

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 056-2021

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, AS AMENDED, IN RESPECT TO THE LANDS DESCRIBED AS PART OF LOTS 7 AND 8, CONCESSION 1, NEW SURVEY, GEOGRAPHIC TOWNSHIP OF TRAFALGAR, AND MUNICIPALLY IDENTIFIED AS 555 BESSBOROUGH DRIVE, TOWN OF MILTON, REGIONAL MUNICIPALITY OF HALTON (MILTON MAIN STREET HOMES LIMITED) – TOWN FILE: Z-14/20

WHEREAS the Council of the Corporation of the Town of Milton deems it appropriate to amend the 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 Residential Medium Density 2 with a Holding (RMD2-H1) Zone to a site-specific Residential Medium Density 2 (RMD2*290) 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 subsection 13.1.1.290 to read as follows:

Notwithstanding any provisions of the By-law to the contrary, for lands zoned site-specific Residential Medium Density 2 (RMD2*290), the following standards and provisions shall apply:

A. Special Site Provisions Applicable to All Dwelling Types

- 1) For the purposes of this by-law, a “lot” is a Parcel of Tied Land for a Common Element Condominium.
- 2) Within a plan of condominium, visitor parking shall be provided at a rate of 0.25 parking spaces per unit.
- 3) Notwithstanding the provisions of Section 4.19.5 or any other provision of this By-law to the contrary, stairs and walkways on grade shall be permitted in any required yard and to encroach to all lot lines.
- 4) Notwithstanding the provisions of Section 6.3.3.2 or any other provision of this By-law to the contrary, balconies are permitted in a required front yard and in a required rear yard to a maximum of 2.5 metres provided a minimum of 1.0 metres is maintained from the lot line.
- 5) Notwithstanding Section 5.6.2 iii), to the contrary, for corner lots

at the intersection of two streets, no part of any residential driveway shall be located closer than 3.9 metres from the point of intersection of the two local streets.

- 6) For the purpose of this by-law, where the lot line of a lot abuts a reserve of 0.3m or less that has been established by the Town to restrict or control access to an abutting street, the lot is considered to have frontage on a public street.
- B. Notwithstanding any provisions to the contrary, for back-to-back townhouse dwellings, the following shall apply:
- 1) Minimum front yard setback shall be 3.0 metres
 - 2) Minimum lot frontage for a corner unit shall be 6.5 metres
 - 3) Minimum exterior side yard setback shall be 1.2 metres
 - 4) The maximum building height shall be 13.0 metres
- C. Notwithstanding any provisions to the contrary, for Townhouse Dwellings - Private Street, Rear Access, the following shall apply:
- 1) For all lane-based townhouses, the yard where the driveway is located is deemed to be the rear yard.
 - 2) Minimum lot depth shall be 19.5 metres
 - 3) Minimum front yard setback shall be 2.5 metres with the exception of the two most easterly lots fronting onto Louis St. Laurent Avenue which shall be 2.0 metres
 - 4) Minimum rear yard setback shall be 1.5 metres.
 - 4a) Minimum exterior side yard setback for the most easterly lot fronting onto Louis St. Laurent Avenue shall be 0.0 metres.
 - 5) Minimum lot frontage shall be as follows;
 - a) Interior unit shall be 4.2 metres
 - b) End unit shall be 6.2 meters
 - c) Corner Lot shall be 7.2 meters
 - 6) The maximum building height shall be 13.0 metres
- D. Notwithstanding any provisions to the contrary, for Townhouse Dwellings - Private Street, the following shall apply:
- 1) Minimum front yard setback shall be 4.3 metres
 - 2) Minimum lot frontage shall be as follows;
 - a) Corner unit shall be 5.5 metres

- b) Interior unit shall be 5.8 metres
- c) End unit shall be 7.5 meters
- 3) Minimum exterior side yard setback shall be 1.7 metres
- 4) The maximum building height shall be 13.0 metres
- 2) **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 Ontario Land Tribunal dismisses the appeal, this By-law shall come into force upon the day which 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 of the Tribunal's Order is issued directing the amendment or amendments.
- 3) **THAT**, notwithstanding Section 45 (1.3) and in accordance with Section 45(1.4) of the Planning Act, a minor variance application will be permitted during the two (2) year period after the Zoning By-law Amendment ('ZBA') has been passed, provided that the variances are not related to building height, density or parking provisions.

