

GTH Zoning Bylaw

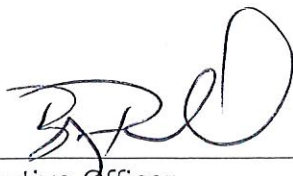
Bylaw #2014-02-01

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Board Minute #43/18

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This Bylaw No. 2014-02-01 shall come into force and take effect when published in the Gazette.



Chief Executive Officer



Chairman of the Board

Certified a true copy of Bylaw <u>2014-02-01</u> passed by The Global Transportation Hub Authority Board of Directors on <u>Aug 2/18</u> (mm/dd/yyyy) <u>Allen Mulla</u> Signed by Administrator/Clerk (seal)

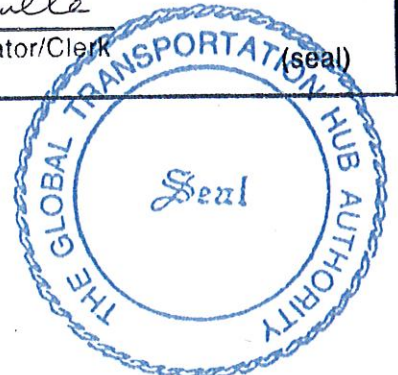


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1. Administration

1.1 Title

1.1.1 This Zoning Bylaw shall be known as the 'GTH Zoning Bylaw.'

1.2 Purpose

1.2.1 This Bylaw is to provide a clear and efficient system of land use regulation to implement the GTH Development Plan to create a competitive, economic, integrated and efficient transportation logistics hub.

1.2.2 No one shall use land in the GTH except for the purposes stated in the *Global Transportation Hub Authority Act*—facilities and premises used for or required by any mode of transportation; for industry, warehousing, distribution, manufacturing or logistics operations that utilize the GTH's modes of transportation; public improvements; and supporting uses—unless authorized in writing by the GTHA.

1.3 Zones

1.3.1 The GTH is divided into zones which may have different permitted and discretionary land uses and regulations for the use and development of land, buildings, signs, and structures within each zone.

1.4 Zoning Map

1.4.1 The boundaries of the zones are shown on the Zoning Map attached as Schedule 'A' which is part of this Bylaw.

1.5 Uses and Regulations

1.5.1 Except for legally non-conforming uses, development approved by a development variance permit or development approved by the Saskatchewan Municipal Board, uses, buildings and structures in each zone shall be in accordance with the uses listed in the zone and all the appropriate regulations and requirements of this Bylaw, including policies and requirements of the GTH Development Standards Manual.

1.5.2 No area, land, landscaping, building, sign, or structure shall be developed, used, occupied, constructed, erected, modified, converted, enlarged, reconstructed, altered, placed, demolished, removed, or maintained except in conformity with the provisions of this Bylaw.

1.5.1 Notwithstanding any other regulation in the Bylaw, there is no minimum parcel size for lots used for a pumping station, pressure regulator, electrical transformer, telecommunications or computer network facility, or similar utility installation, for the delivery of water, heat, gas, electrical, telecommunications, television or internet services.

1.6 Compliance with other Legislation

1.6.1 Compliance with this Bylaw shall not be deemed to be a representation by the GTHA that any use, building, structure or development complies with all applicable bylaws or other enactments. Every person is responsible to ensure compliance with all other bylaws, enactments, easements, covenants, agreements or contracts affecting the development.

1.7 **Metric System**

1.7.1 The System International (SI) Metric System of measurement is the final and binding system of measurement used in this Bylaw.

1.8 **Scope**

1.8.1 If this Bylaw sets out two or more regulations that could apply to a situation, the most restrictive regulation shall apply. Where this Bylaw sets out both general and specific regulations that could apply to a situation, the specific regulation shall apply.

1.9 **Non-Conformity**

1.9.1 Non-conforming uses, buildings and sites are provided for by Part V, Division 3 of the *Planning and Development Act*.

1.10 **Severability**

1.10.1 If any section, subsection, sentence, clause, or phrase of the Bylaw is for any reason found invalid by a decision of a court of competent jurisdiction, such decision shall not affect the validity of the other portions of this Bylaw.

2. Interpretation

2.1 Zone Boundaries

- 2.1.1 Where a zone boundary is shown on the Zoning Map as approximately following, immediately parallel to, or as an extension of a property line, the GTH boundary, or roadway, it follows that line.
- 2.1.2 Where a zone boundary is shown as approximately following the midpoint of the roadway, it follows that line.
- 2.1.3 In circumstances not covered by the above, the zone boundary shall be determined by scaling the boundary from some reasonably known location on the Zoning Map.
- 2.1.4 In circumstances where a single lot is located in more than one zone, the provisions of this Bylaw that regulate the use of land, buildings, signs and structures; the density of the use of land, buildings, and structures; the siting, size, and dimension of buildings and structures, and uses permitted on the land; the location of uses on the land and within the building and structures; and the shape, dimension, and area of all parcels of land that may be created by subdivision; shall apply as if the zone boundary were a property line, and in the case of subdivision, be in compliance with the largest minimum area, or smallest maximum area that applies to that lot or portion of the lot being created.

2.2 Definitions

- 2.2.1 Definitions for words, terms and phrases not contained in legislation or other bylaws are listed in this section. Wherever they occur in this Bylaw, shall have the meaning assigned to them in this section.
- 2.2.2 Individual uses are grouped into definitions with common functional or physical effects or characteristics. These uses define the range of uses that are permitted or discretionary, with or without conditions, within various zones of this Bylaw. Examples listed in a use definition are to illustrate typical uses and are not intended to be exclusive, exhaustive, or restrictive. Where a specific use generally conforms to the wording of two or more uses, the use shall be construed to conform to, and is included in the use that is most similar in character, performance, and purpose. All principal uses may include accessory uses.
- **Accessory:** Any use that is secondary, subordinate, or incidental of the principal or primary use that is located within the same building or structure, or on the same lot.
 - **Act:** *Planning and Development Act, 2007*, as amended.
 - **Agriculture:** A use which entails growing plants, shrubs, trees, vegetables, field crops, berry or bush crops. In the GTH, this does not include the keeping, breeding, raising, training or housing of any livestock.
 - **Board:** the Board of Directors pursuant to the *Global Transportation Hub Authority Act*. The Board has the same authority as a municipal council in the Province of Saskatchewan.
 - **Commercial services:** Uses of a commercial or service oriented nature targeted towards serving the needs of drivers, employees and/or the travelling public. Commercial services include uses such as food and restaurants, banks, professional offices, personal services such as barber shops and medical, retail, and business support services, but do not include truck service, maintenance and repair.

- **Discretionary use:** A use located on a site or within any building or structure that may be permitted only at the discretion of the GTHA.
- **Emergency and protective services:** A facility used to house services related to police, fire, or ambulance care.
- **Flood fringe:** the portion of the flood plain where the waters in the 1:500 year flood are projected to be less than a depth of 1.0 m or a velocity of 1.0 m/second.
- **Flood plain:** The area prone to flooding from a water body or watercourse that comprises the combined area of the flood way and the flood fringe.
- **Flood proofed:** a measure, or combination of structural and non-structural measures, incorporated into the design of a structure that reduces or eliminates the risk of flood damage to a defined elevation.
- **Flood way:** the portion of the flood plain adjoining the channel where the waters in the 1:500 year flood are projected to meet or exceed a depth of 1.0 m or a velocity of 1.0 m/second.
- **Food and restaurants:** A building that offers food and beverage for sale to patrons at eating areas located either within the interior of the building and/or beyond the building envelope. This also includes drive-through facilities.
- **Fueling station/gas bar:** A use that offers for sale motor fuels, and as an accessory use provides for sale any other products that are typically required for the operation of vehicles, and includes convenience store products.
- **GTH Development Standards Manual:** the documentation of servicing, engineering and development standards and requirements used by the GTHA to manage details of physical development and which is amended from time to time to reflect current situations and best practices.
- **GTH:** The Global Transportation Hub.
- **GTHA:** the Global Transportation Hub Authority.
- **Intermodal facilities:** The zone in the GTH where uses benefit from the overlap between a variety of transportation modes including rail, plane, and/or automobile for the movement or shipment of goods and services.
- **Logistics:** is the management of the flow of resources between the point of origin and the point of consumption. The resources managed in logistics can include physical items, such as food, materials, equipment, liquids, etc. The logistics of physical items usually involves the integration of information flow, material handling, production, packaging, inventory, distribution, packing and crating, transportation, warehousing, manufacturing where the function is closely integrated with the transportation function of the GTH or intended for export, and security. Logistics may include third and fourth party logistics providers. Logistics does not include those uses which do not or will not benefit from a location in the GTH and may be better located in other business, industrial or commercial areas. GTHA facilities are considered a logistics function.
- **Long term truck parking:** An area of land utilized for the long term parking of operable motor vehicles which includes dedicated parking, loading and driveway areas but where parking on site shall generally exceed 4 hours.
- **Manufacturing:** The process of the physical or chemical transformation of raw materials, components, or parts into goods that may be finished, in the sense that they are ready to be used or consumed, or semi-finished, in the sense of becoming a raw material for use in further manufacturing. In the GTH, manufacturing must require or utilize the services of a mode of transportation operating in or located in the GTH.

- **n/a:** not applicable, no regulations apply.
- **Non-conforming use:** A use, building or structure that is given exception to current zoning or development regulations or “grandfathered” due to its operation prior to approval of this Bylaw.
- **Open space:** Space intended to be primarily used by visitors or employees at the GTH for recreational or leisurely purposes, which is accessible free of charge.
- **Permitted use:** A use which as a right is permitted to locate on a site or within any building or structure, provided that it conforms to all other pertinent regulations outlined in this Bylaw.
- **Principal use:** The primary use operating on a site or within a building or structure.
- **Short term truck parking:** An area of land utilized for the short term storage of motor vehicles which includes dedicated parking, loading and driveway areas but where parking on site shall not exceed 4 hours. This is primarily for users of the commercial service centre or for vehicles that are waiting to load or unload at GTH businesses.
- **Sign, address:** Any sign that is limited to the identification of a name, address or number of a building.
- **Sign, billboard:** Any sign that provide advertising for goods or services in which said goods or services are not located on site.
- **Sign, construction:** Any sign that is temporary in nature and which advertises a pending development, provided it is on the same site to which it pertains.
- **Sign, directional:** Any ground, projecting, or wall sign that provides assistance with wayfinding and that has a surface area of less than 1.0 m².
- **Sign, free-standing:** Any sign not attached to a building and which is supported by vertical columns secured to the ground.
- **Sign, height:** The vertical distance of a sign measured from the lowest point on the base, to the highest point at the top of the sign.
- **Sign, inflatable:** Any sign that is intended to be airborne and fastened to a secured object.
- **Sign, portable:** Any sign that is designed to be easily moved from one location to another and in which the advertising message can be easily altered with replaceable letters, numbers or graphics.
- **Sign, projecting:** Any sign that is attached to a building and which projects beyond the face of a building more than 300 mm.
- **Sign, real estate:** Any sign that advertises the sale, lease, or rental of a property, provided it is on the same site to which it pertains.
- **Sign, roof:** Any sign that is located on the roof of a building or structure.
- **Sign, rotating:** Any sign that is continuously revolving in a clockwise or counter clockwise direction.
- **Sign, Surface Area:** The area of the sign utilized for advertising purposes.
- **Sign, wall:** Any sign that is attached to a building and which runs parallel to the building façade.
- **Tandem parking:** Two or more parking spaces, one located behind the other, that share a common point of access from an adjacent driveway, lane or street.
- **Temporary buildings or structures:** Any building or structure which the development officer permits for a limited time only.
- **Truck service, maintenance and repair:** A use where service is provided for

motor vehicles including the general maintenance or repair.

- **Utilities:** Any one of a set of services including telecommunications, water, electricity, natural gas, sewage and the like. This also includes any public works yards operated by the GTHA.
- **Yard, front:** the area between side lot lines extending from the front lot line to the nearest wall of a building. On a corner lot, it is the yard associated with the front lot line. In the case of an interior lot, a lot line separating the lot from the road; or in the case of a corner lot, a line separating the narrowest highway frontage of the lot from the road; or in the case of a double fronting lot, the front lot line may be on both frontages in order to be consistent with the location of permitted access and the orientation of other development in the block.
- **Yard, rear:** the area between the side lot lines extending from the rear lot line to the nearest wall of a building.
- **Yard, side:** the portion of a site abutting a side lot line extending from the front yard to the rear yard. The side yard shall be situated between the side lot line and a line on the site parallel to it, at a specified distance from it, and measured at a right angle to it along its full length.

3. Development Review Process

3.1 Development Officer

3.1.1 The GTHA shall appoint the Chief Executive Officer (or equivalent) as development officer who shall administer this Bylaw. The designated person may delegate responsibilities to other GTHA staff or contracted persons or firms to act in this capacity.

3.2 Maintenance and Inspection of Bylaw

3.2.1 The development officer shall make available to the public during normal office hours copies of this Bylaw and all subsequent amendments thereto.

3.3 Exemptions from Development Permits

3.3.1 The provision of this Bylaw shall not be so construed as to limit or interfere with the operation, replacement, and maintenance for public utility purposes of water and gas pipes, mains and conduits, electric light and electric power transmission and distribution lines, oil pipe lines, sewer connections and sewer mains, and incidental appurtenances (such as traffic control or management signs, etc.) or the construction and installation of any such services within public highways.

3.3.2 A development permit is also not required for the following activities, subject to conformance with all applicable provisions of this and other bylaws, policies, and the GTH Development Standards Manual:

- a) any facility or use installed, occupied and operated by the GTHA;
- b) erection of any fence or gate; and
- c) development of a temporary building, the sole purpose of which is incidental to the erection, alteration, or marketing of a building for which a development permit has been issued and is still valid.

3.3.3 A development permit is not required for interior alterations and maintenance to a building, including mechanical or electrical work, provided that neither the use nor the intensity of use is changed, nor that another use is added.

3.4 Development Permit Applications

3.4.1 Applications for a development permit shall be submitted to the development officer in accordance with the requirements of this Bylaw.

3.4.2 All applications for a development permit shall be submitted on the form required by the GTHA. Applications shall include all required information and an application fee as prescribed periodically by the GTHA.

3.5 Development Application Submission

3.5.1 Applications for a development permit are not considered received until the applicant has submitted all information required by this Bylaw and paid the appropriate fee.

3.5.2 Notwithstanding the above, the development officer may consider an application if, the development is of such a nature as to enable a decision to be made on the application without all of the information required.

3.5.3 The development officer may require an applicant to submit such additional information as he considers necessary to verify the compliance of the proposed Use or development with the regulations of this Bylaw.

- 3.5.4 The approval of any application, drawing, or the issuing of a development permit shall not prevent the development officer from thereafter requiring the correction of errors, nor from prohibiting the development being carried out when the same is in violation of this Bylaw.
- 3.5.5 In the event of a discrepancy between any written description and the drawings, the written description shall prevail.
- 3.5.6 Where an application for a development permit is determined to contain incorrect information, no development permit shall be issued until such information is corrected by the applicant.
- 3.5.7 Any development permit issued on the basis of incorrect information contained in the application shall be invalid.

