



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 43-82


To adopt Amendment Number 94 to
the Consolidated 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 Regional Municipality of Peel Act, 1973 and The Planning Act, hereby ENACTS as follows:

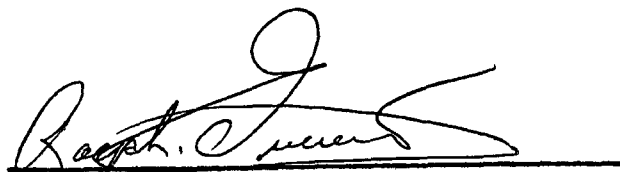
1. Amendment Number 94 to the Consolidated Official Plan of the City of Brampton Planning Area is hereby adopted and made part of this by-law.
2. The Clerk is hereby authorized and directed to make application to the Minister of Municipal Affairs and Housing for approval of Amendment Number 94 to the Consolidated Official Plan of the City of Brampton Planning Area.

READ a FIRST, SECOND and THIRD TIME and Passed in Open Council

this 22nd day of February, 1982.


19382


James E. Archdekin, Mayor.


Ralph A. Everett, Clerk.

AMENDMENT NUMBER 94
TO THE CONSOLIDATED OFFICIAL PLAN
OF THE CITY OF BRAMPTON
PLANNING AREA

1. The purpose of this Amendment is to delete supermarket as a specific use that may be located on lands that was the subject of Official Plan Amendment Number 48.
2. Part C, Section C, Chapter C55, Section 2.3(d) of the Consolidated Official Plan of the City of Brampton Planning Area is hereby deleted and the following replacement therefore:

"2.3(d) Special Commercial-Industrial Use Area shall mean lands which are intended to serve specific commercial purposes in addition to purposes permitted in the Industrial Use Area.

- (1) The specific commercial uses permitted for the land designated as Site A are retail warehouses for home furnishings and home improvement products such as furniture, appliances, electrical fixtures, carpets and floor coverings, plumbing fixtures and other similar products, of which at least 80% are new, and commercial recreational facilities.

BACKGROUND MATERIAL TO AMENDMENT

NUMBER 94

Attached is a copy of a report dated 1981 02 20 from the Planning and Development Department and a copy of a communication from the Administration and Finance Department dated 1981 03 18.

INTER-OFFICE MEMORANDUM

35

Office of the Commissioner of Planning and Development

1981 02 20

TO: Chairman and Members of the Planning Committee
FROM: Planning and Development Department
RE: Applications to Amend the Official Plan
Part of Lot 11, Concession 1, W.H.S.
(Chinguacousy Township)
KINGS POINT DEVELOPMENTS LTD., and
FIRST CITY DEVELOPMENTS LTD.
Our File: CIW11.2A

1.0 Introduction
Two applications have been filed on behalf of Kings Point Developments Ltd., and First City Developments Ltd. to amend the Official Plan policies as they affect lands commonly known as 'Rice Business Park' located on the north side of Highway Number 7 abutting the east limit of the Canadian Pacific Railway right-of-way.

The applicants request that the uses permitted by the Special Commercial - Industrial Use Area designation be amended by the removal or deletion of 'supermarket' as a use.

2.0 Discussion
The applicants had objected to the approval of By-law Number 55-80, amending By-law Number 861 of the former Township of Chinguacousy at the Ontario Municipal Board Hearing held on August 27, 1980. The objectors attempted, unsuccessfully, to have the Board review the pertinent Official Plan Amendment (Number 48 to the Consolidated Official Plan of the City of Brampton Planning Area).

.../2

The owner of the property, Rice Construction Co., Limited agreed to the demands of the objectors to delete all by-law references to 'supermarket' and ultimately agreed to a floor area limitation of home furnishing and home improvement retail warehouses use of 6,970 square metres (75,026.91 square feet). However, Rice Construction Co. Limited, according to the applicants, is not willing to submit an Official Plan amendment application to exclude 'supermarket' as a specific use permitted by the Official Plan.

Consequently, the applicants have filed an application under Section 17(3) of The Planning Act which allows any person to request Council to initiate an amendment to the Official Plan and if Council refuses to propose the amendment or to propose the amendment within 30 days, may request the Minister to refer the proposal to the Ontario Municipal Board.

Planning and Development Department staff had indicated its concern to the inclusion of a supermarket as a permitted use. However, Planning Committee after considering the staff report dated June 28, 1980 and other matters, recommended that an Official Plan amendment be prepared to include a supermarket as a permitted use.

