



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 325-85

To amend By-law 861 (part of Lot 5, Concession 4, W.H.S., 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 COMMERCIAL CLASS 2 - SECTION 457 (C2 - SECTION 457), such lands being part of Lot 5, Concession 4, W.H.S. in the geographic Township of Chinguacousy.
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. By-law 861, as amended, is hereby further amended by adding thereto the following section:

"457.1 The lands designated C2 - SECTION 450 on Schedule A to this by-law:

457.1.1 shall only be used for the following purposes:

- (a) a dining room restaurant, and
- (b) purposes accessory to the other permitted purposes.

457.1.2 shall be subject to the following requirements and restrictions:

- (a) maximum gross commercial - 510 square metres
 floor area
- (b) minimum front yard depth - 5 metres
- (c) minimum interior side - 5 metres
 yard width

- (d) minimum rear yard depth - 10 metres
- (e) maximum building height - 2 storeys
- (f) minimum width for landscaped open space
 - (1) abutting a road allowance
(except for driveways) - 5 metres
 - (2) abutting an interior lot line - 1 metre
- (g) parking spaces shall be provided in accordance with the following:
 - (1) Each parking space shall be an angled parking space or a parallel parking space, and
 - (a) an angled parking space shall be a rectangular area measuring not less than 2.75 metres in width and 6 metres in length; and
 - (b) a parallel parking space shall be a rectangular area measuring not less than 2.75 metres in width and 6.5 metres in length, the long side of which is parallel to an aisle.
 - (2) Where parking spaces are provided or required, the following requirements and restrictions shall apply:
 - (a) The parking spaces shall be provided or maintained on the same lot or block as the building or use for which they are required or intended;
 - (b) 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;
 - (c) Each parking space shall have unobstructed access to an aisle leading to a driveway or street, and
 - (d) Aisles leading to parking spaces and providing unobstructed access from each parking space to a driveway shall be established on the following basis:

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

(3) Parking spaces shall be provided and maintained in accordance with the following provisions:

<u>Use</u>	<u>Minimum Parking Spaces Required</u>
Dining room restaurant	1 parking space for each 9.6 square metres of gross commercial floor area or portion thereof.

- (h) garbage and refuse containers shall be totally enclosed within a climate controlled room within the main building;
- (i) no outside storage or display of goods shall be permitted, and
- (j) no amusement devices shall be permitted.

457.2 For the purposes of section 457,

AMUSEMENT DEVICE shall mean any machine, device or contrivance used for playing any game of chance or skill or of mixed chance or skill or which is used to afford entertainment or amusement to the operator, and, without limiting the generality of the foregoing, includes what is commonly known as a pinball game, an electronic game, and video game.

GROSS COMMERCIAL FLOOR AREA shall mean the aggregate of the areas of each storey, at, above, or below established grade, measured from the exterior of the outside walls, but excluding any parts of the building used for mechanical equipment, stairwells, elevators, or any part of the building below established grade used for storage purposes.

LANDSCAPED OPEN SPACE shall mean an unoccupied area of land which is used for the growth, maintenance and conservation of grass, flowers, trees and scrubs and other vegetation and may include a 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.

RESTAURANT, DINING ROOM shall mean a building or place where food and drink are prepared and offered for sale to the public, to be served by a restaurant employee at the same table or counter where the food and drink were ordered and are to be consumed, and where take-out food services are not available."

