



THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 2023-065

Appendix A - By-law 2023-065 to amend Zoning By-law 2014-014.docx

WHEREAS By-law 2023-021, as amended, delegates powers and duties with authority from Council to the Commissioner of Community Development to approve by-laws of a minor nature under section 34 of the *Planning Act* with respect to certain matters, including housekeeping by-laws for the purpose of making clerical or other changes to assist in the interpretation of the zoning by-law;

WHEREAS the Commissioner of Community Development is satisfied that notice of the intention to pass a by-law to make a number of housekeeping zoning by-law amendments was given in accordance with the requirements of the *Planning Act*,

WHEREAS the Commissioner of Community Development has considered any oral and written submissions related to this matter and is satisfied that these comments have been appropriately addressed;

THE CORPORATION OF THE TOWN OF OAKVILLE, BY THE COMMISSIONER OF COMMUNITY DEVELOPMENT ACTING UNDER DELEGATED AUTHORITY, ENACTS AS FOLLOWS:

1. Within **Part 3, Definitions**, of Zoning By-law 2014-014:

a) The definition of **Floor Space Index** is amended by deleting “*net floor area*” and replacing with “*gross floor area*”.

b) A new definition of “**Floor Area, Gross**”, is added as follows:

“means the total area of all of the floors in a *building* measured from the exterior faces of the exterior walls, but shall not include an *attic, basement or mechanical penthouse*.”

2. Within **Part 4, General Provisions**, of Zoning By-law 2014-014:

a) A new section 4.29, Restoration or Repair of Unsafe Buildings, is added as follows:

“4.29 Restoration or Repair of Unsafe Buildings

Nothing in this By-law shall prevent the restoration or repair to a safe condition of any *building* or *structure* or part of any *building* or *structure* that has been deemed to be unsafe by the *Town’s* Chief Building Official, provided the reconstruction will not increase in *height*, size or volume, or change the *use* of the *building* or *structure* and provided that the *use* has not been abandoned.”

- b) A new section 4.30, Reconstruction of an Existing Building or Structure, is added as follows:

“4.30 Reconstruction of an Existing Building or Structure

Nothing in this By-law shall prevent the reconstruction of a *building* or *structure* severely damaged or destroyed by natural causes or by fire, provided the reconstruction will not increase in *height*, size or volume, or change the *use* of the *building* or *structure* and provided that the *use* has not been abandoned.”

3. Part 15, Special Provisions, of By-law 2014-014:

- a) Section 15.49.1, Accessory Dwellings in the Neighbourhood Commercial C1 Zone, is amended by deleting 15.49.1 b) in its entirety.

- 4. This By-law comes into force in accordance with Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended.

PASSED this 27 day of June, 2023

Neil Garbe Commissioner of
Community Development
as delegate for Council

Vicki Tytaneck Town Clerk