THE CORPORATION OF THE TOWN OF CALEDON BY-LAW NO. 2024-056

Being a by-law to amend Comprehensive Zoning By-law 2006-50, as amended with respect to Part of Lots 19-21, Concession 5, Town of Caledon, Regional Municipality of Peel, and municipally known as 12522 and 12580 Torbram Road

WHEREAS on March 26th, 2024 Council for the Town of Caledon adopted the Future Caledon Official Plan;

AND WHEREAS the Future Caledon Official Plan has not yet been approved by the approval authority, being the Regional Municipality of Peel;

AND WHEREAS the within zoning by-law amendment will conform to the Future Caledon Official Plan once it comes into effect;

AND WHEREAS Subsection 24(2) of the *Planning Act*, R.S.O, c.P.13, provides that Council may pass a By-law that does not conform to the in force Official Plan provided that the By-law will conform to an adopted Official Plan or plan amendment, once it comes into effect;

AND WHEREAS Subsection 24(2.1) of the Planning Act, R.S.O. 1990, c.P.13 provides that the By-law comes into force and effect upon the adopted Official Plan or plan amendment coming into effect:

AND WHEREAS pursuant to Subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13 Council has determined that no further notice is required to be given in respect of the proposed by-law;

WHEREAS Section 34 of the Planning Act, as amended, permits the councils of local municipalities to pass zoning by-laws for prohibiting the use of land or the erecting, locating or using of buildings or structures for or except for such purposes as may be set out in the by-law;

AND WHEREAS the Council of The Corporation of the Town of Caledon considers it desirable to pass a zoning by-law to permit the use of Part of Lots 19-21, Concession 5, Town of Caledon, Regional Municipality of Peel, and municipally known as 12522 and 12580 Torbram Road, for a development consisting of residential, commercial, institutional and recreational purposes;

NOW THEREFORE the Council of The Corporation of the Town of Caledon enacts that By-law 2006-50, as amended, being the Comprehensive Zoning By-law for the Town of Caledon, shall be and is hereby amended as follows:

1. The following is added to Table 13.1:

Zone Prefix	Exception Number		Permitted Uses	Special Standards
RMD	696	-	Dwelling, Detached	DEFINITIONS
		-	Dwelling, Semi-	Child Care Centre
			Detached	means a Child Care Centre as defined in the
		-	Dwelling, Linked	Child Care and Early Years Act, as
		-	Dwelling, Rowhouse	amended.
		-	Dwelling, Duplex	

Zone Prefix	Exception Number	Permitted Uses	Special Standards
		 Building, Multiplex Building, Apartment Long Term Care Facility Seniors Retirement Facility Hotel 	Deck means an attached or freestanding platform or series of platforms on a foundation or footings, not covered by a roof or building and which has direct access to the ground.
		 Amusement Arcade Animal Hospital Animal Kennel Art Gallery Artist Studio and Gallery Automotive Store Bakery 	Dwelling, Multiplex For the purposes of this zone, means a residential building with up to eight units. In order to qualify as a Multiplex, at least one dwelling unit must be entirely or partially above another. A dwelling unit within a multiplex is not a principal dwelling that can contain an Additional Residential Unit.
		 Business Office Clinic Communication Equipment Outlet Conference Centre Conservation School Crisis Care Facility Cultural Centre 	Dwelling, Rowhouse For the purposes of this zone, means a building divided vertically and/or horizontally that has three or more Dwelling Units, with each Dwelling Unit having an independent entrance at grade. This includes rear or side yard accessed dwellings.
		 Dry Cleaning or Laundry Outlet Financial Institution Fitness Centre Funeral Home 	Finished Grade means the average surface elevation of the ground where it meets the exterior of the front of a building.
		Laboratory, MedicalLaundromatLive-Work UnitMedical Centre	Institutional Use For the purposes of this zone, means any use listed in Table 9.1 of the by-law.
		 Motor Vehicle Body Shop Motor Vehicle Gas Bar Motor Vehicle Repair Facility Motor Vehicle Sales Establishment 	For the purposes of this zone, means a public or private thoroughfare, whether or not improved for use, which has a reduced right of-way width and which affords a means of access for vehicular traffic to abutting lots.
		 Motor Vehicle Service Centre Outdoor Display or Sales Area, Accessory Personal Service 	Lot Frontage means the horizontal distance between the side lot lines measured at right angles. Where the front lot line is not a straight line, or where the side lot lines are not parallel, the lot frontage shall be measured by a line
		Shop - Place of Entertainment - Place of Worship - Restaurant - Retail Store	6 m back from and parallel to the chord of the <i>lot frontage</i> . The chord of the <i>lot frontage</i> is a straight line joining the two points where the <i>side lot lines</i> intersect the <i>front lot lines</i> . In the case of a <i>corner lot</i> , the <i>lot frontage</i> shall be calculated as if the <i>front</i> and <i>exterior side lot lines</i> were extended to their

