishment may carry out business only within a single detached dwelling unit and will be subject to the following provisions:

- .1 The Home Occupation - Bed and Breakfast shall be clearly secondary to the main use of the lot and/or building, or part thereof, and shall not change the character of the lot and/or building or part thereof.
- .2 The said building, or part thereof shall be occupied as a place of residence by the individual operating the Home Occupation.
- .3 The Home Occupation - Bed and Breakfast shall be conducted only by those residing on the lot except for the employment of one (1) assistant.

- .4 A Home Occupation - Bed and Breakfast shall provide no more than three (3) guest rooms for overnight accommodation.
- .5 Maximum number of occupants permitted to lodge within a Bed and Breakfast Establishment shall be six (6).
- .6 No food or drink shall be offered or kept for sale for persons who are not guests of the establishment. A Home Occupation - Bed and Breakfast shall not include a 'restaurant'.
- .7 A Home Occupation - Bed and Breakfast shall provide one (1) additional parking space for each guest room.
- .8 All signs shall be erected according to the Sign By-law of the Corporation or County.

3.11 Home Industry

A home industry is a limited-scale activity undertaken for financial gain, which occurs in a dwelling unit or an accessory building and is subordinate to the primary use of the property as a residence or farm. The activity is limited in scale. It is a sideline, and the use is secondary to the primary use of the property (e.g., an agricultural use). This means that the use is not the primary or original use for which the property was intended and by which it is zoned. The home industry provisions are intended to support the 'incubation' period for new businesses until such time as the business requires accommodations larger than permitted in this By-law. Home industries requiring larger buildings may be required to relocate to suitable 'commercial' or 'industrial' properties.

Where listed as a permitted use a Home Industry (refer to the "Use Permitted" sections of this By-Law) may be conducted within a dwelling, or an accessory building and shall be limited to the sale of farm products produced/grown or raised on the property; 'Garden Centre'; 'Food Processing, Primary'; 'Food Processing, Secondary'; 'Industrial Use, Dry'; 'Bulk Sales Establishment – Agricultural'; 'Farm Implement Repair; the sale and service of equestrian equipment; and a 'Trades Person's Shop' provided that:

- .1 The Home Industry shall only be located on lands designated 'Agriculture' and 'Rural' in the County of Bruce Official Plan.
- .2 The Home Industry shall be clearly secondary to the main use of the lot and/or building, or part thereof and shall not change the character of the lot and/or building or part thereof.
- .3 The said dwelling unit is occupied as a place of residence by the individual operating the Home Industry.
- .4 Home Industry shall be conducted only by those residing on the lot except for the employment of one (1) additional employee.
- .5 'Floor Area, Total' utilized shall not exceed 30% of the dwelling unit or a maximum of 28 square metres (301.39 sq. ft), whichever is lesser. Where the Home Industry is located within an accessory building, not more than 100 square metres (1076.4 sq ft.) shall be devoted to such use.
- .6 The accessory building utilized for a Home Industry must be located within 30 metres (100 ft.) of the existing dwelling.
- .7 All signs shall be erected according to the Sign By-law of the Corporation or County.

- .8 There shall be no external storage of equipment, vehicles, waste materials, raw materials, finished products/goods, or supplies unless fully enclosed by a 'Planting Area/Visual Screening' as per Section 3.15.
- .9 One off-street parking space shall be provided for every 19 square metres (205 sq. ft.) of floor space occupied by the Home Industry in a dwelling or accessory building.
- .10 The Home Industry shall not create nor become a 'nuisance' in regard to noise, odours, vibrations, glare, smoke, dust, fumes, heat, traffic generated or parking.
- .11 Home Industry shall not include the retail sales of building or construction supplies nor any 'Motor Vehicle' or 'Commercial Motor Vehicle' related use as defined in this By-law.

3.12 Established Building Line Setback - Residential

- .1 Where a residential dwelling is permitted on a lot located between two lots, the required front yard setback may be the average of the two adjoining setbacks, but in no case shall it be less than 4.5 metres (15 ft.).
- .2 Notwithstanding any other section of this By-law to the contrary, where an existing 'Main Building' or structure encroaches into the required front yard or exterior yard setback as established in this By-law, additions to the existing 'Main Building' or structure may be permitted provided the building line to the line of occupation, subject to all other applicable regulations of this By-law.

3.13 Exceptions to Maximum Height Regulations

The regulations prescribing the maximum height of any building or structure shall not, in any zone, apply to the following, provided that such features are erected only to such heights as is necessary to accomplish their purposes: antennas and radio or television receiving or transmitting equipment, grain elevators, windmills or wind turbines, electric power generation facilities, farm silo or barns, church spires, belfries, cupolas, towers or domes not used for human occupancy, chimneys, ventilators, skylights, water tanks, scenery lofts, bulk heads, firewalls, and similar features and necessary mechanical appurtenances accessory to the building on which they are erected. In no event shall any structure exceed 20 metres in a Residential Zone, or 45 metres in all other zones.

3.14 Permitted Yard Encroachments

Except as otherwise provided, no obstruction or occupation of the space in any yard required by this By-law shall be permitted except the following:

- .1 A fireplace and chimney, sills, belt courses, chimneys, cornices, eaves, gutters, parapets, pilasters, bay windows and other ornamental architectural features may be permitted in the required setback provided such feature does not project more than 60 centimetres (2 ft.) into the setback and in no event shall such feature be closer than 1 metre (3 ft.) to any property line.
- .2 Unenclosed porches, covered or uncovered steps, open steel fire escapes, sundeck patios and awnings, or balconies are permitted to encroach into a required yard, but not more than 1.5 metres (5 ft.), provided that:
 - (i) they are located no closer than 3 m (9.84 ft.) from the front lot line and/or exterior side lot line; and,
 - (ii) they are set back a minimum of 1 m (3.3 ft.) from the interior side lot line or rear lot line; and
- .3 Flag poles, garden trellises, fences, and retaining walls, shall be permitted in a required yard.

- .4 Clothes poles and satellite dishes shall only be permitted in an interior side or rear yard.

3.15 Planting Area /Visual Screening

- .1 A required Planting Area/Visual Screening shall consist of a dense screen of shrubs and/or evergreen trees planted or designed in such a manner as to provide a year round visual barrier.
- .2 A Planting Area/Visual Screening shall be in addition to any other requirements.

3.15.1 Required Locations

Except as otherwise provided, a Planting Area/Visual Screening shall be provided as per Section 3.15, where required by this By-Law, and where the interior side lot line or rear lot line of the lot abuts any lot zoned Residential, Open Space, or Institutional.

3.15.2 Height and Width of Planting Area/Visual Screening

- .1 Except as otherwise provided, a Planting Area/Visual Screening shall have a minimum width of 1.5 metres (5 ft.).
- .2 The required Planting Area/Visual Screening shall be a minimum height of 1 metre (3.3 ft.) when planted and of a type that will attain a minimum height of 2 metres (6.6 ft.) at maturity to the lot line and the remainder of the ground surface shall be planted with any combination of shrubs, flower beds or grass.
- .3 Notwithstanding the above and subject to Site Plan Approval if required, a solid opaque fence, wall or other landscaping feature of equivalent height and density may be considered in place of a Planting Area. When considering such an alternative, regard shall be given to the location, height, materials, finishing and porosity of the wall or fence.
- .4 The Planting Area/Visual Screening shall be located along the boundary of the lot.

3.15.3 Interruption for Driveway or Walkway

Where interrupted by walkways or driveways, a Planting Area/Visual Screening shall not be provided closer than 1.5 metres (5 ft.) to a walkway or 3 metres (10 ft.) to a driveway.

3.15.4 Maintaining Sight Visibility Triangle

Where required on a street corner of a corner lot, a Planting Area/Visual Screening shall be located in such a way as not to form an obstruction to traffic and as required by the sight visibility triangles required by this By-law.

3.16 Landscaped Open Space

- .1 Except as otherwise provided, 'Landscaped Open Space' shall be provided as per Section 3.16, where required by this By-Law as follows:
- (i) a minimum of 3 metres (9.8 ft.) in width along all Front and Exterior yards; and
 - (ii) a minimum of 2 metres (6.6 ft.) in width along all Interior and Rear yards.
- .2 No parking shall be permitted within the 'Landscaped Open Space'.
- .3 Landscaped Open Space shall be in addition to the requirements of Section 3.15 Planting Area/Visual Screening.

- .4 The Landscaped Open Space shall be located along the boundary of the lot.

3.17 On-Farm Diversified Uses

Notwithstanding any other provisions of this By-law, 'On-Farm Diversified Use' shall be subject to the following provisions:

- .1 They are clearly secondary to the principal agricultural use of the property, are operated by the persons residing on the 'Farm' and do not interfere with the farm operation nor conflict with surrounding uses.
- .2 The proposed entrance complies with the requirements of the appropriate road authority, and an Entrance Permit has been issued.
- .3 Any required permits from the Health Unit have been received.
- .4 The size of a permitted 'On-Farm Diversified Use' shall not exceed 2% of the lot area of the Farm property up to a maximum of 1 ha (2.47 acres.). This shall include the total area of buildings, structures, outdoor storage, landscaped areas, wells and septic systems, berms, laneways, and parking areas but shall not include those areas shared between the Farm and the 'On-Farm Diversified Use'.
- .5 The total 'Floor Area, Gross' of all buildings and/or structures used for an 'On-Farm Diversified Use' shall not exceed 20% of the lot area dedicated to the 'On-Farm Diversified Use'.
- .6 A veterinary clinic may be considered an On-Farm Diversified Use or a Home Occupation where the clinic's primary clientele is the agricultural community.

3.18 Minimum Distance Separation Guidelines (MDS)

- .1 The location of uses in the vicinity of livestock operations is governed by the MDS formulae developed by the Ontario Ministry of Agriculture, Food and Rural Affairs.
- .2 Notwithstanding any other provisions of this By-Law to the contrary, where a dwelling is destroyed in whole, or in part, by a catastrophe, MDS I will not be applied when the dwelling is rebuilt, provided it is built no closer to livestock facilities than before the catastrophe.
- .3 Notwithstanding any other provisions of this Bylaw to the contrary, a first or expanding livestock facility permitted in any Agricultural Zone, will not contravene the MDS II formula developed by the Ontario Ministry of Agriculture, Food and Rural Affairs.
- .4 Notwithstanding any other provisions of this By-Law to the contrary, where a livestock facility is destroyed in whole, or in part, by a catastrophe, MDS II will not be applied when the livestock facility is rebuilt, provided it is built no closer to surrounding land uses and lot lines than before the catastrophe, and the values of Factor A, B and/or D have not been increased for the livestock facility.
- .5 For the purposes of preparing an MDS I or MDS II calculation, a cemetery which is closed, which receives low levels of visitation, or where no place of worship is present shall be considered a Type A land use (i.e., less sensitive use).

Explanatory Note

Livestock Facilities and Manure or Material Storage

All 'Livestock Facilities' and 'Manure or Material Storage' shall be constructed, altered, and enlarged in compliance with all applicable provincial legislation, regulations, and municipal By-Laws, as amended from time to time. Applicants should note that some provincial legislation, such as the Nutrient Management Act, might supersede municipal By-Laws where they deal with the same subject matter.

3.19 Setbacks

3.19.1 Watercourses

Notwithstanding any yard provisions of this By-law, no person shall hereafter erect any building or structure in any zone which is:

- (i) closer than 15 metres (50 ft.) from the top of bank of an open or an enclosed 'municipal drain'; **or**
- (ii) closer than 30 metres (98 ft.) to the top of bank of any 'watercourse' **or**
- (iii) within an 'EP - Environmental Protection' Zone boundary, whichever setback is greater.

3.19.2 Disposal Areas – Waste and Sewage

.1 No building or structure erected and used for human habitation shall be located closer than:

- (i) 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant' or.
- (ii) 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system'.

either within or outside of the limits of the Corporation.

- .2 No building or structure erected and used for human habitation shall be located closer than 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility', either within or outside of the limits of the Corporation.
- .3 Notwithstanding Sections 3.20.2.1 and 3.20.2.2, additions, enlargements and alterations to existing buildings and structures within the required setback shall be permitted in accordance with the applicable zoning designation.

3.19.3 Setbacks - County Or Provincial Road Right-Of-Way

.1 Buildings or structures erected adjacent to a Provincial Street shall be required to comply with the setback requirements of the Province.

NOTE: Ministry of Transportation

Any development located adjacent to a Provincial Highway will be subject to the setback and frontage requirements, along with the access and building permit controls, of the Ministry of Transportation. Any proposed access to a Provincial Highway will be subject to the prior approval of the Ministry of Transportation. Permits from the Ministry must be obtained prior to any construction and/or grading being undertaken on the site.

- .2 No building or structure shall be erected within a distance of 33 metres (108 ft.) from the centre line of any County Road.
- .3 Notwithstanding the provisions of Section 3.20.3.2, between two permanent dwellings on the same side of the street, separated by not more than 100 metres (328 ft.), the minimum setback

shall be the average of the setbacks of the two adjacent buildings plus 2 m (6.6 ft.) or 33 m (108 ft.) from the centre line of any County Street, whichever is the lesser.

- .4 Notwithstanding the provisions of Section 3.20.3.3, within 30 m (98.4 ft.) of an existing permanent dwelling where Section 3.20.3.3 would not apply, the minimum setback shall be the average of: the setback of the existing dwelling plus 33 m (108 ft.) ($(\text{'x' metres} + 33)/2$), from the centre line of any County Street, whichever is the lesser.
- .5 The provisions of Section 3.20.3.2, shall not apply where a County road is within an urban area shown on Schedule A: Land Use of the County of Bruce Official Plan as defined in the Highway Traffic Act, where building setbacks are regulated elsewhere in this By-law.

3.20 Street

3.20.1 Streets - Class 1

- .1 Class 1 Streets are shown on Schedule 'A' of this By-law and are constructed and maintained so as to permit year round access to adjacent properties. For the purpose of this By-Law, County and Provincial roads are considered to be Class 1 Streets.
- .2 For the purposes of this By-Law, a 'lane' or 'private street' shall not be considered to be a Class 1 Street regardless of the level of construction or maintenance.

3.20.2 Streets - Class 2

- .1 Class 2 Streets under the jurisdiction of the Corporation are shown on Schedule 'A' and regardless of the level of construction or maintenance shall for the purposes of this By-Law mean that the Corporation is not obligated to provide municipal services such as snow plowing, provision of garbage/recycling collection, or fire protection on a year round basis.
- .2 For the purposes of this By-Law, a 'lane' or 'private street' shall be considered to be a Class 2 Street.

3.20.3 Streets - Class 3 and Class 4

- .1 Class 3 Streets under the jurisdiction of the Corporation are shown on Schedule 'A' and are opened but unmaintained. Regardless of the level of construction the Corporation is not obligated to provide municipal services such as snow plowing, provision of garbage/recycling collection, or fire protection.
- .2 Class 4 Streets under the jurisdiction of the Corporation are shown on Schedule 'A' and are unopened and unmaintained. The Corporation is not obligated to open or maintain Class 4 Streets.

3.21 Frontage On A Street (Building Permits)

- .1 No person shall erect any building or structure in any zone unless the lot upon which such building or structure is to be erected:
 - (i) fronts, and has ingress and egress upon a Class 1 Street: or
 - (ii) is a lot on a Registered Plan of Subdivision; or
 - (iii) is within a registered Plan of Condominium.
- .2 No person shall erect any building or structure, or increase the height, size or volume of existing structures, in any zone fronted by a Class 2 Street unless the owner of the lot upon which such

building or structure is to be erected or increased in height, size or volume has entered into a 'Winter Maintenance Service Agreement' with the Corporation.

- .3 On Class 3 and/or Class 4 Streets, no building permits may be issued for any building or structure.

3.22 Setbacks From Private Lanes

A 'private lane' shall use the definition of a 'street' for the purposes of determining setbacks for this By-Law.

3.23 Shipping Containers

Notwithstanding the other regulations of this By-law the following provisions shall apply to shipping containers:

- .1 Shall only be permitted in the A1, ACI, RCI, M1, C4, WD, BP1, and BP2 Zones.
- .2 Shall not be permitted as the sole structure on any property.
- .3 Shall only be permitted for accessory storage to a permitted use, and shall not be used for human habitation, display, advertising, screening, or fencing:
- (i) Notwithstanding the above, a shipping container may be permitted for the transportation of goods and materials within the M1 Zone.
- .4 Shall only be located to the side or rear of the permitted use provided that it is:
- (i) Screened from view from the street and abutting properties.
 - (ii) Complies with the lot coverage and setback requirements of the Zone.
 - (iii) Not be located in any required yard; and
 - (iv) Not be located in any required parking areas or landscape buffer.
- .5 Shall be in a condition free from rust, peeling paint, and any other form of visible deterioration.
- .6 Shall not exceed a height of 3 metres (9.84 ft.) and a length of 12 metres (39.37 ft.) and shall not be stacked on top of one another.
- .7 The maximum number of shipping containers on any property shall be limited to two:
- (i) Notwithstanding the above, when used for the transportation of goods and materials within an Industrial zone, no maximum shall apply.
- .8 Shall comply with the requirements of the Ontario Building Code.
- .9 Notwithstanding the above, a shipping container may be permitted for temporary storage of construction sites in accordance with Section 3.1.2 (Temporary Buildings and Construction Facilities).

Nothing in this section applies to shipping containers or similar structures which are disassembled and utilized as building materials which comply with the Ontario Building Code.

3.24 Short-Term Accommodation

- .1 'Short-Term Accommodation' may be permitted within a 'Dwelling' subject to the provisions of the respective zone and the below criteria:

- (i) Where permitted, the maximum occupant load of a short-term accommodation use shall be eight (8).

A 'Short-Term Accommodation' use shall not occur on the same lot as a 'Home Occupation', in a detached accessory building or structure, or in an 'Dwelling, Accessory'.

3.25 Sight Triangles

In all zones, on a corner lot, no buildings, structures or Planting Area/Visual Screening shall be erected in such a manner as to materially impede vision of the intersection above a height of 0.5 metres (20 inches) and below a height of 4 metres (13 ft.) above the centre line grade of the intersecting street in the area known as a sight triangle. A sight triangle is the triangular area bounded by the exterior (street) lot lines of the corner lot and a line from the points along said exterior lot lines distant 7.5 metres (24.6 ft.) from the point of intersection of said exterior lot lines.

3.26 Open Storage and Outdoor Display – Industrial / Commercial Zones

3.26.1 Open Storage

.1 'Open Storage' shall be permitted provided that:

- (i) the 'Open Storage' is accessory to the principle use on the lot.
- (ii) no 'Open Storage' shall be permitted in a front yard or exterior side yard.
- (iii) the 'Open Storage' complies with the minimum yard requirements of the Zone.
- (iv) the 'Open Storage' is visually screened from the street by a 'Planting Area/Visual Screening' as per Section 3.15.

.2 In the Industrial or Commercial Zones, where any side or rear lot line abuts a lot also zoned Industrial or Commercial, the minimum setback of any 'Open Storage' may be reduced to no less than 3 metres (10 ft.) from the said side or rear lot line.

3.26.2 Outdoor Display

'Outdoor Display' shall be allowed in the Front Yard and/or Exterior Side Yard provided that:

- (i) the items displayed in the 'Outdoor Display' are accessory to the principle use of the lot; and
- (ii) the 'Outdoor Display' shall not inhibit sight triangles nor occupy space required for a 'Planting Area/Visual Screening' as required by Section 3.15 and/or 'Landscaped Open Space' as required by Section 3.16.

3.26.3 Lot Coverage

'Open Storage' and 'Outdoor Display' shall not cover more than 35% of the lot area.

3.26.4 Surface Treatment

Any permitted 'Open Storage' shall be constructed and maintained with a stable surface of concrete, asphalt, gravel, or other hard surface adequately treated to prevent the raising of dust or loose particles and shall include provisions for adequate drainage facilities.

3.26.5 Parking and Loading Spaces to be Preserved

Any areas used for permitted 'Open Storage' or 'Outdoor Display' shall be in addition to and separate from such areas as may be required by this By-Law for the provision of off-street parking or loading spaces.

3.26.6 Lighting

Where lighting facilities are provided in conjunction with any permitted 'Open Storage' or 'Outdoor Display', such lighting shall be so arranged as to deflect light onto the open storage area and away from any adjoining properties.

3.27 Off-Street Parking Regulations

Unless otherwise provided for in this By-law, angle or parallel parking spaces shall be provided and maintained in accordance with the following regulations:

3.27.1 Required Number of Spaces [Minimum]

The following minimum number of parking spaces are required for each corresponding permitted use:

- i) For a Dwelling, Non-Farm ; Dwelling, Accessory Detached; Dwelling, Single Detached; Dwelling, Single Detached Farm Residence; Dwelling, Duplex; Dwelling, Semi-Detached; Dwelling, Townhouse Street; or other Dwelling not otherwise specified herein:
 - 2 per Dwelling Unit; and
 - 1 per Dwelling, Additional Residential Unit.
- ii) For a Dwelling, Apartment Building; Dwelling, Townhouse, Cluster:
 - 1 per dwelling unit plus 0.25 parking spaces per dwelling unit intended and clearly identified for visitor parking.
- iii) For a Group Home:
 - 2 plus 0.25 spaces per bedroom.
- iv) For an Assembly Hall or Livestock Auction Barn:
 - 1 for each 5 fixed seats or fraction thereof, or 1 space for each 10 sq. metres (108 sq. ft.) of gross floor area, whichever is greater.
- v) For a Commercial College:
 - 1 per 20 sq. metres (215 sq. ft.) gross floor area.
- vi) For a Day Nursery or Childcare Centre:
 - 3 per classroom assembly, whichever is greater.
- vii) For an Educational Facility, Elementary:
 - the greater of either 1.5 per classroom or 1 per 3 sq. metres (33 sq. ft) of any auditorium any gymnasium floor area.
- viii) For an Education Facility, Secondary:
 - the greater of either 3 per classroom or 1 per 3 sq. metres (33 sq. ft) of any auditorium any gymnasium floor area.
- ix) For a Public Park:
 - 2 per 0.4 hectares (1 ac.)
- x) For a Travel Trailer Sales Establishment; Farm Implement Establishment; Marine, Recreation and Small Engine Establishments; or School Bus Storage:
 - 4 per 0.4 hectares (1.0 ac.) plus 1 per service bay.
- xi) For an Agricultural Produce Warehouse; Bulk Fuel Depot; Composting Facility; Livestock Assembly Yard; Pit; Portable Asphalt Plant or Concrete Plant; Quarry; Recycling Centre; Recycling Depot; Riding Stable/Equestrian Centre; Salvage Yard; Sewage Treatment Plant; Solid Waste Disposal Site; Trades Person's Shop; Transport Depot; or Wayside Pit/Quarry:
 - 4 per Use.
- xii) For a Conservation Area:
 - 1 per 1.0 hectares (2.5 ac.).

- xiii) For an Abattoir; Industrial Use, Dry; Industrial Use, Light; Industrial Use; Food Processing Primary; Food Processing, Secondary; Research Establishment/Laboratory; Saw or Planing Mill; or Technology Industry:
- 1 per each 100 sq. metres (1,076 sq. ft.) of gross floor area plus 1 space for each 20 sq. metres (215 sq. ft.) or fraction thereof, devoted to office use.
- xiv) For a Campground:
- 1 per each campground site plus 1 for every 4 campground sites, or fraction thereof, to be set aside for and visually identified as 'Visitor's Parking'.
- xv) For a Bulk Sales Establishment - Agriculture; or Feed Mill & Elevator:
- 1 per 20 sq. metres (215 sq. ft.) gross floor area for interior space plus 1 per 50 sq. metres (538 sq. ft.) gross floor area for outdoor sales, display or warehouse area.
- xvi) For a Trades Person's Shop or Contractor's Yard:
- 1 per 50 sq. metres (538 sq. ft.) of gross floor area plus 1 space for each 20 sq. metres (215 sq. ft.) or fraction thereof, devoted to office use.
- xvii) For a Garden Centre, Greenhouse, Commercial; Rental Establishments:
- 1 per 20 sq. metres (215 sq. ft.) of gross floor area for retail or administration and 1 per 50 sq. metres (538 sq. ft.) of gross floor area for outdoor storage, sales and display or greenhouse.
- xviii) For a Public Garage:
- 2 per service bay.
- xix) For a Public Utility Building:
- 1 per building or structure.
- xx) For a Golf Course; Miniature Golf Course or Golf Driving Range:
- 2 per hole golf and miniature golf; 1 per tee plus 1 per 10 sq. metres (108 sq. ft.) of building gross floor area or fraction thereof.
- xxi) For a Hospital or Residential Care Facility:
- 1 per patient room or resident room.
- xxii) For a Funeral Home:
- 1 parking space per 18 sq. metres (194 sq. ft) of gross floor area with a minimum of 10 spaces.
- xxiii) For a Business or Professional Office; Clinic; Fitness Centre; Public Building; Veterinary Clinic; Veterinary Clinic - Small Animal:
- 1 per 20 sq. metres (215 sq. ft) of gross floor area.
- xxiv) For a Recreation Centre or Space Extensive Recreational Commercial Use:
- the greater of 1 per 10 fixed seats or 1 per 10 sq. metres of gross floor area and 2 per 0.4 hectares (1 ac.) of lot area.
- xxv) For all Automobile Uses or all Commercial Motor Vehicles Uses:
- 1 per 20 sq. metres (215 sq. ft) of gross floor area plus 1 per service bay, wash bay and/or fuel pump.
- xxvi) For a Hotel or Motel:
- 1 per guest room plus the greater of either 1 per 4 seats or 1 per 10 sq. metres (108 sq. ft.) of gross floor area per 'Tavern' and/or 'Restaurant'.
- xxvii) For a Warehouse, or Warehouse, Ministorage:
- 1 per 200 sq. metres (2153 sq. ft.) of gross floor area plus 1 space for each 20 sq. metres (215 sq. ft.) or fraction thereof, devoted to office use plus 1 per 500 sq. metres (1640 sq. ft) of total lot area used for open storage.
- xxviii) For an Artisan Studio; Convenience Store; Factory Outlet; Personal Service Shop; Retail Store; or Retail, Large Format:
- 1 plus 1 additional parking space per 20 m² of gross floor area.
- xxix) For a Restaurant; Restaurant Take-Out; or Tavern:
- the greater of either 1 per 4 seats or 1 per 10 sq. metres (108 sq. ft.) of gross floor area.
- xxx) For a Micro-brewery:
- 1 per 4 seats of maximum seating capacity or a minimum of 5, whichever is greater.

- xxxi) For a Licensed Cannabis Production Facility:
 - 1 parking space per 100 metres of gross floor area.
- xxxii) For any 'Commercial Use' or 'Other Use' not otherwise specified herein:
 - 1 per each 30 sq. metres (323 sq. ft.) of gross floor area or fraction thereof.
- xxxiii) For any 'Industrial Use' not otherwise specified herein:
 - 1 per each 90 sq. metres (969 sq. ft.) of gross floor area or fraction thereof with a minimum of 5 spaces.

3.27.2 Barrier Free Parking Spaces

- .1 Included in the number of parking spaces required in Section 3.27.1, for all uses, save and except for Residential uses, shall be Barrier Free parking spaces in accordance with the following:

Table 3.27.3 Barrier Free Parking Spaces Required

<u>Total Parking Spaces Required</u>	<u>No. of Barrier Free Spaces Required</u>
10-25	1
26-50	2
51-75	3
76-100	4
101 +	4 plus 2% of # over 100 spaces

- .2 Notwithstanding the parking space size requirements listed in Sections 3.27 the minimum parking space width for Barrier Free parking shall be 4 metres (13 ft.). Where two or more angled Barrier Free parking spaces are located together, the minimum parking space width shall be 3.2 metres (10.5 ft.).

