

MAIN STREET NORTH DEVELOPMENT PERMIT SYSTEM

For: Centre for Urban Research and Land Development Ryerson University

"Issues and Impacts of the Development Permit System for Toronto Area Municipalities"

October 20, 2014

2 Wellington St. W., Brampton, ON L6Y 4R2



PRESENTATION OVERVIEW:

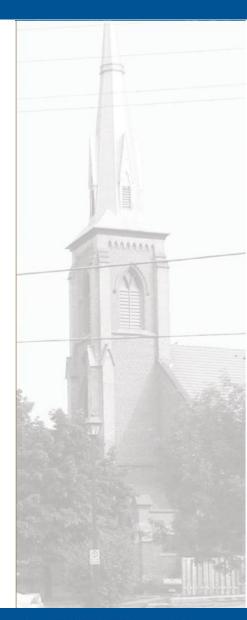
BACKGROUND AND CONTEXT

MSN DPS FEATURES

OVERVIEW OF FRAMEWORK

CHALLENGES AND LESSONS

NEXT STEPS



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MAIN STREET NORTH

April 2012



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development permit system

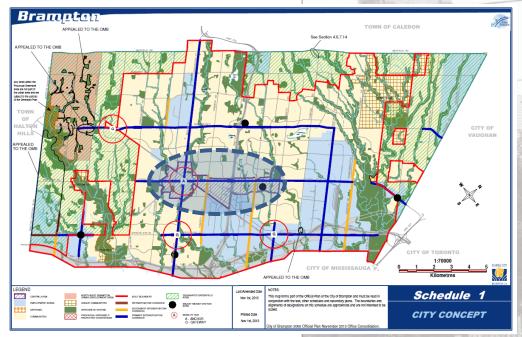
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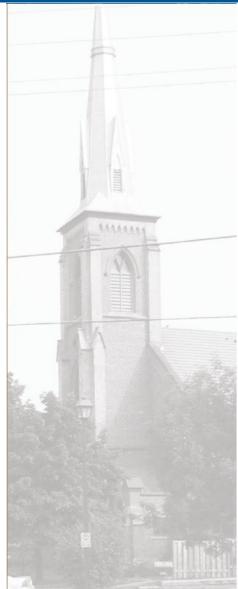


- Brampton's policy documents identify a Central Area, which functions as the "heart of the City"
- location for major civic, institutional, entertainment, cultural, commercial, residential, employment functions
- policies seek to support (intensification, redevelopment (esp. along Queen Corridor), revitalization (historic downtown)

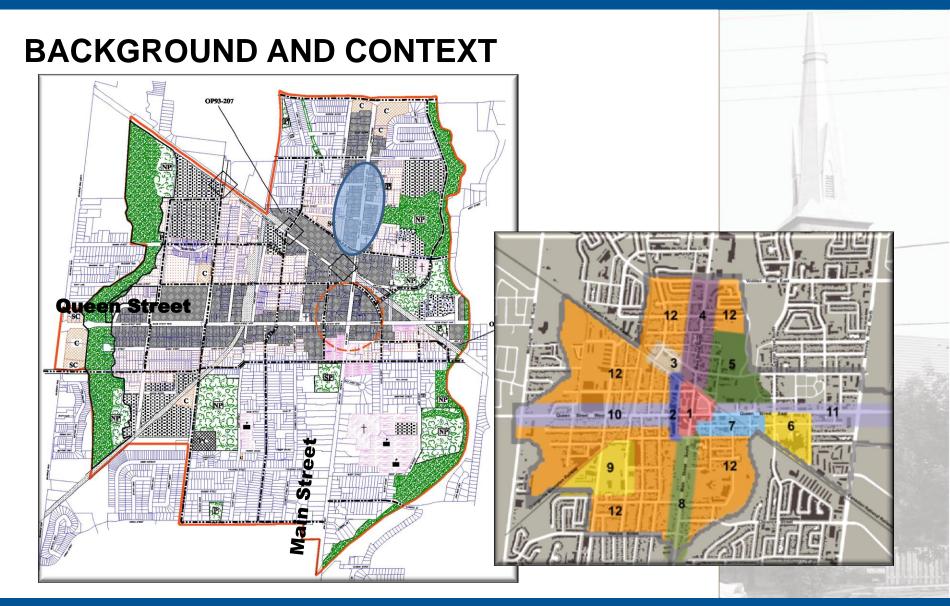




- major transportation links (Hurontario LRT, Queen Street BRT/LRT, GO (rail/bus), mobility hub
- Central Area contains Brampton's UGC
- 2005 Central Area Vision, established as an urban-design based guiding document for future policy work
- Central Area split conceptually into three Precincts (Historic Downtown, Queen Street Corridor, Bramalea City Centre)
- For the Historic Downtown Precinct, ten Character Areas were established
- Main Street North is one of these Character Areas







