

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 61-2003
To amend By-law 56-83, as amended

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

- 1. By-law 56-83, as amended, is hereby further amended:
 - (1) by changing on Sheet 19 of Schedule A thereto, the zoning designation of the lands shown outlined on Schedule A to this by-law from AGRICULTURAL (A) and OPEN SPACE (OS) to INDUSTRIAL ONE SECTION 792 (M1 SECTION 792), INDUSTRIAL ONE SECTION 793 (M1 SECTION 793), INDUSTRIAL ONE SECTION 794 (M1 SECTION 794), INDUSTRIAL ONE (HOLDING) SECTION 795 (M1(H) SECTION 795), FLOODPLAIN SECTION 796 (F SECTION 796), and FLOODPLAIN (F);
 - (2) by adding thereto, the following sections:
 - "792.1 The lands designated M1 SECTION 792 on Sheet 19 of Schedule A to this by-law:
 - 792.1.1 shall only be used for the following purposes:
 - (a) Industrial
 - (1) the manufacturing, cleaning, packaging, processing, repairing or assembly of goods, foods or materials within an enclosed building, but excluding a motor vehicle repair shop and a motor vehicle body shop as a principal or accessory use;
 - (2) a printing establishment;
 - (3) a warehouse; and,
 - (4) a research and development facility;
 - (b) Non-Industrial
 - (1) a radio or television broadcasting and transmission establishment;
 - (2) a home furnishings and improvement retail warehouse;
 - (3) a recreation facility or structure; and,
 - (4) a community club;
 - (c) Accessory
 - (1) an associated educational purpose;
 - (2) an associated office;

- (3) a retail outlet operated in connection with a particular purpose permitted by section 792.1.1(a)(1), provided that the total gross commercial floor area of the retail outlet is not more than 15 percent of the total gross industrial floor area of the particular industrial use; and;
- (4) purposes accessory to the other permitted purposes.
- 792.1.2 shall be subject to the following requirements and restrictions:
 - (a) Minimum Lot Area: 1.2 hectares;
 - (b) Minimum Lot Width: 60.0 metres;
 - (c) Setback of Building(s):
 - (1) where a single building is proposed on any particular lot: a minimum of 14.0 metres to and a maximum of 35 metres from Highway No. 407;
 - (2) where multiple buildings are proposed on any particular lot:
 - (i) at least one building having a minimum Gross Floor Area of 1858.0 square metres shall be located a minimum of 14.0 metres to and a maximum of 35 metres from Highway No. 407: and
 - (i) all other buildings shall be located a minimum of 14.0 metres from Highway No. 407;
 - (3) a minimum of 15.0 metres to Intermodal Drive;
 - (d) except at approved access locations, landscaped open space areas shall be provided as follows:
 - (1) a minimum 12.0 metre wide strip abutting the Highway 407 right-of-way corridor;
 - (2) a minimum 6.0 metre wide strip along the lot line segment adjacent and parallel to Goreway Drive; and,
 - (3) a minimum 3.0 metre wide strip along all other perimeter lot lines which are not shared by another lot in a M1 - SECTION 792 zone;
 - (e) Maximum Building Height: 13.7 metres, save and except for an ancillary office component in which case the maximum building height shall be 8 storeys;
 - (f) Maximum Floor Space Index: 0.55
 - (g) Loading Doors:

No overhead doors shall be permitted on a building wall that faces:

- (1) Goreway Drive;
- (2) Intermodal Drive, unless screened from a public road(s);
- (3) a Floodplain Zone, unless screened from a public road(s);
- (4) Highway No. 407, if the face of the wall is located 180.0 metres or less from Highway No. 407; or,
- (5) Highway No. 407, if the face of the wall is located further than 180.0 metres from Highway No. 407, unless screened from a public road(s);

