

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2001-62

**A BY-LAW TO AMEND BY-LAW NO. 28-80 TO
REZONE CERTAIN LANDS ON O'BRIEN STREET
FROM A "RESIDENTIAL THIRD DENSITY (R3)"
ZONE TO A "NEIGHBOURHOD COMMERCIAL
SPECIAL ZONE NO. 58 (C5 SP.58)"
(TIFFANY DITTMANN - 1404 O'BRIEN STREET)**

WHEREAS the owner of the subject property has requested a rezoning;

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 zone designation shown on Schedule "B-43" of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

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

- 1) Schedule "B-43" 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 Registered Plan M-177, Lots 1149-1151, Lots 1156-1157, Part Lots 1152, 1158, Pt. Pcl. 1746 W&F, Rem. Pcl. 5855, Pt. Pcl. 7545 W&F) along O'Brien Street in the City of North Bay, shown as hatched on Schedules "B & C" attached hereto from a "Residential Third Density (R3)" zone to a "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" zone.
- 2) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.3.58:
 - "11.3.58 "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)"
 - 11.3.58.1 The property description of this "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" is Registered Plan M-177, Lots 1149-1151, Lots 1156-1157, Part of Lots 1152, 1158, Pt. Pcl. 1746 W&F, Rem. Pcl. 5855, Pt. Pcl. 7545 W&F along O'Brien Street in the City of North Bay as shown on the attached Schedules and Schedule "B-43".
 - 11.3.58.2(a) No person shall use land, or use, erect, or construct any building or structure in this "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" except

for the following uses:

- day-care facilities;
- a dwelling unit connected to and forming an integral part of the commercial building provided that access to the dwelling unit is separate from the access to the commercial portion of the building and the dwelling units located above or at the rear of the business premises.

11.3.58.2(b) The regulations for this "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" are as follows:

- i) The front yard shall be a minimum of six (6.0) metres.

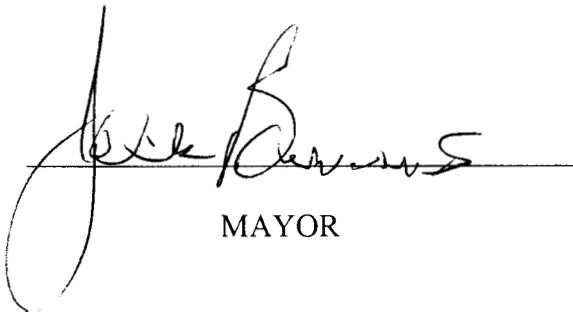
11.3.58.3 The use of land or building in this "Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" zone shall conform to all other regulations of this By-law, except as hereby expressly varied."

- 3) Section 11 of By-law No. 28-80 is further amended by inserting "Schedule to Neighbourhood Commercial Special Zone No. 58 (C5 Sp.58)" as shown on Schedule "C" 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 4 of O. Reg. 199/96 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.

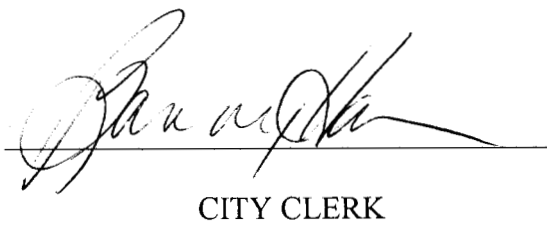
READ A FIRST TIME IN OPEN COUNCIL THE 11TH DAY OF JUNE
2001.

READ A SECOND TIME IN OPEN COUNCIL THE 25TH DAY OF JUNE
2001.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 25TH DAY
OF JUNE 2001.



MAYOR



CITY CLERK

This is Schedule "A"