3.27.3 Electric Vehicle Parking Spaces

- .1 Where a new parking area is being established or a parking area is being expanded, electric vehicle parking spaces are required as follows:
- (i) Where new development includes a 'Dwelling, Apartment Building', a minimum of 1 electric vehicle parking space shall be required for every 20 required parking spaces in accordance with Section 3.28.1.

For all other uses, no minimum requirement applies.

3.27.4 Calculation of Spaces

- .1 When a building or lot accommodates more than one use or purpose the required parking spaces shall be the sum total of the required parking spaces for the separate uses or purposes. Parking facilities for one use shall not be considered as providing required parking for any other uses.
- .2 If calculation of the required parking spaces results in a fraction, the required parking spaces shall be the next higher whole number.

3.27.5 Size and Accessibility of Parking Spaces

Every parking space shall maintain a minimum area and width and shall be accessible from unobstructed manoeuvring aisles and shall be in accordance with the following regulations:

- .1 Table 3.27.5.1 Angle Parking

Angle in Degrees	Parking Space in Length	Manoeuvring Aisle Width	Parking Space in Width
30	4.6 m (15 ft.)	3.7 m (12.1 ft.)	2.75 m (9.1 ft.)
45	5.5 (18 ft.)	4.0 m (13.1 ft.)	2.75 m (9.1 ft.)
60	5.8 (19 ft.)	5.5 m (18 ft.)	2.75 m (9.1 ft.)
90	5.5 m (18 ft.)	7.3 m (24 ft.)	2.75 m (9.1 ft.)

.2 Table 3.27.5.2 Parallel Parking

Parking Space Length	Parking Space Width	Manoeuvring Aisle Width
6.7 m (22 ft.)	3 m (9.9 ft.)	3 m (9.9 ft.)

3.27.6 Provisions and Location of Spaces

- .1 Parking spaces shall be provided at the time of erection of any building or structure, or at the time any building or structure is enlarged.
- .2 Parking spaces shall be located on the same lot or within the same building as the use for which said parking is required.
- .3 However, where the owner of a building or structure proposes to provide the required parking spaces and areas in a location other than on the same lot as the use that requires such spaces and areas, then such parking shall be located not more than 150 metres (492 ft.) from the said lot and shall be located within the same zone as the said lot. Such parking shall not be considered as required parking for the use of the lands upon which the parking spaces are situated.
- .4 Should it not be possible to accommodate the required number of parking spaces on site or within 150 metres (492 ft.) of the site, Council may, if appropriate, require the owner to enter into an agreement under Section 40 of the Planning Act for the payment of cash in lieu of parking.
- .5 Uncovered parking spaces may be located in the required yards.

3.27.7 Application of Parking Requirements

The parking area requirements referred to herein shall not apply to any building in existence at the date of passing of this By-Law so long as the floor area as it existed at such date is not increased and the building or structure is used for a purpose which does not require more parking spaces according to this section, than were required by its use at the date of passing of the By-Law. However, if a use is changed or a building is enlarged in floor area or there is an increase in number of employees, number of dwelling units or seating capacity or otherwise as would require an additional number of parking spaces, then such additional parking spaces shall be provided based on said change of use or expansion. In the case of a change in use, the number of parking spaces required will be determined by calculating the difference between that which would be required by the new and the existing uses.

3.27.8 Seating Accommodation by Benches or Outdoors

For the purposes of Section 3.27.1, where seating accommodation is provided by benches, 0.5 metres (20 inches) of bench space shall be considered as equivalent to one (1) seat. Where outdoor seating is provided in conjunction with a permitted use, parking spaces shall be provided in accordance with Section 3.27.1. For the purposes of Section 3.27.1, an outdoor seating area shall be considered as part of the 'floor area, total' as the case may be, for the purposes of calculating required spaces.

3.27.9 Entrance - Driveways

- .1 A driveway shall have a minimum width of 3 m (9.9 ft.) and maximum of 9 m (30 ft.).
- .2 The maximum width of any joint entrance and exit driveway measured along the street line shall be 9 m (30 ft.).
- .3 The minimum distance between a driveway and an intersection of street lines measured along the street line intersected by such driveway shall be 7.5 m (25 ft.).
- .4 The minimum angle of intersection between a driveway and a street line shall be 60 degrees.
- .5 Every lot shall be limited to the following number of driveways:
 - (ii) Up to the first 30 m (99 ft.) of frontage measured along the street line – not more than 1 driveway.
 - (v) For each additional 30 m (99 ft.) of frontage measured along the street line – not more than 1 additional driveway to a maximum of three driveways.
- .6 An entrance serving a non-residential use shall not be located closer than 3 metres (10 ft.) to a lot containing a dwelling as a principal use.
- .7 An entrance serving a residential use shall not be located closer than 1 metre (3 ft.) to the side property line, save and except for a joint driveway servicing two lots in which case the entrance shall not require any setback.
- .8 All driveways shall require a permit from the appropriate approval authority.

Note: Entrances and/or Entrance Permits may also be regulated by the Province of Ontario, County of Bruce, or the Municipality of South Bruce for their respective road systems.

3.27.10 Surfacing and Drainage of Parking Areas and Entrances

All entrance and parking areas, except agricultural, shall be constructed of asphalt, concrete, or gravel and shall be maintained or treated so as to prevent the raising of dust or loose particles. Drainage shall be provided so as to prevent the flow of surface water on to adjoining lots.

3.27.11 Illumination of Parking Areas or Entrances

When parking areas and/or entrances are illuminated, lighting fixtures shall be so arranged that no part of any fixture shall be more than 9 metres (30 ft.) above the adjoining finished grade and light shall be directed downward and away from adjoining lots.

3.28 Bicycle Parking Spaces

- .1 Within the Residential: Medium Density (R3) and Central Business District (C1) Zones, the minimum required Bicycle Parking Space requirements for new development are as follows:
 - (i) For an 'Apartment Building', 0.1 bicycle parking spaces per unit.
 - (ii) For a commercial, employment or institutional use, 5% of the required number of motor vehicle parking spaces shall be required for bicycle parking spaces.
- .2 Size of Bicycle Parking Spaces and Aisles
 - (i) A bicycle parking space shall be a minimum of 0.6 m wide and 1.8 m long.

- (ii) A bicycle parking space must have access from an aisle having a minimum width of 1.5m.

3.29 Loading Regulations

The owner or occupant of any building or structure located in the Zones identified in Table 1 below, shall provide and maintain at the premises, on the lot occupied by the building or structure and not forming part of a street or lane, within the zone in which such use is located, loading, and unloading spaces in accordance with the following regulations:

Table 3.29 – Loading Space Regulation

Industrial Zones	Minimum Spaces Required
0 to 464.5 sq. metres (5,000 sq. ft.)	0 spaces
464.6 sq. metres to 2,322.5 sq. metres (5,000 sq. ft. to 25,000 sq. ft.)	one (1) space
greater than >2,322.5 sq. metres (25,000 sq. ft.)	two (2) spaces
Commercial Zones	Minimum Spaces Required
0 to 185.8 sq. metres (2,000 sq. ft.)	0 spaces
185.9 sq. metres to 929.0 sq. metres (2,001 sq. ft. to 10,000 sq. ft.)	one (1) space
greater than >929.0 sq. metres (10,000 sq. ft.)	two (2) spaces

Note: All of the above are in reference to 'Floor Area, Total' of the main use.

3.29.1 Access

In addition to the number of loading spaces, adequate space shall be provided for the parking of vehicles awaiting access to loading, and any additional area as is necessary for the maneuvering of a truck-trailer either into or out of the loading space. Access to loading spaces shall be by means of a driveway at least 6 metres (20 ft.) wide contained within the lot on which the spaces are located and leading to a street or lane located within or adjoining the zone in which the use is located.

3.29.2 Loading Space Dimensions

Each loading space shall be at least 15 metres (49.2 ft.) long, at least 3.5 metres (11.5 ft.) wide and shall have a vertical clearance of at least 4.5 metres (14.8 ft.).

3.29.3 Location of Loading Space

No loading space shall be located in the required front yard, nor shall any required off-street parking space be considered in calculating the required number of off-street loading spaces. On a corner lot loading spaces may be located between the 'Main Building' and the flanking street but not within the required exterior side yard.

3.29.4 Surface and Drainage of Spaces and Driveways

Loading spaces and driveways thereto shall be constructed of asphalt, concrete or Portland cement binder, a stable surface of crushed stone or gravel and shall be maintained or treated so as to prevent the raising of dust or loose particles. Drainage shall be provided so as to prevent the flow of surface water on to adjoining lots.

3.29.5 Application of Loading Space Requirements

When a building or structure has insufficient loading spaces on the date of passing of this By-law to conform to the provisions herein, this by-law shall not apply to require that the deficiency be made up prior to the construction of any addition. In the case of an expansion or enlargement of an existing building or structure, the requirement for the provision of additional loading spaces

shall be based on said expansion or enlargement. Notwithstanding Section 3.29.1, where the building or structure is deficient in loading spaces, a loading space shall be required for an expansion of 25 square metres (269.1 sq ft.) or greater and less than 100 square metres (1,076 sq. ft).

3.29.6 Landscaping

Where a loading area adjoins any Residential Zone or a street then a Planting Area/Visual Screen as per Section 3.15 shall be provided within the lot requiring such loading area and along the lot line adjoining such Residential Zone or street.

3.30 Provisions For An Existing Mobile Home Not Located In A Mobile Home Park

Existing mobile homes shall conform to the residential provisions of the zone in which it is located. If no residential provisions exist for the zone in which it is located, the mobile home shall be subject to the 'Non-Farm Lot' provisions of Section 6.3.

3.31 Conflicting Regulations Or Provisions

Where there are conflicting provisions in this By-law, the most restrictive shall apply.

3.32 Lighting

Lighting fixtures designed to provide exterior illumination on any lot shall be installed with the light directed or deflected away from adjacent lots and streets and shall not be similar to traffic lights.

3.33 Drainage Of Lots

In all zones, other than an Agricultural Zone, all lands, buildings, and structures shall provide adequate drainage so as to prevent the flow of surface water onto adjoining lots.

3.34 Renewable Energy and Storage Systems

- .1 'Battery Energy Storage Systems (BESS)' and 'Renewable Energy Systems', such as through wind, solar, biomass, and/or anaerobic digesters, shall be permitted as an accessory use in the A1, C3, C4, BP1, BP2, HI, M1, ACI, and RCI Zones, in accordance with the provisions of the applicable zone and with all provincial and federal requirements.
- .2 All Wind Farm or Wind Energy System developments shall only be permitted if the following provisions have been satisfied:
 - (i) Maximum height, measured from the finished grade to the furthest vertical extension of the generating system (top of the blade), shall be 120 m.
Minimum setback from any Residential Zone and any existing dwelling in any other Zone, including a dwelling located on the same lot, shall be 600 m.
Minimum setback from any lot line, County Road, or Provincial Highway shall be the distance equivalent to 1.5 times the height of a wind turbine within the subject energy system (measured as directed in 3.34.2(i)).

All site requirements have been met to the satisfaction of the Municipality.
- .3 Nothing in this By-Law exempts requirements for wind energy systems and wind farms which generate 2 MW or more from adhering to Environmental Assessment and Certificate of Approval requirements.
- .4 This section shall not be deemed to limit the Municipality's authority to impose other measures through the site plan control process under Section 41 of the Planning Act.

Section 4 – Establishment Of Zones

4.1 General

For the purposes of this By-law, the land area of the Corporation is hereby divided into various generalized and specific 'Zones' to which the provisions and regulations herein shall respectively apply.

4.2 Zone Symbols

- .1 The following Zones are hereby established and are designated on Schedule 'A' by symbols consisting of letters and numbers, or letters only, as the case may be:

Agricultural Zones

A1 [General Agriculture](#)

Residential Zones

HR [Hamlet Residential](#)
 R1 [Residential: Low Density Single](#)
 R2 [Residential: Low Density Multiple](#)
 R3 [Residential: Medium to High Density Density](#)
 MHP [Mobile Home Park Residential](#)
 TTP [Travel Trailer Park and Campground](#)

Commercial Zones

C1 [Central Business District Commercial](#)
 C2 [Transition Commercial](#)
 C3 [Highway Commercial](#)
 C4 [Large Format Commercial](#)
 HC [Hamlet Commercial](#)

Industrial Zones

BP1 [Business Park 1](#)
 BP2 [Business Park 2](#)
 HI [Hamlet Industrial](#)
 ACI [Agriculture Commercial Industrial](#)
 M1 [Extractive Industrial](#)
 RCI [Rural Commercial Industrial](#)

Institutional Zones

INR [Institutional Rural](#)
 IN [Institutional Urban](#)

Other Zones

OSR [Open Space Rural](#)
 OS [Open Space Urban](#)
 WD [Waste Disposal](#)
 EP [Environmental Protection](#)
 FD [Future Development](#)

- .2 Whenever in this By-law the term 'Zone' is used, preceded, or followed by any symbol, as the case requires, such combination shall refer to any area delineated on Schedule 'A' and designated therein by said symbol.

4.3 Special Use Provisions

Where any of the Zone symbols described in Section 4.2.1 are shown on Schedule 'A' followed by a dash and a number (e.g. A1-1) then special provisions and/or uses to the normal zone provisions apply to such lands. Such special provisions will be found by reference to that section of the By-law which deals with that particular zone. Lands designated in this manner shall be subject to all the restrictions of the zone, except as otherwise provided by the special provisions.

4.4 Holding ('H') Zone

- .1 The symbol 'H' when used in conjunction with a zone designation (e.g. 'BP1-h') denotes a holding zone. Such a zone will indicate which uses are permitted, and which uses are permitted only when the "h" symbol has been removed by amendment to the By-law. Such a zone may also list uses permitted prior to the removal of the "h".
- .2 The provisions of any holding (h) zone will also list the conditions that must be met before Council may remove the "h" on one or more of the uses that are subject to the holding condition.
- .3 In all holding (h) zones, unless specifically stated to the contrary in the zone provisions, alterations, additions, or enlargements to existing residential building or structures and accessory structures will be permitted provided such buildings and structures were lawfully used for residential purposes on the date of the passing of this By-Law and provided such alterations, additions or enlargements conform to the relevant sections of this By-Law.

4.4.1 H1 Symbol

Notwithstanding their underlying zoning designation, on those lands identified as being subject to the 'H1' Holding Zone provision, lot grading; excavation; and/or construction shall not be permitted unless the Holding (H1) Zone provision is removed. The area of the 'H1' Zone that may be lifted shall be limited to the area included in the assessment and may only be removed by Council or their designate upon:

- (i) Approval by the Zoning Administrator of an Archaeological Assessment which has been:
 - a) Conducted by an archaeologist licensed in the Province of Ontario; and,
 - b) Confirmed by the appropriate Ministry to have been accepted into the Ontario Public Register of Archaeological Reports; and,
 - c) Included engagement with the Saugeen Ojibway Nation in accordance with its process and standards; and,
 - (ii) Confirmation to the satisfaction of the Zoning Administrator that the recommendations of the archaeological report (if any) have been implemented.
- .1 Where a Consent for lot creation or lot enlargement application has been approved by the County of Bruce or its delegate and/or when a Minor Variance is approved by the Municipality of South Bruce, the appropriate Zone Map in this By-law shall or may be amended for areas of the land that are within an area noted as 'High Archaeological Potential' in the Bruce County screening maps and will be zoned with a 'H1' holding provision. The 'H1' holding provision may be removed in accordance with Section 4.4.4. The appropriate Zone Map will not be updated with a 'H1' holding provision on lots where:
 - (i) An archeological assessment has been conducted by an archaeologist in the Province of Ontario, that includes engagement with the Saugeen Ojibway Nation in accordance with its process and standards, confirmed by the appropriate Ministry to have been accepted into the Ontario Public Register of Archaeological Reports and the recommendations of the assessment implemented to the satisfaction of the Zoning Administrator; or,

- (ii) It has been demonstrated, in consultation with the Saugeen Ojibway Nation, and to the satisfaction of the Zoning Administrator, that deep ground disturbance has recently occurred; or,
- (iii) In consultation with the Saugeen Ojibway Nation, a Minor Variance is proposed that does not facilitate new construction.

4.5 Temporary Use By-Law

- .1 The symbol 'T' when used in conjunction with a zone designation (e.g. 'A1-110-T') on Schedule A, indicates that a Temporary Use By-Law has been passed in accordance with the Planning Act, R.S.O. 1990, c.P.13, to permit the use of lands, buildings or structures in accordance with the zone represented by that zone symbol within the area indicated, with the term of the said temporary use set out specifically in the Temporary Use By-Law; and upon expiry of such term, the underlying zone indicated on Schedule A shall apply.
- .2 The specific temporary use provisions are denoted by the number immediately preceding the symbol "t/T" (i.e. 'A1-110-T') as shown on Schedule 'A'.

4.6 Incorporation Of Zoning Map

The locations and boundaries of the zones established by this By-law are shown on the maps appended hereto and which is referred to as Schedule 'A' and comprises the sectional parts of the zoning map and such maps together with everything shown therein and all succeeding amendments thereto are hereby incorporated into and are declared to form part of this By-law.

4.7 Zoning Maps

4.7.1 Boundaries of Zones

Where any uncertainty exists as to the boundary of any zone as shown on Schedule 'A', the following provisions shall apply:

- .1 Where a zone boundary is indicated as following and is within the boundary of a street, lane, railway right-of-way or watercourse, the boundary shall be deemed to be the centre line of such street, lane, railway right-of-way or watercourse.
- .2 Where a zone boundary is indicated as approximately following lot lines shown on a registered plan of subdivision or lot lines of the original Crown survey fabric, the boundary shall be deemed to follow such lot lines.
- .3 Where a zone boundary is indicated as approximately parallel to any street line and the distance from the street line is not indicated, such boundary shall be deemed to be parallel to such street line, and the distance there from shall be according to the scale shown on Schedule 'A'.
- .4 Where any zone boundary is left uncertain after application of the provisions of clauses (1), (2), (3) and (4) above, then the boundary shall be determined by the scale shown on the Zoning Map Schedule measured from the centre of the zone line.
- .5 Wherever it occurs, the municipal limit is the boundary of the zone adjacent to it.
- .6 In any zone, where the zone boundary requires a more precise definition than that permitted by the scale or detail of the zoning map, the Zoning Administrator shall determine the precise location of the zone boundary and, where appropriate, may consult with other agencies or individuals as may be relevant.

- .7 Notwithstanding the provisions of Section 4.7.1.7, the zone boundaries of the 'EP-1' Zone shall not be altered except by a By-Law passed under Section 34 of the Planning Act, R.S.O 1990 as amended.

4.7.2 Other Boundary Features – Streets, Watercourses Etc.

A street, lane, electrical transmission right-of-way, or watercourses shown on Schedule 'A', unless otherwise indicated, shall be included within the zone of adjoining property on either side thereof and where such street, lane, right-of-way or watercourse serves as a boundary between two or more different zones, the centre line of such street, lane, right-of-way, or watercourse, and extending in the general direction of the long dimension thereof, shall be considered the boundary between zones unless otherwise indicated.

Explanatory Note:

Additional 'Notes' have been included in Schedule 'A' for reference and convenience purposes only. This information is subject to change without an amendment to this By-law and is limited to the following:

- (i) Municipal Road Classifications.
- (ii) Jurisdiction of streets between the Municipality and the County of Bruce; and,
- (iii) Delineation of Saugeen Valley Conservation Authority Regulated Area (Ontario Regulation 169/06).

Please consult with the Municipality for information regarding Municipal Road Classifications and with Saugeen Valley Conservation Authority or Maitland Valley Conservation Authority for information regarding the Regulated Area.

4.7.3 More Than One Zone on a Lot

- .1 Where a lot has two or more of its parts classified in different zones, then the provisions for each zone shall apply to each part as if said part was a separate lot excepting the following:
- (i) Where a portion of a lot is zoned 'EP' such portion may be used to satisfy the side yard, rear yard, or front yard setback requirements of the principal portion.
 - (ii) Where a portion of a lot is partially within the 'EP' Zone, that portion of the lot within the 'EP' Zone may be used if required in calculating the Minimum Lot Area provided that the 'EP' lands comprise no more than 90% of the required Minimum Lot Area.

Explanatory Note:

If a lot is within two zones, the boundary between the two zones should not be considered to be a lot line for setback purposes.

Section 5 – General Provisions For All Agriculture Zones - A

5.1 No Dwelling Permitted – Surplus Farm Severance

- .1 Where the County of Bruce or its delegate has approved the severance of a surplus farm dwelling property the following provisions shall have effect:
- (i) Notwithstanding the requirements of Section 6.2 to the contrary, the height, yard setbacks, lot coverage, and ground floor area for legally existing buildings and structures are recognized.
 - (ii) The property containing the surplus farm dwelling(s) and any accessory buildings or structure is recognized as a non-farm lot in accordance with Section 6.2a).
 - (iii) Any and all future building(s) and/or structure(s), or additions thereto, shall comply with the provisions of this By-law.
 - (iv) The 'Lot Frontage' and 'Lot Area' for severed and retained lots may be reduced below the requirements of the respective zone and shall be in accordance with the below:
 - a. Farm lot sizes may be reduced below the minimum required lot area, provided that a farm lot is not reduced below 4.0 ha (9.89 ac).
 - b. A minimum lot size of 0.4 ha (0.98 ac) is required for the severed surplus farm dwelling lot.
 - (v) Any and all future building(s) and/or structure(s), or additions thereto, shall comply with the relevant MDS requirements.
 - (vi) Where a dwelling does not exist on the remnant farm lot, the appropriate Zone Map in this By-law shall be amended to change the zoning on the subject property from the 'A1 – General Agriculture' Zone to the 'A1-1 – General Agriculture Special' Zone for the remnant farm lot preventing future residential development.
 - (vii) The appropriate Zone Map in this By-law shall be amended for areas of high archaeological potential and may be zoned with a 'H1' holding provision in accordance with Section 4.4.

5.2 Requirements For Kennels

- .1 New dog kennel buildings and structures and/or additions to existing dog kennel buildings and/or structures must be located at a distance of not less than 100 metres (328 ft.) from an existing residential, institutional, or recreational use situated on adjacent lots.
- .2 New dog kennel buildings and structures and/or additions to existing dog kennel buildings and/or structures shall be considered an accessory use or building.

5.3 Accessory Buildings And Structures – Non-Farm Lot

Section 5.3 shall apply only to an accessory building or structure to be located on a 'Non-Farm Lot' as herein defined.

5.3.1 Prohibited Structures

For the purposes of Section 5.3 only, travel trailers, construction trailers, transport trailers, railway cars and buses, all of the proceeding with or without wheels or a similar undercarriage shall not be used as accessory buildings or structures on a 'Non-Farm Lot'.

5.3.2 Use of Accessory Buildings and Structures

No accessory building or structure shall: (1) be used for any occupation for gain or profit except as may be permitted in this By-law; or (2) be used for human habitation except where a 'Dwelling, Additional Residential Unit' is permitted.

5.3.3 Location

Despite any other provisions of this By-Law, any accessory building or structure, in any 'Non-Farm Lot' in an Agricultural Zone, may be erected in any yard subject to the following restrictions:

- (i) When located in a rear yard, such accessory building or structure shall be located no closer than 1 metre (3.3 ft.) to the rear lot line. Further, any part of such accessory building or structure shall be setback 3 metres (9.8 ft.) from any part of a dwelling on an adjoining lot.
- (ii) When located in an interior side yard, an accessory building or structure may be positioned no closer than 1 metre (3.3 ft.) to an interior side lot line. Where a mutual private garage is erected on the lot line between two lots, no interior side yard setback is required.
- (iii) Where erected in an exterior side yard no accessory building or structure shall be located closer than 10 metres (32.8 ft.) to any street line.
- (iv) Detached garages or any part thereof may be located in front of the principal structure provided it complies with the minimum front yard setback requirements and minimum side yard requirements.
- (v) Detached accessory buildings, designed, and used only for the storage of boats and boating accessories, and located on lots, which adjoin a body of water, shall not require a rear yard setback but shall comply with all other provisions of the By-Law.
- (vi) Building Separation shall be in accordance with the Ontario Building Code.

5.3.4 Height

- .1 Where a minimum rear yard or interior side yard of 1 metre (3.3 ft.) or greater is provided, the maximum building height for an accessory building or structure shall be 5 metres (16 ft.).
- .2 Notwithstanding Section 5.3.4.1, where a minimum rear yard or interior side yard of 3 metres (9.8 ft.) or greater is provided, the maximum building height for an accessory building shall be 6 metres (19.7 ft.).

5.3.5 Number and Lot Coverage of Accessory Buildings and Structures

- .1 In no case shall the number of accessory buildings or structures exceed three (3).
- .2 The total lot coverage of all accessory buildings or structures on a lot shall not exceed 10% of the lot.
- .3 Accessory buildings or structures under 10 sq. metres (108 sq. ft.) shall not be considered to be an accessory building or structure.

5.3.6 Establishment of an Accessory Building/Structure or Use

Notwithstanding any of the provisions of this By-Law, no accessory building, structure, or use shall be erected, or used until the principal building, structure or use is erected to the satisfaction of the Chief Building Official and in compliance with the provisions of this By-Law. This shall not

apply to those uses covered under Section 3.1.2 'Temporary Buildings and Construction Facilities'.

5.4 Establishment of Licensed Cannabis Production Facility

- .1 Where permitted by this By-law, no part of a Licensed Cannabis Production Facility, including all buildings/structures, shall be established within 150 metres of any existing residential dwelling unit located on a separate property.
- .2 No Licensed Cannabis Production Facility building/structure shall be established within 150 metres of an Institutional Zone, nor any other property on which a school or church currently exists.
- .3 Notwithstanding any provisions of this By-law to the contrary, a Licensed Cannabis Production Facility, and all associated buildings/structures, shall be set back a minimum of 70 metres from any property line.
- .4 Notwithstanding any provisions of this By-law to the contrary, no open storage shall be permitted for a Licensed Cannabis Production Facility.
- .5 No direct commercial sale of cannabis shall be permitted on lands on which a Licensed Cannabis Production Facility resides. Wholesale of cannabis is permitted.

Section 6 – General Agriculture (A1)

6.1 Scoping Note

The provisions of the Agricultural (A1) Zone shall generally apply to lands designated ‘Agriculture’ or ‘Rural’ on Schedule ‘A’ Land Use in the County of Bruce Official Plan.

6.2 Uses Permitted

No person shall within a ‘General Agriculture (A1)’ Zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following uses:

- (a) Non-Farm Lot
- Dwelling, Additional Residential Unit
 - Dwelling, Non-Farm (Single-Detached)
 - Group Home
 - Home Occupation - Domestic and Professional Uses as per Section 3.9
 - Home Occupation - Bed and Breakfast Establishment as per Section 3.10
 - Home Industry as per Section 3.11
 - Kennel as per Section 5.2
 - Accessory Buildings and Structures as per Section 5.3
 - Home Childcare
 - Unlicensed Childcare
 - Keeping and raising of horses for the purpose of transportation subject to Section 6.4 iv) and v)
- (b) Farm Lot
- Additional Residential Unit on a Farm
 - Agriculture, General
 - Bed and Breakfast Establishment
 - Conservation Area
 - Dwelling – Single Detached Farm Residence
 - Dwelling – Accessory Detached as per Section 3.7
 - Group Home
 - Home Occupation - Domestic and Professional Use as per Section 3.9
 - Home Occupation - Bed and Breakfast Establishment as per Section 3.10
 - Home Industry as per Section 3.11
 - Livestock Facility
 - On-Farm Diversified Use as per Section 3.17
 - Kennel as per Section 5.2
 - Wayside Pit, Wayside Quarry, or Portable Asphalt Plant
 - Home Childcare in a Dwelling – Accessory as per Section 3.7
 - Unlicensed Childcare in a Dwelling – Accessory as per Section 3.7

Note:

Garden Suites are permitted by the enactment of a Temporary Use By-law as prescribed in Section 39 and 39.1 of the Planning Act, which will form an amendment to this By-law.

