

PART 11- DOWNTOWN

11.1 DESCRIPTION OF ZONES

| Zone | Abbreviation | Intent of Zone |
|-------------------------------------|--------------|--|
| Core | DT1 | This zone provides for a mix of uses where residents expect to live in an area where shopping, clubs, cultural and entertainment uses exist compatibly. |
| Fitzwilliam | DT2 | This zone provides for commercial and residential uses primarily through in-fill development that is compatible with areas with existing heritage character. |
| Wallace | DT3 | This zone provides for residential and commercial uses with retail at the street level. |
| Terminal Avenue | DT4 | This zone provides for predominately mixed office and retail area with three to six storey street wall related buildings intended to support the unique role as a gateway into the downtown core. |
| Chapel Front | DT5 | This zone provides for higher density residential developments and some compatible office, retail, cultural, recreational, service and institutional uses. Emphasis is placed on achieving development that is compatible with neighboring development with respect to streetscape character, open spaces, view retention, sunlight access and privacy. As outlined in the Downtown Reference Plan, Council may consider rezoning in order to achieve higher density, including highrises, within the area covered by this zone. |
| Port Place | DT6 | This zone provides for an integrated residential and commercial community that anchors the downtown in a manner that supports the nearby waterfront walkway and Commercial Street shopping area. As outlined in the Downtown Reference Plan, Council may consider rezoning in order to achieve higher density, including highrises, within the area covered by this zone. |
| Quennell Square | DT7 | This zone provides for residential development and some compatible office, retail, cultural, recreational, institutional and service uses that are compatible with neighboring development with respect to streetscape character, open spaces, view retention, sunlight access and privacy. |
| Old City Mixed Use | DT8 | This zone provides for mixed commercial / residential buildings. Commercial uses are permitted at street level and multiple family residential uses on the second and third storeys. It is intended to provide for the adaptive reuse of character buildings. |
| Old City Central | DT9 | This zone provides for the wide range of businesses and services generally located in a downtown area and which serve the needs of the community at large. It is intended to provide for the adaptive reuse of character buildings. |
| Old City Infill Business Commercial | DT10 | This zone provides for business and professional offices and is intended to preserve service commercial uses. It is also intended to provide for the adaptive reuse of character buildings. |
| Old City Infill Service Commercial | DT11 | This zone provides for day-to-day shopping needs of persons residing in the immediate vicinity. It is also intended to provide business and professional offices and is intended to preserve service commercial uses while providing for the adaptive reuse of character buildings. |
| Gateway | DT12 | This zone provides for a mixture of uses and active street frontages which recognize the areas role as an entrance gateway into Nanaimo's downtown core. |

11.2

PERMITTED USES

11.2.1 The uses listed in the following table shall be permitted where indicated with a 'P' within the corresponding zone as per the conditions of use specified:

