

BY-LAW

Λ	umber_	228	-93	
0	amend	By-law	200-82	

To amend 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 200-82, as amended, is hereby further amended:
 - (1) by adding to section 5.0 (<u>Definitions</u>) thereto, the following definition:
 - "SALVAGE SCRAP AND/OR JUNK YARD shall include a place where land is used for the keeping, outdoors, of used goods and materials intended for reclamation, resale and/or disposal purposes, and without limiting the generality of the foregoing, includes use such as autowreckers and scrap metal dealers."
 - (2) by adding to section 5.0 (<u>Definitions</u>) thereto, the following definition:
 - "AMUSEMENT ARCADE OR PLACE OF AMUSEMENT shall include any shop, building, or place or part thereof, which is open to the public, in which four (4) or more amusement devices are installed, placed or operated."
 - (3) by adding to section 5.0 (<u>Definitions</u>) thereto, the following definition:
 - "AMUSEMENT DEVICE includes any machine, device or contrivance used for playing any game of chance or skill or of a mixed chance or skill or to afford entertainment or amusement to the operator."

(4) by deleting from, section 5.0 (<u>Definitions</u>), the definition of "RETAIL ESTABLISHMENT", and substituting therefor the following:

"RETAIL ESTABLISHMENT shall mean a building or place where goods or materials are sold or kept for sale to the general public and, unless otherwise stated elsewhere in this bylaw, includes a convenience store, but does not include a supermarket, a garden centre, or a motor vehicle sales establishment."

(5) by adding to section 5.0 (<u>Definitions</u>) thereto, the following definition:

"CONVENIENCE STORE shall mean a retail establishment engaged in the business of selling groceries, meat, fruit and vegetables to the general public and occupying premises having a gross commercial floor area of less than 600 square metres."

- (6) by changing on Sheets 24 and 25 of Schedule A thereto, the zoning designation of the lands shown outlined on Schedule A to this by-law from RESIDENTIAL APARTMENT A SECTION 211

 (R4A SECTION 211) to RESIDENTIAL APARTMENT A SECTION 213 (R4A SECTION 213), such lands being part of Lots 2 and 3, Concession 1, West of Hurontario Street, in the geographic Township of Chinguacousy.
- (7) by deleting Schedules C 211 and replacing them with Schedules B and C to this by-law as Schedule C - Section 211 and Schedule C -Section 213.
- (8) by adding to section 3.2 Schedule C Section 213.

- (9) by deleting section 211 as it applies to the lands zoned R4A Section 211, therefrom and substituting therefor the following section:
 - "213 The lands designated R4A Section 213 on Sheets 24 and 25 of Schedule A to this by-law:
 - 213.1 shall only be used for the following
 purposes:
 - (a) an apartment dwelling, and
 - (b) purposes accessory to the other permitted purpose.
 - 213.2 shall be subject to the following requirements and restrictions:
 - (a) an apartment dwelling shall be
 permitted only in each
 BUILDING AREA as shown on
 Schedule C SECTION 213;
 - (b) minimum front yard depth, side yard width and rear yard depth of an apartment dwelling shall be not less than that shown on Schedule C - SECTION 213;
 - (c) minimum distance between
 apartment dwellings located in
 BUILDING AREAS B and C shall
 be as shown on Schedule C SECTION 213;
 - (d) an apartment dwelling shall
 not exceed a height of 12
 storeys or 34.75 metres,
 whichever is lesser;
 - (e) the maximum number of dwelling units shall not exceed 111.2 units per hectare;

- (f) an apartment dwelling shall not contain more than a total of 138 dwelling units, with no more than 33 three bedroom dwelling units; with no more than 92 two bedroom dwelling units, and the remainder shall be one bedroom dwelling units;
- (g) an underground parking garage and ramp shall only be permitted in each UNDERGROUND PARKING GARAGE AREA as shown on Schedule C - SECTION 213;
- (h) a maximum of 10 percent of the total number of parking spaces in the underground parking garage for the apartment dwelling within Building Area A and in the underground parking garage for the apartment dwellings within Building Areas B and C may be tandem parking spaces:
 - (i) each underground parking garage and ramp shall be provided with the minimum front yard depth, side yard width and rear yard depth as shown on Schedule C - SECTION 213;
 - (ii) landscaped open space
 shall be provided and
 maintained in the
 locations shown on
 Schedule C SECTION 213;
- (i) the loading area for each apartment dwelling shall be permitted only in the SERVICE AREA as shown on Schedule C - SECTION 213;

- shall also be subject to the requirements and restrictions relating to the R4A zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 213.2."
- (10) by deleting from section 211.2 (c) (d) and (e), as it applies to the lands zoned R1B -SECTION 211, the words "Schedule C-211" and substituting therefor the words "Schedule C -SECTION 211".
- (11) by changing on Sheet 7 of Schedule A thereto, the zoning designation of the lands shown outlined on Schedule D to this by-law from SERVICE COMMERCIAL SECTION 212 (SC SECTION 212) to SERVICE COMMERCIAL SECTION 220 (SC SECTION 220), such lands being part of Lot 6, Concession 1, West of Hurontario Street, in the geographic Township of Chinguacousy.
- (12) by deleting Schedule C 212 and replacing it
 with Schedule E to this by-law as Schedule C
 - SECTION 220.
- (13) by deleting from section 3.2, Schedule C -212 and substituting therefor Schedule C -SECTION 220.
- (14) by deleting therefrom section 212 as it applies to the lands zoned SC - SECTION 212, and substituting therefor the following section:
 - "220 The lands designated SC SECTION
 220 on Sheet 7 of Schedule A to this
 by-law:
 - 220.1 shall only be used for the following purposes:
 - (1) a pharmacy,