3.0

Conclusion

It will be necessary for City Council to consider the two applications and to make a decision whether to undertake the amendment or to reject the applications.

It is recommended that Planning Committee consider the appropriateness of the applications to amend the Official Plan and submit a recommendation for the consideration of City Council.

Agreed:



L.W.H. Laine
Director, Planning and
Development Services



F.R. Dalzell
Commissioner of
Planning and Development

LWHL/dh



Notification of Discrepancy

At the time of scanning the original record, the following discrepancy was noted.

File Name By-Laws 1982	Subject By-Law 43-1982	Document Date 22-Feb-82
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Poor Quality Original

Fax

Photocopy

Old/Poor Paper Quality

Other:

Missing Item

Document

Page(s)

Omitted Item

Page

Other

Disposition/Location of Original

Other Discrepancy

Imaging Technician: Lee Tee	Date 07-Jan-10
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1981 03 18

Macaulay, Lipson & Joseph
491 Eglinton Avenue West
Toronto, Ontario M5T 1A2

Attention: Jeffrey Davies

Dear Sir:

Re: Kings Point Developments Ltd., First City Dev. Ltd.
Part Lot 11, Concession 1, W.H.S.
Clerk's File: CIV11.2A

The following recommendation contained in the Planning Committee report was approved by City Council at its meeting held March 16th, 1981:

That the report dated 1981 02 20 re application to amend Official Plan - Part Lot 11, Concession 1, W.H.S., Kings Point Developments Ltd., First City Developments Ltd., be received and staff be directed to prepare an Official Plan Amendment, deleting reference to a supermarket in Official Plan Amendment Number 42, for consideration of City Council.

Yours truly,

R. D. Tufts
Clerk's Assistant

RDT/sl

cc: F. R. Dalzell
Jeffrey Goldenberg



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 43-82

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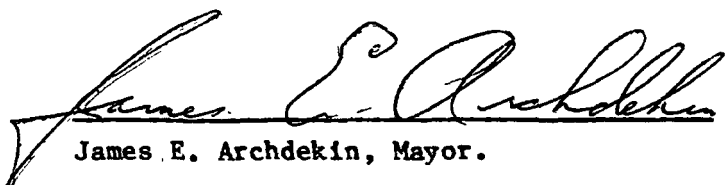
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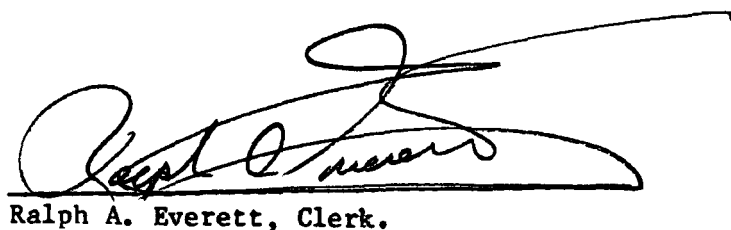
READ a FIRST, SECOND and THIRD TIME and Passed in Open Council

this 22nd day of February, 1982.

APPROVED
AS TO FORM
LAW BY
BRAMPTON

DATE: 1/22/82


James E. Archdekin, Mayor.


Ralph A. Everett, Clerk.



BY-LAW

No. 43-82

To adopt Amendment Number 94 to the
Consolidated Official Plan of the
City of Brampton Planning Area.
(KINGSPPOINT DEVELOPMENTS LTD.)

1982 APR 13 PM 4 00

21-0P-0006-94

AMENDMENT NUMBER 94
to the Consolidated Official Plan
of the City of Brampton Planning Area

-3

PLAN NO. 656
LODGED IN THE REGISTRY OFFICE
FOR THE COUNTY OF PEEB
1982 Apr 13 P.M. 4:00
Deputy *Gloria J. Amuck*
REGISTRAR OF DEEDS, COUNTY OF PEEB

Amendment No. 94
to the
Official Plan for the
City of Brampton Planning Area

This Amendment No. 94 to the Official Plan for the City of Brampton Planning Area, which has been adopted by the Council of the Corporation of the City of Brampton, is hereby approved in accordance with section 17 of the Planning Act as Amendment No. 94 to the Official Plan for the City of Brampton Planning Area.

Date

7th April 1982

P. G. Rimmington

P. G. RIMMINGTON
Acting Executive Director
Plans Administration Division
Ministry of Municipal Affairs and Housing