

**CITY OF YELLOWKNIFE  
BY-LAW NO. 4533**

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, authorizing the Municipal Corporation of the City of Yellowknife to amend Zoning By-law No. 4404.

PURSUANT TO:

- a) Section 25 to 29 inclusive of the *Planning Act*, R. S.N.W.T., 1988, C. P-7;
- b) Due notice to the public, provision for inspection of this by-law and due opportunity for objections thereto to be heard, considered and determined; and
- c) The approval of the Minister of Municipal and Community Affairs, certified hereunder.

WHEREAS the Municipal Corporation of the City of Yellowknife has enacted Zoning By-law No. 4404;

AND WHEREAS the Municipal Corporation of the City of Yellowknife wishes to amend Zoning By-law No. 4404;

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular sessions duly assembled, hereby enacts as follows:

**APPLICATION**

1. That Zoning By-law No. 4404 is hereby amended by:
  - A) Amend Section 1.6 Definitions by adding the following definition and renumbering in alphabetical order:

"Bike Rack Element" the rack element is part of the bike rack that supports one bicycle.

"Bike Rack" a rack is one or more elements joined on any common based or arranged in a regular array and fastened to a common mounting surface.

"Bike Rack Area" the rack area is a bicycle parking lot where racks are separated by aisles.

"Bike Rack Area Site" the rack area site is the relationship of the rack area to a building entrance and approach.

- B) Amending Section 9.1 General Regulations by adding the following as subsection (a) and renumbering the subsequent paragraphs:

Unless otherwise specified, "parking" in Part Nine applies to motor vehicle parking and bicycle parking.

For clarification purposes, bicycle parking requirements shall apply to all new development, building expansions, additions, change of use or re-zoning, as well as any developments requiring development permits or variances (permit).

- C) Amending Section 9.3 Off-Street Parking Requirements by replacing the table with the following:

	Use	Motor Vehicles Parking Requirement	Bicycle Parking Requirement Class II 100%
(a)	Auditoriums including theatres, convention halls and public assembly auditoriums	One space per 3.5 seating spaces for the public	1 per 100m <sup>2</sup> of first floor area.
(b)	Bowling alley and curling rinks	Two spaces per lane or sheet of ice	1 per 2 alleys or sheets
(c)	Child care facility	One space per 8 children	1 per 80m <sup>2</sup> of floor area.
(d)	Churches	One space per 10 seating	1 per 50 members
(e)	Colleges, business and technical schools	One space for each classroom plus one space for every 20 students	1 per 5 students
(f)	Commercial	1.5 spaces per 100m <sup>2</sup> of gross floor area in the CC and CT zones, and 2 spaces per 100m <sup>2</sup> in other zones.	1 per 250m <sup>2</sup> of floor area.

(g)	Dwelling unit (single detached dwelling/duplex dwelling)	One space per unit	N/A
(h)	Multi-family and multi-attached	One space per unit	6 space element at entrance site to building or within a common parking area and one additional space for every 15 units.
(i)	Elementary and Junior High schools	One space per classroom plus 5 spaces	1 per 8 students
(j)	Food/beverage service	1.5 spaces per 100m <sup>2</sup> of gross floor area in the CC and CT zones, and one space for every four seats in all other zones.	1 per 250m <sup>2</sup> of floor area.
(k)	Gymnasium, private clubs and other Recreational Facilities	One space per 100m <sup>2</sup> of floor area in the CC zone, and three spaces per every 100m <sup>2</sup> of floor area.	1 per 80m <sup>2</sup> of first floor area.  For courts, field and/or playgrounds the area is defined by useable recreational space.
(l)	High Schools	Either one space for each classroom plus one space for every 33 students, or one space per 3.5 seating spaces used for assembly in an auditorium, whichever is greater.	1 per 8 students
(m)	Hospitals, convalescent homes	One space per 100m <sup>2</sup> of floor area.	1 per 500m <sup>2</sup>

(n)	Hotel and Motel	Hotel - one space for every two guest rooms. Motel - one space for each guest room.	1 per 15 rooms. In addition, when hotel/motel is greater than 75 rooms, 6 space visitor element shall be provided.
(o)	Industrial	A minimum of five spaces, or one space per 100m <sup>2</sup> of floor area plus one additional space for each subsequent 500m <sup>2</sup> , whichever is the greater requirement.	1 per 950m <sup>2</sup> of floor area
(p)	Lake use	One space for every two (2) moorage spaces unless otherwise approved by Council base on a parking impact report.	6 space element
(q)	Libraries and Museums	One space per 100m <sup>2</sup> of floor area.	1 per 100m <sup>2</sup> of floor area
(r)	Motor vehicle sales, service, repairs	Three spaces per 100m <sup>2</sup> of floor area.	1 per 250m <sup>2</sup> of floor area.
(s)	Office	One space per 100m <sup>2</sup> of gross floor area in the CC and CT zones, and 3 spaces per 100m <sup>2</sup> of floor area in the other zones.	1 per 250m <sup>2</sup> of floor area.
(t)	Racquet and tennis courts	One space per court	1 per 80m <sup>2</sup> of floor area

(u)	Senior citizen facilities	One space per four units.	6 space rack at entrance site to building or within a common parking area and 1 additional per 15 dwellings
(v)	Notwithstanding the requirements of this section, off-street parking for uses not specifically addressed shall be determined by the Development Officer who shall have due regard to the amenities of the zone, similar types of uses, and the proposed development.		

