

**(83H)** – Notwithstanding Section 8 of this Bylaw, within the lands zoned MIX-2 and shown as being affected by this Subsection on Zoning Grid Schedule 122 of Appendix "A":

- i) No residential use shall be permitted until such time as a Record of Site Condition is submitted and approved to the satisfaction of the Ministry of the Environment, Conservation and Parks (MECP). This Holding Provision shall not be removed until the Region of Waterloo is in receipt of a letter from the Ministry of the Environment, Conservation and Parks (MECP) advising that a Record of Site Condition has been completed to their satisfaction.
- ii) Development and redevelopment shall not be permitted until such time as a detailed Noise and Vibration Assessment, to assess both potential off-site and on-site transportation and stationary noise sources, has been completed to the satisfaction of the Region and any necessary agreement has been entered into, between the City of Kitchener and the owner of the property, providing for the implementation of any recommended noise mitigation measures and the holding symbol affecting these lands has been removed by by-law.

(By-law 2024-083, S.4 – 2024-04-15)