

NO. 24-021

## A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the Land Use Procedures Bylaw to align the City's public hearings procedures with amendments to the *Local Government Act* from Bill 44 – *Housing Statutes (Residential Development) Amendment Act, 2023*.

The Council of The Corporation of the City of Victoria in an open meeting enacts the following provisions:

- 1 This Bylaw may be cited as the "Land Use Procedures Bylaw, Amendment Bylaw (No. 22)".
- 2 The Land Use Procedures Bylaw, 2016 is amended as follows:
  - (a) in the Table of Contents at section 32 by adding the words "or zoning bylaw amendment" after "Notice of public hearing";
  - (b) in section 29,
    - (i) subsection (a), by adding ", subject to section 29A and 29B" between "zoning bylaw" and the semicolon;
    - (ii) subsection (d), by deleting the period and inserting the words "or alter the zoning bylaw in relation to residential rental tenure;" after "applicable zoning";
    - (iii) by adding a new subsection (e):
 

"(e) heritage designate a property."
  - (c) by inserting the following two sections immediately after section 29:
 

"29A. A public hearing on a proposed zoning amendment bylaw is not permitted if:

    1. (a) the bylaw is consistent with the OCP,
    - (b) the sole purpose of the bylaw is to permit a development that is, in whole or in part, a residential development, and
    - (c) the residential component of the development accounts for at least half of the gross floor area of all buildings and other structures as part of the development; or

2. the sole purpose of the bylaw is to comply with section 481.3 of the *Local Government Act*.

29B. A public hearing is not required on a proposed zoning amendment bylaw if the bylaw is consistent with the OCP."
  - (d) in section 30, by inserting "and does not meet the criteria in section 29A." after "OCP".
  - (e) in the heading above section 32, by inserting "**or zoning bylaw amendment**" after "**public hearing**";

(f) in section 32(d), by adding “or heritage designation bylaw” after “agreement bylaw”; and

(g) by inserting the following section immediately after section 32:

3 “32A. The distance specified for the purpose of notification of a zoning amendment bylaw where a public hearing is not permitted or has been waived is 100 metres.”

This bylaw comes into effect on adoption.

|                       |        |      |
|-----------------------|--------|------|
| READ A FIRST TIME the | day of | 2024 |
|-----------------------|--------|------|

|                        |        |      |
|------------------------|--------|------|
| READ A SECOND TIME the | day of | 2024 |
|------------------------|--------|------|

|                       |        |      |
|-----------------------|--------|------|
| READ A THIRD TIME the | day of | 2024 |
|-----------------------|--------|------|

|                |        |      |
|----------------|--------|------|
| ADOPTED on the | day of | 2024 |
|----------------|--------|------|

CITY CLERK

MAYOR