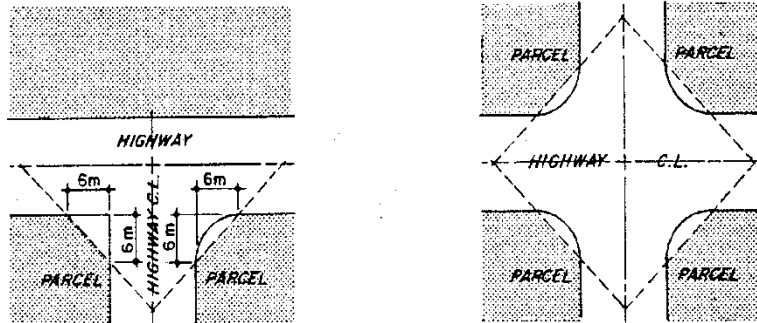


6) **Landscaping**

Landscaping shall be provided in accordance with the regulations of this Part.

7) **Setbacks - Sight Triangle**

On a corner parcel in any zone there shall be no obstruction to the line of vision above the height of 0.5 m of the established grade of a highway within the sight triangle, being a triangular area formed by extending a 6.0 m boundary along the parcel lines from the point of the exterior corner intersection of the parcel lines and a line connecting these two points as illustrated below:



Sight Triangle (not to scale)

8) **Setbacks - Watercourses, excluding the Sea**

a) On parcels with an average slope of 5% or less adjacent to or containing a watercourse, no building or structure shall be constructed, altered, moved or extended within the following setbacks:

- i) within 15.0 m horizontal distance from the natural boundary or within 18.0 m horizontal distance from a stream centerline, whichever is greater as illustrated in Table 1 and Table 2 of Schedule '3E';
- ii) within 30.0 m horizontal distance from the natural boundary of the Nanaimo River, the Englishman River, the Little Qualicum River and the Qualicum River.

b) On parcels with an average slope of greater than 5% adjacent to or containing a watercourse, no building or structure shall be constructed, altered, moved or extended within the following setbacks:

- i) within 9.0 m horizontal distance from the top of the slope or the first significant and regular break in the slope as illustrated in Table 3 of Schedule '3E';
- ii) within 30.0 m horizontal distance from the natural boundary of the Nanaimo River, the Englishman River, the Little Qualicum River and the Qualicum River.

9) **Setbacks - Sea²**

a) For all Electoral Areas, except Electoral Area 'E', on parcels adjacent to or containing a coastal watercourse, no building or structure shall be constructed, moved, extended

- i) within 8.0 metres horizontal distance inland from the top of a slope of 30% or greater; or

¹ Bylaw No. 500.13, adopted October 13, 1987

² Bylaw No. 500.324, adopted February 28, 2006

- ii) within 8.0 metres horizontal distance from the natural boundary, whichever is greater.
 - b) For Electoral Area 'E', on parcels adjacent to or containing a coastal watercourse, no building or structure shall be constructed, moved, extended
 - i) within 8.0 metres horizontal distance inland from the top of a slope of 30% or greater; or
 - ii) within 15.0 metres horizontal distance from the natural boundary, whichever is greater.
- 10) **Setbacks – Buildings and Structures¹**
 - a) **Agricultural Buildings**

All buildings and structures for housing animals, other than pets, and for the storage of manure shall be a minimum of 30.0 metres from a watercourse or any property line adjoining a residential zone.
 - b) **Micro wind turbine systems**
 - i) For a system installed on the ground, the minimum setback from all parcel boundaries shall be equal to the height of the system as measured from the natural grade at the base of the wind turbine tower to the top of the highest vertical extension of the wind turbine at the top of the rotor blade arc; or
 - ii) For a system installed on a rooftop or side of a building, the minimum setback from all parcel boundaries shall be equal to the height of the system as measured from the lowest point of the micro wind turbine system to the top of the highest vertical extension of the wind turbine at the top of the rotor blade arc.
 - iii) No such system shall be located within 60 metres of any eagle or heron nesting tree, as determined by a Qualified Environmental Professional (QEP), measured from the base of the nesting tree to the base of the wind turbine system.

11) **Height Exemptions²**

The following structures, mechanical devices or parts of buildings may exceed a height restriction under this Bylaw:

- a) Chimney stacks, mast aerials, church spires, flag poles, water tanks, observation and transmission towers, mechanical devices necessary for the operation of a building, and agricultural buildings or structures.
- b) Components of solar photovoltaic or solar thermal systems where:
 - i) On a parcel less than 5,000 m² in area
 - a. the over-height portion of such system is limited to 50% of the roof width to which the system is attached;

¹ Bylaw No. 500.396, adopted February 24, 2015

² Bylaw No. 500.396, adopted February 24, 2015