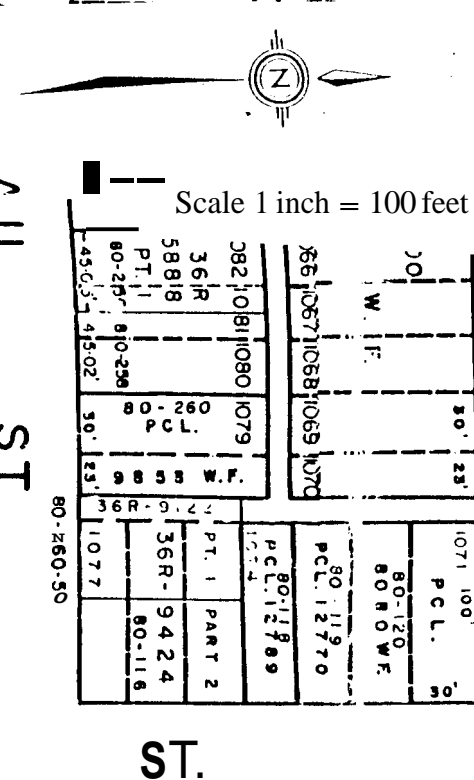
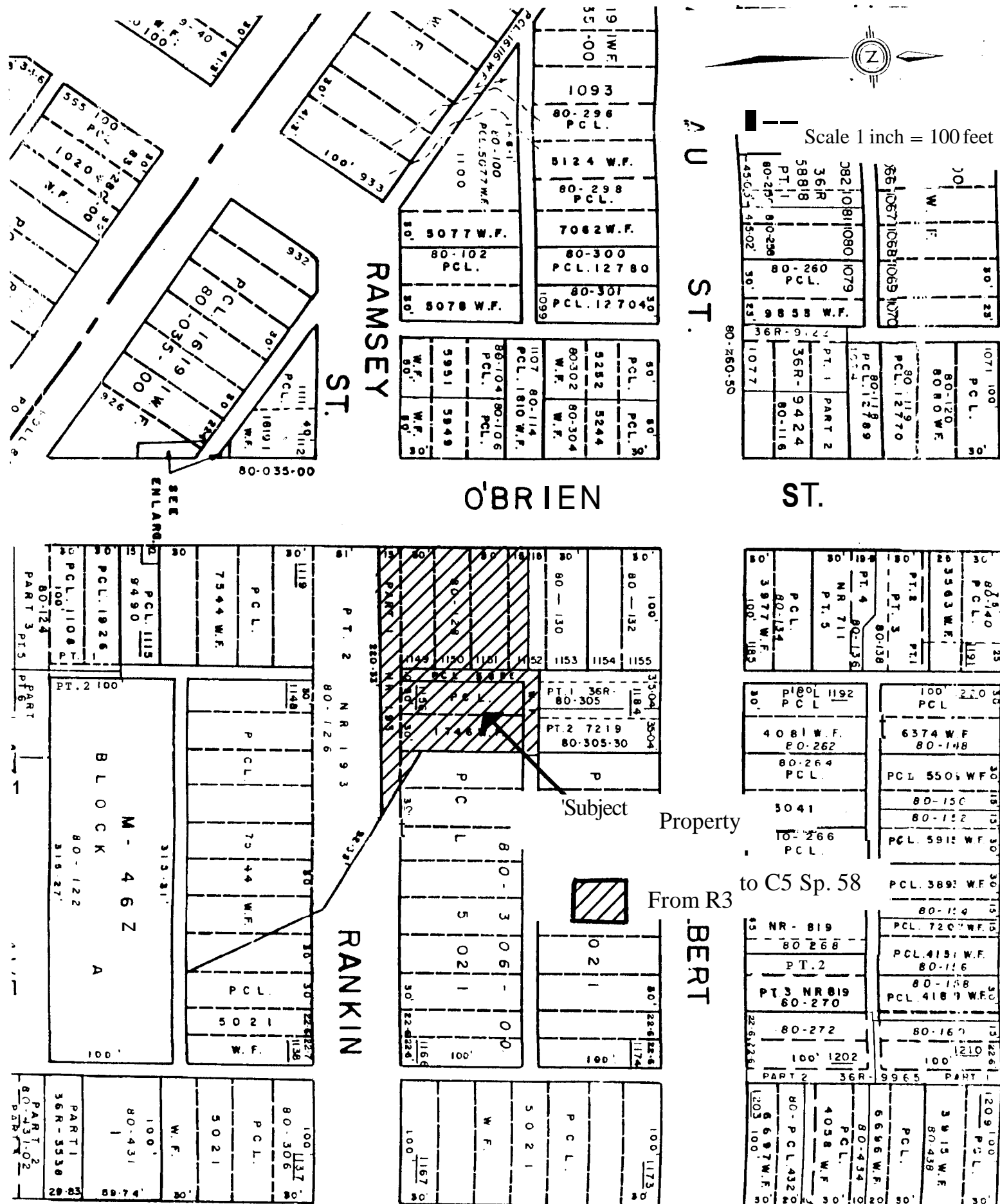
To By-Law No. 2001-62

Passed the 25th day of June

2011.

