

# THE CORPORATION OF THE CITY OF BRAMPTON

# **BY-LAW**

Number	177-76	
A By-law to		
Plan of the	City of	Brampton
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The Council of the Corporation of the City of Brampton, in accordance with the provisions of the Planning Act (R.S.O. 1970 as amended) and the Regional Municipality of Peel Act, 1973, hereby enacts as follows:

- Official Plan Amendment Number 3 to the Official Plan of the City of Brampton Planning Area consisting of the attached map (Schedule "A"). and explanatory text is hereby adopted.
- 2. The Clerk is hereby authorized and directed to make application to the Minister of Housing for approval of Amendment Number 3 to the Official Plan of the City of Brampton Planning Area.
- 3. This By-law shall come into force and take effect on the day of the final passing thereof.

Enacted and passed this 23rd day of August, 1976.

J. E. ARCHDEKIN, Mayor

K. R. RICHARDSON, Clerk

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OPC -0006-3

AMENDMENT NO. 3

TO THE

OFFICIAL PLAN

OF THE

CITY OF BRAMPTON PLANNING AREA

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Dec. 21. 1976 10.14 A.M

Deputy Land REGISTRAR OF DEEDS, COUNTY OF PEEL

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This Amendment No. 3 of the Official Plan of the City of Brampton Planning Area, which has been adopted by the Council of the City of Brampton is hereby approved in accordance with section 17 of the Planning Act, as Amendment No. 3 to the Official Plan of the City of Brampton Planning Area.

Date Dec 9/76

G. M. FARROW, Executive Director

Plans Administration Division

Ministry of Housing

# AMENDMENT NO. 3 TO THE OFFICIAL PLAN OF THE CITY OF BRAMPTON PLANNING AREA

The attached map (Schedule "A") and explanatory text shall constitute Official Plan Amendment Number 3 to the Official Plan of the City of Brampton Planning Area. The Amendment was prepared and adopted by the Council of the City of Brampton in accordance with Section 54 (4) of the Regional Municipality of Peel Act, 1973, and Section 13, 14, and 17 of the Planning Act (R.S.). 1970 as amended) on the 23rd day of August , 1976.

James E- Grobbihin

Clerk



# THE CORPORATION OF THE CITY OF BRAMPTON

# **BY-LAW**

Number	1// /0	<del></del>
A By-law to	amend	the Official
Plan of the	: City o	f Brampton
Planning Ar	ea.	

The Council of the Corporation of the City of Brampton, in accordance with the provisions of the Planning Act (R.S.O. 1970 as amended) and the Regional Municipality of Peel Act, 1973, hereby enacts as follows:

- Official Plan Amendment Number 3 to the Official Plan of the City of Brampton Planning Area consisting of the attached map (Schedule "A") and explanatory text is hereby adopted.
- 2. The Clerk is hereby authorized and directed to make application to the Minister of Housing for approval of Amendment Number 3 to the Official Plan of the City of Brampton Planning Area.
- 3. This By-law shall come into force and take effect on the day of the final passing thereof.

Enacted and passed this 23rd day of August, 1976.

J. E. ARCHDEKIN, Mayor

K. R. RICHARDSON, Clerk

AMENDMENT	NUMBER	3

# TO THE OFFICIAL PLAN OF THE CITY OF BRAMPTON PLANNING AREA

### PART A - PREAMBLE

### 1.0 Title

The title of this Amendment is Amendment Number 3 to the Official Plan of the City of Brampton Planning Area, hereafter referred to as Amendment Number 3.

#### 2.0 Relative Parts

Part 8 only of this Amendment constitutes Amendment Number 3

Part A - Preamble, and Part C - Appendices are included only

to provide background for Part B and should not themselves

be construed as a statement of policy.