| Use | Zones | | | | | | | | | | | | Conditions of Use |
|---------------------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|------|------|------|--|
| | DT1 | DT2 | DT3 | DT4 | DT5 | DT6 | DT7 | DT8 | DT9 | DT10 | DT11 | DT12 | |
| Arcade | -- | -- | -- | -- | -- | P | -- | -- | P | -- | -- | P | Permitted within a shopping centre only. |
| Artist Studio | P | P | P | P | P | P | P | -- | -- | -- | P | P | |
| Assembly Hall | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Auto Part Sales | -- | -- | -- | P | -- | P | -- | -- | -- | -- | -- | -- | |
| Auto Repair | -- | -- | -- | P | -- | -- | -- | -- | -- | -- | -- | P | No auto repair use shall be permitted where the property directly abuts Nicol Street. |
| Auto Sales and Rental | -- | -- | P | P | -- | P | P | -- | -- | -- | -- | P | The surface display / storage of vehicles for sale or rental shall not exceed 4 per lot. |
| Boat and Equipment Sales | -- | SS | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | |
| Bingo Hall | -- | P | P | P | -- | P | -- | -- | P | -- | -- | -- | |
| Cannabis Retail Store | SS | -- | -- | SS | SS | -- | -- | -- | -- | -- | -- | SS | |
| Casino | -- | -- | -- | -- | -- | P | -- | -- | -- | -- | -- | -- | |
| Club or Lodge | P | P | P | P | P | P | P | -- | -- | -- | -- | P | |
| Commercial School | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Convention Centre | P | P | P | P | P | P | P | -- | -- | -- | -- | P | |
| Court of Law | P | P | P | P | P | P | P | -- | P | -- | -- | P | |
| Cultural Facility | P | P | P | P | P | P | P | -- | P | -- | -- | P | |
| Custom Workshop | -- | -- | -- | SS | -- | -- | -- | -- | P | -- | -- | P | |
| Daycare | P | P | P | P | P | P | P | P | P | P | P | P | |
| Electric Vehicle Charge Station | P | P | P | P | P | P | P | P | P | P | P | P | |
| Emergency Shelter | -- | -- | -- | P | -- | -- | -- | -- | -- | -- | -- | -- | |
| Entertainment Use | P | -- | -- | P | P | P | -- | -- | -- | -- | -- | -- | |
| Fast Food Restaurant | -- | -- | SS | SS | -- | SS | -- | -- | -- | -- | -- | SS | |
| Financial Institution | P | P | P | P | P | P | P | P | P | P | P | P | |
| Funeral Parlour | P | P | P | P | P | P | P | -- | P | -- | -- | P | |
| Gas Station | -- | -- | -- | SS | -- | -- | -- | -- | -- | -- | -- | -- | |
| Hotel | P | P | P | P | P | P | P | -- | P | -- | -- | P | |
| Internet Centre | P | P | P | P | P | P | P | P | P | P | P | P | |

| Use | Zones | | | | | | | | | | | | Conditions of Use |
|----------------------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|------|------|------|---|
| | DT1 | DT2 | DT3 | DT4 | DT5 | DT6 | DT7 | DT8 | DT9 | DT10 | DT11 | DT12 | |
| Laboratory | P | -- | P | P | -- | P | -- | -- | -- | -- | -- | -- | |
| Laundromat | P | P | P | P | P | P | -- | P | P | -- | P | P | |
| Library | P | P | P | P | P | P | P | -- | -- | -- | -- | P | |
| Liquor Store | -- | -- | SS | -- | -- | SS | -- | -- | -- | -- | -- | SS | |
| Live / Work | P | P | P | P | P | P | P | P | P | -- | P | P | |
| Lounge | P | P | P | P | P | P | P | -- | -- | -- | -- | -- | |
| Micro Brewery | P | P | -- | P | P | P | -- | -- | -- | -- | -- | P | The Gross Floor Area of a micro brewery shall not exceed 557m ² . |
| Multiple Family Dwelling | P | P | P | P | P | P | P | P | P | -- | P | P | Within the DT9 and DT12 Zones, residential uses are not permitted on the first storey. |
| Museum | P | P | -- | P | P | P | -- | -- | -- | -- | -- | -- | |
| Neighbour-Hood Pub | P | P | P | P | P | P | P | P | P | -- | - | P | |
| Office | P | P | P | P | P | P | P | P | P | P | P | P | |
| Parking Lot / Parkade | P | P | P | P | P | P | P | P | P | P | P | P | Within the DT8 Zone, parking lots and parkades shall not be permitted on lots with an area greater than 1,800m ² . |
| Pawn Shop | P | P | P | P | P | P | P | P | P | -- | P | P | No pawn shop shall be located within a 300m radius of another pawn shop. |
| Personal Care Facility | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Personal Service Use | P | P | P | P | P | P | P | P | P | P | P | P | |
| Pharmacy | P | P | P | P | P | P | P | P | P | -- | P | P | |
| Printing and Publishing Facility | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Production Studio | P | -- | P | P | P | P | -- | -- | -- | -- | -- | P | |
| Public Market | P | P | P | P | P | P | P | -- | -- | -- | -- | P | Permitted as a seasonal use. No outside storage shall be permitted after market hours. |
| Recreation Facility | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Refund Container Recycling Depot | -- | -- | -- | P | -- | P | -- | -- | -- | -- | -- | P | Gross Floor Area not to exceed 140m ² . Use shall be wholly enclosed within a building. |
| Repair Shop | -- | P | -- | P | -- | P | -- | -- | P | -- | -- | P | |
| Religious Institution | P | P | P | P | P | P | P | P | P | -- | -- | P | |