Zone Prefix	Exception Number	Permitted Uses	Special Standards
TICIIX	Number	 Retail Store, Accessory Shopping Centre Sports Arena Child Care Centre Institutional Use Home occupation Day Care, Private Home Day Nursery 	point of intersection. Non-Market Housing means housing that is owned or subsidized by government, a non-profit society, or a housing cooperative; whereby it is not solely market driven. Porch means an unenclosed, covered platform with direct access to the ground that is attached to a dwelling. Street
			For the purpose of this zone, a street shall include a private road or lane.
			GENERAL PROVISIONS
			Additional Residential Units Notwithstanding the lands identified on Schedule H of Comprehensive Zoning By- law 2006-50, the provisions of Section 4.4 – Additional Residential Units Overlay Zone shall apply to the lands shown on Schedule "A" of this By-law.
			Air Conditioners and Heat Pumps Air Conditioners and Heat Pumps are permitted in all yards provided where an Air Conditioner or Heat Pump is located in a Front Yard or Exterior Side Yard, it shall be screened from public view or located on a balcony.
			Building Height Exemptions In addition to Section 4.16 "Height Exemptions", when calculating building height, the following shall be exempt:
			 a) Cupolas, finials and weather vanes, or similar architectural, landscape or ornamental features b) Light standards c) Lightning rods d) Parapets e) Mechanical penthouses f) Unenclosed mechanical equipment g) Steeples
			Detached or Dual Garage Location with Driveway Access to a Lane A detached or dual garage with driveway access to a lane shall: a) Comply with the minimum yard

Zone Prefix	Exception Number	Permitted Uses	Special Standards
			requirements of the <i>lot</i> , except in the case of a <i>dual garage</i> , or portion thereof, no minimum <i>side yard</i> requirement shall apply where a <i>dual garage</i> is divided vertically into 2 separate <i>private garages</i> on a <i>lot line</i> .
			b) Not be subject to Section 4.2.2
			c) Not exceed the <i>Building Height</i> of the <i>main building</i> on the <i>lot</i> .
			Dwellings Per Lot Section 4.11 shall only apply to a lot containing a detached dwelling, semi- detached dwelling, and/or a freehold townhouse.
			Frontage on a Lane Notwithstanding Section 4.3.1, a dwelling and associated accessory structures may be erected on a lot with access to the rear lot line that is a public or private street or lane.
			Location of Swimming Pools Swimming Pools are permitted in the rear or side yards.
			Minimum Entrance Setback and Entrance Separation Sections 4.3.3 (minimum entrance setback) and 4.3.4 (minimum entrance separation) shall not apply.
			Minimum Setback to a Private Lane Minimum setback from a private lane is 0.5 metres.
			Model Homes and Temporary Sales Structures Notwithstanding Subsections 4.24.4 and 4.24.5, "Model Homes and Temporary Sales Structures", any number of dry or serviced Model Homes and Temporary Sales Structures are permitted. For clarity, all other provisions of Section 4.24 continue to apply.
			Non-Market Housing Shall be permitted in all residential zones, provided that such use, building or structure complies with the standards of the Zone in which it is located.

