

BYLAW No. 06- 20

A BYLAW OF THE R.M. OF BEAVER RIVER No. 622 TO AMEND BYLAW No. 57 KNOWN AS THE ZONING BYLAW

The Council of the Rural Municipality of Beaver River No. 622, in the Province of Saskatchewan, enacts this bylaw to amend Bylaw No. 57 as follows:

1. **PART III – GENERAL REGULATIONS**, is amended by adding the following sections after subsection 12.1 Retaining Wall Evaluation Criteria:

"

13. Shipping Containers (Sea Cans)

Shipping containers shall be considered as an accessory structure in every zoning district, unless a district otherwise provides for, or regulates the use or structure.

- (a) Shipping containers shall not be placed on a site prior to, or in the absence of, an established principal use except as provided for in this bylaw.
- (b) Shipping containers shall be required to meet all the yard requirements and regulations of an accessory structure or building for the zoning district in which it is located.
- (c) Shipping containers shall not be used for any form of dwelling, human habitation, or sleeping accommodation, nor shall they be connected to any water or sewage system.
- (d) Where permitting is required, applicants shall submit photographs of the unit clearly showing all sides of the structure as part of a permit application.
- (e) Any permit granted for a shipping container is specific to the particular unit. Removal, replacement, or relocation within a site shall require any new permit.
- (f) Shipping containers shall be properly maintained and kept in good repair.
- (g) Shipping containers shall not be used as a sign or billboard except in accordance with any regulations pertaining to signs within this bylaw.
- (h) Where applicable, a shipping container shall meet the requirements of the *National Building Code of Canada*.
- (i) Where a zoning district identifies a shipping container as a discretionary use, the following evaluation and standards shall apply:
 - i. In the opinion and to the satisfaction of Council, assessment for compatibility, suitability, and placement within a site shall be based on:
 - (A) the context in which the shipping container will be located, and its ability to complement or detract from land uses in the vicinity;
 - (B) the condition of the shipping container and any treatment(s) given to improve its appearance; and
 - (C) the use of any screening or placement within the site to minimize any potential land use conflict, nuisance, or negative impact on the public realm.
 - ii. To secure the objectives of this bylaw, and to minimize any negative impact on adjacent land uses and the public realm, Council may impose development standards or permit conditions related to the following:
 - (A) the placement within the site relative to other on-site development, or development on adjacent lands; and
 - (B) requirements for landscaping or screening;

14. **Temporary Developments**

Where compatibility or the need to monitor performance is a concern, Council may issue permits on a temporary basis for a period of no less than one (1) year, up to a maximum of five (5) years. Temporary permits may be renewed or deemed permanent by resolution of Council.

- (a) A shipping container for personal storage use may be temporarily placed on a site in any district under the following conditions:
- i. During construction on a site when the shipping container is utilized solely for the storage of supplies and equipment that are used on site in support of construction of the principal building or use, provided that a valid development permit, a renewal, or extension thereof, has been issued for the principal use or structure on that site.
 - ii. The shipping container must be removed from the site upon first occurrence of any of the following for the principal use or structure: expiry or closure of the development permit; or final close-in for building inspection."

2. **PART IV – ZONING DISTRICTS, SCHEDULE A: A – AGRICULTURAL DISTRICT, A. PERMITTED USES, 2. Accessory Uses**, is amended by adding the following clause after clause (d):

"(e) Shipping containers for personal storage, subject to Part III Section 13"

3. **PART IV – ZONING DISTRICTS, SCHEDULE B: H – HAMLET DISTRICT, A. PERMITTED USES, 2. Accessory Uses**, is amended by adding the following new clause after clause (a):

"(b) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13"

4. **PART IV – ZONING DISTRICTS, SCHEDULE B: H – HAMLET DISTRICT, A. PERMITTED USES, 3. Discretionary Uses**, is amended by adding the following new clause after clause (d):

"(e) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13"

5. **PART IV – ZONING DISTRICTS, SCHEDULE C: CR – COUNTRY RESIDENTIAL DISTRICT, A. PERMITTED USES, 2. Accessory Uses**, is amended by adding the following new clause after clause (f):

"(g) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13"

6. **PART IV – ZONING DISTRICTS, SCHEDULE C: CR – COUNTRY RESIDENTIAL DISTRICT, A. PERMITTED USES, 3. Discretionary Uses**, is amended by adding the following new clause after clause (e):

"(f) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13"

7. **PART IV – ZONING DISTRICTS, SCHEDULE D: LD1 – LAKESHORE DEVELOPMENT DISTRICT, A. PERMITTED USES, 2. Accessory Uses**, is amended by adding the following new clause after the first sentence:

"(a) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13"

8. **PART IV – ZONING DISTRICTS, SCHEDULE D: LD1 – LAKESHORE DEVELOPMENT DISTRICT, A. PERMITTED USES, 3. Discretionary Uses, (f) Accessory Uses**, is amended by adding the following new subclause after subclause i.:

"ii. Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13"

