



DEFINITIONS

SECTION 5

In this Bylaw all words or phrases shall have their normal or common meaning except where this is changed, modified or expanded by the definitions set forth below:

Accessory means the use of land that is subordinate and customarily incidental to a permitted principal use carried out on the same lot;

Accessory Food Concession¹ means an eating establishment, accessory to a principal commercial use, providing for the sale of prepared foods and non-alcoholic beverages which are ready for consumption and are to be consumed on the premises;

Accessory Office means the use of a building as an office that is accessory to a permitted principal use on the lot and does not exceed a combined floor area of 200 m² per lot;

Accessory Office and Retail Sales means the use of a building as an office or for retail sales that are accessory to a principal permitted use on the lot and does not exceed a combined floor area of 400 m² per lot;

Accessory Outdoor Storage means the storage of materials that is accessory to a permitted principal use on the lot;

Agriculture means a use providing for growing, rearing, producing and harvesting of agricultural products; boarding of livestock and poultry; and includes the storage and sale on an individual farm of the products harvested, reared or produced on that farm, the storage of farm machinery and implements used on that farm and includes temporary sawmill and excludes medical marihuana production;²

Agriculture Education and Research means the use of land, buildings, or structures dedicated to researching, promoting, and teaching methods of agriculture and farming in accordance with the *Agricultural Land Reserve Use, Subdivision and Procedure Regulation*, but specifically excludes schools under the *School Act*;³

Agri-tourism means an activity, or a service that is ancillary to an activity referred to in the definition of *agri-tourism on a farm* that is carried out on land that is classified as a farm under the *Assessment Act*, to which members of the public are ordinarily invited, with or without a fee, and in connection with which permanent facilities are not constructed or erected;^{4 5}

Agri-tourism Accommodation means the provision of temporary and seasonal accommodation accessory to an agricultural use for the travelling public within an agri-tourism accommodation sleeping unit on land that is classified as farm under the *Assessment Act*;⁶

¹ Bylaw No. 1285.20, adopted March 25, 2014

² Bylaw No. 1285.26, adopted June 28, 2016

³ Bylaw No. 1285.26, adopted June 28, 2016

⁴ Bylaw No. 1285.26, adopted June 28, 2016

⁵ Bylaw No. 1285.29, adopted May 22, 2018

⁶ Bylaw No. 1285.26, adopted June 28, 2016



Agri-tourism Accommodation Sleeping Unit means a bedroom or other area used as a bedroom for the purpose of agri-tourism accommodation within an agri-tourism accommodation cabin, a tent or recreational vehicle in an agri-tourism accommodation campground or a bedroom within a dwelling unit;¹

Agri-tourism on a farm means the following:

- (a) an agricultural heritage exhibit displayed on the farm;
- (b) a tour of the farm, an educational activity or demonstration in respect of all or part of the farming operations that take place on the farm, and activities ancillary to any of these;
- (c) activities that promote or market livestock from the farm, whether or not the activity also involves livestock from other farms, including shows, cattle driving and petting zoos;
- (d) dog trials held at the farm;
- (e) harvest festivals and other seasonal events held at the farm for the purpose of promoting or marketing farm products produced on the farm;
- (f) corn mazes prepared using corn planted on the farm;²

Amusement Park means the use of land, buildings and structures for entertainment and recreational activities generally undertaken in an outdoor setting, and includes uses such as go-cart track, waterslide, mini-golf course, arcade, and midway rides;

Artisan Studio means a workshop with a total floor area not exceeding 400m² and may include accessory retail sales;

Auction Sales means a building, structure or lands used for the storage of goods and materials, which are to be sold on the premises by public auction, and specifically excludes livestock auctions;

Average Natural Grade means the point that represents the average between the natural elevation of the lot at the rear foundation of a building and the natural elevation of the lot at the front foundation of a building;

Biomedical Waste means waste as defined in “Guidelines for the Management of Biomedical Waste” established by the Canadian Council of Ministers of the Environment (CCME) and dated February, 1992;

Boat Building and Repair means the use of land, buildings, structures or equipment for the manufacturing, finishing, servicing or repair of boats;

Boat Ramp means a structure located on a shoreline to accommodate vehicles or trailers for the purpose of launching and hauling boats out of the water;