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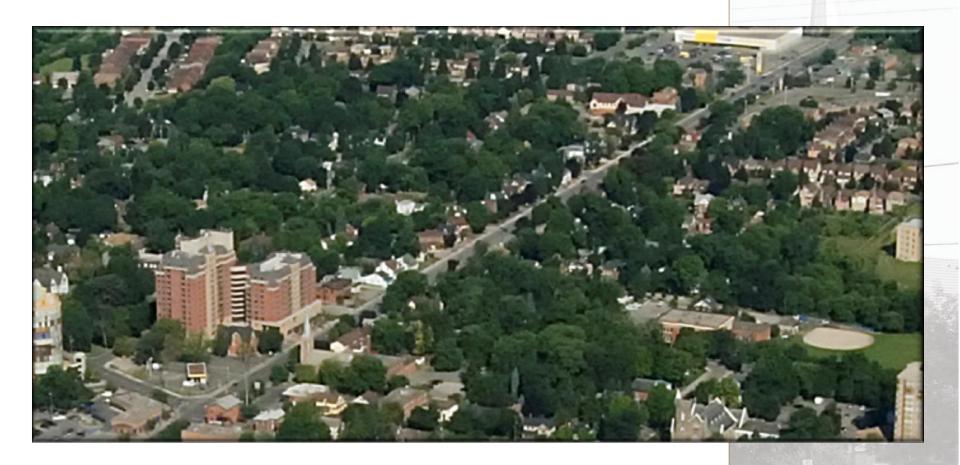






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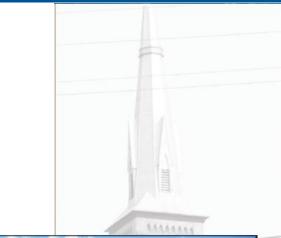




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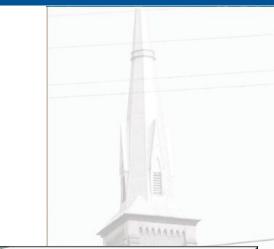




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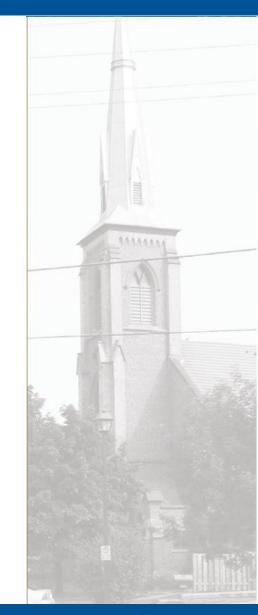




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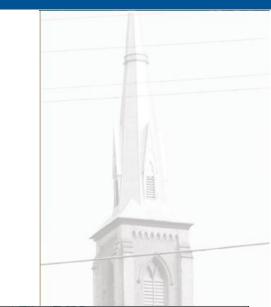


- Main Street North Urban Design Study initiated in 2006
- Area initially considered to be an HCD
- 745 metres in length, walkeable from historic core to the south
- Initial Public Information Session held in March 2006
- Streetscape improvements implemented in 2007
- Study concluded, 2nd Public Information Session in July 2007





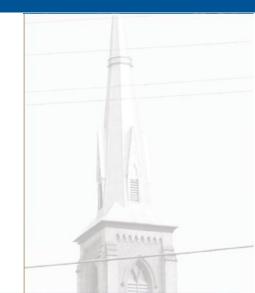
- Results from study:
 - retain strong heritage character
 - allow wider range of uses
 - create more street activity, destination
 - allow modest infill
 - reintroduce tree canopy
 - Sought to capture characteristics within the planning framework and set in place policies that support the revitalization and respectful transformation of the area
- A DPS was chosen as the framework to implement the vision. DPS appeared to allow flexibility to help achieve the planning and economic development goals for the area







- Use MSN as a "test case"
- Received Council endorsement to proceed with development of DPS
- Initial draft of documents developed, with assistance from consultant
- eventually brought project "in-house"
- An Open House and Public Meeting (Planning Act) were held in 2009, presenting the draft documents
- Received comments from MMAH; the structure of the DPS was significantly revised

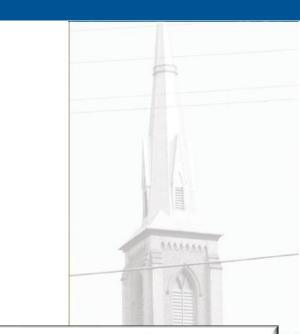




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- "One-stop" shop document created
- Consultant peer review
- Further Open House held in April 2011
- Revisions made subsequent to Open House
- Further discussions held as a result of some dissenting landowners
- Approved by Council in 2012 and appealed to OMB







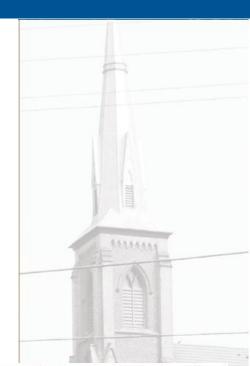
MSN DPS FEATURES

1. Integrated Policy Document:

- contains vision/policies, regulations, guidelines, process
- coordinated process, review requirements, regulations unified to achieve planning goals for area
- balance streamlining of processes, yet still maintains level of development control to ensure the vision is achieved

2. One Approval:

- site plan and minor variance are combined into one application and approval process
- lands "prezoned"







