

**THE CORPORATION OF THE TOWN OF MILTON**

**BY-LAW 109-2019**

BEING A BY-LAW OF THE TOWN OF MILTON TO ADOPT AN AMENDMENT TO THE TOWN OF MILTON OFFICIAL PLAN PURSUANT TO SECTIONS 17 AND 21 OF THE *PLANNING ACT*, AS AMENDED, TO ADOPT AMENDMENT NO. 58 TO THE APPROVED OFFICIAL PLAN (TOWN FILE: LOPA-05/19)

The Council of the Corporation of the Town of Milton, in accordance with the provisions of Sections 17 and 21 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, hereby enacts as follows:

1. **THAT** Amendment No. 58 to the Official Plan of the Corporation of the Town of Milton, attached hereto, is hereby adopted.
2. **THAT** pursuant to Subsection 17(27) of the *Planning Act*, R.S.O. 1990, c.P. 13, as amended, this Official Plan Amendment comes into effect the day after the last day for filing a notice of appeal, if no appeal is filed pursuant to subsections 17 (24) and (25). Where one or more appeals have been filed under Subsection 17 (24) or (25) of the said Act, as amended, this Official Plan Amendment comes into effect when all such appeals have been withdrawn or finally disposed of in accordance with the direction of the Land Use Planning Appeals Tribunal.
3. **THAT** in the event that the Regional Municipality of Halton, being the Approval Authority, has declared this Official Plan Amendment to not be exempt, the Clerk is hereby authorized and directed to make application to the Approval Authority for approval of the aforementioned Amendment Number 58 to the Official Plan of the Town of Milton.

**PASSED IN OPEN COUNCIL ON NOVEMBER 18, 2019.**

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Gordon A. Krantz Mayor

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Troy McHarg Town Clerk

**AMENDMENT NUMBER 58  
TO THE OFFICIAL PLAN  
OF THE TOWN OF MILTON**

**Subject:**

**RADHA SOAMI SOCIETY BEAS CANADA  
Part Lot 9, Concession 6, Former geographic Township of Trafalgar,  
6566 Sixth Line, Town of Milton**

**The following text and schedules constitute  
Amendment No. 58 to the Official Plan  
Of the Town of Milton**

**November 2019**

**AMENDMENT NUMBER 58 TO THE OFFICIAL PLAN OF THE TOWN OF MILTON**

**PART I- THE PREAMBLE, does not constitute part of this  
Amendment**

**PART II- THE AMENDMENT, consisting of the following text  
constitutes Amendment No. 58 to the Official Plan of the  
Town of Milton**

## **PART I: THE PREAMBLE**

### **THE TITLE**

This amendment, being an amendment to the Official Plan to the Town of Milton shall be known as:

Amendment No. 58 to the Official Plan of the Town of Milton- Town Wide

### **PURPOSE OF THIS AMENDMENT**

The purpose of the amendment is to incorporate revisions to the Derry Green Business Park Secondary Plan that would permit the continued use of the subject lands as a place of worship whereas the current policies in the Secondary Plan recognize the use as a temporary use. The amendment limits the use of the lands to the current size and intensity of the use.

### **LOCATION OF THE AMENDMENT**

This amendment affects only Part Lot 9, Concession 6, Former geographic Township of Trafalgar 6566 Sixth Line, Town of Milton as shown on Schedule A-1, attached to and forming part of this amendment.

### **EFFECT OF THE AMENDMENT**

At the present time, the Derry Green Business Park Secondary Plan includes a special policy that states:

#### **C.9.5.1.8 Natural Heritage Oriented Area - Temporary Use Area**

The lands south of the Union Gas Pipeline, east of Sixth Line designated on Schedule "B" as Natural Heritage Oriented Area – Temporary Use shall be subject to the policies of the Natural Heritage Oriented Area. In addition, a study centre shall be permitted as a temporary use subject to specific restrictions in accordance with a decision of the Ontario Municipal Board issued November 1, 2005.

The lands described in the policy are identified in Schedule B to the Secondary Plan. The effect of the amendment is to revise those specific policies to recognize the use of the land as a place of worship and to permit the use on a permanent basis, with restrictions that would limit the size and intensity of the use to reflect the current, existing use of the lands.

**Part II: THE AMENDMENT**

The various sections of the Town of Milton Official Plan, as referenced below, are amended as follows:

1. That Section C.9.5.1.8 is hereby amended by deleting the Section and replacing it with the following:

**“C.9.5.1.8 Natural Heritage Oriented Area – Special Use Area**

The lands south of the Union Gas Pipeline, east of Sixth Line designated on Schedule “B” as Natural Heritage Oriented Area – Special Use shall be subject to the policies of the Natural Heritage Oriented Area save and except that the existing place of worship is permitted to operate one day per week on the lands. The Zoning By-law shall place restrictions on the use to ensure that the building footprint size and intensity of the use is not increased.”

2. That Schedule C-9-B is hereby amended by changing the language in the legend from “Natural Heritage Oriented Area – Temporary Use” to “Natural Heritage Oriented Area – Special Use” as shown on Schedule A-1 attached to and forming part of this Amendment.

# Schedule A-1 to Official Plan Amendment No. 58

## TOWN OF MILTON OFFICIAL PLAN Schedule C-9-B



### DERRY GREEN CORPORATE BUSINESS PARK LAND USE PLAN

