

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW 073-2022

BEING A BY-LAW TO AMEND THE TOWN OF MILTON COMPREHENSIVE ZONING BY-LAW 016-2014, AS AMENDED, PURSUANT TO SECTION 34 OF THE *PLANNING ACT* IN RESPECT OF THE LANDS DESCRIBED AS BLOCK 41, REGISTERED PLAN 20M-1206, PART OF LOT 7, CONCESSION 2 NS (TRAFALGAR), TOWN OF MILTON, REGIONAL MUNICIPALITY OF HALTON (MILTON MODERN ART PROPERTIES LIMITED) - FILE: Z-21/20

WHEREAS the Council of the Corporation of the Town of Milton deems it appropriate to amend Comprehensive Zoning By-law 016-2014, as amended;

AND WHEREAS the Town of Milton Official Plan provides for the lands affected by this by-law to be zoned as set forth in this by-law;

NOW THEREFORE the Council of the Corporation of the Town of Milton hereby enacts as follows:

1. **THAT** Schedule A to Comprehensive Zoning By-law 016-2014, as amended, is hereby further amended by changing the existing Future Development (FD) Zone symbol to a Residential / Office Special Provision 324 (RO*324) Zone symbol on the lands shown on Schedule A attached hereto.
2. **THAT** Section 13.1.1 of Comprehensive Zoning By-law 016-2014, as amended, is hereby further amended by adding Section 13.1.1.324 to read as follows:

Residential/Office Special Provision 324 (RO*324) Zone

Notwithstanding any provisions of the Zoning By-law to the contrary, for the lands zoned site-specific Residential Office (RO*324) the following standards and provisions shall apply to an Apartment Building:

- a. Zone Standards
 - i. Lot Coverage (maximum): 38%
 - ii. Rear Yard Setback (minimum): 10.6 metres
 - iii. Interior Side Yard Setback (minimum): 10.5 metres
 - iv. Floor Space Index (maximum): 2.5
- b. Special Site Provisions
 - i. The underground parking structure may be setback a minimum of 1.5 metres to Clarrriage Court street line and shall be able to encroach into a landscape buffer.

- ii. Parking areas shall be setback a minimum of 3.1 metres from a street line.
 - iii. Balconies shall be permitted to encroach a maximum of 2.0 metres into a required yard.
 - iv. Canopies shall be permitted to encroach a maximum of 2.2 metres into a required yard.
 - v. The minimum width of a one-way drive aisle adjacent to a parking space shall be 3.5 metres.
 - vi. The structure enclosing the parking ramp shall be located a minimum of 3.0 metres from Regional Road 25.
 - vii. The minimum required parking shall be:
 - 1. Resident Parking Spaces - 321
 - 2. Visitor Parking Spaces - 57
 - viii. Tandem parking spaces are permitted in the underground parking structure and shall be counted toward the required amount of resident parking for the site.
 - ix. Mechanical floors and penthouses can be setback a minimum of 1.5 metres from the exterior walls of the floor beneath it.
 - x. Required bicycle parking can be provided either at grade, in a stacked rack or in a bicycle locker interior to the building.
 - xi. Stacked bicycle parking spaces shall have a minimum vertical clearance of 1.2 m.
3. If no appeal is filed pursuant to Section 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, or if an appeal is filed and the Ontario Land Tribunal dismisses the appeal, this by-law shall come into force on the day of its passing. If the Ontario Land Tribunal amends the by-law pursuant to Section 34 (26) of the *Planning Act*, as amended, the part or parts so amended come into force upon the day the Tribunal's Order is issued directing the amendment or amendments.

PASSED IN OPEN COUNCIL ON JULY 18, 2022.

Gordon A. Krantz Mayor

Meaghen Reid Town Clerk