

9.3 PRESTIGE BUSINESS PARK (M3) ZONE

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within an Industrial (M3) Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

9.3.1 PERMITTED USES

Alcohol Production Facility (By-law No. 18-219, August 17, 2018)
 Aquaponics (By-law No. 14-163, June 25, 2014)
 Artist Studio (By-law No. 17-220, October 25, 2017)
 Building and Lumber Supply Establishment
 Building or Contracting Supply Establishment
 Cannabis Growing and Harvesting Facility
 (By-law No. 14-163, June 25, 2014)
 (By-law No. 18-266, September 12, 2018)
 Commercial Motor Vehicle Sales, Rental and Service Establishment
 Communications Establishment
 Conference or Convention Centre
 Contractor's Establishment
 Courier Establishment
 Craftsperson Shop (By-law No. 17-220, October 25, 2017)
 Equipment and Machinery Sales, Rental and Service Establishment
 Greenhouse (By-law No. 14-163, June 25, 2014)
 Hotel
 Industrial Administrative Office
 Laboratory
 Labour Association Hall
 Manufacturing
 Motor Vehicle Collision Repair Establishment
 Motor Vehicle Service Station
 Office
 Private Power Generation Facility
 Production Studio (By-law No. 17-220, October 25, 2017)
 Repair Service
 Research and Development Establishment
 Restaurant
 Surveying, Engineering, Planning or Design Business
 Trade School
 Tradesperson's Shop
 Transport Terminal
 Transportation Depot

Warehouse

(By-law No. 17-220, October 25, 2017)

(By-law No. 18-219, August 17, 2018)

9.3.2 PROHIBITED USES

- i) Notwithstanding Section 9.3.1, the following types of manufacturing uses are prohibited, even as an accessory use:

Concrete Crushing

Manufacturing of Asbestos, Phosphate
or Sulphur ProductsPrimary Production of Chemicals,
Synthetic Rubber, Plastic, Asphalt or
Cement, not including mixing,
blending, treatment or similar
processProcessing or Refining of Petroleum or
CoalProcessing, Milling or Packaging of
Animal Feed

Salvage Yard

Rock Crushing

Salvage Yard

Slaughtering, Eviscerating, Rendering or
Cleaning of Meat, Poultry or Fish or
by-products thereof

Smelting of Ore or Metal

Tanning or Chemical Processing of Pelts
or LeatherVulcanizing of Rubber or Rubber
Products

Explosives Manufacturing

Pulp and Paper Mills

(By-law No. 11-276, November 16, 2011)

(By-law No. 18-219, August 17, 2018)

- ii) Notwithstanding Section 9.3.1, the following uses are prohibited, even as accessory uses:

Day Nursery

Dwelling Unit

Place of Worship

- iii) Notwithstanding Section 9.3.1, the following use is permitted, only as an

accessory use to a Motor Vehicle Service Station:

Motor Vehicle Washing Establishment
(By-law No. 19-062, March 27, 2019)

9.3.3 REGULATIONS

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| a) Minimum Lot Area | 4000.0 square metres |
| b) Yard Abutting a Street | <p>i) Minimum 6.0 metres;</p> <p>ii) Maximum 27.0 metres.</p> <p>iii) Where a building(s) exists on a lot in conformity with i) and ii) above, with a ground floor façade being equal to 25% or more of the measurement of any street line, section ii) above shall not apply to any additional building(s).</p> <p>(By-law No. 11-276, November 16, 2011)
(By-law No. 18-219, August 17, 2018)</p> |
| c) Minimum Yard Abutting a Residential Zone or an Institutional Zone | 6.0 metres from any portion of a property lot line abutting a property lot line within a Residential Zone or an Institutional Zone. |
| d) Maximum Building Height Abutting a Residential Zone or an Institutional Zone | <p>i) 11.0 metres;</p> <p>ii) In addition to i) above, maximum building height may be equivalently increased as yard increases beyond minimum yard requirement established in 9.3.3 d) above.</p> |
| e) Location Restriction of Manufacturing Uses and Alcohol Production Facilities | <p>Any building or structure used for Manufacturing and Alcohol Production Facilities shall be setback a minimum 20.0 metres from any portion of a property lot line abutting a property lot line within a Residential Zone or an Institutional Zone.</p> <p>(By-law No. 18-219, August 17, 2018)
(By-law No. 19-062, March 27, 2019)</p> |

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| f) Restriction of Outdoor Training Facilities associated with a Trade School | Any outdoor training facilities shall be prohibited. |
| g) Gross Floor Area for Office Use | Maximum gross floor area for Office use within an individual building, excluding accessory office, shall be limited to 3,000 square metres. |
| h) Maximum Gross Floor Area for Industrial Administrative Office or Surveying, Engineering, Planning or Design Business | An Industrial Administrative Office or a Surveying, Engineering, Planning or Design Business shall be limited to a gross floor area of less than 10,000 square metres on a lot. |
| i) Landscaped Area and Planting Strip Requirements | <p>i) Minimum 6.0 metre wide Landscaped Area shall be provided and maintained abutting a street, except for points of ingress and egress;</p> <p>ii) In addition to i) above, within the 6.0 metre Landscaped Area, a minimum 3.0 metre wide Planting Strip shall be required and maintained between parking spaces, aisles or driveways and a street, except for points of ingress and egress;</p> <p>iii) In addition to i) above, for properties adjacent to Trinity Church Road, south of Rymal Road East, a minimum 6.0 metre wide Landscaped Area shall be provided and maintained;</p> <p>iv) Where a property lot line abuts a property lot line within a Residential Zone or an Institutional Zone, a minimum 3.0 metre wide Planting Strip shall be provided and maintained.</p> |
| j) Visual Barrier | i) Shall be provided along that portion of a property lot line abutting a property lot line within a Residential Zone or an |

Institutional Zone, in accordance with Section 4.19 of this By-law.

