

APPENDIX D –

BY-LAW NUMBER 2020.409, SCHEDULE ‘A’ AND EXPLANATORY NOTE

THE CORPORATION OF THE CITY OF BURLINGTON

BY-LAW NUMBER 2020.409

A By-law to amend By-law 2020, as amended; 1860, 1880, and 1900 Appleby Line
File No.: 520-01/19

WHEREAS through Section 39(1) of the Planning Act, R.S.O. 1990, c. P. 13, as amended, the council of a local municipality may, in a by-law passed under section 34, authorize the temporary use of land, buildings or structures for any purpose set out therein that is otherwise prohibited by the by-law; and

WHEREAS the Council of the Corporation of the City of Burlington approved Recommendation PB-30-19 on May 27, 2019, to amend the City's existing Zoning By-law 2020, as amended, to permit a temporary use by-law for specific uses on the subject lands;

THE COUNCIL OF THE CORPORATION OF THE CITY OF BURLINGTON HEREBY ENACTS AS FOLLOWS:

1. Zoning Map Number 23E of PART 15 to By-law 2020, as amended, is hereby amended as shown on Schedule “A” attached to this By-law.
2. The lands designated as “A” on Schedule “A” attached hereto are hereby rezoned from UE to UE-496.
3. PART 14 of By-law 2020, as amended, Exceptions to Zone Classifications, is amended by adding Exception 496 as follows:

Exception 496	Zone UE	Map 23E	Amendment 2020.409	Enacted May 27, 2019
<p>1. <u>Effective Date:</u></p> <p>a) This Temporary Use By-law will expire on May 27, 2022, in accordance with Section 39(2) of the Planning Act, R.S.O. 1990, c. P.13.</p> <p>2. <u>Permitted Uses:</u></p> <p>a) Retail and Service Commercial uses may be permitted on the ground floor in the two buildings that existed on the date of passing of this by-law.</p> <p>3. <u>Regulations for the two buildings existing on the date of passing of this by-law:</u></p> <p>a) Maximum Floor Area for all Retail and Service Commercial uses shall not exceed 74% (3,724m²) of the combined total floor area of the existing two buildings.</p> <p>b) Permit two existing outdoor patios associated with the two existing standard restaurants with 0 parking spaces.</p> <p>c) Parking areas of 150 spaces may be separated by a 2.3m landscape area.</p> <p>Except as amended herein, all other provisions of this By-law, as amended, shall apply.</p>				

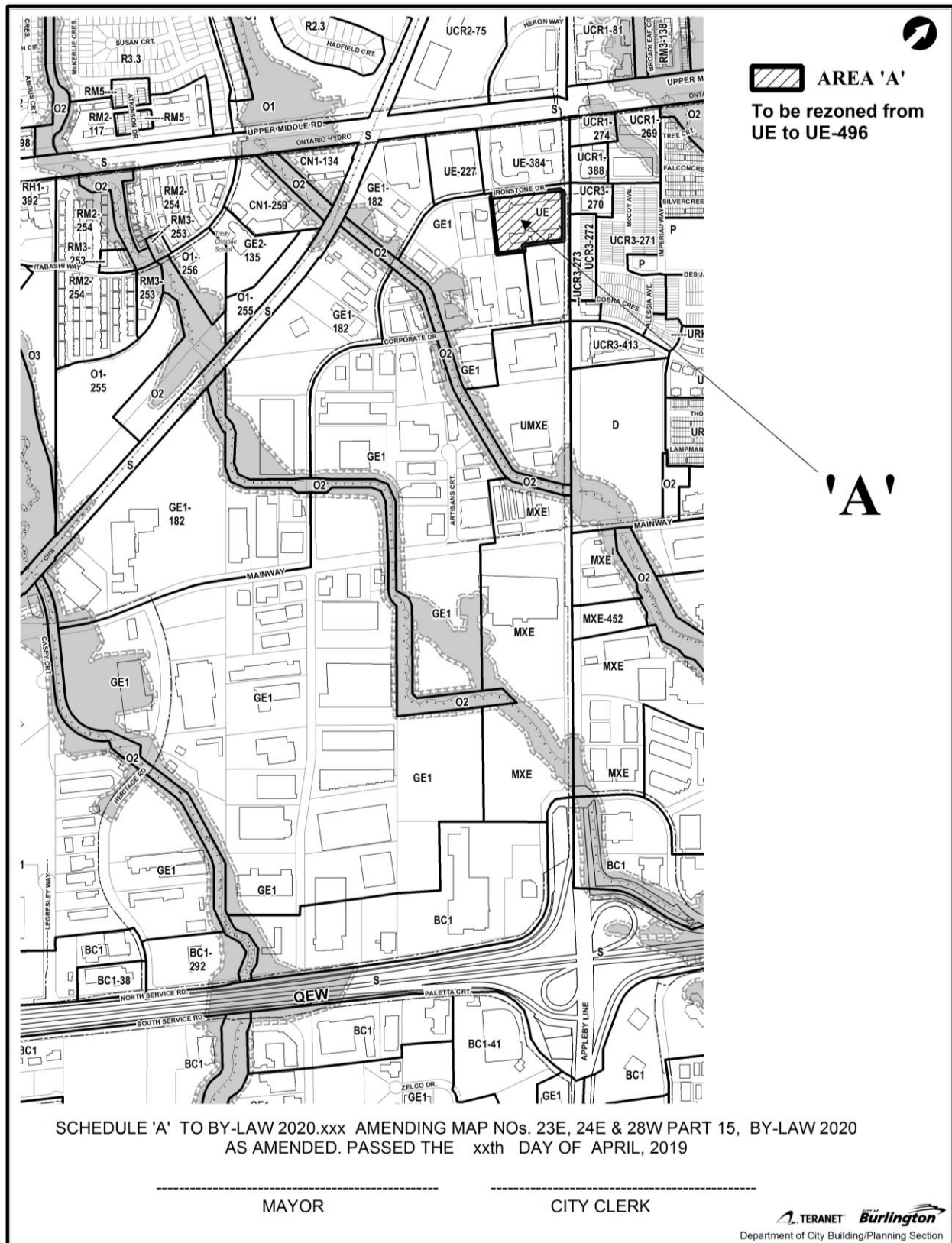
- 4 a) When no notice of appeal is filed pursuant to the provisions of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, this By-law shall be deemed to have come into force on the day it was passed
- 4 b) If one or more appeals are filed pursuant to the provisions of the *Planning Act*, as amended, this By-law does not come into force until all appeals have been finally disposed of, and except for such parts as are repealed or amended in accordance with an order of the Ontario Municipal Board this By-law shall be deemed to have come into force on the day it was passed.

ENACTED AND PASSED thisday of 201 .

MAYOR

CITY CLERK

SCHEDULE 'A' TO ZONING BY-LAW 2020.409



EXPLANATION OF PURPOSE AND EFFECT OF BY-LAW 2020.409

By-law 2020.409 rezones lands on 1860, 1880, and 1900 Appleby Line to permit specific uses on the subject property through a temporary use by-law, with a timeframe not to exceed 3 years from the date of by-law passing.

For further information regarding By-law 2020.409, please contact Lauren Vraets of the Burlington City Building Department at (905) 335-7600, extension 7536.

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