

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 125-2003

To Adopt Amendment Number OP93- 215 to the Official Plan of the City of Brampton Planning Area

The Council of The Corporation of the City of Brampton, in accordance with the provisions of the <u>Planning Act</u>, R.S.O. 1990, c.P.13, hereby ENACTS as follows:

1. Amendment Number OP93- <u>215</u> to the Official Plan of the City of Brampton Planning Area is hereby adopted and made part of this by-law.

READ a FIRST, SECOND and THIRD TIME, and PASSED in OPEN COUNCIL, this 12th day of may, 2003.

SUSAN FENNELL - MAYOR Gael Miles, Acting Mayor

LEONARD J. MIKULICH - CLERK

APPROVED
AS TO FORM
LAW DEPT
PRANTED ON

Approved as to Content:

John B. Corbett, MCIP, RPI Director, Planning & Land Development Services

AMENDMENT NUMBER OP93 - <u>215</u> TO THE OFFICIAL PLAN OF THE CITY OF BRAMPTON PLANNING AREA

1. Purpose:

The purpose of this amendment is to revise the City of Brampton Official Plan, and various Secondary Plans, to add an Operating Area for Lester B. Pearson International Airport (LBPIA) and related aircraft noise policies. This amendment has been prepared in consultation with the Region of Peel and the Greater Toronto Airports Authority.

This amendment incorporates the general policy framework set out in the Region of Peel Official Plan with regards to Airport Operating Area as it affects land use planning matters in the City of Brampton. It also defines specific exemptions for certain noise sensitive land uses that are located in the Lester B. Pearson International Airport (LBPIA) Operating Area in accordance with the policies of Regional Official Plan Amendment Number 5 which came into force on August 1, 2002.

2. Location:

This amendment affects certain lands within the City of Brampton that are generally located within the 30 to 35 Noise Exposure Forecast Contour (NEF) lines. The Airport Operating Area represents an irregular area generally bounded by a line between North Park Drive and Bovaird Drive to the north, Torbram Road/Bramalea Road to the west, Humberwest Parkway/Goreway Drive to the east, and Highway Number 407 to the south. This official plan amendment also affects the lands in various secondary plans by adding the Airport Operating Area as shown on the attached schedules to this amendment.

3. Amendments and Policies Relative Thereto:

- 3.1 The document known as the Official Plan of the City of Brampton Planning area is hereby amended:
 - (1) by adding to the list of amendments pertaining to Secondary Plan Area Number 13: Bramalea North Industrial, as set out in Part II: Secondary Plans, Amendment Number OP93-215
 - by adding to the list of amendments pertaining to Secondary Plan Area Number 14: Gore Industrial North, as set out in Part II: Secondary Plans, Amendment Number OP93-215
 - (3) by adding to the list of amendments pertaining to Secondary Plan Area Number 21: Southgate, as set out in Part II: Secondary Plans, Amendment Number OP93- 215
 - (4) by adding to the list of amendments pertaining to Secondary Plan Area Number 22: Bramalea South Industrial, as set out in Part II: Secondary Plans, Amendment Number OP93- 215
 - by adding to the list of amendments pertaining to Secondary Plan Area Number 23: Gore Industrial South, as set out in Part II: Secondary Plans, Amendment Number OP93- 215
 - by adding to the list of amendments pertaining to Secondary Plan Area Number 24: Fletchers Creek South, as set out in Part II: Secondary Plans, Amendment Number OP93- 215

- (7) by adding to the list of amendments pertaining to Secondary Plan Area Number 25: Steeles Industrial, as set out in Part II: Secondary Plans, Amendment Number OP93-215
- (8) by adding to the list of amendments pertaining to Secondary Plan Area Number 32: Parkway Belt West Industrial, as set out in Part II: Secondary Plans, Amendment Number OP93-215
- (9) by adding to the list of amendments pertaining to Secondary Plan Area Number 37: Airport Road/Highway 7 Business Centre, as set out in Part II: Secondary Plans, Amendment Number OP93-215
- (10) by adding to the list of amendments pertaining to Secondary Plan Area Number 38: Bramalea Road South Gateway, as set out in Part II: Secondary Plans, Amendment Number OP93-215
- (11) by adding to the list of amendments pertaining to Secondary Plan Area Number 40: Bram West, as set out in Part II: Secondary Plans, Amendment Number OP93-215
- (12) by adding to Schedule 'A' General Land Use Designations thereof, the LBPIA Operating Area and associated legend identification as shown on Schedule A to this amendment.
- (13) by amending Section 4.2, Economic Base, the first paragraph of Section 4.2.5.1, Office Node, by adding the following new policy after the last sentence:
 - "Notwithstanding the foregoing, development, infilling and redevelopment for residential and certain noise sensitive institutional uses such as day care centres, nursing homes, schools and hospitals are prohibited in the Lester B. Pearson International Airport (LBPIA) Operating Area."
- (14) by amending Section 4.2, Economic Base, the first paragraph of Section 4.2.10, Business Industrial Dominant Sector, by adding the following new policy after the last sentence:
 - "Notwithstanding the foregoing, development, infilling and redevelopment for supportive housing facilities and certain noise sensitive community service uses such as day care centres, schools, nursing homes and hospitals will not permitted with the Lester B. Pearson International Airport (LBPIA) Operating Area."
- (15) by amending Section 4.2, Economic Base, the first sentence of Section 4.2.10.5, Business Industrial Dominant Sector, by inserting the words "that are not within the Lester B. Pearson International Airport (LBPIA) Operating Area" after the word Industrial.
- (16) by amending Section 4.2, Economic Base, the first paragraph of Section 4.2.11.1, Industrial Dominant Sector, by adding the following new policy after the last sentence:
 - "Notwithstanding the foregoing, development, infilling and redevelopment for certain noise sensitive community uses such as day care centres, nursing homes, schools and hospitals will not permitted with the Lester B. Pearson International Airport (LBPIA) Operating Area."
- (17) by deleting and replacing subsections 4.4.11.7. to 4.4.11.9 of Section 4.4.11, Noise and Vibration Impacts, with the following new subsections:

- "4.4.11.7 New residential development, redevelopment and infill of residential and noise sensitive land uses such as hospitals, nursing homes, day care centres and schools will not be permitted within the Lester B. Pearson International Airport (LBPIA) Operating Area outlined on Schedule A to this Plan.
- 4.4.11.8 Certain noise sensitive land uses such as daycare centres, schools, residential units and nursing or retirement homes accessory to a permitted use are prohibited within the Lester B. Pearson International Airport (LBPIA) Operating Area as outlined on Schedule A to this Plan.
- 4.4.11.9 Despite Section 4.4.11.8 of this Plan, the existing sensitive land uses located at 25 Corporation Drive, 8525 Tobram Road, 9893 Torbram Road and 2021 Williams Parkway are acknowledged as permitted uses and shall be permitted to expand on the existing site without the need for an amendment to this Plan provided that airport noise issues are addressed in accordance with Provincial government guidelines to the satisfaction of the City of Brampton prior to final approval.
- 4.4.11.10 Notwithstanding Sections 4.4.11.7 and 4.4.11.8 of this Plan, the existing sensitive land use located at 253 Summerlea Drive:
 - shall not have its temporary use permission for a private school renewed past its expiration date once the existing tenancy of the AI Iman School ceases; and,
 - ii) shall not be permitted to physically expand on the site during its tenancy.
- 4.4.11.11 For development applications in and outside the Lester B. Pearson International Airport (LBPIA) Operating Area affected by an NEP/NEF of 25 or greater for residences, day care centres, schools, places of religious assembly, hospitals or nursing homes and if otherwise permitted by this Plan; an NEP/NEF of 30 or greater for hotels, motels, service commercial or office uses; and an NEP/NEF of 35 or greater for industrial or warehousing uses, a noise impact study shall be undertaken by a qualified acoustical consultant in accordance with Provincial government guidelines to the satisfaction of the City prior to development approval to determine the appropriate acoustical design criteria.
- 4.4.11.12 For the purposes of this Section, redevelopment means an application for approval under the Planning Act for:
 - the creation of one or more lots;
 - the creation of one or more dwelling units;
 - a change in land use; or,
 - the construction of buildings or structures;

and where the subject lands have or previously had one or more buildings erected thereon.