Part B, the operative portion of this Amendment is organized in four sections, as follows:

Section 1.0 - Definitions

Section 2.0 - Land Use

Section 3.0 - Development Principles

Section 4.0 - Implementation

Section 5.0 - Interpretation

#### 3.0 Location

This Amendment is concerned with land situated in part of Lot 5, Concession 2, east of Hurontario Street, and more particularly, fronting on the south side of Queen Street East between Rutherford Road and Heart Lake Road in the City of Brampton, Regional Municipality of Peel. Being municipally referred to as 269 Queen Street East, the subject land constitutes Part of Lot 1, Registered Plan Number 644.

#### 4.0 Purpose

The purpose of this Amendment is to change the present designation of the lands from Industrial to Commercial and to establish principles for the use of the existing building for a restaurant and a retail plumbing outlet including off-street parking facilities.

#### 5.0 Background

The .893 acre parcel is currently designated Industrial by Official Plan Amendment Number 56 and similarly, zoned Heavy Industrial (HI) by By-law Number 1827 of the former Town of Brampton. The existing building located on the subject lands as outlined on Schedule "A" hereto attached, is presently occupied by a retail appliance store. An application was submitted to the City of Brampton to amend the Official Plan and Restricted Area By-law to permit a restaurant and retail plumbing outlet on the subject site.

On April 26, 1976, City Council recommended that an Official Plan and a Restricted Area By-law be prepared subsequent to a public meeting which was held on May 11, 1976 in the Council Chambers.

PART B - THE AMENDMENT

The whole of the part of this document entitled Part B —
The Amendment which consists of the following text
and Schedule "A" hereto attached constitutes Amendment
Number 3 of the Official Plan of the City of Brampton.
The Official Plan is hereby amended as follows:

#### 1.0 Definitions

For the purposes of this Amendment, the following definitions shall apply:

- 1.1 Commercial Area shall mean that the predominant use of the land is for commerce, including a restaurant and a retail plumbing outlet. The classification will not prevent some of the land being used for other than commercial purposes, provided they do not prevent the areas from being used for commercial development.
- 1.2 Gross Floor Area shall mean the area of all floors including any floor used for building maintenance, communal facilities and storage purposes.

#### 2.0 Land Use

2.1 The land use classification of lands shown outlined on Schedule "A" hereto attached shall be designated as Commercial. The Commercial Area designation shall apply to the existing building, which is not to exceed a gross floor area of 11,400 square feet, and the lands adjacent to the existing building which are to be used for off-street parking, signs, loading and unloading purposes.

### 3.0 <u>Development Principles</u>

- 3.1 Within the area which is the subject of this Amendment, only a restaurant, within which the operation includes a fast-food take-out service, and a retail plumbing outlet shall be permitted as a commercial use.
- 3.2 A minimum number of off-street parking spaces shall be provided to satisfy the requirements of the employees as well as those of the customers patronizing both the restaurant and the retail plumbing outlet. Further, the parking spaces and internal traffic aisles shall be arranged in recognition of the convenience to the employees and customers of the proposed commercial uses.
- 3.3 The location of signs and advertising devices shall be subject to control with regard to location, size and illumination in order to ensure a high quality of development of the site.
- 3.4 In recognition of the site's frontage along a major arterial road allowance, Queen Street East, the location of access driveways shall be subject to controls in order to ensure that the traffic function of the street will not be affected unduly. Further, City Council may require that restrictions on the turning movements at the driveways be imposed.

### 4.0 <u>Implementation</u>

4.1 Amendment Number 3 will be implemented by an appropriate amendment to the restricted area by-law in such a form which will impose the appropriate zoning classification and regulations in conformity with the development principles.

4.2 The Corporation of the City of Brampton may enter into an agreement incorporating various aspects of site and building design not implemented by the zoning by-law including financial and such other matters, as deemed necessary by Council.

#### 5.0 Interpretation

5.1 The boundaries between classes of land use designated on Schedul'e "A" are general only and are not intended to define the exact limits of each such class. It is intended therefore that minor adjustments may be made to these boundaries for the purposes of any by-law to implement Schedule "A" without the necessity of making formal amendment to the Official Plan. Other than such minor changes as these, it is intended that no area or district shall be created that does not conform with Schedule "A".

