

CITY OF PRINCE GEORGE
BYLAW NO. 8531

A Bylaw of the City of Prince George to amend City of Prince George Development Procedures Bylaw No. 7635, 2005.

WHEREAS pursuant to provisions of the *Local Government Act*, Council has adopted an official community plan, zoning bylaw, and bylaws enacting land use contracts;

AND WHEREAS pursuant to the provisions of the *Local Government Act*, the City must, by bylaw, define procedures under which an owner of land may apply for an amendment to the official community plan, or zoning bylaw, or for the issue of a permit under Part 26 of the *Local Government Act*;

AND WHEREAS the City may, pursuant to s. 920.1 of the *Local Government Act*, require an applicant for a development permit, temporary use permit, or an amendment to a zoning bylaw to provide development approval information to the City;

AND WHEREAS the City must, pursuant to s. 879 of the *Local Government Act*, provide opportunities it considers appropriate for consultation with persons, organizations and authorities it considers will be affected by the amendment of an official community plan;

AND WHEREAS Council may, pursuant to s. 154 of the *Community Charter*, delegate its powers, duties and functions to an officer or employee of the City;

AND WHEREAS Council deems it desirable to amend City of Prince George Development Procedures Bylaw No. 7635, 2005.

NOW THEREFORE, Council of the City of Prince George, in an open meeting assembled, **ENACTS AS FOLLOWS:**

1. That City of Prince George Development Procedures Bylaw No. 7635, 2005, be amended as follows:
 - a. that all references to "Temporary Commercial or Industrial Use Permit" be replaced with "Temporary Use Permit";
 - b. that all references to "City Clerk" be replaced with "Corporate Officer";
 - c. that all references to "Director of Development Services" be replaced with "**Director**";
 - d. that all references to "Council Procedures Bylaw No. 7572, 2004" be replaced with "City of Prince George Council Procedures Bylaw No. 8388, 2011";
 - e. that the definition of "**Director**" in Section 1.3 be removed in its entirety and be replaced with the following definition:

“Director” means the official appointed by **Council** as the head of the Planning and Development Department, and for the purpose of this Bylaw includes the Manager of Community Planning.;

- f. that the definition of **“Zoning Bylaw”** in Section 1.3 be removed in its entirety and be replaced with the following definition:

“Zoning Bylaw” means “Prince George Zoning Bylaw No. 7850, 2007”.;

- g. that the following Section 2.1.9 be added:

“2.1.9 If an **applicant** fails to submit outstanding required application materials within one (1) year of being notified of such requirements, then the **application** shall be considered inactive and closed. If the **applicant** wishes to proceed with the activity or development that was the subject of the **application**, the **applicant** must submit a new **application.**”;

- h. that Sections 2.4(g), 3.4(g), and 4.4.1(e) be removed in their entirety and replaced with new Sections 2.4(g), 3.4(g), and 4.4.1(e) as follows:

“notify the applicant in writing of **Council’s** decision within 30 days immediately following **Council’s** decision.”;

- i. that Section 2.6.1 be removed in its entirety and be replaced it with a new Section 2.6.1 as follows:

“2.6.1 If **Council** has not adopted the bylaw within one (1) year of the date of **Council’s** consideration of the bylaw, the bylaw shall lapse and will be of no force or effect. If the **applicant** wishes to proceed with the activity or development that was the subject of the **application**, the **applicant** must submit a new **application.**”;

- j. that the following Section 3.1.5 be added:

“3.1.5 If an **applicant** fails to submit outstanding required application materials within one (1) year of being notified of such requirements, then the **application** shall be considered inactive and closed. If the **applicant** wishes to proceed with the activity or development that was the subject of the **application**, the **applicant** must submit a new **application.**”;

- k. that Section 4.1.1 be removed in its entirety and be replaced with a new Section 4.1.1 as follows:

“4.1.1 An **applicant** who applies for the issuance or amendment of a development permit; the issuance of a development variance permit; or the issuance or renewal of a temporary use permit shall seek

approval from **Council** or the **Director** in accordance with the Local Government Act and Section 4 of this Bylaw.”;

- l. that Section 4.1.2 be removed in its entirety and be replaced with a new Section 4.1.2 as follows:

“4.1.2 An **applicant** who applies for the issuance or amendment of a development permit; the issuance of a development variance permit; or the issuance or renewal of a temporary use permit shall complete an **application** and submit it to the **Director**.”;

- m. that the following Section 4.1.7 be added:

“4.1.7 If an **applicant** fails to submit outstanding required application materials within one (1) year of being notified of such requirements, then the **application** shall be considered inactive and closed. If the **applicant** wishes to proceed with the activity or development that was the subject of the **application**, the **applicant** must submit a new **application**.”;

- n. that the following Section 4.3.3 be added:

“4.3.3 If an applicant fails to satisfy any condition of permit issuance set by **Council** resolution within one (1) year of the date of Council’s resolution, the permit shall lapse and will be of no force or effect. If the **applicant** wishes to proceed with the activity or development that was the subject of the **application**, the **applicant** must submit a new **application**.”;

- o. that Section 4.4.2 (a) be removed in its entirety and be replaced with a new Section 4.4.2 (a) as follows:

“4.4.2 (a) prepare and provide notice of the **Director’s** intent to consider the issuance of the permit in accordance with the *Local Government Act* and this Bylaw;”;

- p. that Schedule “A” be removed in its entirety and be replaced with a new Schedule “A” as shown and attached to and forming part of this bylaw as Appendix “A”;
- q. that Schedule “B” be removed in its entirety and be replaced with a new Schedule “B” attached to and forming part of this bylaw as Appendix “B”;
- r. that Schedule “C” be removed in its entirety and be replaced with a new Schedule “C” attached to and forming part of this bylaw as Appendix “C”;
- s. that Schedule “D” be removed in its entirety and be replaced with a new Schedule “D” attached to and forming part of this bylaw as Appendix “D”; and

- t. that Schedule "E" be removed in its entirety and be replaced with a new Schedule "E" attached to and forming part of this bylaw as Appendix "E".
- 2. That the Mayor and Corporate Officer are hereby empowered to do all things necessary to give effect to this Bylaw.
- 3. That this Bylaw may be cited for all purposes as the "City of Prince George Development Procedures Bylaw No. 7635, 2005, Amendment Bylaw No. 8531, 2014".

READ A FIRST TIME THE **20th** DAY OF **JANUARY** , **2014.**

READ A SECOND TIME THE **20th** DAY OF **JANUARY** , **2014.**

READ A THIRD TIME THE **20th** DAY OF **JANUARY** , **2014.**

All three readings passed by a **unanimous** decision of Members of Council present and eligible to vote.

ADOPTED THIS THE **3rd** DAY OF **FEBRUARY** , **2014**, BY A **UNANIMOUS** DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT AND ELIGIBLE TO VOTE.



 MAYOR



 CORPORATE OFFICER