

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 28-77

BEING A BY-LAW TO IMPOSE RESTRICTIONS ON THE USE OF CERTAIN LANDS IN THE CITY OF NORTH BAY WITH REGARD TO THE HEIGHT ABOVE SEA LEVEL OF STRUCTURES TO BE PLACED THEREON.

WHEREAS the owners of the lands shown on the Plan attached as Schedule "A" hereto have requested approval of a Plan of Subdivision of the said lands;

AND WHEREAS the Ministry of Treasury, Economics and Intergovernmental Affairs has directed that, as a condition to approval of the same, there be a restriction as to the use of the said lands in that no building intended for human habitation be designed and constructed so that flood water could enter the same below the level of six hundred and fifty feet (650'), Canadian Geodetic Datum.

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

1. That on the lands shown on Schedule "A" hereto attached, which is a sketch of the draft Plan, no building intended for human habitation shall be designed and constructed or located in such a way as to permit the entry of flood waters below the level of six hundred and fifty feet (650'), Canadian Geodetic Datum, but this provision shall not apply to a detached accessory building that is not intended for human habitation. For the purposes of this By-law, where a garage is attached to and forms part of a main building, the garage portion only shall be regarded as a detached accessory building.
2. That this By-law shall come into full force and effect on the final passing thereof and when approved by the Ontario Municipal Board.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF FEBRUARY 1977.

READ A SECOND TIME IN OPEN COUNCIL THIS 21ST DAY OF FEBRUARY 1977.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED

THIS 21ST DAY OF FEBRUARY 1977.


MAYOR


CITY CLERK



R 77904

Ontario Municipal Board

IN THE MATTER OF Section 35 of
The Planning Act (R.S.O. 1970,
c. 349),

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of
its Restricted Area By-law 28-77

B E F O R E :

S. S. SPEIGEL,
Member

- and -

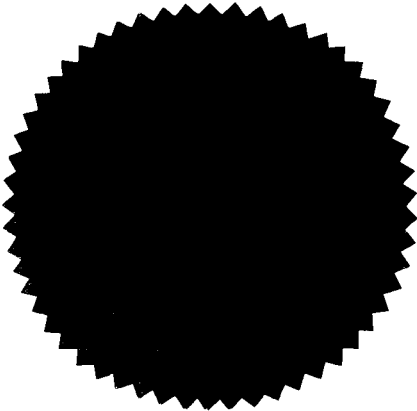
H. E. STEWART,
Member

)
) Tuesday, the 3rd day of
)
) May, 1977
)
)
)

No objections to approval having been received
as required;

THE BOARD ORDERS that By-law 28-77 is
hereby approved.

K. C. ANDREWS
SECRETARY



ENTERED	
O. B. No.....	B.77-2
Folio No.....	28
MAY 9 1977	
SECRETARY, ONTARIO MUNICIPAL BOARD	

Schedule "A" of By-law No

28-77

