



BY-LAW 188-88

Z 880006

Ontario Municipal Board
Commission des affaires municipales de l'Ontario

IN THE MATTER OF Section 34(11) of
the Planning Act, 1983

AND IN THE MATTER OF an appeal to
this Board by Georgina B. Cobban for
an order directing an amendment to
By-law 861 of the City of Brampton to
rezone the lands comprising part of
Lot 16, Concession 2, E.H.S., City of
Brampton from Agricultural Class One
(A1) to Residential Two - Section 607
(R2-SEC.607) to permit a daycare
facility, nursery school, and related
and accessory purposes

RECEIVED
CLERK'S DEPT.

AUG 31 1988

REG:

FILE NO: C2E16.4
6944

B E F O R E :

A.J.L. CHAPMAN
Member

)
)
)

Wednesday, the 25th day
of May, 1988

THIS APPEAL having come on for public hearing this day and after the hearing;

THE BOARD ORDERS that the appeal for an order amending By-law 861 is allowed
and said by-law is hereby amended in accordance with Schedule "A" attached
hereto and forming part of this order. The municipality is hereby authorized
to assign a by-law or other number to this document for record-keeping
purposes.

SECRETARY

ENTERED
O. B. No. <u>Z88-1</u>
Folio No. <u>11</u>
AUG 26 1988
ACTING SECRETARY ONT MUNICIPAL BOARD



Ontario

Ontario Municipal Board
Commission des affaires municipales de l'Ontario

"SCHEDULE A"
To the Order of the Ontario
Municipal Board made on the
25th day of May, 1988.

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 188-88

To amend By-law 861 (part of Lot
16, Concession 2, E.H.S., in the
geographic Township of
Chinguacousy)

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

1. Schedule A to By-law 861, as amended, is hereby further amended by changing the zoning designation of the lands shown outlined on Schedule A to this by-law from AGRICULTURAL CLASS 1 (A1) to RESIDENTIAL SECOND DENSITY - SECTION 607 (R2 - SECTION 607).
2. Schedule A to this by-law is hereby attached to By-law 861 as part of Schedule A, and forms part of By-law 861.
3. Schedule B to this by-law is hereby attached to By-law 861 as SECTION 607 - SITE PLAN, and forms part of By-law 861.
4. By-law 861, as amended, is hereby further amended by adding thereto the following section:

"607.1 The lands designated R2 - SECTION 607 on
Schedule A to this by-law:

607.1.1 shall only be used for:

- (1) one family dwelling,
- (2) a day nursery, and
- (3) purposes accessory to the other permitted purposes.

607.1.2 shall be subject to the following requirements and restrictions:

- (1) All buildings, except accessory building, shall be located within the areas shown as BUILDING AREA A and BUILDING AREA B on SECTION 607 - SITE PLAN;

SECRETARY

- (2) Accessory building shall be located only in accordance with the general provisions of this by-law;
- (3) The minimum depth of the front and rear yards, and the minimum width of the side yards, shall be as shown on SECTION 607 - SITE PLAN;
- (4) The day nursery shall only be located within BUILDING AREA A shown on SECTION 607 - SITE PLAN;
- (5) An outdoor play area shall only be located within an area shown as OUTDOOR PLAY AREA on SECTION 607 - SITE PLAN;
- (6) Landscaped open space shall be provided and maintained in the locations shown as LANDSCAPED OPEN SPACE on SECTION 607 - SITE PLAN;
- (7) The day nursery shall be limited to a maximum of 66 children;
- (8) Parking spaces shall be provided in accordance with the following:
 - (a) Each parking space shall be an angled parking space, and an angled parking space shall be a rectangular area measuring not less than 2.75 metres in width and 6 metres in length.
 - (b) Where parking spaces are provided or required, the following requirements and restrictions shall apply:
 - (i) the parking spaces shall be provided or maintained on the same lot or parcel as the building or use for which they are required or intended;
 - (ii) the width of a driveway leading to any parking area shall be a minimum of 3 metres for one-way traffic, and a minimum width of 6 metres for two-way traffic;
 - (iii) each parking space shall have unobstructed access to an aisle leading to a driveway or street, and

- (iv) aisles leading to parking spaces and providing unobstructed access from each parking space to a driveway shall be established in accordance with the following:

<u>Angle of Parking</u>	<u>Minimum Aisle Width</u>
(A) up to 50 degrees	4 metres
(B) 50 degrees up to 70 degrees	5.75 metres
(C) 70 degrees up to and including 90 degrees	6 metres

- (c) The number of parking spaces shall be provided as follows:

(i) for a one-family dwelling - 2 parking spaces, one of which shall be in a garage;

(ii) for a day nursery:

(A) 1 space for each staff member including support staff,

(B) 1 space for a service vehicle, and

(C) 2 spaces for visitors.

