

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. 408-2014

To amend former City of North York Zoning By-law No. 7625, 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. 7625, as amended, is further amended by adding new Section 2.53.1(a) after Section 2.53.1, so that it reads:

2.53.1(a) **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. 7625, as amended, is further amended by adding a new use 'medical marihuana production facility' to regulation 31(2)(a) after 'manufacturing'.
3. By-law No. 7625, as amended, is further amended by adding new regulation 31(2)(b)(vi) after regulation 31(2)(b)(v), so that it reads:

(vi) Medical marihuana production facility
 - (A) A medical marihuana production facility must be entirely within a building;
 - (B) Outside storage is not permitted with a medical marihuana production facility;
 - (C) A lot with a medical marihuana production facility must be:
 - (I) at least 70 metres from a lot in any:
 - (1) Residential One Family Detached Dwelling Zones;
 - (2) Multiple Family Dwelling Zones;
 - (3) Commercial Zones;
 - (4) Open Space Zones;
 - (5) York University Zone;

- (6) Hospital Zone; or
 - (7) on Wilson Avenue between Keele Street and Bathurst Street;
- (II) at least 70 metres from a lot with a:
- (1) school;
 - (2) elementary school, secondary school;
 - (3) university or college
 - (4) place of worship; and
 - (5) day nursery;
- (D) A building or structure used for security purposes for a medical marihuana production facility:
- (I) may be in the front yard;
 - (II) is exempt from the required minimum front yard setbacks, side yard setbacks and rear yard setbacks; and
- (E) Loading spaces for a medical marihuana production facility must be entirely within a building.
4. By-law No. 7625, as amended, is further amended by adding a new use 'medical marihuana production facility' to regulation 32(2) (a) after 'manufacturing'.
5. By-law No. 7625, as amended, is further amended by adding new regulation 32(2)(b)(vi) after regulation 32(2)(b)(v), so that it reads:
- (vi) Medical marihuana production facility
- (A) A medical marihuana production facility must be entirely within a building;
 - (B) Outside storage is not permitted with a medical marihuana production facility;
 - (C) A lot with a medical marihuana production facility must be:
 - (I) at least 70 metres from a lot in any:
 - (1) Residential One Family Detached Dwelling Zones;
 - (2) Multiple Family Dwelling Zones;
 - (3) Commercial Zones;
 - (4) Open Space Zones;
 - (5) York University Zone;
 - (6) Hospital Zone; or

- (7) on Wilson Avenue between Keele Street and Bathurst Street;
- (II) at least 70 metres from a lot with a:
 - (1) school;
 - (2) elementary school, secondary school;
 - (3) university or college
 - (4) place of worship; and
 - (5) day nursery;
- (D) A building or structure used for security purposes for a medical marihuana production facility:
 - (I) may be in the front yard;
 - (II) is exempt from required minimum front yard setbacks, side yard setbacks and rear yard setbacks; and
- (E) Loading spaces for a medical marihuana production facility must be entirely within a building.

Enacted and passed on May 8, 2014.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)