



## DISTRICT OF CLEARWATER

### BYLAW NO. 238, 2020

#### A BYLAW TO AMEND “DISTRICT OF CLEARWATER ANIMAL CONTROL BYLAW NO. 148”

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**WHEREAS** District of Clearwater Council has adopted the Animal Control Bylaw No. 148, 2016;

**AND WHEREAS** the *Community Charter*, S.B.C. 2003, Chapter 26, authorizes a local government to regulate, prohibit and impose requirements in relation to animals;

**NOW THEREFORE**, the Council of the District of Clearwater, in open meeting assembled, enacts as follows:

1. **CITATION**

1.1 This bylaw may be cited as “District of Clearwater Animal Control Adoption Bylaw No. 148, Amendment Bylaw No. 238, 2020”.

2. **PURPOSE**

2.1 Animal Control Bylaw No. 148, 2016 is amended as follows:

a) Section 2.1, Definitions, is amended by adding the definitions of “Bees” and “Hive” as follows:

“Bees” means honeybees (*Apis mellifera*) which collect nectar and pollen, produce wax and honey and live in hives.

“Hive” means an enclosed structure that is typically made up of a series of frames, in which bees live and raise their young.

b) Section 11.1 is deleted in its entirety and replaced with the following:

11.1 The maximum number of hives permitted is as follows:

- a) Four (4) hives on any lot that is less than 2,000 m<sup>2</sup> (0.5 acres).
- b) Six (6) hives on any lot that is equal to or greater than 2,000 m<sup>2</sup> (0.5 acres) and less than 8,000 m<sup>2</sup> (2 acres).
- c) Ten (10) hives on any lot that is equal to or greater than 8,000 m<sup>2</sup> (2 acres) and less than 2 ha (5 acres).
- d) No limit to number of hives on lots greater than or equal to 2 ha (5 acres).

11.2 Hives must be sited as follows:

- a) At least 3 metres from any lot line.
- b) Oriented in one or more of the following ways to ensure an appropriate bee flight path:

- a. Hive entrances must face away from all neighbouring lots; or
  - b. Be located in a yard which has a continuous, fence or hedge that is 1.8 metres in height; or
  - c. Be installed on an elevated platform (deck, rooftop, etc.), so the colony entrance will be situated 2.5 metres or more above ground level.s
- c) Enclosed and/or sited in such a way that is bear-proof.

11.3 Every person keeping bees must:

- a) Register with the BC Ministry of Agriculture, as required throughout BC and retain proof of registration.
- b) Comply with the *Animal Control Act*, Bee Regulation, as amended and superseded.
- c) Provide a water supply to prevent bees from seeking water from other sources, such as neighbour pool decks, ponds, and bird baths.
- d) Take all reasonable measures to prevent and manage swarming or defensive behavior by the bees.

3. **SEVERABILITY**

3.1 Each portion or section of this Bylaw is intended to be independent to the extent that a decision of a court of competent jurisdiction that a portion or section of is invalid does not affect the validity of any other portion or section, and the invalid portion shall be severed.

READ A FIRST TIME this	day of	, 2020.
READ A SECOND TIME this	day of	, 2020.
READ A THIRD TIME this	day of	, 2020.
ADOPTED this	day of	, 2020.

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Corporate Officer

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Mayor Blackwell

Certified to be a true and correct copy  
of Bylaw No. 238, 2020 cited as “District of  
Clearwater Animal Control Adoption Bylaw No. 148,  
Amendment Bylaw No. 238, 2020” as adopted by  
the Council of the District of Clearwater this     day  
of \_\_\_\_\_, 2020.

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Leslie Groulx, Corporate Officer