

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2008-228

**BY-LAW TO DESIGNATE A SITE PLAN CONTROL AREA
ON CERTAIN LANDS ON AIRPORT ROAD AND GOLF CLUB ROAD**

(899430 ONTARIO INC. & 2142727 ONTARIO INC. – HIGHLAND WOODS)

WHEREAS the Council of The Corporation of the City of North Bay, hereinafter referred to as the “City”, deems it desirable to designate a Site Plan Control Area in the City of North Bay pursuant to Section 41 of the Planning Act R.S.O. 1990 as amended;

AND WHEREAS the Council deems it desirable to delegate to the Chief Administrative Officer the authority to enter into an agreement respecting the matters referred to herein;

AND WHEREAS Council intends to pass By-law No. 2008-227 to rezone the subject property “Residential First Density (R1), Residential Third Density (R3) and a Residential Multiple Second Density (RM2)” to permit the development of a vacant parcel of land and allow for the phased development of one hundred and five (105) subdivision lots, standard condominium and vacant land condominium dwelling units;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

- 1) That certain parcel of land composed of Concession B, Part of Lot 18, in the former Township of Widdifield in the City of North Bay, which lands are more particularly described on Schedule “A” attached hereto, is hereby designated as a Site Plan Control Area.
- 2) As a condition approval, all buildings or structures and parking facilities shall be provided and maintained in a location that is satisfactory to the City of North Bay.
- 3) As a condition of approval of buildings and structures referred to in Section 2 hereof, no building or structure shall be erected, constructed, or placed on said Site Plan Control Area until the owner of the Site Plan Control Area has entered into an agreement with The Corporation of the City of North Bay respecting the provisions, to the satisfaction of and at no expense to the City of the following matters:
 - a) adequate parking facilities, walkways and access driveways and the surfacing of such areas;
 - b) snow storage and removal from the subject property;
 - c) facilities for lighting, including floodlighting;
 - d) retaining walls, fences, hedges, trees or shrubs, or other groundcover or facilities for the landscaping of the lands;
 - e) grading or alteration in elevation or contour of the land and provision for the disposal of storm, surface and waste water from the land and from any buildings or structures thereon;
 - g) adequate water supply and access for fire fighting purposes.

- 4) a) The Chief Administrative Officer is hereby authorized to enter into, under Corporate Seal, one or more agreements on behalf of The Corporation of the City of North Bay with the owner of the subject lands herein to ensure the provision of all the facilities mentioned in this By-law, and to impose a fee of \$680.00 upon the owner for preparation.
- b) The said Agreement may be registered against the lands to which it applies and the City may enforce the provisions of the Registry Act or any successor legislation thereto and The Land Titles Act or any successor legislation thereto against any and all subsequent owners of the land.
- 5) a) The said Agreement shall be binding on the owner, its successors, assigns and heirs.
- b) The owner shall authorize the City to exercise the provisions of Section 427 of The Municipal Act, 2001 (S.O. 2001, c.25), as amended or any successor legislation thereto in the event of a breach by the owner of a condition of this agreement.
- 6) This By-law comes into force and effect upon being finally passed.

READ A FIRST TIME IN OPEN COUNCIL THE 17th DAY OF NOVEMBER 2008.

READ A SECOND TIME IN OPEN COUNCIL THE 17th DAY OF NOVEMBER 2008.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 17th DAY OF NOVEMBER 2008.

"original signature on file"
MAYOR VIC FEDELI

"original signature on file"
CITY CLERK CATHERINE CONRAD

This is Schedule "A"