- (2) an office and storage space associated with the pharmacy,
- (3) purposes accessory to the other permitted purposes.
- 220.2 shall be subject to the following requirements and restrictions:
 - (a) the gross commercial floor area of the pharmacy shall not exceed 70 square metres;
 - (b) the gross commercial floor area of the office and storage space shall not exceed 80 square metres;
 - (c) the maximum building height shall not exceed 10.5 metres;
 - (d) landscaped open space shall be
 provided and maintained in the
 locations shown on Schedule C
 - SECTION 220;
 - (e) all buildings and structures shall be located within the area shown as Building Area on Schedule C - SECTION 220;
 - (f) a minimum of 4 parking spaces
 shall be provided;
 - (g) the width of a driveway leading to any parking area shall be a minimum of 4.9 metres, and
 - (h) a loading area shall not be required.

- shall also be subject to the requirements and restrictions relating to the SC zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 220.2."
- (15) by changing the zoning designation of the lands shown outlined on Schedule F to this by-law from HIGHWAY COMMERCIAL ONE SECTION 105 (HC1 SECTION 105) to HIGHWAY COMMERCIAL ONE SECTION 69 (HC1 SECTION 69) such lands being part of Lot 6, Concession 1, East of Hurontario Street, in the geographic Township of Chinguacousy.
- (16) by deleting therefrom section 105 as it applies to the lands zoned HC1 - SECTION 105 and substituting therefor the following section:
 - "69 The lands designated HC1 SECTION 69 on Sheet 11 of Schedule A to this by-law:
 - 69.1 shall only be used for the purposes permitted by section 24.1.1.
 - 69.2 shall be subject to the following requirement and restriction:

Maximum Building Height: 6 storeys

shall also be subject to the requirements and restrictions relating to the HC1 zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 69.2."

- (17) by deleting therefrom sections 20.4, 20.5,
 20.6 and 20.7 in their entirety and
 substituting therefor the following:
 - "20.4 Drive-through facilities for fast food restaurants shall comply with the following:
 - (a) the drive-through facility must be effectively separated from the parking area;
 - (b) the stacking lane must be clearly identified;
 - (c) the stacking lane must be located behind the pick-up windows and must accommodate a minimum of 10 cars;
 - (d) the entrance to a stacking lane must be not less than 6 metres from the street line; and
 - (e) the access points must be located so as to minimize the impact of the stacking lane on the internal traffic circulation.

20.5 <u>Restaurant uses in Commercial Zones</u>

Refuse storage for restaurant uses permitted in any commercial zone of this by-law shall be contained in a climate controlled area within a building.

20.6 <u>Central Area Parking Requirements</u>

20.6.1 Parking spaces are required in Commercial Zones within the Central Area, in accordance with the requirements of section 20.3 and the following:

- (a) for commercial and retail development (excluding offices), the first 150.0 square metres of gross commercial floor area shall be exempt from the requirements of section 20.3; and,
- (b) for mixed use developments,
 parking requirements shall be
 calculated using the following
 schedule:

PERCENT OF PEAK PERIOD (WEEKDAY) Land Use Morning Noon Afternoon Evening 100 90 Office Retail/ Commercial 80 90 100 100 100 30 100 Restaurant 20 Residential 80 80 100 55 Cinema 0 40 60 85

PERCENT OF PEAK PERIOD (SATURDAY) Land Use Morning Noon Afternoon Evening Office 10 10 10 10 Retail/ 80 Commercial 100 100 30 Restaurant 20 100 50 100 Residential 100 100 100 100 <u>Cinema</u> 20 70 70 100

The initial step in determining parking for a mixed use development is to calculate the parking requirements for each use contained within the development as if these uses were free-standing buildings. The parking requirement for each use is then multiplied by the percent of the peak period for each time period contained in the above schedule. Each column is totalled for weekdays and Saturdays. The

maximum figure obtained from all the periods shall become the parking requirement for that specific mixed use development.

- (c) for office uses, parking
 requirements shall be provided
 in accordance with the
 following:
 - - 1 parking space for each 12 square metres of gross commercial floor area or portion thereof.
 - (ii) Real Estate Office:
 - 1 parking space for each 20 square metres of gross commercial floor area or portion thereof.
 - (iii) Other Offices:
 - 1 parking space for each 47 square metres of gross commercial floor area or portion thereof.
- (d) for restaurant uses, parking requirements shall be provided in accordance with the following:
 - (i) 1 parking space for each 10.0 square

metres of gross
commercial floor area;
and,

- (ii) the first 200.0 square
 metres of gross
 commercial floor area
 shall be exempt from
 the requirements of
 section 20.6(d)(i).
- 20.6.2 Parking requirements within the Central Area, as defined on Schedule B-2, shall be satisfied through the provision of onsite parking, or payment to the City in lieu of all or part of the requirements contained in section 20.6, in any proportion deemed appropriate by Council, with the remainder to be provided onsite.
- 20.6.3 The lands shown outlined and identified as "Parking Exemption Area" on Schedule B-2 to this by-law shall be exempt from the parking requirements set out in section 20.6.
- 20.6.4 The lands shown outlined and identified as "Interim Parking Exemption Area" on Schedule B-2 to this by-law shall be exempt from the parking requirements of section 20.6, only for a one (1) year period expiring June 12, 1990.