[Signature]
Mayor

[Signature]
City Clerk



This is Schedule "B"

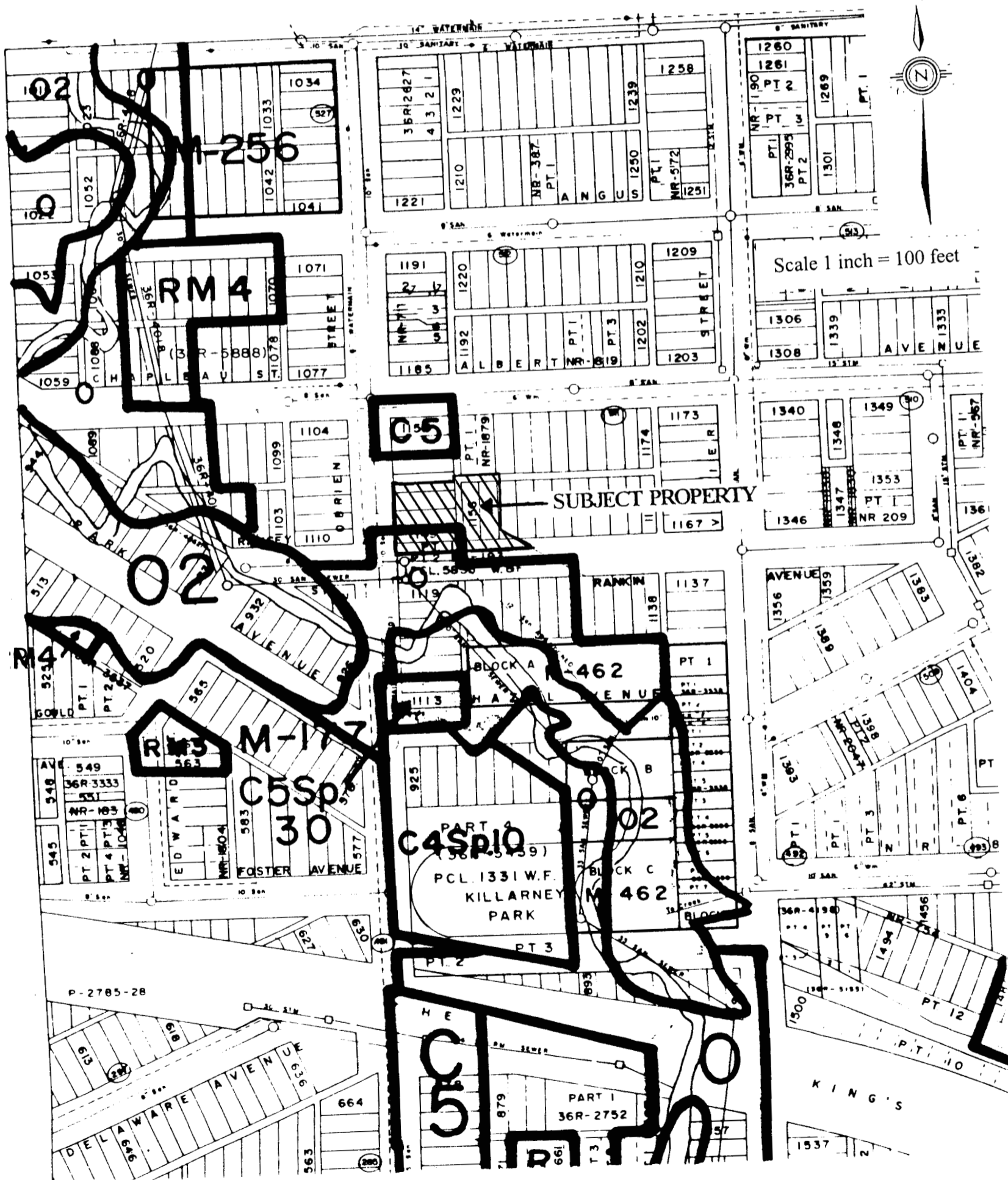
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2001

Mayor

City Clerk


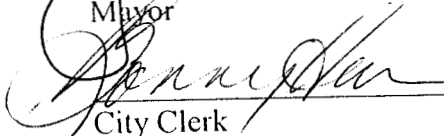


This is Schedule "C"

To By-Law No. 2001-62

Passed the 25th day of June

2001.


 Mayor

 City Clerk

Schedule to "Neighbourhood Commercial Zone No. 58 (C5 Sp. 58)"

