

# Comparison of General Regulations – “Projections Into Setback Areas”

Zoning Bylaw No. 1085, 1998 – Sections 4.11	Draft Zoning Bylaw No. 1395 – Section 6.9
<p><b>Projections Into Setback Areas</b></p> <p>Except as otherwise provided for in particular zones, the following features may project into the required setbacks:</p> <ol style="list-style-type: none"> <li>.1 gutters, eaves, sunshades, cornices and sills which do not project more than 0.6 metres measured horizontally;</li> <li>.2 chimneys, bay windows or other architectural projections which do not comprise more than 25 percent of the total face of a wall and do not project more than 0.6 metres measured horizontally; and</li> <li>.3 unenclosed stairs, unsupported balconies, porches or canopies, if the projections measured horizontally do not extend more than 1.5 metres into the front yard setback and 2 metres into the rear setback. The projections shall not extend into the side yard setback.</li> </ol> <p>In no case shall a projection cross a parcel line.</p>	<p><b>Setback Exemptions</b></p> <ol style="list-style-type: none"> <li>.1 No part of any <i>building or structure</i> shall project into a <i>setback</i> required by this Bylaw except the following minor projections on <i>buildings</i>: <ol style="list-style-type: none"> <li>a) Gutters, eaves, sunshades, cornices, belt courses and sills may project into required <i>setbacks</i> to a maximum of 0.6 metres measured horizontally;</li> <li>b) Unenclosed access ramps for physically disabled persons may project fully into required <i>setbacks</i>;</li> <li>c) chimneys, bay windows or other architectural projections which do not comprise more than 25% of the total length of a wall and do not project more than 0.6 metres measured horizontally;</li> <li>d) unenclosed stairwells, unsupported balconies, porches or canopies, may project no more than: <ol style="list-style-type: none"> <li>i) front <i>setback</i>: 1.5 metres, measured horizontally</li> <li>ii) rear <i>setback</i>: 2.0 metres, measured horizontally</li> </ol> </li> <li>e) roof mounted <i>solar energy devices</i> to a maximum of 1.0 meter above the maximum <i>height</i> allowed for the <i>building or structure</i> on which it is installed; and</li> <li>f) In no case shall a projection cross a <i>parcel</i> line.</li> </ol> </li> <li>.2 Freestanding clothes line poles, antennas, masts, utility poles, flagpoles, open roof pergolas and children’s play equipment are permitted anywhere on a <i>parcel</i>.</li> <li>.3 An unenclosed swimming pool constructed at <i>finished grade</i> (not above ground) shall be subject only to the following <i>setback</i> regulations: <ol style="list-style-type: none"> <li>a) not be located between a principal building and a <i>front parcel line</i>;</li> </ol> </li> </ol>

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	<ul style="list-style-type: none"><li>b) located a minimum 1.2 metre to a rear or <i>interior side parcel line</i>; and</li><li>c) located a minimum of 3.0 metres from an <i>exterior side parcel line</i>.</li></ul> <p>.4 A ground mounted solar energy system less than 1.2 metres in height may be sited on a parcel less than 0.25 ha in area and within a prescribed parcel line setback area.</p>

### Notes:

The information provided in this table is a summary of current and proposed zoning regulations. Please refer to the current Zoning Bylaw No. 1085 as well as the most recent version of Draft Zoning Bylaw No. 1395 for actual and proposed regulations on the Zoning Bylaw Update webpage: <https://www.osoyoos.ca/council/zoning-bylaw-update>