20.7 Loading Spaces

No persons shall erect, alter or use any building, structure or land in any Commercial Zone for purpose involving the movement of goods unless loading spaces are provided and maintained in accordance with the following requirements and restrictions:

(a) Gross leasable commercial floor area of retail

commercial uses

Number of

in square metres

loading spaces

2350 or less over 2350 up to 7450 over 7450 up to 14000 over 14000:

1 loading space 2 loading spaces

3 loading spaces

3 loading spaces,

plus

1 additional loading space for each 9300 square metres or portion thereof in excess of 14000 square

metres;

Number of

loading spaces

no loading spaces

(b) Gross commercial floor area of

office uses in

square metres

2350 or less

over 2350 up to 11600

over 11600

required 1 loading space 1 loading space, plus 1 additional loading space, for each 9300 square metres or portion thereof in excess of 11600 square metres;

(c) no loading space shall be provided within the front yard or within the exterior side yard of a lot; and,

(d) each loading space shall have an unobstructed ingress and egress of not less than 6 metres in width to and from a street or lane."

- (18) by adding thereto the following:
 - "20.8 A crisis care facility shall be subject to the following restrictions:
 - (i) the crisis care facility may occupy a single family detached dwelling or any building converted or newly constructed for that purpose, and in every case the crisis care facility shall occupy the whole of the building;
 - (ii) no crisis care facility shall be located less than 800 metres from any other crisis care facility, group home or residential care facility."
- (19) by renumbering section 23.1.1, referring to requirements and restrictions, to section 23.1.2.
- (20) by deleting therefrom section 23.1(b)(3) and
 substituting therefor the following:
 - "23.1.1(b)(3) a crisis care facility subject to the requirements and restrictions set out in section 20.8"
- (21) by deleting therefrom the number "20.6" in section 24.1.1(b) and substituting therefor the number "20.8".
- (22) by deleting section 279 and substituting therefor the following:
 - "279 The lands designated R1D SECTION 279 on Sheet 41 of Schedule A to this by-law:
 - 279.1 shall only be used for the purposes permitted in a R1D zone by section 11.4.1.

- 279.2 shall be subject to the following requirements and restrictions:
 - (a) no dwelling units shall be located closer than 15 metres to a rail line right-of-way; and,
 - (b) no building or structure, including swimming pools, shall be located closer than 7.5 metres to any lands zoned OS - SECTION 282.
- 279.3 shall also be subject to the requirements and restrictions relating to the R1D zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 279.2."
- (23) by renumbering sections "159.2(8)" and "159.2(8)" to "159.2(8)" and "159.2(9)".
- (24) by deleting from section 10.0, sections 10.10 to 10.17 inclusive and substituting therefor the following:

"10.10 <u>Fences</u>

Subject to section 6.13, and except for a chain link fence for a school or park, and for a noise attenuation barrier, no fence or hedge in a Residential Zone:

- (a) within a required front yard may exceed 1.0 metres in height; and,
- (b) within any other required yard may exceed 2.0 metres in height.

10.11 <u>Home Occupations</u>

A home occupation may only be carried on subject to the following requirements and restrictions:

(a) It is carried on only by the occupant of the dwelling or by

members of his family residing there;

- (b) The home occupation is secondary to the use of the dwelling as a private residence, and does not occupy more than 15 percent of the gross floor area of the dwelling, excluding the basement or cellar;
- (c) The home occupation may be carried out in an accessory building or private garage;
- (d) No change in the external character of the dwelling as a private residence results;
- (e) There are no goods, wares or merchandise offered or exposed for sale or sold or kept for sale on the premises other than those produced on the premises;
- (f) There is no outside storage of materials, goods or vehicles in conjunction with the home occupation use;
- (g) Not more than one person, other than members of the family residing there, is employed on the premises in connection with the home occupation; and,
- (h) One sign is permitted that shall be attached to a building and shall be not more than 0.15 square metres in area.

10.12 <u>Minimum Distance Between Driveway and</u> Street Intersection

The minimum distance measured along a lot line between a driveway and the actual or projected point of intersection of two streets shall be 6 metres.

10.13 No side yards are required abutting a side lot line that coincides with the party wall between two dwelling units in a semi-detached dwelling.

10.14 Provisions for Group Homes and Rest Homes

Group homes and rest homes shall be subject to the following requirements and restrictions:

- (i) A group home or rest home shall be located in a single-family detached dwelling;
- (ii) The group or rest home shall occupy the whole of the single-family detached dwelling;
- (iii) An auxiliary group home shall be located in a single-family detached dwelling, a semi-detached dwelling unit, or a multiple family dwelling unit;
- (iv) A minimum separation distance of 305.0 metres shall be maintained between group homes, auxiliary group homes, rest homes, retirement homes or other residential care facility. The minimum separation distance between crisis care facilities and any other residential care facility shall be in accordance with section 20.8 of this by-law;

- (v) Not more than one group home or rest home shall be permitted on any one street; and,
- (vi) The maximum number of group and rest homes combined, permitted in each area shown and numbered on Schedule D, and listed in Column 1 of the table set out below shall be as set out in Column 2 of the said table:

Column 1	Column 2
Area	Maximum Number of
Number	Group and Rest Homes
1	4
2	2
3	3
4	4
5	4
6	1
7	6
8	10

10.15 Satellite Dish Antennae

Satellite dish antennae erected in a residential zone shall be subject to the following requirements and restrictions:

- (a) Shall only be permitted in a required rear yard;
- (b) In the instance of a corner lot within a residential zone where the rear lot line of the corner lot coincides with the interior side lot line of an abutting lot with frontage on the same street which forms the flankage lot line of the corner lot, a satellite dish antennae shall not be permitted in an area delineated by the exterior side yard, the rear lot line and a line projected from the rear corner of the dwelling situated on the

corner lot, closest to the flankage lot line, and the front corner of the dwelling situated on the abutting lot described above, closest to the corner lot, provided a habitable room is situated on the ground storey level at the front corner of the dwelling situated on the abutting lot.

of the abutting lot which abuts the rear yard area of the corner lot is occupied by an attached or detached garage or carport which effectively separates the rear corner of the dwelling situated on the corner lot and the applicable front corner of the dwelling situated on the abutting lot, then the restriction imposed by this subsection shall not apply to the corner lot.

If one of the two dwellings referred to above is not constructed, then the minimum yard setbacks will be used to establish the rear or front corner of the dwelling which is not constructed.

- (c) Satellite dish antennae shall be located no closer than 1.2 metres to the nearest lot line; and,
- (d) The maximum height of a satellite dish antennae erected in a residential zone shall not exceed 4.5 metres."
- (25) by deleting therefrom the numbers "10.16" in
 sections 11.1.1(a)(2), 11.1.1(a)(3), 11.2.1(a)(2),
 11.2.1(a)(3), 11.3.1(a)(2), 11.3.1(a)(3),
 11.4.1(a)(2), 11.4.1(a)(3), 12.1.1(a)(4),
 12.1.1(a)(5), 12.2.1(a)(8), 12.2.1(a)(9),
 12.3.1(a)(3), 12.3.1(a)(4), 13.1.1(a)(2),

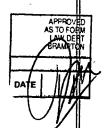
- 13.2.1(a)(2), 14.1.1(a)(3), 14.2.1(a)(2), 15.1.1(a)(3), and 40.2.1(c)(2) and substituting therefor the numbers "10.14".
- (26) by deleting therefrom section 15.1(a)(2) and substituting therefor the following:
 - "15.1.1(a)(2) a group home subject to the requirements and restrictions set out in section 10.14."
- (27) by deleting therefrom, sections 21.3(15) and 21.3.1(a)(15) and substituting therefor the following:
 - "21.3.1(a)(15) an amusement arcade, but not including a billiard hall;"
- (28) by deleting therefrom, sections 21.3(17) and 21.3.1(a)(17), and substituting therefor, the following:
 - "21.3.1(a)(17) a place of commercial recreation, but not including a billiard hall;"
- (29) by adding to section 307 thereto, the following:
 - "307.3 shall also be subject to the requirements and restrictions relating to the R1A zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 307.2."
- (30) by changing on Sheet 20 of Schedule A thereto, the zoning designation of the lands shown outlined on Schedule G to this by-law from SERVICE COMMERCIAL (SC) and INDUSTRIAL ONE (M1) to INDUSTRIAL ONE (M1) and SERVICE COMMERCIAL (SC), such lands being part of Lot 5, Concession 1, West of Hurontario Street, in the geographic Township of Chinguacousy.
- (31) by changing on Sheet 5 of Schedule A thereto, the zoning designation of the lands shown outlined on Schedule H to this by-law from RESIDENTIAL SINGLE-FAMILY C (R1C) and OPEN SPACE (OS) to OPEN SPACE

(OS), such lands being part of Lot 6, Concession 1, West of Hurontario Street, in the geographic Township of Chinguacousy.

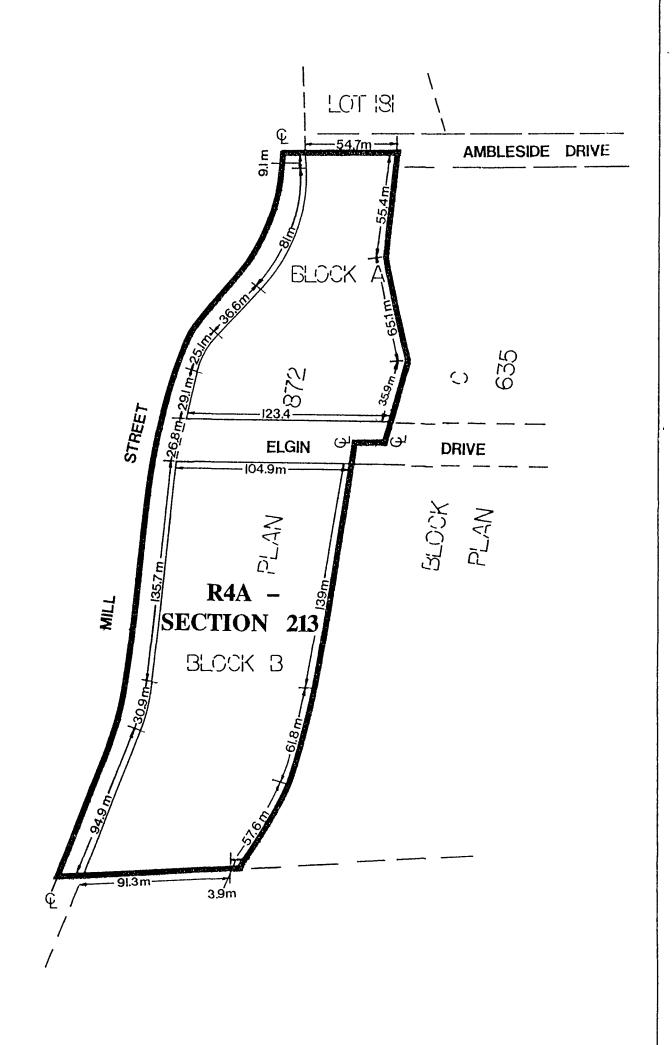
READ a FIRST, SECOND and THIRD time and passed in OPEN COUNCIL this 13th day of 0ctober $199^{\scriptsize 3}.$

