

THE CORPORATION OF THE TOWN OF ORANGEVILLE

BY-LAW NUMBER 50-94

BEING A BY-LAW TO AMEND BY-LAW 22-90 TO REVISE VARIOUS REGULATIONS REGARDING THE OPERATION OF HOME OCCUPATIONS.

WHEREAS, the Corporation of the Town of Orangeville deems it appropriate to enact this By-law.

NOW THEREFORE, the Corporation of the Town of Orangeville by the Municipal Council thereof enacts as follows:

1. That Section 2 is amended by deleting Section 2.15 and replacing it with the following:

"2.15 "BUSINESS OR PROFESSIONAL OFFICE" means a place in which a business is conducted or a profession is carried out. Without limiting the generality of the foregoing, business or professional office shall include a lawyer, accountant, veterinarian, a physician or dentist, (but not including a medical or veterinarian clinic), architect, engineer and a sales agent."

2. THAT Section 2 is amended by deleting Section 2.52 and replacing it with the following:

"2.52 "HOME OCCUPATION - CLASS "A" means an occupation conducted for profit or gain entirely within a dwelling unit and includes:

- business and professional offices (other than that of a physician or veterinarian);
- an artist's studio for the production of arts, crafts, film arts or other similar works (but not including an audio recording studio);
- a teacher or tutor other than a music teacher; and,
- a dressmaker, tailor or seamstress."

3. THAT Section 2 is amended by adding the following new definitions and that all subsequent definitions are renumbered accordingly.

"2.53 "HOME OCCUPATION - CLASS "B"" means an occupation conducted for profit or gain entirely within a dwelling unit and includes:

- office of a physician or veterinarian;
- hairdresser, beautician or personal services technician; and,
- repair of small appliances and mechanical equipment.

2.54 "HOME OCCUPATION - CLASS "C"" means an occupation conducted for profit or gain entirely within a dwelling unit and includes:

- a music teacher;
- private-home daycare not to exceed five (5) children; and,
- an audio recording studio.

4. THAT Section 2.74 is deleted and replaced by the following:

"2.74 "MEDICAL CLINIC" means a place in which (2) two or more health professionals practice medical, surgical, dental, chiropractic or other human health treatment, but does not include a hospital."

5. THAT Section 2.109 is hereby deleted and replaced with the following:

"2.109 "VETERINARIAN CLINIC" means a place in which (2) two or more animal health professionals practice health treatment of domestic animals and birds, but does not include a kennel."

6. THAT a new subsection be added to Section 5 "General Provisions" as follows and that all other subsections be renumbered accordingly:

"5.11
Home Occupations

Permitted Uses

Home Occupations - Class "A"

Home Occupations - Class "A" as defined in Section 2.52 of this By-law shall be permitted in all dwelling types.

Home Occupations - Class "B"

Home Occupations - Class "B" as defined in Section 2.53 of this By-law shall be permitted only in semi-detached and single detached dwellings.

Home Occupations - Class "C"

Home Occupations - Class "C" as defined in Section 2.54 of this By-law shall only be permitted in single-detached dwellings.

General Provisions

The following provisions apply to all home occupations:

- (a) The home occupation shall be secondary to the main residential use and shall not change the residential character of the dwelling.
- (b) The home occupation shall be conducted entirely within the dwelling unit and no accessory buildings are to be used.

- (c) There shall be no external storage or display of goods or materials.
 - (d) Not more than 25 percent of the floor area of the dwelling or a maximum of 30 sq. metres may be used for the home occupation.
 - (e) There shall be no outside exposure of goods, wares or merchandise offered for rent or sale in the dwelling.
 - (f) No mechanical equipment which would cause a nuisance through noise, vibration or interference with television or radio reception may be used.
 - (g) A maximum of one employee who is not a resident of the dwelling may be permitted.
 - (h) There shall be no external display or advertising except in accordance with all applicable laws."
 - (i) All uses shall be subject to the requirements of the Ontario Building Code Act and the Fire Marshal's Act."
7. THAT Section 6.1 is amended by deleting the phrase "a home occupation" from the second line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11."
 8. THAT Section 7.1 is amended by deleting the phrase "a home occupation" from the second line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11".
 9. THAT Section 8.1 is amended by deleting the phrase "a home occupation" from the third line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11".
 10. THAT Section 9.1 is amended by deleting the phrase "a home occupation in a single detached dwelling" from the fourth line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11".
 11. THAT Section 10.1 is amended as follows:
 - (a) the phrase "home occupation" be deleted from the fourth line and replaced with the phrase "a home occupation in accordance with the provisions of Section 5.11."; and,
 - (b) the phrase "a home occupation in a single detached dwelling" be deleted from the sixth line in Section 10.1
 12. THAT Section 11.1 is amended by deleting the phrase "a home occupation in a single detached dwelling" from the tenth line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11".
 13. THAT Section 11B.1 is amended by deleting the phrase "a home occupation in a single detached dwelling" from the fourth line and replacing it with the phrase "a home occupation in accordance with the provisions of Section 5.11".

14. This By-law shall take effect from the date of its passage by Council and shall come into force either upon the approval by the Ontario Municipal Board or upon compliance with Subsection 34(19) of the Planning Act, R.S.O., 1990, Chapter P.13.

PASSED IN OPEN COUNCIL THIS 12TH DAY OF SEPTEMBER A.D. 1994

Mary T. Rose
MAYOR

Ann E. Armstrong
CLERK

BY-LAW READ A FIRST AND SECOND TIME THIS 12TH DAY OF SEPTEMBER, A.D. 1994.

BY-LAW READ A THIRD TIME THIS 12TH DAY OF SEPTEMBER, A.D. 1994.