

## APPENDIX O:

### Zoning By-Law Excerpts



# **TOWN OF HALTON HILLS**

## **ZONING BY-LAW**

### **2010-0050**

Date of Adoption: July 19, 2010

Partial Approval by the Ontario Municipal Board: February 1, 2011

Last Consolidation: December 2019

Office Consolidation: December 2020

**ADOPTED JULY 2010 | CONSOLIDATED DECEMBER 2020**

## PART 5

### PARKING AND LOADING STANDARDS

#### 5.1 APPLICABILITY OF THIS SECTION

- a) The parking and *loading* space requirements of this Part of the By-law shall not apply to any *use* in existence at the date of passing of this By-law so long as the *net floor area*, as it existed at such date, is not increased.
- b) If an addition is made to the *building* or a *use* within a *building* that has the effect of increasing the amount of required *parking* spaces, additional parking and loading spaces shall be provided for the additional *net floor area* that generates the need for additional parking as required by the provisions of this By-law.

#### 5.2 GENERAL PARKING PROVISIONS

##### 5.2.1 RESTRICTION ON USE OF LAND, BUILDINGS AND STRUCTURES

No person shall *use* any land, *building* or *structure* in any *Zone* for any purpose permitted by this By-law, unless the minimum number of *parking* spaces required are provided in accordance with the provisions of this Part of the By-law.

##### 5.2.2 CALCULATION OF PARKING REQUIREMENTS

Where the minimum number of *parking* spaces is calculated on the basis of a rate or ratio, the required number of *parking* spaces shall be rounded to the next higher whole number.

##### 5.2.3 MORE THAN ONE USE ON A LOT

The parking requirements for more than one *use* on a single *lot* or for a *building* containing more than one *use*, shall be the sum total of the parking requirements for each of the component *uses*, unless otherwise noted.

##### 5.2.4 EXCLUSIVE USE OF A PARKING SPACE

Any *parking* space shall be unobstructed and available for parking purposes and used exclusively for that purpose at all times, unless otherwise specified in this By-law.

##### 5.2.5 LOCATION OF REQUIRED PARKING

All *parking* spaces shall be located on the same *lot* as the *use* that requires the parking. Notwithstanding the above, required *parking* spaces for any *use* within the Downtown Core Commercial One (DC1) *Zone* may be located on another *lot* within 500 metres of the *lot* on which parking would be required for a *use*, provided the off-site parking is located on a *lot* in the same *Zone*.

##### 5.2.6 CASH-IN-LIEU OF PARKING

*Parking* spaces required by Sections 5.3 and 5.4 of this By-law shall not be required if the *Council* is willing to enter into an agreement with the landowner respecting the payment of cash-in-lieu of some or all of the parking required in accordance with Section 40 of the Planning Act.

Use	Minimum Parking Space Requirement
	<i>dwelling unit parking requirement applies, in addition to the visitor requirement set out above.</i>
<i>Home occupations</i>	1 space for any <i>home occupation</i> that has an area in excess of 15 m <sup>2</sup> in addition to the requirement for the residential use.
<i>Bed and breakfast establishments</i>	1 space per guest room in addition to the requirement for the residential use.

## 5.4 NON-RESIDENTIAL PARKING REQUIREMENTS

### 5.4.1 Minimum Number of Parking Spaces Required

The number of *parking spaces* required for non-residential uses shall be calculated in accordance with the standards set out in Table 5.3, below:

**TABLE 5.3 - Non-Residential Parking Requirements**

Use	Minimum Parking Space Requirement (net floor area unless otherwise noted)
<i>Adult Entertainment parlours</i>	1/5.8 m <sup>2</sup>
<i>Adult specialty stores</i>	1/20 m <sup>2</sup>
<i>Adult video stores</i>	1/20 m <sup>2</sup>
<i>Animal Clinics</i>	1/16.9 m <sup>2</sup>
<i>Arena</i>	1/4 fixed seats
<i>Art galleries</i>	1/40 m <sup>2</sup>
<i>Billiard halls</i>	1/20 m <sup>2</sup>
<i>Banquet Halls</i>	1/5.8 m <sup>2</sup>
<i>Book superstores</i>	1/84 m <sup>2</sup>
<i>Bowling alleys</i>	4/lane
<i>Business offices</i>	1/30 m <sup>2</sup>
<i>Cannabis Analytical Testing Facilities, Cannabis Cultivation - Indoor, Cannabis Drug Production Facilities, Cannabis</i>	1/30 m <sup>2</sup> for the first 1,000 m <sup>2</sup> , 1/100 m <sup>2</sup> for the floor area between 1,000 and 5,000 m <sup>2</sup> plus 1/200 m <sup>2</sup> in excess of 5,000 m <sup>2</sup>