- 4.4.11.13 For the purposes of this Section, infill means an application for approval under the Planning Act for:
 - the creation of one or more lots;
 - the creation of one or more dwelling units;
 - a change in land use; or,
 - the construction of buildings or structures;

and where the subject lands comprise less than 2 hectares and the lands have no buildings erected thereon, and are located in an area having existing uses of the same or similar character as the use proposed.

- 4.4.11.14 The Lester B. Pearson International Airport (LBPIA) Operating Area and the foregoing policies will be reviewed whenever the Airport Operating Area Policy within the Region of Peel Official Plan is amended and/or in conjunction with the periodic review of this Plan.
- (18) by renumbering the original subsections 4.4.11.10 to 4.4.11.21 thereof, in a precise and consistent manner.
- (19) by amending Section 4.8.1, Community Services Designations, the first paragraph of Section 4.8.1.1, by adding the following new policy after the last sentence:

Notwithstanding the foregoing, development, infilling and redevelopment for certain noise sensitive community uses such as residential, day care centres, nursing homes, schools and hospitals will not permitted with the Lester B. Pearson International Airport (LBPIA) Operating Area."

- (20) by adding to Schedule 38(a) of the Bramalea South Gateway Secondary Plan, Secondary Plan Area 38, the LBPIA Operating Area and associated legend identification as shown on Schedule "B" to this amendment.
- (21) by adding to Schedule 40(a) of the Bram West Secondary Plan, Secondary Plan Area 40, the LBPIA Operating Area and associated legend identification as shown on Schedule "C" to this amendment.
- (22) by adding to Schedule 14(a) of the Gore Industrial North Secondary Plan, Secondary Plan Area 14, the LBPIA Operating Area and associated legend identification as shown on Schedule "D" to this amendment.
- 3.2 The portion of the document known as the 1984 Official Plan of the City of Brampton Planning Area which remain in force, as it relates to the Bramalea North Industrial Secondary Plan, Secondary Plan Area 13, (being Chapter 13(a) of Part IV Secondary Plans, as amended), is hereby further amended:
 - (1) by adding to Schedule 13(a) of the Bramalea North Industrial Secondary Plan, the LBPIA Operating Area Boundary and associated legend identification as shown on Schedule "E" to this amendment.

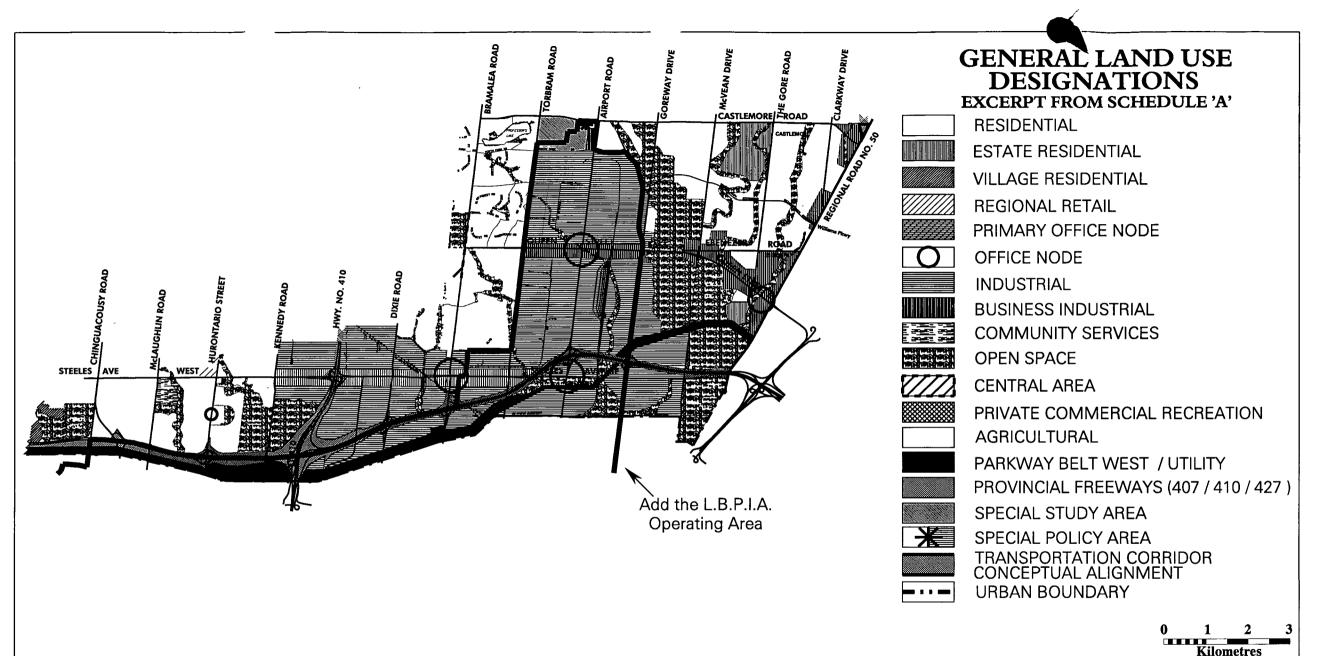
- 3.3 The portion of the document known as the 1984 Official Plan of the City of Brampton Planning Area which remain in force, as it relates to the Fletchers Creek South Secondary Plan, Secondary Plan Area 24, (being Chapter 24(a) of Part IV Secondary Plans, as amended), is hereby further amended
 - (1) by adding to Schedule 24(a) of the Fletchers Creek South Secondary Plan, the LBPIA Operating Area Boundary and associated legend identification as shown on Schedule "F" to this amendment.
- 3.4 The portion of the document known as the 1984 Official Plan of the City of Brampton planning Area which remain in force, as it relates to the Parkway Belt West Industrial Secondary Plan, Secondary Plan Area 32, (being Chapter 32(a) of part IV Secondary Plans, as amended), is hereby further amended:
 - (1) by adding to Schedule 32(a) the LBPIA Operating Area, and associated legend identification as shown on Schedule "G" to this amendment.
- 3.5 The portion of the document known as the 1984 Official Plan of the City of Brampton Planning Area which remain in force, as it relates to the Airport Road/Highway 7 Business Centre Secondary Plan, Secondary Plan Area 37, (being Chapter 37(a) of Part IV- Secondary Plans, as amended), is hereby further amended:
 - (1) by adding to Schedule 37(a) the LBPIA Operating Area, the area and legend reference as shown on Schedule "H" to this amendment.
- 3.6 The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to Bramalea North Industrial Secondary Plan, Secondary Plan Area 13, (being Part B of Amendment Number 6 and Schedule 'A' as amended), is hereby further amended:
 - (1) by adding to Schedule A the LBPIA Operating Area Boundary and legend identification as shown on Schedule "I" to this amendment.
- 3.7 The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to the Gore Industrial North Secondary Plan, Secondary Plan Area 14, (being Part B of amendment Number 6 and Schedule 'A' as amended), is hereby further amended:
 - (1) by adding to Schedule A the LBPIA Operating Area Boundary and legend identification as shown on Schedule "J" to this amendment.
- The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to Southgate, Secondary Plan Secondary Plan Area 21, (being Chapter C10, C11, C13, C24, C36 and C40 of Section C of Part C, and Plate Number 16, thereto, as amended), is hereby further amended.
 - (1) by adding to Plate No. 16 the LBPIA Operating Area Boundary and legend identification as shown on Schedule "K" to this amendment.
- 3.9 The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to Bramalea South Industrial Secondary Plan, Secondary Plan Area 22, (being Chapter C23 of Section C of Part C and Plate Number 18, thereto, as a amended), is hereby further amended.