3.6 **Submission Requirements**

- 3.6.1 Unless otherwise specified in this Bylaw, all drawings submitted shall be drawn on substantial standard drafting material to a scale of not less than 1:100 or such other scale as the development officer may approve, and shall be fully dimensioned, accurately figured, explicit and complete.
- 3.6.2 Two copies of the following information shall be submitted with an application and the appropriate application form fully and accurately completed in accordance with the following requirements:
 - a) the municipal address of land and buildings presently occupying the site, if any;
 - b) a legal description of the land on which the proposed development is to occur, by lot, block, subdivision and registered plan numbers;
 - c) the applicant's name, address and interest in the land;
 - d) a detailed site plan, showing the location of the proposed development relative to the boundaries of the site;
 - e) description of the work to be performed with respect to change in current occupancy or land use and proposed development or building operations;
 - f) identification of the scale of the development with respect to floor area of the development in square metres, area of the site covered, in square metres; height of the structure, in metres; and number of floors or storeys;
 - g) the estimated value, in dollars, of the proposed work; and
 - h) if required by the development officer, a site plan, at a minimum scale of 1:500, showing the following a directional true north arrow; setbacks and yard dimensions; the location of all buildings or structures in relation to property lines; and dimensioned layout of existing and proposed parking areas, driveways, entrances and exits, abutting public roadways, median breaks and auxiliary lanes.
- 3.6.3 If a variance is proposed, it shall be fully described in the application.
- 3.6.4 If required by the development officer, the applicant shall submit two copies of the following:
 - a) identification of the scale of the development with respect to the number of establishments for commercial, industrial or other purposes;
 - b) a site plan of sidewalks, walkways, separation spaces, transit stops; and, where applicable, garbage storage and collection areas; parking, loading, storage, outdoor service and display areas; the location of fences, screening, retaining walls, trees, landscaping, amenity areas and other physical features both existing and proposed on the site and adjoining boulevard, if any;

- c) floor plans at a minimum scale of 1:100, indicating all uses or occupancies, storage and service areas;
- d) elevations and drawings, indicating sections and the bulk of buildings, at a minimum scale of 1:100;
- e) risk assessment where hazardous materials are part of the application;
- f) risk assessment where the site includes a major pipeline, and
- g) number of parking and loading spaces required and provided.

3.7 **Duties with Respect to Development Applications**

3.7.1 The development officer shall receive all applications for development and:

- a) shall ensure that a Register of Applications is maintained;
- b) shall review each development application to ascertain whether it is complete in accordance with the information requirements of this Bylaw, and shall, if the application complies with such requirements, enter the application in the Register of Applications;
- c) shall approve, without conditions, or with such conditions as required to ensure compliance, an application for development of a permitted use provided the development complies with the regulations of this Bylaw, or shall refuse an application for development of a permitted use if the development does not comply with the regulations of this Bylaw, unless he uses his discretion to provide a variance;
- d) may relax a regulation in a zone or other section of this Bylaw in accordance with Section 3.8;
- e) the development officer is delegated authority to determine compliance with the architectural design requirements of Section 12;
- f) the development officer may issue a permit for a temporary building or structure pursuant to the provisions of Section 12;
- g) may refuse or approve, with or without conditions, with or without changes in the design of the development, or with or without the imposition of regulations more restrictive than those required by the specific zone or regulations of this Bylaw, an application for development of a discretionary use, having regard to the regulations of this Bylaw and the provisions of the GTH Development Plan; and
- h) shall give notice of his decision on applications for development as follows:
 - i) where an application has been approved, public notification shall be given to the applicant in writing by ordinary mail;
 - ii) where an application has been refused, notice in writing shall be given to the applicant, by ordinary mail, and such notice shall state the reason for refusal and advising of the right of appeal.

3.8 **Variance to Regulations**

3.8.1 The development officer is authorized to approve minor variances up to 25% variation of the bylaw requirements for all development regulations.

3.8.2 In approving a variance for a development permit, the development officer shall only do so in cases of unnecessary hardship or practical difficulties peculiar to the use, character, or situation of the site or building, which are not generally common to other land in the same zone and the variance is consistent with the general purpose of the

zone.

- 3.8.3 The development must conform to this Bylaw with respect to the use of land. The relaxation of the bylaw must not injuriously affect neighbouring properties or be inconsistent with any provincial land use policies or statements of provincial interest.
- 3.8.4 On receipt of an application for a minor variance, the development officer may approve the minor variance; approve the minor variance and impose terms and conditions on the approval; or refuse the minor variance.
- 3.8.5 If an application for a minor variance is refused, the development officer shall notify the applicant in writing of the refusal and provide reasons for the refusal.
- 3.8.6 If an application for a minor variance is approved, with or without conditions being imposed, the development officer shall provide written notice to the applicant and the assessed owners of property having a common boundary with the applicant's land that is the subject of the application.
- 3.8.7 The written notice must contain a summary of the application for minor variance; provide reasons for and an effective date of the decision; indicate that an adjoining assessed owner may, within 10 days after receipt of the notice, lodge a written objection with the development officer.
- 3.8.8 If there is an objection, the development officer shall advise that the applicant will be notified of the right of appeal to the Saskatchewan Municipal Board. The written notice required must be delivered by registered mail or by personal service.
- 3.8.9 A decision approving a minor variance, with or without terms and conditions, does not take effect until 23 days from the date of a notice sent by registered or until 20 days of a notice is delivered by personal service.
- 3.8.10 If an assessed owner of property having a common boundary with the applicant's land that is the subject of the application objects, in writing, to the development officer respecting the approval of the minor variance within the specified periods, the approval is deemed to be revoked development officer shall notify the applicant in writing of the revocation of the approval and of the applicant's right to appeal the revocation to the Saskatchewan Municipal Board within 30 days after receiving the notice.
- 3.8.11 If an application for a minor variance is refused or approved with terms and conditions, the applicant may appeal to the Saskatchewan Municipal Board within 30 days after the date of that decision.

3.9 **Discretionary Use Criteria and Procedures**

- 3.9.1 The development officer is delegated authority to decide upon development permits for discretionary uses.
- 3.9.2 The development will apply the following general criteria in the assessment of the suitability for a discretionary use:
 - a) the proposal should be in general conformance with all relevant sections of *Global Transportation Hub Authority Act*, the Development Plan and this Bylaw;
 - b) be consistent with provincial land use policies and statements of provincial interest.
 - c) the scale and intensity of the proposed use must be relatively compatible with uses allowed in the zone and with any existing uses and developments in the vicinity of the proposal;
 - d) the use must be capable of being serviced with services and infrastructure;

- e) traffic will not create difficulties for overall vehicular circulation within the GTH;
 - f) types and volumes of goods and materials on site or being transported to and from the site must not pose any danger to the surrounding properties (the applicant may be required to provide a risk assessment from a registered professional to determine suitability);
 - g) emissions from the use in terms of noise, dust, odour, light will not adversely affect the environment or adjoining land uses;
 - h) if the proposed use will create any negative effects in relation to the above criteria, consideration will be given to any measures that may mitigate those effects in making a decision on the proposal; and
 - i) any comments received in response to the landowner notification.
- 3.9.3 Before advising the Board on a development permit for a discretionary use, the development officer shall provide written notice to the assessed owners of property within 75 m of the property boundaries with the applicant's land. The written notice must be delivered by registered mail or personal service. The notice shall contain the legal description and civic address of the land which is the subject of the application; the purpose of the proposed application; and the deadline for submission of comments to the development officer.
- 3.9.4 The development officer shall not approve a decision on a development permit for a discretionary use until at least 7 days from receipt of the notice.
- 3.10 Development Appeals**
- 3.10.1 The development officer shall advise those whose application for a development permit was refused or conditionally approved of their right to appeal to the Saskatchewan Municipal Board.
- 3.11 Validity of Permit**
- 3.11.1 The development officer may revoke a development permit where:
- a) the development permit has been issued in error;
 - b) an approved development is not being developed or operated in accordance with the provisions of this Bylaw, or in accordance with the standards and conditions specified in the development permit.
- 3.11.2 The development officer shall give the reasons for denying or revoking a development permit.
- 3.11.3 If the development authorized by a development permit is not substantially commenced within one year from the date of issue, the permit shall be expired.
- 3.12 Zoning Bylaw Compliance Certificate**
- 3.12.1 All applications for a zoning compliance certificate shall be submitted on the prescribed form and shall include a non-refundable application fee, in accordance with the fee prescribed by the GTHA.
- 3.12.2 The development officer may issue a zoning bylaw compliance certificate for any use, building or structure which is in conformance with this Bylaw or is deemed to be a legal non-conforming use, building or structure.
- 3.12.3 The applicant for a zoning bylaw compliance certificate may be required to provide the development officer with information regarding the existing and past use of the land or buildings on the property, and a real property report prepared by a registered Saskatchewan Land Surveyor.