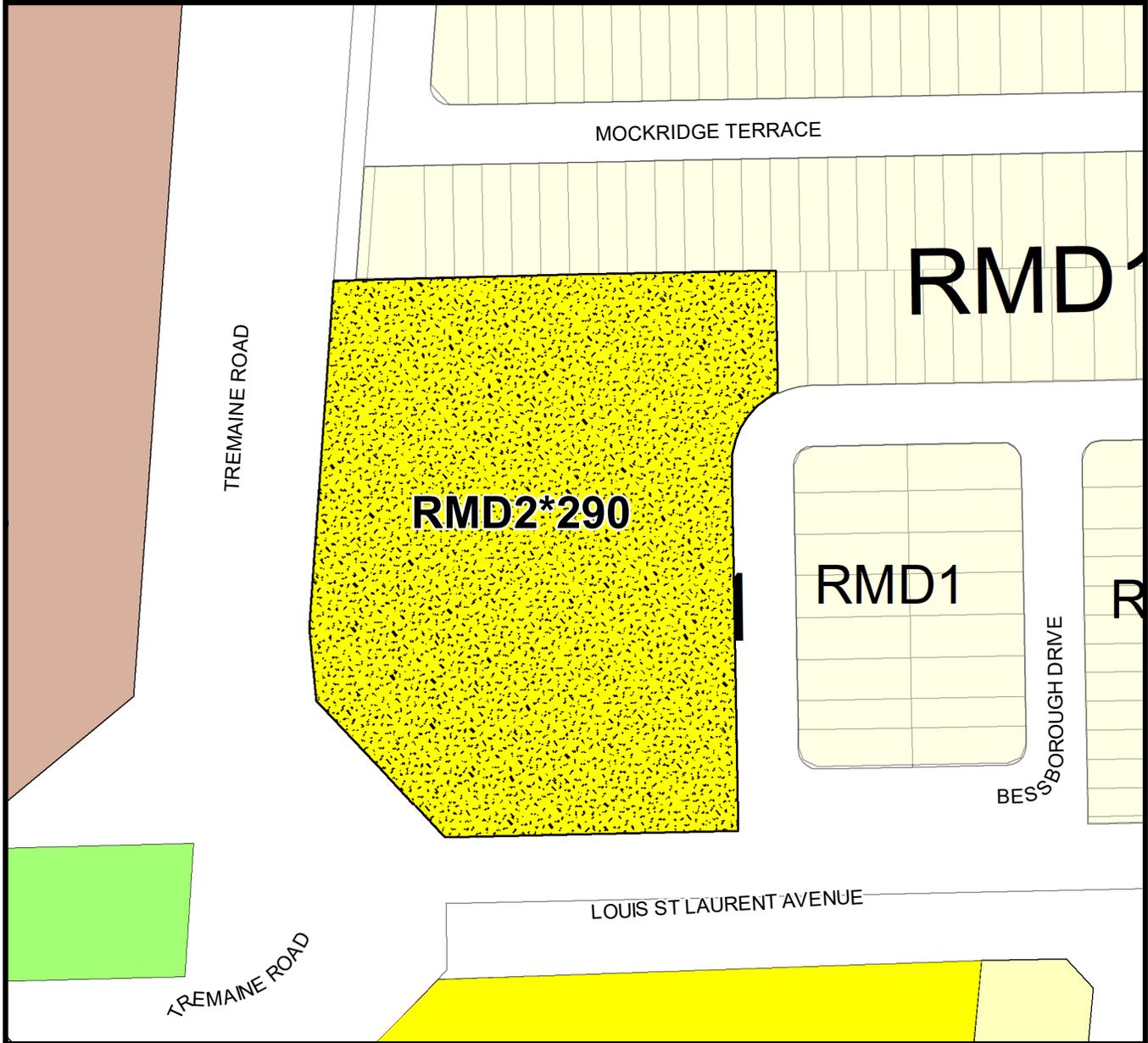
PASSED IN OPEN COUNCIL ON JUNE 21, 2021

_____ Mayor
Gordon A. Krantz

_____ Town Clerk
Meaghan Reid

SCHEDULE A
TO BY-LAW No. 056-2021
TOWN OF MILTON

PLAN 20M1177 BLK 168
Town of Milton



THIS IS SCHEDULE A
TO BY-LAW NO. 056-2021 PASSED
THIS 21 DAY OF JUNE, 2021.



RMD2*290 - Medium Density Residential 2
Zone Special

MAYOR - Gordon A. Krantz

CLERK- Meaghen Reid

LOPA 06/20 &
Z-14-20