- ii) In addition to i) above, for properties adjacent to Trinity Church Road, south of Rymal Road East, a Visual Barrier shall be required within the Landscaped Area provided in Section 9.3.3 i) above.

(By-law No. 11-276, November 16, 2011)

- k) Location and Screening of Outdoor Storage and Outdoor Assembly Outdoor Storage and Outdoor Assembly of goods, materials or equipment shall be permitted in conjunction with a building and the following regulations shall apply:

- i) Outdoor Storage and Outdoor Assembly shall not be permitted in a Front Yard or a required Flankage Yard;
- ii) In addition to i) above, Outdoor Storage and Outdoor Assembly shall not be permitted in a Flankage Yard along the following streets:

Barton Street/Barton Street East
 Dickenson Road East
 Fruitland Road
 Garner Road West
 Highway No. 5 West
 Highway No. 6
 Rymal Road East
 Shaver Road
 South Service Road
 Stone Church Road East
 Trinity Church Road Extension
 Trinity Road
 Upper Ottawa Street
 Wilson Street West

- iii) Outdoor Storage and Outdoor Assembly shall not exceed 85% of the total lot area;
- iv) Outdoor Storage and Outdoor Assembly shall be set back a minimum of 20.0

metres from any portion of a property lot line abutting a property lot line within a Residential Zone or an Institutional Zone, and shall be screened by a Visual Barrier in accordance with Section 4.19 of this By-law;

- v) Outdoor Storage and Outdoor Assembly shall be setback a minimum of 24.0 metres from any portion of a property lot line of the properties known as 1023 Barton Street, 320, 324, 328, 332, 336, 340 and 344 McNeilly Road.
- vi) Outdoor Storage and Outdoor Assembly shall be screened from view from any abutting street by a Visual Barrier in accordance with Section 4.19 of this By-law.

(By-law No. 11-276, November 16, 2011)

- l) Location and Size of Outdoor Display
 - Outdoor Display of goods, materials or equipment shall be permitted only as an accessory use and the following regulations shall apply:
 - i) Outdoor Display shall be permitted in a yard abutting a street, but shall be no closer than 3.0 metres to the lot line;
 - ii) In addition to i) above, the area devoted to Outdoor Display shall be limited to a combined maximum of 25% the Landscaped Area required by Section 9.3.3 i) above.
- m) Maximum Gross Floor Area for an Alcohol Production Facility
 - 5,000 square metres
(By-law No. 18-219, August 17, 2018)
- n) Restriction of Access to Trinity Church Road
 - Access to Trinity Church Road, south of Rymal Road East, shall be prohibited for all new development.
- o) Maximum Combined Gross Floor Area for
 - i) 25% of the gross floor area of the principal use or 500.0 square metres

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- Accessory Retail,
Showroom Area and
Tasting Room
- whichever is the lesser; and
- ii) Notwithstanding i) above, retail or accessory retail associated with a motor vehicle service station shall be limited to a maximum gross floor area of 280 square metres.
(By-law No. 11-276, November 16, 2011)
(By-law No. 18-219, August 17, 2018)
- p) Parking
- In accordance with the requirements of Section 5 of this By-law; and,
- q) Accessory Buildings
- i) In accordance with the requirements of Section 4.8 of this By-law; and,
(By-law No. 21-189, October 13, 2021)
- ii) In addition to i) above, no accessory building shall be permitted within a front yard or flankage yard.
(By-law No. 12-132, June 13, 2012)
- r) Restaurant Requirements
- i) Restaurants shall only be permitted in the following locations:
- a) on South Service Road located between Lake Avenue and Winona Road, but shall not be located on any property with frontage on Fruitland Road;
- b) on Barton Street located between Lake Avenue and Winona Road, but shall not be located on any property with frontage on Fruitland Road; and,
- c) The north side of Highway #5, west of Highway # 6; and,
- d) Regulations a), b) and c) above shall not apply to restaurants accessory to a use on the property.
- ii) Maximum gross floor area for a restaurant, as permitted in a) and b)

above, whether freestanding or within a multi-tenant building shall be limited to 280 square metres.

iii) Where a restaurant is located on a property with frontage on South Service Road, the following shall also apply:

a) No restaurant shall occupy more than 30% of the total gross floor area on a property.

s) **Additional Regulations for a Cannabis Growing and Harvesting Facility** In addition to the regulations of Section 9.3.3, the following additional regulations shall apply:

i) Notwithstanding Section 9.3.3 k), no outdoor storage or outdoor assembly shall be permitted.

ii) Retail sales shall be permitted in accordance with Section 9.3.3 o).
(By-law No. 21-189, October 13, 2021)

iii) any building or structure used for a Medical Marihuana Growing and Harvesting Facility shall be setback a minimum 20.0 metres from any portion of a property lot line abutting a property lot line within a Residential Zone, Commercial or an Institutional Zone.

(By-law No. 14-163, June 25, 2014)

iv) Notwithstanding Section 4.12 c), any building or structure used for a Cannabis Growing and Harvesting Facility shall be setback a minimum of 150 metres from:

a) Any portion of a lot line abutting a Residential, Institutional or Commercial and Mixed Use Zone; and,

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- b) Any residential dwelling unit existing at the date of passing of the by-law, any building used for farm labour residence, mobile home, educational establishment, residential care facility, place of worship, daycare or park in a Rural Classification Zone.

(By-law No. 18-266, September 12, 2018)

(By-law No. 10-128, June 28, 2011)

(By-law No. 12-132, June 13, 2012)

(By-law No. 14-163, June 25, 2014)

(By-law No. 18-219, August 17, 2018)

(By-law No. 18-266, September 12, 2018)