| Use | Zones | | | | | | | | | | | | Conditions of Use |
|---------------------------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|------|------|------|---|
| | DT1 | DT2 | DT3 | DT4 | DT5 | DT6 | DT7 | DT8 | DT9 | DT10 | DT11 | DT12 | |
| Restaurant | P | P | P | P | P | P | P | P | P | P | P | P | |
| Retail | P | P | P | P | P | P | P | P | P | -- | P | P | |
| Rooming House | -- | P | P | P | P | P | P | P | P | P | P | P | |
| Shopping Centre | -- | -- | -- | -- | -- | P | -- | -- | P | -- | -- | P | |
| Single Residential Dwelling | -- | P | P | -- | P | -- | P | P | P | P | P | P | |
| Sign Shop | -- | -- | -- | P | -- | -- | -- | -- | -- | -- | -- | -- | |
| Social Service Resource Centre | P | P | P | P | P | P | P | P | -- | -- | -- | P | |
| Teletheatre Outlet | P | P | -- | -- | -- | P | -- | -- | -- | -- | -- | -- | Must be contained within a Lounge, Casino or Neighbourhood Pub. |
| Theatre | P | P | -- | P | P | P | -- | P | P | -- | -- | P | |
| Transportation Terminal | P | P | -- | P | -- | P | -- | -- | -- | -- | -- | P | |
| University, College, Technical School | P | P | P | P | P | P | P | -- | -- | -- | -- | -- | |
| Veterinary Clinic | P | P | P | P | P | P | P | P | P | -- | -- | P | |
| Wholesale | -- | -- | P | P | -- | P | -- | -- | -- | -- | -- | P | Use shall be wholly enclosed within a building. |

(4500.041; 2013-AUG-12) (4500.073; 2015-MAR-16) (4500.152; 2019-SEP-09) (4500.144; 2019-SEP-16) (4500.132; 2019-OCT-21) (4500.158; 2019-DEC-02) (4500.161; 2019-DEC-02) (4500.141; 2020-AUG-31)

P = Permitted Use

SS = Permitted as a Site Specific Use

-- = Use Not Permitted Within Specified Zone

11.2.2 Notwithstanding Subsection 11.2.1, commercial uses are only permitted within the first storey of a building within the DT8 Zone.

11.2.3 The uses listed in the following table shall be permitted as an accessory use where indicated with an 'A' within the corresponding zone as per the conditions of use specified:

| Use | Zones | | | | | | | | | | | | Conditions of Use |
|----------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|------|------|------|--|
| | DT1 | DT2 | DT3 | DT4 | DT5 | DT6 | DT7 | DT8 | DT9 | DT10 | DT11 | DT12 | |
| Accessory Dwelling | A | A | A | A | A | A | A | A | A | A | A | A | Only permitted above street level within the DT2 Zone. |
| Boarding and Lodging | -- | A | A | -- | -- | A | A | A | A | A | A | A | Shall not exceed two sleeping units and shall not accommodate more than two persons. |
| Home Based Business | A | A | A | A | A | A | A | A | A | A | A | A | |
| Secondary Suites | -- | A | A | -- | -- | A | A | A | A | A | A | A | Permitted as an accessory use where a single residential dwelling is the only use on the lot. Subject to Part 6 of this Bylaw. |
| Short-Term Rental | A | A | A | A | A | A | A | A | A | A | A | A | Subject to Part 6 |