6.3 Zone Provisions

No person shall within the A1 Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 6.3 Provisions for Private Water and Septic

	Farm Lot	Non-Farm Lot
Minimum Lot Area	39 hectares (96 ac.)	0.4 hectares (1 ac.) (a)
Minimum Lot Frontage	100 metres (328 ft.)	40 metres (131 ft.)
Minimum Front or Exterior Yard	20 metres (66 ft.)	10 metres (33 ft.)
Minimum Rear Yard	20 metres (66 ft.)	10 metres (33 ft.)
Minimum Side Yard	20 metres (66 ft.)	10 metres (33 ft.)
Maximum Height	Not applicable	10 metres (33 ft.)
Maximum Lot Coverage	15%	20%

Footnotes

- (a) Where a lot is created by consent of the County or its delegate to a size which is less than that required by this By-Law, said lot shall also be deemed to be an 'existing lot'.

6.4 Additional Provisions

- .1 Where permitted, an 'On-Farm Diversified Use' or a 'Home Industry' shall not occupy a combined area of more than 2% of the lot area to a maximum of 1 hectare (2.5 ac.) in area in accordance with Section 3.17.
- .2 A building associated with an 'On-Farm Diversified Use' shall have a maximum building area of 20% of the land area devoted to the on-farm diversified use in accordance with Section 3.17.
- .3 Occasional agricultural demonstration events, such as plowing matches, are permitted for up to fourteen (14) total days within a calendar year.
- .4 Where a surplus farm dwelling lot has been severed, the keeping of livestock shall be accessory and subordinate to the primary residential use of the severed lot to the satisfaction of the Municipality of South Bruce.
- .5 The keeping and raising of horses for the purpose of transportation shall be in compliance with Minimum Distance Separation (MDS) regulations.

6.5 Additional Provisions – Remnant Parcel from a Surplus Farm Dwelling Severance

- .1 Notwithstanding the provisions of the General Agriculture (A1) Zone, on those lands identified as 'A1-1' on the appropriate Zone Map of this By-law:
- (i) A Residential Use is not permitted; and
 - (ii) The retained farm parcel shall be deemed to comply with the minimum lot area and lot frontage requirements of the General Agriculture (A1) Zone.

6.6 Special Provisions

Explanatory Note

The Special Provisions section contains provisions that apply only to specific lands, and that represent a site specific change from stated zone provisions.

- Carrick By-law 2001-27 (Jerryview Farms, Part Lot 23, Concession 9)
 South Bruce By-law 2004-43 (Datak / Detzler Part Lots 51 and 52, Concession D, Carrick)
 South Bruce By-law 2005-02 (Walter Farms Part Lot 10, Concession 12, Carrick)
 South Bruce By-law 2005-20 (Morley / 1599942 ON Ltd Pt Lot 21, Concession 'C', Carrick)
 South Bruce By-law 2006-50 (Tony Lang Farms Ltd, Lot 13, Concession 10, Culross)
 South Bruce By-law 2006-51 (Tony Lang Farms Ltd, Part of Lot 34 and Lot 35, Concession 'A', Culross)
 South Bruce By-law 2006-62 (Lang Farms Ltd, Part of Lot 15, Concession 11 and Lot 15, Concession 12 Carrick)
 South Bruce By-law 2008-09 (Sitler, Lot 13, Concession 14, Culross)
 South Bruce By-law 2008-47 (Reinhart/Borth, Lot 5, Concession 8, Carrick)
 South Bruce By-law 2008-71 (Lang Farms, Part of Lot 17 and Lot 18, Concession 15, Culross)
 South Bruce By-law 2010-37 (Schothorst Farms, Part of Lot 22, Concession 8, Carrick)
 South Bruce By-law 2010-53 (Lang Farms Ltd, Part of Lot 19 and Lot 20, Concession 7, Culross)
 South Bruce By-Law No. 2014-39 (Bross - Grubb c/o Davidson, Part Lot 33, Concession A and Part of Road Allowance [1337 Bruce Road 12], Township of Culross)
 South Bruce By-Law 2015-17 (Grubb, Part of Lot 23, Concession 2, Carrick)
 South Bruce By-law 2016-61 (Stever, Lot 31, Concession 11, Carrick)
 South Bruce By-law 2016-83 (Arnold, Part Lot 21 and Lot 22, Concession 6, Carrick)
 South Bruce By-law 2019-72 (Teeswater River Farms Limited/Weishar – CON 2 PT LOTS 7 and 8, Culross)
 South Bruce By-law 2019-78 (Con A Pt LOT 23, Culross)
 South Bruce By-law 2020-65 (Detzler, 42 Tack Rd – Con 3 Lots 21, 22 and 23, Carrick)
 South Bruce By-law 2020-82 (Gowland, 574 Concession 14 W – CON 15, LOT 12, Culross)
 South Bruce By-law 2021-42 (Dippel, 190 Concession 2 E - CON 3 W PT LOT 30 and, 19 Sideroad 30 N -CON 3 E PT LOT 30, Carrick)
 South Bruce By-law 2021-54 (Dent Z-2020-085 - 803 Bruce Road 6 – Con 6 E Pt Lot 18, Culross)
 South Bruce By-law 2022-42 (Calvert, CON C PT LOT 46, and 260 Highway 9 – Con C Pt Lot 46 Rp 3R6644;Part 1, Carrick)
 South Bruce By-law 2022-100 (Groenewegen, 408 Concession 14 W – Con 15 Pt Lot 8, Culross)
 South Bruce By-law 2023-04 (Ballagh, 1926 Concession 2 - Con 3 Pt Lot 20, Culross)
- .1 Notwithstanding their 'A1' Zoning designation, those lands delineated as '**A1-1**' on Schedule 'A' to this By-law, shall be used in accordance with the 'A1' Zone provisions contained in this By-law excepting however that:
- (i) Dwellings/ residential structures accessory to an agricultural use shall be prohibited.

- Carrick By-law 85-440 (Part Lot 30, Concession 'D')
 Carrick By-law 85-440 (Part Lot 26, Concession 15)
 Carrick By-law 85-440 (Part Lot 17, Concession 10)
 Carrick By-law 85-440 (Part Lot 20, Concession 11)
 Carrick By-law 85-440 (Part Lot 21, Concession 11)
 Carrick By-law 85-440 (Part Lot 28, Concession 11)
 Carrick By-law 20-1985 (Part Lot 27, Concession 7)
 Culross By-law 20-1985 (Part Lot 11, Concession 11)
 Culross By-law 20-1985 (Part Lot 19, Concession 5)
 Culross By-law 20-1985 (Part Lot 15, Concession 5)
 South Bruce By-law 2016-61 (Stever, Lot 31, Concession 11, Carrick)
 South Bruce By-Law 2017-95 (Fischer, Part of East 1.2 Lot 10 and West Part of Lot 10, Concession 13 [being Parts 1 and 2, 3R-596], geographic Township of Carrick)

South Bruce By-law 2018-73 (Part Lots 1 and 2, Concession 10, Carrick)

South Bruce By-law 2020-11 (Con 11 Pt Lots 11 And 12, Carrick)

South Bruce By-law 2021-64 (Con 10 Lot 25, Carrick) Z-2020-077 Russwurm

South Bruce By-law 2021-72 (CON 3 LOT 9, Culross) Z-2021-054 Eastlink Dairy Farms Ltd

.2 Notwithstanding their 'A1' Zoning designation, those lands delineated as '**A1-2**' on Schedule 'A' to this By-law, shall only be used for a cemetery in accordance with the 'A1 Non-Farm Lot' Zone provisions contained in this By-Law.

Carrick By-law 84-419 (Dietz, Part Lot 20, Concession 'D')

Carrick By-law 85-440 (Part Lot 19, Concession 'D')

Carrick By-law 85-440 (Part Lot 20, Concession 'D')

Carrick By-law 85-440 (Part Lot 20, Concession 8)

Carrick By-law 85-440 (Part Lot 21, Concession 8)

Carrick By-law 88-503 (Withrow, Part Lots 1 and 2, Concession 15)

Carrick By-law 89-516 (Sutherland Pt Lot 15, Concession 'A')

Carrick By-law 89-517 (Inglis Part Lot 17, Concession 1)

Carrick By-law 89-531 (K. Withrow, Part Lot 2, Concession 15)

Carrick By-law 90-546 (Inglis Farms Inc., Part Lot 17, Concession 1)

Carrick By-law 91-582 (Withrow/Schmidt, Part Lot 2, Concession 15)

Carrick By-law 92-610 (Inglis Farms Inc. Part Lot 17, Concession 1)

Carrick By-law 94-671 (Jacobs, Part Lot 19, Concession 1)

Culross By-law 26-1988 (Rettinger, Part of Lot 6, Concession 12)

.3 Notwithstanding their 'A1' Zoning designation, those lands delineated as '**A1-3**' on Schedule 'A' to this By-law, shall be used in accordance with the 'A1' Zone provisions contained in this By-law excepting however that:

- (i) For Minimum Distance Separation [MDS] calculations shall be considered to be zoned 'residential'.

Carrick By-law 86-468 (Weishar, S 1/2 Lot 13, Concession 'A')

Carrick By-law 87-484 (Watke, Part Lot 24, Concession 14)

Culross By-law 20-1985 (Lot 22, Concession 6)

.4 Notwithstanding their 'A1' zoning designation those lands delineated as '**A1-4**' on Schedule 'A' to this By-law shall be used in accordance with the 'A1' Zone provisions contained in this By-law, excepting however that:

- (i) Buildings and structures are not permitted.

Carrick By-law 99-32 (Eckenswiller, Part Lot 7, Concession 'A')

.5 Notwithstanding their 'A1' Zoning designation, where lands are designated as '**1-5**' on Schedule 'A' to this By-Law, the said lands may be used for General Agricultural purposes, in accordance with the 'A1' Zoning provisions, excepting however that:

- (i) One additional non-agricultural dwelling may be permitted until such time as the subject property is sold. At that time the older residence on the property will be required to be demolished or removed.

Culross By-law 3-1991 (Howard, Part of Lot 10, Concession 8)

.6 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-6**' on Schedule 'A' to this By-Law, may be used for the purposes of 2 dog kennels in addition to those uses normally permitted in the 'A1' Zone in accordance with the 'A1' Zone provisions contained in this By-Law excepting however that:

- (i) The minimum rear yard may be reduced to 1.2 metres (3.94 feet) for one (1) dog kennel.
- (ii) The minimum lot area shall be 4046.7 m² (43,560 square feet).

- (iii) For the purposes of this By-Law, Section 8.1 (c) of By-law 20-1985 shall not apply so as to prevent only one (1) dog kennel to be constructed in the front yard, not closer than 46.36 m to the front lot line.
- (iv) The minimum side yard on the north side of the subject lands may be reduced to 1.2 metres (3.94 feet) for both dog kennels proposed.
- (v) The minimum side yards for the existing dwelling may be reduced to 8.2 metres (26.9 feet) on the north side and to 8.1 metres (26.6 feet) on the south side; and
- (vi) The minimum side yard on the south side of the subject lands may be reduced to 18 metres (59.0 feet) for one dog kennel and to 19.5 metres (63.9 feet) for the other dog kennel.

Culross By-law 10-1991 (Thompson, W 1/2 Lot 15, Concession 1)

Culross By-law 20-1985 (Lot 9, Concession 8)

- .7 Notwithstanding their 'A1' Zoning designation those lands delineated as ' **A1-7**' on Schedule 'A' to this By-law may be used for the purposes of a second detached dwelling for the owner of the subject lands in addition to a private aerodrome and caretaker's residence, subject to compliance with the 'A1' Zone provisions contained in this By-law.

Culross By-law 30-1988 (Woods, Lots 22 and 23, Concession 15)

- .8 Notwithstanding their 'A1' Zoning designation those lands delineated as ' **A1-8**' on Schedule 'A' to this By-law may be used for General Agricultural purposes in compliance with the 'A1' Zone provisions contained in this By-Law, excepting however that:

- (i) (Permitted residential uses shall be limited to a cottage dwelling.

Culross By-law 2000-42 (Lang Farms, Lot 24, Concession 7)

- .9 Notwithstanding their 'A1' Zoning designation, where lands are designated as ' **A1-9**' on Schedule 'A' to this By-Law, the said lands may be used for General Agricultural purposes, in accordance with the 'A1' Zoning provisions, excepting however that:

- (i) Residential uses restricted solely for the use of the shareholders of the Corporation shall be permitted.

South Bruce By-law 2004-20 (Scott Lot 27, Concession 7, (Culross)

- .10 Notwithstanding their 'A1' zoning designation, those lands described as Lot 27, Concession 7, Municipality of South Bruce (former Township of Culross) and delineated as 'A1-10-H' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' Zone provisions contained in this By-law, excepting, however, that:

- (i) Buildings and structures are permitted to exist as they existed on the date of passage of this By-law.
- (ii) A '*Farm Implement Repair*' shall be a permitted use; and
- (iii) The '*Farm Implement Repair*' use shall be located within close proximity to the existing cluster of farm-related buildings; and
- (iv) That the 'H – Holding' provision may be removed once the following conditions have been met:
 - (a) A statement from the Chief Building Official or a qualified individual that all floor drains which may become contaminated with materials from the repair/servicing shop have been directed to a 'waste oil separator' or similar engineered system; and
 - (b) A statement from the owner/operator that a certified individual/company has been retained to dispose of all contaminated materials.

South Bruce By-law 2005-25 (Huber, Pt Lot 23, Concession 8, Carrick)

.11 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-11' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Residential) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum lot area shall be 2356 m².
- (ii) The minimum side yard setback shall be no less than 2.0 m.
- (iii) The minimum rear yard setback shall be no less than 3.3 m.
- (iv) Notwithstanding *Section 6.32 Minimum Distance Separation Guidelines (MDS)*, the Minimum Distance Separation I may be reduced to 50 meters.

South Bruce By-law 2005-42 (Lamont, Lot 24, Concession 15, Culross)

.12 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-12**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) That the minimum rear yard setback shall be no less than 168.4 metres (552.4 feet).
- (ii) That the sewage disposal system be located to the north of any proposed dwelling.

South Bruce By-law 2006-50 (Tony Lang Farms Ltd, Lot 13, Concession 10, Culross)

.13 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-13**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The side yard setback shall be no less than 2.5 m.

South Bruce By-law 2006-51 (Tony Lang Farms Ltd, Part of Lot 34 and Lot 35, Concession A, Culross)

.14 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-14**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum rear yard setback shall be no less than 4.27m.
- (ii) The side yard setback shall be no less than 2.5m.

South Bruce By-law 2006-62 (Lang Farms Ltd, Part of Lot 15, Concession 11 and Lot 15, Concession 12, Carrick)

.15 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-15**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The side yard setback shall be no less than 4.9 m.

South Bruce By-law 2007-47 (Albadon Farms, Lot 13, Concession 2, Culross)

.16 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-16**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum side yard setback for all detached buildings shall be no less than 2.13 metres.

South Bruce By-law 2008-09 (Sitler, Lot 13, Concession 14, Culross)

.17 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-17**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum frontage shall be no less than 10 m.

- (ii) The minimum side yard setback shall be no less than 5.73 m.
- (iii) The minimum rear yard setback shall be no less than 4.6 m.

South Bruce By-law 2009-10 (Reinhardt/Kuepfer, Part of Lot 19, Concession 1 being Parts 1 and 2 on Registered Plan 3R-7058, Culross)

.18 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-18**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) A 'meat cutting and packaging' facility with retail service is a permitted use.
- (ii) The minimum rear yard setback shall be no less than 4.6 m.

South Bruce By-law 2008-64 (Inglis, Lot 6, Concession 1, Carrick)

.19 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-19**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum MDS I setback from the front lot line to a neighbouring livestock facility shall be no less than 94 m; and,
- (ii) Driveway access shall relocate to Huron Bruce Road.

South Bruce By-law 2008-71 (Lang Farms Ltd, Part of Lot 17 and Lot 18, Concession 15, Culross)

.20 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-20**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum side yard setback shall be no less than 6 m.

South Bruce By-law 2010-14 (Jack, Part of Lot 29, Lot 30 and Lot 31, Concession 9, Carrick)

.21 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-21**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum side yard shall be no less than 9 metres, and,
- (ii) The minimum rear yard shall be no less than 9 metres.

South Bruce By-law 2010-37 (Schothorst Farms, Part of Lot 22, Concession 8, Carrick)

.22 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-22**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum lot area shall be no less than 1.2 hectares.
- (ii) The minimum rear yard shall be no less than 9 metres.
- (iii) Minimum Distance Separation Formula I shall be no less than 140 metres to nearest livestock facility.

South Bruce By-law 2010-53 (Lang Farms Ltd, Part of Lot 19 and Lot 20, Concession 7, Culross)

.23 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-23**' on Schedule 'A' to this By-law shall be used in compliance with 'A1' (Non-Farm Lot) Zone provisions contained in this By-law, excepting, however, that:

- (i) The minimum side yard shall be no less than 3 m.
- (ii) The minimum rear yard shall be no less than 3 m.
- (iii) Minimum Distance Separation Formula I shall be no less than 71 m to nearest livestock facility

South Bruce By-Law No. 2012-11 (Ernewein, Lot 5 and Part of Lot 4, Concession 11, geographic Township of Culross)

.24 Notwithstanding their 'A1' Zoning designation, those lands delineated as '**A1-24**' on Schedule "A" to this By-Law shall be used in compliance with the 'A1' (Non-Farm Lot) Zone provisions contained in this By-Law, excepting, however, that:

- (i) Minimum Distance Separation Formula 1 shall be no less than 131 m to the nearest livestock facility.

South Bruce By-law No. 2013-22 (Teeswater Pork Limited, Lot 6 and Part of Lots 7 and 8, Concession 3, geographic Township of Culross)

.25 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-25**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' (Agriculture Lot) Zone provisions contained in this By-law, excepting, however, that:

- (ii) Lot grading, site alteration, and the construction of new buildings and/or structures shall be prohibited.

South Bruce By-law No. 2013-59 (Diebel / Ireland – Part Lot 29, Lot 30 and Part Lot 31, Concession 10, geographic Township of Carrick)

.26 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-26**' on Schedule "A" to this By-law shall be used in compliance with the 'A1' (Non-Farm Lot) zone provisions, excepting however that:

- (i) Notwithstanding Section 3.18, the Minimum Distance Separation 1 setback shall be no less than 105.0 m (344.5 ft.) to a livestock facility located at part Lot 29, Concession 9, geographic Township of Carrick 9230 Concession 10 E).

South Bruce By-Law No. 2014-39 (Bross - Grubb c/o Davidson, Part Lot 33, Concession A and Part of Road Allowance [1337 Bruce Road 12], Township of Culross)

.27 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-27**' on Schedule "A" to this by-law shall be used in compliance with the 'A1(Non-Farm Lot)' zone provisions, excepting however, that:

- (i) Minimum lot frontage shall be 15.0 m, and.
- (ii) Notwithstanding Section 3.18 the Minimum Distance Separation I setback shall be no less than 132.0 m to a livestock facility located at Part Lot 33 and Part Lot 34, Concession A, geographic Township of Carrick (9 Grubb Road).

South Bruce By-law 2016-55 (Horst, Lot 19, Concession 4, Carrick)

.28 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-28**' on Schedule 'A' to this by-law may be used in accordance with the 'A1' zone provisions contained in this by-law, excepting however that:

- (i) A second 'Dwelling, accessory Detached' used exclusively for permanent year-round on farm help shall be permitted.
- (ii) A 'Dwelling, Mobile Home' may be used as the second 'Dwelling, Accessory Detached'.
- (iii) The second 'Dwelling, Accessory Detached' shall not be rented or used for profit or gain.
- (iv) The second 'Dwelling, Accessory Detached' shall be located in a building cluster together with the principle/primary 'Dwelling, Accessory Detached' to the satisfaction of the Chief Building Official.
- (v) Minimum setbacks and yards for a second 'Dwelling, Accessory Detached' shall be provided in accordance with the minimum setback and yard provisions of the 'A1' zone; and,
- (vi) There shall be no more than two 'Dwellings' inclusive of a 'Dwelling, Mobile Home' on the lands.

South Bruce By-law 2016-60 (Montag, Lot 29 and Part Lot 30, Concession 15 Part Lots 1 and 3, Plan 299 (being Part 1 on RP 3R-3332), Carrick)

.29 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-29' on Schedule 'A' to this By-law may be used in accordance with the 'A1' zone provisions contained in this By-law, excepting however that:

- (i) A second 'Dwelling, Accessory Detached' used exclusively for permanent year-round on-farm help shall be permitted.
- (ii) A 'Dwelling, Mobile Home' may be used as the second 'Dwelling, Accessory Detached'.
- (iii) The second 'Dwelling, Accessory Detached' shall not be rented or used for profit or gain.
- (iv) The second 'Dwelling, Accessory Detached' shall be located in a building cluster together with the principle/primary 'Dwelling, Accessory Detached' to the satisfaction of the Chief Building official.
- (v) Minimum setbacks and yards for a second 'Dwelling, Accessory Detached' shall be provided in accordance with the minimum setback and yard provisions of the 'A1' zone.
- (vi) There shall be no more than two 'Dwellings', inclusive of a 'Dwelling, Mobile Home' on the lands; and,
- (vii) That the 'Minimum Side Yard' to the existing 'Dwelling, Mobile Home' shall be no less than 12.1 m (40 ft.).

South Bruce By-Law 2018-17 (Grubb – Lot 9, Concession 12E, Township of Carrick)

.30 Notwithstanding their 'A1' zoning, those lands delineated as 'A1-104 A1-30' on Schedule 'A' to this by-law shall be used in compliance with the 'A1' zone provisions contained in this By-law, excepting however:

- (i) An 'Accessory Dwelling Unit – Detached' shall be prohibited; and,
- (ii) The farm buildings located on the property as of March 13, 2018 shall not be permitted to house livestock and are to be used for storage purposes only.

South Bruce By-law 2019-72 (Teeswater River Farms Limited / Weishar, Part Lots 7 and 8, Concession 2, Culross)

.31 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-31**' on Schedule 'A' to this By-law may be used in compliance with the A1 provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) Notwithstanding Section 3.11 Home Industry, the property shall be permitted to operate an "automotive service station" in the existing structure to a maximum of 590 m². All other provisions of Section 3.11 Home Industry shall apply.

South Bruce By-law 2021-42 (Dippel, 190 Concession 2 E - Con 3 W Pt Lot 30 and 19 Sideroad 30 N - Con 3 E Pt Lot 30, Carrick)

.32 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-32**' and '**A1-32-H**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' (Non-Farm Lot) zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) Any buildings and structures existing as of May 25, 2021 shall not be used as a livestock facility.

South Bruce By-law 2022-42 (Calvert, CON C PT LOT 46, and 260 Highway 9 – Con C Pt Lot 46 RP 3R6644;PART 1, Carrick)

.33 Notwithstanding their 'A 1' zoning designation, those lands delineated as '**A1-33**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' zone provisions

contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (ii) Agriculture, General is permitted, and
- (iii) The lot area shall be no less than +/-3 ha.

South Bruce By-law 2022-47 (Teeswater Culross Cemetery, 1780 Concession 4 – Con 5 Pt Lot 19; 1800 Concession 4 – CON 5 PT LOT 19, Culross)

.34 Notwithstanding their 'A 1' zoning designation, those lands delineated as '**A1-34**' on Schedule 'A' to this By-law shall have a minimum lot area of 38.5 hectares and may be used for the permitted uses of Section 6.2 b) " Farm Lot" of this By-Law.

South Bruce By-law 2022-57 (Grubb, 230 Bruce Road 3 – Con C Pt Lot 19 (Carrick))

.35 Notwithstanding their 'A 1' zoning designation, those lands delineated as '**A1-35**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (iv) A second 'Dwelling, Accessory Detached' for permanent year-round shall be permitted.
- (v) there shall be no more than two 'Dwellings';
- (vi) The second 'Dwelling, Accessory Detached' is not eligible for severance from the farm.
- (vii) The second 'Dwelling, Accessory Detached' shall be located in a building cluster together with the principle/primary 'Dwelling, Accessory Detached' to the satisfaction of the Chief Building Official.

South Bruce By-law 2022-78 (Teeswater Concrete, 1185 Concessions 8 – Lot 27, Concession 8, Culross)

.36 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-36**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) Permitted uses shall be limited to 'Agriculture, General'.

South Bruce By-law 2022-87 (Groen, 1804 Concession 2 and 1844 Concession 2 Culross - Con 3 Lot 18 Pt Lot;17 And Rp 3r10050 Part 1, Culross)

.37 Notwithstanding their 'A 1' zoning designation, for those lands delineated as '**A1-37-T**' on Schedule 'A' a temporary residence, which is designed to be portable shall be permitted for the purpose of year-round farm labour. And further, the permitted minimum distance separation for the temporary residence from the neighbouring livestock operation to the east shall be 150 metres. The temporary zoning will expire on August 22, 2042.

South Bruce By-law 2022-111 (McKague, 663 Concession 8 – Culross Con 8 Lot 14, Culross)

.38 Notwithstanding the provisions of Section 6 to the contrary, in the area zoned '**A1-38**' the following additional provisions shall apply:

- (i) Buildings and structures existing as of November 22, 2022 which do not comply with the provisions of the By-Law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the By-Law, and
- (ii) 'Dwelling, Additional Residential Unit' is permitted within the existing house for a total of two dwelling units.

South Bruce By-law 2022-109 (Burgess, Carrick Con B Pt Lots 16 AND 17, Carrick)

.39 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-39**' on Schedule 'A' to this By-law shall be used in compliance with the 'A1' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) A Dwelling, Duplex for permanent year-round shall be permitted.
- (ii) There shall be no more than two dwelling units.

South Bruce By-law 2023-05 (Hundt, 894 Concession 14 – Con 15 Pt Lot 13 Rp 3r1055; Parts 2 and 3, Carrick)

.40 Notwithstanding their 'A1' zoning designation, those lands delineated as '**A1-40-H1**' on Schedule 'A' to this By-law shall be used in accordance with the 'A1' Zone provisions contained in this By-law excepting however that:

- (i) Buildings and structures existing as of January 24, 2023, which do not comply with the provisions of the By-Law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the By-Law, and
- (ii) In addition to the provisions of the A1 Non-Farm Lot Zone, the permitted uses for the subject property shall include 'Agriculture General' and 'Livestock Facility'

South Bruce By-law 2023-39 (Walton Z-2023-019 – 2407 Concession 2 – CON 2 LOT 32 CON 1 PT LOT 33 (Culross))

.41 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-41' on Schedule 'A' to this By-law shall be used in accordance with the 'A1' (non-farm lot) Zone provisions contained in this By-law excepting however that:

- i) Buildings and structures existing as of May 09, 2023, which do not comply with the provisions of the By-law are hereby recognized. All future buildings and structures, or additions to existing buildings as structures, shall comply with the provisions of the By-law.
- ii) The keeping of any livestock be limited to being accessory and subordinate to the primary residential use, or as otherwise may be defined or limited by an animal control by-law.

.42 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-42' on Schedule 'A' to this By-law shall be used in accordance with the 'A1' (Agriculture Lot) Zone Provisions contained in this By-law excepting however that:

- i) The 'Minimum Distance Separation Formula II (MDS)' to the cemetery located on CON 5 PT LOT 19 AND; RP 3R10552 PART 1, geographic Township of Culross, Municipality of South Bruce shall be no less than 240 metres for the proposed second liquid manure storage tank.

South Bruce By-law 2023-73 (Grubb Z-2023-065 – 1158 Concession 14 CON 15 S PT LOT 6 and CON 15 LOT 7 (Carrick))

.43 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-43' on Schedule 'A' to this By-law shall be used in accordance with the 'A1' (non-farm lot) Zone provisions contained in this By-law excepting however that:

- i) Buildings and structures existing as of August 22, 2023 which do not comply with height, yard setbacks, lot coverage, and ground floor area provisions of the Zoning By-law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the Zoning By-law.