Building means any structure and portion of a structure used or intended to be used for supporting or sheltering any use or occupancy;

Building Supply/Lumber Outlet means the use of land, buildings and structures used for the wholesale and retail sale of building, construction, home improvement or related materials;

Campground means the temporary accommodation of travellers using tents, travel trailers, tent trailers or recreational vehicles with continuous occupancy not exceeding 3 months, but specifically excludes a manufactured home park or hotel/motel;

¹ Bylaw No. 1285.26, adopted June 28, 2016

² Bylaw No. 1285.29, adopted May 22, 2018



Cannabis means any plant of the genus *Cannabis*; including:

- a) any part of a cannabis plant, including the phytocannabinoids produced by, or found in, such a plant, regardless of whether that part has been processed or not;
- b) any substance or mixture of substances that contains or has on it any part of such a plant; and
- c) any substance that is identical to any phytocannabinoid produced by, or found in, such a plant, regardless of how the substance was obtained;¹

Cannabis Production means the medical and non-medical commercial production, cultivation, synthesis, harvesting, altering, propagating, processing, packaging, storage, distribution or scientific research of cannabis or cannabis products as permitted by the *Access to Cannabis for Medical Purposes Regulations (ACMPR)* and *Bill C-45 (the Cannabis Act)*, and any subsequent regulations or acts which may be enacted henceforth, but excludes the growing of cannabis by an individual for their personal use and consumption;²

Cannabis Products means plant material from cannabis and any products that include cannabis or cannabis derivatives, intended for human use or consumption³

Care Services means a use providing for the care of people, other than a public hospital and includes daycares, pre-schools, private hospitals, assisted living units, nursing homes, and group homes pursuant to the **Community Care Facility Act** as applicable;

Care Services Unit means a lodging unit accommodating not more than 2 persons, located within a facility that provides overnight accommodation and is licensed in accordance with the **Community Care Facility Act**;

Cement Product Manufacturing means the production of precast cement and concrete products including cultured stone and includes accessory outdoor storage;

Cemetery means land that is set apart or used as a place for the interment of the dead and may include facilities for storing ashes of human remains that have been cremated or the interment of the dead in sealed crypts or compartments;

Commercial Cardlock means a use where petroleum products are dispensed from fuel pumps utilizing a cardlock or keylock system but does not include gasoline service stations;

Community Sewer System means a system of sewers and sewerage works including sewage treatment facilities to serve one or more lots that is owned, operated and maintained by or on behalf of the Regional District of Nanaimo or a municipality;

Community Water System means a system of waterworks including water treatment facilities to serve one or more lots that is owned, operated and maintained by or on behalf of the Regional District of Nanaimo or a municipality;

Composting Facility means the use of land, buildings and structures for the commercial composting of vegetative matter and related sales of compost, but specifically excludes a waste disposal facility and transfer station;

¹ Bylaw No. 1285.31, adopted April 24, 2018

² Bylaw No. 1285.31, adopted April 24, 2018

³ Bylaw No. 1285.31, adopted April 24, 2018



Concrete and Asphalt Batch Plant means the production of concrete or asphalt on a lot;

Confined Livestock Area means an outdoor area where livestock, poultry, or farmed game are confined by fences, other structures or topography, and includes paddocks, corrals, exercise yards, and holding areas, but does not include a grazing area;¹

Corrosive Waste means any waste with corrosive properties, which by itself or in combination with any other substance, may cause damage to any storm sewer or stormwater management facility, or which may prevent safe entry by authorized personnel;

Development includes the construction of a building or structure, the placement of fill, the paving of land or any other alteration to land, which causes a change to the existing drainage characteristics;

Disinfectant Process Water means any water from a waterworks containing residual chlorine or chloramines remaining from the disinfection of the waterworks or any part of the waterworks but does not include water containing chlorine or chloramines ordinarily added to a supply of potable water by a municipality, the Regional District or an Improvement District;

Domestic Waste means waste, sanitary waste and the water-carried wastes from drinking, culinary uses, washing, bathing, laundering or food processing which is produced on a residential property;

Dwelling Unit means one or more rooms which comprise a self-contained unit used or intended to be used for habitation by one or more residents, including living, sleeping and sanitary facilities, and a single kitchen;