Use	Minimum Parking Space Requirement (net floor area unless otherwise noted)
<i>Processing Facilities and Cannabis Research Facilities</i>	
<i>Children's superstore</i>	1/48 m <sup>2</sup>
<i>Commercial fitness centres</i>	1/15 m <sup>2</sup>
<i>Commercial schools</i>	1/20 m <sup>2</sup>
<i>Commercial self storage facilities</i>	1/5 m <sup>2</sup> of office use plus 1/100 m <sup>2</sup> , of the building, except where the driveway access to the storage unit has a minimum width of 7 metres, in which case no additional parking shall be required
<i>Community centres</i>	1/10 m <sup>2</sup>
<i>Day nurseries</i>	1.5/ classroom plus 1/30 m <sup>2</sup>
<i>Electronic stores</i>	1/40 m <sup>2</sup>
<i>Financial institutions</i> (See Section 5.4.2 for multiple uses on a lot.)	1/18 m <sup>2</sup>
<i>Funeral homes</i>	Minimum 10 spaces plus 1/13 m <sup>2</sup>
<i>Furniture stores</i>	1/44 m <sup>2</sup>
<i>Golf courses</i>	12/hole
<i>Golf driving range</i>	1.5/tee
<i>Hospital</i>	1/21 m <sup>2</sup>
<i>Hotels</i>	1.3/room
<i>Industrial uses in single premise buildings</i> (See Section 5.4.3 for multiple uses on a lot.)	1/30 m <sup>2</sup> for the first 1,000 m <sup>2</sup> 1/100 m <sup>2</sup> for the floor area between 1,000 and 5,000 m <sup>2</sup> plus 1/200 m <sup>2</sup> in excess of 5,000 m <sup>2</sup>
<i>Kennels</i>	1/16.5 m <sup>2</sup>
<i>Libraries</i>	1/26.5 m <sup>2</sup>
<i>Long term care facility</i>	0.5/bed
<i>Medical offices</i>	1/16.9 m <sup>2</sup>

Use	Minimum Parking Space Requirement (net floor area unless otherwise noted)
<i>Miniature golf course</i>	1.5/tee
<i>Motels</i>	1.1/room
<i>Motor vehicle gas bars</i>	1/20 m <sup>2</sup>
<i>Motor vehicle rental establishments, motor vehicle sales establishments, motor vehicle used sales establishments</i>	1/20 m <sup>2</sup>
<i>Motor vehicle shops, motor vehicle repair facilities, motor vehicle service centres</i>	1/20 m <sup>2</sup> for the office and any retail component
<i>Museums</i>	1/40 m <sup>2</sup>
<i>Nursing homes</i>	0.5/bed
<i>Office supply stores</i>	1/77 m <sup>2</sup>
<i>Places of worship</i>	1/9 m <sup>2</sup> or one space per 4 persons of worship area capacity, whichever is the greater
<i>Restaurants</i>	1/5.8 m <sup>2</sup> (this requirement may be reduced by up to 20% for <i>restaurants</i> with associated <i>drive through service facilities</i> )
<i>Restaurants, take-out</i>	1/16.6 m <sup>2</sup> (this requirement may be reduced by up to 20% for <i>take-out restaurants</i> with associated <i>drive through service facilities</i> )
<i>Retail stores, personal service shops, service and repair shops, and department stores</i> (See Section 5.4.2 for multiple uses on a lot.)	1/20 m <sup>2</sup> unless otherwise described
<i>School, private</i>	4/classroom
<i>Schools, public</i>	4/classroom
<i>Supermarkets</i>	1/13.8 m <sup>2</sup>
<i>Theatres</i>	1/ 4 seats
<i>Trade or convention centre</i>	1/20 m <sup>2</sup> plus the parking requirement for <i>accessory restaurants and banquet halls</i>
<i>Warehousing</i>	a) if associated office or retail net floor

