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BILL

NO. 104

1986

BY-LAW NO. 8600

**A BY-LAW TO ZONE CERTAIN LANDS WITHIN THE LIMITS
OF THE CORPORATION OF THE CITY OF WINDSOR**

Passed the 31st day of March 1986

WHEREAS Section 34 of the Planning Act, 1983 provides that councils of local municipalities may pass zoning by-laws for the following purposes:

For prohibiting the use of land, for or except for such purposes as may be set out in the by-law within the municipality or within any defined area or areas or abutting on any defined highway or part of a highway;

For prohibiting the erection of any class or classes of buildings or structures on land that is subject to flooding or on land with steep slopes, or that is rocky, low-lying, marshy or unstable;

For regulating the type of construction and the height, bulk, location, size, floor area, spacing, character and use of buildings or structures to be erected or located within the municipality or within any defined highway or part of a highway, and the minimum frontage and depth of the parcel of land and the proportion of the area thereof that any building or structure may occupy;

For regulating the minimum elevation of doors, windows or other openings in buildings or structures or in any class or classes of buildings or structures to be erected or located within the municipality or within any defined area or areas of the municipality; and

For requiring the owners or occupants of buildings or other structures to be erected or used for a purpose named in the by-law to provide and maintain loading or parking facilities on land that is not part of a highway;

AND WHEREAS Section 35 of The Planning Act, 1983 provides that councils of local municipalities may incorporate holding provisions in a zoning by-law passed under Section 34 of The Planning Act, 1983;

AND WHEREAS Section 36 of The Planning Act, 1983 provides that councils of local municipalities may authorize increases in the height and density of development in return for the provision of certain facilities, services or matters as set out in a zoning by-law passed under Section 34 of The Planning Act, 1983;

AND WHEREAS Section 38 of The Planning Act, 1983 provides that councils of local municipalities may authorize the temporary use of land, buildings or structures in a zoning by-law passed under Section 34 of The Planning Act, 1983;

AND WHEREAS Section 66 of The Planning Act, 1983 provides that every person or corporation who contravenes the provisions of this by-law is guilty of an offence and on conviction is liable to the payment of fines;

AND WHEREAS it is deemed expedient to enact a new zoning by-law under the provisions of The Planning Act, 1983;

NOW THEREFORE the Municipal Council of The Corporation of the City of Windsor enacts as follows:

SECTION 1 – ADMINISTRATION

[ZNG/4628; ZNG/5630]

(B/L 327-2004 Jun 13/2006 OMB Order 1695; B/L 31-2013 Mar 28/2013; B/L 114-2016 Sep 19/2016; B/L 130-2017 Sep 28/2017; B/L 95-2019, Sep 27/2019; B/L 52-2024 Apr 22/2024)

1.1 TITLE

1.1.1 This by-law may be cited as “Zoning By-law 8600” or “The City of Windsor Zoning By-law”

1.5 PURPOSE AND INTENT

1.5.1 This by-law regulates within the limits of the *City of Windsor* the use of land, the type of construction and the bulk, character, density, floor area, height, location, size, spacing and use of buildings or structures, the provision of parking, loading and other facilities, and those matters listed in Sections 34, 35.1, 35.2, 36, 37, 39 and 39.1 of the Planning Act, R.S.O. 1990, Chapter P.13.

1.7 INTERPRETATION AND ENFORCEMENT

1.7.1 The City Planner shall administer and interpret this by-law. Any reference to the City Planner in this by-law shall include the Deputy City Planner or their designate.

[ZNG/6277] **(B/L 52-2024 Apr 22/2024)**

1.7.3 The Chief Building Official shall enforce this by-law. Any reference to the Chief Building Official in this by-law shall include the Deputy Chief Building Official or their designate including an officer who has the responsibility of enforcing a zoning by-law.

[ZNG/6277] **(B/L 52-2024 Apr 22/2024)**

1.10 ADMINISTRATION

1.10.1 OFFENCE

No person shall, within the limits of the *City of Windsor*, as shown on any Schedule listed in Section 1.20.3, use any land or erect, locate or use any building or other structure except for such purposes or uses as are set out in this by-law and in accordance with the provisions of this by-law.

1.10.5 PENALTY

- .1 Every person who contravenes any provision of this by-law and, if the person is a corporation, every director or officer of the corporation who knowingly concurs in the contravention, is guilty of an offence and on conviction is liable,
 - a) on a first conviction to a fine of not more than \$25,000.00; and,
 - b) on a subsequent conviction, to a fine of not more than \$10,000.00 for each day, or part thereof, upon which the contravention has continued after the day on which the person was first convicted.
- .2 Where a corporation is convicted under this Section, the maximum penalty that may be imposed is,
 - a) on a first conviction a fine of not more than \$50,000; and,
 - b) on a subsequent conviction, a fine of not more than \$25,000 for each day, or part thereof, upon which the contravention has continued after the day on which the corporation was first convicted;and not as provided in Section 1.10.5.1.

1.10.50 REVISION

A revision may be made to this by-law without an amending by-law as follows:

- .1 Addition, correction, or revision of abbreviation, cross-referencing, grammar, numbering, punctuation, or typographical error, revision of the format in a manner that does not change the intent of a provision, or revision to a provision that has a general reference to the effective date of the provision coming into force or similar phrasing by adding the actual date the provision came into force.

Example: A provision contains the phrase “as they exist on the effective date of this clause” with the provision coming into force on January 1, 2022. The phrase “as they exist on the effective date of this clause” may be replaced with “as they exist on January 1, 2022” without an amending by-law.

[ZNG/6277]

(B/L 52-2024 Apr 22/2024)

- .2 Addition, correction, or revision of technical information on a map or a Schedule that does not affect the zoning classification, *zoning district*, specific zoning exception, zoning overlay, temporary use provision, or holding symbol of a *lot* including, but not limited to, color, key, legend, note, scale, title block, infrastructure information such as a *highway*, shoreline, street name, or *watercourse*, or any area identified in Section 5.40.
- .3 Addition, correction, or revision of an item that does not form a part of this by-law or an item that is editorially inserted for clarification, convenience, or reference purpose only.

1.20 INTERPRETATION

1.20.1 SEQUENCE

This by-law shall be read in its entirety.

The chapters, provisions, regulations, schedules, sections, and tables in this by-law intentionally do not follow in consecutive alphabetical or numerical sequence in order to reserve space for the placement of future enactments. Refer to the Table of Contents to determine the sequence of the provisions of this by-law.

The sequence of provisions does not determine precedence. See Section 1.20.90 for the precedence of provisions in this by-law.

1.20.3 SCHEDULES

The following schedules form part of this by-law:

Schedule ‘A’ – Zoning District Maps

Schedule ‘C’ – Central Business District

Schedule ‘P’ – Off-Street Parking Overlay

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

1.20.5 NOT FORMING PART OF THIS BY-LAW

The following items and any associated text do not form part of this by-law and are for the purpose of clarification, convenience, or reference:

- Appendix
- Clarification
- Definition Index
- Example
- Footer
- Footnote
- Header
- Heading
- Historical Information
- Illustration
- Index
- Marginal Note
- Page Number
- Reference Information
- Table of Contents

Any other item identified as not forming part of this by-law

1.20.7 LEGISLATIVE REFERENCE

Unless otherwise specifically stated, any reference to all or any part of any act, by-law, regulation, or statute shall be a reference to that act, by-law, regulation, or statute or the relevant part thereof, as amended, substituted, replaced, or re-enacted from time to time.

1.20.9 DEFINED TERM

A term that is italicized in this by-law indicates that the term is defined in this by-law.

The case, capitalization, or emphasis of a defined term is done so for the ease of reading and does not affect the meaning of the defined term.

Example: *DWELLING*, *Dwelling*, and *dwelling* have the same meaning.

Where the term “existing” is not italicized, “existing” shall mean “lawfully existing”.

A term used in the singular may also mean the plural and vice versa, except “one” or “1” shall always mean the singular.

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

1.20.10 WHOLE OR PART

Unless otherwise stated, a reference to a *building*, *lot*, *premises*, or *structure* includes the whole, or part of the *building*, *lot*, *premises*, or *structure*.

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

1.20.11 USE

.1 A *use* not listed as a permitted *use* is prohibited.

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

.5 Unless otherwise stated, a permitted *use* is a *main use*. A permitted *use* identified as a “*use* accessory to a permitted *use*” or similar is an *accessory use*.

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

1.20.12 LEGAL NON-CONFORMING USE

No by-law passed under Section 34 of the Planning Act applies:

.1 to prevent the *use* of any *lot*, *building*, or *structure* for any purpose prohibited by the by-law if such *lot*, *building*, or *structure* was lawfully used for such purpose on the day of the passing of the by-law, so long as it continues to be used for that purpose; or

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

.5 to prevent the erection or *use* for a purpose prohibited by the by-law of any *building* or *structure* for which a permit has been issued under subsection 8 (1) of the Building Code Act, 1992, prior to the day of the passing of the by-law, so long as the *building* or *structure* when erected is used and continues to be used for the purpose for which it was erected and provided the permit has not been revoked under subsection 8 (10) of that Act.

[ZNG/6277] (B/L 52-2024 Apr 22/2024)

1.20.13 METRIC

All provisions are interpreted solely on the basis of metric units.

Where a measurement is in imperial units, that measurement shall be converted to metric units. Any fraction shall be converted to a decimal and rounded according to Section 1.20.15.

1.20.15 ROUNDING

Unless otherwise stated, the following shall apply in determining the rounding digit:

For a provision shown as a whole number (e.g. 220), the rounding digit is the first whole number left of the decimal place.

For a provision shown to the first decimal place (e.g. 3.0), the rounding digit is the first digit right of the decimal place.

For a provision shown to the second decimal place (e.g. 3.50), the rounding digit is the second digit right of the decimal place.

For a provision that is calculated by multiplying or dividing by a percent or a ratio or by averaging two or more numbers, or for a provision where no explicit numerical value is provided, the provision shall be rounded to the first decimal place and the rounding digit is the first digit right of the decimal place.

Unless otherwise stated, the following rules for rounding shall apply:

Rule One: Determine your rounding digit and look to the digit right of it. If that digit is 0, 1, 2, 3, or 4, do not change the rounding digit and discard all digits that are right of the rounding digit. This is rounding down.

Rule Two: Determine your rounding digit and look to the digit right of it. If that digit is 5, 6, 7, 8, or 9, add one to the rounding digit and discard all digits that are right of the rounding digit. This is rounding up.

For either Rule One or Rule Two, if there is no digit right of the rounding digit, it is not necessary to round the number.

Example:

a) Rounding numbers:

	25.368	25.504	25.967
When rounded to the:	the number above becomes		
first whole number	25	26	26
first decimal place	25.4	25.5	26.0
second decimal place	25.37	25.50	25.97

b) The maximum dwelling units per hectare is 100:

If the calculated dwelling units per hectare is 100.4, that is rounded down to 100 and complies with the provision. (Rule One)

If the calculated dwelling units per hectare is 100.5, that is rounded up to 101 and does not comply with the provision. (Rule Two)

c) The minimum building setback is 25% of the building height:

If the building height is 10.0 m, the minimum building setback is 2.5 m.

If the building height is 11.0 m, the minimum building setback is 2.8 m (11 multiplied by 0.25 equals 2.75 and is rounded up to 2.8).

d) The maximum building height is equal to the length of the longest exterior lot line. This is a provision with no explicit numerical value:

If the longest exterior lot line has a length of 32.54 m, the maximum building height is 32.5 m. (Rule One)

If the longest exterior lot line has a length of 32.56 m, the maximum building height is 32.6 m. (Rule Two)

1.20.20 ZONING CLASSIFICATION

Any reference made to a zoning classification shall be identified by a zoning symbol consisting of letters and a number as listed below:

Zoning Classification	Zoning Symbol	Section
Development Reserve Districts 1.	DRD1.	8
Green Districts 1.	GD1.	9
Residential Districts 1.	RD1.	10
Residential Districts 2.	RD2.	11
Residential Districts 3.	RD3.	12
Institutional Districts 1.	ID1.	13
Commercial Districts 1.	CD1.	14
Commercial Districts 2.	CD2.	15
Commercial Districts 3.	CD3.	16
Commercial Districts 4.	CD4.	17
Manufacturing Districts 1.	MD1.	18
Manufacturing Districts 2.	MD2.	19

1.20.22 ZONING DISTRICT

A zoning classification may be subdivided into one or more zoning districts. The zoning district shall be designated by the zoning symbol of the zoning classification together with a number. Example: RD1.1.

1.20.25 LOT DIVIDED INTO MORE THAN ONE ZONING DISTRICT

Where a *lot* is divided into two or more *zoning districts*, each such portion of the said *lot* shall be considered a separate lot as defined in herein and the permitted uses, prohibited uses, and provisions for each *zoning district* apply only to the portion of the lot within that *zoning district*.

1.20.30 SPECIFIC ZONING EXCEPTION

In addition to the zoning district, an area on any Schedule may be further delineated and identified by a specific zoning exception symbol – S.20(1), S.20(2), S.20(3), or S.20(4) – and a clause of Section 20(1), Section 20(2), Section 20(3), or Section 20(4).

Example: S.20(1)275 identifies that the area is subject to the provisions of clause 275 of Section 20(1).

An area so identified shall be subject to the provisions of the zoning district, the identified specific zoning exception, and all applicable provisions of this by-law. Any additional permitted uses listed in the specific zoning exception shall be subject to the provisions of the zoning district, and, unless otherwise stated, to any additional provisions in the specific zoning exception.

A lot may have more than one specific zoning exception. In the event of a conflict between two or more specific zoning exceptions, the order of precedence in Section 1.20.90.1 shall prevail.

Where an additional use is permitted under Section 20(1), Section 20(2), Section 20(3), or Section 20(4), any use accessory, excluding an *outdoor storage yard* except where permitted within the zoning district or specific zoning exception, shall also be permitted subject to the provisions of the zoning district, specific zoning exceptions and any other provisions of this by-law applicable to such *accessory use*.

1.20.40 BOUNDARY

- .1 The boundary of a *zoning district*, specific zoning exception, overlay, or temporary use provision is shown on a Schedule listed in Section 1.20.3.
- .5 In determining the location of a boundary, the following shall apply:
 - a) Where a *zoning district* boundary follows a *highway*, such boundary is deemed to follow the middle of the *highway*. Where any other boundary follows a *highway*, such boundary is deemed to follow the *lot line* abutting the *highway*.
 - b) Where a boundary follows a railway right-of-way, such boundary is deemed to follow the middle of the railway right-of-way, unless otherwise specifically indicated on a Schedule.
 - c) Where a boundary follows or is located within a closed *alley* and the closed *alley* has been acquired by an abutting property owner, such boundary is deemed to follow the *lot line* of the parcel acquired by the abutting property owner.
 - d) Where a boundary follows the shoreline of the Detroit River, such boundary is deemed to follow the boundary of the Province of Ontario on the Detroit River.
 - e) Where a boundary is shown as approximately following a *lot line*, such boundary is deemed to follow the *lot line*.
 - f) Where a boundary does not follow the boundary of a *lot*, such boundary is determined by use of the scale indicated on the Schedule.

1.20.90 PRECEDENCE

- .1 Unless otherwise stated, the precedence of provisions, from lowest to highest, is as follows:
 - a) Section 3 – Definitions
 - b) Section 5 – General Provisions
 - c) Section 24 – Parking, Loading and Stacking Provisions
 - d) Section 25 – Parking Area Provisions
 - e) Sections 8 to 19 – Zoning Districts
 - f) Section 20(1) – Site Specific Provisions
 - g) Section 20(3) – Heritage Conservation Districts
 - h) Section 20(4) – Traditional Commercial Street – Off-Street Parking Provisions
 - j) Section 95 – Holding Zone Provisions
 - k) Section 20(2) – Temporary Use Provisions
 - m) Within Section 20(1), Section 20(2), or Section 95, the greater clause number shall take precedence

[ZNG/6277] **(B/L 52-2024 Apr 22/2024)**
- .5 Where a provision in this by-law is less than the minimum required by, is more than the maximum required by, or conflicts with an exception in, a provincial or federal act, regulation, or statute, the provincial or federal act, regulation, or statute shall take precedence.

[ZNG/6277] **(B/L 52-2024 Apr 22/2024)**
- .10 Where a conflict between provisions cannot be resolved using the precedence of provisions, the City Planner shall determine the precedence.

[ZNG/6277] **(B/L 52-2024 Apr 22/2024)**

SECTION 2 – ZONING DISTRICTS – DELETED

(B/L 8988 May 19/1997; B/L 9100 Aug 17/1987; B/L 11875 Oct 3/1995 OMB Order R940355; B/L 11876 Sep 11/1995 OMB Order R940356; B/L 13079 Oct 3/1997; B/L 13079 Oct 3/1997; B/L 12602 Jun 17/1996; B/L 9017 Jun 8/1987; B/L 31-2013 Mar 28/2013)

SECTION 3 – DEFINITIONS

[ZNG/5364]

(B/L 227-2002 Jul 24/2003 OMB Order 1013 & 1011, Aug 1/2003 OMB Order 1067 PL020829; B/L 31-2013 Mar 28/2013; B/L 117-2016 Dec 28/2016; B/L 177-2016 Dec 28/2016; B/L 135-2017 Oct 5/2017; B/L 169-2018 Nov 19/2018; B/L 52-2024 Apr 22/2024)

3.1 GENERAL PROVISIONS

- 3.1.1 For any word, phrase or term not defined in this by-law, the ordinary meaning shall apply.
- 3.1.10 DELETED (B/L 52-2024 Apr 22/2024)
- 3.1.20 DELETED (B/L 52-2024 Apr 22/2024)
- 3.1.25 Any reference in this by-law to all or any part of any act, by-law, regulation, or statute shall, unless otherwise specifically stated, be a reference to that act, by-law, regulation, or statute or the relevant part thereof, as amended, substituted, replaced, or re-enacted from time to time.
- 3.1.50 Abbreviations:

%	percent
B/L	City of Windsor By-law
BIA or B.I.A.	<i>business improvement area</i>
cm	centimetre
GFA or G.F.A.	<i>gross floor area</i>
ha	hectare
kg	kilogram
m	metre
m ²	square metre
mm	millimetre
N/A	see N/A in Section 3.10
R.S.C.	Revised Statutes of Canada
R.S.O.	Revised Statutes of Ontario
S.C.	Statutes of Canada
S.O.	Statutes of Ontario
sq. m.	square metre

3.5 DEFINITION INDEX

A

- Access Area
Adult Entertainment Parlour
Aggregate
Airport Operating Area
Ambulance Service
Amenity Area
Architectural Feature
Automatic Car Wash
Automobile Collision Shop
Automobile Detailing Service
Automobile Repair Garage
Automobile Sales Lot
Average

B

- Bake Shop
Bakery
Basement
Building
 Accessory Building
 Combined Use Building
 Main Building
Building Height
Building Materials Recycling Store
Building Setback
Business Improvement Area
Business Office

C

Car Wash Automatic
Car Wash Coin-operated
Carnival
Carport
Cellar
Cemetery
Central Business District
Chief Building Official
Child Care Centre
Church
Church Hall
City of Windsor
Coin-operated Car Wash
Collision Shop
Commercial Centre Major
Commercial Centre Minor
Commercial School
Community Garden
Confectionary
Conservation Authority
 Detroit River Shoreline Floodprone
 Area
 East of Little River Inland Floodplain
 Development Control Area
 Floodplain
 Floodway
 Freeboard
 Inland Floodplain Development
 Control Area
 Lake St. Clair Shoreline Floodprone
 Area
 Limit of Regulated Area (LORA)
 Regulatory Erosion Standard
 Regulatory Flood Standard
 Top of Bank
 Watercourse
 West of Little River Inland Floodplain
 Development Control Area
Construction
Contractor's Office
Convenience Store
Correctional Facility
Correctional Institution
Crematorium

D

Day Nursery
Deck
Density
Drive-through Food Outlet
Drive-through Restaurant
Dwelling
 Caretaker's Residence
 Convent or Monastery
 Double Duplex Dwelling
 Duplex Dwelling
 Fraternity or Sorority House
 Group Home
 Lodging House
 Mobile Home Dwelling
 Multiple Dwelling
 Religious Residence
 Residential Care Facility
 Semi-detached Dwelling
 Shelter
 Single Unit Dwelling
 Stacked Dwelling
 Student Residence
 Townhome Dwelling
Dwelling Unit
 Semi-detached Dwelling Unit
 Townhome Dwelling Unit

E

Entertainment Lounge
Entertainment Lounge Area
Equipment Rental Shop
Erect
Existing

F

Farmers' Market
Financial Office
Floor Area
 Gross Floor Area
 Gross Floor Area – Main Building
 Gross Floor Area Ratio
 Net Floor Area
Food Catering Service
Food Convenience Store
Food Outlet – Drive-through
Food Outlet – Take-out
Funeral Establishment

G

Gaming Facility
Garage
Garden Centre
Gas Bar
General Salvage Operation
Golf Course
Grade
Greenhouse
Grocery Store
Ground

H

Habitable Room Window
Heavy Repair Shop
Highway
 Alley
 Street
Home Occupation
Hospital
Hotel

L

Landscaped Open Space
Light Repair Shop
Loading Space
Lot
 Corner Lot
 Interior Lot
 Through Lot
Lot Area
Lot Coverage
Lot Depth
Lot Frontage
Lot Line
 Exterior Lot Line
 Front Lot Line
 Interior Lot Line
 Rear Lot Line
 Side Lot Line
Lot Width

M

Main Wall
Major Commercial Centre
Marina
Market Garden
Mausoleum
Maximum
May
Medical Appliance Facility
Medical Office
Micro-Brewery
Minimum
Minor Commercial Centre
Motel
Motor Vehicle
 Automobile
 Recreational Vehicle
 Transport Trailer
 Transport Truck
Motor Vehicle Dealership
Motor Vehicle Salvage Operation
Municipal Infrastructure

N

N/A
Natural Heritage Area
No Limit
Noise Barrier Wall
Nursery

O

Office
Outdoor Market

P

Parcel of Urban Residential Land
Parking Area
 Collector Aisle
 Manoeuvring Aisle
 Parking Aisle
Parking Garage
 Access Ramp
Parking Space
Pawnshop
Person
Personal Service Shop
Pharmacy
Pit
Place of Entertainment and Recreation
 Art Gallery
 Billiard Hall
 Bingo Hall
 Bowling Alley
 Club
 Cultural Facility
 Exhibition Hall
 Games Arcade
 Health Studio
 Museum
 Private Park
 Sports Facility
 Theatre
Place of Worship
Porch
Premises
Print Shop
Private Home Day Care
Professional Studio
Public Authority
Public Hall
Public Library
Public Park
Public Parking Area
Public Utility

Q

Quarry
Quonset Hut

R

Railway
Refuse Bin
Regulation
Repair Shop – Heavy
Repair Shop – Light
Required
Research and Development Facility
Restaurant
Restaurant with Drive-Through
Retail Store
Retail Store – Equipment & Supplies

S

Salvage Operation
Scenery Loft
School
 College
 Elementary School
 Secondary School
 University
Screening Fence
Self-Storage Facility
Service Station
Shall
Shipping Container
Stacking Space
Storey
Storm Water Management Facility
Structure
Sunroom
Swimming Pool

T

Take-out Food Outlet
Temporary Outdoor Vendor’s Site
Tourist Home
Towing Facility
Towing Service

U

Use

- Accessory Use
- Agricultural Use
- Ancillary Use
- Forestry Use
- Industrial Use
 - Aggregate Storage Facility
 - Animal Processing Facility
 - Batching Plant
 - Bulk Storage Facility
 - Distillation Plant
 - Food Packaging Facility
 - Food Processing Facility
 - Laundry Plant
 - Loading Compound
 - Manufacturing Facility
 - Manufacturing Heavy
 - Material Transfer Centre
 - Milling Facility
 - Motor Vehicle Assembly Plant
 - Power Generation Facility
 - Primary Metals Plant
 - Transport Terminal
 - Transport Storage Area
 - Water Transportation Facility
 - Welding Shop
- Main Use

V

- Veterinary Clinic
- Veterinary Office

W

- Warehouse
- Wholesale Store
- Workshop

Y

- Yard
 - Exterior Side Yard
 - Front Yard
 - Landscaped Open Space Yard
 - Outdoor Storage Yard
 - Rear Yard
 - Required Yard
 - Side Yard

Z

- Zoning District
 - Commercial District
 - Development Reserve District
 - Green District
 - Industrial District
 - Institutional District
 - Residential District

3.10 DEFINITIONS

A

ACCESS AREA means a driveway that connects any one or more of the following to a *highway: building; outdoor storage yard; parking area; structure.*

ADULT ENTERTAINMENT PARLOUR means a *building* in which is *provided* in pursuance of a trade, calling, business or occupation, *services appealing to or services designed to appeal to erotic or sexual appetites or inclinations.*

For the purposes of this subsection, the following shall apply:

PROVIDED means furnished, performed, solicited or given such services;

SERVICES means activities, performances, exhibitions, viewings and encounters;

SERVICES APPEALING TO OR SERVICES DESIGNED TO APPEAL TO EROTIC OR SEXUAL APPETITES OR INCLINATIONS means the following:

1. Services of which a principal feature or characteristic is the nudity or *partial nudity* of any person. For the purposes of this provision, **PARTIAL NUDITY** shall mean less than completely and opaquely covered:
 - .1 Human genitals or human pubic region;
 - .2 Human buttocks; or
 - .3 The human breast below a point immediately above the top of the areola.
2. Services in respect of which the word "nude", "naked", "topless", "bottomless", "sexy" or any word of any picture, symbol or representation having like meaning or implication is used in any advertisement.

AGGREGATE means aggregate as defined by the Aggregate Resources Act, R.S.O. 1990, c. A.8.

AIRPORT OPERATING AREA means all lands subject to Windsor Airport Zoning Regulations pursuant to Section 5.4 of the Aeronautics Act, R.S.C. 1985, c. A-2.

AMBULANCE SERVICE means *premises* used for the dispatch, maintenance, or storage of motor vehicles and equipment used to provide medical care and to transport patients, and may include as an *accessory use*, a *retail store* for the lease, rental or sale of medical equipment and supplies, and an *outdoor storage yard*. A *medical office* is not an *ambulance service*.

AMENITY AREA means a *landscaped open space yard* or a recreational facility as an *accessory use* to a *dwelling* or a *dwelling unit* located on the same *lot*.

ARCHITECTURAL FEATURE means the projection of belt courses, chimneys, cornices, eaves, ledges, window sills and similar architectural features and replacement residential exterior cladding.

AUTOMATIC CAR WASH means a *car wash automatic*.

AUTOMOBILE COLLISION SHOP means a *building* used for any one or more of the following *automobile* service and repair activities: body restoration and structural reconstruction; painting and the application of body rust inhibitors; or general refurbishing and reconditioning. It may include an *automobile detailing service*.

AUTOMOBILE DETAILING SERVICE means a *building* where one or more of the following *automobile* services are provided: manual exterior dressing, polishing, washing or waxing; fabric protection; interior cleaning, conditioning, shampooing or vacuuming; minor cosmetic repairs, such as paint touch up or paintless dent removal; paint protection; rust proofing; window tinting. A *car wash automatic* or *car wash coin-operated* is not an *automobile detailing service*.

AUTOMOBILE REPAIR GARAGE means a *building* used for the adjustment, maintenance or repair of an *automobile* and may include any of the following uses: *retail store* for the sale of any automotive accessories, components, fluids, lubricants or parts; *automobile detailing service*; *car wash automatic*; *car wash coin-operated*. It does not include an *automobile collision shop*.

AUTOMOBILE SALES LOT means a *premises* used for the lease, rental or sale of an *automobile*. It does not include an *automobile collision shop*, *automobile detailing service* or *automobile repair garage*.

AVERAGE means the arithmetic mean.

B

BAKE SHOP means a *building* used for the sale of bakery products and may include as an *accessory use* a *bakery* provided that all products made in the *bakery* are sold exclusively in the bake shop.

BAKERY means a *building* used for the production of any one or more of the following: biscuits; breads; cakes; crackers; pastries; any other bakery products of which flour or meal is the main ingredient.

BASEMENT means any part of a *building*, which is partially below *grade*, where the vertical distance from the *grade* to the floor is equal to or less than the vertical distance from the *grade* to the ceiling next above.

BUILDING means a *structure*, consisting of a wall, roof and floor, or any one or more of them, or a structural system serving the function thereof, including all the works, fixtures and service systems appurtenant thereto, but does not include the following: *access area*, *collector aisle*, *driveway*, *parking aisle* or *parking space* not in a *parking garage*; fence; patio; sign as defined by the Windsor Sign By-law.

ACCESSORY BUILDING means a completely detached *building* used for an *accessory use* of the *lot*, for one *dwelling unit* where permitted by Section 5.99.80, or for any combination thereof.

COMBINED USE BUILDING means a *building* having, as *main uses*, at least one *dwelling unit* and at least one non-residential *use*.

MAIN BUILDING means a *building* used for the *main use* of the *lot* and may also include in combination therewith an *accessory use* subject to any applicable provisions for an *accessory use*.

BUILDING HEIGHT means:

1. For any *building* with a flat roof, a roof having a slope of less than 20.0 degrees, or a roof with at least two contiguous slopes, where the lowest slope is greater than the uppermost slope, the vertical distance in metres between the *grade* and the highest point of the roof.

Where a *building height* provision is expressed in storeys, the *building height* in metres shall be the number of storeys permitted multiplied by 4.0 m.

Example: If the minimum building height is 2 storeys and the maximum building height is 3 storeys, multiplying 2 storeys by 4.0 m results in a minimum building height of 8.0 m and multiplying 3 storeys by 4.0 m results in a maximum building height of 12.0 m.

2. For a *main building* with a roof other than that described in clause 1 of this subsection, the vertical distance in metres between the *grade* and the mid-point between the lowest eaves and the highest point of the roof.

Where *building height* is expressed in storeys, the minimum *building height* in metres shall be the number of storeys required multiplied by 4.0 m, and the maximum *building height* in metres shall be the number of storeys permitted multiplied by 4.0 m plus an additional 2.0 m for the roof.

Example: If the maximum building height is 2 storeys, multiplying 2 storeys by 4.0 m plus 2.0 m for the roof, results in a maximum building height of 10.0 m.

Example: If the minimum building height is 2 storeys and the maximum building height is 3 storeys, multiplying 2 storeys by 4.0 m results in a minimum building height of 8.0 m and multiplying 3 storeys by 4.0 m plus 2.0 m for the roof results in a maximum building height of 14.0 m.

3. For an *accessory building* with a roof other than that described in clause 1 of this subsection, the vertical distance in metres between the *grade* and the highest point of the roof.

BUILDING MATERIALS RECYCLING STORE means *premises* used for the collection, reconditioning, repackaging and sorting of salvaged buildings products entirely within a building and a store for the sale of such products. Products are stored entirely within a *building*, or where permitted by this by-law, in an *outdoor storage yard*. A building materials recycling centre is a *building materials recycling store*.

BUILDING SETBACK means the horizontal distance measured at right angles from a *lot line* to the closest wall of any *building* or *structure* on the same *lot*.

BUSINESS IMPROVEMENT AREA means a geographically delineated area designated by *City of Windsor* by-law as an improvement area for the purposes of area beautification, maintenance and promotion under the direction of a board of management.

BUSINESS OFFICE means an *office* of any one or more of the following: commercial business; financial services including a bank, credit union, payday lender, savings and loan office and trust company; government; industrial business; non-profit or charitable organization; professional person. A financial office is a *business office*. A *medical office* or *veterinary office* is not a *business office*.

C

CAR WASH AUTOMATIC means *premises* where a *motor vehicle* is washed in whole or in part automatically by programmed mechanical equipment. An automatic car wash is a *car wash automatic*.

CAR WASH COIN-OPERATED means *premises* where a *motor vehicle* is washed manually with the aid of a high-pressure water hose controlled by a metered, coin-operated water dispensing system. A coin-operated car wash is a *car wash coin-operated*.

CARNIVAL means a *lot* temporarily used for the operation of mechanical rides and games of skill or chance as a *main use*, and may also include as an accessory use: refreshment and food stands; entertainment facilities.

CARPORT means an *accessory building* or part of a *main building* that covers a *parking space* and that is completely open on at least two sides.

CELLAR means any part of a *building* where the vertical distance from the *grade* to the floor is greater than the vertical distance from the *grade* to the ceiling next above.

CEMETERY means a cemetery as defined by the Funeral, Burial and Cremation Services Act, S.O. 2002, Ch 33.

CENTRAL BUSINESS DISTRICT means the area delineated on Schedule 'C'.

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

CHIEF BUILDING OFFICIAL means the Chief Building Official appointed under the Building Code Act, 1992, S.O. 1992, c. 23.

CHILD CARE CENTRE means a child care centre as defined in the Child Care and Early Years Act, 2014, S.O. 2014, c.11 Sched.1. A day nursery or day care is a *child care centre*.

CHURCH means a *place of worship*.

CHURCH HALL means a *place of worship*.

CITY OF WINDSOR means The Corporation of the City of Windsor.

COIN-OPERATED CAR WASH means a *car wash coin-operated*.

COLLISION SHOP means an *automobile collision shop*.

COMMERCIAL CENTRE MAJOR means a *lot*, outside of the *central business district*, on which is located a *building* or a group of *buildings* which:

1. has a *minimum gross floor area* of 1,000.0 m²;
2. is intended for a mix of commercial uses;
3. is occupied, as *main uses*, by a *minimum* of four individual self-contained commercial establishments; and
4. all commercial establishments share a common *parking area*.

Unless otherwise stated, a *commercial centre major* may be occupied by any combination of *uses* 'which are permitted in the *zoning district* or a specific zoning exception.

COMMERCIAL CENTRE MINOR means a *lot*, outside of the *central business district*, on which is located a *building* or group of *buildings* which:

1. has a *gross floor area* of less than 1,000.0 m²;
2. is intended for a mix of commercial *uses*;
3. is occupied, as *main uses*, by a minimum of three individual self-contained commercial establishments; and
4. all commercial establishments share a common *parking area*.

Unless otherwise stated, a *commercial centre major* may be occupied by any combination of *uses* which are permitted in the *zoning district* or a specific zoning exception.

COMMERCIAL SCHOOL means a *building* where instruction is given for hire and includes a private career college as defined by the Private Careers Colleges Act, S.O. 2005, Ch. 28.

COMMUNITY GARDEN means a single or common plot of land or land subdivided into individual plots for the growing of fruits, vegetables or flowers collectively by a group of people primarily for non-commercial purposes.

CONFECTIONARY means a *building* used for the production of confections. It may include a *retail store* for the sale of confections produced in the confectionary. A confectionary store is a *confectionary*.

CONSERVATION AUTHORITY means the Essex Region Conservation Authority, an authority as defined in the *Conservation Authorities Act*, R.S.O. 1990, c.C.27, as amended, and regulates under Ontario Regulation 158/06 under the *Conservation Authorities Act*.

DETROIT RIVER SHORELINE FLOODPRONE AREA means the area impacted by the 1:100 year flood level, the 1:100 year wave run-up level, wind setup and wind generated waves plus a 0.3 m increase in elevation for freeboard. In addition, and within this area there are allowances for erosion limits and effects of such things as ice and other coastal issues. The *Conservation Authority* has jurisdiction for natural hazards covered in the *Conservation Authorities Act*, R.S.O. 1990 c.C.27, for any proposed development in this area.

EAST OF LITTLE RIVER INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA means the lands identified as Floodplain Development Control Area which are subject to the engineered regulatory flood standard level of protection due to the flood control measures in place that are associated with the Little River watercourse. This area contains both the flood fringe and the floodway and is subject to the *Conservation Authorities Act*, R.S.O. 1990, c.C.27, permitting requirements in advance of development proceeding.

FLOODPLAIN means the area below the 1:100 storm level or maximum observed flood condition for the Essex Region watersheds as established by the *Conservation Authority*. The flood fringe is a less hazardous part of the flood plain and development and site alteration may be permitted in this area subject to satisfying specific conditions.

FLOODWAY means the area adjacent to a watercourse, other than the Lake St. Clair, the Detroit River or a municipal drain, where flood depths and velocities are generally greater than those experienced in the flood fringe. The floodway represents the area required for the safe passage of flood flow and/or the area where flood depths and/or velocities are considered to pose a threat to life and/or property damage. The floodway comprises all lands within a setback area measured inland from the top of channel bank; such setback shall be determined by the *Conservation Authority*.

FREEBOARD means the 0.3 m increase in elevation added to the applicable regulatory flood standard as a measure of safety to address increased flood risk due to vehicle/boat generated waves, ice jamming, etc.

INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA means the lands identified as Floodplain Development Control Area which are subject to the regulatory flood standard level of protection (1:100 year or maximum observed) and are adjacent to a watercourse. This area contains both the flood fringe and the *floodway* and is subject to the Conservation Authorities Act, R.S.O. 1990, c.C.27, permitting requirements in advance of development proceeding. The inland floodplain development control area is also known as the general area within ERCA's Limit of Regulated Area.

LAKE ST. CLAIR SHORELINE FLOODPRONE AREA means the area impacted by the 1:100 year flood level, the 1:100 year wave run-up level, wind setup and wind generated waves plus a 0.3 m increase in elevation for *freeboard*. In addition, and within this area there are allowances for erosion limits and effects of such things as ice and other coastal issues. The *Conservation Authority* has jurisdiction for natural hazards covered in the Conservation Authorities Act, R.S.O. 1990 c.C.27 for any proposed development in this area.

LIMIT OF REGULATED AREA (LORA) means the area in which the *Conservation Authority* has jurisdiction for hazard issues covered in Section 28 of the Conservation Authorities Act, R.S.O. 1990, c.C.27.

REGULATORY EROSION STANDARD means the average annual rate of recession extended over a one hundred year time frame. Where a stable slope evaluation is necessary, three times the height of the slope/bluff may also be applicable.

REGULATORY FLOOD STANDARD means the 1:100 year flood level plus the appropriate added *freeboard* elevation, or the maximum observed flood elevation plus the appropriate freeboard elevation, and/or engineered flood standards.

TOP OF BANK means, when used with reference to a watercourse or municipal drain, the highest elevation of land which ordinarily confines the waters of such watercourse or municipal drain. In the case of a valley land feature, the top of bank is identified as the break in slope point between the valley side slope and the table land.

WATERCOURSE means an identifiable depression in the ground in which a flow of water regularly or continuously occurs. This may include rivers, streams, creeks, ditches, and municipal drains. Watercourses may be natural or they may be human-made as the case with municipal drains.

WEST OF LITTLE RIVER INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA means the lands identified as Floodplain Development Control Area which are subject to the engineered regulatory flood standard level of protection due to the flood control measures in place that are associated with the Little River watercourse. This area contains both the flood fringe and the floodway and is subject to the Conservation Authorities Act, R.S.O. 1990, c.C.27, permitting requirements in advance of development proceeding.

CONSTRUCTION means production by means of any or more of the following activities: designing, fabricating, assembly, testing or packaging, but not including stamping, forging, casting moulding, smelting, refining, or extruding of any metal or metal product.

CONTRACTOR'S OFFICE means a combination *business office* and *warehouse* used by a general building contractor or any of the following trade contractors: air conditioning; cladding; deck; decorating; door; drywall; electrical; fencing; flooring; glass; glazing; heating; insulation; landscaping; masonry; ornamental metal; painting; plastering; plumbing; roofing; siding; swimming pool; ventilation; window.

CONVENIENCE STORE means a *building* where a variety of both household and grocery items are offered for sale primarily to serve the day-to-day, non-comparison shopping needs of residents of the surrounding neighbourhoods and that may include *accessory uses* such as an automated banking machine or a postal or parcel service.

CORRECTIONAL FACILITY means a *correctional institution*.

CORRECTIONAL INSTITUTION means a correctional institution established or continued under the Ministry of Correctional Services Act, R.S.O. 1990, c. M.22. A correctional centre, correctional complex, correctional facility, detention centre, jail, place of correction, or place of detention is a *correctional institution*.

CREMATORIUM means a crematorium as defined by the Funeral, Burial and Cremation Services Act, S.O. 2002, Ch. 33.

D

DAY NURSERY means a *child care centre*.

DECK means a *structure* having a floor, open to the sky, and a supporting structure below. It may include perimeter guardrails, fixed seating and vertical visual screening. A patio or terrace is a *deck*.

DENSITY means a ratio expressed as the number of *dwelling units* per hectare and indicates the number of *dwelling units* that may be erected or maintained per hectare on a *lot*.

DRIVE-THROUGH FOOD OUTLET means a *food outlet – drive-through*.

DRIVE-THROUGH RESTAURANT means a *restaurant with a drive-through*.

DWELLING means a *building or structure* that is occupied for the purpose of human habitation. A *correctional institution, hotel, motor home, recreational vehicle, tent, tent trailer, or travel trailer* is not a *dwelling*.

CARETAKER'S RESIDENCE means one *dwelling unit* which is an *accessory use* to a non-residential *main use* and is used for the accommodation of one person for the care and protection of the *premises*.

CONVENT OR MONASTERY means a *religious residence*.

DOUBLE DUPLEX DWELLING means one *dwelling* divided into four *dwelling units* by vertically attaching two *duplex dwellings* with no direct internal connection between the *dwelling units*. A *multiple dwelling, semi-detached dwelling, stacked dwelling, or townhome dwelling* is not a *double duplex dwelling*.

DUPLEX DWELLING means one *dwelling* divided horizontally into two *dwelling units* with no direct internal connection between the *dwelling units*. A *single unit dwelling* with *two dwelling units* is not a *duplex dwelling*.

FRATERNITY OR SORORITY HOUSE means a *dwelling* used exclusively for the accommodation of students of a college or university who are also members of a chartered fraternity or sorority.

GROUP HOME means a *dwelling* that is:

1. For the accommodation of six to ten persons, exclusive of staff;
2. For persons living under supervision in a single housekeeping unit and who require a group living arrangement for their well-being; and
3. Licensed or funded by the federal, provincial or municipal government.

A correctional institution, fraternity or sorority house, hospital, hotel, lodging house, private home day care, religious residence or residential care facility is not a group home.

LODGING HOUSE means a *dwelling* in which a *minimum* of four persons, not including staff, are provided with lodging for hire, with or without meals.

A correctional institution, fraternity or sorority house, group home, hospital, hotel, private home day care, religious residence or residential care facility is not a lodging house.

MOBILE HOME DWELLING means one mobile home as defined by Section 46 of the Planning Act, R.S.O. 1990, c. P.13.

MULTIPLE DWELLING means one *dwelling* containing a *minimum* of three *dwelling units*. A *double duplex dwelling*, *semi-detached dwelling*, *stacked dwelling*, or *townhome dwelling* is not a *multiple dwelling*.

RELIGIOUS RESIDENCE means a *dwelling* used for the accommodation, without profit or gain, of members of a religious community or religious association and may include as an accessory use a *place of worship*. A convent or monastery is a *religious residence*.

RESIDENTIAL CARE FACILITY means a *dwelling* that is:

1. For the accommodation of eleven or more persons, exclusive of staff;
2. For persons requiring supervised or assisted living arrangements; and
3. Licensed or funded by the federal, provincial or municipal government.

A *correctional institution*, *group home*, *hospital*, *hotel*, *lodging house*, *multiple dwelling* or *religious residence* is not a *residential care facility*.

SEMI-DETACHED DWELLING means one *dwelling* divided vertically into two *dwelling units* by a common interior wall having a *minimum* area above *grade* of 10.0 sq. m., and may include, where permitted by Section 5.99.80, up to two additional *dwelling units*.

SHELTER means a *lodging house* used exclusively for the provision of temporary accommodation to individuals who are in need of ancillary health care, counselling and social support services.

SINGLE UNIT DWELLING means one *dwelling* having one *dwelling unit* or, where permitted by Section 5.99.80, one *dwelling* having two *dwelling units*. A single family dwelling is a *single unit dwelling*. A *duplex dwelling*, *mobile home dwelling*, *semi-detached dwelling unit*, or *townhome dwelling unit*, is not a *single unit dwelling*.

STACKED DWELLING means a *dwelling* consisting of a row of three or more *dwelling units* having one or more *dwelling units* located above them, with all *dwelling units* having individual exterior entrances. A *double-duplex dwelling*, *semi-detached dwelling*, or *townhome dwelling* is not a *stacked dwelling*.

STUDENT RESIDENCE means a *dwelling* operated and maintained by a *college* or a *university* and may include a common area, cooking facility or dining facility. A college student residence or university student residence is a *student residence*.

TOWNHOME DWELLING means one *dwelling* vertically divided into a row of three or more *dwelling units* attached by common interior walls, each wall having a *minimum* area above *grade* of 10.0 sq. m., and may include, where permitted by Section 5.99.80, additional *dwelling units*. A *semi-detached dwelling* is not a *townhome dwelling*.

DWELLING UNIT means a unit that consists of a self-contained set of rooms located in a *building* or *structure*, that is used or intended for use as residential premises, and that contains kitchen and bathroom facilities that are intended for the use of the unit only.

SEMI-DETACHED DWELLING UNIT means one *dwelling unit* in a *semi-detached dwelling*, and may include, if permitted by Section 5.99.80, one additional *dwelling unit*.

TOWNHOME DWELLING UNIT means one *dwelling unit* in a *townhome dwelling*, and may include, if permitted by Section 5.99.80, one additional *dwelling unit*.

E

ENTERTAINMENT LOUNGE means a *building* where patrons are provided with entertainment, in the form of live and/or pre-recorded music, a dance floor, and may include, in combination therewith, the sale of alcoholic beverages to its patrons for consumption therein or within a physically defined open air sit down area located on the same *lot* therewith. A *restaurant*, *restaurant with drive-through* or *public hall* is not an *entertainment lounge*.

ENTERTAINMENT LOUNGE AREA means all lands within the area bounded by a heavy black line on Schedule ‘A’ to By-law Number 212-2005.

EQUIPMENT RENTAL SHOP means *premises* used for the lease, rental, or sale of construction, commercial, industrial and residential equipment, machinery or tools to the general public and includes, in combination with, the maintenance, repair and service of said equipment, machinery or tools. It does not include the sale, lease or rental of an *automobile*. A machinery, tool or equipment rental agency is an *equipment rental shop*. An *automobile sales lot*, *motor vehicle dealership* or *repair shop – heavy* is not an *equipment rental shop*.

ERECT means to build, construct, reconstruct or relocate any *building* or *structure* and also includes any one or more of the following activities:

1. excavating, filling, draining and any other necessary preliminary physical operation; and
2. altering any existing *building* or *structure* by addition, enlargement or extension.

EXISTING means:

1. where a provision states a specific date, a *building*, *lot*, *premises*, *structure*, or *use* lawfully existing on the date specified;
2. where clause 1 does not apply and an amending by-law added the defined term “*existing*” after Jul 22, 2002, a *building*, *lot*, *premises*, *structure*, or *use* lawfully existing on the date the amending by-law came into force; or
3. where clause 1 and clause 2 do not apply, a *building*, *lot*, *premises*, *structure*, or *use* lawfully existing on Jul 22, 2002.

Where the term “existing” is not italicized, the ordinary meaning shall apply to a lawfully existing *building*, *lot*, *premises*, *structure*, or *use*.

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

F

FARMERS' MARKET means a location at which a group of persons who operate stalls or other food premises meet to sell or offer for sale to consumers products that include, without being restricted to, farm products, baked goods and preserved foods, and at which the majority of the persons operating the stalls or other food premises are producers of farm products who are primarily selling or offering for sale their own products.

FINANCIAL OFFICE means a *business office*.

FLOOR AREA means the area of a floor in a *building*.

GROSS FLOOR AREA means the total combined floor area in square metres of all *buildings* on a *lot*, excluding the *cellar* of any *building*, measured from the outside face of the exterior walls of each *building*.

GROSS FLOOR AREA – MAIN BUILDING means the total combined floor area in square metres of the *main building* on a *lot*, excluding the *cellar* of any *building*, measured from the outside face of the exterior walls of the *main building*.
(B/L 101-2022 Jul 11/2022)

GROSS FLOOR AREA RATIO means the ratio of the *gross floor area* to the *lot area*.

NET FLOOR AREA means the total floor area measured from the inside face of the exterior walls of a *building*, but does not include any one or more of the following: *cellar* within a *dwelling*; cloakroom; corridor; elevator shaft; hallway; indoor amenity area; kitchen; loading area; lobby; mechanical room; *parking garage*; stairwell; storeroom to a *maximum* of 20.0 percent of the total net floor area; washroom.

FOOD CATERING SERVICE means a *building* used for the preparing of food and/or beverage for human consumption off the premises and that is not served to customers to consume on the premises or to take out. A *food outlet – take-out*, *food outlet – drive-through*, or *micro-brewery* is not a *food catering service*.

FOOD CONVENIENCE STORE means a *building* having a *maximum gross floor area* of 250.0 m² in which the *main use* is the retail sale of food and dairy products, beverages and bakery products.

FOOD OUTLET – DRIVE-THROUGH means a *building* for the sale of prepared food to persons remaining in a *motor vehicle* and may also include the preparation of food sold at retail. A drive-through food outlet is a *food outlet – drive-through*.

FOOD OUTLET – TAKE-OUT means a *building* used for the sale of prepared food for consumption off the premises exclusively to walk-in customers and may also include the preparation of food sold at retail. A take-out food outlet or a take-out restaurant is a *food outlet – take-out*. A *food catering service* or *micro-brewery* is not a *food outlet – take-out*.

FUNERAL ESTABLISHMENT means a funeral establishment as defined by the Funeral, Burial and Cremation Services Act, S.O. 2002, Ch. 33 and may include, in combination with, a casket retailing business or *crematorium*. A funeral home is a *funeral establishment*.

G

GAMING FACILITY means a casino or slot machine facility established or regulated under any Provincial Act. A *billiard hall, bingo hall, games arcade, place of entertainment or recreation, teletheatre, or building* used for the sale of lottery tickets is not a *gaming facility*.

GARAGE means an *accessory building* or part of a *main building* designed for the parking of a *maximum* of four *automobiles* and may include one or more of the following: the incidental storage of household goods; a hobby workshop.

GARDEN CENTRE means a *premises* used for the sale of ornamental plants and other products for lawn and garden maintenance and ornamentation in combination with an *outdoor storage yard* and/or greenhouse for the storage, display and sale of such products. It may also include an accessory sales kiosk.

GAS BAR means a *lot* used for the retail sale and dispensing of motor vehicle fuels.

GENERAL SALVAGE OPERATION means a *salvage operation*.

GOLF COURSE means *premises* used for the purposes of playing or practicing golf, and may include in addition to, a club house, driving range, or miniature golf course.

GRADE

1. For the purpose of Section 5.10.9, means the average elevation of the finished surface of the ground adjacent to the *accessory building*.
2. For the remainder of the By-law, means the average elevation of the crown of that part of the *street* abutting the *front lot line*. Where the elevation of a point on a *building* located on the *lot* is equal to the *grade* elevation, that point is deemed to be "at grade".

GREENHOUSE means a *building* or *structure* constructed of, or a *lot* covered by, glass or plastic and used exclusively for the growing or storage of flowers, fruit, plants, shrubs or vegetables, and may include the subsequent transplanting, replanting, or sale of same.

GROCERY STORE means a *building* having a minimum *gross floor area* of 250.0 m² in which the main use is the retail sale of food and foodstuffs. It may also include a *bake shop* and a *pharmacy*.

GROUND means the average elevation of the ground within 3.0 m of the *main building* on the *lot*.

H

HABITABLE ROOM WINDOW means a window in any room or area designed for living, sleeping, eating or food preparation within a *dwelling, dwelling unit* or *mobile home dwelling*. It does not include a window in any room or area designed for personal care and grooming, maintaining or storing wardrobe items and household goods, operation of mechanical or utility systems, or parking of a motor vehicle.

HEAVY REPAIR SHOP means a *repair shop – heavy*.

HIGHWAY means all allowances for roads made by the Crown surveyors, all highways laid out or established under the authority of any statute, all roads on which public money has been expended for opening them or on which statute labour has been usually performed, all roads dedicated by the owner of the lands to public use, and all alterations and deviations of and all bridges over such allowances

ALLEY means a *highway* having a *maximum* right-of-way width of less than 7.0 m.

STREET means a *highway* having a *minimum* right-of-way width of 7.0 m.

HOME OCCUPATION means an occupation for profit or gain conducted entirely within an *accessory building, dwelling unit, or garage* which occupation is incidental and secondary to the *use* of the *dwelling unit* for residential purposes and does not change the character thereof. It includes any employment identified or classified as “Work at Home”, “Work from Home”, “Remote Work”, or similar.

[ZNG/6276; ZNG/6277] **(B/L 145-2021 Oct 26/2021; B/L 52-2024 Apr 22/2024)**

HOSPITAL means a hospital designated as a public hospital under the Municipal Act, 2001, S.O. 2001, c. 25 or the Public Hospitals Act, R.S.O. 1990, c. P.40.

HOTEL means a *building* used primarily for the sleeping accommodation of the travelling public. It may also include as an *accessory use*, any of the following: fitness centre; gift shop; *health studio*; meeting room; newsstand; one *dwelling unit, personal service shop; restaurant*. A motel is a *hotel*.

L

LANDSCAPED OPEN SPACE means an area open to the sky and maintained with one or more of the following ground covers: bark; flowers; grass; mulch; ornamental stone, block or brick, excluding construction grade aggregate; shrubs; trees; water feature; wood chips; and may include outdoor recreational facilities accessory to a *dwelling* or *dwelling unit*.

LIGHT REPAIR SHOP means a *repair shop – light*.

LOADING SPACE means an area used for the temporary parking of a *motor vehicle* while goods are loaded thereon or unloaded therefrom.

LOT means a contiguous parcel of land under one ownership, the boundaries of which are on record in the Land Registry Office of the County of Essex (No. 12) in the Registry or Land Titles Division.

CORNER LOT means a *lot* situated at the intersection of and abutting upon two or more *streets*, provided that the angle of intersection of at least two of the intersecting *streets* is not more than 135.0 degrees.

INTERIOR LOT means a *lot* other than a *corner lot*.

THROUGH LOT means an *interior lot* or a *corner lot* having both a *front lot line* and an exterior *rear lot line*.

LOT AREA means the total land area in square metres, as measured along a horizontal plane, within the *lot lines* of a *lot*, excluding any part of a *lot* permanently covered by water.

LOT COVERAGE means:

1. the percentage of *lot area* covered by all *buildings* at *grade*, combined with
2. the percentage of *lot area* covered by the vertical downward projection of all roofs, cantilevered building walls and other projecting features exclusive of the following: balconies; chimney breasts; cornices; decks; eaves; fire escapes; steps and ramps; a swimming pool open to the sky; the first 15.0 m² of a *sunroom*.

Lot coverage may also be indicated in square metres.

LOT DEPTH means the average horizontal distance in metres between the *front lot line* and the *rear lot line*. Where a *lot* has an irregular shape, *lot depth* is calculated by dividing the *lot area* by the *lot frontage*.

LOT FRONTAGE means the distance in metres measured on a horizontal plane between the *side lot lines*, such distance being measured at a right angle to the line joining the middle of the *front lot line* with either the middle of the *rear lot line* or the apex of the triangle formed by the *side lot lines*, and at a point thereon 6.0 m distance from the *front lot line*.

LOT LINE means the boundary of a *lot*.

EXTERIOR LOT LINE means a *lot line* which parallels and abuts a *street*.

FRONT LOT LINE means the shortest *exterior lot line*. On a *corner lot*, where the *front lot line* curves to meet an exterior *side lot line*, for the purpose of the determination of length in metres, the *front lot line* shall be determined to extend to the mid-point on the curve where the *front lot line* and *side lot line* meet.

INTERIOR LOT LINE means a *lot line* which does not parallel and abut a *street*.

REAR LOT LINE means the *exterior lot line* or *interior lot line* which is farthest from the *front lot line*. On a *corner lot*, where the *rear lot line* curves to meet an exterior *side lot line*, for the purpose of the determination of length in metres, the *rear lot line* shall be determined to extend to the mid-point on the curve where the *rear lot line* and *side lot line* meet.

SIDE LOT LINE means any *exterior lot line* or *interior lot line* other than a *front lot line* or a *rear lot line*.

LOT WIDTH means the perpendicular distance in metres between the *side lot lines*. Where the *side lot lines* are not parallel, the *lot width* shall be the average distance in metres between the *side lot lines*.

M

MAIN WALL means the *building* wall that is closest to the *front lot line*.

MAJOR COMMERCIAL CENTRE means a *commercial centre major*.

MARINA means *premises* used for the docking and anchoring of pleasure boats and may also include in combination therewith any one or more of the following: fuelling, leasing, maintaining, renting, repairing, selling, or storing of pleasure boats and their accessories; *restaurant*.

MARKET GARDEN means *premises* used for the retail sale of raw agricultural products, and may include as an *accessory use*, the sale of pre-packaged food products, including baked goods, that normally do not require refrigeration. An *outdoor market* is not a *market garden*.

MAUSOLEUM means a mausoleum as defined by the Funeral, Burial and Cremation Services Act, S.O. 2002, Ch 33.

MAXIMUM means not more than.

MAY means permissive.

MEDICAL APPLIANCE FACILITY means a *building* used for the manufacturing or assembly of medical, dental or ophthalmic appliances. A medical, optical or dental laboratory is a *medical appliance facility*.

MEDICAL OFFICE means a *building* used by a physical health or mental health professional and their staff for the purpose of consultation, counselling, diagnosis and treatment of a patient and may also include as an *accessory use* a *pharmacy*. An *ambulance service*, *medical appliance facility*, *personal service shop* or *veterinary office* is not a *medical office*.

MICRO-BREWERY means a *building* or *structure*, not exceeding 500.0 m² in *gross floor area*, used for the manufacture of alcoholic beverages. It may also include a *retail store* where said alcoholic beverages are sold directly to the public, and/or the sale of individual servings of said alcoholic beverages for consumption on-site. It does not include a *restaurant*. [ZNG/4968; ZNG/5061; ZNG/5271]

MINIMUM means not less than.

MINOR COMMERCIAL CENTRE means *commercial centre minor*.

MOTEL means a *hotel*.

MOTOR VEHICLE means vehicle propelled, driven or pulled by other than muscular power and includes an *automobile, commercial motor vehicle, recreational vehicle, transport trailer, or transport truck*. It does not include a power-assisted bicycle as defined in the Highway Traffic Act, R.S.O. 1990, c. H.8. or a train.

(B/L 145-2021 Oct 26/2021)

AUTOMOBILE means a *motor vehicle* having a maximum gross weight of 3,000.0 kg. It does not include a bus, combination truck or vehicle of the tractor trailer or semi-trailer type, construction equipment, or farm tractor, or any other motorized farm implement.

COMMERCIAL MOTOR VEHICLE means a vehicle defined as a commercial motor vehicle in the highway Traffic Act, R.S.O. 1990,

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

RECREATIONAL VEHICLE means a *motor vehicle* having a gross vehicle weight greater than 3,000.0 kg and sleeping accommodation for one or more persons. It may also have cooking and sanitary facilities.

TRANSPORT TRAILER means a trailer or a semi-trailer as defined in the Highway Traffic Act, R.S.O. 1990, c. H.8. A tractor trailer or truck trailer is a *transport trailer*. A cabin trailer, camping trailer, house trailer, mobile home, recreational vehicle, tent trailer or travel trailer is not a *transport trailer*.

TRANSPORT TRUCK means a *motor vehicle* used to pull a *transport trailer* and includes the tractor unit of a tractor-trailer combination or a semi-trailer truck or semi-tractor unit of semi-trailer combination. A truck tractor is a *transport truck*.

MOTOR VEHICLE DEALERSHIP means a *lot* and *building* used for any one or more of the following: the sale, lease or rental of a *motor vehicle*, and may also include as an *accessory use*, any one or more of the following: *outdoor storage yard* exclusively for the storage of *motor vehicles*; *repair shop – heavy* exclusively for the maintenance and repair of *motor vehicles*; washing of a *motor vehicle*.

MOTOR VEHICLE SALVAGE OPERATION means *premises* used for the salvaging of *motor vehicles* and *motor vehicle* parts. Salvaging activities involve exclusively any two or more of the following activities: disassembly; packaging; reconditioning; reselling; temporary storage.

MUNICIPAL INFRASTRUCTURE means a *building* or *structure* used for any of the following municipal systems: district heating or cooling, emergency power generator, heating, ventilation, or air conditioning (HVAC), electrical service, pumping station, sanitary sewer, site servicing facility, storm sewer, *storm water management facility*, storm water outlet, traffic equipment, or water service; where the *building* or *structure* is identified, generally or specifically, in any of the following documents approved, adopted, or moved by Council: Agency Budget, Capital Budget, Council Resolution, Environmental Assessment, Master Plan, Municipal By-law, Official Plan, or Operating Budget.

[ZNG/6277]

(B/L 52-2024 Apr 22/2024)

N

N/A means for the purpose of Section 5.35 that a minimum separation is not required. For the remainder of the By-law it means not applicable.

NATURAL HERITAGE AREA means an area designated as a Candidate Natural Heritage Site, Environmental Policy Area, Greenway System, Natural Heritage or Waterway Corridors in the City of Windsor Official Plan, any provincially or federally designated area of natural and scientific interest or significant wetland, or any other area reserved for the protection and conservation of environmentally significant and/or sensitive natural features, functions or processes.

NO LIMIT means that an encroachment is permitted into the specified *yard* subject to the *minimum* separation provisions in Table 22.50.10 and any other applicable provisions for that encroachment.

NOISE BARRIER WALL means for the purpose of Section 24.50.20.4, a barrier, constructed in accordance with Ontario Building Code design standards, designed and used to mitigate acoustical sound from adjacent land uses. This barrier, which is intended to block sound produced by the acoustical generator from the receptor, consists of material, or any combination thereof, having a *minimum* surface density of 20 kg/m, or a *building* wall.

NURSERY means *premises* where flowers, fruit, plants, shrubs, trees or vegetables are grown or stored for the purpose of transplanting or grafting or for the purpose of sale and includes the sale of fertilizers, landscaping material, planting material, soil and similar materials. A tree farm is a *nursery*.

O

OFFICE means a *building* where any one or more of the following services are provided: business is transacted; administrative, clerical or professional services are performed.

OUTDOOR MARKET means a *lot*, occupied for a temporary period by a collection of booths, stalls, tents or other physically defined areas, in an outdoor setting, for the retail sale of goods and/or foodstuffs by two or more individual vendors and operated solely with the approval and consent of a *business improvement area* board of management. A *market garden* is not an *outdoor market*.

P

PARCEL OF URBAN RESIDENTIAL LAND means a parcel of land that is within an area of settlement on which residential use, other than ancillary residential use, is permitted by by-law and which is served by municipal sewer and municipal drinking water services as defined in the Planning Act, R.S.O 1990, C.P.13.

[ZNG/7027]

(B/L 98-2023 Aug 8/2023)

PARKING AREA means an area used for *parking spaces*, bicycle parking spaces and *loading spaces* and includes all *collector aisles* and *parking aisles*. A *loading compound*, *outdoor storage yard*, or *transport storage area* is not a *parking area*.

COLLECTOR AISLE means an unobstructed part of a *parking area* that provides direct access to a *parking aisle*.

MANOEUVRING AISLE means a *parking aisle*.

PARKING AISLE means an unobstructed part of a *parking area* that provides direct access to a *parking space*. A manoeuvring aisle is a *parking aisle*.

PARKING GARAGE means a *building* occupied by a *parking area* which is used or capable of being used for the provision of a minimum of five *parking spaces*.

ACCESS RAMP means that part of a *collector aisle* that has a slope of greater than 12.0 degrees from the horizontal plane and that provides *motor vehicle* ingress to and egress from a *parking garage*.

PARKING SPACE means an area used for the parking of an operable *motor vehicle*. It includes a visitor parking space and an accessible parking space. A bicycle parking space, a *loading space* or a *stacking space* is not a *parking space*.

PAWNSHOP means a *building* used by a pawnbroker as defined by the Pawnbrokers Act, R.S.O. 1990, c. P.6.

PERSON means any individual, association, partnership, company, corporation, firm, agent, trustee and the heirs, executors, or other legal representatives of any of the foregoing.

PERSONAL SERVICE SHOP means a *building* used for the personal care treatment or grooming, including body modification, of person or a pet, the maintenance or repair of a wardrobe item, including a dry cleaning operation having a maximum GFA of 275.0 m² and a dry cleaning depot, and the following services: duplication, film processing, optician, and picture framing. A *medical office* is not a *personal service shop*.

PHARMACY means a *building* in which the *main use* is the retail sale of drugs, pharmaceutical products, medicines and drug sundries.

PIT means a pit as defined by the Aggregate Resources Act, R.S.O. 1990, c. A.8.

PLACE OF ENTERTAINMENT AND RECREATION means a *premises* used as one or more of the following: *billiard hall; bingo hall; bowling alley; club; cultural facility; exhibition hall; games arcade; health studio; private park; sports facility; theatre*. It does not include a *carnival* or *golf course*.

ART GALLERY means a *cultural facility*.

BILLIARD HALL means any *building* where a *minimum* of two of the following are provided and maintained for public use: billiard table; pool table; bagatelle table; any combination thereof.

BINGO HALL means a *building* used as a *main use* for the operation of a bingo lottery. A *games arcade, gaming facility* or *private park* is not a *bingo hall*.

BOWLING ALLEY means a *building* where a minimum of two bowling lanes are provided and maintained for public use, and may include as an *accessory use*, a *games arcade* and the rental, repair or sale of bowling goods and services. It does not include lawn bowling, bocce or any bowling-type game played outdoors.

CLUB means a *building* used exclusively by a chartered non-profit organization for a social, cultural, recreational, philanthropic or patriotic purpose.

CULTURAL FACILITY means a *premises* used for the acquiring, assembling, conserving, displaying, exhibiting, interpreting, and studying of works of art, works or artefacts of historical significance, scientific material and specimens, and other objects, and may include in combination with, an *exhibition hall* or *theatre*. An art gallery, museum, or science centre is a *cultural facility*. An *adult entertainment parlour, carnival, club, entertainment lounge, professional studio, or public hall* is not a *cultural facility*.

EXHIBITION HALL means a *building* used for exhibiting, showing or presenting any one or more of the following: the work or product of an artist, a crafts person, a farmer or a manufacturer; the skills of a performer; objects of general interest.

GAMES ARCADE means a *building* where a *minimum* of four electronic or mechanical games of skill or chance may be played. A *billiard hall, bingo hall, gaming facility* or *sports facility* is not a *games arcade*.

HEALTH STUDIO means a *building* used for athletic or fitness instruction in combination with facilities for exercise or athletic training. It may include as an *accessory use*, one *retail store* for the sale of athletic equipment provided that the *gross floor area* of the *retail store* does not exceed 25.0 percent of the *gross floor area* of the *health studio*.

MUSEUM means a *cultural facility*.

PRIVATE PARK means a *sports facility*.

SPORTS FACILITY means *premises* that is not maintained by the *City of Windsor* or a *public authority* and that is used for athletic, fitness, recreation, sport or similar purposes and may include in combination with a *health studio*. A *private park* is a *sports facility*. A *golf course* is not a *sports facility*.

THEATRE means a *building* used for the exhibit of a film as defined by the Film Classification Act, 2005, S.O. 2005, c. 17 or the presentation of the performing arts. A cinema or a playhouse is a *theatre*. An *adult entertainment parlour* is not a *theatre*.

PLACE OF WORSHIP means a *building*, including but not limited to a chapel, church, gurdwara, longhouse, mandir, mosque, synagogue, and temple, used for religious worship and related religious, social and charitable activities, and may include as an *accessory use* within the place of worship, a hall, auditorium, *office* of a faith leader, or a *dwelling unit* for a faith leader. A church or church hall is a *place of worship*.

PORCH means a *structure*, with a floor and a fixed roof directly above, primarily intended to provide sheltered access to a *building*. It may include perimeter guardrails, a door, seasonal screens or windows.

PREMISES means a *lot*, *building*, *structure*, or any combination thereof where a *use* is carried on.

PRINT SHOP means a *building* used to provide binding, collating, duplicating, engraving, graphic design, or printing services to the general public. It may also include the following as an *accessory use*: faxing, mailbox, packing, scanning, shipping, or shredding services, and the sale of office supplies and packaging materials.

PRIVATE HOME DAY CARE means unlicensed child care, five children or less, as described in the Child Care and Early Years Act, 2014, S.O. 2014, c.11 Sched.1.

PROFESSIONAL STUDIO means a *building* used for any one or more of the following: instruction in dance, film, movie, music, or video production, fine arts, photography, or other artistic endeavour; design studio; interior decorator's studio; film, movie, or video studio; photography studio; portrait studio; recording studio. It may include a *business office* in combination with any of the preceding uses. A *cultural facility*, *health studio*, *personal service shop*, or *retail store* is not a *professional studio*.

PUBLIC AUTHORITY means a district school board, public library board, board of health, police services board or any other board, commission, committee or authority established or exercising any power or authority under any general or special statute of Ontario with respect to the affairs or purposes of the *City of Windsor*.

PUBLIC HALL means a *building* used as a *main use* on a temporary basis for scheduled activities, events, functions or gatherings. It may include the consumption of food and beverages and the provision of entertainment. An assembly hall, banquet hall or private hall is a *public hall*. An *entertainment lounge*, *exhibition hall*, *place of entertainment and recreation*, *place of worship*, *professional studio*, *restaurant*, *restaurant with drive-through*, or *theatre* is not a *public hall*.

PUBLIC LIBRARY means a *building* used to circulate a collection of materials on a temporary basis to the public for the purposes of education, recreation, reference, and study, and may include a classroom, learning, innovation and creating station, meeting room, self-publishing service, study area, or training facility. A library that is part of a private establishment or a *school* is not a *public library*.

PUBLIC PARK means a *lot*, with or without *buildings*, used for public recreation and/or special events and maintained by the *City of Windsor* or a *public authority*.

PUBLIC PARKING AREA means one or more of the following:

1. a *parking area* which is a *main use* and is not accessory to any other permitted use;
2. a *parking area* which is accessory to a permitted use, but is not located on the same *lot* as the use it is intended to serve;

PUBLIC UTILITY means Hydro One or any corporation that distributes or provides any one or more of the following services or commodities to the public: cable television, electricity, internet, natural gas, telegraph, telephone, water, wireless telephone (cell phone).

Q

QUARRY means a quarry as defined by the Aggregate Resources Act, R.S.O. 1990, c. A.8.

QUONSET HUT means a prefabricated *structure* having a semicircular cross section (“full arch” design) or a curved roof with straight walls cross section (“mailbox” design), and occupying an area greater than 10.0 m².

R

RAILWAY means a railway as defined in the Canada Transportation Act, S.C. 1996, c. 10.

REFUSE BIN means a refuse receptacle designed so as to be emptied mechanically by a commercial refuse collection vehicle.

REGULATION means a provision in this by-law.

REPAIR SHOP – HEAVY means a *building* used for any maintenance, repair, or servicing activity, including an *automobile collision shop*, *automobile detailing service*, or *automobile repair garage*, and, as an *accessory use*, the fabrication of parts necessary for the maintenance, repair, or servicing activity offered. All activities must be conducted entirely within an enclosed *building*. A heavy repair shop is a *repair shop – heavy*.

REPAIR SHOP – LIGHT means a *building* used for the maintaining or repairing of a good for household and personal use such as an appliance, assistive device, bicycle including power-assisted bicycle, clock, furniture, jewellery, lawn and garden equipment, luggage, musical instrument, sporting good, or watch. It does not include the maintaining or repairing of a *motor vehicle*. A light repair shop is a *repair shop – light*. An *automobile collision shop*, *automobile detailing service*, *automobile repair garage*, *contractor's office*, *personal service shop* or *service station* is not a *repair shop – light*.

REQUIRED means mandated by this by-law.

RESEARCH AND DEVELOPMENT FACILITY means *premises* used for the development, experimentation, investigation, research, or testing of products, services or technology and includes industrial research or an industrial training facility. It does not include the manufacture or sale of products except as incidental to the facility. A scientific laboratory or a research facility is a *research and development facility*.

RESTAURANT means a *building* used for the preparing and serving of food and/or beverage to customers for immediate consumption within the *building* or within a physically defined open air sit down eating area located on the same *lot*. It may include as an *accessory use*, the preparing and selling of food or beverage for consumption off the premises, and entertainment exclusive of a dance floor. It does not include a *food outlet – drive-through*.

RESTAURANT WITH DRIVE-THROUGH means a *restaurant* having a *food outlet – drive-through* in combination therewith.

RETAIL STORE means premises used for the lease, rental or retail sale of goods and may also include a *bake shop*, *convenience store*, *food convenience store*, *grocery store*, *pawnshop*, pet shop, or *pharmacy*. It does not include the processing, manufacture or assembly of a good or the sale of a bus, construction equipment, farm tractor, equipment or implement, *motor vehicle*, truck or vehicle of the tractor trailer or semi-trailer type, or other heavy equipment. An *automobile sales lot* or *motor vehicle dealership* is not a *retail store*.

RETAIL STORE – EQUIPMENT & SUPPLIES means a *building* or *structure* used for the sale of any of the following: building materials and supplies; home and garden maintenance and repair equipment; home furnishings and appliances; machinery and machine parts; motor vehicle parts; nursery products; recreational products; tools.

S

SALVAGE OPERATION means *premises* used for the crushing, dealing, processing, receiving, recovering, recycling, reusing, salvaging, or storing of scrap or salvage material. It may include a *motor vehicle salvage operation* and, as an *accessory use* the resale or remanufacture of salvage material. A general salvage operation or a salvage yard is a *salvage operation*. A *material transfer centre* is not a *salvage operation*.

SCENERY LOFT means an *amenity area* which occupies a fully enclosed room or group of rooms, is located above the uppermost *storey* of a *main building*, is fully and readily accessible to all residential occupants of the *building*, and is not used in whole or in part as a *dwelling unit*.

SCHOOL means a *premises* for teaching and learning established and maintained by a district school board, school authority or as defined by the Education Act, R.S.O. 1990, Chapter E.2, *college*, *university* or a private institution. It does not include a *commercial school*.

COLLEGE means a college of applied arts and technology established under any Provincial Act and may include any organization federated or affiliated with a college of applied arts and technology. It does not include a private career college as defined by the Private Careers Colleges Act, S.O. 2005, Ch. 28.

ELEMENTARY SCHOOL means an elementary school as defined by the Education Act, R.S.O. 1990, Chapter E.2.

SECONDARY SCHOOL means a secondary school as defined by the Education Act, R.S.O. 1990, Chapter E.2.