- (1) by adding to Plate No. 18 the LBPIA Operating Area Boundary and legend identification as shown on Schedule "L" to this amendment.
- 3.10 The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to Gore Industrial South Secondary Plan, Secondary Plan Area 23, (being Part B of Amendment Number 6 and Schedule 'A', thereto, as amended), is hereby further amended.
 - (1) by adding to Schedule A the LBPIA Operating Area Boundary and legend identification as shown on Schedule "M" to this amendment.
- 3.11 The portion of the document known as the Consolidated Official plan of the City of Brampton Planning Area which remain in force, as it relates to Fletchers Creek South Secondary Plan, Secondary Plan Area 24, (being Chapter A21 and Plate Number 43, thereto, as amended), is hereby further amended.
 - (1) by adding to Plate No. 43 the LBPIA Operating Area Boundary and legend identification as shown on Schedule "N" to this amendment.
- 3.12 The portion of the document known as the Consolidated Official Plan of the City of Brampton Planning Area which remain in force, as it relates to Steeles Industrial Secondary Plan, Secondary Plan Area 25, (being Chapter A7 and A21 and Plate Number 2, thereto, as amended), is hereby further amended.
 - (1) by adding to Plate No. 2 the LBPIA. Operating Area Boundary and legend identification as shown on Schedule "O" to this amendment.

Approved as to Content:

Director, Planning & Land
Development Services

F \WATERS\GTAA\2-Airport Operating Area - Amendment Doc



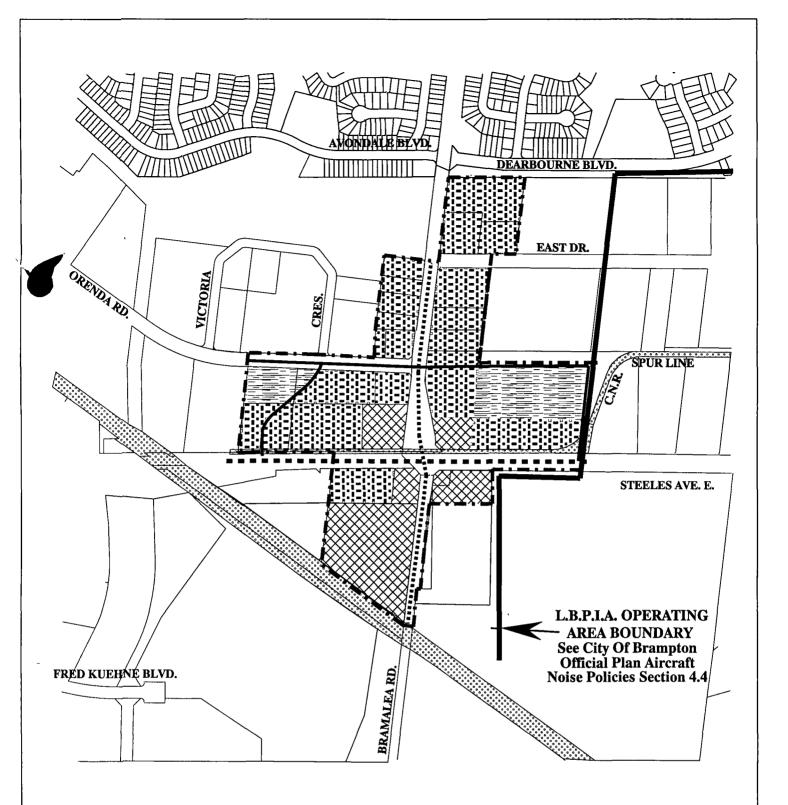
CITY OF BRAMPTON

Date: August 14, 2002 Drawn By: J.Kennedy File no. opa_a.dgn Map no.



SCHEDULE A TO OFFICIAL PLAN AMENDMENT OP93 - 215 SCHEDULE A TO THE CITY OF BRAMPTON OFFICIAL PLAN

PLANNING DESIGN AND DEVELOPMENT



Transportation

---- SECONDARY PLAN No.38 BOUNDARY

OFFICE

MIXED - USE (OFFICE & RETAIL)