Note: The H1 zoning provision addresses areas of high archaeological potential per Section 4.4.

By-law 2023-97 (Kreutzwiser Z-2023-081 – 5070 Bruce Road 4 – CON 1 LOT 18 Culross)

.44 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-144' on Schedule 'A' to this y-law shall be used in accordance with the 'A1' (non-farm lot) Zone provisions contained in this by-law excepting however that:

- i) Buildings and structures existing as of November 28, 2023, which do not comply with height, yard setbacks, lot coverage, and ground floor area provisions of the Zoning By-law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the Zoning By-law.
- ii) The keeping of livestock be limited to being accessory and subordinate to the primary residential use, and to the satisfaction of the Municipality of South Bruce or as otherwise may be defined or limited by an animal control by-law.

By-law 2024-25 (Giles Z-2023-100 CON 6 LOT 6 (Culross Township) [319 Bruce Road 6])

.45 Notwithstanding their 'A1' zoning designation, those lands delineated as 'A1-45 on Schedule 'A' to this By-law shall be used in accordance with the 'A1' (non-farm lot) Zone provisions contained in this By-law excepting however that:

- iii) Buildings and structures existing as of March 26, 2024, which do not comply with height, yard setbacks, lot coverage, and ground floor area provisions of the Zoning By-Law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the Zoning By-Law.

Section 7 – Hamlet Residential (HR)

7.1 Scoping Note

The provisions of the Hamlet Residential (HR) zone shall generally apply to lands designated 'Hamlet' on Schedule 'A' Land Use in the County of Bruce Official Plan.

7.2 Uses Permitted

No person shall within a 'Hamlet Residential (HR)' zone use any lot or erect, alter or use any building or structure for any purpose except the following:

- Accessory Structures, subject to the provisions of Section 3.6 of this By-law
- Additional Residential Units, subject to the provisions of Section 3.8 of this By-law.
- 'Dwelling, Duplex'
- 'Dwelling, Semi-Detached'
- 'Dwelling, Single Detached'
- 'Group Home' [in a Dwelling, Single Detached only]
- 'Home Occupation - Domestic and Professional Uses' as per Section 3.9 [in a Dwelling, Single Detached only]
- 'Home Occupation - Bed and Breakfast Establishment' as per Section 3.10 [in a Dwelling, Single Detached only]
- 'Public park'
- Home Childcare
- Unlicensed Childcare

7.3 Zone Provisions

No person shall within any 'Hamlet Residential (HR)' zone use any lot or erect or use any building or structure except in accordance with the following provisions:

Table 7.3. Provisions for Private Water and Septic

	Semi-Detached & Duplex	Single Detached Dwelling
Minimum Lot Area	a) 0.625 hectares (1.55 ac.); or b) 0.313 hectares (0.77 ac.) for each unit. Semi-Detached Dwelling Unit to be erected on a separate lot of record.	0.4 hectares (ac.)
Minimum Lot Frontage	a) 50 metres (164 ft.); or b) 25 metres (82 ft.) for each unit. Semi-Detached Dwelling Unit to be erected on a separate lot of record	40 metres (133 ft.)
Minimum Front Yard	6 metres (20 ft.) (a)	6 metres (20 ft.) (a)
Minimum Exterior Side Yard	4.5 metres (14.8 ft.) (b)	4.5 metres (14.8 ft.) (b)
Minimum Rear Yard	6 metres (20 ft.)	6 metres (20 ft.)
Minimum Side Yard	1.2 metres (4 ft.) (c)	1.2 metres (4 ft.) (c)
Maximum Building Height 'Main Building'	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	20%	20%

Footnotes

- (a) For lots abutting a County Road or Provincial Highway are subject to the provisions of Section 3.19.3.
- (b) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (c) The abutting side yard requirement for one unit of a 'Dwelling, Semi Detached' on a separately titled lot shall be zero metres (0 ft.).
- (d) Accessory structures are subject to the requirements of Section 3.6 of this By-law.

7.4 Special Provisions

Culross By-law 5-1996

- .1 Notwithstanding their 'HR' zoning designation, those lands delineated as '**HR-1**' on Schedule 'A' to this By-law shall be used in compliance with 'HR' Zone provisions contained in this By-law, excepting, however, that:
 - (i) Minimum lot area shall be 2,145 sq. metres (23,100 sq. ft.); and,
 - (ii) Section 3.21 Frontage on a Street shall not apply

South Bruce By-law 2023-58 (Schwan Z-2023-063 – 166 Concession 14 – PLAN 299 LOT 22 TO 27 (Carrick))

- .2 Notwithstanding their 'HR' zoning designation, those lands delineated as 'HR-2' on Schedule 'A' to this By-law shall be used in accordance with the 'HR' (Hamlet Residential) Zone provisions contained in this by-law excepting however that:
 - i) The minimum lot area shall be no less than 4,000 square metres.

Section 8 –Urban Residential Zones (R1, R2, R3)

8.1 Scoping Note

The provisions of the ‘Residential – Low Density Single (R1)’ zone or ‘Residential – Low Density Multiple (R2)’ zone or ‘Residential – Medium to High Density (R3)’ zone shall generally apply to lands designated ‘Residential’ on Schedule ‘A’: Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater. Unless otherwise specified within this By-law, ‘Medium to High Density’ shall refer to buildings with greater than three dwelling units.

Any ‘Apartment Building’ with units of 10 or more in the R3 Zone is subject to site plan control. You will be required to receive site plan approval prior to the issuance of a building permit. You are advised to consult with the Municipality.

8.2 Uses Permitted

No person shall within a ‘Residential – Low Density Single (R1)’ zone or ‘Residential – Low Density Multiple (R2)’ zone or ‘Residential – Medium Density (R3)’ zone use any lot or erect, alter or use any building or structure for any purpose except the following:

Permitted Uses	Residential – Low Density Single (R1)	Residential – Low Density Multiple (R2)	Residential – Medium to High Density (R3)
‘Dwelling, Single Detached’	√	√	Not Permitted
‘Dwelling, Semi Detached’	√	√	Not Permitted
‘Dwelling, Duplex’	√	√	Not Permitted
‘Dwelling, Multiple’	Not Permitted	Not Permitted	√
‘Townhouse, Cluster’ or ‘Townhouse Street’	Not Permitted	√	√
‘Apartment Building’	Not Permitted	Not Permitted	√
‘Additional Residential Unit’, as per Section 3.8	√	√	Not Permitted
Home Childcare	√	√	Not Permitted
Unlicensed Childcare	√	√	Not Permitted
‘Home Occupation- Domestic and Professional’ as per Section 3.9 (a)	√	√	Not Permitted
‘Home Occupation - Bed & Breakfast Establishment’ as per Section 3.10 (a), Short-Term Accommodation as per Section 3.24	√	√	Not Permitted
‘Public Park’	√	√	√
‘Group Home – Type 1’ (a)	√	√	√
‘Residential Care Facility’	√	√	√
Accessory Buildings & Structures as per Section 3.6	√	√	√

Footnotes

- (a) A ‘Home Occupation - Domestic and Professional’, ‘Home Occupation - Bed and Breakfast Establishment’, and ‘Group Home - Type 1’ shall be permitted in a ‘Dwelling, Single Detached’ only.

8.3 Zone Provisions – ‘R1 and R2’

No person shall within the ‘R1’ and ‘R2’ zones use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 8.3.1. Provisions: Municipal Water & Municipal Sewer

	Dwelling, Single Detached	Dwelling, Duplex & Semi Detached	Dwelling, Townhouse Cluster (d)	Dwelling, Townhouse, Street
Minimum Lot Area	465 sq. metres (5,005 sq. ft.)	465 sq. metres (5,005 sq. ft.) or 232.5 sq. metres (2,502.7 sq. ft.) for each Semi-Detached Unit to be erected on a separate lot of record	155 sq. metres (1,668 sq. ft.) per dwelling unit	155 sq. metres (1,668 sq. ft.) per dwelling unit
Minimum Lot Frontage	15 metres (50 ft.)	15 metres (50 ft.) or 7.5 metres (24.6 ft.) for each Semi-Detached Unit to be erected on a separate lot of record	15.0 metres (50 ft.)	7.5 metres (25 ft.) per dwelling unit
Minimum Front Yard	6.0 metres (20 ft.)	6.0 metres (20 ft.)	(d)	6.0 metres (20 ft.)
Minimum Exterior Side Yard	4.5 metres (14.8 ft.) (a)	6.0 metres (20 ft.)	(d)	6.0 metres (20 ft.) [End unit]
Minimum Interior Side Yard	1.2 metres (4 ft.)(b)	1.2 metres (4 ft.)(c)	(d)	3.0 metres (10 ft.) [End unit]
Minimum Rear Yard	7.5 metres (25 ft.)	7.5 metres (25 ft.)	(d)	7.5 metres (25 ft.)
Maximum Lot Coverage	50%	50%	60%	60%
Maximum Building Height - ‘Main Building’	10 metres (33 ft.)	10 metres (33 ft.)	10 metres (33 ft.)	10.0 metres (33 ft.)

Footnotes

- (a) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (b) With attached garage or carport. Without an attached garage or carport, the interior side yard shall be a minimum of 2.5 metres (8 ft.) on one side and 1.2 metres (4 ft.) on the other side.
- (c) Where a ‘Dwelling, Semi Detached’ has been equally divided to provide individual ownership to each dwelling unit, the common side yard may be reduced to zero (0) metres.
- (d) A ‘Dwelling, Townhouse, Cluster’ shall be subject to the following Yard provisions:
 - a. The setback between the front wall of a ‘Townhouse Cluster’ and an interior roadway or parking area shall be no less than 4 metres (13 ft.).
 - b. The setback between all adjacent ‘Townhouse Cluster’ units shall be no less than 3 metres (10 ft.)
 - c. The setback between the end side walls and/or rear walls of a ‘Townhouse Cluster’ and an abutting lot and/or exterior roadway shall be no less than 6 metres (20 ft.).
 - d. Where two ‘Dwellings, Townhouse’ share a common building wall, the common side yard may be reduced to zero (0) metres.

- (e) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:
- 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant'.
 - 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system', and
 - 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of the Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility' either within or outside the limits of the Corporation.

Table 8.3.2. Provisions: Municipal Sewer (Formosa Only)

	Dwelling, Single Detached	Dwelling, Semi-Detached & Duplex	Dwelling, Townhouse, Cluster (d)	Dwelling, Townhouse, Street
Minimum Lot Area	465 sq. metres (5005 sq. ft.)	2,024 sq. metres (21,782 sq. ft.) or 1,012 sq. metres (10,891 sq. ft.) for each Semi-Detached Unit to be erected on a separate lot of record	675 sq. metres (7,265 sq. ft.) per dwelling unit	675 sq. metres (7,265 sq. ft.) per dwelling unit
Minimum Lot Frontage	15 metres (50 ft.)	15 metres (50 ft.) or 7.5 metres (25 ft.) for each Semi-Detached Unit to be erected on a separate lot of record	30 metres (98 ft.)	15 metres (50 ft.) per dwelling unit
Minimum Front Yard	6 metres (20 ft.)	6 metres (20 ft.)	(d)	7.5 metres (25 ft.)
Minimum Exterior Side Yard	4.5 metres (14.8 ft.) (a)	4.5 metres (14.8 ft.) (a)	(d)	7.5 metres (25 ft.)
Minimum Interior Side Yard	1.2 metres (4 ft.)(b)(c)	1.2 metres (4 ft.)(b)(c)	(d)	3 metres (10 ft.) [End unit]
Minimum Rear Yard	7.5 metres (25 ft.)	7.5 metres (25 ft.)	(d)	7.5 metres (25 ft.)
Maximum Building Height 'Main Building'	10 metres (33 ft.)	10 metres (33 ft.)	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	40%	40%	45%	45%

Footnotes

- (a) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (b) With attached garage or carport. Without an attached garage or carport, the interior side yard shall be a minimum of 2.5 metres (8 ft.) on one side and 1.2 metres (4 ft.) on the other side.
- (c) Where a 'Dwelling, Semi Detached' has been equally divided to provide individual ownership to each dwelling unit, the common side yard may be reduced to zero (0) metres.
- (d) A 'Dwelling, Townhouse, Cluster' shall be subject to the following Yard provisions:

- a. The setback between the front wall of a 'Townhouse Cluster' and an interior roadway or parking area shall be no less than 4 metres (13 ft.).
 - b. The setback between all adjacent 'Townhouse Cluster' units shall be no less than 3 metres (10 ft.).
 - c. Where two 'Dwellings, Townhouse' share a common building wall, the common side yard may be reduced to zero (0) metres.
- (e) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:
- a. 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant';
 - b. 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system', and
 - c. 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of the Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility' either within or outside the limits of the Corporation.

Table 8.3.2. Provisions: Municipal Water

	Semi-Detached & Duplex	Single Detached Dwelling
Minimum Lot Area	0.4 hectares (1 ac.) or 0.2 hectares (0.5 ac.) for each Semi-Detached Unit to be erected on a separate lot of record	0.4 hectares (1 ac.)
Minimum Lot Frontage	40 metres (131 ft.) or 20 metres (66 ft.) for each Semi-Detached Unit to be erected on a separate lot of record	40 metres (131 ft.)
Minimum Front Yard	6 metres (20 ft.)	6 metres (20 ft.)
Minimum Exterior Side Yard	4.5 metres (14.8 ft.) (a)	4.5 metres (14.8 ft.) (a)
Minimum Interior Side Yard	1.2 metres (4 ft.) (b)(c)	1.2 metres (4 ft.) (b)(c)
Minimum Rear Yard	6 metres (20 ft.)	6 metres (20 ft.)
Maximum Building Height 'Main Building'	6 metres (20 ft.)	6 metres (20 ft.)
Maximum Lot Coverage	35%	35%

Footnotes:

- (a) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (b) With attached garage or carport. Without an attached garage or carport, the interior side yard shall be a minimum of 6 metres (20 ft.) on one side and 3 metres (10 ft.) on the other side.
- (c) Where a 'Dwelling, Semi Detached' has been equally divided to provide individual ownership to each dwelling unit, the common side yard may be reduced to zero (0) metres.
- (d) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:
 - a. 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant'.
 - b. 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system', and
 - c. 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of the Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility' either within or outside the limits of the Corporation.

Table 8.3.4. Provisions: No Municipal Services

	Semi-Detached & Duplex	Single Detached Dwelling
Minimum Lot Area	0.625 hectares (1.55 ac.) or 0.313 hectares (0.77ac.) for each Semi-Detached Unit to be erected on a separate lot of record	0.5 hectares (1.24 ac.)
Minimum Lot Frontage	a) 50 metres (164 ft.) or b) 25 metres (82 ft.) for each Semi-Detached Unit to be erected on a separate lot of record	40 metres (131 ft.)
Minimum Front Yard	6 metres (20 ft.) (a)	6 metres (20 ft.) (a)
Minimum Exterior Side Yard	4.5 metres (14.8 ft.) (b)	4.5 metres (14.8 ft.) (b)
Minimum Interior Side Yard	1.2 metres (4 ft.) (c)(d)	1.2 metres (4 ft.) (c)(d)
Minimum Rear Yard	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Building Height 'Main Building'	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	35%	35%

Footnotes

- (a) Lots abutting a County Road or Provincial Highway are subject to the provisions of Section 3.19.3.
- (b) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (c) With attached garage or carport. Without an attached garage or carport, the interior side yard shall be a minimum of 6 metres (20 ft.) on one side and 10 metres (10 ft.) on the other side.
- (d) Where a 'Dwelling, Semi Detached' has been equally divided to provide individual ownership to each dwelling unit, the common side yard may be reduced to zero (0) metres.
- (e) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:
- a. 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant'.
 - b. 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system', and
 - c. 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of the Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility' either within or outside the limits of the Corporation.

8.4 Zone Provisions 'R3'

No person shall within the 'R3' zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 8.4. Provisions: Municipal Water and Sewer

	Dwelling, Townhouse, Cluster (a)	Dwelling, Townhouse, Street	Dwelling, Multiple	Apartment Building
Minimum Lot Area	155 sq. metres (1,668 sq. ft.) per dwelling unit	155 sq. metres (1,668 sq. ft.) per dwelling unit	155 sq. metres (1,668 sq. ft.) per dwelling unit	650 sq. metres (6,997 sq. ft.) per building
Minimum Lot Frontage	15.0 metres (50 ft.)	7.5 metres (25 ft.) per dwelling unit	15.0 metres (50 ft.)	15.0 metres (50 ft.)
Minimum Front Yard	(a)	6.0 metres (20 ft.)	6.0 metres (20 ft.)	8.0 metres (26 ft.)
Minimum Exterior Side Yard	(a)	4.5 metres (14.8 ft.) (b) [End unit]	4.5 metres (14.8 ft.) (b)	8.0 metres (26 ft.)
Minimum Interior Side Yard	(a)	3.0 metres (10 ft.) [End unit] (c)	3.0 metres (10 ft.)	5.0 metres (16 ft.)
Minimum Rear Yard	(a)	7.5 metres (25 ft.)	7.5 metres (25 ft.)	10.0 metres (33 ft.)
Maximum Lot Coverage	50%	50%	50%	50%
Minimum Landscaped Area/Open Space	30%	30%	30%	30%
Maximum Height - 'Main Building'	10 metres (33 ft.)	10 metres (33 ft.)	10.0 metres (33 ft.)	20 metres (66 ft.)

Footnotes:

- (a) A 'Dwelling, Townhouse, Cluster' shall be subject to the following Yard provisions:
- (i) The setback between the front wall of a 'Townhouse Cluster' and an interior roadway or parking area shall be no less than 6 metres (19.7 ft.).
 - (ii) The setback between all adjacent 'Townhouse Cluster' units shall be no less than 3 metres (10 ft.).
 - (iii) The setback between the end side walls and/or rear walls of a 'Townhouse Cluster' and an abutting lot and/or exterior roadway shall be no less than 6 metres (20 ft.).
 - (iv) Where two 'Dwellings, Townhouse' share a common wall, the common side yard may be reduced to zero (0) metres.
- (b) Notwithstanding the above, no part of any building used to accommodate off-street parking shall be located closer than 6 to the exterior side lot line.
- (c) Where a 'Townhouse, Street' has been divided to provide individual ownership to each dwelling unit, the common side yard may be reduced to zero (0) metres.
- (d) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:

- (v) 150 metres (492 ft.) from any area zoned for and containing a 'sewage treatment plant'.
- (vi) 50 metres (164 ft.) from any area zoned for and containing a 'communal sewage disposal system', and
- (vii) 500 metres (1640 ft.) from the fill area as defined in a Certificate of Approval from the Ministry of the Environment, Conservation and Parks for an open municipal or private 'solid waste disposal site' or a 'composting facility' either within or outside the limits of the Corporation.

8.5 Special Provisions – R1

Municipality of South Bruce By-law 2022-23 (Thompson, Part Park Lot 16 and Part Park Lot 17, Registered Plan 144, Teeswater)

.1 Notwithstanding their 'R1' zoning designation, those lands delineated as '**R1-1-h**' on Schedule 'A' to this By-law may be used in accordance with the 'R1' Zone provisions excepting however that:

- (viii) The 'minimum lot frontage' shall be no less than 24.384 metres (80 feet). That the 'H' (Holding) symbol shall be removed by By-Law of the Corporation of the Municipality of South Bruce when:
- (ix) A "Lot Drainage and Grading Plan" prepared by a qualified engineer has been submitted and reviewed and approved by the Chief Building Official.

Weiss Drive Subdivision Ltd., Part of Lots 8 to 11 and Johnston Street Plan 81, Part Park Lot K Plan 158 (being Parts 1 and 2 on Rp 3R-6576 and Part 23 on RP 3R-8180)

.2 Notwithstanding their 'R1' zoning designation, those lands delineated as '**R1-2**' on Schedule 'A' to this By-law may be used in accordance with the 'R1' Zone provisions excepting however that:

- (i) Section 3.3 does not apply.

South Bruce By-Law No. 2012-81 (Steffler c/o Davidson, Lots 52 and 53, Part of Lot 55, Registered Plan 285 [Formosa], geographic Township of Carrick)

.3 Notwithstanding their 'R1' zoning designation, those lands delineated as '**R1-3**' on Schedule "A" to this By-Law may be used in accordance with the 'R1 (Residential Low Density) Zone' provisions, excepting, however, that:

- (i) A Site Plan Control Agreement shall be registered on title. The Site Plan Control Agreement will address building envelopes; lot grading and drainage; and, any other site development details deemed necessary by Council, to the satisfaction of the Municipality.

South Bruce By-law No. 2023-20 (Dalgard and Billings, – Con 7 Pt Lot 18 Plan 144; Park Pt Lot 15 Andrew St Pt; Blk J Water Course And Tail; Race Over 2-144 [33 Andrew St], Teeswater)

.4 Notwithstanding their 'R1' zoning designation, those lands delineated as 'R1-4-H' on Schedule 'A' to this By-law shall be used in compliance with the 'R1' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) Outdoor weddings and similar pitdoor ceremonies shall be a permitted 'Home Occupation – Domestic and Professional Use' and shall comply with the following regulations which shall prevail in the event of conflict with Section 3.9 Section 3.8 of By-law No. 2011-63:
 - a) The maximum number of people permitted per ceremony shall be 100, including but not limited to guests, vendors, the property owners and two (2) assistants.

- b) The ceremonies, including set-up and clean-up, shall be permitted Thursday, Friday, Saturday, and Sunday between the hours of 10:00 am and 8:00 pm local time.
- c) Portable washroom facilities shall be provided.
- d) The ceremonies shall not include a reception; and
- e) The 'H' Holding Zone provision may only be removed by Council once the following conditions have been met:
 - a. A traffic analysis has been received to the satisfaction of the Zoning Administrator and Operations Manager at the Municipality of South Bruce and the recommendations of that report (if any) have been implemented to the satisfaction of the Zoning Administrator and Operations Manager.
 - b. The number of off-street parking spaces has been confirmed to the satisfaction of the Zoning Administrator and Operations Manager at the Municipality of South Bruce; and
 - c. A detailed Site Plan has been received to the satisfaction of the Zoning Administrator and Operations Manager at the Municipality of South Bruce and the details of that Site Plan have been implemented to the satisfaction of the Zoning Administrator and Operations Manager, including but not limited to installation of off-street parking in accordance with II. above.

South Bruce By-law 2022-94 (Durrer, Plan 158 Pt Lots 1 And 2 [44 Absalom Street West] And Plan 158 Pt Lot 1 Ellen [36 Ellen Street], Mildmay)

- .5 On those lands identified as being subject to the 'H' Holding Zone provision, lot grading; excavation; and/or construction shall not be permitted unless the 'H' Holding Zone provision is removed. The 'H' Holding Zone provision may only be removed by Council once the following conditions have been met:
- (i) A Servicing Agreement, or approved equivalent, has been entered into with the Municipality of South Bruce; and
 - (ii) An Archaeological Assessment has been approved by the Zoning Administrator at the Municipality of South Bruce which has been:
 - a) Conducted by an archaeologist licensed in the Province of Ontario; and,
 - b) Confirmed by the appropriate Ministry to have been accepted into the Ontario Public Register of Archaeological Reports; and,
 - (iii) The recommendations of the Archaeological Assessment (if any) have been implemented to the satisfaction of the Zoning Administrator.

South Bruce By-law 2023-104 (Weiland, PLAN 16 LOT 29 PLAN 144 PARK;PT LOT 17 HILLCREST N [14 Hillcrest St], Teeswater)

- .6 Weiland (Z-2023-088) Notwithstanding their 'R1' Zoning designation, those lands delineated as 'R1-5' on Schedule 'A' to this By-law shall be used in accordance with the 'R1' (Residential Low Density) Zone provisions contained in this By-law excepting however that:
- i) Buildings and structures existing as of December 12, 2023, which do not comply with the provisions of the By-law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the By-law.

Note: The H1 zoning provision addresses areas of high archaeological potential per Section 4.4.

8.6 Special Provisions – R2

South Bruce By-Law 2014-62 (Wocks-Dent, Part Lot 288, Plan102, N/S Gordon, Village of Teeswater)
 .1 Notwithstanding their 'R2' Zoning designation, those lands delineated as 'R2-1' on Schedule 'A' to this by-law may be used in accordance with the 'R2 (Residential Low Density Multiple) Zone' provisions, excepting however that:

- (i) The Minimum Front Yard and Minimum Rear yard shall be 4.5 metres.
- (ii) The Minimum Interior Side Yard or Minimum Exterior Side yard shall be 3.0 metres.
- (iii) The minimum number of off-street parking spaces for a one bedroom cluster townhouse unit shall be one parking space; and,
- (iv) The Minimum Lot Coverage for Cluster Townhouse Dwellings shall be 45%

Municipality of South Bruce By-Law 2018-42 – (Seip, Part of Lots 84 to 87, Plan 286 [being Part 2, 3R-5762 and Parts 2 and 3, 3R-5983], Formosa, geographic Township of Carrick

.2 Permitted uses for the lands zoned 'R2-2'. The uses permitted in the 'R2' zone, subject to the R2 zone regulations and in addition, the following uses, subject to the regulations outlined in the R2 zone except where in conflict with the following regulations which shall prevail in the case of conflict.

- (i) Two semi-detached units (one semi-detached dwelling)
- (ii) Three townhouse units
- (iii) Regulations:

Lot Area, Minimum Average for the 5 unit	550 m2
Lot Frontage, Minimum Average for the 5 units	12 m
Front yard (Willmar Drive) Minimum	7.5 m
Rear yard, Minimum	10.0 m
Exterior Side Yard, Minimum	6.0 m
Interior Side Yard, Minimum	5.0
Coverage, Maximum	30%
Water Services	One Private well serving the 5 units

Municipality of South Bruce By-Law 2019-48 – (Rich c/o Kraemer – Plan 286 Pt Lot 83 Con A Pt; Lot 31, Geographic Township of Carrick, Municipality of South Bruce

.3 Notwithstanding their 'R2' zoning designation, those lands delineated as 'R2-3' on Schedule 'A' to this By-law may be used in compliance with the R2 zone provisions contained in this By-law, excepting however that:

- (i) Willmar Dr. shall be considered the front yard.
- (ii) The minimum front yard shall be no less than +/- 6.1m (20 ft.).
- (iii) The minimum rear yard shall be no less than +/- 6.1 m (20 ft.).
- (iv) The minimum interior side yard shall be no less than +/- 2.4 m (8 ft.).
- (v) The minimum lot area shall be no less than +/- 267.6 m² (2880 ft²).
- (vi) The minimum lot frontage shall be no less than +/- 10.9 m (36 ft.).

South Bruce By-law 2021-55 (Wds, Con 6 E Pt Lot 17 (Culross) And 14 Janet St S - Plan 144 Pt Park Lot 11 (Teeswater)

.4 Notwithstanding their 'R2' zoning designation, those lands delineated as 'R2-4- H' on Schedule 'A' to this By-law shall be used in compliance with the 'R2' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) On those lands identified as being subject to the 'H' Holding Zone provision, lot grading; excavation; and/or construction shall not be permitted unless the 'H' Holding

Zone provision is removed. The 'H' Holding Zone provision may only be removed by Council once the following conditions have been met:

- a. A detailed Site Plan, or accepted equivalent, has been approved by the Municipality of South Bruce.
- b. A subdivision agreement, or approved equivalent; has been entered into with the Municipality of South Bruce; and
- c. A Stage 3 Archaeological Assessment has been approved by the Zoning Administrator at the Municipality of South Bruce which has been:
 - (i) Conducted by an archaeologist licensed in the Province of Ontario; and,
 - (ii) Confirmed by the appropriate Ministry to have been accepted into the Ontario Public Register of Archaeological Reports; and,
 - d. The recommendations of the Stage 3 Archaeological Assessment (if any) have been implemented to the satisfaction of the Zoning Administrator.

