

BYLAW NUMBER 49P2017

**BEING A BYLAW OF THE CITY OF CALGARY
TO AMEND THE LAND USE BYLAW 1P2007**

WHEREAS it is desirable to amend the Land Use Bylaw 1P2007, as amended;

AND WHEREAS Council has held a public hearing as required by Section 692 of the Municipal Government Act, R.S.A. 2000, c.M-26, as amended:

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. The City of Calgary Land Use Bylaw, being Bylaw 1P2007 of the City of Calgary, as amended, is hereby further amended as follows:
 - (a) Renumber section 25(1)(j)(iii)(A) as 25(1)(j)(iii)(A.1).
 - (b) Insert the following in 25(1)(j)(iii):

“(A) Brewery, Winery and Distillery;”
 - (c) Delete section 191 and replace with:

“**“Extensive Agriculture”**

 - (a) means a **use**:
 - (i) where land is used to raise crops and graze livestock outdoors;
 - (ii) where trees and shrubs are intensively grown outdoors;
 - (iii) that may have ancillary agricultural **buildings** and structures that support the outdoor activities; and
 - (iv) that may include ancillary structures for small-scale subsidiary agricultural pursuits;
 - (b) is a **use** within the Agriculture and Animal Group in Schedule A to this Bylaw;
 - (c) where an ancillary structure is a greenhouse in the S-FUD or S-TUC District:
 - (i) it is limited to a maximum of 200 square metres in **gross floor area**;

- (ii) it must be 30 metres from a **Dwelling Unit** located on a **parcel** in a **residential district** or in another municipality, measured from the closest point of the greenhouse to the closet point of the **Dwelling Unit**; and
- (iii) it must use existing approved road access;
- (d) does not require **motor vehicle parking stalls**; and
- (e) does not require **bicycle parking stalls – class 1 or class 2.**
- (d) Insert the following new section:

“198.1 “Food Production”

- (a) means a **use**:
 - (i) where plants are grown to produce food in a **building**;
 - (ii) that may include hydroponics, aquaponics and vertical growing;
 - (iii) where food grown on-site may be processed and packaged;
 - (iv) that may include aquaculture only when the **use** is in the I-G or I-H Districts;
 - (v) where no dust or vibration is seen or felt outside of the **building** containing the **use**; and
 - (vi) where all of the processes and functions associated with the **use** are contained in a fully enclosed **building**;
- (b) is a **use** in the General Industrial Group in Schedule A to this Bylaw;
- (c) where the **Development Authority** may require, as a condition of a **development permit**, equipment designed and intended to remove odours from the air where it is discharged from the **building** as part of a ventilation system;
- (d) where the **Development Authority** may require, as a condition of a **development permit**, a Public Utility and Waste Management Plan, completed by a qualified professional, that includes detail on:
 - (i) the management and disposal of waste products and airborne emissions, including smell;

- (ii) the quantity and characteristics of liquid and waste material discharged the **use**; and
 - (iii) the method and location of collection and disposal of liquid and waste material;
- (e) requires a minimum number of **motor vehicle parking stalls** that is the greater of:
 - (i) 1.0 stalls per 100.0 square metres of **gross usable floor area** for the first 2000.0 square metres, and then 1.0 stalls for each subsequent 500.0 square metres; and
 - (ii) 1.0 stalls per three (3) employees based on the maximum number of employees at the **use** at any given time;
- (f) does not require **bicycle parking stalls – class 1**; and
- (g) requires a minimum of 1.0 **bicycle parking stalls – class 2** per 2000.0 square metres of **gross usable floor area**.”
- (e) Delete the word “and” that follows “shipping;” in 203.1(a)(ii);
- (f) Insert “and” after “**use**” in subsection 203.1(a)(iii).
- (g) Insert the following new subsection in 203.1(a):

“(iv) that may include **Food Production**;”
- (h) Delete the word “and” in subsection 203.2(a)(ii)(B);
- (i) Insert “and” after “**Distributing**;” in subsection 203.2(a)(ii)(C).
- (j) Insert the following new subsection in 203.2(a)(ii):

“(D) **Food Production**;”
- (k) Delete the word “and” after “shipping;” in 203.3(a)(ii)
- (l) Insert the word “and” after “**parcel**,” in 203.3(a)(iii).
- (m) Insert the following new subsection in 203.3(a):

“(iv) that may include **Food Production**;”

- (n) Insert the following new section:

“217.1 “Intensive Agriculture”

- (a) means a **use**:
 - (i) where livestock or other farmed animals are continuously confined in a **building** or outside;
 - (ii) where concentrated feeding and rearing methods are used grow, maintain and bring animals and their products to market; and
 - (iii) includes feedlots, hog and poultry farms, rabbitries, fur farms and other intensive methods of feeding and raising livestock;
 - (b) is a **use** within the Direct Control Uses Group in Schedule A to this Bylaw;
 - (c) requires a minimum number of **motor vehicle parking stalls** based on a parking study required at the time of a land use redesignation application; and
 - (d) does not require **bicycle parking stalls class 1 or class 2.**”
- (o) Renumber subsection 309(a)(i) as 309(a)(i.1).
- (p) Insert the following new subsection in 309(a):
- “(i) **Brewery, Winery and Distillery;**”
- (q) Delete subsection 309.1(a)(ii) and replace with the following:
- “(ii) that may include any of the following **uses**:
- (A) **Food Production;** and
 - (B) **Health Services Laboratory – Without Clients;**”
- (r) Insert the following new subsection in section 703(3):
- “(g.1) **Food Production;**”

- (s) Insert the following new subsection in 723(3), 1261(3), 1267(3) and 1367(3):

“(j.1) **Food Production;**”

- (t) Insert the following new subsection in 740(3), 759(3) and 1307(3):

“(m.1) **Food Production;**”

- (u) Insert the following new subsection in 778(3), 845, 863(3) and 1181(3):

“(k.1) **Food Production;**”

- (v) Insert the following new subsection in 798(3), 1245(3) and 1255(3):

“(q.1) **Food Production;**”

- (w) Insert the following new subsection in 815(3) and 1377(3):

“(p.1) **Food Production;**”

- (x) Renumber subsection 830(4)(c.1) as 830(4)(c.2).

- (y) Insert the following new subsection in 830(4)

“(c.1) **Food Production;**”

- (z) Insert the following new subsection in 882(3):

“(l.1) **Food Production;**”

- (aa) Insert the following new subsection in 907(2):

“(d.2) **Brewery, Winery and Distillery;**”

- (bb) Delete subsection 908((2)(b.1).

- (cc) Insert the following subsection in 968:

“(e.2) **Brewery, Winery and Distillery;**”

- (dd) Delete subsection 969(b.1).

- (ee) Insert the following subsection in 1001(1):

“(a.1) **Brewery, Winery and Distillery;**”

(ff) Insert the following new subsection in 1273(1):

“(d.1) **Food Production;**”

(gg) Amend Schedule A by inserting “Food Production” alphabetically in the General Industrial Group.

2. This Bylaw comes into force on the date it is passed.

READ A FIRST TIME THIS ____ DAY OF _____, 2017.

READ A SECOND TIME THIS ____ DAY OF _____, 2017.

READ A THIRD TIME THIS ____ DAY OF _____, 2017.

MAYOR
SIGNED THIS ____ DAY OF _____, 2017.

CITY CLERK
SIGNED THIS ____ DAY OF _____, 2017.