MIXED INDUSTRIAL / COMMERCIAL

— COLLECTOR ROAD

..... MINOR ARTERIAL ROAD

MAJOR ARTERIAL ROAD

TRANSPORTATION CORRIDOR

SCHEDULE B TO OFFICIAL PLAN Amendment Number OP93-215

Schedule SP38(A) To The Bramalea Road South Gateway Redevelopment Area B

Land Use Designations



CITY OF BRAMPTON

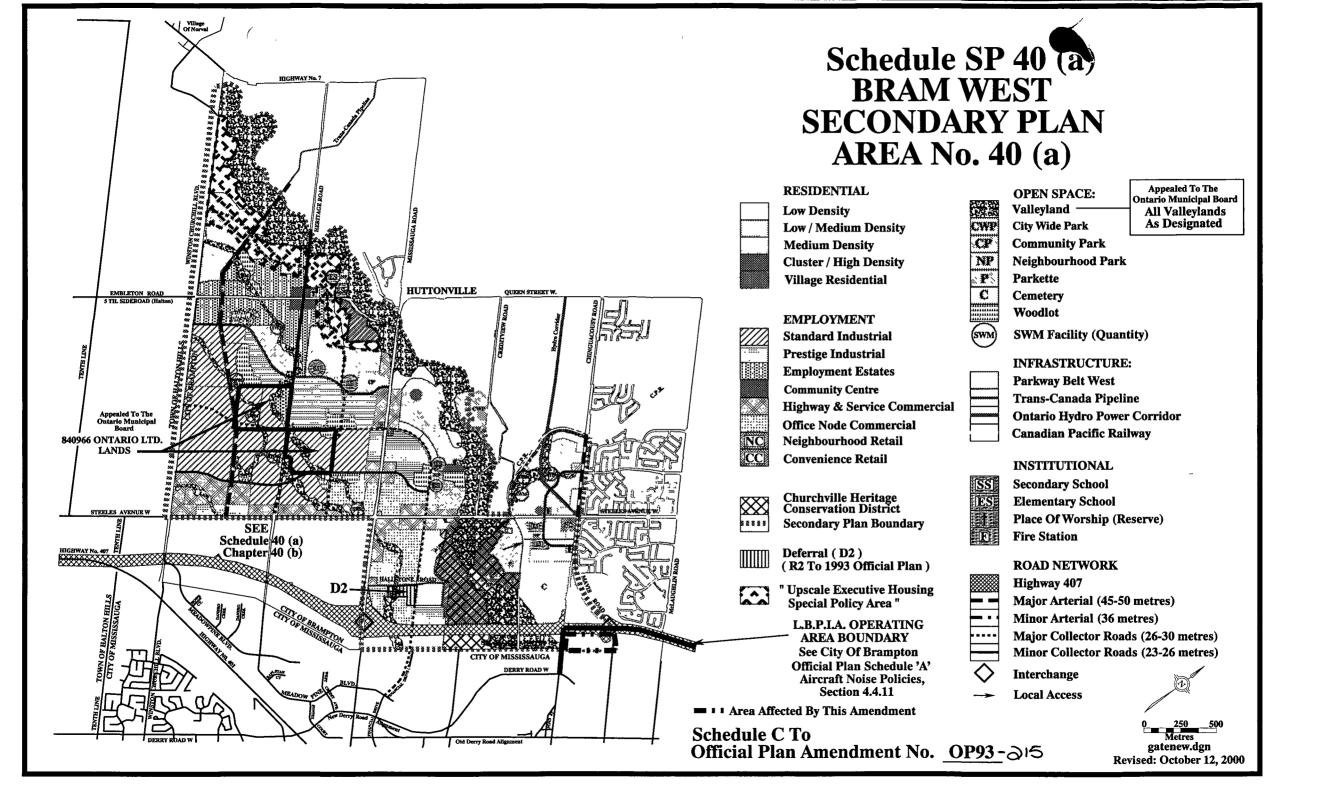
Planning and Development

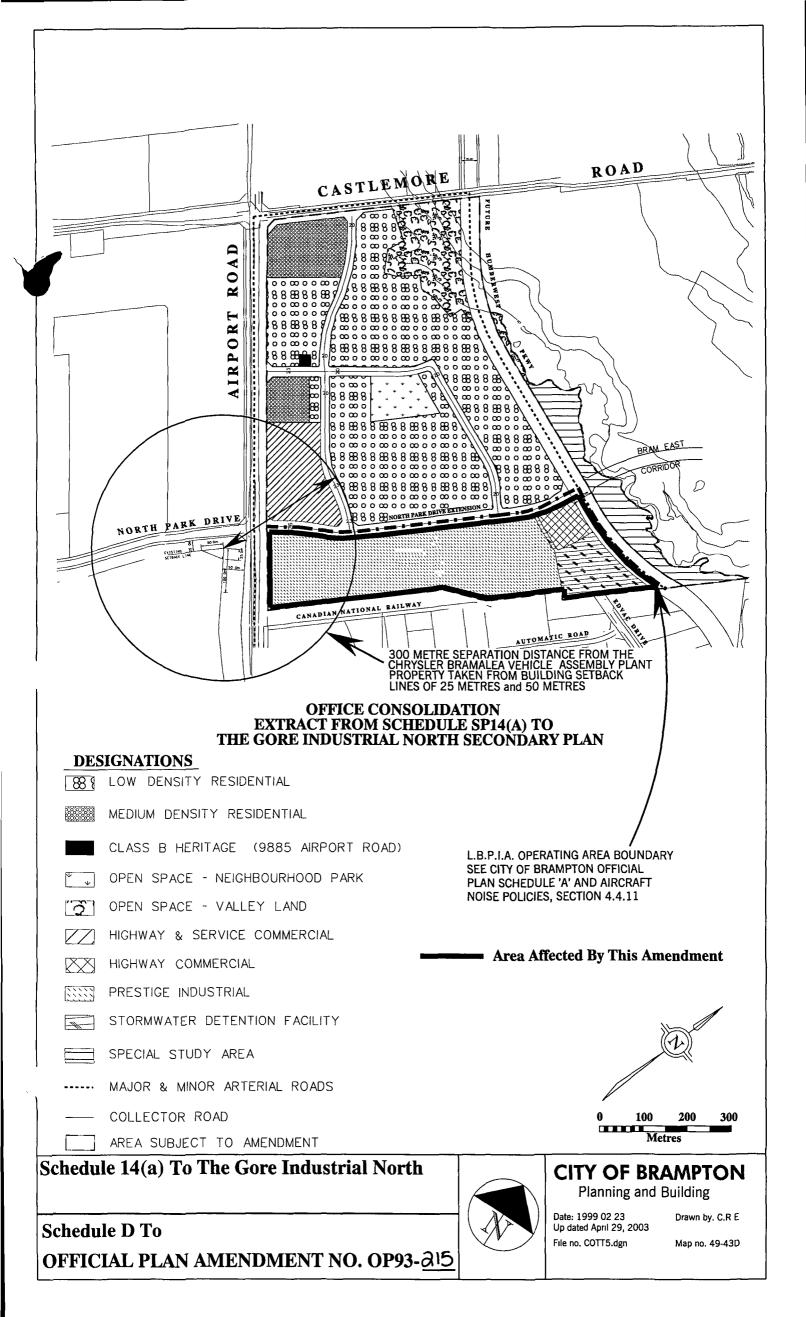
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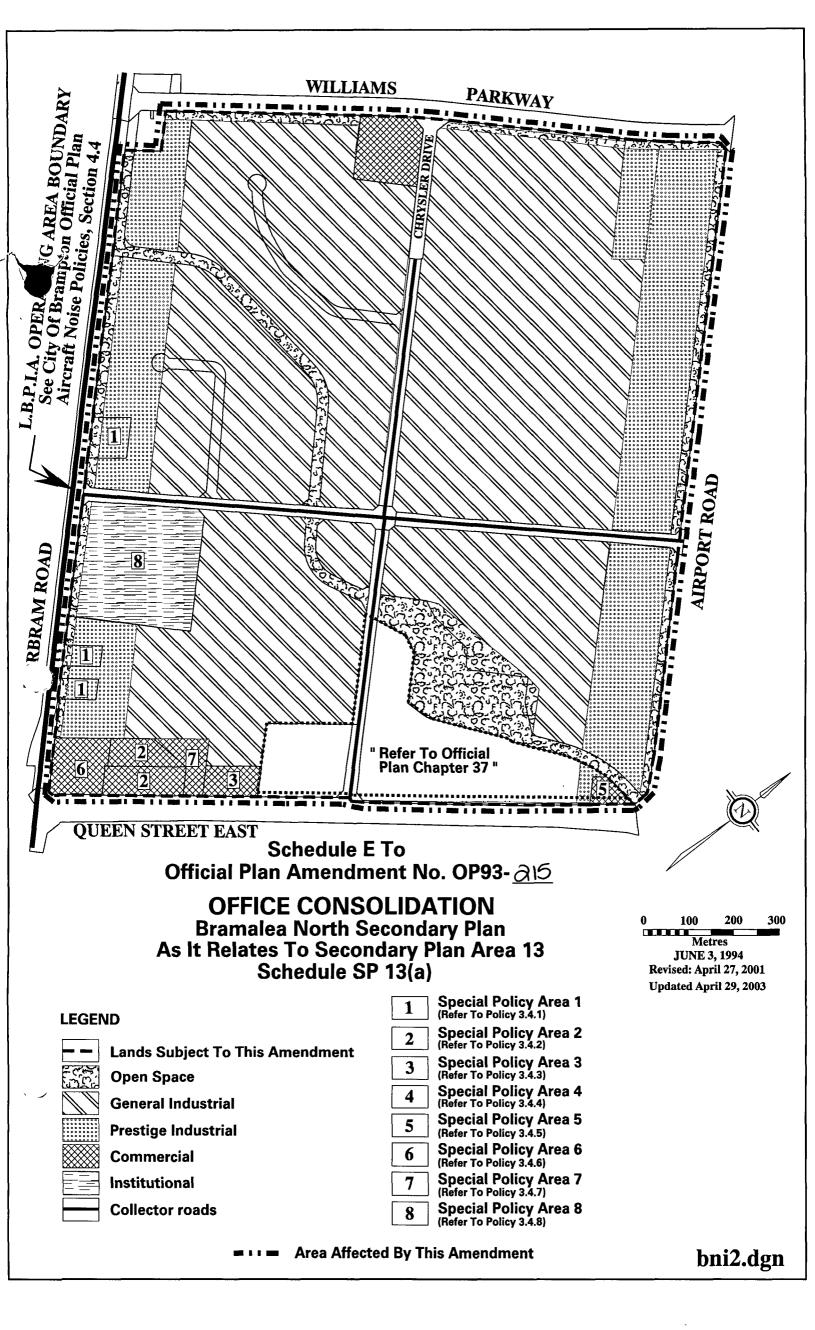
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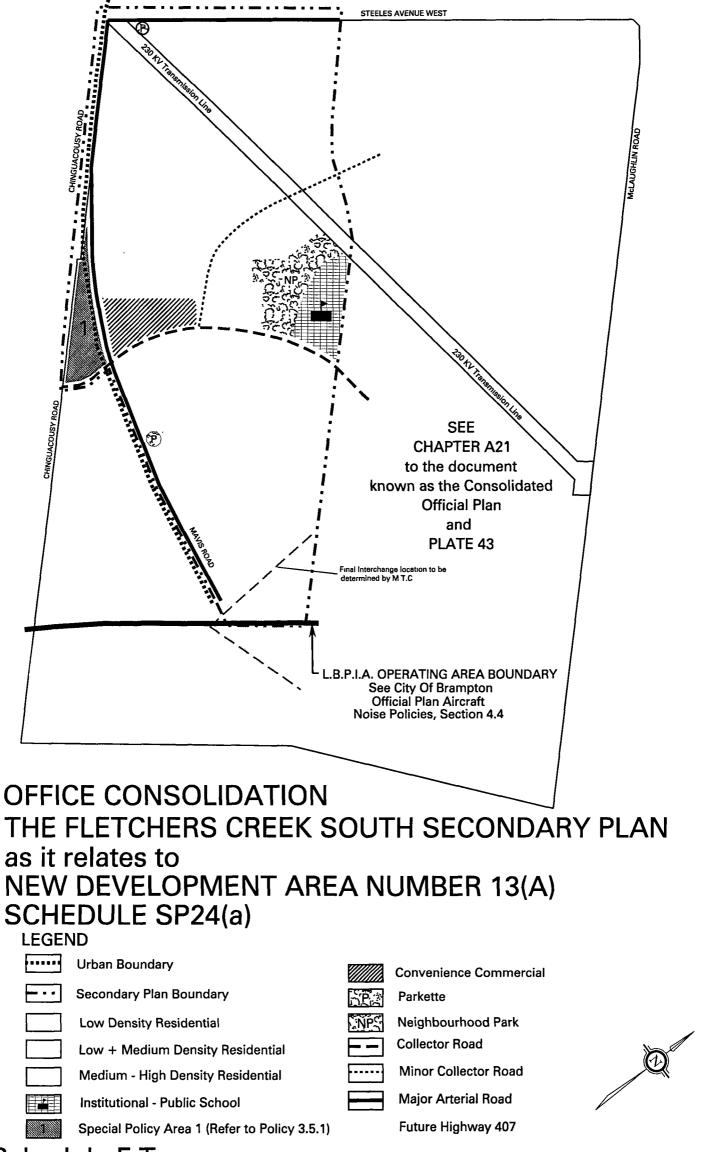
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Map no.





