

RM of Montrose No. 315  
Bylaw No. 2009-2

EXHIBIT "A"  
AM

A Bylaw to amend Bylaw No. 1983-2 known as the Zoning Bylaw of the RM of Montrose No. 315

The Council of the RM of Montrose No. 315, in the Province of Saskatchewan, enacts to amend Bylaw No. 1983-2 as follows:

**1. Part III, General Regulations, is amended by adding the following:**

6. Intensive Livestock Operations (ILOs)  
In order to manage the development of ILOs and surrounding land use interests, Council will consider applications for development of an ILO, including any rendering facility or abattoir, and apply the following criteria.
1. Development permits are required for any proposed:
    - (a) New Intensive Livestock Operations
    - (b) Expansion of an existing ILO
    - (c) Any temporary facility or part of a site
    - (d) Change of animal species or type of operation, if it meets the definition of an ILO, as defined within this Bylaw.
  2. Location Separation Criteria  
In order to ensure ILO development occurs in acceptable locations, new ILO development proposed subsequent to the date of the adoption of this Bylaw or a proposed expansion of an existing ILO (existing at the date of adoption of this Bylaw) Council will consider an approval in conjunction with the location separation criteria in this Section and in Table 1:

Table 1  
Maximum Separation Criteria for ILO to Specific Uses (in metres)

Specific Use	Animal Units				
	100-299	300-499	500-2000	2000-5000	>5000
Residence, tourist accommodation, or campground	305	400	800	1200	1600
Multi-parcel residential subdivision, hamlet, urban municipality <100 population	400	800	1200	1600	2000
Urban municipality 100-500 population	800	1200	1600	2400	2400
Urban municipality 501-5000	1200	1600	2400	3200	3200
Urban municipality >5000	1600	2400	3200	3200	3200

- Distances are measured between livestock facilities and building development, or site occupied for campground purposes.
- Distances do not apply to residences associated with the operation.

3. Location separation criteria reduction  
Council, at its discretion, may consider lesser separation distances than given in Table 1, subject to the following:

- (a) Upon request, where Council considers that a lesser separation distance than described, in Table 1, will not negatively impact the specific use or surrounding development, Council may consider a reduction of the location separation criteria. Prior to granting a reduction, Council may consult with appropriate agencies
  - (b) The ILO developer shall provide written notice, which has been approved for notification by Council, to the owner of a residence within the distance provided in Table 1. A notice shall also be provided to the hamlet board of a hamlet or Council of urban municipality within the specified distance
  - (c) Where the separation distance is less than the criteria of Table 1, Council will require the developer of a proposed ILO to enter into an agreement with the owner of a residence and the Municipality consenting to the proposed development up to a specified size, as a condition of the approval. Council may require that an interest protecting the parties to the agreement, be registered against the residence and the ILO parcel titles.
4. Public consultation
  - (a) Council will advertise any proposal for an intensive livestock operation, as defined by this Bylaw, and will provide an opportunity for public comment for a minimum of 21 days
  - (b) Council will encourage developers to hold a public open house to provide information to affected landowners
  - (c) Council shall hold a public meeting and to ensure community interests are considered before a decision is issued by the Council
  - (d) Council will make a decision on a proposed livestock operation within 45 days. If an extension is required, Council will notify the developer in writing, including reasons for the extension, and the length of the extension.
5. Water supply and protection

There shall be a water supply adequate for the proposed ILO and the ILO or associated manure shall not contaminate any water supply source. As a condition of approval, Council may:

  - (a) require the developer to demonstrate that appropriate measures will be in place to minimize the risk of contamination of water sources
  - (b) require the developer to demonstrate an adequate water supply is available for the development and that the supply for neighbouring developments will not be adversely affected by the proposed operation.
6. Additional information requirement
  - (a) Council may require the proponent to obtain recommendations from appropriate agencies and address issues regarding water supply, quality and quantity considerations and manure management plans to evaluate the suitability of the site
  - (b) *The Agricultural Operations Act* and other provincial legislation may apply to the development of an ILO. When considering the operational or environmental aspects of a proposed project that does not trigger a provincial review, Council may refer a development permit application to the appropriate agencies for advice and recommendations.
7. Application of manure will be carried out in accordance with Table 2

Table 2  
Location Separation Criteria for Manure Spreading to Dwellings (in metres)

<b>Method of Manure Application</b>			
Distance between manure application and the nearest property boundary	Injected	Incorporated within 24 hours	No incorporation
Communities of 1-1000 people	200	400	800
Communities of 1001-5000 people	400	800	1200
Communities of >5001 people	400	800	1600

- Distances are measured between edge of the manure application area and the edge of a nearest property boundary in metres.