(4500.073; 2015-MAR-16) (4500.186; 2022-FEB-07)

A = Permitted as an Accessory Use

11.2.4 Notwithstanding Subsection 11.2.1 the following uses shall be permitted on site specific basis:

| Use | Permitted Location Address | Legal Description of Permitted Located |
|---------------------------------|----------------------------|--|
| Boat and Equipment Sales | 690 Comox Road | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 42067, EXCEPT THAT PART IN PLAN 48000 |
| Cannabis Retail Store | 350 Terminal Avenue | LOT 9, 10, 11, 12, BLOCK 63, SECTION 1, NANAIMO DISTRICT, AND OF THE BED OF NANAIMO HARBOUR, PLAN 584 |
| | 52 Victoria Crescent | LOT 3, SITUATE IN COMMERCIAL INLET IN THE BED OF THE PUBLIC HARBOUR OF NANAIMO AND OF SECTION 1, NANAIMO DISTRICT, PLAN 9893 |
| | 111 Nicol Street | LOT 9 & 10, BLOCK 10, SECTION 1, NANAIMO DISTRICT, PLAN 584 |
| | 120 Commercial Street | LOT 5, BLOCK 58, SECTION 1, NANAIMO DISTRICT, PLAN 584, EXCEPT THAT PART THEREOF OUTLINED IN RED ON PLAN 182 BL |
| | 25 Front Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 15369 |
| | 111 Terminal Avenue | LOT B, SECTION 1, NANAIMO DISTRICT, PLAN, VIP75182 |
| | 115 Chapel Street | LOT 13, BLOCK 54, SECTION 1, NANAIMO DISTRICT, PLAN 584 |
| | 140 Terminal Avenue | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN VIP62978 |
| Emergency Shelter | 19 Nicol Street | LOT B (DD EM34637), BLOCK 12, SECTION 1, NANAIMO DISTRICT, PLAN 584 |
| Fast Food Restaurant | 15 Wallace Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN VIP73095 |
| | 650 Terminal Avenue | LOT 1, SECTION 1, NANAIMO DISTRICT, AND PART OF THE BED OF THE PUBLIC HARBOUR OF NANAIMO, PLAN EPP10474 |
| | 60 Victoria Street | LOT B, SECTION 1, NANAIMO DISTRICT, PLAN 44401 EXCEPT THAT PART IN PLAN VIP52897 |
| | 280 Nicol Street | LOT 1 & 2 & 3, BLOCK JACKSON, SECTION 1, NANAIMO DISTRICT, PLAN 584 |
| Gas Station | 60 Victoria Crescent | LOT A OF SECTION 1 AND THE BED OF THE PUBLIC HARBOUR OF NANAIMO, NANAIMO DISTRICT, PLAN VIP52912 |
| | 353 Terminal Avenue | LOT 4 & 5, SECTION 1, NANAIMO DISTRICT, AND OF THE BED OF THE PUBLIC HARBOUR OF NANAIMO, PLAN 9079 |
| | 222 Terminal Avenue | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN 10981 |

| Use | Permitted Location Address | Legal Description of Permitted Located |
|--------------|----------------------------|---|
| | 199 Nicol Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN 44401 EXCEPT PART IN PLAN VIP63763 |
| | 330 Nicol Street | LOT 1 AND 2, BLOCK YOUNG, SECTION 1, NANAIMO DISTRICT, PLAN 584, EXCEPT THE SOUTHERLY 43 FEET |
| Liquor Store | 278 Selby Street | LOT 4, BLOCK 33, SECTION 1, NANAIMO DISTRICT, PLAN 584 |
| | 650 Terminal Avenue | LOT 1, SECTION 1, NANAIMO DISTRICT AND PART OF THE BED OF THE PUBLIC HARBOUR OF NANAIMO, PLANEPP10474 |
| | 1 Terminal Avenue | LOT 1, SECTION 1, DISTRICT LOT 234, NANAIMO DISTRICT, PLAN 15318 EXCEPT THAT PART IN PLAN 48701 LOT 330, NANAIMO DISTRICT, EXCEPT THAT PART THEREOF INCLUDED IN PLAN 2100 RW LOTS A & B, SEC 1, PLAN 3360 |
| | 125 Comox Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN VIP58812 |