3.13 **Amending the Zoning Bylaw**

- 3.13.1 The GTHA may amend this Bylaw in accordance with the Act.
- 3.13.2 Applications for amendments to this Bylaw shall be submitted on the prescribed form with the required non-refundable application fee, stating:
- a) reasons in support of the amendment;
 - b) the legal description and civic address of the property as well as the contact information of the applicant and the registered owners of the property; and
 - c) information regarding the surrounding land uses.
- 3.13.3 At the discretion of the development officer, additional information may be required from the applicant in order for the GTHA to make a decision on the application.
- 3.13.4 The amendment application may be referred by the development officer to any agency or person for review and comment.
- 3.13.5 All amendment applications are required to be advertised once per week for two successive weeks in a newspaper circulating within the general area prior to third reading by the Board. The first notice shall be placed no earlier than 21 days prior to the date set by GTHA for consideration of the proposed amendment. All advertising costs are to be borne by the applicant.
- 3.13.6 If the amendment involves the rezoning of land to a different zone, all landowners within 75 m of the boundary of the site for which application is being made shall be notified by registered mail of the application, and the date on which GTHA will consider the application. If, in the opinion of the development officer, it is warranted to notify landowners within a greater distance of the boundary of the site, a wider notification may be required. All notification costs shall be borne by the applicant.
- 3.13.7 All public notification shall contain the following information:
- a) the legal description and civic address of the land which is the subject of the application (if applicable);
 - b) the purpose of the proposed amendment;
 - c) one or more places where a copy of the proposed amendment may be inspected by the public during reasonable hours;
 - d) the date, place, and time that the GTHA will consider the proposed amendment; and
 - e) an outline of the procedures to be followed by anyone wishing to be heard at the public hearing.
- 3.13.8 The GTHA, after considering any representations made, other relevant information and documentation, and/or the Development Plan, or other regulatory plan or bylaw affecting the application and the provisions of this Bylaw, may proceed to alter the proposed amendment, pass the proposed amendment, defer the amendment application for more information, or defeat the proposed amendment.
- 3.13.9 If the GTHA refuses an application for an amendment, the GTHA shall not accept another application on the same land for the same or similar purpose until six months have passed after the date of such refusal.
- 3.13.10 If deemed necessary, and in accordance with the provisions of the Act, the GTHA may initiate an amendment to this Bylaw affecting any parcel of land without the owner's consent. The GTHA shall, prior to consideration of an application, notify the affected landowner in writing of the proposed amendment and provide a summary of the effects of the amendment.

3.14 Enforcement

- 3.14.1 The development officer is authorized to undertake necessary actions in order to ensure compliance with this Bylaw, pursuant to the Act.
- 3.14.2 The development officer is hereby authorized, after reasonable notice to the owner or occupant or apparent occupant of the property in question, to enter at all reasonable hours for the purposes of inspection.

3.15 Offenses and Penalties

- 3.15.1 All offenses and penalties shall be subject to the provisions of the Act.

4. R: Intermodal Facility Zone

4.1 Purpose

- 4.1.1 The area identified as R on the Zoning Map is to provide for an intermodal facility as a key component of the GTH.

4.2 Permitted Uses

- Intermodal facilities
- Utilities

4.3 Discretionary Uses

- n/a

4.4 Subdivision Regulations

- n/a

4.5 Development Regulations

- n/a

4.6 Other Regulations

- n/a

5. L_(AC): Logistics Business Zone

5.1 Purpose

5.1.1 The areas identified as L1 and L2 on the Zoning Map is to provide for a variety of transportation-related, warehouse, cargo, distribution and logistics uses as well as some related manufacturing uses and discretionary complementary uses.

5.2 Permitted Uses

- Agriculture, as an interim use only on land owned by the GTHA
- Emergency and protective services
- Logistics, except that container storage and outdoor storage as principal uses shall not be located on lots abutting Dewdney Avenue
- Manufacturing, provided it requires or utilizes the services of a mode of transportation operating in or located in the GTH
- Utilities
- Notwithstanding the above, permitted uses which involve a significant amount of hazardous materials shall be deemed to be a discretionary use.

5.3 Discretionary Uses

- Commercial Services: At the discretion of the GTHA, this area may have minor amounts of those uses generally designated for the C: Commercial Service Centre if they do not detract from the viability of the commercial service centre, do not conflict with the logistics and manufacturing uses, are integral to the logistics supply chain, or do not attract unnecessary visitor traffic into the GTH.

5.4 Prohibited Uses

- Manufacturing: fabricated metal products; lumber and wood products, except metal and wood products as part of the logistics chain or intended for export; petroleum refining and related industries; primary metal industries; rubber, plastics products; stone, clay, glass, concrete products; hazardous waste materials; outdoor manufacturing; printing; chemicals.
- Storage: outdoor salvage or recycling; self-storage and mini-warehouse; outdoor merchandise display.
- Wholesale: salvaging; waste material; livestock.

5.5 Subdivision Regulations

5.5.1 The minimum frontage is 30.0 m, except where wider sites are required to accommodate the driveway spacing requirement in the GTH Development Standards Manual.

5.5.2 The minimum parcel size is 2.0 ha in L1 and L2, except that the Board may exercise discretion to approve lots that are a minimum of 1.0 ha in the L1 and L2 zone's. The Board shall take into account the need to coordinate servicing and access within the general area. Subdivision shall be at the discretion of the GTHA having regard for proposed uses, servicing, pattern of subdivision, design and access considerations. Overall, the GTH should provide for a variety of parcel sizes in order to facilitate the wide variety of users that are integral to the success of the GTH.

5.5.3 There shall be no minimum parcel size for emergency and protective services, utilities and GTHA public works facilities.

5.6 Development Regulations

- 5.6.1 The minimum front yard setback is 4.0 m.
- 5.6.2 The minimum side yard setback is 3.0 m, except it is 4.0 m where it is along any public road.
- 5.6.3 The minimum rear yard setback is 3.0 m, except it is 4.0 m where it is along any public road.
- 5.6.4 The maximum height is 30.0 m, unless required as an integral part of a process. Taller structures must conform to any navigational requirements of the Regina International Airport.

5.7 Other Regulations

- 5.7.1 In addition to the regulations listed above, other regulations may apply. These include access, parking and loading regulations; landscaping and buffering regulations, aquifer protection, flood hazard requirements and sign regulations.
- 5.7.2 The policies and requirements of the GTH Development Standards Manual apply.
- 5.7.3 This zone is designated an architectural control district and the architectural design requirements of Section 12 apply.

6. C_(AC): Commercial Service Centre Zone

6.1 Purpose

6.1.1 The area identified as C on the Zoning Map is to provide for a welcoming service-focused environment designed to address the needs of drivers, employees and the traveling public in one convenient location. While the service centre must provide a comprehensive range of services to a variety of visitors and employees, the primary market to service is the trucking industry related to the GTH.