- (d) The required parking spaces shall only be located within the area shown as PARKING and DRIVEWAY AREA on SCHEDULE 607 - SITE PLAN.

(9) One sign, not exceeding an area of 1 square metres shall be permitted, and

(10) All garbage and refuse storage containers shall be located within a building;

607.1.3 shall also be subject to the requirements and restrictions relating to the R2 Zone and all the general provisions of this by-law, which are not in conflict with the provisions set out in SECTION 607.1.2.

607.2 For the purposes of Section 607, **DAY NURSERY** shall mean a day nursery within the meaning of the **Day Nurseries Act**.

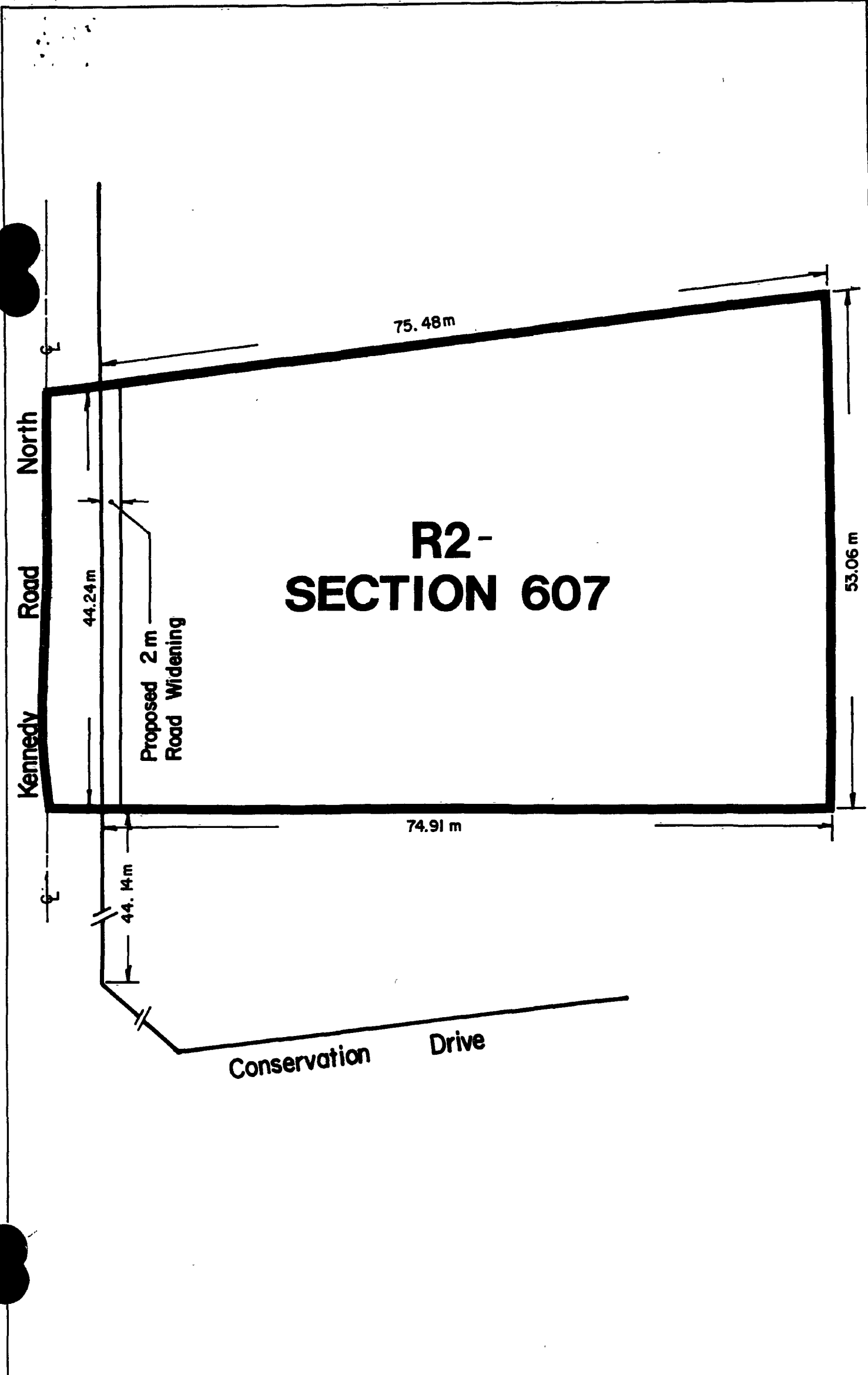
LANDSCAPED OPEN SPACE shall mean an unoccupied area of land which is used for the growth, maintenance and conservation of grass, flowers, trees and shrubs and may include an outdoor play area, surfaced walk, patio, screening, pool or similar visual amenity, but shall exclude any driveway, ramp, car parking or loading area, curb, retaining wall or any covered space beneath or within any building or structure."