PETER ROBERTSON - MAYOR

LEONARD J. MIKULICH - CITY CLERK



19/93



ZONE BOUNDARY

PART OF LOTS 2 & 3, CON. 1, W.H.S. (CHING.) BY-LAW 200-82 SCHEDULE A

By-law 228-93

Schedule A

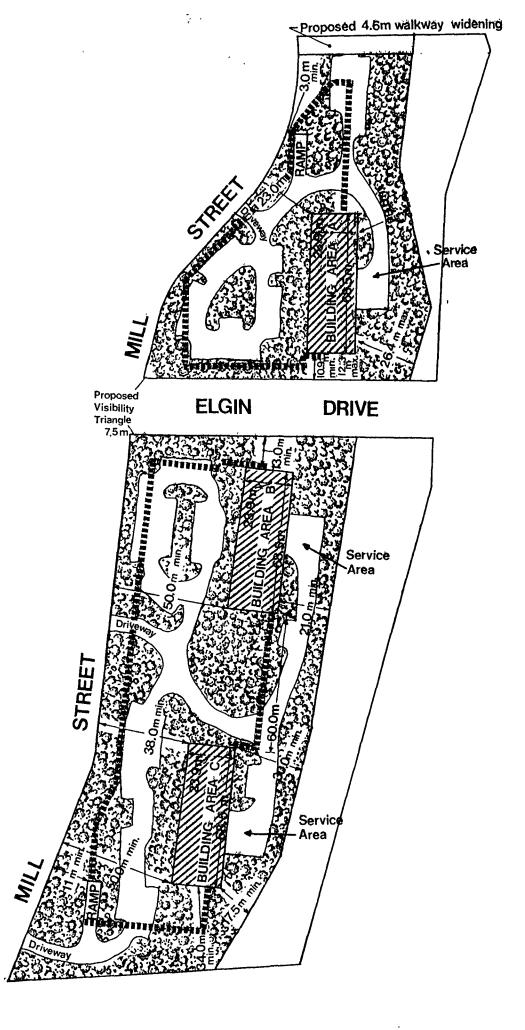


CITY OF BRAMPTON

Planning and Development

Date: 1993 06 17 Prepared by: K.M.H.
File no. GO2GE Map no 59-10J
Based on map: 59-10C Based on file: C1W2 3
Requested by: K.A.

