

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2010-205**

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO  
REZONE CERTAIN LANDS ON HIGHWAY 17 EAST FROM AN “INDUSTRIAL  
COMMERCIAL (MC)” ZONE TO AN “INDUSTRIAL COMMERCIAL SPECIAL ZONE NO.  
61 (MC SP.61)”  
HIGHWAY #17 EAST, 884054 ONTARIO INC.**

**WHEREAS** the owner of the subject property has initiated an amendment to the Zoning By-law;

**AND WHEREAS** the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public, and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

**AND WHEREAS** it is deemed desirable to amend the zoning designation shown on Schedule “B-53” of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

**AND WHEREAS** Council passed a resolution on October 4, 2010 to approve this rezoning.

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

- 1) Schedule "B-53" of By-law No. 28-80 is amended by changing the zoning designation of the property shown on Schedule “A” attached hereto (which property is more particularly described as Concession 18, Lots 33 and 34, Reference Plan No. 36R-11120, Part 1, PIN 49181-0017 (LT) and PIN 49181-0018(LT) along Highway 17 East in the City of North Bay from an “Industrial Commercial (MC)” zone to an “Industrial Commercial Special Zone No. 61 (MC Sp.61)” zone.
- 2) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.4.61:
  - "11.4.61 “Industrial Commercial Special Zone No. 61 (MC Sp.61)”
    - 11.4.61.1 The property description of this “Industrial Commercial Special Zone No. 61 (MC Sp.61)” is Concession 18, Lots 33 and 34, Reference Plan No. 36R-11120, Part 1, PIN 49181-0017 (LT) and PIN 49181-0018(LT) along Highway 17 East in the City of North Bay as shown on the attached Schedule and on Schedule "B-53".
    - 11.4.61.2 No person shall use land, or use, erect, or construct any building or structure in this “Industrial Commercial Special Zone No. 61 (MC Sp.61)” except for the following uses:
      - i) automobile sales, leasing and service establishments;
      - ii) banks;
      - iii) builder’s supply yards and stores;
      - iv) convenience stores;
      - v) day nursery;
      - vi) exhibition building;
      - vii) garden centre;
      - viii) group home type 3;
      - ix) home furniture and appliances store;
      - x) hotels & motels;
      - xi) heavy equipment sales and services;
      - xii) farmer’s market;
      - xiii) flea market;

- xiv) laboratory;
- xv) printing and photographic services;
- xvi) public garages;
- xvii) recreational facilities;
- xviii) recreational facilities and equipment sales and service;
- xix) repair garages;
- xx) restaurants and taverns;
- xxi) service stations or gas bars;
- xxii) all those uses permitted in the Light Industrial One (M1) zone; and
- xxiii) one (1) apartment unit shall be permitted for an essential worker, owner/operator or caretaker within the main building.

11.4.61.3 The use of land or building in this "Industrial Commercial Special Zone No. 61 (MC Sp.61)" shall conform to all other regulations of this By-law, except as hereby expressly varied."

- 3) Section 11 of By-law No. 28-80 is further amended by inserting "Industrial Commercial Special Zone No. 61 (MC Sp.61)" as shown on Schedule "B" to this By-law.
- 4)
  - a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 6 of O.Reg. 545/06 as amended.
  - b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day it was passed.
  - c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day it was passed.

**READ A FIRST TIME IN OPEN COUNCIL THE 4<sup>th</sup> DAY OF OCTOBER 2010**

**READ A SECOND TIME IN OPEN COUNCIL THE 4<sup>th</sup> DAY OF OCTOBER 2010**

**READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 4<sup>TH</sup> DAY OF OCTOBER 2010**

"original signature on file"

**MAYOR, VIC FEDELI**

"original signature on file"