Parking Space Size

The minimum dimensions of a *parking* space shall be 2.75 m by 5.5 m, which shall be exclusive of any parking *aisles* or ingress and egress lanes, useable for the temporary parking or storage of *motor vehicles* and may include a *private garage*.

Permitted Encroachments

Encroachments into the required *yards* are permitted as follows:

- a) Building architectural elements, including sills, belt, courses, cornices, gutters, chimneys, pilasters, eaves, parapets, canopies or fireplaces are permitted to encroach in any yard up to 0.6 metres
- b) Window bays, bows and boxes are permitted to encroach in the *front, rear* and exterior side yards up to 1.0 metre
- Balconies are permitted to encroach in the front, rear and exterior side yards up to 2.0 metres
- d) Porches and uncovered terraces (including access stairs from grade) are permitted to encroach in the front, rear and exterior side yards, including eaves and cornices, with a minimum setback of 0.6 m from a lot line.
- e) Exterior stairs providing access to a building or structure may encroach into the front, rear and exterior side yards up to 0.3 metres from a lot line
- f) Decks (including access stairs from grade) are permitted to encroach in the rear yard up to 1.2 metres from the rear lot line and interior side yards up to 0.6 metres from an interior side lot line
- g) Swimming pool pumps/filters/heaters are permitted to encroach in the *rear* and *exterior side yards* up to 0.6 metres from any *lot line*
- h) Unenclosed barrier-free access ramps are permitted to encroach in any *yard* up to 0.3 metres from any *lot line*
- Rain barrels and rain harvesting system components are permitted to encroach in the rear, exterior side and interior side

Zone Prefix	Exception Number	Permitted Uses	Special Standards
			 yards up to 0.6 metres from any lot line j) An outdoor patio serving a non-residential use is permitted to encroach in the front yard or exterior side yard up to 0.0 metres from the front lot line or exterior lot line
			k) A one-storey component of a <i>main</i> building on a lot with a lot depth less than 20m is permitted to encroach a maximum of 3.5m into a rear yard up to a maximum width of 60% of the lot
			I) Within a <i>private garage</i> , steps, stairs, landings, ramp, or barrier-free access feature may encroach up to 0.5m into a required <i>parking space</i> . Refuse Bins may encroach entirely within a required <i>parking space</i> .
			Sight Triangles Notwithstanding Section 4.38.2 (Sight Triangles), no sight triangle shall be required where a curved or triangular area of land abutting a corner lot has been incorporated into the public right-of-way. No minimum yard or setback is required from a lot line abutting such curved or triangular area of land.
			Use Restriction Where a dwelling has been legally constructed, the dwelling shall not be used for any purpose other than a domicile, a day care, private home, home occupation, and related accessory use as permitted by the Zoning By-law. All other uses are prohibited.
			ZONE STANDARDS
			For a Dwelling, Detached: Lot Area (minimum): N/A
			Lot Frontage (minimum): 7.5m
			Building Area (maximum): N/A
			Yard, Front (minimum) To a private garage: 5.75m
			To main building: 2.5m

Zone Prefix	Exception Number	Permitted Uses	Special Standards	
-			Yard, Exterior Side (minimum):	2.0m
			Yard, Interior Side (minimum): One side: Other side: Corner Lot:	1.2m 0.6m 0.6m
			Yard, Rear (minimum): To a garage accessed from the from 6.0m	t lot line:
			To a garage accessed from a <i>rear lo</i> 0.5m	ot line:
			For <i>lots</i> with a <i>lot</i> depth of less than 4.7m	20m:
			Building Height (maximum):	14m
			Parking Requirements: Parking spaces shall be provided on residential lot or through street parking maintained in accordance with the for requirements:	ng and
			A minimum of 1.0 <i>parking</i> s _i	pace per lling unit.
			ZONE STANDARDS	
			For a Dwelling, Semi-Detached an Dwelling, Linked:	d
			Lot Area (minimum):	N/A
			Lot Frontage (minimum):	6m
			Building Area (maximum):	N/A
			Yard, Front (minimum): To a private garage:	5.75m
			To main building:	2.5m
			Yard, Exterior Side (minimum):	2.0m
			Yard, Interior Side (minimum): 1.2m; however, this requirement apply to the common wall between to a side lot line that coincides with wall between two difference.	units or the party
			Corner Lot:	0.6m
			Yard, Rear (minimum):	