- (h) Waste Disposal:
 - (1) No opening for waste disposal facilities shall be permitted on a building wall that faces:
 - (i) Goreway Drive;
 - (ii) Intermodal Drive, unless screened from a public road(s); or,
 - (iii) a Floodplain Zone, unless screened from a public road(s);
 - (iv) Highway No. 407, if the face of the wall is located 180.0 metres or less from Highway No. 407; or,
 - Highway No. 407, if the face of the wall is located further than 180.0 metres from Highway No. 407, unless screened from a public road(s);
 - (2) all garbage and refuse storage, including any containers for the storage of recyclable materials, shall be located within a building;
- (i) Parking and Loading/Unloading:
 - trucks and trailers shall not be loaded, unloaded or parked:
 - (i) in a yard between a building face and Highway 407 or Goreway Drive;
 - (ii) within 40.0 metres of Highway No. 407;
 - (iii) within 80.0 metres of Goreway Drive; or,
 - (iv) within 15.0 metres of Intermodal Drive;
 - (2) outdoor areas used for truck and trailer loading, unloading and/or parking shall be screened from view from public roads;
- all rooftop mechanical units located within 100.0 metres of Highway No. 407, Goreway Drive, or Intermodal Drive shall be screened;
- (k) the purposes permitted under section 792.1.1 shall not be permitted within a multi-unit industrial mall;
- (I) no outdoor display and/or sales or storage shall be permitted.
- shall also be subject to the requirements and restrictions relating to the M1 zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 792.1.2.
- 792.2 For the purpose of this section:
 - (a) a building wall, or portion thereof, shall be deemed to face a public road or a specific zone designation if, within a distance of 500.0 metres, a line drawn perpendicular to the alignment of the road or the boundary of the zone in question intersects with the face of the particular building wall without being obstructed by an intervening building; and,
 - (b) a building wall, or portion thereof, shall be deemed to be screened from a public road if an intervening building, structure, berm, wall, fence or landscaped buffer functions as an opaque barrier which obstructs direct view of the building wall, or portion thereof, from the particular public road.
- 793.1 The lands designated M1 SECTION 793 on Sheet 19 of Schedule A to this by-law:

793.1.1 shall only be used for the following purposes:

(a) Industrial

- (1) the manufacturing, cleaning, packaging, processing, repairing or assembly of goods, foods or materials within an enclosed building, but excluding a motor vehicle repair shop and a motor vehicle body shop as a principal or accessory use;
- (2) a printing establishment;
- (3) a warehouse; and,
- (4) a research and development facility;

(b) Non-Industrial

- a radio or television broadcasting and transmission establishment;
- (2) a home furnishings and improvement retail warehouse;
- (3) a recreation facility or structure; and,
- (4) a community club;

(c) Accessory

- (1) an associated educational purpose;
- (2) an associated office;
- (3) a retail outlet operated in connection with a particular purpose permitted by section 793.1.1(a)(1), provided that the total gross commercial floor area of the retail outlet is not more than 15 percent of the total gross industrial floor area of the particular industrial use; and;
- (4) purposes accessory to the other permitted purposes.

793.1.2 shall be subject to the following requirements and restrictions:

- (a) Minimum Lot Area: 1.2 hectares;
- (b) Minimum Lot Width: 60.0 metres;
- (c) Setback of Building(s):
 - (1) a minimum of 15.0 metres to Intermodal Drive; and,
 - (2) a minimum of 20.0 metres to a Residential Zone; however, an operation involving cold storage as a principal or accessory use shall not be located within 30.0 metres of a Residential Zone;
- (d) except at approved access locations, landscaped open space areas shall be provided as follows:
 - a minimum 18.0 metre wide strip abutting a lot line which also forms the rear lot line of a lot within a Residential zone, but in all other instances where a lot abuts a Residential Zone, a minimum 12.0 metre wide strip shall be provided;
 - (2) a minimum 3.0 metre wide strip abutting Intermodal Drive; and,
 - (3) a minimum 3.0 metre wide strip along all other perimeter lot lines which are not shared by another lot in a M1 Section 793 zone;
- (e) Maximum Building Height: 13.7 metres, save and except for an ancillary office component in which case

the maximum building height shall be 2 storeys or 13.7 metres, whichever is the lesser;

- (f) Maximum Floor Space Index: 0.55
- (g) Loading Doors:

No overhead doors shall be permitted on a building wall that faces:

- (1) Intermodal Drive;
- (2) a Residential Zone;
- (3) a Floodplain Zone, unless screened from a public road(s);
- (4) Highway No. 407, if the face of the wall is located 180.0 metres or less from Highway No. 407; or,
- (5) Highway No. 407, if the face of the wall is located further than 180.0 metres from Highway No. 407, unless screened from a public road(s);

(h) Waste Dispósal:

