

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-170

**BEING A BY-LAW TO AMEND
BY-LAW NO. 2002-105
(TO REGULATE FENCES AND TO REQUIRE
FENCES AROUND SWIMMING POOLS)**

WHEREAS Council passed Resolution No. 2012-364 at its Regular Meeting of Council held on Monday, June 4, 2012 to authorize amendments to By-Law No. 2002-105.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS THE FOLLOWING:

1. That Section 1(a) is hereby deleted and the following inserted in lieu thereof:

“(a) “Barrier” shall mean a fence, privacy screen, sound barrier or safety barrier.”

2. That Section 1(g) is hereby deleted and the following inserted in lieu thereof:

“(g) “Front Yard” shall mean a yard across the full width of the lot between the street line and the face of the building.”

3. That the following Section– Fence Variances be added as follows:

“FENCE VARIANCES

28. In the event that an owner wishes to vary the limitation in the Fence By-law, an application shall be made to the Property Standards Committee through the Chief Building Official. The Chief Building Official shall notify all property owners within 61 metres (200 feet) of the requested variance. Building Services staff will prepare a recommendation for the Property Standards Committee.
29. The Property Standards Committee shall hold a public meeting to consider the variance request and make a decision. The notice of the decision shall be given to the applicant and all circulated property owners and any other person that requests to be notified.
30. The applicant or any person who made oral or written submissions to the Property Standards Committee may appeal the decision within ten (10) days to Council through a letter of appeal to the Chief Building Official. The Chief Building Official will forward the letter of appeal and any information considered by the Property Standards Committee to City Council for their consideration. Council may uphold or vary the decision of the Property Standards Committee or do any act or make any decision that it might have done had it conducted the hearing itself and the application shall not be entitled to a further hearing on the matter before Council and the decision of Council shall be final.”

4. This By-Law shall come into force and effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 3RD DAY OF JULY, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 3RD DAY OF JULY, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 3RD DAY OF JULY, 2012.

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD