



Consolidated Bylaw No. 14646CC

Burnaby Amenity Cost Charges Bylaw 2024

Purpose: to impose amenity cost charges

The following document is a copy of the above-named parent Bylaw in which every current enforceable amendment made to that Bylaw has been **CONSOLIDATED FOR CONVENIENCE** only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

To view an amendment bylaw made to **Bylaw No. 14646**, click on the link below:

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Burnaby Amenity Cost Charges Bylaw 2024			
No.	Amendment Bylaw No.	Final Adoption Date	Purpose
1	14837	28 Jul 2026	Amend Section 2; Replace subsection 3.1: Replace Schedule A and B
Original	14646	24 Jun 2024	

CITY OF BURNABY

BYLAW NO. 14646

(Consolidated for Convenience with Bylaw 14837)

A bylaw to impose
amenity cost charges

The Council of the City of Burnaby enacts as follows:

PART 1 - CITATION

1.1 This **bylaw** may be cited as **BURNABY AMENITY COST CHARGES BYLAW 2024**.

PART 2 - DEFINITIONS AND INTERPRETATION

2.1 For the purposes of this **bylaw**, the words or phrases that are not defined in this section shall have the meaning ascribed to them in the **Zoning Bylaw**.

2.2 In this **bylaw**, unless the context otherwise requires:

“amenity cost charges” or “ACC”	means the applicable rates prescribed in Schedule “A” to this bylaw
“building”	has the meaning set out in the Building Bylaw
“Building Bylaw”	means <i>Burnaby Building Bylaw 2016</i> , as amended, or repealed and replaced from time to time
“building permit”	has the meaning set out in the Building Bylaw
“City”	means the City of Burnaby
“Commercial”	means land zoned for commercial uses in the Zoning Bylaw , but excludes a Transitional Development (BYLAW 14837)
“construction”	has the meaning set out in the Building Bylaw
“dwelling unit”	has the meaning set out in the Zoning Bylaw
“gross floor area” or “GFA”	has the meaning set out in the Zoning Bylaw

“High Density Residential”	means development of a residential building which contains multiple dwelling units accessible via a common hallway or corridor and shared entrance facilities, including apartment buildings, but excludes a Transitional Development (BYLAW 14837)
“Industrial”	means land zoned for industrial uses in the Zoning Bylaw , but excludes a Transitional Development (BYLAW 14837)
“Institutional”	means the use of a building or portion of a building for public or private organizations that provide community services or activities, such as education, healthcare, religious worship, or government functions, but excludes a Transitional Development (BYLAW 14837)
“lot”	means any lot, parcel, block, or other area in which land is held or into which it is legally subdivided, and for certainty, includes a bare land strata lot under the <i>Strata Property Act</i>
“Low Density Residential”	means residential development consisting of one building that contains no more than two primary dwelling units and any secondary suite(s) , including a single family dwelling and any secondary suite , or a duplex dwelling and any secondary suite(s)
“Medium Density Residential”	means ground-oriented residential development, including laneway homes, townhouse dwellings, rowhouse dwellings, and multiplex dwellings, but excludes a Transitional Development (BYLAW 14837)
“primary dwelling unit”	has the meaning set out in the Zoning Bylaw
“secondary suite”	has the meaning set out in the Zoning Bylaw
“Transitional Development”	means a development: (a) that is not located on a lot zoned R1 SSMUH District under the Zoning Bylaw; (b) in respect of which all applicable development cost charges were imposed and paid before

Burnaby Amenity Cost Charges Bylaw 2024, Amendment Bylaw No. 1, 2026 came into force and effect;

(c) that proceeds pursuant to the application or approval in respect of which the development cost charges referred to in paragraph (b) were imposed and paid; and

(d) in respect of which there has been no further rezoning after payment of the development cost charges referred to in paragraph (b)

(BYLAW 14837)

“Zoning Bylaw”

means *Burnaby Zoning Bylaw 2026*, as amended, or repealed and replaced from time to time (BYLAW 14837)

PART 3 - AMENITY COST CHARGES

3.1 Pursuant to section 570.2(1) of the *Local Government Act*, for the purpose of providing funds to assist the **City** in paying the capital costs of providing, constructing, altering or expanding the amenities set out in Schedule “B” to this **bylaw** to service, directly or indirectly, the development and the increased population of residents or workers that results from the development for which the charge is being imposed, the **amenity cost charges** set out in Schedule “A” to this **bylaw** are hereby imposed on every person who obtains:

(a) approval of a **subdivision** of land under the *Land Title Act* or the *Strata Property Act* that:

(i) increases the potential density of a **Transitional Development**; or

(ii) results in two or more **lots** on which the **Zoning Bylaw** permits the construction of a **Low Density Residential** development.