All numerical figures on Schedule "A" should not be interpreted as absolute or rigid. Minor variations from these figures will be tolerated, insofar as the spirit and intent of the Amendment is maintained.

5.2 The provisions of the Official Plan, as amended from time to time with respect to the interpretation of policies of this Amendment, shall apply to this Amendment. PART C - APPENDICES

1.0 Attached are one copy each of the staff reports to

Planning Committee dated January 16, 1976, February 13, 1976,

April 15, 1976, and a copy of the minutes of a special

meeting of the Planning Committee held on May 11, 1976

subsequent to the publishment of notices in the local

newspapers and mailing of notices to the assessed owners

of properties within 400 feet of the subject site.

To: J. Galway,

Date: January 16, 1976

Senior Administrative Officer

From: Planning Director

Re: Application to Amend the Official Plan and

Restricted Area By-law

Part of Lot 5, Concession 2, E.H.S. (former Township of Chinguacousy)

K.B. Barnstaple Our File C2E5.2

## 1.0 Introduction

An application has been submitted in the name of K.B. Barnstaple requesting an amendment to both the Official Plan and Zoning By-law to permit the use of the above noted property for a restaurant and retail outlet.

## 2.0 Property Description

The subject property is located in Lot 5, Concession 2, East of Hurontario Street. The .893 acre parcel has 130 feet frontage along Queen Street East, and a depth of 300 feet (see Location Plan).

Presently situated on the property is a one storey brick and concrete block building which is occupied by the Home and Rural Appliance Store.

Immediately to the east is a furniture store, and beyond that, an electric supply company, an equipment rental and sales outlet and a skate exchange. To the west are a realtor and a carpet and tile outlet. Across Queen Street to the north are several commercial uses including a car dealership and another tile store.

# 3.0 Official Plan & Zoning Status

The subject property is presently designated for industrial

use by Official Plan Amendment Number 56 and is zoned Industrial Class 2 (IC-2) by By-law Number 1827.

# 4.0 Proposal

It is proposed that the Official Plan and Restricted Area By-law be amended to permit a land use change from the appliance store to two separate businesses, in particular, a Swiss Chalet Restaurant and a Plumbing Mart. The existing building is to be divided resulting in 7400 square feet of gross area for the restaurant and 4,000 square feet of floor area for the plumbing mart.

It is estimated that 50 percent of the total business generated by the Swiss Chalet will be take-out, and conversely, 50 percent will be served within the restaurant. According to the site plan, 64 off-street parking spaces will be provided to serve both the plumbing mart and the restaurant. A one storey concrete building situated in the southwest corner of the lot is to be removed.

# 5.0 Comments

There would appear to be no objection to the plumbing supply outlet as the operation will be at a small scale. It is assumed that the customer service will be uniform throughout each day with no particular peak time periods, possible with the exception of Saturday business. As such, it is not anticipated that any noticeable affect on traffic movement will be created by this proposed use. However, it is recognized that, relative to a furniture store, there will be a significant increase in the traffic

movement generated by the suggested restaurant. Further, peak periods will presumedly occur at noon and between 4 and 6 p.m., coincident with the heavy traffic periods along Oueen Street.

The Engineering Department has expressed some concern about the traffic movement but no possible solution has been advanced. It is suggested that an interim measure might be the restriction of turning movements through driveway design permitting only right turns from the proposed businesses.

It is further noted that the advertising sign is situated in an awkward position near the entrance and that it should be relocated to a more suitable position so as to not interfere with the traffic flow on the property.