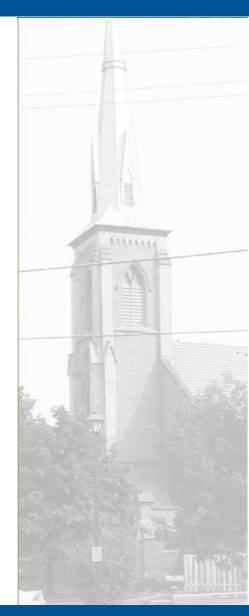
MSN DPS FEATURES

3. "Urban Design-centric" Document:

- design important criteria in review of permits
- integrated with regulations
- "form based code-light"
- guidelines linked to DP review criteria

4. Vision/Planning Framework:

- provides clarity to landowners along Main Street and residents in the area in terms of what is permitted from a density, scale and built form perspective
- DPS structure provides flexibility, works better in existing urban fabric





MSN DPS FEATURES

5. Tailored and Streamlined Process:

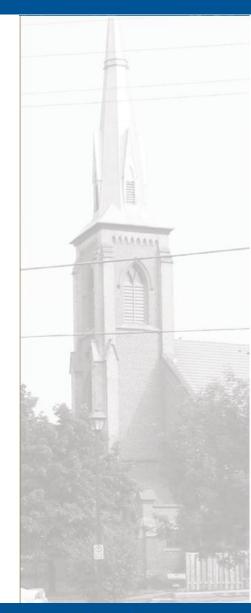
- balances goals for revitalization, economic development, design/heritage
- balances requirements for DP with tailored review processes
- reduced fees compared to other application types
- DP review criteria specific to MSN area
- variances integrated into process
- intended land uses established
- process tailored to specific application types
- delegated approvals on DP
- fees vary with application type
- "Concierge service", Dedicated review team
- no appeals once in place, other than applicant/City

Main Street, North, Brampton, Ont., Cana



AMENDING DOCUMENT PACKAGE

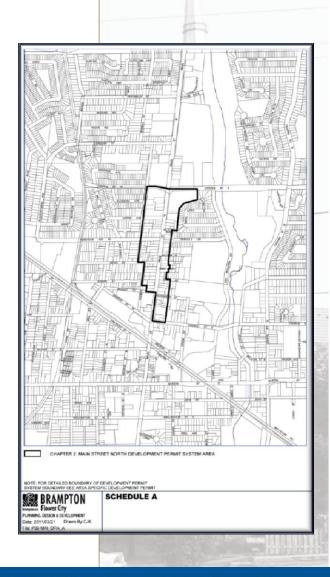
- The following is the suite of amending documents:
 - Official Plan Amendment
 - Secondary Plan Amendment
 - DPS General Provisions By-law
 - DPS By-law for Main Street North
 - Site Plan Control By-law Amendment
 - Tariff of Fees By-law Amendment
 - Approval Authority Delegation By-law Amendment
 - Tree Preservation By-law already accommodates DPS





Development Permit By-law General Provisions:

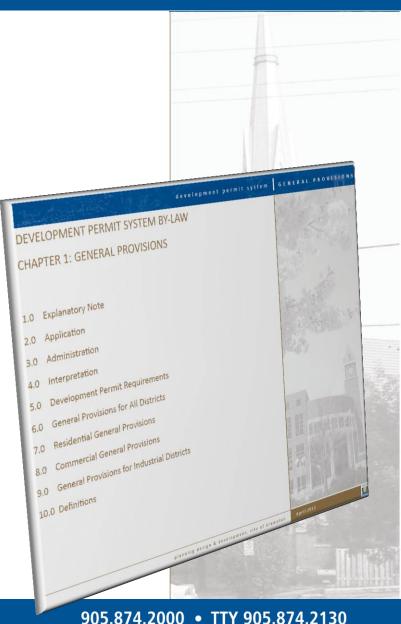
- the DPS By-law is a "stand alone" document not connected to the existing zoning by-law
- approval of DPS creates a "hole" in zoning by-law.
 Zoning By-law is repealed for that area upon passage of DP By-law
- needed to create general provisions for all future DPS areas
- the general provisions operate much like general provisions in a zoning by-law, in that they are the requirements that will apply to all DPS areas





Development Permit By-law General Provisions:

- includes definitions, provides overarching criteria for when a development permit is required, how variances are addressed
- propose to revise terminology to avoid confusion. What is a "zone" in the by-law is a "district" in the MSN DPS
- Each separate DPS area becomes an additional chapter in the General Provisions (MSN is Chapter 2)

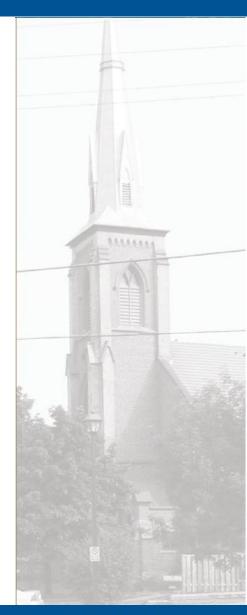




Main Street North Development Permit By-law:

- DPS by-law is an integrated policy document. It contains vision and policies, regulations, processing requirements and guidelines
- The following Parts constitute the DPS By-law:
 - Part 1.0 Explanatory Note and Structure
 - Part 2.0 Applicability
 - Part 3.0 Vision and Policies
 - Part 4.0 Regulations
 - Part 5.0 Application Processing
 - Part 6.0 Guidelines

Appendices (not an operative part of the by-law)





Main Street North Development Permit By-law:

 Part 1.0 (Explanatory Note and Structure) explains the functions of each section

functions of each section

development permit system MAIN STREET NORTH

Part 1.0: Explanatory Note and Structure

The Main Street North Development Permit System By-law is structured as a comprehensive policy document that brings together the policies, regulations, guidelines and application processing to function in a unified manner to achieve the planning objectives for the area.