UNIVERSITY means any university established under any Provincial Act or a Royal Charter and may include any organization federated or affiliated with a university.

SCREENING FENCE means a fence designed and used to visually separate different property uses and to block off views and which is continuous or effectively continuous throughout its entire length in accordance with the provisions of the Fence By-law.

SELF-STORAGE FACILITY means a *building* divided into individual self-contained storage units, which are available to the public exclusively for the storage of their equipment or goods, and may include in combination with the lease or rental of a *motor vehicle* or trailer for the purpose of moving equipment or goods, the lease, rental, or sale of accessories, equipment, materials, or supplies for the purpose of packing, moving, storage, or towing, faxing, mailbox, packing, and the provision of mailbox, packing, shipping, or shredding services.

A *transport terminal* or *warehouse* is not a *self-storage facility*.

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

SERVICE STATION means *premises* used for the retail sale of automotive fuels and products and may also include one or more of the following: *automobile detailing service*; *automobile repair garage*; *car wash automatic*; *car wash coin-operated*.

SHALL means mandatory.

SHIPPING CONTAINER means an industrial, standardized reusable vessel that was:

1. originally or formerly specifically designed for or used in the packing, shipping, movement or transport of freight, articles, goods, or commodities; and/or
2. designed for, or capable of being mounted on moved on, a rail car; and/or
3. designed for or capable of being mounted on a chassis or bogie for movement by truck trailer or loaded on a ship.

A cargo container and an intermodal container is a *shipping container*.

STACKING SPACE means an area for the temporary accommodation of a *motor vehicle*.

STOREY means that part of a *building* between any floor and the floor, ceiling or roof next above. Any part of a *storey* exceeding 4.0 m in height is deemed to be an additional *storey* for each 4.0 m, or fraction thereof, of such excess. A *cellar* and that part of a *building* located entirely within a sloping roof and having a ceiling height greater than 2.0 m over a *floor area* less than 50.0 percent of the area of the floor next below, is not a storey.

STORM WATER MANAGEMENT FACILITY means an area designed to handle run-off, including surface water and other drainage, from a period of precipitation. It does not include the handling of sanitary wastewater.

STRUCTURE means anything, including any component part, that is erected, built or constructed and affixed to or supported by the ground.

SUNROOM means an unheated three season room extending into the *rear yard* from the exterior wall of the *dwelling unit* to which it is attached.

SWIMMING POOL means a *structure*, filled or capable of being filled with water, that has a *minimum* depth of water at any point of 610.0 mm and with more than 2.0 m² in potential liquid surface area and that is, or capable of being, used for swimming, diving and/or other recreational purposes. It may include a vessel designed or intended for therapeutic or bathing purposes commonly referred to as a hot tub, whirlpool, hydro massage pool, jetted tub or spa, a pond with a depth of 0.150 metres, any equipment that circulates, heats, or treats the water in a *swimming pool*, hot tub or pond.

It does not include a body of water, pond or a reservoir designed for storm water retention, utilized for agricultural purposes, or as part of a *golf course*; a privately or publicly owned *storm water management facility*; a swimming pool regulated by the Ontario Building Code; or an existing natural body of water or stream.

T

TAKE-OUT FOOD OUTLET means a *food outlet – take-out*.

TEMPORARY OUTDOOR VENDOR'S SITE means a *lot* used as an *outdoor storage yard* for the temporary display and retail sale of goods by a vendor licensed as a Hawker/Pedlar Class 1 or Class 2 under City of Windsor Licensing By-law 395-2004. It may include, in combination therewith, a temporary greenhouse, tent or other structure erected and maintained solely for the duration of the licence period, in accordance with the provisions of the licence.

TOURIST HOME means an *ancillary use* that:

1. is located in a *single unit dwelling* that is the principal residence of the tourist home operator;
2. provides sleeping accommodation to the travelling public; and
3. may include the provision of meals.

A bed and breakfast or a guest house is a *tourist home*. A *correctional institution, group home, hotel, private home day care, residential care facility* or a *lodging house* is not a *tourist home*.

TOWING FACILITY means a *premises* used to provide services related to the towing, hauling or recovery of a *motor vehicle*, trailer, or goods contained within said *motor vehicle* or a trailer and an *outdoor storage yard* for the storage of a *motor vehicle*, trailer or goods contained within said *motor vehicle* or trailer towed or hauled to the premises. A *contractor's office, loading compound, material transfer centre, salvage operation, transport storage area, or transport terminal* is not a *towing facility*.

TOWING SERVICE means *premises* used to provide services related to the towing, hauling or recovery of a *motor vehicle*, trailer, or goods contained within said *motor vehicle* or a trailer. The outdoor storage of a *motor vehicle*, trailer or goods contained within said *motor vehicle* or trailer towed or hauled to the premises is prohibited.

U

USE

- 1. when used as a noun means the purpose for which a *building, lot, premises* or *structure* is designed, maintained or occupied.
- 2. when used as a verb means anything done by any person or permitted, either directly or indirectly by any person, for the purpose of making use of a *building, lot, premises* or *structure*.

ACCESSORY USE means a *use* which is customarily incidental, subordinate and exclusively devoted to the *main use* and is carried on with such *main use* on the same *lot*.

AGRICULTURAL USE means the cultivation of land, the production of crops and the selling of such product on the *premises*, and the breeding and care of livestock and the selling of such livestock or the product of such livestock raised on the *premises*, including aviaries, apiaries, fish farming, worm farming, animal husbandry, and the raising and harvesting of field, bush, tree or vine crops, market gardening, nurseries, and a *greenhouse*. It does not include a mushroom farm or a facility for the permanent or temporary housing of persons employed on the *lot*.

ANCILLARY USE means a *use*, other than an *accessory use*, which complements or otherwise provides a service to the *main use* of the *zoning district* in which it is located.

FORESTRY USE means the raising and harvesting of wood, including the raising and cutting of fuel wood, pulp wood, lumber, and other forest products.

INDUSTRIAL USE means, unless specifically prohibited, one or any combination of the following:

- 1. One or more *main use* identified as an industrial activity in Section 3.10
- 2. One or more of the following *main uses*:
 - Automobile Collision Shop*
 - Automobile Detailing Service*
 - Automobile Repair Garage*
 - Bakery*
 - Confectionary*
 - Contractor’s Office*
 - Medical Appliance Facility*
 - Repair Shop – Heavy*
 - Research and Development Facility*
 - Warehouse*
 - Welding Shop*
 - Wholesale Store*
- 3. One or more of the following activities as a *main use*:
 - Assembling
 - Constructing
 - Manufacturing
 - Packaging
 - Processing
 - Producing
 - Shipping

AGGREGATE STORAGE FACILITY is an industrial activity and means *premises* used for the storage or distribution of *aggregate*, concrete products or pre-mixed concrete.

ANIMAL PROCESSING FACILITY is an industrial activity and means *premises* used for any one or more of the following:

1. Keeping of livestock for feeding, selling, shipping, slaughter, or sorting in a confined area but not including land used for grazing;
2. Slaughtering of livestock and the preliminary processing of animal carcasses including cleaning and eviscerating; or
3. Processing of animal by-product materials for the production of bone meal, fat, grease, lard, meat, oil, tallow, or similar products.

An abattoir, feeding pen, rendering plant, slaughterhouse, or stockyard is an *animal processing facility*.

BATCHING PLANT is an industrial activity and means a *building* or *structure* used for the production of asphalt, asphalt products, concrete, or concrete products. It includes the storage of materials used in the production process or of finished products manufactured on the premises, and the storage and maintenance of required equipment. It does not include the retail sale of asphalt or concrete products. A hot mix plant or ready mix plant is a *batching plant*.

BULK STORAGE FACILITY is an industrial activity and means a *premises* used for the storing and distribution of a liquid or gas. A bulk fuel depot, fuel storage tank farm, storage tank, or tank farm is a *bulk storage facility*.

DISTILLATION PLANT is an industrial activity and means a *premises* used for the distillation of bones, coal, petroleum, tar, or any of their products.

FOOD PACKAGING FACILITY is an industrial activity and means a *building* used for the packaging of food or beverage into a receptacle in which the food or beverage is held or carried, and may include the incidental processing, such as cutting, freezing, or mixing of raw ingredients, food, or beverage for the sole purpose of packaging. The food or beverage is not consumed on the premises.

FOOD PROCESSING FACILITY is an industrial activity and means a *building* used for the processing of raw ingredients, food or beverage into a form for further processing or packaging or into a form ready for consumption or cooking, or for the packaging of food or beverage into a receptacle in which the food or beverage is held or carried, and includes a *bakery* or *confectionary*. The food or beverage is not consumed on the premises. The following uses are not a *food processing facility*: *animal processing facility*, *distillation plant*, *food catering service*, *food outlet – take-out*, *food outlet – drive-through*, *milling facility*, *restaurant*, or *restaurant with drive-through*.

LAUNDRY PLANT is an industrial activity and means a *building* used for the cleaning, dyeing, drying, ironing and finishing of articles or goods of fabric. A laundromat, dry cleaning depot, or a dry cleaning operation having a maximum GFA of 275.0 m² is not a *laundry plant*.

LOADING COMPOUND is an industrial activity and means a *lot* used for the marshalling, sorting, loading and unloading of automobiles, trucks, and other vehicles for shipment to other destinations, within a defined or enclosed area, and which may contain fixed ramps or other such devices for the purpose of loading or unloading automobiles, trucks and other vehicles. An *outdoor storage yard, parking area, or transport storage area* is not a *loading compound*.

MANUFACTURING FACILITY is an industrial activity and means *premises* used to:

Assemble, construct or repair advertising structures, billboards, electrical products, industrial equipment, professional equipment, scientific equipment, or signs;

Manufacture from any of the following materials: cannabis, fur, glass, leather, paper, plastic, rubber and rubberized product, textile, tobacco, wood, or yarn;

Manufacture or repair of ceramics, cosmetics, cutlery, dies, drugs, fixtures, jewellery, jigs, machine tools, moulds, musical instruments, parts, patterns, pharmaceutical products, metal products, toiletries, or toys;

Manufacture or application of protective coatings;

Bind, blueprint, duplicate, engrave, print, publish, stereotype, or typeset products, and may also include the developing and processing of film, and the printing of photographs.

A batching plant, distillation plant, food packaging facility, food processing facility, laundry plant, manufacturing heavy, milling facility, motor vehicle assembly plant, or primary metals plant is not a *manufacturing facility*.

MANUFACTURING HEAVY is an industrial activity and means *premises* used to manufacture any of, or product from, the following: abrasives, acid, alkali, ammunition, cement, clay, cleaning compound, coal, concrete, explosives, feed, fertilizer, gypsum, lime, mineral wool, plaster, plywood, pulp, railroad rolling stock, resin, or veneer, and includes a boiler works, brick refractory, coke oven, metal plateworks, petroleum refinery, sawmill, or tannery.

MATERIAL TRANSFER CENTRE is an industrial activity and means *premises* used for the packaging, recovering, recycling, reselling, salvaging, and/or transferring of materials from commercial, consumer, and industrial products. It does not include liquids, *motor vehicle, motor vehicle* parts, or waste as defined by Section 25 in the Environmental Protection Act, R.S.O. 1990, c. E. 19. All activities take place entirely within a *building*. Products and materials are stored entirely within a *building* or, where permitted by this by-law, in an *outdoor storage yard*. A *salvage operation, motor vehicle salvage operation, or waste disposal site* is not a *material transfer centre*.

MILLING FACILITY is an industrial activity and means *premises* used to dehull, dehusk, or grind grains or rice, or to crush or bruise oil-bearing seeds or other oil-rich vegetable material, and includes the polishing of grains and the mixing of grains, oils, rice, seeds, or vegetable material. A flour mill, oil mill, or rice mill is a *milling facility*.

MOTOR VEHICLE ASSEMBLY PLANT is an industrial activity and means *premises* used to manufacture and assemble automobiles, trucks and other vehicles, and related parts and accessories. It does not include a *loading compound*.

POWER GENERATION FACILITY is an industrial activity and means *premises* used to generate electricity and may include a power distribution station or a transformer station.

PRIMARY METALS PLANT is an industrial activity and means *premises* used for the production of primary iron or steel, including billet rolling, casting, iron making, product rolling, or steel making. A blast furnace, foundry, integrated steel mill, smelter, or steel mill is a *primary metals plant*.

TRANSPORT TERMINAL is an industrial activity and means *premises* used to dispatch, park, repair, service, or store freight-carrying trucks and trailers including a *transport truck* and a *transport trailer*, and may include as an *accessory use*, the loading or unloading of goods or freight to or from, or transferring of goods or freight between, said trucks and trailers. A truck transportation facility or truck terminal is a *transport terminal*. A *loading compound*, *motor vehicle dealership*, *outdoor storage yard*, *parking area*, or *towing facility* is not a *transport terminal*.

TRANSPORT STORAGE AREA means that portion of a *transport terminal* located outdoors used to load, manoeuvre, park, repair, service, store, or unload a *transport truck* or *transport trailer*. A *loading compound*, *loading space*, *motor vehicle dealership*, *outdoor storage yard*, *parking area*, or *towing facility* is not a *transport storage area*.

WATER TRANSPORTATION FACILITY is an industrial activity and means *premises* used to fuel, load, maintain, repair, service, or unload a boat, ship, or floating vessel, and may include a *structure* for the mooring of a boat, ship, or floating vessel, attached to or forming part of the mainland or used in conjunction with a use on the mainland. A private or public dock is a *water transportation facility*. A *marina* is not a *water transportation facility*.

WELDING SHOP is an industrial activity and means a *building* or *structure* used for the welding of pieces of metal, and may include as an *accessory use* the lease, renting, sale, or service of welding related accessories, equipment, or materials.

MAIN USE means the principal *use* or *uses* of a *building*, *lot*, *premises* or *structure*.

V

VETERINARY CLINIC means a *veterinary office*.

VETERINARY OFFICE means the *office* of a veterinarian or veterinary surgeon and may include the boarding of animals and pets for medical treatment. It does not include a kennel or the boarding of animals and pets for non-medical purposes. A veterinary clinic is a *veterinary office*.

W

WAREHOUSE means a *building* used for the storage of parts, materials, equipment or other goods and products and may include their loading, unloading, packaging, repacking, or unpacking. A *self-storage facility* or *transport terminal* is not a *warehouse*.

WHOLESALE STORE means a *building* used for the sale of goods exclusively for resale, manufacture or construction, but does not include the processing, manufacturing, or assembling of those goods.

WORKSHOP means part of a *building* where goods are crafted, assembled and packaged exclusively for sale in a *retail store* or a *wholesale store* located in the same *building*.

Y

YARD means an open space, which is located on the same *lot* as a *building* or other *structure*, and is unoccupied and unobstructed from ground to sky except for any encroachments not prohibited by this by-law.

EXTERIOR SIDE YARD means the *side yard* of a *corner lot* between an exterior *side lot line* and the nearest wall of a *main building* on such *lot*.

FRONT YARD means a *yard* extending across the full width of a *lot* between the *front lot line* and the nearest wall of a *main building* on such *lot*.

LANDSCAPED OPEN SPACE YARD means a *yard* used for *landscaped open space*, patios, terraces, decks and pedestrian walkways.

OUTDOOR STORAGE YARD means a *yard* which has a *minimum* area of 10.0 m² and is used for storage. A *loading compound*, *parking area*, *transport storage area*, or transport terminal is not an *outdoor storage yard*.

REAR YARD means a *yard* extending across the full width of a *lot* between the *rear lot line* or the intersection of the *side lot lines*, and the nearest wall of a *main building* on such *lot*.

REQUIRED YARD means for the purpose of Section 5.30 any of *required front yard*, *required rear yard*, *required side yard*, or *required landscaped open space yard*.

SIDE YARD means a *yard* extending from the *front yard* to the *rear yard* between the *side lot line* and the nearest wall of the *main building* on such *lot*.

Z

ZONING DISTRICT means any zoning district established by this by-law.

COMMERCIAL DISTRICT means any *zoning district* in Section 14, 15, 16 or 17.

DEVELOPMENT RESERVE DISTRICT means any *zoning district* in Section 8.

GREEN DISTRICT means any *zoning district* in Section 9.

INDUSTRIAL DISTRICT means any *zoning district* in Section 18 or 19.

INSTITUTIONAL DISTRICT means any *zoning district* in Section 13.

RESIDENTIAL DISTRICT means any *zoning district* in Section 10, 11 or 12.

SECTION 4 – OFFENCES – DELETED
(B/L 31-2013 Mar 28/2013)

SECTION 5 – GENERAL PROVISIONS

(B/L 274-1998 Oct 2/1998; B/L 31-2013 Mar 28/2013; B/L 117-2016 Dec 28/2016; B/L 177-2016 Dec 28/2016; B/L 95-2019 Sep 27/2019; B/L 52-2024 Apr 22/2024)

5.1 APPLICATION

- 5.1.1 The provisions in this Section apply to all lands, *buildings*, and *structures* subject to this by-law, unless otherwise stated in this by-law.
- 5.1.5 “Supplementary Use Regulations”, “Supplementary Building Regulations”, “Supplementary Lot Regulations” and “Supplementary Lot Provisions” shall mean the “General Provisions” in Section 5.

5.2 PROHIBITIONS

- 5.2.10 The erection of a *building* or *structure* on a *lot* is prohibited except where all of the following are available: a *street* paved to the satisfaction of the City Engineer; municipal storm water outlet; municipal sanitary sewer; municipal electrical service; and municipal water service.

Notwithstanding the foregoing, a building permit may be issued for a *building* or *structure* provided that the *lot* upon which the *building* or *structure* is proposed to be located is within a registered plan of subdivision in which the *street* has not been assumed by the *City of Windsor* but in which the *street* is to be assumed under the terms of a registered subdivision agreement or a servicing agreement.
- 5.2.20 The following are prohibited in any *zoning district*:
 - .1 DELETED (B/L 101-2022 Jul 11/2022)
 - .2 A *hotel*, motor home, recreational vehicle, tent trailer or travel trailer as a *dwelling unit*;
 - .3 A rifle, pistol, skeet or trap shooting range;
 - .4 A *motor vehicle* racetrack;
 - .10 In any *yard*, except within a permitted *outdoor storage yard*, the outdoor storage of building materials or construction equipment unless said materials and equipment are necessary for the construction or renovation on the *lot* of any *building* or *structure* for which a building permit has been issued.
 - .20 In any *required yard*, a refuse bin unless incidental to the erection, renovation or demolition of structures or the removal of waste on the same *lot*.
- 5.2.30 The following are prohibited in any *development reserve district* or *residential district*:
 - .1 A communications antenna in any *front yard*.
[ZNG/4968] **(B/L 170-2018 Dec 19/2018)**
 - .5 A *quonset hut*, save and except for a *quonset hut* lawfully existing on a *lot* prior to October 20, 2011.
 - .6 An addition to, or the expansion or replacement of, an existing *quonset hut*.
 - .10 A *shipping container* used as a *main building* or as an *accessory building* on a *lot*, save and except for the temporary placement of a *shipping container* in connection with, and during, the erection, renovation or demolition of *structures* on said *lot*.

(Continued on next page)

5.2 PROHIBITIONS – Continued

- .20 The parking of a *commercial motor vehicle* or a *motor vehicle* used for a commercial purpose on a *lot* for a period longer than is necessary for the loading or unloading of said vehicle or for a period longer than said vehicle is required in connection with the performance of a service on the same *lot*.
[ZNG/6276] (B/L 145-2021 Oct 26/2021)
- .30 In a *required front yard*, the parking or storing of a boat, a travel, boat or other trailer, a bus or a recreational vehicle, or a vehicle intended for competitive uses unless such object was parked in the *required front yard* on or before July 1, 2004 and for a boat, travel, boat or other trailer, has a valid licence plate or for a bus or recreational vehicle has a valid licence plate with a valid licence plate sticker.
- 5.2.40 In any *commercial district* or *manufacturing district*, the conversion of a *dwelling* in whole or in part to a non-residential use by any addition to the front or side of the *dwelling* is prohibited.

5.4 HOLDING ZONE PROVISIONS – DELETED – See Section 95
(B/L 52-2024 Apr 22/2024)

5.6 CONVEYANCE OR EXPROPRIATION

- 5.6.1 If a conveyance required by a Federal, Provincial or Municipal government, or an expropriation by an expropriating authority:
 - .1 causes an *existing lot*, *existing building*, or *existing structure* to contravene any provisions of this By-law, that *existing lot*, *existing building* or *existing structure* shall be deemed to comply with the provisions of this By-law despite such land conveyance;
 - .2 causes *required parking spaces* on a *lot* to be removed; the *required parking spaces* that remain are deemed to satisfy the parking space requirements of this By-law for the *existing building or existing structure* and permitted *uses* that were on the *lot* on the day before the land conveyance or expropriation occurred.
- 5.6.5 Where Section 5.6.1.1 applies and a new *building* or *structure* or an expansion to an *existing building* or *structure* is proposed all zoning provisions shall be calculated using the original lands in existence immediately prior to the conveyance or expropriation.

5.8 CITY OF WINDSOR, PUBLIC AUTHORITY & PUBLIC UTILITY – PERMITTED USES

5.8.1 CITY OF WINDSOR AND PUBLIC AUTHORITY

A *lot* may be used for any *use* of the *City of Windsor* or a *Public Authority* provided that all *buildings* and *structures* shall comply with the least restrictive provisions of the *Zoning District* in which they are located in, save and except that an *Elementary School* shall comply with Section 13.1.5 and a *Secondary School* shall comply with the provisions of Section 13.2.5.

[ZNG/5271]

(B/L 7-2018 Feb 23/2018)

5.8.5 PUBLIC UTILITY

A *lot* may be used for any *use* of a *public utility* provided that:

- .1 All *buildings* comply with the least restrictive provisions of the *zoning district* in which they are located;
- .3 Any *structure*, not including a *building*, may be erected for the purposes of the distribution of a service or commodity provided by a *public utility*, without restriction as to height, except in any *residential district* where the *maximum* height of the *structure* shall be 20.0 m; and
- .5 In any *development reserve district* or *residential district*, an *outdoor storage yard* is prohibited. In all other *zoning districts*, an *outdoor storage yard* is permitted.

5.10 ACCESSORY BUILDING

5.10.1 On a *through lot*, an *accessory building* shall have a minimum setback from the *rear lot line* equal to the minimum *front yard* depth *required* for a *main building* on the *lot*.

5.10.3 For any *dwelling*:

- .1 For one *accessory building* having a *gross floor area* of equal to or less than 10.0 m², no minimum separation between the closest wall of that one *accessory building* and the closest wall of the *dwelling* located on the same *lot* is required.

More than one *accessory building* having a minimum separation of less than 1.20 m from the closest wall of the *dwelling* located on the same *lot* is prohibited.

Attaching the *accessory building* to the *dwelling* is prohibited.

- .3 For any other *accessory building*, the minimum separation between the closest wall of that *accessory building* and the closest wall of a *dwelling* located on the same *lot* shall be 1.20 m. Where the closest wall of an *accessory building* is less than 1.20 m from a *dwelling* located on the same *lot*, the minimum separation between the closest wall of that *accessory building* and the closest wall of any other *accessory building* located on the same *lot* shall be 1.20 m.
- .5 Any encroachment into a *yard* permitted by Section 5.30 shall be excluded when calculating the minimum separation.

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

5.10.5 For a *carport* located within a *parking area*, the provisions of Section 25.20 shall apply.

5.10.7 In any *development reserve district*, *residential district* or *institutional district*, an *accessory building* including a detached *garage* or a detached *carport* shall be permitted in a *rear yard* or a *side yard* and shall have a minimum separation of 0.60 m from a *rear lot line* or *side lot line*. Any eaves or gutters on the *accessory building* shall have a minimum separation of 0.30 m from a *rear lot line* or *side lot line*.

5.10.9 In any *development reserve district* or *residential district*:

- .1 For an *accessory building* with a flat roof, a roof having a slope of less than 20.0 degrees, or a roof with at least two contiguous slopes where the lowest slope is greater than the uppermost slope, the maximum *building height* shall be 3.0 m from *grade*.

[ZNG/4968]

(B/L 170-2018 Dec 19/2018)

- .2 For an *accessory building* with a roof other than described in Section 5.10.9.1, the maximum *building height* shall be 5.50 m from *grade*.

[ZNG/4968]

(B/L 170-2018 Dec 19/2018)

- .10 The maximum *lot coverage* for all *accessory buildings* shall be 10% of the *lot area*.

In any DRD1., RD1. or RD2. *zoning district*, the percent coverage of all *accessory buildings* is included in the total *lot coverage* permitted on a *lot*.

In any RD3. *zoning district*, the percent coverage of all *accessory buildings* is in addition to the maximum *lot coverage* or maximum *main building lot coverage* permitted on a *lot*.

- .15 Notwithstanding 5.10.9.10, on a lot having a lot area of less than 400.0 m², the maximum *lot coverage* for all *accessory buildings* on such *lot* shall equal 40.0 m². For the purpose of calculating the percentage of *lot coverage* available for a *main building*, the percentage of *lot coverage* for *accessory buildings* is either the percent of actual *lot area* covered by *accessory buildings*, or 10%, whichever is lesser.

[ZNG/5926]

(B/L 78-2020 Jun 26/2020)

5.10.11 In any *Institutional District*:

- .1 The *maximum building height* of an *accessory building* shall be 4.50 m from *grade*;

- .5 The maximum *lot coverage* for all *accessory buildings* shall be 10% of the *lot area* and the percent coverage of all *accessory buildings* is in addition to the *maximum lot coverage* or *maximum main building lot coverage* permitted on a *lot*.

[ZNG/5270]

(B/L 164-2017 Dec 7/2017)

5.11 CARPORT / GARAGE

- 5.11.1 Where vehicular entry to a *carport* faces an *exterior lot line*, or a wall of a *garage* faces an *exterior lot line*, vehicular entry to the carport or along said wall of the *garage* shall be setback a minimum of 6.0 m from such *exterior lot line*.

- 5.11.5 In any *residential district*, for a *single unit dwelling*, *semi-detached dwelling*, *duplex dwelling* or *townhome dwelling*, the *maximum* width of a *carport* or *garage* forming part of the *main building* shall not exceed 60.0 percent of the *maximum* permitted width of the *main building* on the *lot*.

5.15 CORNER LOT

- 5.15.1 On a *corner lot*, for an accessory *structure* that is setback less than 6.0 m from the *rear lot line*, where an *exterior side lot line* of a *corner lot* meets the *front lot line* of an abutting *lot*, the *minimum* setback for an accessory *structure* from the *exterior side lot line* shall equal the *minimum front yard depth required* on the abutting *lot*.
- 5.15.5 On a *corner lot*, any part of any *building* or *structure* shall have a minimum separation of 6.0 m from the point of intersection of any two *streets* unless:
- .1 that part of the *building* or *structure* is elevated a *minimum* of 2.20 m above *grade*;
 - .2 that part of the *building* or *structure* consists exclusively of not more than one structural support column having a *maximum* outside diameter of 1.0 m and a *minimum* height of 2.20 m above *grade*.

5.20 DWELLING – ADDITION TO EXISTING SINGLE UNIT DWELLING

- 5.20.1 In any *residential district*, for an existing *single unit dwelling* where the:
- .1 *minimum side yard width* that is less than required by this by-law, any addition shall be setback:
 - .1 a *minimum* of 1.0 m from an *interior side lot line*; and
 - .2 a *minimum* distance equal to the existing *side yard width* from an *exterior side lot line*.
 - .5 *minimum lot frontage* or *minimum lot area* is less than required by this by-law, an addition to such *dwelling* may be erected provided that the *minimum lot area* is 275.0 m² and that the addition is in compliance with all other provisions in this by-law.

5.22 DWELLING – SEMI-DETACHED – ADDITIONAL PROVISIONS – DELETED
(B/L 95-2018 AUG 21/2018)

5.23 DWELLING – SEMI-DETACHED & TOWNHOME – ADDITIONAL PROVISIONS
[ZNG/5389]

- 5.23.1 For a *dwelling unit* in a *semi-detached dwelling* or in a *townhome dwelling*, a door that opens to the *rear yard* shall be located a minimum of 1.20 m from the centreline of the common wall between the *dwelling units*.
- 5.23.5 When a *lot* on which a *semi-detached dwelling* or *townhome dwelling* has been erected and is subsequently divided in compliance with Part VI of the Planning Act by a common *interior lot line* that separates the *dwelling units*, for each *dwelling unit* the following additional provisions shall apply:
- .1 *Lot Width – minimum* – equal to the width of the *dwelling unit* plus any *exterior side yard* as existing at the time of the lot division
 - .2 *Lot Area – minimum* – as existing at the time of the lot division
 - .3 *Lot Coverage – Total – maximum* – 50% of *lot area*
 - .7 An *interior side yard* shall not be required along the common *interior lot line* for that part of the *dwelling unit* lawfully existing at the time of the lot division.

[ZNG/6277] (B/L 95-2018 Aug 21/2018; B/L 52-2024 Apr 22/2024)

5.24 DWELLING – TOWNHOME – ADDITIONAL PROVISIONS – DELETED
(B/L 95-2018 AUG 21/2018)

5.30 ENCROACHMENT INTO A YARD

5.30.1 Unless otherwise specified in Table 5.30.10, an encroachment is permitted into any *yard* not *required* by this By-law subject to the minimum separation provisions in Table 5.30.10 and any other applicable provisions in this By-law for that encroachment.

Example: A homeowner wants to build a *deck* with a height of 1.30 m in their *rear yard*. The *dwelling* is zoned RD1.1, which requires a minimum *rear yard* depth of 7.50 m. Therefore, the *required rear yard* is 7.50 m measured from the *rear lot line*.

The nearest wall of the *dwelling* is located 11.0 m from the *rear lot line*. A *deck* is permitted within this 3.50 m deep *rear yard* area subject to the minimum separation provisions for that encroachment and any applicable provisions such as *lot coverage*.

Per Table 5.30.10.37, that *deck* may extend a further 2.50 m into the *required rear yard* subject to the minimum separation provisions and any other applicable provisions, creating a *deck* with a maximum depth of 6.0 m in the *rear yard*.

5.30.5 Notwithstanding the provisions of Section 5.30:

- .1 An encroachment, except for a *building* projection located a minimum of 3.0 m above the *ground*, is prohibited into an *access area*, driveway, *parking area*, or *parking space*.
- .3 If a *required yard* is not specified in Table 5.30.10, the encroachment is prohibited within that unspecified *required yard*.
- .5 If a *lot line* is not specified in Table 5.30.10, no separation is required from that unspecified *lot line*.
- .7 If an existing *yard* depth or existing *yard* width is less than that required by this by-law, the maximum encroachment into that *yard* shall be measured from the closest wall of the *main building* facing that *yard*.

[ZNG/5389] (B/L 95-2018 Aug 21/2018)

- .9 For a *dwelling unit* in a *townhome dwelling* where an encroachment identified in clauses .25, .36 and .90 in Table 5.30.10 is located within a *rear yard* or a *side yard*, a minimum separation from an interior *side lot line* is not required.

[ZNG/5389] (B/L 95-2018 Aug 21/2018)

5.30.10 The permitted encroachments are listed in Table 5.30.10:

TABLE 5.30.10 – ENCROACHMENT INTO A YARD				
Type of Encroachment	Maximum Encroachment Into		Minimum Separation From	
	Yard	Metres	Lot Line	Metres
.1 Architectural Feature into a <i>required yard</i> of less than 1.20 m in width or depth	<i>Any required yard</i>	0.30 m	<i>n/a</i>	<i>n/a</i>
.2 Architectural Feature into a <i>required yard</i> of 1.20 m or more in width or depth	<i>Any required yard</i>	0.60 m	<i>n/a</i>	<i>n/a</i>
.10 Balcony	<i>Required front yard or required rear yard</i>	1.50 m	<i>n/a</i>	<i>n/a</i>
	<i>Required side yard</i>	25% of the <i>required side yard width</i>		
.15 Bay Window	<i>Required front yard or Required rear yard</i>	1.00 m	<i>Side lot line</i>	1.20 m
	<i>Required side yard</i>	0.30 m		
.20 Below Grade Entrance Pad and Steps Leading Thereto	<i>Required front yard or Required rear yard</i>	2.50 m	<i>Side lot line</i>	1.20 m
	<i>Required side yard</i>	<i>No Limit</i>		
.25 Central Air Conditioning Unit including the components of a heating, ventilation or air conditioning (HVAC) system	<i>Required rear yard or Required side yard</i>	<i>No Limit</i>	<i>Side lot line</i>	0.60 m
.35 Deck – part of a <i>deck</i> having a floor height of 0.30 m or less above the <i>ground</i>	<i>Any required yard</i>	<i>No Limit</i>	<i>n/a</i>	<i>n/a</i>
.36 Deck – part of a <i>deck</i> having a floor height of greater than 0.30 m and less than 1.20 m above the <i>ground</i>	<i>Required front yard</i>	2.50 m	<i>Any lot line</i>	1.20 m
	<i>Required rear yard or Required side yard</i>	<i>No Limit</i>		

TABLE 5.30.10 – ENCROACHMENT INTO A YARD				
Type of Encroachment	Maximum Encroachment Into		Minimum Separation From	
	Yard	Metres	Lot Line	Metres
.37 Deck – part of a <i>deck</i> having a floor height of 1.20 m or more above the <i>ground</i>	Any <i>front yard</i> or <i>Required rear yard</i>	2.50 m	<i>Front lot line</i> <i>Rear lot line</i>	1.20 m
			<i>Side lot line</i>	Minimum <i>side yard width</i> required by the <i>zoning district</i>
.40 Fire Escape	<i>Required rear yard</i>	2.50 m	<i>Side lot line</i>	1.20 m
.60 Porch	Any <i>front yard</i> or <i>Required rear yard</i>	2.50 m	<i>Front lot line</i> <i>Rear lot line</i>	1.20 m
			<i>Side lot line</i>	Minimum <i>side yard width</i> required by the <i>zoning district</i>
A <i>porch</i> , that is lawfully in existence on the effective date of this provision, and which is located in whole or in part in a <i>front yard</i> , may be repaired or replaced by a new <i>porch</i> with the same dimensions or less into the <i>front yard</i> subject to above the <i>minimum</i> separation requirements.				
.70 Solar Panel and Supporting Structure – <i>residential district</i>	<i>Required rear yard</i>	<i>No Limit</i>	<i>Side lot line</i>	1.20 m
.71 Solar Panel and Supporting Structure – <i>Other zoning district</i>	<i>Any required yard</i>	<i>No Limit</i>	<i>n/a</i>	<i>n/a</i>
.75 Steps – Having a maximum height of 0.30 m above the <i>ground</i>	<i>Any required yard</i>	<i>No Limit</i>	<i>n/a</i>	<i>n/a</i>
.76 Steps – Having a height of greater than 0.30 m above the <i>ground</i>	<i>Any required yard</i>	<i>No Limit</i>	<i>Any lot line</i>	1.20 m
	Maximum total tread area of 5.0 m ² within a <i>required yard</i> .			
.80 Sunroom	<i>Required rear yard</i>	3.75 m	<i>Side lot line</i>	Minimum <i>side yard width</i> required by the <i>zoning district</i>
	Maximum <i>floor area</i> of 15.0 m ² within the <i>required rear yard</i>			
.90 Wheelchair Ramp or Lift	<i>Any required yard</i>	<i>No Limit</i>	<i>Any lot line</i>	1.20 m

5.35 EXCEPTIONS TO MAXIMUM BUILDING HEIGHT PROVISIONS

5.35.1 **FIXTURES OR STRUCTURES** – The features or structures listed in Table 5.35.1 may extend above the permitted maximum *building height*, provided that such fixtures or structures are erected only to such height as is necessary to accomplish their purpose:

TABLE 5.35.1		
Antenna	HVAC Equipment	Skylight
Belfry	Mechanical Penthouse	Smokestack
Chimney	Protective Fencing	Solar Panel
Cupola	Satellite Dish	Spire
Fire Wall	Screening Fencing	Water Tank

5.35.5 **SCENERY LOFT** – A *scenery loft* shall be an additional permitted facility on a *multiple dwelling* or a *combined use building* provided that the *multiple dwelling* or *combined use building* has a minimum *building height* of 30.0 m, and the *scenery loft* shall have a maximum height of 4.0 m and a maximum *gross floor area* of 100.0 m².

5.37 EXTERIOR FINISHING

- 5.37.1 In any *green district*, *development reserve district* or *residential district*:
- .1 for any *dwelling* with four *dwelling units* or less or any *townhome dwelling*, an exposed flat concrete block wall or an untextured concrete wall may be permitted to a maximum height of 1.0 m above *grade*.
 - .5 for any other *main building* or a *parking garage*, an exposed flat concrete block exterior wall or an untextured concrete exterior wall, whether painted or unpainted, is prohibited.
- 5.37.5 In any *institutional district*, *commercial district*, or *manufacturing district*, for any *building* wall or part thereof that is located less than 100.0 m and visible from a *street* or from a *lot* in a *development reserve district* or a *residential district*, an exposed flat concrete block wall or an untextured concrete wall, whether painted or unpainted, is prohibited.

5.40 FLOOD PROTECTION & NATURAL HAZARDS PROVISIONS

5.40.1 The location of any of the areas or lands identified below may be shown on Schedules that form part of the Zoning By-law or on maps maintained by the *Conservation Authority*. These areas or lands are subject to change.

5.40.3 INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA (GENERIC LORA AREA)

.1 FLOODWAY

The construction or reconstruction of any *building* or *structure* within the *floodway* is prohibited.

.3 INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA

Lands that are within the *Inland Floodplain Development Control Area* but outside of the *floodway*, may be used in accordance with the provisions of the underlying *zoning district* in which the lot is located. However, all habitable spaces of *buildings* shall be flood-proofed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06, to ensure that *building* openings are located above the regulatory flood standard at the *building* location.

.5 WEST LITTLE RIVER INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA

Lands within the *West Little River Inland Floodplain Development Control Area* but outside of the *floodway* may be used in accordance with the provisions of the underlying *zoning district* in which the lot is located. However, all habitable spaces of *buildings* shall be flood-proofed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06, to ensure that building openings are located above the engineered regulatory flood standard at the building location.

.7 EAST LITTLE RIVER INLAND FLOODPLAIN DEVELOPMENT CONTROL AREA

Lands within the *East Little River Inland Floodplain Development Control Area* but outside of the *floodway* may be used in accordance with the provisions of the underlying zone in which the lot is located. However, all habitable spaces of *buildings* shall be flood-proofed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06, to ensure that building openings are located above the engineered regulatory flood standard at the building location.

Additionally, no part of any *building* or *structure*, including a private outdoor swimming pool, shall be erected on lands within 15.0 m from the Little River Flood Control channel breakwall, except a *building* or *structure* associated with drainage works, or for the protection against flooding or erosion.

.9 SETBACKS FROM INLAND WATERCOURSES AND MUNICIPAL DRAINS

No part of any *building* or *structure*, shall be constructed closer to an inland watercourse or municipal drain than the minimum setback distance established by the *Conservation Authority*, measured inland from the *top of bank*, which is typically a distance of 8.0 m plus the depth from the watercourse, for all *Conservation Authority* regulated watercourses and Municipal drains.

.11 SETBACKS FROM THE GRAND MARAIS DRAIN

No part of any *building* or *structure* shall be constructed closer to the Grand Marais Drain than the minimum setback distance established by the *Conservation Authority*, which is measured inland from the *top of bank*; and typically, a distance of 15 m.

5.40.5 **DETROIT RIVER SHORELINE FLOODPRONE AREA**

Notwithstanding any other provision of this By-law to the contrary, no part of any *building* or *structure* shall be erected on lands located within the Detroit River Shoreline Floodprone Area unless:

- .1 The lowest opening of any such *building* or *structure* has a minimum building elevation prescribed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06;
- .2 The setback of the nearest wall of any such *building* or *structure* from the shoreline protection, or hardened edge is as prescribed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06;
- .3 No person shall construct an *accessory building* or *structure* within the prescribed setback limits, except a patio, *deck*, boat lift, boat well, dock, steps and/or shoreline protective works, provided that the said facilities are constructed as prescribed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06.

5.40.7 **LAKE ST. CLAIR SHORELINE FLOODPRONE AREA**

Notwithstanding any other provision of this By-law to the contrary, no part of any *building* or *structure* shall be erected on lands located within the Lake St. Clair Shoreline Floodprone Area unless:

- .1 The lowest opening of any such *building* or *structure* has a minimum building elevation prescribed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06;
- .2 The setback of the nearest wall of any such *building* or *structure* from the shoreline protection or hardened edge is as prescribed, in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06;
- .3 No person shall construct an *accessory building* or *structure* within the prescribed setback limits, except a patio, *deck*, boat lift, boat well, dock, steps and/or shoreline protective works, provided that the said facilities are constructed as prescribed in a manner satisfactory to the *Conservation Authority* in accordance with Ontario Regulation No. 158/06.

5.60 RAILWAY RIGHT OF WAY PROVISIONS

- 5.60.1 On a *lot* abutting one of the following railway rights of way (as shown on the Zoning District Maps) located:
- on the south side of the Detroit River Tunnel Partnership (formerly the Canadian National Railway Caso) Line between Walker Road and Sixth Concession Road;
 - on the north side of the CN Railway Chatham Line between the Little River and the City of Windsor/Town of Tecumseh municipal boundary;
 - on the west side of the Detroit River Tunnel Partnership (formerly the Canadian National Railway Caso) Line between Cabana Road West and Howard Avenue; or
 - on the south side of the CN Railway Chatham Line between Lauzon Road and the east limit of the CN Railway Jefferson Yard,
- .1 An earth berm having a minimum height of 2.50 m and slopes of 2.5 to 1 or greater shall be constructed continuously adjacent to the common boundary line between the *lot* and the railway right of way and maintained in good practice.
 - .2 A minimum separation of 30.0 m shall be maintained between the railway right-of-way and a residential, commercial, institutional, or recreational *use*. In the absence of an earth berm, for an *existing building* only, any addition to the *building* shall have a minimum separation of 60.0 m from the railway right-of-way.
 - .3 A minimum separation of 15.0 m shall be maintained between the railway right-of-way and an industrial *use*. In the absence of an earth berm, for an *existing building* only, any addition to the *building* shall have a minimum separation of 60.0 m from the railway right-of-way.
- 5.60.5 Where a *lot* abuts a railway right-of-way, at the time of erection of a *main building* or an addition to an existing *main building*, a security fence having a minimum height of 1.830 m shall be erected continuously along the common boundary line between the *lot* and the railway right-of-way.
- 5.60.10 On a *lot* situated at the intersection of and abutting upon the intersection of a *street* and a railway right-of-way that does not have a railway control gate at said intersection, a *building*, *structure*, or part thereof, is prohibited within 6.0 m of the point of that intersection.
- 5.60.20 Notwithstanding any other provisions of this by-law in conflict herewith, on a *lot* which abuts a railway right-of-way, for an *existing dwelling* or a new *dwelling* that replaces an *existing dwelling*, the minimum separation from the railway right-of-way shall be the greater of the existing separation or the minimum setback required for a *dwelling* in the *zoning district* in which it is located.

5.65 REDUCTION IN REQUIRED FRONT YARD DEPTH

- 5.65.1 In any RD1. or RD2. *zoning district*, the *required front yard* depth may be reduced:
- .1 where a vacant *interior lot* abuts *lots* on which *dwellings* have setbacks from the *front lot line* of a lesser depth than that *required* by this by-law, the minimum setback from the *front lot line* for any *dwelling* to be erected on the said vacant *interior lot* is equal to the average of the setbacks from the *front lot line* of the *dwellings* on the abutting *lots*.
 - .2 where a vacant *corner lot* abuts a *lot* on which a *dwelling* has setbacks from the *front lot line* of a lesser depth than that required by this by-law, the minimum setback from the *front lot line* for any *dwelling* to be erected on the *corner lot* is equal to the setback from the *front lot line* of the *dwelling* on the abutting *lot*.

5.67 REQUIRED YARD IN MANUFACTURING DISTRICTS

- 5.67.1 In any MD1. or MD2. *zoning district*, a *required yard* shall be maintained exclusively as a *landscaped open space yard*, save and except that an *access area* may cross a *required yard*.
- 5.67.3 Within a *required yard*, a refuse container, a *loading space*, an *outdoor storage yard*, or the display, loading, parking, repairing, servicing, storing, or unloading of a commodity, equipment, material, *motor vehicle*, *transport truck*, or *transport trailer* is prohibited.

[ZNG/5364]

(B/L 169-2018 Dec 19/2018)

5.70 SETBACK FROM CERTAIN STREETS

- 5.70.1 For any *building* or *structure*, excluding a sign permitted by the City of Windsor Sign By-law, the minimum setback from the *street* shall be:
- .1 15.0 m from the east side of Walker Road between the south limit of Tecumseh Road East and the north limit of Grand Marais Road East

5.75 SWIMMING POOL

- 5.75.1 On a *lot* within a *residential district*, or a *lot* in any other *zoning district* on which is located a *dwelling* with a maximum of four *dwelling units*, a *swimming pool* shall have a:
1. Minimum separation from the *front lot line* equal to the *required* minimum *front yard depth*, or where there is no *required front yard*, a minimum separation from the *front lot line* of 7.50 m;
 2. Minimum separation from the *side lot line* of 1.20 m; and,
 3. Minimum separation from the *rear lot line* of 1.20 m.
- 5.75.5 On a *lot* not described in Section 5.75.1, a *swimming pool* shall have a minimum separation of 7.50 m from any *lot line*.
- 5.75.10 Sections 5.75.1 and 5.75.5 *shall* not apply to a *swimming pool* within a *building* having a height of greater than 2.0 m.

5.80 TEMPORARY BUILDING OR STRUCTURE

- 5.80.1 A temporary *building* or *structure*, customarily required and incidental to the erection of permanent *buildings* or other permanent *structures* on a lot or part thereof, shall be permitted, provided that such temporary *buildings* or *structures* are removed when the permanent *building* or *structure* is erected and capable of occupancy or *use*.

5.99 ADDITIONAL USE PROVISIONS

5.99.4 ADULT ENTERTAINMENT PARLOUR

- .1 An *adult entertainment parlour* shall be an additional permitted use at the following locations:
 - .1 Part of Lot 28, Registered Plan 40, situated on the southeast corner of Sandwich and Chappelle Streets.
- .5 An *adult entertainment parlour* shall be subject to the following additional provisions:
 - .1 All external openings shall be covered with opaque materials to prevent any person from viewing adult entertainment activities from the exterior of the *building*.

5.99.7 AUTOMOBILE SALES, LEASE OR RENTAL – ACCESSORY USE

- .1 The sale, lease, or rental of an *automobile* as an *accessory use* is prohibited, save and except the sale, lease, or rental of an *automobile* as an *accessory use* to an *Automobile Repair Garage, Automobile Collision Shop, or Service Station* or the lease or rental of an *automobile* as an *accessory use* to any *Retail Store* is permitted subject to the following additional provisions:
 - .1 The storage or display of five or more *automobiles* for sale, lease, or rental purposes on a *lot* is prohibited.
 - .2 The storage or display of an *automobile* for sale, lease, or rental purposes having a width of greater than 2.50 m or a length greater than 6.10 m is prohibited.
 - .3 The storage or display of an *automobile* for sale, lease, or rental purposes in a *required parking space, required accessible parking space or landscaped open space yard* is prohibited.
 - .4 The area where an *automobile* for sale, lease, or rental purposes is stored or displayed shall be subject to the provisions in Section 5.99.60.6.1.1 to 5.99.60.6.1.3.

[ZNG/5271; ZNG/6277]

(B/L 7-2018 Feb 23/2018; B/L 52-2024 Apr 22/2024)

5.99.10 CARETAKER’S RESIDENCE

- .1 Unless specifically permitted in a *zoning district* or in specific zoning exception, a *caretaker’s residence* is prohibited.
- .2 The maximum *gross floor area* of *caretaker’s residence* is 50.0 m².

5.99.12 CARNIVAL

- .1 A *carnival* may be a permitted use in a Green District 1.1, Green District 1.2, Institutional District 1.1, Institutional District 1.2, Commercial District 2.1, Commercial District 2.2 and Commercial District 3.1 subject to the following provisions:
 - .1 A minimum separation of 90.0 m from the boundary of a *residential district*;
 - .2 A minimum of 20.0 percent of the area used for the *carnival* shall be used for a temporary *parking area*. The provisions of Section 24 do not apply to the temporary *parking area*; and
 - .3 The *carnival* shall operate for a maximum of 21 consecutive days within any 12-month period.
- .5 A *carnival* in any other *zoning district* is prohibited.

5.99.14 **COLLEGE / UNIVERSITY**

- .1 A *College or University* is an additional permitted *use* in any *commercial district* located in the City Centre Planning District as identified on Schedule A: Planning Districts & Policy Areas in Volume 1: The Primary Plan of the City of Windsor Official Plan.

[ZNG/5630]

(B/L 95-2019 Sep 27/2019)

5.99.15 **COMMUNITY GARDEN**

- .1 A *community garden* is a permitted *use* in any *zoning district*.
- .2 An *accessory building* with a maximum *gross floor area* of 50.0 m² is permitted and shall have a minimum separation of 0.60 m from a *side lot line* and a *rear lot line* and 6.0 m from the *front lot line* and a maximum *building height* of 5.50 m. Any eaves and gutters shall have a minimum separation of 0.30 m from any *side lot line* and *rear lot line*.

5.99.20 **ENTERTAINMENT LOUNGE**

- .1 An *entertainment lounge* shall be an additional permitted *use* in that part of the Downtown Windsor Business Improvement Area identified as the *entertainment lounge area*.
- .2 An *entertainment lounge* shall have a maximum permitted occupancy of 250 persons, not including staff.
- .3 A maximum of one *entertainment lounge* shall be permitted per *lot*.
- .4 Notwithstanding Sections 5.99.20.1 to 5.99.20.3 inclusive:
 - .1 Within the *entertainment lounge area*, an *existing entertainment lounge* having a licensed capacity above 250 persons, under the provisions of the Liquor Licence Act, R.S.O. 1999, c. L.19, shall be a permitted use, provided that the maximum permitted occupancy of the *entertainment lounge* shall be as licensed under the provisions of the Liquor Licence Act of Ontario, on September 22, 2005.
 - .2 Outside of the *entertainment lounge area*, an *existing entertainment lounge* shall be a permitted use, provided that the maximum permitted occupancy of the *entertainment lounge* shall be as licensed under the provisions of the Liquor Licence Act, R.S.O. 1999, c. L.19, on September 22, 2005.

5.99.30 **GROUP HOME**

- .1 In any *residential district* or *institutional district*, a *group home* may be a permitted use provided that any *building* used as a *group home* shall occupy the whole *building* and shall comply with the provisions for a *single unit dwelling* in Section 10.1.5.

[ZNG/5271; ZNG/5389] (B/L 7-2018 Feb 23/2018; B/L 95-2018 Aug 18/2018)

5.99.40 **HOME OCCUPATION**

- .1 A *home occupation* within an *accessory building*, *dwelling unit*, or *garage* located on the same *lot* as the *dwelling unit* is an additional permitted *accessory use*.
- .3 The *home occupation* shall be carried out by a resident of the *dwelling unit* located on the same *lot* as the *home occupation*.
- .5 The total *gross floor area* of all *home occupations* shall not exceed 25% of the *gross floor area* of the *dwelling unit*.
- .90 A *home occupation* within a *carport*, or a *home occupation* that generates dust, fumes, noise, odour, or vibration that is evident outside the *accessory building*, *dwelling unit*, or *garage* is prohibited.
- .92 Except for those goods produced by, or accessory or related to, the *home occupation*, the direct sale of goods is prohibited.
- .93 Except for a sign permitted by The Windsor Sign By-law, any visible indication from the exterior of the *accessory building*, *dwelling*, *dwelling unit*, or *garage* that a *home occupation* is being carried on is prohibited.
- .95 Except those items customarily used for housekeeping or personal recreational purposes, the external or outdoor storage of materials, goods, or equipment related to, or used by, the *home occupation* is prohibited.

[ZNG/6276; ZNG/6277]

(B/L 145-2021 Oct 26/2021; B/L 52-2024 Apr 22/2024)

5.99.50 **MULTIPLE DWELLING – ADDITIONAL USES**

- .1 In any *multiple dwelling* having 100 or more *dwelling units*, one each of the following uses may be permitted: *convenience store*; *day nursery*; *medical office*; *personal service shop*; provided that:
 - .1 the use of an exterior window for the display of goods, services or advertising is prohibited;
 - .2 each *use* is accessible only from the interior of the *building*. Direct access from the exterior is prohibited; and
 - .3 the maximum *gross floor area* of each *use* or combination thereof shall be 100.0 m².

5.99.60 **OUTDOOR STORAGE YARD**

- .1 An *outdoor storage yard* is prohibited in any *development reserve district*, *residential district*, or *institutional district*, or on any other *lot* on which a *dwelling* or *dwelling unit*, not including a *caretaker's residence*, is located.
- .2 Unless specifically prohibited, an *outdoor storage yard* is permitted as an *accessory use* in a *green district*, *commercial district*, or *manufacturing district*.
- .3 For an *outdoor storage yard* devoted exclusively to a *temporary outdoor vendor's site* having an area of 10.0 m² or less, no separation is required from an *exterior lot line*.
- .4 For an *outdoor storage yard* devoted exclusively to a *temporary outdoor vendor's site* having an area of more than 10.0 m² or an *outdoor market*, the *outdoor storage yard* shall be a minimum of 3.0 m from an *exterior lot line*.
- .5 For any other *outdoor storage yard*, the *outdoor storage yard* shall be a *minimum* of 3.0 m from an *exterior lot line* and the area between the *outdoor storage yard* and the *exterior lot line* shall be maintained as a *landscaped open space yard*.
- .6 For any *outdoor storage yard* located in a Commercial Districts 2., Commercial Districts 3. or Commercial Districts 4. zoning district used exclusively for the display of operable *motor vehicles*, or that is accessory to an *automobile sales lot* or *motor vehicle dealership*, the entire surface of the *outdoor storage yard* shall be:
 - .1 graded and drained into a municipal sewer system to prevent the runoff of surface water onto a *street*, *alley* or abutting properties;
 - .2 paved with a hard surface consisting of concrete, asphalt, paving brick or block, and be maintained in good condition; and
 - .3 bounded by a continuous poured in place concrete curb having a minimum width and height of 15.0 cm.
- .7 For that part of an *outdoor storage yard* located less than 100.0 m from a *street* or a *residential district*, a *screening fence* having a minimum height of 1.80 m shall be provided except for that part of an *outdoor storage yard* which is used exclusively:
 - .1 for the display of operable *motor vehicles*, or that is accessory to an *automobile sales lot* or *motor vehicle dealership*; or
 - .2 for the display of goods as an *accessory use* to a *retail store* or *wholesale store*, a *garden centre*, an *outdoor market*, or a *temporary outdoor vendor's site*, where such *outdoor storage yard* is permitted by this by-law.
- .8 The projection of equipment, materials, or other goods, not including construction equipment, operable vehicles, or trailers, above the height of the *screening fence* is prohibited except if the *outdoor storage yard* is located in a Manufacturing Districts 2. (MD2.) zoning district.

5.99.70 **PRIVATE HOME DAY CARE**

- .1 In any *residential district*, a *private home day care* is permitted in any *dwelling* or *dwelling unit*.
- .2 A *private home day care* in a *dwelling unit* located above the second storey is prohibited.

5.99.80 **SECOND UNITS / ADDITIONAL DWELLING UNITS**

.1 For any *zoning district* that permits a *single unit dwelling*, *semi-detached dwelling*, *duplex dwelling*, or *townhome dwelling*, the following additional provisions shall apply:

.1 **Additional Permitted Uses**

- a) Two additional *dwelling units* shall be permitted on a *parcel of urban residential land*. This may be either:
- i) Two additional *dwelling units* within the primary *dwelling unit* located in the *main building*, or
 - ii) One additional *dwelling unit* in the primary *dwelling unit* located in the *main building* and one additional *dwelling unit* in a *building* accessory to said *dwelling*.

For clarity, this provision permits a maximum of three *dwelling units* in total on a *parcel of urban residential land* as shown in Tables 5.99.80.11 and 5.99.80.12.

TABLE 5.99.80.11			
Dwelling Type	Dwelling Units – Maximum		
	Main Building	Accessory Building	Total
Single Unit Dwelling	3	0	3
Semi-detached Dwelling Unit	3	0	3
Duplex Dwelling	3	0	3
Townhome Dwelling Unit	3	0	3

TABLE 5.99.80.12			
Dwelling Type	Dwelling Units – Maximum		
	Main Building	Accessory Building	Total
Single Unit Dwelling	2	1	3
Semi-detached Dwelling Unit	2	1	3
Duplex Dwelling	2	1	3
Townhome Dwelling Unit	2	1	3

- b) For the purposes of this provision each *semi-detached dwelling unit* or *townhome dwelling unit* is considered to be located on its own *parcel of urban residential land* if it conforms with the provisions of the applicable *zoning district* and can be subdivided.

.3 Prohibitions

- a) In any *development reserve district* or *industrial district*, or where a *single unit dwelling*, *semi-detached dwelling*, *duplex dwelling*, or *townhome dwelling* is not a permitted use in a *zoning district*, the uses in Section 5.99.80.1.1 are prohibited.
- b) Where a *dwelling* is located in a *floodplain*, an additional *dwelling unit* within a *basement* or *cellar* is prohibited.
- c) Where two *dwelling units* are located in a *main building* of a *single unit dwelling*, *semi-detached dwelling unit*, *duplex dwelling unit*, or *townhome dwelling unit* and one *dwelling unit* is located in an *accessory building*, an additional *dwelling unit* in any *building* is prohibited.

.5 Provisions

- a) For an additional *dwelling unit* located within a *basement* or *cellar* in a *dwelling* not located in a *floodplain*,
 - 1. Downspouts shall be disconnected from the municipal sewer system and splash to grade;
 - 2. A sump pump is required. Foundation drains shall be disconnected from the municipal sewer and shall be connected to the sump pump;
 - 3. A sanitary backflow valve shall be installed in the *dwelling unit* located within the *basement* or *cellar*,
all to the satisfaction of the City Engineer or Chief Building Official.
- b) For a *dwelling unit* located within an *accessory building*:
 - 1. There shall be direct pedestrian access between said *dwelling unit* and a *highway*.
 - 2. Municipal sanitary sewer, municipal electrical service and municipal water service shall be provided to said *dwelling unit*.
 - 3. Notwithstanding Section 5.10.7, any *accessory building* which is new construction or a new addition to an *existing accessory building* to include an additional *dwelling unit*, shall have a minimum separation of 1.20 m from a *rear lot line* or *side lot line*. This minimum separation does not apply to any portion of an *existing building* which is not being altered.
 - 4. Notwithstanding Section 5.10.9.1, for an *accessory building* which is constructed to include an additional *dwelling unit*, with a flat roof, a roof having a slope of less than 20.0 degrees, or a roof with at least two contiguous slopes where the lowest slope is greater than the uppermost slope, the maximum *building height* shall be 6.0 m from *grade*.
 - 5. Notwithstanding Section 5.10.9.2, for an *accessory building* which is constructed to include an additional *dwelling unit*, with a roof other than described in Section 5.10.9.1, the maximum *building height* shall be prohibited from exceeding 8.0 m from *grade*.
 - 6. The maximum *building height* for an *accessory building* which contains an additional *dwelling unit* is prohibited from exceeding the *building height* of the *main building*.
 - 7. For any *accessory building*, which is constructed to include an additional *dwelling unit*, the maximum *gross floor area* shall be 100 m².

- c) For any additional *dwelling unit*:
 - 1. Where the minimum *lot area* is expressed on a per *dwelling unit* basis, the minimum lot area provision shall not apply to the additional *dwelling unit*;
 - 2. For the purpose of this provision, the *gross floor area* shall include that portion of the *main building* located within a *basement* or *cellar*.
 - 3. Notwithstanding Section 24.20.5, the required number of *parking spaces* shall be as follows:
 - a) One *parking space* for the first *dwelling unit*; and
 - b) One *parking space* for the second *dwelling unit* on a parcel of urban residential land except for a second *dwelling unit* on a *parcel of urban residential land* located south of the Detroit River, west of Cadillac Street or Henry Ford Centre Drive, including any lot abutting the east side of Cadillac Street or Henry Ford Centre Drive, north of Tecumseh Road, and east of Prince Road; and
 - c) No *parking space* for the third *dwelling unit* on the *parcel of urban residential land*.

**(B/L 149-2018 Nov 21/2018; B/L 95-2019 Sep 27/2019;
B/L 78-2020 Jun 26/2020; B/L 98-2023 Aug 8/2023)**

5.99.90 TEMPORARY SALES OFFICE

- .1 A temporary sales office may be an additional permitted use, provided that the temporary sales office is located on a *lot* where a *building* is under construction or proposed to be constructed and is used exclusively for the promotion or sale of said *building*.

5.99.93 TOURIST HOME

- .1 A *Tourist Home* shall have a maximum occupancy of 10 persons not including the receiving family or staff.

[ZNG/5271]

(B/L 7-2018 Feb 23/2018)

5.99.97 **TRANSPORT TERMINAL**

[ZNG/5364; ZNG/6194]

(B/L 169-2018 Dec 19/2018; BL 54-2021 May 4/2021)

For a *transport terminal*, the following additional provisions shall apply:

- .1 Lot Width – minimum 43.0 m
- .2 Lot Area – minimum 3,200 m²
- .50 Any lighting used to illuminate the *transport terminal* shall be full cut-off lighting.
- .55 Where an abutting *lot* is zoned *Development Reserve District*, *Green District*, *Residential District*, or *Institutional District*, or occupied by a *dwelling* or *dwelling unit* a *screening fence* with a minimum height of 1.80 m shall be provided along that part of the *lot line* for the *lot* on which the *transport terminal* is located.
- .60 A *transport storage area* shall be:
 - a) Setback from the *front lot line* a minimum of the required *front yard depth* of the *zoning district* in which the *lot* is in, or 6.0 m, whichever is greater. The setback shall be maintained as a *landscaped open space yard*;
 - b) Setback from an *exterior lot line*, excluding a *front lot line*, a minimum of 3.0 m, except where said *exterior lot line* is located within 50 m of a *development reserve district*, *green district*, *residential district*, or *institutional district*, or a *lot* containing a *dwelling* or *dwelling unit*, the setback from the *exterior lot line* shall be a minimum of 11.30 m and said setback shall consist of a berm with a minimum width of 11.30 m and a minimum height of 1.80 m. The setback shall be maintained as a *landscaped open space yard*;
 - c) Setback from an *interior lot line* a minimum of 0.90 m, except where said *interior lot line* is located within 50 m of a *development reserve district*, *green district*, *residential district*, or *institutional district*, or a *lot* containing a *dwelling* or *dwelling unit*, the setback from the *interior lot line* shall be a minimum of 11.30 m and said setback shall consist of a berm with a minimum width of 11.30 m and a minimum height of 1.80 m. The setback shall be maintained as a *landscaped open space yard*;
 - d) Graded and drained into a municipal sewer system to prevent the runoff of surface water onto a *street*, *alley*, or abutting property;
 - e) Paved with asphalt, concrete, or any combination thereof, for that portion of the *transport storage area* used to load, manoeuvre, repair, service, or unload a *motor vehicle*, *transport truck* or *transport trailer*. The remainder of the *transport storage area* shall be paved with asphalt or concrete, or covered in gravel or similar aggregate, or any combination thereof; and
 - f) Maintained in good condition.
- .62 Vehicular access shall be to/from a *street* by way of an *access area*. Sections 25.5.30.2, 25.5.30.3, 25.5.30.5 and 25.5.30.6 shall apply to such *access area* and any reference to a *loading space* or *building* shall include a *transport storage area*.

(Continued on next page)

5.99.97 **TRANSPORT TERMINAL – Continued**

- .64 A curb shall bound the perimeter of the paved portion of the *transport storage area*. Any curb shall be constructed of poured in place concrete, shall be continuous and shall have a minimum width and height of 15.0 cm. Precast concrete, rubber, plastic or other curbing or a parking stop that is not continuous is prohibited. A curb cut or ramp for pedestrian or vehicular access, a curb cut for drainage, or a curb with a height of less than 15.0 cm as a transition between the paved and unpaved portions of a *transport storage area*, is permitted.
- .66 A *parking area* may be located within a *transport storage area* and the provisions of Section 25.5 shall apply, with necessary modifications for the safe and efficient operation of the *transport storage area* and *parking area*.
- .68 A *refuse bin* may be located within a *transport storage area* and shall be fully screened by a *screening fence* having a minimum height of 1.80 m.
- .90 The parking, repairing, servicing, or storing of a *motor vehicle*, *transport truck* or *transport trailer* within a *required yard* or a *landscaped open space yard* is prohibited.

SECTION 6 – ADMINISTRATION – DELETED

(B/L 327-2004 Jun 13/2006 OMB Order 1695; B/L 31-2013 Mar 28/2013)

SECTION 7 – DEFINITIONS – DELETED

(B/L 8614 Jun 23/1986; B/L 8719 Oct 15/1986; B/L 8943 Apr 13/1987; B/L 8991 May 19/1987; B/L 9057 Jul 7/1987; B/L 9411 Jun 6/1988; B/L 9828 Jun 12/1989; B/L 9882 Jul 31/1989; B/L 10358 Jul 16/1990; B/L 10473 Nov 5/1990; B/L 10993 May 4/1992; B/L 11093 Jul 20/1992; B/L 11157 Nov 9/1992; B/L 11217 Nov 16/1992; B/L 11614 Nov 1/1993; B/L 11315 Feb 1/1993; B/L 11655, Dec 6/1993; B/L 11742 Feb 21/1994; B/L 11780 Apr 26/1994; B/L 11828 May 30/1994; B/L 11922 Sep 23/1994; B/L 12587 Jul 4/1996; B/L 12829 Mar 17/1997; B/L 30-1998 Mar 2/1998; B/L 40-1999 Mar 16/1999; B/L 324-1999 Dec 1/1999; B/L 219-2000 Jul 31/2000; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL01023; B/L 370-2001 Nov 15/2001; B/L 168-2002 Jul 18/2002; B/L 363-2002 Dec 31/2002; B/L 167-2003 Jun 27/2003; B/L 269-2003 Sep 15/2003; B/L 68-2004 Mar 31/2004; B/L 176-2004 Jul 6/2004; B/L 246-2004 Aug 24/2004; B/L 375-2004 Dec 21/2004; B/L 46-2005 Mar 23/2005; B/L 212-2005 Sep 22/2005; B/L 266-2005 Dec 8/2005; B/L 142-2006 Aug 24/2006; B/L 324-2004 Jun 13/2006 OMB Order 1695 PL041065; B/L 204-2006 Nov 30/2006; B/L 110-2009 Nov 20/2009 OMB Order PL090722 Dec 4/2009; B/L 164-2010 Nov 17/2010; B/L 27-2011 Mar 4/2011; B/L 118-2011 Dec 13/2011; B/L 126-2011 Jul 21/2011; B/L 165-2011 Oct 20/2011; B/L 24-2009 Jul 29/2011 OMB Order PL090206 Oct 19/2012; B/L 129-2012 Oct 2/2012; B/L 31-2013 Mar 28/2013; B/L 158-2013 Nov 13/2013; B/L 48-2014 Apr 15/2014; B/L 18-2015 Mar 4/2015; B/L 59-2015 Jun 2/2015; B/L 144-2015 Nov 6/2015; B/L 179-2015 Jan 6/2016; B/L 114-2016 Sep 19/2016; B/L 177-2016 Dec 28/2016)

SECTION 8 – DEVELOPMENT RESERVE DISTRICTS 1. (DRD1.)

[ZNG/5270]

(B/L 370-2001 Nov 15/2001; B/L 168-2002 Jul 18/2002; B/L 164-2010 Nov 17/2010; B/L 164-2017 Dec 7/2017; B/L 95-2018 Aug 21/2018)

8.1 DEVELOPMENT RESERVE DISTRICT 1.1 (DRD1.1)

8.1.1 PERMITTED USES

Existing Dwelling

Any use accessory to an *Existing Dwelling*

8.1.5 PROVISIONS

.1	Lot Width – minimum	As Existing
.2	Lot Area – minimum	As Existing
.3	Lot Coverage – Total – maximum	45.0%
.4	Main Building Height – maximum	10.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m

(B/L 95-2018 Aug 21/2018)

8.2 DEVELOPMENT RESERVE DISTRICT 1.2 (DRD1.2)

(B/L 95-2018 Aug 21/2018)

8.2.1 PERMITTED USES

Agricultural Use

Forestry Use

Greenhouse

Market Garden

Nursery

Single Unit Dwelling

Any use legally existing on the date this zoning district came into force

Any use accessory to the preceding uses

8.2.3 PROHIBITIONS

- .1 A *building* or *structure* is prohibited except for the following purposes:
 - 1. *Buildings* and *structures* for the permitted uses.
 - 2. Existing *Single Unit Dwelling*.
 - 3. One *Single Unit Dwelling* accessory to an *Agricultural Use*.
 - 4. One *Single Unit Dwelling* for the property owner or resident staff as supplementary housing to an *Agricultural Use*, in addition to an existing *dwelling* on a farm lot, such farm lot being a lot of record legally created and registered in a registry office for the County of Essex and in existence on or before February 3, 1969 and having a minimum *lot area* of 19.0 ha.
 - 5. One *Single Unit Dwelling* on a lot of record legally created and registered in the registry office for the County of Essex and in existence on or before February 3, 1969 or on a lot created after February 3, 1969.

8.2.5 PROVISIONS

- .1 On a lot legally created after May 21, 1985 and on Lots of Record with a total *lot area* not exceeding 0.50 ha, one *Single Unit Dwelling*:
 - .1 Lot Frontage – minimum 30.0 m
 - .2 Lot Area – minimum / maximum 1,860.0 m² / 5,000.0 m²
 - .3 Lot Coverage – Total – maximum 35.0%
 - .4 Main Building Height – maximum 10.0 m
 - .5 Front Yard Depth – minimum 15.0 m
 - .6 Rear Yard Depth – minimum 15.0 m
 - .7 Side Yard Width – minimum 3.0 m
- .5 For any other use:
 - .1 Lot Frontage – minimum 150.0 m
 - .2 Lot Area – minimum 19.00 ha
 - .3 Lot Coverage – Total – maximum 30.0%
 - .4 Main Building Height – maximum 10.0 m
 - .5 Front Yard Depth – minimum 15.0 m
 - .6 Rear Yard Depth – minimum 0.0 m
 - .7 Side Yard Width – minimum 1.50 m”

SECTION 9 – GREEN DISTRICTS 1. (GD1.)

[ZNG/5270]

(B/L 8988 May 19/1987; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233;
B/L 370-2001 Nov 15/2001; B/L 181-2003 Jul 14/2003; B/L 164-2017 Dec 7/2017;
B/L 52-2024 Apr 22/2024)

9.1 GREEN DISTRICT 1.1 (GD1.1)

[ZNG/6277]

(B/L 52-2024 Apr 22/2024)

9.1.1 PERMITTED MAIN USES

- Child Care Centre*
- Public Park*

9.1.2 PERMITTED ACCESSORY USES

Any use accessory to a permitted *main use*

9.1.5 PROVISIONS

- .3 *Lot Coverage* – maximum 25.0%
- .4 *Building Height* – maximum
 - Lot* having a *lot area* of less than 0.50 ha 9.0 m
 - Lot* having a *lot area* of 0.50 ha or more 14.0 m
- .90 For any *lot* situated on the north side of Riverside Drive East and West between Rosedale Avenue and Lauzon Road, the extension of a *building* above the crown of the pavement within Riverside Drive is prohibited. This provision shall not apply to the following: fountain, *municipal infrastructure*, observation deck, playground equipment, sculpture and any other work of art, or washroom.

9.2 GREEN DISTRICT 1.2 (GD1.2)

9.2.1 PERMITTED USES

- Child Care Centre*
- Club*
- Private Park*
- Public Park*

Any use accessory to the preceding uses

9.2.5 PROVISIONS

- .2 *Lot Area* – minimum 1,850.0 m²
- .3 *Lot Coverage* – maximum 25.0%
- .4 *Building Height* – maximum
 - Lot* having a *lot area* of less than 0.5 ha 9.0 m
 - Lot* having a *lot area* of 0.5 ha or more 14.0 m

9.3 GREEN DISTRICT 1.3 (GD1.3)

9.3.1 PERMITTED USES

- Cemetery*
- Crematorium*
- Mausoleum*
- Any use accessory to the preceding uses

9.3.5 PROVISIONS

- | | | |
|----|---------------------------|-------------------------|
| .2 | Lot Area – minimum | 10,000.0 m ² |
| .3 | Lot Coverage – maximum | 25.0% |
| .4 | Building Height – maximum | 9.0 m |

9.4 GREEN DISTRICT 1.4 (GD1.4)

9.4.1 PERMITTED USES

- Natural Heritage Area*
- Any use accessory to the *Natural Heritage Area*

9.4.3 PROHIBITIONS

- .1 *Buildings or structures* not accessory to the *Natural Heritage Area* are prohibited

9.4.5 PROVISIONS

- | | | |
|----|---------------------------|--|
| .4 | Building Height – maximum | 8.0 m, except for an observation platform, deck or tower |
|----|---------------------------|--|

9.5 GREEN DISTRICT 1.5 (GD1.5)

9.5.1 PERMITTED USES

- Stormwater Management Facility*
- Any use accessory to the *Stormwater Management Facility*

9.5.5 PROVISIONS

- .50 A *Stormwater Management Facility* shall be built in accordance with the terms of an agreement entered into with the Corporation of the City of Windsor

SECTION 10 – RESIDENTIAL DISTRICTS 1. (RD1.)