# 6.0 Conclusion

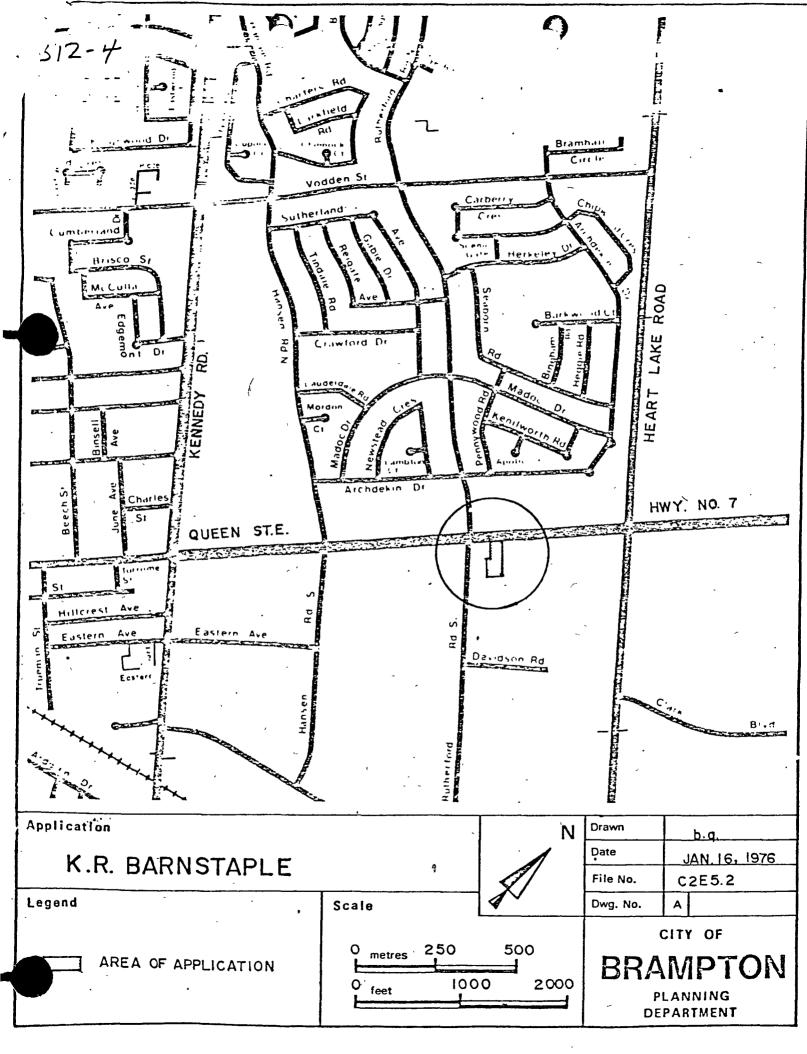
It is recommended that:

- (a) the City Engineer consider the matter of increasing traffic volumes more thoroughly and suggest possible means of coping with the problem, and
- (b) a public meeting be held to ascertain public reaction to the land use change.

L.W.H. Laine

Planning Director

JC/LWHL/jn Att.



# February 13, 1976

To: Chairman and Members of the Planning Committee

From: Planning Director

Re: Application to Amend the Official Plan

and Restricted Area By-law

Former Town of Brampton Planning Area

Part of Lot 5, Concession 2 E.H.S.

(Chinguacousy Township)

K.B. Barnstaple Our File C2E5.2

At the January 19th, 1976 meeting of Planning Committee a recommendation was passed requesting the City Engineer to consider the matter of increasing traffic volumes more thoroughly and suggest possible means of coping with the problem.

Attached for the further information of Planning Committee is a copy of a report prepared by Mr. D.B. Minaker Traffic Co-ordinator together with the transmittal memorandum from Mr. J.F. Curran, P. Eng. City Engineer.

A suggestion was raised at the last meeting that a rear access might be feasible by using a portion of the elevated water storage tank access route. The proposal was reviewed with the Deputy Fire Chief and he expressed the view that additional traffic movements on lands abutting the Rutherford Road Fire Station would not be acceptable.