This Development Permit By-law is divided into six parts. The following provides an overview of the various Parts to this by-law and gives a description of the intent and function of each Part.

Part 2: Applicability

This section sets out the area to which the Main Street North Development Permit System applies and defines its relationship with the parent Development Permit By-law provisions.

Part 3: Vision and Policies

The Vision and Policies provide the overarching policy framework for the Main Street North Development Permit System area. Operating in the manner of Official Plan and Secondary Plan policies, they provide the vision for the area, goals and objectives and detailed policies related to general land uses, development principles, heritage, transportation among others.

Part 3 provides the overall policy basis for the Regulations, Guidelines and Application Processing requirements of the Permit System Area. The review criteria for Development Permits will refer back to Part 3 to ensure that proposals are in conformity with the policies. Proposals and uses will need to conform to the policy intent of Part 3.

The Policies will be interpreted not as a regulation

as in Part 4 but as guiding policies for the area. However, if there is a clear issue of non-conformity, the criteria for review of a Permit cannot be met and a Permit will not be issued.

Part 4: Regulations

Part 4 encompasses the regulations for land and uses within the DPS area. The Regulations set out the permissions, requirement and restrictions that govern the use of land within the DPS area. The Regulations are also linked to Part 5 dealing with Application Processing such that certain application types will be subject to certain regulations. The Guidelines under Part 6 are linked to the Regulations and have to be addressed in assessing a Development Permit. This reflects the importance of the Guidelines such that the form and design of development, as well as how such matters as site servicing are implemented, are of substantial importance in achieving the broader objectives for Main Street North.

Whereas a zoning by-law typically uses the term "zone" this has been substituted by the term "district" to distinguish that this is a Development Permit Bylaw and not a Zoning By-law.

Development and uses have to meet the requirements and restrictions set out in Part 4. While a variance process is built into the by-law, if such is not supportable, the proposal would need to be revised. Alternately, an amendment to the Development Permit System could be initiated. Such amendment would necessitate the comprehensive review of the DPS area.

Part 5: Application Process

This Part of the by-law establishes when a permit is required and what process will be applied (eg. Standard, Limited, Variance Only, among others).

Amendments to the Main Street North Development

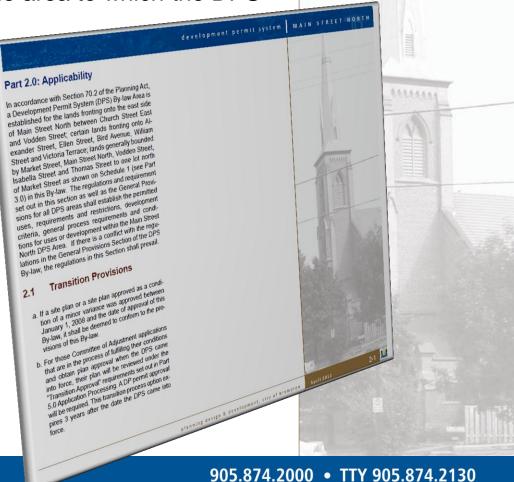
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Main Street North Development Permit By-law:

Part 2.0 (Applicability) sets out the area to which the DPS applies and sets out transition provisions





Main Street North Development Permit By-law:

Part 3.0 (Vision and Policies) establishes the main goals and objectives for the DPS area related to heritage, development, streetscape, site design and servicing



development permit

STREET NORTH

The City of Brampton supports new investment and redevelopment along Main Street North. However, it is the intent of the City to maintain and enhance the existing historic built character of Main Street North, which is representative of the City's strong history and proud heritage. Thus, the policies intend to bal and mount memory. Thus, the purpose of the Main ance these two objectives. The purpose of the Main ance these two objectives. The purpose of the man Street North Development Permit System is to stimulate development and redevelopment at the northutate development and redevelopment at the inter-em gateway to Downtown Brampton and streamline

the planning approvals process.

In terms of character, the predominant built form in the OPS area is residential buildings that are localule on o area is residential buildings that are locar ed on deep reclangular lots fronting on Main Street These buildings typically occupy between 60% and 75% of the length of the front lot ine, which has an average length of 15 metres. The remaining area on each lot is typically utilized for driveway ing area on each loc is uproveny unificent for whether access to the rear for parking purposes (whether access to the rear for panenty purposes (whenever residential or commercial) and landscaping. It is this residential of commercial) and landscaping. It is una patient of development that this policy framework in-tends to maintain and protect. Small-scale additions is interesting and the protection raise of existing renue to manuarit and protect. Small-scale automore or intensification and the adaptive reuse of existing

or intensinuation and the autoprive reuse c buildings with suitable uses are promoted. eral sub-areas along Main Street North

