



EXPLANATORY NOTE

BY-LAW 2016-117

**A By-law to Amend By-law's 177-96, 90-81, 88-76, 83-73, 77-73, 72-81, 72-79, 47-85, 28-82, 2612, 2571, 2551, 250-77, 2489, 2402, 2284-68, 2237, 221-81, 2053, 19-94, 196-82, 153-80, 184-78, 1914, 165-80, 1767, 163-78, 162-78, 153-80, 151-75, 1507, 84-73, 242-90, 246-83, 209-81, 145-78, 134-79, 127-76, 1229, 122-72, 119-73, 118-79, 11-72, 108-81, 91-79, 2004-96 as amended
PR 13 128740**

Lands Affected

The proposed by-law amendment applies to all and various lands within the corporation limits of the City of Markham, that are zoned by the by-laws listed above, as amended.

Purpose and Effect

The purpose and effect of this By-law is to standardize how zone boundaries are determined.



By-law 2016-117

A By-law to amend By-laws 177-96, 90-81, 88-76, 83-73, 77-73, 72-81, 72-79, 47-85, 28-82, 2612, 2571, 2551, 250-77, 2489, 2402, 2284-68, 2237, 221-81, 2053, 19-94, 196-82, 153-80, 184-78, 1914, 165-80, 1767, 163-78, 162-78, 153-80, 151-75, 1507, 84-73, 242-90, 246-83, 209-81, 145-78, 134-79, 127-76, 1229, 122-72, 119-73, 118-79, 11-72, 108-81, 91-79, 2004-96, as amended

The Council for the Corporation of the City of Markham enacts as follows:

1. **Section 2.3(b) of Bylaw 177-96** be modified by adding the words ‘*public transit right-of-way*’ after the word ‘*lane*’ as follows:

“Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) *Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) *Where a public street, private street, lane, **public transit right-of-way**, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*
- c) *Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
- d) *Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s).”*

2. The By-law sections identified in ‘**Table 1: Zoning Provisions To Be Deleted**’ be deleted and replaced with the following:

“Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) *Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) *Where a public street, private street, lane, public transit right-of-way, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*
- c) *Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
- d) *Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s).”*

Table 1: Zoning Provisions To Be Deleted

By-law number	By-law Section
90-81	3.2
88-76	4.4
83-73	4.4
77-73	4.4
72-81	3.2
72-79	4.2
47-85	3.2
28-82	3.2
2612	3.3
2571	3.3
2551	3.3
250-77	4.2
2489	3.3
2402	3.2
2284-68	3.2
2237	3.3
221-81	3.2
19-94	3.1
196-82	3.2
153-80	4.2
184-78	4.2
165-80	3.2
1767	4 (iv)
163-78	4.2
162-78	4.2
153-80	4.2
151-75	4.2
84-73	4.4
242-90	3.2
246-83	4.4
209-81	3.2
145-78	4.2
134-79	4.2
127-76	4.4
1229	4.3
122-72	4.4
119-73	4.4
118-79	4.2
11-72	3.3
108-81	3.2
91-79	4.4
2004-196	2.3

3. A new Section 28 be added to By-law 2053 as follows:

“Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) Where a public street, private street, lane, public transit right-of-way, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*
- c) Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
- d) Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s).”*

4. A new Section 12 be added to By-law 1914 as follows:

“Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) Where a public street, private street, lane, public transit right-of-way, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*
- c) Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
- d) Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s).”*

5. A new Section 9.3 be added to By-law 1507 as follows:

“Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) Where a public street, private street, lane, public transit right-of-way, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*

- c) *Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
 - d) *Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s)."*
6. A new Section 1A be added to By-law 1442 as follows:


"Defining Zone Boundaries - Where the boundary of any Zone is shown on the schedules forming part of this By-law, the following provisions shall apply:

- a) *Where a Zone boundary is indicated as approximately following lot lines shown on a registered Plan of Subdivision or lots registered in a registry office or land titles office, the boundary shall follow such lot lines.*
- b) *Where a public street, private street, lane, public transit right-of-way, railway right-of-way, electrical transmission line right-of-way, or watercourse is shown on the schedules to this By-law and serves as a boundary between two or more different Zones, a line in the middle of such street, lane, right-of-way or watercourse shall be the boundary between Zones unless specifically indicated otherwise.*
- c) *Where a Zone boundary is indicated as following the limits of the City of Markham, the limits of the City of Markham shall be the boundary.*
- d) *Where none of the above provisions apply, the Zone boundary shall be scaled from the attached schedule(s)."*

Read a first, second, and third time and passed on November 1, 2016.



Kimberly Kitteringham
City Clerk



Frank Scarpitti
Mayor