[ZNG/5270]

(B/L 10358 Jul 16/1990; B/L 11093 Jul 20/1992; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 220-2002 Feb 24/2003; B/L 10-2004 Jan 12/2005, OMB Order 0055 PL040143; B/L 114-2016 Sep 19/2016; B/L 164-2017 Dec 7/2017; B/L 95-2019 Sep 27/2019; B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

10.1 RESIDENTIAL DISTRICT 1.1 (RD1.1)

10.1.1 PERMITTED USES

- Existing Duplex Dwelling
- Existing Semi-Detached Dwelling
- One Single Unit Dwelling
- Any use accessory to the preceding uses

10.1.5 PROVISIONS

	Duplex Dwelling	Semi-Detached Dwelling	Single Unit Dwelling
.1 Lot Width – minimum	9.0 m	15.0 m	15.0 m
.2 Lot Area – minimum	360.0 m ²	450.0 m ²	450.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%	45.0%
.4 Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5 Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10 Gross Floor Area – main building – maximum	400 m ²	400 m ²	400 m ²

(B/L 101-2022 July 11/2022; B/L 52-2024 Apr 22/2024)

10.2 RESIDENTIAL DISTRICT 1.2 (RD1.2)

10.2.1 PERMITTED USES

- Existing Duplex Dwelling
- Existing Semi-Detached Dwelling
- One Single Unit Dwelling
- Any use accessory to the preceding uses

10.2.5 PROVISIONS

	Duplex Dwelling	Semi-Detached Dwelling	Single Unit Dwelling
.1 Lot Width – minimum	9.0 m	15.0 m	12.0 m
.2 Lot Area – minimum	360.0 m ²	450.0 m ²	360.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%	45.0%
.4 Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5 Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10 Gross Floor Area – main building – maximum	400 m ²	400 m ²	400 m

(B/L 101-2022 July 11/2022; B/L 52-2024 Apr 22/2024)

10.3 RESIDENTIAL DISTRICT 1.3 (RD1.3)

10.3.1 PERMITTED USES

- Existing Duplex Dwelling
- Existing Semi-Detached Dwelling
- One Single Unit Dwelling
- Any use accessory to the preceding uses

10.3.5 PROVISIONS

	Duplex Dwelling	Semi-Detached Dwelling	Single Unit Dwelling
.1 Lot Width – minimum	9.0 m	15.0 m	9.0 m
.2 Lot Area – minimum	360.0 m ²	450.0 m ²	270.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%	45.0%
.4 Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5 Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10 Gross Floor Area – main building – maximum	400 m ²	400 m ²	400 m ²

(B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

10.4 RESIDENTIAL DISTRICT 1.4 (RD1.4)

10.4.1 PERMITTED USES

- Existing *Duplex Dwelling*
- Existing *Semi-Detached Dwelling*
- One *Single Unit Dwelling*
- Any use accessory to the preceding uses

10.4.5 PROVISIONS

	Duplex Dwelling	Semi-Detached Dwelling	Single Unit Dwelling
.1 Lot Width – minimum	9.0 m	15.0 m	18.0 m
.2 Lot Area – minimum	360.0 m ²	450.0 m ²	540.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%	45.0%
.4 Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5 Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10 Gross Floor Area – main building – maximum	400 m ²	400 m ²	400 m ²

(B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

10.5 RESIDENTIAL DISTRICT 1.5 (RD1.5)

10.5.1 PERMITTED USES

- One *Single Unit Dwelling*
- Any use accessory to a *Single Unit Dwelling*

10.5.5 PROVISIONS

.1 Lot Width – minimum	5.50 m
.2 Lot Area – minimum	185.0 m ²
.3 Lot Coverage – maximum	50.0%
.4 Main Building Height – maximum	9.0 m
.5 Front Yard Depth – minimum	3.0 m
.6 Rear Yard Depth – minimum	6.0 m
.7 Side Yard Width – minimum	2.50 m one side 0.0 m other side
.10 Gross Floor Area – main building – maximum	400 m ²

(B/L 95-2019 Sep 27/2019; B/L 145-2021 Oct 26/2021;
B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

10.6 RESIDENTIAL DISTRICT 1.6 (RD1.6)

10.6.1 PERMITTED USES

- One *Single Unit Dwelling*
- Any use accessory to a *Single Unit Dwelling*

10.6.5 PROVISIONS

- .1 Lot Width – minimum 15.0 m
- .2 Lot Area – minimum 450.0 m²
- .3 Lot Coverage – maximum 45.0%
- .4 Main Building Height – maximum 10.0 m
- .5 Front Yard Depth – minimum
 - 9.0 m or the average *front yard* depth of the *main building* located on the abutting *lots*, whichever is greater. For a *corner lot*, the average *front yard* depth is the average of 9.0 m and the *front yard* depth of the *main building* on the abutting *lot*.
- .6 Rear Yard Depth – minimum
 - n) Lot located north of Riverside Drive East
 - The setback limit expressed in Section 5.40.5.2 or 5.40.7.2, or the average *rear yard* depth on the abutting *lots*, whichever is greater. If an abutting *lot* is a vacant *lot*, the *rear yard* depth of the next nearest *lot* with a *dwelling* shall be used.
 - Where there is no conflict with the above provision, the rear wall of a *main building* may extend northward from Riverside Drive East, a distance equal to the average setback of the rear walls of the *main buildings* located on the two abutting *lots*. If an abutting *lot* is a vacant *lot*, the setback of the rear walls of the *main building* on the next nearest *lot* with a *dwelling* shall be used.
 - See Section 5.40.5.3 and 5.40.7.3 for additional provisions regarding accessory *buildings* or *structures* in a required *rear yard* within the prescribed setback limit
 - s) Lot located south of Riverside Drive East 7.50 m
- .7 Side Yard Width – minimum 1.20 m

(B/L 52-2024 Apr 22/2024)

10.7 RESIDENTIAL DISTRICT 1.7 (RD1.7)

10.7.1 PERMITTED USES

- Existing *Semi-Detached Dwelling*
- One Single Unit Dwelling*
- Any use accessory to the preceding uses

10.7.5 PROVISIONS

	Semi-Detached Dwelling Unit	Single Unit Dwelling
.1 Lot Width – minimum	9.0 m	12.0 m
.2 Lot Area – minimum	300.0 m ²	420.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%
.4 Main Building Height – maximum	10.0 m	10.0 m
.5 Front Yard Depth – minimum	4.50 m	4.50 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m

(B/L 52-2024 Apr 22/2024)

SECTION 11 – RESIDENTIAL DISTRICTS 2. (RD2.)

[ZNG/5270]

(B/L 10358 Jul 16/1990; B/L 11093 Jul 20/1992; B/L 12651 Feb 25/1997, Approved by OMB Order R960323; B/L 169-2001 Jun 1/2001; B/L 33-2001 Oct 23/2001, OMB Decision/Order No. 1716 Case No. PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 142-2006 Aug 24, 2006; B/L 114-2016 Sep 19/2016; B/L 164-2017 Dec 7/2017; B/L 52-2024 Apr 22/2024)

11.1 RESIDENTIAL DISTRICT 2.1 (RD2.1)

11.1.1 PERMITTED USES

- One *Duplex Dwelling*
- One *Semi-Detached Dwelling*
- One *Single Unit Dwelling*
- Any use accessory to the preceding uses

11.1.5 PROVISIONS

	Duplex Dwelling	Semi-Detached Dwelling	Single Unit Dwelling
.1 Lot Width – minimum	12.0 m	15.0 m	9.0 m
.2 Lot Area – minimum	360.0 m ²	450.0 m ²	270.0 m ²
.3 Lot Coverage – maximum	45.0%	45.0%	45.0%
.4 Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5 Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6 Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7 Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10 Gross Floor Area – main building – maximum	400 m ²	400 m ²	400 m ²

(B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

11.2 RESIDENTIAL DISTRICT 2.2 (RD2.2)

11.2.1 PERMITTED USES

- One *Double Duplex Dwelling*
- One *Duplex Dwelling*
- One *Multiple Dwelling* containing a maximum of four *dwelling units*
- One *Semi-Detached Dwelling*
- One *Single Unit Dwelling*
- Townhome Dwelling*
- Any use accessory to any of the preceding uses

(Continued on next page)

11.2 RESIDENTIAL DISTRICT 2.2 (RD2.2) – Continued

11.2.5 PROVISIONS

.1 Duplex Dwelling		
.1	Lot Width – minimum	12.0 m
.2	Lot Area – minimum	360.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	9.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.10	Gross Floor Area – Main Building – maximum	400 m ²
.2 Semi-Detached Dwelling		
.1	Lot Width – minimum	15.0 m
.2	Lot Area – minimum	450.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	9.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.10	Gross Floor Area – Main Building – maximum	400 m ²
.3 Single Unit Dwelling		
.1	Lot Width – minimum	9.0 m
.2	Lot Area – minimum	270.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	9.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.10	Gross Floor Area – Main Building – maximum	400 m ²
.4 Double Duplex Dwelling or Multiple Dwelling		
.1	Lot Width – minimum	18.0 m
.2	Lot Area – minimum	540.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	9.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.5 Townhome Dwelling		
.1	Lot Width – minimum	20.0 m
.2	Lot Area – per <i>dwelling unit</i> – minimum	200.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	9.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m

(B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

11.3 RESIDENTIAL DISTRICT 2.3 (RD2.3)

11.3.1 PERMITTED USES

- One *Semi-Detached Dwelling*
- One *Single Unit Dwelling*
- Townhome Dwelling*
- Any use accessory to the preceding uses

11.3.5 PROVISIONS

		Semi-Detached Dwelling	Single Unit Dwelling	Townhome Dwelling
.1	Lot Width – minimum	15.0 m	12.0 m	20.0 m
.2	Lot Area – minimum	450.0 m ²	360.0 m ²	200.0 m ² per unit
.3	Lot Coverage – maximum	45.0%	45.0%	45.0%
.4	Main Building Height – maximum	9.0 m	9.0 m	9.0 m
.5	Front Yard Depth – minimum	6.0 m	6.0 m	6.0 m
.6	Rear Yard Depth – minimum	7.50 m	7.50 m	7.50 m
.7	Side Yard Width – minimum	1.20 m	1.20 m	1.20 m
.10	Gross Floor Area – main building – maximum	400 m ²	400 m ²	N/A

(B/L 101-2022 Jul 11/2022; B/L 55-2023 May 29/2023; B/L 52-2024 Apr 22/2024)

11.4 RESIDENTIAL DISTRICT 2.4 (RD2.4)

11.4.1 PERMITTED USES

- One *Semi-Detached Dwelling*
- One *Single Unit Dwelling*
- Any use accessory to a *Semi-Detached Dwelling* or *Single Unit Dwelling*

11.4.5 PROVISIONS

		Semi-Detached Dwelling	Single Unit Dwelling
.1	Lot Width – minimum	15.0 m	12.0 m
.2	Lot Area – minimum	450.0 m ²	360.0 m ²
.3	Lot Coverage – maximum	45.0%	45.0%
.4	Main Building Height – maximum	9.0 m	9.0 m
.5	Front Yard Depth – minimum	6.0 m	6.0 m
.6	Rear Yard Depth – minimum	7.50 m	7.50 m
.7	Side Yard Width – minimum	1.20 m	1.20 m
.10	Gross Floor Area – main building – maximum	400 m ²	400 m ²

(B/L 101-2022 Jul 11/2022; B/L 52-2024 Apr 22/2024)

11.5 RESIDENTIAL DISTRICT 2.5 (RD2.5)

11.5.1 PERMITTED USES

- Double Duplex Dwelling*
- Duplex Dwelling*
- Multiple Dwelling*
- Semi-Detached Dwelling*
- Single Unit Dwelling*
- Townhome Dwelling*
- Any use accessory to the above uses

11.5.5 PROVISIONS

.1 Double Duplex Dwelling		
.1	Lot Width – minimum / maximum	18.0 m / 24.0 m
.2	Lot Area – minimum / maximum	540.0 m ² / 840.0 m ²
.3	Lot Coverage – maximum	50.0%
.4	Main Building Height – minimum / maximum	7.0 m / 14.0 m
.5	Front Yard Depth – minimum / maximum	6.0 m / 7.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.2 Duplex Dwelling		
.1	Lot Width – minimum / maximum	12.0 m / 15.0 m
.2	Lot Area – minimum / maximum	360.0 m ² / 525.0 m ²
.3	Lot Coverage – maximum	50.0%
.4	Main Building Height – minimum / maximum	7.0 m / 14.0 m
.5	Front Yard Depth – minimum / maximum	
	Detached <i>garage</i> or <i>carport</i> in <i>rear yard</i>	3.0 m / 4.0 m
	No detached <i>garage/carport</i> in <i>rear yard</i>	6.0 m / 7.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m
.3 Semi-Detached Dwelling		
.1	Lot Width – minimum / maximum	15.0 m / 18.0 m
.2	Lot Area – minimum / maximum	450.0 m ² / 630.0 m ²
.3	Lot Coverage – maximum	50.0%
.4	Main Building Height – minimum / maximum	7.0 m / 14.0 m
.5	Front Yard Depth – minimum / maximum	
	Detached <i>garage</i> or <i>carport</i> in <i>rear yard</i>	3.0 m / 4.0 m
	No detached <i>garage/carport</i> in <i>rear yard</i>	6.0 m / 7.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m

(Continued on next page)

11.5 RESIDENTIAL DISTRICT 2.5 (RD2.5)

11.5.5 PROVISIONS

- .4 Single Unit Dwelling
 - .1 Lot Width – minimum / maximum 9.0 m / 12.0 m
 - .2 Lot Area – minimum / maximum 270.0 m² / 420.0 m²
 - .3 Lot Coverage – maximum 45.0%
 - .4 Main Building Height – minimum / maximum 7.0 m / 14.0 m
 - .5 Front Yard Depth – minimum / maximum
 - Detached *garage* or *carport* in *rear yard* 3.0 m / 4.0 m
 - No detached *garage/carport* in *rear yard* 6.0 m / 7.0 m
 - .6 Rear Yard Depth – minimum 7.50 m
 - .7 Side Yard Width – minimum 1.20 m
- .5 Multiple Dwelling with four *dwelling units* or less
 - .1 Lot Width – minimum / maximum 18.0 m / 24.0 m
 - .2 Lot Area – minimum / maximum 540.0 m² / 840.0 m²
 - .3 Lot Coverage – maximum 50.0%
 - .4 Main Building Height – minimum / maximum 7.0 m / 14.0 m
 - .5 Front Yard Depth – minimum / maximum 6.0 m / 7.0 m
 - .6 Rear Yard Depth – minimum 7.50 m
 - .7 Side Yard Width – minimum 1.20 m
- .6 Multiple Dwelling with 5 or more *dwelling units*
 - .1 Lot Width – minimum 20.0 m
 - .2 Lot Area – per *dwelling unit* – minimum 166.0 m²
 - .3 Lot Coverage – maximum 50.0%
 - .4 Main Building Height – minimum / maximum 7.0 m / 18.0 m
 - .5 Front Yard Depth – minimum / maximum 6.0 m / 7.0 m
 - .6 Rear Yard Depth – minimum 7.50 m
 - .7 Side Yard Width – minimum 1.20 m
- .7 Townhome Dwelling
 - .1 Lot Width – minimum 20.0 m
 - .2 Lot Area – per *dwelling unit* – minimum 190.0 m²
 - .3 Lot Coverage – maximum 50.0%
 - .4 Main Building Height – maximum 14.0 m
 - .5 Front Yard Depth – minimum / maximum 6.0 m / 7.0 m
 - .6 Rear Yard Depth – minimum 7.50 m
 - .7 Side Yard Width – minimum 1.20 m
 - .50 Notwithstanding Section 24, for a *townhome dwelling* unit that fronts a *street*, the required number of *parking spaces* shall be one *parking space* for each *dwelling unit*.
- .50 For all *dwelling*s, except a *Multiple Dwelling* with five or more *dwelling units*, the exterior walls shall be entirely finished in brick.
- .60 Where a *garage* forms part of the *main building*, no exterior wall enclosing the *garage* shall project more than 1.0 m beyond the front wall or side wall of the *dwelling*.

(B/L 52-2024 Apr 22/2024)

11.6 RESIDENTIAL DISTRICT 2.6 (RD2.6)

11.6.1 PERMITTED USES

Semi-Detached Dwelling

Any use accessory to the *Semi-Detached Dwelling*

11.6.5 PROVISIONS

.1	Lot Frontage – minimum	13.40 m
.2	Lot Area – minimum	420.0 m ²
.3	Lot Coverage – maximum	45.0%
.4	Main Building Height – maximum	10.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	1.20 m

SECTION 12 – RESIDENTIAL DISTRICTS 3. (RD3.)

[ZNG/2930; ZNG/5270]

(B/L 9057 Jul 7/1987; B/L 9100 Aug 17/1987; B/L 11093 Jul 20/1992; B/L 11875 Oct 3/1995 OMB Order R940355; B/L 11876 Sep 11/1995 OMB Order R940356; B/L 13079 Oct 3/1997; B/L 162-1998 Jun 24/1998; B/L 211-1999 Aug 31/1999; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 443-2001 Jan 2/2002; B/L 363-2002 Dec 31/2002; B/L 23-2004 Feb 19/2004; B/L 401-2004 Jan 7/2005; B/L 90-2009 Jul 27/2009; B/L 113-2009 Aug 11/2009; B/L 129-2012 Oct 2/2012; B/L 31-2013 Mar 28/2013; B/L 164-2017 Dec 7/2017; B/L 95-2019 Sep 27/2019)

12.1 RESIDENTIAL DISTRICT 3.1 (RD3.1)

12.1.1 PERMITTED USES

- Double Duplex Dwelling*
- Duplex Dwelling*
- Lodging House*
- Multiple Dwelling*
- Religious Residence*
- Residential Care Facility*
- Semi-Detached Dwelling*
- Single Unit Dwelling (Existing)*
- Townhome Dwelling*
- Any use accessory to any of the preceding uses

12.1.5 PROVISIONS

- .1 Lot Frontage – minimum 18.0 m
- .2 Lot Area – minimum
 - For a *corner lot* having a minimum frontage of 30.0 m on each of the *exterior lot lines*:
 - a) For the first 5 *dwelling units* 540.0 m²
 - b) For each additional *dwelling unit* 67.0 m² per unit
 - For any other *lot*:
 - c) For the first 4 *dwelling units* 540.0 m²
 - d) For each additional *dwelling unit* 85.0 m² per unit
- .3 Lot Coverage – maximum 35.0%
- .4 Main Building Height – maximum
 - Corner Lot* 14.0 m
 - Interior Lot* 10.0 m
- .5 Front Yard Depth – minimum 6.0 m
- .6 Rear Yard Depth – minimum 7.50 m
- .7 Side Yard Width – minimum
 - a) Where a *habitable room window* of any *dwelling unit* faces a *side lot line* 6.0 m
 - b) Any other side yard 3.0 m
- .8 Landscaped Open Space Yard – minimum 35.0% of *lot area*
- .50 A *Lodging House* for the accommodation of 10 persons or less, and any use accessory thereto, shall comply with the *Single Unit Dwelling* provisions of Section 10.1.5 and further, the whole of the *building* shall be used for a *Lodging House*, including any *accessory use*.
[ZNG/5630] (B/L 95-2019 Sep 27/2019)
- .55 A *Double Duplex Dwelling*, *Duplex Dwelling*, *Multiple Dwelling* having a maximum of 4 *dwelling units*, *Semi-Detached Dwelling* or *Townhome Dwelling*, or an addition to an *existing Single Unit Dwelling*, and any use accessory thereto, shall comply with the provisions of Section 11.2.5.

12.2 RESIDENTIAL DISTRICT 3.2 (RD3.2)

12.2.1 PERMITTED USES

Lodging House

Multiple Dwelling

Religious Residence

Residential Care Facility

Any of the following existing dwellings:

Double Duplex Dwelling

Duplex Dwelling

Semi-Detached Dwelling

Single Unit Dwelling

Any use accessory to any of the preceding uses

12.2.5 PROVISIONS

- | | | |
|-----|---|------------------------------|
| .1 | Lot Frontage – minimum | 30.0 m |
| .2 | Lot Area – minimum | |
| | For a <i>corner lot</i> having a minimum frontage of 30.0 m on each of the <i>exterior lot lines</i> : | |
| | a) For the first 5 <i>dwelling units</i> | 540.0 m ² |
| | b) For the next 19 <i>dwelling units</i> | 67.0 m ² per unit |
| | c) For each additional <i>dwelling unit</i> | 44.0 m ² per unit |
| | For any other <i>lot</i> : | |
| | d) For the first 4 <i>dwelling units</i> | 540.0 m ² |
| | e) For the next 15 <i>dwelling units</i> | 85.0 m ² per unit |
| | f) For each additional <i>dwelling unit</i> | 55.0 m ² per unit |
| .3 | Lot Coverage – maximum | 35.0% |
| .4 | Main Building Height – maximum | |
| | <i>Corner Lot</i> | 24.0 m |
| | <i>Interior Lot</i> | 18.0 m |
| .8 | Landscaped Open Space Yard – minimum | 35.0% of <i>lot area</i> |
| .13 | Dwelling Unit Density – <i>dwelling units</i> per hectare – maximum | |
| | For a <i>corner lot</i> having a minimum frontage of 30.0 m on each of the <i>exterior lot lines</i> | 188 units per ha |
| | For any other <i>lot</i> | 150 units per ha |
| .50 | A <i>Lodging House</i> for the accommodation of 10 persons or less, and any use accessory thereto, shall comply with the <i>Single Unit Dwelling</i> provisions of Section 10.1.5 and further, the whole of the <i>building</i> shall be used for a <i>Lodging House</i> , including any <i>accessory use</i> . | |
| | [ZNG/5630] | (B/L 95-2019 Sep 27/2019) |
| .55 | A addition to an <i>existing Double Duplex Dwelling</i> , <i>existing Duplex Dwelling</i> , <i>existing Semi-Detached Dwelling</i> or an <i>existing Single Unit Dwelling</i> and any use accessory to the preceding uses, shall comply with the provisions of Section 11.2.5. | |

12.3 RESIDENTIAL DISTRICT 3.3 (RD3.3)

12.3.1 PERMITTED USES

Lodging House

Multiple Dwelling

Religious Residence

Residential Care Facility

Any of the following existing dwellings:

Double Duplex Dwelling

Duplex Dwelling

Semi-Detached Dwelling

Single Unit Dwelling

Any use accessory to any of the preceding uses

12.3.5 PROVISIONS

- | | | |
|-----|---|------------------------------|
| .1 | Lot Frontage – minimum | 45.0 m |
| .2 | Lot Area – minimum | |
| | For a <i>corner lot</i> having a minimum <i>lot frontage</i> of 45.0 m on each of the <i>exterior lot lines</i> : | |
| | a) For the first 23 <i>dwelling units</i> | 1,825.0 m ² |
| | b) For each additional <i>dwelling unit</i> | 37.0 m ² per unit |
| | For any other <i>lot</i> : | |
| | c) For the first 19 <i>dwelling units</i> | 1,825.0 m ² |
| | d) For each additional <i>dwelling unit</i> | 45.0 m ² per unit |
| .3 | Lot Coverage – maximum | 35.0% |
| .4 | Main Building Height – maximum | |
| | <i>Corner Lot</i> | 30.0 m |
| | <i>Interior Lot</i> | 24.0 m |
| .8 | Landscaped Open Space Yard – minimum | 35.0% of <i>lot area</i> |
| .13 | Dwelling Unit Density – <i>dwelling units</i> per hectare – maximum | |
| | For a <i>corner lot</i> having a minimum <i>lot frontage</i> of 45.0 m on each of the <i>exterior lot lines</i> | 225 units per ha |
| | For any other <i>lot</i> | 180 units per ha |
| .50 | A <i>Lodging House</i> for the accommodation of 10 persons or less, and any use accessory thereto, shall comply with the <i>Single Unit Dwelling</i> provisions of Section 10.1.5 and further, the whole of the <i>building</i> shall be used for a <i>Lodging House</i> , including any <i>accessory use</i> . | |
| | [ZNG/5630] | (B/L 95-2019 Sep 27/2019) |
| .55 | An addition to an existing <i>Double Duplex Dwelling</i> , existing <i>Duplex Dwelling</i> , existing <i>Semi-Detached Dwelling</i> or an existing <i>Single Unit Dwelling</i> and any use accessory to the foregoing uses, shall comply with the provisions of Section 11.2.5. | |

12.4 RESIDENTIAL DISTRICT 3.4 (RD3.4)

12.4.1 PERMITTED USES

- Lodging House*
- Multiple Dwelling*
- Religious Residence*
- Residential Care Facility*
- Townhome Dwelling*
- Any use accessory to the preceding uses

12.4.5 PROVISIONS

- | | | |
|-----|--------------------------------------|-------------|
| .1 | Lot Frontage – minimum | As Existing |
| .3 | Lot Coverage – maximum | As Existing |
| .4 | Main Building Height – maximum | As Existing |
| .5 | Front Yard Depth – minimum | As Existing |
| .6 | Rear Yard Depth – minimum | As Existing |
| .7 | Side Yard Width – minimum | As Existing |
| .8 | Landscaped Open Space Yard – minimum | As Existing |
| .14 | Dwelling Units – maximum | As Existing |

12.7 RESIDENTIAL DISTRICT 3.7 (RD3.7)

12.7.1 PERMITTED USES

- Multiple Dwelling*
- Any use accessory to a *Multiple Dwelling*

12.7.5 PROVISIONS

- | | | |
|-----|----------------------------------|---|
| .1 | Lot Width – minimum | 53.0 m |
| .2 | Lot Area – minimum | 7,500.0 m ² with not less than 85.0 m ² for each <i>dwelling unit</i> |
| .4 | Main Building Height – maximum | 62.0 m |
| .11 | Gross Floor Area Ratio – maximum | 1.90 |
- For the purpose of Section 12.7.5.11, gross floor area shall mean the total floor area of all *buildings* exclusive of any part of the *buildings* located below *grade*.

12.9 RESIDENTIAL DISTRICT 3.9 (RD3.9)

12.9.1 PERMITTED USES

- Multiple Dwelling*
- Any use accessory to a *Multiple Dwelling*

12.9.5 PROVISIONS

- | | | |
|-----|----------------------------------|--------|
| .4 | Main Building Height – maximum | 62.0 m |
| .11 | Gross Floor Area Ratio – maximum | 4:1 |
- For the purpose of Section 12.9.5.11, gross floor area shall mean the total floor area of all *buildings* exclusive of any part of the *buildings* located below *grade*.

12.10 RESIDENTIAL DISTRICT 3.10 (RD3.10)

12.10.1 PERMITTED USES

Multiple Dwelling

Any use accessory to a *Multiple Dwelling*

12.10.5 PROVISIONS

- | | | |
|-----|----------------------------------|--------|
| .4 | Main Building Height – maximum | 22.0 m |
| .11 | Gross Floor Area Ratio – maximum | 2.5:1 |

For the purpose of Section 12.10.5.11, gross floor area shall mean the total floor area of all *buildings* exclusive of any part of the *buildings* located below *grade*.

12.14 RESIDENTIAL DISTRICT 3.14 (RD3.14)

12.14.1 PERMITTED USES

Assisted Living Units

Long Term Care Facility

Multiple Dwelling

Any use accessory to the preceding uses

12.14.5 PROVISIONS

- | | | |
|-----|----------------------------------|--------------------------|
| .3 | Lot Coverage – maximum | 40.0% |
| .4 | Main Building Height – maximum | 34.0 m |
| .5 | Front Yard Depth – minimum | 12.0 m |
| .6 | Rear Yard Depth – minimum | 9.0 m |
| .7 | Side Yard Width – minimum | 9.0 m |
| .8 | Landscaped Area – minimum | 30.0% of <i>lot area</i> |
| .11 | Gross Floor Area Ratio – maximum | 1.80 |

12.15 RESIDENTIAL DISTRICT 3.15 (RD3.15)

12.15.1 PERMITTED USES

Lodging House

Multiple Dwelling

Residential Care Facility

Any use accessory to the preceding uses

12.15.5 PROVISIONS

- | | | |
|-----|--|---|
| .1 | Lot Frontage – minimum | 18.0 m |
| .4 | Main Building Height – maximum | 30.0 m |
| .5 | Front Yard Depth – minimum | 4.50 m |
| .6 | Rear Yard Depth – minimum | 4.0 m |
| .7 | Side Yard Width – minimum | 2.00 m on one side,
3.00 m on the other side |
| .8 | Landscaped Open Space Yard – minimum | 35.0% of <i>lot area</i> |
| .14 | Dwelling Units – maximum | 95 |
| .50 | Notwithstanding the provisions of Section 24.20.5.1, for a <i>Multiple Dwelling</i> with a maximum of 95 <i>dwelling units</i> , a <i>Residential Care Facility</i> or a <i>Lodging House</i> , a minimum of 26 <i>parking spaces</i> shall be provided. | |

12.16 RESIDENTIAL DISTRICT 3.16 (RD3.16)

[ZNG/5627]

(B/L 32-2019 Apr 5/2019)

12.16.1 PERMITTED USES

Multiple Dwelling

Any use accessory to a *Multiple Dwelling*

12.16.5 PROVISIONS

- | | | |
|-----|---|------------------------------|
| .1 | Lot Frontage – minimum | 45.0 m |
| .3 | Lot Coverage – maximum | 35.0% |
| .4 | Main Building Height – maximum | 24.0 m |
| .8 | Landscaped Open Space Yard – minimum | 35.0% of the <i>lot area</i> |
| .20 | Building Setback – minimum | |
| | From Crawford Avenue | 6.0 m |
| .90 | Direct vehicular access to or from Wyandotte Street West is prohibited. | |

12.20 RESIDENTIAL DISTRICT 3.20 (RD3.20)

[ZNG/6046]

(BL 114-2020 Sep 9/2020)

12.20.1 PERMITTED USES

Lodging House

Residential Care Facility

Any use accessory to the above uses

12.20.5 PROVISIONS

- | | | |
|----|--------------------------------------|------------------|
| .1 | Lot Frontage – minimum | As existing |
| .2 | Lot Area – minimum | As existing |
| .3 | Lot Coverage – maximum | 35.0% |
| .4 | Main Building Height – maximum | 14.0 m |
| .5 | Front Yard Depth – minimum | 3.50 m |
| .6 | Rear Yard Depth – minimum | 6.0m |
| .7 | Side Yard Width – minimum | 6.0m |
| .8 | Landscaped Open Space Yard – minimum | 25.0% of the lot |

SECTION 13 – INSTITUTIONAL DISTRICTS 1. (ID1.)

[ZNG/4628; ZNG5270]

(B/L 9465 Sep 28/1989 OMB Order R890032; B/L 209-1998 Aug 11/1998; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 363-2002 Dec 31/2002; B/L 110-2009 Nov 20/2009 OMB Order PL090722 Dec 4/2009; B/L 126-2011 Jul 21/2011; B/L 114-2016 Sep 19/2016; B/L 129-2016 Sep 19/2016; B/L 164-2017 Dec 7/2017)

13.1 INSTITUTIONAL DISTRICT 1.1 (ID1.1)

13.1.1 PERMITTED USES

Business Office of a non-profit or charitable organization

Child Care Centre

Place of Worship

School

Any one or more of the following uses within an existing *building* which is owned and maintained by a *Public Authority*: *Business Office*; *Professional Studio*

Any use accessory to the above uses

13.1.5 PROVISIONS

.1	Lot Frontage – minimum	20.0 m
.2	Lot Area – minimum	700.0 m ²
.3	Lot Coverage – maximum	50.0%
.4	Main Building Height – maximum	14.0 m
.5	Front Yard Depth – minimum	6.0 m
.6	Rear Yard Depth – minimum	7.50 m
.7	Side Yard Width – minimum	3.00 m
.8	Landscaped Open Space Yard – minimum	20.0% of <i>lot area</i>

13.2 INSTITUTIONAL DISTRICT 1.2 (ID1.2)

13.2.1 PERMITTED USES

- Business Office* of a non-profit or charitable organization
- Child Care Centre*
- Hospital*
- Place of Worship*
- Residential Care Facility*
- School*
- Any use accessory to the preceding uses

13.2.5 PROVISIONS

- .1 Lot Frontage – minimum 30.0 m
- .2 Lot Area – minimum 900.0 m²
- .3 Lot Coverage – maximum 50.0%
- .4 Main Building Height – maximum
 - Lot area* less than one hectare 14.0 m
 - Lot area* of one hectare or more 24.0 m
- .5 Front Yard Depth – minimum 7.50 m
- .6 Rear Yard Depth – minimum 7.50 m
- .7 Side Yard Width – minimum
 - a) *Interior Side Yard* 3.00 m
 - b) *Exterior Side Yard* 7.50 m
- .8 Landscaped Open Space Yard – minimum 20.0% of *lot area*

13.3 INSTITUTIONAL DISTRICT 1.3 (ID1.3)

13.3.1 PERMITTED USES

Group A:

- Business Office of a non-profit or charitable organization*
- Child Care Centre*
- Double Duplex Dwelling (Existing)*
- Duplex Dwelling (Existing)*
- Fraternity or Sorority House*
- Parking Garage*
- Place of Worship*
- Public Parking Area*
- Religious Residence*
- School*
- Semi-Detached Dwelling (Existing)*
- Single Unit Dwelling*

Group B:

- College*
- University*
- Any use related to the operation of a *college* or *university*, including a *Student Residence*
- Seminary

Group B uses are prohibited in the area bounded on the north by Riverside Drive West, on the east by California Avenue, on the south by University Avenue West and on the west by Vista Place, save and except the following lands:

- Lots 89 to 91, Registered Plan 881, situated at the northwest corner of University Avenue West and Sunset Avenue;
 - Lots 96 to 98 and part of closed Alley, Registered Plan 611, situated on the southwest corner of Riverside Drive West and Sunset Avenue;
 - Lots 99 to 106 and part of closed Alley, Registered Plan 611 and Lot 107 and part of closed Alley, Registered Plan 881, situated at the southeast corner of Riverside Drive West and Patricia Road.
 - Lots 108 to 110 and part of closed Alley, Registered Plan 881, situated at the northeast corner of University Avenue West and Patricia Road;
 - Lots 187 to 190, Registered Plan 881 and Lots 191 and 192, Registered Plan 611, situated at the northwest corner of University Avenue West and Patricia Road;
 - Lots 194 to 196, Registered Plan 611, situated at the southwest corner of Riverside Drive West and Patricia Road;
 - Part of Lots 7 and 8, Registered Plan 1141, situated at the southeast corner of Riverside Drive West and Vista Place.
- Any use accessory to the above Group A and Group B uses.

(Continued on next page)

13.3 INSTITUTIONAL DISTRICT 1.3 (ID1.3) – Continued

13.3.5 PROVISIONS

- | | | |
|-----|---|--------|
| .3 | Lot Coverage – maximum | 50.0% |
| .4 | Main Building Height – maximum | 27.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .6 | Rear Yard Depth – minimum | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | a) From an <i>exterior lot line</i> or a <i>lot line</i> of a <i>lot</i>
on which is located a <i>dwelling</i> | 6.0 m |
| | b) From any other <i>lot line</i> | 0.0 m |
| .51 | A <i>Fraternity or Sorority House</i> shall comply with the provisions of Section 10.1.5 | |
| .53 | A <i>Single Unit Dwelling</i> and any use accessory thereto shall comply with the provisions of Section 10.2.5 | |
| .55 | Any additions to a <i>Double Duplex Dwelling</i> , <i>Duplex Dwelling</i> , or <i>Semi-Detached Dwelling</i> and any use accessory to the preceding uses shall comply with the appropriate provisions of Section 11.2.5 | |
| .57 | A <i>Child Care Centre</i> or a <i>Place of Worship</i> and any use accessory shall comply with the provisions of Section 13.2.5 | |
| .60 | For Lots 89 to 91, Registered Plan 881, situated at the northwest corner of University Avenue West and Sunset Avenue: | |
| | a) Minimum building setback from University Avenue shall be 5.0 m | |
| | b) Vehicular access to Sunset Avenue is prohibited. | |
| .63 | For Lot 91, Registered Plan 881, the maximum main <i>building height</i> shall be 10.70 m. | |
| .65 | For Lots 96 to 98 and part of Closed Alley, Registered Plan 611, situated on the southwest corner of Riverside Drive West and Sunset Avenue, the maximum main <i>building height</i> shall be 10.70 m | |
| .67 | For Lots 108 to 110, Registered Plan 881, situated at the northeast corner of University Avenue West and Patricia Road, the maximum building setback from University Avenue shall be 5.0 m | |

13.4 INSTITUTIONAL DISTRICT 1.4 (ID1.4)

13.4.1 PERMITTED USES

Place of Entertainment and Recreation

Any one or more of the following uses in combination with a *Place of Entertainment and Recreation*:

Business Office

Child Care Centre

Commercial School

Facility of a non-profit or charitable organization

Professional Studio

Public Parking Area

Restaurant

Retail Store

School

Any use accessory to any of the above uses

13.4.5 PROVISIONS

- .4 Main Building Height – maximum 14.0 m
- .8 Landscaped Open Space Yard – minimum 20.0% of *lot area*
- .10 A *Business Office, Child Care Centre, Retail Store*, or any combination thereof, shall have a maximum *gross floor area* equal to 25.0% of the *gross floor area* of the *main building* and shall be located within that *main building*.

13.5 INSTITUTIONAL DISTRICT 1.5 (ID1.5)

13.5.1 PERMITTED USES

Business Office, within an existing *building* which is owned and operated by a provincial or municipal government

Correctional Institution

Any use accessory to the preceding uses

13.5.3 PROHIBITIONS

.1 A *building* or *structure* with a height of more than 14.0 m is prohibited

13.5.5 PROVISIONS

- | | | |
|-----|---|--------------------------|
| .1 | Lot Frontage – minimum | 250.0 m |
| .2 | Lot Area – minimum | 12.00 ha |
| .3 | Lot Coverage – maximum | 40.0% |
| .5 | Front Yard Depth – minimum | 152.50 m |
| .6 | Rear Yard Depth – minimum | 91.50 m |
| .7 | Side Yard Width – Main Building – minimum | 30.50 m |
| .8 | Landscaped Open Space Yard – minimum | 50.0% of <i>lot area</i> |
| .20 | Notwithstanding the General Provisions, an <i>accessory building</i> shall be setback a minimum of 10.0 m from a <i>side lot line</i> and from a <i>rear lot line</i> . | |

13.6 INSTITUTIONAL DISTRICT 1.6 (ID1.6)

13.6.1 PERMITTED USES

- Business Office* and other facilities of a non-profit or charitable organization
- Child Care Centre*
- Place of Worship*
- School*
- Shelter*
- Any use accessory to the preceding uses, including a *Caretaker’s Residence* or pastoral residence within the *main use*

13.6.3 PROHIBITIONS

- .1 A *building* or *structure* within 30.0 m or less of the limit of a railway right-of-way is prohibited

13.6.5 PROVISIONS

- .1 Lot Frontage – minimum 150.0 m
- .2 Lot Area – minimum 19.00 ha
- .3 Lot Coverage – maximum 20.0%
- .4 Main Building Height – maximum 14.0 m
- .5 Front Yard Depth – minimum 6.0 m
- .6 Rear Yard Depth – minimum 15.0 m
- .7 Side Yard Width – minimum 3.0 m
- .8 Landscaped Open Space Yard – minimum 20.0% of *lot area*
- .50 Section 5.2.10 shall not apply.

13.7 INSTITUTIONAL DISTRICT 1.7 (ID1.7)

13.7.1 PERMITTED USES

- Business Office* and other facilities of a non-profit or charitable organization
- Club*
- Health Studio*
- Place of Worship*
- Private Park*
- Public Hall*
- Any use accessory to the preceding uses

13.6.3 PROHIBITIONS

- .1 A *Caretaker's Residence*, pastoral residence or any other residential use as a *main use* or as an *accessory use* is prohibited.
- .5 A *building* or *structure* within 75.0 m or less of the limit of a railway right-of-way is prohibited.

13.7.5 PROVISIONS

- | | | |
|-----|--|--------------------------|
| .1 | Lot Frontage on Walker Road – minimum | 100.0 m |
| .2 | Lot Area – minimum | 2.40 ha |
| .3 | Lot Coverage – maximum | 35.0% |
| .4 | Main Building Height – maximum | 14.0 m |
| .7 | Side Yard Width – minimum | 3.00 m |
| .10 | Landscaped Open Space Yard – minimum | 20.0% of <i>lot area</i> |
| .20 | Building Setback from municipal right-of-way | 6.0 m |

SECTION 14 – COMMERCIAL DISTRICTS 1. (CD1.)

[ZNG/3590; ZNG/5271]

(B/L 11922 Sep 23/1994; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 363-2002 Dec 31/2002; B/L 375-2004 Dec 21/2004; B/L 180-2008 Jul 10/2008 OMB Order PL050845; B/L 358-1998 Dec 22/1998; B/L 31-2013 Mar 28/2013; B/L 7-2018 Feb 23/2018)

14.1 COMMERCIAL DISTRICT 1.1 (CD1.1)

14.1.1 PERMITTED USES

- Business Office*
- Child Care Centre*
- Food Outlet - Take-out*
- Medical Office*
- Personal Service Shop*
- Professional Studio*
- Repair Shop - Light*
- Restaurant*
- Retail Store*

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.1.5 PROVISIONS

- | | | |
|-----|---|----------------------|
| .4 | Building Height – maximum | 7.50 m |
| .10 | Gross Floor Area – maximum | |
| | For each <i>Business Office, Food Outlet - Take-out, Medical Office, Personal Service Shop, Professional Studio, Repair Shop - Light, Restaurant or Retail Store:</i> | 250.0 m ² |

14.2 COMMERCIAL DISTRICT 1.2 (CD1.2)

14.2.1 PERMITTED USES

- Business Office*
- Child Care Centre*
- Food Outlet - Take-out*
- Medical Office*
- Personal Service Shop*
- Professional Studio*
- Repair Shop – Light*
- Restaurant*
- Retail Store*

Dwelling Units in a *Combined Use Building* with any one or more of the above uses

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.2.5 PROVISIONS

- | | | |
|-----|---|------------------------------|
| .4 | Building Height – maximum | 7.50 m |
| .9 | Amenity Area – Per Dwelling Unit – minimum | 12.0 m ² per unit |
| .10 | Gross Floor Area – maximum | |
| | For each <i>Business Office, Food Outlet - Take-out, Medical Office, Personal Service Shop, Professional Studio, Repair Shop - Light, Restaurant or Retail Store:</i> | 250.0 m ² |

14.3 COMMERCIAL DISTRICT 1.3 (CD1.3)

14.3.1 PERMITTED USES

- Business Office*
- Child Care Centre*
- Commercial School*
- Food Outlet - Take-out*
- Medical Office*
- Personal Service Shop*
- Professional Studio*
- Repair Shop - Light*
- Restaurant*
- Retail Store*
- Dwelling Units in a Combined Use Building with any one or more of the above uses*
- Double Duplex Dwelling*
- Duplex Dwelling*
- Semi-Detached Dwelling*
- Single Unit Dwelling*
- Tourist Home*
- Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.3.5 PROVISIONS

- .4 Building Height – maximum 7.50 m
- .8 Landscaped Open Space Yard – minimum 15.0% of *lot area*
- .10 Gross Floor Area – maximum
 - For each *Business Office, Food Outlet - Take-out, Medical Office, Personal Service Shop, Professional Studio, Repair Shop - Light, Restaurant or Retail Store:* 250.0 m²
- .50 For a *Combined Use Building* or a *Tourist Home* and any use accessory thereto, the following additional provisions shall apply:
 - a) Lot Coverage – maximum 45.0 %
 - b) Main Building Height – maximum 10.0 m
 - c) Front Yard Depth – minimum 6.0 m
 - d) Rear Yard Depth – minimum 7.50 m
 - e) Side Yard Width – minimum 1.20 m
- .55 For a *Combined Use Building*, a *parking space* in a *rear yard* shall be located a minimum of 4.50 m from the rear wall of the *Combined Use Building*, save and except for a *parking space* situated entirely within a *main building* or an *accessory building*.
- .60 A *Double Duplex Dwelling, Duplex Dwelling, Semi-Detached Dwelling, or Single Unit Dwelling*, and any use accessory to the preceding uses, shall comply with the appropriate provisions of Section 11.2.5.
- .90 A *parking space* in a *front yard* is prohibited.

14.4 COMMERCIAL DISTRICT 1.4 (CD1.4)

14.4.1 PERMITTED USES

Business Office

Medical Office

Professional Studio

Veterinary Office

Existing Dwelling Unit

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.4.5 PROVISIONS

.1	Lot Frontage – minimum	20.0 m
.2	Lot Area – minimum	650.0 m ²
.4	Building Height – maximum	7.50 m
.8	Landscaped Open Space Yard – minimum	15.0% of <i>lot area</i>

14.5 COMMERCIAL DISTRICT 1.5 (CD1.5)

14.5.1 PERMITTED USES

Club

Any use accessory to a *Club*. An *Outdoor Storage Yard* is prohibited.

14.5.5 PROVISIONS

.1	Lot Frontage – minimum	20.0 m
.2	Lot Area – minimum	650.0 m ²
.4	Building Height – maximum	7.50 m
.8	Landscaped Open Space Yard – minimum	15.0% of <i>lot area</i>

14.6 COMMERCIAL DISTRICT 1.6 (CD1.6)

14.6.1 PERMITTED USES

Restaurant

Restaurant with Drive-Through existing before November 1, 2004

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.6.5 PROVISIONS

.1	Lot Frontage – minimum	20.0 m
.2	Lot Area – minimum	650.0 m ²
.4	Building Height – maximum	7.50 m
.8	Landscaped Open Space Yard – minimum	15.0% of <i>lot area</i>

14.7 COMMERCIAL DISTRICT 1.7 (CD1.7)

14.7.1 PERMITTED USES

Parking Area

Public Parking Area

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.7.5 PROVISIONS

See Section 24 Parking Space Provisions and Section 25 Parking Area Provisions

14.12 COMMERCIAL DISTRICT 1.12 (CD1.12)

14.12.1 PERMITTED USES

Business Office
Child Care Centre
Food Outlet - Take-Out
Medical Office
Personal Service Shop
Professional Studio
Repair Shop - Light
Restaurant
Retail Store

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

14.12.5 PROVISIONS

- .4 Building Height – maximum 7.50 m
- .10 Gross Floor Area – maximum
 - a) For each *Business Office, Food Outlet - Take-Out, Medical Office, Personal Service Shop, Professional Studio, Repair Shop – Light, Restaurant or Retail Store*: 250.0 m²
 - b) Total gross floor area of all *Restaurant and Food Outlet - Take-Out* uses: 500.0 m²
- .50 A minimum setback of 6.0 m from the northern limit of the parcel adjacent to Lots 194, 195 and 196, Plan 12M-355 (fronting on Sixth Concession Road). Said setback shall be maintained exclusively as a *landscaped open space yard*. Notwithstanding any other provisions, any *building, parking area or access area* is prohibited within this setback.
- .60 Vehicular access is permitted to North Talbot Road. Vehicular access to any other *highway* is prohibited.

14.13 COMMERCIAL DISTRICT 1.13 (CD 1.13)

[ZNG/5149]

14.13.1 PERMITTED USES

Parking Area
Public Parking Area

14.13.5 PROVISIONS

- .50 The provisions of Section 20(4)5.5(c), Section 24 and Section 25 and the following additional provisions shall apply:
 - a) Each *parking space, parking aisle, collector aisle, access area, loading space or stacking space* shall have no greater than the minimum length and minimum width required in Section 24 and Section 25.
 - b) Parking area separation shall be provided as follows:
 - 1. Where the *lot width* is less than or equal to 18.0 m, a parking area separation of 0.90 m shall be provided between a *parking area* and an *interior lot line*.
 - 2. Where the *lot width* is greater than 18.0 m, a parking area separation between a *parking area* and an *interior lot line* shall be greater than 0.90 m and shall include any area excess of Section 14.13.5.50a)
 - 3. Parking area separation is not required between a *parking area* and an *alley*.

SECTION 15 – COMMERCIAL DISTRICTS 2. (CD2.)

[ZNG/5271]

(B/L 8614 Jun 23/1986; B/L 11358 Mar 1/1993; B/L 11614 Nov1/1993; B/L 11922 Sep 23/1994; B/L 12602 Jun 17/1996; B/L 39-1998 Mar 10/1998; B/L 162-1998 Jun 24/1998; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 375-2004 Dec 21/2004; B/L 46-2005 Mar 23/2005; B/L 232-2006 Jan 18/2007; B/L 164-2010 Nov 17/2010; B/L 7-2018 Feb 23/2018)

15.1 COMMERCIAL DISTRICT 2.1 (CD2.1)

15.1.1 PERMITTED USES

- Bakery
- Business Office
- Child Care Centre
- Commercial School
- Confectionery
- Food Outlet – Drive-Through
- Food Outlet – Take-Out
- Funeral Establishment
- Garden Centre
- Gas Bar
- Medical Office
- Micro-Brewery
- Parking Garage
- Personal Service Shop
- Place of Entertainment and Recreation
- Place of Worship
- Professional Studio
- Public Hall
- Public Parking Area
- Repair Shop – Light
- Restaurant
- Restaurant with Drive-Through
- Retail Store
- Temporary Outdoor Vendor’s Site
- Tourist Home
- Veterinary Office
- Wholesale Store
- Existing Automobile Repair Garage
- Existing Service Station

Any use accessory to any of the preceding uses. An *Outdoor Storage Yard* is prohibited, save and except, in combination with the following main uses:
Garden Centre, Temporary Outdoor Vendor’s Site, Existing Automobile Repair Garage.

15.1.5 PROVISIONS

- .4 Building Height – maximum 14.0 m
- .10 Gross Floor Area – maximum
 - Bakery or Confectionary 550.0 m²
- .26 A *Temporary Outdoor Vendor’s Site* is prohibited in a *Business Improvement Area*.

15.2 COMMERCIAL DISTRICT 2.2 (CD2.2)

15.2.1 PERMITTED USES

- Bakery*
- Business Office*
- Child Care Centre*
- Commercial School*
- Confectionery*
- Food Outlet – Take-Out*
- Funeral Establishment*
- Medical Office*
- Micro-Brewery*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Place of Worship*
- Professional Studio*
- Public Hall*
- Repair Shop – Light*
- Restaurant*
- Retail Store*
- Veterinary Office*
- Wholesale Store*
- Dwelling Units in a Combined Use Building with any one or more of the above uses*
- Gas Bar*
- Outdoor Market*
- Parking Garage*
- Public Parking Area*
- Tourist Home*
- Existing Automobile Repair Garage*
- Existing Service Station*

Any use accessory to any of the preceding uses. An *Outdoor Storage Yard* is prohibited, save and except, in combination with the following main uses:
Outdoor Market, Existing Automobile Repair Garage.

15.2.3 PROHIBITED USES

A *Gas Bar* and a *Service Station* is prohibited on any lot located within 63.50 m of the east or west limits of Sandwich Street between Detroit Street and Brock Street or within 30.0 m of the south limit of Mill Street between Russell Street and Sandwich Street.

15.2.5 PROVISIONS

- .4 Building Height – maximum 14.0 m
- .9 Amenity Area – Per Dwelling Unit – minimum 12.0 m² per unit
- .10 Gross Floor Area – maximum
 - Bakery or Confectionary* 550.0 m²
- .15 For a *Combined Use Building*, all *dwelling units*, not including entrances thereto, shall be located above the non-residential uses.
- .24 An *Outdoor Market* is permitted within a *Business Improvement Area*. An *Outdoor Market* is prohibited elsewhere.

15.3 COMMERCIAL DISTRICT 2.3 (CD2.3)

15.3.1 PERMITTED USES

Food Convenience Store

Gas Bar

Service Station

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

15.3.5 PROVISIONS

- | | | |
|-----|---|------------------------|
| .1 | Lot Frontage – minimum | 45.0 m |
| .2 | Lot Area – minimum | 1,850.0 m ² |
| .4 | Building Height – maximum | 4.50 m |
| .20 | Building Setback – minimum | |
| | a) Main Building – from exterior lot line | 15.0 m |
| | b) Pump island – from exterior lot line | 4.50 m |

15.4 COMMERCIAL DISTRICT 2.4 (CD2.4)

15.4.1 PERMITTED USES

Marina

Any use accessory to a *Marina* including a *Caretaker's Residence*.

15.4.5 PROVISIONS

- | | | |
|-----|--|--------------------------|
| .3 | Lot Coverage – maximum | 30.0% |
| .4 | Building Height – maximum | 9.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15.0% of <i>lot area</i> |
| .50 | Municipal watermain, storm and sanitary sewer shall be available to service any permitted use, buildings or structures | |

15.6 COMMERCIAL DISTRICT 2.6 (CD2.6)

15.6.1 PERMITTED USES

Automobile Sales Lot

Business Office

Any use accessory to the preceding uses.

15.6.5 PROVISIONS

- | | | |
|----|---------------------------|-------|
| .4 | Building Height – maximum | 9.0 m |
|----|---------------------------|-------|

15.7 COMMERCIAL DISTRICT 2.7 (CD2.7)

15.7.1 PERMITTED USES

- Bake Shop*
- Business Office*
- Child Care Centre*
- Commercial School*
- Food Outlet – Take-Out*
- Medical Office*
- Micro-Brewery*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Place of Worship*
- Professional Studio*
- Repair Shop – Light*
- Restaurant*
- Retail Store*
- School*
- Veterinary Office*
- Dwelling Units* in a *Combined Use Building* with any one or more of the above uses.
- Multiple Dwelling* on Block 8 and 12 as shown on Schedule ‘A’ to By-law 172-1998.
- Any use accessory to any of the preceding uses.

15.7.3 PROHIBITED USES

- Drive-through facility or service
- Retail Store* for the following:
 - concrete blocks, lumber, precast concrete products, roofing materials, sand aggregate or any similar building supplies;
 - fuels, rags, scrap metal, used vehicle parts;
 - automobiles, buses, combination trucks or vehicles of the tractor trailer and semi-trailer type, construction vehicles and equipment, farm implements, farm tractors, mobile home dwellings, motor vehicles, motorcycles;
 - machinery, machine tools and equipment for industrial use.

15.7.5 PROVISIONS

- .4 Building Height – maximum 14.0 m
- .10 Gross Floor Area – *Bake Shop* – maximum 500.0 m²
- .50 Any *building* erected shall have one building wall located on the *exterior lot line* abutting Banwell Road.
- .90 A vehicle *access area* to Banwell Road is prohibited.

SECTION 16 – COMMERCIAL DISTRICTS 3. (CD3.)

[ZNG/3590; ZNG/5271]

(B/L 8614 Jun 23/1986; B/L 9057 Jul 7/1987; B/L11780 Mar 28/1994; B/L 11828 May 30/1994; B/L 162-1998 Jun 24/1998; B/L 177-2001 Jun 12/2001; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 168-2002 Jul 18/2002; B/L 363-2002 Dec 31/2002; B/L 375-2004 Dec 21/2004; B/L 232-2006 Jan 18/2007; B/L 154-2008 Sep 30/2008; B/L 64-2009 Aug 10/2009; B/L 164-2010 Nov 17/2010; B/L 31-2013 Mar 28/2013; B/L 48-2014 Apr 15/2014; B/L 7-2018 Feb 23/2018; B/L 93-2022 Jun 13/2022)

16.1 COMMERCIAL DISTRICT 3.1 (CD3.1)

16.1.1 PERMITTED USES

- Business Office*
- Child Care Centre*
- Commercial School*
- Food Outlet – Take-Out*
- Hotel*
- Medical Office*
- Micro-Brewery*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Place Of Worship*
- Professional Studio*
- Repair Shop – Light*
- Restaurant*
- Retail Store*
- Dwelling Units in a Combined Use Building with any one or more of the above uses*
- Ambulance Service*
- Marina*
- Parking Garage*
- Public Hall*
- Public Parking Area*
- Any use accessory to any of the preceding uses. An *Outdoor Storage Yard* is prohibited, save and except, in combination with the following main uses:
 - Ambulance Service, Marina.*

16.1.5 PROVISIONS

- .4 Building Height – maximum Equal to the length of the longest *exterior lot line*
- .9 Amenity Area – Per Dwelling Unit – minimum
 - a) For the first 8 *dwelling units*: 0.0 m² per unit
 - b) For each additional *dwelling unit*: 12.0 m² per unit
- .15 For a *Combined Use Building*, all *dwelling units*, not including entrances thereto, are located above the non-residential uses.
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.

16.2 COMMERCIAL DISTRICT 3.2 (CD3.2)

16.2.1 PERMITTED USES

Business Office

Child Care Centre

Commercial School

Food Outlet – Take-Out

Hotel

Medical Office

Medical Appliance Facility

Micro-Brewery

Personal Service Shop

Place of Entertainment and Recreation

Place of Worship

Professional Studio

Public Hall

Repair Shop – Light

Restaurant

Retail Store

Dwelling Units in a Combined Use Building with any one or more of the above uses

Double Duplex Dwelling

Duplex Dwelling

Lodging House

Multiple Dwelling

Residential Care Facility

Semi-Detached Dwelling

Townhome Dwelling

Existing Funeral Establishment

Existing Gas Bar

Existing Service Station

Any use accessory to any of the above, including a *Caretaker's Residence*. An *Outdoor Storage Yard* is prohibited.

(Continued on next page)

16.2 COMMERCIAL DISTRICT 3.2 (CD3.2) – Continued

16.2.5 PROVISIONS

- .1 Lot Frontage – minimum 15.0 m
- .2 Lot Area – minimum
For a *building* containing only non-residential uses: 400.0 m²
- .4 Building Height – maximum
 - a) For the block bounded by Ouellette Avenue, Erie Street, Goyeau Street and Elliott Street: 55.0 m
 - b) For any other area: Equal to the length of the longest *exterior lot line*
- .8 Landscaped Open Space Yard – minimum 30.0% of *lot area*
- .10 Gross Floor Area – Total – maximum
Within the same *building*, for a *Retail Store, Personal Service Shop, Repair Shop – Light*, or any combination thereof 250.0 m²
- .11 Gross Floor Area Ratio – maximum 4.5
- .15 For a *Combined Use Building*, all *dwelling units*, not including entrances thereto and a *Caretaker's Residence*, shall be located above the non-residential uses.
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.
- .20 Building Setback – minimum
 - a) From an *exterior lot line*: 6.0 m
 - b) From an *exterior lot line* abutting Pelissier Street or Dufferin Place for that part of the building having a *building height* of more than 12.0 m: 18.0 m
 - c) From an *interior lot line* where a habitable room window faces the *interior lot line* for that part of the *building* having a *building height* of 12.0 m or less: 6.0 m
 - d) From an *interior lot line* where a habitable room window faces the *interior lot line* for that part of the *building* having a *building height* of more than 12.0 m: 11.0 m
 - e) From an *interior lot line* where a habitable room window does not face the *interior lot line* for that part of the *building* having a *building height* of 12.0 m or less: 3.0 m
 - f) From an *interior lot line* where a habitable room window does not face the *interior lot line* for that part of the *building* having a *building height* of more than 12.0 m: 25.0% of building height

(Continued on next page)

16.2 COMMERCIAL DISTRICT 3.2 (CD3.2)

16.2.5 PROVISIONS – Continued

- .50 Any new *building* or *structure* shall be erected on a *through lot*, except that where a *lot* is not a *through lot*, one *accessory building* or one accessory structure having a maximum *gross floor area* of 40.0 m² may be erected on such lot.
- .60 Dwelling Unit Density – maximum *dwelling units* per hectare:
 - a) *Lot Frontage* of less than 30.0 m: 100
 - b) *Lot Frontage* of 30.0 m or more but less than 45.0 m: 230
 - c) *Lot Frontage* of 45.0 m or more but less than 60.0 m: 280
 - d) *Lot Frontage* of 60.0 m or more: 330
 - e) Where both the *landscaped open space yard* is greater than 40% of the *lot area* and the *lot frontage* is more than 30.0 metres, the maximum *dwelling units* per hectare may be increased by 15%.
- .70 Notwithstanding Sections 16.2.5.1 to 16.2.5.60, a *Double Duplex Dwelling*, *Duplex Dwelling*, *Semi-Detached Dwelling* or *Townhome Dwelling* shall comply with the appropriate provisions of Section 11.2.5.

16.3 COMMERCIAL DISTRICT 3.3 (CD3.3)

16.3.1 PERMITTED USES

Ambulance Service

Automobile Repair Garage

Bakery

Business Office

Child Care Centre

Commercial School

Confectionery

Food Outlet – Drive-Through

Food Outlet – Take-Out

Funeral Home

Garden Centre

Gas Bar

Hotel

Medical Appliance Facility

Medical Office

Micro-Brewery

Parking Garage

Personal Service Shop

Place of Entertainment and Recreation

Place Of Worship

Print Shop

Professional Studio

Public Hall

Public Parking Area

Repair Shop – Light

Restaurant

Restaurant with Drive-Through

Retail Store

Service Station

Temporary Outdoor Vendor's Site

Veterinary Office

Warehouse

Wholesale Store

Workshop

Existing Automobile Collision Shop

Existing Industrial Use

Existing Motor Vehicle Dealership

Any use accessory to any of the above uses.

An *Outdoor Storage Yard* is prohibited, save and except with the following main uses:

Ambulance Service, Garden Centre, Temporary Outdoor Vendor's Site, Existing Automobile Collision Shop, Existing Industrial Use, Existing Motor Vehicle Dealership.

(Continued on next page)

16.3 COMMERCIAL DISTRICT 3.3 (CD3.3) – Continued

16.3.5 PROVISIONS

- .4 Building Height – maximum 20.0 m
- .10 Gross Floor Area – maximum
 - a) *Bakery or Confectionary* 500.0 m²
 - b) *Workshop* – Percent of the *gross floor area* of the *Retail Store* or *Wholesale Store* 200.0%
- .26 *A Temporary Outdoor Vendor’s Site* is prohibited in a *Business Improvement Area*.

16.4 COMMERCIAL DISTRICT 3.4 (CD3.4)

16.4.1 PERMITTED USES

- Business Office*
 - Food Convenience Store*
 - Food Outlet – Take-Out*
 - Health Studio*
 - Medical Office*
 - Medical Appliance Facility*
 - Personal Service Shop*
 - Pharmacy*
 - Professional Studio*
 - Restaurant*
 - Retail Store*
- Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

16.4.5 PROVISIONS

- .4 Building Height – maximum: 14.0 m
- .8 Landscaped Open Space Yard – minimum: 20.0% of *lot area*
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.

16.5 COMMERCIAL DISTRICT 3.5 (CD3.5)

16.5.1 PERMITTED USES

Business Office

Child Care Centre

Commercial School

Food Outlet – Take-Out

Hotel

Medical Office

Medical Appliance Facility

Micro-Brewery

Personal Service Shop

Place of Entertainment and Recreation

Place of Worship

Professional Studio

Public Hall

Repair Shop – Light

Restaurant

Retail Store

Dwelling Units in a Combined Use Building with any of the above uses

Double Duplex Dwelling

Duplex Dwelling

Lodging House

Multiple Dwelling

Residential Care Facility

Semi-Detached Dwelling

Townhome Dwelling

Existing Funeral Establishment

Existing Gas Bar

Existing Service Station

Restaurant with Drive-through existing before November 1, 2004

Any use accessory to any of the above uses, including a Caretaker's Residence. An Outdoor Storage Yard is prohibited.

(Continued on next page)

16.5 COMMERCIAL DISTRICT 3.5 (CD3.5) – Continued

16.5.5 PROVISIONS

- .1 Lot Frontage – minimum 15.0 m
- .2 Lot Area – minimum
For a *building* containing only non-residential uses 400.0 m²
- .4 Building Height – maximum Equal to the length of the longest *exterior lot line*
- .8 Landscaped Open Space Yard – minimum 30.0% of *lot area*
- .10 Gross Floor Area
Within the same *building*, for a *Retail Store, Personal Service Shop, Repair Shop – Light*, or any combination thereof 250.0 m²
- .11 Gross Floor Area Ratio – maximum 3.0
- .15 For a *Combined Use Building*, all *dwelling units*, not including entrances thereto, shall be located above the non-residential uses
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.
- .20 Building Setback – minimum
 - a) From an *exterior lot line*: 6.0 m
 - b) From an *exterior lot line* abutting Pelissier Street or Dufferin Place for that part of the building having a *building height* of more than 12.0 m: 18.0 m
 - c) From an *interior lot line* where a habitable room window faces the *interior lot line* for that part of the *building* having a *building height* of 12.0 m or less: 6.0 m
 - d) From an *interior lot line* where a habitable room window faces the *interior lot line* for that part of the *building* having a *building height* of more than 12.0 m: 11.0 m
 - e) From an *interior lot line* where a habitable room window does not face the *interior lot line* for that part of the *building* having a *building height* of 12.0 m or less: 3.0 m
 - f) From an *interior lot line* where a habitable room window does not face the *interior lot line* for that part of the *building* having a *building height* of more than 12.0 m: 25.0% of building height
- .50 Any new *building* or *structure* shall be erected on a *through lot*, except that where a lot is not a *through lot*, one *accessory building* or one accessory structure having a maximum gross floor area of 40.0 m² may be erected on such lot.
- .60 Dwelling Unit Density – maximum *dwelling units* per hectare
 - a) Lot Frontage less than 30.0 m: 100
 - b) Lot Frontage 30.0 m or more: 230
 - c) Where both the *landscaped open space yard* is greater than 40% of the *lot area* and the *lot frontage* is more than 30.0 m, the maximum *dwelling units* per hectare may be increased by 15%.
- .70 Notwithstanding Sections 16.5.5.1 to 16.5.5.60, a *Double Duplex Dwelling, Duplex Dwelling, Semi-Detached Dwelling* or *Townhome Dwelling* shall comply with the provisions of Section 11.2.5.

16.6 COMMERCIAL DISTRICT 3.6 (CD3.6)

16.6.1 PERMITTED USES

Bakery

Business Office

Child Care Centre

Commercial School

Confectionery

Food Outlet – Drive-Through

Food Outlet – Take-Out

Medical Office

Medical Appliance Facility

Personal Service Shop

Print Shop

Professional Studio

Repair Shop – Light

Restaurant

Restaurant with Drive-Through

Retail Store

Veterinary Office

Wholesale Store

Workshop

Dwelling Units in a Combined Use Building with any one or more of the above uses

Funeral Establishment

Garden Centre

Hotel

Lodging House

Micro-Brewery

Outdoor Market within a Business Improvement Area

Parking Garage

Place of Entertainment and Recreation

Place of Worship

Public Hall

Public Parking Area

Residential Care Facility

Temporary Outdoor Vendor's Site

Existing Automobile Repair Garage

Existing Gas Bar

Existing Service Station

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited, save and except with the following main uses:

Garden Centre, Outdoor Market, Temporary Outdoor Vendor's Site, Existing Automobile Repair Garage.

(Continued on next page)

16.6 COMMERCIAL DISTRICT 3.6 (CD3.6) – Continued

16.6.5 PROVISIONS

- .4 Building Height – maximum 20.0 m
- .9 Amenity Area – Per Dwelling Unit – minimum 12.0 m²
- .10 Gross Floor Area – maximum
 - a) *Bakery, Confectionary or Restaurant* 500.0 m²
 - b) *Workshop* – Percent of the *gross floor area* of the *Retail Store* or *Wholesale Store* 200.0%
- .26 A *Temporary Outdoor Vendor’s Site* is prohibited in a *Business Improvement Area*.

16.7 COMMERCIAL DISTRICT 3.7 (CD3.7)

16.7.1 PERMITTED USES

- Business Office*
- Food Outlet – Take-Out*
- Gaming Facility*
- Hotel*
- Micro-Brewery*
- Outdoor Market*
- Parking Garage*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Professional Studio*
- Public Hall*
- Repair Shop – Light*
- Restaurant*
- Retail Store*

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited, save and except with the following main uses:

Gaming Facility, Outdoor Market.

16.7.5 PROVISIONS

- .4 Building Height – maximum Equal to the length of the longest *exterior lot line*
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited

16.8 COMMERCIAL DISTRICT 3.8 (CD3.8)

16.8.1 PERMITTED USES

Surface *Parking Area* on Parts 1, 3, 4, 6 and 7, Plan 12R-23542;
Municipal storm water management facility and related infrastructure on Parts 2 and 5, Plan 12R-23542;
Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

16.8.5 PROVISIONS

- .90 Trees are prohibited and all landscaping shall be in accordance with an approved Landscape Plan and/or Site Plan Agreement.
- .95 Permanent or temporary *building* or *structure* is prohibited, save and except in accordance with an approved site plan and/or Site Plan Agreement.

16.9 COMMERCIAL DISTRICT 3.9 (CD3.9)

16.9.1 PERMITTED USES

Business Office
Child Care Centre
Medical Office
Personal Service Shop
Professional Studio
Retail Store for the sale of clothing
Veterinary Office
Existing Single Unit Dwelling
Any use accessory to the preceding uses. A drive-through facility and an *Outdoor Storage Yard* are prohibited.

16.9.5 PROVISIONS

- .1 Lot Frontage
 - a) The *lot line* abutting Dougall Avenue shall be deemed the *front lot line*
 - b) Interior Lot – minimum / maximum 30.0 m / 90.0 m
 - c) Corner Lot – minimum / maximum 36.0 m / 90.0 m
- .4 Building Height – maximum 7.50 m
- .6 Rear Yard Depth – maximum 2.0 m
- .7 Side Yard Width – minimum 1.50 m
- .8 Landscaped Open Space Yard – minimum 15.0% of *lot area*
- .50 Parking area setback from a *rear lot line* 10.0 m
- .60 Any addition to an *existing Single Unit Dwelling* shall be subject to the following provisions:
 - a) Lot Width – minimum 18.0 m
 - b) Lot Area – minimum 540.0 m²
 - c) Lot Coverage – maximum 45.0%
 - d) Main Building Height – maximum 10.0 m
 - e) Front Yard Depth – minimum 6.0 m
 - f) Rear Yard Depth – minimum 7.50 m
 - e) Side Yard Width – minimum 1.80 m

16.10 COMMERCIAL DISTRICT 3.10 (CD3.10)

16.10.1 PERMITTED USES

- Business Office*
- Child Care Centre*
- Commercial School*
- Food Outlet – Take-Out*
- Hotel*
- Medical Office*
- Medical Appliance Facility*
- Micro-Brewery*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Place of Worship*
- Professional Studio*
- Public Hall*
- Repair Shop – Light*
- Restaurant*
- Retail Store*
- 9 or more dwelling units in a Combined Use Building with any of the above uses*
- Multiple Dwelling with 9 or more dwelling units*
- Residential Care Facility*
- Any use accessory to any of the above uses. An *Outdoor Storage Yard* is prohibited.

(Continued on next page)

16.10 COMMERCIAL DISTRICT 3.10 (CD3.10) – Continued

16.10.5 PROVISIONS

- .1 Lot Frontage – minimum 18.0 m
- .2 Lot Area – minimum
 - For a *building* containing only non-residential uses 400.0 m²
 - For each *dwelling unit* 85.0 m²
- .4 Building Height – maximum 20.0 m
- .8 Landscaped Open Space Yard – minimum 30.0% of *lot area*
- .15 For a *Combined Use Building*, all *dwelling units*, not including entrances thereto, shall be located above the non-residential uses.
- .16 A *Multiple Dwelling* shall be located above grade, at the rear of non-residential use.
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.
- .20 Building Setback – minimum
 - a) From an *exterior lot line* abutting Tecumseh Road East, for that part of the building having a *building height* of 10.0 m or less 0.0 m
 - b) From an *exterior lot line* abutting Tecumseh Road East, for that part of the building having a *building height* of more than 10.0 m: 6.0 m
 - c) From an *interior lot line* where a habitable room window faces the *interior lot line* 6.0 m
 - d) From an *interior lot line* where a habitable room window does not face the *interior lot line* 3.0 m
- .90 *Parking spaces* shall be prohibited in the *front yard* and in any *side yard* within 6 m of the *exterior lot line*.

16.11 COMMERCIAL DISTRICT 3.11 (CD3.11)

[ZNG/6901]

16.11.1 PERMITTED MAIN USES

- Business Office*
- Child Care Centre*
- Commercial School*
- Hotel*
- Medical Appliance Facility*
- Medical Office*
- Multiple Dwelling*
- Personal Service Shop*
- Place of Entertainment and Recreation*
- Place of Worship*
- Professional Studio*
- Repair Shop - Light*
- Retail Store*
- Workshop*

16.11.2 PERMITTED ACCESSORY USES

Any use accessory to a permitted main use, including an *Automobile Repair Garage*

16.11.3 PROHIBITED USES

- Car Wash Automatic*
- Car Wash Coin-operated*
- Outdoor Storage Yard*

16.11.5 PROVISIONS

- .1 Lot Frontage – minimum 15.0 m
- .4 Building Height
 - a) For a *multiple dwelling* – minimum 14.0 m
 - b) For any non-residential *building* – minimum 9.0 m
- .8 Landscaped Open Space Yard – minimum 30% of *lot area*
- .17 Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited.
- .20 Building Setback
 - a) For a *Multiple Dwelling* from a:
 - Front Lot Line – minimum 4.50 m
 - Side Lot Line – minimum 0.90 m
 - Rear Lot Line – minimum 5.40 m
 - b) For any non-residential *building* from a:
 - Front Lot Line – minimum 3.00 m
 - Side Lot Line – minimum 0.90 m
 - Rear Lot Line – minimum 1.90 m

(Continued on next page)

16.11 COMMERCIAL DISTRICT 3.11 (CD3.11)

16.11.5 PROVISIONS – Continued

- .50 Section 20(1)278 shall not apply and the area forming the building setback from the *front lot line* shall be a *landscaped open space yard*.
- .55 For a *Multiple Dwelling*, required parking shall be 1 parking space per *dwelling unit* and Section 24.22.1 shall not apply.
- .60 Notwithstanding Clause .1 in Table 25.5.20.1 in Section 25.5.20, the minimum separation of a *loading space, parking area, or parking space* from Huron Church Road shall be 3.0 m.
- .65 Notwithstanding Clause .6 in Table 25.5.20.1 in Section 25.5.20, for a *Multiple Dwelling*, no separation is required between a *building wall* containing a *habitable room window* or containing both a main pedestrian entrance and a *habitable room window* and a *parking area, parking space or loading area*.

(ADDED by B/L 5-2024, Jan. 15, 2024)

SECTION 17 – COMMERCIAL DISTRICTS 4. (CD4.)

[ZNG/3590; ZNG/3930; ZNG/5271]

(B/L 9017 Jun 8/1987; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 256-2002 Sep 30/2002; B/L 363-2002 Dec 31/2002; B/L 167-2003 Jun 27/2003; B/L 375-2004 Dec 21/2004; B/L 142-2006 Aug 24/2006; B/L 232-2006 Jan 18/2007; B/L 164-2010 Nov 17/2010; B/L 129-2012 Oct 6/2012; B/L 31-2013 Mar 28/2013; B/L 158-2013 Nov 13/2013; B/L 7-2018 Feb 23/2018)

17.1 COMMERCIAL DISTRICT 4.1 (CD4.1)

17.1.1 PERMITTED USES

Ambulance Service
Automobile Collision Shop
Automobile Detailing Service
Automobile Repair Garage
Automobile Sales Lot
Building Materials Recycling Store
Business Office
Car Wash Automatic
Car Wash Coin-Operated
Commercial School
Contractor's Office
Equipment Rental Shop
Food Outlet – Drive-Through Food
Food Outlet – Take-Out
Funeral Establishment
Gas Bar
Hotel
Medical Appliance Facility
Medical Office
Micro-Brewery
Motor Vehicle Dealership
Personal Service Shop
Place of Entertainment and Recreation
Print Shop
Professional Studio
Public Hall
Public Parking Area
Repair Shop – Light
Restaurant
Restaurant with Drive-Through
Retail Store
Service Station
Temporary Outdoor Vendor's Site
Towing Service
Veterinary Office
Warehouse
Wholesale Store
Workshop

The following *existing* uses: Any use permitted in Section 18(1)(a)(i) to (v).
Any use accessory to the preceding uses.