Entertainment Centre means the use of lands, buildings, and structures for entertainment and recreation use, including the hosting of live and recorded music, dances, concerts, festivals, film and recording studio, museum and exhibit hall;

Equipment Rental means the use of land, buildings or structures for the rental of tools, small machinery and vehicles;

Fairground means the use of land, buildings and structures for public events including rodeos, equestrian and related events, exhibitions, and outdoor markets;

Farm means an occupation or use, for farm purposes, of one or several parcels of land or tenured areas of Crown land; ²

Farm Business means a business in which one or more farm operations are conducted, and includes a farm education or farm research institution to the extent that the institution conducts one or more farm operations;

Farm Operation means farm operation as defined in the *Farm Practices Protection (Right to Farm) Act* and may include but is not limited to activities such as growing, producing, raising or keeping animals or plants, including mushrooms, or the primary products of those plants or animals; aquaculture; and processing or direct farm marketing of products in accordance with the *Agricultural Land Reserve Use, Subdivision and Procedure Regulation*;³

¹ Bylaw No. 1285.26, adopted June 28, 2016

² Bylaw No. 1285.26, adopted June 28, 2016

³ Bylaw No. 1285.26, adopted June 28, 2016



Farm Retail Sales means the sale to the public of products grown or raised on a farm, from that farm and may include the sale of non-farm products in accordance with the Agricultural Land Reserve Use, Subdivision, and Procedure Regulation;¹

Farm Use means an occupation or use of land for farm purposes, including farming of land, plants and animals and any other similar activity designated as farm use by the Agricultural Land Reserve Use, Subdivision and Procedure Regulation, and includes but is not limited to activities such as farm retail sales; storing, packing, preparing and processing farm products; agri-tourism and a winery or cidery and includes farm operation and cannabis production^{2 3};

Fascia Sign means a sign attached to or supported by the wall of a building with its face parallel to the building wall and which does not project more than .4 metres from the wall of which it is attached;

Feedlot means a fenced area where livestock, poultry, or farmed game are confined solely for the purpose of growing or finishing, and are sustained by means other than grazing;⁴

Flammable or Explosive Waste means any waste, which by itself or in combination with another substance is capable of causing or contributing to an explosion or supporting combustion in any storm sewer, watercourse or stormwater management facility including, but not limited to, gasoline, naphtha, propane, diesel, fuel oil, kerosene or alcohol;

Floor Area⁵ means the sum total of the gross horizontal area of each floor of a building as measured from the inside surface of the outermost exterior wall;

Food Processing means changing the form of vegetable, mineral or animal food stuffs for distribution or sale;

Freestanding Sign means a sign supported independently of a building or any other structure and includes portable signs;

Frontage means that length of a lot boundary, which abuts a highway or access route in a strata plan;

Funeral Home means an establishment with facilities for the preparation of the dead for burial, for viewing of bodies, and for funerals and may include a crematorium provided that such use is fitted with the proper appliances for the purposes of the cremation of human or animal remains and all things ancillary or incidental to;

Gasoline Service Station means the use of land, buildings and structures for a gasoline pumping station and may include retail sales of motor vehicle accessories, and the servicing and cleaning of motor vehicles under one roof;

Gathering for an event means a gathering on a farm for the purpose of attending:

- (a) a wedding, unless paragraph (c) (ii) applies;
- (b) a music festival; or
- (c) an event, other than:
 - (i) An event held for the purpose of agri-tourism; or

¹ Bylaw No. 1285.26, adopted June 28, 2016

² Bylaw No. 1285.31, adopted April 24, 2018

³ Bylaw No. 1285.26, adopted June 28, 2016

⁴ Bylaw No. 1285.26, adopted June 28, 2016

⁵ Bylaw No. 1285.22, adopted February 24, 2015



- (ii) the celebration, by residents of the farm and those persons whom they invite, of a family event for which no fee or other charge is payable in connection with the event by invitees;¹

Gift Shop means a tourist convenience store selling primarily tourist souvenirs, arts and crafts products and household convenience items;

Go-Cart Race Track means the use of lands, buildings and structures for the controlled racing of motorized go-carts on a dedicated track;²

Government means the federal, provincial, and local governments;

Grab Sample means a sample of water or stormwater collected at a particular time and place;

Grazing Area means a pasture or rangeland where livestock, poultry or farmed game are primarily sustained by direct consumption of feed growing in the area and does not include a confined livestock area or feedlot;³

Greenhouse means a building for the growing of flowers, plants, shrubs, trees and similar vegetation which are sold directly from such lot as wholesale and may include accessory product sales and garden supply sales limited to 150 m², but specifically excludes the sale of agricultural machinery;

ha means hectare;

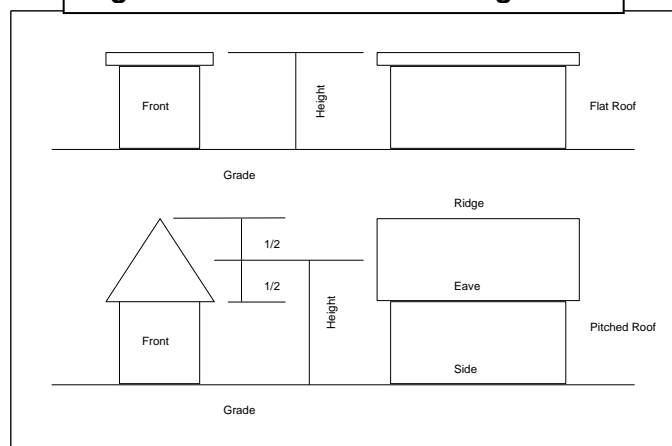
Heavy Equipment Salvage means land, buildings and structures used for the wrecking, disassembling, repair and resale of heavy equipment and machinery and specifically excludes light vehicle wrecking and storage;

Height means the vertical distance measured from the average natural grade to the highest point of the roof surface of a flat roof, or to the level half way between the eaves and the highest ridge of a pitched roof as shown in Figure 5.1;

Heliport means a landing area used by helicopters, which includes all necessary passenger and cargo facilities, maintenance and overhaul, fuelling, service, storage, hangars and other necessary buildings and structures, and open spaces developed in accordance with Transport Canada regulations and aerodrome standards;

Highway includes a street, road, lane, bridge, viaduct and any other way open to the use of the public, but specifically excludes private rights-of-way on private property;

Figure 5.1 – Illustration of Height



¹ Bylaw No. 1285.29, adopted May 22, 2018

² Bylaw No. 1285.20, adopted March 25, 2014

³ Bylaw No. 1285.26, adopted June 28, 2016



High Temperature Waste means:

- a) Any waste which, by itself or in combination with another substance, will create heat in amounts which will interfere with the operation and maintenance of a storm sewer or stormwater management facility;
- b) Any waste which will raise the temperature of waste discharged by a storm sewer, watercourse or stormwater management facility by 2 degrees Celsius or more;
- c) Any waste with a temperature of 40 degrees Celsius or more at the point of discharge;

Home Based Business means an economic activity conducted accessory to the residential use on a lot;

Hotel means a motel, resort or lodge, providing accommodation for the travelling public on a temporary basis with continuous occupancy not exceeding 6 months, and is not sub-dividable pursuant to the **Strata Property Act**;

Household Animal means a domesticated animal kept by a household, which is used or the product of which is used primarily and directly by the household and not for sale or profit, and includes fowl and poultry, but specifically excludes livestock;

Household Livestock means livestock kept by a household, which is used or the product of which is used primarily and directly by the household and not for sale or profit;¹

Horse Boarding Stable means the use of land, buildings or structures to accommodate the keeping and care of a maximum of 6 horses per ha, other than the personal horses of the landowner;

Kennel means a use undertaken in a building, structure, compound, group of outdoor pens or outdoor cages covering not more than 10% of the lot, where 4 or more household animals are trained, cared for, bred, or boarded;

Kitchen means a room or space in a building designed or used for the preparation or storage of food and which contains a sink, a refrigerator, and one or more of a stove, hot plate, or microwave oven;

Landscape Supply means the outdoor sale of landscaping materials including but not limited to soils, gravel, compost, manure and bark mulch, but specifically excludes primary mineral processing;

Livestock means cattle, horses, sheep, goats, swine and similar farmed or fur bearing animals;²

Log Home Building means the use of land and accessory buildings and structures for preparing, assembling, and finishing of log homes and may include a log home building school;