Zone Prefix	Exception Number	Permitted Uses	Special Standards
			To a garage accessed from the front lot line: 6.0m
			To a garage accessed from the <i>rear lot line:</i> 0.5m
			For <i>lots</i> with a <i>lot</i> depth of less than 20 metres: 4.7m
			Building Height (maximum): 14m
			Parking Requirements:
			A minimum of 1.0 parking space per dwelling unit.
			ZONE STANDARDS
			For a Dwelling, Rowhouse:
			Lot Area (minimum): N/A
			Lot Frontage (minimum): 4.5m
			Building Area (maximum): N/A
			Yard, Front (minimum): To a private garage: 5.75m
			To main building: 2.5m
			Yard, Exterior Side (minimum): 2.0m
			Yard, Interior Side (minimum): 1.2m; however, this requirement shall not apply to the common wall between units or to a side lot line that coincides with the party wall between two dwellings.
			Yard, Rear (minimum): To a garage accessed from a front lot line: 6.0m
			To a garage accessed from the <i>rear lot line:</i> 0.5m
			For <i>lots</i> with a <i>lot</i> depth of less than 20 metres: 4.7m
			Building Height (maximum): 14.0m
			Parking Requirements: A minimum of 1.0 parking space per dwelling unit.

Zone Prefix	Exception Number	Permitted Uses	Special Standards	
			ZONE STANDARDS	
			For a Dwelling, Duplex:	
			Lot Area (minimum):	180m²
			Lot Frontage (minimum):	7.5m
			Building Area (maximum):	N/A
			Yard, Front (minimum): To a private garage:	5.75m
			To main building:	2.5m
			Yard, Exterior Side (minimum):	2.0m
			Yard, Interior Side (minimum):	1.2m
			Yard, Rear (minimum): To a garage accessed from a front lo	ot line: 6.0m
			To a garage accessed from a rear lo	<i>t line:</i> 0.5m
			For lots with a lot depth of 20 metres	or less: 4.7m
			Building Height (maximum):	14.0m
			Parking Requirements: A minimum of 1.0 parking space per dwelling unit.	
			ZONE STANDARDS	
			For a Dwelling, Multiplex:	
			Lot Frontage (minimum):	5.5m
			Yard, Front (minimum):	2.5m
			Yard, Exterior Side (minimum):	2.0m
			Yard, Interior Side (minimum): 1.5m; however, this requirement apply to the common wall between	
			Yard, Rear (minimum): 3.0m; however, this requirement sapply to the common wall between	

Zone Prefix	Exception Number	Permitted Uses	Special Standards	
			Building Height (maximum):	14.0m
			Parking Requirements: Parking spaces shall be provided a maintained in accordance with the requirements:	
			A minimum of 1.0 parking space ped dwelling unit.	er
			An additional minimum of 0.25 part spaces required for each dwelling a does not have access from a public	<i>unit</i> that
			ZONE STANDARDS For a Building, Apartment, Long Care Facility and Seniors Retirer Facility:	
			Lot Area (minimum):	1,000m ²
			Lot Frontage (minimum):	24.0m
			Building Area (maximum):	80%
			Yard, Front (minimum):	3.0m
			Yard, Exterior Side (minimum):	3.0m
			Yard, Interior Side (minimum):	3.0m
			Yard, Rear (minimum):	3.0m
			Building Height (maximum): 90.0m; excluding rooftop mechanic equipment.	al
			Notwithstanding the maximum build height, the maximum building height comply with any Airport Zoning Registrat may apply.	ht shall
			Parking Requirements: Parking spaces shall be provided a maintained in accordance with the requirements:	
			A minimum of 1.0 residential <i>parki</i> per <i>dwelling unit</i> .	ing space
			A minimum of 0.25 parking spaces dwelling unit.	per
			ZONE STANDARDS	

