

Authority: Planning and Growth Management Committee Item 31.1,
as adopted by City of Toronto Council on April 1, 2 and 3, 2014

CITY OF TORONTO

BY-LAW No. 406-2014

To amend former Borough of East York Zoning By-law No. 6752, as amended, to include permission for a Medical Marihuana Production Facility.

Whereas authority is given to Council by Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, to pass this By-law; and

Whereas Council of the City of Toronto has provided adequate information to the public and has held at least one public meeting in accordance with the *Planning Act*;

The Council of the City of Toronto enacts:

1. By-law No. 6752, as amended, is further amended by adding new Section 4.22.8D after Section 4.22.8C, so that it reads:

"Medical Marihuana Production Facility"
means premises used for growing, producing, testing, destroying, storing, or distribution of medical marihuana or cannabis authorized by a license issued by the federal Minister of Health, pursuant to section 12 of the Marihuana for Medical Purposes Regulations, SOR/2013-119, under the *Controlled Drugs and Substances Act*, S.C. 1996, c. 19, as amended.
2. By-law No. 6752, as amended, is further amended by adding new Section 9.3(a)(ix), '(ix) Medical Marihuana Production Facility' after regulation 9.3(a)(x).
3. By-law No. 6752, as amended, is further amended by adding new Section 9.4(c) after Section 9.4(b), so that it reads:
 - (c) Where a Lot is used for a Medical Marihuana Production Facility, the following regulations apply:
 - (i) A Medical Marihuana Production Facility must be in a wholly enclosed Building;
 - (ii) Open Outside Storage is not permitted with a Medical Marihuana Production Facility;
 - (iii) A Lot with a Medical Marihuana Production Facility must be:
 - (1) at least 70 metres from a Lot in a:
 - Residential Zone;
 - C Zone (Commercial Zones);
 - CA Zone
 - ASC Zone

- MCI Zone (Mixed Commercial Industrial Zones); and
 - G Zone;
- (2) at least 70 metres from a Lot with a:
- School;
 - private school
 - Place of Worship; and
 - Day Nursery;
- (iv) A building or structure used for security purposes for a Medical Marihuana Production Facility:
- (1) may be in the Front Yard;
 - (2) is exempt from required minimum Front Yard setbacks, Side Yard setbacks and Rear Yard setbacks; and
- (v) Loading Spaces for a Medical Marihuana Production Facility must be in a wholly enclosed Building.

Enacted and passed on May 8, 2014.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)