## 9.6 LIGHT INDUSTRIAL (M6) 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 (M6) 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:

## 9.6.1 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 **Commercial Parking Facility** 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 **Financial Establishment** Greenhouse (By-law No. 14-163, June 25, 2014) Hotel Industrial Administrative Office Laboratory Labour Association Hall Manufacturing Medical Clinic Motor Vehicle Collision Repair Establishment Motor Vehicle Service Station Motor Vehicle Washing Establishment Office Personal Service (NOT FINAL & BINDING: By-law No. 24-137, July 12, 2024) **Private Power Generation Facility** Production Studio (By-law No. 17-220, October 9.6-1

ZONING BY-LAW

25, 2017) Repair Service Research and Development Establishment Restaurant Surveying, Engineering, Planning or Design Business Trade School Tradesperson's Shop Transport Terminal Transport Terminal Transportation Depot Warehouse (By-law No. 11-276, November 16, 2011) (By-law No. 17-220, October 25, 2017) (By-law No. 18-219, August 17, 2018)

## 9.6.2 PROHIBITED USES

i) Notwithstanding Section 9.6.1, the following types of manufacturing uses are prohibited, even as an accessory use:

Manufacturing of Asbestos, Phosphate or Sulphur Products Primary Production of Chemicals, Synthetic Rubber, Plastic, Asphalt or Cement, not including mixing, blending, treatment or similar process Processing or Refining of Petroleum or Coal Processing, Milling or Packaging of Animal Feed 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 Leather Vulcanizing of Rubber or Rubber Products Explosives Manufacturing Pulp and Paper Mills (By-law No. 18-219, August 17, 2018)

following uses are prohibited, even as accessory uses:

Day Nursery Dry Cleaning Plant Dwelling Unit Place of Worship

## 9.6.3 **REGULATIONS**

- a) Minimum Lot Area 4000.0 square metres
- b) Minimum Lot Width 45.0 metres
- c) Minimum Yard Abutting a Street
- d) Minimum Yard Abutting a Residential Zone or an Institutional Zone
- e) Maximum Building Height 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.

i) 11.0 metres;

3.0 metres

- ii) In addition to i) above, maximum building height may be equivalently increased as yard increases beyond minimum yard requirement established in 9.6.3 d) above.
- f) Location Restriction of Manufacturing Uses
   Any building or structure used for Manufacturing 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.
- g) Restriction of Outdoor
  Training Facilities
  associated with a Trade
  School
  Any outdoor training facilities shall be prohibited.
- h) Maximum Combined Gross Shall be limited to a combined total of Floor Area for Medical Clinic 3,000 square metres gross floor area on a lot.

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

- i) 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.
- j) 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
   An Industrial Administrative Office or a Surveying, Engineering, Planning or Design Business
- k) Landscaped Area and i) Minimum 3.0 metre wide Landscaped
  Planting Strip Requirements
  Area shall be provided and maintained abutting a street, except
  - 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.

for points of ingress and egress;

- I) Visual Barrier 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.
- m) Location and Screening of Outdoor Storage and Outdoor Assembly
   Dutdoor Assembly
   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 required yard abutting a street;
  - i) In addition to i) above, Outdoor Storage and Outdoor Assembly shall not be permitted in a Front Yard or a Flankage Yard along Barton Street/Barton Street East;

- 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 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)

- n) 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 9.6.3 k) i) above.

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

- Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room
- i) 25% of the gross floor area of the principal use or 500.0 square metres gross floor area, whichever is the lesser; and,
- ii) Notwithstanding i) above, retail or accessory retail associated with a motor vehicle service station shall be

#### ZONING BY-LAW

limited to a maximum gross floor area of 280 square metres. (By-law No. 11-276, November 16, 2011)

p) Maximum Gross Floor Area for an Alcohol Production Facility
 5,000 square metres (By-law No. 18-219, August 17, 2018)

q) Parking In accordance with the requirements of Section 5 of this By-law.

r) Accessory Buildings i) In accordance with the requirements of Section 4.8.

(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 a flankage yard.
 (By law No. 12 122, lung 13, 2012)

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

s) Additional Regulations for Cannabis Growing and Harvesting Facility In addition to the regulations of Section 9.6.3, the following additional regulations shall apply:

- Notwithstanding Section 9.6.3 m) and n), no outdoor storage, outdoor assembly, or outside displays shall be permitted.
- ii) Retail sales shall be permitted in accordance with Section 9.6.3 o)
  (By-law No. 21-189, October 13, 2021)
- iii) 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 any portion of a lot line abutting a Residential, Institutional or Commercial and Mixed Use Zone.

(By-law No. 14-163, June 25, 2014) (By-law No. 18-266, September 12, 2018)

(By-law No. 10-128, May 26, 2010) (By-law No. 12-132, June 13, 2012) (By-law No. 14-163, June 25, 2014)

THE CITY OF HAMILTON

# SECTION 9: INDUSTRIAL ZONES

(By-law No. 18-219, August 17, 2018) (By-law No. 18-266, September 12, 2018)

May 10, 2019

9.6-7