SECTION 3 DEFINITIONS

In this Bylaw unless the context otherwise requires:

"ACCESSORY BUILDING" means

(1) a building, the use or intended use of which is ancillary to that of a principal building situated on the same lot, or

(2) a building which is ancillary to a principal use being made of the lot upon which such building is located.

For the purposes of this bylaw, a building containing a dwelling unit is not an accessory building. (B/L No. 14661-24-06-10)

"ACCESSORY USE" means a subordinate use that serves and is exclusively devoted to the principal or secondary use of a lot. (B/L No. 14746-25-06-10)

"ACTIVE MOBILITY HUB" means an area of land or of a building that provides space, shelter and other ancillary facilities for transportation modes other than private vehicles, such as cycling, ride-hailing, and shared vehicles. (B/L No. 14746-25-06-10)

"ADAPTABLE HOUSING UNIT" means a dwelling unit that:

(a) is designed and built with features that permit easy modification to accommodate changing accessibility requirements over time; and

(b) conforms to the requirements and standards specified in section 3.8.5 and elsewhere in British Columbia Building Code for adaptable dwelling units.

(B/L No. 13335-14-06-23)

"ADJUSTED PRE-DEVELOPMENT RENT" means rent charged to a returning tenant, in accordance with the City of Burnaby's Tenant Assistance Policy, as amended or replaced from time to time, for a replacement rental unit in purpose-built rental housing, which is calculated based on the last rent of the pre-development unit when being vacated for the purpose of development, plus any annual rent increase established under the Residential Tenancy Act and its regulations for the duration of time between vacancy of the pre-development unit and occupancy of the replacement rental unit. (B/L No. 14206-20-10-26)

"AFTERCARE AND REHABILITATION CENTRE" means facilities for the operation of inpatient rehabilitation and/or aftercare programs, including those focused on substance abuse, addiction and mental health treatment. (B/L No. 14792-26-03-10)

"AGRICULTURE" means the use of land, buildings, and structures for any of the following:

(a) growing, producing, raising or keeping animals, plants, mushrooms, or their primary products, but does not include landscaping or the breeding of pets or operating a kennel;

(b) nurseries and greenhouses;

(c) cannabis production;

(d) licensed alcohol production; and

(e) farm activities that enable the above uses, including:

- I. clearing, draining, irrigating, or cultivating land;
- II. using farm machinery, equipment, devices, materials, and structures;
- III. applying fertilizers, manure, pesticides, biological control agents, including ground and aerial spraying; and
- IV. storage of agricultural products and the products of on-farm processing.

(B/L No. 14792-26-03-10)

"AGRICULTURAL LIQUID WASTE" means any waste by-product of farming that has less than 20% solids, and includes agricultural wastewater and silage juices, but does not include:

(a) food waste that is diverted from residential, commercial or institutional sources; or

(b) waste materials derived from non-agricultural operations.

(B/L No. 14792-26-03-10)

"AGRICULTURAL PROCESSING" means the collection, storage, grading, crating, packing, preparing, preserving, processing, packaging, and/or distribution of farm products, excluding processing of agricultural compost. (B/L No. 14792-26-03-10)

"AGRICULTURAL SOLID WASTE" means any waste by-product of farming, including manure, used mushroom growing medium, and agricultural vegetation waste, that has 20% or more solids and will not flow when piled, but excludes:

(a) food waste diverted from residential, commercial, or institutional sources;

(b) waste materials derived from non-agricultural operations; or

(c) wood waste derived from land clearing, construction, or demolition.

(B/L No. 14792-26-03-10)

"AGRI-TOURISM" means agriculture-related tourism activities such as agricultural heritage exhibits, farm tours, agricultural educational activities, tractor rides, petting zoos, harvest festivals, corn mazes, and similar activities that promote or market farm operations and products produced on the agricultural land where the activities occur. (B/L No. 14792-26-03-10)

"AMENITY SPACE" means a communal non-commercial recreational, social, or meeting space contained in, and provided for the exclusive use of the residents of a multiple family dwelling, and having an above grade floor area that does not exceed five percent of the building's gross floor area, and includes a child care facility that would otherwise meet the foregoing conditions except for the fact that it serves persons other than or in addition to those residents. (B/L No. 13829-18-02-26)

"AMENITY SPACE, PRIVATE HOSPITAL AND SUPPORTIVE HOUSING FACILITY" means communal space in a private hospital or category A or B supportive housing facility that is provided primarily for the use of the residents of the facility for dining, recreation, social activity, personal services, meeting or lobby purposes, together with associated circulation areas.
(B/L No. 13829-18-02-26)

"ANIMAL CARE" means businesses focused on improving the health and wellness of domestic pets, including veterinary hospitals and clinics, pet spa and grooming businesses, training and boarding facilities, shelters, and other similar businesses. (B/L No. 14792-26-03-10)

"ANIMAL HOSPITAL" means premises operated for the care, treatment and hospitalization of animals but does not include premises that keep or board healthy animals. (B/L No. 9322-90-02-19)

"ANIMAL TRAINING AND DAY CARE FACILITIES" means the use of an enclosed building for the provision during the day of animal training and day care but does not include keeping animals overnight. (B/L No. 11272-01-09-17)

"ANTIQUE AND COLLECTIBLE STORE" means an establishment used for the retail sale of one or more of the following:

(a) objects having special value because of their age, including antique furniture and furnishings;

(b) specialty collectors' objects, including stamps, coins, cards and dolls.

(B/L No. 11725-04-05-10)

"APARTMENT" means a dwelling unit within an apartment building. (B/L No. 13829-18-02-26)

"APARTMENT BUILDING" means a multiple family dwelling where dwelling units are primarily accessed via a common corridor. (B/L No. 13829-18-02-26)

"ARTIST STUDIO OR WORKSHOP" means workspace for artists to create, develop, and store physical art pieces and related tools, materials and equipment, including ancillary gallery and exhibition space and sales for art pieces. (B/L No. 14792-26-03-10)

"ASSISTED LIVING RESIDENCE" means housing providing hospitality services and assisted living services to three (3) or more adults that require a supportive living environment but can live independently, as defined and registered under the Community Care and Assisted Living Act, as amended or replaced from time to time. (B/L No. 14792-26-03-10)

"AUTOBODY REPAIR SERVICE" means a service specializing in routine maintenance and/or repair and restoration of vehicles damaged in a collision, but excluding the manufacture, assembly or body building of motor vehicles and manufacturing of parts. (B/L No. 14792-26-03-10)

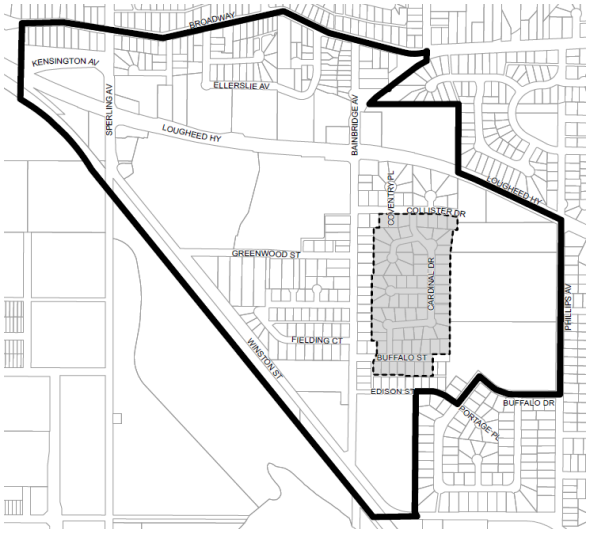
"AUTOMOBILE OR TRAILER SALES OR RENTAL LOT" means an open area used for the display, sale or rental of new or used passenger motor vehicles or trailers in operable condition, and where no repair work is done except minor incidental repair of vehicles to be displayed, sold or rented on the premises.

"AUTOMOBILE REPAIR SERVICES" means repairs to motor vehicles having a gross vehicle weight less than 4,600 kg (10,000 lb), but does not include motor vehicle manufacture, assembly, body building, manufacturing of motor vehicle parts, body repairs and modifications, painting or engine remanufacturing; nor does it include the following as principal uses in any district: engine rebuilding, radiator repairs, transmission repairs, upholstery repairs. (B/L No. 9530-91-02-25)

"AUTOMOBILE WRECKING YARD" means an area outside of an enclosed building where motor vehicles are disassembled, dismantled or junked or where vehicles not in operable condition or used parts of motor vehicles are stored.

"AUTOMOTIVE REPAIR SHOP" means a building used or intended to be used for motor vehicle inspections and for repairs to motor vehicles, trailers and parts thereof, but does not include the manufacture, assembly or body building of motor vehicles nor manufacturing of parts.
(B/L No. 9530-91-02-25)

"BAINBRIDGE URBAN VILLAGE COMMUNITY PLAN AREA" means the geographical area shown outlined in bold black line on the following map, but excluding the geographical area shown outlined in dashed black line with grey shading: (B/L No. 14546-23-03-27)



"BALCONY" means an accessible cantilevered deck that projects from a building, or is recessed into the wall of a building above ground level, and is partially enclosed so as to remain permanently open to the exterior environment. (B/L No. 14183-20-09-14)

"BASEMENT" means the portion of a building between two floor levels that is partly underground but has at least one-half its height, from its finished floor to the underside of the joists of the floor next above it, above average natural grade as determined by the Building Inspector; and a basement shall be considered to be a storey unless otherwise stated in this Bylaw. (B/L No. 14588-23-09-11)

"BAY WINDOW" means a projection from the wall of a building that is at least:
(a) 46 cm (1.5 ft.) above the level of the adjacent floor surface; and
(b) 50 percent glazed when viewed in elevation.
(B/L No. 13863-18-05-14)

"BEDROOM" when used as a unit of measurement for determining minimum suite floor area, includes dens, libraries, recreation rooms, sewing rooms or other rooms of like character or kind. (B/L No. 14184-20-09-14)

"BEVERAGE CONTAINER RETURN CENTRE" means a building that is used for the collection, temporary storage and shipment of used beverage containers. (B/L No. 10799-98-10-05)

"BILLIARD HALL" means a commercial undertaking containing two or more billiard or pool tables available for the use of its patrons but does not include an apartment building, a hotel, or a club or lodge. (B/L No. 14700-24-12-02)