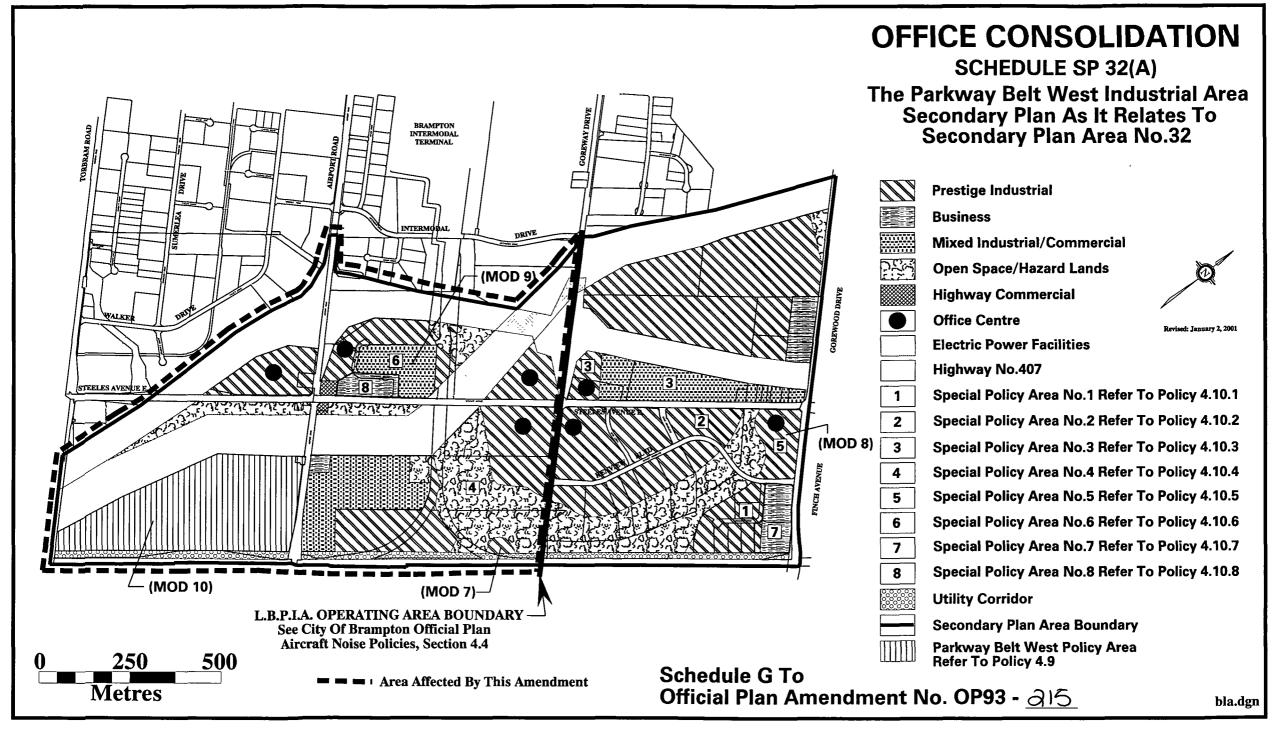




Schedule F To OFFICIAL PLAN AMENDMENT No. OP93 - <u>a15</u>

Date: February 1994 Updated April 29, 2003 sp24a.dgn





OFFICE CONSOLIDATION

The Airport Road / Highway 7
Business Centre Secondary
Plan Area

(Secondary Plan Area 37) Schedule SP37 (A)

000 1638448 2

Provincial Highway (Highway No. 7) **Major Arterial**

Major Collector Arterial Roads

Minor Collector Roads

Proposed Minor Collector Roads

Proposed Local Roads

Railway

Prestige Industrial

Business

Mixed Industrial / Commercial

Open Space / Hazard Lands

Highway Commercial

Highway & Service Commercial

Office Centre

Intermediate Office Centre

Special Policy Area No.2

Special Policy Area No.3

4 Special Policy Area No.4

4A Special Policy Area No.4A

5 Special Policy Area No.5

Special Policy Area No.6

Special Policy Area No.7

Special Policy Area No.8

Secondary Plan Area Boundary

CORPORATION DRIVE 8 (Regional Road 107) WALKER DRIVE COVENTRY ROAD

Area Affected By This Amendment

L.B.P.I.A. OPERATING AREA BOUNDARY See City Of Brampton Official Plan Aircraft Noise Policies, Section 4.4

