

DISTRICT OF LAKE COUNTRY

BYLAW 1246, 2024

A BYLAW TO AMEND ZONING BYLAW 561, 2007

The Council of the District of Lake Country, in open meeting assembled, enacts as follows:

1. District of Lake Country Zoning Bylaw 561, 2007, is hereby amended as follows:
 - 1.1 Section 3.3 General Definitions is amended by adding the following definitions in alphabetical order:

“**BACKYARD CHICKENS** means all domesticated **hens** and does not include roosters”;

“**CHICKEN ENCLOSURE** means an enclosed structure designed for the keeping of **backyard chickens**, and consists of a **hen yard** and **coop**”;

“**COOP** means that part of a **chicken enclosure** that is constructed of solid walls on all sides and covered with a solid roof, with a wood or concrete floor”;

“**HEN** means a female **backyard chicken**”;

“**HEN YARD** means the outdoor part of a **chicken enclosure** that is fully enclosed by wire or mesh, including all sides and top and may consist of a solid roof.”
 - 1.2 Section 3.3 General Definitions is amended by deleting and replacing the following definition:

“**POULTRY** means domesticated birds kept for eggs, meat, feathers, hide or cosmetic or medicinal purposes, and includes broilers, Cornish, layers, breeding stock, replacement pullets, roasters, duck, geese, turkeys, game birds and ratites, but does not include cassowaries or **Backyard Chickens**”
 - 1.3 Section 5.3 Prohibitions, subsection 5.3.7 (h), is deleted and replaced with the following:

“(h) keep, store, or board livestock or poultry on a lot in an urban residential zone except for **Backyard Chickens** in permitted zones.”
 - 1.4 Section 10-Specific Use Regulations, is amended by adding the following new Section 10.16 immediately following section 10.15:

“**10.16 Backyard Chickens**

 - 10.16.1 The keeping of **Backyard Chickens** is prohibited in all Zones, except:
 - (a) the keeping of **Backyard Chickens** is permitted on properties zoned RR3 and RU1 where the lot is greater than 500 m² and there are no more than 2 dwelling units on a lot.

- 10.16.2 No person shall keep **Backyard Chickens** unless they:
- (a) only keep **Backyard Chickens** for personal use;
 - (b) do not sell, trade or barter eggs, manure, meat, or other products derived from the **Backyard Chickens**;
 - (c) ensure all **Backyard Chickens** are kept within a secure and locked coop from dusk until dawn;
 - (d) Construct and maintain a **chicken enclosure** that:
 - (i) is a maximum of 2.0 metres in height;
 - (ii) is constructed in a rear yard;
 - (iii) is located:
 - A. a minimum of 2.0 metres from a rear lot line,
 - B. a minimum of 2.0 metres from an interior side lot line,
 - C. a minimum of 3.0 metres from a flanking side lot line, and
 - D. a minimum of 3.0 metres from a dwelling unit on the property;
 - (iv) includes a **coop** with a floor area of at least 0.4 square metres per hen;
 - (v) includes a **hen yard** that is at least 1 square metre of floor area per hen with a floor consisting of any combination of vegetated or bare earth;
 - (vi) is constructed and maintained to:
 - A. ensure Backyard Chickens are contained at all times;
 - B. prevent access by other animals;
 - C. secure all food and water to avoid attracting other animals;
 - D. remain in good and sanitary condition and repair;
 - E. prevent attraction or harbouring of pests, wildlife or vermin;
 - F. prevent obnoxious odours;
 - G. prevent conditions that interfere with the health or well-being of a hen.
 - (e) apply for and receive an annual permit from the District to keep backyard chickens.
- 10.16.3 Where Backyard Chickens are permitted, no person shall:
- (a) Keep or permit to be kept any rooster on a property they own or occupy;
 - (b) Keep or permit to be kept more than 5 **Backyard Chickens**;
 - (c) Have or permit more than one **chicken enclosure**;
 - (d) Allow **Backyard Chickens** to stray, trespass or graze on a highway, public place, private property or unfenced land;
 - (e) Butcher or euthanize **hens**;
 - (f) Dispose of dead **backyard chickens** except by delivering to a farm, abattoir, veterinarian or other facility legally permitted and able to dispose of backyard chicken carcasses; or
 - (g) Deposit manure from Backyard Chickens in the municipal sewage or storm drain system, or compost manure in such a way as to allow manure to enter the municipal sewage or storm drain system."

1.5 Section 14.3 RR3 – Rural Residential 3, subsection 14.3.3 Secondary Uses, is amended by adding the following item (h) in alphabetical order:

"(h) Backyard Chickens";

1.6 Section 15.1 – RU1- Small-Scale Multiple Housing, subsection 15.1.3 Secondary Uses, is amended by adding the following item (h) in alphabetical order:

"(h) **Backyard Chickens**".

2. This bylaw may be cited as “Zoning Amendment (Backyard Chickens) Bylaw 1246, 2024”.

READ A FIRST TIME this 15th day of October, 2024.

READ A SECOND TIME this 15th day of October, 2024.

ADVERTISED on the 2nd and 9th days of January, 2025 that a Public Hearing be held pursuant to Section 464 of the *Local Government Act*.

READ A THIRD TIME this 14th day of January, 2025

Certified correct at third reading.

January 15, 2025
Dated at Lake Country, B.C.

Original signed by Reyna Seabrook
Corporate Officer

RECEIVED the approval of the Ministry of Transportation this 17th day of January, 2025.

Original signed by James Outhwaite
Ministry of Transportation and Infrastructure

ADOPTED this xx day of month, 202X.

Mayor

Corporate Officer