"BLOCK FRONT" means the frontage of private property along one side of a street between intersecting or intercepting streets or between a street and a railroad right-of-way or a street end. (B/L No. 9189-89-07-10)

"BOARDING USE" means the use of one or more sleeping units within a dwelling unit for the accommodation of a maximum of two boarders or lodgers, for a duration of not less than 30 days at any one time. Boarding use may include the provision of meal services but does not include a short-term rental. (B/L No. 14271-22-06-20)

"BOARDING, LODGING OR ROOMING HOUSE" means a dwelling in which more than 2 sleeping units are rented, with or without meals being provided, to more than 2 and not exceeding 15 persons, other than members of the family of the lessee, tenant or owner, and excludes the preparation of meals within the rented units. Boarding, lodging and rooming house does not include a short-term rental, or club or lodge.
(B/L No. 14271-22-06-20)

"BODY RUB SALON" means an establishment where the touching, manipulation or massaging of a persons body or any part thereof is performed or offered, but does not include businesses or premises where hairdressing, haircutting or cosmetological services are performed or offered or where medical, therapeutic or cosmetic massage treatment is given by a person duly licensed, certified or registered under any statute of the Province of British Columbia governing such activities, and does not include a day spa or therapeutic touch treatment business as defined in the Burnaby Adult Service Business Regulation Bylaw 2001. (B/L No. 11693-04-04-19)

"BUILDING" means a structure, located on the ground, which is designed, erected or intended for the support, enclosure, or protection of persons or property. (B/L No. 7477-80-03-10)

"BUILDING, COMPLETELY ENCLOSED" means a building separated on all sides from the adjacent open spaces, or from other buildings or structures, excluding fences and retaining walls, by a permanent roof and by exterior walls or party walls, pierced only by windows and normal entrance or exit doors. (B/L No. 14170-20-07-06)

"BUILDING, FRONT LINE OF" means the extended line of the wall of the building, (or of any projecting portion of the building, except balconies, steps, sills, belt courses, cornices, eaves, fire escapes and uncovered decks) which faces the front lot line. (B/L No. 14183-20-09-14)

"BUILDING, REAR LINE OF" means the extended line of the wall of the building (or of any projecting portion of the building, except balconies, steps, sills, belt courses, cornices, eaves, fire escapes and uncovered decks) which faces the rear lot line. (B/L No. 14183-20-09-14)

"BUILDING, TEMPORARY" means a building or structure placed on a lot for a limited period of time in accordance with Section 6.7 of this Bylaw. A temporary building does not include a mobile home which is located in a mobile home park or a recreational vehicle. (B/L No. 14390-22-03-07)

"BULK" means the size and location of buildings and structures in relation to the lot. Bulk regulations include maximum height of a building, minimum lot area and width, minimum front, side and rear yards and maximum lot coverage and floor area.

"CANNABIS PROCESSING FACILITY" means a building or portion thereof providing for the processing, packaging, analytical testing, warehousing and/or distribution of cannabis products, but does not include cultivation, propagation or harvesting of cannabis. (B/L No. 14700-24-12-02)

"CANNABIS PRODUCTION FACILITY" means a building or portion thereof providing for the cultivation, propagation, and harvesting of cannabis. (B/L No. 14700-24-12-02)

"CANNABIS STORE" means:
(a) a government cannabis store; or
(b) a licensee cannabis store.
(B/L No. 14700-24-12-02)

"CANNABIS STORE, GOVERNMENT" means a retail store established by the government under the Cannabis Distribution Act, as amended or replaced from time to time, for the sale of cannabis and cannabis accessories to consumers, and for certainty, does not include a licensee cannabis store. (B/L No. 13928-18-09-24)

"CANNABIS STORE, LICENSEE" means a retail store licensed under Part 4 of the Cannabis Control and Licensing Act, as amended or replaced from time to time, for the sale of cannabis and cannabis accessories. (B/L No. 13928-18-09-24)

"CAR WASH FACILITY" means a space that is used for the purpose of washing vehicles and bicycles. (B/L No. 14598-23-11-06)

"CARPORT" means a detached accessory building or portion thereof or a portion of a principal building that is used as a private garage and has 60 percent or less of the perimeter enclosed by walls, doors or windows. (B/L No. 14661-24-06-10)

"CARTAGE, DELIVERY AND EXPRESS FACILITY" means a building or property used as an origin or destination point from which single unit, single axle trucks, of 13,600 kg GVW (29,982.36 lbs. GVW) (Gross Vehicle Weight) or less, are dispatched for the local delivery or pick-up of goods, and which may include necessary warehouse space for the transitory storage of such goods.
(B/L No. 5884-71-09-20)

"CATERING ESTABLISHMENT" means a business that stores, prepares, cooks and delivers food and beverages exclusively for off-site consumption. (B/L No. 14792-26-03-10)

"CELLAR" means the portion of a building between two floor levels that is partly or wholly underground and has more than one-half its height, from its finished floor to the underside of the joists of the floor next above it, below average natural grade as determined by the Building Inspector. A cellar shall not be considered to be a storey, except in the R1 District. (B/L No. 14661-24-06-10)

"CEMETERY" means lands approved and designated as a place of internment for buried or cremated human remains under the *Cremation, Internment and Funeral Services Act*, as amended or replaced from time to time, and including accessory buildings, structures and uses, such as crematoria, columbaria, interment facilities, mausoleums, chapels, and reception centres.
(B/L No. 14792-26-03-10)

"CHANNELIZED STREAM" means a stream that has been historically altered (e.g. diverted, dredged, dyked, or straightened). These streams form a natural part of the drainage pattern, have been modified to accommodate development or agriculture, and excludes constructed ditches.
(B/L No. 14792-26-03-10)

"CENTRAL VETERINARY HOSPITAL" means an animal hospital which operates 24 hours a day providing hospital facilities for the patients of participating member veterinarians and which serves a number of animal clinics on an area wide basis, and where no provision is made for the keeping or boarding of healthy animals. (B/L No. 7501-80-04-28)

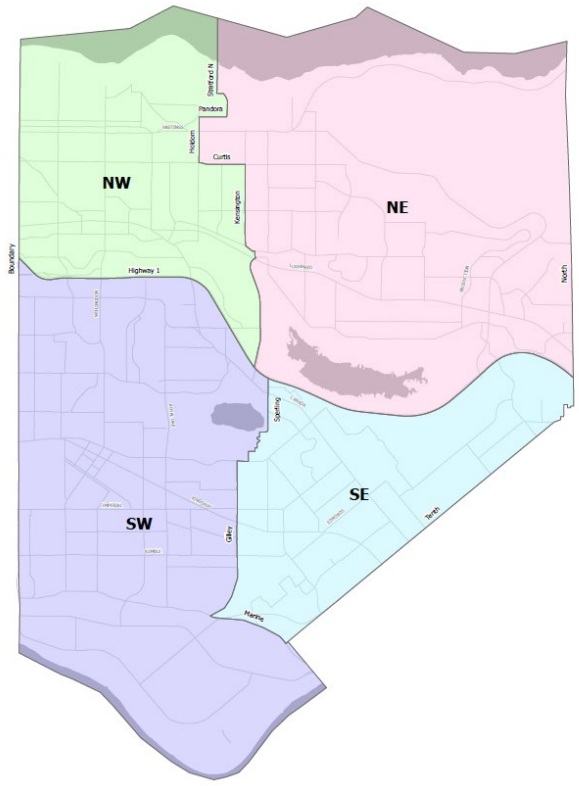
"CHILD CARE FACILITY" means a community care facility for child care, all as defined in the Community Care and Assisted Living Act that is licensed under the Child Care Licensing Regulation, but excludes a home-based child care facility. (B/L No. 13639-16-12-12)

"CHILDREN'S INSTITUTION" means an orphanage, boarding home or other establishment for children wherein care, food and lodging are furnished, with or without charge, for five or more children under fifteen years of age living apart from their parents or guardians, excepting any home approved as a foster home by the Child Welfare Division, Department of Social Welfare, any home maintained by a person to whom the children are related by blood or marriage, and excepting hospitals.
(B/L No. 10753-98-06-15)

"CITY" means the City of Burnaby. (B/L No. 11032-99-12-13)

"CIVIC FACILITY" means a use for public functions, including but not limited to government offices, community centres, public recreation facilities, public cultural facilities, public libraries, courts of law, and other civic centres, including facilities and lands intended as a base of operations for emergency services, such as police, fire, and ambulance services. (B/L No. 14792-26-03-10)

"CITY OF BURNABY QUADRANT" means each of the four geographic areas of the City labelled NW, SW, NE, and SE on the following map, and for certainty where a boundary between quadrants follows a road, the boundary is the centre of that road and in other cases the boundary is the exact mid-point of the line, when the map is reproduced at a scale of 1:1000, and shown on "BurnabyMap", which consists of computer record compiled using geographic information software and a Global Positioning System. (B/L No. 14764-25-10-14)



"CLASS A BICYCLE PARKING" means a secure and weather-protected place to park bicycles for employees, students, residents, commuters and others who generally stay at a site for several hours or longer. (B/L No. 14636-24-03-11)

"CLASS B BICYCLE PARKING" means a convenient and readily accessible place to park bicycles for shoppers, customers, messengers and other visitors. (B/L No. 14636-24-03-11)

"CLUB OR LODGE" means a building or establishment used by an association or organization for fraternal, social or recreational purposes which may include limited private sleeping unit accommodation without private cooking facilities, and which shall be operated for the use of club members and their guests only.

"CMHC MARKET MEDIAN RENT" means the median residential rent applicable to areas within the City of Burnaby, based on rental market data collected by the Canadian Mortgage and Housing Corporation (CMHC) for specific rental unit types, age of buildings, size of buildings, and geographic areas. (B/L No. 14206-20-10-26)

"COLLEGE AND UNIVERSITY" means an educational institution which:

(a) provides specialized professional, technical and vocational training and education in various disciplines of advanced learning;

(b) is authorized to grant degrees, under the *University Act, College and Institute Act, Degree Authorization Act*, or another Act of the Province; and,

(c) may offer university transfer and applied degree programs, career and trade training programs, upgrading and preparatory programs, apprenticeship, continuing education, and similar programs.