**CITY CLERK, CATHERINE CONRAD**

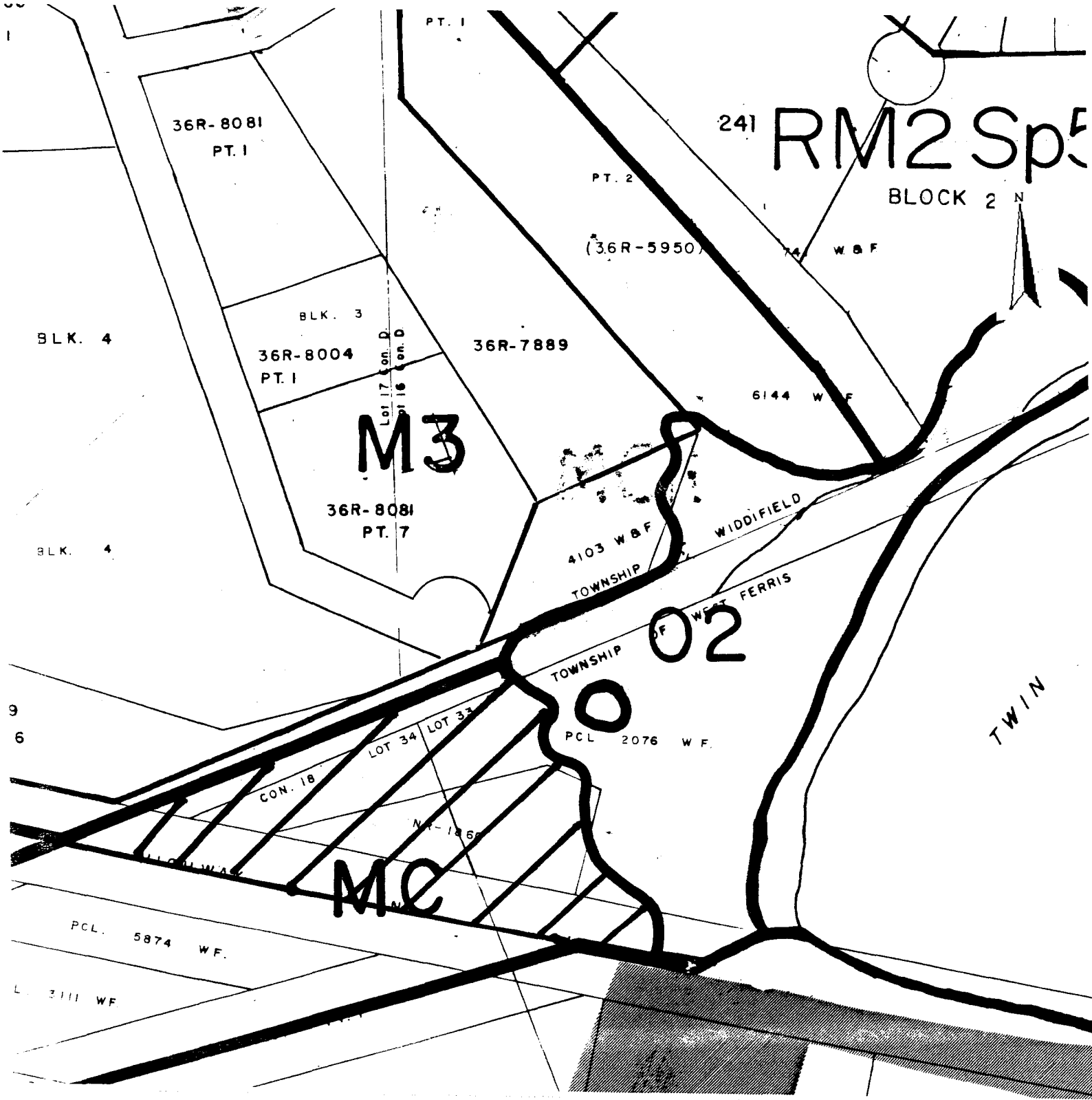
This is Schedule "A"

To By-law No. 2010-205

Passed the 4 day of October 2010

\_\_\_\_\_  
Mayor Vic Fedeli

\_\_\_\_\_  
City Clerk Catherine Conrad



Proposed Zoning By-law Amendment  
From: Industrial Commercial (MC)  
To: Industrial Commercial Special  
Zone No. 61 (MC Sp.61)

This is Schedule "B"