(Continued on next page)

17.1 COMMERCIAL DISTRICT 4.1 (CD4.1) – Continued

17.1.5 PROVISIONS

.1	Lot Width – <i>Automobile Sales Lot</i> – minimum	30.0 m
.4	Main Building Height – maximum	20.0 m
.10	Gross Floor Area – <i>Workshop</i> – maximum	1,100.0 m ²

17.2 COMMERCIAL DISTRICT 4.2 (CD4.2)

17.2.1 PERMITTED USES

Motor Vehicle Dealership

Any use accessory to a *Motor Vehicle Dealership*

17.2.5 PROVISIONS

.1	Lot Frontage – minimum	60.0 m
.2	Lot Area – minimum	5,000.0 m ²
.4	Building Height – maximum	9.0 m
.8	Landscaped Open Space Yard – minimum	15.0% of lot area

17.3 COMMERCIAL DISTRICT 4.3 (CD4.3)

17.3.1 PERMITTED USES

Hotel

Micro-Brewery

Restaurant

Any use accessory to the preceding uses. An *Outdoor Storage Yard* is prohibited.

17.3.5 PROVISIONS

.4	Building Height – maximum	20.0 m
.8	Landscaped Open Space Yard – minimum	15.0% of <i>lot area</i>

17.4 COMMERCIAL DISTRICT 4.4 (CD4.4)

17.4.1 PERMITTED USES

Customs and Immigration Inspection Offices and Facilities

Motor Vehicle Bridge

Any one or more of the following uses in combination with a Motor Vehicle Bridge:

Business Office, Retail Store, Warehouse.

Public Parking Area

Any use accessory to the preceding uses

17.4.5 PROVISIONS

.4	Building Height – maximum	23.0 m
.10	Gross Floor Area – Total for all <i>Retail Stores</i>	2,500.0 m ²

17.5 COMMERCIAL DISTRICT 4.5 (CD4.5)

17.5.1 PERMITTED USES

Public Utility

Pumping Station – Sewage

Treatment Plant – Sewage

Any use accessory to the preceding uses

17.5.5 PROVISIONS

.4	Building Height – maximum	20.0 m
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SECTION 18 – MANUFACTURING DISTRICTS 1. (MD1.)

[ZNG/3590; ZNG/4046; ZNG/5364; ZNG/6194]

(B/L 8614 Jun 23/1986; B/L 9057 Jul 7/1987; B/L 10238 May 30/1990; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 375-2004 Dec 21/2004; Jan 12/2005 OMB Order 0055 PL040243; B/L 324-2004 Jun 13/2006 OMB Order 1695; B/L 141-2006 Aug 24/2006; B/L 142-2006 Aug 24/2006; B/L 17-2009 Mar 3/2009; B/L 31-2013 Mar 28/2013; B/L 48-2014 Apr 14/2014; B/L 169/2018 Nov 19/2018; B/L 54-2021 May 4/2021)

18.1 MANUFACTURING DISTRICT 1.1 (MD1.1)

18.1.1 PERMITTED USES

- Ambulance Service*
- Building Materials Recycling Store*
- Bulk Storage Facility*
- Contractor's Office*
- Equipment Rental Shop*
- Food Catering Service*
- Food Processing Facility*
- Laundry Plant*
- Manufacturing Facility*
- Medical Appliance Facility*
- Micro-Brewery*
- Public Parking Area*
- Repair Shop – Heavy*
- Repair Shop – Light*
- Self-Storage Facility*
- Towing Service*
- Warehouse*
- Water Transportation Facility*
- Welding Shop*
- Any of the following *Ancillary Uses*:
 - Automobile Sales Lot*
 - Car Wash Automatic*
 - Car Wash Coin Operated*
 - Club (Existing)*
 - Food Outlet – Take-Out*
 - Gas Bar*
 - Retail Store – Equipment & Supplies*
 - Veterinary Office*
 - Wholesale Store*
- Any of the following *Existing Uses*:
 - Transport Terminal*
- Any use accessory to any of the above uses, including a *Caretaker's Residence*.

(Continued on next page)

18.1 MANUFACTURING DISTRICT 1.1 (MD1.1) – Continued

18.1.3 PROHIBITED USES

Outdoor storage of *aggregate*

18.1.5 PROVISIONS

- | | | |
|----|---|------------------------|
| .4 | Building Height – maximum | 14.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | a) From a <i>side lot line</i> that abuts a <i>lot</i> on which
a <i>dwelling</i> or <i>dwelling unit</i> is located | 6.0 m |
| | b) From an <i>exterior lot line</i> | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15% of <i>lot area</i> |

18.2 MANUFACTURING DISTRICT 1.2 (MD1.2)

18.2.1 PERMITTED USES

- Ambulance Service*
- Building Materials Recycling Store*
- Bulk Storage Facility*
- Business Office*
- Contractor's Office*
- Equipment Rental Shop*
- Food Catering Service*
- Food Processing Facility*
- Laundry Plant*
- Manufacturing Facility*
- Medical Appliance Facility*
- Micro-Brewery*
- Public Parking Area*
- Repair Shop – Heavy*
- Repair Shop – Light*
- Self-Storage Facility*
- Towing Service*
- Warehouse*
- Water Transportation Facility*
- Welding Shop*
- Any of the following *Ancillary Uses*:
 - Automobile Sales Lot*
 - Car Wash Automatic*
 - Car Wash Coin Operated*
 - Club*
 - Food Outlet – Drive-through*
 - Food Outlet – Take-out*
 - Gas Bar*
 - Health Studio*
 - Restaurant*
 - Restaurant with Drive-through*
 - Retail Store – Equipment & Supplies*
 - Veterinary Office*
 - Wholesale Store*
- Any of the following *Existing Uses*:
 - Transport Terminal*
- Any use accessory to any of the above uses, including a *Caretaker's Residence* or a *Retail Store*

(Continued on next page)

18.2 MANUFACTURING DISTRICT 1.2 (MD1.2) – Continued

18.2.3 PROHIBITED USES

Outdoor storage of *aggregate*

18.2.5 PROVISIONS

- | | | |
|-----|---|--|
| .4 | Building Height – maximum | 14.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | a) From a <i>side lot line</i> that abuts a <i>lot</i> on
which a <i>dwelling</i> or <i>dwelling unit</i> is located | 6.0 m |
| | b) From an <i>exterior lot line</i> : | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15.0% of <i>lot area</i> |
| .10 | Gross Floor Area – <i>Retail Store</i> – maximum | 25.0% of the <i>GFA</i>
of the <i>main building</i> |

18.4 MANUFACTURING DISTRICT 1.4 (MD1.4)

18.4.1 PERMITTED USES

Ambulance Service

Bakery

Business Office

Commercial School

Food Catering Service

Food Packaging Facility

Manufacturing Facility

Medical Appliance Facility

Medical Office

Micro-Brewery

Professional Studio

Research and Development Facility

Any of the following Ancillary Uses:

Child Care Centre

Club

Convenience Store

Food Convenience Store

Food Outlet – Drive-through

Food Outlet – Take-out

Gas Bar

Health Studio

Personal Service Shop

Restaurant

Restaurant with Drive-through

Veterinary Office

Warehouse

Wholesale Store

Any of the following Existing Uses:

Motor Vehicle Dealership

Sports Facility

Transport Terminal

Any use accessory to any of the above uses, including a Retail Store

(Continued on next page)

18.4 MANUFACTURING DISTRICT 1.4 (MD1.4) – Continued

18.4.3 PROHIBITED USES

Outdoor Storage Yard

18.4.5 PROVISIONS

- | | | |
|-----|---|--|
| .1 | Lot Width – minimum | 30.0 m |
| .4 | Building Height – maximum | 20.0 m |
| .5 | Front Yard Depth – minimum | 9.0 m |
| .6 | Rear Yard Depth – minimum | |
| | From a <i>rear lot line</i> that abuts a <i>lot</i> on which a <i>dwelling</i> or <i>dwelling unit</i> is located | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | From a <i>side lot line</i> that abuts a <i>lot</i> on which a <i>dwelling</i> or <i>dwelling unit</i> is located or from a <i>side lot line</i> that abuts a <i>street</i> | 6.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15.0% of <i>lot area</i> |
| .10 | Gross Floor Area – <i>Retail Store</i> – maximum | 20.0% of the <i>GFA</i> of the <i>main use</i> |
| .50 | All activities or uses shall take place entirely within a fully enclosed <i>building</i> . This provision does not apply to the following activity or use: <i>child care centre, gas bar, loading space, outdoor eating area, parking area, parking space, sports facility, or refuelling area.</i> | |

18.5 MANUFACTURING DISTRICT 1.5 (MD1.5)

18.5.1 PERMITTED USES

- Ambulance Service*
- Bakery*
- Business Office*
- Commercial School*
- Food Catering Service*
- Food Packaging Facility*
- Manufacturing Facility*
- Medical Appliance Facility*
- Medical Office*
- Micro-Brewery*
- Professional Studio*
- Research and Development Facility*
- Any of the following *Ancillary Uses*:
 - Child Care Centre*
 - Club*
 - Food Outlet – Take-Out*
 - Health Studio*
 - Restaurant*
 - Warehouse*
 - Wholesale Store*
- Any of the following *Existing Uses*:
 - Automobile Repair Garage*
 - Motor Vehicle Dealership*
 - Sports Facility*
 - Transport Terminal*
- Any use accessory to any of the above uses, including a *Retail Store*

18.5.3 PROHIBITED USES

- Outdoor Storage Yard*

18.5.5 PROVISIONS

- | | | |
|-----|--|--|
| .2 | Lot Area – minimum | 4,000.0 m ² |
| .4 | Building Height – maximum | 20.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .6 | Rear Yard Depth – minimum | |
| | From a <i>rear lot line</i> that abuts a <i>street</i> | 6.0 m |
| .7 | Side Yard Width – minimum | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15.0% of <i>lot area</i> |
| .10 | Gross Floor Area – <i>Retail Store</i> – maximum | 20.0% of the <i>GFA</i> of the <i>main use</i> |
| .50 | Where a <i>lot line</i> abuts the E. C. Row Expressway right-of-way, a <i>landscaped open space yard</i> having a minimum depth of 9.0 m from the E. C. Row Expressway right-of-way shall be provided. | |

18.6 MANUFACTURING DISTRICT 1.6 (MD1.6)

18.6.1 PERMITTED USES

Railway

Any use accessory to a *Railway*

18.6.5 PROVISIONS

.4 Building Height – maximum 14.0 m

18.7 MANUFACTURING DISTRICT 1.7 (MD1.7)

18.7.1 PERMITTED USES

Ambulance Service

Manufacturing Facility

Micro-Brewery

Research and Development Facility

Retail Store – Equipment & Supplies

Self-storage Facility

Warehouse

Wholesale Store

Any use accessory to the above uses, including a *Retail Store*

The following *Ancillary Uses*:

Automobile Sales Lot

Child Care Centre

Convenience Store

Food Convenience Store

Food Outlet – Take-Out

Gas Bar

Health Studio

Personal Service Shop

Restaurant

Veterinary Office

Wholesale Store

Any use accessory to an *Ancillary Use*

18.7.5 PROVISIONS

.1 Lot Width – minimum 30.0 m

.4 Building Height – maximum 20.0 m

.5 Front Yard Depth – minimum 9.0 m

.7 Side Yard Width – minimum

From a *side lot line* that abuts a *street* or
abuts a *lot* on which a *dwelling* or *dwelling*
unit is located 6.0 m

.8 Landscaped Open Space Yard – minimum 5% of *lot area*

.10 Gross Floor Area – *Retail Store* – maximum 20.0% of the *GFA*
of the *main use*

.50 For any *lot* abutting Pillette Road or Plymouth Road, a berm with a
minimum width of 11.30 m and a minimum height of 1.80 m shall be
provided along any Pillette Road or Plymouth Road frontage and such
berm shall be maintained exclusively as a *landscaped open space yard*.

SECTION 19 – MANUFACTURING DISTRICTS 2. (MD2.)

[ZNG/3590; ZNG/4046; ZNG/5364]

(B/L 11096 Jul 20/1992; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 142-2006 Aug 24/2006; B/L 31-2013 Mar 28/2013; B/L 48-2014 Apr 15/2014; B/L 169/2018 Nov 19/2018; BL 54-2021 May 4/2021)

19.1 MANUFACTURING DISTRICT 2.1 (MD2.1)

19.1.1 PERMITTED USES

- Industrial Use*
- Ambulance Service*
- Building Materials Recycling Store*
- Food Catering Service*
- Micro-Brewery*
- Motor Vehicle Salvage Operation*
- Self-Storage Facility*
- Towing Facility*
- Any use accessory to any of the above uses, including a *Caretaker's Residence*.

19.1.3 PROHIBITED USES

- Animal Processing Facility*
- Batching Plant*
- Distillation Plant*
- Manufacturing Heavy*
- Pit*
- Primary Metals Plant*
- Quarry*
- Salvage Operation*

19.1.5 PROVISIONS

- | | | |
|----|--|------------------------|
| .5 | Front Yard Depth – minimum | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | a) From a <i>side lot line</i> that abuts a <i>lot</i> on which a <i>dwelling</i> or <i>dwelling unit</i> is located | 6.0 m |
| | b) From an <i>exterior lot line</i> | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15% of <i>lot area</i> |

19.2 MANUFACTURING DISTRICT 2.2 (MD2.2)

19.2.1 PERMITTED USES

- Industrial Use*
- Ambulance Service*
- Building Materials Recycling Store*
- Food Catering Service*
- Micro-Brewery*
- Motor Vehicle Salvage Operation*
- Salvage Operation*
- Self-Storage Facility*
- Towing Facility*
- Any use accessory to the preceding uses, including a *Caretaker's Residence*.

19.2.5 PROVISIONS

- | | | |
|----|--|-----------------|
| .5 | Front Yard Depth – minimum | 6.0 m |
| .7 | Side Yard Width – minimum | |
| | a) From a <i>side lot line</i> that abuts a <i>lot</i> on which a <i>dwelling</i> or <i>dwelling unit</i> is located | 6.0 m |
| | b) From an <i>exterior lot line</i> | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15% of lot area |

19.3 MANUFACTURING DISTRICT 2.3 (MD2.3)

19.3.1 PERMITTED USES

- Aggregate Storage Facility*
- Ambulance Service*
- Batching Plant*
- Business Office*
- Material Transfer Centre*
- Motor Vehicle Salvage Operation*
- Repair Shop – Heavy*
- Any use accessory to any of the above uses

19.3.5 PROVISIONS

- .4 Building Height – maximum
 - a) For a *building* exclusively designed as an *Aggregate Storage Facility* 45.0 m
 - b) For any other *building* 10.0 m
- .5 Front Yard Depth – minimum 6.0 m
- .7 Side Yard Width – minimum
 - a) From a *side lot line* that abuts a *lot* on which a *dwelling* or *dwelling unit* is located 6.0 m
 - b) From an *exterior lot line* 3.0 m
- .8 Landscaped Open Space Yard – minimum 15% of *lot area*
- .20 Building Setback – minimum
 - For any *Aggregate Storage Facility* or *Batching Plant*, from a *street*, *commercial district*, or *green district* 30.0 m
- .90 The outdoor storage of *aggregate* within 15.0 m of a *street*, *commercial district*, or *green district* is prohibited.

19.4 MANUFACTURING DISTRICT 2.4 (MD2.4)

19.4.1 PERMITTED USES

Industrial Use

Ambulance Service

Business Office

Food Catering Service

Medical Office

Micro-Brewery

Self-Storage Facility

Sports Facility

Wholesale Store

For the lands delineated by a broken black line and shown as Blocks A, B, D, and K in Schedule 'A' to B/L 10221, 20.1 the following shall be an additional permitted use: *Child Care Centre; Club; Exhibition Hall; Health Studio; Hotel.*

For the lands designated as Block 'B' on Schedule 'A' to B/L 12476, the following shall be an additional permitted use: *Motor Vehicle Dealership*

For the lands designated as Block 'C' on Schedule 'A' to B/L 12476, the following shall be an additional permitted use: *Bake Shop; Child Care Centre; Personal Service Shop; Restaurant; Retail Store; Service Station;*

Any use accessory to any permitted use, including the following uses in combination with any permitted *Industrial Use: Caretaker's Residence; Child Care Centre; Retail Store.*

19.4.3 PROHIBITED USES

Aggregate Storage Facility

Animal Processing Facility

Automobile Collision Shop

Automobile Detailing Service

Automobile Repair Garage

Batching Plant

Bulk Storage Facility

Distillation Plant

Food Processing Facility

Manufacturing Heavy

Milling Facility

Motor Vehicle Salvage Operation

Pit

Primary Metals Plant

Quarry

Repair Shop – Heavy

Salvage Operation

Outdoor processing or outdoor storage of the following: bone, bottles, non-metallic mineral, ore, rag, rubber, salvage material, scrap metal, or scrap paper

(Continued on next page)

19.4 MANUFACTURING DISTRICT 2.4 (MD2.4) – Continued

19.4.5 PROVISIONS

- .1 Lot Width – minimum 30.0 m
- .2 Lot Area – minimum 3,000.0 m²
- .4 Building Height – maximum 22.0 m
- .5 Front Yard Depth – minimum 6.0 m
- .6 Rear Yard Depth – minimum
 - From a *rear lot line* that abuts a *street* 6.0 m
- .7 Side Yard Width – minimum
 - From a *side lot line* that abuts a *street* 6.0 m
- .10 Gross Floor Area – maximum
 - a) For each *Bake Shop, Personal Service Shop, Restaurant, or Retail Store* as a *main use* 250.0 m²
 - b) For a *Retail Store* that is an *accessory use*, the *gross floor area* of the *Retail Store* shall not exceed 20% of the *gross floor area* of the *main building* or 15% of the *lot area*, whichever is lesser
- .50 Manufacturing, packaging, processing, repairing, or servicing activities undertaken for any permitted use shall occur entirely within a fully enclosed *building*.

19.5 MANUFACTURING DISTRICT 2.5 (MD2.5)

19.5.1 PERMITTED USES

- Industrial Use*
- Ambulance Service*
- Motor Vehicle Salvage Operation*
- Any use accessory to the preceding uses

19.5.3 PROHIBITED USES

- Animal Processing Facility*
- Distillation Plant*
- Manufacture of paper, plywood, pulp, or veneer including a sawmill
- Salvage Operation*

19.5.5 PROVISIONS

- | | | |
|----|--|------------------------|
| .2 | Lot Area – minimum | 4,000 m ² |
| .4 | Building Height – maximum | 20.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .6 | Rear Yard Depth – minimum | |
| | From a <i>rear lot line</i> that abuts a <i>street</i> | 6.0 m |
| .7 | Side Yard Width – minimum | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15% of <i>lot area</i> |

19.7 MANUFACTURING DISTRICT 2.7 (MD2.7)

19.7.1 PERMITTED USES

- Industrial Use*
- Ambulance Service*
- Motor Vehicle Salvage Operation*
- Any use accessory to the preceding uses

19.7.3 PROHIBITED USES

- Animal Processing Facility*
- Batching Plant*
- Distillation Plant*
- Manufacturing Heavy*
- Pit*
- Primary Metals Plant*
- Quarry*
- Salvage Operation*

19.7.5 PROVISIONS

- | | | |
|----|--|------------------------|
| .2 | Lot Area – minimum | 4,000.0 m ² |
| .4 | Building Height – maximum | 20.0 m |
| .5 | Front Yard Depth – minimum | 6.0 m |
| .6 | Rear Yard Depth – minimum | |
| | From a <i>rear lot line</i> that abuts a <i>street</i> | 6.0 m |
| .7 | Side Yard Width – minimum | 3.0 m |
| .8 | Landscaped Open Space Yard – minimum | 15% of <i>lot area</i> |

19.8 MANUFACTURING DISTRICT 2.8 (MD2.8)

19.8.1 PERMITTED USES

- Industrial Use*
- Ambulance Service*
- Any use accessory to a preceding use

19.8.3 PROHIBITED USES

- Animal Processing Facility*
- Batching Plant*
- Distillation Plant*
- Manufacturing Heavy*
- Motor Vehicle Salvage Operation*
- Pit*
- Primary Metals Plant*
- Quarry*
- Salvage Operation*

19.8.5 PROVISIONS

- .4 Building Height – maximum
 - For any *building* or *structure* located within 150.0 m of a *residential district* 14.50 m
- .8 Landscaped Open Space Yard
 - A *landscaped open space yard* shall be provided along any *lot line* that abuts a *street* and shall have a minimum depth of 9.0 m
- .20 Building Setback – minimum
 - a) From the lot line abutting Lauzon Parkway 22.5 m
 - b) From the lot line abutting Quality Way 30.0 m
 - c) From any other *lot line* 9.0 m
- .90 A *loading space* or an *Outdoor Storage Yard* is prohibited in a *required yard* abutting Lauzon Parkway and within 9.0 m of any other *street*.

19.13 MANUFACTURING DISTRICT 2.13 (MD2.13)

[ZNG/6194]

(B/L 54-2021 May 4/2021)

19.13.1 PERMITTED USES

- Ambulance Service*
- Loading Compound*
- Micro-Brewery*
- Public Parking Area*
- Railway*
- Self-Storage Facility*
- Towing Facility*
- Transport Terminal*
- Warehouse*
- Water Transportation Facility*

For any *lot* located in an area bound by Wyandotte Street West to the north, Janette Avenue to the east, Tecumseh Road West to the south and McKay Avenue to the west and zoned MD2.13, the following shall be additional permitted uses:

- Building Materials Recycling Store*
- Bulk Storage Facility*
- Contractor's Office*
- Equipment Rental Shop*
- Food Catering Service*
- Food Processing Facility*
- Laundry Plant*
- Manufacturing Facility*
- Medical Appliance Facility*
- Repair Shop – Heavy*
- Repair Shop – Light*
- Retail Store – Equipment & Supplies*
- Welding Shop*

Any use accessory to any of the above uses

19.13.5 PROVISIONS

- | | | |
|----|---------------------------|--------|
| .4 | Building Height – maximum | 14.0 m |
|----|---------------------------|--------|

19.18 MANUFACTURING DISTRICT 2.18 (MD2.18)

[ZNG/6194]

(B/L 54-2021 May 4/2021)

19.18.1 PERMITTED USES

- Loading Compound*
- Manufacturing Facility*
- Motor Vehicle Assembly Plant*
- Power Generation Facility*
- Public Parking Area*
- Railway*
- Research and Development Facility*
- Self-Storage Facility*
- Towing Facility*
- Transport Terminal*
- Warehouse*

Any use accessory to the above uses, including a *Retail Store*.

19.18.5 PROVISIONS

- .1 Lot Width – minimum 30.0 m
- .4 Building Height – maximum 20.0 m
- .5 Front Yard Depth – minimum 9.0 m
- .7 Side Yard Width – minimum
 - From a *side lot line* that abuts a *street* or abuts a *lot* on which a *dwelling* or *dwelling unit* is located 6.0 m
- .8 Landscaped Open Space Yard – minimum 5% of *lot area*
- .10 Gross Floor Area – *Retail Store* – maximum 20.0% of the *GFA* of the *main use*
- .50 For any *lot* abutting Pillette Road, a berm with a minimum width of 11.30 m and a minimum height of 1.80 m shall be provided along the Pillette Road frontage and such berm shall be maintained exclusively as a *landscaped open space yard*.

SECTION 20 – SPECIFIC ZONING EXCEPTIONS IN CERTAIN AREAS

(B/L 227-2002 Aug 12/2002, PL020829 OMB Orders 1013 and 1011 Jul 24/2003, OMB Order 1067 Aug 1/2003)

(1) SITE SPECIFIC PROVISIONS

Certain parcels of land on the zoning district maps [ZDM] are delineated by a broken orange line and identified by a zoning district symbol and a paragraph(s) of this subsection. Any parcel so identified shall be considered as being within the zoning district symbol and shall be subject to the provisions of that zoning district, the identified paragraph(s) of this subsection and any other applicable provisions of this by-law. In the event of a conflict between the provisions of this Section and the provisions of the zoning district, the provisions of this Section shall apply. Where an additional *main use* is permitted under this subsection, any *use* accessory thereto, not including an *outdoor storage yard* except where permitted within the zoning district, shall also be permitted subject to the provisions of the zoning district and any other provisions of this by-law applicable to such *accessory use*.

1. For the lands comprising Part of Farm Lot 59, Concession 1, situated on the west side of Sandwich Street, north of Prospect Drive, as more particularly described in Schedule “A” to By-law No. 9811, a *restaurant*, take-out restaurant and a *gas bar* shall be additional permitted *uses*.

[ZDM 1]

(B/L 9811 May 29/1989)

2. For the lands bounded on the north by University Avenue West, on the south by Wyandotte Street West, on the east by Sunset Avenue and on the west by Huron Church Road, the *maximum building height* may be 45 m and one (1) or more of the following additional uses may be permitted:

personal service shop; business, financial or medical office, *professional studio*, day nursery; provided, however, that the *maximum floor area* of each *personal service shop*, business, financial or medical office or *professional studio* shall not exceed 250 m², nor shall any combination thereof occupy more than 25% of the *gross floor area* of any *building*.

[ZDM 3]

3. DELETED (B/L 227-2002 Aug 12/2002, PL020829 OMB Orders 1013 and 1011 Jul 24/2003, OMB Order 1067 Aug 1/2003; B/L 53-2012 Jun 1/2012; B/L 52-2024 Apr 22/2024)

4. For the lands comprising Lots 3, 4, 5 and Part Lots 1 and 2, Registered Plan 40 situated on the west side of Russell Street, south of Mill Street, as delineated by a heavy black line in Schedule “A” to By-law No. 9773, a *multiple dwelling* may be an additional permitted use provided, however, that the following regulations shall apply:

- a) *Minimum Lot Area*: 1.8 hectares
- b) *Maximum Building Height*: 15 storeys
- c) *Minimum Front Yard Depth*: equal to the *building height* or 15 m, whichever is the greater.
- d) *Maximum Number of Dwelling Units*: 250

[ZDM 3]

(B/L 9773 May 8/1989)

5. For the lands situated on the south part of Lot 17 and the north part of Lot 18, Registered Plan 40, situated on the east side of Sandwich Street, south of South Street, as more particularly described in Schedule “A” to By-law Number 9421, a *food convenience store* and a *gas bar* shall be additional permitted uses, upon the permanent abandonment of any *automobile repair garage* uses on the site.

[ZDM 4]

(B/L 9421 Jun 13/1988)

6. For the lands comprising Lot 1, Registered Plan 996, situated on the west side of Cross Street, south of Chippawa Street, the *Minimum lot area* for a *single unit dwelling* shall be 273.5 m².
[ZDM 4]
7. For the lands comprising Lots 68 to 79 inclusive, Registered Plan 548, situated on the northeast corner of Bloomfield Road and Chippawa Street, a *business office* and *personal service shop* shall be additional permitted uses in the *existing building* provided the *maximum gross floor area* for the *business office* or *personal service shop* does not exceed 100 m².
[ZDM 4]
8. For the lands comprising Lots 2 and 4, Block F, Registered Plan 211, situated at the southwest corner of Devonshire Road and Brant Street, an *existing Lodging House* shall be an additional permitted use and any addition to an *existing Lodging House* shall comply with the provisions of Section 12.1.5.
[ZDM 6; ZNG/5270]
(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 164-2017 Nov 6/2017)
9. For the lands bounded on the south and east by the Essex Terminal Railway, on the west by Peter Street as extended southerly to Essex Terminal Railway and on the north by Hill Avenue as extended easterly to the Essex Terminal Railway, one (1) or more of the following existing *uses* shall be additional permitted uses: a stamping, forging or casting plant.
[ZDM 4]
10. For the land comprising Lot 9 and the south 7.9 m from front to rear of Lot 7, Block G, Registered Plan 211, situated on the northeast corner of Devonshire Road and Wyandotte Street East, an *existing Lodging House* shall be an additional permitted use and any addition to an *existing Lodging House* shall comply with the provisions of Section 12.1.5.
[ZDM 6; ZNG/5270]
(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 164-2017 Nov 6/2017)
11. For the lands comprising Part of Part Lot 7, south side of Prince Road, Registered Plan 40, Lots 30 and 34 and part of alley (closed), Registered Plan 1210, as shown delineated by a heavy black line on Schedule "A" to By-law No. 10501, situated on the south side of Chappell Avenue, west of Connaught Street, a business or medical office, medical or dental laboratory, the sale, lease, rental, or repair of hospital equipment and supplies and any use accessory to the foregoing uses may be additional permitted uses within the existing *buildings* on the subject lands, provided further that the *maximum building height* and the *Minimum front yard depth* shall be as existing on the date of the coming into force of this clause.
[ZDM 4] **(B/L 10501 Dec 3/1990)**
12. For the lands comprising Part of Block "Z", Registered Plan 927, situated on the east side of Ojibway Parkway, north of Sprucewood Avenue, shown as Block "D" in Schedule "A", to By-law No. 12711, a *motor vehicle dealership* shall be an additional permitted use.
[ZDM 2, 5] **(B/L 12711 Oct 21/1996)**
13. For the lands comprising Part of Block "Z", Registered Plan 927, situated on the north side of Sprucewood Avenue, east of Ojibway Parkway, shown as Block "B", in Schedule "A" to By-law No. 12711, any permitted uses in Section 15.1.1 shall be an additional permitted use and the 'H' holding provision shall not apply to such additional permitted uses.
[ZDM 5; ZNG/5271] **(B/L 12711 Oct 21/1996; B/L 7-2018 Jan 29/2018)**

14. For the lands comprising:

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Windsor, in the County of Essex and the Province of Ontario, on the south side of Riverside Drive West, west of Elm Street, which said parcels are more particularly described as follows:

FIRSTLY:

Lot Number One (1) on the south side of Sandwich Street, west of Elm Street, according to Registered Plan Number Three Hundred and Ninety-two (392);

SECONDLY:

Part of Farm Lot number Seventy-three (73) in the first Concession of the said City of Windsor;

COMMENCING at a stake planted in the intersection of the easterly limit of Farm Lot Number Seventy-three (73) with the southerly limit of Sandwich Street;

THENCE WESTERLY, following the last-mentioned limit, one hundred and twenty feet and eight and one-half inches (120' 8½") more or less to a stake planted in a wire fence running southerly;

THENCE SOUTHERLY, following the last-mentioned fence and parallel with the easterly limit of Farm Lot number seventy-three (73) four hundred and four feet (404');

THENCE EASTERLY, at right angles to the last-mentioned limit, one hundred and twenty feet and four inches (120' 4") more or less to an iron pin planted in the said easterly limit of Farm Lot number seventy-three (73);

THENCE NORTHERLY, following the last-mentioned limit, three hundred and ninety-six feet, nine inches (396' 9") to the place of beginning,

The following regulations shall apply:

- a) *Minimum Lot Area*: 4900 m² with not less than 34.5 m² for each *dwelling unit*.
- b) *Maximum Building Height*: 15 storeys
- c) *Maximum Lot Coverage*: 25% of the *lot area* (*main building*)
- d) *Minimum Landscaped Open Space*: 30% of the *lot area*
- e) A *minimum* of 50% of the *parking spaces* provided shall be located in a below grade *parking garage*.

[ZDM 3]

15. DELETED (B/L 96-2007 May 22/2007; B/L 32-2019 Mar 4/2019)

16. For the lands comprising Part of Lot 1, Registered Plan 40, and Block "B", Registered Plan 953, situated on the east side of King Street and the south side of Prince Road, a *business office* and a *medical office* or clinic shall be additional permitted uses.

[ZDM 4]

17. For the lands comprising Part of Block "A" and Lot 176, Registered Plan 282 and Part of Block "Z", Registered Plan 469, situated east of Crawford Avenue, south of University Avenue West, a *self-storage facility* and an accessory *business office* and caretaker's dwelling unit are permitted additional uses and no front, side or rear yard provisions or *lot coverage* provisions apply to such uses.

[ZDM 3]

18. For the lands bounded on the north by University Avenue West, on the east by Crawford Avenue, on the south by the south limits of Lot 292, Registered Plan 392, and Lot 62, Registered Plan 71 and on the west by Oak Avenue, any use permitted in Section 13.2.1 shall be an additional permitted use and shall comply with the provisions of Section 13.2.5.

[ZDM 3; ZNG/1062] (B/L 132-2011 Jul 4/2011; B/L 164-2017 Nov 6/2017)

19. For the lands comprising Lot 2 and part of Lot 1, Block “H”, Registered Plan 84; Lots 1 to 6, Lots 9 to 16, Lots A, B, C, D and E and all of Lane, Registered Plan 88; Lots 7, 9 and 10, Registered Plan 120; Lots 7 and 8, Lots G, H, I and J and all of private lane, Registered Plan 289 and part of Lot 80, Concession 1, comprising the block bounded by Riverside Drive West, Ferry Street, Ouellette Avenue and Pitt Street West and designated as Parts 1 to 26 on Plan 12R-16416, the following provisions shall not apply:

- a) Section 16.1.5.9 relating to *amenity area per dwelling unit*;
- b) Sections 24.20.10, 24.22.10 and 24.24.10 relating to size of a *parking space*;
- c) Section 24.40.1 relating to a *required loading space*;
- d) Section 25.5.30.4 relating to an *access area*;
- e) Section 25.5.50.5 relating to a *parking aisle*;
- f) Section 5.15.3 relating to location of a *building on a corner lot*;

[ZDM 3; ZNG/4629; ZNG/5271]

(B/L 129-2012 Sep 4/2012; B/L 18-2015 Feb 2/2015; B/L 177-2016 Nov 21/2016; B/L 7-2018 Feb 23/2018)

20. For the lands comprising Lot 7 and Part of Lot 8, Block “M”, Registered Plan 85, situated on the northeast corner of University Avenue West and Pelissier Street and shown delineated by a broken black line on Schedule “A” to By-law No. 12771, for a *Combined Use Building* containing a *maximum* of 15 *dwelling units*, Sections 16.1.5.9, 24.20.5.1 and 24.22.1 of this By-law shall not apply.

[ZDM 3; ZNG/2930; ZNG/5271]

(B/L 12771 Dec 16/ 1996; B/L 129-2012 Sep 4/2012; B/L 7-2018 Jan 29/2018)

21. For the lands comprising the south 12.5 m of Lot 5, Registered Plan 346, situated on the east side of McKay Avenue, south of Riverside Drive West, for a *duplex dwelling* the *minimum lot area* shall be 340.0 m².

[ZDM 3; ZNG/5389]

(B/L 95-2018 Jul 23/2018)

22. For the lands comprising the westerly part of Lot 16 and westerly part of Lot 15, situated on the west side of Sandwich Street, Registered Plan 40, situated on the northeast corner of South Street and Wilkinson Lane as shown delineated by a heavy black line in Schedule “A” to Appendix “B”, of OMB Order 2178 (CN PL990691) a *self-storage facility* shall be an additional permitted *use* subject to the following regulations:

- a) The *required* number of *parking spaces* shall be three (3); no *loading spaces* or *bicycle parking spaces* shall be *required* for a *self-storage facility*.

[ZDM 4]

23. For the lands comprising Lots 37 to 46, that part of the adjacent north/south alley extending southerly from the south limit of Union Street to the north limit of the Essex Terminal Railway right-of-way, Registered Plan 693 and Lots 11 to 20 both inclusive of Block "C", Registered Plan 50, situated on the east side of Sunset Avenue and the west side of California Avenue between Union Street and the Essex Terminal Railway right-of-way, the following *existing uses* shall be additional permitted *uses*:

Double Duplex Dwelling

Duplex Dwelling

Multiple Dwelling containing a maximum of 4 dwelling units

Semi-Detached Dwelling

Any use accessory to the preceding *existing uses*

and such additional permitted *uses* shall comply with the provisions of Section 11.2.5.

[ZDM 3, 4; ZNG/5270]

(B/L 164-2017 Nov 6/2017)

24. For the lands comprising Lots 5, 6, and 7, Registered Plan 148, situated on the southeast corner of Riverside Drive East and Langlois Avenue, the *maximum building height* shall be 40 m and a *minimum* of 75% of the *required parking spaces* shall be located in a below ground *parking garage*.

[ZDM 6]

25. For the lands bounded on the north by College Avenue, on the south by Tecumseh Road West, on the east by Crawford Avenue and on the west by the north/south alley next west of Crawford Avenue, an *outdoor storage yard* shall be prohibited.

[ZDM 3, 4]

26. For the lands comprising Part of Block 8, Registered Plan 58, situated on the east side of Campbell Avenue, the west side of McEwan Street, south of Wyandotte Street West, a *multiple dwelling* shall be an additional permitted *use* within the *existing building*.

[ZDM 3]

27. For the lands comprising Lot 170, Registered Plan 579, situated on the west side of Moy Avenue, south of Wyandotte Street East, the *existing building* may be used for two *dwelling units*.

[ZDM 6]

28. For the lands comprising Lots 116 to 130, Lots 143 to 155, all inclusive, Registered Plan 1074, situated on the east side of Daytona Avenue and the west side of Northway Avenue, south of Totten Street, a *multiple dwelling* may have more than four (4) *dwelling units* and the *maximum building height* for a *multiple dwelling* having a sloping roof shall be 12 m, the *minimum rear yard depth* for a *dwelling* shall be 7.5 m and a *parking area* shall be permitted in a *required front yard*.

[ZDM 4]

29. For all lands generally bounded on the west and north by Malden Road, on the east by Huron Church Road and on the south by E. C. Row Expressway, the following additional provisions shall apply:
- a) The outdoor storage of refuse, equipment, materials, or commodities within a *required front yard* is prohibited;
 - b) For any *lot* zoned MD1.1 or MD2.1, the following *uses* shall be an additional permitted use:
 - 1. *Existing Transport Terminal* and/or *existing* inspection facility;
 - 2. *Existing Business Office*;
 - c) For any *lot* having a *lot line* which abuts Huron Church Road, a *Hotel* shall be an additional permitted *use*.

[ZDM 4, 5; ZNG/5271; ZNG/5364]

(B/L 7-2018 Jan 29/2018; B/L 169-2018 Nov 19/2018)

30. The *minimum lot area* for the following lands shall be as *existing* on January 1, 1982:
- a) The lands bounded on the west by Huron Church Road, on the north by the south limit of Block 46 and Lots 24 to 29 inclusive, of Plan M-179, on the east by a line parallel with and centred in the north/south alley next west of Northway Avenue and the east limit of Lot 35, Plan 1290, between the south limit of Plan M-170 and the north limit of Grand Marais Road West, and on the south by the north limit of Grand Marais Road West.
 - b) Lots 7 to 26 inclusive, Plan 1311, situated on the south side of Grand Marais Road West between Huron Church Road and Daytona Avenue.

[ZDM 5]

31. For the lands comprising Lots 1 to 8 inclusive, Registered Plan 1346, and Lots 21 to 28 inclusive, Registered Plan 1346, situated on the northeast corner of Huron Church Road and Pulford Avenue, the *minimum lot area* shall be 0.4 ha and the following *uses* shall not be permitted uses: *billiard hall*; *bowling alley*; *theatre*.

[ZDM 5]

32. For the lands comprising Lot 1, of Block 3, Registered Plan 282, situated at the southeast corner of Wyandotte Street West and Caron Avenue, a ground floor *dwelling unit*, which may have a *professional studio* in combination therewith, shall be a permitted *use*, provided further that no parking is *required* for such *use*.

[ZDM 3]

33. For the lands comprising Part of Lot 94, Concession 1, situated on the south side of Riverside Drive East, the north side of Assumption Street and the west side of Chilver Road, the *maximum building height* shall be 20 m.

[ZDM 6]

34. For the lands comprising Part of Lot 37, Plan 138, as more particularly shown in Schedule "A" to By-law No. 9068, located on the southeast corner of Riverside Drive East and Louis Avenue, a *duplex dwelling* or a *combined use building* containing not more than one (1) *dwelling unit* and a *business office*; *retail store* and a *personal service shop* shall be additional permitted *uses* provided that such *uses* are located entirely within the *building*, and that the *maximum lot coverage*, *maximum building height*, *minimum front* and *rear yard* depths and *minimum side yard* widths shall be as *existing* on January 1, 1987.

[ZDM 6]

(B/L 9068 Jul 20/1987)

35. For the lands comprising Lot 271, Registered Plan 937 and Part of Niagara Street (closed), Registered Plan 317, as more particularly described in Schedule "B" to By-law No. 12338, and Lot 270, Registered Plan 937, located on the southwest corner of Parent Avenue and Niagara Street, the following regulations shall apply for a *church* and any *accessory use* thereto:

- a) A *minimum* of 22 *parking spaces* shall be provided;
- b) The *minimum* south *side yard* width shall be 3 m; and
- c) Sections 24 and 25 of this by-law shall not apply.

[ZDM 6, 7]

(B/L 12338 Sep 18/1995)

36. For the lands comprising Lots 1 to 8 inclusive, Registered Plan 958 and Lots 1 to 7 inclusive, Registered Plan 911, on the south side of Lamont Street between Fifth and Sixth Streets, the *minimum lot width* shall be 18 m.

[ZDM 5]

37. For the lands comprising Lot 4 and the east part of Lots 5 and 6, Registered Plan 358, situated on the west side of Ouellette Avenue, south of Montrose Street, the rental of automobiles shall be an additional permitted *use*.

[ZDM 7]

38. For the lands comprising Lots 64 to 68 inclusive, Registered Plan 386 and Lots 156 and 157, Registered Plan 124, situated on the east side of Mercer Street between Erie Street and Giles Boulevard East, the *minimum lot width* for a *semi-detached dwelling* shall be 13.4 m.

[ZDM 7]

39. For the lands comprising the south part of Lot 6 and the north part of Lot 7, Registered Plan 1444, situated on the west side of Jessica Way, north of Havens Drive, as shown delineated by a heavy broken line on Schedule 'A', attached to By-law 281-2002, the *minimum lot width* shall be 13.7 m.

[ZDM 9]

(B/L 281-2002 Sep 11/2002)

40. For the lands bounded on the north by Chatham Street East, on the east by the north/south alleys east of Aylmer Avenue, on the south by Brant Street, and on the west by Glengarry Avenue, the following *uses* shall be additional permitted *uses*:

Duplex Dwelling

Semi-Detached Dwelling

Single Unit Dwelling

Townhome Dwelling

Any use accessory to the preceding uses

and such additional permitted *uses* shall comply with the provisions of Section 11.2.5.

[ZDM 6; ZNG/5270]

(B/L 164-2017 Nov 6/2017)

41. For the lands comprising Lot 108, Registered Plan 276, situated on the east side of Langlois Avenue, south of Erie Street East, a *lodging house* shall be an additional permitted *use*, subject to the following regulations:

- a) The *maximum* number of persons not including staff in a *lodging house* on the northerly one-half of Lot 108, Registered Plan 276 shall be three (3); the *maximum* number of persons not including staff on the southerly one-half of Lot 108, Registered Plan 276 shall be five (5);
- b) A *lodging house* shall only be permitted in a *dwelling existing* on the effective date of this clause and the *maximum building height*, *minimum front* and *side yards* shall be as they exist on the effective date of this clause;
- c) No person shall be lodged in a *cellar*.

[ZDM 7]

42. For the lands bounded on the north by Riverside Drive East, on the south by Chatham Street East, on the west by Glengarry Avenue and on the east by Louis Avenue, the following uses shall be additional permitted *uses*:

Double Duplex Dwelling

Townhome Dwelling

and a *Double Duplex Dwelling, Multiple Dwelling* having less than 20 *dwelling units* or *Townhome Dwelling* shall comply with the provisions of Section 12.1.5.

[ZDM 6; ZNG/5270]

(B/L 164-2017 Nov 6/2017)

43. a) For the lands comprising Lots 56 to 58 inclusive and part of alley (closed), Registered Plan 937, Lots 251 and 252 and part of alley (closed), Registered Plan 430, and Part of Block F and part of alley (closed), Registered Plan 148, situated between Parent and Langlois Avenues, north of Ottawa Street, as shown delineated by a heavy black line in Schedule "A", attached to By-law No. 13039, a *club* and uses accessory thereto shall be additional permitted *uses*. For Lots 251 and 252 and part of the alley (closed), Registered Plan 430, a *multiple dwelling* with a *maximum* of eight (8) *dwelling units* shall be an additional permitted *use*.
- b) For the lands comprising the south 24.4 m of Lot F, Registered Plan 148, by a depth of 46.8 m from front to rear of Lot F, situated on the west side of Langlois Avenue, north of Ottawa Street, which is zoned RD3.1 on Zoning District Map 7, one (1) *club* shall be an additional permitted *use*.

[ZDM 7]

(B/L 13039 Jul 28/1997)

44. For the lands bounded on the north by Eaton Street, on the south by the north limit of Cleary Street extended to South Cameron Boulevard, on the west by Virginia Park Avenue, and on the east by South Cameron Boulevard, the following additional provisions shall apply:

- a) The manufacture and/or assembly of automobile parts and accessories shall be an additional permitted *use*.
- b) Section 18.4.5.50 shall not apply.

[ZDM 8; ZNG/1062; ZNG/5364]

(B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 132-2011 Jul 11/2011; B/L 169-2018 Nov 19/2018)

45. DELETED (B/L 132-2011 Jul 4/2011)

46. For the lands comprising Lots 1 to 5 inclusive and Part of Lot 6, Block 8, Registered Plan 358 and Part of Ouellette Avenue, Registered Plan 271, situated on the west side of Ouellette Avenue, south of Giles Boulevard, as shown delineated by a heavy black line in Schedule "A" of By-law No. 90-1999, a *pharmacy* having a *maximum gross floor area* of 950 m² shall be an additional permitted *use*, and there shall be a *minimum* building setback of 0.6 m from Ouellette Avenue and 3 m from Giles Boulevard and *minimum landscaped open space* equal to 15% of the *lot area*. A stairwell leading to a below grade *parking garage* shall be permitted in a *landscaped open space yard*.

[ZDM 7]

(B/L 90-1999 Mar 29/1999)

47. For the lands comprising Lots 31 and 32 and that part of the north/south alley enclosed therein; Registered Plan 1417, situated on the south side of Ellis Street East, between Dufferin Place and Goyeau Street, a *public parking area* shall be an additional permitted *use*.

[ZDM 7]

48. For the lands comprising Lot 115, Registered Plan 925 situated on the west side of Dougall Avenue, south of Tecumseh Road West, a *service station, gas bar* and the sale of fuels shall be prohibited.

[ZDM 7]

49. For the lands comprising the east 26.0 m of Lots 14 to 34 inclusive, Block IX, Registered Plan 358, situated on the west side of Dufferin Place between Shepherd Street East and Hanna Street East, the *maximum building height* shall be 9.0 m and the *maximum floor area ratio* shall be 1.5.

[ZDM 7]

50. For the blocks bounded on the north by Ellis Street, on the south by Hanna Street, on the east by McDougall Street and on the west by Windsor Avenue, the west side of McDougall Street from Ellis Street to the north limit of Lot 27, Registered Plan 110, as well as the lands on the east side of McDougall Street, immediately north of the former Essex Terminal Railway right-of-way, all zoned MD1.2 on Zoning District Map 7, the following *uses* shall not be permitted: *club; health studio, restaurant.*

[ZDM 7]

51. For the lands comprising Part of Farm Lot 87, Concession 1, situated on the northeast corner of Tecumseh Road East and Howard Avenue and shown delineated by a heavy black line in Schedule "A" to By-law No. 12945, for the first 840 m² of *gross floor area* used for a *restaurant*, the *minimum required* number of *parking spaces* shall be 1 space for each 7.85 m² of *gross floor area*.

[ZDM 7]

(B/L 12945 May 20/1997)

52. **EAST SIDE OF GOYEAU STREET AND WEST SIDE OF WINDSOR AVENUE, NORTH OF GILES BOULEVARD EAST**

- a) For the lands comprising of LOT 46 TO LOT 51, PLAN 447 for an existing parking area, the following additional provisions shall apply:
 1. Section 25.5.10.3 shall not apply.
 2. Section 25.5.20 shall not apply.
 3. Section 25.5.40.6 and 25.5.40.7 shall not apply.
 4. Notwithstanding Section 25.5.50, the *minimum parking aisle* width shall be as existing.
- b) For the lands comprising of LOT 183 & PT LOT 182, PLAN 1303, the following additional provisions shall apply:
 1. *Lot Area: minimum 1,728 m²*
 2. *Lot Coverage: maximum 43.5%*
 3. *Main Building Height: maximum 24.0 m*
 4. *Landscaped Open Space Yard: minimum 28%*
 5. Section 12.3.5.13 shall not apply
 6. *All required parking spaces* (excluding accessible *parking spaces* and *loading spaces*) shall be located entirely on LOT 46 TO LOT 51, PLAN 447.
 7. Notwithstanding Section 25.5.20.1.6, where a *building* is located on the same *lot* as the *parking area*, for that portion of a *building* wall not containing a *habitable room window* within 4.0 m of the *ground*, the *minimum parking area separation* from that portion of the *building* wall shall be 3.1 m.

[ZDM 7; ZNG/5271]

(B/L 7-2018 Jan 29/2018; B/L 167-2024 Nov 25/2024)

53. For the lands on the west side of Walker Road between Cataraqui and Ontario Streets, an *outdoor storage yard* shall be prohibited.

[ZDM 6]

54. For the lands comprising Part of Farm Lots 86 and 87, Concession 2, situated on the west side of Howard Avenue at Memorial Drive, more particularly described in Schedule "A" to By-law No. 147-2000, a *contractor's office* and a *personal service shop* shall be additional permitted *uses*.

[ZDM 7]

(B/L 147-2000 May 15/2000)

55. For Lots 253 to 258, Registered Plan 1289, (known municipally as 885 Northwood Street), a *School* shall be an additional permitted *use*.
[ZDM 8] (B/L 122-2012 Aug 27/2012)
56. **SOUTH SIDE OF CABANA ROAD WEST, WEST OF PRAIRIE COURT AND SOUTH OF RANDOLPH AVENUE**
For the lands comprising Part of Lot 2, Concession 4, identified as PIN 01556-1537, for a *multiple dwelling* the following provisions shall apply:
- a) *Lot Width: minimum* As Existing
 - b) *Lot Area: minimum* As Existing
 - c) *Lot Coverage: maximum* 50%
 - d) *Main Building Height: maximum* 14.0 m
 - e) *Front Yard Depth: minimum* 6.0 m
 - f) *Rear Yard Depth: minimum* 7.50 m
 - g) *Side Yard Width: minimum* 2.50 m
 - h) *Dwelling Units: maximum* 11
 - i) *Loading Space: minimum* 0
- [ZDM 9; ZNG/6276] (B/L 145-2021 Sep 27/2021)
57. For the lands comprising Part of Farm Lot 2, Concession 4, on the south side of Cabana Road West, west of Glenwood Avenue, designated as Parts 1 to 10, both inclusive, in Schedule “A” to By-law Number 96-1999, the following *uses* shall be additional permitted *uses*; a *personal service shop*; *bake shop*; a *pharmacy* ancillary to and in combination with a *medical office*.
[ZDM 9] (B/L 96-1999 Apr 6/1999)
58. For the lands comprising Part of Lot Farm 2, Concession 4, designated as Parts 5 to 13, Plan 12R-16225, situated south of Cabana Road West, east of Santo Drive, a *Townhome Dwelling* shall be an additional permitted use, and shall comply with the *Townhome Dwelling* provisions of Section 11.3.5, save and except that the *minimum rear yard* depth shall be 7.0 m, and provided further that:
- a) The *minimum* setback for a *Multiple Dwelling* shall be 10.50 m from the west and south limits of the RD3.2 Zoning District and the *minimum* setback of a garage door vehicular entrance that faces a *street*, shall be 5.0 m from a *street*;
 - b) For a *Multiple Dwelling*, the *minimum lot area* shall be 190.0 m² per *dwelling unit*;
 - c) For a *Multiple Dwelling*, the *maximum building height* shall be 30.0 m;
 - d) That Sections 12.2.5.3 and 12.2.5.8 shall not apply.
- [ZDM 9; ZNG/5270] (B/L 164-2017 Nov 6/2017)
59. For the lands comprising Part of Lots 10 to 14 inclusive, Registered Plan 485, and Part of Lots 96 and 97, Concession 1, situated on the west side of Montreuil between Riverside Drive East and the Canadian National Railway right-of-way as delineated on Schedule “A”, attached to By-law No. 9827, a railway station may have one *restaurant* and one *retail store* for the sale of gifts, novelties and souvenirs, provided that the floor area devoted to the *restaurant* or *retail store* does not exceed 200 m².
[ZDM 6] (B/L 9827 Jun12/1989)
60. DELETED (B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

61. For the lands comprising Lots 46 and 47, Registered Plan 628, situated on the west side of Lincoln Road, south of Ottawa Street, a *restaurant* and a take-out restaurant are prohibited and provided further that for any permitted *use*, the *minimum* front and *rear yard* depths, *side yard* widths, *maximum building height* and *maximum lot coverage* shall be as *existing*.

[ZDM 7]

62. For the lands on the east side of Howard Avenue between E. C. Row Expressway and Sydney Street, delineated by a broken black line in Schedule "A" of By-law Number 12653, the *maximum building height* may be 33 m for any part of a *building* occupied by business or professional offices and/or *multiple dwelling* units and, for a *business office*, the *minimum required* parking shall be one (1) space for each 70 m² of *gross floor area*.

[ZDM 8]

(B/L 12653 Aug 12/1996)

63. DELETED (B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

64. For the lands comprising Part of Farm Lot 3, Concession 5, described as Part 2, Plan 12R-8474, situated on the east side of Talbot Road, south of Cousineau Road, the *minimum front yard* depth shall be 4.5 m.

[ZDM 9]

65. For the lands comprising Part of Lot 138 and Part of Block "X", Registered Plan 1478, situated on the southeast corner of McGregor Boulevard and Dougall Avenue, a *games arcade* or *billiard hall* shall not be permitted uses.

[ZDM 9]

66. For the lands comprising Lots 2 to 9 inclusive, Plan 12M-386, situated on the south side of Cousineau Road, west of Country Club Drive, *semi-detached dwellings* shall be additional permitted *uses* and the following additional regulations shall apply:

- a) *Minimum Lot Width*: 20 m;
- b) *Minimum Side Yard Width*: 2.5 m (each side);
- c) *Maximum Lot Coverage*: 45%
- d) *Minimum Front Yard Depth* for a single unit or semi-detached dwelling: 9 m

[ZDM 9]

67. **NORTH SIDE OF FOREST GLADE DRIVE, BETWEEN LAUZON PARKWAY AND MEADOWBROOK LANE**

For the lands comprising of Part of Lots 125 & 126, Concession 2, Parts 1 to 12, 30 & 31, Reference Plan 12R-22621, PIN No. 01381-0106 LT & PIN No. 01381-0104 LT, a *Motor Vehicle Dealership* shall be an additional permitted *use*.

For the lands comprising of Part of Lots 125 & 126, Concession 2; Parts 15 to 28, Reference Plan 12R-22621, PIN No. 01381-0103 LT, a *Multiple Dwelling* shall be an additional permitted *use* and the following shall apply:

- a) *Lot Coverage*: *maximum* 35.0% of *lot area*
- b) *Main Building Height*: *minimum* 4 storeys
- c) *Main Building Height*: *maximum* 30.0 m
- d) *Accessory Building Height*: *maximum* 5.50 m
- e) *Building Setback* from 0.30 m reserve abutting Forest Glade Drive: 6.0 m
- f) *Building Setback*: *minimum*
 1. From north *interior lot line* abutting 3181 Meadowbrook Lane (P.I.N. No. 01381- 0094 LT): 70.0 m
 2. From east *interior lot line* abutting 0 Forest Glade Drive (P.I.N. No. 01381-0051 LT): 3.0 m
 3. From west *interior lot line* abutting 3575 Forest Glade Drive: 13.0 m

- g) *Landscaped Open Space Yard: minimum 25.0% of lot area*
- h) Notwithstanding Section 24.40.1.5: Table 24.40.1.5, the *required* number of *Loading Spaces* for a *Multiple Dwelling* with a *Gross Floor Area* over 15,000 m² to 22,500 m² shall be two (2).
- i) Notwithstanding Section .3 of Section 25.5.20.1: Table 25.5.20.1 *Parking Area Separation*, the *minimum* separation from the north *interior lot line* abutting 3181 Meadowbrook Lane (PIN No. 01381- 0094 LT) shall be a *minimum* of 3.00 m.
- j) A *minimum Parking Area Separation* of 3.00 m shall be provided between *Parking Space* rows, save and except a *Parking Space* row that is accessed from 3575 Forest Glade Drive.
- k) A *Parking Area*, *Parking Space* and *Loading Space* shall be prohibited from being located between a *Main Building* wall and Forest Glade Drive and a *Main Building* wall and Meadowbrook Lane.

[ZDM 15; ZNG/6943]

(B/L 70-2023 Jun 12/2023)

68. For the lands comprising the closed part of Quebec Street between Daytona Avenue and the adjacent north/south alley, Lots 128 to 134, the closed north/south alley, Registered Plan 1074, and Lots 13 to 15, the closed north/south alley, Registered Plan 335, a *Semi-Detached Dwelling* and a *Dwelling* having 3 or 4 *dwelling units* shall comply with the provisions of Section 11.2.5, save and except that the *minimum rear yard* depth shall be 7.50 m and that a *maximum* of 4 *parking spaces* shall be permitted in a *required front yard*.

[ZDM 4; ZNG/5270]

(B/L 164-2017 Nov 6/2017)

69. For the lands comprising Parts 1 and 2, Plan 12R-20922, located on the south side of Riverside Drive East, east of Pillette Road:
- a) A *lodging house* shall be an additional permitted use;
 - b) For all uses the following regulations shall apply:
 - 1. The *minimum lot area* shall be 0.8 hectares;
 - 2. The *minimum* setback of any part of a *building* located at or above *grade* shall be 45 m from the south limit of Riverside Drive; and
 - 3. An *access area* from Riverside Drive shall extend solely to a pedestrian drop-off area and a visitor parking area of not more than six *parking spaces*.
 - c) For a *lodging house* the following additional regulations shall apply:
 - 1. The *minimum* setback of any part of a *building* located at or above *grade* to a *maximum* of three storeys shall be 33 m from the south limit of Riverside Drive;
 - 2. The *minimum* setback of any part of a *building* with a height greater than three storeys shall be 45 m from the south limit of Riverside Drive;
 - 3. The *maximum* number of visitor *parking spaces* shall be 19. No more than 9 visitor *parking spaces* shall be located in front of the *building* with the remaining visitor *parking spaces* to be located in the *side yard*.

[ZDM 10]

(B/L 86-2007 May 7/2007; B/L 16-2012 Jan 23/2012; B/L 37-2012 Apr 2/2012)

70. For the lands comprising Part of Farm Lot 111, Concession 1, situated on the north side of Wyandotte Street East, east of Pillette Road, which are zoned RD3.1 on Zoning District Map 10, the following regulations shall apply:
- a) For that part of Farm Lot 111, Concession 1, delineated by a heavy black line on Schedule "A" to By-law Number 9307.
 - 1. The *minimum lot area* for each *dwelling unit* in a *multiple dwelling* shall be 90 m²; and,
 - 2. The *maximum building height* shall be 24 m.

[ZDM 10]

(B/L 9307 Feb 22/1988)

71. For the lands comprising Part of Lot 1, Registered Plan 61, situated on the south side of Riverside Drive East, west of George Avenue, the following regulations shall apply:
- a) *Minimum Lot Area*: 5,200 m²
 - b) *Minimum Lot Frontage*: 27 m
 - c) *Maximum Building Height*: 10 storeys
 - d) *Maximum Lot Coverage*: 15% of the *lot area* (exclusive of balcony projections)
 - e) *Minimum Building Setback*: (exclusive of a below grade *parking garage*)
 - 24.0 m from the north lot line;
 - 13.8 m from the south lot line;
 - 1.8 m from the east lot line;
 - 1.8 m from the west lot line.
 - f) No *parking space*, *loading space* or *parking area* shall be permitted in a *front yard* or *side yard* and a *minimum* of 75% of the *required parking spaces* shall be located in a below grade *parking garage*.

[ZDM 6, 10; ZNG/4046]

(B/L 48-2014 Mar 17/2014)

72. DELETED (B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 169-2018 Nov 19/2018)

73. For the lands comprising Part of Farm Lots 102 and 103, Concession 2, situated on the west side of Central Avenue and the south side of Somme Avenue, an *existing* stamping or forging plant shall be an additional permitted *use* and manufacturing shall not be limited to small motor vehicle parts or other small metal and electrical products.

[ZDM 11]

(B/L 227-2002 Aug 12/2002, PL020829 OMB Orders 1013 & 1011 Jul 24/2003, OMB Order 1067 Aug 11/2003)

74. For the lands comprising Part of Lot 111, Concession 1 and Part of Closed Alley, Registered Plan 1065; (Part 8 12R-2700), situated north of Empress Avenue, the following additional regulations shall apply:

Maximum Total Lot Coverage: 50%

For a *townhome dwelling unit*, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area* or a *parking space* or any combination thereof cannot exceed:

Blocks 1 and 9: 60%

Blocks 10 and 11: 85%

[ZDM 11; ZNG 5077]

(B/L 91-2017 Jun 19/2017)

75. For the lands generally bounded by Highway 401 on the north and east, North Talbot Road to the south and Sixth Concession Road to the west and zoned RD2.3 and RD2.4 on Zoning District Map 13, the following additional provisions shall apply:
- a) For *any dwelling*, the *minimum rear yard* depth shall be 7.50 m;
 - b) For a *Semi-Detached Dwelling* or *Townhome Dwelling*, the *maximum lot coverage* shall be 35%.
 - c) For the lands comprising Parts 8, 9, 22 and 23, Plan 12R-20677, located on the south side of Tumbleweed Crescent, east of North Talbot Park, a *Townhome Dwelling* shall be an additional permitted *use* and shall comply with the *Townhome Dwelling* provisions of Section 11.3.5.
- [ZDM 13; ZNG/5270]
- (B/L 10-2004 Jan 12/2004, PL040143 OMB Order 0055 Jan 12/2005; B/L 164-2017 Nov 6/2017)**
76. For the lands situated on the east and west sides of Riberdy Road between Foster Avenue and Ledyard Avenue, the *minimum lot area* and *minimum lot width* shall be as *existing* on August 1, 2003.
- [ZDM 12; ZNG/1062] **(B/L 132-2011 Jul 4/2011)**
77. For the lands comprising Part of Farm Lot 92, Concession 3, situated on the north side of Division Road, west of Woodward Boulevard, a funeral home shall be an additional permitted *use*.
- [ZDM 12]
78. For the lands designated as Part 2, Plan 12R-8022 and Part 2, Plan 12R-11887, situated on the south side of Rhodes Drive, west of Wheelton Drive, business and medical offices and a surgical centre shall be additional permitted *uses* and the *required* number of *parking spaces* for a surgical centre shall be calculated on the basis of one space for each 22 m² of *gross floor area*.
- [ZDM 12; ZNG/1062] **(B/L 132-2011 Jul 4/2011)**
79. For the lands comprising Lots 712 and 713, Registered Plan 1126, situated on the northwest corner of Walker Road and Calderwood Avenue, a *print shop* shall be an additional permitted *use* and a *maximum* of six (6) *parking spaces* shall be *required* for a *print shop*.
- [ZDM 12]
80. For the lands comprising Part of Farm Lots 14 and 15, Concession 6, situated on the east side of Provincial Road and the west side of Walker Road, north of Legacy Drive, a *motor vehicle dealership* shall be an additional permitted *use* and the *maximum building height* for any *building* shall be 15 m.
- [ZDM 13]
81. For the lands comprising Parts 2 and 3, Plan 12R-14719, situated on the south side of Rhodes Drive, west of Pillette Road, a business, financial and professional offices and a *personal service shop* shall be additional permitted *uses*; provided, however, that for Part 2, the total *gross floor area* of these uses in combination shall not exceed 25% of the total *gross floor area* of all *buildings* on Part 2.
- [ZDM 12; ZNG/1062] **(B/L 132-2011 Jul 4/2011)**
82. For the lands comprising Part of Farm Lot 125, Concession 2, situated on the east side of Lauzon Parkway, south of Forest Glade Drive, the following uses shall be additional permitted *uses*: the offices of a charitable or non-profit organization; a school and outdoor training facility.
- [ZDM 15]

83. For the lands comprising Part of Blocks E, F, and W, Registered Plan 1644, situated at the northwest corner of Lauzon Parkway and Cantelon Drive, the sale, lease or rental of *motor vehicles* shall be an additional permitted *use*.

[ZDM 15]

84. For the lands comprising Part of Block “Z”, Registered Plan 1330, situated on the north side of North Talbot Road, east of Northwood Lakes Drive, as shown delineated by hatched black line in Schedule “A” to By-law 12240 a nursery and an ancillary *retail store* for the sale of nursery stock and garden supplies and any use accessory thereto may be additional permitted uses, provided further that:

- a) The *minimum lot area* shall be 1.0 hectare;
- b) The *maximum building height* shall be one storey;
- c) No *building* shall be erected north of a line 92 m north of and parallel to the north limit of North Talbot Road.

[ZDM 13]

(B/L 12240 Jun 19/1995)

85. For any *lot* fronting on the south side of North Talbot Road between Southwood Lakes Boulevard and Highway 401, the *minimum front yard* depth shall be 9.0 m.

[ZDM 13; ZNG/5271]

(B/L 7-2018 Jan 29/2018)

86. For the lands comprising Part of Farm Lots 121 and 122, Concession 1, on the north side of Wyandotte Street East, west of St. Rose Avenue and being more particularly described in Schedule “A” to By-law Number 8989, the following regulations shall apply:

- a) There shall be no parking of a refrigerated trailer within 30.0 m of the nearest boundary of any *Residential District* except to permit the loading or unloading of such vehicle;
- b) In any *rear yard* or *side yard*, the loading or unloading of a trailer having gross vehicle weight of more than 3000 kilograms shall only be permitted within a *loading space* and the said *loading space* shall be entirely enclosed on three sides and above throughout its length.

[ZDM 10]

(B/L 8989 May 19/1987)

87. DELETED (B/L 132-2011 Jul 4/2011; B/L 50-2016 Apr 18/2016)

88. For the lands comprising Part of Lots 127 and 128, Concession 1, situated north of the intersection of Riverside Drive East and Lauzon Road and zoned RD3.1 on Zoning District Map 10, the following uses shall be additional permitted *uses*:

- (i) a *combined use building* having *multiple dwelling* units in combination with any one (1) or more of the following uses: a *retail store*; business, financial or medical office; *professional studio*; *personal service shop*; *restaurant*; take-out restaurant.
- (ii) In any *rear yard* or *side yard*, the loading or unloading of a trailer having gross vehicle weight of more than 3000 kilograms shall only be permitted within a *loading space* and the said *loading space* shall be entirely enclosed on three sides and above throughout its length.
- (iii) any non-residential use permitted in subclause (i), of this clause.

[ZDM 10]

89. For the lands comprising Lots 1 to 6 inclusive, Registered Plan 1104, situated on the northwest corner of Lauzon Road and Cecile Street, the following additional regulations shall apply to a *multiple dwelling*:

- a) *Minimum Lot Area*: 3700 m² with not less than 56 m² for each *dwelling unit*;
- b) *Maximum Building Height*: on a *corner lot*: 7 storeys
- c) *Maximum Lot Coverage*: 30% of the *lot area* for all *buildings* or parts thereof located above *grade*
- d) A *minimum* of 90% of the *required parking spaces* shall be located in a below grade *parking garage*.

[ZDM 10]

90. DELETED (B/L 132-2011 Jul 4/2011)

91. For the lands comprising Part of Farm Lot 138, Concession 1, situated on the north side of Riverside Drive East, west of Florence Avenue, delineated by a heavy black line in Schedule "A" to By-law No. 11343, the following *uses* shall be additional permitted *uses* within the *existing building*, subject to conformity to the following provisions:

- a) *Retail store; restaurant; personal service shop; business office; club.*
- b) Multiple dwelling units, in a *combined use building*, provided that all *dwelling units*, except entrances thereto, shall be located entirely above the ground floor; provided further that,
 - 1. No *minimum* separation between a *parking area* and a *building wall* having *habitable room windows* which face the *parking area* shall be *required*;
 - 2. No *dwelling units* shall be permitted until the adjacent aggregate transfer facility has permanently ceased operation.

[ZDM 14]

(B/L 11343 Feb 22/1993)

92. For the lands comprising Part of Lots 124 and 125, Concession 1, situated on the west side of Lauzon Parkway between Tecumseh Road East and the Canadian National Railway right-of-way, designated as Parts 1 and 3, Plan 12R-13246, a lumber yard and an *outdoor storage yard* shall be additional permitted *uses*.

[ZDM 10, 14, 15]

93. DELETED (B/L 132-2011 Jul 4/2011)

94. For the lands comprising Part of Farm Lot 134, Concession 1, situated on the north side of Tecumseh Road East, east of Lauzon Road, as delineated in Schedule "A" to By-law Number 8251, the following *uses* shall be additional permitted *uses*:

- a) a *place of entertainment and recreation*; a *restaurant* having a *maximum* floor area of 250 m², which may include an accessory outdoor patio area, whether covered or uncovered, having a *maximum* floor area of 85 m².

[ZDM 15]

(B/L 8251 Jul 8/1985)

95. For the lands comprising Part of Farm Lots 147 and 148, Concession 1, situated south of Riverside Drive, north of King Street and east of Amalfi Street, being more particularly described in Schedules "A" and "B" to By-law Number 11369, the following additional regulations shall apply:

- a) For a *dwelling* located on a *lot* which parallels and abuts the south limit of the former Windsor and Tecumseh Electric Railway Right-of-Way (Ganatchio Trail), the *minimum building wall* and fence setback from that limit shall be 6 m, and, the front wall of the *dwelling* and the main pedestrian entrance to the *dwelling* shall face north.

[ZDM 15]

(B/L 11369 Mar 8/1993)

96. For the lands comprising Part of Farm Lot 144, Concession 1, situated on the northwest corner of Banwell Road and Firgrove Drive, the *maximum building height* shall be 12 storeys and the *minimum lot area* shall be 76 m² for each *dwelling unit*.

[ZDM 14]

97. For all lands generally bounded on the north by Enterprise Way, situated on the south by Quality Way, on the west by the Canadian National Railway right-of-way and on the east by Lauzon Parkway, being more specifically delineated on Zoning District Maps 11 and 15, the following regulations shall apply:

- (i) *Minimum Front Yard Depth*: 9 m; a *required front yard* shall be maintained exclusively as a *landscaped open space yard*;
- (ii) *Minimum Side Yard Depth*: 6 m; provided that, a *minimum* set back of 9 m shall be *required* for any *side yard* abutting a *street*;
- (iii) *Minimum Rear Yard Depth*: 6 m;
- (iv) *Maximum Building Height*: 14.5 m for any *building* or *structure* within 150 m of a *residential district*, otherwise no height limit shall apply;
- (v) *Minimum Building Setback*: from Lauzon Parkway: 70 m;
- (vi) An *access area* may cross a *landscaped open space yard*;
- (vii) No off-street loading or truck storage area shall be permitted in any *yard* abutting Lauzon Parkway.

[ZDM 11, 15]

98. For the lands situated east of Radcliff Avenue, south of Norbert Street and north of McNorton Street, zoned RD2.3, on Zoning District Maps 14 and 15, the *maximum lot coverage* for a *single unit dwelling* with an attached *garage* shall be 50% of the *lot area* and for a *semi-detached dwelling unit* and a *townhome dwelling unit*, where each *semi-detached dwelling unit* and *townhome dwelling unit* has an attached *garage*, shall be 50% of the *lot area*.

[ZDM 14, 15]

99. For the lands comprising Part 1, Plan 12R-4363, situated at the northeast corner of Lauzon Road and McHugh Street, Sections 12.3.5.3 and 12.3.5.8 shall not apply.

[ZDM 14; ZNG/5270]

(B/L 164-2017 Nov 6/2017)

100. For the lands comprising Lots 194 to 197 inclusive, Registered Plan 997, situated on the west side of Northway Avenue, south of Kenora Street, 12 *dwelling units* shall be permitted in a *multiple dwelling*.

[ZDM 4]

101. For the lands on the east and west sides of Ouellette Avenue bounded on the north by the east/west alleys, south of the Canadian National Railway right-of-way, on the south by Eugenie Street, on the west by Pelissier Street and on the east by McDougall Street and Dufferin Street:

- a) Any permitted *use* in Section 16.3.1 shall be an additional permitted *use*.
- b) The *maximum main building height* shall be 28.0 m; and
- c) The provisions of Section 18.4.5 shall not apply

[ZDM 7, 8; ZNG/5271; ZNG/5364]

(B/L 7-2018 Jan 29/2018; B/L 169-2018 Nov 19/2018)

102. For the lands comprising Lots 69 to 73, 74 to 79, 100 to 111, all inclusive, Parts of Kingston Drive (closed) and Parkhill Gate (unopened) and the east/west lanes east and west of Parkhill Gate, Registered Plan 1627, situated on the south side of Wyandotte Street East, east of Watson Avenue, the following provisions shall apply:

- a) The *minimum lot area* shall be 6,000 m² with no less than 140 m² for each *dwelling unit*;
- b) A *minimum* separation of 12 m shall be maintained between a *multiple dwelling* and an RD1.1 District.

[ZDM 14; ZNG/1062]

(B/L 132-2011 Jul 4/2011)

103. For the lands comprising Part of Farm Lots 2 and 3, Concession 5, situated on the southeast corner of Cousineau Road and Talbot Road, designated as Part 1, on Plan 12R-10876, a *semi-detached dwelling* shall be an additional permitted use and the following regulations shall apply:

- a) *Minimum Lot Area*: 540 m²;
- b) *Minimum Lot Width*: 28 m;
- c) No *dwelling unit* shall be located within 10.5 m of Talbot Road/Highway Number 3.