Log Storage and Sorting Yard means the use of land for the processing, storage, dumping, sorting, and trans-shipment of logs;

Lot means any parcel, block or other area in which land is held or into which it is subdivided whether under the **Land Title Act** or under the **Strata Property Act**;

Lot Area means the total horizontal area between the lot lines of a lot;

Lot Coverage means the sum total horizontal area as measured from the outermost perimeter of all buildings, structures or part thereof on the lot expressed as a percentage of the total lot area;

¹ Bylaw No. 1285.26, adopted June 28, 2016

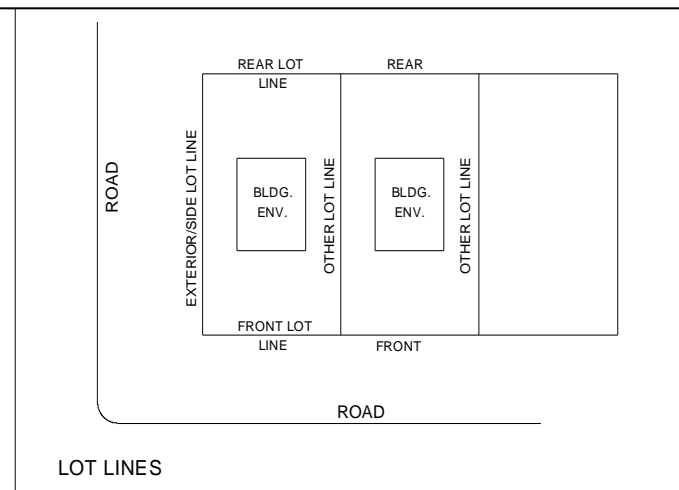
² Bylaw No. 1285.26, adopted June 28, 2016



Lot Line means the boundary of a lot, and;

- a) **Front Lot Line** means the lot line that is common to the lot and an abutting highway or access route in a bare land strata plan, and where there are two or more such lot lines, the shortest is deemed to be the front lot line, and in the case of a panhandle lot means the line separating the body of the lot from the panhandle;
- b) **Rear Lot Line** means the lot line opposite to the front lot line in the case of a lot having four sides, or the lot line most distant from the front lot line and not abutting a highway for other lots having more or less than four sides, or where a rear portion of the lot is bounded by intersecting side lot lines, it shall be the point of such intersection;
- c) **Exterior Side Lot line** means a lot line that is not a front or rear lot line and that is common to the lot and an abutting highway or access route in a bare land strata plan or railway;
- d) **Other Lot Line** means a lot line that is not a front, rear or exterior side lot line; as shown in Figure 5.2.

Figure 5.2 – Illustration of Lot Lines and Yards



MMCD means the **Master Municipal Construction Documents published by The Master Municipal Construction Documents Association Printed 2000** and amendments thereto;

Manufactured Home means a dwelling unit greater than 37 m², that is factory built, including mobile homes, modular homes, and is intended to be occupied in a place other than of its manufacture and meets or exceeds the CSA Z240 or CSA A277 certified standard and specifically excludes recreational vehicles;

Manufactured Home Park means a parcel of land not subdivided pursuant to the **Strata Property Act**, used or occupied by any person for the purposes of providing spaces for the accommodation of three or more manufactured homes and for imposing a charge or rental for the use of such space;

Manufactured Home Space means an area of land within a manufactured home park for installation of one manufactured home;

Manufacturing means the use of land, buildings or structures for the purpose of assembling, producing, inspecting, finishing, altering, servicing, repairing of any goods, substance, article, or materials;

Marshalling Yard means the use of land, buildings and structures to store and maintain industrial equipment and vehicles and specifically excludes a vehicle wrecking yard, and heavy equipment salvage;



Micro Wind Turbine System¹ means a wind energy conversion system consisting of a wind turbine, associated structures and mechanical devices with a nameplate rated capacity of not more than 1 kW;

Minimum Lot Size means the smallest area into which a lot may be subdivided;

Mini Storage means a building containing separate, individual self-storage units, each with a separate entrance designed, to be rented or leased to the general public for private storage of personal goods, materials and equipment;

