

ATTACHMENT 3

**REGIONAL DISTRICT OF NANAIMO
BYLAW NO. 500.426**

**A BYLAW TO AMEND REGIONAL DISTRICT OF NANAIMO LAND USE AND SUBDIVISION BYLAW NO. 500,
1987**

The Board of the Regional District of Nanaimo, in open meeting assembled, enacts as follows:

- A. This Bylaw may be cited as “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.426, 2019”.
- B. “Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987” is hereby amended as follows:

1. By deleting Section 3.2.2 and replacing with the following:

“No person shall construct, move or alter any building or structure so that:

- a) its site area is less than required;
- b) it encroaches on a setback required;
- c) its parcel coverage is greater than permitted;
- d) it is taller than permitted;
- e) its floor area ratio is greater than permitted;
- f) the land exceeds the total number of units, buildings or structures permitted by the zone in which the building or structure is located, as designated in the schedules to this Part.”

2. By adding section 5.2 as follows:

“5.2 Enforcement

5.2.1 If a development permit is required under section 5.1.1 to 5.1.21, inclusive, of this bylaw, no person shall commence, authorize or permit the commencement of an activity for which a development permit is required without first obtaining a development permit for that activity.

5.2.2 Any person who contravenes section 5.2 of this bylaw commits an offence and is liable on summary conviction to a fine of not more than \$10,000, imprisonment for up to six months, or both.”

3. By amending the table of contents in Part 5 to add “5.2 Enforcement”.

Introduced and read two times this 28th day of May, 2019.

Public Hearing held pursuant to Section 464 of the *Local Government Act* this 18th day of June, 2019.

Read a third time this ____ day of _____ 20XX.

Adopted this ____ day of _____ 20XX.

CHAIR

CORPORATE OFFICER