

IN THE MATTER OF the *Planning Act, R.S.O. 1990*, as amended, sections 17 and 34:

AND IN THE MATTER OF the City of Brampton By-law 312-2010 being a by-law to adopt Official Plan Amendment OP2006-049 and By-law 313-2010 to amend Zoning By-law 270-2004 as amended, - Korsiak & Company Limited - Parkside Building Group Inc. (File C02W10.013).

DECLARATION

I, Earl Evans, of the City of Brampton, in the Region of Peel, hereby make oath and say as follows:

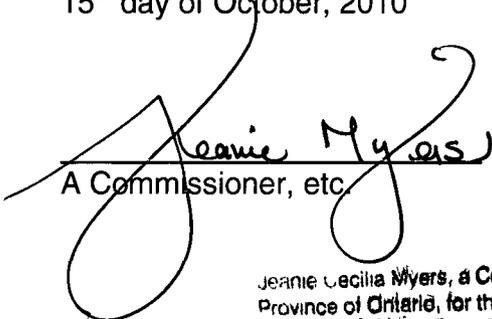
1. I am the Deputy Clerk of The Corporation of the City of Brampton and as such have knowledge of the matters herein declared:
2. By-law 312-2010 was passed by the Council of the Corporation of the City of Brampton at its meeting on the 15th day of September, 2010, to adopt Amendment Number OP2006-049 to the 2006 Official Plan;
3. By-law 313-2010 was passed by the Council of the Corporation of the City of Brampton at its meeting held on the 15th day of September, 2010, to amend Zoning By-law 270-2004, as amended.
4. Written notice of By-law 312-2010 as required by section 17(23) and By-law 313-2010 as required by section 34(18) of the *Planning Act* was given on the 24th day of September, 2010, in the manner and in the form and to the persons and agencies prescribed by the *Planning Act, R.S.O. 1990* as amended.
5. No notice of appeal was filed under section 17(24) and section 34(19) of the *Planning Act* on or before the final date for filing objections.
6. In all other respect the Official Plan Amendment and Zoning By-law have been processed in accordance with all of the *Planning Act* requirements including regulations for notice.
7. OP2006-049 is deemed to have come into effect on the 15th day of October, 2010, in accordance with Section 17(27) of the *Planning Act, R.S.O. 1990*, as amended.
8. Zoning By-law 313-2010 is deemed to have come into effect on the 24th day of September, 2010, in accordance with Section 34(21) of the *Planning Act, R.S.O. 1990*, as amended.

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the)
City of Brampton in the)
Region of Peel this)
15th day of October, 2010)



Earl Evans



A Commissioner, etc.

Jeanie Cecilia Myers, a Commissioner, etc.,
Province of Ontario, for the
Corporation of the City of Brampton.
Expires April 8, 2012.



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 312-2010

To Adopt Amendment Number OP 2006-049
to the 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 Planning Act, R.S.O. 1990, c.P. 13, hereby ENACTS as follows:

1. Amendment Number OP 2006 - 049 to the Official Plan of the City of Brampton Planning Area is hereby adopted and made part of this by-law.

READ a FIRST, SECOND and THIRD TIME, and PASSED in OPEN COUNCIL, this 15th day of September, 2010.


 SUSAN FENNELL - MAYOR


 PETER FAY - CLERK

Approved as to Content:


 Adrian Smith
 Director, Planning Policy & Growth Management

C02W10 013

| | |
|--|---------|
| APPROVED AS TO FORM LAW DEPT BRAMPTON | |
| <i>M. Rea</i> | |
| DATE | 3008/10 |

AMENDMENT NUMBER OP 2006 - 049
TO THE OFFICIAL PLAN OF THE
CITY OF BRAMPTON PLANNING AREA

1.0 Purpose:

The purpose of this amendment is to amend The Fletchers Creek Village Secondary Plan (Area 43) by deleting Policy 3.2.2 and replacing it with a new policy increasing the permitted gross commercial floor area and also including a senior retirement home as a permitted use.

2.0 Location:

The lands subject to this amendment are located on the southeast corner of Bovaird Drive West and Fletcher's Creek Boulevard. The lands have an area of approximately 4.7 hectares and are described as Part of Lot 10, Concession 2, West of Hurontario Street in the City of Brampton.

3.0 Amendments and Policies Relative Thereto:

3.1 The document known as the Official Plan of the City of Brampton Planning Area is hereby amended:

(1) by adding to the list of amendments pertaining to Secondary Plan Area Number 43: Fletcher's Creek Village as set out in Part II: Secondary Plans, Amendment Number OP 2006- 049 .

(2) by deleting Policy 3.2.2, as it pertains to Secondary Plan Area Number 43: Fletcher's Creek Village as set out in Part II: Secondary Plans, and replacing it with the following:

"3.2.2 Lands designated Neighbourhood Commercial on Schedule SP43(a) shall be developed in accordance with the Local Retail Hierarchy policies for Neighbourhood Retail facilities as outlined under Section 4.2.11.5a) of the Official Plan with the following exceptions:

- i) Shall permit a maximum gross commercial floor area of 12,500 square metres;

- ii) Shall permit a senior retirement home having a maximum height of six storeys and a maximum of 163 units.”

Approved as to Content:



Adrian Smith
Director, Planning Policy & Growth Management