Natural Boundary means the visible high water mark on any watercourse where the presence and action of the water is so common and usual, and so long continued in all ordinary years, as to mark upon the soil of the bed of the watercourse a character distinct from that of the banks thereof and in the case of a lot having a surveyed high water mark, means the high water mark;

Non Conforming Use means any lawful use existing at the time of the adoption of this Bylaw which does not conform to all the provisions of this Bylaw for the zone in which such a building, structure or use is located;

Non Resident Employee means an employee of a home based business who is not a permanent resident of the lot on which the home based business is located;

Nursery means the use of land for agriculture or horticulture and accessory product sales and garden supply sales limited to 400m², but specifically excludes the sale of agricultural machinery;

Office means the occupancy or use of a building for the purpose of carrying out business or professional activities but specifically excludes retail sales, industrial uses, public assembly and personal service use;

Official Community Plan means the Electoral Area 'F' Official Community Plan, Bylaw No. 1152, 1999;

Outdoor Market means the use of land and structures selling fresh fruit and vegetables, as well as household goods, souvenirs, and the extent of the use shall be contained within the maximum permitted lot coverage for the zone and specifically excludes Outdoor Sales as defined in this Bylaw;

Outdoor Recreation means an activity where interaction with the natural environment is an essential element and includes wildlife management areas and viewing platforms, botanical gardens, arboretum, outdoor exhibits, sports fields, golf course, driving range and mini golf;

Outdoor Sales means the use of land for the retail sale of goods and services which require outdoor viewing and/or large space including the display, sale or rental of automobiles, heavy equipment, recreational vehicles, manufactured homes, watercrafts and marine products, lumber and building products and includes accessory servicing of such equipment and shall not exceed the maximum lot coverage of the zone;

Outdoor Storage means an area not contained within a building where construction material and equipment, logs, lumber and new building materials, monuments and stone products, and does not include the storage of landfill, waste materials or the salvage of motor vehicles;

¹ Bylaw No. 1285.22, adopted February 24, 2015



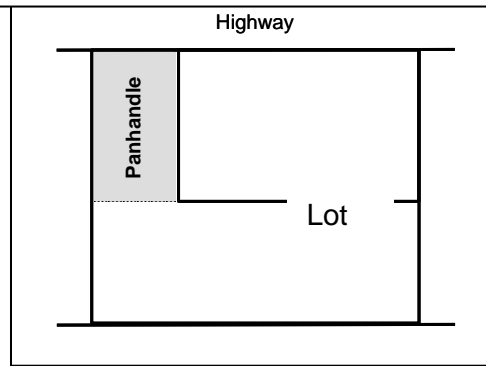
Panhandle means a strip of land, which provides access and highway frontage to a lot, and which forms part of that lot, as illustrated in Figure 5.3;

Park means private lands, covenanted lands and fully or partially deeded public land used or intended for recreational and conservation purposes;

Parking Space means the space for the parking of one vehicle either outside or inside a building or structure, but excludes manoeuvring aisles and other areas providing access to the space;

Personal Service means providing services to the person including hair dressing, aesthetics, medical or dental practice, veterinarian office, lawyers, engineers, accountants, consultants or professional practices with a gross floor area not exceeding 1000 m² per lot;

Figure 5.3 – Panhandle (not to scale)



other

pH Waste means any waste which, prior to the point of discharge into a storm sewer or watercourse, has a pH lower than 6.0 or higher than 9.0, as determined by either a grab sample or composite sample;

Poultry means domesticated birds kept for eggs, meat, feathers, hide, or cosmetic or medicinal purposes, and includes broilers, Cornish hens, layers, breeding stock, replacement pullets, roasters, ducks, geese, turkeys, game birds, and ratites;¹

Private Airport means the non-commercial use of land for an unlicensed airstrip by a resident or occupant;

Primary Mineral Processing means the use of land, buildings or structures for the moving, crushing, washing, screening, processing or storage of aggregates that originate on that lot;

Principal Permitted Use means the main purpose(s) for which land, including the surface of water, buildings, or structures is ordinarily used;

Product Assembly Use means the assembly of component parts into a finished product, with all assembly undertaken within an enclosed building;