8. Permit conditions

As a condition of approval, Council shall:

- Specify the maximum number of approved animal units

As a condition of approval, Council may impose other development standards including, but not limited to:

- the location of holding areas
- buildings or manure storage facilities on the site
- separation criteria
- well monitoring requirements
- odour controls

**2. Part III, General Regulations, is amended by adding the following:**

7. Campground Regulations

1. The operator of a campground shall provide the Development Officer with a development permit application and a site plan of the campground, identifying any buildings, uses of land, and the location of all roadways and trailer coach or tent campsites with dimensions and recreation areas. The addition or rearrangement of campsites, the construction or moving of buildings, the material change in use of portions of land, or the filling or clearing of land shall also be included in the application, if applicable.
2. A campground shall have within its boundaries a buffer area abutting the boundary of not less than 4.5 m, which shall contain no buildings.
3. No portion of any campsite shall be located within a roadway or required buffer area.
4. Noise control measures may be required and may include the use of berms, natural barriers and screens.
5. Each campsite shall have direct and convenient access and egress to a developed roadway, which are not located in any required buffer areas.
6. The number of access points to the campground shall be limited to control the interference with neighbouring uses and traffic flow.
7. Access points shall be designed to accommodate two-way traffic and shall provide a clear unobstructed view for traffic. They shall also be able to accommodate emergency response vehicles.

8. Each campsite shall be large enough to allow for each trailer coach to be located at least 4.5m from any other trailer coach and no portion of the campsite shall be located closer than 4.5m from the site boundary.
9. The space provided for roadways within a campground shall be at least 7.5 m in width. No portion of any campsite, other use or structure shall be located in any roadway.
10. The roadway system shall be sensitive to the topography and site characteristics and may need to be signed to avoid confusion.
11. A campground may include ancillary uses such as storage areas, toilet and laundry areas, or small commercial stores designed to meet the needs of the occupants of the campsites, and one single detached dwelling for the accommodation of the operator which shall be included in the application and site plan.
12. *The Public Health Act*, and associated regulations, shall be complied with in respect to all operations and development of the campground.
13. There shall be a water source suitable for public consumption at the campground.
14. There shall be suitable utilities, sewage disposal systems and facilities for the campground
15. The development will not be in conflict with adjacent uses or uses currently on site.
16. There shall be a minimum distance separation of 305m (1000 ft) between any campground and the boundary of a multi-parcel residential subdivision or intensive livestock operation.
17. Any changes or amendments to an existing campground or plans shall require development permit approval. This includes the addition or rearrangement of campsites, the construction or moving of buildings, the material change in use of portions of land, or the filling or clearing of land and the operator shall submit for approval an amended plan incorporating the changes.

**3. Part V, Zoning District Schedules, is amended by adding to the existing provision as follows:**

1.3 (f) Intensive Livestock Operations – as per Part III (6) of this Bylaw.

**4. Part V, Zoning District Schedules, is amended by adding the following:**

1.3 (j) Campgrounds – as per Part III (7) of this Bylaw.

**5. Part V, Zoning District Schedules, is amended by adding to the existing provision as follows:**

2.2.6 (f) Intensive Livestock Operations – as per Part III (6) of this Bylaw.

**6. Part V, Zoning District Schedules, is amended by adding the following:**

2.2.6 (j) Campgrounds – as per Part III (7) of this Bylaw.

**7. Part V, Zoning District Schedules, is amended by changing the following:**

2.3.5 (c) The site shall be located 305 metres (1,000 feet) from an existing residence, Campground and Intensive Livestock Operation as required by this Bylaw and the Department of Agriculture.


**8. Part VI, Definitions is amended by removing the existing definition of Intensive Livestock Operation and adding the following:**

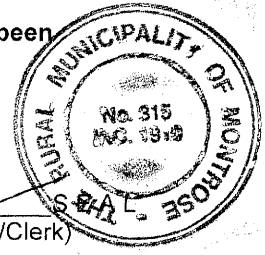
Intensive Livestock Operation: the operation or facilities for the permanent or temporary rearing, confinement or feeding of poultry, hogs, sheep, goats, cattle, horses, or domesticated game animals in such numbers that the facility and portion of a parcel or site used for the operation does any of the following conditions:

- (a) will contain 100 or more animal units
- (b) provides less than 370 m<sup>2</sup> of space for each animal unit
- (c) will contain more than 20 animal units for 10 or more days of the month within 300 m of water body not controlled by the operator
- (d) will contain more than 20 animal units for 10 or more days of the month within 30 m of a domestic well not controlled by the operator.

**9. This bylaw shall come into force and take effect when it has been approved by the Minister of Municipal Affairs.**

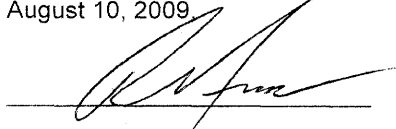
  
(Reeve)

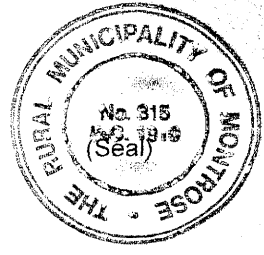
  
(Administrator/Clerk)



AUG. 10, 2009  
(Date)

Certified a true copy of Bylaw No. 2009-2  
adopted by resolution of council on  
August 10, 2009

  
Administrator



**APPROVED**  
**REGINA, SASK.**  
SEP 01 2009  
  
Assistant Deputy Minister  
Ministry of Municipal Affairs