

A BYLAW OF THE CITY OF VICTORIA

The purposes of this Bylaw are to amend the Zoning Regulation Bylaw by creating the CD-22 Zone, Evergreen District, and to rezone land known as 2501-2699 Blanshard Street, 825/841 Hillside Avenue, 2500-2684 Dowler Place and 900 Kings Road from the R3-2 Zone, Multiple Dwelling District to the CD-22 Zone, Evergreen District.

The Council of The Corporation of the City of Victoria in an open meeting assembled enacts the following provisions:

- 1 This Bylaw may be cited as the “ZONING REGULATION BYLAW, AMENDMENT BYLAW (NO. 1362)”.
- 2 Bylaw No. 80-159, the Zoning Regulation Bylaw, is amended in the Table of Contents of Schedule “B” under the caption PART 12 – Comprehensive Development Zones by adding the following words:

“12.22 CD-22 Evergreen District”

- 3 The Zoning Regulation Bylaw is also amended by adding to Schedule “B” after Part 12.21
the provisions contained in Schedule 1 of this Bylaw.
- 4 The land known as 2501-2699 Blanshard Street, 825/841 Hillside Avenue, 2500-2684
Dowler Place and 900 Kings Road, legally described as 002-896-672: Lot C, Section 4,
Victoria District, Plan 25164, and shown hatched on the attached map, is removed from the
R3-2 Zone, Multiple Dwelling District, and placed in the CD-22 Zone, Evergreen District.

READ A FIRST TIME the _____ day of _____ 2025

READ A SECOND TIME the _____ day of _____ 2025

READ A THIRD TIME the _____ day of _____ 2025

ADOPTED on the _____ day of _____ 2025

CITY CLERK

MAYOR

PART 12.22 – CD-22 ZONE, EVERGREEN DISTRICT**12.22.1 General Regulations**

- a. This zone is divided into Development Areas A through E, as shown on the map attached as Appendix 1.
- b. All regulations in this Zone apply to all development areas, unless expressly stated otherwise.
- c. Notwithstanding the definitions contained in Schedule A:
 - i. With respect to the definition of “area”, for the purposes of calculation of total floor area and floor space ratio, the area of any elevator shaft shall be included within the area of the floor.
 - ii. With respect to the definitions of “lot” and “boundary”, for the purposes of calculation of setback and site coverage, where land that has been dedicated from a lot for public highway pursuant to the *Land Title Act*, such dedicated land shall be included within the lot.
- d. Notwithstanding section 19 of this Bylaw, more than one building is permitted on a lot.
- e. Notwithstanding section 55.3 of this Bylaw, sections 55.1 and 55.2 continue to apply after a lot has been subdivided to create a new lot after the highway dedication.

12.22.2 Definitions

In this Zone:

- a. “Care Facility” means a day care facility or residential care facility, in each case licensed under the *Community Care and Assisted Living Act*.
- b. “Personal Service” means services provided to a person including but not limited to barbering, hairstyling, optometry, spa, medical and dental care, and services provided to the apparel of a customer including laundry and dry cleaning services, tailoring, and shoe, jewellery and watch repair.
- c. “Residential” means a self-contained dwelling unit of any type, and includes a care facility, assisted living, and a studio that contains a dwelling unit associated with an artist’s or artisan’s studio.
- d. “Retail Trade” means the retail sale, repair, servicing, or refurbishment of consumer goods other than automobiles or automotive fuels, but does not include Liquor Retail Store or Storefront Cannabis Retailer.
- e. “Studio” means a purpose-designed work space for an artist or artisan engaged in an art or craft that is compatible with residential uses, which may include an associated dwelling unit and in which works produced in the studio may be sold.
- f. “Principal Façade” means the longest building façade that faces and is within 20m of a street or lane.

12.22.3 Permitted Uses

The following uses are the only uses permitted in this Zone:

- a. Residential
- b. The following commercial uses:

PART 12.22 – CD-22 ZONE, EVERGREEN DISTRICT

- i. Business office
 - ii. Professional business
 - iii. Retail trade
 - iv. Restaurant
 - v. Cultural facility
 - vi. Personal service
 - vii. Medical offices
 - viii. Restaurants
- c. Child Care facility
 - d. Public building
 - e. Home occupation subject to the regulations in Schedule “D”
 - f. Accessory building subject to the regulations in Schedule “F”

12.22.4 Siting of Permitted Uses

- a. Commercial uses must be located within the first storey of any building.

12.22.4 Floor Space Ratio

- a. Floor space ratio (maximum) 2.6:1

12.22.4 Height within Development Areas

- a. Within Development Area-A - Number of storeys (maximum) 20 storeys
 - i. Except buildings with the principal façade facing Evergreen Lane 8 storeys
- b. Within Development Area-B- Number of storeys (maximum) 15 storeys
- c. Within Development Area-C - Number of storeys (maximum) 18 storeys
 - i. Except buildings with the principal façade facing Evergreen Lane 8 storeys
- d. Within Development Area-D - Number of storeys (maximum) 8 storeys
- e. Within Development Area-E - Number of storeys (maximum) 18 storeys
 - i. Except buildings with the principal façade facing Dowler Place 8 storeys

PART 12.22 – CD-22 ZONE, EVERGREEN DISTRICT**12.22.5 Setbacks, Projections, and Building Separation**