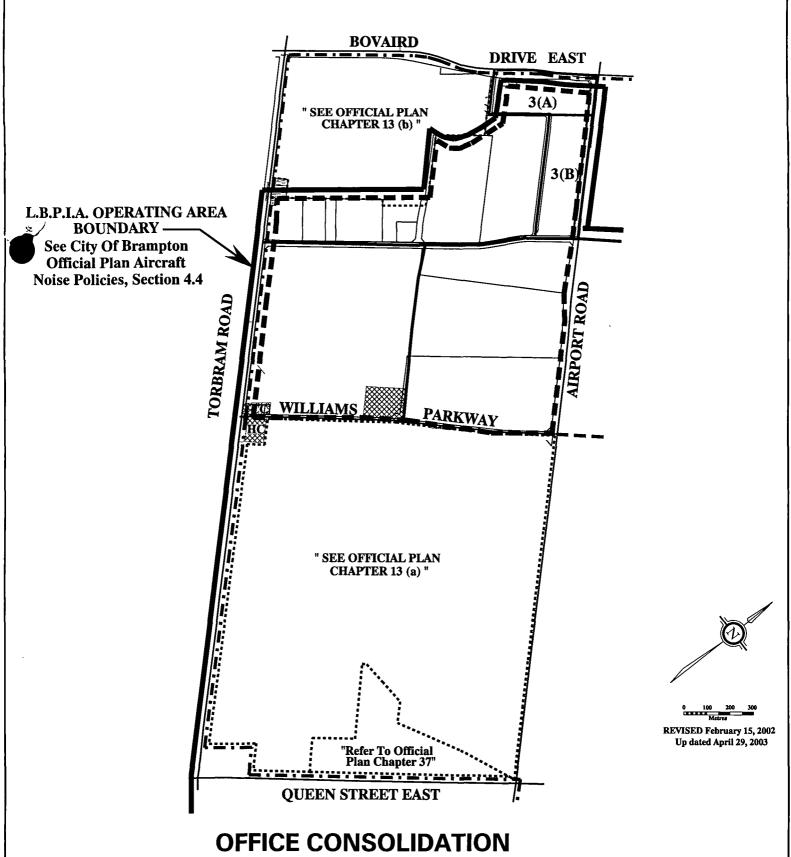
City of Brampton

February 23, 1999

Revised: April 19, 2001 Up dated April 29, 2003

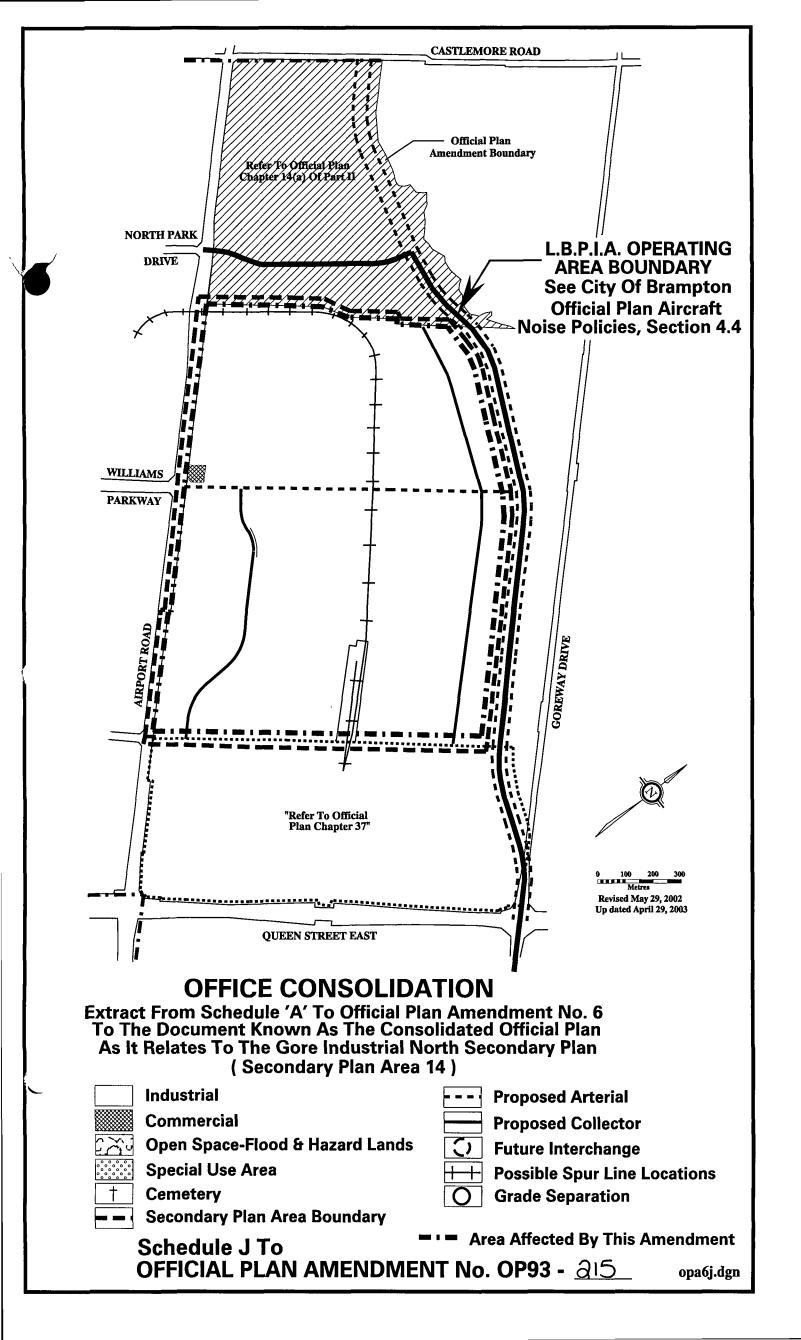
Schedule H To OFFICIAL PLAN AMENDMENT No. OP93 - ais

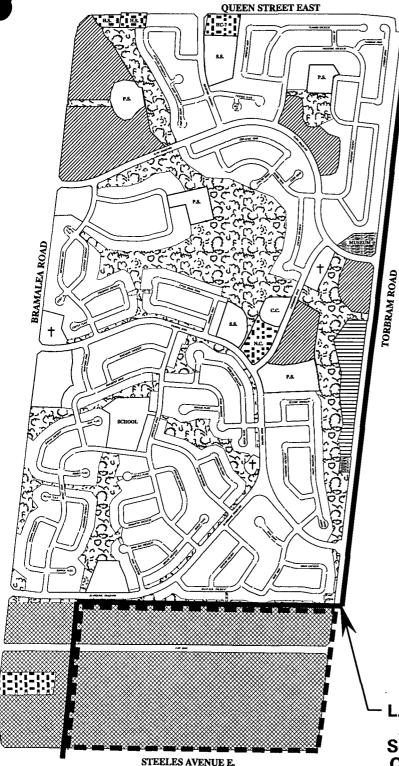
sp37e.dgn



Extract From Schedule 'A' To Official Plan Amendment No.6 To The Document Known As The Consolidated Official Plan As It Relates To The Bramalea North Industrial Secondary Plan (Secondary Plan Area 13)

		(Secondary Flan Area	13]		
		Industrial		Institutional	
		Commercial		Proposed Collector	
	HC	Highway Commercial		Proposed Arterial	
7	CC	Convenience Commercial		Possible Spur Line Loca	itions
		Special Use Area	(_)	Future Interchange	
	1.860	Open Space - Flood & Hazard Land	\bigcirc	Grade Separation	
	3	Special Policy Area Number 3(A) & 3(B)			
	Sch	edule I To	– – Ar	rea Affected By This Ame	endment
		ICIAL PLAN AMENDMENT No.	OP93	3 - <u>a15</u>	bni1.dgn





OFFICE CONSOLIDATION PLATE No. 16

To The Document Known As The Consolidated Official Plan As It Relates To The Southgate Secondary Plan Area (Secondary Plan Area 21)

LEGEND

SINGLE & SEMI - DETACHED

MULTIPLE DWELLINGS -SITE PLAN CONTROL

MULTIPLE DWELLINGS

COMMERCIAL

LSC: LOCAL SHOPPING CENTRE

NEIGHBOURHOOD COMMERCIAL

HS. HIGHWAY & SERVICE COMMERCIAL

SERVICE STATION &

CONVENIENCE GROCERY STORE

MEDICAL CENTRE - OFFICE & PROFESSIONAL SERVICES

INSTITUTIONAL

INSTITUTIONA

† CHURCH

· PUBLIC SCHOOL

s.s. SEPARATE SCHOOL

COMMUNITY CENTRE

INDUSTRIAL LAND USE

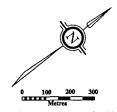
SPECIAL INDUSTRIAL

PARKS & OPEN SPACE

L.B.P.I.A. OPERATING
AREA BOUNDARY
See City Of Brampton
Official Plan Aircraft
Noise Policies, Section 4.4

c.c.

