

**BY-LAW NUMBER 2024-XX**

A by-law to amend the Town of Oakville's Zoning By-law 2014-014, as amended, to permit the construction of two mixed use buildings on lands described as 157 and 165 Cross Avenue  
(File XXXX)

**COUNCIL ENACTS AS FOLLOWS:**

1. That Schedule "19(8b)" to By-law 2014-014, as amended, is hereby further amended by rezoning lands municipally described as 157 and 165 Cross Avenue in the Town of Oakville, Regional Municipality of Halton from the "MTC" to the "MU4 – (XXX)" Zone as identified on Schedule A attached hereto.
  
2. Section 15, Special Provisions, of By-law 2014-014, as amended, is amended by adding new Sections 15.XX.1, 15.XX.2, 15.XX.3 and 15.XX.4 with respect to the lands municipally known as 157 and 165 Cross Avenue:

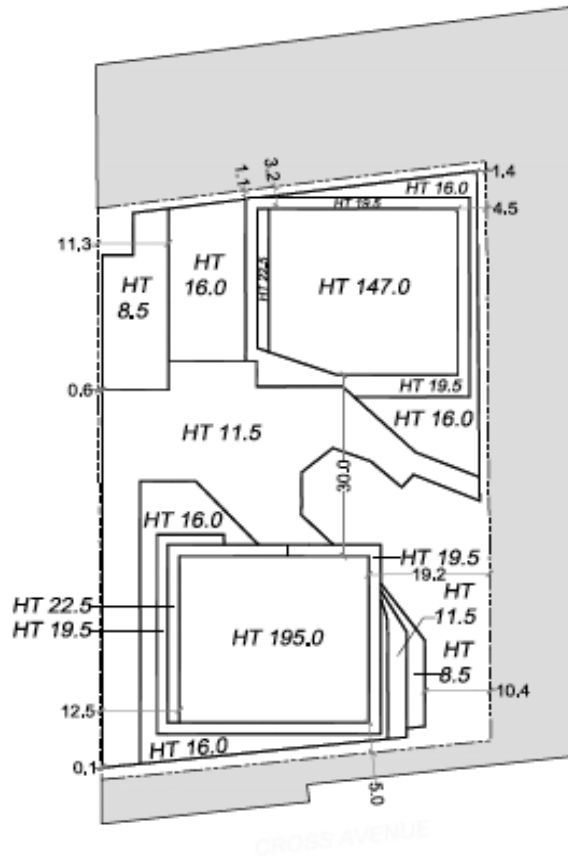
<b>XX</b>	<b>157 and 165 Cross Avenue</b>	Parent Zone: MU4
Map 19(8b)		(2024-XXX)
<b>15.XX.1 Zone Provisions</b>		
The following regulations apply:		
a)	Maximum residential <i>gross floor area</i>	95,000 sq.m
b)	Maximum non-residential <i>gross floor area</i>	4,000 sq.m
c)	Minimum <i>yards</i> , all yards, are shown on Special Site Figure 15.XX.5	
d)	Minimum <i>separation distances</i> are shown on Special Site Figure 15.XX.5	
e)	Minimum <i>yards</i> , all yards, below <i>established grade</i>	0.0 metres

f)	Maximum <i>height</i> excluding <i>mechanical penthouse</i> (Tower 1)	194.0 metres)
g)	Maximum <i>height</i> excluding <i>mechanical penthouse</i> (Tower 2)	146.0 metres)
h)	Maximum height of a <i>mechanical penthouse</i> , including equipment used for the functional operation of the buildings including electrical, utility, mechanical and ventilation equipment, enclosed stairwells, roof access, maintenance equipment storage, elevator shafts, chimneys, and vents, architectural features, parapets, and elements and structures associated with a green roof, building maintenance units and window washing equipment, planters, landscaping features, guard rails, and divider screens on a balcony and/or terrace, trellises, pergolas, unenclosed structures providing safety or wind protection to rooftop amenity space and parapets.	10.0 metres
i)	The maximum encroachment of a <i>balcony</i> into the minimum <i>yards</i> and building <i>separation distance</i>	2.5 metres
j)	The maximum encroachment of an architectural feature into the minimum <i>yards</i> and building <i>separation distance</i>	0.5 metres
<b>15.XX.3 Parking Provisions</b>		
The following parking provisions apply:		
a)	Minimum number <i>parking spaces</i> for <i>dwelling units</i> :	0.5 spaces per dwelling unit
b)	Minimum number of visitor <i>parking spaces</i>	0.15 spaces per dwelling unit
c)	Minimum number of <i>parking spaces</i> for non-residential uses	1.08 spaces per 100 square metres of <i>gross floor area</i>
d)	Visitor parking for residential uses may be counted towards required parking for non-residential uses.	
e)	For the purposes of this By-law, the number of required <i>parking spaces</i> for <i>dwelling units</i> as set out in (a) above, may be reduced by 4 <i>parking spaces</i> for every car-share <i>parking spaces</i> provided, up to a reduction of 40 <i>parking spaces</i>	

