

Attachment 9: Amendment to Municipal Shelter By-law 138-2003

Authority:

CITY OF TORONTO

Bill

BY-LAW xxxx-2021

To amend By-law 138-2003 (Municipal Shelter By-law) with respect to Zoning Conformity for Official Plan Employment Areas.

Whereas Council of the City of Toronto has the authority pursuant to 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:

By-law 138-2003, as amended, is further amended as follows:

1. Replace Section 2 with the following:

- (A) "2. Notwithstanding any other general or specific provision in any By-law of the City of Toronto or of its former municipalities, municipal shelters shall be a permitted use in all zones or districts of the City of Toronto, provided:
- (i) any new buildings or additions comply with all other applicable zoning provisions of the zone or district;
 - (ii) deleted (By-law 545-2019);
 - (iii) deleted (By-law 545-2019);
 - (iv) the municipal shelter, including its location, has been approved by City Council;
 - (v) the municipal shelter is not located in the Class 1 Industrial (I.C1), Class 2 Industrial (I.C2), or Class 3 Industrial (I.C3) zones in the Former City of Etobicoke Zoning Code Chapter 304, as amended;
 - (vi) the municipal shelter is not located in the Industrial Zone One (M1), Industrial Zone Two (M2), Industrial Zone Three (M3), Industrial-Office Business Park (MO), or Industrial- Commercial Zone (MC) in the Former City of North York Zoning By-law 7625, as amended;
 - (vii) the municipal shelter is not located in the Basic Employment (BE), Strategic Industrial Employment (SI), Prestige Employment (PE), Commercial Employment (CE) in the Former City of York Zoning By-law 1-83, as amended;
 - (viii) the municipal shelter is not located in the Mixed Commercial Industrial (MCI), High Performance Industrial (HPI), Strategic Industrial

Employment (SI) in the Former Borough of East York Zoning By-law 6752, as amended.

- (ix) the municipal shelter is not located in the Light Industrial (M1), General Industrial (M2), Industrial Commercial (MC2), Business Centre (BC) in the Former Borough of East York Zoning By-law 1916, as amended;
- (x) the municipal shelter is not located in the Industrial District 1 (I1), Industrial District 2 (I2), Industrial District 3 (I3), Industrial District 4 (I4), Industrial Commercial District in the Former City of Toronto Zoning By-law 438- 86, as amended; and
- (xi) the municipal shelter is not located in any zone subject to the Former City of Scarborough Employment Districts Zoning By-law 24982."

Transition for Site Plan Approval Applications

2. Nothing in this By-law will prevent the erection or use of a building or structure, for which a complete application for site plan approval was filed on or prior to [insert date of Council adoption of this By-law].
3. For the purposes of Section 2 above, a "complete application for site plan approval" means an application which satisfies the requirements set out in the City of Toronto Official Plan Policy 5.5.2.

Enacted and passed...