(B/L No. 14317-21-05-31)

"COMMERCIAL KITCHEN" means a facility equipped for the preparation, cooking, and storage of food on a larger scale for commercial purposes, primarily for off-site consumption, and which may support a catering establishment, commissary kitchen, or other food business or non-profit initiatives. A commercial kitchen is typically equipped with professional-grade appliances, ventilation systems, food storage areas, and sanitation features. (B/L No. 14792-26-03-10)

"COMMERCIAL VEHICLE" means a vehicle engaged in carrying or which is designed to carry goods, wares or merchandise and which is licensed as a commercial vehicle under the appropriate municipal or provincial laws or regulations.

"COMMISSARY KITCHEN" means a commercial kitchen space that is shared by multiple food businesses for large-scale professional food preparation, processing, cooking and storage purposes. (B/L No. 14792-26-03-10)

*"**COMMUNITY BENEFIT BONUS**"* means additional height and floor area permitted in a development based on meeting conditions specified in Schedule XII. (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT BONUS AMENITY" means one or more civic amenity or alternative amenity, as set out in Section 1200.1(2) and (3). (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT BONUS AMENITIES RESERVE FUND" means the reserve fund established to receive money collected in respect to payment in-lieu of provision or conservation of a **community benefit bonus amenity** under Schedule XII. (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT CAPITAL COST RATE" means the capital cost rate applicable to **community benefit bonus housing** and **community benefit bonus amenity**, as set out in Section 1200.3(3). (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT BONUS HOUSING" means **non-market rental housing** and other non-market housing types that offer rents, or equivalent housing costs, below the **inclusionary rental rate**. (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT BONUS HOUSING RESERVE FUND" means the reserve fund established to receive money collected in respect to payment in-lieu of provision of **community benefit bonus housing** under Schedule XII. (B/L No. 14764-25-10-14)

"COMMUNITY BENEFIT RATE" means the applicable community benefit rate for a zoning district and residential tenure in a **City of Burnaby Quadrant**, as set out in Section 1200.3(1). (B/L No. 14764-25-10-14)

"COMMUNITY GARDEN" means land used for the recreational growing of plants, especially fruits, vegetables, herbs and other edible plants for local consumption. (B/L No. 14792-26-03-10)

"COMMUNITY HERITAGE REGISTER" means a register that identifies lots that are considered by the City to be heritage property, as defined in the *Local Government Act*. (B/L No. 14661-24-06-10)

"CONFINED LIVESTOCK AREA" means an outdoor, non-grazing, non-crop area where livestock, farmed game or poultry are confined by fences, structures or topography, including feed lots, exercise yards, holding areas, poultry ranges, paddocks, corrals, outdoor riding arenas and turnout pens, but excluding seasonal feeding areas. (B/L No. 14792-26-03-10)

"CONFORMING BUILDING OR USE" means any building or use which conforms with all the regulations of the Bylaw, or of any amendment thereto, for the zoning district in which such building or use is located.

"CONGREGATE HOUSING" means housing in which individuals reside in units within a building that offers access to communal spaces and varying levels of support services, including group homes, assisted living residences, and residential care facilities, but excludes supportive housing.
(B/L No. 14792-26-03-10)

"CORRECTIONAL AND PAROLE FACILITIES" means facilities operated by B.C. Corrections or the Correctional Service of Canada intended for the incarceration, detention and treatment of criminal offenders or the supervision of offenders under conditional release into the community, including prisons, detention centres, healing lodges and treatment centres specifically for criminal offenders, community residential facilities and parole offices. (B/L No. 14792-26-03-10)

"CREMATORIA" means facilities of parts thereof fitted with appliances for the purpose of cremating human or animal remains, which may or may not be situated within a cemetery.
(B/L No. 14792-26-03-10)

"COUNCIL" means the Council of the City of Burnaby. (B/L No. 11032-99-12-13)

"COURT" means an open space unoccupied from the ground upwards or from an intermediate floor upwards, located on the same lot at the building which it serves, enclosed on three or more sides by the exterior walls of such building.

"CRAWL SPACE" means the space at or below natural grade between the underside of the joists of the floor next above and the floor slab on the ground surface below, having a vertical clear height less than 1.2 m (3.9 ft.). (B/L No. 9663-91-12-16)

"CURB LEVEL" means the level of the established curb in front of the building, measured at the centre of such front. When no curb has been established, the City Engineer may establish such curb level or its equivalent, for the purpose of this Bylaw. (B/L No. 11032-99-12-13)

"CYBER ENTERTAINMENT USE" means a commercial establishment that has available for the use of its patrons for entertainment purposes six or more:

(a) games machines; and/or

(b) computers or other electronic devices that provide access to:

  (i) the internet or other electronic communication network;

  (ii) videogames; and/or

  (iii) virtual realities.

(B/L No. 14184-20-09-14)

"DANGEROUS GOODS" means any product, substance or organism included in the classes listed in the Schedule to the Transportation of Dangerous Goods Act, 1992, C. 34, as amended or replaced from time to time. (B/L No. 14792-26-03-10)

"DECK, COVERED" means an accessible roofed deck that is not cantilevered, and is partially enclosed so as to remain permanently open to the exterior environment. A covered deck does not include a terrace that is covered. (B/L No. 14183-20-09-14)

"DECK, UNCOVERED" means an accessible roofless deck that is not cantilevered, and is partially enclosed so as to remain permanently open to the exterior environment. An uncovered deck does not include a terrace that is roofless. (B/L No. 14183-20-09-14)

"DEPTH, PRINCIPAL BUILDING" means for a principal building, the horizontal distance between the point of the building nearest the front lot line and the point of the building nearest the rear lot line (or in the case of a through lot, the other front lot line), excluding the following projections:

(a) belt courses, cornices, eaves, gutters, sills, chimneys, or other similar features, up to 900 mm (2.95 ft.) in length;

(b) bay windows up to 900 mm (2.95 ft.) in length; and,

(c) balconies, covered decks, uncovered decks, canopies, and sunshades, including supporting structures, up to 1.2 m (3.94 ft.) in length. (B/L No. 14183-20-09-14)

(B/L No. 12942-11-06-20)

"DEVELOPMENT" means a change in the use of any land, building or structure for any purpose, and shall include the carrying out of any building, engineering, construction or other operation in, on, over or under land, or the construction, addition, or alteration of any building or structure.

"DISCOTHEQUE" means an establishment which provides music and dancing facilities for patrons 13 to 18 years of age inclusive. Such an establishment may also include facilities for the consumption of food and non-alcoholic beverages, a game area, as well as ancillary office and storage spaces. (B/L No. 7130-77-11-14)

"DISPLAY YARD" means an open area used for the display of new or used passenger automobiles, motor vehicles, trailers, trucks, truck trailers, equipment, machinery or boats in operable condition, which are continually available for sale or rental, and where no repair work is done except of a minor incidental nature. A display yard shall also include an open area where samples of the finished products can be assembled or constructed from the materials (new only) available for sale on the premises may be displayed.

"DITCH" means a constructed watercourse designed for the purpose of draining water from an area. They are characterized as being straight, lacking headwaters, and not part of a natural or historic drainage pattern. (B/L No. 14792-26-03-10)

"DORMITORY" means a building consisting of sleeping units or dwelling units, or both, for the accommodation of faculty, staff, students, or other persons affiliated with an educational institution, private school, hospital, religious order, rest home, or other similar institution, and their family members, and which is regulated by such institution. A dormitory may contain communal dining facilities, but does not include a boarding, lodging or rooming house. For the purposed of this definition, the term "family member" means a person's spouse, a person's child, and a person's spouse's child. (B/L No. 14317-21-05-31)

"DRIVE-IN BUSINESS" means an establishment with facilities for attracting and servicing prospective customers travelling in motor vehicles which are driven on to the site where such business is carried on and where normally the customer remains in the vehicle for service, but shall not include car washing establishments, drive-in restaurants, drive-in theatres or gasoline service stations.
(B/L No. 5791-70-11-09)

"DRIVE-IN RESTAURANT" means an eating establishment with facilities for attracting and servicing prospective customers travelling in motor vehicles which are driven on to the site where such establishment is located, and where the customer is permitted or encouraged, either by the design of the restaurant facilities or by service and/or packaging procedures, to:

(a) remain in his vehicle for service and for consuming the food which is purchased, or
(b) leave his vehicle to purchase food and is given the choice of either consuming the food in his vehicle or within the drive-in restaurant building. (B/L No. 5791-70-11-09)

"DWELLING, DUPLEX" means any building consisting of two primary dwelling units.
(B/L No. 14661-24-06-10)

"DWELLING, MULTIPLE FAMILY" means any building consisting of three or more primary dwelling units, but does not include a supportive housing facility. (B/L No. 14661-24-06-10)

"DWELLING, MULTIPLEX" means a multiple family dwelling that contains no more than six dwelling units in a building on a lot, where at least three of the dwelling units are primary dwelling units. (B/L No. 14661-24-06-10)

"DWELLING, ROW HOUSE" means at least two side-by-side primary dwelling units, each sharing a party wall with the adjoining unit and each unit located on a separate lot that is not a strata lot.
(B/L No. 14661-24-06-10)

"DWELLING, SINGLE FAMILY" means any building consisting of one primary dwelling unit.
(B/L No. 14588-23-09-11)

"DWELLING, TOWNHOUSE" means one of two or more dwelling units within a strata development, where each dwelling unit has individual direct access to the outside either at ground level or by stairs and is attached to at least one other dwelling unit by a shared floor or party wall. (B/L No. 14661-24-06-10)

"DWELLING UNIT" means one or more habitable rooms constituting one self-contained unit with a separate entrance, which is occupied or intended to be occupied as a residence by one family only. A dwelling unit shall not contain more than one cooking facility. (B/L No. 14792-26-03-10)

"EDUCATIONAL SERVICES" means services that provide training, instruction, and education, including private schools, public schools, commercial schools, post-secondary institutions (e.g. colleges and universities), vocational institutions, trade schools, and other facilities dedicated to academic, technical, or professional education, but excluding dormitories. (B/L No. 14792-26-03-10)

"ELECTRIC VEHICLE" means a vehicle that uses electricity for propulsion, and that can use an external source of electricity to charge the vehicle's batteries. (B/L No. 13903-18-07-23)