(4500.002; 2011-OCT-03) (4500.152; 2019-SEP-09) (4500.144; 2019-SEP-16) (4500.132; 2019-OCT-21) (4500.161; 2019-DEC-02) (4500.141; 2020-AUG-31) (4500.146; 2021-JUL-26) (4500.160; 2021-NOV-15) (4500.145; 2022-JUL-04)

11.3 DENSITY

11.3.1 The following table specifies the maximum allowable base density, expressed as a Floor Area Ratio, per lot for each zone listed. The additional density columns permit additional density where the following specified location and amenity criteria have been provided. Within mixed use development additional density may be awarded where the lot includes both commercial and residential uses. Tier 1 awards additional density where a development meets or exceeds the Tier 1 requirements as specified within Schedule D of this Bylaw; Tier 2 awards additional density to a development which meets or exceeds the Tier 2 requirements within Schedule D. Where a development achieves additional density, the additional floor area may be added to the base density within the zone. A development may achieve all of the additional density available within the zone:

| Zone | Maximum Allowable Density (Floor Area Ratio) | Additional Density | | |
|------|--|--------------------|--------|--------|
| | | Mixed Use | Tier 1 | Tier 2 |
| DT1 | 2.8 | N/A | +0.2 | +0.25 |
| DT2 | 2.3 | N/A | +0.2 | +0.25 |
| DT3 | 2.55 | N/A | +0.2 | +0.25 |
| DT4 | 2.3 | N/A | +0.2 | +0.25 |
| DT5 | 2.3 | N/A | +0.2 | +0.25 |
| DT6 | 2.3 | N/A | +0.2 | +0.25 |
| DT7 | 2.3 | N/A | +0.2 | +0.25 |
| DT8 | 0.85 | +0.15 | N/A | N/A |
| DT9 | 0.85 | +0.15 | N/A | N/A |
| DT10 | 1 Dwelling Unit | N/A | N/A | N/A |
| DT11 | 0.85 | N/A | +0.2 | +0.25 |
| DT12 | 1.00 | +0.25 | +0.25 | +0.25 |

(4500.041; 2013-AUG-12)

11.3.2 Notwithstanding Subsection 11.3.1, the maximum allowable density for the following specific properties shall be as expressed as a Floor Area Ratio:

| Civic Address | Legal Description | Maximum Allowable Floor Area Ratio |
|-------------------------------|--|---|
| 11 Bastion Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 40829 | A maximum Floor Area Ratio shall not apply. |
| 1 Chapel Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 17321 | 5.0 |
| 77 Chapel Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN 86703 | 4.25 |
| 10 and 28 Front Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN VIP84012; AND LOTS 9 AND 10, SECTION 1, NANAIMO DISTRICT, PLAN 4462 | 12.0 |
| 38 Front Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN VIP63943 | 6.3 |
| 15 and 21 Front Street | LOTS 12 AND 13, BLOCK 55, SECTION 1, NANAIMO DISTRICT, PLAN 584 | 3.3 |
| 100 Gordon Street | LOT A, SECTION 1, NANAIMO DISTRICT AND OF THE BED OF THE PUBLIC HARBOUR, PLAN EPP30518 | A maximum Floor Area Ratio shall not apply. |
| 55 Prideaux Street | LOT B - D, SECTION 1, NANAIMO DISTRICT, PLAN 3421 | 2.1 |
| 65 Prideaux Street | LOT 12, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 69 Prideaux Street | LOT 13, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 73 Prideaux Street | LOT 14, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 66 Prideaux Street | LOT 6 AND THE SOUTHERLY 14 FEET 9 INCHES OF LOT 7, BLOCK 45, SECTION 1, NANAIMO DISTRICT, PLAN 584 | 2.8 |