Iter alt several sub-areas along man succentrality with different characteristics that create a need for ences in character than the predominant rerences in criaracter wan are prevounnent eet North historic commercial area. This creeer nonminisionic commercian aleral mission need for area-specific policies. The differences are identified on Schedule 1 cter subareas are identified on Schedule 1 upareas are idenutied on schedung i 1 south end of the Main Street North g land uses, parcel fabric and other con the policy framework identifies these as NOW NAME AND A DESCRIPTION OF A DESCRIPT commercial

Part 3.0: Vision and Policies

Context 3.1

Image and Character Main Street North, in the 19th and early 20th century. was defined by narrow, rural roadways, narrow side was centred by narrow, rural roadways, narrow side walks, mature and uniformly planted street trees. wares, manual and unionity planes seen even This area is an important extension to the Brampton This area is an important extension in one prangoon Downtown core. This heritage character generally ownown core. This hemage character generally mains intact with its groupings of delached, one

o-storey single family homes. The buildings situated on square or rectangular lots. They inuated on solvare or rectangular ions. (ne) relatively uniform front and side yard setbacks. ment the general character street in the late 19th century and early

and or the suren at the late ton century and early 20th century, initially the houses were situated along century, initiality the nouses were situated annu-rrow, unpaved rural road with no curbs and guiters and essentially no boulevards. ards of each house had lawns and uni-

d rows of deciduous trees. After the legraph poles and street lighting. troduction of telegraph poles and street ignory, rbs and gutters were introduced and very narrow

rupted views up and down the yard setback and relatively surenscope, the work year second, and rearings narrow side yard selbacks are key components that narrow side yard setbacks are key components dictate building siting. They also help maintain pattern of the streetscape.

3.1.2. Architectural Style

1005

The buildings exhibit a variety of architectural styles and influences, suggesting a relatively lengthy pace of development along this condor, The predomior unversupment, anong das comous, and preume-nance of later Edwardian buildings suggests a peak of development at the end of the 19th century and or reversyment at the end of the 19th century and into the early 20th century. An important Queen Anne Revival landmark house and a rare Octagon style house can be found along this corridor. Represome muse can be roma anng ins cantour, regre-sentative examples of Georgian, vernacular Gobic semanve examples or oppylant, remarcial gearc Revival, Italianate and Edwardian Classicism are

development permit system

Some buildings appear to have been construct Some buildings appear to have been consiructed by the same builder. Many homes had prominent front also present. verandahs or porches and those that remain are inveranizario or sociono ano arose ana remain are portant character defining elements on the street.

Many nomes excern considerable anoniant status and prominence. Others buildings are more mod-est in scale and form yet remain significant heritage buildence. More ref the heritage buildings exchant a building. Ne and romn yes remain segunicant treating Most of the hemage buildings exhibit a uunontiga, mosi or trie trentage outsangs extruit a Considerable degree of craftsmanship with virtage considerable begree or cransmanship with vinlage details and finishes still infact on many of the build-

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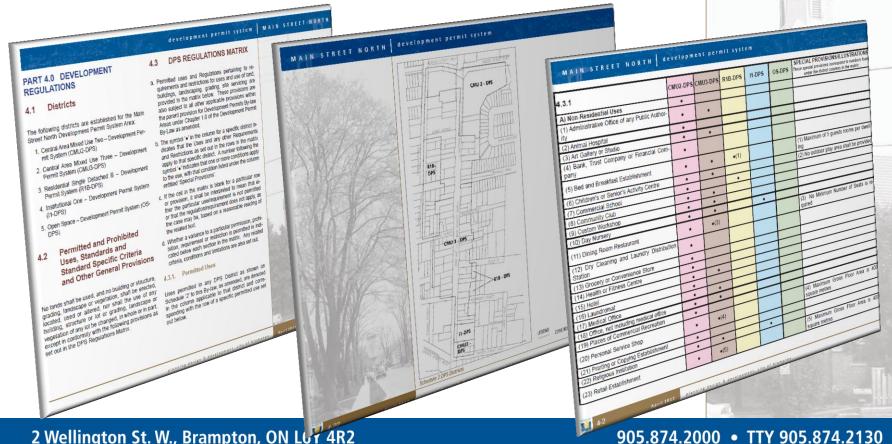


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Main Street North Development Permit By-law:

Part 4.0 Regulations sets out the requirements and restrictions for land within the DPS area

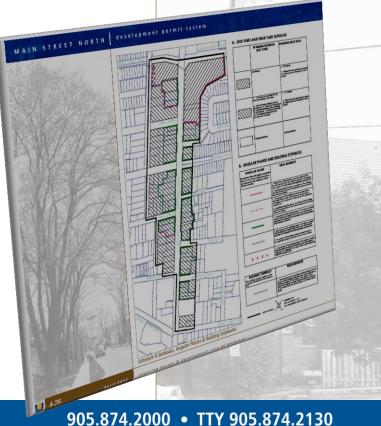


2 Wellington St. W., Brampton, ON Lot 4R2



Main Street North Development Permit By-law:

- Regulations includes typical requirements such as land uses, setbacks, building heights
- also includes elements of "form-based code", such as minimum wall lengths, building stepping
- regulations linked to guidelines