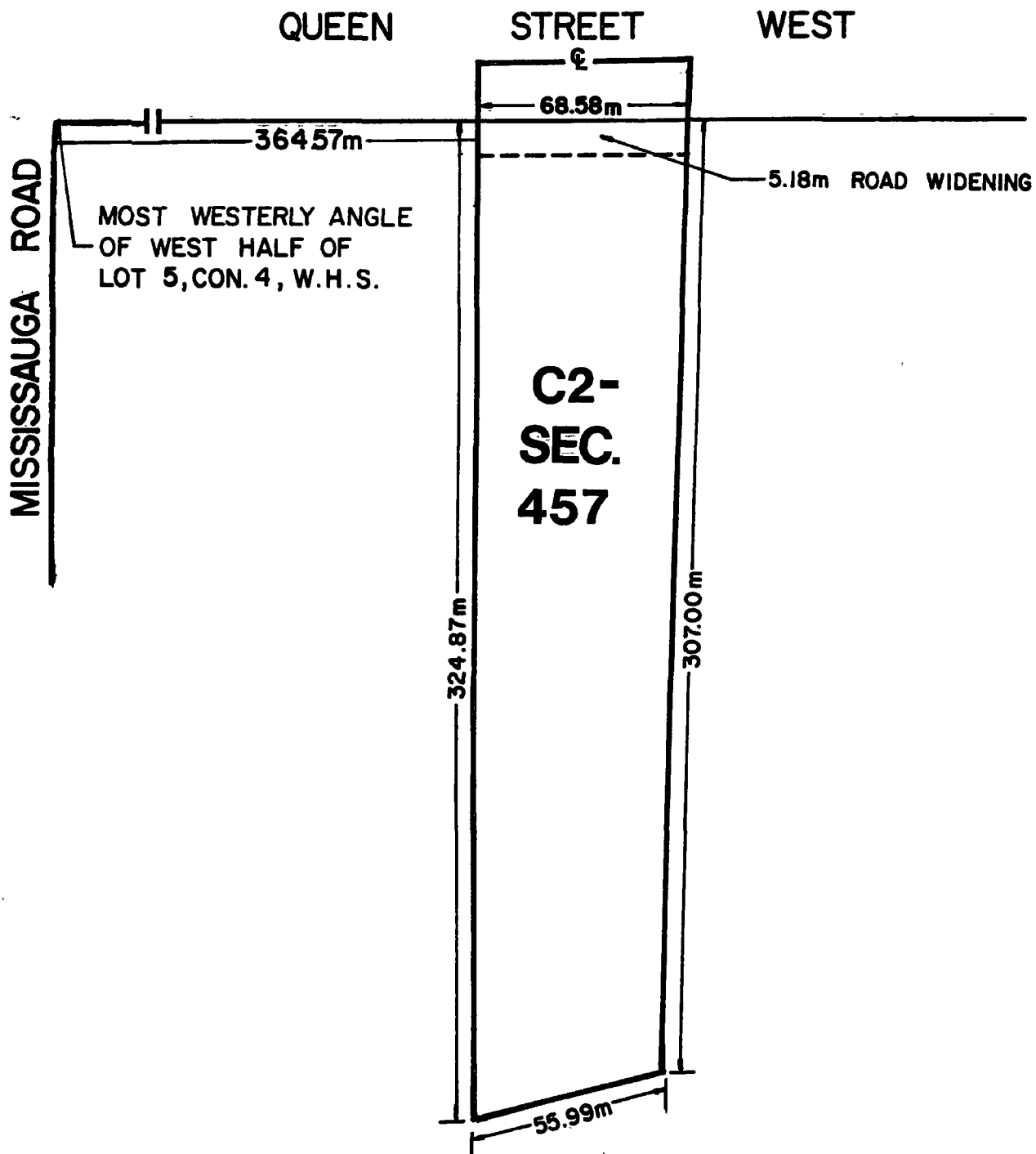
READ a FIRST, SECOND and THIRD TIME and passed in open council,

this 18th day of November, 198₅.


KENNETH G. WHILLANS - MAYOR

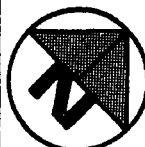

LEONARD J. MIKULICH - CLERK





PART LOT 5, CON. 4, W.H.S.
BY-LAW 861 SCHEDULE A

By-Law 325-85 Schedule A



1:2000

CITY OF BRAMPTON
Planning and Development

Date: 85 10 01 Drawn by: K.L.
File no. C4W5.1 Map no. 56-2C

IN THE MATTER OF the Planning Act,
1983, section 34;

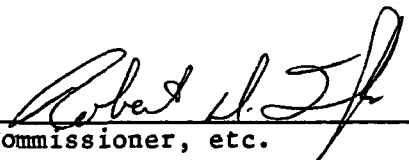
AND IN THE MATTER OF the City of
Brampton By-law 325-85.

DECLARATION

I, LEONARD J. MIKULICH, of the City of Brampton, in the
Region of Peel, DO SOLEMNLY DECLARE THAT:

1. I am the Clerk of The Corporation of the City of
Brampton and as such have knowledge of the mat-
ters herein declared.
2. By-law 324-85 which adopted Amendment Number 75
and 75A was passed by the Council of the Corpora-
tion of the City of Brampton at its meeting held
on November 18th, 1985.
3. Written notice of By-law 325-85 as required by
section 34 (17) of the Planning Act, 1983 was
given on November 27th, 1985 in the manner and in
the form and to the persons and agencies pre-
scribed by the Planning Act, 1983.
4. No notice of appeal under section 34(18) of the
Planning Act, 1983 has filed with me to the date
of this declaration.
5. Official Plan Amendment 75 and 75A were approved
by the Ministry of Municipal Affairs on March
26th, 1986.

DECLARED before me at the City of)
Brampton in the Region of Peel)
this 8th day of April, 1986.)


A Commissioner, etc.

ROBERT D. TUFTS, a Commissioner,
etc., Judicial District of Peel, for The
Corporation of the City of Brampton.
Expires May 25th, 1988.