"ELECTRIC VEHICLE ENERGY MANAGEMENT SYSTEM" means a system used to control electric vehicle supply equipment loads through the process of connecting, disconnecting, increasing, or reducing electric power to the loads and consisting of any of the following: a monitor(s), communications equipment, a controller(s), a timer(s), and other applicable device(s).
(B/L No. 13903-18-07-23)

"ELECTRIC VEHICLE SUPPLY EQUIPMENT" means a complete assembly consisting of conductors, connectors, devices, apparatus, and fittings installed specifically for the purpose of power transfer and information exchange between a branch electric circuit and an electric vehicle.
(B/L No. 13903-18-07-23)

"ELEVATION, FRONT AVERAGE" means the average elevation of the lower of the natural grade or finished grade along the exterior of the building facing the front lot line. (B/L No. 14598-23-11-06)

"ELEVATION, REAR AVERAGE" means the average elevation of the lower of the natural grade or finished grade along the exterior of the building facing the rear lot line or, for a through lot, the other front lot line. (B/L No. 14598-23-11-06)

"ELIGIBLE TENANT" means in the case of an **inclusionary rental unit**, a **family** where rent at the **inclusionary rental rate** represents more than 20% and less than 30% of the **family's** gross household income. (B/L No. 14764-25-10-14)

"EMERGENCY SHELTER" means a building providing temporary accommodation and protection from weather or danger, overnight or for a greater duration. (B/L No. 14733-25-04-08)

"ENERGIZED OUTLET" means a connected point in an electrical wiring installation at which current is taken and a source of voltage is connected to supply utilization equipment.
(B/L No. 13903-18-07-23)

"ENERGY GENERATION" means the use of equipment and facilities for generating and distributing energy from renewable, sustainable, and/or low-emission sources, including but not limited to solar panels and district energy systems, that are of a scale and intensity that minimize conflict with residential uses in areas of mixed development. (B/L No. 14746-25-06-10)

"FAMILY" means one or more people living together in a dwelling as a single non-profit household.
(B/L No. 14598-23-11-06)

"FARM PRODUCT" means a commodity or good derived from the cultivation or husbandry of land, plants, or animals (except pets and exotic animals) that are grown, reared, raised or produced on a farm. (B/L No. 14792-26-03-10)

"FARM RETAIL SALES" means the retail sale of farm products on a property with a principal agriculture use. (B/L No. 14792-26-03-10)

"FENCE" means a structure, not being a building, used as an enclosure or for screening purposes around all or part of a lot. (B/L No. 14170-20-07-06)

"FINANCIAL INSTITUTION" means a bank, insurance company, credit union, financial advisor or broker, cash chequing company, payday loan service, or similar business that provides on-site customer service. (B/L No. 14746-25-06-10)

"FLEX-UNIT" means an accessory dwelling unit within a multi-family flex-unit.
(B/L No. 14271-22-06-20)

"FLOOR AREA RATIO" means the figure obtained by dividing the gross floor area of all buildings on a lot by the area of the lot. (B/L No. 14542-23-02-13)

"FREIGHT DEPOT OR TERMINAL" means a facility intended to receive and store goods in bulk for the purposes of distribution and shipping by truck or rail, including administrative offices and other related accessory buildings and structures. (B/L No. 14792-26-03-10)

"FREQUENT TRANSIT NETWORK AREA" means an area within 400 m (1,312.34 ft) of a bus stop with frequent service as prescribed in the *Local Government Zoning Bylaw Regulation*, as amended from time to time. (B/L No. 14661-24-06-10)

"GAMING ESTABLISHMENT" means a premises used for wagering on games of chance that are licensed in accordance with the British Columbia Gaming Commission or by such other person or authority as the Province of British Columbia may specify for the purpose of licensing gaming. (B/L No. 14746-25-06-10)

"GAMING FACILITY" means any place that is customarily or regularly used for bingo or other games of chance or mixed chance and skill, excluding games of chance played on slot machines, pursuant to a licence issued by the British Columbia Gaming Commission or by such other person or authority as the Province of British Columbia may specify for the purpose of licensing gaming activities.
(B/L No. 10708-98-04-06)

"GAMING HOUSE" means any place, including a social club, that is customarily or regularly used for bingo or other games of chance or mixed chance and skill, including games of chance played on slot machines, and for which a licence has been issued by the British Columbia Gaming Commission or by such other person or authority as the Province of British Columbia may specify for the purpose of licensing gaming activities. (B/L No. 10708-98-04-06)

"GARAGE, PRIVATE" means a detached accessory building or a portion of a principal or accessory building used solely for the parking or temporary storage of private motor vehicles and in which there are no facilities for repairing or servicing such vehicles. Private garages located within structured parking or underground parking shall only be permitted on lots that are subject to rezoning to the CD (Comprehensive Development) District. (B/L No. 13838-18-03-12)

"GASOLINE SERVICE STATION, CONVENTIONAL" means any building or land used or intended to be used for the retail sale of motor fuels and lubricants that are dispensed by an attendant for the customer and may include the sale of automobile accessories, automobile repair services and motor vehicle inspections. A self-serve facility for the dispensing of motor fuels and lubricants by the customer may also be provided as an accessory use on the site but shall be limited to one pump island only. Pressurized air service for vehicle tires and water service for vehicle radiators shall be provided at all times without charge for customer use. (B/L No. 11888-05-04-11)

"GASOLINE SERVICE STATION, SELF-SERVE" means any building or land used or intended to be used for the retail sale of motor fuels and lubricants that are dispensed.

(a) primarily by the customer from self-serve pumps; and

(b) by an attendant on behalf of the customer from at least one dual sided full serve pump, that offers all grades of fuel that are offered at the self-serve pumps, between the hours of 7:00 a.m. and 11:00 p.m. or, where the service station is open for business for less than 16 hours a day, during the whole time that it is open for business, on each day that it is open for business;

and may include the sale of automobile accessories, automobile repair services and motor vehicle inspections. Pressurized air service for vehicle tires and water service for vehicle radiators shall be provided at all times without charge for customer use.
(B/L No. 11888-05-04-11)

"GRADE OR GRADE LEVEL, NATURAL" means the existing undisturbed ground level with no adjustment having been made, except for a minor slope equalization as approved by the Chief Building Inspector. (B/L No. 14598-23-11-06)

"GROSS FLOOR AREA" means

(a) in respect of a lot, the total floor area of all floors of all buildings on the lot; and

(b) in respect of a portion of a building, the total floor area of such portion of the building,

In each case measured to the outer limit of the applicable building, buildings or portion of the building on the lot, and in accordance with Sections 6.20 and 6.20.1 or this bylaw. (B/L No. 14542-23-02-13)

"GROUP HOME" means housing accommodating between three (3) to ten (10) residents per lot, containing no uses other than group home, and is regulated under the *Community Care and Assisted Living Act,* as amended or replaced from time to time. (B/L No. 14792-26-03-10)

"HABITABLE ROOM" means a room designed for living, sleeping, eating or food preparation, including a living room, dining room, bedroom or kitchen.

"HEALTH CARE FACILITY" means a premises for the provision of services by at least one person licensed under the *Health Professions Act*. (B/L No. 14746-25-06-10)

"HEIGHT" means the vertical dimension of a building or structure measured in accordance with this Bylaw. (B/L No. 14170-20-07-06)

"HERITAGE ADAPTIVE USE" means the use of a building or structure listed on the Community Heritage Register located on publicly-owned or publicly-leased and operated lands for various community-serving or commercial uses, including dwelling unit(s) for artist-in-residence, housing or caretaker suites, visitor accommodation, and/or non-profit office space. (B/L No. 14792-26-03-10)

"HOME-BASED CHILD CARE FACILITY" means a community care facility for child care, all as defined in the Community Care and Assisted Living Act,that is licensed under the Child Care Licensing Regulation and is located in the personal residence of the facility operator.
(B/L No. 13639-16-12-12)

"HOME OCCUPATION" means an occupation or profession that is incidental to the use of a dwelling unit for residential purposes, or to the residential use of a lot occupied by a dwelling and includes:

(a) the office or studio of a person engaged in business, art, health, crafts or instruction,

(b) a boarding use, (B/L No. 14271-22-06-20)

(c) the operation of a home-based child care facility.

(B/L No. 13639-16-12-12)

"HOSPITAL" means a hospital as defined in the *Hospital Act* and/or a facility for ambulance services as defined in the *Emergency Health Services Act*. (B/L No. 14746-25-06-10)

"HOSPITAL, PRIVATE" means a house in which two or more patients, other than the spouse, parent or child of the owner or operator thereof, are living at the same time, and including a nursing home or convalescent home, but does not include a hospital as defined in this Bylaw or a hospital licensed under the Mental Hospitals Act.

"HOTEL" means a building in which there are more than six sleeping units wherein accommodation without private cooking facilities is provided for transient lodgers, and having a public dining room or cafe.

"HOTEL, ALL SUITE" means a building intended to provide comprehensive services including a restaurant, conference and banquet facility, lounge, recreational amenities and accommodation for transient lodgers wherein the accommodation is primarily suites that contain minor cooking facilities that do not exceed the following, namely, a two-burner cook top, a microwave oven, a sink and a small refrigerator. (B/L No. 10473-96-11-04)

"HOTEL, MOTOR" means a building in which there are more than six sleeping units wherein accommodation without private cooking facilities is provided, occupied or intended to be occupied primarily by transient motorists, and having a public dining room or cafe. Each sleeping unit shall be self-contained with its own bathroom with a water closet, wash basin and bath or shower and having its own parking space conveniently located on the lot.

