

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. 403-2014

To amend Zoning By-law No. 569-2013, 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. 569-2013, as amended, is further amended by adding new
Regulation 800.50 (473) after Regulation 800.50(470), so that it reads:

(473) 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. 569-2013, as amended, is further amended by adding new Section 150.60
after Section 150.50 so that it reads:

150.60 Medical Marihuana Production Facility

150.60.20 Use Requirements

150.60.20.1 General

- (1) All Activities in an Enclosed Building

A **medical marihuana production facility** must be in a wholly enclosed
building.

- (2) Open Storage

Open storage is not permitted with a **medical marihuana production facility**.

150.60.40 Building Requirements

150.60.40.1 General

(1) Separation Distance

A **lot** with a **medical marihuana production facility** must be:

- (A) at least 70 metres from a **lot** in a:
- (i) Residential Zone category;
 - (ii) Residential Apartment Zone category;
 - (iii) Commercial Zone category;
 - (iv) Commercial Residential Zone category;
 - (v) Commercial Residential Employment Zone category;
 - (vi) Institutional Zone category; and
 - (vii) Open Space Zone category; and
- (B) at least 70 metres from a **lot** with a:
- (i) **public school**;
 - (ii) **private school**;
 - (iii) **place of worship**; and
 - (iv) **day nursery**.

150.60.60 Ancillary Building

150.60.60.10 Location

(1) Location of Building or Structure Used for the Purpose of Site and Facility Security

A **building** or **structure** used for security purposes for a **medical marihuana production facility**:

- (A) may be in the **front yard**; and
- (B) is exempt from the required minimum **front yard setbacks, side yard setbacks and rear yard setbacks**.

150.60.90 Loading

150.60.90.10 Location

(1) Loading Space Location

Loading spaces for a **medical marihuana production facility** must be in a wholly enclosed **building**.

3. By-law No. 569-2013, as amended, is further amended by adding '**Medical marihuana production facility (2)**' to regulation 60.20.20.20(1) after '**Eating Establishment (3,19,30)**'.
4. By-law No. 569-2013, as amended, is further amended by adding the following new regulation to Clause 60.20.20.100 before '(3) Eating Establishment or Take-out Eating Establishment and Retail Service', so that it reads:
 - (2) Medical Marihuana Production Facility
In the E zone, a **medical marihuana production facility** must comply with the specific use regulations in Section 150.60.
5. By-law No. 569-2013, as amended, is further amended by adding '**Medical marihuana production facility (3)**' to regulation 60.30.20.20(1) after '**Crematorium (14)**'.
6. By-law No. 569-2013, as amended, is further amended by adding the following new regulation to Clause 60.30.20.100 after '(2) Outside Operations', so that it reads:
 - (3) Medical Marihuana Production Facility
In the E zone, a **medical marihuana production facility** must comply with the specific use regulations in Section 150.60.

Enacted and passed on May 8, 2014.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)