1:2300



LEGEND

Building Area



1:1800

Landscaped Open Space Limit of Underground Parking Garage Area

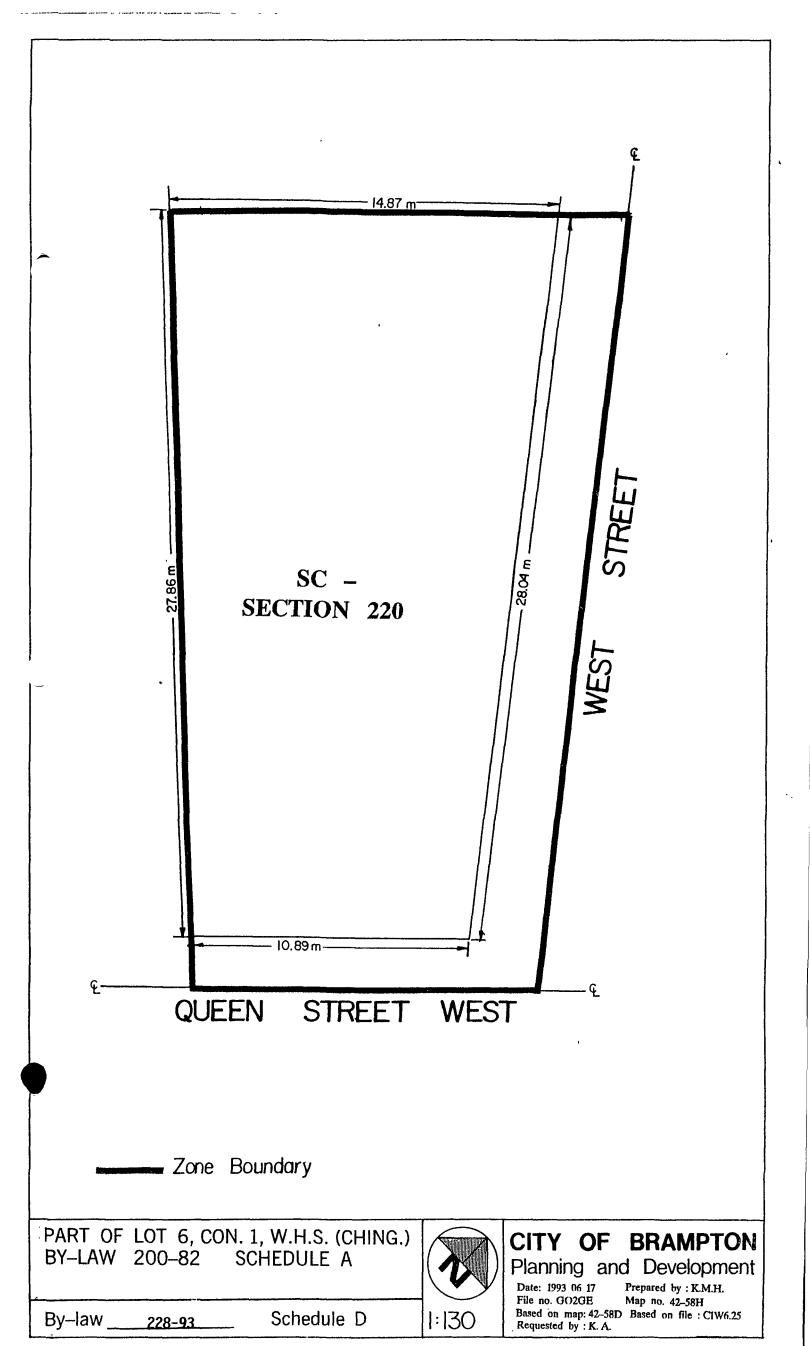
SCHEDULE C - SECTION 213 BY-LAW 200-82

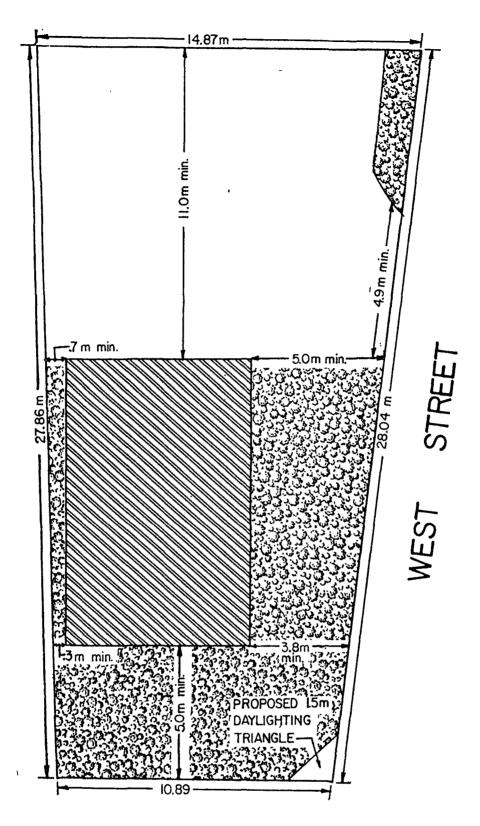


OF BRAMPTON Planning and Development

Date: 1993 06 17 Prepared by : K.M.H.
File no. GO2GE Map no. 59-10K
Based on map: 59-10H Based on file : C1W2.3
Requested by : K. A.

Schedule C By-law _ 228-93





QUEEN STREET WEST

BUILDING AREA



LANDSCAPED OPEN SPACE

min — MINIMUM

SCHEDULE C - SECTION 220 BY-LAW 200-82

By-law <u>228-93</u>

Schedule E

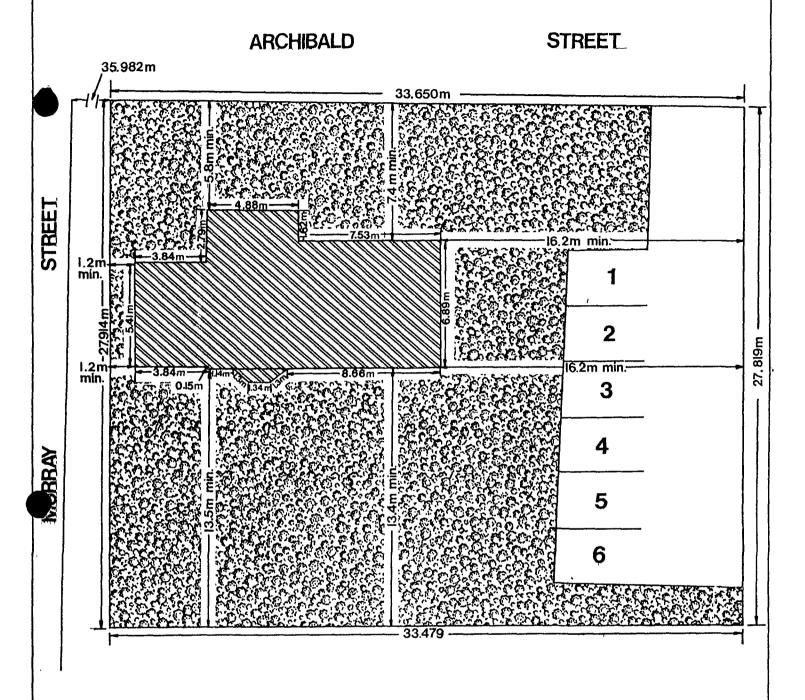


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CITY OF BRAMPTON

Planning and Development Date: 1993 06 17
File no. GO2GE
Based on map: 42-58F
Requested by: K. A.

Prepared by: K.M.H.
Map no. 42-58I
Based on file: C1W6.25



BUILDING ENVELOPE

LANDSCAPED OPEN SPACE

PARKING & DRIVEWAY

SCHEDULE C - SECTION 211 BY-LAW 200-82

By-law __228-93

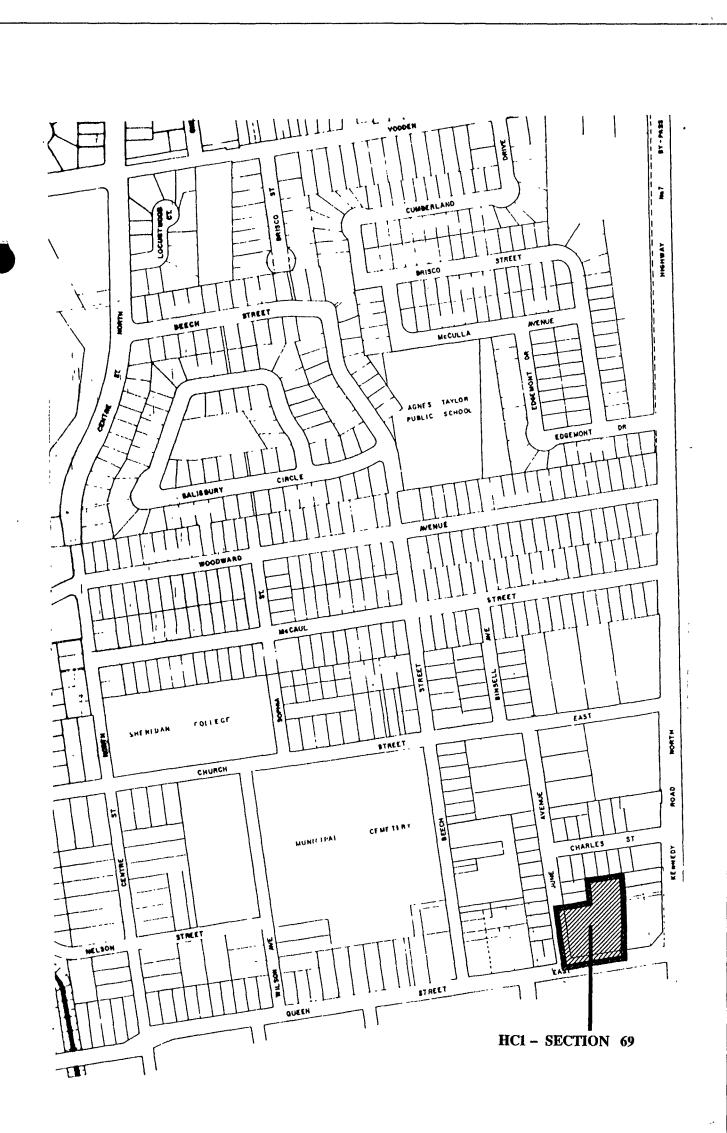
Schedule B



CITY OF BRAMPTONPlanning and Development

Date: 1993 06 17 Prepared by: K.M H
File no. GO2GE Map no. 42-59I
Based on map: 42-59F Based on file: CIW8.12
Requested by: K.A.