*"**HOUSING AGREEMENT**"* means an agreement authorized by bylaw pursuant to Section 483 of the *Local Government Act*. (B/L No. 14764-25-10-14)

"INCLUSIONARY RENTAL RATE" means an amount that does not exceed the most recently published CMHC market median rent for a comparable **dwelling unit** (in terms of number of bedrooms) in the Burnaby Census Subdivision, as of the date the owner and **eligible tenant** enter into a tenancy agreement, together with any annual increase permitted in accordance with the *Residential Tenancy Act.* Where permitted by the **City**, the rent for an **inclusionary rental unit** may be varied, provided the average rent across all such inclusionary rental units in the development does not at any time exceed the **permitted cumulative average rent**. (B/L No. 14764-25-10-14)

"INCLUSIONARY RENTAL UNIT" means a non-market **dwelling unit** that is required to be provided in a development pursuant to Schedule XI and in accordance with a **housing agreement**, is rented or offered for rent only to an **eligible tenant**, for an amount that does not exceed the **inclusionary rental rate**. (B/L No. 14764-25-10-14)

"INDUSTRIAL FUELLING INSTALLATION" means a building or land used or intended to be used for the sale of motor fuel and lubricants for use only in industrial equipment or commercial vehicles. (B/L No. 8560-86-06-23)

"INDUSTRIAL, HEAVY" means industries involving the manufacturing, processing, or handling of materials that may produce significant external impacts such as noise, vibration, smoke, dust, odors, heat, or emissions. Heavy industrial uses include, but are not limited to, chemical manufacturing, petroleum refining, metallurgical processing, pulp and timber milling, cement productions, and other heavy manufacturing processes, as well as facilities involved in the recycling, recovery and shipment of hazardous or non-hazardous waste. (B/L No. 14746-25-06-10)

"INDUSTRIAL, LIGHT" means industries involving the manufacturing, processing, or handling of goods and materials generally intended for end-users/consumers that produce fewer or limited external and environmental impacts – including noise, vibration and emissions – compared to heavy industrial uses and that may be sited proximate to residential or other sensitive uses with minimal conflict. Light industrial uses include small-batch food, beverage, and household good manufacturers; maintenance, cleaning, and repair services and workshops; and assembly and packaging of general-purpose consumer goods. (B/L No. 14792-26-03-10)

"INDUSTRIAL PORT OR HARBOUR USE" means infrastructure and uses that support industrial maritime and seafaring operations, including cargo and goods transport, but excluding marinas or similar facilities for the mooring, operation and support of personal, pleasure and recreational watercraft. (B/L No. 14792-26-03-10)

"JUNIOR ONE-BEDROOM UNIT" means a one bedroom living unit in a category B supportive housing facility having a floor area of less than 46 m^2 (495.16 sq. ft.). (B/L No. 11591-03-09-29)

"JUNK YARD" means an area outside of an enclosed building where junk, waste, used building materials, used industrial materials, scrap metal, used discarded or salvaged materials are bought, sold, exchanged, stored, baled, packed, disassembled, or handled. A junk yard shall not be construed to include establishments for the sale, purchase, or storage of used furniture, used cars in operable conditions, or the processing of used, discarded or salvaged materials as a minor part of manufacturing operations.

"KENNEL" means any building, structure, compound, group of pens or cages or property in which or where 3 or more dogs or 5 or more cats are or are intended to be trained, cared for, bred, boarded or kept for any purpose whatsoever, and shall include any building or part thereof in which 2 or more dogs are kept for breeding purposes. For the purpose of this definition dogs and cats under the age of 4 months shall be excluded. (B/L No. 9276-89-12-18)

"LANDSCAPING" means the planting of lawns, shrubs and trees, primarily for shade, privacy, recreational and/or ornamental purposes, and the addition of fencing, walks, drives, or other structures and materials as used in landscape architecture. (B/L No. 14792-26-03-10)

"LANE" means a public thoroughfare or way which affords only secondary means of access to a lot, at the side or rear.

"LEARNING CENTRE" means an establishment providing supplementary education or tutorial services but does not provide accredited education courses. (B/L No. 12690-09-10-05)

"LEVEL 2 CHARGING" means a Level 2 electric vehicle charging level as defined by SAE International's J1772 standard. (B/L No. 13903-18-07-23)

"LIQUOR LICENCE ESTABLISHMENT" means an establishment selling or dispensing liquor for which a liquor primary licence or a liquor primary club licence is required under the Liquor Control and Licensing Act. (B/L No. 11517-03-05-12)

"LIQUOR STORE" means:

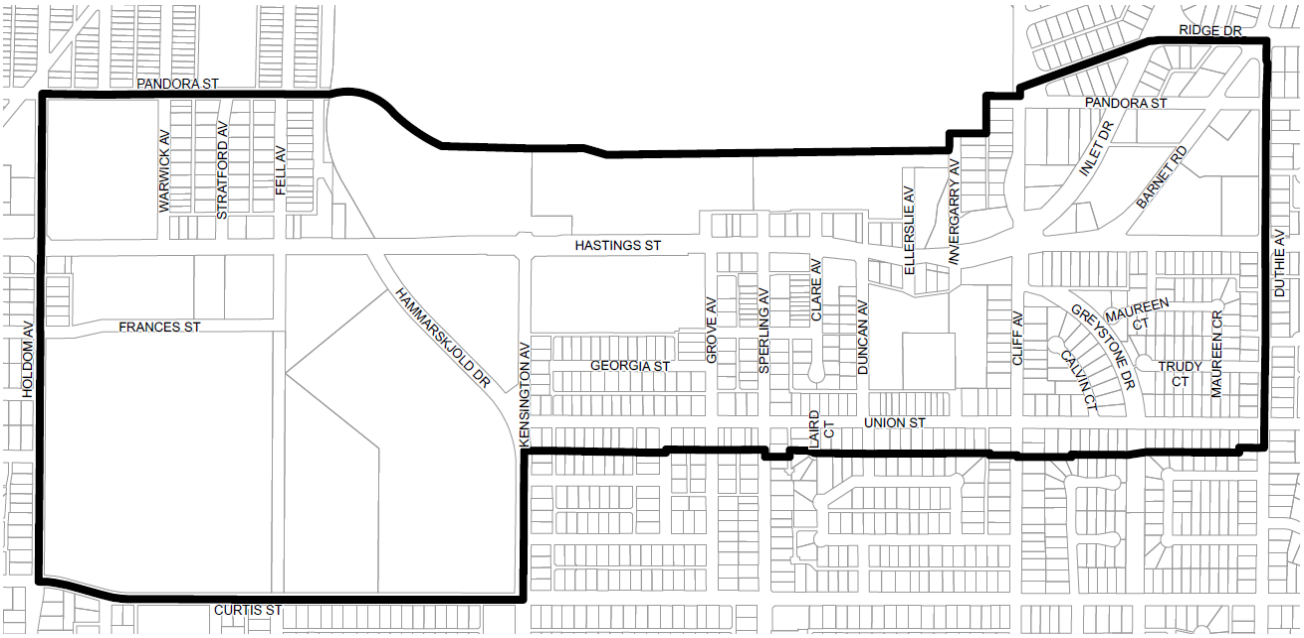
(a) a government liquor store, government beer store or government wine store established under the provisions of the Liquor Distribution Act; or

(b) a store licensed under the provisions of the Liquor Control and Licensing Act to sell liquor for off-site consumption and includes an agency store established under the provisions of the Liquor Distribution Act.

(B/L No. 14700-24-12-02)

"LIVE-WORK UNIT" means a premises that includes space for the operation of a commercial use with the remainder being a dwelling unit in which the primary operator of the commercial use resides (B/L No. 14746-25-06-10)

"LOCHDALE URBAN VILLAGE COMMUNITY PLAN AREA" means the geographical area shown outlined in bold black line on the following map: (B/L No. 14546-23-03-27)



"LOT" means an area of land designated as a separate and distinct parcel on a legally recorded subdivision plan or description filed in the Land Registry Office and having a principal frontage upon a public street or place.

"LOT AREA" means the total horizontal area within the lot lines of a lot, except for lots that are rezoned on or after 2018 April 01 to the CD (Comprehensive Development) District based in whole or in part on the RM, C, M, B and P Districts, lot area shall be inclusive of the area of street and lane dedication immediately adjacent to the lot, as shown on the subdivision plan pertaining to the lot, approved as a prerequisite to the CD zoning of the site. (B/L No. 13838-18-03-12)

"LOT COVERAGE" means the combined area covered by all buildings and structures on the lot, expressed as a percentage of the lot area, measured as the area of the projection of the outline of the buildings and structures onto a horizontal plane but excluding

(a) belt courses, cornices, eaves, gutters, sills or other similar ornamental features;
(b) bay windows;
(c) chimneys, fire escapes and steps;
(d) canopies and sun shades;
(e) uncovered terraces;
(f) balconies;
(g) uncovered swimming pools;
(h) fences and retaining walls;
(i) parking areas that are:
    (i) underground, or
    (ii) open-sided and roofless;
(j) accessibility ramps for the use of persons with disabilities; and
(k) covered and uncovered decks, provided they project no more than 1.2 m from the exterior wall of the building.

(B/L No. 14694-24-11-04)

"LOT DEPTH" means the shortest distance between the centre of the front lot line and the centre of the rear lot line or, in the case of a pie shaped lot or irregular lot with more than four sides, the shortest distance between the centre of the front lot line and the point at which the two side lot lines or the furthest point at which two rear lot lines intersect, or in the case of a through lot, the line joining the centre points of the two front lot lines. (B/L No. 9663-91-12-16)

"LOT WIDTH" means the mean horizontal distance between side lot lines measured at right angles to the lot depth.

"LOT, CORNER" means a lot at the intersection or junction of two or more streets.

"LOT, INTERIOR" means a lot other than a corner lot.

"LOT, PANHANDLE" means a lot created under subdivision that gains street frontage through a narrow strip of land that is an integral part of the lot, but provides inadequate width for the siting of buildings. (B/L No. 13829-18-02-26)

"LOT, THROUGH" means a lot abutting two parallel or approximately parallel streets.

"LOT LINE, FRONT" means the boundary line of the lot and the street on which the lot abuts. In the case of a corner lot, a lot line abutting a street shall be considered a front line if the adjacent lots front on the same street, except that only one front lot line need be provided. In the case of a through lot, the lot lines abutting two parallel or approximately parallel streets shall both be considered as front lot lines. In the case of a corner lot that is also a through lot, the lot lines abutting two parallel or approximately parallel streets shall both be considered as front lot lines except where the lot is triangular or irregular in shape in which case only one front line need be provided along the shortest lot line abutting the street. (B/L No. 13829-18-02-26)

"LOT LINE, REAR" means the lot line opposite to, or in the case of an irregularly shaped lot, the lot lines more or less facing the front lot line. (B/L No. 9663-91-12-16)

"LOT LINE, SIDE" means a lot line that is not a front lot line or rear lot line. (B/L No. 13829-18-02-26)

"LUNCH BAR" means an eating establishment where cold lunches packed in containers, cold wrapped sandwiches, beverages or foods obtained from coin operated compartments are sold to the public for consumption either on or off the premises. (B/L No. 7103-77-10-03)

"MANUFACTURING OR PROCESSING" includes those operations which are a necessary part of, and clearly related to, the production of the articles or goods specified. For the purposes of this Bylaw, the term "manufacturing" may also include repairing of the items specified.