- (1) No opening for waste disposal facilities shall be permitted on a building wall that faces:
 - (i) Intermodal Drive;
 - (ii) a Residential Zone;
 - (iii) a Floodplain Zone, unless screened from a public road(s);
 - (iv) Highway No. 407, if the face of the wall is located 180.0 metres or less from Highway No. 407; or,
 - Highway No. 407, if the face of the wall is located further than 180.0 metres from Highway No. 407, unless screened from a public road(s);
- (2) all garbage and refuse storage, including any containers for the storage of recyclable materials, shall be located within a building;
- (i) Parking and Loading/Unloading:
 - (1) trucks and trailers shall not be loaded, unloaded or parked:
 - (i) in a yard between a building face and Intermodal Drive or an abutting Residential Zone,
 - (ii) within 30.0 metres of Intermodal Drive or a Residential Zone; or,
 - (iii) in a yard between a building face and Highway No. 407, if the face of the wall is located 180.0 metres or less from Highway No. 407;
 - (2) outdoor areas used for truck and trailer loading, unloading and/or parking shall be screened from view from public roads;
 - (3) outdoor areas used for truck and trailer loading, unloading and/or parking shall be screened from view from any Residential Zone using a 3.2 metre high combination berm/fence barrier consisting of a 1.0 metre high berm and a 2.2 metre high opaque fence; and,
 - (4) trucks and trailers having refrigeration units shall not be operated, loaded, unloaded or parked within 100.0 metres of a Residential Zone;

- (j) all rooftop mechanical units located within 100.0 metres of Highway No. 407, Intermodal Drive or a Residential Zone shall be screened;
- (k) for industrial buildings containing multiple units, each individual unit shall have a minimum Gross Floor Area of 1858.0 square metres, but in instances where the building has a total Gross Floor Area of 9290.0 square metres or greater, a maximum of two (2) individual units, each having a minimum Gross Floor Area of 465.0 square metres, shall also be permitted within the building;
- a bank, trust company or financial institution, a restaurant, a banquet hall, or a commercial, technical or recreational school shall not be permitted;
- (m) no outdoor display and/or sales or storage shall be permitted.
- 793.1.3 shall also be subject to the requirements and restrictions relating to the M1 zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 793.1.2.
- 793.2 For the purpose of this section:
 - (a) a building wall, or portion thereof, shall be deemed to face a public road or a specific zone designation if, within a distance of 300.0 metres, a line drawn perpendicular to the alignment of the road or the boundary of the zone in question intersects with the face of the particular building wall without being obstructed by an intervening building;
 - (b) a building wall, or portion thereof, shall be deemed to be screened from a public road if an intervening building, structure, berm, wall, fence or landscaped buffer functions as an opaque barrier which obstructs direct view of the building wall, or portion thereof, from the particular public road;
- 794.1 The lands designated M1 SECTION 794 on Sheet 19 of Schedule A to this by-law:
- 794.1.1 shall only be used for the following purposes:
 - (a) Industrial
 - (1) the manufacturing, cleaning, packaging, processing, repairing or assembly of goods, foods or materials within an enclosed building, but excluding a motor vehicle repair shop and a motor vehicle body shop as a principal or accessory use;
 - (2) non-obnoxious industrial uses involving the storage of goods and materials in the open, including such uses as the storage and rental of equipment, but excluding the storage of trucks, trailers, and intermodal containers and chassis as a principal use, a construction contractor's yard, a landscaping supply yard, a junk or salvage yard, a wrecking yard, an automobile impound facility, a taxi or bus station, a waste transfer station, quarry or pit;
 - (3) a printing establishment;
 - (4) a warehouse; and,
 - (5) a research and development facility;

(b) Non-Industrial

a radio or television broadcasting and transmission establishment;

- 7
- (2) a home furnishings and improvement retail warehouse;
- (3) a recreation facility or structure; and,
- (4) a community club;
- (c) Accessory
 - (1) an associated educational purpose;
 - (2) an associated office;
 - (3) a retail outlet operated in connection with a particular purpose permitted by section 794.1.1(a)(1), provided that the total gross commercial floor area of the retail outlet is not more than 15 percent of the total gross industrial floor area of the particular industrial use; and;
 - (4) purposes accessory to the other permitted purposes.
- 794.1.2 shall be subject to the following requirements and restrictions:
 - (a) Minimum Lot Area: 1.2 hectares;
 - (b) Minimum Lot Width: 60.0 metres;
 - (c) Minimum Setback to Intermodal Drive: 15.0 metres;
 - (d) except at approved access locations, landscaped open space areas shall be provided as follows:
 - (1) a minimum 3.0 metre wide strip abutting Intermodal Drive; and,
 - (2) a minimum 3.0 metre wide strip along all other perimeter lot lines which are not shared by another lot in a M1 – Section 794 zone;
 - (e) Maximum Building Height: 13.7 metres;
 - (f) Maximum Floor Space Index: 0.55
 - (g) Loading Doors:

