



Kingston Zoning By-law Number 2022-62



Part 6: Section 25

Section 25: Municipal Servicing Allocation Overlay Conditions

25.1. Provisions of Municipal Servicing Allocation Overlay

- 25.1.1. In accordance with Clauses 2.6.2 and 5.9.1, the following provisions apply to all lands that are subject to a Municipal Servicing Allocation Overlay with the corresponding Municipal Servicing Allocation Overlay number on Schedule J:

(By-Law Number 2022-62; 2025-148)

- M1. Despite Clause 5.9.2., for the property subject to this partial hold removal on Schedule J, the following development has been granted servicing allocation in accordance with the Municipal Servicing Allocation Policy:

- (a) The development of a chiropractic clinic on the property, which will have a gross floor area of 108 square metres.
- (b) Despite Subclause M1:
 - (i) where a full building permit is not obtained for any portion of the development described in Paragraph (a) by January 13, 2029, Subclause M1 is automatically repealed in its entirety and deleted from Schedule J and Section 25; or
 - (ii) where a full building permit is obtained for all portions of the development described in Paragraph (a) by January 13, 2029, Paragraph (b) is automatically repealed in its entirety; or
 - (iii) where a full building permit is obtained for only a portion of the development described in Paragraph (a) by January 13, 2029, a technical revision will be made to Paragraph (a) in accordance with Clause 5.9.5. and 1.10.2. to describe the development that obtained full building permits by January 13, 2029 and Paragraph (b) will be automatically repealed in its entirety.

(By-Law Number 2022-62; 2026-15)

- M2 Despite Clause 5.9.2., for the property subject to this partial hold removal on Schedule J, the following development has been granted servicing allocation in accordance with the Municipal Servicing Allocation Policy:

- (a) The development of an industrial use on the property which will have a gross floor area of 866 square metres.
- (b) Despite Subclause M2:
 - (i) where a full building permit is not obtained for any portion of the development described in Paragraph (a) by **February 4, 2029**, Subclause M2 is automatically repealed in its entirety and deleted from Schedule J and Section 25; or

- (ii) where a full building permit is obtained for all portions of the development described in Paragraph (a) by **February 4, 2029**, Paragraph (b) is automatically repealed in its entirety; or
- (iii) where a full building permit is obtained for only a portion of the development described in Paragraph (a) by **February 4, 2029**, a technical revision will be made to Paragraph (a) in accordance with Clause 5.9.5. and 1.10.2. to describe the development that obtained full building permits by **February 4, 2029** and Paragraph (b) will be automatically repealed in its entirety.

(By-Law Number 2022-62; 2026-22)

M3 Despite Clause 5.9.2., for the property subject to this partial hold removal on Schedule J, the following development has been granted servicing allocation in accordance with the Municipal Servicing Allocation Policy:

- (a) The development of a commercial use on the property which will have a gross floor area of 588 square metres.
- (b) Despite Subclause M3:
 - (i) where a full building permit is not obtained for any portion of the development described in Paragraph (a) by **June 5, 2029**, Subclause M3 is automatically repealed in its entirety and deleted from Schedule J and Section 25; or
 - (ii) where a full building permit is obtained for all portions of the development described in Paragraph (a) by **June 5, 2029**, Paragraph (b) is automatically repealed in its entirety; or
 - (iii) where a full building permit is obtained for only a portion of the development described in Paragraph (a) by **June 5, 2029**, a technical revision will be made to Paragraph (a) in accordance with Clause 5.9.5. and 1.10.2. to describe the development that obtained full building permits by **June 5, 2029** and Paragraph (b) will be automatically repealed in its entirety.

(By-Law 2022-62; 2026-80)

- M4. Despite Clause 5.9.2., for the property subject to this partial hold removal on Schedule J, the following development has been granted servicing allocation in accordance with the Municipal Servicing Allocation Policy:
- (a) The development of a residential use on the property which will have a maximum of 240 residential units.
 - (b) Despite Subclause M4:
 - (i) where a full building permit is not obtained for any portion of the development described in Paragraph (a) by **June 8, 2029 of 3 years from the date of passing of the partial hold removal**, Subclause M4 is automatically repealed in its entirety and deleted from Schedule J and Section 25; or
 - (ii) where a full building permit is obtained for all portions of the development described in Paragraph (a) by **June 8, 2029 of 3 years from the date of passing of the partial hold removal**, Paragraph (b) is automatically repealed in its entirety; or
 - (iii) where a full building permit is obtained for only a portion of the development described in Paragraph (a) by **June 8, 2029 of the partial hold removal**, a technical revision will be made to Paragraph (a) in accordance with Clause 5.9.5. and 1.10.2. to describe the development that obtained full building permits by **June 8, 2029 of the partial hold removal** and Paragraph (b) will be automatically repealed in its entirety.

(By-Law Number 2022-62; 2026-83)