South Bruce By-law 2023-49 (Whytock - PLAN 144 W PT LOTS 214 & 215; PLAN 144 PT PARK LOT 11 and CON 6 S PT LOT 17 (Culross))

- .5 Notwithstanding the provisions of Section 8.3 to the contrary, in the area zoned R2-5 a maximum lot coverage of 50% and a minimum exterior side yard setback of 4.5 metres are permitted provided that the driveway faces the front yard.
- .6 Notwithstanding the provisions of Section 8.3 to the contrary, in the area zoned R2-6 a minimum lot area of 133 m² per unit and a minimum exterior side yard setback of 6 metres are permitted.
- .7 Notwithstanding the provisions of Section 8.3 to the contrary, in the area zoned R2-7 a maximum lot coverage of 41% is permitted, and the minimum building setbacks shall be as follows:
 - (ii) 4.5 metres from the north property line; and
 - (iii) 5 metres from the south property line.

8.7 Special Provisions – R3

Mildmay 2010-45 (Weiss Drive Subdivision Ltd., Part Lots 8 to 11 and Johnston Street Plan 81, Part Park Lot K Plan 158 (being Parts 1 and 2 on RP 3R-6576 and Part 23 on RP 3R-8180))

- .1 Notwithstanding their 'R3' zoning designation, those lands delineated as '**R3-1-h**' on Schedule 'A' to this By-law shall be used in compliance with the 'R3' Zone provisions contained in this By-law, excepting however, that:
 - (i) Minimum number of dwelling units shall be no less than 24.
 - (ii) 'R3' uses shall be prohibited until the 'H' provision has been removed. The 'H' provision may be removed once the following conditions have been met:
 - a. A detailed Site Plan has been approved by the Municipality of South Bruce.
 - b. Lot grading and lot drainage plans are completed to the satisfaction of the Municipality of South Bruce; and,
 - c. Any requisite approvals from the Saugeen Valley Conservation Authority are obtained.

.2 [Available]

South Bruce By-law No. 2011-45 (Genivar /Plantz, Part of Lot 27, Concession C, Geographic Village of Mildmay)

- .3 Notwithstanding their 'R3' zoning designation, those lands delineated as '**R3-3**' on Schedule "A" to this By-Law, shall be used in compliance with the 'R3' Zone provisions contained in this By-law, excepting, however, that:
 - (i) Minimum side yard shall be no less than 2.5 metres.

- (ii) Minimum side yard (common wall) between individually owned units shall be 0 metres; and,
- (iii) Maximum lot coverage shall not exceed 38%.

South Bruce By-law No. 2020-26 (1934046 Ontario Inc c/o Dent and Davidson – 24 Otter Cr – Carrick Con C Pt Lots 24 And 25 Rp 3r8406 Parts 2 3 Pt; Part 1 (Carrick))

.4 Notwithstanding their 'R3' zoning designation, those lands delineated as R3-4 on Schedule 'A' to this By-law may be used in compliance with the R3 zone provisions contained in this By-law, excepting however that:

- (i) That parking for the adjacent residential use is permitted, but no residential dwellings in any form are permitted.

South Bruce By-law No. 2020-26 (1934046 Ontario Inc c/o Dent and Davidson – 24 Otter Cr – Carrick Con C Pt Lots 24 And 25 Rp 3r8406 Parts 2 3 Pt; Part 1 (Carrick))

.5 Notwithstanding their 'R3' zoning designation, those lands delineated as R3-5 on Schedule 'A' to this By-law may be used in compliance with the R3 zone provisions contained in this By-law, excepting however that:

- (i) That the setback between the end side walls and/or rear walls of a 'Townhouse Cluster' and an abutting lot and/or exterior roadway shall be no less than 6.6 metres.

South Bruce By-law 2022-92 (Brubacher, 75 Hillcrest St E - Plan 144 Park Pt Lot 3 N Of; River Rp 3r 3056 Parts 1 and 2, Teeswater)

.6 R3-H

Construction outside of the existing building is prohibited, including the construction of any buildings or parking areas until the Holding (-H) has been removed.

The Holding (-H) may not be removed until an archaeological assessment has been completed, and municipal water and sewer servicing has been addressed to the satisfaction of the Municipality of South Bruce.

South Bruce By-law 2024-09 (Wilson Developments Park Lot 6, Part Park Lot 7, Plan 48, Absalom East (Village of Mildmay))

.7 R3-6

Notwithstanding the provisions of Section 8.4 to the contrary, in the area zoned R3-6, a Minimum Lot Frontage of 6 m; a Minimum Exterior Side Yard of 4 m; a Minimum Interior Side Yard of 2 m.; a Maximum Lot Coverage of 56% and 'Stacked Townhouses' are permitted.

.8 R2-7

Notwithstanding the provisions of Section 8.4 to the contrary, in the area zoned R3-7, a Minimum End Wall Setback of 2 m is permitted. Notwithstanding the provisions of Section 3.13.2 to the contrary, the stairs are permitted a 2.5 m setback from the parking area.

.9 R3-8

Notwithstanding the provisions of Section 8.4 to the contrary, in the area zoned R3-8 a minimum interior side yard of 3.5 m is permitted.

Section 9 - Mobile Home Park Residential (MHP)

9.1 Scoping Note

The provisions of Section 9 apply only on lands that have been subject to an amendment of the County of Bruce Official Plan.

9.2 Uses Permitted

No person shall within any 'MHP' zone use any lot or erect, alter or use any building or structure for any purpose except for one or more of the following uses:

- (a) Residential Uses
 - (i) One 'Dwelling – Accessory' in accordance with Section 3.7.2
 - (ii) Mobile Home Park
 - (iii) Mobile Home Site
 - (iv) Mobile Home
 - (v) Buildings, structures and uses accessory to a permitted use in accordance with Section 9.4 – Additional Provisions: Mobile Home Parks.

9.3 Zone Provisions

No person shall use within a 'Mobile Home Park Residential (MHP)' Zone any lot or erect, alter or use any building or structure except in accordance with the following zone provisions:

Table 9.3.1 Provisions: Mobile Home Park

Minimum Lot Area	4 hectares (10 ac.)
Minimum Lot Frontage	30 m (98 ft.)
Minimum Front, Side & Rear Yards	7.5 m (25 ft.)
Maximum Building Height	10 m (33 ft.)
Maximum Density	25 mobile homes per gross hectare
Mobile Home Park Open Space	Not less than 5% of gross Park area

Table 9.3.2 Provisions: Mobile Home Site

Minimum Lot Area	325 sq. m (1938 sq. ft.)
Minimum Lot Frontage	13 m (43 ft.)
Minimum Setback – Front	3 m (10 ft.)
Minimum Setback – Side	2 m (7 ft.)
Minimum Setback- Rear	3 m (10 ft.)
Minimum Mobile Home Unit Floor Area	55 sq. m (592 sq. ft.)
Maximum Lot Coverage	35%

9.4 Additional Provisions – Mobile Home Parks

- .1 Access and Roads
Each mobile home lot within a mobile home park shall be located on an internal mobile home park road which shall have a dust free surface and shall be a minimum traveled width of 4 metres (13 ft.) for one-way traffic and 6 metres (20 ft.) for two-way traffic flow.
- .2 Services
Each mobile home lot/mobile home located within a mobile home park shall be provided with a water system, appropriate sewage disposal facilities, solid waste disposal, storm drainage, electrical service, street lighting, telephone, and road maintenance.
- .3 Parking
Each mobile home site shall be provided with one car parking space and visitor parking shall be provided on the basis of one space for every three (3) mobile home sites.
- .4 Additions and Accessory Structures - Mobile Home Site
Additions to mobile homes and buildings and structures accessory to mobile homes shall be permitted provided that the yard setback and lot coverage provisions for the lot are maintained. No more than two (2) accessory buildings or structures shall be permitted on a mobile home site.
- .5 Accessory Structures - Mobile Home Park
Buildings and structures accessory to mobile homes shall be permitted provided that the yard and setback provisions for the mobile home park are maintained. The minimum separation between a permitted accessory structure and a mobile home site shall be no less than 10 metres (33 ft.).
- .6 Mobile Home Park Planting Area/Visual Screening
A Planting Area/Visual Screening shall be provided around a mobile home park as per Section 3.15
- .7 Site Plan Control
A mobile home park may be subject to Site Plan Control as per the Planning Act RSO 1990.

9.5 Special Provisions

Section 10 – Travel Trailer Park And Campground (TTP)

10.1 Scoping Note

The provisions of the Travel Trailer Park and Campground (TTP) Zone shall generally apply to lands designated as 'Recreation and Open Space' on Schedule 'A', 'B' or 'C': Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater or designated 'Travel Trailer Park and Commercial Campground' on Schedule 'A': Land Use of the County of Bruce Official Plan.

10.2 Uses Permitted

No person shall within a 'Travel Trailer Park and Campground (TTP)' zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following uses.

- (a) Residential Uses
 - (i) 'Dwelling, Accessory' in accordance with Section 3.7.2 exclusively for the use of **the owner or a caretaker**.
- (b) Non-Residential Uses
 - (i) Campground

10.3 Zone Provisions

No person shall within any 'Travel Trailer Park and Campground (TTP)' zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 10.3. Provisions: Non-Residential

Minimum Lot Area Campground	2 hectares (5 ac.)
Maximum Lot Area Campground	12 hectares (30 ac.)
Minimum Lot Frontage Campground	60 metres (197 ft.)
Minimum Set Back All Uses - All Lot Lines	7.5 metres (25 ft.)
Minimum Area of Campsite	235 sq. metres (2530 sq. ft.)
Minimum Width of Campsite	15 metres (49 ft.)
Maximum Density of Campsites per Campground	30 campsites per hectare (12 campsites per acre)
Maximum Number of Campsites per Campground	300
Minimum Open Space per Campground	17%

10.4 Additional Provisions – Travel Trailer Park And Campground

- .1 Access and Roads
Each campsite within a Travel Trailer Park and Campground shall be located on an internal access road which shall have a dust free surface and shall be a minimum travelled width of 4 metres (13 ft.) for one-way traffic and 6 metres (20 ft.) for two-way traffic flow.
- .2 Services
The Travel Trailer Park and Campground shall provide a water system, appropriate sewage disposal facilities, solid waste disposal, storm drainage, electrical service, street lighting, telephone, and road maintenance.
- .3 Parking
Each campsite shall be provided with one car parking space and visitor parking shall be provided on the basis of one space for every three (3) campsites.
- .4 Travel Trailer Park and Campground Planting Area/Visual Screening
A Planting Area/Visual Screening shall be provided around a travel trailer park as per Section 3.15
- .5 Site Plan Control
A Travel Trailer Park and Campground may be subject to Site Plan Control as per the Planning Act RSO 1990.

10.5 Special Provisions

- Carrick By-law 85-440 (Part Lot 12, Concession 5)
- .1 Notwithstanding their 'TTP' Zoning designation, where lands are delineated as **'TTP-1'** on Schedule 'A' to this By-law they shall only be used in accordance with the 'TTP' Zone provisions excepting however that:
- (i) The maximum number of tent and/or travel trailer sites shall not exceed forty (40).
- Carrick By-law 85-440 (Part Lot 12, Concession 5)
- .2 Notwithstanding their 'TTP' Zoning designation, where lands are delineated as **'TTP-2'** on Schedule 'A' to this By-law they shall only be used in accordance with the 'TTP' Zone provisions excepting however that no buildings, structures or tent and travel trailer sites shall be permitted.

Section 11 – Commercial Zones (C1, C2, C3, C4)

11.1 Scoping Note

The provisions of the 'Central Business District (C1)' Zone or 'Transition Commercial (C2)' Zone or 'Highway Commercial (C3) Zone or 'Large Format Commercial (C4)' Zone shall generally apply to lands designated 'Commercial' on Schedule 'A' Maps 1, 2 and 3: Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater.

Explanatory Note:

All uses in the C1, C2, C3 and C4 may be subject to site plan control. Applicants should contact the Municipality for site plan requirements prior to requesting a building permit.

11.2 Uses Permitted

No person shall within a 'Central Business District (C1)' Zone or 'Transition Commercial (C2)' Zone or 'Highway Commercial (C3) Zone or 'Large Format Commercial (C4)' Zone use any lot or erect, alter or use any building or structure for any purpose except the following:

Table 11.2.1. Residential Permitted Uses

	Central Business District (C1)	Transition Commercial (C2)	Highway Commercial (C3)	Large Format Commercial (C4)
'Dwelling, Single Detached' existing at the date of passing of this By-Law as per <u>Section 8.3</u> Provisions of the 'R1' Zone	√	√	√	Not Permitted
'Home Occupation- Domestic and Professional Use' in a Dwelling, Single Detached existing at the date of passing of this By-Law and as per <u>Section 3.9</u>	√	√	√	Not Permitted
'Home Occupation - Bed & Breakfast Establishment' in a 'Dwelling, Single Detached' existing at the date of passing of this By-Law and as per <u>Section 3.10</u>	√	√	√	Not Permitted
'Dwelling, Accessory' as per <u>Section 3.7</u>	√	√	√	Not Permitted
Accessory Buildings & Structures as per <u>Section 3.6</u>	√	√	√	Not Permitted
'Home Childcare' in a 'Dwelling, Single Detached' existing at the date of passing of this By-Law as per <u>Section 8.3</u> Provisions of the 'R1' and 'R2' Zones	√	√	√	Not Permitted
'Unlicensed Childcare' in a Dwelling, Single Detached' existing at the date of passing of this By-Law as per <u>Section 8.3</u> Provisions of the 'R1' and 'R2' Zones	√	√	√	Not Permitted

Table 11.2.2. Non-Residential Permitted Uses

	Central Business District (C1)	Transition Commercial (C2)	Highway Commercial (C3)	Large Format Commercial (C4)
Accessory Buildings & Structures as per <u>Section 3.6</u>	√	√	√	Not Permitted
Artisan Studio	√	√	Not Permitted	Not Permitted
Assembly Hall	√	√	Not Permitted	Not Permitted
Automobile Car Wash	Not Permitted	Not Permitted	√	Not Permitted
Automobile Gas Bar	Not Permitted	Not Permitted	√	Not Permitted
Automobile Sales Establishment	Not Permitted	Not Permitted	√	Not Permitted
Automobile Service Station	Not Permitted	Not Permitted	√	Not Permitted
Bus Depot	√	Not Permitted	√	Not Permitted
Business or Professional Office	√	√	Not Permitted	Not Permitted
Clinic	√	√	√	Not Permitted
Commercial Motor Vehicle Repair Establishment	Not Permitted	Not Permitted	√	√
Commercial Motor Vehicle Sales Establishment	Not Permitted	Not Permitted	√	√
Convenience Store	√	√	√	Not Permitted
Childcare Centre	√	√	Not Permitted	Not Permitted
Fitness Centre	√	√	Not Permitted	Not Permitted
Funeral Home	√	√	Not Permitted	Not Permitted
Garden Centre	Not Permitted	√	√	√
Hotel/Motel	√	Not Permitted	√	Not Permitted
Micro-Brewery	√	Not Permitted	√	Not Permitted
Parking Lot	√	√	Not Permitted	Not Permitted
Personal Service Shop	√	√	Not Permitted	Not Permitted
Public Building	√	√	Not Permitted	Not Permitted
Public Utility Building	Not Permitted	√	√	Not Permitted
Public Park	√	√	√	Not Permitted

Recreation Centre	√	√	√	Not Permitted
Recycling Depot	√	Not Permitted	√	Not Permitted
Restaurant	√	√	√	Not Permitted
Restaurant, Take-Out	√	√	√	√
Retail Store	√	√	√	Not Permitted
Retail, Large Format	Not Permitted	Not Permitted	√	√
Tavern	√	√	Not Permitted	Not Permitted
Veterinary Clinic - Small Animal	√	Not Permitted	Not Permitted	Not Permitted

11.3 Zone Provisions

No person shall within the 'C1', 'C2', 'C3', or 'C4' zones use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 11.3.1. Provisions: Municipal Water and Sewer

	Central Business District (C1)	Transition Commercial (C2)	Highway Commercial (C3)	Large Format Commercial (C4)
Minimum Lot Area	465 sq. metres (5,005 sq. ft.)	465 sq. metres (5,005 sq. ft.)	2000 sq. metres (21,529 sq. ft.)	3,000 sq. metres (32,291 sq. ft.)
Minimum Lot Frontage	15 metres (50 ft.)	15 metres (50 ft.)	30 metres (98 ft.)	15 metres (50 ft.)
Minimum Front Yard	0 metres (0 ft.)	6.0 metres (20 ft.)	7.5 metres (25 ft.)	6.0 metres (20 ft.)
Minimum Exterior Side Yard	0 metres (0 ft.)	6.0 metres (20 ft.)	7.5 metres (25 ft.)	6.0 metres (20 ft.)
Minimum Interior Side Yard	0 metres (0 ft.) (b)	1.2 metres (4 ft.)	3.0 metres (10 ft.) (c)	3.0 metres (10 ft.)
Minimum Rear Yard	6 metres (20 ft.) (a)	7.5 metres (25 ft.)	7.5 metres (25 ft.)	7.5 metres (25 ft.)
Maximum Building Height – 'Main Building'	10 metres (33 ft.)	10 metres (33 ft.)	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	Not applicable	35%	50%	60%
Landscaped Open Space	Not applicable	As per <u>Section 3.15.5</u> Landscaped Open Space	As per <u>Section 3.15.5</u> Landscaped Open Space	As per <u>Section 3.15.5</u> Landscaped Open Space
Open Storage & Outdoor Display	As per <u>Section 3.26</u> Open Storage	As per <u>Section 3.26</u> Open Storage	As per <u>Section 3.26</u> Open Storage	As per <u>Section 3.26</u> Open Storage

Planting Area/Visual Screening	Not applicable	As per <u>Section 3.15</u> Planting Area/Visual Screening	As per <u>Section 3.15</u> Planting Area/Visual Screening	As per <u>Section 3.15</u> Planting Area/Visual Screening
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Table 11.3.2. Non-Residential Provisions: Municipal Water

	Central Business District (C1)	Transition Commercial (C2)
Minimum Lot Area	0.4 hectares (1 ac.)	0.4 hectares (1 ac.)
Minimum Lot Frontage	30 metres (98 ft.)	40 metres (98 ft.)
Minimum Front Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Minimum Interior Side Yard	0 metres (0 ft.) (b)	1.2 metres (4 ft.)
Minimum Rear Yard	6 metres (20 ft.) (a)	7.5 metres (25 ft.)
Minimum Exterior Side Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Maximum Building Height – ‘Main Building’	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	Not applicable	35%
Landscaped Open Space	Not applicable	As per <u>Section 3.16.5</u> Landscaped Open Space
Open Storage & Outdoor Display	As per <u>Section 3.25</u> Open Storage	As per <u>Section 3.25</u> Open Storage
Planting Area/Visual Screening	Not applicable	As per <u>Section 3.15</u> Planting Area/Visual Screening

Table 11.3.3. Non-Residential Provisions: Municipal Sewer

	Central Business District (C1)	Transition Commercial (C2)
Minimum Lot Area	2,024 sq. metres (21,782 sq. ft.)	2,024 sq. metres (21,782 sq. ft.)
Minimum Lot Frontage	30 metres (98 ft.)	30 metres (98 ft.)
Minimum Front Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Minimum Exterior Side Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Minimum Interior Side Yard	0 metres (0 ft.) (b)	1.2 metres (4 ft.)
Minimum Rear Yard	6 metres (20 ft.) (a)	7.5 metres (25 ft.)
Maximum Building Height – ‘Main Building’	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	Not applicable	35%
Landscaped Open Space	Not applicable	As per <u>Section 3.16.5</u> Landscaped Open Space
Open Storage & Outdoor Display	As per <u>Section 3.25</u> Open Storage	As per <u>Section 3.25</u> Open Storage
Planting Area/Visual Screening	Not applicable	As per <u>Section 3.16</u> Planting Area/Visual Screening

Table 11.3.4. Non-Residential Zone Provisions: No Municipal Services

	Central Business District (C1)	Transition Commercial (C2)
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Minimum Lot Area	0.8 hectares (2 ac.)	0.8 hectares (2 ac.)
Minimum Lot Frontage	30 metres (98 ft.)	30 metres (98 ft.)
Minimum Front Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Minimum Exterior Side Yard	0 metres (0 ft.)	6.0 metres (20 ft.)
Minimum Interior Side Yard	0 metres (0 ft.) (b)	1.2 metres (4 ft.)
Minimum Rear Yard	6 metres (20 ft.) (a)	7.5 metres (25 ft.)
Maximum Building Height – ‘Main Building’	10 metres (33 ft.)	10 metres (33 ft.)
Maximum Lot Coverage	Not applicable	35%
Landscaped Open Space	Not applicable	As per <u>Section 3.16.5</u> Landscaped Open Space
Open Storage & Outdoor Display	As per <u>Section 3.25</u> Open Storage	As per <u>Section 3.25</u> Open Storage
Planting Area/Visual Screening	Not applicable	As per <u>Section 3.15</u> Planting Area/Visual Screening

Footnotes

- (a) Where the Rear Yard of a ‘C1’ zone abuts a lane or parking lot; the minimum rear yard may be reduced to 1.5 metres (5 ft.).
- (b) Where the Interior Side Yard of a ‘C1’ zone abuts a Residential, Open Space or Institutional Zone, the following restrictions shall apply:
- (i) the minimum side yard requirement for the abutting side yard within the Commercial Zone shall be 3 metres (10 ft.).
 - (ii) no open storage or outdoor display shall be permitted in the abutting side yard within the Commercial Zone.
- (c) Where the Interior Side Yard of a ‘C3’ zone abuts a residential use or Residential Zone the minimum Interior Side Yard requirement shall be 7.5 metres (25 ft.).

11.4 Additional Provisions – Automobile Gas Bars and Automobile Service Stations

- .1 Minimum setbacks for gasoline pumps, natural gas and/ or propane facilities
All gasoline pumps, natural gas and/ or propane facilities shall be setback a minimum of 7.5 metres (25 ft.) from the curbing of the pump island to the street line.
- .2 Entry Ramps
Notwithstanding the provisions of Section 3.27.9, there shall be no more than one entry ramp for each 15 metres (50 ft.) of street frontage and the width of any entry ramp shall not exceed 9 metres (30 ft.) at the street line.
- .3 Minimum Front or Exterior Side Yard
Notwithstanding the provisions of Section 11.3, the minimum front or exterior side yard shall be 15 metres (50 ft.).
- .4 Surfacing
Notwithstanding the provisions of Section 3.27.10 the surfaces of all ramps, driveways, service areas and off-street loading areas shall be surfaced with a capped, hard top substance such as asphalt, or other stable surface treated to prevent the raising of dust and/or loose particles.

11.5 Additional Provisions – Micro-Breweries

- .1 A Micro-Brewery may be accompanied by:
- (iii) A private hospitality area where products made on the premises are provided to private groups for tasting and consumption.
 - (iv) An area for the retail sale of products made on the premises for consumption off of the premises.
 - (v) An area where beer manufactured on the premises and alcoholic beverages made off of the premises, by or on in collaboration with another brewery, winery, and distillery, are sold to the general public for consumption on the premises.
 - (vi) Special events and tours; and,
 - (vii) An office to be used for administrative purposes.
- .2 Notwithstanding any provisions of this By-law to the contrary, no outdoor storage shall be permitted for a Micro-Brewery.
- .3 Micro-Brewery uses, where permitted by this By-law, are subject to site plan control.
- .4 Off-street parking requirements for Micro-Brewery uses are in accordance with Section 3.27 - Off-Street Parking Regulations.

11.6 Special Provisions – C1

11.7 Special Provisions – C2

South Bruce By-law 2023-81 (Smith PLAN 286 LOT 70 (Carrick))

- .1 Notwithstanding their C2 zoning, the permitted uses of those lands shown as C2-1 on Schedule A of this By-law shall include in addition to the permitted uses of the C2 zone, an apartment building consisting of no greater than 5 units without a commercial use. All other provisions of the C2 zone shall apply.

11.8 Special Provisions – C3

South Bruce By-Law 2012-13(Deitz – Part of Lot 28, Concession C, Carrick)

- .1 Notwithstanding their 'C3' zoning designation, those lands delineated as '**C3-1**' on Schedule 'A' to this By-law shall be used in compliance with the 'C3' Zone provisions contained in this By-law, excepting, however, that:
- i) Permitted uses shall be limited to one (1) 'dwelling, single detached' as existing at the date of passing of this By-Law as per [Section 8.3](#) with accessory buildings and structures as per [Section 3.6](#); one (1) 'business or professional office'; or, one(1) 'personal service shop'.

South Bruce By-Law 2012-13(Deitz – Part of Lot 28, Concession C, Carrick)

- .2 Notwithstanding their 'C3' zoning designation, those lands delineated as '**C3-2**' on Schedule 'A' to this By-Law, shall be used in compliance with the 'C3' Zone provisions contained in this By-law, excepting, however that:
- i) Permitted uses shall be limited to 'business or professional office', 'retail store', with minimum 'Floor Area, Total' of 300 square metres (3,229.2 sq ft); 'fitness centre', 'veterinary clinic' and 'restaurant'.

South Bruce By-law 2021-97 (Z-2021-065 Mildmay Freshmart - CON C PT LOTS 27 & 28 RP;3R7096 PARTS 1,2 & 3 (Carrick) [1024 Highway 9] "Zoning Amendment By-law – 2786152 Ontario Inc. Z-2021-065"

- .3 Notwithstanding their 'C3' zoning designation, those lands delineated as 'C3-3' on Schedule 'A' to this By-law shall be used in compliance with the 'C3' zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:
- i) A 'Business or Professional Office' shall be a permitted use with storage/warehousing as an accessory component of that permitted use;
and
 - ii) A 'Business or Professional Office' use shall not exceed 20% of the total floor area of the commercial building.

Section 12 – Hamlet Commercial (HC)

12.1 Scoping Note

The provisions of the Hamlet Commercial (HC) Zone shall generally apply to lands designated 'Hamlet' on Schedule 'A' Land Use in the County of Bruce Official Plan for the Urban Areas of Carlsruhe and Belmore.

