

**CITY OF BURNABY**

**BYLAW NO. 14171**

A BYLAW to add provision for retaining walls

The Council of the City of Burnaby ENACTS as follows:

1. This Bylaw may be cited as **BURNABY BUILDING BYLAW 2016, AMENDMENT BYLAW NO. 1, 2020.**

2. Burnaby Building Bylaw 2016, as amended, is further amended:

(a) at section 3(2), Definitions, by adding the following in alphabetical order:

““retaining wall” means a structure designed to hold back, stabilize or support water, soil, rocks, or similar geotechnical materials;”

(b) at section 3(2) Definitions, by deleting the definition of “structure” in its entirety and replacing it with the following:

““structure” means a construction or portion thereof of any kind, whether fixed to, supported by, sunk into or located in, land, water or airspace, and includes foundations or supporting framework for exterior signs, equipment and machinery, interior storage racking greater than 2.6 m in height and swimming pools as defined in the Swimming Pool Enclosure Bylaw, 2000, but specifically excludes paving, fences, retaining walls other than those retaining walls described in sections 11(1)(c)(i), (ii), (iii), (iv) or (v), and landscaping.”; and

(c) at Section 11(1), by replacing the period at the end of subsection (b) with “; and”, and adding the following as subsection (c):

“(c) a retaining wall:

- (i) that is greater than 1.2 m (3.94 ft.) in height; or
- (ii) that is part of a group of two or more terraced retaining walls, any of which is greater than 1.2 m (3.94 ft.) in height; or
- (iii) that is terraced at a ratio steeper than 1 to 1 vertical to horizontal with an adjacent retaining wall; or
- (iv) that is part of a group of two or more terraced retaining walls, where the average slope of the entire group of terraced retaining walls is steeper than the ratio of 1 to 1 vertical or horizontal; or
- (v) in respect of which the Building Inspector considers that the site conditions, size or complexity of the design or construction of the retaining wall or group of retaining walls or an aspect of the retaining wall or group of retaining walls, so warrant to ensure the safety and protection of persons, the property or adjacent properties.”

Read a first time this , 2020

Read a second time this , 2020

Read a third time this , 2020

Reconsidered and adopted this day of , 2020

MAYOR

CLERK