

The Corporation of the City of North Bay

By-Law No. 2017-41

A By-Law To Amend Zoning By-Law No. 2015-30 To Rezone Certain Landlocked Lands in the Block Bounded By Cassells Street, Seventh Avenue West, Fraser Street and King Street West from a “Residential Third Density (R3)” Zone to a “General Commercial Outer Core Special No. 72 (C2 Sp. 72) Zone

1662389 Ontario Limited – Cassells Street

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 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-52” of Zoning By-law 2015-30 pursuant to Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended;

And Whereas Council passed Committee Report 2017-10 adopted by Council on May 2nd, 2017 by resolution number 2017-170 to approve this rezoning;

Now therefore the Council of The Corporation of the City of North Bay hereby enacts as follows:

- 1) Schedule “B-52” of By-law No. 2015-30 is amended by changing the zoning designation of the property shown on Schedule “A” attached hereto (which property is more particularly described as PIN 49155-0196 (LT) LT C PL 62 Widdifield, City of North Bay, District of Nipissing), shown as hatched on Schedule A attached hereto from an “Residential Third Density (R3)” zone to a “General Commercial Outer Core Special No. 72 (C2 Sp. 72) zone.
- 2) All buildings or structures erected or altered and the use of land in such “General Commercial Outer Core Special No. 72 (C2 Sp. 72) zone shall conform to all applicable provisions of By-law No. 2015-30 of The Corporation of the City of North Bay.

- 3) Section 11 of By-law No. 2015-30 is amended by inserting at the end thereof the following Section 11.2.72:
 - "11.2.72 General Commercial Outer Core Special No. 72 (C2 Sp. 72)
 - 11.2.72.1 The property description of this "General Commercial Outer Core Special No. 72 (C2 Sp. 72)" is LT C PL 62 Widdifield, City of North Bay, District of Nipissing in the block bounded Cassells Street, Seventh Avenue West, Fraser Street and King Street West as shown on the attached Schedule and on Schedule "B-52".
 - 11.2.72.2 No person shall use land, or use, erect, or construct any building or structure in this "General Commercial Outer Core Special No. 72 (C2 Sp. 72)" except for the following uses:
 - Parking Area
 - 11.2.72.3 The use of land or building in this "General Commercial Outer Core Special No. 72 (C2 Sp. 72)" shall conform to all other regulations of this By-law, except as hereby expressly varied."
- 4) Section 11 of By-law No. 2015-30 is further amended by inserting "General Commercial Outer Core Special No.72 (C2 Sp. 72)" shown on Schedule "B" to this By-law.
- 5) Notice of the passing of this By-law shall be given by the Clerk of The Corporation of the City of North Bay in the manner and form and to the persons prescribed by Section 6 of O. Reg. 545/06 as amended.
- 6) Any notice of appeal of this By-law shall be filed in accordance with the provisions of Section 34(19) of the *Planning Act*, not later than 20 days after the day that the giving of the notice by the Clerk is completed, setting out the objection to the By-law and the reasons in support of the objection, and shall be accompanied by the fee prescribed under the *Ontario Municipal Board Act*, R.S.O. 1990, c. O.28.
- 7) Where no notice of appeal is filed with the Clerk within twenty (20) days as required by Section 4 of this By-law, then this By-law shall be deemed to have come into force on the day it was passed.

- 8) Where one or more notices of appeal are filed with the Clerk within twenty (20) days in compliance with Section 4 of this By-law, then this By-law shall not come into force until all appeals have been finally disposed of in accordance with Section 34 of the *Planning Act*, 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 2nd Day of May 2017.

Read a Second Time in Open Council the 2nd Day of May 2017.

Read a Third Time in Open Council and Passed this 2nd Day of May 2017.

