

RURAL MUNICIPALITY OF LUMSDEN NO.189
BYLAW NO. 2021-12

A bylaw to amend Bylaw No. 7-2012, known as the Zoning Bylaw of the Rural Municipality of Lumsden No. 189.

Under the authority granted by clause 46(3)(b) of *The Planning and Development Act, 2007*, SS 2007, c P- 13.2, the RM of Lumsden No. 189 in the Province of Saskatchewan, by and with the advice and consent of the RM of Lumsden No. 189 Council, enacts to amend Bylaw No. 7-2012 as follows:

1. **SECTION 4.0 GENERAL REGULATIONS** is amended by changing 4.14.1 regarding home based businesses and farm based businesses to the following:

“4.14.1 Home based businesses

- (1) Home based businesses, including Residential Homestays shall be subject to the following development standards:
- a) The following uses are prohibited as home based businesses in any residential district:
 - i) Outdoor storage of heavy construction or industrial supplies;
 - ii) Auto body repair or repainting operations;
 - b) The home based business is ancillary to the residential use of the property.
 - c) The home based business shall only be valid during the period of time the property is occupied as a residence of the applicant.
 - d) A maximum of one (1) non-resident person shall be employed by the operator of the home based business.
 - e) No variation in the residential character and appearance of the residential use shall be allowed.
 - f) There shall be no exterior alterations associated with the home based business that are inconsistent with the residential character of the residential use and the property.
 - g) One (1) sign shall be allowed in association with the home based business. The sign shall be less than or equal to a facial area of one (1) metre squared.
 - h) No noise, vibration, smoke, dust, odours, heat, glare, electrical, television, or radio interference detectable beyond the boundaries of the building containing the home based businesses shall be produced.
 - i) One (1) off-street parking space shall be required for a non-resident employee. The required parking space may be located in the required front yard. Additional off-street parking spaces may be required, where in the opinion of the Development Officer, due to the nature of the business or site, the provision of parking is necessary to maintain the residential character of the area. The siting and screening of all required parking spaces shall be to the satisfaction of the Development Officer.
 - j) All permits issued for a home based business shall be subject to revoked at any time if, in the opinion of the Development Officer, the conditions under which the permit was originally issued are no longer met.
 - k) Any increase in the intensity of the home based business operation as originally approved shall require a new discretionary use approval.

2. **SECTION 4.0 GENERAL REGULATIONS** is amended by adding the following section regarding equestrian centres:

“4.14.23 Equestrian Centres

Notwithstanding other provisions of this Bylaw, Equestrian Centres are subject to the following development standards:

- a) The following plans, strategies, and/or reports may be required as part of the application:
 - (i) water supply,
 - (ii) sewage disposal,
 - (iii) drainage,



- (iv) grading,
- (v) geotechnical reports,
- (vi) traffic impact assessment,
- (vii) storm water management,
- (viii) manure disposal, and/or
- (ix) any other deemed necessary by the Development Officer.

- b) The maximum number of animals kept on the site, or on the site at any one time shall be at the discretion of Council.
- c) An animal is kept on site, for the purposes of this section, when it is on the site overnight.
- d) Council may require the applicant enter into a Development Agreement with the RM of Lumsden No. 189 to ensure maintenance or a contribution to the maintenance of the road accessing the parcel containing the equestrian facility, based on projected use and intensity of the equestrian facility.
- e) Equestrian Facilities shall comply with all Provincial environmental and health regulations.

3. **SECTION 6.0 A – AGRICULTURE DISTRICT**, Table 6-1 is amended by deleting (7) Home based businesses and farm based businesses from the list of Commercial Uses and by re-numbering the uses within the table accordingly.

4.
5. **SECTION 6.0 A – AGRICULTURE DISTRICT**, Table 6-1 is amended by reclassifying (3) Home based businesses from P – Permitted to D – Discretionary within the list of Residential Uses:

Use	Permitted or Discretionary	Subject to Sections	Development Standards					
			Min Site Area (ha)	Max Site Area (ha)	Min Site Width (m)	Min Front Yard (m)	Min Side Yard (m)	Min Rear Yard (m)
(3) Home based businesses	D	4.14.1	2.01 ⁽⁸⁾		4.0 ⁽⁹⁾	15 ⁽⁵⁾	15 ⁽⁶⁾	15

6. **SECTION 6.0 A – AGRICULTURE DISTRICT**, Table 6-1 is amended by adding the following to the list of Commercial Uses:

Use	Permitted or Discretionary	Subject to Sections	Development Standards					
			Min Site Area (ha)	Max Site Area (ha)	Min Site Width (m)	Min Front Yard (m)	Min Side Yard (m)	Min Rear Yard (m)
(24) Cannabis Production Facilities (micro)	D	4.14.20	1.01	--	60	15 ⁽⁵⁾	15 ⁽⁶⁾	15

7. **SECTION 6.0 A – AGRICULTURE DISTRICT**, Table 6-1 is amended by adding the following to the list of Commercial Uses:

Use	Permitted or Discretionary	Subject to Sections	Development Standards					
			Min Site Area (ha)	Max Site Area (ha)	Min Site Width (m)	Min Front Yard (m)	Min Side Yard (m)	Min Rear Yard (m)
(25) Equestrian Centres	D	4.14.23	1.01	--	60	15 ⁽⁵⁾	15 ⁽⁶⁾	15

8. **SECTION 7.0 CR1 – LOW DENSITY RESIDENTIAL DISTRICT**, Table 7-1 is amended by adding the following to the list of Residential Uses:

Use	Permitted or Discretionary	Subject to Sections	Min Site Area (Ha)	Max Site Area (ha)	Min Site Width (m)	Min Front Yard (m)	Min Side Yard (m)	Min Rear Yard (m)	Max Bldg Height (m)	Min Floor Ar (m)
(11) Residential Homestay	D	4.12.22	4.01	8.01	61	10 ⁽¹⁾	15	10	15	--

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9. This bylaw shall become effective on the date of approval of the Minister of Government Relations.

Read a first time this 16th day of December, 2021.
Read a second time this 17th day of February, 2022.
Read a third time and passed this 17th day of February, 2022.



Leah Ferguson
Reeve

[Signature]
Chief Administrative Officer

APPROVED
REGINA, SASK.
JUN 28 2022
Jan Goss
Minister of Government Relations

Certified to be a true copy of Bylaw No. 2021.12
adopted by the Council of the R.M. of Lumsden
on the 17th day of February 2022

[Signature]
Chief Administrative Officer