Use	Minimum Parking Space Requirement (net floor area unless otherwise noted)
	<p>areas are 15% or less of the total <i>net floor area</i></p> <p>- up to 7,000 m<sup>2</sup> – 1/90 m<sup>2</sup></p> <p>7,000 to 20,000 m<sup>2</sup> – 78 parking spaces plus 1/145 m<sup>2</sup> of <i>net floor area</i></p> <p>- over 20,000 m<sup>2</sup> – 168 spaces plus 1/170 m<sup>2</sup> of <i>net floor area</i> or portion thereof over 20,000 m<sup>2</sup>;</p> <p>b) If associated office or retail <i>net floor area</i> is more than 15% of the total <i>net floor area</i>, the standards for office and retail uses apply.</p>
Other uses not listed above	1/30 m <sup>2</sup>

#### **5.4.2 Multiple Uses in an Urban Commercial Zone**

Notwithstanding the minimum *parking space* requirements set out in Table 5.3, for those uses in the Table that are subject to this section, the minimum number of required *parking spaces* in a *building* containing four or more *premises* is 1 *parking space* per 30 square metres of *net floor area*.

#### **5.4.3 Multiple Uses in Urban Employment Zones**

Notwithstanding the minimum *parking space* requirements set out in Table 5.3, for those uses in the Table that are subject to this section, the minimum number of required *parking spaces* in a *building* containing four or more *premises* is 1 *parking space* per 40 square metres of *net floor area*.

### **5.5 LOADING**

#### **5.5.1 Restriction on Use of Land, Buildings and Structure**

No person shall use any land, *building* or *structure* in any Commercial or Employment Zone for any purpose permitted by this By-law, unless *loading spaces* are provided in accordance with the provisions of this Section of the By-law.

## 5.5.2 Loading Space Requirements

The minimum number of *loading spaces* required shall be calculated in accordance with the standards set out in Table 5.4, below:

**Table 5.4 – Loading Space Requirements**

<b>Gross Floor Area (square metres)</b>	<b>Minimum Loading Space Requirement</b>
0-300	0
301 - 1,850	1
1,851 - 3,700	2
3,701 – 9,250	3
9,251 – 14,800	4
14,801 – 22,220	5
For each additional 3,700 sq.m.	1 additional loading space

## 5.5.3 Calculation of Loading Requirements

Where the minimum number of *loading spaces* is calculated on the basis of a rate or ratio, the required number of *loading spaces* shall be rounded to the next higher whole number.

## 5.5.4 More than One Use on a Lot

The *loading space* requirements for more than one *use* on a single *lot* or for a *building* containing more than one *use*, shall be the sum total of the *loading space* requirements for each of the component *uses*, unless otherwise noted.

## 5.5.5 Exclusive Use of a Loading Space

Any *loading space* shall be unobstructed and available for loading purposes and used exclusively for that purpose at all times, unless otherwise specified in this By-law.

## 5.5.6 Location of Required Loading Spaces

All *loading spaces* shall:

- a) Be located on the same *lot* for the *use* or *building* for which it is required;
- b) Be located within 15.0 metres of the *use* or *building* for which it is required;
- c) Not be located in a *required yard*;
- d) Not be permitted in the *front yard* or *exterior side yard*; and,
- e) Not be located closer than 7.5 metres from any *streetline* or *Residential Zone* boundary, but may be permitted within this area if the *loading space* is located entirely within a *structure* above or below *established grade*.

### **5.6.2 Location of Ingress and Egress Spaces**

The first required ingress space shall be located adjacent to the product pick-up window or dispensing machine and the required egress spaces shall be located after the product pick-up window or dispensing machine. In addition to the above, a minimum of 4 ingress spaces for a *restaurant* or *restaurant take-out* shall be located in that portion of the *queueing lane* that begins at the order box, if an order box exists.

