

Town of Portugal Cove-St. Philip's

Beehive Regulations, 2019

Pursuant to and by virtue of the powers conferred by Section 414 of the *Municipalities Act, 1999*, SNL 1999, c. M-24 as amended, the Town Council of the Town of Portugal Cove-St. Philip's enacts the following Beehive Regulations.

1. TITLE

These Regulations may be cited as the "Town of Portugal Cove-St. Philip's Beehive Regulations, 2019".

2. PURPOSE

These Regulations are enacted to provide conditions with respect to the installation of a beehive(s) on a residential lot within the Town of Portugal Cove-St. Philip's.

3. INTERPRETATION

In these Regulations,

3.1. "**Act**" shall mean the *Municipalities Act, 1999*, SNL 1999, c. M-24, as amended.

3.2. "**Bee**" shall mean the honey bee.

3.3. "**Beehive**" shall mean a structure in which Bees are kept, typically in the form of a box specifically built for that purpose.

3.4. "**Regulations**" shall mean these Beehive Regulations.

3.5. "**Town**" shall mean the Town of Portugal Cove - St Philip's as incorporated under the Act.

3.6. "**Urban Beekeeping**" shall mean a hobby, where honey bees are kept for the purpose of honey production and/or beeswax production for domestic purposes.

4. APPLICATION OF REGULATIONS

4.1. No Beehive shall be placed on a residential property without first obtaining a permit from the Town.

4.2. Beehives shall only be permitted in such land use zones where Agriculture is listed as a Permitted or Discretionary Use within Schedule C of the Town's Development Regulations.

4.3. The owner shall keep the honey and/or beeswax produced for personal use.

4.4. Beehives on a residential lot shall be subject to the following conditions:

4.4.1. Only one Beehive in the form of a Langstroth type hive shall be kept per subject property, unless otherwise approved by Council;

4.4.2. The Beehive shall not exceed 1.5 m high by 0.5 m wide by 0.5 m deep;

4.4.3. The beehive is kept in the rear yard of the subject property, unless otherwise approved by Council;

4.4.4. The beehive must be a minimum of 13 m from any property boundary;

4.4.5. An on-site water source shall be provided within 3 m of the bee hive;

4.4.6. A warning sign must be placed upon entry to the property;

4.4.7. The entrance of the beehive shall be aimed away from neighbouring buildings;

4.4.8. Fencing, hedging, or other suitable barrier must be established to direct bees from neighbouring dwellings; and

4.4.9. The individual proposing to install and maintain the Beehive shall submit written confirmation that the individual is trained in the keeping of bees or will be mentored by an existing beekeeper who has more than two (2) years' experience caring for bees in Newfoundland and Labrador.

5. CONTRAVENTION OF REGULATIONS

Any person who neglects or fails to comply with or acts in contravention of these Regulations shall be guilty of an offense and shall be liable on Summary conviction to a penalty as provided for in Section 420 of the Act.

6. REPEAL OF PREVIOUS REGULATIONS

All previous Town of Portugal Cove–St. Philip's Regulations related to Beehives are repealed by these Regulations.

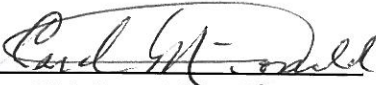
7. COMPLIANCE WITH OTHER LEGISLATION

Nothing in these Regulations serves to exempt any person from obtaining any license, permission, permit, authority or approval required by any other Regulation of the Town or any Statute or Regulation of the Province of Newfoundland and Labrador. Where there is a conflict between a provision of this Regulation and a provision of another Regulation of the Town, the more restrictive provision shall prevail. Where there is a conflict between these Regulations and a provincial statute or regulation, the provincial law shall prevail.

8. EFFECTIVE DATE

These Regulations have been adopted and came into effect on 3rd day of September, 2019 through resolution of Council # 2019-247.

In witness whereof the Seal of the Town of Portugal Cove-St. Philip's has been affixed hereto and these Regulations have been signed by the Mayor and the Chief Administrative Officer on behalf of Council on this 5th day of September, 2019.


Carol McDonald
Mayor


Tony Pollard
Chief Administrative Officer