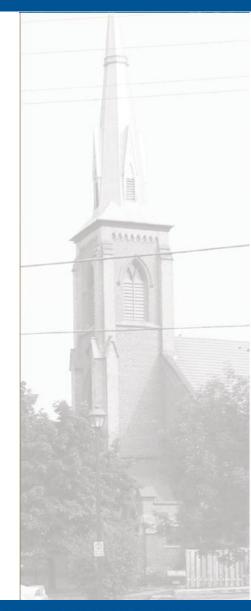


development permit system MAIN STREET NORTH

4.3.3. Site Development Standards

Any use of lands, buildings or structures, shall adhere to the following Site Development Standards:

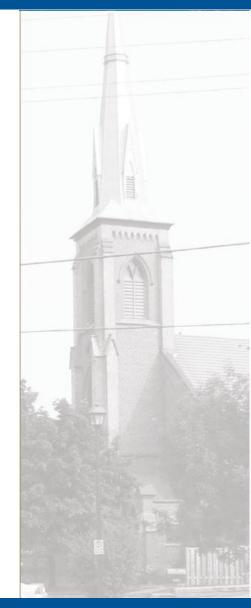
4.3.3	CMU2-DPS	CMU3-DPS	R1B-DPS	I1-DPS	OS-DPS	SPECIAL PROVISIONS / ILLUSTRATIONS These special provisions correspond to numbers found under the district columns in the matrix:
A) Minimum Setback From Street Cen- treline						
1. Minimum setbacks are shown on Schedule $\ensuremath{\mathfrak{3}}$	•	•	•	•	•	
2. The minimum setback on a vacant lot or for a new development where the existing struc- ture on the lands will not be retained, shall be the average of the setbacks on abutting lots which front on the same side of the street	•	•		•		
3. For that portion of any building that has a height of 15.5 metres or greater above grade, the minimum setback shall be increased by a minimum of 3.0 metres	•			•		
4. The minimum setback for an addition that joins two existing buildings shall be $6.0\ meters$		•				
VARIANCES:						
Permitted: Yes						
Criteria:						
1. See Section 5.5.4						
B) Maximum Setback From Street Cen- treline						
1. Maximum setbacks are shown on Schedule 3 $% \left({{{\rm{S}}} \right)^{2}} \right)$	•	•	•	•	•	
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MAIN STREET NORTH	developn	nent per	mit syst	tem		
4.3.3	CMU2-DPS	CMU3-DPS	R1B-DPS	I1-DPS	OS-DPS	SPECIAL PROVISIONS / ILLUSTRATIONS These special provisions correspond to numbers found under the district columns in the matrix:
G) Tower Massing Control						
1. Any portion of a building containing resi- dential dwelling units above 26.0 metres in height shall have a maximum floor area of 800 square metres	•					
VARIANCES:						
Permitted: Yes						
Criteria:						
1. See Section 5.5.4						
H) Tower Separation Distance						
1. Any individual buildings or a building with separated building forms above a shared ground level building and which contain residential dwelling units shall maintain a minimum separation distance of 25.0 metres between the individual buildings or the sepa- rated building forms above the shared ground level building	•					
VARIANCES:						
Permitted: Yes						
Criteria:						
1. See Section 5.5.4						
I) Windows and Doors at Grade						
1. On any wall adjacent to the Main Street, Vodden Street or Church Street streetline, no less than 75% of the gross area of the portion of the wall less than 4.6 metres above grade shall have clear glass windows and/or doors	•					
4-8 April 2012 planning design & development, city of brampton						



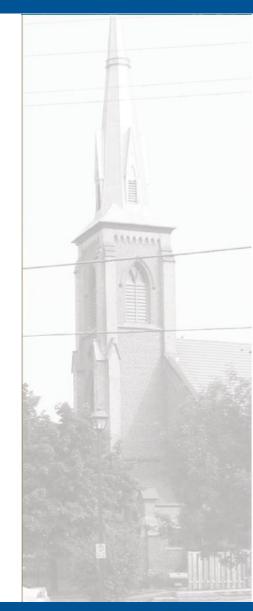
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Main Street North Development Permit By-law:

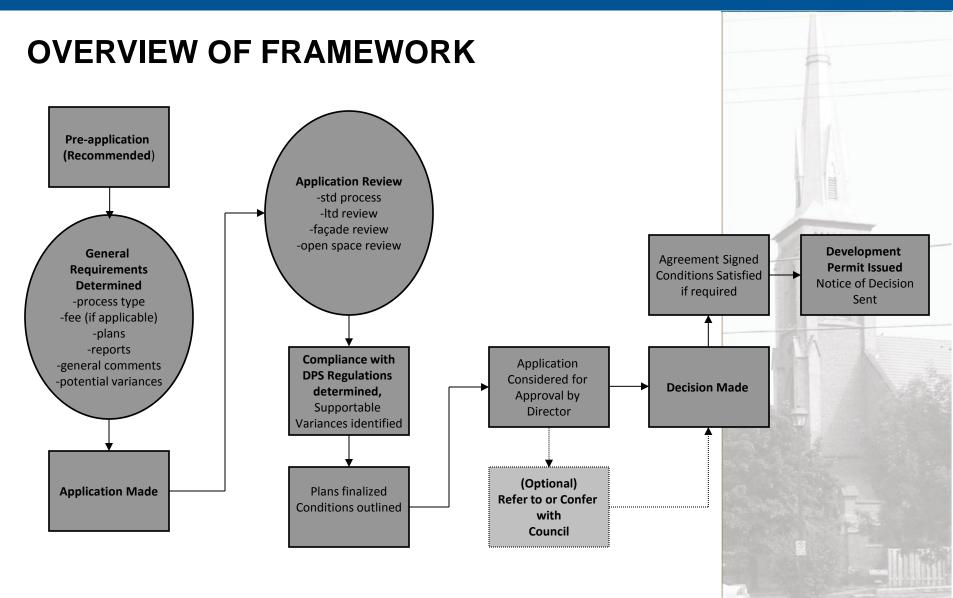
 Part 5.0 (Application Processing) sets out when a permit is required, what process stream is used, what needs to be submitted as identified in the Processing

Matrix tevelopment permit system PART 5.0 APPLICATION PROCESSING TABLE 5.1 YPES OF D PROPOSAL 5.1 Introduction 5.2 General Approach When A Development Permit is Required 5.3 Structure Application Processing 5.6 Density and Height Increases 5.7 Submission Requirements 5.8 Processing Requirements 5.9 Parkland Dedication 5.10 Secutiry Reductions and Release



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Main Street North Development Permit By-law:

 Part 6.0 (Guidelines) work in conjunction the policies and regulations to achieve development that supports the vision. Help guide the review of development applications. Numbers in the guidelines are not prescriptive in the manner of the regulations

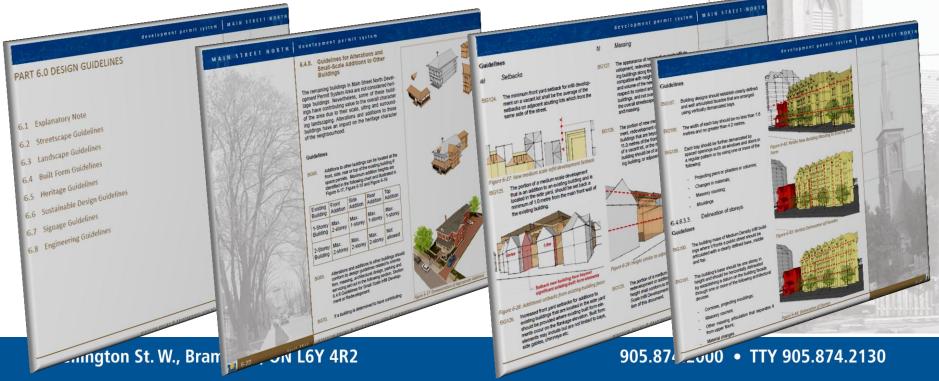


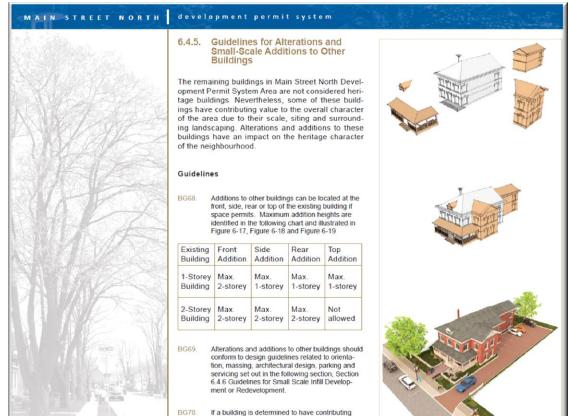


Figure 6-17: Demonstration of Appropriate Additions

OVERVIEW OF FRAMEWORK

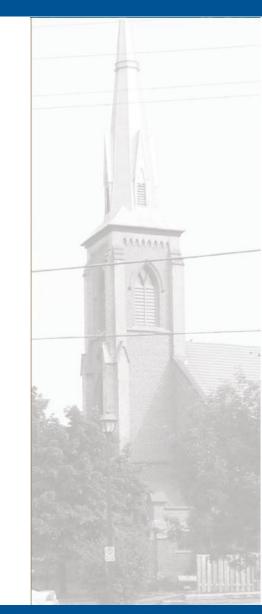
Main Street North Development Permit By-law:

- Part 6.0 (Guidelines)









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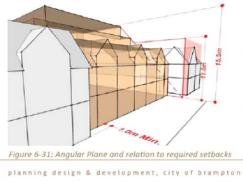


In order to retain the existing architectural character of the predominantly 2 to 2 1/2 storey residential built form fabric of the area, any por- tion of a new medium scale infill development, redevelopment or addition to an existing building higher than 11.0 metres and up to a height of 15.5 metres shall be constructed within a 45 degree angular plane originating from grade at the main front wall of an existing building.



45 degree Angular Plane from grade at main front wall of existing building or, front yard setback.





Spatial Separation

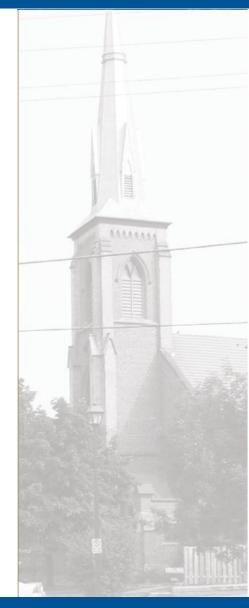
BG131. The spatial separation between individual medium scale infill development, redevelopment or additions to existing buildings of up to 5 storeys in height, located along Main Street should be a minimum of 3.0 metres, and is encouraged to maintain the size and rhythm of space between buildings along the established streetscape.

