

# TOWN OF COMOX

## BYLAW NO. 1636

### A BYLAW TO AMEND THE TOWN OF COMOX ZONING BYLAW 1377

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WHEREAS Council has the authority under the provisions of the *Local Government Act* to amend the Zoning Bylaws;

NOW THEREFORE the Council of the Town of Comox, in open meeting assembled, enacts as follows:

#### 1. Title:

This Bylaw may be cited for all purposes as "Comox Zoning Amendment No. 39, 2009".

#### 2. Amendments:

- (a) Section 3.2 (Definitions), Town of Comox, Zoning Bylaw 1377 is amended by adding the following definition:

##### **Drive-Thru Services**

A business in which customers order and receive food, services, or retail goods or conduct financial transactions while remaining in their vehicle, but excluding car washes, service stations and gas bars, and facilities providing minor vehicle repair.

- (b) Section 5 (General Regulations), Town of Comox, Zoning Bylaw 1377 is amended as follows:

- i. By adding the following text as Section 5.10 and renumbering accordingly:

##### **Drive-Thru Services and Drive-Thru Restaurants**

Drive-Thru Services and Drive-Thru Restaurants are prohibited in all zones except the C3.1 zone.

- (c) Section 305.1(11), Town of Comox, Zoning Bylaw 1377 is amended by adding the following use and renumbering accordingly:

- (11) Drive-thru services

(d) Section 305.2, Town of Comox, Zoning Bylaw 1377 is amended as follows

i. By adding the following text as Section 305.2(4):

Drive-thru services and drive-thru restaurants shall only be permitted on Lot A Section 77 Comox District Plan VIP86498 and Lot A District Lot 170 Comox District Plan VIP67445

**4. Adoption:**

READ A FIRST time this	16 <sup>th</sup>	day of	September	, 2009
READ A SECOND time this	16 <sup>th</sup>	day of	September	, 2009
ADVERTISED A FIRST time this	25 <sup>th</sup>	day of	September	, 2009
ADVERTISED A SECOND time this	30 <sup>th</sup>	day of	September	, 2009
PUBLIC HEARING HELD this	7 <sup>th</sup>	day of	October	, 2009
READ A THIRD time this	21 <sup>st</sup>	day of	October	, 2009
ADOPTED this	21 <sup>st</sup>	day of	October	, 2009

PAUL IVES  
MAYOR

RICHARD KANIGAN  
CORPORATE OFFICER