

RESORT MUNICIPALITY OF WHISTLER

ZONING AMENDMENT BYLAW (RETAINING WALLS) NO. 2033, 2020 A BYLAW TO AMEND THE WHISTLER ZONING AND PARKING BYLAW NO. 303, 2015

WHEREAS Council may, in a zoning bylaw pursuant to Section 479 of the *Local Government Act*, divide all or part of the area of the Municipality into zones, and regulate the siting, size and dimensions of buildings and other structures within the zones;

NOW THEREFORE the Council of the Resort Municipality of Whistler in open meeting assembled, **ENACTS AS FOLLOWS:**

1. This Bylaw may be cited for all purposes as the “Zoning Amendment Bylaw (Retaining Walls) No. 2033, 2020”.
2. “Zoning and Parking Bylaw No. 303, 2015” is amended in Part 5, section 7, subsection 1 by:

- (a) Deleting clause (d) and replacing it with the following

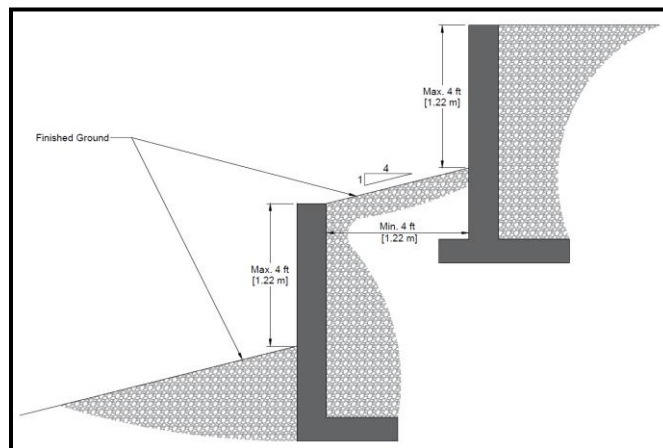
“landscape features including planters, stairs, walkways, decks and decorative walls, but not including retaining walls, provided that no part of any such features is greater than 1 metre in height above any point of the level of finished ground, and that all such features are set back at least 1 metre from any side parcel line and at least 2 metres from front and rear parcel lines.”

- (b) Adding a new clause (e), as follows:

“retaining walls, provided that: (i) no part of any retaining wall is greater than 1.22 metres in height above the adjacent level of finished ground; (ii) all retaining walls are setback at least 2 metres from any parcel line that abuts a highway; (iii) where there are two or more retaining walls within the same setback area, each retaining wall is separated from any other retaining wall by a horizontal distance of at least 1.22 metres; and, (iv) the maximum slope of finished ground between retaining walls is not more than 1:4 (1 rise:4 run), as shown in Figure 5-C”; and,

- (c) Inserting the following diagram immediately after the new clause (e):

Figure 5-C: Retaining Walls



3. If any section or phrase of this Bylaw is for any reason held to be invalid by a decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this Bylaw.

GIVEN FIRST and SECOND READINGS this 20th day of October, 2020.

Pursuant to Section 464 of the *Local Government Act*, a Public Hearing was held this 17th day of November, 2020.

GIVEN THIRD READING this 16th day of February, 2021.

Approved by the Minister of Transportation and Infrastructure this 23rd day of February, 2021.

ADOPTED by Council this ____ day of _____, 2021.

Jack Crompton,
Mayor

Brooke Browning,
Municipal Clerk

I HEREBY CERTIFY that this is a true copy
of "Zoning Amendment Bylaw (Retaining
Walls) No. 2033, 2020".