Zone Prefix	Exception Number	Permitted Uses	Special Standards	
			For Amusement Arcade, Animal Ho Animal Kennel, Art Gallery, Artist S and Gallery, Automotive Store, Bal Business Office, Clinic, Communic Equipment Outlet, Conference Cen Conservation School, Crisis Care Facility, Cultural Centre, Dry Clean Laundry Outlet, Financial Institutio Fitness Centre, Funeral Home, Laboratory, Medical, Laundromat, Medical Centre, Motor Vehicle Bod Shop, Motor Vehicle Gas Bar, Moto Vehicle Repair Facility, Motor Vehicle Sales Establishment, Motor Vehicle Service Centre, Outdoor Display of Area, Accessory, Personal Service Place of Entertainment, Restaurant Retail Store, Retail Store, Accessor Shopping Centre, Sports Arena and Care Centres:	Studio kery, sation offre, ing or n, or cle e Sales Shop, t, ry,
			Lot Area (minimum):	700m²
			Lot Frontage (minimum):	18.0m
			Building Area (maximum):	50%
			Yard, Front (minimum):	3.0m
			Yard, Exterior Side (minimum):	3.0m
			Yard, Interior Side (minimum):	1.5m
			Yard, Rear (minimum):	6.0m
			Building Height (maximum):	11.0m
			Parking Requirements: Parking spaces shall be provided and maintained in accordance with the fol requirements:	
			A minimum of 3.5 parking spaces for every100m ² of gross floor area for commercial uses.	
			A minimum of 0.75 parking spaces per employee, plus 3 visitor parking space and/or pick-up and drop-off, plus 1 paspace per classroom for child care cere	es arking
			Restaurants, retail stores, financial institutions, dry cleaning or laundry of	utlet,

Zone Prefix	Exception Number	Permitted Uses	Special Standards	
			personal service shop, fitness centre, art gallery, art studio and Child Care Centres are also permitted on the ground floor of a Building, Apartment. In this case, the zonin requirements of a Building, Apartment will apply and the above zoning requirements will not be applicable.	
			ZONE STANDARDS	
			For Institutional Uses, Place of Worship and Public Uses:	,
			Lot Area (minimum): 700r	m²
			Lot Frontage (minimum): 18.0)m
			Building Area (maximum): 50°	%
			Yard, Front (minimum): 3.0)m
			Yard, Exterior Side (minimum): 3.0)m
			Yard, Interior Side (minimum): 1.5	5m
			Yard, Rear (minimum): 7.5	5m
			Building Height (maximum): 25.0	m
			Parking Requirements: Parking spaces shall be provided and maintained in accordance with the following requirements:	g
			A minimum of 1.0 <i>parking space</i> for every100m ² of <i>gross floor area</i> for a <i>school</i>	ol.
			Where there are fixed seats, 1.0 parking space for every five seats or 3.0m of bench space. Where there are no fixed seats, 1.0 parking space for every 9.0m² of gross floor area or portion thereof devoted to a Public Use.) or
			Institutional Uses, Places of Worship and Public Uses are also permitted on the ground floor of a <i>Building, Apartment</i> . In th case, the zoning requirements of a <i>Building Apartment</i> will apply and the above zoning requirements will not be applicable.	g,