1:200



PART OF LOT 6, CON. 1, E.H.S. (CHING.) 200-82 BY-LAW SCHEDULE A

By-law <u>228-93</u>

Schedule F

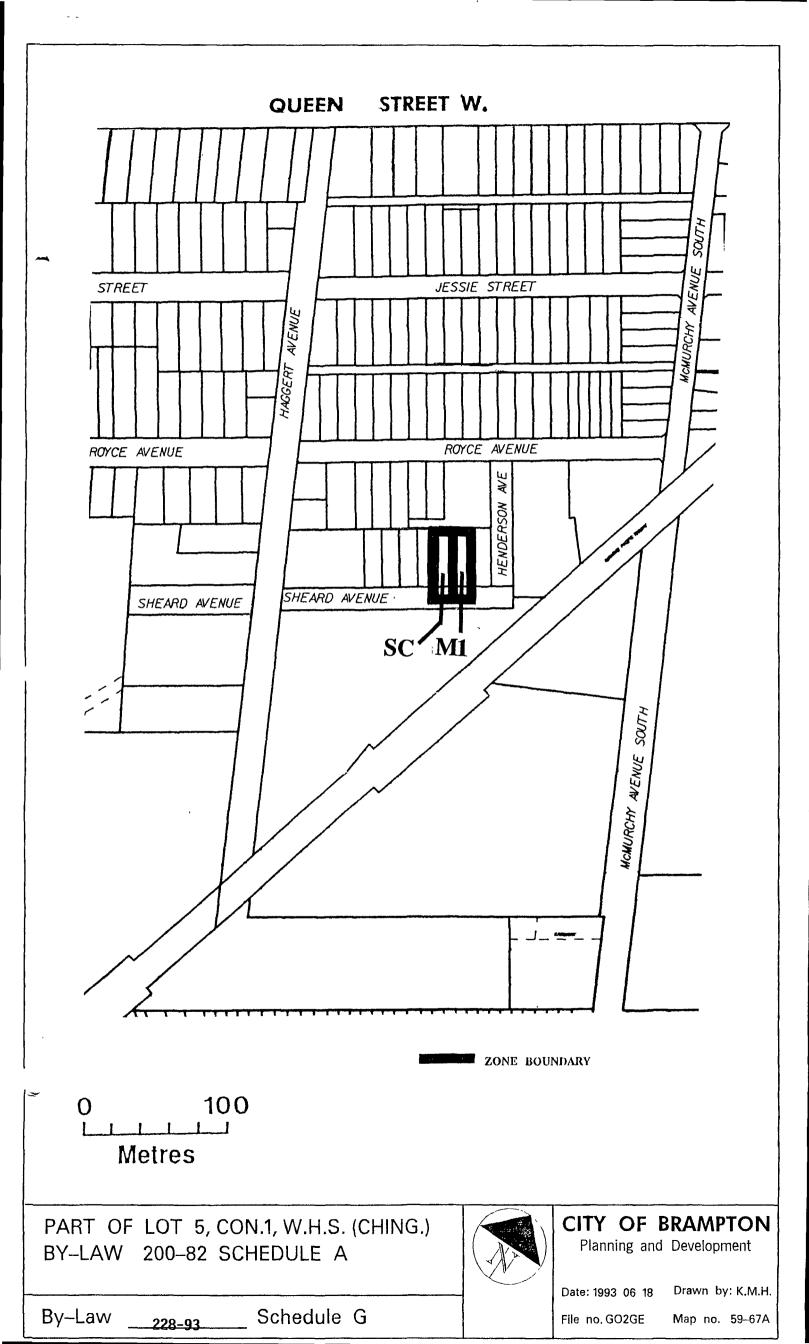


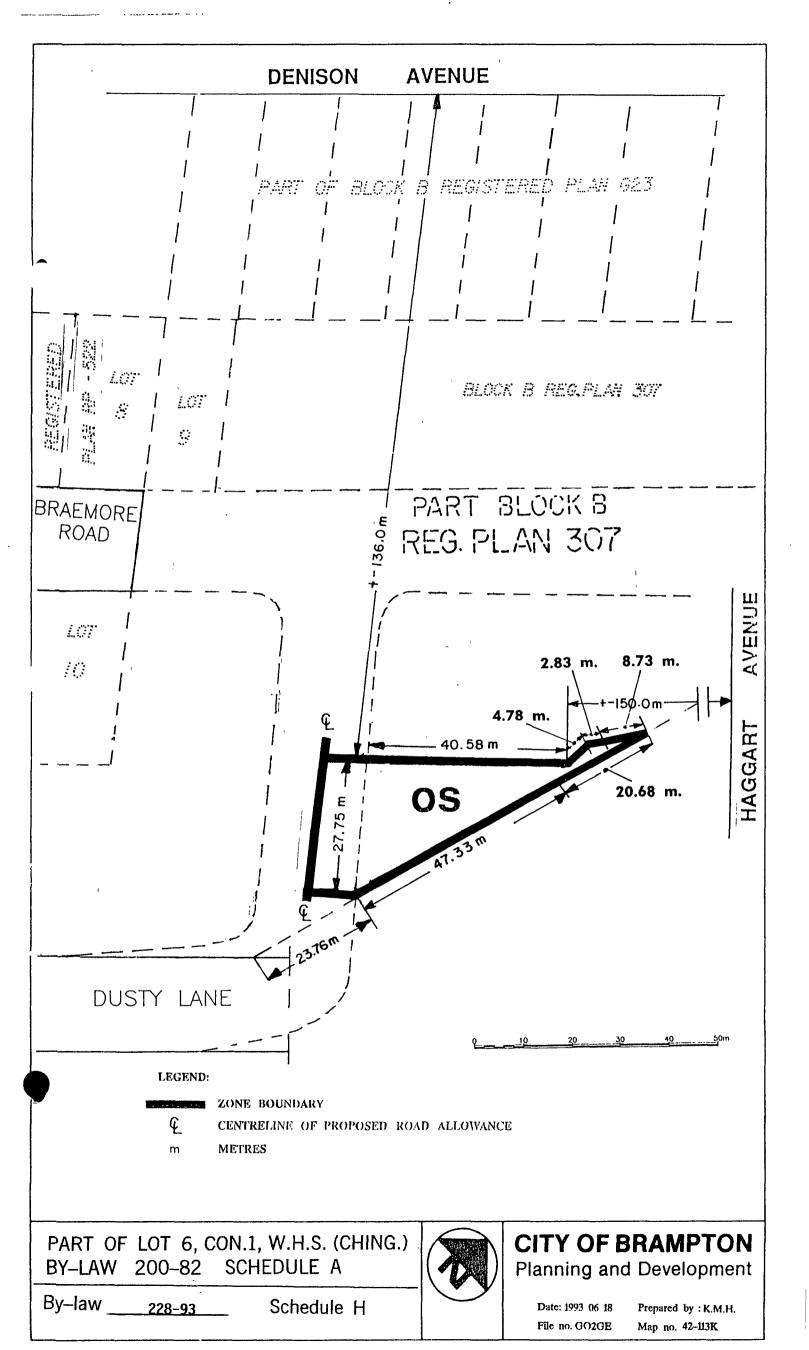
CITY OF BRAMPTON

Planning and Development

Date: 1993 06 17 File no. GO2GE

Prepared by : K M.H. Map no. 43-76A Based on map: 43-76 Requested by : K. A.





(no appeal)

IN THE MATTER OF the *Planning Act*, R.S.O. 1990, as amended, section 34;

AND IN THE MATTER OF the City of Brampton By-law 228-93 being a by-law to amend comprehensive zoning By-law 200-82, as amended (File P45CO)

DECLARATION

I, KATHRYN ZAMMIT, of the Village of Erin, in the County of Wellington, DO SOLEMNLY DECLARE THAT:

- 1. I am the Deputy Clerk of The Corporation of the City of Brampton and as such have knowledge of the matters herein declared.
- 2. By-law 228-93 was passed by the Council of the Corporation of the City of Brampton at its meeting held on the 13th day of October, 1993.
- 3. Written notice of By-law 228-93 as required by section 34(18) of the *Planning Act* was given on the 28th day of October, 1993, in the manner and in the form and to the persons and agencies prescribed by the *Planning Act*, R.S.O. 1990 as amended.
- 4. No notices of appeal were filed under section 34(19) of the *Planning Act* on or before the final date for filing objections.

Jamel

DECLARED before me at the City of Brampton in the Region of Peel this 18th day/of November 1993

A Commissioner, etc.