"MARINA" means a facility for the long-term mooring of pleasure and recreational boats and other watercraft, including related uses and facilities such as administrative offices, cafeteria services, recreational lounges, repair stations, launching ramps, piers and wharves, boat hoists, and recreational yacht and boating clubs. (B/L No. 14792-26-03-10)

"MARINE MOORING FACILITY" means facilities for the mooring, docking and operations of commercial water-based craft such as seaplanes, water taxis, and similar craft.
(B/L No. 14792-26-03-10)

*"**MARKET RENTAL UNIT**"* means a **dwelling unit** that is rented or offered for rent at rates generally similar to the rent of other units in the private (non-subsidized) housing market. (B/L No. 14764-25-10-14)

"MAUSOLEUM" means a building or structure used or intended to be used for the entombment of human remains or cremated remains and that extends vertically by more than 0.35 m (1 ft.), at any point, above the lower of
(a) the natural grade, or
(b) the finished ground level at the base of the exposed wall of the building or structure.
(B/L No. 11941-05-08-29)

"MEZZANINE" means an intermediate floor assembly between the floor and ceiling of any room or storey and includes an interior balcony. (B/L No. 14746-25-06-10)

"MINI-WAREHOUSE" means a completely enclosed building or series of completely enclosed buildings consisting of separate storage units which are rented to customers having exclusive and independent access to their respective units for the storage of residential, recreational, or commercial oriented goods. (B/L No. 7005-77-04-04)

"MOBILE HOME" means a single family dwelling, factory built as a unit or units, suitable for year round occupancy, and capable of being drawn or moved from place to place. (B/L No. 6176-72-12-04)

"MOBILE HOME LOT" means an area of land located within a mobile home park occupied or intended to be occupied by one mobile home. (B/L No. 6176-72-12-04)

"MOBILE HOME PARK" means a parcel of land on which are installed or intended to be installed, two or more mobile homes. (B/L No. 6176-72-12-04)

"MOBILE RETAIL AND RESTAURANT" means a truck, stand, or cart used for the retail of goods or services, including the sale of food prepared for immediate consumption, that is designed to be movable and is temporary in nature. (B/L No. 14746-25-06-10)

"MOTEL OR AUTO COURT" means a group of two or more detached or semi-detached buildings, providing self-contained accommodation that is primarily for transient motorists and which may have its own cooking facilities and bathroom with a water closet, wash basin and bath or shower. (B/L No. 13829-18-02-26)

"MOTOR VEHICLE INSPECTIONS" means inspection facilities that are licensed by the Motor Vehicle Branch and facilities that are not so licensed; but does not include facilities where the principal use is motor vehicle emission inspection. (B/L No. 9530-91-02-25)

"MULTI-FAMILY FLEX-UNIT" means a strata titled apartment or townhouse dwelling unit that has a gross floor area of not less than 74 m^2 (796.5 sq.ft.) and contains a defined area for potential rental accommodation, which area:

(a) is not less than 24 m^2 (258.3 sq.ft.) and not more than 35 per cent of the gross floor area of the apartment or townhouse dwelling unit in which it is located;

(b) is not a separate strata lot;

(c) contains a secondary kitchen area with a compact range or microwave oven and built-in cooktop, compact refrigerator, sink, counter, cabinets, and venting; and contains at least one closet, and a bathroom with a toilet, sink, and bathtub or shower;

(d) is wired for independent telephone connection prior to occupancy and remains so;

(e) has a separate lockable entrance door providing direct access to the exterior of the dwelling unit; and,

(B/L No. 11462-03-01-20)

(f) may be occupied as the permanent home or residence of one additional family only. (B/L No. 13829-18-02-26)

"NATURAL AREAS" means an area of public or private land that is undeveloped and predominantly characterized by naturally occurring vegetation, water and landforms that may accommodate limited forms of human recreation and leisure activity, including nature trails and developed paths. (B/L No. 14792-26-03-10)

"NIGHTCLUB" means a commercial assembly and entertainment establishment that operates primarily during evening hours, provides entertainment predominantly in the form of recorded or live music and dancing, has a dance floor, and typically serves alcoholic beverages with limited food services. (B/L No. 14746-25-06-10)

"NON-CONFORMING BUILDING OR USE" means any building or use which does not conform with all the regulations of the Bylaw, or any amendment thereto, for the zoning district in which such building or use is located.

"NON-MARKET RENTAL HOUSING" means rental housing secured at specific below-market rental rates through a housing agreement or a lease agreement with the City. (B/L No. 14746-25-06-10)

"NON-RESIDENTIAL" when used with reference to a building, structure or use, means designed, intended or used for purposes other than those of a residential use building.

"NURSERIES AND GREENHOUSES" means structures or buildings used to grow plants in a controlled environment for commercial purposes. (B/L No. 14792-26-03-10)

"OFFICE" means the use of a premises for general office use, where the primary function is administrative, clerical, technical, or managerial, and where on-site customer service is not a principal activity. (B/L No. 14746-25-06-10)

"OPEN SPACE" means outdoor areas with pedestrian public access, such that it is intended for public use and the physical conditions permit foot traffic, including community gardens, green space, green connectors, plazas, trail corridors, stream corridors with public access and other protected areas with public access. (B/L No. 14792-26-03-10)

"OUTDOOR GARDEN SHOP" means an open area used for the display and retail sale of bedding plants, flowers, nursery stock or Christmas trees, but does not include commercial nurseries or greenhouses. (B/L No. 9780-92-10-13)

"OUTDOOR PLAY AREA" means an outdoor open area designated for physical activity of children in a child care facility or a home-based child care facility, in accordance with the *Community Care and Assisted Living Act* and the *Child Care Licensing Regulation* as amended or replaced from time to time. (B/L No. 14065-19-11-18)

"OUTDOOR PRODUCE SHOP" means an open area that is attached to and on the same site as a grocery store or produce shop and is used for the display and retail sale of fruit and vegetables. (B/L No. 9780-92-10-13)

"PARK" means an area of public space set aside for human recreation, leisure activities, community use, or the protection of ecosystems and natural habitats, and may include natural, semi-natural, landscaped, and built recreational features. (B/L No. 14792-26-03-10)

"PARKING AREA" means an open area of land, other than a street, used for the parking of vehicles of clients, customers, employees, members, residents or tenants.

"PARKING FACILITY" means lands, buildings or structures for the temporary or short-term parking and storage of motor vehicles or active transportation devices such as bicycles, electric bicycles and scooters, but excluding vehicle repair, servicing or fleet storage. These facilities may be available to the public or as an accommodation to clients, customers or employees and may be located above, below or at grade.. (B/L No. 14792-26-03-10)

"PARKING GARAGE" means a structure, above or below grade, used for public, client, customer, and/or employee parking or temporary storage of vehicles. This use does not include vehicle repair, servicing, or dedicated fleet storage. (B/L No. 14746-25-06-10)

"PARKING SPACE" means a space within a building or a parking area, for the parking of one vehicle, excluding driveways, ramps, columns, office and work area.

"PARKING SPACE, ACCESSIBLE" means a parking space provided for the use of persons with disabilities. (B/L No. 14043-19-09-16)

"PARKING SPACE, VAN ACCESSIBLE" means a parking space to accommodate vans and other vehicles equipped with platform lifts or side ramps, for the use of persons with disabilities. (B/L No. 14043-19-09-16)

"PARKING, STRUCTURED" means an area that

(a) contains parking spaces and associated driveways and maneuvering aisles,
(b) is located within a building, and
(c) has its roof or the finished floor next above it more than 800 mm (2.62 ft.) above the adjacent finished grade.

(B/L No. 13838-18-03-12)

"PARKING, UNDERGROUND" means an area that:

(a) contains parking spaces and associated driveways and maneuvering aisles;
(b) is located within a building; and
(c) has its roof or the finished floor next above it not more than 800 mm (2.62 ft.) above the adjacent finished grade.

(B/L No. 14206-20-10-26)

"PAWNSHOP" means an establishment used for the loaning of money on the security and deposit of personal property. (B/L No. 11725-04-05-10)

"PAYDAY LOAN AND SIMILAR SERVICES" means the business of

(a) making or offering to make payday loans (as defined in and regulated under the Businesses Practices and Consumer Protection Act of British Columbia); or
(b) cashing or offering to cash cheques or other negotiable instruments for a fee or for less than the face value of the cheque or instrument;

carried on or undertaken by a person or other entity that is not governed by the Bank Act or Trust and Loan Companies Act of Canada or the Financial Institutions Act or Mortgage Brokers Act of British Columbia. (B/L No. 13495-15-09-14)

"PAYMENT-IN-LIEU OF PARKING" means a payment to the City, as an alternative to providing off-street vehicle parking spaces as required in this bylaw, for the purposes of funding the provision, expansion and/or capital maintenance of City parking facilities, and/or transportation infrastructure that support walking, cycling, public transit, or other active forms of transportation. (B/L No. 14636-24-03-11)

"PERMITTED CUMULATIVE AVERAGE RENT" means the amount that is the sum of the CMHC market median rent for each **inclusionary rental unit** in a development rented to a tenant under a tenancy agreement divided by the total number of **inclusionary rental units** rented to a tenant under a tenancy agreement. (B/L No. 14764-25-10-14)

"PERSON" includes a firm, association, organization, partnership, trust company or corporation as well as an individual.