- D) Amending Section 9.2 Off-site and cash-in-lieu of parking requirements in the CC and CT zones by adding the following subsection as (a) iii:

In the CC and CT zone only, any property owner required to have bicycle parking may elect to establish a shared bicycle parking facility with other property owners within the same block to meet these requirements.

- E) Amending Section 9.2 Off-site and cash-in-lieu of parking requirements in the CC and CT zones by replacing (b) ii) with:

The amount paid for motor vehicle required parking shall be equal to one and one half (1.5) times the value of the land and construction costs (including paving) for providing an equivalent amount of parking on the affected site on the basis of 31.0 square metres per parking stall (this being an average area of a typical parking stall and maneuvering space)

- F) Amending Section 9.2 Off-site and cash-in-lieu of parking requirements in the CC and CT zones by adding the following subsection as (b) iii and renumbering the subsequent paragraphs:

The amount paid for bicycle parking shall be equal to one and one half (1.5) times the market value of the bike element and installation.

- G) Amending Section 9.3 Off-Street Parking Requirements by adding the following as subsection (2) and renumbering the previous paragraph:
- i. Bike Racks shall be located near an entrance, in sight of windows, near well-used pedestrian routes, and to be unscreened by vegetation.
  - ii. Bike Racks shall be placed on level asphalt or concrete base to which they can be bolted. Adequate area must be provided around the rack to allow for easy access, and to ensure bicycles do not intrude into walkways.
  - iii. The bike rack element must:
    - Support the bike upright by its frame in two places;
    - Prevent the wheel of the bicycle from tipping over;
    - Enable the frame and one or both wheels to be secured;
    - Allow front-in parking: A U-lock should be able to lock the front of the wheel and down tube of an upright bicycle; and
    - Allow back-in parking: A U-lock should be able to lock the rear wheel and seat tube of the bicycle.
  - iv. The bike rack element dimensions must adhere to the following guidelines:
    - Inverted "U" bike rack elements mounted in a row should be placed on .762 m centres;
    - The separation between aisles should be between 1.2 m, as measured from tip of bike tires across the bike rack spaces. In high traffic areas where many users park or retrieve bikes at the same time, such as a school, the recommended minimum aisle width is 1.8 m;
    - 1.8 m of depth should be allowed for each row of parked bicycles;

- The rack area shall be located immediately adjacent to the entrance it services, unless otherwise approved by the City;
  - Racks shall not be placed so that they block the entrance, load or fire lanes, or inhibit pedestrian flow in or out of the building;
  - The rack area shall be located along a major building approach line and clearly visible from the approach;
  - The rack area shall be no more than 37 m from the entrance it serves; and
  - A rack area shall be as close or closer than the nearest car parking space
- v. Site plan must indicate all dimensions, model, style and make of the rack. Clearance dimensions around the racks must be indicated on site plans. Adequate clearance is required around racks to give cyclists room to maneuver, and to prevent conflicts with pedestrians and parked cars. Racks must not block access to building entrances or fire hydrants.

**EFFECT**

2. That this by-law shall come into effect upon receiving Third Reading and otherwise meets the requirements of Section 75 of the *Cities, Towns and Villages Act*.

READ a First time this 24 day of AUGUST, A.D. 2009.

  
MAYOR

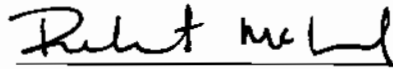
  
CITY ADMINISTRATOR

READ a Second time this 14 day of SEPTEMBER, A.D. 2009.

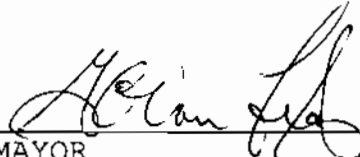
  
MAYOR

  
CITY ADMINISTRATOR

APPROVED by the Minister of Municipal and Community Affairs of the Northwest Territories this 22 day of October, A.D. 2009.

  
MINISTER  
MUNICIPAL AND COMMUNITY AFFAIRS

READ a Third time and finally passed this 9 day of NOVEMBER, A.D. 2009.

  
MAYOR

  
CITY ADMINISTRATOR

I hereby certify that this by-law has been made in accordance with the requirements of the *Cities, Towns and Villages Act* and the by-laws of the Municipal Corporation of the City of Yellowknife.

  
CITY ADMINISTRATOR