12.2 Uses Permitted

No person shall within a 'Hamlet Commercial (HC)' Zone use any lot or erect, alter or use any building or structure for any purpose except the following:

(a) Residential Uses

- 'Dwelling, Accessory' as per Section 3.7
- 'Dwelling, Single Detached' existing at the date of passage of this By-Law as per Section 7.3 Hamlet Residential (HR) Zone provisions
- Home Occupation - Domestic and Professional Uses as per Section 3.9 [in a Dwelling, Single Detached only]
- Home Occupation - Bed and Breakfast Establishment as per Section 3.10 [in a Dwelling, single detached only]
- Home Childcare [in a Dwelling, single detached only]
- Unlicensed Childcare [in a Dwelling, single detached only]

(b) Non-Residential Uses

- | | |
|--|--|
| <ul style="list-style-type: none"> • Assembly Hall • Automobile Gas Bar • Automobile Sales Establishment • Automobile Service Station • Business or Professional Office • Clinic • Convenience Store • Fitness Centre • Hotel/Motel • Marine, Recreation and Small Engine Establishments • Personal Service Shop • Public Park • Restaurant • Restaurant, Take-Out | <ul style="list-style-type: none"> • Retail Store under 140 sq. m (1500 sq ft.) in 'Floor Area, Total' • Space Extensive Recreational Commercial Uses • Travel Trailer Sales Establishment • Veterinary Clinic – Small Animal • Buildings, structures and uses accessory to a permitted use as per <u>Section 3.6</u> • Childcare Centre |
|--|--|

12.3 Zone Provisions

No person shall within any 'Hamlet Commercial (HC)' Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 12.3. Provisions: Private Water and Septic System

Minimum Lot Area	0.5 hectares (1.24 ac.)
Minimum Lot Frontage	30 metres (100 ft.)
Minimum Front Yard or Exterior Side Yard	7.5 metres (25 ft.)
Minimum Side Yard	5 metres (16.5 ft.)
Minimum Rear Yard	10 metres (33 ft.)
Maximum Building Height 'Main Building'	10 metres (33 ft.)
Maximum Lot Coverage	15%
Open Storage & Outdoor Display	As per <u>Section 3.26</u> Open Storage
Landscaped Open Space	As per <u>Section 3.16</u> Landscaped Open Space

12.4 Additional Provisions – Gasoline Pumps, Natural Gas and Propane Facilities

- .1 Minimum setbacks for gasoline pumps, natural gas and/ or propane facilities
All gasoline pumps, natural gas and/ or propane facilities shall be setback a minimum of 7.5 metres (25 ft.) from the curbing of the pump island to the street line.
- .2 Entry Ramps
Notwithstanding the provisions of Section 3.27.9, there shall be no more than one entry ramp for each 15 metres (50 ft.) of street frontage and the width of any entry ramp shall not exceed 9 metres (30 ft.) at the street line.
- .3 Minimum Front or Exterior Side Yard
Notwithstanding the provisions of Section 12.3, the minimum front or exterior side yard shall be 15 metres (50 ft.).
- .4 Surfacing
Notwithstanding the provisions of Section 3.27.10 the surfaces of all ramps, driveways, service areas and off-street loading areas shall be surfaced with a capped, hard top substance such as asphalt, or other stable surface treated to prevent the raising of dust and/or loose particles.

12.5 Off-Street Parking Regulations

Notwithstanding the minimum number of off-street parking spaces required by Section 3.27, where a 'Dwelling' is located in a non-residential building, a minimum of one parking space shall be provided for each 'Dwelling' contained therein on site.

12.6 Special Provisions

Section 13 – General Provisions For Industrial Zones (BP1, BP2, HI, M1, ACI, RCI)

Explanatory Note:

Developments in an Industrial Zone may be subject to site plan control, which requires that you submit and receive approval of a Site Plan prior to issuance of a building permit. You should check with the Municipality prior to making an application.

13.1 Accessory Buildings and Structures

Accessory Buildings and Structures shall be located as per Section 3.6.

13.2 Parking Requirements

Parking requirements shall be determined as per Section 3.27.

13.3 Loading Requirements

Loading requirements shall be determined as per Section 3.29.

13.4 Water And Sewer Services

All Business Park 1 (BP1) and Business Park 2 (BP2) uses shall be connected to a municipal water and municipal sewer system where available.

13.5 Planting Area / Visual Screening

Planting Area/Visual Screening shall be provided as per the requirements of Section 3.15.

13.6 Landscaped Open Space

Landscaped Open Space shall be provided as per the requirements of Section 3.16.

13.7 Open Space And Outdoor Storage

Open Storage and Outdoor Display shall be provided as per the requirements of Section 3.16.

13.8 Provincial Or County Street Right-Of-Way Setbacks

Provincial or County Street Right-of-Way Setbacks shall be provided as per the requirements of Section 3.19.3.

13.9 Multiple Buildings On One Lot

In an Industrial Zone, more than one 'Main Building' or structure shall be permitted on a lot provided that all other provisions of this By-law are adhered to.

13.10 Offices Accessory To A Permitted Use

A business office(s) serving the principal use(s) on a lot shall be permitted.

13.11 Buffer On Lands Adjoining Industrial Or Residential Uses / Zones

Buffers shall be provided as per the requirements of Section 3.3.

13.12 All Outside Fuel Storage And Re-Fuelling

The surfaces of all ramps, service areas, off-street loading areas used for fuel storage and/or re-fuelling shall be surfaced with a capped, hard top substance such as asphalt, or other stable surface treated to prevent the seepage of any spilled fuel and/or other potential hazardous materials.

13.13 Minimum Setbacks For Gasoline Pumps, Natural Gas and/or Propane Facilities

All gasoline pumps, natural gas and/ or propane facilities shall be setback a minimum of 7.5 metres (25 ft.) from the curbing of the pump island to the street line.

13.14 Establishment of Licensed Cannabis Production Facility

- .1 Where permitted by this By-law, no part of a Licensed Cannabis Production Facility, including all buildings/structures, shall be established within 150 metres of any existing residential dwelling unit located on a separate property.
- .2 No Licensed Cannabis Production Facility building/structure shall be established within 150 metres of an Institutional Zone, nor any other property on which a school or church currently exists.
- .3 Notwithstanding any provisions of this By-law to the contrary, a Licensed Cannabis Production Facility, and all associated buildings/structures, shall be set back a minimum of 70 metres from any property line.
- .4 Notwithstanding any provisions of this By-law to the contrary, no open storage shall be permitted for a Licensed Cannabis Production Facility.
- .5 No direct commercial sale of cannabis shall be permitted on lands on which a Licensed Cannabis Production Facility resides. Wholesale of cannabis is permitted.

Section 14 – Business Park Zone (BP1 and BP2)

14.1 Scoping Note

The provisions of the 'Business Park 1 (BP1)' and 'Business Park 2 (BP2)' Zones shall generally apply to lands designated 'Industrial' on Schedule 'A', 'B' or 'C': Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater.

14.2 Uses Permitted

No person shall within a 'Business Park 1 (BP1)' Zone, or 'Business Park 2 (BP2)' Zone use any lot or erect, alter or use any building or structure for any purpose except the following:

(a) Residential Uses

- Not permitted

(b) Non-Residential Uses

Table 14.2.1. Permitted Non Residential Uses

	Business Park 1 (BP1)	Business Park 2 (BP2)
Automobile Car Wash	√	Not Permitted
Automobile Gas Bar	√	Not Permitted
Automobile Repair Establishment	√	Not Permitted
Automobile Sales Establishment	√	Not Permitted
Automobile Service Station	√	Not Permitted
Assembly Hall	√	Not Permitted
Bulk Fuel Depot	Not Permitted	√
Bulk Sales Establishment - Agriculture	Not Permitted	√
Business or Professional Office	√	Not Permitted
Commercial Motor Vehicle Repair Establishment	√	√
Commercial Motor Vehicle Sales Establishment	√	√
Commercial College	√	Not Permitted
Computer/Data Processing Centre	√	Not Permitted
Contractor's Yard	√	√
Factory Sales Outlet	√	√
Farm Implement Establishment	√	√
Funeral Home	√	Not Permitted
Fitness Centre	√	Not Permitted
Hotel/Motel	√	Not Permitted
Industrial Use	Not Permitted	√
Industry, Light	√	√
Marine, Recreation and Small Engine Establishment	√	√
Public Building	√	Not Permitted
Public Garage	√	√
Public Park	√	Not Permitted
Public Utility Building	√	√
Recycling Centre	√	√
Recycling Depot	√	√
Research Establishment/Laboratory	√	Not Permitted
Restaurant	√	Not Permitted
Technology Industry	√	Not Permitted
Trades Persons' Shop	√	√

Transport Depot	√	√
Travel Trailer Sales Establishment	√	Not Permitted
Warehouse	√	√
Warehouse, Mini Storage	√	√
Veterinary Clinic	√	√
Veterinary Clinic - Small Animal	√	Not Permitted

14.3 Zone Provisions

No person shall within any 'Business Park 1 (BP1)' Zone, or 'Business Park 2 (BP2)' Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 14.3.1. Provisions: Municipal Water and Sewer

	Business Park 1 (BP1)	Business Park 2 (BP2)
Minimum Lot Area	750 sq. metres (8073 sq. ft.)	1100 sq. metres (11841 sq. ft.)
Minimum Lot Frontage	30 metres (98 ft.)	30 metres (98 ft.)
Minimum Front Yard and Exterior Side Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	6 metres (20 ft)	18 metres (59 ft.)
Minimum Front Yard and Exterior Side Yard (ii) all other cases	6 metres (20 ft)	9 metres (29.5 ft.)
Minimum Interior Side (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use (a)	7.5 metres (25 ft.)	10 metres (33 ft.)
Minimum Interior Side Yard (ii) in all other cases (a)	4 metres (13 ft.) on one side and 1.2 metres (4 ft.) on the other	3 metres (9.8 ft.)
Minimum Rear Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	7.5 metres (25 ft.)	15 metres (49 ft.)
Minimum Rear Yard (ii) in all other cases	7.5 metres (25 ft.)	7.5 metres (25ft.)
Maximum Lot Coverage	75%	65%
Maximum Building Height (i) within 20 metres of a Residential or Institutional Zone or use	11 metres (36 ft)	11 metres (36 ft)
Maximum Building Height (ii) in all other cases	22 metres (72 ft)	22 metres (72 ft)

Table 14.3.2. Provisions: Municipal Sewer

	Business Park 1 (BP1)	Business Park 2 (BP2)
Minimum Lot Area	2,024 sq. metres (21,782 sq. ft.)	4,048 sq. metres (43,574 sq. ft.)
Minimum Lot Frontage	15 metres (49 ft.)	30 metres (100 ft.)
Minimum Front Yard and Exterior Side Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	15 metres (49 ft.)	20 metres (66 ft.)
Minimum Front Yard and Exterior Side Yard (ii) in all other cases	15 metres (49 ft.)	18 metres (59 ft.)
Minimum Interior Side (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use (a)	15 metres (49 ft.)	15 metres (33 ft.)
Minimum Interior Side Yard (ii) in all other cases (a)	7.5 metres (25 ft.) on one side and 4 metres (13 ft.) on the other	7.5 metres (25 ft.)
Minimum Rear Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	10 metres (33 ft.)	15 metres (49 ft.)
Minimum Rear Yard (ii) in all other cases	10 metres (33 ft.)	7.5 metres (25ft.)
Maximum Lot Coverage	75%	65%
Maximum Building Height (i) within 20 metres of a Residential or Institutional Zone or use	11 metres (36 ft)	11 metres (36 ft)
Maximum Building Height (ii) in all other cases	22 metres (72 ft)	22 metres (72 ft)

Table 14.3.2. Provisions: Municipal Water

	Business Park 1 (BP1)	Business Park 2 (BP2)
Minimum Lot Area	0.4 hectares (1 ac.)	0.8 hectares (2 ac.)
Minimum Lot Frontage	30 metres (98 ft.)	45 metres (148 ft.)
Minimum Front Yard and Exterior Side Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	15 metres (49 ft.)	20 metres (66 ft.)
Minimum Front Yard and Exterior Side Yard (ii) in all other cases	15 metres (49 ft.)	18 metres (59 ft.)

Minimum Interior Side (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use (a)	15 metres (49 ft.)	15 metres (33 ft.)
Minimum Interior Side Yard (ii) in all other cases (a)	7.5 metres (25 ft.) on one side and 4 metres (13 ft.) on the other	7.5 metres (25 ft.)
Minimum Rear Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	10 metres (33 ft.)	15 metres (49 ft.)
Minimum Rear Yard (ii) in all other cases	10 metres (33 ft.)	7.5 metres (25ft.)
Maximum Lot Coverage	75%	65%
Maximum Building Height (i) within 20 metres of a Residential or Institutional Zone or use	11 metres (36 ft)	11 metres (36 ft)
Maximum Building Height (ii) in all other cases	22 metres (72 ft)	22 metres (72 ft)

Table 14.3.2. Provisions: No Municipal Services

	Business Park 1 (BP1)	Business Park 2 (BP2)
Minimum Lot Area	0.8 hectares (2 ac.)	1.6 hectares (4 ac.)
Minimum Lot Frontage	30 metres (98 ft.)	60 metres (197 ft.)
Minimum Front Yard and Exterior Side Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	15 metres (49 ft.)	20 metres (66 ft.)
Minimum Front Yard and Exterior Side Yard (ii) in all other cases	15 metres (49 ft.)	18 metres (59 ft.)
Minimum Interior Side (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use (a)	15 metres (49 ft.)	15 metres (33 ft.)
Minimum Interior Side Yard (ii) in all other cases (a)	7.5 metres (25 ft.) on one side and 4 metres (13 ft.) on the other	7.5 metres (25 ft.)
Minimum Rear Yard (i) abutting a Future Development, Residential or Institutional Zone or a residential or institutional use	10 metres (33 ft.)	15 metres (49 ft.)
Minimum Rear Yard (ii) in all other cases	10 metres (33 ft.)	7.5 metres (25ft.)
Maximum Lot Coverage	75%	65%
Maximum Building Height (i) within 20 metres of a Residential or Institutional Zone or use	11 metres (36 ft)	11 metres (36 ft)

Maximum Building Height (ii) in all other cases	22 metres (72 ft)	22 metres (72 ft)
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Footnotes:

- (a) For a 'Bulk Fuel Depot' the Minimum Interior Side Yard for all fuel storage areas and/or pumps shall be no less than 7.5 metres (25 ft.).

14.4 Special Provisions – BP1

Teeswater By-law 1983-3

- .1 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-1**' on Schedule 'A' of this By-law shall be used in compliance with the 'BP1' Zone provisions, excepting, however that: the provisions of Section 3.19 shall not apply and the required setback shall be reduced to zero (0).
- .2 [Available 'BP1-2']

Mildmay By-law 2008-36 (Metcalf, Part Lot 24, Concession 'D')

- .3 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-3**' on Schedule 'A' to this By-law shall be used in compliance with the 'BP1' Zone provisions contained in this By-law, excepting however, that:
- (i) no more than two principle buildings are permitted.
 - (ii) the minimum frontage shall be no less than 43.6 m (143 ft)
 - (iii) the industrial buildings shall be no closer than 3 m (10 ft.), as existed at the date of passage of the zoning by-law.
 - (iv) the side yard setback shall be no less than 3 m (10 ft.).
 - (v) a planting area shall be established as required in Section 3.15; and,
 - (vi) an accessory caretaker residence is permitted. (By-law 2020-40 / Z-2020-019) Ruetz)

Mildmay By-law 26-1995

- .4 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-4**' on Schedule 'A' to this By-law shall be used in compliance with the 'BP1' Zone provisions contained in this By-law, excepting however, that:
- (i) Facilities for the pumping and treatment of sewage, works yards, garbage dumps and public incinerators shall not be permitted.

Mildmay By-law 26-1995

- .5 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-5**' on Schedule 'A' this By-law shall be used in compliance with the 'BP1' Zone provisions contained in this By-law, excepting however, that:
- (i) Permitted uses shall be limited to those industrial uses which can demonstrate that they do not create or require large volumes of water.

South Bruce By-law 2017-13 and 2017-15 (Site Plan Control) Borth Z-85-16.01 – Part of Lot 27, Concession 'D', Carrick

OMB Decision issued October 30,2017 – File Number PL170199

- .6 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-6**' on Schedule 'A' to this By-law may be used in compliance with the 'BP1' Zone provisions contained in this By-law, excepting however that:
- (i) Notwithstanding the requirements of Section 3.15, a Planting Area/Visual Screening:

- a) Shall only be required along the front, exterior and interior lot lines and no further than 4.5 metres (14.7 ft) from said lot lines.
- b) Shall be a minimum of 1.5 metres (4.9 ft) in width.
- c) Shall be comprised of the following along the front lot line:
 - (1) One row of cedar trees having a minimum height of 1.5 metres (4.9 ft) at the time of planting and maintained at a minimum height of 2.0 metres (6.6 ft) at the time of maturity.
 - (2) The cedar trees shall be spaced at a maximum of 25 centimetres (9.8 in) apart at time of planting.
 - (3) The remainder of the ground surface shall be planted with any combination of shrubs, flower beds or grass.
- d) Shall be comprised of the following along the exterior and interior lot lines.
 - (1) One row of evergreen trees (White Spruce or similar) spaced at a minimum of 2.0 metres (6.6 ft) apart.
 - (2) Evergreen trees may be planted from seedlings.
 - (3) Evergreen trees shall be maintained and replaced if needed; and,
 - (4) The remainder of the 1.5 metre (4.9 ft) ground surface width shall be planted with any combination of shrubs, flower beds or grass.
- (i) Notwithstanding Section 3.15 'Interruption for Driveway or Walkway', the Planting Area / Visual Screening as required in Clause (i) shall be provided to the edge of a walkway or to a driveway.
- (ii) Notwithstanding Section 3.16.1(ii), 'Landscaped Open Space' shall not be required along the Rear Yard.
Notwithstanding the requirements of Section 3.25, a Sight Triangle shall not be required.
- (iii) Notwithstanding the requirements of Section 3.26.1, 'Open Storage':
 - a) Shall only be permitted behind or to the rear of a principle / main building.
 - b) Shall not be permitted in front of and/or along the side(s) of a principle / main building.
 - c) Shall not be permitted in the 'Minimum Rear Yard', 'Minimum Interior Side Yard' and/or 'Minimum Exterior Side Yard' setbacks.
 - d) Shall NOT apply to general employee parking, transient customer parking, or the parking of company vehicles which shall be permitted in front of a principle / main building provided the setback of clause (viii) below is met.
 - e) All 'Open Storage' shall be accessory to the principle use on the lot.
- (iv) Notwithstanding Section 3.26.2 'Outdoor Display' shall not be permitted.
- (v) Notwithstanding Section 3.15.3 'Interruption for Driveway or Walkway' the Planting Area / Visual Screening shall be provided to the edge of a walkway or to a driveway.
- (vi) Notwithstanding Section 3.27.6 Provisions and Location of Spaces, parking spaces shall not be permitted within 4.5 metres (14.7 ft) of a lot line.
- (vii) A driveway shall have a maximum width of 12.2 metres (40.0 ft); and,
- (viii) Notwithstanding the requirements of Section 14.3 Zone Provisions, Municipal Sewer, and Water (Business Park Zone [BP1 and BP2], the 'Minimum Front yard' shall be 15 metres (49.2 ft).

.7 Notwithstanding their 'BP1' zoning designation, those lands delineated as '**BP1-7-H**' on Schedule 'A' to this By-law may be used in compliance with the 'BP1' Zone provisions contained in this By-law, excepting however that:

- (i) Notwithstanding the requirements of Section 3.15 a Planting/Visual Screening:
 - a) Shall only be required along the front, exterior and interior lot lines and no further than 4.5 metres (14.7 ft) from said lot lines.

- b) Shall be a minimum 1.5 metres (4.9 ft) in width.
- c) Shall be comprised of the following along the front lot line:
 - (1) One row of cedar trees having a minimum height of 1.5 metres (4.9 ft) at the time of planting and maintained at a minimum height of 2.0 metres (6.6 ft) at time of maturity.
 - (2) The cedar trees shall be spaced at a maximum of 25 centimetres (9.8 in) apart at time of planting.
 - (3) The remainder of the ground surface shall be planted with any combination of shrubs, flower beds or grass.
- d) Shall be comprised of the following along the exterior and interior lot lines.
 - (1) One row of evergreen trees (White Spruce or similar) spaced at a minimum of 2.0 metres (6.6 ft) apart.
 - (2) Evergreen trees may be planted from seedlings.
 - (3) Evergreen trees shall be maintained and replaced if needed.
 - (4) The remainder of the 1.5 metre (4.9 ft) ground surface width shall be planted with any combination of shrubs, flower beds or grass.
- (ii) Notwithstanding Section 3.15 'Interruption for Driveway or Walkway', the Planting Area / Visual Screening as required in clause (i) shall be provided to the edge of a walkway or to a driveway.
- (iii) Notwithstanding Section 3.16.1(ii), 'Landscaped Open Space' shall not be required along the Rear Yard.
- (iv) Notwithstanding the requirements of Section 3.26.1 'Open Storage':
 - a) Shall only be permitted behind or to the rear of a principle/ main building.
 - b) Shall not be permitted in front of and/or along the side(s) of a principle / main building.
 - c) Shall not be permitted in the 'Minimum Rear Yard', 'Minimum Interior Side Yard' and/or 'Minimum Exterior Side Yard' setbacks.
 - d) Shall NOT apply to general employee parking, transient customer parking, or the parking of company vehicles which shall be permitted in front of a principle/main building provided the setback of clause (vi) below is met.
 - e) All 'Open Storage' shall be accessory to the principle use on the lot.
- (v) Notwithstanding Section 3.26.2 'Outdoor Display' shall not be permitted.
- (vi) Notwithstanding Section 3.27.6 'Provisions and Location of Spaces, parking spaces shall not be permitted within 4.5 metres (14.7 ft) of a lot lines.
- (vii) Notwithstanding Section 3.15.3 'Interruption for Driveway or Walkway' the Planting Area / Visual Screening shall be provided to the edge of a walkway or to a driveway.
- (viii) A driveway shall have a maximum width of 12.2 metres (40.0 ft).
- (ix) Notwithstanding the requirements of Zone Provisions Municipal Sewer and Water (Business Park Zone [BP1 and BP2]), the 'Minimum Front Yard Setback shall be 15 metres (49.2 ft); and,
- (x) The 'H' Holding Zone provisions may be removed upon:
 - a) Completion and Implementation of a Stormwater Management Plan; and,
 - b) Municipal water and sewer service connections are available at the property line.

Section 15 – Hamlet Industrial (HI)

15.1 Scoping Note

The provisions of the Hamlet Industrial (HI) Zone shall apply to industrial development located in the Municipality's hamlets as identified on Schedule 'A': Land Use of the County of Bruce Official Plan.

15.2 Uses Permitted

No person shall within a 'Hamlet Industrial (HI)' Zone use any lot or erect, alter or use any building or structure for any purpose except the following:

(c) Residential Uses

- 'Dwelling, Accessory' as per Section 3.7. A 'Dwelling, Accessory' shall not be permitted in association with a 'Bulk Fuel Depot', or 'Automobile Repair Establishment'.

(d) Non-Residential Uses

- Agricultural Produce Warehouse
- Automobile Service Station
- Bulk Fuel Depot
- Bulk Sales Establishment – Agricultural
- Commercial Motor Vehicle Repair Establishment
- Contractor's Yard
- Industrial Use, Dry
- Farm Implement Establishment
- Food Processing, Primary and Secondary
- Garden Centre
- Greenhouse, Commercial
- Public Garage
- School Bus Storage
- Trades Person's Shop
- Veterinary Clinic

15.3 Zone Provisions

No person shall within any 'Hamlet Industrial (HI)' Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 15.3.1 Non-Residential Use Provisions: Private Water and Septic System

Minimum Lot Area	0.8 hectares (2.0 ac.)
Minimum Lot Frontage	30 metres (98 ft.)
Minimum Front Yard or Exterior Side Yard	15 metres (49 ft.)
Minimum Side & Rear Yard	10 metres (33 ft.)
Maximum Height - 'Main Building'	10 metres (33 ft.)

Maximum Lot Coverage	15%
Minimum Separation Distance from Accessory Detached Dwelling	30 metres (98 ft.)
Open Storage & Outdoor Display	As per <u>Section 3.26</u> Open Storage
Landscaped Open Space	As per <u>Section 3.16</u> Landscaped Open Space

15.4 Special Provisions

Section 16 – Agriculture Related Commercial Industrial (ACI)

16.1 Scoping Note

The provisions of Section 12 shall apply only on lands designated ‘A – Agriculture’ or ‘R – Rural’ on Schedule ‘A’: Land Use (South Section) of the County of Bruce Official Plan.

16.2 Uses Permitted

No person shall within the ACI Zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following uses:

(a) Residential Uses

- ‘Dwelling, Accessory’ in accordance with Section 3.7. A ‘Dwelling, Accessory’ shall not be permitted in association with an ‘Abattoir’ or ‘Livestock Assembly Yard’.
- Legally existing residential uses as of the date of passing of the Zoning By-law

(b) Non-Residential Uses

- Abattoir
- Bulk Sales Establishment - Agricultural
- Farm Implement Establishment
- Food Processing, Primary
- Feed Mill and Elevator
- Greenhouse, Commercial
- Livestock Assembly Yard
- Livestock Auction Barn
- Portable Asphalt Plant
- Portable Concrete Plant
- Veterinarian Clinic
- Wayside Pit or Wayside Quarry
- Accessory Buildings and Structures in accordance with Section 3.6
- ‘On-Farm Diversified Use’ in accordance with Section 3.17

16.3 Zone Provisions

No person shall within any ‘Agriculture Commercial Industrial (ACI)’ Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 16.3. Non Residential Use Provisions

Minimum Lot Area	0.8 hectares (2.0 ac.)
Minimum Lot Frontage	30 metres (100 ft.)
Minimum Front Yard	15 metres (49.2 ft.)
Minimum Side Yard	10 metres (33 ft.)
Minimum Rear Yard	10 metres (33 ft.)
Maximum Height - ‘Main Building’	10 metres (33 ft.)

Maximum Lot Coverage	15%
Minimum Separation Distance From Accessory Detached Dwelling	30 metres (100 ft.)
Open Storage & Outdoor Display	As per <u>Section 3.26</u> Open Storage
Landscaped Open Space	As per <u>Section 3.16</u> Landscaped Open Space

16.4 Special Provisions

Carrick By-law 85-440 (Part Lot 1, Concession B)

Carrick By-law 85-440 (Part Lot 31, Concession 12)

- .1 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-1**' on Schedule 'A' to this By-law may be used for the purposes of a small engine and machinery repair establishment in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 90-545 (Priebe, Part Lot 32, Concession 15)

- .2 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-2**' on Schedule 'A' to this By-Law, may be used for the purposes of a construction storage yard and office facility in compliance with the 'ACI' Zone provisions contained in this By-Law provided however that:

- (i) The buildings and structures used for the permitted contractor's storage yard shall be limited to a total floor area of 1355.82 square metres (14,594.4 sq ft).

Carrick By-law 85-440 (Part Lot 10, Concession 15)

- .3 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-3**' on Schedule 'A' to this By-law shall only be used for the purposes of a cabinet making and/or machine shop establishment in compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 90-554 (Weber, Part Lots 22 and 23, Concession C)

- .4 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-4**' on Schedule 'A' to this By-Law, may be used for the storage and office facility of a plumbing and construction business in compliance with the 'ACI' Zone provisions contained in this By-Law provided however that:

- (i) The buildings and structures used for the permitted plumbing and contractor's storage and office facility shall be limited to a total floor area of 1226.3 square metres (13,200 square feet) as they existed at the time of the passing of this By-Law.

Carrick By-law 96-18 (Hasenberger, Part Lot 10, Concession 13)

- .5 Notwithstanding their 'ACI' zoning designation, where lands are designated as '**ACI-5**' on Schedule 'A' to this By-law, may be used for industrial/commercial purposes, in accordance with the 'ACI' zoning provisions, excepting however that:

- (i) The processing and wholesaling of lumber products shall be permitted uses, and may include a lumber dimension facility, lumber dry kiln, lumber grading plant, and a fletch wood veneer facility.
- (ii) A truck wash and service facility shall be a permitted use.
- (iii) The maximum lot coverage on private services shall be 20 per cent.
- (iv) iv) The minimum lot area shall be 2.4 hectares (5.9 acres); and,
- (v) v) The minimum lot frontage shall be 115 metres (377 feet).

Carrick By-law 96-19 (Herman/Brian's Poultry, Part Lot 20, Concession C)

.6 Notwithstanding their 'ACI' zoning designation, where lands are designated as '**ACI-6**' on Schedule 'B' to this By-law, may be used for industrial/commercial purposes, in accordance with the 'ACI' zoning provisions, excepting however that:

- (i) An automotive repair and painting operation shall be allowed as an accessory use to a permitted use.
- (ii) A truck terminal and/or terminals for the storage and handling of freight shall be a permitted use; and,
- (iii) The minimum lot area shall be 1.7 hectares (4.2 acres).

Carrick By-law 85-440, (Part Lot 23, Concession 'C')

.7 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-7**' on Schedule 'A' to this By-law shall only be used for the purposes of an establishment for the sale, repair and servicing of agricultural implements and equipment in compliance with the 'ACI' Zone provisions contained in this By-law.