READ a FIRST, SECOND and THIRD TIME and PASSED, in OPEN COUNCIL,
this day of 198 .

KENNETH G. WHILLANS - MAYOR

LEONARD J. MIKULICH - CLERK

69/87/10



PART LOT 16 CON. 2 E.H.S. (CHING.)
 BY-LAW 861 SCHEDULE A

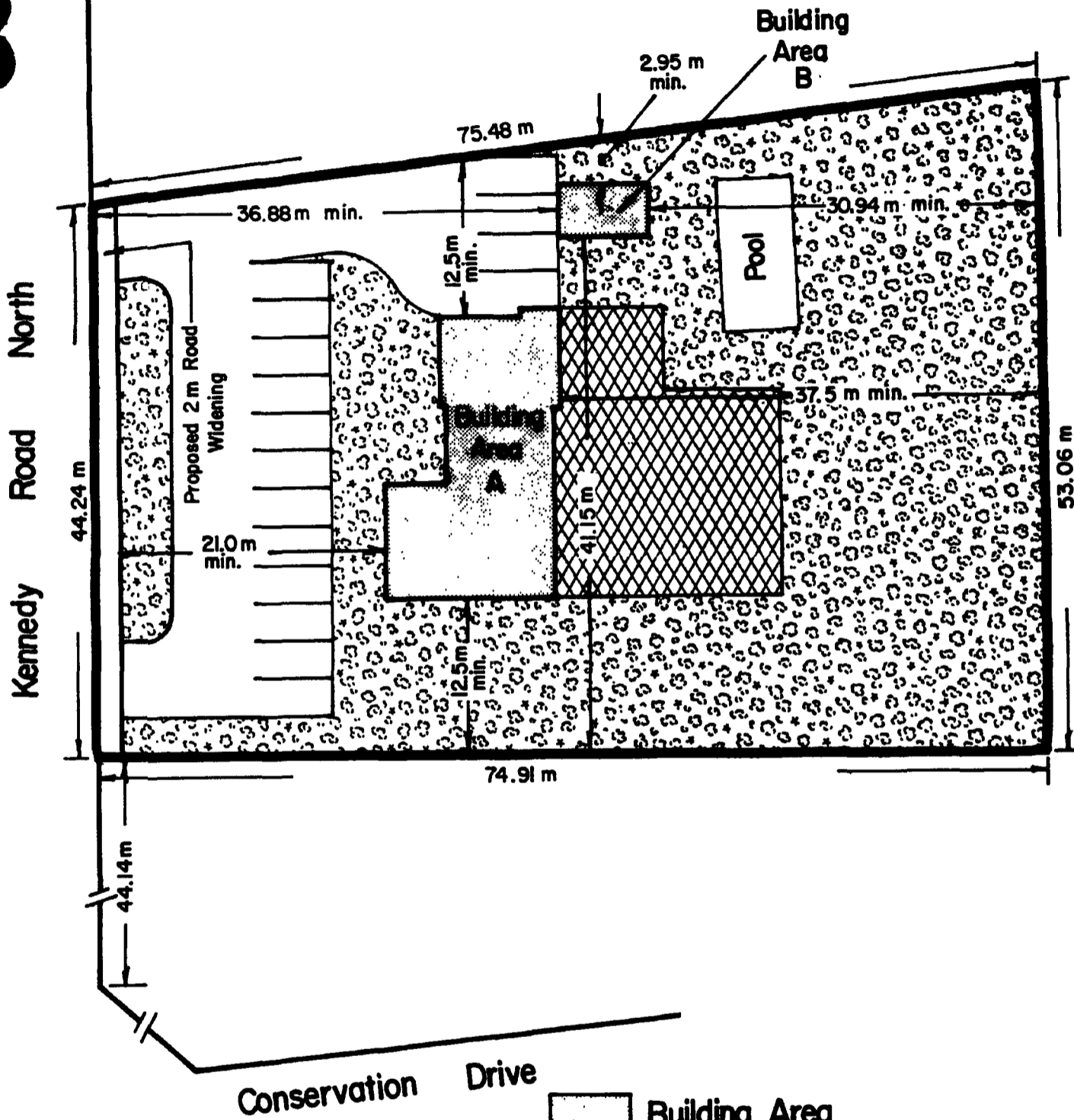
By - Law 188-88 Schedule A







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CITY OF BRAMPTON
 Planning and Development

Date: 1987 08 12 Drawn by: *P.S.*
 File no. C2E16.4 Map no. 8-5E



-  Building Area
-  Landscaped Open Space
-  Outdoor Play Area
-  Parking and Driveway Area
-  Minimum
-  Metres

**SECTION 607 - SITE PLAN
BY-LAW 861**

By-Law 188-88 Schedule B



1:450

CITY OF BRAMPTON
Planning and Development

Date: 1987 08 12
File no. C2E16.4

Drawn by: *P.S.*
Map no. 8-5D