Authority: Etobicoke York Community Council Item 10.4, adopted as amended,

by City of Toronto Council on October 24 and 25, 2011

Enacted by Council: December 1, 2011

CITY OF TORONTO

BY-LAW No. 1325-2011

To amend Chapters 304, 320 and 324 of the Etobicoke Zoning Code with respect to lands municipally known as 85 Vickers Road.

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 HEREBY ENACTS as follows:

The Etobicoke Zoning Code is hereby amended as follows:

- 1. Despite Section 320-24.3 A. the Class 2 Industrial (I.C2) zoning category of the lands municipally known as 85 Vickers Road shown on Schedule 'C' attached hereto shall permit a waste disposal/recycling facility subject to the following provisions:
 - (i) Despite Section 304-3. Definitions a waste disposal/recycling facility on the lands municipally known as 85 Vickers Road shall be limited to the transfer, handling, sorting and re-shipment of waste, shall not include on-site crushing, compacting or ram walls, all subject to being carried out in accordance with a Certificate of Approval issued by the Ministry of the Environment pursuant to the *Environmental Protection Act* and its regulations, and
 - a. shall not include on-site crushing, compacting or ram walls;
 - b. no waste shall be burned, buried, or otherwise in any manner be disposed of within the waste disposal/recycling facility or elsewhere on any part of the subject lands; and
 - c. the waste disposal/recycling facility shall not accept biodegradable waste, hazardous waste, biomedical waste or household waste.
 - (ii) In addition to Section 304-36. Development Standards, the following provisions shall apply:
 - (a) a minimum setback of 14.0 metres is required from the property line abutting Vickers Road to any building, and a minimum setback of 18.0 metres is required from The East Mall to any building used for a waste disposal/recycling facility.

- (b) F. Separation distance. (3) A waste disposal/recycling facility at 85 Vickers Road is not permitted on any portion of the property that is less than 100 metres from any lands zoned with a zone category that permits residential uses.
- (iii) Section 320-24.3 Supplementary regulations for waste disposal/recycling facilities shall continue to apply to the property except as amended herein:
 - a) A. Permitted locations is amended by adding: (5) the lands known municipally as 85 Vickers Road.
 - b) B. Separation distance is amended by adding: (2) A waste disposal/recycling facility at 85 Vickers Road is not permitted on any portion of the property that is less than 100 metres from any lands zoned with a zone category that permits a residential use.
 - c) D. Building Type is amended by adding: For the lands municipally known as 85 Vickers Road, no waste or recycling matter shall be received, processed or otherwise dealt with in any manner except within the waste disposal/recycling building(s) on such property.
 - d) E. Outside storage is amended by adding: The storage of waste disposal trucks, trailers, bins or enclosed containers shall not be permitted within the setback from Vickers Road or from The East Mall, and, where permitted, all trucks, trailers, bins or containers containing waste material shall be enclosed or covered. Further, where permitted, the outside storage of bins or containers shall be limited to a maximum stacking height of 3 metres."
- **2.** Where the provisions of the By-law conflict with the provisions of the Etobicoke Zoning Code, the provisions of this By-law shall apply.
- **3.** Except as amended herein, the provisions of the Etobicoke Zoning Code shall continue to apply.
- **4.** Zoning By-law Nos. 2085 and 2088 shall be repealed.

5. Chapter 324, Site Specifics, of the Etobicoke Zoning Code, is hereby amended to include reference to this by-law by adding the following to Section 324-1, Table of Site Specific By-laws:

| BY-LAW NUMBER AND ADOPTION DATE | DESCRIPTION OF PROPERTY | PURPOSE OF BY-LAW |
|------------------------------------|----------------------------|--------------------------------|
| | | |
| 1325-2011 | East side of Vickers Road, | To permit a waste |
| December 1, 2011 | adjacent to the Canadian | disposal/recycling facility on |
| | Pacific rail corridor | the subject property. |
| | municipally known as | |
| | 85 Vickers Road. | |

ENACTED AND PASSED this 1st day of December, A.D. 2011.

FRANCES NUNZIATA, Speaker

ULLI S. WATKISS, City Clerk

(Corporate Seal)

TORONTO Schedule 'C' BY-LAW

