



CITY OF DAUPHIN HOME-BASED BUSINESS INFORMATION

City of Dauphin Zoning By-law

Subject to the issuance of a development permit, a home-based business is *Permitted Use* or may be Approved as a *Conditional Use*, as herein provided within a residential dwelling unit or building accessory thereto in any zone subject to compliance with the following limitations and the provisions of any applicable Conditional Use Order.

LIMITATIONS

4.5.2(5) In addition to all standards applicable in the Zone where the use is located, the following conditions apply to all home-based businesses:

- a) All home-based businesses must be operated in accordance with all plans and documents approved as part of the application;
- b) The operators of the home-based business must be residents of the dwelling unit;
- c) A home-based business must not have non-resident employees;
- d) More than one home-based business per dwelling may be permitted, provided that all applicable regulations are satisfied;
- e) An accessory structure may be used for conducting a home-based business, provided that the structure complies with all other requirements of this By-law;
- f) The cumulative size of all home-based businesses within a dwelling unit and accessory building must not exceed 25 percent of the total gross floor area of the dwelling unit and accessory building, or 37.2 m², whichever is less;
- g) Work or activity must be conducted entirely within the dwelling unit or accessory building;
- h) No home-based business may have any outdoor storage of any items related to the business, including but not limited to materials and inventory, unless such items are stored in an enclosed accessory building meeting the requirements of this By-law;
- i) Home-based businesses are permitted to park on site one class 5 vehicle associated with the business, and not more than one each, to a maximum of 3 pieces of equipment, from the following list: Skid Steer Loader, Compact Excavator, Aerial Work Platform, Enclosed or Flatbed Trailer not exceeding 6 meters in length, Single or Tandem Axle Truck with GVWR less than 24,000 kg.
- j) There must be no exterior indication of the existence of the home-based business, and no indoor display of the business visible from the outside, except that a home-based business may have one non-illuminated identification sign not exceeding 0.6 m² in area, provided the sign is attached to and parallel with a wall of the principal or accessory building;
- k) Retail sales on the premises must be limited to those articles produced therein or articles that are produced elsewhere but are prepackaged and held on a temporary basis for distribution to customers or incidental to the service provided by the home-based business; and
- l) A home-based business may provide instructional classes for not more than four pupils at a time.

PERMITTED HOME-BASED BUSINESSES

4.5.2(4) The following home-based businesses are permitted provided all of the limitations contained herein are complied with:

- a) Office or studio of an artist, musician, clergyman, salesman, professional agent, consultant or person engaged in home crafts and hobbies.
- b) Office of Tradesman or Contractor;
- c) Private tutoring or lessons;
- d) Family child care home [see Section 4.5.2(7)];
- e) Public stenographer;
- f) Telephone/Internet mail order or answering service;

- g) Office limited to providing a personal service and the handling of paperwork by a person authorized to practice medicine or healing such as a physician, dentist, holistic health practitioner, physiotherapist, chiropractor, and similar;
- h) Catering business licensed under Manitoba Health;
- i) Bed & Breakfast [see Section 4.5.2(6)];
- j) Massage therapy, providing the service is registered and in good standing with the Massage Therapy Association of Manitoba;
- k) Hairdressing, Stylist, Barber or Esthetician [see Section 4.5.2(8)].

CONDITIONAL HOME-BASED BUSINESS

4.5.2(2) Any use not listed as a *Permitted Home-based Business* in Section 4.5.2(4), and any use not prohibited in Section 4.5.2(3) may be approved as a Conditional Use pursuant to the provisions of *The Act*.

BED AND BREAKFAST

4.5.2(6) If the home-based business is a *Bed and Breakfast*, the use must comply with the following additional requirements:

- a) The operator of the business must reside on the premises and must use it as their principal residential dwelling;
- b) The maximum number of guest rooms is the number of bedrooms existing in the structure, minus one for occupancy by the owner/operator of the facility;
- c) No cooking facilities are permitted in guest rooms;
- d) Guests may reside at the Bed and Breakfast for a maximum of two weeks;
- e) Bed and breakfast facilities are not subject to the restriction that home-based businesses occupy no more than 25 percent of the gross floor area of the principal building; and
- f) A minimum of two off street parking spaces must be provided per three guest rooms.

FAMILY CHILD CARE HOME

4.5.2(7) If the home-based business is a *Family Child Care Home* (up to 8 children, of whom not more than 5 are preschool and not more than 3 are infants, including the children of the licensed operator) the use must comply with the following additional requirements:

- a) General:
 - i) Must follow provincial regulations and be provincially licensed prior to approval of home-based business license;
 - ii) Must be operated in accordance with all plans and documents approved as part of the application;
 - iii) The operators of the home-based business must be residents of the dwelling unit. If the operators are renters, then the owner of the dwelling must give permission to the renter to run the home based business;
 - iv) More than one home-based business per dwelling may be permitted, provided that all applicable regulations are satisfied;
 - v) Must not have non-resident employees.

HAIRDRESSING, STYLIST, BARBER OR ESTHETICIAN

4.5.2(8) If the home-based business is a *Hairdressing, Stylist, Barber or Esthetician*, the use must comply with all required Provincial Health Regulations.

HOME-BASED BUSINESS CONTRAVENTIONS

The City of Dauphin reserves the right to revoke any License issued for actual or suspected non-compliance with provisions of the City of Dauphin Zoning By-law 04/2015.