"PERSONAL AND BUSINESS SERVICES" means an establishment for personal care, cleaning or repair of personal items, or other business services, where the primary function is on-site customer service, including beauty salons, tattoo parlours, mailing services, printing services, dry cleaning, and other similar uses. (B/L No. 14746-25-06-10)

"POST-SECONDARY INSTITUTION" means an educational institution or service, usually providing specialized post-secondary training, courses and programs, that are authorized by the *College and Institute Act, University Act* or other Provincial statutes. (B/L No. 14792-26-03-10)

"PRIMARY DWELLING UNIT" means a dwelling unit that is not a secondary suite.
(B/L No. 14661-24-06-10)

"PRINCIPAL BUILDING, FRONT" means any building in the R1 District that contains a dwelling unit and is not a Rear Principal Building.
(B/L No. 14783-25-12-09)

"PRINCIPAL BUILDING, REAR" means any building in the R1 District that contains a dwelling unit; is located closer to the rear lot line than the front lot line; does not have another principal building (or portion) located between its building face and the rear lot line; and has another principal building (or portion) located between its building face and the front lot line.
(B/L No. 14783-25-12-09)

"PRINCIPAL RESIDENCE" means a dwelling unit in which one or more occupants of the dwelling unit make their home, and from which occupant or occupants conduct their daily affairs, including, without limitation, paying bills and receiving mail, and is generally the dwelling unit with the residential address used on documentation related to billing, identification, taxation and insurance purposes, including, without limitation, income tax returns, Medical Services Plan documentation, driver's licenses, personal identification, vehicle registration and utility bills.
(B/L No. 14271-22-06-20)

"PRINCIPAL USE" means the main purpose for which land, buildings or structures are ordinarily used.

"PRODUCTION AND REHEARSAL STUDIO" means a premises used for the production of film, video, television, or radio programs or sound recordings or for the rehearsal of dance, music, performing arts or drama, which does not involve the presence of an audience.
(B/L No. 14792-26-03-10)

"PUBLIC ASSEMBLY AND ENTERTAINMENT USE" means the use of a building or an establishment for assembly or entertainment, including bowling alleys, meeting halls, theaters, auditoriums, swimming pools, curling rinks and similar uses, but excludes cyber entertainment uses, billiard halls, discotheques, gaming facilities and gaming houses. (B/L No. 14184-20-09-14)

"PURPOSE-BUILT RENTAL HOUSING" means a multi-unit building or portion of a multi-unit building where dwelling units are held in common ownership and used only for rental purposes, but does not include a dormitory. Purpose-built rental housing may include market and non-market rental housing. (B/L No. 14317-21-05-31)

"RECREATION AND FITNESS" means an outdoor or indoor premises for the use of health, fitness, and sports activities, including day spas, group fitness classes, weightrooms, child play centres, lawn sports, court sports, and similar uses and activities. (B/L No. 14746-25-06-10)

"RECREATIONAL VEHICLE" means a structure or vehicle that

(a) is used or designed to be used for living or sleeping purposes
(b) is designed or intended to be mobile on land, and
(c) is either self-propelled or towed by a motor vehicle and includes a camper, travel trailer, motor home, converted bus or other vehicle and tent trailer. A recreational vehicle shall not be considered to be a dwelling unit. (B/L No. 8379-85-07-29)

"RECREATIONAL VEHICLE PARK" means a parcel of land used or intended to be used for the parking of recreational vehicles on a transitory basis, and includes all buildings or structures thereon. (B/L No. 8379-85-07-29)

"RECREATIONAL VEHICLE SPACE" means an area of land located within a recreational vehicle park occupied or intended to be occupied by one recreational vehicle. (B/L No. 8379-85-07-29)

"RECYCLING CENTRE" means a premises used for the collection and temporary storage of household items intended for reuse or off-site processing. (B/L No. 14746-25-06-10)

"RECYCLING AND WASTE PROCESSING FACILITY" means a facility that accepts and processes materials, for recycling, waste disposal, reuse or composting, including common household goods or industrial, trades, and construction waste materials. (B/L No. 14792-26-03-10)

"RELIGIOUS ASSEMBLY" means a building used for the regular assembly of persons for religious worship and related activities. (B/L No. 14792-26-03-10)

"RENTAL UNIT" means a dwelling unit within purpose-built rental housing. (B/L No. 14206-20-10-26)

"REPLACEMENT RENTAL UNIT" means a non-market **dwelling unit** an owner is required to provide, under the City's Rental Use Zoning Policy, to replace a **dwelling unit** that is occupied by a tenant in a **building** that was demolished and replaced with a new **building**, and to rent that **dwelling unit** to a returning tenant. (B/L No. 14764-25-10-14)

"RESEARCH AND DEVELOPMENT" means investigation, design, testing, and development of new products, technologies, and processes, including laboratories, prototyping, and technological innovation. Does not include the manufacturing or sale of products except as incidental to the primary activity. (B/L No. 14746-25-06-10)

"RESIDENTIAL USE BUILDING" means a dwelling, boarding, lodging or rooming house, or a dormitory. (B/L No. 14317-21-05-31)

"RESIDENTIAL CARE FACILITY" means a facility providing housing, meals, care, and supervision for those individuals who are unable to make, on their own behalf, decisions that are necessary to live safely, as licensed under the *Community Care and Assisted Living Act*, as amended or replaced from time to time. (B/L No. 14792-26-03-10)

"RESTAURANT" means use of a premises for the sale of prepared food and/or beverages for immediate consumption during all hours of operation. (B/L No. 14746-25-06-10)

"RETAIL" means the sale or rental of goods, merchandise, and other materials to the public, including sales centres, showrooms, and limited on-site storage that supports the store's operation. This use excludes warehousing and the sale of gasoline. (B/L No. 14746-25-06-10)

"RETAINING WALL" means a structure, not being a building, designed to hold back, stabilize or support water, soil, rocks, or similar geotechnical materials. For the purpose of this Bylaw, a retaining structure, not being a building, which does not have an exposed face and which is designed to hold back water shall not be considered a retaining wall. (B/L No. 14170-20-07-06)

"RIDING ACADEMY" means a stable for the housing of horses for hire or for a private riding club.

"ROOF, FLAT" means a roof on a building that has one or more roof surfaces that have a pitch of less than 4 in 12 and cover an area greater than 20 percent of the area of all roof surfaces as measured in plan view. (B/L No. 9663-91-12-16)

"ROOF, SLOPING" means a roof on a building that has one or more roof surfaces that have a pitch of 4 in 12 or greater and cover an area at least equal to 80 percent of the area of all roof surfaces as measured in plan view. (B/L No. 9663-91-12-16)

"SALES CENTRE, RESIDENTIAL" means a building used for the marketing of residential dwelling units in a newly constructed and unoccupied multi-family residential development or in a multi-family residential development under development. (B/L No. 12452-08-06-16)

"SALVAGE YARD" means an outdoor facility for the storing, wrecking, crushing and piling of vehicles, machinery and other heavy or large equipment which is otherwise considered not useable. (B/L No. 14792-26-03-10)

"SANITARY FACILITY" means any toilet, urinal, bathtub, shower, hand basin, or combination thereof. (B/L No. 14317-21-05-31)

"SCHOOL, COMMERCIAL" means an educational establishment which offers instruction and training in specific trades, skills, or services, including but not limited to secretarial skills, aviation, computer, banking, automotive driving, language, business, marketing, beauty, animal grooming, art, music, self-defence, and career. Commercial schools are not authorized to grant degrees, and do not include colleges and universities, private schools, public schools, or trade schools. (B/L No. 14317-21-05-31)

"SCHOOL, PRIVATE" means a school, other than a public school, where academic subjects are taught to elementary and secondary students. (B/L No. 10732-98-04-06)

"SCHOOL, PUBLIC" means a place of instruction, other than a commercial or trade school, maintained at public expense pursuant to the *School Act*. (B/L No. 14317-21-05-31)

"SCHOOL, TRADE" means a school other than a private or public school that offers training in a manual, mechanical or technical trade in an industrial setting that involves the use of industrial equipment or materials. (B/L No. 10732-98-04-06)

"SCREENING" means a continuous fence, compact evergreen hedge or combination thereof, supplemented with landscape planting that would effectively screen the property which it encloses, and is broken only by access drives and walks. (B/L No. 14170-20-07-06)

"SEASONAL FEEDING AREAS" means an area, other than a confined livestock area, confined poultry area, grazing area or temporary holding area, used for forage or other crop production, and used seasonally for feeling livestock or poultry that are sustained primarily by supplemental feed. (B/L No. 14792-26-03-10)

"SECONDARY SUITE" means an accessory dwelling unit fully contained within a primary dwelling unit. (B/L No. 14588-23-09-11)

"SECONDARY USE" means an additional permitted use that may only be established where a use permitted as a principal use on the lot is present. (B/L No. 14746-25-06-10)

"SECOND-HAND STORE" means an establishment where more than ten (10) per cent of the floor area is used for the purchase and sale of:

(a) used electronic equipment, including audio or video equipment and accessories, computers and computer equipment and accessories; or

(a.2) used gold, silver or other precious metals; or (B/L No. 12976-11-09-12)

(b) two or more of the following types or classes of used goods, wares or merchandise:
    (i) bicycles;
    (ii) sports equipment;
    (iii) jewelry;
    (iv) cameras and camera equipment;
    (v) musical instruments and equipment;
    (vi) compact discs (CDs) or digital video discs (DVDs), or both;
    (vii) tools;
    (viii) electronic office equipment, including photocopiers and fax machines;

but does not include:

(c) an antique and collectible store;

(d) an establishment where used goods, wares and merchandise are sold by a society, charity or other organization that operates on a not-for-profit basis;

(e) an establishment where all of the used goods, wares and merchandise offered for sale have been acquired by donation or purchased from societies, charities or other organizations that operate on a not-for-profit basis; or

(f) an establishment that sells goods, wares or merchandise on consignment.

(B/L No. 11725-04-05-10)

"SERVICE STATION" means a premises used for the repair or servicing of vehicles. Servicing can include car washes, charging or fueling stations, fluid maintenance, auto body repair, and similar services. (B/L No. 14746-25-06-10)

"SETBACK" means the required minimum distance between a building or use and each of the respective property lines.

"SHARED VEHICLE" means a four-wheeled automobile, van, or pick-up truck owned and operated by a Shared Vehicle Organization. (B/L No. 14663-24-07-08)

"SHARED VEHICLE ORGANIZATION" means corporation, society, association, co-operative or other entity providing a Shared Vehicle Program and related services within the City of Burnaby. (B/L No. 14663-24-07-08)

"SHARED VEHICLE PARKING SPACE" means parking space reserved for the exclusive use of a Shared Vehicle. (B/L No. 14663-24-07-08)

"SHARED VEHICLE PROGRAM" means program that provides members, for a fee, with a service by which such members have use of a fleet of Shared Vehicles on an hourly or other similar short-term basis. (B/L No. 14663-24-07-08)

"SHOPPING CENTRE" means a group of retail stores in one or more buildings designed as an integrated unit.

