

BY-LAW NO. 13759

A By-law to amend Zoning and Development By-law No. 3575 regarding rainwater management regulations

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

1. This by-law amends the indicated provisions of the Zoning and Development By-law No. 3575.
2. In section 2, Council strikes out the following definitions in their entirety:
 - (a) Rainwater;
 - (b) Rainwater Drainage;
 - (c) Rainwater Management Plan; and
 - (d) Rainwater Management System.
3. Council strikes out section 4.3.4 and substitutes the following:

“4.3.4 In making a determination regarding the adequacy of drainage under section 4.3.3(d) of this by-law, the Director of Planning or Development Permit Board may require any development permit applicant to submit a hydrogeological study and an impact assessment, and may consider drainage to be inadequate if the proposed development will result in any groundwater discharge from the site into the City collection system.”.
4. Council strikes out section 4.3.5 and substitutes the following:

“4.3.5 In order to address the inadequacy of drainage the Director of Planning or Development Permit Board may impose conditions on development requiring the applicant to develop the proposed site in accordance with a groundwater management plan designed to prevent groundwater discharge into the City collection system and limit or reduce environmental impacts, including stricter targets if the development is below the water table.”.
5. Council strikes out section 4.3.6. and substitutes the following:

“4.3.6 In order to ensure compliance with a groundwater management plan, the Director of Planning or Development Permit Board may refuse to issue the development permit until the property owner has entered into a groundwater management agreement, to the satisfaction of the Director of Legal Services and the City Engineer, to:

 - (a) construct a groundwater management system on the site that is designed and certified by a professional engineer to prevent groundwater discharge from entering the City’s collection system;
 - (b) maintain the groundwater management system at the expense of the owner;

- (c) grant a statutory right of way and equitable charge to the City; and
- (d) release and indemnify the City from all liability related to the installation, operation and maintenance of the groundwater management system.”.

6. Council strikes out in its entirety Schedule I: Rainfall intensity-duration frequency curves.

7. A decision by a court that any part of this by-law is illegal, void, or unenforceable severs that part from this by-law, and is not to affect the balance of this by-law.

8. This by-law is to come into force and take effect on January 1, 2024.

ENACTED by Council this 25th day of July, 2023

Signed _____ “Mike Klassen”
Acting Mayor

Signed _____ “Rosemary Hagiwara”
Acting City Clerk