

## Comparison of General Regulations – “Secondary Dwelling Unit”

Zoning Bylaw No. 1085, 1998 – Sections 4.18	Draft Zoning Bylaw No. 1395
<p><b>Secondary Dwelling Unit</b></p> <p>A Secondary Dwelling Unit is permitted in the AG, R1, R2, R3, R6, R7 and R7A zones subject to the following regulations:</p> <ol style="list-style-type: none"> <li>.1 a secondary dwelling unit shall not be used or occupied unless it complies with all of the provisions of this Bylaw and to all Health, Fire and Building Bylaws and regulations in force in the municipality;</li> <li>.2 only one secondary dwelling unit is permitted within a dwelling unit;</li> <li>.3 a secondary dwelling unit shall have a maximum floor area of 100 m<sup>2</sup> or 40 percent of the gross floor area, excluding garages and carports, of the dwelling unit in which it is located, whichever is less;</li> <li>.4 a secondary dwelling unit shall have at least one doorway opening directly to the outside of the dwelling unit;</li> <li>.5 a secondary dwelling unit shall be provided with one additional onsite parking space; and</li> <li>.6 a secondary dwelling unit will only be allowed in an R6, R7 and R7A zone if the secondary dwelling unit is within a single family or two family dwelling.</li> </ol>	<p>[Not applicable – see “Notes” below]</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>

- The definition of “secondary dwelling unit” in Zoning Bylaw No. 1085, 1998, which means “an accessory dwelling unit that must be contained within a single family dwelling or two family dwelling and must have a separate outside entrance” is generally understood to be referring to a “secondary suite” in the BC Building Code.
- Due to proposed changes to the zoning bylaw to ensure compliance with the new Small-Scale Multi-Unit Housing (SSMUH) provisions of the *Local Government Act*, the regulations applied to “secondary suites” in Zoning Bylaw No. 1085, 1998, are seen to be redundant and are not proposed to be carried forward into Draft Zoning Bylaw No. 1395.