(4500.069; 2014-OCT-27) (4500.126; 2018-NOV-19) (4500.158; 2019-DEC-02) (4500.188; 2023-MAY-01)

11.3.3 Notwithstanding Subsection 11.3.1., where parking spaces are provided beneath a principal building (where the roof of the underground parking is not more than 0.8m above the finished grade), an amount may be added to the Floor Area Ratio equal to 0.25 multiplied by the percentage of the total parking spaces provided underground.

11.4 LOT SIZE AND DIMENSIONS

11.4.1 The following table specifies the minimum lot size, minimum lot frontage and minimum lot depth of all serviced downtown lots within the corresponding zones:

| Zone | Minimum Lot Size | Minimum Lot Frontage | Minimum Lot Depth |
|------|-------------------|----------------------|-------------------|
| DT1 | 370m ² | 12m | 25m |
| DT2 | 370m ² | 12m | 25m |
| DT3 | 370m ² | 12m | 25m |
| DT4 | 370m ² | 12m | 30m |
| DT5 | 370m ² | 12m | 30m |
| DT6 | 743m ² | 30m | 30m |
| DT7 | 370m ² | 12m | 30m |
| DT8 | 800m ² | 15m | 30m |
| DT9 | 375m ² | 12m | 30m |
| DT10 | 375m ² | 12m | 30m |
| DT11 | 375m ² | 12m | 30m |
| DT12 | 750m ² | 15m | 30m |

11.4.2 Notwithstanding Subsection 11.4.1, where a lot contains or abuts a watercourse identified in Schedule C, the required leave strip shall not be included in the calculation of minimum lot area.

11.5 SITING OF BUILDINGS

11.5.1 The following table identifies the distance a principal building must be set back from the lot line within each respective zone:

| Zone | Minimum Front Yard Setback | Maximum Front Yard Setback | Side Yard | Flanking Side Yard | Rear Yard | Notes |
|------|--|----------------------------|-----------|--------------------|-----------|---|
| DT1 | 0m | 4m | 0m | 0m | 0m | A front yard setback of 4.5m is required for properties fronting on Terminal Avenue. |
| DT2 | 0m | 4m | 0m | 0m | 0m | |
| DT3 | 3m | N/A | 0m | 3m | 10m | |
| DT4 | 4.5m | N/A | 0m | 0m | 0m | |
| DT5 | 1.5m | 4m | 0m | 1.5m | 0m | Where a property fronts on Front Street, no front yard setback is required. |
| DT6 | 0m | N/A | 0m | 0m | 0m | A front yard setback of 4.5m is required for properties fronting on Terminal Avenue. |
| DT7 | 4.6m | N/A | 1.8m | 4.6m | 7.5m | |
| DT8 | 3m - First Storey 4m – Second and Third Storeys | 6m | 3m | 3m | 3m | Where a lot abuts a residential zone, the side yard setback shall be 4.5m |
| DT9 | 2m | 4m | 0m | 2m | 0m | Where commercial uses are combined with residential uses, the residential use portion of the building shall have a front yard and flanking side yard setback of 4m. |
| DT10 | 3m | N/A | 1.5m | 3m | 3m | Where a lot abuts a residential zone, the side yard setback shall be 4.5m. |
| DT11 | 3m | N/A | 1.5m | 3m | 3m | Where a lot abuts a residential zone, the side yard setback shall be 4.5m. |
| DT12 | 3.5m | 10m | 0m | 3.5m | 0m | |

11.5.2 Notwithstanding Subsection 11.5.1, where only one principal building exists on the lot no more than 50% of the front face of a building façade shall be setback further than the maximum permitted front yard setback. **(4500.158; 2019-DEC-02)**

11.5.3 Notwithstanding Subsection 11.5.1, general provisions in Part 6 of this Bylaw for the siting of buildings near watercourses will also apply.