No overhead doors shall be permitted on a building wall that faces:

- (1) Intermodal Drive; or,
- (2) a Floodplain Zone, unless screened from a public road(s);
- (h) Waste Disposal:
 - (1) No opening for waste disposal facilities shall be permitted on a building wall that faces:
 - (i) Intermodal Drive; or,
 - (ii) a Floodplain Zone, unless screened from a public road(s);
 - (2) all garbage and refuse storage, including any containers for the storage of recyclable materials, shall be located within a building, unless contained in an enclosure that is screened from view from a public road(s); and,
 - (3) refuse storage for food processing purposes, a banquet hall or a restaurant, including any containers for the storage of recyclable materials, shall be contained in a climate controlled area within a building;

- (i) Parking and Loading/Unloading:
 - (1) trucks and trailers shall not be loaded, unloaded or parked:
 - (i) in a yard between a building face and Intermodal Drive; or,
 - (ii) within 30.0 metres of Intermodal Drive;
 - (2) outdoor areas used for truck and trailer loading, unloading and/or parking shall be screened from view from public roads;
- (j) Outside Storage:
 - shall not be permitted on any portion of a lot required for parking, loading, driveways or landscaped open space;
 - (2) shall not exceed a maximum height of 3.5 metres, or 1 container on a truck chassis, within 30.0 metres of a barrier erected for screening purposes, which may be increased to 5.0 metres for storage located beyond 30.0 metres from a screen barrier;
 - (3) where a building does not provide concealment, outside storage shall be screened from view from public roads by an opaque screen barrier having a height equal to the height of any stored material located within 30.0 metres of the screen barrier, but which in all instances shall have a minimum height of 2.2 metres and a maximum height of 3.5 metres;
 - (4) shall only be permitted in conjunction with a building having a minimum Gross Floor Area of 1858.0 square metres; and,
 - (5) shall be confined to the defined rear yard and interior side yard, but in all instances, shall not be located within 60.0 metres of Intermodal Drive; and,
- (k) any barrier erected for the purpose of screening outside storage shall consist of a berm and/or fence/wall where the maximum height of the fence/wall shall be 2.2 metres and the berm shall be constructed at a maximum 3:1 slope;
- (I) all rooftop mechanical units located within 100.0 metres of Intermodal Drive shall be screened;
- shall also be subject to the requirements and restrictions relating to the M1 zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 794.1.2.
- 794.2 For the purpose of this section:
 - (a) a building wall, or portion thereof, shall be deemed to face a public road or a specific zone designation if, within a distance of 250.0 metres, a line drawn perpendicular to the alignment of the road or the boundary of the zone in question intersects with the face of the particular building wall without being obstructed by an intervening building; and,
 - (b) a building wall, or portion thereof, shall be deemed to be screened from a public road if an intervening building, structure, berm, wall, fence or landscaped buffer functions as an opaque barrier which obstructs direct view of the building wall, or portion thereof, from the particular public road.

795.1.1 shall only be used for the following purposes:

(a) Industrial

- (1) the manufacturing, cleaning, packaging, processing, repairing or assembly of goods, foods or materials within an enclosed building, but excluding a motor vehicle repair shop and a motor vehicle body shop as a principal or accessory use;
- (2) non-obnoxious industrial uses involving the storage of goods and materials in the open, including such uses as the storage and rental of equipment and the storage of trucks, trailers, and intermodal containers and chassis, but excluding a construction contractor's yard, a landscaping supply yard, a junk or salvage yard, a wrecking yard, an automobile impound facility, a taxi or bus station, a waste transfer station, quarry or pit;
- (3) a printing establishment;
- (4) a warehouse; and,
- (5) a research and development facility;

(b) Non-Industrial

- a radio or television broadcasting and transmission establishment;
- (2) a home furnishings and improvement retail warehouse;
- (3) a recreation facility or structure; and,
- (4) a community club;

(c) Accessory

- (1) an associated educational purpose;
- (2) an associated office;
- (3) a retail outlet operated in connection with a particular purpose permitted by section 795.1.1(a)(1), provided that the total gross commercial floor area of the retail outlet is not more than 15 percent of the total gross industrial floor area of the particular industrial use; and;
- (4) purposes accessory to the other permitted purposes.

