

TOWN OF LADYSMITH

BYLAW NO. 2169

A Bylaw to amend "Town of Ladysmith Zoning Bylaw 2014, No. 1860".

The Council of the Town of Ladysmith in open meeting assembled enacts the following amendments to "Town of Ladysmith Zoning Bylaw 2014, No. 1860":

1. Schedule A – Section 4.1 'Interpretation' is amended by adding the following new terms and definitions, in alphabetical order:

- a) Add a new definition of "Backyard Poultry":

"shall have the same meaning as in "Town of Ladysmith Animal Control Bylaw 2024, No. 2167" and does not include *Farm Use*."

- b) Add a new definition of "Coop":

"shall have the same meaning as in "Town of Ladysmith Animal Control Bylaw 2024, No. 2167."

- c) Change the definition of "Fence" to:

"means a *Structure* providing physical or visual separation or enclosure of a *Parcel* or portion of a *Parcel*, and does not include a *Retaining Wall*, *Landscaping*, or *Pen*."

- d) Add a new definition of "Pen":

"shall have the same definition as in "Town of Ladysmith Animal Control Bylaw 2024, No. 2167."

- e) Change the definition of "Produce Stand" to:

"means a roadside *Structure* for the sale of products produced by *Backyard Poultry Use*, a *Farm Use* or *Urban Agriculture Use*, excluding *Cannabis*."

2. Schedule A – Part 5: General Regulations is amended as follows:

- (a) Add subsection 5.9(j) which states the following:

"A *Coop* and *Pen* used for *Backyard Poultry* are not considered *Accessory Buildings* or *Structures*, except for the application of Sections 5.9(a), (d), (f),

(h), and (i) to *Coops and Pens*.”

(b) Add Subsection 5.17(b) which states the following:

“Notwithstanding Section 5.17(a), one self-contained trailer or recreational vehicle for providing temporary accommodation to a wrangler, and one animal transport vehicle for the purposes of vegetation management shall be permitted on a *Parcel* for the duration of the works, but in any case, for no more than 30 consecutive days per work site.”

3. Schedule A – Part 6: Specific Use Regulations is amended to:

(a) Replace Subsections 6.10(a)(i) and (ii) with the following:

- i) Shall be limited to one such *Use* per *Parcel*, as permitted only where *Backyard Poultry Use*, a *Farm Use*, or *Urban Agriculture Use* is permitted a permitted *Use*.
- ii) Where *Urban Agriculture Use* or *Backyard Poultry Use* is permitted, the *Produce Stand Use* shall be limited to the sale of products grown and eggs laid on the *Parcel*.”

(b) Add Subsection 6.10(a)(vi) which states the following:

- vi) Shall only sell eggs from *Backyard Poultry* in accordance with “Town of Ladysmith Animal Control Bylaw 2024, No. 2167.”

(c) Add Section 6.12 “Backyard Poultry” which includes the following regulations:

- a) Where *Backyard Poultry* is a permitted *Accessory Use* on a *Residential Parcel* and where the *Principal Use* is a *Single Unit Dwelling*, a maximum of six (6) *Backyard Poultry* shall be allowed on the *Parcel* provided that the following conditions are met:
 - i. The *Residential Parcel* is outside of the *Backyard Poultry* exclusion areas identified in “Town of Ladysmith Animal Control Bylaw 2024, No. 2167” Schedule A.
 - ii. *Backyard Poultry* must be housed in a *Coop and Pen*.
 - iii. A *Coop and Pen* must be located at *Finished Grade*.
 - iv. *Backyard Poultry Use* shall meet all requirements established in

the “Town of Ladysmith Animal Control Bylaw 2024, No. 2167.”

4. Schedule A – Add “*Backyard Poultry*, subject to Part 6, Section 6.12” as a permitted *Accessory Use* in the following *Zones*:
- a) RU-1
 - b) R-1
 - c) R-1-A
 - d) R-2
 - e) R-2-B
 - f) R-3

Citation

5. This Bylaw may be cited for all purposes as “Town of Ladysmith Zoning Amendment Bylaw 2014, No. 1860, Amendment Bylaw 2024, No. 2169”.

READ A FIRST TIME on the 17TH day of December, 2024

READ A SECOND TIME on the 17TH day of December, 2024

PUBLIC HEARING HELD on the _____ day of _____, 2025

READ A THIRD TIME on the _____ day of _____, 2025

APPROVED BY MINISTRY OF TRANSPORTATION on the _____ day of _____, 2025

ADOPTED on the _____ day of _____, 2025

Acting Mayor (T. McKay)

Corporate Officer (S. Bouma)