11.5.4 Notwithstanding Subsection 11.5.1, where a property line abuts a major road, an additional 2.5m setback is required when the dedication to achieve the required right-of-way width has not occurred to facilitate the widening of the major road. **(4500.073; 2015-MAR-16) (4500.182; 2021-DEC-06)**

11.6 LOCATION OF PARKING AREA

11.6.1 Within all downtown zones, except the DT8 Zone, no parking shall be permitted between the front property line and the front face of the building.

11.6.2 Overnight storage of commercial vehicles which have a gross vehicle weight greater than 8,600kg shall not be permitted within parking lots or parkades within downtown zones.

11.7 SIZE OF BUILDINGS

11.7.1 The maximum lot coverage and height, as well as the minimum required height of a principal building, shall be as specified as follows within the applicable zone:

| Zone | Lot Coverage | Maximum Allowable Height | Minimum Required Height |
|------|--------------|--------------------------|-------------------------|
| DT1 | 100% | 14m | 2 Storeys |
| DT2 | 100% | 12m | N/A |
| DT3 | 100% | 14m | N/A |
| DT4 | 100% | 19.8m | 2 Storeys |
| DT5 | 100% | 19.8m | 2 Storeys |
| DT6 | 100% | 19.8m | N/A |
| DT6H | 100% | 87m | N/A |
| DT7 | 100% | 14m | N/A |
| DT8 | 50% | 10.5m | N/A |
| DT9 | 70% | 11.2m | 2 Storeys |
| DT10 | 50% | 7.75m | N/A |
| DT11 | 50% | 10.5m | N/A |
| DT12 | 100% | 19.8m | 2 Storeys |

(4500.041; 2013-AUG-12) (4500.126; 2018-NOV-19)

11.7.2 Notwithstanding Subsection 11.7.1, the maximum allowable height for the following specific properties shall be as follows:

| Civic Address | Legal Description | Maximum Allowable Height |
|------------------------|--|--------------------------|
| 11 Bastion Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 40829 | 50m |
| 1 Chapel Street | LOT 1, SECTION 1, NANAIMO DISTRICT, PLAN 17321 | 50m |
| 77 Chapel Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN 86703 | 78.5m |
| 10 and 28 Front Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN VIP84012; AND LOTS 9 AND 10, SECTION 1, NANAIMO DISTRICT, PLAN 4462 | 114.3m |
| 38 Front Street | LOT A, SECTION 1, NANAIMO DISTRICT, PLAN VIP63943 | 63.5m |
| 100 Gordon Street | LOT A, SECTION 1, NANAIMO DISTRICT AND OF THE BED OF THE PUBLIC HARBOUR, PLAN EPP30518 | 87m |
| 55 Prideaux Street | LOT B - D, SECTION 1, NANAIMO DISTRICT, PLAN 3421 | 21m |
| 65 Prideaux Street | LOT 12, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 69 Prideaux Street | LOT 13, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 73 Prideaux Street | LOT 14, BLOCK 46, SECTION 1, NANAIMO DISTRICT, PLAN 584 | |
| 66 Prideaux Street | LOT 6 AND THE SOUTHERLY 14 FEET 9 INCHES OF LOT 7, BLOCK 45, SECTION 1, NANAIMO DISTRICT, PLAN 584 | 21m |

(4500.069; 2014-OCT-27) (4500.126; 2018-NOV-19) (4500.158; 2019-DEC-02) (4500.188; 2023-MAY-01)

11.7.3 Notwithstanding Subsection 11.7.1, within the DT8, DT9, DT10, and DT11 zones height shall be measured vertically from the average natural grade level recorded at the outermost corners of the building or at the curb level, whichever is greater, as determined by survey to the highest part of the roof surface for a flat roof, the deck line of a mansard roof, and the mean height level between the eaves and ridge of a gable, hip, or gambrel of a sloped roof.