6.4.7.3. Architectural Design

It is not expected that new medium scale infill development, redevelopment or additions to existing buildings in the Main Street North Historic Mixeduse and the Main Street North Medium Density Transition Character Sub-areas replicate historical styles and decoration, however, they shall be designed with similar proportions, massing and built form articulation in order to retain the character of the existing building fabric.

Guidelines

- a) Architectural Style
- It is encouraged that cues from the eight preva-BG132. lent academic styles found in the Sub-areas are incorporated into the design of new buildings and additions (as set out in Section 6.5.9).
- BG133. Design themes may be contemporary however it is encouraged that the scale and proportions of one of the eight prevalent academic styles is retained (as set out in Section 6.5.9).
- BG134 Designs should respect the character and proportions of adjoining properties.



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6.4.9. Tall Building Guidelines

The vision for the area is to develop a transit-oriented and pedestrian friendly neighbourhood. It is encouraged that only active pedestrian uses be permitted at grade. All new development must be integrated with the other buildings and open spaces on the block to retain neighbourhood character, including heritage features, and create a high quality pedestrian public realm. The built form of the development must define and support the adjacent streets and open space.

6.4.9.1. Placement and Orientation

Guidelines

- BG235. Buildings should be placed parallel to the street.
- BG236. Locate main building entrances so that they are clearly visible and directly accessible from the public sidewalk. Main building entrances and addresses shall face Main Street, Vodden Street or Church Street.

BG237. Ensure that the placement of buildings limits its impact on neighbouring streets, buildings and open spaces by creating appropriate transition scale to neighbouring buildings.

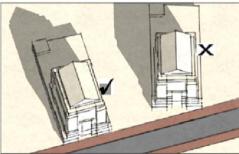
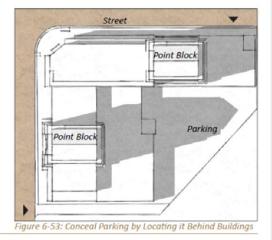


Figure 6-52: Locate Buildings Parallel to the Street





2 Wellington St. W., Brampton, ON L6Y 4R2

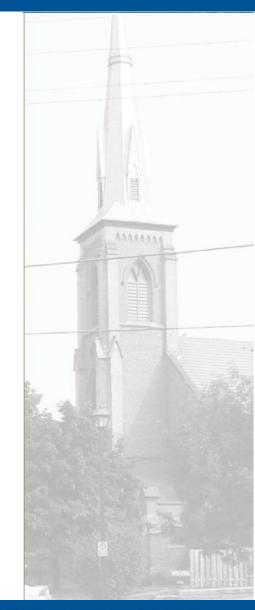
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CHALLENGES/LESSONS

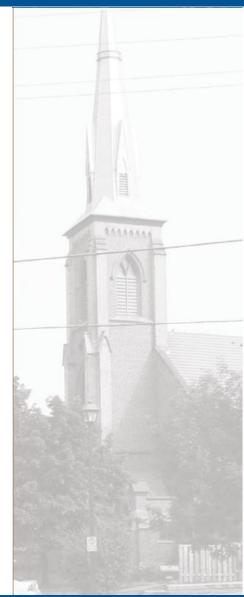
- area complex in terms of characteristics (stable res, historic infill (two types), medium density transition, gateway), required wide range of considerations and policies. Resulting document is extensive in terms of scope
- new territory, learning experience, required to anticipate results of structure, policies, implementation, consider how process would operate once approved
- ongoing education process for staff, stakeholders, members of public, Council etc regarding DPS
- took approach to set up City for seamless implementation of future DPS areas. Required detailed consideration for setting into place overall City-wide policies/requirements for DPS





CHALLENGES/LESSONS

- touched on many areas of existing policies/procedures, which needed amendment. However once in place can apply to any future DPS areas
- began with more conventional approach, MMAH encouraged City to structure DPS in different manner
- City took initiative, made dramatic change to structure -end result is positive –improved document
- marrying policy, regulations, guidelines, processing into one document
- switch to stand-alone document, required "general provisions" for DPS areas to allow for future expansion



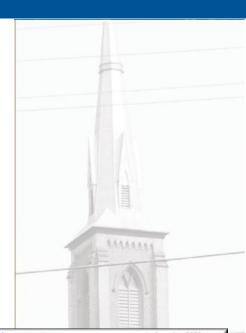


CHALLENGES/LESSONS

- first cut at use of DPS, much to learn about potential of tool.

e.g. Discretionary Uses a powerful aspect of DPS. Not used in MSN, may use more elsewhere

- wide range of options related to conditions not fully exploited in MSN DPS
- implementation will bear out further lessons on potential of DPS







NEXT STEPS

- Council adopted in August 2012, but was appealed OMB
- Achieved settlement, need to update documents to reflect settlement
- Begin implementation (tracking system, process (review team), application forms etc.)
- City looking to implement further DPS for Queen Street West study

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Urban Structure Plan and Character Areas rban Structure Plan dtah

Queen Street West Land Use Study

Potential building massing - View from southy





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