795.1.2 shall be subject to the following requirements and restrictions:

- (a) Minimum Lot Area: 1.2 hectares;
- (b) Minimum Lot Width: 60.0 metres;
- (c) Minimum Setback to Intermodal Drive: 15.0 metres;
- (d) except at approved access locations, landscaped open space areas shall be provided as follows:
 - (1) a minimum 3.0 metre wide strip abutting Intermodal Drive; and,
 - (2) a minimum 3.0 metre wide strip along all other perimeter lot lines which are not shared by another lot in a M1 – Section 795 zone;
- (e) Maximum Building Height: 13.7 metres;
- (f) Maximum Floor Space Index: 0.55
- (g) Loading Doors:

No overhead doors shall be permitted on a building wall that faces:

- (1) Intermodal Drive; or,
- (2) a Floodplain Zone, unless screened from a public road(s);

(h) Waste Disposal:

- (1) No opening for waste disposal facilities shall be permitted on a building wall that faces:
 - (i) Intermodal Drive; or,
 - (ii) a Floodplain Zone, unless screened from a public road(s);
- (2) all garbage and refuse storage, including any containers for the storage of recyclable materials, shall be located within a building, unless contained in an enclosure that is screened from view from a public road(s); and,
- (3) refuse storage for food processing purposes, a banquet hall or a restaurant, including any containers for the storage of recyclable materials, shall be contained in a climate controlled area within a building;
- (i) Truck and Trailer Loading/Unloading:
 - (1) trucks and trailers shall not be loaded or unloaded:
 - (i) in a yard between a building face and Intermodal Drive; or,
 - (ii) within 30.0 metres of Intermodal Drive;
 - (2) outdoor areas used for truck and trailer loading and/or unloading shall be screened from view from public roads;

(j) Outside Storage:

- outside storage of goods and materials shall not be permitted on any portion of a lot required for parking, loading, driveways or landscaped open space;
- (2) shall not exceed a maximum height of 3.5 metres, or 1 container on a truck chassis, within 30.0 metres of a barrier erected for screening purposes, which may be increased to 5.0 metres for storage located beyond 30.0 metres from a screen barrier;
- (3) where a building does not provide concealment, outside storage shall be screened from view from public roads by an opaque screen barrier having a height equal to the height of any stored material located within 30.0 metres of the screen barrier, but which in all instances shall have a minimum height of 2.2 metres and a maximum height of 3.5 metres;
- (4) shall only be permitted in conjunction with a building having a minimum Gross Floor Area of 929.0 square metres;
- (5) outside storage of goods and materials shall be confined to the defined rear yard and interior side yard, but in all instances, shall not be located within 60.0 metres of Intermodal Drive; and,
- (6) outside storage of truck and trailer parking shall be confined to the defined rear yard and interior side yard;