[ZDM 9]

104. For the lands comprising Parts 1 to 5, Plan 12R-15988, situated at the southwest corner of Ottawa Street and Walker Road, the following additional provisions shall apply:

- a) A *Service Station* shall be an additional permitted use;
- b) *Lot Frontage*: *minimum* 6.0 m
- c) *Lot Area*: *minimum* 3,600.0 m²
- d) *Building Height*: Existing Building: *maximum* 25.0 m
- e) *Dwelling Units* in an *existing building* shall be an additional permitted use and Section 15.2.5.15 shall not apply.

[ZDM 7; ZNG/4203; ZNG/ 5271]

(B/L 172-2014 Oct 6/2014; B/L 7-2018 Jan 29/2018)

105. For a dwelling located on the east or west side of Dufferin Avenue, between Giles Boulevard East and Ellis Street East, one *front yard parking space* shall be permitted as *existing*.

[ZDM 7]

106. For the lands comprising Lots 119 to 122, Registered Plan 998, situated on the northeast corner of Huron Church Road and Bethlehem Street, a *business office* shall be an additional permitted use.

[ZDM 5]

107. For the lands comprising Lots 197 and 198, Registered Plan 622, situated on the west side of Marentette Avenue, north of the Essex Terminal Railway, a *maximum* of 45% of the *gross floor area* of the existing *building* may be devoted to a *home occupation*.

[ZDM 7]

108. DELETED (B/L 169-2018 Nov 19/2018)

109. For the lands comprising Part of Lots D and E, Registered Plan 43, situated at the southwest corner of Mill and Baby Streets, a *public parking area*, constructed and maintained in accordance with the provisions of Section 25, of this by-law, shall be an additional permitted use.

[ZDM 3]

110. For the lands comprising Lots 18 to 22 and the south one half (½) of Lot 17, Registered Plan 370, situated on the west side of Bridge Avenue, north of University Avenue, a *lodging house* shall be an additional permitted *use*.
[ZDM 3]
111. For the lands comprising Part of Lots 24 and 34 to 39 both inclusive, Plan 12R-16773, situated on the southwest corner of Tecumseh Road West and Tecumseh Road North, a *food convenience store, restaurant* and a *drive-through restaurant* shall be additional permitted *use*.
[ZDM 4]
112. For the lands comprising Part of Farm Lots 143 and 144, Concession 2, situated on the southwest corner of Banwell Road and McHugh Street, shown as Block 16, in Schedule “A” to By-law 3-1999, no *building* shall be situated within 30 m of the north limit of the Canadian National Railway right-of-way and an athletic and/or *sports facility* shall be an additional permitted *use*.
[ZDM 15] **(B/L 3-1999 Jan 11/1999)**
113. For the lands comprising Part 1 on Plan 12R-17595, situated at the southeast corner of Banwell Road and McNorton Street, no building shall be situated within 30 m of the north limit of the Canadian National Railway right-of-way and a *church, church hall, day nursery* and *school* shall be additional permitted *use*.
[ZDM 15]
114. For the lands comprising Part of Farm Lots 143 and 144, Concession 1, designated as Block 27, in Schedule “A” to By-law Number 13121, a business office having a *maximum gross floor area* of 250 m², a *residential care facility* and a *lodging house* shall be additional permitted *use*.
[ZDM 14] **(B/L 13121 Oct 6/1997)**
115. For the lands comprising Lots 7 to 14 both inclusive, Part of Lots 1 to 6, Part of Block “A”, Registered Plan 1275, Lots 7 to 10 both inclusive, Part of Lots 4, 5 and 6 and Part of Block “A”, Registered Plan 1335, Part of Lots 1, 2, 3 and 4, Registered Plan 948 and the enclosed north/south alley, situated on the east side of Huron Church, south of Malden Road, the *maximum building height* for a *hotel* shall be 7 storeys and a *restaurant* shall be an additional permitted *use*.
[ZDM 4]
116. For all lands on the east side of Devon Drive from the north limit of Lot 3, Registered Plan 1629, to the north limit of Kamloops Street as extended westward, an *outdoor storage yard* shall not be permitted.
[ZDM 8]
117. For the lands comprising Part of Farm Lot 97, Concession 1, designated as Parts 1 and 2, Plan 12R-11729, situated on the west side of St. Luke Road, south of Edna Street, an *outdoor storage yard*, exclusively for the storage of *motor vehicles*, shall be an additional permitted *use*. Each *motor vehicle* shall be stored on this *lot* for a *maximum* of 100 days and no *motor vehicle* restoration or repair shall take place within the *outdoor storage yard*.
[ZDM 6]
118. For the lands comprised of Part of Lot 13, Concession 6, City of Windsor, Parts 9 to 18, inclusive, 12R-20103, north of Holburn Street between Sixth Concession Road and Ducharme Street, the *minimum front yard* depth shall be 4.5 m.
[ZDM 13; ZNG/4965; ZNG/5359]
(B/L 112-2017 Jul 17/2017; B/L 97-2018 Jul 23/2018)
119. For the lands comprising Lots 80 to 104, both inclusive, situated on the east side of Dandurand Avenue, south of Ojibway Street, as shown on Zoning District Map 8, the following provisions shall apply:
- a) *Minimum Rear Yard* Depth: 17 m;
 - b) *Maximum Rear Yard* Depth: 27 m for Lots 97 to 104 both inclusive;

- c) *Minimum Building Height*: 11 m;
- d) *Maximum Building Height*: 11.5 m;
- e) No *dwelling* or part thereof shall be located within 250 m of the west limit of South Cameron Boulevard.

[ZDM 8]

120. For the lands generally bounded on the north by Little River Boulevard, on the south by Raintree Street, on the east by Blue Heron Drive and on the west by Banwell Road, zoned RD2.3 on Zoning District Map 14, the following provisions shall apply:
- a) For a *semi-detached dwelling unit* with an attached *garage*, the *minimum lot area* and the *maximum lot coverage* shall be 225 m² and 50% of the *lot area* respectively;
 - b) For a *townhome dwelling unit* with an attached *garage*, the *minimum lot area* and *maximum lot coverage* shall be 190 m² and 60% of the *lot area* respectively;
 - c) The exterior walls of a *semi-detached* or *townhome dwelling* shall be entirely finished with brick, stucco or stone cladding, where such walls face a *street*;
 - d) Except when a *dwelling* fronts on Blue Heron Drive, no exterior wall of an attached *garage* shall project greater than 3 m beyond the front and side walls of the *dwelling unit*.

[ZDM 14]

121. DELETED (B/L 183-2002 Jul 8/2002, PL020719 OMB Order 0054 Jan 14/2003)

122. For the lands comprising Lot 128, Registered Plan 841, located on the east side of Prado Place, south of Wyandotte Street East, a 2-unit *dwelling* shall be an additional permitted *use* within the *building*. The *maximum lot coverage* for a main building, *maximum building height*, and *minimum* front, side and rear yards shall be as they exist on August 12, 2002.

[ZDM 10; ZNG/1062] **(B/L 249-2002 Aug 26/2002; B/L 132-2011 Jul 4/2011)**

123. For the lands comprising Lots 1 to 3 inclusive, Registered Plan 925, located on the southwest corner of Tecumseh Road West and York Street, the sale and lease of automobiles shall be an additional permitted *use*.

[ZDM 7]

(B/L 271-2002 Sep 11/2002)

124. For the lands comprising Lots 16 and 18, Registered Plan 262, situated at the northwest corner of Chilver Road and Assumption Street, the following provisions shall apply:

- a) a *minimum* of 6 on-site *parking spaces* shall be provided;
- b) a *business office* with a *maximum gross floor area* of 110 m² in combination with a single unit or two unit *dwelling* shall be additional permitted *uses* within the *building existing* on the site on January 1, 2003;
- c) a business, financial or *medical office*, a *personal service shop*, a *light repair shop* or a *professional studio* shall be additional permitted *uses*.

[ZDM 6; ZNG/1062]

(B/L 316-2002 Nov 22/2002; B/L 132-2011 Jul 4/2011)

125. For the lands comprising Lot 60 and the southerly 1.82 m from front to rear of Lot 61, Registered Plan 913, situated on the east side of St. Luke Road, south of Ontario Street, a *duplex dwelling* shall be an additional permitted *use*.

[ZDM 6]

(B/L 313-2002 Oct 7/2002)

126. For the lands comprising Lot 5 and part of Lot 4, Registered Plan 564, located on the south side of Wyandotte Street East, west of Pierre Avenue, delineated by a heavy black line on Schedule 'A' of By-law 317-2002, a *multiple dwelling* with a *maximum* of five (5) *dwelling units* shall be an additional permitted *use* and that a *minimum* of four (4) *parking spaces* shall be provided.

[ZDM 6]

(B/L 317-2002 Oct 21/2002; B/L 31-2013 Mar 4/2013)

127. For the lands comprising Lots 4 to 6 inclusive, and part of the alley, Registered Plan 1014, situated on the east side of Betts Avenue, south of Tecumseh Road West, the lower level shall be maintained as a *cellar* only.
[ZDM 4] (B/L 328-2002 Oct 21/2002)
128. For the lands comprising Lots 72 to 78 inclusive, Registered Plan 658, situated on the northwest corner of Bloomfield Road and Chippewa Street, the lower level shall be maintained as a *cellar* only.
[ZDM 3] (B/L 342-2002 Nov 4/2002)
129. For the lands comprising Part of Lot 90, Concession 2, designated as Part 1, Plan 12R-14069 and Part 11, Plan 12R-12019, located at the southeast corner of Grand Marais Road East and Elsmere Avenue, any permitted *use* in Section 14.1.1 shall be an additional permitted *use* and the following additional provisions shall apply:
- a) *Building Height: maximum 4.0 m*
 - b) *Gross Floor Area: maximum*
For each Business Office, Food Outlet-Take-Out, Medical Office, Personal Service Shop, Professional Studio, Repair Shop- Light, Restaurant or Retail Store: 325.0 m²
- [ZDM 8; ZNG/ 5271] (B/L 348-2002 Nov 18/2002; B/L 7-2018 Jan 29/2018)
130. DELETED (B/L 346-2002 Nov 18/2002; B/L 71-2010 May 3/2010)
131. For the lands comprising Part of Lot 88, Concession 2, located on the south side of the North Service Road, west of Elsmere Avenue, and shown delineated by a heavy black line on Schedule 'A' of By-law 305-2002, an automobile *towing service* shall be an additional permitted *use*.
[ZDM 8] (B/L 305-2002 Oct 7/2002)
132. For the lands comprising the easterly 54.8 m of Lot 21, Registered Plan 868, located on the west side of Walker Road, north of the North Service Road, automotive repairs and sales shall be an additional permitted *use*.
[ZDM 12] (B/L 395-2002 Dec 16/2002)
134. DELETED (B/L 379-2002 Dec 16/2002; B/L 221-2007 Nov 13/2007)
135. DELETED (B/L 36-2003 Feb 3/2003; B/L 132-2011 Jul 4/2011)
136. For the lands comprising Part of Block 8, Plan 58, situated on the west side of McEwan Avenue, south of Wyandotte Street West and delineated by a heavy black line on Schedule 'A', attached to By-law 126-2003, a *club* shall be an additional permitted *use* and no on-site parking shall be *required* for a *club*.
[ZDM 3] (B/L 126-2003 May 5/2003)
137. For the lands comprising Part of Lot 117, Concession 2, located on the east side of Jefferson Avenue, south of Queen Elizabeth Drive, and shown delineated by a heavy black line on Schedule 'A', attached to By-law 176-2003, an *automobile repair garage*, the sale and installation of audio accessories, and the sale and repair of electronic devices shall be additional permitted *uses*.
[ZDM 11] (B/L 176-2003 Jun 16/2003)

138. For the lands comprising Part of Farm Lot 68, Concession 1, situated on the south side of Tecumseh Road West between Partington Avenue and Roxborough Boulevard, as described on Schedule 'A' of By-law 300-2003, a *Self-Storage Facility* shall be an additional permitted *use* provided further that a continuous *screening fence* or wall consisting of brick or decorative concrete block shall be *required* between a *Self-Storage Facility* and any residential use and the provisions of Section 10.1.5 shall not apply to a *Self-Storage Facility*.
[ZDM 4; ZNG/5270]
(B/L 157-2003 Jun 2/2003; B/L 300-2003 Sep 8/2003; B/L 31-2013 Mar 4/2013; B/L 164-2017 Nov 6/2017)
139. DELETED (B/L 227-2002 Aug 12/2002, PL020829 OMB Orders 1013 and 1011 Jul 24/2003, OMB Order 1067 Aug 1/2003; B/L 169-2018 Nov 19/2018)
140. DELETED (B/L 227-2002 Aug 12/2002, PL020829 OMB Orders 1013 and 1011 Jul 24/2003, OMB Order 1067 Aug 1/2003; B/L 169-2018 Nov 19/2018)
141. For the lands comprising Lots 34 to 38 inclusive, Registered Plan 1054, situated on the south side of Tecumseh Road East between Chilver and Kildare Roads, an *automatic car wash* may be an additional permitted *use*.
[ZDM 7] **(B/L 241-2003 Jul 7/2003)**
142. For the lands comprising Lot 82, Lots 200 to 202, and part of the alley, Registered Plan 1083 (northwest corner of Tecumseh Road East and Chandler Road), a *drive-through restaurant* with a *minimum* of 12 *stacking spaces* and 23 on-site *parking spaces* shall be an additional permitted *use*.
[ZDM 11] **(B/L 240-2003 Jul 7/2003)**
143. For the lands comprising Part of Lot 136, Concession 1, located north of McHugh Avenue and east of the storm water management facility, designated as Blocks 5 and 6 on Schedule 'A' to By-law Number 304-2003, the *minimum front yard* depth shall be 4.57 m and the *minimum lot area* for a townhouse shall be 520.0 m², plus 173.0 m² for each additional *dwelling unit*, and further that Section 5.11.1 shall not apply.
[ZDM 14; ZNG/4629] **(B/L 304-2003 Sep 22/2003; B/L 177-2016 Nov 21/2016)**
144. DELETED (B/L 9827 Jun 12/1989; B/L 227-2002 Aug 12/2002; B/L 305-2003 Sep 22/2003; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)
145. DELETED (B/L 367-2003 Nov 3/2003; B/L 129-2012 Sep 4/2012)
146. For the lands comprising Lots 24 to 30 inclusive and part of Lot 31, Registered Plan 1173 (east side of Thompson Boulevard between Ontario Street and Raymond Avenue) identified as Parcels 9 to 16 inclusive on Schedule 'A' to By-law Number 331-2003, the *minimum lot width* for a *single unit dwelling* shall be 11.6 m.
[ZDM 10] **(B/L 331-2003 Oct 6/2003)**
147. For the lands comprising Lots 36 to 39 inclusive, Block C, Registered Plan 50, situated on the west side of California Avenue, south of College Avenue. For a *townhome dwelling*, the *maximum* number of *dwelling units* shall be 5, the *maximum building height* of the *main building* shall be 3 storeys, the *maximum total lot coverage* shall be 40% of the *lot area*, the *minimum side yard width* shall be 1.30 m and that Section 25.5.10.1 and Section 25.5.30.1 shall not apply.
[ZDM 4; ZNG/4249] **(B/L 27-2004 Jan 26/2004; B/L 18-2015 Feb 2/2015)**

148. For the lands comprising Lots 1 to 93, both inclusive, Registered Plan 490, on the west side of Walker Road, between Cataraqui and Ontario Streets, the following provisions shall apply:

- (i) the following *uses* shall not be permitted uses: *gas bar; place of entertainment or recreation; public hall.*
- (ii) all permitted activities, not including parking, shall take place exclusively within a *building*.
- (iii) no loading doors or loading bays shall be permitted along any *building* wall which faces the rear *alley*.

[ZDM 6]

(B/L 39-2004 Feb 9/2004)

149. For the lands comprising Lots 30, 32, 34, 36 and part of Lot 38, Registered Plan 490, on the southeast corner of Monmouth Road and Niagara Street, the following provisions shall apply:

- a) the main pedestrian entrance for each *dwelling* shall face Monmouth Road.
- b) each *townhome dwelling* shall have a *maximum* of 4 *townhome dwelling units*.
- c) for a *main building*, each wall facing a *street* shall be entirely clad with brick veneer.
- d) any accessory *garage* shall be detached from the main *dwelling unit*, located solely in the *rear yard* and any vehicular entrance thereto shall face the rear *alley*.

[ZDM 6]

(B/L 39-2004 Feb 9/2004)

150. For the lands comprising Lot 14, the southerly 3.35 m of Lot 13 and the east half of the closed alley, all according to Registered Plan 1028 (west side of St. Luke Road, north of Alice Street), a two unit *dwelling* within the *existing building* on the site shall be an additional permitted *use*. The *minimum* front, side and *rear yards* and *maximum building height* shall be as they *exist* on the date of the passing of By-law 61-2004.

[ZDM 7]

(B/L 61-2004 Feb 23/2004)

151. For the lands comprising Lots 39 to 47, and part of the alley, Registered Plan 1005, and Lot 257, Registered Plan 360, situated at the northeast corner of Erie Street East and Louis Avenue, a *Public Hall*, with the provision of a *minimum* of 25 on-site *parking spaces*, and 26 off-site *parking spaces*, shall be an additional permitted *use* and notwithstanding the provisions of Section 13.1.5, the following additional provisions shall apply:

- .5 *Front Yard Depth: minimum 0.0 m*
- .7 *Side Yard Width: minimum 0.0 m*
- .8 *Landscaped Open Space Yard: minimum 5.0% of lot area*
- .50 *Loading Spaces: minimum None*

[ZDM 7; ZNG/5270]

(B/L 63-2004 Mar 1/2004; B/L 164-2017 Nov 6/2017)

152. For the lands comprising Lots 68 to 70, Registered Plan 581 situated at the northwest corner of Giles Boulevard West and Pelissier Street, a *business office* within the *existing building* shall be an additional permitted *use*, subject to the provision of six on-site *parking spaces*. Further, Section 25.5.10.3, Section 25.5.10.5, Section 25.5.30, Section 25.5.40 and Section 25.5.50 shall not apply.

[ZDM 7; ZNG/4249]

(B/L 67-2004 Mar 1/2004; B/L 18-2015 Feb 2/2015)

153. For the lands comprising Lots 1, 2 and 3, Registered Plan 531, situated at the southeast corner of Wyandotte Street East and Ellrose Avenue, a *maximum* of three *dwelling units* on a ground floor in a *combined use building* shall be additional permitted *uses* and that the ground floor *dwelling units* be exempt from the parking space regulations.

[ZDM 10]

(B/L 75-2004 Mar 8/2004)

154. For the lands comprising Lots 1 to 6, 33, 34, 213, 214 and Part of Lots 31, 32, 39, and 215, Registered Plan 1489, located on the east side of Dougall Avenue, south of Cabana Road, and delineated by a heavy broken line on Schedule 'A', attached to By-law 106-2004, an *automatic car wash* shall be an additional permitted use.
[ZDM 9] (B/L 106-2004 Apr 13/2004)
155. For the lands comprising Lots 1 to 5 inclusive, Registered Plan 81, located on the northeast corner of University Avenue West and Victoria Avenue, multiple residential units shall be an additional permitted use on floors 4 to 8, and a *minimum* of 42 on-site *parking spaces* shall be provided. No *amenity area* shall be required.
[ZDM 3] (B/L 107-2004 Apr 13/2004; B/L 287-2004 Aug 30/2004)
156. For the lands comprising Lots 4, 6, 7, 9, 11, 13, 15 and 17, Block M, Registered Plan 211, situated on the west side of Monmouth Road between Wyandotte Street East and Tuscarora Street, the *maximum main building height* shall be 34 m, the *maximum lot coverage – main building*, shall be 50% of the *lot area* and the *minimum landscaped open space yard* shall be 9% of the *lot area*.
[ZDM 6] (B/L 110-2004 Apr 19/2004)
157. For the lands comprising Lots 45 to 50, both inclusive, Registered Plan 586, situated on the southeast corner of Wyandotte Street East and Montreuil Avenue, a *coin-operated car wash* shall be an additional permitted use.
[ZDM 6] (B/L 213-2004 Jul 12/2004)
158. For the lands comprising Lots 106 to 111 inclusive, Registered Plan 1109 (west side of Meldrum Road, north of Grand Marais Road East) the sale and display of one truck and the outdoor storage of motor vehicles shall be permitted uses on the site.
[ZDM 11] (B/L 162-2004 May 31/2004)
159. For the lands comprising the easterly 19.38 m of Lot 6, Block A, Registered Plan 134 (southwest corner of Glengarry Avenue and Tuscarora Street), a business or *medical office*, not to exceed 65 m² in *gross floor area*, shall be an additional permitted use within the *building existing* on the site on Jun 1, 2004.
[ZDM 6] (B/L 160-2004 May 31/2004)
160. For the lands comprising Lots 50 to 59, Registered Plan 12M-211, located on the east side of Gundy Park Crescent, the *minimum front yard* depth shall be reduced from 6.0 m to 3.0 m, however, the requirement for the *minimum* 6.0 m setback of the *garage* shall remain in effect as specified under Section 5.11.1.
[ZDM 8; ZNG/4629] (B/L 167-2004 Jun 7/2004; B/L 177-2016 Nov 21/2016)
161. For the lands comprising Lot 42 and Part of Lot 43, Registered Plan 346, situated on the west side of McKay Avenue, south of University Avenue West, shown delineated by a heavy black line on Schedule 'A' of By-law Number 183-2004, a *multiple dwelling* with a *maximum* of three *dwelling units* shall be an additional permitted use.
[ZDM 3] (B/L 183-2004 Jun 14/2004)
162. For the lands comprising Lots 282 to 284, 317 to 319 and Part of Lots 285, 316 and 281, all according to Registered Plan 1323 (west side of Walker Road, south of Seneca Street), a *commercial school* shall be an additional permitted use within the *building existing* on the site on Jun 18, 2004.
[ZDM 7] (B/L 206-2004 Jun 29/2004)
163. For the lands comprising Lots 96 and 98, and the northerly 4.57 m of Lot 100, Registered Plan 490 (east side of Argyle Road, south of Richmond Street), a *tourist home* shall be an additional permitted use within the *existing building* on the site on July 1, 2004.
[ZDM 6] (B/L 235-2004 Jul 26/2004)

164. For the lands comprising Lots 414 and 415, Registered Plan 1126 (east side of Walker Road, south of the E. C. Row Expressway) an *automobile sales lot* shall be an additional permitted *use*.

[ZDM 12]

(B/L 256-2004 Aug 9/2004; B/L 31-2013 Mar 4/2013)

165. For the lands comprising Lots 7 to 12, Lots 18 to 22, Part Lots 13 to 17 and the Closed Alleys, Registered Plan 1104; Part of Farm Lot 127, Concession 1 (west side of Lauzon Road, between Cecile Avenue and Clairview Avenue), shown delineated by a heavy black line on Schedule 'A' of By-law 305-2004, a *minimum* of 119 on-site *parking spaces*, *front yard* parking, *minimum* landscaped open space of 3.675 m², a reduction in the *required* 3 m landscape setback along the Clairview Avenue and Cecile Street rights-of-way and the separation distance to a habitable window of 0 m shall be permitted.

[ZDM 10]

(B/L 305-2004 Sep 13/2004)

166. For the lands situated on the southwest corner of Riverside Drive East and Belleview Avenue and zoned ID1.2 on Zoning District Map 6, the following uses shall be additional permitted *uses*:

Lodging House

Multiple Dwelling

and the additional permitted *uses* shall comply with the provisions of Section 12.1.5.

[ZDM 6; ZNG/5270]

(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 164-2017 Nov 6/2017)

167. For the lands comprising Part of Lot 5, Registered Plan 428, situated on the south side of Riverside Drive East, east of Strabane Avenue and zoned RD3.3 on Zoning District Map Page 6, the following regulations shall apply:

- a) *Minimum Lot Area*: 4000 m²
- b) *Maximum Building Height*: 33 m
- c) *Maximum Number of Dwelling Units*: 83
- d) *Maximum Lot Coverage*: 25%
- e) *Minimum Building Setback*:
 - 19.2 m from the south limit of Riverside Drive East (as widened);
 - 24 m from the south lot line;
 - 10.5 m from the east lot line;
 - 5.5 m from the west lot line;
- f) Not more than one (1) *access area* shall be permitted to Riverside Drive East provided such access shall connect solely to a *parking area* containing not more than five (5) *parking spaces* and no vehicle access shall be afforded from the said *access area*, directly or indirectly to any other part of the *lot*.

[ZDM 6]

(B/L 8955 Apr 21/1987; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

168. For the lands comprising Part of Farm Lot 106 and 107, Concession 1, situated on the east and west sides of Rossini Boulevard, north of the Canadian National Railway right-of-way, a *maximum* of 2 *group homes* shall be additional permitted *uses*.

[ZDM 10]

(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

169. For the lands comprising Lots 10, 12 and 14, Registered Plan 262, situated on the west side of Chilver Road, north of Assumption Street, a business, financial or *medical office*, a *personal service shop*, a *light repair shop* and/or a *professional studio* shall be additional permitted *uses*.

[ZDM 6; ZNG/1062]

(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 132-2011 Jul 4/2011)

170. For the lands comprising Lots 1 to 8 inclusive, Registered Plan 427, Lot 9 and 10, Registered Plan 458, Lots 113 to 140, Registered Plan 620, Lots 1 to 28, Registered Plan 619, Lots 1 to 13, Registered Plan 620, situated on the east and west sides of Drouillard Road between Trenton Street and Deming Street the following *existing uses* shall be additional permitted *uses*:

an *automobile repair garage*; a *collision shop*; a laundry; a *workshop*; a woodworking shop.

[ZDM 6]

(B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

171. For the lands comprising Part of Lot 105, Concession 1, described as Parts 1 and 2, of Plan 12R-8164, situated on the southeast corner of Wyandotte Street East and George Avenue, a *multiple dwelling* exclusively for senior citizen *dwelling units* shall be an additional permitted use; provided, however, that the following regulations shall apply:

- a) *Minimum Lot Width*: 60 m
- b) *Minimum Lot Area*: 0.56 hectares
- c) *Maximum Building Height*: 13 storeys
- d) *Maximum Number of Dwelling Units*: 200

[ZDM 10]

(B/L 8531 Apr 21/1986; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

172. For the lands comprising the southerly one (1) m of Lot 2 and Lots 3 to 7 inclusive, all according to Registered Plan 476, on the west side of Drouillard Road, north of Wyandotte Street east, the following shall be additional permitted *uses*:

- a) *Retail stores* in combination with *restaurant* provided that each store does not exceed 250 m² in *gross floor area*;
- b) A brewery in combination with a *restaurant* provided that a brewery does not exceed 250 m² in *gross floor area*.
- c) A *lodging house*, provided, however, that the following additional regulations shall apply:
 1. A *lodging house* may be erected in combination with a *restaurant*;
 2. The *maximum building height* for a *lodging house* shall be 11 m;
 3. Required *parking spaces* may be located within a radius of 120 m of the nearest *lot line* of the lands occupied by the *lodging house* they are intended to serve;
 4. No doors, windows or other building openings, except emergency exits *required* by the Building Code Act, R.S.O. 1980 C. 51, as the same may be amended from time to time, shall be permitted in any west facing building wall.

[ZDM 6; ZNG/3590]

(B/L 9061 Jul 7/1987; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 164-2010 Oct 18/2010; B/L 164-2010 Nov 17/2010; B/L 31-2013 Mar 4/2013)

173. For the lands comprising Part of Farm Lots 96 and 97, Concession 1, on the northeast corner of Walker Road and Edna Street, as shown delineated by a heavy black line on Schedule "A" of By-law 10115, the *maximum* total floor area devoted to *retail stores* shall be 1400 m².

[ZDM 6]

(B/L 10115 Feb 12/1990; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 164-2010 Oct 18/2010)

174. For the lands comprising Lot 27, Registered Plan 679, situated on the west side of Pillette Road, north of Ontario Street, a *duplex dwelling* may be an additional permitted *use*, provided further that the *minimum* front and *rear yard* depths, *minimum side yard* widths and *maximum building height* shall be as they exist on August 1, 1989.

[ZDM 10]

(B/L 9910 Aug 28/1989; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

175. For the lands comprising Lots 190 to 193 inclusive, Lots 298 to 301 inclusive, and the northerly 1.52 m of Lot 302, all according to Registered Plan 937 (south side of Ottawa Street between Parent and Elsmere Avenues) a *minimum* landscape area of 30% of the total *lot area* and a *maximum building height* of 5 storeys shall be permitted.

[ZDM 7]

(B/L 333-2004 Oct 12/2004)

176. For the lands comprising Lot 446 and part of the abutting north/south alley, Plan 1065, shown as Part 1, Plan 12R-18122, on the southwest corner of South National Street and Westminster Boulevard, a *business office* and a maintenance/storage garage shall be permitted ancillary uses to the *multiple dwellings* situated on Part of Lot 3, Concession 1, designated as Parts 1, 3, 4 and 5 on Plan 12R-2700, provided however that the *maximum building height* shall be one storey.

[ZDM 10] **(B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)**

177. For the lands comprising Parts 1 to 8, Plan 12R-20484, located on the east and west side of Buckingham Drive, south of Raymond Avenue, the following additional provisions shall apply:

- a) *Minimum lot area* shall be 1,600.0 m²;
- b) *Habitable room windows* are prohibited along the south wall of any *dwelling*;
- c) *Minimum building* setback from the south *lot line* shall be 9.0 m.

[ZDM 10; ZNG/4629]

(B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006; B/L 177-2016 Nov 21/2016)

178. For the lands comprising Part of Farm Lot 116, Concession 1, situated on the north side of Empress Street and the south side of Coronation Avenue, west of Jefferson Boulevard, as shown in Schedule "A" of By-law Number 18-2001, the following *uses* shall be additional permitted *uses*: a *single-unit dwelling*; a *residential care facility*; a *lodging house*; the offices and other facilities of a charitable or non-profit organization.

[ZDM 11]

(B/L 18-2001 Jan 15/2001; B/L 327-2004 Oct 4/2004, PL041065 OMB Order 1695 Jun 13/2006)

179. For the lands comprising part of Lots 144 and 145, Concession 1, representing 230.58 m of frontage on the west side of Banwell Road and 241.48 m of frontage on the east side of Banwell Road, all being immediately south of Wyandotte Street East, the *minimum required lot width* shall be 14.44 m.

[ZDM 14]

(B/L 335-2004 Oct 12/2004)

180. For the lands comprising Part of Lot 76, Concession 2 (south of Tecumseh Road West, west of South Pacific Avenue) shown delineated by a heavy black line on Schedule 'A' of By-law 347-2004, a driving range, miniature golf, batting cages and any uses accessory thereto, shall be additional permitted *uses*.

[ZDM 7]

(B/L 347-2004 Oct 25/2004)

181. For the lands comprising Parts 3 to 12 inclusive, and Parts 20 and 21, Plan 12R-21671 (west side of Banwell Road, south of Tecumseh Road East), the following shall be additional permitted *uses*:

hotel/motel

funeral home

medical, dental and optical laboratory

drive-thru restaurant

health studio, club

warehouse

residential units located above the 1st storey

[ZDM 15]

(B/L 399-2004 Dec 13/2004; B/L 31-2013 Mar 4/2013)

182. For the lands comprising part of Lots 136 to 138, Concession 1, and being part of Part 1, 12R-21566, designated as the eastern one-half of Block 4 and Block 8, fronting on the west side of the proposed Cypress Avenue/Street 'E'; the western one-half of Blocks 2 and 10, fronting on the east side of the proposed Clearwater Avenue/Street 'F'; the eastern one-half of Blocks 2 and 10, fronting on the east side of the proposed Barkley Avenue/Street 'G'; and shown on Schedule 'A' to By-law Number 1-2005, the *minimum required front yard* depth shall be reduced from 6.0 m to 4.57 m and that Section 5.11.1 shall not apply.

Furthermore, for the lands designated as the western one-half of Block 4 and Block 7, fronting on the east side of the proposed Aspenshore Avenue/Street 'D' and shown on Schedule 'A' to By-law Number 1-2005, the *minimum required rear yard* shall be reduced from 7.5 m to 6.07 m.

[ZDM 14; ZNG/4629]

(B/L 1-2005 Jan 4/2005; B/L 177-2016 Nov 21/2016)

183. For the lands comprising Lots 7 to 12 inclusive, Block 'B'; and part of the closed alley, Registered Plan 1090, and Part of Lot 86, Concession 2, on the north side of Grand Marais Road East, east of Howard Avenue, as described in Schedule 'A' of By-law 14-2005, a *lodging house* shall be an additional permitted *use*, provided that concurrent use of the *building* for a *hotel* and *lodging house* is prohibited.

[ZDM 8]

(B/L 14-2005 Jan 24/2005; B/L 248-2005 Oct 11/2005)

184. For the lands comprising Lots 13 and 14, Registered Plan 864, situated on the east side of St. Luke Road, north of Seminole Street, a *maximum* of four *parking spaces* shall be permitted in the *required front yard*.

[ZDM 7]

(B/L 24-2005 Feb 14/2005)

185. For the lands comprising Lots 37 to 39 inclusive, Registered Plan 711 (northwest corner of Wyandotte Street East and Thompson Boulevard), a *coin-operated car wash* shall be an additional permitted *use*.

[ZDM 10]

(B/L 170-2005 Jul 11/2005, PL050809 OMB Order 2383 Aug 23/2006)

186. For the lands comprising Lots 6 and 7, and Part of Lot 5, Registered Plan 1058, situated on the southwest corner of Wyandotte Street East and Edward Avenue, a *coin-operated car wash* shall be an additional permitted *use*.

[ZDM 10]

(B/L 135-2005 May 30/2005)

187. For the lands comprising Lot 31, Registered Plan 1563, on the southeast corner of Riverside Drive East and Pratt Place, a *restaurant* with a *maximum gross floor area* of 146 m² and a *minimum* of seven (7) on-site *parking spaces* shall be an additional permitted *use*, provided that a 1.8 m screening fence will be *required* along the southerly *lot line*.

[ZDM 6]

(B/L 123-2005 May 16/2005, PL050578 OMB Order 2619 Oct 4/2005 and OMB Order 2767 Oct 20/2005)

188. DELETED (B/L 121-2005 May 16/2005; B/L 132-2011 Jul 4/2011)

189. For the lands comprising Part of Lot 140, Concession 1 (northeast corner of Tecumseh Road East and Clover Avenue) as shown delineated by a heavy black line on Schedule 'A' of By-law 150-2005, a *retail store* shall be an additional permitted *use*.

[ZDM 15]

(B/L 150-2005 Jun 6/2005)

190. For the lands comprising Part of Blocks J and K, Registered Plan 148, Part of Block M, Registered Plan 423, Part of Lot 92, Concession 3 (McNiff's), Geographic Township of Sandwich South, now in the City of Windsor, extension of Kamloops Street, between Marentette and Calderwood the following regulations shall apply:

Front Yard Depth: Blocks 1 and 2: 3 m

Block 4: 3 m

Rear Yard Depth: Blocks 1, 2, 4, 5, 6, 7, 8, 9: 6 m

Maximum Lot Coverage: (Includes main and accessory buildings)

Blocks, 2, 4 and 8: 45%

Blocks 1, 5, 6, 7 and 9: 55%

[ZDM 8, 12]

(B/L 193-2005 Jul 25/2005; B/L 161-2016 Nov 7/2016)

191. For the lands comprising Blocks 6, 9, 13, 17, 21, 25, 32 and 34, Plan 12M-407, Blocks 3 and 4 and Parts of Blocks 2 and 5, Plan 12M-468 (east and west sides of Luxury Avenue from McHugh Street to Little River Road), a *minimum rear yard* depth of 6.8 m shall be provided.

[ZDM 14]

(B/L 18-2004 Jan 19/2004)

192. For the lands comprising Part of Lots 20 and 28, Lots 21 to 27, both inclusive and part of the abutting alley (closed), all according to Registered Plan 639, and Part of Farm Lots 106 and 107, Concession 1, all as designated as Parts 1, 2 and 3, Plan 12R-9042, situated on the west side of Jos. Janisse Avenue, north of the Canadian National Railway, a row dwelling may be an additional permitted *use*, provided, however, that the *minimum lot frontage*, the *minimum lot area*, the *maximum* number of *dwelling units* and the *maximum building height* shall be as they exist on the date of the coming into force of this clause.

[ZDM 10]

(B/L 10473 Nov 5/1990; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

193. For the lands comprising Part of Lot 2, Block E, Registered Plan 211 (west side of Kildare Road, north of Wyandotte Street East) as shown delineated by a heavy black line on Schedule 'A' of By-law 249-2005, a four-unit *dwelling* shall be an additional permitted *use* within the *existing building* on the site subject to the provisions of a 1.8 m high *screening fence* 3 m inside the southerly property line.

[ZDM 6]

(B/L 249-2005 Oct 11/2005)

194. For the lands comprising Lots 4 to 9 inclusive, Registered Plan 864 (east side of St. Luke Road, north of Seminole Street), a *business office* and a *parking area* shall be additional permitted *uses*.

[ZDM 7]

(B/L 261-2005 Nov 1/2005)

195. For the lands comprising Lot 14, Registered Plan 1063, situated on the east side of Pillette Road, north of Seminole Street, the *existing building* may be used for the purposes of a *duplex dwelling*, provided further that the *maximum building height, minimum front and rear yard depths and minimum side yard widths* shall be as *existing* on the date of the coming into force of this clause.

[ZDM 10]

(B/L 10509 Dec 3/1990; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

196. For the lands comprising part of Lot 5, and Lots 7 and 9, all of Block "F", Registered Plan 211, situated on the northeast corner of Kildare Road and Wyandotte Street East and shown delineated by a heavy black line on Schedule "B" to By-law 10686, the *existing building* may be used for the purposes of a *combined use building* provided further that the following additional regulations shall apply:

- a) Not more than 22 *dwelling units* shall be permitted and all *dwelling units* shall be located entirely above the ground floor except entrances thereto;
- b) A *games arcade* shall not be a permitted use;
- c) The *maximum building height* and *minimum rear yard depth* shall be as they exist on the date of the coming into force of this sub-clause.

[ZDM 6]

(B/L 10686 May 27/1991; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

197. For the lands comprising Lot 2, Part of Lot 1, Part Block D, Plan 1082, and Part of Lot 1, Part Block B, Plan 1342 (southwest corner of Tecumseh Road West and Campbell Avenue), an *automobile sales lot* shall be an additional permitted *use*.

[ZDM 4]

(B/L 57-2006 Mar 27/2006; B/L 31-2013 Mar 4/2013)

198. For the lands comprising Lots 34 to 47, Part of Lot 33 and part of Closed alley, Registered Plan 531, and Lots 61 to 74 and Part of Lot 60, Registered Plan 679, situated on the south side of Ontario Avenue between Arthur Road and Ellrose Avenue, the following additional provisions shall apply:

- a) A *Single Unit Dwelling* shall be an additional permitted *use* subject to the provisions of Section 10.2.5 and that a brick veneer is *required* in the construction of the exterior walls.
- b) A *Multiple Dwelling* within the *existing building* shall be an additional permitted *use* and the following additional provisions shall apply:
 1. *Lot Area: minimum 4,400.0 m²*
 2. *Main Building Height: maximum As Existing*
 3. *Front Yard Depth: minimum 6.0 m*
 4. *Rear Yard Depth: minimum 7.50 m*
 5. *Side Yard Width: minimum 3.0 m*
 6. *Landscaped Open Space Yard: minimum 35% of lot area*
- c) *Public Parking Area* shall be an additional permitted *use*.
- d) For a *School* or *Place of Worship*, the *minimum lot area* shall be 7,800.0 m²
- e) Any *use* accessory to a permitted *use*.

[ZDM 10; ZNG/5270]

(B/L 87-2006 May 8/2006; B/L 99-2007 May 28/2007; B/L 164-2017 Nov 6/2017)

199. For the lands comprising Part of Lots 128, 129, 132 and 133, Concession 1 (east side of Lauzon Road, north of the CNR tracks) designated as Parts 2, 3, 4, 5, 6, 7, 8, 9 and 12 on Plan 12R-16993, *business offices* within the *existing building* shall be an additional permitted *use*.

[ZDM 14]

(B/L 101-2006 May 23/2006)

200. For the lands forming part of the Essex Terminal Railway right-of-way, situated on the south side of Prince Road, west of Carmichael Road, located within Zoning District MD1.2, the operation of a *railway* shall be an additional permitted use.

[ZDM 2, 3, 4, 5, 6, 7, 11, 12]

(B/L 324-2004 Sep 27/2004, PL041065 OMB Order 1695 Jun 13/2006)

201. For the lands comprising Part of Lots 120 and 121, Concession 1 (known municipally as 6550 and 6560 Wyandotte Street East), situated on the North side of Wyandotte Street E, despite the regulations of the Residential District 31 (RD3.1) zone category, the following regulation shall apply:

- a) *Lot Frontage: minimum 30 m*
- b) *Lot Area: minimum As Existing*
- c) *Main Building Height: maximum 24 m*
- d) *Number of Dwelling Units: maximum 26*

[ZDM 10]

(B/L 111-2006 Jun 12/2006; B/L 4-2020 Jan 6/2020)

202. For the lands comprising Part 1, Plan 12R-22123, situated on the east side of Bruce Avenue, south of Tecumseh Road West, a *double duplex dwelling* shall be an additional permitted use with a *minimum front yard* depth of 3 m and *minimum rear yard* depth of 4.5 m.

[ZDM 7]

(B/L 156-2006 Aug 21/2006; B/L 31-2013 Mar 4/2013)

203. For the lands comprising Part of Lot 114, Concession 1 and Lots 1 to 11, and Lots 15-39 inclusive, Registered Plan 1100, situated on the East and West sides of Prado Place (known as the Prado Heritage Conservation District).

No Front Yard Parking Space shall be permitted, exclusive of any *existing Front Yard Parking space*.

[ZDM 10]

(B/L 223-2006 Nov 20/2006)

204. For the lands comprising Part of Lot 75, Concession 1, located on the west side of Crawford Avenue, south of Giles Boulevard West, the following shall be additional permitted uses:

- a) *An automobile sales lot* subject to the provisions of Sections 25.5.10.7, 25.5.10.9 and 25.5.10.11;
- b) The sale and display of natural stone slabs and architectural stone products, subject to the provision of a fence with a *minimum* height of 1.80 m on the entire perimeter of the subject site.

[ZDM 4; ZNG/4249]

(B/L 178-2006 Sep 25/2006; B/L 43-2010 Mar 8/2010, PL100385 Mar 29/2011; B/L 18-2015 Feb 2/2015)

205. For the lands comprising Lot 35 and Part of Lots 33 and 34, Block C, Registered Plan 50, situated at the southwest corner of College Avenue and California Avenue, the following provisions shall apply to a *multiple dwelling* with a *maximum* of three units:

- a) *Minimum Lot Width: 14.0 m*
- b) *Minimum Lot Area: 525.0 m²*
- c) Sections 25.5.10.7, 25.5.10.9 and 25.5.10.11 shall not apply to any *parking area*.

[ZDM 3; ZNG/4249]

(B/L 184-2006 Oct 2/2006; B/L 18-2015 Feb 2/2015)

206. For the lands comprising Part 2, Plan 12R-7807 and Part 2, Plan 12R-13192, located at the southwest corner of Donnelly Street and Indian Road, the *front lot line* shall be the *exterior lot line* along Indian Road.

[ZDM 3]

(B/L 217-2006 Nov 6/2006)

207. For the lands comprising Lots 55 to 64 and Part closed alley, Registered Plan 983 and Lots 179 to 181, Registered Plan 967 (except Part 1 on Plan 12R-819) located at the northwest corner of Huron Church Road and Lambton Street, a *motor vehicle dealership* shall be an additional permitted *use*, a *minimum* 10 m *landscaped open space yard* be provided along Huron Church Road, and that no vehicular access be permitted to Huron Church Road, Eighth Avenue or Kent Street.
- [ZDM 5] (B/L 30-2007 Feb 12/2007)
208. For the lands comprising Part of Lots 25 and 26, Registered Plan 50, situated on the north side of University Avenue West, east of Sunset Avenue, as shown delineated by a heavy black line on Schedule 'A' of By-law 37-2007, a *restaurant* shall be an additional permitted *use* subject to the provision of a *minimum* of seven on-site *parking spaces*. Further, Section 25.5.20.1, Section 25.5.30.1, Section 25.5.50.2 and Section 25.5.50.3 shall not apply.
- [ZDM 3; ZNG/4249] (B/L 37-2007 Feb 26/2007; B/L 18-2015 Feb 2/2015)
209. For the lands comprising Parts 1 to 4 inclusive, Plan 12R-22845, Part of Lot 135, Concession 3, located on the northeast corner of Anchor Drive and Twin Oaks Drive, a *restaurant*, not to exceed 185.8 m² in *gross floor area*, a *retail store*, *bake shop*, *personal service shop*, *day nursery*, *club* and *health studio*, shall be additional permitted *uses*.
- [ZDM 15] (B/L 57-2007 Apr 10/2007)
210. For the lands comprising Lot 450 and the southerly 10 feet of Lot 449, Registered Plan 453, located on the west side of Elm Avenue, north of Giles Boulevard West, as more particularly delineated by broken black line on Schedule "A" to By-law 10821, the *existing building* may be used for the purposes of a *duplex dwelling*.
- [ZDM 4] (B/L 10821 Oct 21/1991; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)
211. For the lands comprising Part 1, Plan 12R-14745, Part 1, Plan 12R-13987 and Parts 5 to 9, Plan 12R-11613, between Legacy Park Drive and Provincial Road, the boarding of animals and pets shall be an additional permitted *use*.
- [ZDM 13] (B/L 56-2007 Apr 10/2007)
212. For the lands comprising Part 2, Plan 12R-22474, located on the west side of Enterprise Way, north of Hawthorne Drive, a *church* shall be an additional permitted *use*.
- [ZDM 11, 15] (B/L 69-2007 Apr 30/2007)
213. For the lands comprising Lot 10, Part of Lot 11, and Part of the closed alley, Registered Plan 499 (north side of Wyandotte Street East, east of Pratt Place) as shown delineated by a heavy black line on Schedule 'A', attached to By-law 130-2007, the sale of automobiles shall be an additional permitted *use*.
- [ZDM 6] (B/L 130-2007 Jul 3/2007)
214. For the lands comprising Parts 3, 6, 9 and 12, Plan 12R-19305, located on the west side of Banwell Road, south of Tecumseh Road East, the rental of automobiles, a lube and service centre, and the retail sale of tires shall be additional permitted *uses* subject to the provision of a *minimum* of two *stacking spaces* in advance of each bay or a lube centre.
- [ZDM 15] (B/L 129-2007 Jul 3/2007)
215. For the land comprising Parts 1 and 2, Plan 12R-6105 and Part of Lot 171, Registered Plan 1303, situated on the east side of Goyeau Street, south of Erie Street East, a *public parking area* shall be an additional permitted *use*.
- [ZDM 7] (B/L 135-2007 Jul 16/2007)

216. For the lands comprising Lots 11, 12 and 13, and Parts of Lots 8, 9 and 10, Plan 1354, located on the east side of Howard Avenue between Hildegarde and Charlotte Streets, and delineated by a heavy black line on Schedule 'A' of By-law 167-2007, an *automatic car wash* shall be an additional permitted use.

[ZDM 8]

(B/L 167-2007 Sep 4/2007)

217. DELETED (B/L 160-2007 Aug 27/2007 OMB PL070810 Dec 19/2007; B/L 132-2011 Jul 4/2011)

218. For the lands comprising Part of Block 1, Plan 12M-425, save and except for all of Plans 12R-17805, 12R-17809 & 12R-18634 situated at the northwest corner of Banwell Road and Leathorne Street, a *Residential Care Facility* shall be an additional permitted use and that for a *Residential Care Facility* the following additional provisions shall apply:

- a) Section 15.7.5.50 shall not apply;
- b) That a sidewalk from the main entrance of the *Residential Care Facility* to Banwell Road shall be provided; and
- c) That said sidewalk shall not cross an *access area*, *collector aisle*, *parking aisle* or *parking area*.

[ZDM 14; ZNG/5271]

(B/L 183-2007 Oct 1/ 2007; B/L 7-2018 Jan 29/2018)

219. For the lands comprising Part of Block 'A' and Lots 50 to 54 inclusive, Registered Plan 91 and part of Block 'O', Registered Plan 85, situated at the southwest corner of University Avenue East and Goyeau Street, as shown delineated by a heavy black line on Schedule 'A' attached to By-law 182-2007, a *drive-thru restaurant* shall be an additional permitted use subject to the provision of a *minimum* of nine *stacking spaces*. Further:

- a) Section 25.5.20.1.2 shall not apply;
- b) Access from an *alley* to a *parking area* or egress from a *parking area* to an *alley* shall be permitted.

[ZDM 6; ZNG/4249]

(B/L 182-2007 Oct 1/2007; B/L 18-2015 Feb 2/2015)

220. For the lands comprising Lot 2, Plan 12M-256, situated at the southwest corner of Temple Drive and Starway Avenue, a *contractor's office* shall be an additional permitted use.

[ZDM 12]

(B/L 45-2008 Mar 25/2008)

221. For the lands comprising Lots 59 to 70, Registered Plan 369, situated on the northeast corner of Wyandotte Street West and Bridge Avenue, a *fraternity or sorority house* shall not be permitted.

[ZDM 3]

(B/L 61-2008 Apr 14/2008)

222. For the lands comprising Lots 19 to 21 inclusive, Registered Plan 65 (southwest corner of E. C. Row Avenue and Banwell Road), the following shall be additional permitted uses:

Arena, swimming pool, baseball field and other public and private recreational sport facilities;

Commercial printing, publishing and photographic processing establishments;

Commercial recreation and entertainment establishments and theatres;

Day nursery, church, church hall, private hall, commercial school;

Dental or optical laboratory;

Personal service shops, bakery, confectionery store;

Light industrial uses;

Food catering service, including the packaging and preparation of food or foodstuffs for distribution and sales elsewhere;

[ZDM 15]

(B/L 63-2008 Apr 14/2008; B/L 31-2013 Mar 4/2013)

223. For the lands comprising part of Lot 15, Concession 5, described as PIN 01298-0080 LT and 01298-0081 LT, situated on the south side of Cabana Road East, east of Howard Avenue ("the property"), that:

a) the following shall be additional permitted *uses*:

a medical office, business office, personal service shop, pharmacy, professional studio, health studio, restaurant and take-out restaurant, and

b) the following *uses shall* be prohibited:

a drive through restaurant and a restaurant patio; and

c) the following regulations shall apply:

1. All *parking spaces* shall be located in the *front yard* and *side yard*.

Parking spaces are prohibited in the rear yard.

2. *Maximum Building Height*: one storey

3. *Maximum Net Floor Area*: 474 m²

4. *Minimum Rear Yard Setback*: 3.0 m

5. *Minimum West Side Yard Width*: 0.0 m

6. *Minimum East Side Yard Width*: 3.7 m

[ZDM 9]

(B/L 156-2008 OMB PL080534 Aug 26/2008; B/L 40-2017 Mar 6/2017; B/L 121-2020 Aug 24/2020)

225. For the lands comprising Lots 753 & 754, Plan 1126; Part 1 RP 12R18584 & Part Closed Alley, located on the west side of Walker Road between Foster Avenue and Lappan Avenue, and delineated by a heavy black line on Schedule 'A' of By-law 181-2008, a dealership for the sale of motorcycles and associated products shall be an additional permitted *use*.

[ZDM 12]

(B/L 181-2008 Oct 6/2008)

226. Notwithstanding the definition of 'lot' in By-law 8600, the lands described as Part of Lots 105, 106 and 107, Concession 3 shown delineated by a heavy black line on Schedule 'A' of By-law 182-2008, and property known as 4025 Rhodes Drive, shall be considered one *lot*.

[ZDM 6]

(B/L 182-2008 Oct 6/2008)

227. For the lands comprised as Part of Lot 128, Concession 2; (PIN 013830510) situated on the northeast corner of Lauzon Road and Hawthorne Drive, a *convenience store* and a *take-out food outlet* shall be prohibited.

[ZDM 15; ZNG/1062]

(B/L 153-2010 Sep 27/2010; B/L 132-2011 Jul 4/2011)

228. For Lot 163, Registered Plan 620, save and except the easterly 4 feet in perpendicular width, located on the west side of Drouillard Road, south of Ontario Street (1227 Drouillard Road), a *minimum* of one (1) on-site *parking space* shall be provided.

[ZDM 6]

(B/L 190-2008 Oct 27/2008)

229. For Part of Lots 105 to 109 inclusive, designated as Parts 13, 14, 16, 17, 21, 29 and 30, Plan 12R-23772, located on the southwest corner of Pillette Road and Plymouth Road, the *minimum required landscaped open space* shall be 10% of the *lot area*.

[ZDM 11]

(B/L 17-2009 Jan 26/2009; B/L 98-2010 Jun 14/2010)

230. **SOUTHEAST CORNER OF MARENTETTE AVENUE AND KAMPLOOPS STREET**

For Part of Lots 89 and 90, Concession 3, known as Parts 1, 2 and 3, Plan 12R-12373 and Parts 3 and 4, Plan 12R-19349, an *Outdoor Storage Yard* and a *Transport Terminal* shall be additional permitted uses.

[ZDM 8; ZNG/6194] **(B/L 205-2008 Nov 17/2008; B/L 54-2021 Mar 29/2021)**

231. DELETED (B/L 17-2009 Jan 26/2009; B/L 98-2010 Jun 14/2010; B/L 169-2018 Nov 19/2018)

233. DELETED (B/L 17-2009 Jan 26/2009; B/L 98-2010 Jun 14/2010; B/L 169-2018 Nov 19/2018)

234. For Lot 66, Plan 12M-262, located on the northwest corner of St. Clair Avenue and Youngstown Street, a two-unit *dwelling* shall be an additional permitted *use*.

[ZDM 5] **(B/L 19-2009 Jan 26/2009)**

236. For all residential uses in Target Area 3 of the Olde Sandwich Towne Community Improvement Area, shown delineated by a heavy black line on Schedule 'A' of By-law 30-2009, the following shall apply:

a) Regulations:

1. Where a vacant interior *lot* abuts *lots* with existing *dwellings*, the *minimum required front yard* shall be equal to the average of the setbacks from the *front lot line* of the *dwellings* on the abutting *lots*.

b) Prohibitions:

1. *Building height* in excess of 2 storeys shall be prohibited
2. Notwithstanding any other provisions in this by-law, parking shall be prohibited in a *required front yard*
3. No new *structures*, additions, or encroachments shall be constructed in an existing *front yard*
4. *Garages* are prohibited unless located a *minimum* of 6 m to the rear of the main wall.

[ZDM 3, 4] **(B/L 30-2009 Jan 26/2009, OMB PL090206 Oct 19/2012)**

237. For the lands comprising Part Lots 257, 258 and 259, and Part of closed Alley, Registered Plan 1124, situated at the northeast corner of Dougall Avenue and Cabana Road West, a business, financial or *medical office*, *professional studio* and a *personal service shop* shall be additional permitted uses subject to the following additional regulations:

Minimum Front Yard Depth: 0.0 m

Maximum Building Height: 7.5 m

Maximum Net Floor Area:

Business, Financial or *Medical Office*, Professional studio: 600 m²

Personal Service Shop: 250 m²

[ZDM 9] **(B/L 55-2009 OMB PL060495 May 27/2008)**

238. For the lands comprising Lots 1 to 3, Part of closed alley and Part of closed right-of-way, Registered Plan 1085, and Lots 4 and 5, Registered Plan 939, situated on the south side of Wyandotte Street East between Homedale Boulevard and St. Mary's Boulevard, delineated by a heavy black line on Schedule 'A' attached to By-law 49-2009, notwithstanding Section 14.2.5.10, the *maximum gross floor area* for each *use* listed in Section 14.2.5.10 shall be 375.0 m².

[ZDM 10; ZNG/5271]

(B/L 49-2009 Mar 23/2009, OMB PL090386 Nov 5/2009; B/L 7-2018 Jan 29/2018)

239. For the lands comprising Lots 512 to 516 inclusive, the abutting part of Block K from the north limit of Lot 516 to the south limit of Lot 512, all of Registered Plan 1342, situated on the east side of Curry Avenue, south of Tecumseh Road West, a *duplex dwelling* shall be an additional permitted *use* provided that the *minimum lot area* and *minimum lot width* shall be 450 m² and 15 m respectively. A *semi-detached dwelling* shall also be an additional permitted *use* provided that the *minimum lot area* and *lot width* shall be 450 m² and 15 m respectively and the *minimum* side yard width shall be 1.2 m for each *dwelling unit*.

[ZDM 4; ZNG/1062]

(B/L 11637 Nov 15/1993; B/L 11948 Sep 6/1994; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 132-2011 Jul 4/2011)

240. For the most northerly 10.06 m of Part 1, Plan 12R-792, located north of Cabana Road East, west of Howard Avenue, a *parking area* used exclusively in conjunction with the property abutting immediately to the south, shall be an additional permitted *use*.

[ZDM 9]

(B/L 52-2009 Mar 23/2009; B/L 31-2013 Mar 4/2013)

241. For Lot 3, Registered Plan 479, located on the east side of Chilver Road, south of Wyandotte Street East, a *restaurant* with a *gross floor area* exceeding 93 m², shall be prohibited as a permitted *use*.

[ZDM 6]

(B/L 65-2009 Apr 6/2009; B/L 164-2010 Oct 18/2010; B/L 31-2013 Mar 4/2013)

242. For Lots 2 to 10 inclusive, Lots 14 to 17 inclusive, Part of Lot 1, Part of Pleasant Grove (closed) and part of the alley (closed), all according to Registered Plan 980 (northeast corner of Edgar Avenue and St. Paul Avenue) as shown delineated by broken line on Schedule 'A' of By-law 88-2009, a funeral home shall be an additional permitted *use* provided vehicular access to St. Paul Avenue is prohibited.

[ZDM 10, 14]

(B/L 88-2009 May 25/2009)

243. For the lands comprising Part Lots 199 and 200, Registered Plan 367 situated on the southeast corner of Walker Road and Edna Street the following shall be additional permitted uses:

Health Studio

Micro-Brewery

and for a *Health Studio*, a *minimum* of 40 on-site *parking spaces* shall be provided.

[ZDM 6; ZNG/394; ZNG/5269]

(B/L 97-2009 Jun 15/2009; B/L 174-2017 Dec 4/2017)

244. For Part of Lots 13 and 14, Concession 6, designated as Parts 2, 3, 5 and 6 on Plan 12R-19026 (south side of Provincial Road, west of Walker Road) a *professional studio* shall be an additional permitted *use*.

[ZDM 13]

(B/L 104-2009 Jun 22/2009)

245. For Lots 117, 120 and 121, Registered Plan 1303, located on the southwest corner of Wyandotte Street East and Goyeau Street, the *maximum gross floor area* shall be 520 m².

[ZDM 7]

(B/L 119-2009 Jul 27/2009)

246. For the lands bounded on the North by Riverside Drive East, on the East by Aylmer Avenue, on the South by University Avenue East, and on the West by Glengarry Avenue, except 568 Chatham Street East, as delineated by a heavy black line on Schedule 'A' attached to By-law 117-2009, a *public parking area* shall be an additional permitted *use* and the following additional regulations shall apply:
- a) Notwithstanding Section 25.5.20.1.2, the *minimum* parking area separation from Riverside Drive East and Glengarry Avenue is 0.0 m.
 - b) Notwithstanding Section 25.5.20.1.2, the *minimum* parking area separation from Chatham Street East and University Avenue East is 1.0 m.

[ZDM 6; ZNG/4249]

(B/L 117-2009 Jul 27/2009; B/L 31-2013 Mar 4/2013; B/L 18-2015 Feb 2/2015)

247. For the lands comprising of Parts 2, 3, and 4, Plan 12R-13987, situated on the west side of Walker Road, north of Legacy Park Drive, a *gas bar* shall be an additional permitted *use*.

[ZDM 13]

(B/L 130-2009 Aug 24/2009)

248. For the lands comprising of Part of Lots 42 to 44, Registered Plan 997 and Part of Lots 1 and 2, Registered Plan 1015 (PIN 015832407), Lots 46 to 49, Registered Plan 997 and part of Lot 74, Registered Plan 1015 (PIN 015830479) and Part of Closed Alley (PIN 015832404) situated on the north side of Northwood Street between Huron Church Road and Daytona Avenue, the following additional provisions shall apply:

- a) direct vehicular access to Huron Church Road is prohibited;
- b) an *Automatic Car Wash* shall be an additional permitted *use* and that *minimum* of 8 *stacking spaces* in advance of and a *minimum* of 3 *stacking spaces* at the terminus of each wash line shall be provided;
- c) a Take-Out restaurant and a *Convenience Store* shall be additional permitted *uses* and that a *minimum* of 15 *parking spaces* shall be provided.

[ZDM 4; Z-014/09; Z-019/10; ZNG/1062]

(B/L 162-2009 Oct 26/2009; B/L 27-2011 Feb 7/2011; B/L 132-2011 Jul 4/2011)

249. a) For the lands comprising Lots 31 to 40, both inclusive, Lots 44 and 45, Registered Plan 625, Lots 57 to 84, both inclusive, registered Plan 619 and Lots 38 to 42, both inclusive, Registered Plan 637, on the east side of Henry Ford Centre Drive, between Trenton and Deming Streets, Lots 13 and 14, Registered Plan 637, on the west side of Henry Ford Centre Drive north of Deming Street, and part of Farm Lot 99, Concession 1, on the northeast corner of Henry Ford Centre Drive and Trenton Street, extending north a distance of 21.95 m from front to rear along Henry Ford Centre Drive, the subject lands shall be used exclusively for a *parking area* and a *landscaped open space yard*.
- b) For the lands comprising Lots 1, 2 and 56, Registered Plan 619, designated as Part 3 and 5, Plan 12R-17928, on the south side of Trenton Street between Drouillard Road and Henry Ford Centre Drive, the subject lands shall be used exclusively for a *landscaped open space yard*.

[ZDM 6]

(B/L 11882 Jul 4/1994; B/L 12167 Apr 3/1995; B/L 12289 Aug 14/1995; B/L 12496 Mar 18/1996; B/L 72-1998 Mar 9/1998; B/L 130-1998 Apr 27/1998; B/L 382-2001 Oct 22/2001; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

250. For the lands comprising Lots 10 to 12, part of Lots 7 to 9 and part of Block 'A' all according to Registered Plan 136 PIN Number 011690470, situated on the southwest corner of Louis avenue and Chatham Street East, a *lodging house*, a *business office* and other facilities of a non-profit organization, and a *combined use building* shall be additional permitted *uses*, and the following regulations shall apply:

- a) *Minimum Front Yard Depth*: 6 m
- b) *Minimum Rear Yard Depth*: 7.5 m
- c) *Minimum Side Yard Width*: 2.5 m on each side
- d) *Minimum Lot Area and Lot Width*: As Existing on the effective date of this clause
- e) *Minimum Landscape Open Space Yard*: 20% of the *lot area*
- f) *Maximum Building Height*: 6 storeys

[ZDM 6; ZNG/2794] **(B/L 169-2009 Nov 9/2009; B/L 27-2012 Mar 5/2012)**

251. For Lot 4 west side of Victoria Avenue, Plan 81 Windsor, Lot 5 west side Victoria Avenue, Plan 81 Windsor, Part Lot 3, west side Victoria Avenue Plan 81, Windsor, as in R1403289; Windsor PIN 01194-0303 (LT) (274 Victoria Avenue) the following shall be additional permitted *uses*:

- a) a *school*;
- b) any use related to the operation of a *university* or *college*; an academy, institute or association, which is affiliated or federated with a *university* or *college*; seminary; *student residences*.

[ZDM 3] **(B/L 181-2009 Dec 7/2009)**

252. For the lands comprising of Lots 307 to 312 inclusive, and part of Lots 313 to 317 inclusive, Registered Plan 903, an accessory building to the *single unit dwelling* on 5458 Malden Road shall be an additional permitted *use*, and the following additional regulations shall apply:

- a) *Maximum Building Area*: 121 m²
- b) *Maximum setback of the rear wall of the accessory building* from the east limit of Lot 307, Registered Plan 903: 15 m
- c) The requirements of Section 5.10.7 shall also apply to the GD1.4 zoning category.

[ZDM 5; ZNG/4629]

(B/L 8-2010 Jan 11/2010; B/L 166-2010 Oct 18/2010; B/L 177-2016 Nov 21/2016)

253. For the lands comprising of Part of Block A, Plan 315 (PIN 011670295) and Lots 70 and 71, Plan 1005, that all *required parking spaces*, not including *loading spaces*, shall be located entirely on Lots 70 and 71, Plan 1005.

[ZDM 6] **(B/L 11-2010 Jan 11/2010)**

254. For the lands comprising of Lots 138 to 142, Part of closed alley, Plan 1074 and Part of Quebec Street (closed), designated as Part 1, Plan 12R-23950, a *multiple dwelling* containing a *maximum* of six *dwelling units* shall be an additional permitted *use* and that for a *multiple dwelling* containing more than four units, the following additional regulations shall apply:

- a) *Maximum Lot Coverage Area*: 35% of the *lot*
- b) *Minimum Landscaped Open Space Yard Area*: 35% of the *lot*
- c) *Maximum Building Height. Main Building*: 3 storeys

[ZDM 4] **(B/L 10-2010 Jan 11/2010)**

255. For the lands comprising Part Lots 85 to 91 and Part of Closed Alley, Registered Plan 995, situated on the south side of Tecumseh Road East between Clemenceau Boulevard and Lloyd George Boulevard, the sale and display of a *maximum* of five *motor vehicles* in combination with a *retail store* or a *wholesale store* shall be an additional permitted *use*.

[ZDM 11]

(B/L 9-2010 Jan 11/2010)

256. For the lands comprising Part of Lots 1, 3, 4 and 6 and Part of Block 'N', Registered Plan 211, situated at the northwest corner of Walker Road and Wyandotte Street East, as described on Schedule "A" to By-law 11952, the following regulations shall apply:

- a) A *minimum* of 24 on-site *parking spaces* shall be provided;
- b) The parking of a *motor vehicle* may be permitted within 3.0 m from the intersection of Walker Road and Wyandotte Place;
- c) The *minimum* width of a *parking aisle* adjacent to the two most westerly *parking spaces* along Wyandotte Street East may be 2.0 m;
- d) A *minimum* 0.60 m setback shall be provided between a *parking space* and a *collector aisle* where a *parking space* is parallel to a *collector aisle*;
- e) Section 25.5.20.1.2 shall not apply to that part of a *parking area* abutting Wyandotte Place; and
- f) A *minimum* 1.50 m setback shall be provided between a *parking area* and a *building* wall in which is located the main pedestrian entrance facing the *parking area*.

[ZDM 6; ZNG 4249]

(B/L 11952 Sep 6/1994; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 18-2015 Feb 2/2015)

257. For the lands comprising Part Block D, Plan 1119 as in R215679; situated on the west side of Wellesley Avenue between Lens Avenue and Vimy Avenue, a Commercial School, with a *minimum* of 20 on-site *parking spaces* for the existing *structure* shall be an additional permitted *use*.

[ZDM 7]

(B/L 24-2010 Feb 1/2010)

258. For the lands comprising Part of Lot 537, Lots 538 to 540 inclusive, and Block 'A', Registered Plan 1342, located on the southeast corner of Tecumseh Road West and Curry Avenue, and shown delineated by a heavy black line on Schedule 'A' to By-law 12107, an *automobile sales lot* shall be an additional permitted *use*.

[ZDM 4]

(B/L 12107 Jan 23/1995)

259. For the lands comprising Lots 29 and 30, Registered Plan 360, situated on the northeast corner of Elsmere Avenue and Erie Street East, a *Lodging House* shall be an additional permitted *use* and the following additional provisions shall apply:

- a) Section 15.2.5.15 shall not apply; and
- b) A *Dwelling* or *Dwelling Units* are prohibited on the ground floor within the first 9.0 m of the *building* on the Erie Street East frontage.

[ZDM 7; ZNG/5271]

(B/L 28-2010 Feb 22/2010; B/L 7-2018 Jan 29/2018)

260. DELETED (B/L 39-2010 Mar 1/2010; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 31-2013 Mar 4/2013; B/L 179-2018 Dec 17/2018)

- 261. a) For the lands described as Part of Lots 96 and 97, Concession 1 designated as Parts 2, 3, 4, 5 and 6, Plan 12R-21005 situated on the east side of Walker Road between Seminole Street and Seneca Street, a *Public Hall*, a *Place of Entertainment and Recreation* and a *Motor Vehicle Dealership* shall be additional permitted *uses*.
- b) For the lands described as Part of Lot 97, Concession 1 designated as Part 1, Plan 12R-21005 and Part of Lot 97, Concession 1 (being the former Chesapeake and Ohio Railway right of way) excluding the portion zoned RD1.3 and GD1.1 situated on the west side of St. Luke Road south of Seminole Street, a *Motor Vehicle Dealership* shall be an additional permitted *use*.

[ZDM 7; ZNG/4606]

(B/L 31-2010 Feb 22/2010; B/L 51-2016 Apr 18/2016)

262. For the lands comprising of part of Lots 28, 29 and 30, Registered Plan 814, situated at the southeast corner of Tecumseh Road West and Bruce Avenue, a *coin-operated car wash* shall be an additional permitted *use*, subject to the following regulations:

- a) *Minimum Rear Yard Depth*: 0.0 m
- b) *Minimum Front Yard Depth*: 3.0 m

[ZDM 7]

(B/L 30-2010 Feb 22/2010)

263. For Lots 203 and 204, Part of Lots 223 and 216, Part of Block "C", Part of Homesite Avenue, and Part of the Alley, Registered Plan 1153, (3215 Jefferson) located on the west side of Jefferson Boulevard, north of the E. C. Row North Service Road, the following additional provisions shall apply:

- a) The following shall be additional permitted *uses*:

An athletic or sports facility; club; health studio;
A place of entertainment and recreation; a private hall;
A garden centre with outdoor storage;
A micro-brewery;
A self-storage facility.

- b) *A minimum of 88 parking spaces shall be required.*

[ZDM 11]

(B/L 51-2010 Mar 22/2010)

264. For the lands comprising Part of Lot 128, Concession 1, situated on the east side of Lauzon Road and west side of Frank Avenue, more particularly described as Part 1 and Part 2 and the north part of Parts 7 and 8, Plan 12R-24162, a parking area shall be an additional permitted use, subject to the following:

- a) All provisions in Section 25.1, Section 25.5 and Section 25.10;
- b) *Minimum parking area* separation from the northerly *lot line* shall be 4.0 m;
- c) *Minimum parking area* separation from Lauzon Road shall be 8.0 m;
- d) Provide a 1.50 m high *screening fence* along the northerly *lot line*;
- e) No direct vehicular access to Lauzon Road and Frank Avenue.

[ZDM 10; ZNG/4249]

(B/L 85-2010 OMB PL091089 Apr 28/2010; B/L 18-2015 Feb 2/2015)

265. For the lands comprising Lot 24 and North Part Lot 25, Registered Plan 381, situated on the west side of Victoria Avenue between Wyandotte Street West and Elliott Street West, a *lodging house* shall be an additional permitted *use*.

[ZDM 7; ZNG/416; ZNG/2931]

(B/L 69-2010 May 3/2010, OMB PL100599 Jul 21/2011; B/L 53-2012 May 8/2012)

266. For the lands comprising the north Part of Lot 57, the south Part Lot 59 and Lot 58, Registered Plan 831, situated on the east side of Aubin Road, north of Seminole Street, the following additional provisions shall apply:

- a) *Minimum building* setback from the Aubin Road right-of-way shall be 3.0 m;
- b) Provision of a wood *screening fence* with a *minimum* height of 1.8 m along the north property line between the carport at 1478 Aubin Road and the east property line of subject land;
- c) The *required* exterior finish of the building duplicate the brick pattern and colour on the existing *building* at 3930 Seminole Street;
- d) That Section 25.5.10.3 Section 25.5.10.5, Section 25.5.20.1 and Section 25.5.20.5 shall not apply to any *parking space* adjacent to a *building wall*. Painted lines shall be provided to indicate the westerly limit of the *parking space*.

[ZDM 10; ZNG/420; ZNG/4249]

(B/L 80-2010 May 10/2010; B/L 18-2015 Feb 2/2015)

267. For the lands bound by the Detroit River to the north; Walker Road to the east; Ottawa Street to the south; and Lincoln Road to the west (known as the Walkerville Heritage Area).

No *Front Yard Parking Space* shall be permitted, exclusive of any *existing Front Yard Parking Space*.

[ZDM 6, 7]

(B/L 127-2010 Aug 9/2010)

268. For the lands comprising of Lot 164, Registered Plan 684, located on the north side of Ottawa Street, west of Argyle Road a *medical office* in the *existing building* be permitted and the following additional regulations shall apply:

- a) That four (4) *parking spaces* be provided on-site;
- b) That a *minimum* 4.5 m rear yard landscape area be provided between four *parking spaces* and the existing north *building* wall.
- c) Up to four *parking spaces* may be provided in a *required rear yard*.

[ZDM 7]

(B/L 116-2010 Jul 26/2010; B/L 31-2013 Mar 28/2013)

269. For the lands comprising Lots 16 and 17, Registered Plan 612, situated at the northwest corner of Janette Avenue and Pine Street, indoor storage of *motor vehicles* shall be an additional permitted *use*.

[ZDM 3]

(B/L 126-2010 Aug 9/2010)

270. For the northerly 59' of Lot 679 and Part of Lot 680 (easterly 15 feet 8 inches), Plan 648, (1284-1298 Ottawa Street) located on the northwest corner of the intersection of Ottawa Street and Hall Avenue, one *dwelling unit* on the ground floor of a *combined use building* shall be an additional permitted *use*.

[ZDM 7]

(B/L 137-2010 Aug 23/2010)

271. For the lands comprising Lot 44 and part of Lots 43 and 45, Registered Plan 1248, situated on the west side of Dougall Avenue, south of Nottingham Street, a *day nursery* in an *existing building* shall be an additional permitted *use* subject to the following regulations:

- a) The *minimum lot frontage*, *minimum side yard width*, *maximum building height* and *maximum rear yard depth* shall be as *existing*; and
- b) The *minimum* separation of a *parking space* from a *street* shall be 3.0 m and the area forming the *parking space* separation shall be maintained exclusively as a *landscaped open space yard* in which no parking of *motor vehicles* shall be permitted.