6.2 Permitted Uses

- Agriculture, as an interim use only on land owned by the GTHA
- Commercial services
- Emergency and protective services
- Food and restaurants
- Fueling
- Long term truck parking
- Short term truck parking
- Truck service, maintenance and repair
- Utilities

6.3 Discretionary Uses

- Other uses: At the discretion of the GTHA, this area may include other uses similar to those above that are consistent and compatible with the successful operation of the commercial service centre.
- If the GTHA determines that all the area designated for the commercial service centre is not required for that use, it may permit, as a discretionary use, any of the uses in the L_(AC) zone.

6.4 Subdivision Regulations

6.4.1 The minimum frontage is 30.0 m.

6.4.2 The minimum parcel size is 1.0 ha. Subdivision shall be at the discretion of the GTHA having regard for proposed uses, pattern of subdivision, servicing, design and access considerations.

6.5 Development Regulations

6.5.1 The minimum front yard setback is 4.0 m.

6.5.2 The minimum side yard setback is 3.0 m, except it is 4.0 m where it is along any public road.

6.5.3 The minimum rear yard setback is 3.0 m, except it is 4.0 m where it is along any public road.

6.6 Other Regulations

6.6.1 The maximum total office space (as principal uses) as a principal use within the commercial service centre shall be 5,000 m².

6.6.2 In addition to the regulations listed above, other regulations may apply. These include access, parking and loading regulations; landscaping and buffering regulations, aquifer protection, flood hazard requirements and sign regulations.

- 6.6.3 The policies and requirements of the GTH Development Standards Manual apply.
- 6.6.4 This zone is designated an architectural control district and the architectural design requirements of Section 12 apply.

7. Access, Parking & Loading

7.1 New, Altered or Changed Uses

7.1.1 The requirements of this Section apply to every development, whether a new building or structure; an alteration or enlargement of an existing structure or building; or a change in use of an existing building or structure.

7.2 Site Access

7.2.1 The design, location, and spacing of driveway access to an individual lot or sites shall be in accordance with the standards and requirements in the GTH Development Standards Manual.

7.3 Counting Rules

7.3.1 The parking requirements for a single lot or building containing more than one use shall be the total of the parking requirements for each use on the lot or in the building.

7.3.2 No parking space provided to meet the requirements for one building or use shall be counted as part of the spaces required for another building or use, unless the Development Officer determines that there is complementary use of the parking or loading facilities which would warrant a reduction in the requirements.

7.3.3 Where calculation of the total number of parking spaces yields a fractional number, the required number of spaces shall be the next highest whole number.

7.4 Compliance with Regulations

7.4.1 As long as a use exists on a property, and the use is required to provide parking spaces by this Bylaw, it shall be the continuing obligation of the owner and occupant of the property on which the use is situated to provide the parking spaces.

7.4.2 All required off-street parking spaces shall be used only for the accommodating the vehicles of clients, customers, visitors, employees, members, residents, or tenants who make use of the principal building or use for which the parking area is provided.

7.5 Tandem Parking

7.5.1 Unless otherwise specified in this Bylaw, no parking spaces shall be provided as tandem parking (Note: tandem parking is two or more parking spaces, one located behind the other, that share a common point of access from an adjacent driveway, lane or street.)

7.6 Landscape Buffer Areas

7.6.1 No parking shall be allowed in a required landscape buffer area.

7.7 Access, Paving, Drainage & Visibility

7.7.1 Vehicle queuing storage areas must be provided at entrances and exits to a site of sufficient size to prevent queuing vehicles from blocking highway through traffic, blocking internal circulation routes, or conflicting with off-street parking or loading spaces.

7.7.2 The parking area shall be suitably finished with a satisfactory hard surface material, preferably asphaltic concrete, however, other appropriate material may be to the satisfaction of the development officer for larger sites for truck and equipment loading and parking.

- 7.7.3 Each parking space in employee and visitor parking area shall be clearly demarcated. The parking area shall have visible boundaries.
- 7.7.4 All storm water drainage shall be collected by means of an internal storm sewer system and connected to the public storm sewer system at locations acceptable to the GTHA.

7.8 Vehicular Parking Dimensions and Configuration

- 7.8.1 All required parking spaces shall be clear of any access driveways, aisles, ramps, columns, signs or other similar obstructions, and shall be a minimum of 2.8 m width with a minimum clear length of 5.5 m exclusive of access drives or aisles, ramps, columns. Parking spaces shall have a vertical clearance of at least 2.0 m. For parallel parking, the length of the parking spaces shall be increased to 7.0 m, except that an end space with an open end shall be a minimum length of 5.5 m.
- 7.8.2 Where the use of a parking space is limited on both sides by a wall or a column, the unobstructed width from face to face of the obstructions shall be 3.0 m, and if in this case, a building door opens into the parking space on its long side, the unobstructed width shall be 3.3 m. Where the use of a parking space is limited to one side by a wall or a column, the unobstructed width of the parking space shall be 2.7 m, and if in this case, a building door opens into the parking space on its long side, the unobstructed width shall be 3.0 m.
- 7.8.3 Aisles shall be a minimum of 7.5 m wide for 90° parking, 5.5 m wide for 60° parking, and 3.6 m wide for 45° parking and parallel parking.

7.9 Number of Parking Stalls Required

- 7.9.1 When the term 'employees' is used for the calculation of off-street parking it shall mean the maximum number of employees on the premises at any one time.
- 7.9.2 For logistics uses, the minimum number of parking spaces shall be 2 spaces per 3 employees on a maximum work shift. For other industrial uses, the minimum number of parking spaces shall be 1 parking space per 100 m² of Floor Area provided this is not less than 3 parking spaces per tenant or establishment
- 7.9.3 For commercial uses in the commercial service centre, each development shall provide parking spaces on the basis of 2.5 spaces per 100 m² of floor area.
- 7.9.4 Where uses are not defined or for major projects, the GTHA may require a parking assessment by a qualified professional and use this study in determining parking requirements.

7.10 Parking for the Disabled

- 7.10.1 Where more than 25 spaces are provided, parking spaces for persons with disabilities shall be provided in the ratio of 1 for the first 50 or part thereof and 1 for each additional 150, except a minimum of one parking space for the disabled is required for any use, at the discretion of the development officer, that a disabled person would reasonably be expected to frequent; and shall be included in the calculation of the applicable minimum parking requirement.
- 7.10.2 Parking spaces for the disabled shall be located close to accessible entrances or in a central location when a parking lot serves several buildings. They should be designed to minimize the need for persons in wheelchairs to travel behind other cars or across vehicle aisles. Parking spaces for the disabled shall have a firm, slip resistant, and level surface that is a minimum of 4.2 m in width for each space.

7.11 **Bicycle Parking**

- 7.11.1 Spaces for bicycles shall be provided in safe, secure and convenient manner and locations to the satisfaction of the GTHA. Bicycle spaces shall be calculated as at least 3% of the number of required vehicular parking spaces required to a maximum of 50 bicycle parking spaces with 4 bicycle parking spaces being the minimum to be provided.

8. Landscaping and Buffering

8.1 Landscape Plan Required

- 8.1.1 The GTHA will not issue a building permit unless the application includes a landscape plan or an approved landscape plan has been approved and no additional landscaping is required due to the nature of the application.
- 8.1.2 The GTHA will not issue an occupancy permit until all landscape requirements are met in accordance with the approved landscape plan unless performance bonding, at an amount set by the development officer, is provided.
- 8.1.3 All landscaping requirements shall be completed in accordance with the approved landscape plan by the end of the growing season in which occupancy or partial occupancy or use of the building or site has taken place. When occupancy or partial occupancy or use of a building has occurred after the end of the growing season, all required and approved landscaping features shall be completed by June 1 of the following growing season. For the purposes of this section, "growing season" means from May 1 to September 15 of the same calendar year.
- 8.1.4 The property owner shall be responsible for installing landscaping according to the requirements; maintaining such landscaping in a healthy condition so as to present a neat and orderly appearance for the life of the development; and replacing all dead, unhealthy or missing trees and shrubs within one year with suitable plant material.
- 8.1.5 Notwithstanding section 8.1.1, GTHA-owned land for agricultural crop production shall be exempt from the landscaping requirements.
- 8.1.6 Project conditions may arise where compliance with these requirements are impractical or impossible to implement. The GTHA may consider alternatives to or relaxations of the requirements on a case by case basis when the developer, contractor or their agent provides a written submission outlining the reasons for waiving the requirements.