Conclusion: The Traffic Co-ordinator has recommended that one driveway of 25 to 30 feet width for ingress and egress purposes be established at an approved location. It is further noted that the internal or on-site parking facilities should be redesigned in recognition of the driveway location.

It is recommended that the applicant submit a revised parking and traffic flow pattern plan acceptable to the City Engineer prior to the scheduling of a public meeting.

L.W.H. Laine

Planning Director

LWHL/pd

Attach.

cc J. Curran A.K. Macdonald

# INTER OFFICE MEMORANDUM

Date

(11-3

To.

MR. L. LAINE

FEBRUARY 3RD, 1976

From

MR. J.F. CURRAN

Subject Application to Amend the Official Plan and Restrict AREA By-Law - Part of Lot

Concession 2, E.H.S.

K.B. BARNSTAPLE

A REPORT BY THE PLANNING DIRECTOR ON SUBJECT APPLICATION WAS PRESENTED TO THE PLANNING COMMITTEE AT ITS MEETING OF JANUARY 19TH, 1976 ONE OF THE RECOMMENDATIONS OF THE REPORT READ "THAT THE CITY ENGINEER CONSIDER THE MATTER OF INCREASING TRAFFIC VOLUMES MORE THOROUGHLY AND SUGGEST POSSIBLE MEANS OF COPING WITH THE PROBLEM".

PLEASE FIND ATTACHED COPY OF MEMO BY MR. D.B. MINAKER,

TRAFFIC CO-ORDINATOR, IN WHICH HE RECOMMENDS THE APPLICANT BE ALLOWED

ONE ONLY DRIVEWAY OF 25-30 FEET LOCATED AT AN APPROVED LOCATION. HE

ALSO COMMENTS ON THE INTERNAL AISLES, PARKING SPACES ETC. AND THE

REQUIREMENTS FOR FREE TRAFFIC FLOW.

IT APPEARS EVIDENT FROM THE TOTAL NUMBER OF PARKING SPACES AVAILABLE TO SERVE BOTH THE RESTAURANT AND THE PLUMBING MART THE GENERATION OF EXTRA TRAFFIC VOLUME IS NOT SIGNIFICANT IN TERMS OF QUEEN STREET CAPACITIES. However, by the very nature of the land use along Queen Street between Centre Street and Heartlake Road It is recommended that this area be given particular and careful attention in any forthcoming area Transportation and Traffic Study.

J.F. CURRAN, P.ENG.

JFC:LM

C.C. D.J. VAN BEILEN

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ATTACHED

# THE COCORATION OF THE CITY BRAMPTON

# INTER OFFICE MEMORANDUM

To

Mr. J.F. CURRAN

Date FEBRUARY 2ND, 1976

From

MR. D.B. MINAKER

Subject DRIVEWAY ACCESS -PROPOSED SWISS CHALET -QUEEN ST. E. (Hwy. #7)

OUR FILE: D-11

WITH REGARD TO THE ABOVE NOTED MATTER, I WOULD COMMENT AS FOLLOWS :-

INGRESS-EGRESS SHOULD BE CONFINED TO ONE TWO-WAY DRIVEWAY COCATED AT A POINT ON THE FRONTAGE BEST SUITED TO CO-EXIST WITH ANY EXISTING NEARBY DRIVEWAYS ONTO QUEEN STREET. INTERNAL PARKING AND CIRCULATION MUST THEN BE DESIGNED TO COMPLEMENT THE SELECTED LOCATION. FOR THIS PURPOSE THE SITE PLAN SUBMISSION SHOULD INDICATE THE TOPOGRAPHICAL FEATURES OF THE SITE RIGHT OUT TO THE CURB LINE OF QUEEN STREET.

THE POSSIBILITY OF RESTRICTING THIS DRIVEWAY TO A RIGHT-IN, RIGHT-OUT CONFIGURATION BY MEANS OF ON SITE RAISED ISLANDS, CURBING, ETC. SHOULD, IN THIS INSTANCE, BE VIEWED WITH SOME DEGREE OF HESITATION.

