

**BYLAW NO. 798**  
OF THE  
TOWN OF KILLAM  
IN THE PROVINCE OF ALBERTA

**BEING A BYLAW OF THE TOWN OF KILLAM, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF AMENDING THE TOWN OF KILLAM LAND USE BYLAW NO. 791.**

**WHEREAS** the Council of the Town of Killam considers it necessary to amend the Land Use Bylaw No. 791, and

**WHEREAS** the Council has the authority pursuant to the provisions of the Municipal Government Act, Revised Statutes of Alberta, 2000, Chapter M26, to amend the said Land Use Bylaw No. 791.

**NOW THEREFORE** the Council of the Town of Killam, duly assembled, enacts as follows:

**THAT** the Land Use By-law No. 791 be hereby amended as follows:

**DELETE:**

**Section 40: Fencing and Screening**

- 40.1 Fences shall complement the character and quality of the principal building.
- 40.2 Fences are not permitted in the front yard of any lot. The maximum height of a fence as measured from grade shall be 2.0 m (6.6 ft.) for that portion of the fence which does not extend beyond the most forward portion of the principal building on the lot.
- 40.3 Commercial/industrial buildings adjacent to residential areas must be screened by a fence of not less than 2.0 m (6.6 ft.) in height on those sides of the commercial lot abutting the residential area.
- 40.4 In the case of drive-in businesses, car washing establishments, service stations and gas bars, landscaping shall be provided and maintained to the satisfaction of the Development Officer. Solid fences shall be provided at least 2.0 m (6.6 ft.) in height adjacent to residential areas.
- 40.5 Notwithstanding 40.2, a higher fence or a fence with barbed or other security features may be approved for public safety, security, privacy or buffering purposes.
- 40.6 No barbed wire fences shall be permitted in residential areas.

- 40.7 The electrification of any fences within Killam shall not be permitted.
- 40.8 Unless required as part of the sale, promotion or display of the vehicle, equipment or product, all outdoor storage of vehicles, equipment, or products shall be screened from public view to the satisfaction of the Development Officer/Municipal Planning Commission.
- 40.9 Screening in the form of fences, hedges, landscaped berms or other means is required along the property lines of all commercial and industrial lots where such lines are coterminous with a residential property line or are adjacent to lanes that abut a neighbouring residential property. Such screening shall be at least 2.0 m (6.6 ft.) high. Length and width of the screening shall be at the discretion of the Development Officer/Municipal Planning Commission.
- 40.10 For bulk outdoor storage, including but not limited to auto wrecking, lumber yards, pipe storage and similar uses, where because of height of materials stored, a screen planting would not be sufficient, a fence, earth berm or combination thereof to the satisfaction of the Development Officer/Municipal Planning Commission, shall be required.

**INSERT:**

**Section 40: Fencing, Hedging and Screening.**

- 40.1 *Notwithstanding any regulation respecting required yard to the contrary in this By-Law, a fence or hedge may be constructed/planted along a boundary line of a parcel of land.*
- 40.2 *Fences are not permitted in the front yard of any lot.*
- 40.3 *Fences shall compliment the character and quality of the principal building.*
- 40.4 *The maximum height of a fence, hedge or wall as measured from grade shall be 2.0 m (6.6 ft.) for that portion of the fence hedge or wall which does not extend beyond the most forward portion of the principal building on the lot.*
- 40.5 *Commercial/industrial buildings adjacent to residential areas must be screened by a fence of not less than 2.0 m (6.6 ft.) in height on those sides of the commercial lot abutting the residential area.*
- 40.6 *In the case of drive-in businesses, car washing establishments, service stations and gas bars, landscaping shall be provided and maintained to the satisfaction of the Development Officer. Solid fences shall be provided at least 2.0 m (6.6 ft.) in height adjacent to residential areas.*
- 40.7 *Notwithstanding 40.4, a higher fence or a fence with barbed or other security features may be approved for public safety, security, privacy or buffering purposes.*
- 40.8 *No barbed wire fences shall be permitted in residential areas.*
- 40.9 *The electrification of any fences within Killam shall not be permitted.*
- 40.10 *Unless required as part of the sale, promotion or display of the vehicle, equipment or product, all outdoor storage of vehicles, equipment, or products shall be screened from public view to the satisfaction of the Development Officer/Municipal Planning Commission.*

- 40.11 *Screening in the form of fences, hedges, landscaped berms or other means is required along the property lines of all commercial and industrial lots where such lines are coterminous with a residential property line or are adjacent to lanes that abut a neighbouring residential property. Such screening shall be at least 2.0 m (6.6 ft.) high. Length and width of the screening shall be at the discretion of the Development Officer/Municipal Planning Commission.*
- 40.12 *For bulk outdoor storage, including but not limited to auto wrecking, lumber yards, pipe storage and similar uses, where because of height of materials stored, a screen planting would not be sufficient, a fence, earth berm or combination thereof to the satisfaction of the Development Officer/Municipal Planning Commission, shall be required.*

**AMEND:**

Town of Killam Bylaw # 791 is hereby amended.

**EFFECTIVE DATE:**

This Bylaw shall come into force and effect upon the date that it is finally passed.

**READ** a first time this 3<sup>rd</sup> day of September, 2009.

**READ** a second time this 3<sup>rd</sup> day of September, 2009.

**READ** a third and final time and finally passed this 3<sup>rd</sup> day of September, 2009.

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Mayor

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Chief Administrative Officer