

CITY OF MERRITT

BYLAW 2388

A BYLAW TO AMEND the Land Use Amendment and Development Approval Procedures Bylaw No. 2076, 2009

The Municipal Council for the City of Merritt in open meeting assembled, **ENACTS AS FOLLOWS:**

Citation

- A. This Bylaw shall be cited as the **“City of Merritt Land Use Amendment and Development Approval Procedures Amendment Bylaw 2388, 2025”**.

Amendments:

- B. That the “City of Merritt LAND USE AMENDMENT AND DEVELOPMENT APPROVAL PROCEDURES BYLAW NO. 2076, 2009” is amended as follows:

1. That Section 3.0 is deleted and replaced with the following:

“Applications for the following shall be submitted to the City of Merritt:

- a) amendments to the Official Community Plan;
- b) amendments to the Zoning Bylaw;
- c) the issuance of Development Variance Permits;
- d) the issuance of Development Permits; or
- e) the issuance of Temporary Use Permits.”

2. That the Section 4.0 is deleted and replaced with the following:

“No application shall be accepted until the application form and Site disclosure statement in accordance with the *Environmental Management Act* are fully completed and fees paid in full. Application fees are in accordance with the City of Merritt Fees and Charges Bylaw, as amended from time to time.”

3. That Section 5 is deleted, and the subsequent sections are renumbered accordingly.

4. That Section 6 is deleted, and the subsequent sections are renumbered accordingly.

5. That Section 7 is deleted, and the subsequent sections are renumbered accordingly.

6. That Section 9. a) is deleted and replaced with the following:

“A Development Permit is required in specific areas in the City identified as “Development Permit Areas (DPAs)” according to the Official Community Plan, as amended from time to time. Council or a City Official with delegated authority according to the Officer Designation and Delegation of Authority Bylaw, as amended from time to time, must first authorize a Development Permit as follows:

- i. For land to be subdivided, a Development Permit for DPAs other than the form and character DPAs must be authorized;
- ii. For Building Permit to be issued for construction in one of these areas, a Development Permit for all DPAs must be authorized.”

7. That Section 9. b) is deleted and replaced with the following:

“In the opinion of the Development Approving Officer, if a proposed Sign necessitates detailed review, an application for Sign Development Permit shall be required. A Sign Development Permit is required to install any signage in "Highway Corridor Gateways".”

8. That Section 9. c) is deleted and replaced with the following:

“A Facade Development Permit is required for all proposals for building alteration and/or new construction within the Development Permit Areas. Projects requiring a development permit application are:

- i) exterior renovation/ restoration to an existing building facade
- ii) new construction
- iii) application of new exterior finish materials
- iv) awning or canopy installation

Guidelines for Facade design are set out in the Official Community Plan and will require a Development Permit and are subject to Minor Development Permit fees.

Facade Design Applications shall be submitted to the Development Approval Officer for approval. Prior to approval the application will be forwarded to the Building and Safety Inspector for review.”

9. That Section 10. f) is deleted and replaced with the following:

“A Permit holder may apply for an amendment to the terms and conditions of their Development Permit. City approval is required for any changes to the original Permit.”

10. That Section 10. g) is deleted and replaced with the following:

“Council or its delegates will only approve a new Development Permit subject to an expiry date of twenty-four (24) months from the date of their approval; extensions will only be granted under extenuating circumstances, otherwise re-application will be required.”

11. That Section 11 is deleted and replaced with the following:

“11. Public Notice Signage

Where required by the *Local Government Act, Community Charter* or directed by Council or its delegates, the applicant shall post at his cost a sign or signs in a prominent location on the subject property notifying the public of a pending application. Signs must be posted in accordance with the following:”

12. That Section 11. c) is deleted and replaced with the following:

“The size, layout and arrangement of text on the sign(s) shall be in general accordance with the Sign template sample supplied by staff if public notice is required. The overall dimensions of each sign shall be 1.2 metres by 2.4 metres (4 ft. by 8 ft.).”

13. That Section 11.d.vi is deleted, and the subsequent sections are renumbered accordingly.

14. That Section 12 is amended by inserting the following:

“d) Alternatively, Public Notice may be delivered electronically by:

- i. Posting the notice on the official City website for two consecutive weeks prior to the Council meeting on the matter; and
- ii. Posting the notice on official City Social Media sites for two consecutive weeks prior to the Council meeting on the matter.”

15. That Section 13. a) is deleted and replaced with the following:

“Council shall consider every application for Official Community Plan Amendment, Zoning Bylaw Amendment, Temporary Use Permit, or Development Variance Permit, or Development Permit not delegated to staff together with staff’s report and recommendations.”

16. That Section 13. e) is deleted, and the subsequent sections are renumbered accordingly.

17. That Schedules A, B, C, D, E, F, G, H are deleted.

READ A FIRST TIME this _____ day of _____, 202_

READ A SECOND TIME this _____ day of _____, 202_

READ A THIRD TIME this _____ day of _____, 202_

ADOPTED this _____ day of _____, 202_

Michael Goetz
Mayor

Linda Brick
Corporate Officer