

RURAL MUNICIPALITY OF COLDWELL

BY-LAW NO. 07/15

BEING a By-law of the Rural Municipality of Coldwell to amend the Rural Municipality of Coldwell Zoning By-law No. 5/05, as amended;

WHEREAS Section 80 of *The Planning Act* provides that a Zoning By-law may be amended;

NOW THEREFORE the Council of the Rural Municipality of Coldwell, in a meeting duly assembled, enacts as follows:

1. That "Table of Contents" be amended by:
 - i) Adding "3.17 Protection of Groundwater Supply" after "3.16 Land Unsuitable for Development" and re-numbering subsequent subsections accordingly;
 - ii) Replacing "3.18 Rules for Home Based Business" with "3.18 Rules for Home Occupations"
 - iii) Replacing "6.7 Number of Buildings Permitted Per Site" with "6.8 Number of Buildings Permitted Per Site" and re-numbering subsequent subsections accordingly.
 - iv) Formatting "And," "For," "Of," "The," "By," "Or," "To" and "From" to lowercase.
2. That Part "1 Interpretation," Subsection "1.3 Definitions" be amended by adding the following definition after ".92 Senior citizen home" and re-numbering remaining definitions accordingly:

"93 Sewage Treatment Plant" means a facility, other than a wastewater treatment lagoon, where wastewater is collected and treated, including any associated structures, equipment and processes, combined sewer overflows, sanitary sewer overflows, wastewater collection systems and effluent discharge systems, as defined in Manitoba Regulation 74/2007, Classes of Development Regulation, a regulation pursuant to The Environment Act (Manitoba), (C.C.S.M. c. E125), as amended from time to time."

"94 Shipping/Cargo Container means any ocean or ground transportation container, box or semi-trailer box or any other container used for the transportation of goods and material from one point to another by sea, air or land."
3. That Part "3 General Regulations" be amended by replacing Subsection "3.9 Accessory Buildings and Uses Permitted" with the following:

"3.9 Accessory Buildings and Uses Permitted

 - .1 Where this By-law provides that any premises may be used or a building or structure may be erected, altered or used for a purpose, that purpose shall include any accessory building or structure or accessory use.
 - .2 Accessory buildings, except as otherwise regulated in this By-law, shall be subject to the regulations below.
 - a) Where the accessory building is attached to a main building, it shall be subject to, and shall conform to, all regulations of this By-law applicable to the main building.

- b) Detached accessory buildings and structures shall not be built prior to the principal building, except where construction of the principal building has commenced within one (1) year of the date of permit issuance for the accessory building.
 - c) No detached accessory building shall be located closer than ten (10) feet from the eaves of the main building.
 - d) Detached accessory buildings shall not be located within a dedicated easement right-of-way.
 - e) Shipping/cargo containers shall not be allowed as accessory buildings in the "SR", "SR-C," "RMH" and "PR" zones.
 - f) Where allowed, "shipping/cargo containers":
 - shall be built on proper foundations;
 - shall not be located where visible from any abutting road; or must be visually appealing by painting to match existing buildings on the same property or murals
 - may be screened from view by a fence built in compliance with Section 3.5.5, provided containers do not project above the fence."
3. That Part "3 General Regulations", Subsection "3.18 Rules for Home Based Business" be amended by:
- i) Replacing "3.18 Rules for Home Based Business" with "3.18 Rules for Home Occupations;"
 - ii) Replacing "R" in Subsections "3.18.2" and "3.18.4 b)" with "RG."
4. That Part "4 Zones" be amended by:
- i) Amending "4.1 Zones" by:
 - a) Replacing "... Parks, Recreation, and Open Space Zone." With "... Recreation, Parks and Open Space Zone."
5. That Part "5 Rural Agricultural Zone" be amended by:
- i) Amending "Table 5 - 1 Rural Agricultural Use Table" by:
 - a) Replacing "(see section 3.18)" next to "Bed and Breakfast Facilities" with "(see section 3.19)"; and
 - b) Replacing "(see section 3.17)" after "Home Occupations" with "(see section 3.18)".
6. That Part "6 Residential Zone" be amended by:
- i) Amending "Table 6 - 1 Residential Use Table" by:
 - a) Adding "Facilities (see section 3.19)" after "Bed and Breakfast" ;
 - b) Replacing "(see section 3.17)" after "Home Occupations" with "(see section 3.18)"; and
 - c) Replacing "(see section 3.20)" after "Planned Unit Development" with "(see section 3.21)".

- ii) Amending "Table 6 - 2 Residential Bulk Table" by:
 - a) Replacing "RMP" with "RMH".
 - b) Replacing "*Other 'R' Residential Zone Use*" under "*Single Family and Two Family Dwellings and Mobile Homes*" with "*Other 'RG' Zone Uses*"
 - iii) Amending Subsection "6.6 Accessory Uses" by:
 - a) Adding the following to Subsection "6.6.2":

"Shipping/cargo containers shall not be allowed as accessory buildings."
 - b) Adding the following after Subsection "6.6.5":

"6.6 Not more than one (1) accessory building shall be allowed on a lot where there is no principal building"
 - iv) Replacing Subsection "6.7 Number of Buildings Permitted Per Site" with "6.8 Number of Buildings Permitted Per Site" and re-numbering subsequent subsections accordingly.
7. That Part "7 Recreation, Parks, Open Space and Institutional Zones" be amended by:
- i) Replacing "... *Parks and Recreation and Open Space Zone provides...*" with "... *Recreation, Parks and Open Space Zone provides...*"
 - ii) Amending "Table 7 - 1 Recreation, Parks, Open Space and Institutional Use Table" by:
 - a) Replacing "(see section 3.20)" after "Planned Unit Development" with "(see section 3.21)".
 - iii) Amending Subsection "7.6 Accessory Uses, Buildings and Structures" by:
 - a) Adding the following after the last sentence in Subsection "7.6.2":


"Shipping/cargo containers shall not be allowed as accessory buildings."
 - b) Adding the following after the last sentence in Subsection "7.6.6":

"7.7 Not more than one (1) accessory building shall be allowed on a lot where there is no principal building."
8. That Part "8 Commercial Zones" be amended by:
- i) Amending "Table 8 - 1 Commercial Use Table" by:
 - a) Replacing "(see section 3.20)" after "Planned Unit Development" with "(see section 3.21)".
 - b) Replacing "(see section 3.23)" after "*Anhydrous ammonia facilities*" with "(see section 3.24)".
9. That "Appendix "A" – Zoning Maps" be amended by:
- i) Amending "Zoning Map 2" by:
 - a) Replacing "Parks, Recreation & Open Space Zone" with "Recreation, Parks and Open Space Zone;"

DONE AND PASSED by the Council of the Rural Municipality of Coldwell assembled in
Lundar in the Province of Manitoba this ____12th____ day of ____April____ A.D. 2016.



Brian Sigfusson, Reeve



Nicole Christensen, Chief Administrative Officer

READ A FIRST TIME THIS ____18th____ day of ____September____ A.D. 2015.

READ A SECOND TIME THIS ____12th____ day of ____April____ A.D. 2016.

READ A THIRD TIME THIS ____12th____ day of ____April____ A.D. 2016.