Mayor, Allan McDonald

City Clerk Karen McIsaac

Sire/C01/ By-law No. 2017-41 – ZBLA File #891 – Cassells Street (unaddressed) – 1662389 Ontario Limited - Zoning By-law Amendment

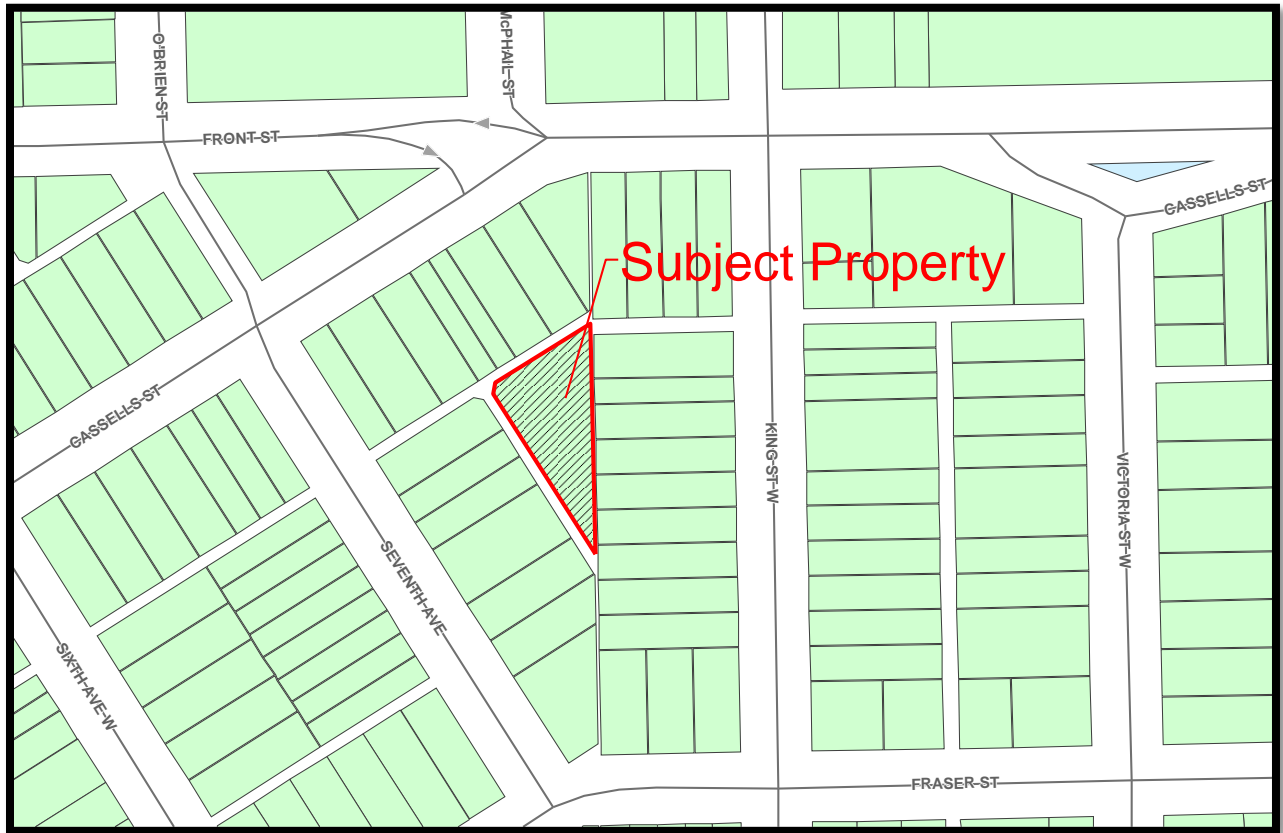
Schedule A

This is Schedule "A"
To By-law No. 2017-41

Passed the 2nd Day of May 2017

Mayor Allan McDonald

City Clerk Karen Mclsaac



Schedule B

This is Schedule "B"
To By-law No. 2017-41

Passed the 2nd Day of May 2017

Mayor Allan McDonald

City Clerk Karen McIsaac



From a "Residential Third Density (R3)" zone to a "General Commercial Outer Core Special No. 72 (C2 Sp. 72) zone