"SHORT-TERM RENTAL" means a dwelling unit or a portion of a dwelling unit used for the temporary accommodation of transient public, not exceeding four unrelated persons, or six persons related by blood, marriage, adoption or foster care, at any one time. Short-term rental does not include a boarding use, or a boarding, lodging or rooming house.
(B/L No. 14271-22-06-20)

"SLEEPING UNIT" means one or more rooms used for sleeping and living purposes. A sleeping unit may contain sanitary facilities but does not include a kitchen sink or cooking facilities. (B/L No. 14317-21-05-31)

"SLOT MACHINE" means a slot machine as defined in the Criminal Code of Canada on January 1, 1998, but shall not include an electronic machine programmed to allow personal play whereby a person is able to play bingo against a computer or to play e-tabs or e-scratches generated by a computer. (B/L No. 11791-04-10-18)

"SMALL-SCALE MULTI-UNIT HOUSING" means any residential building(s) on a lot containing a total of one to six dwelling units, inclusive of all primary dwelling units and secondary suites, which may consist of single family, duplex, and/or multiplex dwellings, but excluding rowhouse dwellings. (B/L No. 14661-24-06-10)

"SOCIAL SERVICE CENTRE" means the premises used by a public or non-profit organization that provides community and social programs, services and resources, including community resource centres and neighbourhood houses, but excluding housing. (B/L No. 14764-25-10-14)

"STORAGE FACILITY" means the use of a completely enclosed building for the storage of personal property in self-contained, self-storage units, which are rented to customers having exclusive and independent access to their respective units. (B/L No. 14746-25-06-10)

"STORAGE YARD" means an area outside of an enclosed building where contractors' or construction materials and equipment, solid fuels, lumber and new building materials, monuments and stone products, public service and utility equipment, or other materials, goods, products, vehicles, equipment or machinery are stored, baled, piled, handled, sold or distributed, whether a principal or an accessory use. A storage yard shall not be construed to include an automobile wrecking yard, a display yard or a junk yard.

"STOREY" means a habitable space between two floors, or between any floor and the upper surface of the floor next above, except that the topmost storey shall be that portion of a building included between the upper surface of the topmost floor and the ceiling above. (B/L No. 14661-24-06-10)

"STOREY, HALF" means a storey under a gable, hip, gambrel or shed roof having a gross floor area not more than fifty percent of the gross floor area of the storey immediately below and includes a covered deck that is an extension of the topmost storey. (B/L No. 14184-20-09-14)

"STREAM" means a watercourse or source of water supply, whether usually containing water or not, including a pond, lake, river, creek, brook, ditch, spring or wetland that is integral to a stream and provides fish habitat or water, food, and nutrients downstream. (B/L No. 14792-26-03-10)

"STREET" means a public highway, road or thoroughfare which affords the principal means of access to abutting lots.

"STREET CANOPY" means a structure that is attached to a building by a cantilever, is not part of the building and consists of a lightweight rigid frame covered by a stretched fabric membrane. (B/L No. 8737-87-05-25)

"STRUCTURE" means anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground. (B/L No. 14170-20-07-06)

"STUDIO UNIT" means a dwelling unit having no room used or intended to be used solely as a bedroom. (B/L No. 11032-99-12-13)

"SUPPORTIVE HOUSING" means affordable rental housing that provides housing stability support for those at risk of or experiencing homelessness as regulated by the *Residential Tenancy Act*, and related regulations, as amended or replaced from time to time. (B/L No. 14792-26-03-10)

"TAXI DISPATCH OFFICE" means an office from which taxis are dispatched by radio to pick up fares and where related office functions may be carried on, but excluding the servicing and outside parking or storage of taxis on the lot. (B/L No. 5752-70-08-24)

"TAXI SERVICE CENTRE" means an establishment from which taxis may be dispatched to pick up fares and where the servicing and outside parking or storage of taxis may be carried on in addition to related office functions. (B/L No. 5752-70-08-24)

"TERRACE" means a level surface that is paved, planted, or constructed, and is not more than 600 mm (1.97 ft.) above the adjacent finished ground level. (B/L No. 14183-20-09-14)

"TOP OF BANK" means:

(a) the point closest to the boundary of the active floodplain of a stream where a break in the slope of the land occurs such that the grade beyond the break is flatter than 3:1 at any point for a minimum distance of 15 metres measured perpendicularly from the break; and

(b) for a floodplain area not contained in a ravine, the edge of the active floodplain of a stream where the slope of the land beyond the edge is flatter than 3:1 at any point for a minimum distance of 15 metres measured perpendicularly from edge.

(B/L No. 14792-26-03-10)

"TRAILER" means any structure or vehicle used or designed to be used for living or sleeping purposes and which is designed or intended to be mobile on land, whether or not self-propelled.

"TRANSIT ORIENTED AREA" means a lot that is located within 800 m (2,624.67 ft.) of a passenger rail station, as defined in the *Local Government Act* and regulations thereto, or 400 m (1,312.34 ft.) of a bus exchange, as defined in the *Local Government Act* and regulations thereto. (B/L No. 14746-25-06-10)

"TRANSITIONAL HOUSING" means temporary housing to support individuals transitioning from unsafe housing situations, or from a health or correctional facility, to live independently. (B/L No. 14792-26-03-10)

"TRANSPORTATION DEMAND MANAGEMENT MEASURES" means initiatives or infrastructure aimed at maximizing sustainable transportation choices and reducing single occupancy vehicle trips. (B/L No. 14636-24-03-11)

"TRANSPORTATION FACILITY" means a premises used for the operation and maintenance of transit systems, services, or related infrastructure, including gondola systems, rapid transit infrastructure, bus transit infrastructure, commercial fleet storage and dispatch, marinas and similar uses, but does not include freight handling and distribution. (B/L No. 14746-25-06-10)

"TRUCK TERMINAL" means a building or property used as an origin or destination point for the loading, unloading, assembling or transferring of goods transported by truck, or which provides containerized freight handling facilities or rail-truck services, and where the local pickup, delivery and transitory storage of goods is incidental to the primary function of motor freight shipment, provided, however, that any lot where trucking is the principal use and which operates any vehicles in excess of single unit, single axle, 13,600 kg GVW (29,982.36 lbs. GVW) (Gross Vehicle Weight) shall be considered for the purpose of this Bylaw, as a truck terminal. (B/L No. 5884-71-09-20)

"URBAN AGRICULTURE" means the keeping of no more than two beehives and/or four hens for domestic purposes as an accessory use on a residential lot. (B/L No. 14661-24-06-10)

"USE" means the purpose for which any lot, parcel, tract of land, building or structure is designed, arranged or intended, or for which it is occupied or maintained.

"UTILITY CORRIDOR" means a parcel or assemblage of parcels of land forming a linear tract that contains or is intended to contain as the principal use one or more of the following:
(a) overhead electrical transmission lines and support structures;
(b) underground electrical transmission lines;
(c) underground sewer or water lines;
(d) underground telecommunications infrastructure;
(e) other underground infrastructure.
(B/L No. 13408-15-01-19)

"UTILITY SERVICES" means public or private utility services, including but not limited to the use of land, buildings, or structures for:
(a) telecommunications, including antenna developments;
(b) generation, transmission or distribution of electricity;
(c) distribution of gas, steam or other forms of energy, including district energy systems; and
(d) collection, distribution, storage or treatment of water or sewage.
(B/L No. 14792-26-03-10)

"VISITOR ACCOMMODATION" means a premises for the temporary accommodation of visitors. This use does not include Short Term Rental accommodation; Dormitories: or Boarding, Lodging, and Rooming Houses. (B/L No. 14746-25-06-10)

"VOLUNTARY NON-MARKET RENTAL HOUSING UNIT" means a **non-market rental housing** unit that is not an **inclusionary rental unit** or **replacement rental unit**. (B/L No. 14764-25-10-14)

"WHOLESALE" establishment means a building where goods, wares, merchandise, substances, articles or things are sold in bulk to retailers or to businesses, institutions or government agencies for their own use or for resale. (B/L No. 10395-96-07-22)

"WORKS YARD" means the use of a premises for the maintenance, repair, and storage of vehicles, equipment, supplies or materials of a public utility, government agency, or private business that conducts off-site construction, industrial trade, or similar services. Includes administrative offices and other related accessory buildings and structures such as repair and maintenance bays, fueling and charging infrastructure, and storage facilities. (B/L No. 14792-26-03-10)

"YARD, FRONT" means that portion of the lot, extending the length of the front lot line, between the front lot line and a line drawn parallel thereto. The depth of such yard shall mean the perpendicular distance between the front lot line and the parallel line. (B/L No. 13829-18-02-26)

"YARD, LANE" means an area created by a building setback from a lot line, or segment of a lot line, that abuts a lane. (B/L No. 14746-25-06-10)

"YARD, REAR" means that portion of the lot, extending the length of the rear lot line, between the rear lot line and a line drawn parallel thereto. The depth of such yard shall mean the perpendicular distance between the rear lot line and the parallel line. (B/L No. 13829-18-02-26)

"YARD, SIDE" means that portion of the lot, extending the length of the side lot line, between the side lot line and a line drawn parallel thereto. The width of such yard shall mean the perpendicular distance between the side lot line and the parallel line. (B/L No. 13829-18-02-26)

"YARD, STREET" means an area created by a building setback from a lot line, or segment of a lot line, that abuts a street. (B/L No. 14661-24-06-10)

"ZONING DISTRICT, BASE" means the primary zoning district applied to a lot, which establishes the fundamental range of permitted uses, height, siting, and development regulations applicable to the lot. (B/L No. 14792-26-03-10)

"ZONING DISTRICT, OVERLAY" means fa second zoning district that may be applied to a lot (in addition to the base zoning district), which provides for additional or alternative uses, height, or regulations on the lot, in accordance with the provisions of this Bylaw. (B/L No. 14792-26-03-10)