9. **PART IV – ZONING DISTRICTS, SCHEDULE F: C – COMMERCIAL DISTRICT, A. PERMITTED USES, 2. Accessory Uses**, is amended by adding the following new clause after the introductory paragraph:

“(a) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13”

10. PART IV – ZONING DISTRICTS, SCHEDULE F: C - COMMERCIAL DISTRICT, A. PERMITTED USES, 3. Discretionary Uses, is amended by adding the following new clause after clause (f):

“(g) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13”

11. PART IV – ZONING DISTRICTS, SCHEDULE G: F – PROVINCIAL FOREST DISTRICT, A. PERMITTED USES, 3. Accessory Uses, is amended by adding the following new clauses after the introductory sentence:

“

(a) Shipping containers on sites greater than 2.02 ha (5 acres), are a permitted use subject to Part III Section 13

(b) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, area discretionary use subject to Part III Section 13”

12. PART IV – ZONING DISTRICTS, SCHEDULE H: LR – LAKESHORE RESIDENTIAL (ACREAGE) DISTRICT, A. PERMITTED USES, 2. Accessory Uses, is amended by adding the following new clause after clause (d):

“(e) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13”

13. PART IV – ZONING DISTRICTS, SCHEDULE H: LR – LAKESHORE RESIDENTIAL (ACREAGE) DISTRICT, A. PERMITTED USES, 3. Discretionary Uses, is amended by adding the following new clause after clause (a):

“(b) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13”

14. PART IV – ZONING DISTRICTS, SCHEDULE I: LD3 – LAKESHORE DEVELOPMENT 3 DISTRICT, A. PERMITTED USES, 3. Accessory Uses, is amended by adding the following new clause after clause (a):

“(b) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13”

15. PART IV – ZONING DISTRICTS, SCHEDULE I: LD3 – LAKESHORE DEVELOPMENT 3 DISTRICT, A. PERMITTED USES, 4.1. Discretionary Accessory Uses, is amended by adding the following new clause after clause (i):

“(ii) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13”

16. PART IV – ZONING DISTRICTS, SCHEDULE J: LD4 – LAKESHORE DEVELOPMENT 4 MOTOR HOME DISTRICT, A. PERMITTED USES, 3. Accessory Uses, is amended by adding the following new clause after the introductory sentence:

“(b) Shipping containers on sites greater than 2.02 ha (5 acres), subject to Part III Section 13”

17. PART IV – ZONING DISTRICTS, SCHEDULE J: LD4 – LAKESHORE DEVELOPMENT 4 MOTOR HOME DISTRICT, A. PERMITTED USES, 4.(b) Discretionary Accessory Uses, is amended by adding the following new clause after clause (i):

“(ii) Shipping containers on sites 2.02 ha (5 acres) or lesser in area, subject to Part III Section 13”

18. PART V – DEFINITIONS, is amended by adding the following new definition in the appropriate alphabetical order:

“

Shipping Container: – a durable metal container typically used for shipping goods long distances. It is commonly used as an accessory storage structure. Also commonly known as a Sea Can.”

This bylaw shall become effective on the date of approval of the Minister of Government Relations.




Reeve


Municipal Administrator

Read a first time this 21st day of May, 2020

Read a second time this 18th day of June, 2020

Read a third time and adopted this 18th day of June, 2020

Statutory Declaration

CANADA

Province of Saskatchewan

In the matter of *The Planning and Development Act, 2007*
and a Bylaw adopted by the Rural Municipality of Beaver River
No. 622 to amend Bylaw No. 57 known as Zoning Bylaw.

I, Nicole Neufeld, of the Rural Municipality of Beaver River No. 622 in the Province of Saskatchewan, do solemnly declare:

That I am the Administrator for the Rural Municipality of Beaver River No. 622 and as such have personal knowledge of the matters herein.

That attached hereto as Exhibit "A" are two certified copies of Bylaw No. 06-20 passed by the Council of the Rural Municipality of Beaver River No. 622 at an open meeting duly convened and held on **June 18, 2020**, there having been a quorum present.

That attached hereto as Exhibit "B" is a copy of the newspaper ad that was used to give the public notice of the proposed bylaw which appeared in the *Northern Pride* that circulated in the municipality for two successive weeks on **June 4, 2020 and June 11, 2020**. Public notice was also posted on the RM's website.

That Council held a public meeting on the **18th** day of **June 2020** at **11:00 AM** to receive or hear representation about the proposal.

That attached hereto as Exhibit "D" are the public hearing minutes of the representation that were received concerning this bylaw. This exhibit also includes the meeting minutes from Readings 1, 2 and 3.

There was no one in attendance and one (1) written correspondence received regarding the bylaw.

And I make this solemn declaration conscientiously believing it to be true knowing that it is of the same force and effect as if made under oath and by virtue of The Canada Evidence Act.

Declared before me at Pierceland in the Province of Saskatchewan

this 18 day of June 2020.



(Administrator)


A Commissioner of Oaths in and for the

Province of Saskatchewan.

My Commission expires Aug 31/2021