To By-law No. 2008-228

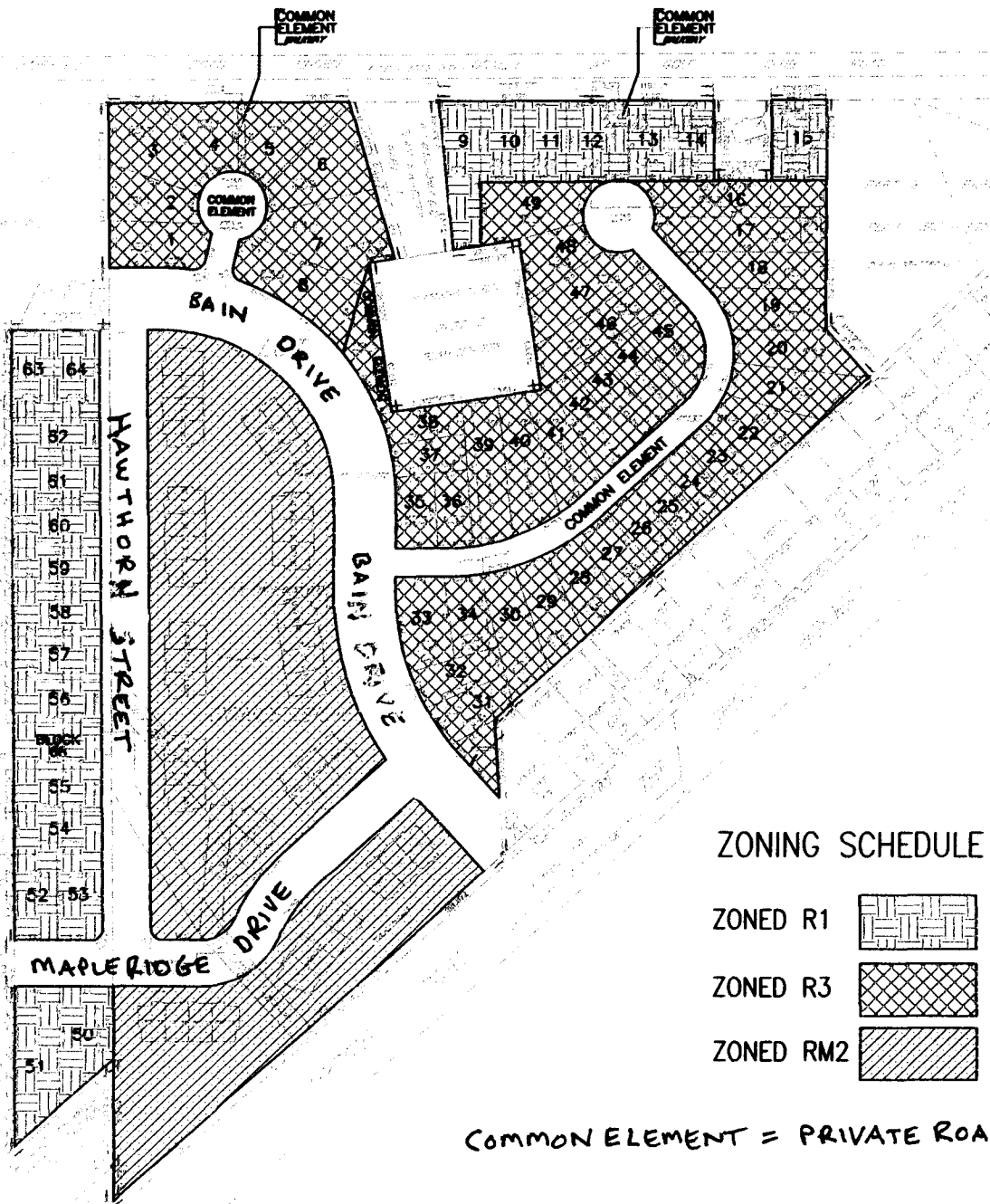
Passed the 17th day of November 2008

Mayor Vic Fedeli

City Clerk Catherine Conrad

DRAFTPLAN OF CONDOMINIUM AND OF SUBDIVISION OF
PART OF LOT 18 CONCESSION 'B'
TOWNSHIP OF WIDDIFIELD
CITY OF NORTH BAY
DISTRICT OF NIPISSING
Miller & Ureo Surveying Inc

SCALE 1 : 1000
0m 20m 40m 70m



ZONING SCHEDULE

- ZONED R1 [Cross-hatch pattern]
- ZONED R3 [Diagonal lines pattern]
- ZONED RM2 [Diagonal lines pattern]

COMMON ELEMENT = PRIVATE ROAD

Miller & Ureo Surveying Inc
Professional Engineers & Surveyors
Ontario Reg. Prof. Eng. No. 21576
Prof. Surveyors No. 12345
1234567890
1234567890
1234567890

This is Schedule "B"
 To By-law No. 2008-228
 Passed the 17th day of November 2008

Mayor Vic Fedeli

City Clerk Catherine Conrad