[ZDM 8]

(B/L 132-2010 Aug 23/2010; B/L 190-2011 Nov 7/2011)

272. **HOWARD AVENUE, TUSON WAY AND HOWARD PLACE**

For the lands comprising Part of Lot 107, Registered Plan 1489, described as Part 1, Plan 12R11254 except Part 2, Plan 12R23861, and identified as PIN 01573-0748, for a *Multiple Dwelling*, the following additional provisions shall apply:

- a) *Lot Area: minimum* 1,825.0 m²
- b) *Building Height: Main Building: maximum* 10 m
- c) Notwithstanding Section 25.5.20.1.2, the *minimum parking area* separation from any *street* shall be 1.50 m.
- d) Notwithstanding Section 25.5.20.1.6, the *minimum parking area* separation from a *building wall* containing a *habitable room window* or containing both a main pedestrian entrance and a *habitable room window* facing the *parking area* where the *building* is located on the same *lot* as the *parking area* shall be 2.60 m.

[ZDM 9; ZNG/7237]

(B/L 133-2010 Aug 23/2010; B/L 55-2025 Apr 14/2025)

273. For the lands comprising Lots 2, 4, 6, 8, 10 and 12, Block 'S', Registered Plan 211, situated on the west side of Walker Road, between Tuscarora Street and Cataraqui Street, the permitted *uses* in Section 14.3.1 shall be permitted only within a *building* existing on Mar 23, 1998, provided further that the *maximum building height, minimum front yard depth, minimum rear yard depth, and minimum side yard width* shall be as *existing* on Mar 23, 1998.
[ZDM 6; ZNG/1062; ZNG/5271]
(B/L 13160 Nov 17/1997; B/L 132-2011 Jul 4/2011; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 7-2018 Jan 29/2018)
274. DELETED (B/L 28-2011 Feb 27/2011; B/L 132-2011 Jul 4/2011)
275. For the lands located on the north side of Tecumseh Road East, west of Banwell Road, described as Part of Lot 143 Concession 1, (PIN 01565-3606), an outdoor mini golf shall be permitted as an *ancillary use*.
[ZDM 15] **(B/L 18-2011 Jan 31/2011)**
276. For the lands consisting of Concession 2, Part Lot 136 & 137 (PIN 013830472), situated south of Tecumseh Road East, west of Forest Glade Drive, that a *pawnshop* is permitted as an additional *use*.
[ZDM 15] **(B/L 24-2011 Feb 7/2011)**
277. For the lands comprising Part Farm Lot 75, Concession 1, further designated as PIN 01199-0352, situated on the west side of Crawford Avenue, north of Tecumseh Boulevard West, an *outdoor storage yard* for the storage of operable *motor vehicles* as an *accessory use* shall be an additional permitted *use*.
[ZDM 4; Z-012/10] **(B/L 80-2011 May 3/2011)**
278. For the lands situated on the east and west sides of Huron Church between the south limit of College Avenue and the north limit of Continental Avenue on the west side of Huron Church Road and the north limit of E C Row Expressway on the east side of Huron Church Road, a *landscaped open space yard* with a *minimum* depth of 10 m along Huron Church Road shall be provided, save and except for Parts 4 and 5, Plan 12R-12366 and Part Lots 1346 to 1360, Part Lot 1829 and Part Block A, Registered Plan 1059 (situated on the west side of Huron Church Road, north of Tecumseh Road West) a *minimum landscaped open space yard* with a *minimum* depth of 3 m along Huron Church Road shall be provided. *Buildings* and the parking and display of *motor vehicles* are prohibited within this *landscaped open space yard*.
[ZDM 4, 5; ZNG/1062; ZNG/2931]
(B/L 132-2011 Jul 4/2011; B/L 53-2012 May 8/2012)
279. For the lands consisting of Part Lot 85, Concession 1; South Part Lot 14; North Part Lot 154, Plan 96 (PIN 011800181), located on the west side of McDougall Street, south of Hanna Street East and east of Windsor Avenue a *day nursery* shall be prohibited.
[ZDM 7] **(B/L 157-2011 Sep 6/2011)**
280. For the lands located on the south side of Riverside Drive East, west of Lauzon Road, described as part lot 127 Concession 1, and Part Lot 127 Concession 1, designated as Part 2 of Reference Plan 12R-9171 (PIN 01069-0218 LT, and PIN 01069-0224 LT), a *parking area* shall be additional permitted *use* for a commercial use on the lands next east; *loading spaces* and refuse facilities are prohibited.
[ZDM 10] **(B/L 174-2011 Oct 3/2011)**

281. For the lands comprising Lots 1, 2 and 3, and Part of Lot 4, Registered Plan 1365, situated at the northwest corner of College Avenue and Brock Street and for the lands comprising Lots 122 to 126 and Part of Lot 127, Registered Plan 1365, situated at the southwest corner of College Avenue and Brock Street, a *business office*, a *medical office*, and other facilities of a non-profit or charitable organization within an *existing building* are additional permitted uses subject to the provision of a *minimum* of 25 *parking spaces* on Lots 1, 2 and 3, and Part of Lot 4, Registered Plan 1365.

[ZDM 4]

(B/L 208-2011 Nov 21/2011)

282. For the lands comprising Part of Lot 2, Concession 4, and Part Block Y RP 1361, being Parts 1, 5, 6, 7, 8, 9, 10 and 11, Plan 12R-25171, (Geographic Township of Sandwich West) City of Windsor (1800 Talbot Road); near the intersection of Talbot Road and Cousineau Road: as shown on Schedule 'A', which forms part of By-law 30-2012, the following additional provisions shall apply:

- a) The following shall be Additional Permitted Uses:

1. a *residential care facility*;
2. a *multiple dwelling*;
3. any use accessory to the additional permitted uses

- b) The following regulations for the Additional Permitted Uses shall apply:

1. *Maximum Building Height*: 36 m
2. A *building* with a *maximum* height of 36 m shall be permitted no closer than 44 m to the western limit of Registered Plan 1361 and Registered Plan 1619
3. A *building* with a *maximum* height of 15.5 m shall be permitted between 15 m and 44 m to the western limit of Registered Plan 1361 and Registered Plan 1619
4. *Maximum Gross Floor Area Ratio*: 1.5:1
5. *Minimum Side Yard Depth*: adjacent to Talbot Road: 3 m
6. *Minimum Landscaped Area*: 25%
7. *Required Loading Spaces*: 2
8. *Required Parking Area Separation*: adjacent from Talbot Road: 1 m
9. *Collector Aisle Width*: when greater than 50 m in length: 6.1 m

- c) The following provisions for the Additional Permitted Uses shall not apply:

1. Section 5.2.10
2. Section 25.5.20.1.2

- d) The following provisions for the Additional Permitted Uses shall not apply when adjacent to another Institutional use:

1. Section 25.5.20.1.3

[ZDM 9; ZNG/4249; ZNG/4629]

(B/L 30-2012 Mar 5/2012, OMB PL120367 Jul 4/2012 and Jul 18/2012; B/L 115-2012 Aug 7/2012; B/L 18-2015 Feb 2/2015; B/L 177-2016 Nov 21/2016)

283. For the lands comprising Lots 125, 128, 129, Part of Lots 124 and 132, Registered Plan 1303, situated at 675 Goyeau Street, a *lodging house*, *multiple dwelling* and *residential care facility* are additional permitted uses. Ground floor *dwelling units* in a *lodging house*, *multiple dwelling* and/or *residential care facility* are permitted. A *maximum* of 175 beds are permitted in a lodging home.

For a *lodging house*, *multiple dwelling* and *residential care facility*, an outdoor recreation area, made up of a *minimum* landscaped open space of 250 m², shall be provided.

[ZDM 7]

(B/L 88-2012 Jul 9/2012)

284. For the lands comprising Lots 103 to 105 and 306 to 308, Registered Plan 1109, Parts 3 and 4, Plan 12R-10164, save and except Part 1, Plan 12R-21693 situated on the north side of Grand Marais Road East between Meighen Road and Meldrum Road, an indoor firearm shooting range shall be an additional permitted *use*.

[ZDM 11; ZNG/3457; ZNG/4323]

(B/L 110-2012 Aug 7/2012; B/L 53-2015 May 4/2015)

285. For the lands comprising Part of Lots 5 and 6, and Part of Block B, Plan 1575, (PIN 012611212 & PIN 012611213), situated on the south side Pool Avenue between Ambassador Drive and Huron Church Road, a *Motor Vehicle Dealership* shall be an additional permitted *use*.

For the lands comprising Part of Lots 5 and 6, and Part of Block B, Plan 1575, (PIN 012611212), situated at the southeast corner of Pool Avenue and Ambassador Drive, the following additional regulations shall apply:

- a) *Exterior Side Yard Width: minimum 4.30 m*
- b) Notwithstanding Sections 25.5.40.5 or 25.5.40.6, the *minimum* separation between a *collector aisle* and a *parking space* or an accessible parking space shall be 0.0 m
- c) Section 5.67.1 shall not apply.

[ZDM 4; ZNG/3477; ZNG/5364]

(B/L 126-2012 Aug 27/2012; B/L 169-2018 Nov 19/2018)

286. For the lands comprising N Part Lot 1 (WS Victoria), Lots 1 to 8 and N Part Lot 9 (ES Dougall), and Part Closed Alley, Registered Plan 83; Parts 1, 2, 3 and 5, Plan 12R-5751; Parts 2 and 3, Plan 12R-7322, situated on the south side of Park Street West between Dougall Avenue and Victoria Avenue a *public parking area* shall be an additional permitted *use*.

[ZDM 3; ZNG/3478]

(B/L 163-2012 Nov 5/ 2012)

287. For the lands comprising of Part Farm Lots 13 and 14, Concession 6 (Geographically formerly Sandwich East), being Parts 2, 3, 5 and 6, Plan 12R-19026, PIN 015601984, 015601985, 015601986 and 015601987, situated on the south side of Provincial Road, west of Walker Road, and municipally known as 2001 Provincial Road, a *personal service shop* and a *retail store* shall be additional permitted *uses*.

[ZDM 13]

(B/L 151-2012 Oct 15/2012)

288. For the lands comprising of Lots 6, 7 and 8, and Part Lot 5, Block N, Registered Plan 85; Part of Block A, and Part closed alley Registered Plan 91, situated on the north side of University Avenue East, between University Avenue East and Chatham Street East, mid-block between Ouellette Avenue and Goyeau Street, *university* and *college* uses shall be additional permitted *uses*.

[ZDM 6; ZNG/3540]

(B/L 179-2012 Dec 3/2012)

289. For the lands comprising of Lots 16 to 22 (incl.), Part Lot 15, Registered Plan 333; situated on the southwest corner of the intersection of University Avenue East and Freedom Way, *university* and *college* uses shall be additional permitted *uses*, and the provisions of Section 24.40.20.1 of the Zoning By-law 8600 shall not apply.

[ZDM 6; ZNG/3541]

(B/L 178-2012 Dec 3/2012)

290. For the lands comprising Part of Block J, Registered Plan 1532, designated Part 1 Plan 12R-9780 situated on the northwest corner of Crawford Avenue and Grove Avenue, a *club* shall be an additional permitted *use* within a *building existing* on the day this clause comes into force provided that the *minimum* front, rear and side yard widths and *maximum building height* shall be as they existed on the day this clause comes into force and a *minimum* of 20 *parking spaces* shall be provided.
[ZDM 3]
(B/L 12877 Apr 1/1997; B/L 227-2002 Aug12/2002; B/L 340-2003 Oct 6/2003)
291. For the lands comprising of Lots 1 to 4 (incl.), Lots 14 & 15, Lots 5 & 16, Block B, Registered Plan 120; PIN No. 01194-0257(LT); situated on the west side of Ferry Street between Chatham Street West and Pitt Street West, *university* and *college* uses shall be additional permitted *uses*, and the provisions of Section 24.40 of the Zoning By-law 8600 shall not apply.
[ZDM 3; ZNG/3542] **(B/L 177-2012 Dec 3/2012)**
293. For the lands comprising of Lots 48 and 49, and south part of Lot 47, Block C, Registered Plan 50, PIN Number 012210314, located on the west side of California Avenue, south of College Avenue, and municipally known as 951 California Avenue, a *semi-detached dwelling* shall be additional permitted *use*.
[ZDM 4; ZNG/3584] **(B/L 56-2013 Apr 22/2013)**
294. For the lands comprising of Part Lots 14 and 15, Concession 6, being Part 1 on Registered Plan 12R-23177, located on the south side of Provincial Road, east of Sixth Concession Road, municipally known as 1701 Provincial Road, a *retail store* shall be an additional permitted *use*.
[ZDM 13; ZNG/3634] **(B/L 79-2013 May 27/2013)**
295. For the lands comprising Part of Farm Lot 73, Concession 1, located on the north and south sides of Wyandotte Street West, between Cameron and Wellington Avenues, designated as Parcel 'F', on Schedule 'B' to By-law Number 13079, the *maximum building height* shall be 5 storeys and the *maximum gross floor area* of a *restaurant* shall be 450 m².
[ZDM 3]
(B/L 13079 Sep 2/1997; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)
296. For the lands comprising of Lots 879-888, Part of Lot 878 and Part of Block E on Plan 991; Lots 16-21, Part of Lots 22, 14, 15, 23 and Part of Whittaker Avenue on Plan 1405; Part 1 on Plan 12R7544; PIN Number 012621529, located on the southeast corner of the intersection of Ambassador Drive and Industrial Drive, known municipally as 2085 Industrial Drive, a *Health Studio* shall be additional permitted *use*.
[ZDM 4; ZNG/3972] **(B/L 154-2013 Oct 7/2013)**
297. For the lands comprising Lots 108 and 109, Part of Blocks H and J, (Part of Closed Alley), Plan 1056, known municipally as 2990 Curry Avenue, a *medical office*, within an *existing structure* shall be an additional permitted *use*, and the following regulations shall apply:
- a) the *lot frontage*, number of *dwelling units*, *building height*, *front yard*, *rear yard* and *side yard* widths shall be as *existing*.
 - b) the *maximum* number of *parking spaces* shall be 7.
- [ZDM 7] **(B/L 198-2013 OMB PL120984 Mar 6/2013 & Nov 26/2013)**

298. For the lands comprising of Lots 32 and 31 on Plan 360, located on the north side of Erie Street East, between Parent Avenue and Elsmere Avenue, and municipally known as 866 and 870 Erie Street East, a *Lodging House* shall be an additional permitted use, subject to the following additional regulations:

- a) No person shall be provided with lodging on any part of the ground floor level of the building used for a *Lodging House*;
- b) Parking shall be provided at the rear and vehicular access shall be provided through the rear *alley*; and
- c) The requirements of Section 25.5.10.3, Section 25.5.10.5, Section 25.5.10.13, Section 25.5.10.15, Section 25.5.20 and Section 25.5.50.5 shall not apply.

[ZDM 7; ZNG/3999; ZNG/4249]

(B/L 1-2014 Jan 6/2014; B/L 18-2015 Feb 2/2015)

299. For the lands comprising part 2, Plan 12R-5439, save and except for Part 4, Plan 12R-22975, situated on the north side of Tecumseh Road East, west of Roseville Garden Drive, a *retail store* shall be an additional permitted use.

[ZDM 11; ZNG/4006]

(B/L 6-2014 Jan 20/2014)

300. For the lands comprising Part of Lots 2 to 5, Plan 1021, located on the west side of Huron Church Road, south of Blackburn Court; a *retail store*, a business, financial, or *medical office*, a veterinary clinic, and a *public parking area* shall be additional permitted uses.

[ZDM 4; ZNG/4081]

(B/L 76-2014 Apr 28/2014)

301. For the lands comprising of Lot 290 on Registered Plan 359, located on the north side of Wyandotte Street East, west of Gladstone Avenue, and municipally known as 1478 Wyandotte Street East, a *pawnshop* shall be an additional permitted use, subject to the following additional regulations:

- a) The *Pawnshop* use shall be carried out entirely within the *building*
- b) Outdoor storage shall not be permitted.

[ZDM 6; ZNG/4024]

(B/L 45-2014 Mar 17/2014)

302. For the lands comprising Part of Farm Lots 96 and 97, Concession 1, situated on the northeast corner of Walker Road and Edna Street and shown delineated by a heavy black line on Schedule 'A' of By-law 13108, a *caretaker's residence* having a *maximum gross floor area* of 75 m² shall be an additional permitted use.

[ZDM 6]

(B/L 13108 Sep 22/1997; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

303. For the land identified as Area 'A' on Schedule "A" to this by-law, the following regulations shall apply for the six (6) existing dwelling units fronting on Forest Glade Drive:

- a) *Minimum Lot Frontage*: 6.5 m
- b) *Minimum Lot Area*: 140 m²
- c) *Maximum Lot Coverage*: 50% of the *lot area*
- d) *Maximum Building Height*: Main Building 10 m
- e) *Minimum Front Yard Depth*: 2.5 m
- f) *Minimum Rear Yard Depth*: 6 m
- g) *Minimum Side Yard Width*: 0.0 m on one side and 3.0 m on the other side, save and except, the most southerly dwelling *lot*, where the *minimum Side Yard Width* shall be 3.0 m on both sides.

[ZDM 15; ZNG/4064]

(B/L 77-2014 Apr 28/2014)

304. For the land identified as Area 'B' on Schedule "A" to this by-law, the following regulation shall apply for the twenty-eight (28) *existing dwelling units* fronting on Forest Glade Court:

- a) The *maximum Lot Frontage, maximum Number of Dwelling Units, maximum Building Height, minimum Front Yard Depth, minimum Rear Yard Depth, minimum Side Yard Width and minimum Landscaped Open Space Yard* shall be as they existed on the day this provision comes into force.

[ZDM 15; ZNG/4064]

(B/L 77-2014 Apr 28/2014)

305. For the lands comprising of Lots 29 to 33, Registered Plan 1209, situated on the south side of Continental Avenue, west of Ambassador Drive, a *Material Transfer Centre* shall include the salvage of materials and liquids from consumer, commercial, and industrial products.

[ZDM 5; ZNG/4080]

(B/L 102-2014 Jun 9/2014)

306. For the lands comprising Part of Farm Lot 99, Concession 1, and Part of Lots 1, 2 and 3, and Part of Block A, Registered Plan 487, situated on the south side of Riverside Drive East between Drouillard Road and Cadillac Street, the following additional provisions shall apply:

- a) The following are additional permitted *uses*:

Business Office
Food Catering Service
Food Packaging Facility
Hotel
Manufacturing Facility
Medical Appliance Facility
Medical Office
Micro-brewery
Place of Entertainment and Recreation
Professional Studio
Public Hall
Research and Development Facility
Restaurant
Retail Store
Self-storage Facility
Tourist Home

- b) For any *industrial use*, outdoor storage is prohibited.
- c) For a *Retail Store*, the *maximum gross floor area* shall be 20% of the *existing building gross floor area*.
- d) For an *existing building*, the *required number of parking spaces, accessible parking spaces, bicycle parking spaces and loading spaces* shall be as *existing*.

[ZDM 6; ZNG/4090, ZNG/5364]

(B/L 103-2014 Jun 9/2014; B/L 169-2018 Nov 19/2018)

307. For the lands comprising Part of Lots 6 to 10, Plan 1021 (at the northwest corner of the intersection of Huron Church Road and Malden Road); a *retail store*, a business, financial, or *medical office*, a veterinary clinic, and a *public parking area* shall be additional permitted *uses* and the following regulations shall apply:

One access to Huron Church Road shall be permitted.

The access shall be located on Part of Lot 6, Plan 1021.

[ZDM 4]

(B/L 114-2014 Jun 30/2014)

308. For the lands comprising of Lots 818 to 820, Pt. Lots 821 to 823, Part of Block “AC” & Pt. Closed Alley on Plan 1126, designated as Parts 1, 2, 3, 4, 5 & 8, Plan 12R-10804 and Pt. Closed Alley on Plan 1126, designated as Part 2 on Plan 12R-18422, located on the south of the E.C. Row Expressway, west side of Walker Road, and municipally known as 3101 and 3143 Walker Road, “a *motor vehicle dealership* limited to the sale, lease or rental of motorcycles and similar vehicles, and the sale, lease or rental of up to two *automobiles*” shall be an additional permitted *use*, subject to the following additional regulations:

- a) The display of motorcycles and similar vehicles shall occur entirely within a *building*; and
- b) Within a paved on-site parking lot, a *maximum* of two designated *parking spaces* shall be reserved for the display of up to two *automobiles* for sale, lease or rental.

[ZDM 12; ZNG/4121]

(B/L 128-2014 Jul 21/2014)

309. For the lands comprising of Parts 6 to 9, Plan 12R-2428, situated on the north side of the North Service Road East, west of Clemenceau Boulevard, the following shall be additional permitted *uses* within an *existing building*:

Manufacturing Facility

Welding Shop

[ZDM 11; ZNG/4140; ZNG/5364]

(B/L 154-2014 Aug 25/2014; B/L 169-2018 Nov 19/2018)

310. **SOUTHWEST CORNER OF RIVERSIDE DRIVE EAST AND HALL AVENUE**

For the lands comprising part of Lot 92, Concession 1, [PIN 01150-0313 LT] and Lot 6, Registered Plan 433 [PIN 01150-0110 LT], the following shall apply:

Additional Permitted Uses:

Multiple Dwelling with five or more *dwelling units*

Business Office

Business Office in a *Combined Use Building* with any of the uses permitted in Section 11.2.1, provided that all *dwelling units*, not including entrances thereto, are located entirely above a *business office*;

Additional Provisions for *Business Office* & *Business Office* in a *Combined Use Building*:

- .3 *Lot Coverage*: Total: *maximum* 30.0%
- .4 *Building Height*: *maximum* 14.0 m
- .8 *Landscape Open Space Yard*: *minimum* 15% of *lot area*
- .20 *Building Setback*: *minimum*:
 - a) From the *exterior lot line* along Hall Avenue: 1.20 m; and 3.20 m for any part of the *building* above 8.0 m in height;
 - b) From the *exterior lot line* along Riverside Drive: 6.0 m; and 8.0 m for any part of the *building* above 8.0 m in height;
 - c) From an *interior lot line*: 15.0 m, for the area within 30.0 m from the Riverside Drive right-of-way; and 1.50 m for the remainder of the area;
 - d) From the *rear lot line*: 50.0 m;
- .50 *Parking spaces* shall be setback a *minimum* of 12.0 m from the south limit of Riverside Drive East right-of-way, and shall be screened from Riverside Drive East and adjacent dwellings.
- .55 The *minimum* parking area separation from the abutting north-south *alley* shall be 1.10 m.
- .90 A *parking space* is prohibited in any *required front yard*.

- .95 Vehicular access is prohibited along the Riverside Drive frontage and along the east-west alley abutting Hall Avenue situated at the most southerly limit of the subject land.

Additional Provisions for *Multiple Dwelling* with Five or More Dwelling Units:

1. The provisions in Section 20(1)310 that apply to a *Business Office* and a *Combined Use Building* shall also apply to a *multiple dwelling* with five or more *dwelling units*, save and except for s.20(1)310.3, s.20(1)310.4, s.20(1)310.8 and 20(1)310.20(d); and
2. The following additional provisions shall apply to a *multiple dwelling* with five or more *dwelling units*:
 - .2 *Lot Area: minimum 93.0 m² per unit*
 - .3 *Lot Coverage: maximum 45%*
 - .4 *Main Building Height: maximum 18.0 m*
 - .8 *Landscape Open Space Yard: minimum 35% of lot area*
 - .20 *Building Setback from Rear Lot Line: minimum 7.50 m*
3. A *scenery loft* shall be an additional permitted facility on a *multiple dwelling* with five or more *dwelling units*, subject to the following:
 - a) The “*Exceptions To Maximum Building Height Provisions*” shall not apply to a *scenery loft* on the subject land; and
 - b) The Scenery Loft Provisions in Section 5.35.5 of by-law 8600 shall not apply, save and except the requirement for a *maximum* height of 4.0 m.

[ZDM 6; ZNG/4153; ZNG/5270; ZNG/6633]

(B/L 175-2014 Oct 6/2014; B/L 164-2017 Nov 6/2017; B/L 19-2023 Mar 20/2023)

311. For the lands located North Part Lot 80, Part Lot 81, Plan 829; Part Lot 129 Concession 1 (known as 254 Watson Avenue), a *double duplex dwelling* shall be an additional permitted *use*, subject to the following regulations:

- a) *Minimum Lot Width: 27 m*
- b) *Minimum Lot Area: 2400 m²*
- c) *Maximum Total Lot Coverage:*
 - One storey main building: 20% of the lot area*
 - Two storey main building: 20% of the lot area*
 - All accessory buildings: 10% of lot area*

For the purpose of this clause, *lot coverage* shall not include bonus rooms above a *garage* forming part of the *main building*.

- d) *Minimum Front Yard Depth: 6 m*
- e) *Minimum Rear Yard Depth: 7.5 m*
- f) *Minimum Side Yard Width: 2 m on one side, 3 m on the other side*
- g) *Maximum Building Height:*
 - Main Building: 2 storeys*

[ZDM 10; ZNG/4022]

(B/L 176-2014 Oct 6/2014, OMB PL140156 Sep 12/2014 & Jun 11/2015)

312. For Part of Lot 80, Concession 2, identified as Parts 1 to 5, Plan 12R-18615, situated on the east side of Dougall Avenue, south of Jackson Street, an *Automobile Sales Lot* and a *Motor Vehicle Dealership* are additional permitted *uses*.

[ZDM 7; ZNG/4269]

(B/L 9-2015 Feb 2/2015)

313. For the lands comprising of Lots 81-85 (incl.), Part of Lots 86-88 (incl.), Part of Block 'A', RP 91, Pt Block 'O', RP 85, located on the northeast corner of the intersection of Park St. E. and Freedom Way, along with the lands described as Lots 48 & 49, RP 91, located on the west side of Goyeau St. midway between Park St. E. and University Ave. E., *university* and *college* uses shall be additional permitted uses.

[ZDM 6; ZNG/4250]

(B/L 13-2015 Feb 2/2015)

314. For the lands comprising Part Lot 200 Registered Plan 367, Part Lots 96 and 97 Concession 1, Parts 1-10, 12R-13286 save and except Parts 1-4, 12R-15355, situated on the east side of Walker Road north or Richmond Street known municipally as 980-1030 Walker Road the following additional provisions shall apply:

a) The following shall be additional permitted *uses*:

1. *Farmers' Market*; and

2. A *Retail Store* having a *maximum gross floor area* equal to 20% of the *gross floor area* of all *buildings* on the property.

[ZDM 6]

(B/L 59-2015 May 4/2015)

315. For the lands comprising of Part of Lots 106 and 107, Concession 2, City of Windsor, west of Bernard Road, North of Plymouth Road, the *minimum Rear Yard Depth* shall be 5.5 m, the *maximum Lot coverage* for a 2 storey *Main Building* on Lots 11 and 12 shall be 35% and the *maximum Lot Coverage* for All *accessory buildings* shall be 15%. No exterior wall of an attached *garage* shall project greater than 1.2 m beyond the front and side walls of the *dwelling unit*.

[ZDM 11]

(B/L 77-2015 Jun 1/2015)

316. For the lands described as Pt. Lots 129 & 132, Concession 1, and designated as Part 1 on Reference Plan 12R-25931, located on the north side of Tecumseh Road East, south side of VIA Rail Corridor, west side of Little River, and east of Lauzon Road, and municipally known as 9082-9152 Tecumseh Road East, "truck and trailer rental/leasing" shall be an additional permitted *use*.

[ZDM 15; ZNG/4351]

(B/L 55-2015 May 4/2015)

317. For the lands consisting of Part of Parts 5, 6, 7 and 8, and Parts 9 to 12, 26 to 28, 33 and 34 on Plan 12R-23772, situated east of Central Avenue, south of Grand Marais Blvd/Plymouth Drive, as delineated by a heavy black line on Schedule 'A' of By-law 74-2015, the *minimum* landscaped open space shall be 5% of the *lot area* and the following shall be additional permitted *uses*: *outdoor storage yard*; *public parking area*; *railway*; *self-storage facility*; *towing service*; any use accessory to the uses permitted in MD2.2 and the additional permitted *uses*, including a *retail store* having a *maximum gross floor area* equal to 20% of the *gross floor area* of the *main use*.

[ZDM 11; ZNG/4399]

(B/L 74-2015 Jun 1/2015)

318. For the lands comprising Part of Lots 139 and 140, Concession 3, (formerly Township of Sandwich South) City of Windsor, Parts 3 to 18 (inclusive), 12R-24604 the following additional regulations shall apply:

Outdoor storage of unfinished material shall be prohibited.

For the lands zoned MD2.2 or (H)MD2.2 and lying north of Parts 5 and 12, 12R-24604, berms be constructed along the north and east limit of the lands. The berms to be constructed shall be at least 11.3 m in width and at least 1.8 m high.

[ZDM 15; ZNG/4401]

(B/L 79-2015 Jun 1/2015)

319. For the lands comprising Part of Lots 140 and 141, Concession 3, and Lots 14 to 18, and Part of Lots 12 & 13, Registered Plan 65, Concession 3, (formerly Township of Sandwich South) City of Windsor as delineated by a heavy black line on Schedule A, the following shall be additional permitted *uses*:

Arena, swimming pool, baseball field and other public and private recreational sport facilities;

Commercial printing, publishing and photographic processing establishments;

Commercial recreation and entertainment establishments and theatres;

Day nursery, church, church hall, private hall, commercial school, hospital;

Dental or optical laboratory;

Personal service shops, bakery, confectionery store;

Light industrial uses;

Food catering service, including the packaging and preparation of food or foodstuffs for distribution and sales elsewhere.

[ZDM 15, ZNG/4401]

(B/L 79-2015 Jun 1/2015)

320. For the lands Lots 14 to 18, and Part of Lots 12 & 13, Registered Plan 65, Concession 3, (formerly Township of Sandwich South) City of Windsor, the following shall be additional permitted *uses*:

A multiple dwelling, residential care facility, lodging house, and the regulations of the RD3.1 zone category shall apply to the additional permitted uses.

[ZDM 15, ZNG/4401]

(B/L 79-2015 Jun 1/2015)

321. DELETED (B/L 76-2015 Jun 1/2015; B/L 15-2024 Jan 15/2024)

322. For lands described as Part of Lots 95 and 96 Concession 1, located on the north side of Riverside Drive East, west of Albert Road and east of Lincoln Road, municipally known as 1950-2072 Riverside Dr. E., a “*Club*” shall be an additional permitted *use*, subject to the following additional regulations:

- a) *Minimum required* motor vehicle *parking spaces* shall be as existing (49 motor vehicle *parking spaces*) within the lands delineated by heavy black lines on Schedule “A”; and
- b) *Maximum gross floor area* for the “*Club*” use shall be as existing in the two *existing buildings* within the lands delineated by heavy black lines on Schedule “A”.

[ZDM 6; ZNG/4381]

(B/L 121-2015 Sep 8/2015)

323. For the lands located at Part of Lot 65, Plan 1087; Part 1, 12R-24599; (known municipally as 2105 Victoria Avenue), a *dwelling unit* within a *combined use building* shall be an additional permitted *use*.

[ZDM 7]

(B/L 105-2015 Aug 4/2015)

324. For the lands described as Lot 95 on Registered Plan 1354, located on the north side of Vanier Street, east of Howard Avenue, a “*Public Parking Area*” shall be an additional permitted *use*, subject to the following regulations:

- a) Direct vehicular access/ingress to the subject *Parking Area* is prohibited from Vanier Street frontage of the subject land;
- b) The requirements of Section 24.26.5 and 24.28 of the zoning By-law 8600 shall not apply; and
- c) Parking area separation from an *interior lot line* abutting a residential use shall be 3 m.

[ZDM 8; ZNG/4475]

(B/L 131-2015 Sep 21/2015)

325. For the lands comprising of the northerly Part of Lot 10, Registered Plan 40 (PIN 01253-0323), situated on the east side of Sandwich Street, south of Brock Street, *one dwelling unit* in an existing building ancillary to the main residential use in the *main building* is an additional permitted *use*.

[ZDM 4; ZNG/4488]

(B/L 1-2016 Jan 4/2016)

326. For the lands comprising Lots 26 to 39; 67 to 81; 96 to 110; 139 to 153 & Part of Lots 66, 111 and 138, Part of Closed Hudson & Fifth Streets; Part Closed Alley, Plan 1154; Lots 19 to 22, Part of Closed Alley Plan 1209; (Parts 63, 65, 67, 69, 71, 77, 79, 81, 83, 85 and 87, 12R-4051 ; Parts 5 & 6, 12R-10153, City of Windsor, (Municipally known as 4505 Fourth Street) a *Motor Vehicle Dealership* shall be an additional permitted *use*.

[ZDM 5]

(B/L 172-2015 Dec 7/2015)

327. For the lands comprising of Lots 55 to 86 (inclusive) and south half of Lot 87, Registered Plan 1211, City of Windsor, no exterior wall of an attached *garage* shall project greater than 1.2 m beyond the front and side walls of the *dwelling unit*.

[ZDM 10, 14]

(B/L 21-2016 Feb 1/2016)

328. For the lands described as Lots 162 and 163, Plan 937 located at the northwest corner of the intersection of Parent Avenue and Shepherd Street East, a *maximum* of six *dwelling units* shall be permitted.

[ZDM 7; ZNG/4574]

(B/L 36-2016 Mar 29/2016)

329. For the lands Part of Lot 31, Plan 868, (Part 2, Plan 12R-5650), City of Windsor, (Municipally known as 3021 Walker Road) a *Retail Store* shall be an additional permitted *use* within the *existing main building*. The *minimum* front, rear and side yard widths and *maximum building height* shall be as they existed on the day this clause comes into force.

[ZDM 12]

(B/L 78-2016 Jun 7/2016)

330. For the lands described as Plan 707, Pt. Block A, closed Victoria Street, located on the south side of Edinborough Street, west of Howard Avenue, a *Medical Office* as a *main use* and a *Pharmacy* as an *accessory use* to the *Medical Office* shall be additional permitted uses in an *existing building* on the subject land.

[ZDM 8; ZNG/4647]

(B/L 99-2016 Jul 4/2016)

331. For the lands described as Pt Lot 85, Concession 1, and Part 3 on Plan 12R 14001, located on the west side of McDougall Street, south side of Ellis Street East and north side of Shepherd Street East 'a Haunted House' shall be additional permitted *use* in an *existing building* on the subject lands.

[ZDM 7; ZNG/4681]

(B/L 120-2016 Aug 2/2016)

332. For the lands comprising Lots 322, 323, and 324, Registered Plan 404 situated on the southeast corner of Wyandotte Street West and Wellington Avenue, a *dwelling unit* shall be an additional permitted *use* provided that not more than two *dwelling units* shall be permitted and all *dwelling units* shall be located entirely above the ground floor, except entrances thereto.

[ZDM 3]

(B/L 220-1999 Aug 16/1999; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003)

333. For the lands comprising of North Part of Lot 307, Concession North of Talbot Road; City of Windsor Part 1, 12R-26317, east of Howard Avenue, no exterior wall of an attached *garage* shall project greater than 1.2 m beyond the front and side walls of the *dwelling unit*.

[ZDM 9]

(B/L 66-2017 May 8/2017)

334. For the lands comprising the north Part of Lot 619 and the south Part of Lot 620, Registered Plan 682 (PIN 012310347), situated on the east side of Randolph Ave between University Ave West and Fanchette Street, a *dwelling* with a *maximum* of two *dwelling units* shall be an additional permitted *use*.

[ZDM 3; ZNG/4832]

(B/L 176-2016 Nov 21/2016)

335. For the lands described as Part Lots 55 & 56, Plan 479 Walkerville, located on the southwest corner of the intersection of Wyandotte Street East and Chilver Road, an “*Entertainment Lounge*” shall be additional permitted *use* in the *existing building* on the subject land and outdoor speaker usage is prohibited.

[ZDM 6; ZNG/4864] (B/L 23-2017 Feb 6/2017; B/L 111-2017 Jul 17/2017)

336. For the lands comprising of Lot 387, Lot 388, and Pt closed alley, Plan 1126, situated on the west side of Riberdy Road, south of Sydney Avenue and municipally known as 3215 Riberdy Road the following additional regulations shall apply:

- a) Provision of a 6 m *minimum* landscape setback from the south lot line;
- b) Provision of a *screening fence* along the south lot line;
- c) Provision of a *screening fence* along the east lot line (Riberdy Road); and
- d) Vehicular access or egress directly from/to Riberdy Road is prohibited.

[ZDM 12; ZNG/4944] (B/L 24-2017 Feb 6/2017)

337. For the lands comprising of Lots 600 to 609; & Part Closed Alley, Registered Plan 1126 (PIN 013510145 & PIN 013510113), situated on the east side of Walker Road, south of Moxlay Avenue and north of Division Road, a “*Day Nursery*” is an additional permitted *use*.

[ZDM 12; ZNG/4857] (B/L 22-2017 Feb 6/2017)

338. For the lands comprising of Pt Lot 308, NTR, PT Lot 5, Concession 4, situated on the east side of Howard Avenue, south of North Talbot Road and municipally known as 4350 Howard Avenue the following additional regulations shall apply:

- a) *Minimum* building setback from the *front lot line* is equal to 15.24 m or the setback from the *front lot line* of the dwelling on the abutting *lot* next south, whichever is less;
- b) *Minimum building* setback from the *rear lot line* is equal to 20.4 m;
- c) *Maximum lot coverage* is 30% of the *lot area*;
- d) *Minimum lot width* is 18 m;
- e) *Minimum side yard* width is 1.8 m on one side and 2.5 m on the other side;
- f) *Parking space, loading space, visitor parking space* or *accessible parking space* is prohibited within 6 m of the *front lot line*;

[ZDM 9] (B/L 33-2017 Feb 21/2017)

339. **WEST SIDE OF LANGLOIS AVENUE BETWEEN ERIE STREET EAST AND GILES BOULEVARD EAST**

For the lands comprising of Lots 149 and 150, Plan 357 the following additional provisions shall apply:

- a) For any *dwelling* within the existing *building*, the *minimum front yard depth* and *minimum north side yard width* shall be as existing on Apr 21, 2017. Any addition to the existing *building* shall comply with the applicable provisions in Section 11.2.5.
- b) For a *double duplex dwelling* or a *multiple dwelling* with a *maximum* of four *dwelling units*, a *parking space*, visitor parking space, or accessible parking space is permitted in a *required front yard*.

[ZDM 7; ZNG/5010; ZNG/6361]

(B/L 47-2017 Mar 27/2017; B/L 130-2021 Jul 26/2021)

340. **SOUTHEAST CORNER OF DEVONSHIRE COURT AND KILDARE ROAD**

For the lands comprising Lots 84 to 87, Registered Plan 684 designated as Parts 1 to 4, Plan 12R-27198 a *multiple dwelling* shall be an additional permitted use and:

1. For any *dwelling*, the following additional provisions shall apply:
 - a) An *access area* or driveway is prohibited in any *front yard* or exterior *side yard*. Access to a *parking space* shall be from an *alley*.
 - b) Exposed flat concrete block, untextured concrete whether painted or unpainted and vinyl siding on any exterior wall is prohibited. A *minimum* of fifty per cent of the area of any exterior wall shall be covered in brick, textured concrete block, stucco, stone or any combination thereof.
2. For a *single unit dwelling*, the following additional provisions shall apply:
 - a) *Main Building Height: minimum 7.00 m*
 - b) *Front Yard Depth: minimum 7.50 m*
3. For *multiple dwelling*, the following provisions shall apply:
 - a) *Lot Width: minimum 35.0 m*
 - b) *Lot Area: minimum 2,152.0 m²*
 - c) *Lot Coverage: maximum 35.0%*
 - d) *Main Building Height: maximum 15.0 m*
 - e) *Building Setback: minimum:*
 1. From that part of the *lot line* abutting Kildare Road: 2.62 m
 2. From that part of the *lot line* abutting Devonshire Court: 3.39 m
 3. From the midpoint of the 20ft radius of Lot 87 RP 684: 1.89 m
 4. From an interior *lot line*: 1.20 m
 - f) *Landscaped Open Space Yard: minimum 27.5% of lot area*
 - g) *Dwelling Units: maximum 23*

[ZDM 7; ZNG/4715; ZNG/6571]

(B/L 2-2017 Jan 9/2017; B/L 67-2022 Apr 11/2022, OLT-22-003819 Dec 5/2023)

341. For the lands comprising of Part Lot 48, Lots 49 to 55, and Part Closed Norfolk Street, Registered Plan 1248 (PIN 013070610, 013070361, 013070612, 013070613, 013070614 & 013070831) situated on the west side of Dougall Avenue, north of Norfolk Street, the following additional provisions shall apply:

- a) The *maximum lot frontage* shall be 94.50 m
- b) The *minimum separation of a parking area:*
 1. From a *rear lot line* shall be 8.26 m
 2. From a *street* shall be 0.90 m
- c) A *Restaurant* and a *Food Outlet-Take-out* shall be additional permitted uses subject to the following additional provisions:
 1. The total combined *gross floor area* of any *restaurant* and/or *food outlet-take-out* shall not exceed 15% of the *gross floor area* of the *building*.
 2. Notwithstanding the definition of *gross floor area*, any portion of a *restaurant* or *food outlet-take-out* located in a *cellar* shall be included in the *gross floor area* when calculating the *required* number of *parking spaces*.

[ZDM 8; ZNG/5006]

(B/L 96-2018 Jul 23/2018)

342. For the lands comprising Part of Lots 156 to 159, Registered Plan 620 (PIN 010940980 and 010940981) situated at the southwest corner of Drouillard Road and Ontario Street, for a *micro-brewery* a *minimum* of four *parking spaces* shall be provided.

[ZDM 6; ZNG/5061]

(B/L 68-2017 May 8/2017)

344. For the lands comprising Part of Block "A", Registered Plan 1259 (550 & 555 Sandison Street, PINs 015613109 & 015613969) *Townhome Dwellings* and *Multiple Dwellings* shall be additional permitted *uses*, subject to the following site specific regulations:

- a) Lot frontage, *Lot Width* and *Lot Area* shall be As Existing;
- b) *Maximum Building Height*: 8 m
- c) *Minimum Rear Yard Width*: 6 m
- d) *Minimum Side Yard Width*: 4.8 m
- e) *Maximum Lot Coverage*: 60%
- f) *Minimum Landscaped Open Space*: 29%
- g) *Maximum Number of Dwelling Units*: 47

[ZDM 9]

(B/L 69-2017 May 8/2017)

345. For the lands comprising Part of Lots 451 and 452, Registered Plan 682 (PIN 012240319) situated on the east side of Rankin Avenue between Wyandotte Street West and Union Street, a *duplex dwelling* or a *semi-detached dwelling* shall be additional permitted *uses* subject to the following additional provisions:

- .1 *Lot Width: minimum* 13.70 m
- .2 *Lot Area: minimum* 440.0 m²
- .7 *Side Yard Width: minimum* 1.20 m
- .50 Notwithstanding Section 5.11.5, the *maximum* width of a *carport* or *garage* forming part of the *main building* shall not exceed 65.0 percent of the *maximum* permitted width of the *main building* on the *lot*.

[ZDM 3; ZNG/5086]

(B/L 109-2017 Jul 17/2017)

346. For the lands comprising Lots 42 and 43 and Part of Lots 41 and 44, Registered Plan 50 (PIN 012210251) situated on the west side of California Avenue, south of College Avenue, that a *multiple dwelling* containing a *maximum* of four *dwelling units* shall be subject to the following additional provisions:

- .7 *Side Yard Width: minimum* 1.20 m
- .50 Notwithstanding Section 24.26.5, a *maximum* of two *parking spaces* are permitted in a *required front yard*.

[ZDM 4; ZNG/5091]

(B/L 108-2017 Jul 17/2017)

347. For the lands comprising Part of Lots 135 & 136, Concession 1, City of Windsor, further described as part of Part 1, Plan 12R-25686, situated south of Riverside Drive East and west of Martinique Avenue, the following additional provisions shall apply:

- a) The exterior wall of a *garage* forming part of the *main building* shall not project greater than 1.20 m beyond the front walls and side walls of the *dwelling unit*.
- b) A *basement* is prohibited. A *cellar* is permitted.

[ZDM 14; ZNG/3525, SDN/5083]

(B/L 65-2018 May 7/2018)

348. For the lands comprising Part of Lot 13, Concession 6; (Parts 2 & 3, 12R-17667), Multiple Dwelling shall be an additional permitted use, subject to the Residential District (RD) 3.1 zone regulations with the following additional specific regulations:

Landscape Setback from Walker Road for a *Combined Use Building*: 5 m; and,

Required Parking: *Multiple Dwelling*: 1 space per unit; and,

Maximum Building Height:

Multiple Dwelling: 23 m

Combined Use Building: 23 m; and,

Building Setback from westerly *lot line*: 12 m; except where an *access area* is located between the westerly *lot line* and a *building*, the setback from the westerly *lot line* shall be 18 m.

[ZDM 13]

(B/L 87-2018 Jun 18/2018)

349. For the lands comprising Part of Lots 5 to 8 (inclusive); Part of Block 'B'; Part of Manitoba Street (closed) Registered Plan 948, a *Business Office* and a *Retail Store* shall be additional permitted *uses*.

[ZDM 4; ZNG/5665]

(B/L 120-2019 Nov 18/2019)

350. For the lands comprising Part of Lots 84 & 85, Concession 2 (PIN 01316-0407) situated on the west side of McDougall Street, north of Holden Avenue, a *Self-storage Facility* shall be an additional permitted *use*.

[ZDM 7; ZNG/5218]

(B/L 162-2017 Nov 6/2017)

351. For the lands comprising Lots 5 and 6, Registered Plan 678 City of Windsor, (Municipally known as 1627 Howard Avenue), situated west of Howard Avenue, and south of Hanna Street, the following additional provisions shall apply:

- a) A Multiple Dwelling with a *maximum* of 8 Units shall be an additional permitted *use*;
- b) A *minimum* of 7 *parking spaces* shall be provided, one of which shall be a Type B Accessible Parking Space,
- c) Required Parking Area Separation: 0 m
- d) The *minimum* lot frontage, *maximum building height*, *minimum front yard*, *rear yard* and *side yard* widths shall be as *existing*.

[ZDM 7]

(B/L 147-2017 Oct 2/2017)

352. For the lands comprising Parts 2 and 5, Plan 12R-14140, situated on the west side of Jefferson Boulevard, south and east of North Service Road, an *Automobile Repair Garage* shall be an additional permitted *use*.

[ZDM 11, 15; ZNG/5244]

(B/L 173-2017 Dec 4/2017)

353. For the lands comprising of Lot 11, Registered Plan 678 situated on the southeast corner of the intersection of Highland Avenue and Hanna Street East; municipally known as 1602 Highland Avenue, an *automobile detailing service* shall be additional permitted *uses* on the subject land.

[ZDM 7; ZNG/5222]

(B/L 163-2017 Nov 6/2017)

354. For the lands comprising of Part Lot 307, Concession North of Talbot Road, in the former Township of Sandwich South, now in the City of Windsor, designated as Part 1 Plan 12R-24026, situated at the east end of Alpenrose Court, no *dwelling* or *structures*, above or below *grade*, including decks, gazebos, swimming pools and sheds, shall be permitted within 14 m of Highway No. 3/Talbot Road.

[ZDM 9; ZNG/5232]

(B/L 1-2018 Jan 8/2018)

356. For the portion of the lands comprising of Part of Lots 3 to 6, Block D, Registered Plan 76, excluding that portion described as Part 1 on Reference Plan 12R-27358, situated north of Northwood St., west of South Cameron Blvd., abutting the north limit of Columbus Dr., a “*Place of Worship* with no accessory dwelling unit” shall be additional permitted use within the *existing building* on the subject land.

[ZDM 8; ZNG/5349]

(B/L 76-2018 Jun 4/2018)

357. For the lands comprising of Part of Block 5, Part of Block 7, and Part of Kirkland Avenue, Plan 12M-442, situated on the northeast corner of Banwell Road and McNorton Avenue, as shown delineated by a solid black line in Schedule “A” of By-law 89-2018, only semi detached and townhome dwellings are permitted.

[ZDM 14, 15]

(B/L 89-2018 Jun 18/2018)

359. For the lands comprising Lots 7 to 10 RP 1034, and Part Closed Alley RP 1034 described as Parts 11 to 14 and 33 to 36 Plan 12R-26252, situated on the east side of Lauzon Road, south of Riverside Drive East, *Dwelling Units* in a *Combined Use Building* with any one or more of the *uses* permitted in the CD2.1 zoning district within an *existing building* shall be an additional permitted use, and all *dwelling units*, not including entrances thereto, shall be located above the non residential uses.

[ZDM 10; ZNG/5380]

(B/L 130-2018 Sep 17/2018)

360. For the lands comprising of Part of Block 6, Part of Block 7, Part of Kirkland Avenue, within Plan 12M-442, and All of Block 4, Part of Block 3, All of Stonecliff Avenue and Part of Raintree Street, within Plan 12M-428, situated on the northeast corner of Banwell Road and McNorton Avenue all being shown delineated by a dashed black line in Schedule “A” of By-law 89-2018, only townhome and *multiple dwellings* are permitted and following additional regulations shall apply:

Side Yard Width: minimum 1.5 m

Front Yard Depth: maximum 8.0 m

[ZDM 14, 15]

(B/L 89-2018 Jun 18/2018)

361. For the lands comprising Part of Block 3, and Part of Raintree Street, within Plan 12M-428, all being shown delineated by a dashed black line in Schedule “A” of By-law 89-2018, notwithstanding the provisions of Section 15.7.5.90, a vehicle access area to Banwell Road is permitted.

[ZDM 14, 15]

(B/L 89-2018 Jun 18/2018)

362. For the lands comprising of Part of Lots 17 and 18, Concession 9, described as Part 3 on Reference Plan 12R-26419, situated at the southeast corner of the intersection of 9th Concession Road and County Road 42; the following additional provision shall apply to a *hospital* on the subject land:

Main Building Height: maximum 38 m

[ZDM 16; ZNG/5416] **(B/L 132-2018 Sep 17/2018, LPAT PL180842 Dec 3/2019)**

363. For the lands comprising Block B, Registered Plan 1475 (PIN 011290073), situated on the south side of Seneca Street, between Durham Place and Turner Road, despite the provisions of the Residential District 3.3 (RD3.3) Zone Category A *residential care facility* shall be the only permitted use, subject to the following additional provisions:

a) *Lot Area: minimum As Existing*

b) *Rear Yard Depth: minimum 10.0 m*

c) *Number of Beds in a Residential Care Facility: maximum 56 Beds*

[ZDM 7; ZNG/5577]

(B/L 121-2019 Nov 18/2019)

364. WEST SIDE OF CHILVER ROAD, BETWEEN RIVERSIDE DRIVE EAST AND ASSUMPTION STREET

For the lands comprising Lot 6, Registered Plan 262, for a *Double Duplex Dwelling, Duplex Dwelling, Multiple Dwelling* containing a *maximum* of four *dwelling units, Semi-Detached Dwelling, or Single Unit Dwelling*, the following additional provisions shall apply:

- a) *Lot Width: minimum* As Existing
- b) *Lot Area: minimum* As Existing
- c) *Lot Coverage: maximum* 50%
- d) *Front Yard Depth: minimum* 1.0 m
- e) *Side Yard Width: minimum* 1.20 m

[ZDM 6; ZNG/5569]

(B/L 40-2019 Mar 25/2019)

365. For the lands comprising Lot 71, Registered Plan 626, situated on the east side of Albert Road, between Whelpton Street and Richmond Street, a *Duplex Dwelling* shall be an additional permitted *use* and for a *Duplex Dwelling*, the *minimum Lot Width, minimum Lot Area, maximum Lot Coverage, maximum Main Building Height, minimum Front Yard depth, minimum Rear Yard depth, and the minimum Side Yard width*, shall be as *existing*.

[ZDM 6; ZNG/5410]

(B/L 154-2018 Nov 5/2018)

366. For the lands comprising Part of Lot 1, Registered Plan 683, situated at the southwest corner of University Avenue West and Wellington Avenue, notwithstanding Section 15.2.5.15, a *dwelling unit* on the ground floor shall be an additional permitted *use* and that for the additional permitted use, no additional *parking spaces* are *required*.

[ZDM 3, ZNG/5603]

(B/L 11-2019 Jan 21/2019)

367. For the lands comprising Part of Park Lot 5, Registered Plan 106, and Part of Part 22, Plan 12R-7169, but not including Part 1, Plan 12R-15792, situated at the northeast corner of McDougall Street and Giles Boulevard East, a *Museum* is an additional permitted use.

[ZDM 7; ZNG/5626]

(B/L 72-2019 May 27/2019)

368. For the lands comprising Part of Farm Lot 85, Concession 1, designated as Parts 1 and 2, Plan 12R-10279, Part of Farm Lot 85, Concession 1, and Part of Park Lots 24 and 28 and Park Lot 26, Registered Plan 125, as delineated by a heavy black line on Schedule 'A' to By-law 379-2001, situated on the south side of Shepherd Street East, between McDougall Street and Mercer Street, a *private hall, a health studio, a restaurant*, provided there is no facility for drive-through service, a *business office, a contractor's office, a financial office, a personal service shop* and a *convenience store* shall be additional permitted *uses* and that the *required* number of *parking spaces* for a *private hall* shall be 165.

[ZDM 14; ZNG/4628]

(B/L 114-2016 Jul 18/2016)

369. For the lands described as Lot 25, Block H, on Registered Plan 131 (located on the south side of Brodhead Street, east of Mercer Street), "*A Parking Area as an accessory use to the permitted uses on the property known as 400 Erie Street East*" shall be an additional permitted *use*, subject to the following regulations:

- a) Direct vehicular access/ingress to the subject Parking Area is prohibited from Brodhead Street frontage of the subject land;
- b) The requirements of Section 24.26.5 and 24.28 of the zoning By-law 8600 shall not apply; and
- c) Parking area separation from an *interior lot line* abutting a residential use shall be 1.5 m.

[ZDM 7; ZNG/5638]

(B/L 48-2019 Apr 15/2019)

370. For the lands described as Lots 134 to 136, and part of Lot 137, Registered Plan 122, located at the southeast corner of Mercer Street and Brodhead Street, extending to the northeast corner of Erie Street East and Mercer Street and municipally known as 400 Erie Street East, a *repair shop light* and a *retail store* shall be additional permitted *uses*.

[ZDM 7; ZNG/5638]

(B/L 56-2021 Mar 29/2021)

371. **WEST SIDE OF PETER STREET BETWEEN CHAPPELL AVENUE AND HILL AVENUE**

For the lands comprising Part of Lot 27, W/S of Peter Street, Registered Plan 40 Town of Sandwich, identified as PIN 01258-0179 and PIN 01258-0180, the *minimum required side yard* width along the northerly *lot line* shall be 0.3 m, and the following shall be additional permitted *uses*:

Bakery

Commercial School

Medical Office

Personal Service Shop

Professional Studio

Research and Development Facility

[ZDM 4; ZNG/5696]

(B/L 64-2019 May 6/2019)

372. **NORTH SIDE OF TECUMSEH ROAD EAST BETWEEN ROSSINI BOULEVARD AND BERNARD ROAD**

For the lands comprising Part of Lot 145, Lots 146 to 152, and Part of Closed Alley, Registered Plan 1223, an *Automobile Sales Lot* shall be an additional permitted *use*.

[ZDM 11; ZNG/5716]

(B/L 63-2019 May 6/2019)

373. For the lands comprising Part of Lots 125 and 126, Concession 2; (Part 3, 12R-838 and Part 1, 12R-10427), the following additional specific regulations shall apply:

Maximum Building Height: 33 m

Total Required Parking: 130 spaces

Total Number of Units permitted: 145

[ZDM 15]

(B/L 39-2019 Mar 25/2019)

374. **WYANDOTTE STREET WEST BETWEEN ROSEDALE AVENUE AND MILL STREET**

For the lands comprising Lot 55, and northerly Part of Lot 54, Registered Plan 49, notwithstanding Section 25, the *minimum* width of an *access area*, *collector aisle*, and/or driveway leading to the *parking area* shall be 3.0 m and two-way access shall be permitted in the *access area*, *collector aisle*, and/or driveway.

[ZDM 3; ZNG/5734]

(B/L 65-2019 May 6/2019)

375. **WEST SIDE OF RANKIN AVENUE BETWEEN WYANDOTTE STREET AND UNION STREET**

For the lands comprising Part of Lots 537 and 538, Registered Plan 682, the following additional provisions shall apply to a *townhome dwelling* with three *dwelling units*:

a) *Lot Width: minimum 18.0 m*

b) *Lot Area: minimum 585.0 m²*

[ZDM 3; ZNG/5735]

(B/L 66-2019 May 6/2019)

376. SOUTH SIDE OF RIVERSIDE DRIVE EAST BETWEEN CHILVER ROAD AND DEVONSHIRE ROAD

For the lands comprising Part Block 'A', Part Alley (Closed), RP211; Part Lots 1 & 2, Part Alley (Closed), RP 262; Part Lots 94 & 95, Concession 1, Sandwich East; Parts 3-5, 11-15, 20, 21, 25, 26, 28-30, and 35 on Plan 12R-26104, a *Child Care Centre* shall be a prohibited use and the *maximum building height* shall be 21.0 m.

[ZDM 6; ZNG/5775]

(B/L 76-2019 May 27/2019)

377. EAST SIDE OF LOCKE STREET BETWEEN LOUNSBOROUGH STREET AND MORAND STREET

For the lands comprising Block 'J', Part of Block 'D' and Part of Lynn Street (closed), Registered Plan 1552, and Part of Lot 15, Concession 5, the *maximum lot coverage* shall be 48.0%.

[ZDM 13; ZNG/5742]

(B/L 96-2019 Aug 26/2019)

378. WEST SIDE OF HOWARD AVENUE, NORTH OF CABANA ROAD EAST

For the lands comprising Part of Lots 28 and 29, Registered Plan 1431, and Part Lot 85, Concession 3; Part 2 on Plan 12R-15039, the following additional provisions shall also apply:

- a) For any *building*, a *dwelling unit* shall be permitted above, at, or below *grade*;
- b) Building Setback: *minimum* 10.0 m from the northerly *lot line*;
- c) Non-residential uses are prohibited within 36.0 m of the northerly *lot line*;
- d) Privacy fence and landscaping shall be installed along the northerly *lot line*.

[ZDM 9; ZNG/5578]

(B/L 103-2019 Aug 26/2019)

379. Lots 93 to 96, Part Lot 97, Lots 169 to 178 and part of closed alley, Registered Plan 1074 and parts 5 to 7, Registered Plan 12R23679 (PIN 012120547), situated at the northwest corner of the intersection of Northway Avenue and Totten Street, municipally known as 1699 Northway Avenue, the following shall be additional permitted uses:

Child Care Centre, Club, Commercial School, Cultural Facility, Health Studio, and School;

And for the uses of "*Club*", "*Medical Office*" and "*Veterinary Office*" within the *building* having the total *GFA* of 1,850 m², the *maximum required* number of parking shall be 49 *parking spaces*, which includes the *required accessible parking spaces*.

[ZDM 4; ZNG/5859]

(B/L 128-2019 Nov 18/2019)

380. NORTHEAST CORNER OF ERIE STREET EAST AND LILLIAN AVENUE

For the lands comprising of Lots 30, 31, 32 and the southerly Part of Lot 33, Registered Plan 135, a *parking area* as an *accessory use* to the permitted uses on the property known municipally as 614 Erie Street East shall be an additional permitted use and shall be subject to the following additional provisions:

- a) Sections 24.26.5, 24.28.1.1, 25.5.20.1.2, and 25.5.20.1.3 shall not apply; and
- b) Notwithstanding Section 25.5.30.4, the *minimum* width of an *access area* shall comply with Section 20(4)5.5(d)4.

[ZDM 7; ZNG/5870]

(B/L 125-2019 Nov 18/2019)

381. HOWARD AVENUE, BETWEEN SHEPHERD STREET EAST AND HANNA STREET EAST

For the lands comprising Lots 12 to 14, Plan 721, notwithstanding Section 12.1.5.6, the *minimum rear yard* depth shall be 6.42 m.

[ZDM 7; ZNG/5855]

(B/L 122-2019 Nov 18/2019)

382. SOUTHEAST CORNER OF PETER STREET AND MILL STREET

For the lands comprising Lot 5, Registered Plan 43, a *Multiple Dwelling* containing a *maximum* of four *dwelling units* shall be an additional permitted use and the additional permitted use shall be subject to the Residential District 2.2 (RD 2.2) provisions and the following additional provisions:

- a) A *multiple dwelling* shall require a *minimum* of two on-site *parking spaces*.
- b) The *minimum rear yard* depth shall be as *existing* on November 18, 2019.

[ZDM 3; ZNG/5843]

(B/L 133-2019 Dec 2/2019)

383. SOUTHWEST CORNER OF WYANDOTTE STREET EAST AND FLORENCE AVENUE

For the lands comprising Part of Lot 138, Concession 1, and further described as Block 35 on Map No. SDN-003/19-1, Sections 5.8.1 and 5.8.5 shall not apply, and site alteration is not permitted, except after the local Aboriginal communities are consulted and Ministry of Tourism, Culture & Sports (MTCS) has issued its clearance.

[ZDM 14; ZNG/5875]

(B/L 26-2020 Feb 24/2020)

384. NORTHEAST CORNER OF SANDWICH STREET AND SOUTH STREET

For the lands comprising Part Lot 16, Plan 40 (PIN 012540243), known municipally as 3493 to 3499 Sandwich Street:

- a) A *multiple dwelling* shall be an additional permitted use.
- b) Section 15.2.5.15 shall not apply.
- c) The *maximum* number of *dwelling units* shall be 6.
- d) Notwithstanding Section 24.20, the total number of *required parking spaces* shall be 6.
- e) Section 24.22 shall not apply.

[ZDM 4; ZNG/5942]

(B/L 170-2020 Dec 21/2020)

385. For the lands comprising Part of Block A, Registered Plan 1259 (known municipally as 3756 Howard Avenue), identified as Parcel "A", as shown on Schedule "A" of this by-law, despite the regulations of the Residential District 3.1 (RD3.1) zone category, the following regulation shall apply:

- a) *Main Building Height: Multiple Dwelling: maximum* 12 m

[ZDM 8, 9]

(B/L 106-2020 Jul 27/2020)

386. For the lands comprising Lots 44 to 48 and Part of Block A, Registered Plan 1259 (known municipally as 3756 Howard Avenue), identified as Parcel "B", as shown on Schedule "A" of this by-law, despite the regulations of the Residential District 3.1 (RD3.1) zone category, the following regulation shall apply:

- a) *Interior side yard* where a *habitable room window* of any *dwelling unit* faces a *side lot line: minimum* 4 m
- b) *Rear Yard Depth: minimum* 6 m

[ZDM 8, 9]

(B/L 106-2020 Jul 27/2020)

387. WEST SIDE OF CALIFORNIA AVENUE BETWEEN DAVIS STREET AND GIRARDOT STREET

For the lands comprising of Lots 23 and 24, Block D, Registered Plan 50, the following additional provisions shall apply to a *double duplex dwelling* or *multiple dwelling*:

- a) *Lot Width: minimum* 17.0 m
- b) *Side Yard Width: minimum* 1.20 m

[ZDM 4; ZNG/6044]

(B/L 110-2020 Aug 4/2020)

388. DELETED (B/L 36-2003 Feb 3/2003; B/L 227-2002 Aug 12/2002; B/L 340-2003 Oct 6/2003; B/L 132-2011 Jul 4/2011)

389. **WEST SIDE OF CALIFORNIA AVENUE AT DAVIS STREET**

For the lands comprising of Lot 50, Block C, Registered Plan 50 and Parts 1 and 2, Plan 12R-21775, the following additional provisions shall apply to a *multiple dwelling*:

- a) *Lot Coverage: maximum 50%*
- b) *Side Yard Width: minimum 1.20 m*
- c) *Dwelling Units: maximum 6*
- d) Notwithstanding Section 24.26.5, a *maximum* of two *parking spaces* are permitted in the *required front yard* and Section 24.28 shall be modified to include a *multiple dwelling*.
- e) Section 25 shall not apply to any *parking spaces* in the *required front yard*, save and except that the *parking spaces* shall be paved with a hard surface consisting of paving brick or block, asphalt, concrete or any combination thereof, and shall be maintained in good condition.
- f) For any *parking area* in the *rear yard*, the *minimum* separation from a *building wall* containing a *habitable room window* shall be 2.0 m.

[ZDM 4; ZNG/6045]

(B/L 111-2020 Aug 4/2020)

390. **SOUTHEAST CORNER OF MARION AVENUE AND NIAGARA STREET**

For the lands comprising North Part Lot 66, Lots 67 to 74 (inclusive), South Part Lot 75, Registered Plan 575; the following additional provisions shall apply to an *existing building*:

- a) *Front Yard Depth: minimum As Existing*
- b) *Rear Yard Depth: minimum As Existing*
- c) *Side Yard Width: minimum As Existing*

[ZDM 6, 7; ZNG/6011]

(B/L 85-2020 Jun 15/2020)

391. **WEST SIDE OF CALIFORNIA AVENUE, NORTH OF GIRARDOT STREET**

For the lands comprising of Lot 42, Part of Lot 43, and Part of Alley, Block D, Registered Plan 50, for a *Semi-Detached Dwelling* the *minimum lot width* shall be as existing.

[ZDM 4; ZNG/6056]

(B/L 122-2020 Aug 24/2020)

392. **NORTH SIDE OF UNIVERSITY AVENUE WEST, BETWEEN CAMERON AVENUE AND ELM AVENUE**

- a) For lands comprising Part Lot 73, Concession 1 (Roll No. 040-170-05400) the following additional provisions shall apply:
 1. Required bicycle parking: *minimum 44 spaces*;
 2. Notwithstanding Section 24.30.20.1 *required bicycle parking spaces* may be located on a *lot* that abuts the uses they are intended to serve;
 3. *Minimum* separation distance between a *parking area* and *interior lot line* shall be 0 m;
 4. *Minimum* separation distance between a *parking area* and a *building wall* containing a *habitable room window* shall be 0 m; and
 5. *Minimum* one-way lane width within an *access area* shall be 3.0 m.
- b) For lands comprising Part Lot 73, Concession 1 (Roll No. 040-170-05400), Part 1 of 12R-28391 a *multiple dwelling* shall be an additional permitted use and the following additional provisions shall apply:
 1. A *building* without access to a paved street, municipal storm water outlet, municipal sanitary sewer, municipal electrical service, and municipal water service is permitted provided the *required* easement

agreements are registered on the title of both the subject and abutting property to provide access and municipal services;

2. Notwithstanding Section 5.2.20.1 a *maximum* of 53 *dwelling units* shall have a *minimum gross floor area* of 31.0 m²;
3. *Building Height: maximum* 19.0 m;
4. *Amenity Area: Per Dwelling Unit: minimum* 10.0 m²;
5. Required Parking: *multiple dwelling: minimum* 1.0 space per *dwelling unit*;
6. Required visitor *parking spaces* for a *multiple dwelling: minimum* 0 spaces; and
7. Notwithstanding Section 24.26.1 *required parking spaces* may be located on a *lot* that abuts the *dwelling units* they are intended to serve.

[ZDM 3; ZNG/6070]

(B/L 20-2021 Jan 18/2021)

393. **EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF GIRARDOT STREET**

For the lands comprising of Part of Lots 11 & 12 & Part of Alley, Registered Plan 1120, and Part of Lot 66, Concession 1, Sandwich West, for a *Semi-Detached Dwelling*, the following additional provisions shall apply:

- a) *Lot Width: minimum* As Existing
- b) *Lot Area: minimum* As Existing
- c) *Lot Coverage: maximum* 47.0%

[ZDM 4; ZNG/6084]

(B/L 146-2020 Oct 19/2020)

394. **SOUTH SIDE OF TECUMSEH ROAD EAST BETWEEN JOS ST. LOUIS AVENUE AND CLEMENCEAU BOULEVARD**

For the lands comprising Part Lot 4, Plan 867 Sandwich East as in R1238383; Windsor (PIN 01367-0237), known municipally as 5787, 5791, and 5795 Tecumseh Road East, a *multiple dwelling* shall be an additional permitted *use* and the following additional provisions shall apply to a *multiple dwelling*:

- a) The *maximum* number of *dwelling units* shall be 7.
- b) Section 15.2.5.9 shall not apply.
- c) Section 15.2.5.15 shall not apply.

[ZDM 11; ZNG/6058]

(B/L 172-2020 Dec 21/2020)

395. **SOUTH SIDE OF EDGAR STREET, WEST OF LAUZON ROAD**

For the lands comprising Lots 21 & 22, Part Lots 20, 23 & 24 Plan 980; Part Closed Alley; Part Lot 127 Concession 1 Sandwich East more particularly described as Parts 1, 7 & 8 RP 12R-24215, the following additional provisions shall apply:

- a) Building Setback: *minimum* 3.0 m from the northerly *lot line*
- b) *Building Height: maximum* 16.0 m
- c) Landscaped Open Space Yard: *minimum* 29 % of *lot area*
- d) *Screening fence minimum* 1.8 m in height and landscaping shall be installed along the westerly *lot line*.

[ZDM 14; ZNG/6081]

(B/L 150-2020 Nov 9/2020)

396. **NORTH SIDE OF WYANDOTTE STREET EAST BETWEEN WATSON AVENUE AND ISACK DRIVE**

For the lands comprising Part of Block A, Registered Plan 1627, a *Lodging House, Multiple Dwelling, Religious Residence, and Residential Care Facility* shall be additional permitted *uses* and the provisions of Section 12.2.5 shall apply to the additional permitted *uses*.

[ZDM 14; ZNG/6122]

(B/L 161-2020 Dec 7/2020)

397. **WEST SIDE OF PIERRE AVENUE, SOUTH OF SHEPHERD STREET EAST**

For the lands comprising Lot 82, Plan 889; now designated as Part 2 on Reference Plan 12R28270, for any permitted use in Section 11.2.1, save and except for a *townhome dwelling*, the following additional provisions shall also apply:

- a) *Lot Width: minimum 9.0 m;*
- b) *Lot Area: minimum 336 m²*
- c) *Side Yard Width: minimum 1.20 m;*
- d) *Screening fence minimum 1.8 m in height and landscaping shall be installed along the northerly lot line abutting the rear yard.*

[ZDM 7; ZNG/6127]

(B/L 162-2020 Dec 7/2020)

398. **NORTHEAST CORNER OF HAWTHORNE DRIVE AND ENTERPRISE WAY**

For the lands comprising Part of Block A, Registered Plan 1644, and designated as Part 2 on Reference Plan 12R-26956, the *maximum building height* provision in Section 20(1)97(iv) of By- law 8600, shall not apply to a *multiple dwelling* on the subject land.

[ZDM 15; ZNG/6072]

(B/L 160-2020 Dec 7/2020)

399. For the lands comprising part of Lots 9 and 10, and Part of Lots 11, 12, 13, 14 and 15, Registered Plan 931, Known municipally as 1680 Tecumseh Road West; 1378 Campbell Street, 1366 Campbell Avenue and 0 Campbell Avenue ("the property"), the following regulations shall apply:

- a) *Lot Frontage: minimum As Existing*
- b) *Front Yard Depth: 0 m*
- c) *Interior Side Yard Width: minimum 3.6 m*
- d) *Exterior Side Yard Width: 0 m*
- e) *Required Parking: 1 space /unit*

[ZDM 4]

(B/L 3-2021 Jan 18/2021)

400. **SOUTH SIDE OF UNIVERSITY AVENUE WEST, WEST OF WELLINGTON AVENUE**

For the lands comprising of PT LOT 1 PLAN 683:

- a) A *dwelling unit* on the main floor and/or in the *basement* shall be an additional permitted *use* and, that for the additional permitted *use*, no additional *amenity area* and no additional *parking space* are *required*.
- b) *Number of Dwelling Units: maximum 8*

[ZDM 3; ZNG/6169]

(B/L 5-2021 Jan 18/2021)

401. WEST SIDE OF MCEWAN AVENUE, SOUTH OF UNIVERSITY AVENUE WEST

For the lands comprising Part Lot 7, Plan 312; for any permitted use in Section 11.2.1, save and except for a townhome dwelling, the following additional provisions shall also apply:

- a) *Lot Width: minimum 10.0 m;*
- b) *Lot Area: minimum 315 m²*
- c) *Front Yard Depth: minimum 5.0 m;*
- d) *Side Yard Width: minimum 0.6 m for the structure existing at the time of this bylaw passing.*

[ZDM 3; ZNG/6162]

(B/L 11-2021 Jan 18/2021)

402. TRANSPORT TERMINAL – ADDITIONAL PERMITTED USE

A *Transport Terminal* shall be an additional permitted use and shall be subject to the provisions of Section 5, Section 24, Section 25, and the Zoning District in which the *Transport Terminal* is located within.

[ZDM 8, 11, 12; ZNG/6194]

(B/L 54-2021 Mar 29/2021)

404. EAST OF RIBERDY ROAD AT SYDNEY AVENUE

For the lands described as Part Lot 97, Concession 3, PIN 014080975, for a *transport terminal*, the following additional provisions shall apply:

- a) Notwithstanding Section 5.99.97.60 b) and c), where a berm cannot be provided along an *exterior lot line* or *interior lot line* located within 50 m of a *development reserve district*, *green district*, *residential district*, or *institutional district*, or a *lot* containing a *dwelling* or *dwelling unit*, the setback from exterior lot line or interior lot line shall be a *minimum* of 35 m and said setback shall be maintained as a *landscaped open space yard*. Said setback does not apply to any access way.
- b) That only that area used to access the parcel and where *transport truck* or *transport trailer* manoeuvre are to be paved with asphalt, concrete, or any combination thereof.

[ZDM 12; ZNG/6194]

(B/L 54-2021 Mar 29/2021)

405. SOUTH SIDE OF ST. ANTOINE STREET, EAST OF BLOOMFIELD ROAD

For the lands comprising Lots 2 to 4, Plan 1316, a Multiple Dwelling with a *maximum* of six *dwelling units* shall be an additional permitted use and shall comply with the provisions of Section 11.2.5.4 with the exception of

- a) *Front Yard Depth: minimum As Existing on Jun 3, 2021*

[ZDM 4; ZNG/6442]

(B/L 138-2021 Sep 27/2021)

406. SOUTH SIDE OF CABANA ROAD EAST, WEST OF HOWARD AVENUE

For the land comprising Part of Lot 6, Concession 4 (PIN 01290-0389, excluding the southerly 36.58 m rear portion, the following shall apply

- a) The *maximum* number of *dwelling units* shall be 18 (eighteen)
- b) The *minimum required* number of *parking spaces* shall be the *maximum parking spaces* permitted; and
- c) Reduction in the *minimum required landscape open space yard* is prohibited;
- d) *Maximum building height* is 10 m

[ZDM 9; ZNG/6217]

(B/L 111-2021 Jun 21/2021)

407. **WEST SIDE OF NORTH SERVICE ROAD EAST, WEST OF JEFFERSON BOULEVARD**

For the lands comprising Lot 206, Registered Plan 1153 and part closed alley described as Parts 10, 11, 12 & 13, Plan 12R-18423, an *Automobile Repair Garage* shall be an additional permitted *use*.

[ZDM 11; ZNG/6325]

(B/L 108-2021 Jun 21/2021)

408. **SOUTH SIDE OF ELLIOTT STREET WEST, WEST OF PELISSIER STREET**

For the lands comprising Con 1 Pt Lot 80; Known as Nursery Lot Corner; Pelissier TH W:

a) A *hotel room* on the second floor shall be an additional permitted *use* and, that for the additional permitted *use*, no additional *parking space* is required.

b) Number of *Hotel rooms*: *maximum 4*

[ZDM 7; ZNG/6221]

(B/L 76-2021 May 17/2021)

409. **SOUTH SIDE OF RIVERSIDE DRIVE EAST, EAST OF LINCOLN ROAD**

For the lands comprising Lot 334, Plan 359 the following additional provisions shall also apply:

a) *Lot Width: minimum 12.00 m*

b) *Lot Area: minimum 445.00 m²*

c) *Side Yard Width: minimum 1.5 m* for the *structure existing* at the time of this bylaw passing

[ZDM 6; ZNG/6260]

(B/L 77-2021 May 17/2021)

410. **SOUTHEAST CORNER OF DOUGALL AVENUE AND CABANA ROAD WEST**

For the lands comprising Lots 41 & 216, Block E, and Pt Lots 39, 40 & 215, Registered Plan 1489, the following shall be permitted

a) *Dwelling Units in a Combined Use Building with any one or more of the uses permitted in the CD2.1 zone*; provided that

1. All *dwelling units*, not including entrances thereto, shall be located above the commercial uses;

2. All *dwelling units* shall be located within the existing second floor of the 2-storey commercial *building* on the subject land; and

3. Required parking for the *dwelling units* shall be clearly marked, assigned and set apart from the commercial *parking spaces* on the subject land.

[ZDM 9; ZNG/6166]

(B/L 52-2021 Mar 29/2021)

411. **WEST SIDE OF LAUZON ROAD, NORTH OF FOREST GLADE DRIVE**

For the lands comprising Part of Lot 127, Concession 2, known municipally as 3129 Lauzon Road the following provisions shall apply:

a) *Lot Area: minimum 15,000 m²*;

b) *Interior Side Yard*: where a *habitable room window* of any *dwelling unit* faces a *side lot line*: *minimum 20 m* and

c) *Building Height: maximum 12 m*

[ZDM 15; ZNG/6173]

(B/L 33-2021 Mar 8/2022)

412. **NORTHWEST CORNER OF PARK STREET WEST AND BRUCE AVENUE**

For the lands comprising Lot 20, Plan 77, Corner, for a *multiple dwelling* with a *maximum* of three *dwelling units*, the following additional provisions shall apply:

a) *Lot Width: minimum* As Existing on Jun 3, 2021

b) *Lot Area: minimum* As Existing on Jun 3, 2021

c) *Lot Coverage: maximum* As Existing on Jun 3, 2021

- d) *Front Yard Depth: minimum* As Existing on Jun 3, 2021
- e) *Rear Yard Depth: minimum* 7.50 m
- f) *Side Yard Width: minimum* As Existing on Jun 3, 2021

[ZDM 3; ZNG/6408]

(B/L 137-2021 Sep 27/2021)

413. For the lands comprising of West Part Block A (ARN 030-150-05100-0000), Plan 315, Known municipally as 669 Tuscarora Street Units 101-109, 201-209, 301-309 ("the property"), the following regulations shall apply *to the Multiple Dwelling*:
- a) *Lot Frontage: minimum* As Existing (49.83 m)
 - b) *Lot Area: minimum* As Existing (3,273 m²)
 - c) *Lot Coverage: maximum* 35 %
 - d) *Main Building Height: maximum* 3 storeys
 - e) *Front Yard Depth: minimum* 5.9 m
 - f) *Rear Yard Depth: minimum* 3.6 m
 - g) *Exterior Side Yard Width: minimum* 3.7 m
 - h) *Side Yard Width: minimum* 24.5 m
 - i) *Landscaped Open Space Yard: minimum* 30 %
 - j) *Dwelling Units: maximum* 27 units
 - k) *Parking Area Separation from a Habitable Room (for a loading space only):* 2.5 m

[ZDM 6; ZNG/6174]

(B/L 70-2021 May 3/2021)

414. **WEST SIDE OF WINDSOR AVENUE, SOUTH OF SHEPPARD STREET EAST**
- For the lands comprising of Lot 27 and Lot 28 Registered Plan 1232, the following Additional Permitted Use and the following additional Site-specific Provisions for a One *Multiple Dwelling* containing a *maximum* of 12 *dwelling units* shall apply:

Additional Permitted Use

One *Multiple Dwelling* containing a *maximum* of 12 *dwelling units*

Provisions

- a) *Lot Coverage: maximum* 48%
- b) *Front Yard Depth: minimum* 2.40 m
- c) *Side Yard Width: minimum* 1.30 m

Parking Area Regulations:

- d) Required Number of *Parking Spaces*: 7
- e) Visitor Parking Spaces: 0
- f) Parking area setback from an *interior lot line*: 0 m
- g) Parking area setback from an *alley*: 0 m
- h) *Loading Spaces*: 0
- i) Ingress to a *parking area* from a *street* or *alley* or egress from a *parking area* to a *street* or *alley* shall be by way of an alleyway
- j) *Minimum* width of the *parking aisle* located, in whole or in part, within an *alley* shall be the width of the alley plus additional 1.0 m width accommodated at the rear of the property

[ZDM 7; ZNG/6218]

(B/L 169-2021 Oct 4/2021)

415. WEST SIDE OF HOWARD AVENUE, SOUTH OF CABANA ROAD EAST

For the lands comprising Part of Lot 6, Concession 4 in the City of Windsor, designated as Part 1 on Reference Plan 12R 10242, known municipally as 3871 Howard Ave. (PIN 012900196) despite the regulations of the Residential District 2.5 (RD2.5) zone category, the following regulations shall apply:

Lot Area: minimum 133 m²/unit, to a maximum of 12 units

Front Yard Depth: minimum 4.0 m

Rear Yard Depth: minimum 3.0 m

Building Height: maximum 10.0 m

[ZDM 9; ZNG/6362]

(B/L 127-2021 Jul 19/2021)

416. EAST SIDE OF OUELLETTE AVE, BETWEEN ELLIOTT STREET AND ERIE STREET EAST

For lands comprising Plan 256 Block 3 Lots 8 & 9 the following additional provisions shall apply:

a) Notwithstanding Section 16.2.5.20, the *minimum building* setback shall be as existing on July 26, 2021.

b) Notwithstanding Section 16.2.5.60, the *maximum* number of *dwelling units* shall be 64.

c) *Parking spaces required: 22*

d) Notwithstanding Section 24.40.1.5, a *loading space* is not required.

[ZDM 7; ZNG/6249]

(B/L 172-2021 Oct 25/2021)

417. SOUTH SIDE OF WYANDOTTE STREET EAST, WEST OF ELLROSE AVENUE

For the lands comprising of Lot 25, Registered Plan 1492, the following additional provisions shall apply to a *Multiple Dwelling* with 5 or more *dwelling units*:

a) *Lot Width: minimum 16.7 m*

b) *Front Yard Depth: maximum 29.1 m*

[ZDM 10; ZNG/6163]

(B/L 113-2021 Aug 4/2021)

418. NORTHEAST CORNER OF DOMINION BOULEVARD AND NORTHWOOD STREET

For the lands comprising Lots 271 to 284 (incl.), Part of Block 'B', Plan 558, Lots 85 to 88 (incl.), Part of closed Alley, Plan 1286, except Part 1 on Plan 12R-27749, the following additional regulations shall apply to a *multiple dwelling*:

a) *Lot Area: minimum 5,300 m²*

b) *Main Building Height: maximum 10 m*

c) *Dwelling Units: maximum 30*

d) *Side Yard Width: minimum 5.5 m*, where a *habitable room window* of any *dwelling unit* faces Dominion Blvd.

[ZDM 8; ZNG/6164]

(B/L 143-2021 Sep 27/2021)

419. WEST SIDE OF CALIFORNIA AVENUE BETWEEN DAVIS STREET AND GIRARDOT STREET

For the lands comprising of Pt Block D, Lot 16, Pt Lot 15, Registered Plan 50; Part 2 on 12R-28244, the following additional provisions shall apply to a *Semi-Detached Dwelling*:

- a) *Lot Width: minimum 13.7 m*

[ZDM 3; ZNG/6248]

(B/L 123-2021 Aug 18/2021)

420. EAST SIDE OF ALEXIS ROAD, SOUTH OF MILLOY STREET

For the lands comprising Lot 103, Plan 1083, one *multiple dwelling* with a *maximum* of three *dwelling units* shall be an additional permitted *main use* and shall be subject to the following provisions:

- a) *Lot Width: minimum 12.0 m*
- b) *Lot Area: minimum 390 m²*
- c) *Lot Coverage: maximum 45.0%*
- d) *Building Height: Main Building: maximum 10.0 m*
- e) *Front Yard Depth: minimum 4.60 m*
- f) *Rear Yard Depth: minimum 7.50 m*
- g) *Side Yard Width: minimum 1.10 m*

[ZDM 3; ZNG/6250]

(B/L 177-2021 Nov 1/2021)

421. NORTH SIDE OF TECUMSEH ROAD EAST, EAST OF CLOVER AVENUE

For the lands comprising Part of Lots 140 & 141, Concession 1, further described as Parts 5 to 8, Plan 12R-18564, a *medical office* shall be an additional permitted *main use*, and that for a *medical office*, the *minimum* number of *required parking spaces* shall be 62.

[ZDM 14; ZNG/6481]

(B/L 166-2021 Sep 27/2021)

422. SOUTH SIDE OF PITT STREET WEST AND WEST SIDE OF JANETTE AVENUE

For the lands comprising Registered Plan 274 E PT Lot 8, Corner, a *multiple dwelling* with a *maximum* of six *dwelling units* shall be an additional permitted use, and that for the additional permitted use no additional *parking spaces* are *required* and the *lot width*, *lot area*, *lot coverage*, *main building height*, *front yard depth*, *rear yard depth*, and *side yard width* shall be as *existing* on the date this amendment comes into force.

[ZDM 3; ZNG/6500]

(B/L 91-2022 Jun 13/2022)

423. EAST SIDE OF ARGYLE ROAD, BETWEEN IROQUOIS STREET AND ARGYLE COURT

- a) For lands comprising Part Lots 95 and 96, Concession 1 (Roll No. 020-230-04200, Parts 1 and 2 on 12R-28456) a *multiple dwelling* shall be an additional permitted use and the following additional provision shall apply:
 - 1. Notwithstanding Section 24.26.1 *required parking spaces*, visitor *parking spaces*, and accessible *parking spaces* may be located on a *lot* that abuts the *multiple dwelling* they are intended to serve.

[ZDM 7; ZNG/6435]

(B/L 124-2021 Jul 19/2021)

424. NORTH SIDE OF TECUMSEH ROAD EAST BETWEEN LAUZON PARKWAY AND LAUZON ROAD

For the lands comprising of Part Lots 125 to 127 (McNiff), Concession 1, as in R1379739 EXCEPT PTS 1, 2, 3 PL 12R16376 & PTS 1, 2, 3 & 4 PL 12R18468, a *multiple dwelling* shall be an additional permitted use and shall be subject to the applicable provisions in Section 12.3.5.

[ZDM 14, 15; ZNG/6482]

(B/L 188-2021 Dec 20/2021)

425. **WEST SIDE OF OUELLETTE AVENUE AND EAST SIDE OF PELISSIER STREET, SOUTH OF WYANDOTTE STREET WEST**

For the lands comprising of Lot 6, Block 2, Registered Plan 256, a *self-storage facility* shall be an additional permitted *main use* including in a *combined use building*, and that for a *self-storage facility* the following additional provisions shall apply:

- a) A *self-storage facility* is prohibited on the ground floor within the first 9.0 m of the *building* on the Ouellette Avenue frontage.
- b) A *loading space* is not required.

[ZDM 7; ZNG/6535]

(B/L 5-2022 Jan 17/2022)

426. **EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF UNIVERSITY AVENUE WEST**

For the lands comprising of Lots 95 to 96, Block A, Registered Plan 50, a *double duplex dwelling* or *multiple dwelling* with a *maximum* of four *dwelling units* shall be an additional permitted *use*, and the following additional provisions shall apply

- a) *Lot Width: minimum* 15.0 m
- b) *Lot Area: minimum* 500.0 m²
- c) *Lot Coverage: maximum* 50.0%
- d) *Main Building Height: maximum* 10.0 m
- e) *Front Yard Depth: minimum* 6.0 m
- f) *Rear Yard Depth: minimum* 7.50 m
- g) *Side Yard Width: minimum* 1.20 m

[ZDM 3; ZNG/6537]

(B/L 6-2022 Jan 17/2022)

427. **WEST SIDE OF PILLETTE AVENUE, SOUTH OF ROSE STREET**

For the lands comprising of Lot 14, Part of Lot 13, and Part of Closed Alley Plan 1160, more particularly described as PART 2, 12R-28714, the following site specific regulations shall apply:

Maximum Gross Floor Area: 470 m²

[ZDM 11; ZNG/6951]

(B/L 157-2023 Nov 27/2023)

428. **WEST SIDE OF MCEWAN AVENUE, NORTH OF UNIVERSITY AVENUE WEST**

For the lands comprising of Lot 33, Registered Plan 539, one *multiple dwelling* containing a *maximum* of three *dwelling units* shall be an additional permitted *use* and shall be subject to the following additional provisions:

- a) *Lot Width: minimum* 12.0 m
- b) *Lot Area: minimum* 360.0 m²
- c) *Lot Coverage: maximum* 45.0%
- d) *Main Building Height: maximum* 10.0 m
- e) *Front Yard Depth: minimum* 5.80 m
- f) *Rear Yard Depth: minimum* 7.50 m
- g) *Side Yard Width: Main Building: minimum* 0.90 m
- h) *Side Yard Width: Accessory Building: minimum* 0.48 m

[ZDM 3; ZNG/6358]

(B/L 167-2021 Sep 27/2021)

429. **NORTH SIDE OF ERIE STREET EAST, EAST OF PIERRE AVENUE**

For the lands comprising of Lot 55 and Part Lot 56, Registered Plan 539 and Lots 344 and 345, Registered Plan 579, a *Public Parking Area*, and a *Sports Facility* with two bocce courts and seating, shall be additional permitted *uses*.

[ZDM 6, 7; ZNG/6397]

(B/L 3-2022 Jan 17/2022)

430. NORTH SIDE OF DEZIEL DRIVE (2800 DEZIEL DRIVE)

For the lands comprising Part of Lots 99 & 100, Concession 3 (being Part 6, 12R-20639), situated on the north side of Deziel Drive, known municipally as 2800 Deziel Drive, an *Automobile Repair Garage* and an *Automobile Sales Lot* shall be additional permitted uses.

[ZDM 12; ZNG/6357]

(B/L 184-2021 Dec 20/2021)

431. EAST SIDE OF ROSSINI BOULEVARD, SOUTH OF YPRES STREET

For the lands comprising Lot 81 and Pt Block I, Plan 1102, one *Multiple Dwelling* with a *maximum* of three *dwelling units* shall be an additional permitted *main use* and shall be subject to the following additional provisions:

- a) *Lot Width: minimum 15.0 m*
- b) *Lot Area: minimum 450.0 m²*
- c) *Lot Coverage: maximum 45.0%*
- d) *Main Building Height: maximum 10.0 m*
- e) *Front Yard Depth: minimum 6.0 m*
- f) *Rear Yard Depth: minimum 7.50 m*
- g) *Side Yard Width: minimum 1.20 m*

[ZDM 11; ZNG/6573]

(B/L 37-2022 Feb 14/2022)

432. SOUTH SIDE OF ERIE ST. E. WEST SIDE OF MARENTETTE AVE.

For the lands comprising Lots 249 & 250 Plan 360:

- a) A *hotel* shall be an additional permitted *use*
- b) Number of *Parking Spaces* for *hotel*: *minimum 6*
- c) Number of *Loading Space*: *minimum 0*

[ZDM 7; ZNG/6464]

(B/L 175-2021 Nov 1/2021)

433. NORTHEAST CORNER OF SIXTH CONCESSION AND NORTH TALBOT

For the lands comprising Pt Lot 12, Concession 5, designated as Pt of PART 7, 12R-23594 and Pt of Block 197, 12M-355, the following shall be permitted

- 1. A stand-alone *multiple dwelling*, subject to the following additional regulations:
 - (i) Section 12.1.5 (RD3.1 regulations) of By-law 8600 shall apply to a stand-alone *multiple dwelling*, except 12.1.5.5, 12.1.5.6 & 12.1.5.7 (*minimum front yard depth, rear yard depth, and side yard width provisions*);
 - (ii) Section 14.12.5 (CD1.12 regulations) of By-law 8600 shall also apply to a stand-alone *multiple dwelling*, except 14.12.5.4 (*maximum building height provision*);
 - (iii) *building* ends abutting low profile developments shall be tapered to achieve a gradual transition from low to medium profile in accordance with paragraph iv(b) below; and
 - (iv) *minimum building setback* shall be as follows:
 - a) from the *exterior lot line* along 6th Concession Road, specifically, the 60 m section measured from the most northerly point on the subject lands going southerly towards North Talbot Rd.: 6 m;
 - b) from an *interior lot line*, for any part of the *building*
 - 7.5 m or less in height: 6 m
 - Above 7.5 m and up to 10.5 m in height: 7.5 m
 - Above 10.5 m in height: 14 m
 - (v) access to rooftops shall be solely for the purpose of maintenance.

2. *Dwelling Units* in a *Combined Use Building* with any one or more of the *uses* permitted in Section 14.12.1 of By-law 8600, subject to the following additional regulations:
- (i) all *dwelling units*, not including entrances thereto, shall be located above the non-residential uses; and
 - (ii) the site-specific regulations, in subsection 1 above, applicable to a stand-alone *multiple dwelling* shall also apply to a *combined use building*

[ZDM 13; ZNG/6074]

(B/L 96-2021 Jun 7/2021)

434. **SOUTH SIDE OF RIVERSIDE DRIVE EAST, WEST OF PIERRE AVENUE**

For the lands comprising of Lot 1, Registered Plan 433, a *multiple dwelling* containing a *maximum* of 8 *dwelling units* shall be an additional permitted *main use* and shall be subject to the following additional provisions:

- a) *Lot Width: minimum* 15.0 m
- b) *Lot Coverage: maximum* 52.5 %
- c) *Side Yard Width: minimum* 1.50 m
- d) Required Parking: *minimum* 1 space per *dwelling unit*
- e) Required Visitor Parking: *minimum* 0
- f) Parking Area Separation: *minimum*:

From an *interior lot line* or *alley*: 0.60 m

[ZDM 6; ZNG/6588]

(B/L 56-2022 Mar 21/2022)

435. **SOUTH SIDE OF WYANDOTTE ST. EAST, BETWEEN HOMEDALE BOULEVARD AND ST. MARY'S BOULEVARD**

For the lands comprising Lots 4 & 5, on Registered Plan 939, and Lots 1, 2 & 3, and Part of Alley (Closed) and Part of St. Mary's Blvd. (Closed) on Registered Plan 1085, in the City of Windsor, known municipally as 6475 Wyandotte Street East, the following regulations shall apply:

- a) Required Parking: *minimum* 52 total spaces
 - 1. Required Standard *Parking spaces: minimum* 50
 - 2. Required Accessible Parking Space: Type A: *minimum* 1
 - 3. Required Accessible Parking Space: Type B: *minimum* 1
- b) Parking Area Separation to a Habitable Room Window: *minimum* 2.5 m
- c) Required *Landscaped Open Space: minimum* 25%

[ZDM 10; ZNG/6399]

(B/L 189-2021 Dec 20/2021)

436. **EAST SIDE OF GOYEAU STREET AND NORTH OF GILES BOULEVARD EAST**

For the Lands comprising the N Part of Lot 187 Plan 1303, situated on the east side of Goyeau Street and north of Giles Boulevard East, the following additional provisions shall apply:

- a) The following *use* shall be an additional permitted *use*:

One Single Unit Dwelling
- b) *Building Height: maximum* 10 m
- c) *Lot Area, Lot Frontage* and all setbacks shall be as *existing*

[ZDM 7; ZNG/6409]

(B/L 47-2022 Feb 28/2022)

437. WEST SIDE OF WALKER ROAD, BETWEEN E.C. ROW EXPRESSWAY AND SYDNEY AVENUE

For the land comprising Lots 810 to 814, Pt Lot 809 and Pt Closed Alley, Registered Plan 1126, designated as Part 2 on Plan 12R-13004 and Parts 5 to 10 on Plan 12R-18422, (PIN 01345-0220 LT and PIN 01345-0470 LT) *Dwelling Units in a Combined Use Building* with any one or more of the commercial uses permitted in Section 16.2.1 except an *existing funeral establishment, existing gas bar, or existing service station*, shall be an additional permitted use and shall be subject to the following additional provisions:

- a) All *dwelling units*, not including entrances thereto, shall be located above the non-residential uses;
- b) Section 16.3.5 shall not apply to a *combined use building*;
- c) *Building Height: maximum* 10 m
- d) Building Setback from an *Interior Lot Line: minimum*:
 - 1. Where a *habitable room window* faces the *interior lot line*: 6.0 m
 - 2. Where a *habitable room window* does not face the *interior lot line*: 3.0 m from the west lot line; and 0 m from the north and south lot lines.
- e) Landscape Open Space Yard: *minimum* 30% of *Lot Area*
- f) Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited; and
- g) *Parking spaces* for the *dwelling units* shall be clearly marked, assigned and set apart from other *parking spaces*.

[ZDM 12; ZNG/6501]

(B/L 39-2022 Feb 14/2022)

438. NORTH SIDE OF TECUMSEH ROAD E., BETWEEN BANWELL ROAD AND THE CITY LIMIT TO THE EAST

For the land comprising Part of Lot 146, Concession 1, (PIN 010540374), a 6-storey *Combined Use Building* containing a *maximum* of 71 *dwelling units* plus one or more non-residential uses listed in Section 16.10.1 of By-law 8600 having 190 m² *minimum gross floor area* with *minimum* parking requirement of 8 spaces as in By-law 8600, shall be permitted subject to the following additional regulations:

- a) Section 16.10.5.15 of By-law 8600 shall not apply;
- b) Non-residential use shall be located at *street* level along the south wall of the *building*, fronting Tecumseh Road East;
- c) *Dwelling units*, indoor amenity areas and other indoor accessory uses to dwelling units, within the ground floor area of a *Combined Use Building*, shall be located above *grade* and be placed on the north of the non-residential units;
- d) The floor areas occupied by indoor amenity areas and other indoor accessory uses to the *dwelling units* shall be excluded from the permitted 190 m² *minimum gross floor area* of non-residential use;
- e) A *minimum* separation of 30.0 m shall be maintained between the railway right-of-way and a residential, commercial, institutional or recreational use;
- f) An earth berm having a *minimum* height of 2.50 m and slopes of 2.5 to 1 or greater, shall be constructed continuously adjacent to the common boundary line between the *lot* and the railway right of way and maintained in good practice; and
- g) A chainlink fence having a *minimum* height of 1.830 m shall be erected continuously along the common boundary line between the *lot* and the railway right-of-way.

[ZDM 15; ZNG/6323]

(B/L 93-2022 Jun 13/2022)

439. **EAST SIDE OF LAUZON ROAD, NORTH OF SPITFIRES WAY**

For the lands comprising Block 42, 12M-678, in the City of Windsor, the following regulations shall apply:

- a) *Main Building Height: maximum:*
 - 1. 56% of the *Main building* footprint: *maximum* 31.0 m
 - 2. Remainder of building footprint: *maximum* 21.0 m
- b) *Lot Area: minimum* 63.75 m² per unit
- c) *Parking Space: minimum* 1.24 spaces/unit
- d) *Required Yard: from Bowler Drive: minimum* 23.0 m
- e) *Landscaped Open Space Yard: minimum* 31.0% of lot area
- f) Section 24.26.5 shall not apply;
- g) Section 24.28.1.1 shall not apply;
- h) Section 24.40.20(3) (a) shall not apply.

[ZDM 14]

(B/L 78-2022 May 30/2022)

440. **SOUTHWEST CORNER OF WALKER ROAD AND DUCHARME STREET**

For the lands comprising of Part of Lot 13, Concession 6, designated as Part 1, Plan 12R-17667, a *multiple dwelling* shall be additional permitted use and that for a *combined use building* and a *multiple dwelling*, the following additional provisions shall apply:

- a) *Main Building Height: maximum* 22.4 m
- b) Notwithstanding Section 15.2.5.15, for a *Combined Use Building, dwelling units* are permitted at *grade*.

[ZDM 13; ZNG/6591]

(B/L 73-2022 Apr 25/2022)

441. **SOUTH SIDE OF ALEXANDRINE STREET BETWEEN REMINGTON AVENUE AND LILLIAN AVENUE**

For the lands comprising Lots 94 & 95 and Part Closed Alley, Registered Plan 1106 (PIN 01339-0396), a *Townhome Dwelling* shall be an additional permitted use and shall be subject to the following additional provisions:

- a) *Lot Width: minimum* 20.0 m
- b) *Lot Area: Per Dwelling Unit: minimum* 191.0 m²
- c) *Lot Coverage: maximum* 45.0%
- d) *Main Building Height: maximum* 10.0 m
- e) *Front Yard Depth: minimum* 6.0 m
- f) *Rear Yard Depth: minimum* 7.50 m
- g) *Side Yard Width: minimum* 1.20 m

[ZDM 8; ZNG/6634]

(B/L 90-2022 Jun 13/2022)

442. **SOUTHWEST CORNER OF WYANDOTTE STREET EAST AND ELINOR STREET**

For the lands comprising of Part Alley, Registered Plan 1142, further described as Parts 3 & 4, Plan 12R-25749, and Lots 26 to 31, Registered Plan 1142, a *multiple dwelling* with five or more *dwelling units* shall be subject to the following additional provisions:

- a) *Lot Area: Per Dwelling Unit: minimum* 130.0 m²
- b) That the *required front yard depth, required rear yard depth, and required side yard width* shall not apply.
- c) *Building Setback: minimum:*
 - from the *lot line* adjacent to Wyandotte Street East
 - (including the corner cut-off): 1.20 m

from the *lot line* adjacent to Elinor Street: 2.50 m
from an *interior lot line*: 2.50 m

- d) Notwithstanding Section 25.5.20.1.6, the *minimum* separation of a *parking area* from a *building* wall containing a *habitable room window* or containing both a main pedestrian entrance and a *habitable room window* facing the *parking area* where the *building* is located on the same *lot* as the *parking area* shall be 3.50 m
- e) Notwithstanding Section 24.40, a *loading space* is not *required*.
- f) An *access area* or direct vehicular access to Wyandotte Street East is prohibited.

[ZDM 14; ZNG/6657] (B/L 98-2022 Jul 11/2022)

443. **EAST SIDE OF JOSEPHINE AVENUE, BETWEEN WYANDOTTE STREET WEST AND ROONEY STREET**

For the lands comprising of Part of Lot 24, Registered Plan 1148 and Part of Lot 17, Registered Plan 1042, a *semi-detached dwelling* shall be an additional permitted *use*, and the following additional provisions shall apply to a *semi-detached dwelling*:

- a) *Lot Width: minimum* 12.0 m
- b) *Lot Area: minimum* 371.0 m²
- c) *Lot Coverage: maximum* 48.0%
- d) *Main Building Height: maximum* 10.0 m
- e) *Front Yard Depth: minimum* 6.0 m
- f) *Rear Yard Depth: minimum* 2.70 m
- g) That the rear *wall* of the *main building* shall extend eastward from Josephine Avenue a *maximum* of 24.5 m
- h) *Side Yard Width: minimum* 1.20 m

[ZDM 3; ZNG/6703] (B/L 117-2022 Aug 8/2022)

444. **SOUTH SIDE OF WYANDOTTE STREET EAST, BETWEEN WATSON AVENUE AND ISACK DRIVE**

For the lands Part of lots 72 to 78, part of lots 106 & 107, part of 30' Lane, part of Parkhill Gate, RP 1627, more particularly described as Part 3, 12R-13644, the provisions of S 20 (1) 102 shall not apply, and the following provisions shall apply:

- a) *Building Height: maximum* 21.5 m
- b) *Lot Coverage: maximum* 40%
- c) A *minimum* separation of 12 m shall be maintained between a *multiple dwelling* and an RD1.1 District.

[ZDM 14; ZNG/6499] (B/L 87-2022 Jun 13/2022)

445. **NORTHEAST CORNER OF SANDWICH STREET AND CHAPPELL AVENUE**

For the lands comprising Pt Lt 27 E/S Sandwich St., Registered Plan 40; Lt 28 E/S Sandwich St., Registered Plan 40; and Pt Lot 28 W/S Sandwich St., Registered Plan 40:

- a) The following uses are prohibited:
 - Bakery*
 - Food Outlet-Drive-Through*
 - Gas Bar*
 - Place of Entertainment and Recreation*
 - Public Hall*
 - Restaurant with Drive-through*

- b) A *Multiple Dwelling* and *Dwelling Units* in a *Combined Use Building* shall be additional permitted *main uses* and shall be subject to the following provisions:

1. *Main Building Height: maximum 37.0 m*
2. *Amenity Area: Per Dwelling Unit: minimum 12.0 m²*
3. For a *Combined Use Building*, all *dwelling units*, not including entrances thereto, are located above the non-residential uses
4. Exposed flat concrete block walls or exposed flat concrete wall, whether painted or unpainted, are prohibited
5. Required Number of *Parking Spaces: minimum 157*

[ZDM 4; ZNG/6503]

(B/L 105-2022 Jul 11/2022)

446. **NORTH SIDE OF COUSINEAU ROAD, EAST OF CASGRAIN DRIVE**

For the lands comprising of Part of Lot 80 & Part of Guppy Ave, Registered Plan 1478, a *semi-detached dwelling* shall be an additional permitted use subject to the semi-detached dwelling provisions in Section 10.4.5.

[ZDM 9; ZNG/6733]

(B/L 127-2022 Sep 6/2022)

447. **EAST SIDE OF WINDERMERE ROAD, SOUTH OF WYANDOTTE STREET EAST**

For the lands comprising of Lot 3, Registered Plan 502 (Roll No. 020-070-06600; PIN 01136-0246), a permanent patio (deck) exclusive to the *Restaurant* located on the property to the north, known municipally as 1731-1737 Wyandotte Street East and described as Lot 1, Registered Plan 502 (Roll No. 020-070-06900; PIN 01136-0386), shall be an additional permitted *use* and the following additional provisions shall apply:

- a) Fence with a height of 1.0 m shall be installed along the east *lot line* and the segment of the north *lot line* which bounds the *rear yard*, save and except a 1.5 m wide opening to provide pedestrian access to the permanent patio.
- b) *Landscaped open space yard* with a *minimum* depth of 1.2 m shall be installed along the east *lot line* and the segment of the north *lot line* which bounds the *rear yard*, save and except a 1.5 m wide opening to provide pedestrian access to the permanent patio.
- c) Screening fence with a *minimum* height of 1.8 m shall be maintained along the segment of the south *lot line* which bounds the *rear yard*.
- d) Notwithstanding Table 24.20.5.1 and the registered Site Plan Control Agreement, dated May 16, 1996, for file number SPC-015/96, no *parking spaces* shall be *required* for the existing legal non-conforming *Business Office* use.

[ZDM 6; ZNG/6670]

(B/L 94-2022 Jun 13/2022)

448. **EAST SIDE OF ENTERPRISE WAY, NORTH OF HAWTHORNE DRIVE**

For the lands comprising Part of Block A, Registered Plan 1644, designated as Part 3 and Part 4 on Reference Plan 12R27242, the following additional provisions shall apply:

- a) For a *multiple dwelling*, Section 20(1)97(i) shall not apply to a *multiple dwelling*; and the *minimum* front yard depth shall be 6.0 m.
- b) A *townhome dwelling* shall be an additional permitted *use* and the following additional provisions shall apply to a *townhome dwelling*:
 1. Sections 12.2.5.8, 12.2.5.13, and 20(1)97 shall not apply
 2. *Lot Frontage: minimum 20.0 m*
 3. *Lot Area: Per Dwelling Unit: minimum 200.0 m²*
 4. *Lot Coverage: maximum 45.0%*

5. *Main Building Height: maximum 18.0 m*

6. *Building Setback from any lot line: minimum 6.0 m*

[ZDM 15; ZNG/6660; ZNG/6993]

(B/L 131-2022 Sep 6/2022; B/L 60-2023 May 29/2023)

449. EAST SIDE OF DOUGALL AVENUE, NORTH OF WYANDOTTE STREET WEST

For the lands comprising of Lot 5, Registered Plan 82, a *single unit dwelling* shall be an additional permitted *use*, and the following additional provisions shall apply

a) *Lot Width: minimum 9.0 m*

b) *Lot Area: minimum 250.0 m²*

c) *Lot Coverage: maximum 45.0%*

d) *Side Yard Width: minimum 1.20 m*

[ZDM 3; ZNG/6625]

(B/L 136-2022 Sep 26/2022)

450. WEST SIDE OF CALIFORNIA AVENUE, BETWEEN DAVIS STREET AND GIRADOT STREET

a) For lands comprising Lots 8 to 10 and Lots 11 and 12 on Plan 50, Block D, for a *Townhome Dwelling* the following additional provisions shall apply:

1. *Lot Width: minimum 19.0 m*

2. *Side Yard Width: minimum 1.23 m*

3. A flat roof, a roof having a slope of less than 20.0 degrees, or a roof with at least two contiguous slopes, where the lowest slope is greater than the uppermost slope, are prohibited.

[ZDM 4; ZNG/6484]

(B/L 119-2022 Aug 8/2022)

451. WEST SIDE OF TECUMSEH ROAD WEST, SOUTH OF CRAWFORD AVENUE

For the lands comprising of Lots 32 to 34, Registered Plan 730, a *motor vehicle dealership* shall be an additional permitted *use*.

[ZDM 4, 7; ZNG/6795]

(B/L 158-2022 Nov 9/2022)

452. SOUTH SIDE OF SHEPHERD STREET EAST, WEST OF BENJAMIN AVE

For the lands comprising Lot 2, Plan 1445, one *Multiple Dwelling* with a *maximum* of three *dwelling units* shall be an additional permitted *main use* and shall be subject to the following additional provisions:

a) *Lot Width: minimum 10.9 m*

b) *Lot Area: minimum 400.0 m²*

c) *Lot Coverage maximum 45.0%*

d) *Main Building Height: maximum 10.0 m*

e) *Front Yard Depth: minimum 6.0 m*

f) *Rear Yard Depth: minimum 7.50 m*

g) *Side Yard Width (East): minimum 1.20 m*

h) *Side Yard Width (West): minimum 0.60 m*

[ZDM 7; ZNG/6732]

(B/L 151-2022 Nov 9/2022)

453. EAST SIDE OF DROUILLARD ROAD BETWEEN REGINALD STREET AND ALICE STREET

For the lands comprising Lot 20 and North Part Lot 21, Plan 719; Windsor (PIN 11260235), known municipally as 1646-1648 Drouillard Road, a *multiple dwelling* shall be an additional permitted *use*, and the following additional provisions shall apply to a *multiple dwelling*:

a) The *maximum* number of *dwelling units* shall be 4.

- b) Section 15.2.5.9 shall not apply.
- c) Section 15.2.5.15 shall not apply.

[ZDM 7; ZNG/6659] (B/L 118-2022 Aug 8/2022)

454. **SOUTH SIDE OF SANDISON STREET, EAST OF HOWARD AVENUE**

For lands comprising Pt Block A, Plan 1259; Part 1&2, Plan 12R-26132, for a *Multiple Dwelling* the following additional provisions shall apply:

- a) *Side Yard Width: minimum 3.0 m from easterly lot line*

[ZDM 9; ZNG/6673] (B/L 161-2022 Nov 18/2022)

455. **WEST SIDE OF CAMPBELL AVENUE, SOUTH OF WYANDOTTE STREET WEST**

For the lands comprising of Lot 9, Registered Plan 1148, for a *double duplex dwelling* or a *multiple dwelling* with a *maximum* of four *dwelling units* the following additional provisions shall apply:

- a) *Lot Width: minimum 12.0 m*
- b) *Lot Area: minimum 520.0 m²*
- c) Notwithstanding Section 24.26.5, a *parking space*, visitor parking space or accessible parking space shall be permitted in a *required front yard*.
- d) Notwithstanding Section 24.28.1.3, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area* or a *parking space* or any combination thereof cannot exceed 50% of the *required front yard* area and any driveway, *access area*, and *parking space*, shall be paved and maintained with a hard surface consisting of paving brick or block, asphalt, concrete, or any combination thereof.

[ZDM 3; ZNG/6866] (B/L 11-2023 Feb 13/2023)

456. **WEST SIDE OF WALKER ROAD BETWEEN CATARAQUI STREET AND NIAGARA STREET**

For the lands comprising Part Lot 5, and Lots 7, 9, 11 & 13, Registered Plan 490, the following shall be additional permitted uses:

- Automobile Detailing Service*
- Automobile Repair Garage*
- Contractor's Office*
- Hotel*
- Medical Appliance Facility*
- Print Shop*
- Warehouse*
- Workshop*

and Section 20(1)53 and Section 20(1)148(ii) and (iii) shall apply to the additional permitted uses.

[ZDM 6; ZNG/6870] (B/L 12-2023 Feb 13/2023)

457. **WEST SIDE OF ST. LUKE ROAD, NORTH OF ESSEX TERMINAL RAILWAY**

For the lands comprising of Part of Lot 97, Concession 1; Part 2, 12R-29281, situated on the west side of St. Luke Road, north of Essex Terminal Railway, the following provisions shall apply:

- a) Notwithstanding Section 3.10, for the lands comprising of Part of Lot 97, Concession 1; Part 2, 12R-29281 situated on the west side of St. Luke Road, north of Essex Terminal Railway an "outdoor storage yard: shall be defined to mean:

"an open space which has a *minimum* area of 10.0 m² and is used for storage. A *loading compound, parking area, transport storage area, or transport terminal* is not an outdoor storage yard."

- b) an "outdoor storage yard" shall be an additional permitted *use*.

[ZDM 7; ZNG/6846] (B/L 20-2023 Mar 20/2023)

458. **WEST SIDE OF ELLROSE AVENUE, SOUTH OF ONTARIO STREET**

For the lands comprising of Lot 64, Registered Plan 531, one *duplex dwelling* shall be an additional permitted use and a *duplex dwelling* or a *single unit dwelling* shall be subject to the appropriate provisions in Section 10.2.5 and the following additional provisions:

- a) *Lot Width: minimum 9.0 m*
- b) *Lot Area: minimum 270.0 m²*
- c) *Parking Spaces: minimum 1*

[ZDM 10; ZNG/6900] (B/L 61-2023 May 29/2023)

459. **SOUTHEAST CORNER OF CALIFORNIA AVENUE AND DAVIS STREET**

For the lands comprising Plan 50; Lot 88; N PT Lot 87, a *semi-detached dwelling* shall be an additional permitted *use* and shall be subject to the following additional provisions:

- a) *Lot Area: minimum 432.0 m²*
- b) *Lot Width: minimum 12.0 m*

Further, for a *semi-detached dwelling*, two *dwelling units* in a *semi-detached dwelling unit* and one *dwelling unit* in an *accessory building* which is accessory to a *semi-detached dwelling* shall be additional permitted uses and shall be subject to the provisions in Sections 5.99.80.3 and 5.99.80.5.

[ZDM 4; ZNG/6926] (B/L 33-2023 Apr 11/2023)

460. **EAST SIDE OF BANWELL ROAD, BETWEEN MCNORTON STREET AND VIA RAIL CORRIDOR**

For the land comprising Part of Block 1, Plan 12M-428, designated as PART 2, Plan 12R-29004, a *Combined Use Building* is subject to the following additional regulations:

- a) Sections 15.2.5.4 and 15.2.5.15 of By-law 8600 shall not apply;
- b) The following additional provisions shall apply:

- .3 *Lot Coverage: maximum 35%*
- .4 *Building Height: maximum 20.0 m*
- .5 *Front Yard Depth: minimum 6.0 m*
- .6 *Building Setback: minimum*

From the *rear lot line* to the nearest part of the *building*

- a) 10 m or less in height: 7.5 m
- b) Above 10 m in height: 22.5 m

- .8 *Landscape Open Space Yard: minimum 35% of lot area*
- .13 *Dwelling Unit Density: dwelling units per hectare: maximum 110 units per ha*
- .90 *A parking space is prohibited in any front yard and within that section of the required rear yard, 2.5 m from the rear lot line.*
- .95 *A new mid-block vehicular access is prohibited along the east limit of Banwell Road, between McNorton and the VIA Rail Corridor, save and except a new access resulting from the relocation of the existing midblock right in /right out vehicular access on the east side of Banwell south of McNorton*

- c) Non-residential use shall have a *minimum gross floor area* of 350 m² and shall be located at street level along the west wall of the building fronting onto Banwell Road;
- d) A *minimum* separation of 30.0 m shall be maintained between the railway right-of-way and a residential, commercial, institutional or recreational use;
- e) An earth berm having a *minimum* height of 2.50 m and slopes of 2.5 to 1 or greater, shall be constructed continuously adjacent to the common boundary line between the *lot* and the railway right of way and maintained in good practice; and
- f) A chainlink fence having a *minimum* height of 1.830 m shall be erected continuously along the common boundary line between the *lot* and the railway right-of-way.

[ZDM 15; ZNG/6701] (B/L 41-2023 Apr 11/2023)

461. **SOUTH SIDE OF WYANDOTTE STREET EAST, WEST OF GEORGE AVENUE**

For the lands comprising of Con 1, PT LOT 103, PLAN 61, N PT LOT 1, a *motor vehicle dealership* shall be an additional permitted *use*, and the following additional provisions shall apply:

- a) Required *Parking Spaces*: *minimum* 18
- b) Parking Space Separation from a Street: *minimum* 3.0 m
- c) The parking or storing of a *motor vehicle* in the parking space separation is prohibited.

[ZDM 6, 10; ZNG/6868] (B/L 29-2023 Mar 20/2023)

462. **SOUTH SIDE OF WYANDOTTE STREET EAST, EAST OF FORD BOULEVARD**

For the lands comprising Plan 709; Lots 1 to 4, an additional *dwelling unit* shall be subject to the following additional provisions:

- a) Unit Size: *minimum* As Existing
- b) Parking Requirement: *minimum* As Existing

[ZDM 10; ZNG/6794] (B/L 3-2023 Jan 16/2023)

463. **SOUTH SIDE OF WYANDOTTE STREET EAST, EAST OF FLORENCE AVENUE**

For the lands comprising Lots 32 to 34, Registered Plan 1142, the *minimum Front Yard Depth* shall be 4.0 m.

[ZDM 14; ZNG/6789] (B/L 59-2023 May 29/2023)

464. **SOUTH SIDE OF SEMINOLE STREET, EAST OF WESTCOTT ROAD**

For the lands comprising of Lots 164, 166 & Pt Lot 162, for a *Multiple Dwelling* the following additional provisions shall apply:

- a) Parking Area Separation from a *Street*: *minimum* 1.57 m from westerly *lot line*

[ZDM 11; ZNG/6783] (B/L 13-2023 Feb 13/2023)

465. **EAST SIDE OF SIXTH CONCESSION ROAD, NORTH OF HOLBURN STREET**

For the land described as Lots 1 and 2, Plan 12M665 (PIN 01560-2839, 01560-2640) the following additional provisions shall apply:

- a) A *Multiple Dwelling* shall be additional permitted *main use*:
- b) The following additional provisions shall apply to an additional permitted *main use*:
 - 1. *Lot Frontage*: *minimum* 40.0 m
 - 2. *Lot Area*: *minimum* 2,300 m²
 - 3. *Lot Coverage*: *maximum* 35% of *lot area*

4. *Main Building Height: maximum 11.3 m*
5. *Front Yard Depth: minimum 3.0 m*
6. *Rear Yard Depth: minimum 4.9 m*
7. *Side Yard Width: minimum:*
 - From northerly *Side Lot Line*: 15.0 m
 - From southerly *Side Lot Line*: 3.90 m
8. *Landscaped Open Space Yard: minimum 28% of lot area*
9. *Dwelling Units: maximum 21*
10. *Parking Spaces: minimum 24*
11. Notwithstanding Section 25.5.20.1.5, the *minimum parking area* separation from a *building* wall in which is located a main pedestrian entrance facing the *parking area* shall be 1.50 m.
12. Notwithstanding Section 25.5.20.1.6, the *minimum parking area* separation from a *building* wall containing a *habitable room window* or containing both a main pedestrian entrance and a *habitable room window* facing the *parking area* where the *building* is located on the same *lot* as the *parking area* shall be 1.30 m.

[ZDM 13; ZNG/7217]

(B/L 26-2025 Feb 10/2025)

466. **NORTHEAST CORNER OF FLORENCE AVENUE AND BEVERLEY GLEN STREET**

For the lands described as Blocks 63-65 inclusive, Plan 12M-581, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area*, *parking space*, or any combination thereof, exceeding 60% of the *required front yard* shall be prohibited, and,

Lot Coverage: maximum 50%

[ZDM 14; ZNG/6832]

(B/L 52-2023 May 29/2023)

467. **EAST SIDE OF JANETTE AVENUE, BETWEEN WYANDOTTE STREET WEST AND PARK STREET WEST**

For the lands comprising Lot 68 and Pt Lot 67, Plan 274, PIN 01195-0191 LT, "One *Multiple Dwelling* with a *maximum* of six *dwelling units*" shall be an additional permitted *use* and the following shall apply:

- a) The provisions in Section 11.2.5.4, save and except for Section 11.2.5.4.4
- b) *Main Building Height: maximum 10.0 m*

[ZDM 3; ZNG/6847]

(B/L 35-2023 Apr 11/2023)

468. **EAST SIDE OF LINCOLN AVENUE, SOUTH OF OTTAWA STREET**

For the lands comprising of Lot 11, Plan 628, One *Multiple Dwelling* containing a *maximum* of three *dwelling units* on the subject parcel shall be an additional permitted use, and the following site specific regulations shall apply:

Lot Width: As Existing

Lot Area: As Existing

[ZDM 7; ZNG/6950]

(B/L 156-2023 Nov 27/2023)

469. **NORTH SIDE OF WYANDOTTE STREET WEST, BETWEEN CRAWFORD AVENUE AND OAK STREET**

For the lands comprising Part Lot 3, Registered Plan 420, a *dwelling* with a *maximum* of 3 *dwelling units* within an *existing building* shall be an additional permitted *use* and shall be subject to the following additional provisions:

- a) Section 15.2.5.9 shall not apply
- b) Section 15.2.5.15 shall not apply
- c) Section 24.20.5 shall not apply

- d) Subject to the satisfaction of the Chief Building Official, the following noise mitigation measures are a requirement of building permit issuance:
 - 1. The following buildings components shall have a *minimum* STC Rating as indicated:
 - Exterior Wall: 27
 - Window: 21 (operable thick double/triple paned)
 - Window: 24 (sealed thick double glazed)
 - 2. Installation of Central Air Conditioning

[ZDM 3; ZNG/6864]

(B/L 88-2023 Jul 10/2023)

470. **WEST SIDE OF OUELLETTE AVENUE, BETWEEN WYANDOTTE STREET
WEST AND ELLIOTT STREET**

- 1. For lands comprising Part Lot 9, Block 2, Plan 256 as in R961847 and Part Lot 8, Block 2, Plan 256 as in R961848 the *existing building* may containing a *maximum* of two live-work units on the ground floor, and *maximum* of six *dwelling units* in the balance of the *building*, shall be an additional permitted *use* and shall be subject to the following additional provisions:
 - a) 'Live-work unit' is a non-residential *use* which contains a *dwelling unit* occupied by the same owner/occupant as the non-residential use. The following additional provisions apply to live-work units:
 - (i) Live-work units shall only be permitted on the ground floor.
 - (ii) The non-residential *use* and *dwelling unit* shall have separate street entrances. The entrance to the non-residential *use* must be along Ouellette Avenue.
 - (iii) The following non-residential uses are permitted: *Business Office, Personal Service Shop, or Professional Studio*.
 - b) *Dwelling units* are permitted in the *basement* or *cellar* of the *existing building*, subject to obtaining a Building Permit.

[ZDM 3; ZNG/6941]

(B/L 89-2023 Jul 10/2023)

471. **CORNER OF RUSSELL STREET, CHIPPAWA STREET AND WILKINSON
LANE**

For the lands comprising of Lot 13, E/S Russell Street, Registered Plan 40, Town of Sandwich (PIN 01591-0155) the following shall apply:

- 1. A *townhome dwelling* is an additional permitted *use* and shall be subject to the additional provisions in paragraph a) below, the provisions in Section 11.2.5, and all other applicable provisions:
 - a) Subject to the satisfaction of the Chief Building Official, the following noise mitigation measures are *required* at time of building permit:
 - (i) Exterior building components shall meet the *minimum* Acoustic Insulation Factors in Tables 2 and 3 of the Detailed Noise Control Study prepared by SS Wilson Associates, Consulting Engineers and dated November 22, 2022, subject to any revisions.
 - (ii) Installation of central air conditioning
- 2. For any permitted use in RD3.3, the following additional provisions shall apply:
 - a) Notwithstanding Sections 12.3.5.4 and 21 (3), *building height* as measured from Russell Street in excess of 4 *storeys* and *building height* as measured from Wilkinson Lane in excess of 3 *storeys* shall be prohibited. For the purpose of this provision, grade means the average elevation of the crown of that part of the street identified above and abutting the subject lot.

- b) *Parking spaces* forming part of a *parking area* shall be permitted in a *front yard* and are subject to the Parking Area Provisions in Section 25.

[ZDM 4; ZNG/6975]

(B/L 100-2023 Aug 8/2023)

472. **EAST SIDE OF ST. PATRICK'S AVENUE, BETWEEN TECUMSEH ROAD WEST AND ALGONQUIN STREET**

For the lands comprising of Lots 14 to 16, Plan 973, PIN No. 01213-0284 LT and PIN No. 01213-0286 LT, a *Semi-Detached Dwelling* shall be an additional permitted use and the following shall apply:

- a) Provisions in Section 10.2.5, save and except Section 10.2.5.1 and Section 10.2.5.2
- b) *Lot Width: minimum* 13.7 m
- c) *Lot Area: minimum* 418.9 m²

[ZDM 4; ZNG/6899]

(B/L 130-2023 Oct 16/2023)

473. **NORTHWEST CORNER OF TECUMSEH ROAD EAST AND WESTCOTT ROAD**

For the lands comprising of Lot 426 & E Pt Lot 425, Registered Plan 1071; Pt Lots 365 to 367, Registered Plan 961, a *Multiple Dwelling* with a *maximum* of 24 *dwelling units* shall be an additional permitted use and shall be subject to the following additional provisions:

- a) Parking Area Separation from a *building* wall containing a *habitable room window: minimum* 1.53 m
- b) Parking Area Separation from an *Alley: minimum* 0.0 m
- c) *Parking Aisle Width: minimum* 5.50 m
- d) Required Number of *Parking Spaces: minimum* 8
- e) Required Number of Visitor Parking Spaces: *minimum* 0

[ZDM 11; ZNG/6871]

(B/L 71-2023 Jun 12/2023)

474. **SOUTHWEST CORNER OF TECUMSEH ROAD WEST AND MARK AVENUE**

For the land comprising Lots 131 and 132, Registered Plan 1342 (PIN 01208-0145 LT), a *Multiple Dwelling with 11 or more dwelling units* shall be an additional permitted use and the following shall apply:

- a) The provisions in Section 15.2.5, save and except for Sections 15.2.5.10 and 15.2.5.15
- b) Building setback from an *exterior lot line* abutting Tecumseh Road West: *minimum* 5.0 m
- c) Parking Area separation from the south *lot line: minimum* 1.2 m (to be maintained as a *landscaped open space*)
- d) Parking: Per *Dwelling Unit: minimum* 1 *parking space* per unit
- e) Parking is prohibited in any *front yard*

[ZDM 4; ZNG/6897]

(B/L 111-2023 Sep 5/2023)

475. **EAST SIDE OF HURON CHURCH ROAD, NORTH OF TECUMSEH ROAD WEST**

For the lands comprising Pt Lot 63 & 64, Concession 1; further described as Parts 1 & 2, Plan 12R-14334, the following additional provisions shall apply:

- a) A *Combined Use Building* and *Multiple Dwelling* shall be additional permitted uses.
- b) Notwithstanding Section 24.20.5.1, for *dwelling units* in a *Combined Use Building* or a *Multiple Dwelling* containing a *minimum* of 5 *dwelling units*, *required parking* shall be provided at a rate of 1.15 *parking spaces* for each *dwelling unit*.

- c) Notwithstanding Section 24.40.1.3, for a *Combined Use Building* with 9 or more *dwelling units*, the total number of *required loading spaces* shall be 2 per *building*.
- d) Notwithstanding Section 24.40.1.5, for a *Multiple Dwelling* with 9 or more *dwelling units*, the total number of *required loading spaces* shall be 2 per *building*.

[ZDM 4; ZNG/6736]

(B/L 73-2023 Jun 12/2023)

476. **EAST SIDE OF HURON CHURCH ROAD, NORTH OF TECUMSEH ROAD
WEST – Parcel A**

For the lands comprising Pt Lot 63 & 64, Concession 1; further described as Parts 1 & 2, Plan 12R-14334, identified as Parcel A on Schedule "A" to By-law 73-2023, the *maximum building height* shall be 46.0 m.

[ZDM 4; ZNG/6736]

(B/L 73-2023 Jun 12/2023)

477. **EAST SIDE OF HURON CHURCH ROAD, NORTH OF TECUMSEH ROAD
WEST – Parcel B**

For the lands comprising Pt Lot 63 & 64, Concession 1; further described as Parts 1 & 2, Plan 12R-14334, identified as Parcel B on Schedule "A" to By-law 73-2023, the *maximum building height* shall be 40.0 m.

[ZDM 4; ZNG/6736]

(B/L 73-2023 Jun 12/2023; B/L 140-2023 Oct 16/2023)

478. **EAST SIDE OF HURON CHURCH ROAD, NORTH OF TECUMSEH ROAD
WEST – Parcel C**

For the lands comprising Pt Lot 63 & 64, Concession 1; further described as Parts 1 & 2, Plan 12R-14334, identified as Parcel C on Schedule "A" to By-law 73-2023, the *maximum building height* shall be 34.0 m.

[ZDM 4; ZNG/6736]

(B/L 73-2023 Jun 12/2023)

479. **EAST SIDE OF HURON CHURCH ROAD, NORTH OF TECUMSEH ROAD
WEST – Parcel D**

For the lands comprising Pt Lot 63 & 64, Concession 1; further described as Parts 1 & 2, Plan 12R-14334, identified as Parcel D on Schedule "A" to By-law 73-2023, the *maximum building height* shall be 28.0 m.

[ZDM 4; ZNG/6736]

(B/L 73-2023 Jun 12/2023)

480. **NORTH OF JEROME STREET AND WEST OF CLOVER AVENUE**

For the lands described as Part of Lots 139 and 140, Concession 1, Part of Jerome Street, Part of Clover Avenue, Plan 1230, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area*, *parking space*, or any combination thereof, exceeding 60% of the *required front yard* shall be prohibited, and the *maximum lot coverage* shall be 50%.

[ZDM 14; ZNG/7000]

(B/L 133-2023 Oct 16/2023)

481. **SOUTHWEST CORNER OF HOWARD AVENUE AND CABANA ROAD EAST**

For the lands comprising Part Lot 6, Concession 4, being PARTS 22, 23, and 24 on Plan 12R-22126, (PIN 01290 0213 LT), the following shall apply to a *Combined Use Building*:

- a) The provisions in Section 15.2.5;
- b) Notwithstanding the provision in Section 15.2.5.15, for a *Combined Use Building*, *dwelling units* can also be located alongside a *Business Office*, provided that the *Business Office* shall not be located above a *dwelling unit*;
- c) Any *building* erected shall have, at least, one building wall located on an *exterior lot line* and oriented to the *street*; and
- d) Parking: Per *Dwelling Unit*: *minimum 1 parking space per dwelling unit*

[ZDM 9; ZNG 6903]

(B/L 131-2023 Oct 16/2023)

482. **WEST SIDE OF HOWARD AVENUE, SOUTH OF MAGUIRE STREET**

For the lands comprising Lot 12, N Pt Lot 12, T/W & S/T ROW and S Pt Lot 13, Registered Plan 1431:

- a) A *Double Duplex Dwelling, Duplex Dwelling, Semi-detached Dwelling, or Multiple Dwelling* shall be additional permitted *main uses*;
- b) The additional permitted *main uses* shall be subject to the provisions of Section 11.2.5.4, except that:
 - 1. the *front lot line* shall be the longest *exterior lot line*;
 - 2. the *minimum lot area* shall be 135.0 m² per *dwelling unit*;
 - 3. for any *building* located within 58 m of the westerly *lot line*, the *minimum side yard width* as measured from the northerly *lot line* shall be 1.50 m.
- c) For any additional permitted use, the following additional provisions shall apply:
 - 1. Parking Area Separation from any *building* wall without a *garage*:
minimum 0.90 m
 - 2. Parking Area Separation from any *building* wall with a *garage*:
minimum 0.0 m
 - 3. Loading Spaces: *minimum* 0
 - 4. A *minimum* of four *parking spaces* shall be marked as visitor parking.

[ZDM 8; ZNG/6949]

(B/L 132-2023 Oct 16/2023)

483. **SOUTH SIDE OF RIVERSIDE DRIVE, BETWEEN BELLEVIEW AVENUE AND PRATT STREET**

For the lands described as for Lots 56 & 57, Plan 597; Lots 1 & 2 Plan 1563; and Part of Lot 101, Concession 1, in the City of Windsor, known municipally as 3251 Riverside Drive E & 222 Belleview Avenue, the following regulations shall apply:

- Building setback from an *exterior lot line* abutting Riverside Drive: 3 m
- Building setback from an *exterior lot line* abutting Riverside Drive or Pratt Place for that part of the *building* having a height of more than 12.5 m: 7.5 m
- Building setback from a *lot line* for that part of the *building* having a height of more than 12.5 m abutting any zone that permits *single detached dwellings*: 7.5 m
- Parking spaces* shall be prohibited on the first and second floor of any *structure* within 7.5 m of an exterior building wall adjacent to Riverside Drive;
- Parking spaces* shall be prohibited on the first floor of any *structure* within 7.5 m of an exterior building wall adjacent to Pratt Place
- Amenity Area: *minimum* 420 m²;
- Lot Area: *minimum* 3,500 m²;
- Lot Coverage: *maximum* 66%;
- Building Height: *maximum* 45.0 m;
- Landscaped Open Space: *minimum* 20%;
- Number of *Dwelling units*: *maximum* 84

[ZDM 6; ZNG/6053]

(B/L 7-2024 Jan 15/2024)

485. **SOUTHWEST CORNER OF SEYMOUR BOULEVARD AND WOODWARD BOULEVARD**

For the lands comprising of Block A & Part of Block B, Plan 1513, PIN No. 01561-2695 LT, *One Single Unit Dwelling* shall be an additional permitted use within the existing former St. Christopher's Parish Hall and the following shall apply:

- a) Provisions in Section 13.1.5
- b) *Gross Floor Area: Single Unit Dwelling: maximum 400.0 m²*

[ZDM 12; ZNG/7066]

(B/L 142-2023 Oct 30/2023)

486. **EAST SIDE OF ALEXIS ROAD BETWEEN REGINALD STREET & ALICE STREET**

For the lands comprising Part of Lot 100, Concession 1 (McNiff's Survey) Sandwich East, the following additional provisions shall apply:

- a) For a *multiple dwelling*, the following additional provisions shall apply:
 - 1. That the lands be deemed a *corner lot*
 - 2. Building Setback: *minimum*
 - from Alexis Road: 6.0 m
 - from Reginald Street: 4.5 m
 - 3. *Landscaped Open Space Yard: minimum 28% of lot area*

[ZDM 7, 11; ZNG/6940]

(B/L 143-2023 Oct 30/2023)

488. **SOUTH SIDE OF RIVERSIDE DRIVE EAST, NORTH OF CHATHAM STREET EAST, BETWEEN PARENT AVENUE AND MARENTETTE AVENUE**

For the lands comprising of Plan 140 W PT lot 7, Plan 143 E PT lot 1, Plan 140 W PT Lot 7, Plan 143 E PT lot 12; a *multiple dwelling* shall be an additional permitted use subject to the following provisions apply:

- .1 *Lot Area: minimum*
 - a) for the first 19 *dwelling units*: 1825.0 m²
 - b) for each additional *dwelling unit*: 45.0 m² per unit
- .2 *Lot Frontage: minimum 45.0 m*
- .3 *Lot Coverage: maximum 35.0 %*
- .4 *Landscape Open Space Yard: minimum 35% of the lot area*
- .5 *Main Building Height: maximum 20.0 m*
- .6 *Indoor ground floor amenity space: minimum 4.0 m² per unit*
- .7 Building Setback:
 - a) *front yard* depth: from most northerly *front lot line*: *minimum 6.0 m*
 - b) *rear yard* depth: north limit of Chatham Street east right of way: *minimum 7.5 m*
 - c) *side yard* width: *minimum 4.5 m*
- .8 Parking:
 - a) *Parking spaces: minimum 1.10 per unit*
 - b) A *parking space* is prohibited in any *front yard*
 - c) *Parking spaces* shall be setback a *minimum* of 6.0 m from the most northerly *front lot line* abutting the Riverside Drive east right-of-way, and shall be screened from Riverside Drive East;
 - d) Vehicular access from Riverside Drive East is prohibited

[ZDM 6; ZNG/6738]

(B/L 110-2023 Sep 5/2023)

489. **SOUTHWEST CORNER OF RIVERSIDE DRIVE WEST AND JANETTE AVENUE**

For the lands comprising Part Lot 1, Block A, Plan 76 & Part of Lot 77 Concession 1 & Part of Closed Alley in the City of Windsor being Parts 1, 2, and 3 12R-9698, a *Multiple Dwelling* shall be an additional permitted use and shall be subject to the applicable provisions in Section 16.1.5, except for the following site specific regulations:

Building Height: maximum 85.5 m

Amenity Area: minimum 1.59 m² per unit

[ZDM 3; ZNG/6760]

(B/L 118-2023 Sep 5/2023)

491. **WEST SIDE OF PARENT AVENUE, SOUTH OF BRANT STREET**

For the northerly 1166.8 m² portion of the lands comprising PART 2 on Reference Plan 12R-18708, the following shall apply to a *Multiple Dwelling* containing 11 or more *dwelling units*:

- a) The provisions in Section 11.2.5.4, save and except for Section 11.2.5.4.2 and Section 11.2.5.4.4
- b) *Lot Area: minimum 96.0 m² per dwelling unit*
- c) *Main Building Height: maximum 10.0 m*
- d) The provisions set out in Section 24.40.1.5 and Section 25.5.20.1.6 of By-law 8600 shall be implemented as noted below,
 - 1. *Loading Space: minimum 0.0 space*
 - 2. *Parking Area separation from a building wall containing a habitable room window or containing both a main pedestrian entrance and a habitable room window facing the parking area where the building is located on the same lot as the parking area: minimum 3.6 m*

[ZDM 6; ZNG/7001]

(B/L 3-2024 Jan 15/2024)

492. **WEST SIDE OF RANDOLPH PLACE BETWEEN RIVERSIDE DRIVE EAST AND UNIVERSITY AVENUE**

For the 1173.0 m² lands comprising of Lots 11 and 12 Plan 766 Town of Sandwich; a *multiple dwelling* with 11 or more units shall be an additional permitted use subject to the following provisions:

- .1 *Lot Area: minimum 97.0 m² per dwelling unit*
- .2 *Lot Frontage: minimum 27.0 m*
- .3 *Lot Coverage: maximum 45.0 %*
- .4 *Main Building Height: maximum 10.0 m*
- .5 *Building Setback:*
 - a) *Front Yard Depth: minimum 6.0 m*
 - b) *Rear Yard Depth: minimum 7.5 m*
 - c) *Side Yard Width: minimum 2.0 m on one side, and 3.4 m on the other side*
- .6 *Parking:*
 - a) *Parking spaces: minimum 7 spaces*
 - b) *Bicycle Parking Spaces: minimum 15 spaces*
 - c) *A parking space is prohibited in any required front yard*
 - d) *Parking Aisle Width: As Existing*
- .7 *Exterior walls shall be covered in facebrick on a minimum of 3.0 m from above grade on the North, East, and South elevations.*
- .8 *For the purpose of this provision any roof other than 4.5/12 is prohibited.*

[ZDM 3, ZNG/7140]

(B/L 2-2024 Jan 15/2024)

493. **SOUTHWEST CORNER OF BANWELL ROAD AND MCHUGH STREET**

For the lands described as Block 8, Plan 12M-425, the following shall be additional permitted uses:

- a) *residential care facility*;
- b) *multiple dwelling*;

subject to the regulations in Section 12.2.5, and,

Building Height: maximum within 30 m of Banwell Road: 30 m

Building Height: maximum remainder of site: 26 m

[ZDM 15; ZNG/7069]

(B/L 19-2024 Jan 29/2024)

494. **SOUTHEAST CORNER OF CENTRAL AVENUE AND SOMME AVENUE**

For the lands comprising Part of Lot 103, Concession 2 Sandwich East as in R1228757, (PIN 01359-0297 (LT)), *Automobile Detailing Service* and *Automobile Repair Garage* shall be permitted within the *existing building* subject to the following:

- a) An *Automobile Detailing Service* or *Automobile Repair Garage* operation that generates dust, fumes, noise, odour, or vibration that is evident outside the existing building, is prohibited.
- b) Notwithstanding Section 5.99.7 of Zoning By-law 8600, the storage or display of four or less *automobiles* for sale, lease or rental purposes within the *existing building* shall be permitted as an *accessory use* to an *Automobile Repair Garage*.
- c) Section 18.4.3 shall apply.

[ZDM 11; ZNG/7013]

(B/L 37-2024 Feb 26/2024)

495. **EAST SIDE OF WOODWARD BOULEVARD BETWEEN LEDYARD AVENUE AND MOXLAY AVENUE**

For the lands comprising of Part of Lot 19 & Closed Alley, Plan 1045, PIN No. 01349-0395 LT, a *Semi-Detached Dwelling* shall be an additional permitted *main use* subject to the following additional provisions:

- a) The *Semi-Detached Dwelling* provisions of Section 10.1.5 shall apply; and
- b) Section 5.99.80.1.1.b) shall not apply.

[ZDM 12; ZNG/7151]

(B/L 95-2024 May 27/2024)

496. **NORTHWEST CORNER OF BANWELL ROAD AND MCHUGH STREET**

For the lands described as Part of Block 1, Plan 12M-425, the following shall be additional permitted *uses*:

- a) *multiple dwelling*;

subject to the regulations in Section 12.2.5, and,

Building Height: maximum within 30 m of Banwell Road: 24 m

Landscaped Open Space: minimum: 24.5%

[ZDM 14; ZNG/7067]

(B/L 26-2024 Feb 12/2024)

497. **NORTHWEST CORNER OF BANWELL ROAD AND MCHUGH STREET**

For the lands described as Block 7, Plan 12M-425, the following shall be additional permitted *uses*:

- a) *multiple dwelling*;

subject to the regulations in Section 12.2.5, and,

Building Height: maximum within 30 m of Banwell Road: 24 m

[ZDM 14; ZNG/7068]

(B/L 28-2024 Feb 12/2024)

498. **WEST SIDE OF CHURCH STREET BETWEEN LIBERTY STREET AND BEALS STREET WEST**

For the lands comprising of Lots 153 & 154 and Part of Closed Alley, Plan 1305, PIN No. 01304-0854 LT, the following shall apply:

- a) Notwithstanding Section 5.11.5, for a *single unit dwelling*, the *maximum* width of a *carport* or *garage* forming part of the *main building* shall not exceed 68.0% of the *maximum* permitted width of the *main building* on the *lot*.

[ZDM 8; ZNG/7165]

(B/L 7-2025 Jan 13/2025)

499. **SOUTHEAST CORNER OF LAUZON ROAD AND McHUGH STREET**

For the lands described as Part of Lot 128, Concession 1, Sandwich East; Part of Lot 129, Concession 1 Sandwich East, Part 1, 12R- 16993; T/W R1464779, the following regulations shall apply:

Building setback from an *interior lot line* abutting a Residential District (RD) 1.1 zone: 24 m

[ZDM 14; ZNG/6976]

(B/L 50-2024 Mar 18/2024)

500. **EAST SIDE OF HURON CHURCH ROAD, WEST SIDE OF DAYTONA AVENUE, NORTH OF NORTHWOOD STREET**

For the lands consisting of Lots 50 to 66, Part Lots 29 to 41, 67 & Part Block A, Part Ojibway Street (Closed), Part Alley (Closed), Plan 997, designated as Parts 1 to 3, 6 to 9, 11 to 17, 19 & 22, and Part of Parts 4, 5, 10, and 18, RP 12R24779 (PIN 01583-2726), the following additional provisions shall apply:

- a) Additional Permitted *Main Use*:
 - Dwelling Units* in a *Combined Use Building* with any one or more permitted uses in Section 15.1.1, save and except the following uses: *Gas Bar*, *Outdoor Market*; *Parking Garage*; *Public Parking Area*; *Tourist Home*.
- b) For the lands identified as the “Retained Parcel” on Appendix B – Conceptual Site Plans to Report S 41/2024, the following additional provisions shall apply:
 - 1. Notwithstanding Section 24.20, the *minimum* total *required parking spaces* shall be 67.
 - 2. Notwithstanding Section 25.5.20.1.3, the *minimum* parking area separation from an *interior lot line* shall be 0.30 m.
- c) For the lands identified as the “Severed Parcel” on Appendix B – Conceptual Site Plans to Report S 41/2024, for a *Combined Use Building*, the following additional provisions shall apply:
 - 1. *Building Height*: *maximum* 20.2 m
 - 2. *Amenity Area*: Per *Dwelling Unit*: *minimum* 12.0 m² per unit
 - 3. Notwithstanding Section 24.20, the *minimum* total *required parking spaces* shall be 83.
 - 4. Notwithstanding Section 25.5.20.1.2, the *minimum* parking area separation from Daytona Avenue shall be 2.90 m.
 - 5. Notwithstanding Section 25.5.20.1.5, the *minimum* parking area separation from a *building* wall in which is located a main pedestrian entrance facing the *parking area* shall be 1.80 m.
 - 6. Notwithstanding Section 25.5.20.1.6, where a *building* is located on the same *lot* as the *parking area*, for that portion of a *building* wall not containing a *habitable room window* within 4.0 m of the *ground*, the *minimum* parking area separation from that portion of the *building* wall shall be 0.0 m.

[ZDM 4; ZNG/7169]

(BL 107-2024 Jun 10/2024)

501. **SOUTHEAST CORNER OF MARENTETTE AVENUE AND TECUMSEH ROAD EAST**

For the lands comprising of Lots 59 & 60, Part of Lot 1, & Part of Closed Alley, Plan 908; Part of Lots 23 & 24, Plan 140, PIN No. 01322-0389 LT (in part), and delineated by a heavy blue line on Schedule 2, attached to By-law 111-2024, the following shall apply:

- a) Main *Building Height*: *minimum* 14.0 m
- b) A *minimum* of 80.0% of the north and west faces of the first and second floors not occupied by windows, doors, or HVAC infrastructure shall have an exterior finish of brick, textured concrete, and/or stone.
- c) *Side Yard Width* from the north limit of Lot 61 & Part of Closed Alley, Plan 908, PIN No. 01322-0359 LT: *minimum* 20.0 m
- d) A parking area is prohibited in a front yard and an exterior side yard, save and except for an access area or collector aisle necessary for providing access to a parking area from Marentette Avenue.
- e) Notwithstanding Section .3 of Table 25.5.20.1, a *minimum* separation of 2.00 m shall be provided from a parking area to the north limit of Lot 61 & Part of Closed Alley, Plan 908, PIN No. 01322-0359 LT.

[ZDM 7; ZNG/7179]

(BL 111-2024 Jun 10/2024)

502. **NORTHEAST CORNER SIXTH CONCESSION ROAD AND DUCHARME STREET**

For the lands described as Part of Lot 14, Concession 6, Sandwich East and Part 3, Plan 12R-14860 (PIN 01560-0993), and Lot 104, Plan 12M-524 (PIN 01560-2471), further identified as Parts 1, 2, and 3, Plan 12R-28726, the following additional provisions shall apply:

- a) The following are an additional permitted *main use*:
 - Multiple Dwelling*
 - Townhome Dwelling*
- b) The following additional provisions shall apply to an additional permitted *main use*:
 - 1. Notwithstanding the definition of “*front lot line*” in Section 3, for the purpose of the additional provisions below, the *exterior lot line* adjacent to Sixth Concession Road shall be deemed to be the *front lot line*.
 - 2. Dwelling Units: *maximum* 24
 - 3. *Lot Width*: *minimum* 20.0 m
 - 4. *Lot Area*: *minimum* 135 m² per unit
 - 5. *Lot Coverage*: *maximum* 45% of *lot area*
 - 6. *Main Building Height*: *maximum* 11.0 m
 - 7. *Front Yard Depth*: *minimum* 4.5 m
 - 8. *Rear Yard Depth*: *minimum* 7.5 m
 - 9. *Side Yard Width*: *minimum* 2.5 m
 - 10. Gross Floor Area: *Main Building*: *maximum* 3,900 m²
 - 11. Notwithstanding Section 25.5.10.1, tandem *parking spaces* are permitted.
 - 12. Notwithstanding Section 25.5.20.1.5, the *minimum* parking area separation from a *building* wall in which is located a main pedestrian entrance facing the *parking area* shall be 0.0 m.
 - 13. Notwithstanding Section 25.5.20.1.6, where a *building* is located on the same *lot* as the *parking area*, for that portion of a *building* wall not containing a *habitable room window* within 4.0 m of the *ground*, the *minimum* parking area separation from that portion of the *building* wall shall be 0.0 m.
 - 14. Sections 5.11.5 and 24.40 shall not apply.