8.2 Landscape Plan Content

- 8.2.1 The landscape plan shall clearly indicate and accurately identify the following:
- a) a site plan drawn to scale, including dimensions and distances, a north arrow and necessary interpretive legends;
 - b) adjacent sidewalks, driveway entrances, alleys, and the location and name of adjacent streets;
 - c) adjacent land uses;
 - d) the location of overhead, surface, and underground utilities;
 - e) building entrances, walkways, parking areas, screens, fencing, exterior lighting, street lighting, fire hydrants, easements, curbs, and recreational facilities;
 - f) footprint for all existing and proposed structures;
 - g) garbage collection areas, surface materials, underground parking structures and irrigation systems;
 - h) the direction and percent/ratio of slope of landscaped areas;
 - i) location, type and quantity of existing plant materials to be retained or removed;
 - j) location, type, quantity and spacing of new plant material;
 - k) list of plant material to be planted identifying the common and scientific name, quantity, calliper and size at planting;
 - l) planting and installation details as necessary to ensure conformance with all requirements;

- m) the location and description of other landscape improvements such as earth berms, walls, fences, screens, sculptures, fountains, site furnishings, screened refuse containment areas and bicycle racks;
- n) existing and final site grading of the landscape areas;
- o) the location of commercial signage; and
- p) snow removal and storage sites.

8.3 **Plant Material Requirements**

- 8.3.1 All plant material shall be hardy (and highly preferable as indigenous plants) to the Regina area and to the actual site conditions. In order to ensure that all plant material is tolerant of local growing conditions, trees and shrubs shall be propagated and grown within plant hardiness zone 3a or hardier. Species and cultivars shall be selected based on their suitability to the site and proven resistance to local tree diseases and insect pests.
- 8.3.2 All plant material shall meet the horticultural standards of the latest edition of the Canadian Standards for Nursery Stock produced by the Canadian Nursery Landscape Association.
- 8.3.3 Plant material must be accompanied by documentation from the supplier at the point of origin confirming the plant material is free of insect pests and tree diseases. The documentation shall be submitted to the GTHA. The developer shall contact the GTHA to arrange an inspection and approval prior to planting. A minimum of 24 hours notification during regular working hours is required. The GTHA reserves the right to order the removal and disposal of plant material it believes to be infected with insect pests or tree diseases at the property owner's expense.

8.4 **Requirements**

- 8.4.1 A landscaped buffer strip shall be constructed on lots abutting public roadways, as follows:
 - a) Landscaped buffers shall be located within lot boundaries, parallel with, and abutting, the full length of property lines that abut a public roadway, except for areas encumbered by a driveway or other form of approved access.
 - b)
 - c) For lots that abut a public road including Dewdney Avenue, the landscape buffer shall be at least 4.0 m in width and shall include vegetation with a mix of coniferous and/or deciduous trees with a minimum 50% coverage at maturity, to the satisfaction of the development officer. Planting design is to follow CPTED principles promoting sightlines into the site.
 - d) The understory of landscape buffers shall be planted with grass and forbs species suitable to the site.
 - e) In order to promote visual unity, species health and diversification, shrubs shall be planted in groupings of 5-45 and deciduous trees shall be planted in groupings of 5-20 and coniferous tree species shall be planted in groupings of 3-12.
 - f) Areas of land greater than 0.10 ha in size, not intended for any form of land-use, development, parking or landscaping, as well as storm-water ponds (side slope, shallow safety shelf and bottoms), shall be farmed or planted with grass and forbs.

8.5 **Landscaping Security**

- 8.5.1 The development officer shall require, as a condition of development permit approval, a guaranteed security, from the property owner, to ensure that site access is built to

GTH specifications and landscaping is provided and maintained for two growing seasons. The development officer may accept cash, or an irrevocable letter of credit in the amount of 50% of the landscaping cost. Additionally, the development officer shall require a satisfactory letter of guarantee.

- 8.5.2 The projected landscaping cost shall be calculated by the applicant and shall be based on the information provided on the landscape plan. If, in the opinion of the development officer, these projected costs are inadequate, the development officer may establish a higher landscaping cost figure for the purposes of determining the value of the landscaping security.
- 8.5.3 If cash is offered as landscaping security, it shall be held, by the GTHA, without interest payable, until, by confirmation through inspection by the development officer, the landscaping has been installed and successfully maintained for two growing seasons.
- 8.5.4 If a letter of credit is offered as the landscaping security, it shall be in a form satisfactory to the development officer. The initial term of the letter of credit shall be two years. The letter of credit shall be renewed by the owner 30 days prior to expiry and delivered to the development officer until such time as the landscaping has been installed and maintained for two growing seasons.
- 8.5.5 Upon application, the amount of a letter of credit may be reduced, at the discretion of the development officer, when the required landscaping has been properly installed and has been well maintained and is in a healthy condition after one growing season.
- 8.5.6 Upon application, a letter of credit shall be fully released if the required landscaping has been well maintained and is in a healthy condition after two growing seasons.
- 8.5.7 Any letter of credit shall allow for draws by the GTHA if the landscaping is not completed in accordance with the approved landscape plan within one growing season after completion of the development; or the landscaping is not well maintained and is not in a healthy condition two growing seasons after completion of the landscaping. The GTHA may draw on a cash security or a letter of credit and the amount thereof shall be paid to the GTHA for its use absolutely. All expenses incurred by the GTHA, to renew or draw upon any letter of credit, shall be reimbursed by the owner to the GTHA by payment of invoice or from the proceeds of the letter of credit.
- 8.5.8 In the event the owner does not complete the required landscaping, or fails to maintain the landscaping in a healthy condition for the specified periods of time, and the cash or the proceeds from the letter of credit are insufficient for the GTHA to complete the required work, should it elect to do so, then the owner shall pay such deficiency to the GTHA immediately upon being invoiced. The GTHA shall provide an accounting to the owner indicating how the proceeds of the letter of credit were applied, within 60 days of completing or maintaining the landscaping.
- 8.5.9 Upon receipt of a written request from the applicant or the issuer of the letter of credit, an inspection of the finished landscaping shall be completed by the development officer. Inspections shall be made during the normal growing season, between May 01 and September 30. All reasonable effort shall be made by the development officer to perform the inspection within 10 working days of receipt of the inspection request.

9. Flood Hazard Lands

9.1 Purpose

- 9.1.1 The purpose of this section is to avoid damage to buildings and structures that may be caused by flooding from a 1:500 year flooding event.

9.2 Requirements

- 9.2.1 The 1:500 year floodway and flood fringe are shown on Schedule B (Flood Hazard Map) and are contained within the main GTH drainage channel.
- 9.2.2 Potential proponents for development near the main GTH drainage channel should contact the GTHA for current engineering information and standards relative to flood proofing.

10. Aquifer Protection

10.1 Purpose

10.1.1 The purpose of this section is to protect the aquifer underlying the GTH.

10.1.2 These aquifer protection requirements apply to the entire GTH.

10.2 Requirements

10.2.1 All underground storage tanks shall conform to the *Storage Tank Systems for Petroleum Products and Allied Petroleum Products Regulations* pursuant to the *Canadian Environmental Protection Act, 1999*.

10.2.2 Excavations shall not exceed 6.0 m in depth. Where the overburden is less than 6.0 m, the excavations shall not expose the aquifer or reduce the overburden substantially.