However well intentioned, such measures tend to work

EFFECTIVELY ONLY AT LOCATIONS WHERE INDIRECT LEFT TURNS INTO AND OUT

OF THE SITE ARE POSSIBLE BY VIRTUE OF AN ALTERNATE SIDE STREET ACCESS.

WITHOUT THIS PROVISION, AS IS THE CASE WITH THE SUBJECT APPLICATION, MOTORISTS WILL ATTEMPT TO ENTER OR LEAVE THE PARKING AREA IN DEFIANCE OF THE RIGHT-IN, RIGHT-OUT DESIGN EVEN THOUGH SUCH A MOVEMENT MAY BE EXTREMELY AWKWARD TO MAKE. THE PROBABILITY OF HAZARDOUS "U" TURNS IN THE VICINITY IS ALSO TO BE EXPECTED.

THE MOST POSITIVE MEANS OF LEFT TURN CONTROL IS, OF COURSE,
A RAISED CENTRE ROADWAY MEDIAN. FOR OBVIOUS REASONS THIS IS NOT A
CONSIDERATION HERE.

THE PROVISION OF THE CENTRE DUAL LEFT TURN LANE ON QUEEN STREET HAS PROVEN TO BE A POSITIVE FACTOR IN REDUCING THE COLLISION FREQUENCY.

THE PRIME BENEFIT HAS BEEN THE REDUCTION OF REAR-END COLLISIONS WHICH HAD FORMERLY CONSTITUTED A SUBSTANTIAL PERCENTAGE OF THE ACCIDENT TOTAL.

THE EXISTANCE OF THIS TURNING LANE WOULD, SIMILARLY, ALD

IT IS RECOMMENDED THAT THE APPLICANT BE ALLOWED ONE STANDARD DRIVEWAY OF 25-30 FEET IN WIDTH WITH 10'-15' RADII LOCATED AT AN APPROVED POINT ON THE PROPERTY FRONTAGE. (TO BE DETERMINED AFTER A REVIEW OF EXISTING ADJACENT AND OPPOSITE ACCESSES, IF ANY.) INTERNAL AISLES, PARKING SPACES, ETC. SHOULD BE DESIGNED SUCH THAT FREE TRAFFIC FLOW IS NOT IMPEDED IN THE DRIVEWAY AREA - EITHER ON PUBLIC OR PRIVATE PROPERTY.

DBM:LM

D.B. MINAKER, TRAFFIC CO-ORDINATOR

RECEIVAL

Date: April 15, 1976

To: J. Galway,

Senior Administrative Officer

From: Planning Director

Re: Application to Amend the Official Plan

and Restricted Area By-law

Part of Lot 5, Concession 2, E.H.S.

(former Town of Brampton)

K.B. Barnstaple Our File C2E5.2

Introduction: An application has been recently considered by the Planning Committee with regard to an amendment to the Official Plan and Zoning By-law to permit the use of the subject property for a Swiss Chalet Restaurant and Plumbing Mart. Presently situated on the .893 acre parcel with 130 feet frontage along Queen Street is a one-storey brick and concrete block building which is occupied by the Home and Rural Appliance Store. The subject land is designated for industrial use by Official Plan Amendment Number 56 and is zoned Industrial Class 2 (IC-2) by By-law Number 1827.

During the Planning Committee meeting of January 19, 1976, a recommendation was passed requesting the City Engineer to consider more thoroughly the consequential traffic hazards which may result with the approval of the proposal and possible means of coping with the problem. Upon perusal of the application, it was suggested by the Traffic Co-ordinator that one driveway 25 to 30 feet in width for both ingress and egress purposes be established at an approved location in consideration of the adjacent driveways. Further, it was required that

the off-street parking facilities be designed in recognition of the approved driveway location. Subsequently, it was recommended by Planning Committee on February 16, 1976 that the applicant submit a revised parking and traffic flow pattern plan acceptable to the City Engineer prior to the scheduling of a public meeting.

