

PROPOSED

PUD2019-0289
ATTACHMENT 1

BYLAW NUMBER 33P2019

BEING A BYLAW OF THE CITY OF CALGARY TO AMEND THE LAND USE BYLAW 1P2007 (PUD2019-0289)

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) Insert the following subsection in section 13:

“(83.1) **“local food sales”** means the temporary sale of locally grown and made food that does not include permanent structures.”
 - (b) Delete subsection 25(1)(p)(iv) and (v) and replace with the following:

“(iv) water, sewage and storm water lines and facilities;

(v) landscaping projects, parks, public tennis courts and street furniture; and

(vi) **local food sales** on **City** owned land where approved by or on behalf of the **City**.”
 - (c) Delete “and” in 25.1(f).
 - (d) Delete “City.” and replace with “City; and” in 25.1(g).
 - (e) Insert the following subsection in section 25.1:

“(h) **Urban Agriculture** where:

 - (i) trees and shrubs required on the **parcel** in conjunction with an approved **development permit**, are retained;
 - (ii) there are no **local food sales**; and
 - (iii) there is a maximum of one ancillary **building** 10.0 squares metres or less in area for the purposes of storage.”

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- (f) Delete 156.1(a)(v), 156.1(a)(vi) and 156.1(a)(vii) and insert the following in subsection 156.1(a):
- “(v) that may include a public area of 150.0 square metres or less where beer, wine, spirits and other alcoholic beverages manufactured on the premises are sold to the general public for consumption on the premises;
 - (vi) that may include the retail sale for consumption off the premises, and sale for consumption on the premises, of alcoholic beverages made off the premises for one year after commencement of the **use**, or those beverages made in collaboration with another **Brewery, Winery and Distillery**;
 - (vii) that may have a maximum of 10.0 square metres of **public area** used for the purpose of providing entertainment;
 - (viii) where the private hospitality area and the **public area** may be separate floor areas or may occur in the same floor area, but whether these activities are combined or separate, the **public area** may not exceed the maximum area in subsection (a)(v) unless combined with another **use** as contemplated in subsection (c); and
 - (ix) that may include the preparation and sale of food for consumption on the premises to private groups in the private hospitality area and to the general public in the **public area**.”
- (g) Delete “and” in subsection 169(a)(ii).
- (h) Insert the following subsections in 169(a):
- “(iv) where approved facilities are temporarily used to process and prepare locally-grown food with permission by, or on behalf of, the **City**;
 - (v) that may include **local food sales**; and
 - (vi) that include the temporary sale of whole food and locally made processed food, as well as food available for immediate consumption, as a community social activity;”
- (i) Delete subsection 198.1(a)(iv) and replace with:
- “(iv) that may include aquaculture and raising insects for food only when the **use** is in the I-G or I-H Districts;”
- (j) Delete subsection 249(a) and replace it with the following:
- “(a) means a **use**:

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- (i) where open space is set aside for recreational, educational, cultural or aesthetic purposes;
- (ii) that may be improved for the comfort of park users; and
- (iii) may include land or **buildings** used to grow food and ornamental plants for recreational, social, educational and community purposes; and may include:
 - (A) sheds, compost bins, greenhouses or other structures used to grow food;
 - (B) raised beds, cold frames and temporary hoop enclosures; and
 - (C) washrooms and sheds for maintenance equipment and materials.”
- (k) Insert the following section:

“320.1 **Urban Agriculture**”

 - (a) means a **use** where plants are grown outdoors for a commercial purpose;
 - (b) is a **use** within the Subordinate Use Group in Schedule A to this Bylaw;
 - (c) may be accessory to another **use**;
 - (d) may include raised beds, cold frames and temporary hoop enclosures that are 1.5 metres or less in height, and which are used only to extend the growing season;
 - (e) may include the use of ancillary **buildings**;
 - (f) may include **local food sales** of food grown on site;
 - (g) must not include permanent outside storage of goods, materials or supplies;
 - (h) does not require **motor vehicle parking stalls**; and
 - (i) does not require **bicycle parking stalls – class 1 or class 2.**”
- (l) Insert the following subsections in sections 552, 1102 and 1148:

“(2.1) **Landscaped areas** may include **Urban Agriculture.**”