f)	For the purpose of this By-law, "car-share" means the practice where a number of people share the use of one or more cars that are owned by a profit or non-profit car-sharing organization and where such organization may require that use of cars to be reserved in advance, charge fees based on time and/or kilometres driven, and set membership requirements of the car-sharing organization, including the payment of a membership fee that may or may not be refundable
g)	For the purpose of this By-law, "car-share <i>parking space</i> " means a <i>parking space</i> that is reserved and actively used for car-sharing and must be for the exclusive use of the <i>dwelling units</i> of the building
h)	A maximum of 10 percent of the required parking spaces may be small car <i>parking spaces</i> with the following dimensions: <ul style="list-style-type: none"> <li>i) a minimum length of 5.3 metres;</li> <li>ii) a minimum width of 2.4 metres; and</li> <li>iii) a minimum vertical clearance of 2.0 metres</li> </ul>
i)	The minimum dimensions of a <i>loading spaces</i> is 3.5 metres in width and 6.0 metres in length, with a minimum vertical clearance of 4.2 metres
<b>15.XX.4 Special Site Provisions</b>	
a)	For the purposes of this By-law, the <i>established grade</i> of Tower 1 shall be a Canadian Geodetic Datum of ~ metres
b)	For the purposes of this By-law, the <i>established grade</i> of Tower 2 shall be a Canadian Geodetic Datum of ~ metres
c)	For the purposes of this By-law, a <i>Mezzanine</i> shall mean a floor area located between the floor and the ceiling of any room or <i>storey</i> . A <i>mezzanine</i> becomes a <i>storey</i> for the purposes of this by-law if: <ul style="list-style-type: none"> <li>i) it is enclosed with walls and the area of the <i>mezzanine</i> is greater than 54% of the <i>gross floor area</i> in which it is located; or</li> <li>ii) it is open to the floor below, and the area of the <i>mezzanine</i> is greater than 48% of the <i>gross floor area</i> in which it is located</li> </ul>
d)	A tower floor plate may not exceed a maximum <i>gross floor area</i> of 850 square metres, with the exception of the portions of a building between a height of 16.0 metres and 22.5 metres
e)	For the purposes of this By-law, a "tower" is the portions of a building which collectively enclose the entirety of a <i>storey</i> higher than 16.0 metres above the <i>established grade</i>
g)	Notwithstanding any severance, partition or division of the lands subject to this Special Provision, all lands subject to this by-law shall be considered to be one <i>lot</i> for the purposes of this By-law.
<b>15.XX.5 Special Site Figure</b>	

By-Law Number: XXX

### SPECIAL SITE FIGURE TO BY-LAW 2024-XX



### AMENDMENT TO BY-LAW 2014-014

- Existing property line
- - - - Future property line
- - - - Existing property line to remain
- Buildings and required parking spaces will not be permitted within these lands



3. 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        day of, 2024

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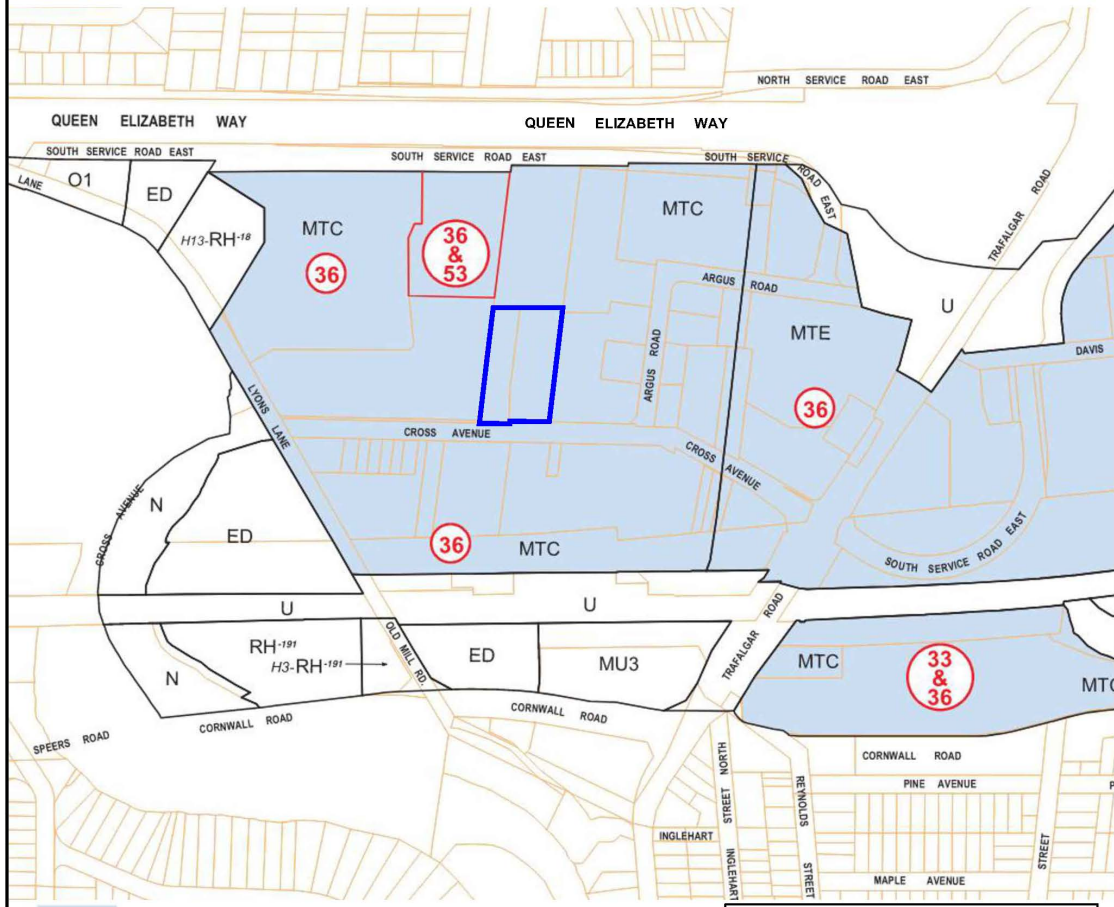
MAYOR

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CLERK

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### SCHEDULE 'A' TO BY-LAW 2024-XX



Site-specific appeal to Zoning By-law 2014-014 (By-law not in effect)

EXCERPT FROM MAP 19(8b)

### AMENDMENT TO BY-LAW 2014-014

 Lands Subject To Special Provision

