

BY-LAW NO.

**A By-law to amend Downtown Eastside/Oppenheimer
Official Development Plan By-law No. 5532
regarding porches, decks and balconies and
clarifying relaxations and powers of discretion**

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

1. This By-law amends the indicated provisions of Schedule A of the Downtown Eastside/Oppenheimer Official Development Plan By-law 5532.
2. In sections 4.5.4, 5.5.3, 6.5.3, and 7.5.3, Council:
 - a. strikes out subsection (a) and substitutes:

“(a) balconies and decks and any other appurtenances which, in the opinion of the Director of Planning, are similar to the foregoing and contribute to the amenity or environment of the Downtown Eastside/Oppenheimer District, provided that the total area of these exclusions does not exceed 8% of the floor area being provided;”;
 - b. strikes out subsection (c) and substitutes:

“(c) patios and roof decks, provided that the Director of Planning first considers the effect on privacy and overlook;”.
3. In clauses 4.5.5(a)(i), 5.5.4(a)(i), 6.5.4(a)(i), and 7.5.4(a)(i), Council strikes out “sundeck” and substitutes “deck”.
4. In sections 4.8.3, 5.8.3, 6.8.3 and 7.8.3, Council:
 - a. strikes out “authorize, for any building which includes one or more of such facilities, an increase in” and substitutes “relax, for any building which includes one or more of such facilities;”; and
 - b. strikes out “In determining the increase in” and substitutes “In determining the relaxation to permitted”.
5. In section 5.6.3, Council strikes out “relax or increase” and substitutes “vary”.
6. 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.

7. This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this day of , 2020

Mayor

City Clerk

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