

**CITY OF TORONTO**

**BY-LAW No. 731-2001(OMB)**

**To amend site specific Zoning By-law No. 1996-160 of the former City of Etobicoke in respect of lands known as 316-318 Burnhamthorpe Road.**

WHEREAS the Ontario Municipal Board pursuant to its Order No. 0589 dated April 20, 2001, upon hearing the appeal of Transcorp Inc. under Section 34(11) of the *Planning Act*, R.S.O. 1990 c.P. 13, as amended, deems it advisable to amend By-law No. 1996-160 of the former City of Etobicoke.

THEREFORE By-law No. 1996-160 of The Corporation of the City of Etobicoke, is amended as follows:

1. Section 2 is amended by deleting subsection 2(a) and replacing it as follows:
  - “(a) For the purposes of this by-law, LAND or LANDS shall mean the area delineated by the heavy lines on the map set out in Schedule “A”.
  - (a.1) Notwithstanding Section 320-91 of the Zoning Code, no person shall erect or use a building or structure or portion thereof on the lands for a restaurant, unless:
    - (i) the combined gross floor area of all restaurant uses on the lands is equal to or less than 291 square metres;
    - (ii) the parking requirements set out in § 320-18 of the Etobicoke Zoning Code are complied with; and
2. Chapter 324, “Site Specifics”, of the Etobicoke Zoning Code, is hereby amended to include reference to this by-law by adding the following to § 324-1, “Table of Site Specific By-laws”:

“BY-LAW NUMBER AND ADOPTION DATE	DESCRIPTION OF PROPERTY	PURPOSE OF BY-LAW
731-2001(OMB) 2001-04-20	Lands located on the southeast corner of Burnhamthorpe Road and Martin Grove Road	To amend Site Specific By-law 1996-160 to allow limited restaurant uses”.

3. With the exception of any defined terms to the extent added or modified by this by-law, all other provisions of Etobicoke Zoning Code, as amended, continue to apply.

PURSUANT TO THE ORDER OF THE ONTARIO MUNICIPAL BOARD ISSUED ON APRIL 20, 2001 IN BOARD FILE NO. PL001030.

SCHEDULE "A"