Production of Biological Integrated Pest Management Products means the use of land, buildings, or structures for the production and development of biological products such as beneficial predatory insects, parasites, pathogens, and weed-feeders to be used in biological integrated pest management programs in accordance with the *Agricultural Land Reserve Use, Subdivision and Procedure Regulation*;²

Pub means a licensed establishment pursuant to the *Liquor Control Act*, serving primarily alcoholic beverages as well as some food, and may include a retail store for beer and wine;

Public Assembly means the use of land, buildings or structures to accommodate exhibits, special events or meetings and includes auditorium, church, museum, community hall, fraternal lodge, youth centre, theatre, emergency services and police station;

¹ Bylaw No. 1285.26, adopted June 28, 2016

² Bylaw No. 1285.26, adopted June 28, 2016



Public Hospital means a public institution where sick and injured people are given medical or surgical care;

Public Utility Use means a system of works or services or a facility operated by or on behalf of a government or a public utility company to provide or in connection with the provision of water, sewer, drainage, gas, electricity, surface transportation or communication services;

Railway means a railway and accessory uses as defined by the *Railway Act*;

Recreation Facility means the use of land, buildings or structures for recreation and sports facilities carried out principally indoors, including arenas, fitness and health clubs, racquet sports courts, gymnasiums, dance studios, swimming pools and bowling alleys;

Recreational Vehicle means any camper, travel trailer, fifth wheel or motor home with a maximum width of 2.6 metres in transit mode and not exceeding 37m² in floor area, which can be used to provide sleeping accommodation and which is capable of being licensed pursuant to the *Motor Vehicle Act*;

Recreational Vehicle Park means a lot providing for seasonal or periodic accommodation of travellers not exceeding 6 months using licensed recreational vehicles but specifically excludes Manufactured Home Park;

Regional District means the Regional District of Nanaimo;

Restaurant means an eating establishment providing for the sale of prepared foods and beverages to be consumed on or off the premises, but specifically excludes pub;

Retail Sales means the provision for sale of merchandise to the end consumer;

Retail Store means a sales outlet located in one or more buildings providing for the retail sale and display of goods and the total combined floor area of retail sales, including accessory retail sales, shall not exceed 1500 m² per lot;

Sawmill means a building, structure, or area where timber is cut, sawed or planed, either to finished lumber, or as an intermediary step and may include facilities for the kiln drying of lumber and may include the distribution of such products on a wholesale or retail basis;

School means a school as defined by the *'School Act'* or the *'Independent School Act'* and does not include overnight accommodation;

Secondary Suite means one or more habitable rooms and a cooking facility for residential accommodation, consisting of a self-contained unit with a separate entrance but which is clearly accessory to a principal dwelling unit located on the same lot as the secondary suite and may not be subdivided under the *Strata Property Act*.¹

Service and Repair means the servicing, testing, repairing, and installing of parts, machinery and equipment and such use shall be undertaken within an enclosed building;

Setback means the required minimum horizontal distance measured from the respective lot line or natural boundary to any building or structure or part thereof;

¹ Bylaw No. 1285.19, adopted May 27, 2014



Sign means any device or medium including its supporting structure visible from any highway or lot other than the one on which it is located and which is used to attract attention for advertising, information or identification purposes, excluding civic address signs intended to identify properties for visitors, deliveries and/or emergency services;

Silviculture means activities related to the harvesting, development, maintenance and care of forests;

Small Wind Turbine System¹ means a wind energy conversion system consisting of a wind turbine, a wind turbine tower and associated equipment, machinery, and structures with a nameplate rated capacity of greater than 1 kW but not more than 10 kW.

Split Zoned means a lot divided between two or more zones;

Structure means anything constructed, erected or placed, the use of which requires location on the ground or water or attachment to something having location on the ground or water, and excludes retaining walls under 1 metre in height, underground sewage disposal facilities, vehicles, paving for vehicle parking, sidewalks, ground level patios and decks, fences under 2.5 metres in height, and transparent fencing or transparent vertical extensions greater than 2.5 metres in height where the fence is required for agriculture or farm use;²

Temporary Sawmill means a building or structure or area where timber from the lot is cut or sawed on that lot, operating during normal daylight hours producing less than 60 m³ of lumber daily, except that where land is located in the Agricultural Land Reserve at least 50% of the volume of timber that is cut or sawed on that parcel is harvested from the farm or parcel on which the sawmill is located;³