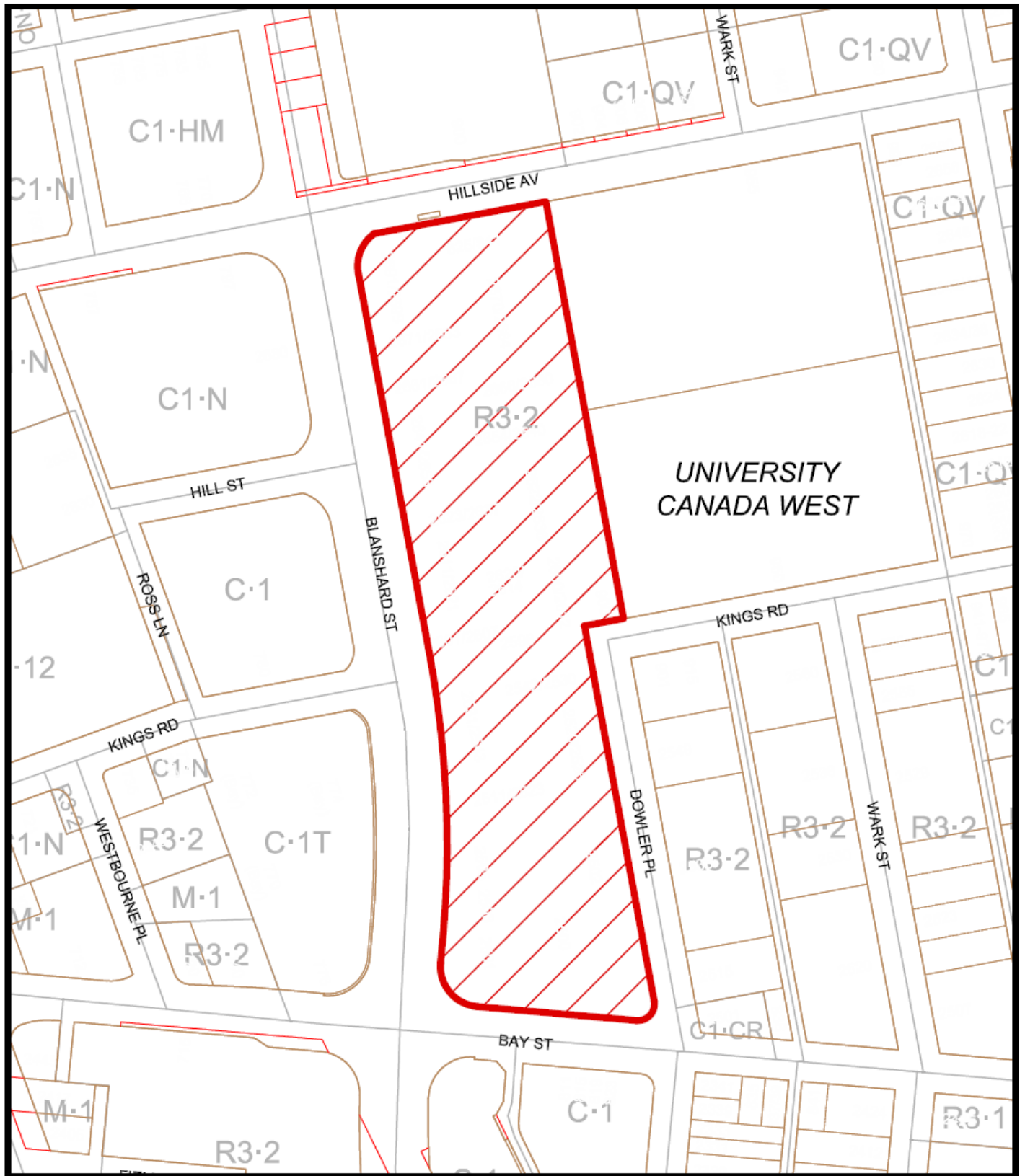
- | | |
|--|----------------|
| a. Blanshard Street <u>setback</u> (minimum) | 10.00m |
| b. Bay Street <u>setback</u> (minimum) | 7.00m |
| c. Hillside Avenue <u>setback</u> (minimum) | 7.00m |
| d. Dowler Place <u>setback</u> (minimum) | 5.00m |
| e. Kings Road <u>setback</u> (minimum) | 5.00m |
| f. <u>Building separation</u> for all portions of a <u>building</u> above four <u>storeys</u> (minimum) | |
| i. Buildings exceeding 8 storeys | 30.00m |
| ii. Buildings not exceeding 8 storeys | no requirement |
| g. Notwithstanding subsections a – e, a <u>balcony</u> or <u>deck</u> that faces a street or internal <u>boundary</u> may project into a <u>setback</u> to a maximum of 1.8m | |

12.22.6 Site Coverage, Open Site Space

- | | |
|-------------------------------------|--------|
| a. <u>Site Coverage</u> (maximum) | |
| i. Development Area -A | 65.00% |
| ii. Development Area -B | 75.00% |
| iii. Development Area -C | 60.00% |
| iv. Development Area -D | 70.00% |
| v. Development Area -E | 60.00% |
| b. <u>Open site space</u> (minimum) | |
| i. Development Area -A | 45.00% |
| ii. Development Area -B | 45.00% |
| iii. Development Area -C | 50.00% |
| iv. Development Area -D | 45.00% |
| v. Development Area -E | 60.00% |

12.22.7 Parking

- a. Subject to subsection b., vehicle and bicycle parking subject to the regulations in Schedule C.
- b. Notwithstanding Sections 2.2.1 and 2.2.2 of Schedule "C" of the Zoning Regulation Bylaw, the vehicle parking spaces required pursuant to the regulations in Schedule "C" may be provided on a different lot from the lot on which the use is to which they appertain, provided that the lot on which the parking spaces are located is within this Zone and that the parking spaces are not more than 400m from the lot on which the use is located.



2501 Blanshard Street
Rezoning No.00866