10.2.3 Industrial onsite runoff containment ponds shall be constructed to the requirements of the GTH Development Standards Manual to minimize any seepage into the underlying aquifer.

10.2.4 All holes created by the removal of piles, foundations, drilling or any other similar activity shall be properly sealed in a manner that minimizes seepage into the underlying aquifer.

10.2.5 Other aquifer protection requirements contained in the GTH Development Standards Manual will apply.

11. Signage

11.1 Purpose

11.1.1 The purpose of this section is to provide sign requirements for the type, location, size and height for signs in the GTH. These standards will assist in providing a consistent and orderly management of all signage, as well as to ensure public safety.

11.2 Sign Permit

11.2.1 All applications for a sign permit shall be made in accordance with the requirements of this Bylaw. No sign or sign structure shall be erected or altered without a permit.

11.2.2 Notwithstanding Section 11.2.1, limited directional signs on private property solely for the purpose of guiding traffic, parking, and loading on private property, and not bearing advertising materials do not require a permit. Directional signs shall be limited to include only the name, address, symbol, and directing arrow to the place of use. Maximum area for each such limited directional sign shall be 0.4 m².

11.2.3 For an application that includes a sign, the applicant shall submit elevation drawings that show the height and visual attributes of all proposed signage, and a site plan that:

- a) is drawn to scale, including dimensions and distances, a north arrow and necessary interpretive legends,
- b) indicates adjacent sidewalks, driveway entrances, alleys, and the location and name of adjacent streets,
- c) outlines the footprint for all existing and proposed structures, and
- d) shows the locations of all proposed signs and their setbacks from property line(s).

11.3 Commercial Service Centre

11.3.1 The commercial service centre requires a comprehensive sign plan which coordinates a program of all signs for businesses located on the site. The sign plan shall include, but not be limited to, indications of the locations, dimensions, colours, letter styles and sign types of all signs to be installed on a site. The intent is that the signs will be coordinated into a plan that balances business interests, urban design considerations and wayfinding. Sign shall be related to the location of businesses.

11.4 Permitted Signs

11.4.1 Government, GTHA, construction, real estate, directional, address signs, free-standing, projecting or wall signs are permitted within all zones subject to first receiving a sign permit

11.5 Prohibited Signs

11.5.1 Billboard, portable, rooftop, inflatable, and rotating signs are prohibited in all zones.

11.5.2 No sign shall be erected, operated, used or maintained that due to its position, shape, colour, format or illumination obstructs the view of, or shall be confused with, an official traffic Sign, signal or device, as determined by the development officer; displays lights resembling the flashing lights usually associated with danger or those used by police, fire, ambulance and other emergency vehicles; and uses spot or reflector lights directed at on-coming traffic or displays travelling or flashing messages that create a hazard to traffic on a public roadway from which the sign is visible.

11.5.3 The development officer shall have regard for the scale and architectural character of the building and the land use characteristics of surrounding development. The

development officer shall refuse any sign application deemed to adversely impact the amenities, character, or quality of the Global Transportation Hub as a world class logistics facility.

11.5.4 Changing text signs may only be used for traffic management.

11.6 **Location**

11.6.1 No part of a private sign shall be located on any portion of the public roadway.

11.6.2 Signs shall be permitted to be situated anywhere on a property provided that they are set back a minimum of 300 mm from all property lines.

11.7 **Lighting**

11.7.1 No signs shall be erected that are bright enough to cause discomfort to drivers.

11.7.2 Lighting should be generally directed downwards to maintain a dark sky policy.

11.7.3 Digital signs (on-site electronic message centers) shall use automatic light level controls to adjust light levels at night, under cloudy and other darkened conditions to reduce light pollution. Brightness levels shall not exceed 0.3 footcandles above ambient light conditions when measured from the sign face at its maximum brightness, between sunset and sunrise, at those times determined by the Sunrise / Sunset calculator from the National Research Council of Canada.

11.8 **Sign Development Standards**

11.8.1 For those signs that are permitted and that require a permit, they shall adhere to the following standards:

- a) A maximum of one free standing sign is permitted per lot and shall be no greater than 10 m in height and with a surface area no greater than 20 m², except a site larger than 8 ha and a through site with two front yards may have 2 signs. These signs shall only advertise businesses related to the applicable site access.
- b) A maximum of one projecting sign is permitted per development and shall project no more than 2.5 m from the façade of a building and the minimum clearing distance from the ground shall be a minimum of 3.5 m.
- c) There shall be no maximum placed on the number of wall signs per lot, nor on the surface area permitted, provided they do not distract from the overall appearance of the GTH

12. Architectural Design

12.1 Purpose

12.1.1 The GTH is primarily a logistics facility and the design of buildings and structures must be of a design and materials quality expected for industrial buildings in a large logistics hub. The GTHA recognizes there will be a mixture of building types, including some very large buildings or where the size and shape of buildings are dictated by various logistics and industrial processes. The GTHA will require applicants to ensure their development is designed to appropriate standards.

12.2 Architectural Design

12.2.1 The architectural design of new buildings and major exterior additions should be compatible with nearby buildings with respect to bulk, materials and colors. Building design should employ clean, simple, geometric forms and coordinated massing to produce overall unity, scale, and interest.

12.2.2 Mixed-use buildings containing non-industrial uses should highlight the public entry to the structure to create a sense of human scale and to emphasize a primary entry feature.

12.2.3 Exterior walls should incorporate compatible finishes and colors. Very bright, very light and very dark colors should be used sparingly as accents rather than as primary wall colors. Exterior materials shall be of masonry, pre-cast concrete, brick, stone block, metal cladding, or approved alternate material.

12.2.4 Temporary buildings and structures, when permitted at the discretion of the development officer, shall be of an appropriate quality so as to not detract from the overall visual quality of the GTH. This shall apply to structures and buildings accessory to the construction phase and for temporary buildings and structures used until the permanent buildings and structures are complete. The permitted time frame of temporary structures shall be established by the development officer, but it shall not exceed one year. When determining the suitability of a temporary building or structure, the development officer shall refuse any application that may be deemed to adversely impact the amenities, or character, or quality of the Global Transportation Hub as a world class logistics facility.

12.2.5 Notwithstanding Section 12.2.4, the development officer may grant one extension of up to one year provided plans are significantly advanced to replace the temporary structure with a permanent one.

12.2.6 Fabric covered structures to be erected for a period of more than one year:

- a) shall be permitted only as an accessory building on the same site as the principal building,
- b) shall not exceed a floor area more than 25% of the floor area of the principal building,
- c) shall be set back a minimum of 20 m from Fleming Road and Rotary Avenue unless a landscaping setback according to Figure 1 in Section 8.4 is provided.
- d) shall also comply with the purpose stated in Section 12.1.1 and the provisions of Sections 12.2.1 and 12.2.3, except that the fabric cover shall be primarily white.
- e) shall be of highly quality and durable for at least 15 years.
- f) variances to the above criteria to be approved in limited circumstances at the discretion of the development officer.

12.2.7 Pursuant to Section 3.7.1 (e), the development officer may consider alternate materials and design of fabric covered structures for compliance with the architectural design requirements.

12.3 **Fencing**

12.3.1 Fencing shall be designed for security and CPTED principles and compatibility with landscape materials and nearby buildings. Fencing should be designed and constructed of highly durable materials appropriate for an industrial area.

12.4 **Lighting**

12.4.1 Exterior lighting type, brightness, height and fixture design should be appropriate to the building design, its function, location, and security requirements.