### **5.6.3 Length of Queueing Lane**

The length of the *queueing lane* associated with the *drive-through service facility* shall be the total number of required ingress spaces and egress spaces.

### **5.6.4 Multiple Queueing Lane Requirements**

Where multiple *queueing lanes* are required on a *lot*, the *queueing space* requirements shall be provided for each individual *queueing lane* in compliance with the provisions of Section 5.6.1 of this By-law.

### **5.6.5 Size of Queueing Space**

All *queueing spaces* shall be rectangular in shape, with a minimum length of 6.0 metres and a minimum width of 3.0 metres.

### **5.6.6 Setbacks From Residential Zone Boundary**

All order boxes using voice communication to order shall be located no closer than 10.0 metres from any Residential Zone boundary.

### **5.6.7 Delineation of Queueing Lane Requirements**

*Queueing lanes* shall be unobstructed and shall be clearly delineated by pavement markings or physical barriers, and shall be independent of the balance of the *parking area* and *loading area*.

### **5.6.8 Location of Queueing Lanes, Order Boxes, and Wall Openings Associated with a Drive Through Service Facility in Relation to Front and Exterior Side Lot Lines**

No *queueing lanes*, order boxes, and wall openings associated with a *drive through service facility* shall be located in the *front yard*. No *queueing lanes*, order boxes and wall openings associated with the *drive through service* shall be located in the wall facing the *exterior side lot line* unless all of the components of a *drive through service facility* are located no closer than 6.0 metres from the *exterior side lot lines*.

## **5.7 BICYCLE PARKING REQUIREMENTS**

Bicycle *parking spaces* are required for the *uses* listed in Table 5.6, below in addition to any required *parking spaces* for *motor vehicles*:

**(see next page for Table 5.6)**

Table 5.6 – Bicycle Parking Requirements

Use	Required Parking Standards
Retail, service commercial, institutional	2 spaces plus 1 space /1000 m <sup>2</sup> gfa
Industrial	2 spaces plus 0.25 spaces/1000 m <sup>2</sup> gfa
Elementary and Secondary School	1 space/10 students & 1 space/35 employees
Post Secondary School	1 space/20 students



## BY-LAW NO. 2005-0117

### A By-law to regulate off-street parking

**WHEREAS** Sections 11(2), 100, 100.1, 101 and 102 of the Municipal Act, 2001, S.O. 2001, Chap.25, as amended, authorizes Councils to pass certain by-laws to regulate parking, except on highways;

**NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:**

#### **PART I        DEFINITIONS**

1. In this By-law:

Amended  
by By-law  
2024-0037

**Accessible Parking Space** means a Parking Lot Space designated under this By-law for the exclusive use of a vehicle displaying a permit in accordance with the requirements of the Highway Traffic Act, R.S.O. 1990, c. H. 8, as amended;

Amended  
by By-law  
2024-0037

**Commissioner** means the Commissioner of Transportation and Public Works or his/her designate;

**Engineer** means the Director of Engineering and Public Works of the Town of Halton Hills, or their designate.

**Motor Vehicle** includes an automobile, motorcycle, motor assisted bicycle unless otherwise indicated in the *Highway Traffic Act*, and any other vehicle propelled or driven otherwise than by muscular power, but does not include a street car, or other motor vehicles running upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine within the meaning of the *Highway Traffic Act*;

**Municipality** means the Corporation of the Town of Halton Hills and "Corporation" and "Town" have corresponding meanings;

**Municipal Parking Lot** means land, or a portion of land, owned, leased or occupied by the Town and operated for the use of Parking Motor Vehicles;

**Occupant**, when used in relation to property, means:

- (a) the tenant of the property or part thereof whose consent shall extend only to the control of the land of which he is tenant and any Parking Lot Spaces allotted to him under his lease or tenancy agreement;
- (b) the spouse of a tenant;
- (c) a person or a municipality or a local board thereof, having an interest in the property under an easement or right of way granted to or expropriated by the person, municipality or local board whose consent shall extend only to that part of the property that is subject to the easement or right of way; or
- (d) a person authorized by an occupant as defined in paragraph (a), (b) or (c), to act on the occupant's behalf or requesting the enforcement of this section.