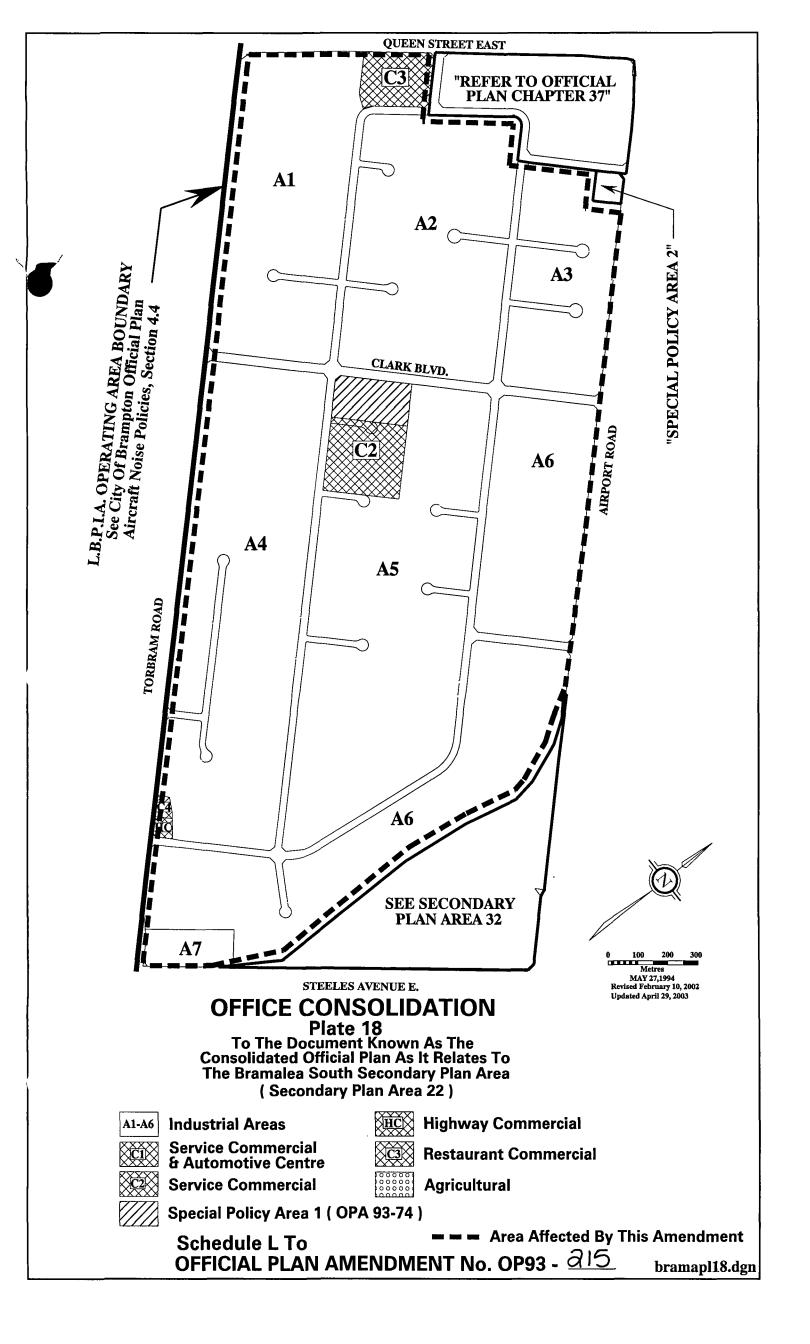
— — Area Affected By This Amendment

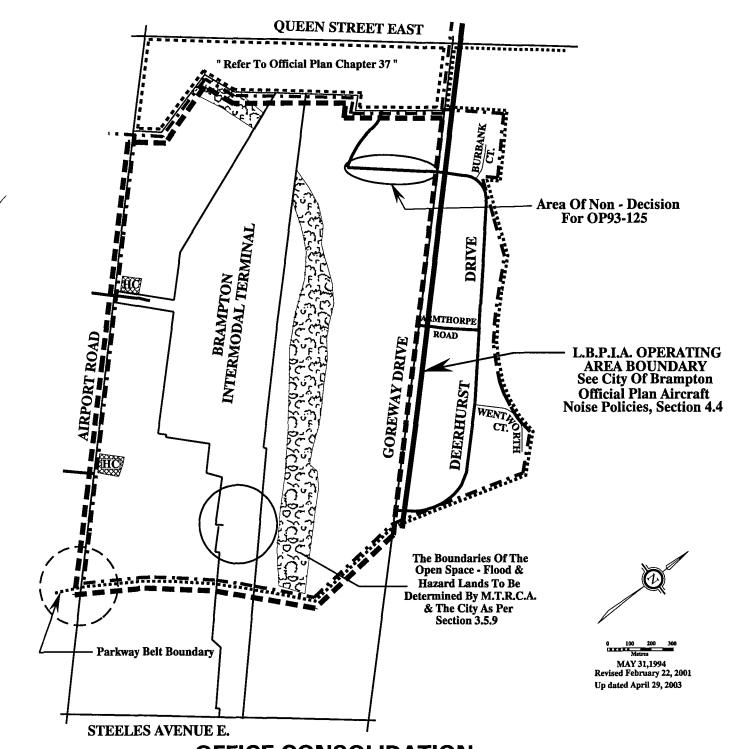


Revised January 9, 1996 Up dated April 29, 2003

Schedule K To OFFICIAL PLAN AMENDMENT No. OP93 - <u>a.5</u>

plate16.dgn





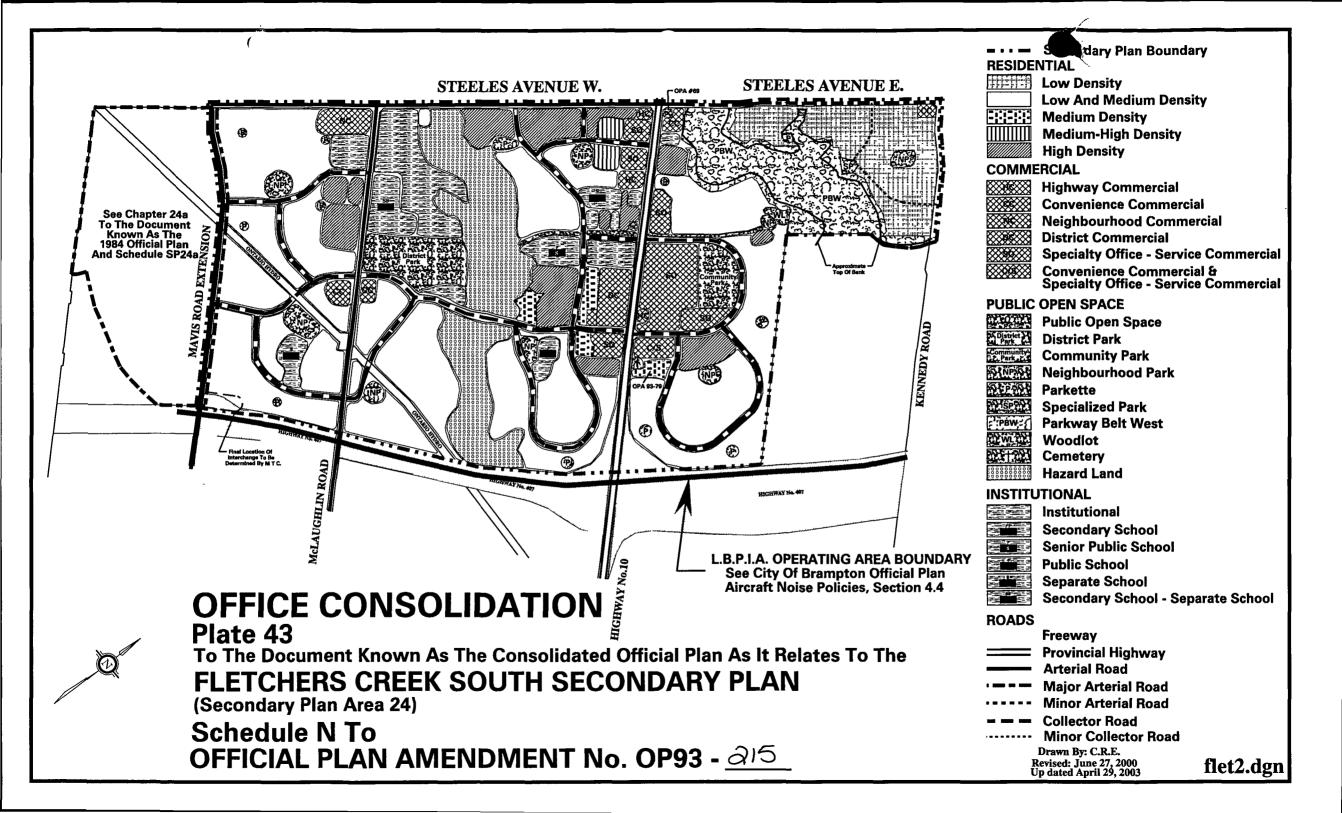
OFFICE CONSOLIDATION

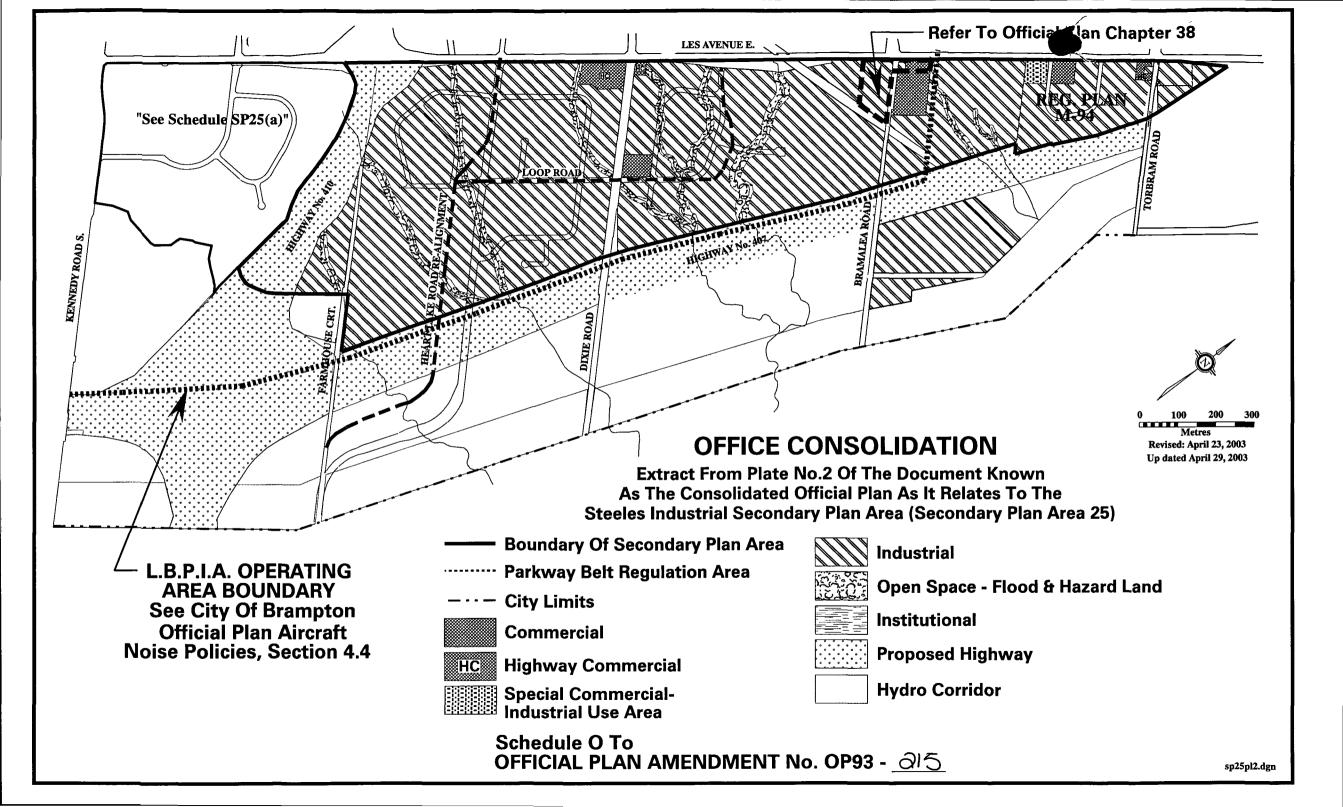
Extract From Schedule 'A' To Official Plan Amendment No.6 To The Document Known As The Consolidated Official Plan As It Relates To The Gore Industrial South Secondary Plan (Secondary Plan Area 23)

(000011441) 1141174104 20)					
Industrial			Proposed Collector		
Commercial			Proposed Arterial		
HC Highway Comm	ercial		Possible Spur Line Locations		
Special Use Are	a	()	Future Interchange		
C Cemetery		\circ	Grade Separation		
ুটুট্ৰ Open Space - Fl	ood & Hazard Land		Parkway Belt West Boundary		
			Secondary Plan Area Boundary		
			Area Affected By This Amendment		

Schedule M To OFFICIAL PLAN AMENDMENT No. OP93 - <u>and</u>

ind23.dgn





BACKGROUND MATERIAL TO AMENDMENT NUMBER OP93-215

Attached are copies of staff reports dated December 4, 2002, January 16, 2003 and April 2, 2003, including the notes of a public meeting held on February 3, 2003. Copies of all written submissions received and a copy of a staff report dated April 30, 2003 forwarding the proposed Official Plan Amendment to City Council for adoption is also attached.

For the February 3, 2003 public meeting, notification was placed in the Brampton Guardian on January 19, 2003. In addition, public meeting notices were sent out by registered mail to the tenants and property owners of the five sensitive land uses found within the boundaries of the Brampton Airport Operating Area.

The following written submissions were received with respect to the proposed Official Plan Amendment:

a) Comments from Public Agencies

Greater Toronto Airports Authority	March 21, 2003
Region of Peel	March 10, 2003
Greater Toronto Airports Authority	February 12, 2003
Region of Peel	January 30, 2003
Greater Toronto Airports Authority	January 30, 2003

b) Comments from the Public

Islamic Private Board of Education (AI Iman School)	February 3, 2003
Mr. Raminder Gill, MPP, Bramalea-Gore-Malton-Springdale	January 29, 2003
