



## **HERITAGE PROPERTY PROTECTION BYLAW BYLAW NO. 95-62**

This consolidation is a copy of a bylaw consolidated under the authority of section 139 of the *Community Charter*. (Consolidated on September 27, 2016 up to Bylaw No. 13-015)

This bylaw is printed under and by authority of the Corporate Administrator of the Corporation of the City of Victoria.

## **HERITAGE PROPERTY PROTECTION BYLAW**

### **A BYLAW OF THE CITY OF VICTORIA**

To require the withholding of approvals for actions that would alter heritage property, including the withholding of the demolition of heritage property until heritage alteration permits, building permits and other related approvals have been obtained.

Under its statutory powers, including sections 960 and 961 of the *Local Government Act*, the Municipal Council of the City of Victoria enacts the following provisions:

#### **Title**

- 1 This Bylaw may be cited as the "HERITAGE PROPERTY PROTECTION BYLAW."

#### **Definitions**

- 2 In this Bylaw,

"approval"

means a permit, licence or other authorization of the City;

"protected heritage property"

means property that is:

- (a) included as protected heritage property in a schedule to the City's Official Community Plan; or
- (b) designated as protected under section 967 of the *Local Government Act*.

#### **Permit Approvals**

- 3 An approval must not be issued for any action which, in the opinion of the person responsible for issuing the approval, would alter or cause an alteration to any of the following:
  - (a) protected heritage property;
  - (b) property that is otherwise subject to temporary heritage protection under Part 27 of the *Local Government Act*;
  - (c) property in the City's Community Heritage Register.

- 4 Without restricting section 3, a demolition permit must not be authorized for protected heritage property until after the issue of
  - (a) a heritage alteration permit in accordance with section 972 of the *Local Government Act*; and
  - (b) all approvals required by the City for the alteration or redevelopment of the site containing the protected heritage property.
  
- 5 Without restricting section 3, a demolition permit must not be authorized for real property that is identified as heritage property in the City's Community Heritage Register until after the issue of
  - (a) a building permit; and
  - (b) all approvals required by the City for the alteration or redevelopment of the site containing that real property.
  
- 6 A person who withholds an approval under section 3 must refer that matter to the Council at its next regular meeting after the approval is withheld.

Passed and received third reading by the Municipal Council the 27<sup>th</sup> day of July, 1995.

Adopted by the Municipal Council the 10<sup>th</sup> day of August 1995.

**"Mark Johnston"**  
**CITY CLERK**

**"Bob Cross"**  
**MAYOR**