**Officer** means a Municipal Law Enforcement Officer appointed by Council and authorized to enforce the provisions of this By-law and includes a Police Officer of the Halton Regional Police Service;

13. If it is alleged in a proceeding that Part IV has been contravened, the oral or written evidence of an Officer is receivable in evidence as proof, in the absence of evidence to the contrary, of the facts stated in it in respect of,

- the ownership or occupancy of the land;
- the absence of the consent of the Owner or Occupant; and
- whether any person is an Occupant or is an Owner.

14. Written evidence under section 13 shall be admitted without notice under the *Evidence Act*.

15. For the purposes of Part IV:

- The Owner or Occupant of the land shall erect a sign at each entrance to the land clearly indicating the regulation or prohibition respecting Parking or leaving Motor Vehicles on the land without the consent of the Owner of the land; and
- file with the clerk of the Municipality written consent to the application of this By-law to the land by completing and signing the declaration in the form prescribed in Schedule "B" to this By-law.

## PART V ACCESSIBLE PARKING

Amended  
by By-law  
2024-0037

16. Every Accessible Parking Space on Municipal Parking Lots or Private Property shall be in accordance with the requirements of the Integrated Accessibility Standards Regulation, as amended, and the Highway Traffic Act;

Amended  
by By-law  
2024-0037

17. Each off-street Accessible Parking Space shall adhere to the minimum size requirements as outlined in accordance with the following:

Type	Required Dimensions	
	Length	Width
A	5.8 m	3.4 m
B	5.8 m	2.4m

Amended  
by By-law  
2024-0037

18. Accessible Parking Spaces shall include an accessible aisle, adjacent to an accessible parking space, with a minimum width of 1.5 m and length of 5.8 m. Adjacent accessible parking spaces may share one access aisle;

Amended  
by By-law  
2024-0037

19. Every Accessible Parking Space shall be distinctly indicated by erecting signage in accordance with the requirements of the Highway Traffic Act and regulations made thereunder;

Amended  
by By-law  
2024-0037

20. The owner or operator of parking lots or other parking facilities to which the public has access, whether on payment of a fee or otherwise, shall provide Accessible Parking Spaces in accordance with the Integrated Accessibility Standards Regulation, as amended and the Highway Traffic Act;

Amended  
by By-law  
2024-0037

21. No person shall park a vehicle in an Accessible Parking Space unless a currently valid Permit has been issued to that person, organization or to a passenger being transported or picked up in the vehicle and such Permit is displayed on or in the vehicle in accordance with the requirements of the Highway Traffic Act, the regulations made thereunder.

22. Under section 80.39 of the Integrated Accessibility Standards Regulation, the minimum number of designated parking spaces shall be provided in accordance with the following:

No. of Provided Parking Spaces	No. of Accessible Parking Spaces
1 to 12	1 Type A
13 to 100	4%
100 to 200	1 accessible parking spaces PLUS 3%*
201-1000	2 accessible parking spaces 2%*
More than 1000	11 accessible parking spaces PLUS 1%*

\*Where an even number of accessible parking spaces are required, an equal number of Type A and B accessible parking spaces shall be provided. Where an odd number of accessible parking spaces are required, an equal number of Type A and B accessible parking spaces shall be provided but the last accessible parking space may be Type B.

## PART VI PENALTIES

Amended  
by By-law  
2024-0037

23. Every person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*.

Amended  
by By-law  
2024-0037

24. Notwithstanding Section 23 of this By-law, any person convicted of an offence under Section 21 of this By-law shall be liable to a fine of not less than \$350.00, exclusive of costs.

Amended  
by By-law  
2024-0037

25. Where a Vehicle has been left Parked, or Standing in contravention of this By-law, the owner of the Vehicle, even though the owner was not the driver of the Vehicle at the time of the contravention of this By-law, is guilty of an offence and is liable to the fine prescribed for the offence unless, at the time of the offence, the Vehicle was in the possession of some other person than the owner without the owner's consent.

**BY-LAW** read and passed by the Council for the Town of Halton Hills this 1<sup>st</sup> day of November, 2005.

*(originally signed by)*  
MAYOR – Rick Bonnette

*(originally signed by)*  
CLERK – Karen Landry