



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 73-2002

To amend By-law 56-83 (former Township of Toronto Gore Comprehensive Zoning By-law), By-law 139-84 (former Town of Mississauga Comprehensive Zoning By-law), By-law 151-88 (former Township of Chinguacousy Comprehensive Zoning By-law), and By-law 200-82 (former Town of Brampton Comprehensive Zoning By-law).

The Council of the Corporation of the City of Brampton ENACTS as follows:

1. By-law 151-88, By-law 139-84, By-law 56-83, and By-law 200-82 are hereby further amended by:
 - (1) Deleting from Section 5.0 (Definitions) thereto the definitions of Group Home Type 1, Foster Home and Supportive Housing Facilities and substituting thereof the following:

“GROUP HOME TYPE 1 shall mean a supportive housing facility located within a detached dwelling unit that is occupied by four (4) to six (6) persons, exclusive of staff and/or receiving family, who lives as a unit under responsible supervision consistent with the requirements of its residents and which is licensed or approved pursuant to Provincial Statute within the jurisdiction of the Ontario Ministry of Community and Social Services or the Ministry of Health.

A Group Home Type 1 may provide accommodation, supervision and treatment for: the mentally retarded pursuant to the Homes for Retarded Persons Act, or the Development Services Act; individuals over 60 years of age as a satellite residence under the Homes for the Aged and Rest Home Act; children under the Child and Family Services Act; person under the Mental Hospital Act and Homes for Special Care Act; and persons under the Charitable Institutions Act.

No supervision or treatment shall be provided to any persons not residing in the group home.

A group home type 1 shall not include a residence defined as a group home type 2, supportive lodging house, lodging house, a foster home with one (1) to three (3) residents in care, or a supportive housing facility”.

“FOSTER HOME shall mean a place where parent-model care is provided for no more than three (3) children under the supervision of a licensee through a foster care service agreement as defined in the Child and Family Services Act.”

“SUPPORTIVE HOUSING FACILITIES shall mean a place for the accommodation of persons, who, by reason of their emotional, mental, social, or physical condition, or legal status require a supervised living arrangement for their well being, but shall exclude foster homes with one (1) too three (3) residents in care.”

2. By-law 151-88 as amended by By-law 237-93 is hereby further amended by adding the following:

"10.14(xi) "Notwithstanding Sections 10.14(v), 10.14(vi), 10.14(vii), and 10.15(iii), a minimum distance separation of 200 metres shall be maintained between a group home type 1 which is operated through a foster care service agreement as defined in the Child and Family Services Act, and any other group home type 1, a group home type 2, a lodging house, or a supportive lodging house."

B. By-law 139-84 as amended by By-law 31-88, By-law 309-84, By-law 131-85, and By-law 236-93, is hereby further amended by adding the following:

"10.13.1(xi) "Notwithstanding Sections 10.13.1(v), 10.13.1(vi), 10.13.1(vii), and 10.16(iii), a minimum distance separation of 200 metres shall be maintained between a group home type 1 which is operated through a foster care service agreement as defined in the Child and Family Services Act, and any other group home type 1, a group home type 2, a lodging house, or a supportive lodging house."

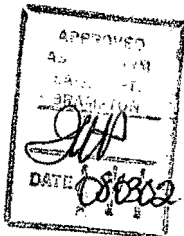
4. By-law 56-83 as amended by By-law 310-84, By-law 29-88, By-law 64-88, By-law 235-93 is hereby further amended by adding the following:

"10.13(xi) "Notwithstanding Sections 10.13(v), 10.13(vi), 10.13(vii), and 10.14(iii), a minimum distance separation of 200 metres shall be maintained between a group home type 1 which is operated through a foster care service agreement as defined in the Child and Family Services Act, and any other group home type 1, a group home type 2, a lodging house, or a supportive lodging house."

5. By-law 200-82 as amended by By-law 234-93 is hereby further amended by adding the following:

"10.14(xi) "Notwithstanding Sections 10.14(v), 10.14(vi), 10.14(vii) and 10.16(iii), a minimum distance separation of 200 metres shall be maintained between a group home type 1 which is operated through a foster care service agreement as defined in the Child and Family Services Act, and any other group home type 1, a group home type 2, a lodging house, or a supportive lodging house."

READ a FIRST, SECOND AND THIRD TIME, and PASSED, in OPEN COUNCIL, this 11th day of March 2002.



Susan Fennell
SUSAN FENNELL - MAYOR

Leonard J. Mikulich
LEONARD J. MIKULICH - CITY CLERK

Approved as to Content:

William Winterhalt
William Winterhalt, M.C.I.P., R.P.P.
Director, Planning Policy and Research

ISSUE DATE:
November 25, 2003
DECISION/ORDER NO:
1581



Ontario
Ontario Municipal Board
Commission des affaires municipales de l'Ontario

Harvane Hell
STAT DEC
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PL020318
CSI-GR

The Children's Aid Society of the Region of Peel has appealed to the Ontario Municipal Board under Section 17(36) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, from a decision of Council to approve Proposed Amendment No. OP93-181 to the Official Plan of the City of Brampton to revise definitions for specific supportive housing types
OMB File No. O020055

The Children's Aid Society of the Region of Peel has appealed to the Ontario Municipal Board under Section 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, against Zoning By-law 73-2002 of the City of Brampton
OMB File No. R020061

The Children's Aid Society of the Region of Peel has appealed to the Ontario Municipal Board under Section 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, against Zoning By-law 74-2002 of the City of Brampton
OMB File No. R020062

BEFORE:

M. Hubbard)
CHAIR) Monday, the 24th day
)
) of November, 2003

THIS MATTER having been appealed to the Ontario Municipal Board;

AND THE BOARD having been advised that By-law 73-2002 and By-law 74-2002 have been quashed in proceedings in the Superior Court of Justice, resulting in the appeals against By-law 73-2002 and By-law 74-2002 being moot;

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CC: John Corbett
Janice Atwood Petkovski

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AND THE BOARD having been informed by the solicitors for the parties that, as a consequence of the quashing of the By-laws, they consent to the Board issuing an order allowing the appeal against Official Amendment No. OP93-181;

THE BOARD ORDERS that the appeal is allowed and Official Plan Amendment No. OP93-181 is not approved.

A handwritten signature in black ink, appearing to read "Jane Hogg". The signature is written in a cursive, flowing style with a large initial "J".

ACTING SECRETARY