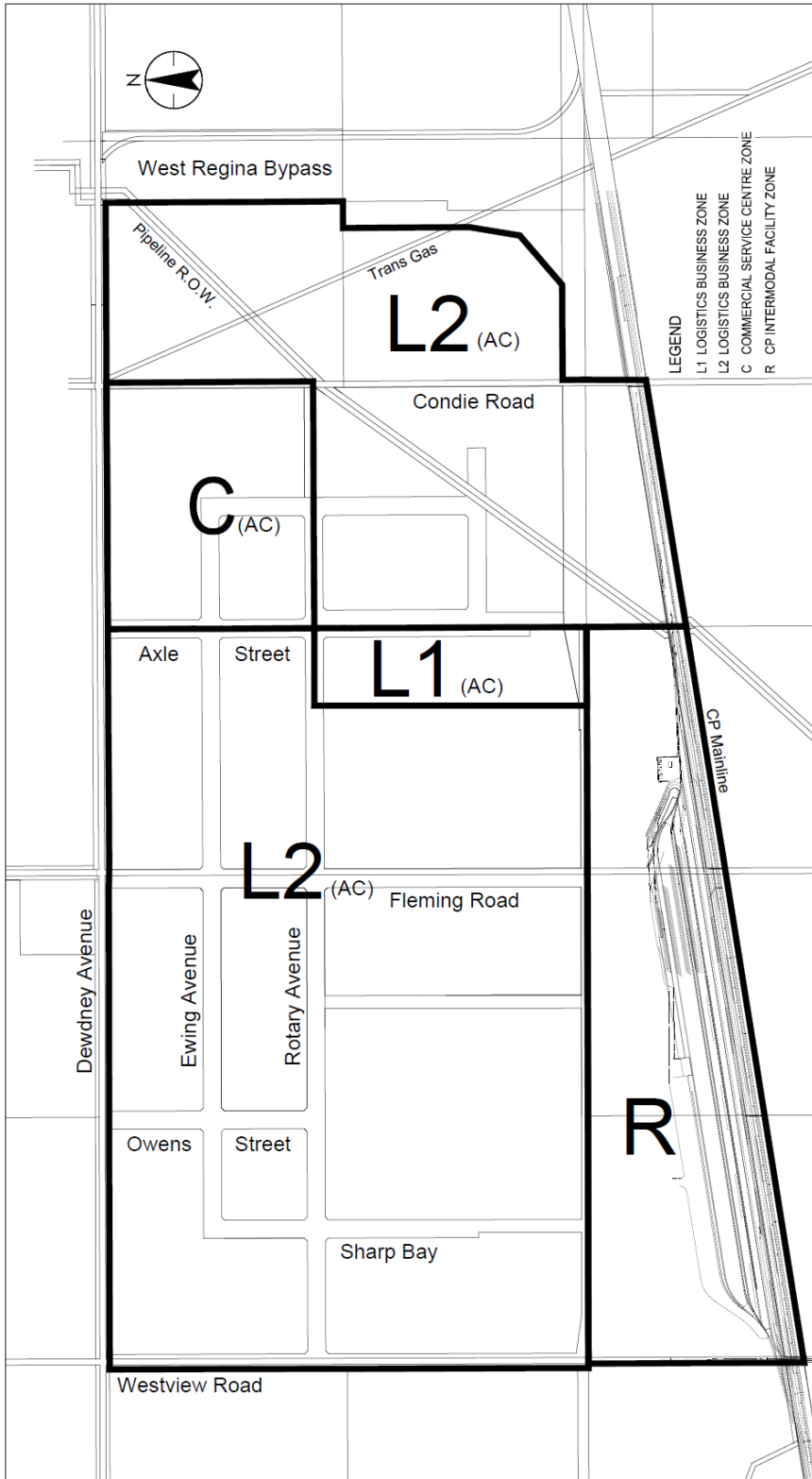
12.4.2 The design of the exterior lighting system should allow CCTV systems to capture sharp and true colour images.

12.5 **Commercial Service Centre**

12.5.1 The commercial service centre requires architectural and design guidelines which coordinate a program for all development on the site. The intent is to provide a coordinated approach to development of a variety of uses into a well-functioning and attractive centre.

Schedule 'A' (Zoning Map)

This map is part of the GTH Zoning Bylaw.



GTHA Chairperson

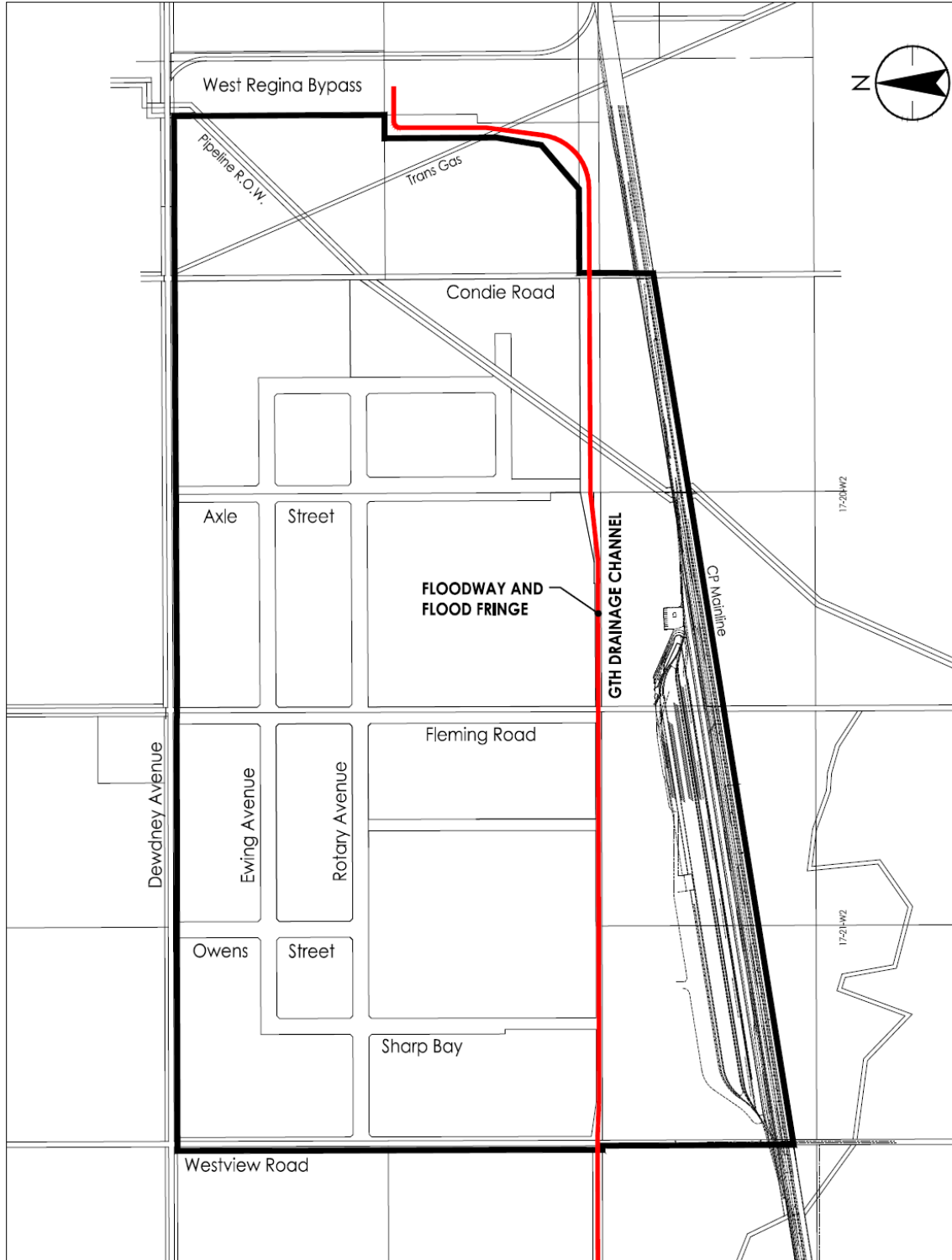
GTHA Chief Executive Officer

GTHA Seal

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Schedule 'B' (Flood Hazard Map)

This map is part of the GTH Zoning Bylaw.



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