

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 059-2019

BEING A BY-LAW TO AMEND THE TOWN OF MILTON COMPREHENSIVE ZONING BY-LAW 144-2003, AS AMENDED, PURSUANT TO SECTION 34 OF THE *PLANNING ACT* IN RESPECT OF ALL LANDS WITHIN THE TOWN OF MILTON, (TOWN FILE: Z-01/19)

WHEREAS the Council of the Corporation of the Town of Milton deems it appropriate to amend Comprehensive Zoning By-law 144-2003, as amended;

AND WHEREAS the Town of Milton Official Plan will provide for the lands affected by this by-law to be zoned as set forth in this by-law upon the approval of Official Plan Amendment No. 55;

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

1.0 THAT Section 1.3 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by deleting the phrase '*Group Home, Correctional Group Home, Group Home Type 1 and Group Home Type 2*' and replacing it with '*and Shared Housing*'.

2.0 THAT Section 3 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by deleting the following definitions in their entirety:

- Group Home, Correctional
- Group Home Type 1
- Group Home Type 2

3.0 THAT Section 3 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by adding the following definition:

Shared Housing

Means a living arrangement which is licensed and/or regulated under a provincial and/or federal statute where up to ten (10) individuals, exclusive of staff, share accommodation as a single housekeeping unit within a dwelling unit and are supported and/or supervised within that unit.

4.0 THAT Section 3 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying the defined term 'Bed and Breakfast Establishment' by removing the phrase '*Group Home*' and replacing it with '*Shared Housing*'.

5.0 THAT Section 4 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by deleting “Section 4.7” in its entirety and replacing it with the following:

4.7 SHARED HOUSING

Shared Housing is permitted in accordance with the following:

- i) *Shared Housing* shall be permitted as a residential use where that use is permitted in the zone;

6.0 THAT Section 5 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying Table 5D as follows:

- Under the ‘Type or Nature of Use’ Column, the phrase ‘*Group Homes*’ is removed and replaced with ‘*Shared Housing*’; and,
- The ‘Minimum Off-Street Parking Requirements’ column for ‘*Shared Housing*’ is amended by replacing the word ‘every’ with the word ‘each’; the phrase ‘per working shift’ is added after the words ‘staff member’ and before the words ‘, in addition to’; and, the words ‘*unit type*’ are added after the word ‘*dwelling*’.

7.0 THAT Section 6 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying Table 6A as follows:

- *Group Home Type 1* is deleted from the table;
- *Group Home Type 2* is deleted from the table;
- *Shared Housing* is added to the table under the Residential Uses Column;
- A bullet point (•) is added to the table under the columns ‘RE and RV’ in the row containing *Shared Housing*
- Footnote (*1) is deleted;
- An asterisk ‘(*1)’ is added beside ‘*Shared Housing*’ in the Permitted Uses column; and,
- The following footnote (*1) is added to the Footnote(s) for Table 6A:
“*Shared Housing* is permitted within any dwelling unit that is permitted in the zone.”

8.0 THAT Section 7 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying Table 7B as follows:

- *Group Home Type 1 and 2* is deleted from the table;
- *Shared Housing* is added to the table under the Residential Uses Column;
- A bullet point (•) is added to the table under the column C4 in the row containing *Shared Housing*;
- An asterisk ‘(*2)’ is added beside ‘*Shared Housing*’ in the Permitted Uses column; and,

- The following footnote ‘(*2)’ is added to the Footnote(s) for Table 7B “*Shared Housing* is permitted within any dwelling unit permitted in the zone.”.
- 9.0 THAT** Section 9 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying Table 9A as follows:
- *Group Home, Correctional* is deleted from the table.
- 10.0 THAT** Section 10 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by modifying Table 10A as follows:
- *Group Home Type 1* is replaced with ‘*Shared Housing*’;
 - *Group Home Type 2* is deleted from the table
 - An asterisk ‘(*2)’ is added beside ‘*Shared Housing*’ in the Permitted Uses column; and,
 - The following footnote ‘(*2)’ is added to the Footnote(s) for Table 10A “*Shared Housing* is permitted within any dwelling unit permitted in the zone.”.
- 11.0 THAT** the Table of Contents of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by replacing the phrase ‘GROUP HOMES’ with ‘SHARED HOUSING’.
- 12.0 THAT** the List of Tables of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended by deleting ‘TABLE 4C Group Homes’.
- 13.0 THAT** Section 13 of Comprehensive Zoning By-law 144-2003, as amended, is hereby further amended as follows:
- By deleting ‘Group Home Type 1 and Group Home Type 2’ in Section 13.1.1.48 i) h) and i) and replacing it with ‘Shared Housing’ and renumbering the section accordingly;
 - By deleting ‘Group Home Type 1’ in Section 13.1.1.180 A. and replacing it with ‘Shared Housing’;
 - By deleting ‘Group Home Type 1’ in Section 13.1.1.181 A. and replacing it with ‘Shared Housing’;
 - By deleting ‘Group Home Type 1’ in Section 13.1.1.184 A. and replacing it with ‘Shared Housing’;
 - By deleting ‘Group Home Type 1’ in Section 13.1.1.185 A. and replacing it with ‘Shared Housing’;
 - By deleting ‘Group Home Type 1’ in Section 13.1.1.186 A. and replacing it with ‘Shared Housing’;
 - By deleting ‘Group Home Type 1’ in Section 12.1.1.188 A. and replacing it with ‘Shared Housing’; and,

- By deleting 'Group Home Type 1' in Section 12.1.1.189 A. and replacing it with 'Shared Housing'.

14.0 THAT if no appeal is filed pursuant to Section 34 (19) of the Planning Act, RSO 1990, c. P13, as amended, or if an appeal is filed and the Land Use Planning Appeal Tribunal dismisses the appeal, this By-law shall come into force upon the day which OPA 55 comes into effect. If the Land Use Planning Appeal 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 of the Tribunal's Order is issued directing the amendment or amendments.

PASSED IN OPEN COUNCIL ON JUNE 24, 2019.

Gordon A. Krantz Mayor

William Roberts Acting Town Clerk