

CITY OF KELOWNA

BYLAW NO. 8888

Text Amendment No. TA02-0004 – Height of Accessory Buildings

A bylaw to amend the "City of Kelowna Zoning Bylaw No. 8000".

The Municipal Council of the City of Kelowna, in open meeting assembled, enacts that the City of Kelowna Zoning Bylaw No. 8000 be amended as follows:

1. THAT **Section 6 – General Development Regulations** be amended by:
 - (i) Replacing paragraph **6.5.6** in **Subsection 6.5 Accessory Development** with the following:

“6.5.6 Where an **accessory building** or **structure** is used as a **dwelling**, the **accessory building** or **structure** must include a garage or a carport for a minimum of one **vehicle**.”
2. AND THAT **Section 9 – Specific Use Regulations** be amended by:
 - (i) Adding the following new paragraph **9.5.10** to **Subsection 9.5 Secondary Suites**:

“9.5.10 Where a **secondary suite** is located in an **accessory building**, the **accessory building** must include a garage or carport for a minimum of one **vehicle**.”
3. AND THAT **Section 12 – Rural Residential Zones** be amended by:
 - (i) Replacing paragraph (b) in subsection **12.3.5 Development Regulations** of the **RR3 – Rural Residential 3/RR3s – Rural Residential 3 with Secondary Suite** zone with the following:

“(b) The maximum **height** is the lesser of 9.5 m or 2 ½ **storeys**, except it is 4.5 m for **accessory buildings** and **accessory structures**.”
4. AND THAT **Section 13 – Urban Residential Zones** be amended by:
 - (i) Replacing paragraph (b) in subsection **13.1.5 Development Regulations** of the **RU1 – Large Lot Housing/RU1s – Large Lot Housing with Secondary Suite/RU1h – Large Lot Housing (Hillside Area)** zone with the following:

“(b) The maximum **height** is the lesser of 9.5 m or 2 ½ **storeys**, except it is 4.5 m for **accessory buildings** and **accessory structures**.”
 - (ii) Replacing paragraph (b) in subsection **13.2.5 Development Regulations** of the **RU2 – Medium Lot Housing/RU2s – Medium Lot Housing with Secondary Suite/RU2h – Medium Lot Housing (Hillside Area)/RU2hs – Medium Lot Housing (Hillside Area) with Secondary Suite** zone with the following:

- “(b) The maximum **height** is the lesser of 9.5 m or 2½ **storeys**, except it is 4.5 m for accessory **buildings** and accessory **structures**. For the RU2h and RU2hs zones the maximum **height** of any vertical wall element facing a front, side or rear yard (including walkout basements) is the lesser of 6.5m or 2 **storeys**, above which the **building** must be stepped back at least 1.2m.”
- (iii) Replacing paragraph (b) in subsection **13.6.5 Development Regulations** of the **RU6 – Two Dwelling Housing/RU6b – Two Dwelling Housing with Boarding or Lodging House** zone with the following:
- “(b) The maximum **height** is the lesser of 9.5 m or 2 ½ **storeys**, except it is 4.5 m for **accessory buildings** and **accessory structures**.”
5. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.

Read a first time by the Municipal Council this 26th day of August, 2002.

Considered at a Public Hearing on the 17th day of September, 2002.

Approved under The Highways Act this 4th day of September, 2002.

R.M. CLIFFORD

(Approving Officer - Ministry of Transportation & Highways)

Read a second and third time and be adopted by the Municipal Council of the City of Kelowna this

Mayor

City Clerk