The Whitney Group	January 29, 2003

IN THE MATTER OF the *Planning Act*, R.S.O. 1990, as amended, sections 17 and 34:

AND IN THE MATTER OF the City of Brampton By-law 125-2003 being a by-law to adopt Official Plan Amendment OP93-215 and By-law 126-2003 to amend Comprehensive Zoning By-laws 56-83, 139-84 and 151-88 as amended (THE CORPORATION OF THE CITY OF BRAMPTON – AIRPORT OPERATING POLICIES) File G10GR

DECLARATION

I, LEONARD JOSEPH MIKULICH, of the City of Brampton, in the Regional Municipality of Peel, DO SOLEMNLY DECLARE THAT:

- I am the Clerk of The Corporation of the City of Brampton and as such have knowledge of the matters herein declared.
- 2. By-law 125-2003 was passed by the Council of the Corporation of the City of Brampton at its meeting on the 12th day of May, 2003, to adopt Amendment Number OP93-215 to the 1993 Official Plan of the City of Brampton Planning Area.
- 3. By-law 126-2003 was passed by the Council of the Corporation of the City of Brampton at its meeting held on the 12th day of May, 2003, to amend Comprehensive Zoning By-laws 56-83, 139-84 and 151-88, as amended.
- 4. Written notice of By-law 125-2003 as required by section 17(23) and By-law 126-2003 as required by section 34(18) of the *Planning Act* was given on the 23rd day of May, 2003, in the manner and in the form and to the persons and agencies prescribed by the Planning Act, R.S.O. 1990 as amended.
- 5. No notice of appeal was filed under sections 17(24) and 34(19) of the *Planning Act* on or before the final date for filing objections.
- 6. In all other respects this Official Plan Amendment has been processed in accordance with all of the Planning Act requirements including regulations for notice.
- 7. OP93-215 is deemed to have come into effect on the 12th day of May, 2003, in accordance with Section 17(27) of the *Planning Act*, R.S.O. 1990, as amended.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

Milwell

DECLARED before me at the City of Brampton in the Region of Peel this 13th day of June, 2003.

Á Commissioner, etc!

EILEEN MARGARET COLLIE, A Commissioner etc. A Regional Municipality of Peel for The Corporation of The City of Brampton Expires March 23, 2005.