South Bruce By-law **2002-37** (Dunstan/Wise/Wells, Part Lot 20, Concession 'C', Carrick)

.8 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-8-h**' on Schedule 'A' to this By-law shall only be used for the purposes of a 'commercial motor vehicle repair establishment' in accordance with the 'ACI' Zone provisions contained in this By-law, excepting however that:

- (i) the Non-Residential Uses shall be limited to a 'Veterinarian Clinic'; 'Commercial Motor Vehicle Repair Establishment'; 'Farm Implement Establishment'; 'Nursery', 'Portable Asphalt Plant'; 'Accessory Buildings and Structures in accordance with Section 6.6' and all Residential Uses or 'Accessory Residential Uses' shall be prohibited.
- (ii) the 'minimum lot size' shall be no less than 4.27 hectares (10.56 acres).
- (iii) the washing of 'commercial motor vehicles' shall be limited to those 'commercial motor vehicles' which are being serviced on-site or are owned and operated by 'Robert Wells Transport Limited' or its successors.
- (iv) notwithstanding Section 6.28, no more than two main buildings or structures shall be permitted; and
- (v) the lands shall be subject to Site Plan Control.

That the 'H - Holding' provision shall apply only to the 'commercial motor vehicle repair establishment' as a permitted use. The 'H - Holding' provision may be removed once the following conditions have been met:

- (i) A statement from the Chief Building Official or a qualified individual stating that all floor drains which may become contaminated with materials from the repair/servicing/lube shop and/or a truck wash bay(s), are not directly connected to a new/existing domestic waste treatment system on the property is provided.
- (ii) A statement from the chief Building Official or a qualified individual stating that all floor drains which may become contaminated with materials from the repair/servicing/lube shop, and/or a truck wash(bay(s) have been connected to a 'total retention/seperator tank' **or** similar engineered system is provided.
- (iii) A statement from the Chief Building Official or a qualified individual stating that a 'total retention/seperator tank' **or** a similar engineered system which separates oils, fuels, lubricants, cleaners and solvents etc. and stores all separated contaminants has been installed and is functioning according to its design specifications is provided.
- (iv) A statement from the Chief Building Official or a qualified individual stating that an adequate method of disposal for separated wash water has been installed and is functioning according to its design specifications is provided.
- (v) A current contract with an MOE - certified carrier engaged for the disposal of materials from the 'total retention/seperator tank' **or** a similar engineered system is provided;

- (vi) A statement/certificate from the MOE - certified carrier stating that an approved disposal/treatment facility is available and will accept the materials is provided.
- (vii) A Certificate of Approval under the Ontario Water Resources Act, or other applicable legislation, is obtained from the Ministry of the Environment for any/all components of the truck washing/'total retention/separator tank' system as required **or** notification from the Ministry that a Certificate of Approval is *not* required is provided.
- (viii) That all recommendations proposed in the "Scoped Environmental Impact Study" be implemented to the satisfaction of the Saugeen Valley Conservation Authority; and
- (ix) That a "Stormwater Management Plan" prepared to the specification of the Saugeen Valley Conservation Authority and reviewed and approved to the satisfaction of the Saugeen Valley Conservation Authority be submitted.

By-law 2008-48 (Dunstan and Wise – Part Lot 20, Concession 'C' Carrick)

.9 Notwithstanding their 'M1' zoning designation, those lands delineated as 'M1-8-H' on Schedule 'A' to this By-Law shall only be used for the purposes of a 'commercial motor vehicle repair establishment' in accordance with the 'M1' Zone provisions contained in this By-law, excepting however that:

- (i) The Non-Residential Uses shall be limited to a 'Veterinarian Clinic'; 'Commercial Motor Vehicle Repair Establishment', 'Farm Implement Establishment', 'Nursery'; 'Portable Asphalt Plant'; 'Accessory Buildings and Structures in accordance with Section 6.6.
- (ii) All Residential Uses or 'Accessory Residential uses' shall be prohibited.
- (iii) The 'Minimum Lot Size' shall be no less than 2.43 hectares (6 acres).
- (iv) The washing of 'commercial motor vehicles' shall be limited to those 'commercial motor vehicles' which are being serviced on-site or are owned and operated by 'Robert Wells Transport Limited' or its successors; and,
- (v) The lands shall be subject to Site Plan Control.

That the 'H – Holding' provisions shall apply only to the 'commercial motor vehicle repair establishment' as a permitted use. The 'H – Holding' provision may be removed once the following conditions have been met:

- (a) A Certificate of Approval (Air) under Part 9 of the Environmental Protection Act is obtained from the Ministry of the Environment, if a paint/spray booth is to be part of the operation, is provided.
- (b) A statement from the Chief Building Official or qualified individual stating that all floor drains which may become contaminated with materials from the repair/servicing/lube shop, are not directly connected to a new/existing domestic waste treatment system on the property is provided.
- (c) A statement from the Chief Building Official or a qualified individual stating that a 'total retention/separator tank' or a similar engineered system which separates oils, fuels, lubricants, cleaners, and solvents, etc. and stores all separated contaminants has been installed and is functioning according to its design specifications is provided.
- (d) A statement from the Chief Building Official or a qualified individual stating that an adequate method of disposal for separated wash water has been installed and is functioning according to its design specifications is provided.
- (e) A current contract with an MOE certified carrier engaged for the disposal of materials from the 'total retention / separator tank' or a similar engineered system is provided.
- (f) A statement/certificate from the MOE-certified carrier stating that an approved disposal/treatment facility is available and will accept the materials is provided.
- (g) A Certificate of Approval under the Ontario Water Resources Act, or other applicable legislation, is obtain from the Ministry of the Environment for any/all components of the truck washing/total retention/separator tank' system as required **or** notification from the Ministry that a Certificate of Approval is *not* required is provided.
- (h) That all recommendations proposed in the 'Scoped Environmental Impact Study' be implemented to the satisfaction of the Saugeen Valley Conservation Authority; and,

- (i) That the 'Stormwater Management Plant' prepared to the satisfaction of the Saugeen Valley Conservation Authority and reviewed and approved to the satisfaction of the Saugeen Valley Conservation Authority be submitted.

Carrick By-law 85-440 (Lighthouse Motel, Part Lot 11, Concession 15)

- .10 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-9**' on Schedule 'A' to this By-law shall only be used for the purposes of a motel in compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 10, Concession 15)

Carrick By-law 85-440 (Schmalz Motors, Part Lot 21, Concession 'C')

- .11 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-10**' on Schedule 'A' to this By-law shall only be used for the purposes of an establishment for the sale, repair and servicing of agricultural implements and equipment in compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Elora Road Meats, Part Lot 10, Concession 'C')

- .12 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-11**' on Schedule 'A' to this By-law may be used for the purposes of an abattoir in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 14, Concession 12)

Carrick By-law 85-440 (Part Lot 21, Concession 14)

- .13 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-12**' on Schedule 'A' to this By-law may be used for the purposes of a builders or contractors' yard in addition to those used normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 94-678 Kunkel (Part of Lot 10, Concession 12)

- .14 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-13**' on Schedule 'A' to this By-law shall only be used for the purposes of a sales, repair and servicing of agricultural implements and equipment establishment in addition to bus storage, repair, and rentals in compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 26, Concession 6)

- .15 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-14**' on Schedule 'A' to this By-law may be used for the purposes of a sawmill in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 3, Concession 9)

- .16 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-15**' on Schedule 'A' to this By-law may be used for the purposes of an autobody and auto wrecking establishment in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 20, Concession 'C' / 'D')

- .17 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-16**' on Schedule 'A' to this By-law shall only be used for the purposes of motor vehicle oiling establishment in addition to those uses normally permitted in the 'ACI' Zone subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 86-453 (Priebe, Part Lot 34, Concession 14)

- .18 Notwithstanding their 'ACI' Zoning designation, those lands delineated as **'ACI-17'** on Schedule 'A' to this By-law shall only be used for the purposes of a cement contracting business in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Carrick By-law 89-520 (Hossfeld, Part Lot 10, Concession 11)

- .19 Notwithstanding their 'ACI' zoning designation, where lands are delineated as **'ACI-18'** on Schedule 'A' to this By-law, they may be used for the purposes of an establishment for the repair and servicing of agricultural equipment and accessory uses thereto in addition to those uses normally permitted in the 'ACI' Zone, in accordance with the 'ACI' Zone provisions contained in this By-law provided however that:

- i) The accessory uses shall be clearly secondary to the repair and servicing of agricultural implements and equipment,
- ii) The minimum lot area shall be 0.75 ha (By-law 2019-18),
- iii) For the purpose of this subsection lot area shall mean the total horizontal area within the lot lines of a lot; and,
- iv) The minimum side yard shall be 15.3 metres (50 feet)

Carrick By-law 85-440 (Deemerton, Part Lot 21, Concession 8)

- .20 Notwithstanding their 'ACI' zoning designation, those lands delineated as **'ACI-19'** on Schedule 'A' to this By-Law may be used only for the following permitted uses in compliance with the 'ACI' Zone provisions contained in this By-Law:

- (i) 'Agricultural Produce Warehouse'
- (ii) 'Automobile Service Station'
- (iii) Business or professional office'
- (iv) Contractor's Yard'
- (v) 'Industrial Use, Dry'
- (vi) 'Greenhouse, Commercial'
- (vii) 'Hotel/Motel'
- (viii) 'Marine, Recreation and Small Engine Establishments'
- (ix) 'Restaurant'
- (x) 'Retail Store' under 140 sq. m (1500 sq. ft.) in 'Floor Area, Total'
- (xi) 'Riding Stable/Equestrian Centre'
- (xii) 'School Bus Storage'
- (xiii) 'Travel Trailer Sales Establishments'
- (xiv) Accessory Buildings and Structures in accordance with Section 3.6

Carrick By-law 88-502(Part Lot 27 Concession 'D' [Parts 1, 2 and 5 on 3R-2698])

- .21 Notwithstanding their 'ACI' zoning designation, those lands delineated as **'ACI-20'** on Schedule 'A' to this By-Law may be used for the purpose of a public works yard, in compliance with the 'ACI' Zone provisions, provided, however, that outside storage of chemicals, including salt, are prohibited.

Culross By-law 20-1985 (Part Lot 19, Concession 14)

- .22 Notwithstanding their 'ACI' Zoning designation those lands delineated as **'ACI-21'** on Schedule 'A' to this By-law may be used for the purpose of a drainage tile manufacturing and sales establishment in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-Law 10-1997 (McKague, Part Lot 13, Concession 6)

.23 Notwithstanding their 'ACI' Zoning designation, where lands are designated as '**ACI-22**' on Schedule 'A' to this By-law may be used for industrial/commercial purposes, in accordance with the 'ACI' Zone provisions excepting however that:

- (i) Motor vehicle inspection station, the maintenance of farm machinery and transport trucks, and a truck terminal for the storage and handling of freight may be permitted.

Culross By-Law 11-1997 (Ireland, Part Lot 10, Concession 4)

.24 Notwithstanding their 'ACI' Zoning designation, where lands are designated as '**ACI-23**' on Schedule 'A' to this By-law may be used for industrial/commercial purposes, in accordance with the 'ACI' Zone provisions excepting however that:

- (i) Sale of agricultural implements, equipment and parts may be permitted; and,
- (ii) An agricultural implements and equipment salvage yard may be permitted.

Culross By-Law 27-1997 (Ireland, Part Lot 12, Concession 6)

.25 Notwithstanding their 'ACI' Zoning designation, where lands are designated as '**ACI-24**' on Schedule 'A' to this By-law may be used for industrial/commercial purposes, in accordance with the 'ACI' Zone provisions excepting however that:

- (i) Manufacturing, sale, and service of toy farm machinery may be permitted.
- (ii) The minimum lot area shall be 2322 square metres (25,000 square feet).
- (iii) Lot area shall be defined as the total horizontal distance of the lands within the zone; and
- (iv) Lot Frontage shall not apply.

Carrick By-law 85-440 (Part Lot 9, Concession 14)

Culross By-law 20-1985 (Part Lot 2, Concession 12)

South Bruce By-law 2004-26 (Morley / Reichenbach, Part Lot 21, Concession C, Carrick)

.26 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-25**' on Schedule 'A' to this By-law may be used for the purposes of a truck terminal in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 16, Concession 14)

.27 Notwithstanding their 'ACI' Zoning designation those land delineated as '**ACI-26**' on Schedule 'A' to this By-law may be used for the purpose of a service station in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 21, Concession 13)

.28 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-27**' on Schedule 'A' to this By-law may be used for the purpose of an 'automobile wrecking yard' in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-Law 2001-17 (Baks, Part Lot 14, Concession 4)

.29 Notwithstanding their 'ACI' Zoning designation, those lands delineated as '**ACI-28**', on Schedule 'A' to this By-Law shall only be used for the purposes of a 'Farm Implement and Equipment Establishment' and 'accessory office' in accordance with the 'ACI' Zone provisions contained in this By-Law, excepting however that:

- (i) All 'Residential Uses' or 'Accessory Residential Uses' shall be prohibited.
- (ii) The 'minimum area' shall be no less than 4,040.3 sq. m. 43,491 square feet.
- (iii) The 'maximum retail floor area' shall not exceed 167.2 sq. m.1800 square feet.

- (iv) The 'minimum side yard' shall be no less than 2.01 m 6.6 feet.
- (v) The 'minimum rear yard' shall be no less than 2.01 m 6.6 feet.

Culross By-law 20-1985 (Part Lot 13, Concession 12)

- .30 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-29**' on Schedule 'A' to this By-law may be used for the purpose of a welding and repair establishment in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 6, Concession 12)

- .31 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-30**' on Schedule 'A' to this By-law may be used for the purpose of a meat market in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 35, Concession 2)

- .32 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-31**' on Schedule 'A' to this By-law maybe used for the purpose of a bus terminal in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 8 and 9, Concession 6)

- .33 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-32**' on Schedule 'A' to this By-law may be used for the purpose of a pickle processing plant in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-law 20-1985 (Part Lot 26, Concession 2)

- .34 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-33**' on Schedule 'A' to this By-law may be used for the purposes of a truck painting establishment in addition to those uses normally permitted in the 'ACI' Zone, subject to compliance with the 'ACI' Zone provisions contained in this By-law.

Culross By-Law 20-1985 (Part Lot 26, Concession 13)

- .35 Notwithstanding their 'ACI' Zoning designation those lands delineated as '**ACI-34**' on Schedule 'A' to this By-law shall only be used for the purposes of a sawmill, lumber yard and scrap yard and related and accessory uses including metal fabricating subject to compliance with the 'ACI' Zone provisions contained in this By-Law.

South Bruce By-law 2005-25 (Huber, Part Lot 23, Concession 8, Carrick)

- .36 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-35**' on Schedule 'A' to this By-law shall be used in compliance with the 'ACI' Zone provisions contained in this By-law, excepting, however, that:
- (i) Residential uses are permitted as existed on the date of passage of the By-law.
 - (ii) An 'Automobile Repair Establishment' shall be a permitted use.
 - (iii) The minimum side yard setback shall be no less than 2.6 m (8.5 ft).

- (iv) The minimum separation distance from accessory detached dwelling shall be no less than 15 m (50 ft).
- (v) Livestock and/or poultry shall be limited to 3.7 livestock units per hectare; and
- (vi) Notwithstanding Section 3.18 Minimum Distance Separation Guidelines (MDS,) the Minimum Distance Separation I may be reduced to 50 meters (164 ft)

Culross By-law 2002-09 (Wideman/Beninger, Part Lot 2, Concession 'A')

- .37 Notwithstanding their 'ACI' zoning designation, where lands are designated as '**ACI-36**' on Schedule 'A' to this By-law, shall only be used in accordance with the 'ACI' zoning provisions, excepting however that:
- (i) In addition to the required provisions of Section 3.20 no buildings, structures, additions or extensions to existing buildings or structures or sewage disposal systems shall be erected, constructed, or permitted within 28 metres (85.3 ft.) of the Environmental Protection Zone; and
 - (ii) A single detached accessory residence exclusively for the use of the owner, manager, or caretaker of the 'ACI' use shall be permitted; and
 - (iii) A 'fuel storage establishment' shall be prohibited

South Bruce By-law 2008-63 (Robbins/Mackey, Part Lot 48, Concession 'C')

- .38 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**AC1-37-h**' on Schedule 'A' to this By-law shall be used in compliance with the 'ACI' Zone provisions contained in this By-law, excepting, however, that:
- (i) Permitted uses shall be limited to a 'Farm Implement Repair and Farm Vehicle Sales Establishment'.
 - (ii) For the purposes of the ACI-37-h Zone, a 'Farm Equipment and Farm Vehicle Sales and Repair Establishment' shall be defined as:
 - (iii) "Farm Implement Repair and Farm Vehicle Repair Establishment": means the use of land, buildings, or structures for the sale of, storage of, or repair of new or used agricultural equipment and machinery directly associated with the operation of a farm and the sale, servicing, repair, cleaning, washing, polishing, and greasing of vehicles for farm use.
 - (iv) Accessory dwelling unit – detached unit shall be a permitted use under the 'h - Holding' provision.
 - (v) Farm Implement Repair and Farm Vehicle Repair Establishment' uses shall be prohibited until the 'h' provision is removed. The 'h' provision may be removed once the following conditions have been met:
 - (a) A statement from the Chief Building Official stating that all floor drains which may become contaminated with materials from the repair/servicing establishment, are not directly connected to a new/existing domestic waste treatment system on the property is provided; and
 - (b) A statement from the Chief Building Official stating that all floor drains which may become contaminated with materials from the repair/servicing establishment, have been connected to a total retention/separator tank **or** similar engineered system is provided; and
 - (c) A statement from the Chief Building Official stating that a total retention/separator tank **or** a similar engineered system which separates oils, fuels, lubricants, cleaners and solvents etc. and stores all separated contaminants has been installed and is functioning according to its design specifications is provided; and

- (d) A current contract with a MOE - certified carrier engaged for the disposal of materials from the total retention/seperator tank or a similar engineered system is provided.

South Bruce By-Law 2014-61(Zister and Stroeder – Part of Lot 20, Concession 10 E, Carrick)

- .39 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-38**' on Schedule 'A' to this By-law shall be used in compliance with the 'ACI' Zone provisions contained in this By-law, excepting, however, that
 - (i) A Repair Facility, including the repairs and servicing of farm tractors; trucks and trailers and automobiles; and an MTO inspection station are permitted in an existing building (shed).
 - (ii) The minimum interior side yard, minimum rear yard and minimum separation distance from an accessory detached dwelling shall not be less than they currently exist to the Shed/Repair Facility.
 - (iii) An existing detached dwelling is permitted as an accessory detached dwelling; and,
 - (iv) The minimum lot area, minimum lot frontage, minimum front yard, minimum side yard for a dwelling, shall be no less than they currently existed to the detached dwelling.

South Bruce By-Law 2018-36 - Johnston (Lune Rise Farms) – East Part Lot 23, Con 9, Culross

- .40 Notwithstanding their 'ACI' zoning designation, those lands delineated as '**ACI-39**' on Schedule 'A' to this By-law shall be used in accordance with the 'ACI' Zone provisions contained in this By-Law, and the following additional uses shall be permitted:
 - (i) Agriculture general uses subject to the applicable regulations for this Zone.
 - (ii) A commercial greenhouse including space for a 'Licensed Cannabis Production Facility' and related offices, subject to the following regulations:

Front yard (from the street)	Minimum 375 m.
West side yard	Minimum 38 m.
East side yard	Minimum 40 m.
Depth of Building	Maximum 240 m.
Floor of Greenhouse Facility	Maximum 8,250 square metres.

South Bruce By-law 2023-74 (McKague Z-2023-054 – 655 Concession 14W – CON 14 LOT 14 (Culross))

- .41 Notwithstanding their 'ACO' Zoning designation, those lands delineated as 'ACI-41' and 'ACI-41-H1' on Schedule 'A' to this By-law shall be used in accordance with the 'ACI' Zone provisions contained in this By-law excepting however that:
 - i) A Bulk Fuel Depot for propane shall be permitted in addition to the permitted uses of the ACI Zone.
 - ii) A maximum lot coverage of 20% shall be permitted.
 - iii) Buildings and structures existing as of August 22, 2023 which do not comply with height, yard setbacks, lot coverage, and ground floor area provisions of the Zoning By-law are hereby recognized. All future buildings and structures, or additions to existing buildings and structures, shall comply with the provisions of the Zoning By-law.

Note: The H1 zoning provision addresses areas of high archaeological potential per Section 4.4.

Section 17 – Extractive Industrial (M1)

17.1 Scoping Note

The provisions of the Extractive Industrial (M1) Zone shall apply to pits and quarries as identified on Schedule 'A': Land Use of the County of Bruce Official Plan.

17.2 Uses Permitted

No person shall within an 'Extractive Industrial (M1)' Zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following uses:

(a) Residential Uses

- Prohibited

(b) Non-Residential Uses

- Agriculture, General
- Pit
- Portable Asphalt Plant
- Portable Concrete Plant
- Quarry
- Buildings, structures and uses accessory to a permitted use [i.e., open storage, scales, pump buildings, administration, equipment storage, and fuel pumps]
- Processing of natural materials extracted from the site including screening, sorting, washing, crushing, storing, portable ready mix/concrete, asphalt plant, and other similar operations allied to a 'Pit' or 'Quarry' operation

17.3 Zone Provisions

No person shall within any 'Extractive Industrial (M1)' Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 17.3.1. Non Residential Use Provisions

Minimum Lot Area	1 hectare (2.5 ac.)
Minimum Lot Frontage	30 metres (98 ft.)

17.4 Additional Provisions – Agriculture, General

No person shall within any 'Extractive Industrial (M1)' Zone use any lot or erect, alter or use any building or structure for general agriculture purposes except in accordance with the following provisions:

Table 17.4.1 Agricultural General, Non Residential Use Provisions

Minimum Front Yard and Exterior Side Yard	6 metres (20 ft.)
Minimum Interior Side Yard (i) Abutting a Future Development, Residential, or Institutional Zone, or a residential or institutional use	7.5 metres (25 ft.)
Minimum Interior Side Yard (ii) In all other cases	4 metres (13 ft.) on one side and 1.2 metres (4 ft.) on the adjacent side
Minimum Rear Yard	7.5 metres (25 ft.)
Maximum Lot Coverage	75%
Maximum Building Height (i) Within 20 metres (66 ft.) of a Residential or Institutional Zone, or a residential or institutional use	11 metres (36 ft.)
Maximum Building Height (ii) In all other cases	22 metres (72 ft.)

17.5 Additional Provisions – Extractive Industrial

- .1 No excavation shall occur within:
- (i) 15 metres (50 ft.) from the boundary of the licensed area.
 - (ii) 30 metres (98 ft.) from any part of the boundary of the licensed area that abuts:
 - a) A Class 1 or 2 Road.
 - b) Land in use for residential purposes at the time the license was issued, or land zoned Residential or Institutional when an aggregate license is issued.
 - (iii) 30 metres (98 ft.) from a watercourse.
- .2 All excavation faces are to be stabilized in so far as to prevent erosion into the excavation setback area and every excavation face shall be sloped to no greater than 45 degrees off horizontal.
- .3 No mineral aggregate resource, aggregate pile, topsoil pile, overburden pile, or any building or structure shall be located closer than:
- (i) 30 metres (98 ft.) of the boundary of the licensed area; and
 - (ii) 90 metres (295 ft.) of the boundary of the licensed area abutting a Class 1 or 2 Street; or a residential dwelling existing at the time an aggregate license is issued, or land zoned Residential or Institutional when an aggregate license is issued.
- Where an interior lot line in an M1 Zone abuts land held in separate ownership but is also zoned M1, no setback may be required.
- .4 All machinery employed in the processing or recycling of mineral aggregate resources and derived products such as asphalt and concrete or the production of secondary related

products shall be located no closer than:

- (i) 30 metres (98 ft.) of the boundary of the licensed area; and,
 - (ii) At the time that an aggregate license is issued:
 - a) 90 metres (295 ft.) of the boundary of the licensed area abutting a Class 1 or 2 Street; or
 - b) 90 metres (295 ft.) of a residential dwelling existing at the time an aggregate license is issued; or,
 - c) 90 metres (295 ft.) of any property line abutting lands which are zoned to permit residential or institutional use.
- .5 Berms that are intended to screen the adjoining lands from the operation on the site are exempt from Section 17.4.3.
- .6 All berms shall be located at least three metres from the boundary of the licensed area.
- .7 Adequate vegetation shall be established and maintained to control erosion of any topsoil or overburden on the site.
- .8 The maximum height for any conveyors or similar machinery shall be 25 metres (82 ft.).
- .9 Notwithstanding the requirements of Section 3.15, a Planting Area shall be planted and maintained along all front and exterior lot lines and along any lot line within 60 metres (197 ft.) of a residential dwelling or a Residential Zone, except for entrances and exits. The Planting Area shall provide a year-round visual barrier and shall be a minimum of 15 metres (50 ft.) in width and consist of a dense screen of shrubs and/or evergreen trees, a minimum of one metre (3 ft.) in height when planted and of a type that will attain a minimum height of 6 metres (20 ft.) at maturity.

17.5 Special Provisions

By-Law Number 2017-18 (Schumacher - Z-71-16.06 – Part of Lots 9 and 10 and Part of Road Allowance, Concession 10, geographic Township of Culross).

- .1 Notwithstanding their 'M1' zoning, those lands delineated as '**M1-1-H**' on Schedule 'A' to this by-law shall be used in compliance with the 'M1 (Extractive Industrial) Zone provisions contained in this By-Law, excepting however:
- (i) Processing Area(s) shall be located only within the 'M1-1' Zone located south of Formosa Creek.
 - (ii) Extraction and Processing Areas shall be prohibited within 30 metres (98 feet) of lands zoned as 'Environmental Protection'.
 - (iii) Extraction shall be permitted within '0' metres of the Licensed Boundary only in those Areas as approved by the Ministry of Natural Resources and Forestry.
 - (iv) Extractions shall be no closer than 25 meters (82 feet) to the dwelling as it exists on February 14, 2017 located on Part of Lot 9, Concession 10, geographic Township of Culross, Municipality of South Bruce.
 - (v) The Extraction Area(s) shall be rehabilitated progressively so as to return the Area(s) to a Class 1 to Class 3 Canada Land Classification as soon as possible following the completion of extraction.
 - (vi) No buildings, scales, fuel tanks etc., shall be located within the SVCA Regulated Area and activity will be limited to extraction only.

- (vii) Berms shall be permitted within '0' metres of the Licenses Boundary.
- (viii) All machinery employed in the processing or recycling of mineral aggregate resources and derived products such as asphalt and concrete or the production of secondary related products shall be permitted within 9 metres (0 feet) of the 'M1-1' Zone.
- (ix) A planting area and landscaped open space shall not be required.
- (x) A 'Haul Route Agreement' between the Pit Licensee and the Municipality of South Bruce is required; and,
- (xi) The 'H – Holding' symbol may be removed upon the approval by the Municipality of South Bruce of a 'Haul Route Agreement' between the Pit Licensee and the Municipality of South Bruce.

.2 [M1-2 Available]

By-Law Number 2019-56 (Campbell Pit – Z-75-18.06 - 1604 Concession 10 – Part Lot 29, Concession 11, geographic Township of Culross).

- .3 Notwithstanding their M1Zoning, those lands delineated as M1-3-H on Schedule A to this By-Law shall be used in compliance with the M2 Extractive Industrial Zone provisions contained in this By-Law, and in compliance with the following provisions which shall prevail in the event of any conflict:

- (i) Extraction shall be no closer than 135 m to the dwelling as it exists on May 28, 2019, located at 1576 Concession 10 South Bruce (Culross).
- (ii) Extraction shall not occur within 1.5 m of the established water table.
- (iii) The H-Holding symbol may be removed upon the approval by the Municipality of South Bruce of a 'Haul Route Agreement' between the Pit Licensee, the Municipality of South Bruce, and the County of Bruce.