- (k) any barrier erected for the purpose of screening outside storage shall consist of a berm and/or fence/wall where the maximum height of the fence/wall shall be 2.2 metres and the berm shall be constructed at a maximum 3:1 slope;
- all rooftop mechanical units located within 100.0 metres of Intermodal Drive shall be screened;
- (m) the holding (H) symbol shall not be lifted until a permanent maintenance easement satisfactory to the Commissioner of Planning, Design and Development of the City of Brampton and the Toronto and Region Conservation Authority is confirmed and formally granted in writing, together with a Reference Plan detailing the exact limits of the easement, in favour of the City, in perpetuity, for an appropriate storm water wetland facility, and written confirmation is received from any and all authorities having easements which would be affected by such works agreeing to the permanent easement for wetland maintenance purposes within their respective easement(s);
- (n) until the 'H' is removed, the lands designated M1(H) Section 795 shall only be used for the purposes permitted in the FLOODPLAIN (F) zone, subject to the requirements and restrictions of the F zone and all the general provisions of this by-law;
- shall also be subject to the requirements and restrictions relating to the M1 zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 795.1.2.
- 795.2 For the purpose of this section:
 - (a) a building wall, or portion thereof, shall be deemed to face a public road or a specific zone designation if, within a distance of 200.0 metres, a line drawn perpendicular to the alignment of the road or the boundary of the zone in question intersects with the face of the particular building wall without being obstructed by an intervening building; and,
 - (b) a building wall, or portion thereof, shall be deemed to be screened from a public road if an intervening building, structure, berm, wall, fence or landscaped buffer functions as an opaque barrier which obstructs direct view of the building wall, or portion thereof, from the particular public road.
- 796 The lands designated F SECTION 796 on Sheet 19 of Schedule A to this by-law:
- shall only be used for the purposes permitted in an F zone.
- shall be subject to the following requirements and restrictions:
 - No buildings, structures or excavations,, including a road or storm water management facility, shall be located closer than 14.0 metres to the Highway No. 407 right-of-way.
- shall also be subject to the requirements and restrictions relating to the F zone and all the general provisions of this by-law which are not in conflict with the ones set out in section 796.2."

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

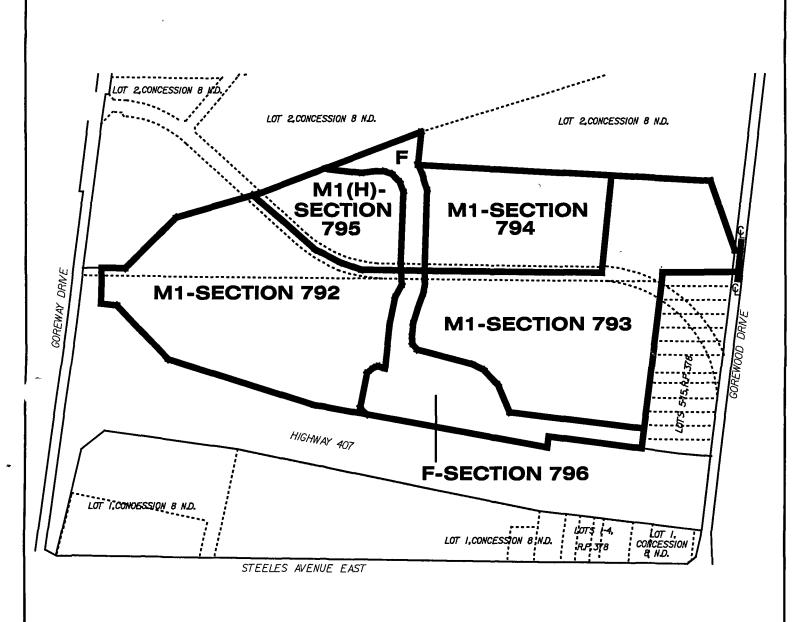
APPROVED AS TO FORM LAW DEFT. BRAMETON SUSAN FENNELL - MAYOR

EONARD J. MIKULICH - CITY CLERK

N/IX/II

Approved as to content:

John B Corbett MCIP/ RPP Director, Planning and Land Development Services



LEGEND

ZONE BOUNDARY

€ CENTRELINE OF ORIGINAL ROAD ALLOWANCE

m METRES

0 100 200 300 Metres

PART LOT 1 & 2, CONCESSION 8, N.D.

BY-LAW 56-83 SCHEDULE A

By-Law 61-2003

Schedule A



CITY OF BRAMPTON

Planning, Design and Development

Date 2003 01 04

Drawn by: CJK

File no. C8E2.9

Map no. 67-27S

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 61-2003 being a by-law to amend Comprehensive Zoning By-law 56-83 as amended (Giampaolo Investments Limited) File C8E1.2 and C8E2.9

DECLARATION

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

- 1. I am the City Clerk of The Corporation of the City of Brampton and as such have knowledge of the matters herein declared.
- 2. By-law 61-2003 passed by the Council of The Corporation of the City of Brampton at its meeting held on the 10th day of March, 2003
- Written notice of By-law 61-2003 as required by section 34(18) of the *Planning Act* was given on the 14th day of March, 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.
- 4. No notices of appeal were filed under section 34(19) of the Planning Act on or before the final date for filing objections.

Mulh

DECLARED before me at the

City of Brampton in the

Region of Peel this

4th day of April, 2003

A Commissioner, étc.

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