[ZDM 13; ZNG/7184]

(B/L 157-2024 Oct 28/2024)

503. **WEST SIDE OF VICTORIA BOULEVARD BETWEEN BEALS STREET WEST AND MEDINA STREET WEST**

For the 1393 m² lands comprising of Plan 1124, S Part Lot 223 N Part Lot 225; despite Section 10.4.5.4 and 10.4.5.8, the following additional regulations shall apply to a *Single Unit Dwelling*:

- a) *Main Building Height: maximum 10.4 m*
- b) *Gross Floor Area: Main Building: maximum 675 m²*

[ZDM 8; ZNG/7181]

(B/L 94-2024 May 27/2024)

504. **EAST SIDE OF BERNARD ROAD BETWEEN YPRES STREET AND SOMME AVENUE**

For the lands comprising of as Lot 191, Part of Block C, and Part of Closed Alley, Plan 1102, and Parts 2 & 4, Reference Plan 12R-28879, PIN No. 01362-0223 LT, a *Semi-Detached Dwelling* shall be an additional permitted *use* and the following shall apply:

- a) The *Semi-Detached Dwelling* provisions of Section 10.2.5, save and except Subsections 10.2.5.1 and 10.2.5.2;
- b) *Lot Width: minimum 12.2 m*
- c) *Lot Area: minimum 389.6 m²*
- d) Section 5.99.80.1.1.b) shall not apply.
- e) Notwithstanding Section 24.28.1.3.2, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area*, *parking space*, or any combination thereof for a *lot* having a width of less than 9 m shall not exceed 50% of the *required front yard*.

[ZDM 11; ZNG/7193]

(B/L 133-2024 Sep 9/2024)

505. **EAST SIDE OF DAYTONA AVENUE, SOUTH OF NORTHWOOD STREET**

For the lands comprising Plan 1015, Lots 76 to 79, Part Lot 75 and RP 12R21146 Parts 5 to 7; Windsor (Roll 080-490-04510-000), situated on the East side of Daytona Avenue, South of Northwood Street and known municipally as 2230-2240 Daytona Avenue, a *multiple dwelling* with five or more *dwelling units* shall be an additional permitted *main use* subject to the following additional provisions:

- 1. Notwithstanding the definition of “front lot line” in Section 3, the *exterior lot line* adjacent to Daytona Avenue shall be deemed to be the *front lot line*.
- 2. *Lot Width: minimum 44.0 m*
- 3. *Lot Area: Per Dwelling Unit: minimum 90.0 m²*
- 4. *Lot Coverage: maximum 40.0%*
- 5. *Main Building Height: maximum 4.63 m*
- 6. *Front Yard Depth: minimum 4.0 m*
- 7. *Side Yard Width: minimum 5.0 m*
- 8. *Rear Yard Depth: minimum 12.0 m*
- 9. Notwithstanding Sections 25.5.20.1.5 and 25.5.20.1.6, where a *building* is located on the same *lot* as the *parking area*, for a building wall containing a *habitable room window*, a main pedestrian entrance facing the *parking area*, or containing both a *habitable room window* and main pedestrian entrance facing the *parking area*, the *minimum parking area separation* from that building wall shall be 0 m.
- 10. Direct vehicular access to Northwood Street is prohibited

[ZDM 4; ZNG/7189]

(B/L 147-2024 Sep 9/2024)

506. **NORTH SIDE OF WYANDOTTE STREET EAST, BETWEEN CLOVER STREET AND CHATEAU AVENUE**

For the lands described as Part of Block A, Registered Plan 1161, more particularly described as Part 6, 12R-15252, in the City of Windsor, known municipally as 0 Clairview St. the following regulations shall apply:

Main *Building Height*: within 24 m of Wyandotte St. E right of way: *maximum* 10 m

Main *Building Height*: remainder of the site: *maximum* 44.0 m;

Landscaped Open Space Area: *minimum* 30%

Dwelling Unit Density: *dwelling units* per ha: *maximum* 187

Parking Rate: *minimum* 1.21/unit

[ZDM 14; ZNG/7171]

(BL 113-2024 Jun 10/2024)

507. **SOUTH SIDE OF WYANDOTTE STREET EAST, BETWEEN CLOVER STREET AND LUBLIN AVENUE**

For the lands described as Part of Block A on Plan 1161; Part Streets and Alleys (Closed by R1088686); Part Lots 14, 31, 34, and 52 and all of Lots 32, 33, and 53 on Plan 1230; Part Lots 139, 140, and 141 Concession 1, in the City of Windsor, known municipally as 0 Wyandotte St. E. the following regulations shall apply:

Main *Building Height*: within 24 m of Wyandotte Street East right of way: *maximum* 10 m

Main *Building Height*: remainder of site: *maximum* 48.0 m

[ZDM 14; ZNG/7172]

(BL 109-2024 Jun 10/2024)

508. **SOUTHEAST CORNER OF MOXLAY AVENUE AND TURNER ROAD**

For the lands comprising of Part of Lots 1007 to 1010, Part of Closed Alley, Plan 1126, Part 2, Reference Plan 12R-11872, PIN No. 01350-0225 LT, the following shall apply:

- a) Section 5.15.5 shall not apply.
- b) The provisions of Section 12.2.5 shall apply, save and except Subsections 12.2.5.3, 12.2.5.4 and 12.2.5.8.

- c) *Lot Coverage*: *maximum* 41.6%

For this provision *lot coverage* shall exclude any portion of an *accessory building* covered by a *green roof*.

- d) *Main Building Height*: *maximum* 10.0 m

- e) *Front Yard Depth*: *maximum* 0.0 m

- f) *Landscaped Open Space Yard*: *minimum* 41.6% of *lot area*

For this provision a *landscaped open space yard* shall include a *green roof* and *soft landscaping* defined as follows:

“GREEN ROOF means an area open to the sky, located on the roof of a building and maintained with flowers, grass, shrubs, and/or trees.”

“SOFT LANDSCAPING means an area open to the sky, maintained with flowers, grass, shrubs, and/or trees.”

- g) A *minimum* of 390.0 m² of *green roof* shall be provided.
- h) Notwithstanding Section 25.5.20.1.2 of Table 25.5.20.1, the *minimum* separation from a *parking area* and Turner Road shall be 1.20 m, and such separation shall include a 1.20 m high ornamental fence spanning the length of the separation, save and except that portion of the separation within 0.30 m of an *access area*.
- i) Notwithstanding Section 25.5.20.1.3 of Table 25.5.20.1, the *minimum* separation from a *parking area* to the south interior lot line shall be 1.20 m.

- j) Notwithstanding Section 25.5.20.1.6 of Table 25.5.20.1, the *minimum* separation from a *parking area* to a building wall containing a *habitable room window* shall be 3.50 m, and such separation shall include a soft landscaping buffer with a *minimum* depth of 2.00 m along any building wall containing a *habitable room window*.

[ZDM 12; ZNG/7202]

(B/L 132-2024 Sep 9/2024)

509. **NORTHEAST CORNER OF CHATHAM STREET WEST AND CARON AVENUE AND SOUTHEAST CORNER OF CHATHAM STREET WEST AND CARON AVENUE**

For the 1,228 m² lands comprising of Part of Lot 2, Block B, Plan 76; the following additional provisions shall apply:

- a) Despite Section 16.6.1, a *multiple dwelling* is an additional permitted *main use*.
- b) The podium of the *building* shall not exceed 14 m in height and shall be clad with red brick.
- c) Despite Section 16.6.5.4, the *maximum building height* shall be 55 m.
- d) *Parking spaces* on the ground floor are prohibited.
- e) Notwithstanding the definition of “amenity area” in Section 3, for the purpose of this site specific exception, *amenity area* may include the *gross floor area* of any balcony.
- f) Section 5.15.5 related to the location of a *building* on a *corner lot* shall not apply.
- g) Parking spaces located at Plan 450, Part Lot C shall count towards the *required* parking for the proposed development at Part of Lot 2, Block B, Plan 76.
- h) Despite Section 24.26.8, an exterior *parking space* is permitted to be located within 6 m of the intersection of any two *streets*.
- i) Despite Section 25.5.20, a parking area separation of 0.90 m from a *street* is permitted.

[ZDM 3; ZNG/7186]

(B/L 124-2024 Jul 22/2024)

510. **SOUTHWEST AND SOUTHEAST CORNERS OF GILES BOULEVARD AND MCDOUGALL STREET**

For the 2,283 m² lands comprising of South Part Lots 18 & 19, Lot 20 and North Part Lot 21, Plan 110, situated at the southwest corner of Giles Boulevard and McDougall Street; the following additional provisions shall apply to a *combined use building*:

- a) Despite Section 15.2.5.15, for a *combined use building*, *dwelling units* are permitted in the same storey and below non-residential uses.
- b) Despite Section 24.26.1, the *required parking spaces* for *dwelling units* are permitted to be located at Part Park Lot 5, Plan 106, situated at the southeast corner of Giles Boulevard and McDougall Street.
- c) Despite Section 25.5.20.6, the *minimum* separation between a *building* wall containing a *habitable room window* or containing both a main pedestrian entrance and a *habitable room window* facing the *parking area* where the *building* is located on the same *lot* as the *parking area* shall be 2.0 m.

[ZDM 7; ZNG/7201]

(BL 117-2024 Jul 8/2024)

511. **NORTH SIDE OF GROVE AVENUE, BETWEEN JOSEPHINE AVENUE AND PARTINGTON AVENUE**

For the land comprising Part Lot 68, Concession 1, PIN 01219-0447 LT, all permitted *uses* shall be subject to the following additional provisions:

- a) *Main Building Height: maximum 11.0 m*
- b) *Front Yard Depth: maximum 20.3 m*
- c) *Rear Yard Depth: minimum 5.48 m*
- d) *Loading space: minimum 0*
- e) Exterior finish for all dwelling types: *minimum 50% face brick*

[ZDM 4; ZNG/7206]

(B/L 155-2024 Oct 28/2024)

512. **NORTHEAST CORNER OF ALBERT ROAD AND RICHMOND STREET**

For the lands comprising of Lot 106, Plan 865; the following additional regulations shall apply:

- a) The following are an additional permitted *main use*:
 - One *Multiple Dwelling* containing a *maximum* of four *dwelling units*
- b) The following additional provisions shall apply to an additional permitted *main use*:
 - 1. *Lot Width: minimum 9.0 m*
 - 2. *Lot Area: minimum 327.0 m²*
 - 3. *Lot Coverage: maximum 55%*
 - 4. *Main Building Height: maximum 7.60 m*
 - 5. *Front Yard Depth: minimum 4.5 m*
 - 6. *Rear Yard Depth: minimum 7.5 m*
 - 7. *Side Yard Width: minimum 0.25 m*
 - 8. *Gross Floor Area: Main Building: maximum 364 m²*
 - 9. Notwithstanding Section 5.2.20.20, a *refuse bin* shall be stored in a *required rear yard*.
 - 10. Notwithstanding Section 24.20.5, three *parking spaces* shall be provided.
 - 11. Section 24.30.20.3.2 shall not apply

[ZDM 6; ZNG/7215]

(B/L 158-2024 Oct 28/2024)

513. **SOUTH SIDE OF WYANDOTTE STREET EAST BETWEEN JOS JANISSE AVENUE AND ELLROSE AVENUE**

For the lands comprising of Lot 27, Plan 1492, PIN No. 01097-1316 LT, a *Semi-Detached Dwelling* shall be subject to the following additional provisions:

- a) Notwithstanding Section 11.2.5.2.1, the *minimum lot width* shall be 13.7 m.
- b) Notwithstanding Section 11.2.5.2.10, the *maximum gross floor area* for a *main building* shall be 851.6 m².

[ZDM 10; ZNG/7221]

(B/L 170-2024 Nov 25/2024)

514. **EAST SIDE OF CALIFORNIA AVENUE BETWEEN BALMORAL STREET AND NORFOLK STREET**

For the lands comprising of Lots 1291 to 1294, Plan 1023, PIN No. 01277-0254 LT, a *Semi-Detached Dwelling* shall be an additional permitted use and the following shall apply:

- a) The *Semi-Detached Dwelling* provisions of Section 10.4.5 shall apply; and
- b) Section 5.99.80.1.1.b) shall not apply.

[ZDM 8; ZNG/7227]

(B/L 8-2025 Jan 13/2025)

515. **NORTH SIDE OF GILES BLVD BETWEEN PARENT AVENUE AND LANGLOIS AVENUE**

For the lands comprising Lot 53 Plan 937, PIN 01155-0034, one *Multiple Dwelling* containing a *maximum* of six *dwelling units* shall be an additional permitted *main use* subject to the following additional provisions:

- a) Notwithstanding Section 11.2.5.4.1, the *minimum lot width* shall be 11.2 m.
- b) Notwithstanding Section 11.2.5.4.2, the *minimum lot area* shall be 470.2 m².
- c) Notwithstanding Section 24.20.5.1, the *minimum required parking spaces* shall be 4 *parking spaces*.

[ZDM 7; ZNG/7232]

(B/L 4-2025 Jan 13/2025)

516. **SOUTHWEST CORNER DARFIELD ROAD AND MCHUGH STREET**

For the lands described as for Block 43, Plan 12M-678, in the City of Windsor, known municipally as 8565 McHugh Street, the following regulations shall apply:

- a) Notwithstanding Section 15.2.5.15, *dwelling units* on a ground floor in a *combined use building* shall be an additional permitted *use*.
- b) *Building Height: maximum* 28.0 m.
- c) Building Setback from an *interior lot line* abutting a Residential District (RD) 1.1 zone: 24 m.

[ZDM 14; ZNG/7216]

(B/L 2-2025 Jan 13/2025)

517. **ESPLANADE DRIVE, EAST OF GANATCHIO TRAIL**

For the lands described as for PT LOT 133 CON 2, PARTS 9 TO 11, RP 12R-21168; in the City of Windsor, known municipally as 0 Esplanade Dr., the following regulations shall apply:

Building Height: maximum 14.0 m

[ZDM 15; ZNG/7238]

(B/L 5-2025 Jan 13/2025)

518. **EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF DAVIS STREET AND NORTH OF GIRARDOT STREET**

For the lands comprising of PLAN 50 BLOCK D LOTS 53 & 54 PT LOT 55 (PIN 01220-0251) for a *Townhome Dwelling*, the following additional provisions shall apply:

- a) *Lot Width: minimum* 19.8 m
- b) *Lot Coverage: maximum* 54% of *lot area*
- c) *Front Yard Depth: minimum* 5.4 m
- d) *Rear Yard Depth: minimum* 6.31 m
- e) Section 5.99.80.1.1.b) shall not apply

[ZDM 4; ZNG/7236]

(B/L 61-2025 Apr 14/2025)

519. **EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF RIVERSIDE DRIVE WEST**

For the lands comprising of PLAN 804 LOT 5 and PART 7 on 12R22710; the following additional regulations shall apply:

- a) *Lot Width: minimum 13.5 m*
- b) *Lot Coverage: maximum 48%*
- c) *Gross Floor Area: Main Building: maximum 758.0 m²*
- d) *Rear Yard Depth: minimum 6.9 m*

[ZDM 3; ZNG/7230]

(B/L 15-2025 Jan 27/2025)

520. **NORTHWEST CORNER OF VIMY AVENUE AND WELLESLEY AVENUE**

For the lands comprising of Block D, Plan 1119, PIN No. 01323-0299 LT, the following additional provisions shall apply:

- a) Notwithstanding Subsection .1 of Section 24.28.1.3, the total area of the *required front yard* occupied by a hard surface for the purpose of a walkway, driveway, *access area* or a *parking space* or any combination thereof for a *lot* having a width of 9.0 m or greater shall not exceed 78%.
- b) Notwithstanding Subsection .2 of Table 25.5.20.1, the *minimum* separation for a *parking area* from a *street* shall be 1.20 m, subject to the following provisions:
 - 1. 1.20-m high ornamental *screening fence* shall span the length of the separation, save and except that portion within 0.30 m of an *access area*.
 - 2. Notwithstanding provision a), for that portion of the ornamental screening fence located within the visibility triangle, as defined under Section 4.3 of Fence By-law 170-2012, the height shall be 0.90 m.
- c) 1.20 m high ornamental *screening fence* shall span the length of any parking area separations from the west *interior lot line*.
- d) 1.20 m high ornamental *screening fence* shall span the length of the north limit of a *parking area*, east of the *existing building*.

[ZDM 7; ZNG/7229]

(B/L 65-2025 Apr 14/2025)

521. **EAST SIDE OF JANETTE AVENUE BETWEEN PARK STREET WEST AND WYANDOTTE STREET WEST**

For the lands comprising of Lot 73, Plan 274, PIN No. 01195-0501 LT, one *Multiple Dwelling* containing a *maximum* of six *dwelling units* shall be an additional permitted *main use* subject to the following additional provisions:

- a) The *Multiple Dwelling* provisions of Section 11.2.5.4 shall apply, save and except Subsections 11.2.5.4.1, 11.2.5.4.2 and 11.2.5.4.4.
- b) *Lot Width: minimum 15.0 m*
- c) *Lot Area: minimum 519.0 m²*
- d) *Main Building Height: maximum 10.0 m*
- e) *Landscape Open Space Yard: minimum 35.0% of lot area*
- f) Notwithstanding Table 24.20.5.1, for a *Multiple Dwelling* containing a *minimum* of 5 *dwelling units*, the *minimum required* number of *parking spaces* shall be 4.
- g) Notwithstanding Table 24.30.1, the *minimum required* number of bicycle parking spaces shall be 10; and
- h) In addition to the provisions of Section 24.30.20:
 - 1. Bicycle parking spaces shall be located within a secure area within the *Multiple Dwelling*, an *Accessory Building*, and/or fully enclosed *Structure* having a *minimum* height of 2.20 m from the ground adjacent to the bicycle parking spaces;

- 2. Bicycle parking spaces shall meet the definition of Long-term bicycle parking space as defined under the Bicycle Parking Standards and Guidelines of the City's Bicycle Parking Policy, approved by Council Resolution CR363/2024 on September 9, 2024; and
- 3. Each bicycle parking space shall be equipped with an electrical outlet with a receptacle sufficient for charging a power-assisted- bicycle as defined under Section 1(1) of the Highway Traffic Act, R.S.O. 1990, c. H.8.

[ZDM 3; ZNG/7249] (B/L 66-2025 Apr 14/2025)

522. **EAST SIDE OF FLORENCE AVENUE, NORTH OF WYANDOTTE STREET EAST**

For the lands comprising of PART LOTS 36 AND 37 PLAN 1094 RIVERSIDE DRIVE EAST, PART 1, 12R29488 and PART BLOCK B PLAN 1094 (PART ALLEY CLOSED BY R421154), PART 2, 12R29488; one *Semi-detached Dwelling* is an additional permitted *main use*.

[ZDM 14; ZNG/7248] (B/L 58-2025 Apr 14/2025)

524. **WEST SIDE OF NORTH SERVICE ROAD EAST, BETWEEN JEFFERSON BOULEVARD AND CLEMENCEAU BOULEVARD**

For the lands comprising Lot 205, Registered Plan 1153, [PIN 01562-0241 LT], a *Self-storage Facility* shall be an additional permitted use, and the following provisions shall not apply:

- a) Section 5.2.10 – with respect to availability of municipal sanitary sewer and municipal water service, provided the *Self-storage Facility* has no office space, washroom/toilet, and no space(s) requiring municipal sanitary sewer and/or water service;
- b) Sections 5.67.1 & 5.67.3.
- c) Sections 24.26.5 & 24.40.20.3.

[ZDM 11 & 15; ZNG/7233] (B/L 57-2025 Apr 14/2025)

528. **NORTH SIDE OF CATHERINE STREET BETWEEN JEFFERSON BOULEVARD AND LAUZON PARKWAY**

For the lands consisting of Part of Lots 119, 120, 121 & 122, Concession 1, designated as Parts 7, 8, 13, 14 and Part of Part 15, all on Plan 12R-26172, the following additional provisions shall apply:

- a) Additional Permitted *Main Uses*:
 - Ambulance Service*
 - Food Catering Service*
 - Food Packaging Facility*
 - Manufacturing Facility*
 - Medical Appliance Facility*
 - Research and Development Facility*
 - Stormwater Management Facility*
 - Warehouse*

- b) Prohibited Uses:
 - Child Care Centre*
 - Tourist Home*

[ZDM 10,11; ZNG/7264] (B/L 38-2025 Feb 24/2025)

(2) TEMPORARY USE PROVISIONS

(B/L 125-2011 Jul 21/2011; B/L 24-2009 OMB PL090206 Oct 19/2012; B/L 31-2013 Mar 28/2013)

Certain parcels on the zoning district maps are delineated by a broken line and identified by a zoning district symbol – S.20(2) – and a paragraph of this subsection.

In the event of a conflict between the provisions of this section, any site specific provisions in Section 20(1) and the provisions of the zoning district, the provisions of this section shall prevail.

A temporary use provision shall be deleted from this Zoning By-law the day after the temporary use expires and replaced with the expiry date.

1. Expired Sep 14/2003.
2. Expired Sep 14/2003.
3. Expired Dec 1/2003.
4. Expired Jan 1/2004.
5. Expired Dec 1/2004.
6. By-law 209-2001 expired Jun 30/2004.
7. By-law 125-2011 expired Jun 20/2014.
8. By-law 41-2013 expired April 8/2013.
9. By-law 129-2021 expired Nov 1/2021.

(3) HERITAGE CONSERVATION DISTRICTS

(B/L 24-2009 OMB PL090206 Oct 19/2012)

This subsection applies to lands that have been designated to be a Heritage Conservation District and are delineated by a broken green line on the zoning district maps [ZDM] and identified by a zoning district symbol and a paragraph(s) of this subsection. Any parcel so identified shall be considered as being within the zoning district symbol and shall be subject to the provisions of that zoning district, the identified paragraph(s) of this subsection and any other applicable provisions of this by-law. In the event of a conflict between the provisions of this subsection and the provisions of the zoning districts, the provisions of this subsection shall prevail.

1. Sandwich Heritage Conservation District Residential Overlay Zone

For the lands identified on the Zoning District Maps by a broken line and labelled S.20(3)1, on Schedule 'A' to By-law 24-2009, the following provisions shall apply:

Notwithstanding the regulations in the zoning district, the following will apply in the Sandwich Heritage Conservation District Residential Overlay Zone:

a) Regulations

- (i) The *minimum lot frontage, minimum lot area, maximum lot coverage, maximum number of dwelling units, minimum rear yard and side yard widths* shall be as *existing* on the date of approval of this by-law.
- (ii) *Maximum front yard depth* – the *maximum front yard* for any *building* erected between *existing buildings* in the same block shall conform to the average of the *front yards* established by the nearest *building* on each side.

b) Prohibitions

- (i) *Building height* in excess of 2 storeys shall be prohibited
- (ii) No new *structures* or additions shall be constructed between the main wall of the *existing building* and the *front lot line*

- (iii) *Garages* are prohibited unless located a *minimum* of 6 m to the rear of the main wall.
- (iv) *Parking spaces* are prohibited in any *front yard*.

2. Sandwich Heritage Conservation District Commercial Overlay Zone

For the lands identified on the Zoning District Maps by a broken line and labelled S.20(3)2, on Schedule ‘A’ attached to By-law 24-2009, the following provisions shall apply:

Notwithstanding the regulations in the zoning district, the following will apply in the Sandwich Heritage Conservation District Commercial Overlay Zone.

a) Permitted Uses

- (i) *A retail store*, not including a *retail store* for the sale of motor vehicles or heavy machinery; wholesale store; bakery not exceeding 500 m² in net floor area; confectionery not exceeding 500 m² in net floor area; outdoor market within a Business Improvement Area.
- (ii) *A personal service shop; day nursery; funeral home; church, church hall; tourist home.*
- (iii) *A business, financial, medical or veterinary office; professional studio; commercial school;*
- (iv) *A restaurant; take-out food outlet; tavern; micro-brewery*
- (v) *Place of entertainment and recreation; private hall;*
- (vi) *Dwelling units* in a *combined use building* with any one (1) or more of the foregoing uses, provided that all *dwelling units*, not including entrances thereto, are located entirely above the non-residential uses(s)

b) Regulations

- (i) *Building Height: maximum 4 storeys and minimum 2 storeys*
- (ii) *Maximum Front Yard Setback* on other streets: 2 m
- (iii) *Minimum Amenity Area Per Dwelling Unit*
 - Bachelor Unit: 7.5 m²
 - One-Bedroom Unit: 10 m²
 - Two or more bedroom unit: 15 m²
- (iv) Rooftop mechanical equipment will be setback from the roof edge a distance equal to the height above the roof, and will be screened from view from the *street*.

c) Prohibitions

- (i) *Front Yard Setbacks* on Sandwich Street are prohibited
- (ii) *Parking Spaces* are prohibited in any *front yard*

(4) TRADITIONAL COMMERCIAL STREET – OFF-STREET PARKING PROVISIONS

(B/L 130-2017 Sep 28/2017)

1. The following provisions apply to the lands identified on Schedule ‘P’ – Off-Street Parking Overlay to this By-law.

3. The following *streets* are identified as a Traditional Commercial Street:
 - Devonshire Road between Riverside Drive East and Wyandotte Street East
 - Drouillard Road between Trenton Street and Deming Street

Erie Street between Mercer Street and Hall Avenue
Ottawa Street between Marentette Avenue and Windermere Road
Ouellette Avenue between Wyandotte Street and Tecumseh Road
Sandwich Street between Brock Street and Detroit Street
Tecumseh Road East between Forest Avenue and Chilver Road
Tecumseh Road East between Cadillac Street and Larkin Road
Tecumseh Road East between Westcott Road and Rossini Boulevard
University Avenue West between Randolph Avenue and Salter Avenue
Wyandotte Street East between Arthur Street and Raymo Road
Wyandotte Street East between McDougall Street to Argyle Road
Wyandotte Street East between Thompson Boulevard and Glidden Avenue
Wyandotte Street West between California Avenue and Campbell Avenue

5. In the event of a conflict between the provisions of Section 20(4) and any provisions in any other section, the provisions of Section 20(4) shall prevail.

.1 Additional Permitted Uses

Parking Garage in a *combined use building* provided a *minimum* building depth of 10.0 m of the ground floor area abutting the Traditional Commercial Street is occupied by any use permitted by the *zoning district* in which the *lot* is located.

.3 Prohibited Uses

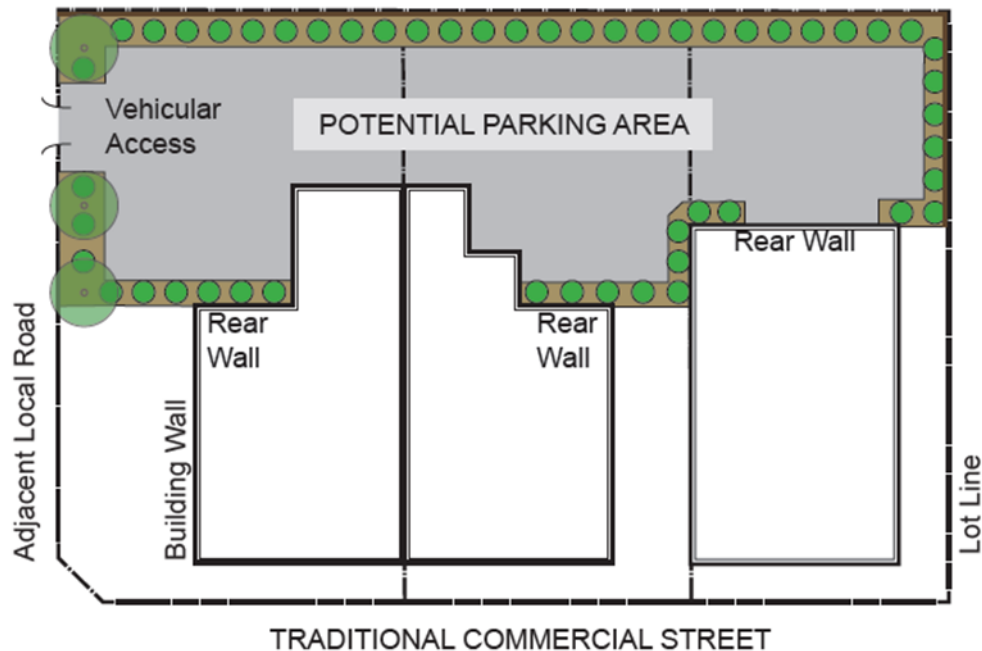
A *Public Parking Area* is prohibited save and except for any bicycle *parking spaces*.

.5 Additional Provisions

- a) “New or expanded” *parking area* means the creation of five or more *parking spaces*.
- b) “Rear Wall” means the building wall furthest from the Traditional Commercial Street. Where the rear wall of a *building* does not follow a straight line the closest parallel building wall to the facade shall be deemed the rear wall.
- c) For any *parking area* with five or more *parking spaces*, that portion of the *parking area* not used for a *parking space*, *parking aisle*, *collector aisle*, *access area*, *loading space* or *stacking space* shall be maintained exclusively as a *landscaped open space yard*.
- d) The following additional provisions apply to any new or expanded *parking area*, *parking garage*, *access area* and *stacking space* with the exception of Drouillard Road Area shown on Schedule P.5 Off-Street Parking Overlay and any *school* drop-off / pick-up area:
1. A *parking space*, *collector aisle*, *parking aisle*, or a *stacking space* is prohibited between the Traditional Commercial Street and:
 - (i) the *rear wall* of the *building* located on the same property; or
 - (ii) 10.0 m from the *exterior lot line* that abuts a Traditional Commercial Street,whichever distance is greater.
 2. An *access area* to or from a Traditional Commercial Street is prohibited where access can be provided from an *alley* or from a *street* not identified on Schedule P.

3. Where an *access area* cannot be provided from an *alley* or from a *street* not identified on Schedule P, a *maximum* of one *access area* may be provided from a Traditional Commercial Street.
 4. The width of the *access area* shall be a *minimum* of 3.0 m for *parking areas* with less than 20 *parking spaces* and shall not exceed 7.0 m for all *parking areas*.
- e) These provisions apply only to any new or expanded *parking area*, *parking garage*, *access area* and *stacking space* in the Drouillard Road Area shown on Schedule P.5 Off-Street Parking Overlay:
1. A *parking space*, *collector aisle*, *parking aisle*, or a *stacking space* is prohibited between the Traditional Commercial Street and the building wall located closest to the Traditional Commercial Street.
 2. A *maximum* of one *access area* may be provided from a Traditional Commercial Street.
 3. The width of the *access area* shall be a *minimum* of 3.0 m for *parking areas* with less than 20 *parking spaces* and shall not exceed 7.0 m for all *parking areas*.

ILLUSTRATION 20.4.5.5 – EXAMPLE OF POTENTIAL PARKING AREA



SECTION 21 – SUPPLEMENTARY USE REGULATIONS – DELETED

(B/L 8719 Oct 15/1986; B/L 9057 Jul 7/1987; B/L 8943 April 13/1987; B/L 9828 Jun 12/1989; B/L 10358 Jul 16/1990; B/L 10993 May 4/1992; B/L 11093 Jul 20/1992; B/L 11315 Feb 1/1993; B/L 11614 Nov 1/1993; B/L 11742 Feb 21/1994; B/L 11780 Mar 28/1994; B/L 11655 Jan 5/1994; B/L 11828 May 30/1994; B/L 12829 Mar 17/1997; B/L 162-1998 Jun 28/1998; B/L 324-1999 Dec 1/1999; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 227-2002 Jul 24/2003 OMB Order 1013 & 1011, Aug 1/2003 Order 1067 PL020829; B/L 46-2005 Mar 23/2005; B/L 212-2005 Sep 22/2005; B/L 327-2004 Jun 13/2006 OMB Order 1695 PL041065; B/L 232-2006 Jan 18/2007; B/L 164-2010 Nov 17/2010; B/L 118-2011 Dec 13/2011; B/L 165-2011 Oct 20/2011; B/L 53-2012 Jun 1/2012; B/L 129-2012 Oct 2/2012; B/L 48-2014 Apr 15/2014; B/L 18-2015 Mar 4/2015; B/L 144-2015 Nov 6/2015; B/L 114-2016 Sep 19/2016; B/L 177-2016 Dec 28/2016)

SECTION 22 – SUPPLEMENTARY LOT PROVISIONS – DELETED

(B/L 8614 Jun 23/1986; B/L 9057 Jul 7/1987; B/L 10238 May 30/1990; B/L 10358 Jul 16/1990; B/L 10637 Apr 22/1991; B/L 11093 Jul 20/1992; B/L 11096 Jul 20/1992; B/L 11406 Mar 29/1993; B/L 11780 Mar 28/1994; B/L 12429 Jan 8/1996; B/L 12616 Jul 2/1996; B/L 12042 Jan 9/1995; B/L 104-1998 May 15/1998; B/L 162-1998 Jun 24/1998; B/L 40-1999 Mar 16/1999; B/L 324-1999 Dec 1/1999; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 92-2003 May 6/2003; B/L 10-2004 Jan 12/2005 OMB Order 0055 PL040143; B/L 68-2004 Mar 31/2004; B/L 176-2004 Jul 6/2004; B/L 46-2005 Mar 23/2005; B/L 142-2006 Aug 24/2006; B/L 204-2006 Nov 30/2006; B/L 164-2010 Nov 17/2010; B/L 53-2012 Jun 1/2012; B/L 179-2015 Jan 6/2016; B/L 114-2015 Sep 19/2016; B/L 177-2016 Dec 28/2016)

SECTION 23 – SUPPLEMENTARY BUILDING REGULATIONS – DELETED

(B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 11096 Jul 20/1992; B/L 11780 Mar 28/1994; B/L 204-2006 Nov 30/2006; B/L 177-2016 Dec. 28/2016)

SECTION 24 – PARKING, LOADING AND STACKING PROVISIONS

(B/L 8627 Jul 8/1986; B/L 9057 Jul 7/1987; B/L 9882 Jul 31/1989; B/L 10358 Jul 16/1990; B/L 10473 Nov 5/1990; B/L 10993 May 4/1992; B/L 11093 Jul 20/1992; B/L 11157 Sep 21/1992; B/L 11780 Mar 28/1994; B/L 12234 Jul 14/1995; B/L 12429 Jan 8/1996; B/L 12819 Mar 17/1997; B/L 30-1998 Mar 2/1998; B/L 162-1998 Jun 24/1998; B/L 264-1999 Oct 19/1999; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL01023; B/L 370-2001 Nov 15/2001; B/L 363-2002 Dec 31/2002; B/L 92-2003 May 6/2003; B/L 269-2003 Sep 15/2003; B/L 69-2004 Mar 31/2004; B/L 144-2004 Jun 11/2004; B/L 375-2004 Dec 21/2004; B/L 46-2005 Mar 23/2005; B/L 212-2005 Sep 22/2005; B/L 204-2006 Nov 30/2006; B/L 166-2007 Oct 5/2007; B/L 110-2009 Nov 20/2009 OMB Order PL090722 Dec 4/2009; B/L 164-2010 Nov 17/2010; B/L 129-2012 Oct 2/2012; B/L 95-2019 Sep 27/2019)

24.1 APPLICATION

24.1.1 The provisions in this Section apply to the use of all lots in all zoning districts in this by-law, unless otherwise stated in this by-law.

24.5 CENTRAL BUSINESS DISTRICT – DELETED (B/L 145-2021 Oct 26/2021)

24.10 GENERAL PROVISIONS

24.10.1 REQUIRED FOR EACH USE

- .1 Parking spaces, visitor parking spaces, accessible parking spaces, bicycle parking spaces, loading spaces and stacking spaces shall be required for each use permitted by this by-law in accordance with the provisions of Section 24.

24.10.10 PROVISION AND MAINTENANCE

- .1 All required parking spaces, visitor parking spaces, accessible parking spaces, bicycle parking spaces, loading spaces or stacking spaces shall be provided and clearly identified and marked at the time of the erection of a building or addition thereto, expansion of a use or when there is a change of use of a lot or building and shall be subsequently maintained, identified and marked exclusively for the use for which they are required for as long as such use is in operation.

24.10.15 DEFICIENCY IN SPACES – EXISTING BUILDINGS

- .1 If, on the date this Section comes into force, an existing building has insufficient parking spaces, visitor parking spaces, accessible parking spaces, bicycle parking spaces or loading spaces to conform with Sections 24.20.1, 24.20.3, 24.20.5, 24.22.1, 24.24.1, 24.30.1, 24.40.1, the deficiency is not required to be made up prior to the construction of any addition or any change in use. Any additional parking spaces, visitor parking spaces, accessible parking spaces, bicycle parking spaces or loading spaces required as a result of any such addition to the existing building or a change in use shall be provided in accordance with Sections 24.20.1, 24.20.3, 24.20.5, 24.22.1, 24.24.1, 24.30.1, 24.40.1
- .5 Despite Section 24.10.15.1, for an existing *building* located on a *lot* within the *Central Business District*, *Business Improvement Area*, or any area listed in Section 24.20.3.1, a change of use from the existing use to any use listed under Section 24.20.1 or Section 24.20.3, whichever is applicable, except for “All other uses not listed above”, no additional *parking spaces*, visitor parking spaces, accessible parking spaces, bicycle parking spaces, or *loading spaces* are required.

[ZNG/6276]

(B/L 145-2021 Oct 26/2021)

24.20 PARKING SPACE PROVISIONS

24.20.1 REQUIRED PARKING SPACES – CENTRAL BUSINESS DISTRICT

- [ZNG/6276] (B/L 145-2021 Oct 26/2021)
- .1 In the Central Business District, the required minimum number of parking spaces shall be as shown opposite the respective use in Table 24.20.1.1:

TABLE 24.20.1.1 – REQUIRED PARKING SPACES CENTRAL BUSINESS DISTRICT	
USE	PARKING RATE – MINIMUM
Bake Shop	0
Business Office	0
Commercial School	0
Convenience Store	0
Dwelling Unit (in any type of dwelling or a combined use building)	None for the first six dwelling units AND 1 for each additional dwelling unit
Entertainment Lounge	None for the first 90 m² GFA AND 1 for each additional 15 m² GFA
Farmers’ Market	0
Food Convenience Store	0
Food Outlet – Take-out	0
Games Arcade	0
Health Studio	0
Hotel	1 for each of the first 60 guest rooms AND 1 for each additional 6 guest rooms
Medical Office	0
Micro-Brewery	None for the first 90 m² GFA AND 1 for each additional 45 m² GFA
Outdoor Market	0
Pawnshop	0
Personal Service Shop	0
Pharmacy	0
Professional Studio	0
Repair Shop – Light	0
Residential Care Facility	1 for each 8 beds
Restaurant	None for the first 90 m² GFA AND 1 for each additional 15 m² GFA
Retail Store	0
Veterinary Office	0
All other uses not listed above	Section 24.20.5 shall apply
[ZNG/6276]	

24.20.3 REQUIRED PARKING SPACES – BUSINESS IMPROVEMENT AREAS AND OTHER DEFINED AREAS

(B/L 130-2017 Sep 28/2017)

.1 Excluding lands in the *Central Business District*, for lands in any *Business Improvement Area* and for all lands within a *Commercial District* located:

- .1 on the north and south side of Wyandotte Street West between Dougall Avenue and Patricia Road;
- .2 on the north and south side of University Avenue between Dougall Avenue and Randolph Avenue;
- .3 on the north and south side of Tecumseh Road East between Forest Avenue and Chilver Road, Cadillac Street and Larkin Road, and Westcott Road and Rossini Boulevard;
- .4 on the east and west side of Ouellette Avenue between Giles Boulevard and Tecumseh Road;

for an existing *building*, the required minimum number of *parking spaces* shall be as shown opposite the respective use in Table 24.20.3.1:

TABLE 24.20.3.1 – REQUIRED PARKING SPACES BUSINESS IMPROVEMENT AREAS & OTHER DEFINED AREAS	
USE	PARKING RATE – MINIMUM
Bake Shop	0
Business Office	0
Convenience Store	0
Food Convenience Store	0
Food Outlet – Take-out	0
Medical Office	1 for each 27 m² GFA
Pawnshop	0
Personal Service Shop	0
Pharmacy	0
Professional Studio	0
Repair Shop – Light	0
Restaurant	None for the first 90 m² GFA AND 1 for each additional 15 m² GFA
Retail Store	0
Veterinary Office	1 for each 27 m² GFA
All other uses not listed above	Section 24.20.5 shall apply

**24.20.5 REQUIRED PARKING SPACES – ALL OTHER AREAS AND USES
NOT LISTED IN TABLES 24.20.1.1 AND 24.20.3.1**

(B/L 144-2015 Nov 6/2015; B/L 169-2018 Dec 19/2018)

- .1 The required minimum number of parking spaces shall be as shown opposite the respective use as shown in Table 24.20.5.1:

TABLE 24.20.5.1 – REQUIRED PARKING SPACES	
USE	PARKING RATE – MINIMUM
Adult Entertainment Parlour	1 for each 7.5 m ² GFA
Art Gallery	1 for each 45 m ² GFA
Automatic Car Wash	0
Automobile Repair Garage	1 for each 45 m ² GFA
Automobile Sales Lot	1 for each 45 m ² GFA
Bake Shop	1 for each 22.5 m ² GFA
Bakery	1 for each 45m ² GFA for the first 2,700 m ² GFA AND 1 for each additional 180 m ²
Billiard Hall	1 for each 22.5 m ² GFA
Bingo Hall	1 for each 22.5 m ² GFA
Bowling Alley	4 per alley
Building Material Recycling Centre	1 for each 45 m ² GFA
Business Office	1 for each 45 m ² GFA
Church (including a Church Hall)	1 for each 5.5 m ² GFA uses as a church, chapel or sanctuary AND 1 for each 36 m ² GFA not used as a church, chapel or sanctuary
Club	1 for each 22.5 m ² GFA
Coin Operated Car Wash	0
College Student Residence	1 for each 4 beds
Collision Shop	1 for each 45 m ² GFA
Combined Use Building – Dwelling Units	1.25 for each dwelling unit
Commercial School	2.5 for each classroom or teaching area AND 1 for each 22.5 m ² of GFA of cafeteria, auditorium, gymnasium and other area of assembly
Confectionary	1 for each 45 m ² GFA for the first 2,700 m ² GFA AND 1 for each additional 180 m ²
Confectioner's Shop	1 for each 22.5 m ² GFA
Contractor's Office	1 for each 45 m ² GFA used as a business office AND 1 for each 200 m ² GFA used as a warehouse
Convenience Store	1 for each 22.5 m ² GFA
Convent or Monastery	1 for each 4 beds
Correctional Facility	1 for each 2 beds

TABLE 24.20.5.1 – REQUIRED PARKING SPACES	
USE	PARKING RATE – MINIMUM
Day Nursery	1.5 for each classroom or teaching area
Double-duplex Dwelling	4
Drive-through Food Outlet	1 for each 22.5 m² GFA
Drive-through Restaurant	1 for each 7.5 m² GFA
Duplex Dwelling	2
Elementary School	1.5 for each classroom or teaching area
Entertainment Lounge	1 for each 7.5 m² GFA
Exhibition Hall	1 for each 36 m² GFA
Financial Office	1 for each 45 m² GFA
Food Convenience Store	1 for each 22.5 m² GFA
Fraternity or Sorority House	1 for each 4 beds
Funeral Home	1 for each 5.5 m² GFA used for a chapel, sanctuary or repose room
Games Arcade	1 for each 22.5 m² GFA
Garden Centre	1 for each 22.5 m² GFA
Gas Bar	1 for each 45 m² GFA
General Salvage Operation	1 for each 45 m² GFA for the first 2,700 m² GFA AND 1 for each additional 180 m²
Group Home	1
Health Studio	1 for each 36 m² GFA
Heavy Repair Shop	1 for each 45 m² GFA for the first 2,700 m² GFA AND 1 for each additional 180 m²
Hospital	1 for each bed
Hotel	1 for each guest room AND 1 for each 22.5 m² GFA used for a restaurant, convention hall, meeting room and other places of assembly.
Library	1 for each 45 m² GFA
Light Repair Shop	1 for each 45 m² GFA
Lodging House	1 for each 6 beds
Major Commercial Centre (exclusive of a hotel or motel)	1 for each 22.5 m² GFA
Marina	0.5 for each 1 boat docking space AND 1 for each 1 boat anchorage space
Material Transfer Centre	1 for each 45 m² GFA for the first 2,700 m² GFA AND 1 for each additional 180 m²
Medical Office	1 for each 13.5 m² GFA
Micro-brewery	1 for each 45 m² GFA

TABLE 24.20.5.1 – REQUIRED PARKING SPACES	
USE	PARKING RATE – MINIMUM
Minor Commercial Centre	1 for each 22.5 m² GFA and when the combined GFA of all restaurants and entertainment lounges Exceeds 30% of the GFA of the Centre, 1 for each 7.5 m² GFA of all restaurants and entertainment lounges in excess thereof
Mobile Home	1
Motel	1 for each guest room AND 1 for each 22.5² GFA used for a restaurant, convention hall, meeting room and other places of assembly
Motor Vehicle Dealership	1 for each 45 m² GFA
Motor Vehicle Salvage Operation	1 for each 45 m² GFA for the first 2,700 m² GFA AND 1 for each additional 180 m²
Multiple Dwelling containing a maximum of 4 Dwelling units	1 for each dwelling unit
Multiple Dwelling containing a minimum of 5 Dwelling units	1.25 for each dwelling unit
Museum	1 for each 45 m² GFA
Outdoor Market	0
Pawnshop	1 for each 22.5 m² GFA
Personal Service Shop	1 for each 22.5 m² GFA
Pharmacy	1 for each 22.5 m² GFA
Place of Entertainment and Recreation	1 for each 36 m² GFA
Power Generation Plant	1 for each 200 m² GFA
Professional Studio	1 for each 45 m² GFA
Public Hall	1 for each 7.5 m² GFA
Residential Care Facility	1 for each 4 beds
Restaurant	1 for each 7.5 m² GFA
Retail Store	1 for each 22.5 m² GFA
Secondary School	1.5 for each classroom or teaching area AND 1 For each 22.5 m² of GFA of cafeteria, auditorium, gymnasium and other area of assembly
Self-storage Facility	2
Semi-Detached Dwelling	1 for each dwelling unit
Service Station	1 for each 45 m² GFA
Shelter	1 for each 6 beds
Single Unit Dwelling	1
Stacked Dwelling Unit	1 for each dwelling unit

TABLE 24.20.5.1 – REQUIRED PARKING SPACES	
USE	PARKING RATE – MINIMUM
Take-Out Food Outlet	1 for each 22.5 m ² GFA
Temporary Outdoor Vendor's Site	0
Theatre	1 for each 6 seats
Tourist Home	1 for each guest room AND 1 for each 22.5 m ² GFA used for a restaurant, convention hall, meeting room and other places of assembly
Townhome Dwelling having an attached garage or carport	1 for each dwelling unit
Townhome Dwelling without an attached garage or carport	1.25 for each dwelling unit
Transport Terminal	5 parking spaces, or 1 for each 45.0 m ² GFA, whichever is greater
University Student Residence	1 for each 4 beds
Veterinary Clinic	1 for each 13.5 m ² GFA
Veterinary Office	1 for each 13.5 m ² GFA
Warehouse	1 for each 200 m ² GFA
Wholesale Store	1 for each 45 m ² GFA
Workshop	1 for each 45 m ² GFA for the first 2,700 m ² GFA AND 1 for each additional 180 m ²
All other commercial uses not specifically listed	1 for each 36 m ² GFA
All other industrial uses not specifically listed	1 for each 45 m ² GFA for the first 2,700 m ² GFA AND 1 for each additional 180 m ² GFA

(B/L 144-2015 Nov 6/2015; B/L 169-2018 Dec 19/2018)

24.20.7 CALCULATION OF REQUIRED PARKING SPACES

- .1 The required number of parking spaces for each use listed in Tables 24.20.1.1, 24.20.3.1 and 24.20.5.1 is calculated as follows:
 - .1 The gross floor area of that part of a building designed and used for a parking area, parking space, visitor parking space, accessible parking space, bicycle parking space, loading space, automatic car wash or coin-operated car wash is not included in the calculation of required number of vehicle parking spaces.
 - .2 If a parking rate is expressed as a ratio of parking spaces to the gross floor area, the parking space requirement for a use is to be calculated by dividing the applicable gross floor area of the use by the applicable parking rate.
 - .3 If the calculation of the number of required parking spaces results in a number containing a fraction, the number shall be rounded DOWN to the nearest whole number, but in no case may there be less than one parking space, except when the parking rate is zero.
 - .4 If a building is occupied or proposed to be occupied by more than one main use, the required parking for each main use is calculated on the basis of the percentage of gross floor area devoted to that use plus the equivalent percentage of any common areas and shared accessory uses in the building.
 - .5 If a Combined use Building is occupied in part by a Minor Commercial Centre or a Major Commercial Centre, the total required number of parking spaces is the sum of the required number of parking spaces for each Dwelling Unit and for the Minor Commercial Centre of a Major Commercial Centre.

24.20.10 SIZE OF PARKING SPACE

- .1 Each parking space shall have a minimum length of 5.5 m and a minimum width of 2.5 m, except where one side of the parking space is flanked by a wall or fence, each parking space shall have a minimum length of 5.5 m and a minimum width of 3.5 m.

24.22 VISITOR PARKING SPACE PROVISIONS

24.22.1 REQUIRED VISITOR PARKING SPACES

- .1 For a Townhome Dwelling without an attached garage or carport, Multiple Dwelling with a minimum of five dwelling units, or Dwelling Units in a Combined Use Building, a minimum of 15 percent of parking spaces shall be marked as visitor parking.
- .5 If the calculation of the number of visitor parking spaces results in a number containing a fraction, the number shall be rounded DOWN to the nearest whole number, but in no case shall there be less than one visitor parking space and one required parking space.

24.22.10 SIZE OF VISITOR PARKING SPACE

- .1 Each visitor parking space shall have a minimum length of 5.5 m and a minimum width of 2.5 m, except where one side of the parking space is flanked by a wall or fence, each visitor parking space shall have a minimum length of 5.5 m and a minimum width of 3.5 m.

24.24 ACCESSIBLE PARKING SPACE PROVISIONS [ZNG/4046]

(B/L 48-2014 Apr 15/2014)

24.24.1 REQUIRED ACCESSIBLE PARKING SPACES

.1 There shall be provided accessible parking spaces as shown in Table 24.24.1:

TABLE 24.24.1 – REQUIRED ACCESSIBLE PARKING SPACES		
TOTAL NUMBER OF PARKING SPACES IN PARKING AREA	REQUIRED NUMBER OF ACCESSIBLE PARKING SPACES – MINIMUM	
	TYPE A	TYPE B
1 to 25	1 space	0
26 to 100	2 percent of parking spaces	2 percent of parking spaces
101 to 200	1.5 percent of parking spaces	0.5 space plus 1.5 percent of parking spaces
201 to 1,000	0.5 space plus 1 percent of parking spaces	1 space plus 1 percent of parking spaces
1,001 or more	5 spaces plus 0.5 percent of parking spaces	5.5 spaces plus 0.5 percent of parking spaces

.2 If the calculation of the number of required Type A and Type B accessible parking spaces results in a number containing a fraction, the number shall be rounded up to the nearest whole number:

24.24.10 SIZE OF ACCESSIBLE PARKING SPACE

- .1 A Type A accessible parking space shall have a minimum width of 3.5 m and a minimum length of 5.5 m.
- .2 A Type B accessible parking space shall have a minimum width of 2.5 m and a minimum length of 5.5 m.

24.24.15 ACCESS AISLES

- .1 An access aisle, that is the space between or beside accessible parking spaces that allows persons with disabilities to get in and out their vehicles, shall be provided for all accessible parking spaces.
- .2 An access aisle may be shared by two accessible parking spaces and shall have a minimum width of 1.5 m, extend the full length of the accessible parking space and be marked with high tonal contrast diagonal lines.

24.24.20 CURB CUT OR RAMP FOR ACCESSIBLE PARKING SPACE

- .1 Where a parking area is bounded by perimeter curbing which separates the principal pedestrian entrance of a building from the parking area, there shall be provided and maintained at least one curb cut or ramp that has a minimum width of 1.2 m and a maximum slope of 1:8 where elevation is less than 7.5 cm or 1:10 where elevation is 7.5 cm to 20 cm.
- .2 The curb cut or ramp shall be designed and located to provide unobstructed access between an accessible parking space and the principal pedestrian building entrance. This provision does not preclude the construction of perimeter curbing around the parking area as required by this by-law except insofar as is required to satisfy this provision.

24.26 LOCATION OF PARKING, VISITOR PARKING OR ACCESSIBLE PARKING SPACES

- .1 For all dwellings or dwelling units in a combined use building, all required parking spaces, visitor parking spaces and accessible parking spaces shall be located on the same lot as the dwellings or dwelling units they are intended to serve.
- .2 For industrial uses in Manufacturing Districts, and for a university or college, all required parking spaces and accessible parking spaces shall be located entirely within a radius of 300 m of the nearest lot line of the lands occupied by the use they are intended to serve.
- .3 For all other non-residential uses, all required parking spaces and accessible parking spaces shall be located entirely within a radius of 120 m of the nearest lot line of the lands occupied by the use they are intended to serve.
- .4 A parking space, visitor parking space or accessible parking space is permitted in a required side or rear yard.
- .5 A parking space, visitor parking space or accessible parking space is prohibited in a required front yard or required landscaped open space yard, except on a lot occupied by a single-unit dwelling, semi-detached dwelling, duplex dwelling or a townhome dwelling unit, a parking space, visitor parking space or accessible parking space is permitted in a required front yard.
- .6 For the lands bound by the Detroit River to the north, Walker Road to the east, Ottawa Street to the south and Lincoln Road to the west (identified as the Walkerville Heritage Area on Schedule G: Civic Image of the City of Windsor Official Plan) a parking space, visitor parking space or accessible parking space is prohibited in a front yard , except for any parking space, visitor parking space or accessible parking space existing in a front yard before September 15, 2010.
- .7 For the lands comprising Part of Lot 114, concession 1 and Lots 1 to 11 and Lots 15 to 19 Registered Plan 1100, situated on the east and west sides of Prado Place (identified as the Prado Place Heritage Area on Schedule G: Civic Image of the City of Windsor Official Plan) a parking space, visitor parking space or accessible parking space is prohibited in a front yard, except for any parking space, visitor parking space or accessible parking space existing in a front yard before December 28, 2006.
- .8 The parking of a vehicle within 6 m of the intersection of any two streets is prohibited, except where the vehicle is parked within a parking garage.
- .9 A parking space, visitor parking space or accessible parking space is prohibited from encroaching into a public walkway, sidewalk or trail.

24.28 FRONT YARD PAVING AND SURFACING IN RESIDENTIAL DISTRICTS

24.28.1 IN ANY RESIDENTIAL DISTRICT:

- .1 A walkway, driveway or access area necessary for access to a parking space may cross a required front yard. That part of the required front yard not used for a walkway, driveway, access area, or, where permitted by this by-law, a parking space, shall be used exclusively as a landscaped open space yard.
- .3 For a single-unit dwelling, semi-detached dwelling, duplex dwelling or townhome dwelling unit, the total area of the required front yard occupied by a hard surface for the purpose of a walkway, driveway, access area or a parking space or any combination thereof cannot exceed:
 - .1 for a lot having a width of 9 m or greater: 50% of the required front yard area; or
 - .2 for a lot having a width of less than 9 m: 50% of the required front yard area plus 5% for each 1 metre decrease in lot width below 9 m to a maximum of 70% of the required front yard area.
- .5 All driveways, access areas and parking spaces, shall be paved and maintained with a hard surface consisting of paving brick or block, asphalt, concrete or any combination thereof.

24.30 BICYCLE PARKING SPACE PROVISIONS

24.30.1 REQUIRED BICYCLE PARKING SPACES

.1 There shall be provided bicycle parking spaces as shown in Table 24.30.1:

TABLE 24.30.1 – REQUIRED BICYCLE PARKING SPACES	
TOTAL NUMBER OF PARKING SPACES IN PARKING AREA	REQUIRED NUMBER OF BICYCLE PARKING SPACES – MINIMUM
1 to 9	0
10 to 19	2
20 or more	2 for the first 19 spaces plus1 for each additional 20 parking spaces

.7 If the calculation of the number of required bicycle parking spaces results in a number containing a fraction, the number shall be rounded UP to the nearest whole number.

24.30.10 SIZE OF BICYCLE PARKING SPACE

.1 Each bicycle parking space shall have a minimum dimension of 0.6 m by 2.5 m.

24.30.20 LOCATION OF BICYCLE PARKING SPACE

- .1 All bicycle parking spaces shall be located on the same lot as the use they are intended to serve.
- .2 Each bicycle parking space shall be paved and maintained with a hard surface consisting of paving brick or block, asphalt, concrete or any combination thereof and having thereon a corrosion resistant metal bicycle storage rack capable of accommodating a bicycle in a secure manner.
- .3 Each bicycle parking space shall be located in a manner which will not hamper the movement of persons or vehicles. The following provisions apply:
- .1 When located on a walkway or sidewalk, each bicycle parking space shall be located a minimum of 2 m from a building entrance or an accessible parking space;
- .2 A bicycle parking space is prohibited within a daylight corner or a required yard.
- .4 Required bicycle parking spaces provided inside a building or located so as not to be visible from the major access area to the lot shall be identified by an Information and Operational Sign as set out in the City of Windsor Sign By-law.

24.40 LOADING SPACE PROVISIONS

(B/L 95-2019 Sep 27/2019)

24.40.1 REQUIRED LOADING SPACES

- .1 When calculating the required number of *loading spaces*, the gross floor area used for an *access area*, *bicycle parking space*, *loading space*, *parking area*, or *parking space*, all located within or on a *building*, shall be excluded.
- .3 For a *Combined Use Building* with 9 or more *dwelling units*, the required number of *loading spaces* for the *dwelling units* shall be calculated using the *gross floor area* of that part of the *building* occupied by all the *dwelling units* and Table 24.40.1.5.

For any *Combined Use Building*, the required number of *loading spaces* for the area not occupied by any *dwelling unit* shall be calculated using the *gross floor area* of that part of the *building* not occupied by any *dwelling unit* and Table 24.40.1.9.

The total number of required *loading spaces* shall not exceed four.

- .5 For a *Multiple Dwelling* with 9 or more *dwelling units* or a *Residential Care Facility*, the number of *loading spaces* shall be as shown in Table 24.50.1.5:

TABLE 24.40.1.5	
GROSS FLOOR AREA	REQUIRED NUMBER OF LOADING SPACES
1,000 m² or less	0
Over 1,000 m² to 7,500 m²	1
Over 7,500 m² to 15,000 m²	2
Over 15,000 m² to 22,500 m²	3
Over 22,500 m²	4

- .7 A *Power Generation Facility* or a *Self-storage Facility* shall require one *loading space*.
- .9 For any other non-residential *building*, the number of *loading spaces* shall be as show in Table 24.40.1.9:

TABLE 24.40.1.9	
GROSS FLOOR AREA	REQUIRED NUMBER OF LOADING SPACES
275 m² or less	0
Over 275 m² to 2,500 m²	1
Over 2,500 m² to 7,500 m²	2
Over 7,500 m² to 15,000 m²	3
Over 15,000 m²	4

24.40.10 SIZE OF LOADING SPACE

- .1 Each *loading space* shall have a minimum width of 3.0 m, minimum length of 7.50 m, and minimum height clearance of 3.50 m throughout its length and width.

24.40.20 LOCATION OF LOADING SPACE

- .1 A *loading space* shall be located on the same *lot* as the *use* or *building* it is serving.
- .2 A *loading space* may be located within a *parking area* or may have direct access from either a *collector aisle* or a *parking aisle*, provided that the *loading space* is designed and located so as not to hamper the safe movement of people and operation of vehicles within the *parking area* and the *loading space* and *access area* complies with Section 25.5.

[ZNG/4628]

(B/L 114-2016 Sep 19/2016)

- .3 A *loading space* or *access area* thereto is prohibited:
 - a) in a *required front yard*;
 - b) in a *landscaped open space yard*; or
 - c) within 6.0 m of the point of intersection of two *streets*, a *street* and an *alley*, or a *street* and a railway right-of-way.

[ZNG/5630]

24.50 STACKING SPACE PROVISIONS

24.50.1 REQUIRED STACKING SPACES

- .1 Stacking spaces shall be provided on the following basis:
 - .1 Automatic Car Wash – A minimum of 10 stacking spaces in advance of and a minimum of 1 stacking space at the terminus of each wash line.
 - .2 Coin-operated Car Wash – a minimum of 2 stacking spaces in advance of and a Minimum of 1 stacking space at the terminus of each wash stall.
 - .3 Drive-through Restaurant or a Drive-through Food Outlet – a minimum of 12 Stacking spaces in advance of the pick-up window.
 - .4 Any other drive-through service – a minimum of 5 stacking spaces in advance of each drive-through service window or self-serve facility.
 - .5 Each fuel pump island erected as part of a Service Station or Gas Bar – a Minimum of 1 stacking space in advance of the pump island and 1 stacking Space at the terminus of the pump island.
 - .6 Each propane fuel facility that provides service to the public – a minimum of 1 Stacking space adjacent to each propane fuelling pump.
- .2 A parking space, accessible parking space or visitor parking space is not a stacking space.

24.50.10 SIZE OF STACKING SPACE

- .1 Each stacking space shall have a minimum length of 5.5 m and a minimum width of 3.0 m.
- .2 An aisle or portion thereof used exclusively for the accommodation of stacking spaces shall have a minimum width of 3.5 m.

24.50.20 LOCATION OF STACKING SPACE

- .1 All stacking spaces shall be located on the same lot as the use they are intended to serve.
- .2 The use of a required yard, required manoeuvring aisle, required collector aisle, parking space, or accessible parking space for a stacking space or part thereof is prohibited.
- .3 A screening fence having a minimum height of 1.2 metres shall be provided so as to prevent the penetration of light from headlights into a habitable room window which faces the stacking spaces and is not separated a minimum of 20 m therefrom.
- .4 For a Drive-through Food Outlet or a Drive-through Restaurant constructed after November 1, 2004, all stacking spaces shall have a minimum separation 30 m from a Dwelling or Dwelling Unit located in a Residential or Institutional zoning District, except:
 - .1 where there is a noise barrier wall having a minimum height of 1.8 m or a building wall located between the stacking spaces and the dwelling or dwelling unit, the minimum separation shall be 15 m;
 - .2 for a Drive-through Restaurant or Drive-through Food Outlet that existed on a lot on or before November 1, 2004, or its replacement on the same lot.

SECTION 25 – PARKING AREA PROVISIONS

[ZNG/4249]

(B/L 9057 Jul 7/1987; B/L 12429 Jan 8/1996; B/L 33-2001 Oct 23/2001 OMB Order 1716 PL010233; B/L 370-2001 Nov 15/2001; B/L 167-2003 Jun 27/2003; B/L 167-2003 Jun 27/2003; B/L 132-2011 Aug 5/2011; B/L 53-2012 Jun 1/2012; B/L 18-2015 Mar 4/2015)

25.1 APPLICATION

- .1 The provisions in this Section apply to the construction or maintenance of a parking area containing five or more parking spaces, accessible parking spaces, visitor parking spaces or combination thereof in all zoning districts in this by-law.

25.5 GENERAL PROVISIONS

25.5.1 PROHIBITIONS

- .1 The parking or display of a motor vehicle within a landscaped open space yard, landscaped open space island or parking area separation is prohibited.
- .5 The placement of a refuse bin within a parking area and within 6.0 m of the point of intersection of any two streets or any street and an access area; within a required parking space, required accessible parking space or required visitor parking space; or in a manner so as to hamper the movement or prevent the safe operation of a motor vehicle utilizing the parking area is prohibited.

25.5.10 CONSTRUCTION AND MAINTENANCE OF PARKING AREA

- .1 All parking spaces, visitor parking spaces and accessible parking spaces shall be accessible directly and exclusively from a parking aisle.
- .3 A curb shall bound the perimeter of a parking area and shall separate a landscaped open space yard, landscaped open space island or parking area separation from the parking area.
- .5 Any curb shall be constructed of poured in place concrete, shall be continuous and shall have a minimum width and height of 15.0 cm. Precast concrete, rubber, plastic or other curbing or a parking stop that is not continuous is prohibited.
- .7 A parking area shall be graded and drained into a municipal sewer system to prevent the runoff of surface water onto a street, alley or abutting properties.
- .9 A parking area shall be paved with a hard surface consisting of paving brick or block, asphalt, concrete or any combination thereof, and shall be maintained in good condition.
- .11 Any lighting used to illuminate a parking area shall be full cut-off lighting.
- .13 For any part of a parking area that is located less than 4.50 m from a dwelling unit on an abutting lot, a screening fence with a minimum height of 1.20 m shall be provided along the lot line on which the parking area is located.
- .15 Where a parking area abuts an alley that provides access to the parking area, a screening fence that is located within 6.00 m of the access area shall have a height of 0.90 m.
- .17 Subject to Section 25.5.1.5, a refuse bin may be located within a parking area and shall be fully screened by a screening fence having a minimum height of 1.80 m.

25.5.20 PARKING AREA SEPARATION

- .1 A parking area separation shall be provided as shown in Table 25.5.20.1:

TABLE 25.5.20.1 – PARKING AREA SEPARATION		
PARKING AREA FROM		MINIMUM SEPARATION
.1	Huron Church Road between the south limit of College Avenue and the north limit of the EC Row Expressway	10.00 m
	Save and except for Parts 4 and 5, Plan 12R-12366 and Part Lots 1346 to 1360, Part Lot 1820 and Part Block A, Registered Plan 1059 (situated on the west side of Huron Church Road, north of Tecumseh Road West)	3.00 m
.2	Any other street	3.00 m
.3	An interior lot line or alley	0.90 m
.4	A rear lot line on a lot located in a Commercial District 3.9	10.00 m
.5	A building wall in which is located a main pedestrian entrance facing the parking area	2.00 m
.6	A building wall containing a habitable room window or containing both a main pedestrian entrance and a habitable room window facing the parking area where the building is located on the same lot as the parking area	4.50 m

- .5 The area forming the parking area separation shall be maintained exclusively as a landscaped open space yard.

25.5.30 ACCESS AREA

- .1 Ingress to a parking area from a street or alley or egress from a parking area to a street or alley shall be by way of an access area.
- .2 An access area may cross a required yard or a required landscaped open space yard.
- .3 An access area exclusively serving a loading space or serving a building in a Manufacturing District 1 or Manufacturing District 2 shall have one or more one-way lanes. Each lane shall have a minimum width of 3.50 m and a maximum width of 6.50 m.
- .4 An access area for all other uses shall have one or more one-way lanes. Each lane shall have a minimum width of 3.50 m and a maximum width of 4.50 m.
- .5 The width of each lane in an access area shall be measured a maximum of 3.00 m from the lot line the access area crosses.
- .6 The width of the access area where it crosses the lot line shall be a minimum of the measurement in Section 25.5.30.5.

25.5.40 COLLECTOR AISLE

- .1 A collector aisle is prohibited within a street or alley.
- .2 A collector aisle shall be designed to prevent any vehicle that utilizes the collector aisle from entering upon a street or alley except by way of an access area.
- .3 A collector aisle that has a length of less than 50.00 m shall have a minimum width of 6.00 m for the entire length of the collector aisle.
- .4 A collector aisle that has a length of 50.00 m or more shall have a minimum width of 7.50 m for the entire length of the collector aisle.
- .5 Where a collector aisle is perpendicular to a parking space, accessible parking space or visitor parking space, the minimum separation between the collector aisle and a parking space, accessible parking space or visitor parking space shall be 3.00 m.
- .6 Where a collector aisle is parallel to a parking space, accessible parking space or visitor parking space, the minimum separation between the collector aisle and a parking space, accessible parking space or visitor parking space shall be 2.50 m.
- .7 The area forming the separation between a collector aisle and a parking space, accessible parking space or visitor parking space shall be maintained exclusively as a landscaped open space yard.

25.5.50 PARKING AISLE

- .1 A parking aisle is prohibited within a street and shall be designed to prevent any motor vehicle that utilizes the parking aisle from entering upon a street except by way of an access area.
- .2 A parking aisle located, in whole or in part, within an alley shall have a minimum width in conformity with Table 25.5.50.3. Where a parking aisle is not located, in whole or in part, within an alley, the parking aisle shall be designed to prevent any motor vehicle that utilizes the parking aisle from entering upon the alley except by way of an access area.
- .3 The minimum width of a parking aisle shall be as follows:

TABLE 25.5.50.3 – MINIMUM PARKING AISLE WIDTH		
ANGLE OF PARKING SPACE RELATIVE TO THE PARKING AISLE (IN DEGREES)		MINIMUM WIDTH OF A PARKING AISLE
.1	30.0°	3.50 m
.2	45.0°	4.50 m
.3	60.0°	5.50 m
.4	90.0°	6.00 m
.5	All angles and widths not indicated above are deemed to be the next highest angle and width indicated.	

- .4 A parking aisle having a width of less than 5.50 m shall be designed to provide one-way movement of vehicles by providing a vehicular ingress at one end and a vehicular egress at the opposite end.
- .5 Where a parking aisle has a length of 50.0 m or more and intersects with another parking aisle, there shall be a minimum 2.50 m wide landscaped open space island at the intersection of the parking aisles.

25.10 PUBLIC PARKING AREA PROVISIONS

25.10.1 The provisions in Section 25.5 and the following additional provisions shall apply to a public parking area:

- .1 A shelter for parking attendants with a maximum gross floor area of 5.00 m² and a maximum building height of 3.00 m may be erected within a public parking area. All other buildings within a public parking area are prohibited;
- .2 A public parking area within any required yard of any dwelling or combined use building is prohibited; and
- .3 The sale, lease, rental, display or repair of motor vehicles within a public parking area is prohibited.

25.20 PARKING GARAGE PROVISIONS

25.20.1 The provisions in Section 25.1, Section 25.5.1, Section 25.5.10, Section 25.5.30, Sections 25.5.40.3 to 25.5.40.6 inclusive, and the following additional provisions shall apply to a parking garage:

- .1 A minimum separation of 6.0 m shall be provided between an access ramp and an access area.
- .2 Perimeter screening shall be provided at each level of an above ground parking garage so as to prevent the projection of light from headlights into habitable room windows that face the parking garage and are not separated there from by a street.

SECTION 95 – HOLDING ZONE PROVISIONS

[ZNG/6277]

(B/L 52-2024 Apr 22/2024)

95.1 APPLICATION

Section 95 applies to any *lot* where the H symbol precedes a *zoning district* symbol or is contained within a specific zoning exception on any Schedule listed in Section 1.20.3. “Holding zone”, “Holding symbol”, “H symbol”, “H”, or “h” mean the same thing.

In this by-law or in an amending by-law, any reference to Section 5.4 shall mean Section 95 and any reference to Section 5.4.20 shall mean Section 95.10.

95.2 PURPOSE

The purpose of the holding zone is to defer development or redevelopment until all holding conditions have been satisfied. A holding zone may supplement, alter, add, or remove any by-law provision affecting the *use* of the *lot*, *building*, or *structure*.

95.3 PROHIBITION AND EXCEPTION

A *use*, *building* or *structure* is prohibited except:

- .1 For any *use*, *building*, or *structure* erected, operated, or maintained by the *City of Windsor*, a *Public Authority*, or a *Public Utility*;
- .3 For an *existing use*, *building*, or *structure* that is permitted by the applicable *zoning district* or a specific zoning exception, additions or alterations to *existing buildings* are permitted, and *structures* and *accessory buildings* may be erected, provided such additions, alterations, *structures*, or *accessory buildings* are in accordance with the provisions of the *zoning district*, specific zoning exception, and all other provisions of this by-law.

95.5 REMOVAL OF H SYMBOL

The H symbol may be removed when the applicable holding conditions in Sections 95.10 and 95.20 have been satisfied. It is the responsibility of the property owner or an authorized agent to satisfy the applicable holding conditions, to submit proof to that effect, and to submit an application, including the fee, to remove the H symbol.

95.10 HOLDING CONDITIONS – GENERAL

The following holding conditions apply to any holding zone:

- .1 The land is on a registered plan of subdivision or condominium, subject to a part lot control exemption by-law, or subject to an approved consent to sever by the Committee of Adjustment; and
- .2 A *street* paved to the satisfaction of the City Engineer, municipal storm water outlet, municipal sanitary sewer, municipal electrical service, and municipal water service are available or an agreement to provide the aforementioned items is registered on title to the property; and
- .3 Where required by legislation, full compliance with remediation / mitigation recommendations in a required study, report, or plan to the satisfaction of the appropriate approval authority, or an agreement registered on title to the property to comply with the remediation / mitigation recommendations in the required study, report, or plan; and
- .4 Where required, a site plan control agreement is registered on title for the *lot*; and
- .5 Any other holding condition contained within any approved amending by-law for the subject land.

95.20 HOLDING CONDITIONS – SITE SPECIFIC

An H symbol may be followed by one or more numbers in brackets.

Example: H(1)RD1.3, H(1,4)MD1.4, or S.20(1)H(10)384

The number refers to a specific clause in Section 95.20. Unless otherwise stated, the applicable holding conditions in Section 95.10 shall also apply, and the greater clause number shall take precedence.

The format of the clause shall be the clause number in brackets with each condition listed separately and, if applicable, who is the approval authority that determines that the condition has been satisfied.

Example:

- (99) a) Submission of a Noise Study to the satisfaction of the City Planner;
- b) Submission of a Sanitary Sewer Study to the satisfaction of the City Engineer; and
- c) Conveyance of a 6 m by 6 m corner cut-off at the intersection of Adstoll Avenue and Rivard Avenue to the satisfaction of the City Engineer.

[ZNG/9999]

(B/L 99-9999 Dec 31/2003)

City of Windsor Zoning By-law 8600

D. A. BURR
MAYOR

J. B. ADAMAC
ACTING CITY CLERK

- First Reading - March 31, 1986
- Second Reading - March 31, 1986
- Third Reading - March 31, 1986