On the advice of the City Engineer, the recently submitted plan indicating a proposed traffic flow pattern and corresponding parking arrangement is satisfactory as revised.

2.0 <u>Conclusion</u>: It is recommended that a public meeting be held prior to the preparation of amendments to the Official Plan and Restricted Area By-law.

L.W.H. Laine

les Abri

Planning Director

JC/LWHL/jn

#### THE CORPORATION OF THE CITY OF BRAMPTON

#### NOTICE OF PUBLIC MEETING

The Planning Committee of the City of Brampton will hold a Public Meeting with respect to an application to amend the Official Plan and Restricted Area By-law. This application has been made my Mr. K. Barnstaple.

The meeting will be held in the Municipal Council Chambers 2nd Floor, 24 Queen Street East, Brampton, Ontario on Tuesday, May 11, 1976 and will commence at 7:30pm.

A brief explanation of the application is:

The subject property has an acreage of .893 acres and is located in Lot 5, Concession 2 East of Hurontario Street and is known municipally as 269 Queen Street East. The parcel has a fromtage of 130 feet on Queen Street East and a depth of about 300 feet.

The proposal is to amend the Official Plan and Restricted Area By-law to permit a land use change from the appliance store which presently occupies the site into two separate businesses. In particular a Swiss Chalet restaurant and a plumbing mart. The existing building is to be devided resulting in 7,400 square feet of gross area for the restaurant and 4,000 square feet of floor area for the plumbing mart. The site will be provided with 64 off-street parking spaces to serve both the plumbing mart and the restaurant. A one storey concrete building situated in the south west corner of the lot is to be removed.

The Planning Committee is holding this meeting for the information of the public and to obtain the views and opinions of residents in the vicinity of and of other interested parties. Any person, interested owner, resident or their solicitor wishing to make a submission to the Planning Committee with respect to the above application is invited to do so at the aforesaid meeting.

L.W.H. Laine
Planning Director
The Corporation of The City of Brampton
24 Queen Street East
Brampton, Ontario

AR/pd

Date: May 12, 1976

To: Chairman and Members of the Planning Committee.

From: J. Coleman, Planner.

Re: Application to Amend the Official Plan and

Restricted Area By-law

Part of Lot 5, Concession 2, E.H.S.

K. R. Barnstaple
Our File C2E5.2

Attached is a brief report of the Public Meeting held on Tuesday, May 11, 1976, with regard to the above-noted application. There were no major concern or objections expressed by the public in attendance.

It is recommended that staff be directed to prepare an official plan amendment draft restricted area by-law and development agreement, if necessary.

J. Coleman, Planner.

JC/mt .

#### CITY OF BRAMPTON

#### PUBLIC MEETING

#### K. R. BARNSTAPLE

A Special Planning Committee Meeting of the City of Brampton was held on Tuesday, May 11, 1976, at 24 Queen Street East in the Council Chambers, commencing at 7:30 p.m.

Members Present were:

F.R. Dalzell

Chairman

M. Robinson

Councillor

C.F. Kline

Alderman

D. Sutter

(Mrs.)

Alderman

E. Mitchell (Mrs.)

Alderman

Staff Present were:

R.E. Roberts, Chief Planner - Policy

J. Coleman (Miss), Planner.

The Chairman welcomed members of the public to the meeting. Four members of the public were in attendance.

The Chairman explained that the purpose of the meeting was to advise the public of the proposed amendment to the Official Plan and Restricted Area By-law. The area of the proposal and intent of the application was then explained by J. Coleman, whereupon the Chairman invited questions and comments from the members of the committee and public in attendance.

Questions were asked concerning how many seats the restaurant

was expected to have and if a liquor licence would be held. It was replied that the restaurant would have a liquor licence and that it would seat 240 customers.

The Chairman then thanked the audience for their attention. The meeting adjourned at 7:45 p.m.

JC/mt