(BYLAW 14837)

(b) approval of a **building permit** authorizing the **construction** of a **Low Density Residential** development on an existing **lot**; or

(c) approval of a **building permit** authorizing the **construction** of **Medium Density Residential, High Density Residential, Commercial, Industrial, or Institutional** development on a **lot**,

and the **amenity cost charges** shall be paid upon approval of a **subdivision** or issuance of a **building permit**, as applicable.

PART 4 - EXEMPTIONS

4.1 Despite any other provision of this **bylaw**, an **amenity cost charge** is not payable if any of the following applies in relation to a development authorized by a **building permit**:

- (a) the **building permit** authorizes the **construction** of a **building** or part of a **building** that is, or will be, after the **construction**, exempt from taxation under section 220(1)(h) or 224(2)(f) of the *Community Charter*;
- (b) no increase in the population of residents or workers is expected to result from the development;
- (c) an **amenity cost charge** in respect of a particular amenity is not payable if an **amenity cost charge** in respect of that amenity has previously been paid for the same development, unless as a result of further development, an increase in the population of residents or workers is expected; or
- (d) the development falls within any class of affordable housing prescribed by regulation under the *Local Government Act*.

PART 5 - CALCULATION OF APPLICABLE CHARGES

5.1 The amount of **amenity cost charges** payable in relation to a particular development shall be calculated using the applicable charges set out in Schedule “A” to this **bylaw**.

5.2 Where a type of development is not specifically identified in Schedule “A” to this **bylaw** the amount of **amenity cost charges** to be paid to the **City** shall be equal to the **amenity cost charges** that are payable for the most comparable type of development.

5.3 The amount of **amenity cost charges** payable in relation to a mixed-use development shall be calculated separately for each type of use separately, in accordance with Schedule “A” to this **bylaw**, based on the uses included in the **building permit** application and the total **amenity cost charges** payable shall be the sum of the **amenity cost charges** payable for each type of use.

PART 6 - EFFECTIVE DATE

6.1 This **bylaw** comes into force and effect on July 1, 2024.

PART 7 - SEVERABILITY

7.1 If any portion of this **bylaw** is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the **bylaw** is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

Read a first time this 25th day of March, 2024

Read a second time this 25th day of March, 2024

Read a third time this 25th day of March, 2024

Reconsidered and adopted this day of , 2024

MAYOR

CORPORATE OFFICER

SCHEDULE “A” (BYLAW 14837)

Amenity Cost Charges

	Amenity Cost Charge
Low Density Residential (Single family dwelling and any secondary suite/ Duplex dwelling and any secondary suite(s))	\$26,963.00 per primary dwelling unit / lot
Medium Density Residential (Townhouse/Rowhouse/Multiplex/Laneway home) Increased Transitional Development density, for development that is the same or comparable to Medium Density Residential	\$18,874.00 per dwelling unit
High Density Residential (Apartment) Increased Transitional Development density, for development that is the same or comparable to High Density Residential	\$13,481.00 per dwelling unit
Commercial Increased Transitional Development density, for development that is the same or comparable to Commercial	\$60.67 per m² gross floor area
Industrial Increased Transitional Development density, for development that is the same or comparable to Industrial	\$40.44 per m² gross floor area
Institutional Increased Transitional Development density, for development that is the same or comparable to Institutional	\$60.67 per m² gross floor area

SCHEDULE “B” (BYLAW 14837)

List of Amenities

1. Metrotown Library (Expansion)
2. Childcare Facilities (Two)
3. Confederation Park Community Centre
4. Bonsor Recreation Complex Redevelopment
5. Cameron Community Centre & Library
6. Burnaby Lake Recreation Centre
7. Brentwood Community Centre