By-law 2022-78 (Teeswater Concrete Z-2021-036 – 1185 Concessions 8 – Lot 27, Concession 8 (Culross))

- .4 Notwithstanding their 'M1' zoning designation, those lands delineated as 'M1-4' on Schedule 'A' to this By-law shall be used in compliance with the M1 zone provisions contained in this By-law, and shall comply with the following regulations which shall prevail in the event of conflict:

- (i) Extraction shall not occur within 1.5 metres of the established high water table.
- (ii) A Primary Access may be permitted to be established from the east side of the property and extend over neighbouring lands to the east once an access agreement with the eastern adjacent property owner is achieved and any necessary approvals obtained.
- (iii) Access shall be on the north side of the property until such time as an access agreement with the eastern adjacent property owner is achieved and any necessary approvals obtained (this access may also continue as a Secondary Access).
- (iv) The single detached dwelling, barns, and accessory structures as they exist as of July 14, 2022 may remain on the site and be used only for storage or office purposes in support of the extraction activities.
- (v) Extraction shall not occur within 30 metres of the retained buildings and structures.

- (vi) Extraction shall not occur within 30 metres of lands zoned as Environmental Protection (EP).
- (vii) A planting area and landscaped open space shall not be required unless requested by the Municipality of South Bruce in accordance with the 'M2' zone provisions.
- (viii) The Extraction Area shall be rehabilitated progressively so as to return the Areas(s) to their pre-extraction soil quality (i.e., Class 1 soils based on the Canada Land Inventory Soil Capability for Agriculture) as soon as possible following the completion of extraction.

Section 18 – Rural Commercial Industrial (RCI)

18.1 Scoping Note

The provisions of Section 14 shall apply only on lands designated 'R – Rural' on Schedule 'A': Land Use (South Section) of the County of Bruce Official Plan.

18.2 Uses Permitted

No person shall within the 'Rural Commercial Industrial (RCI)' zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following uses:

(i) Residential Uses

- (a) 'Dwelling, Accessory' in accordance with Section 3.7
- (b) A 'Dwelling, Accessory'² shall not be permitted in association with an 'Abattoir', or 'Public Garage'.
- (c) Legally existing residential uses as of the date of passing of the Zoning By-law.

(ii) Non-Residential Uses

In addition to all Non-Residential Uses permitted in the 'ACI' Zone the following shall also be permitted:

- (a) Agricultural Produce Warehouse
- (b) Farm Implement Establishment
- (c) Farm Implement Repair
- (d) Greenhouse, Commercial
- (e) Industrial, Dry limited to welding shops, blacksmith shops, and wood fabricating.
- (f) Public Garage
- (g) Space Extensive Recreational Commercial Use
- (h) Veterinary Clinic
- (i) Kennel as per Section 5.2
- (j) Riding Stable/Equestrian Centre
- (k) Salvage Yard
- (l) Saw or Planing Mill

18.3 Zone Provisions

No person shall within any 'Rural Commercial Industrial (RCI)' zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 18.3.1 Non Residential Use Provisions

Minimum Lot Area	0.8 hectares (2.0 ac)
Minimum Lot Frontage	30 metres (98 ft.)
Minimum Front or Exterior Yard	15 metres (49.2 ft.)
Minimum Side & Rear Yard	10 metres (33 ft.)
Maximum Height B Main Building	10 metres (33 ft.)
Maximum Lot Coverage	15%
Minimum Separation Distance from Accessory Detached Dwelling	30 metres (98 ft.)
Open Storage & Outdoor Display	As per <u>Section 3.26</u> Open Storage
Landscaped Open Space	As per <u>Section 3.16</u> Landscaped Open Space

18.4 Special Provisions

Section 19 – Rural and Urban Institutional (INR, IN)

19.1 Scoping Note

The provisions of the Institutional Rural (INR) and Institutional Urban (IN) zones shall generally apply to institutional development generally located in the rural and urban areas of the Municipality.

19.2 Uses Permitted

No person shall within a 'Rural Institutional (INR)' Zone, or 'Urban Institutional (IN)' Zone use any lot or erect, alter or use any building or structure for any purpose except the following:

Table 19.2. Permitted Uses

Permitted Uses	Institutional- Rural (INR)	Institutional - Urban (IN)
'Dwelling, Accessory' as per <u>Section 3.7</u>	√	√
'Dwelling, Single Detached'	√ (a)	√ (b)
'Dwelling, Semi Detached'	√ (a)	√ (b)
'Dwelling, Duplex'	√ (a)	√ (b)
'Dwelling, Multiple'	Not Permitted	√ (c)
'Townhouse Cluster' or 'Townhouse Street'	Not Permitted	√ (c)
Assembly Hall	√	√
Cemetery	√	√
Clinic	Not Permitted	√
Childcare Centre	Not Permitted	√
Educational Facility	Not Permitted	√
Hospital	Not Permitted	√
Public Building	Not Permitted	√
Public Park	√	√
Residential Care Facility	Not Permitted	√
Accessory Buildings & Structures as per <u>Section 3.6</u>	√	√

Footnotes:

- (a) Notwithstanding Section 19.3, these uses are subject to the regulations of the Hamlet Residential Zone (HR). Residential uses shall only be permitted upon the completion of a servicing report and/or nitrate study which confirms that sufficient servicing capacity is available to service the proposed residential use.
- (b)
- (c) Notwithstanding Section 19.3, these uses are subject to the regulations of the Residential – Low Density Single (R1).
- (d) Notwithstanding Section 19.3, these uses are subject to the regulations of the Residential – Medium and High Density (R3).

19.3 Zone Provisions

No person shall within any 'Institutional - Urban (IN)' or 'Institutional – Rural (INR)' Zone use any land or erect, alter or use any building or structure except in accordance with the following provisions:

Table 19.3.1. Provisions: Municipal Water and Sewer

Minimum Lot Area (a)	550 sq. metres (5,920 sq. ft.)
Minimum Lot Frontage (a)	15 metres (49 ft.)
Minimum Front Yard (a)	6.0 metres (20 ft.)
Minimum Exterior Side Yard (a)	6.0 metres (20 ft.)
Minimum Interior Side Yard (a)	5 metres (16 ft.)
Minimum Rear Yard (a)	10 metres (33 ft.)
Maximum Building Height - 'Main Building' (a)	10 metres (33 ft.)
Maximum Lot Coverage (a)	40%

Table 19.3.2. Provisions: Municipal Sewer

Provisions	Municipal Sewer
Minimum Lot Area (a)	2,024 sq. metres (21,782 sq. ft.)
Minimum Lot Frontage (a)	30 metres (98 ft.)
Minimum Front Yard (a)	6.0 metres (20 ft.)
Minimum Exterior Side Yard (a)	7.5 metres (25 ft.)
Minimum Interior Side Yard (a)	5 metres (16 ft.)
Minimum Rear Yard (a)	10 metres (33 ft.)
Maximum Building Height - 'Main Building' (a)	10 metres (33 ft.)
Maximum Lot Coverage (a)	25%

Table 19.3.3. Provisions: Municipal Water

Provisions	Municipal Water
Minimum Lot Area (a)	0.4 hectares (1 ac.)
Minimum Lot Frontage (a)	40 metres (131 ft.)
Minimum Front Yard (a)	10 metres (33 ft.)
Minimum Exterior Side Yard (a)	10 metres (33 ft.)
Minimum Interior Side Yard (a)	5 metres (16 ft.)
Minimum Rear Yard (a)	10 metres (33 ft.)
Maximum Building Height - 'Main Building' (a)	10 metres (33 ft.)
Maximum Lot Coverage (a)	20%

Table 19.3.4. Provisions: No Municipal Services

Provisions	No Municipal Services
Minimum Lot Area (a)	0.8 hectares (2 ac.)
Minimum Lot Frontage (a)	40 metres (131 ft.)
Minimum Front Yard (a)	10 metres (33 ft.)
Minimum Exterior Side Yard (a)	10 metres (33 ft.)
Minimum Interior Side Yard (a)	5 metres (16 ft.)
Minimum Rear Yard (a)	10 metres (33 ft.)
Maximum Building Height - 'Main Building' (a)	10 metres (33 ft.)
Maximum Lot Coverage (a)	20%

Footnotes:

- (a) Notwithstanding the above zone provisions, residential uses permitted in the IN or INR Zones are subject to the regulations of the respective residential zones, as below:
1. In the INR Zone, where a 'Dwelling, Single Detached', 'Dwelling, Semi Detached', and a 'Dwelling, Duplex' is permitted, these uses shall be subject to the regulations of the 'Hamlet Residential (HR)' Zone as per Section 7.3.
 2. In the IN Zone, where a 'Dwelling, Single Detached', 'Dwelling, Semi Detached', and a 'Dwelling, Duplex' is permitted, these uses shall be subject to the regulations of the 'Residential – Low Density Single (R1)' Zone as per Section 8.3.
 3. In the IN Zone, where a 'Dwelling, Multiple', 'Townhouse Cluster' or 'Townhouse Street' is permitted, these uses shall be subject to the regulations of the 'Residential – Medium to High Density (R3)' Zone as per Section 8.4.

19.4 Special Provisions - INR

Carrick By-law 85-440 (Part Lot 11 Concession 14)

- .1 Notwithstanding their 'INR' Zoning designation, the lands delineated as **'INR-1'** on Schedule 'A' to this By-law shall only be used for the purposes of an 'assembly hall' in compliance with the 'INR' Zone provisions contained in this By-law.

Carrick By-law 85-440 (Part Lot 26 Concession 9 and 10)

- .2 Notwithstanding their 'INR' Zoning designation, the lands delineated as **'INR-2'** on Schedule 'A' to this By-law shall only be used for the purposes of a church camp in compliance with the 'INR' Zone provisions contained in this By-law.

South Bruce By-Law 2016-56 (Cedarvale Conservative Mennonite Church c/o Bruce Fulcher, Part Lot 20, Concession 11, Carrick)

- .3 Notwithstanding their 'INR' zoning designation, the lands delineated as **'INR-3'** on Schedule 'A' to this By-law shall be used in compliance with the 'INR' Zone provisions contained in this By-law, excepting however that:
- (i) The 'Minimum Front Yard' to the existing assembly hall structure shall be no less than 3.87 m (12.7 ft.).
 - (ii) An 'educational facility' shall be a permitted use; and,
 - (iii) All residential uses including 'dwelling, accessory apartment' and 'dwelling, accessory attached' are prohibited.

Carrick By-law 85-440 (Part Lot 11, Concession 14)

- .4 Notwithstanding their 'INR' Zoning designation, the lands delineated as **'INR-4'** on Schedule 'A' to this By-law shall only be used for the purposes of an 'assembly hall' in compliance with the 'INR' Zone provisions contained in this By-law.

South Bruce By-law 2006-44 (Lot 5, Concession 1, Carrick)

- .5 Notwithstanding their 'I - Institutional' zoning designation, those lands delineated as **'INR-5'** on Schedule 'A' to this By-law shall be used in compliance with the 'INR' Zone provisions contained in this By-law, excepting, however, that:
- (i) The permitted uses shall be limited to an 'educational facility' serving the local 'horse-drawn carriage community'.

- (ii) Notwithstanding Section 3.18, being the requirements to meet Minimum Distance Separation Formulae 1, the proposed 'educational facility' shall be no closer than 249 metres from any neighbouring livestock facility.

South Bruce By-law #2017-78 (McIntosh Church c/o Harkness and Inglis, S Pt Lot 10, Con 11 and Pt Lots 9 and 10, Con 1, Carrick)

.6 Notwithstanding their 'INR' zoning, those lands delineated as '**INR-6**' on Schedule 'A' to this By-law may be used in compliance with the 'INR' Zone provisions contained in this By-law, excepting however that:

- (i) The 'Minimum Distance Separation I (MDS)' to the livestock facility located on Part Lots 9 and 10, Concession 1, geographic Township of Carrick, Municipality of South Bruce shall be no less than 106 m.
- (ii) The 'Minimum Distance Separation I (MDS)' to the livestock facility located on Part Lot 11, Concession 1, geographic Township of Carrick, Municipality of South Bruce shall be no less than 131 m.
- (iii) The 'Minimum Distance Separation I (MDS)' to the livestock facility located at 44447 Huron-Bruce Road shall be no less than 212 m; and,
- (iv) All residential uses including 'dwelling, accessory apartment' and 'dwelling, accessory attached' are prohibited.

19.5 Special Provisions - IN

Section 20 – Rural and Urban Open Space (OSR, OS)

20.1 Scoping Note

The provisions of the Rural Open Space (OSR) and Urban Open Space (OS) zones shall generally apply to open space development generally located in the urban and rural areas of the Municipality.

20.2 Uses Permitted

No person shall within any 'General Open Space (OS)' Zone use any lot or erect, alter or use any building or structure for any purpose except for one or more of the following:

Table 20.2.1 Permitted Uses

	Open Space – Rural (OSR)	Open Space - Urban (OS)
'Dwelling, Accessory' in accordance with <u>Section 3.7</u> used only in association with a 'golf course'.	√	√
Accessory Uses in accordance with <u>Section 3.6</u>	√	√
Adventure Game	√	Not Permitted
Agriculture, General	√	Not Permitted
Boat Launching & Docking	√	√
Conservation Area	√	√
Golf Course	Not Permitted	√
Golf Course, Miniature	Not Permitted	√
Golf Driving Range	Not Permitted	√

Gun Club	√	Not Permitted
Public Park	√	√
Snowmobile Club	√	Not Permitted

Footnotes:

(a) In accordance with Section 3.19.2, no building or structure erected and used for human habitation shall be located closer than:

1. 150 metres (492 ft.) from any area zoned for and containing a 'Sewage Treatment Plant'; or,
2. 50 metres (164 ft.) from any area zoned for and containing a 'Communal Sewage Disposal System'.

Either within or outside of the limits of the Corporation.

(b) Notwithstanding the above, additions, enlargements, and alterations to existing buildings and structures within the required setback shall be permitted in accordance with the zone provisions of the 'Open Space – Rural' (OSR) Zone and the 'Open Space – Urban (OS)' Zone.

20.3 Zone Provisions

No person shall within any 'Open Space – Rural' and 'Open Space – Urban' use any land or erect, alter or use any building or structure except in accordance with the following provisions:

Table 20.3.1 Non Residential Use Provisions

Minimum Lot Area	0.5 hectares (1.2 ac.)
Minimum Front or Exterior Yard	15 metres (49.2 ft.)
Minimum Side/Rear Yard	10 metres (33 ft.)
Maximum Height – 'Main Building'	10 metres (33 ft.)
Maximum Lot Coverage	5%

20.4 Additional Setbacks – Gun Club

No 'gun club' shall be permitted within 250 metres (820 ft.) of any Residential or Institutional use.

20.5 Special Provisions - OSR

Culross By-law 15-1997 (Steffen, Part of Lot 29, Concession 7)

- .1 Notwithstanding their 'OSR' zoning designation, where lands are designated as '**OSR-1**' on Schedule 'A' to this By-law, may also be used for General Agricultural purposes in accordance with the 'A1' Zone provisions, excepting, however, that subject to compliance with the 'OSR' Zone provisions contained in this By-law:
- (i) A paint ball course and associated accessory uses shall be permitted.

20.6 Special Provisions - OS

Mildmay By-law 2006-48 (Gray, Part Lot 24 and 25, Concession 'C')

- .1 Notwithstanding their 'OS1 Open Space' zoning designation, those lands designated as '**OS1-1**' shall be used in accordance with the permitted uses and Zone provisions of the 'OS1' Zone excepting however that a public use shall not be a permitted use

South Bruce By-law 2024-09 (Wilson Developments Park Lot 6, Part Park Lot 7, Plan 48, Absalom East (Village of Mildmay))

- .2 OS-2
Notwithstanding the provisions of Section 20.3 to the contrary, in the area zoned OS-2, a minimum lot area of 700 m² is permitted.

Section 21 – Waste Disposal (WD)

21.1 Scoping Note

The provisions of the Waste Disposal (WD) Zone shall generally apply only to lands designated for such uses on Schedule 'A': Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater or on Schedule 'A': Land Use Plan of the County of Bruce Official Plan.

21.2 Uses Permitted

No person shall within any 'Waste Disposal (WD)' Zone use any lot or erect or use any building or structure for any purpose except one or more of the following:

(i) Residential Uses

- (a) Prohibited

(ii) Non-Residential Uses

- (a) Composting Facility
- (b) Portable Asphalt Plant
- (c) Portable Concrete Plant
- (d) Recycling Centre
- (e) Recycling Depot
- (f) Sewage Treatment Plant
- (g) Solid Waste Disposal Site
- (h) Uses accessory to a Non-Residential Permitted Use [i.e., open storage, scales, pump buildings, administration office, equipment storage, maintenance building, fuel pumps and similar uses]
- (i) Wayside Pit
- (j) Wayside Quarry

21.3 Zone Provisions

No person shall within any 'Waste Disposal (WD)' Zone use any lot or erect, alter or use any building or structure except in accordance with the following provisions:

Table 21.3.1. Non Residential Use Provisions

Minimum Lot Area	2 hectares (5 ac)
Minimum Lot Frontage	20 metres (66 ft.)
Minimum Setback from all Lot Lines (Buildings/Structures)	15 metres (50 ft.)
Minimum Setback from Lot Line (All other activities)	30 metres (100 ft.)
Maximum Building Height	10 metres (33 ft.)
Maximum Lot Coverage (Buildings/Structures)	1%

21.4 Planting Areas

- .1 Except for entrances and exits, planting areas having a minimum width of 15 metres (49.2 ft.) and consisting of a dense screen of shrubs and evergreen trees, minimum 1 metre (3 ft.) high when planted and of a type that will attain a minimum height of 6 metres (20 ft) at maturity and as well provide a year round visual barrier, shall be planted and maintained along any street lot line and along any lot line abutting any Residential or Institutional Zone.

21.5 Special Provisions

- .1 Notwithstanding their 'WD' Zoning designation those lands delineated as 'WD-1' on Schedule 'A' to this By-law may be used for the purpose of a gravel pit in addition to those uses normally permitted in the 'WD' Zone, subject to compliance with the 'WD' Zone provisions contained in this By-law.

Section 22 – Environmental Protection (EP)

22.1 Scoping Note

The provisions of the Environmental Protection (EP) Zone shall generally apply only to lands designated 'Environmental Protection' on Schedule 'A': Land Use Plan of the Official Plan for the Urban Areas of Mildmay Formosa and Teeswater or designated 'Hazard Land Areas' on Schedule 'A': Land Use Plan of the County of Bruce Official Plan.

22.2 Uses Permitted

No person shall within an 'Environmental Protection (EP)' Zone use any lot or erect, alter or use any building or structure, for any purpose except the following:

- (i) Agriculture, General
- (ii) Boat Launching and Docking
- (iii) Conservation Area
- (iv) Public Park
- (v) Snowmobile Club

Existing uses, as of the effective date of this By-law, shall be permitted within a zone which contains the suffix "EP".

22.3 Structures Prohibited

- .1 All buildings and structures shall be prohibited in an 'EP - Environmental Protection' Zone except for the following:
 - (i) Those necessary for flood and/or erosion control purposes in accordance with Section 22.4;
 - (ii) Unenclosed picnic shelters.
 - (iii) Washroom facilities associated with a Public Park or Conservation Area.
 - (iv) Buildings for essential public services.
 - (v) Boat Launching and Docking; and,
 - (vi) Buildings, structures, or appurtenances that are essential for the provision of public services and that cannot be feasibly located in another zone, and which have received approval from any appropriate approval authority.

- .2 Existing buildings and structures, as of the date of adoption of this By-law, shall be permitted within a zone which contains the suffix "– EP", including any minor repairs or alterations to existing buildings or structures in accordance with the following:
 - (i) Strengthening to a safe condition of any building or structure which is existing as of the effective date of this By-law; or,
 - (ii) Extension or addition to any building or structure which is existing as of the effective date of this By-law, provided that such extension or addition does not contravene any of the provisions of this By-law, including all applicable requirements of the underlying zone to which the "EP" suffix applies; or,

- (iii) Replacement of any building or structure which is existing as of the effective date of this By-law and which is destroyed by fire or act of nature, provided that such replacement does not increase the height, size, or change the use of such building or structure, and provided that such replacement shall comply with all applicable requirements of the underlying zone to which the “EP” suffix applies.

22.4 Zone Provisions

No person shall within any ‘Environmental Protection (EP)’ Zone use any land or erect, alter or use any building or structure, except in accordance with the following provisions:

Table 22.4.1 Provisions: Flood Control Buildings

Minimum Building Setback from Any Lot Line	10 metres (33 ft.)
Maximum Building Size	20 sq. metres (215 sq. ft.)
Maximum Building Height	3 metres (10 ft.)

Explanatory Note:

Development, Interference with Wetlands and Alterations to Shoreline and Watercourses

Where development or site works are proposed within a Regulated Area, as identified by *Ontario Regulation 151/06*, *Ontario Regulation 169/06*, or *Ontario Regulation 41/24* and shown on schedules filed with the Conservation Authority where such mapping exists, a permit from the *applicable Conservation Authority* having jurisdiction may be required. The *applicable Authority* should be contacted to determine the extent of the Regulated Area. The *applicable Authority* should be consulted prior to the commencement of development and/or site alterations, including construction, re-construction, conversions, grading, filling, or excavating to determine whether the applicable Authority’s regulations apply.

22.5 Special Provisions

[Provincially Significant Wetlands]

- .1 Notwithstanding their ‘EP’ Zoning designation, those lands delineated as ‘EP-1’ on Schedule ‘A’ to this By-law, shall only be used for existing agricultural uses and outdoor recreational activities which are non-intensive nature and are compatible with the surrounding natural environment including uses such as nature interpretation, hiking and walking trails, cross-country skiing, fishing and hunting in accordance with the ‘EP’ Zone provisions contained in this By-Law, excepting however that notwithstanding the provisions of Section 4.7.1, the boundaries and uses of the ‘EP-1’ Zone shall not be altered except by a By-law passed under Section 34 of the Planning Act, R.S.O 1990 as amended.

All buildings and structures shall be prohibited in a ‘EP-1’ Zone except those necessary for flood and/or erosion control purposes in accordance with Section 22.4. Site alteration, such as filling, or excavation is not permitted within the ‘EP-1’ Zone except to allow existing agricultural uses to continue.

Explanatory Note:

Where development is proposed on lands located within 120 metres of a Provincially Significant Wetland, as defined by the Environmental Protection (EP-1) Zone on Schedule A to this By-Law, the owner may require the preparation of an Environmental Impact Study in accordance with the County of Bruce Official Plan and in consultation with the appropriate approval authority, which demonstrates that there will be no negative impacts on the natural features or the ecological functions for which the area is defined.

Upon the recommendation of the applicable Conservation Authority, Council may consider waiving this requirement if the proposal is of such a minor nature or site conditions indicate that the preparation of an Environmental Impact Statement is unwarranted or would serve no purpose on the natural features of the ecological functions for which the area is defined.

Culross By-Law 15-1997 (Steffen, Part Lot 29, Concession 7)

- .2 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-2'** on Schedule 'A' to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) That a paint ball course shall be permitted; and,
 - (ii) No buildings or structures accessory to the paint ball course shall be permitted.

South Bruce By-Law 2005-42 (Lamont, Part Lot 24, Concession 15, Culross)

- .3 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-3'** on Schedule 'A' to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) No filling, excavation or regarding shall be permitted.

South Bruce By-Law 2002-09 (Beninger/Wideman, Part Lot 2, Concession 'A', Culross)

- .4 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-4'** on Schedule 'A' to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) The placement of fill material of any type, grading or excavation which would result in the change to the landform or natural vegetation characteristics of the Zone is prohibited.

Mildmay By-law 26-1995 (Plan 48 Part of Park Lot 5, RP 3R-4401 Part 2)

- .5 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-5'** on Schedule 'A' to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) A parking lot shall be a permitted use.

Mildmay By-law 2003-18 (Gray, Part Lots 24 and 25, Concession 'C')

- .6 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-6'** on Schedule 'A' to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) All buildings and/or structures are prohibited.

South Bruce By-Law 2013-97 (Gaylea Foods /Kevin Maynard – Part River Reserve Lot (being Part 1 on RP 3R-3009), Lot 207, Lot 212 to 213, Part Lot 200, Part Lot 206 Isabella N, Part Lot 182, Clarinda Road Allowance, Plan 16, Teeswater)

- .7 Notwithstanding their 'EP' zoning designation, where lands are designated as **'EP-7'** on Schedule "A" to this By-law, may be used for environmental protection uses in accordance with the 'EP' Zone provisions, excepting, however, that:
- (i) Permitted uses shall be limited to a 'milk product dryer system'. For the purposes of this By-law, a 'milk product dryer system' shall be defined as industrial equipment for the manufacturing of a dairy product made by the final stage drying of milk powder into a dry milk product.

Section 23 – Future Development (FD)

23.1 Scoping Note

The provisions of the Future Development (FD) Zone shall generally apply only to lands designated 'Future Development' on Schedule 'A': Land Use Plan of the Official Plan for the Urban Areas of Mildmay, Formosa and Teeswater.

23.2 Uses Permitted

No person shall within a 'Future Development (FD)' Zone use any lot or erect, alter or use any building or structure, for any purpose except the following:

- (i) 'Dwelling' existing at the date of passing of this By-law.
- (ii) 'Dwelling, Additional Residential Unit' as per Section 3.8
- (iii) 'Agriculture, General' except that no new buildings, structures, or expansions to existing uses, buildings, or structures.
- (iv) Legal uses, buildings and structures existing at the date of passing of this By-law.
- (v) Conservation Area.
- (vi) 'Home Occupation- Domestic and Professional' as per Section 3.9 (in a 'Dwelling, Single Detached' only).
- (vii) 'Home Occupation- Bed and Breakfast Establishment' as per Section 3.10 (in a 'Dwelling, Single Detached' only).
- (viii) 'Group Home – Type 1' (in a 'Dwelling, Single Detached' only)
- (ix) Public Park.
- (x) Accessory Buildings and Structures as per Section 3.6.

23.3 Regulations For Existing 'Dwelling' Zoned Future Development

Alteration and/or enlargement of an existing 'Dwelling' and/or an accessory structure associated with a 'Dwelling' shall be as follows:

- (i) On lands in Karlsruhe and Belmore in accordance with the provisions of the 'HR' Zone.
- (ii) On lands in Mildmay, Formosa and Teeswater in accordance with the provisions of the 'R1' Zone.
- (iii) For all other lands, in accordance with the provisions of the 'A1' Zone.

23.4 Special Provisions

Mildmay By-law 2006-48 (Gray, Part Lot 24 and 25, Concession 'C')

- .1 Notwithstanding their 'FD' zoning, those lands designated as '**FD-1**' shall be used in accordance with the Permitted Uses and Zone Provisions of the 'R1' Zone excepting however that:
 - (i) The 'Front Lot Line' shall be deemed to be the longer of the street lines abutting a street.
 - (ii) The 'minimum exterior side yard' shall be no less than 60 metres (196.85 ft.).

- (iii) The 'minimum front yard' shall be no less than 10 metres (32.8 ft.); and,
- (iv) There shall be no direct driveway access onto Absalom Street.

Section 24 - Enactment

24.1 Conflict With Other By-Laws

In the event of any conflict or inconsistency between this By-Law and any other general or special By-Law of the Corporation, the provisions of this By-Law shall prevail.

24.2 Repeal Of Existing By-laws

All previous by-laws of the Corporation of the Municipality of South Bruce passed pursuant to Section 34 of the Planning Act are hereby repealed.

24.3 Effective Date

This By-Law shall come into force on the date it is passed by Council subject to the provisions of The Planning Act, R.S.O. 1990, as amended.