Tourist Accommodation means the rental of a lodging unit in a hotel, motel, cabin, camping space and recreational vehicle space for the temporary accommodation of the traveling public with continuous occupancy not exceeding 6 months and specifically excludes a manufactured home;

Tourist Accommodation Unit means one lodging unit in a hotel, motel, lodge, or cabin or one camping space or one recreational vehicle space;

Tourist and Convenience Store means a sales outlet located in one or more buildings providing for the retail sale and display of goods including a gift shop and the total combined floor area of retail sales including accessory retail sales, shall not exceed 1000 m² per lot;

Tourist Information Booth means a building or structure used to provide information to the travelling public;

Transfer Station⁴ means the use of land or buildings for consolidating waste from multiple collection vehicles into transfer vehicles for shipment to disposal sites and may include accessory office, recycling and vehicle scaling facilities, that is owned, operated and maintained by or on behalf of the Regional District of Nanaimo or a municipality;

Transportation/Trans-shipment Terminal means the use of land, buildings or structures for taxi, bus, railway stations, and the storage and maintenance of transportation equipment and includes loading, unloading, assembling or transferring of goods transported by truck, or which provides containerized freight handling facilities or rail truck services, and/or where local pick-up, delivery

¹ Bylaw No. 1285.22, adopted February 24, 2015

² Bylaw No. 1285.26, adopted June 28, 2016

³ Bylaw No. 1285.26, adopted June 28, 2016

⁴ Bylaw No. 1285.01, adopted April 13, 2004



and transitory storage of goods incidental to the primary function of the freight shipment is provided;

Value Added Lumber Remanufacturing means the use of land, buildings or structures for the purpose of preparing, finishing, and assembling lumber and wood products from presawn timbers and does not include the processing of raw logs and producing less than 240 m³ of lumber daily;

Vehicle Wrecking Yard means the use of land for the dismantling or wrecking of vehicles, or for the storage of derelict vehicles and may include accessory auto body restoration and repair;

Warehousing/Wholesaling means a building or part thereof, used for the housing, storage, adapting for sale, and packaging or wholesale distribution of goods, wares, merchandise, food stuffs, and articles;

Waste Disposal Facility means the storage and disposal of refuse or waste where refuse or waste and earth or other suitable cover material are deposited in alternate layers of specified depth on a specified portion of open land, with each layer being compacted by force applied with mechanical equipment;

Watercourse means a permanent or non permanent (containing water at least six months of the year) source of water supply that is natural or man made, including a pond, lake, river, creek, brook, ditch, spring or wetland that is integral to a stream, with well defined banks and a bed of 0.6 metres or more below the surrounding land serving to give direction to or containing a current of water but does not apply to a man made pond that does not connect to a stream;

Wood Processing means a building, structure or equipment operating during normal daylight hours, producing less than 60 m³ of lumber per day including the preparation of logs, timbers, timber frame construction components, fence posts, shakes, poles or firewood;

Zone means a zone established by this Bylaw;

Zone A means a zone located in the A-1 zone or other zone with a prefix of A;

Zone C means a zone located in the C-1, C-2, C-3, C-4 zone or other zone with a prefix of C;

Zone CD means a zone located in the CD-1 to CD-13 zone or other zone with a prefix of CD;

Zone FR means a zone located in the FR-1 zone or other zone with a prefix of FR;

Zone I means a zone located in the I -1, I -2, I -3 zone or other zone with a prefix of I;

Zone MHP means a zone located in the MHP-1 zone or other zone with a prefix of MHP;

Zone MU means a zone located in the MU-1 zone or other zone with a prefix of MU;

Zone P means a zone located in the P-1 zone or other zone with a prefix of P;

Zone R means a zone located in the R-1, R-2, R-3 zone or other zone with a prefix of R;

Zone RC means a zone located in the RC-1, RC-2, RC-3 zone or other zone with a prefix of RC;

Zone S means a zone located in the S-1 zone or other zone with a prefix of S;

Zone T means a zone located in the T-1 zone or other zone with a prefix of T;

Zone W means a zone located in the W-1 zone or other zone with a prefix of W;

Zoning Map means the map attached to and part of this Bylaw as Schedule 'B'.