Zone	Location	Conditions for Removal
RMD-	Part of Lots 19-21,	The following provisions shall apply to all lands zoned with
696-	Concession 5,	a holding provision (H45A) as shown on Schedule "A" to
H45A-	Town of Caledon,	this By-law until the holding provision (H45A) is removed
H45B	Regional	from the lands or a portion thereof pursuant to Subsection
	Municipality of Peel	36(3) or (4) of the <i>Planning Act</i> :
EPA1-		
H45A- H45B		 a) Only the following uses are permitted prior to the removal of the holding provision (H45A):
		 a. A use legally existing on the lands as of the date of the enactment of this By-law;
		 A use that was permitted on the Subject Lands, or portion thereof, pursuant to Comprehensive Zoning By-law 2006-50 as of the date of the enactment of this By-law; and,
		c. Non-Intensive Recreation Uses and Environmental Management Uses.
		2. A holding provision (H45A) shall apply to the lands shown on Schedule "A" to this By-law and may be lifted over all or a portion of the lands provided that the following conditions, as applicable, have been met to the satisfaction of the Town:
		 a) Approval of a secondary plan in conformity with the Town's Future Caledon Official Plan or an official plan amendment;
		b) Approval of Draft Plan of Subdivision has been issued or where the lands are not subject to a Plan of Subdivision, a Site Plan Approval – Final Summary letter has been issued by the Town. Through the Draft Plan of Subdivision or Site Plan approval process, the applicant shall submit an Environmental Impact Study, to the satisfaction of the Town ("EIS"), which among other things, determines the extent of the Natural Environment System as defined in the Future Caledon Official Plan. Any lands that are identified as being within the Natural Environment System through the EIS and protected from development shall either be dedicated to the Town or other appropriate public authority or otherwise protected from development over the long term to the satisfaction of the Town as a condition of draft plan approval or through Site Plan approval.
		c) Written confirmation, where required, from the Regional Municipality of Peel and/or the applicable utility, that:

Zone	Location	Conditions for Removal	
		 i. a development agreement has been executed to implement the required water and sanitary services, which may include payment of fees and posting of required securities; and/or 	
		ii. there is sufficient municipal water and sanitary sewer capacity to service the lands.	
		 3. A holding provision (H45B) shall apply to the lands shown on Schedule "A" to this By-law and may be lifted over all or a portion of the lands provided that the following conditions, as applicable, have been met to the satisfaction of the Town: a) The submission of an Environmental Impact Study, to the satisfaction of the Town ("EIS"), which among other things, determines the extent of the Natural Environment System as defined in the Future Caledon Official Plan in order to confirm the limits and extent of the Environmental Policy Area 1 Zone (EPA1) as described in the note on Schedule "A" to this By-law. Following the completion of the EIS to the satisfaction of the Town, the holding provision (H45B) shall only be lifted from lands that are already within the EPA1 zone where those lands have been identified to form part of the Natural Environment System and protected from development through the EIS. For clarity, the holding provision (H45B) shall not be lifted from lands that form part of the Natural Environment System and are protected from development as identified through the EIS where lands are zoned for residential or commercial uses on Schedule "A"; 	

3. Schedule "A", Zone Map 5 of By-law 2006-50, as amended, are further amended for Part of Lots 19-21, Concession 5, Town of Caledon, Regional Municipality of Peel, and municipally known as 12522 and 12580 Torbram Road, from Agricultural Zone (A1), Environmental Policy Area 2 Zone (EPA2), Open Space Zone (OS), Open Space Zone – Exception 416 (OS-416) and Open Space Zone – Exception 416 - E (OS-416-E) to Mixed Density Residential Zone – Exception 696 – Holding Provision H45A and Holding Provision H45B (RMD-696-H45A-H45B) and Environmental Policy Area 1 – Holding Provision H45A and Holding Provision H45B (EPA1-H45A-H45B) as shown on Schedule 1 attached hereto.

the [XX] day of [XXXXXXX], [20XX].	pen Councii on
	Annette Groves, Mayor
	Kevin Klingenberg, Clerk