To By-law No. 2010-205

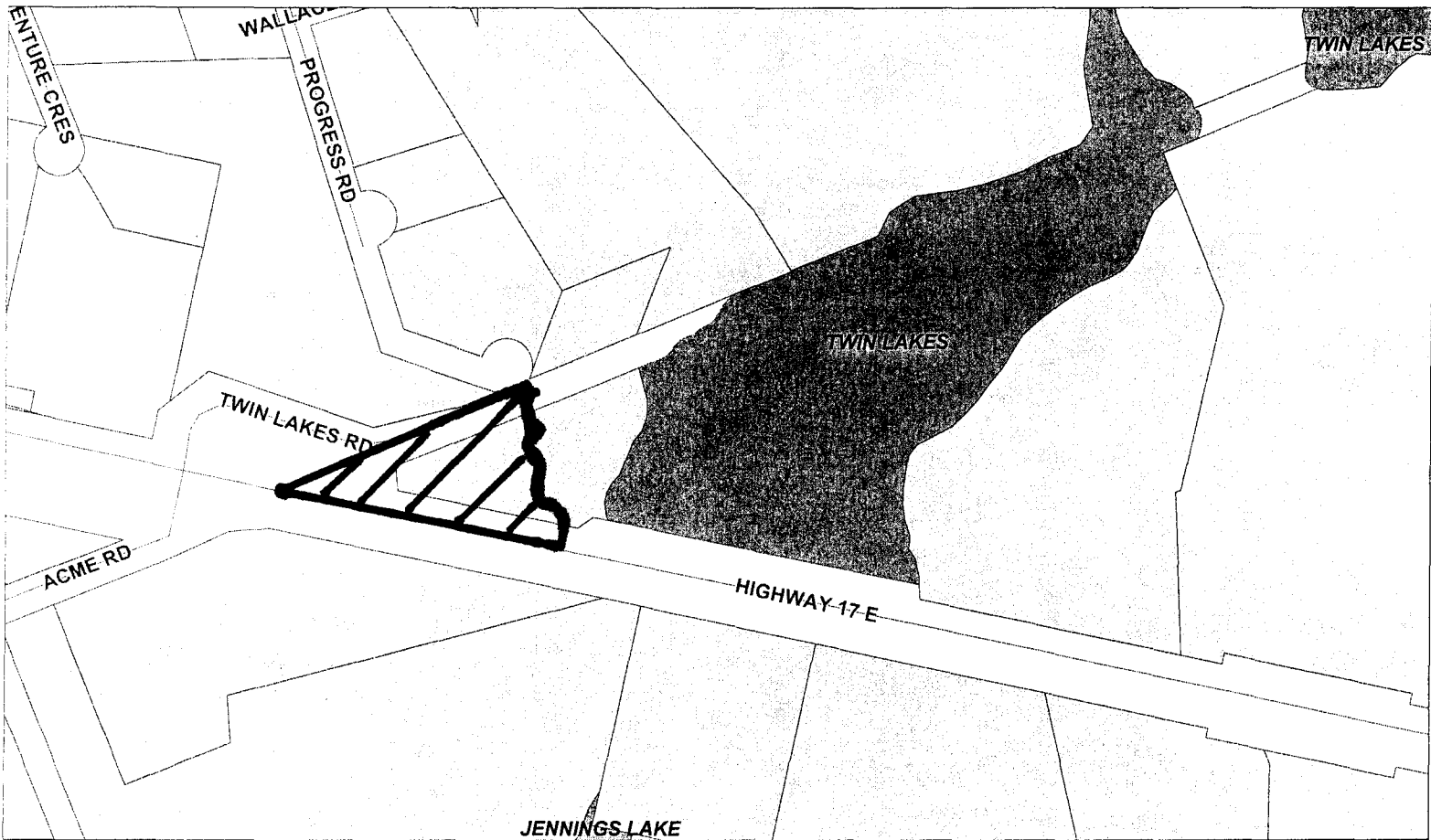
Passed the 4 day of October 2010

\_\_\_\_\_  
Mayor Vic Fedeli

\_\_\_\_\_  
City Clerk Catherine Conrad



Proposed Zoning By-law Amendment  
From: Industrial Commercial (MC)  
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Zone No. 61 (MC Sp.61)



SCALE 1 : 4,871