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- (m) Delete the “and” at the end of subsection (u) in the following sections 578(1), 588(1), 597(1) and 1134(3).
- (n) Insert the following new subsection in sections 578(1), 588(1), 597(1) and 1134(3):
“(u.1) **Urban Agriculture**; and”
- (o) Delete the “and” in subsection (p) of section 607 and insert the following new subsection in section 607:
“(p.1) **Urban Agriculture**; and”
- (p) Delete the “and” in subsection (q) of sections 618 and 627 and insert the following new subsection in sections 618 and 627:
“(q.1) **Urban Agriculture**; and”
- (q) Delete the “and” in subsection (bb) of sections 637(1), 670(1), and 680(1) and insert the following new subsection in sections 637(1), 670(1), and 680(1):
“(bb.1) **Urban Agriculture**; and”
- (r) Delete the “and” in subsection (dd) of sections 648(1) and 659(1), and insert the following new subsection in sections 648(1) and 659(1):
“(dd.1) **Urban Agriculture**; and”
- (s) Add the following new subsection to sections 691, 899 and 1015:
“(6) ***Soft surfaced landscaped areas*** may include **Urban Agriculture**.”
- (t) Delete the “and” in subsection (t) of section 703(3), and add the following new subsection to section 703(3):
“(t.2) **Urban Agriculture**; and”
- (u) Insert the following new subsection in section 723(3):
“(z.2) **Urban Agriculture**;”
- (v) Insert the following new subsection in section 740(3):
“(ff.2) **Urban Agriculture**;”
- (w) Insert the following new subsection in section 759(3):
“(kk.2) **Urban Agriculture**;”

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- (x) Delete the “and” in subsection (hh) of section 778(3) and 1181(3) and insert the following new subsection in sections 778(3) and 1181(3):
“(hh.1) **Urban Agriculture**; and”
- (y) Insert the following new subsection in section 798(3):
“(qq.1) **Urban Agriculture**;”
- (z) Insert the following new subsection in section 815(3):
“(pp.2) **Urban Agriculture**;”
- (aa) Insert the following new subsection in section 830(4):
“(k.2) **Urban Agriculture**;”
- (bb) Insert the following new subsection in section 845 and 908(2):
“(dd.1) **Urban Agriculture**;”
- (cc) Insert the following subsection in sections 863(3) and 882(3):
“(ee.2) **Urban Agriculture**;”
- (dd) Insert the following new subsection in section 924(2) and 955(2):
“(bb.1) **Urban Agriculture**;”
- (ee) Insert the following new subsection in section 939(2):
“(v.1) **Urban Agriculture**;”
- (ff) Insert the following new subsection in section 969:
“(ff.1) **Urban Agriculture**;”
- (gg) Insert the following new subsection in section 984(1):
“(f.1) **Urban Agriculture**;”
- (hh) Delete subsection 1014(2) and replace with:
“(2) **Extensive Agriculture, Natural Area, Park and Urban Agriculture** do not require *landscaped areas*.”
- (ii) Insert the following new subsection in section 1035:

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- “(o.1) **Urban Agriculture;**”
- (jj) Insert the following new subsection in section 1043(1):
- “(r.1) **Urban Agriculture;**”
- (kk) Insert the following new subsection in section 1055(1):
- “(aa.1) **Urban Agriculture;**”
- (ll) Insert the following new subsection in sections 1068(1) and 1279:
- “(m.1) **Urban Agriculture;**”
- (mm) Insert the following new subsection in section 1076(2):
- “(r.2) **Urban Agriculture;**”
- (nn) Delete the “and” in subsection (n) of section 1124(1) and insert the following new subsection in section 1124(1):
- “(n.1) **Urban Agriculture;** and”
- (oo) Insert the following new subsection in section 1164(3):
- “(oo.1) **Urban Agriculture;**”
- (pp) Add the following new subsection to section 1231:
- “(6) ***Landscaped areas*** may include **Urban Agriculture.**”
- (qq) Insert the following new subsection in sections 1245(3) and 1255(3):
- “(aaa.1) **Urban Agriculture;**”
- (rr) Delete the word “and” in subsections 1255(3) (aaa) and 1273(1)(v).
- (ss) Insert the following new subsection in section 1261(3):
- “(kk.1) **Urban Agriculture;**”
- (tt) Insert the following new subsection in section 1267(3):
- “(jj.1) **Urban Agriculture;** and”
- (uu) Delete the word “and” in subsection 1267(3)(jj).
- (vv) Delete the word “and” in subsection 1279(m) and insert the following new subsection in section 1279:

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“(m.1) **Urban Agriculture**; and”

(ww) Add the following new subsection to section 1295:

“(7) **Landscaped areas** may include **Urban Agriculture**.”

(xx) Delete subsection 1273(1)(w) and replace with:

“(w) **Special Function - Class 2**; and”

(yy) Insert the following new subsection in section 1273:

“(x) **Urban Agriculture**;

(zz) Insert the following new subsection in sections 1307(3) and 1377(3):

“(pp.1) **Urban Agriculture**;

(aaa) Insert the following new subsection in section 1346(7):

“(7) **Soft surfaced landscaped areas** may include **Urban Agriculture**.”

(bbb) Insert the following new subsection in section 1367(3):

“(ff.1) **Urban Agriculture**;

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

READ A FIRST TIME ON _____

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

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SIGNED ON _____