

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2005-55

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO REZONE
CERTAIN LANDS ON CARTIER STREET
FROM An "OPEN SPACE (O)", "DISTRICT COMMERCIAL (C4)",
"RESIDENTIAL THIRD DENSITY (R3)" AND
"RESIDENTIAL MULTIPLE SECOND DENSITY (RM2)" ZONE
TO A "DISTRICT COMMERCIAL (C4)" ZONE AND
A "RESIDENTIAL MULTIPLE SECOND DENSITY SPECIAL ZONE NO. 96 (RM2 SP. 96)"
(2023725 ONTARIO LTD. – CARTIER 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 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-32" 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 April 11, 2005 to approve this rezoning.

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

- 1) Schedule "B-32" 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 Part of Anthony Street, Part of Cartier Street, Part of Helen Street, M-153, Part Block A, Plan M-456, Blocks 100, 109 and Part of Block 101, Plan M-517 in the City of North Bay, shown as hatched on Schedule "B" attached hereto from a from "Open Space (O)", "District Commercial (C4)", "Residential Third Density (R3)", "Residential Multiple Second Density (RM2)" to "Residential Multiple Second Density Special Zone No. 96 (RM2 Sp. 96)" and "District Commercial (C4)".
- 2) All buildings or structures erected or altered and the use of land in such "District Commercial (C4)" zone shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following
Section 11.2.96
"11.2.96 "Residential Multiple Second Density Special No. 96 (RM2 Sp. 92)"
11.2.96.1 The property description of this "Residential Multiple Second Density Special No. 96 (RM2 Sp. 96)" is Part of Anthony Street, Part of Cartier

Street, Part of Helen Street, M-153, Part Block A, Plan M-456, Blocks 100, 109 and Part of Block 101, Plan M-517 along Cartier Street in the City of North Bay as shown on the attached Schedules and on Schedule "B-32".

11.2.96.2(a) No person shall use land, or use, erect, or construct any building or structure in this "Residential Multiple Second Density Special No. 96 (RM2 Sp. 96)" except for the following uses:

- semi-detached dwelling;
- duplex dwellings;
- triplex dwelling
- double duplex dwelling;
- multiple dwellings;
- boarding or rooming house or Group Home Type 1;
- accessory home based businesses in accordance with Section 3.35 of Zoning By-law 28-80;
- parks, playgrounds and non-profit uses;
- day nurseries; and
- institutional uses.

11.2.96.2(b) The regulations for this "Residential Multiple Second Density Special No. 96 (RM2 Sp. 96)" are as follows:

- i) The front yard setback for the double duplex structures fronting on Cartier Street shall not be less than two (2.0) metres

11.2.96.3 The use of land or building in this "Residential Multiple Second Density Special No. 96 (RM2 Sp. 96)" shall conform to all other regulations of this By-law, except as hereby expressly varied."

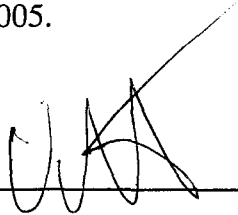
- 4) Section 11 of By-law No. 28-80 is further amended by inserting "Residential Multiple Second Density Special No. 96 (RM2 Sp. 96)" as shown on Schedule "C" to this By-law.
- 5) Pursuant to Section 41 of the Planning Act, R.S.O. 1990 as amended, those lands shown as hatched on Schedule "A" attached hereto are hereby designated as a site plan control area.
- 6)
 - 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.

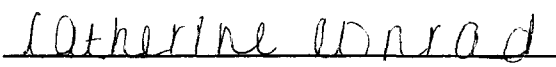
READ A FIRST TIME IN OPEN COUNCIL THE 11th DAY OF APRIL 2005.

READ A SECOND TIME IN OPEN COUNCIL THE 11TH DAY OF APRIL 2005.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 25TH DAY OF APRIL 2005.



MAYOR




CITY CLERK

This is Schedule "A"

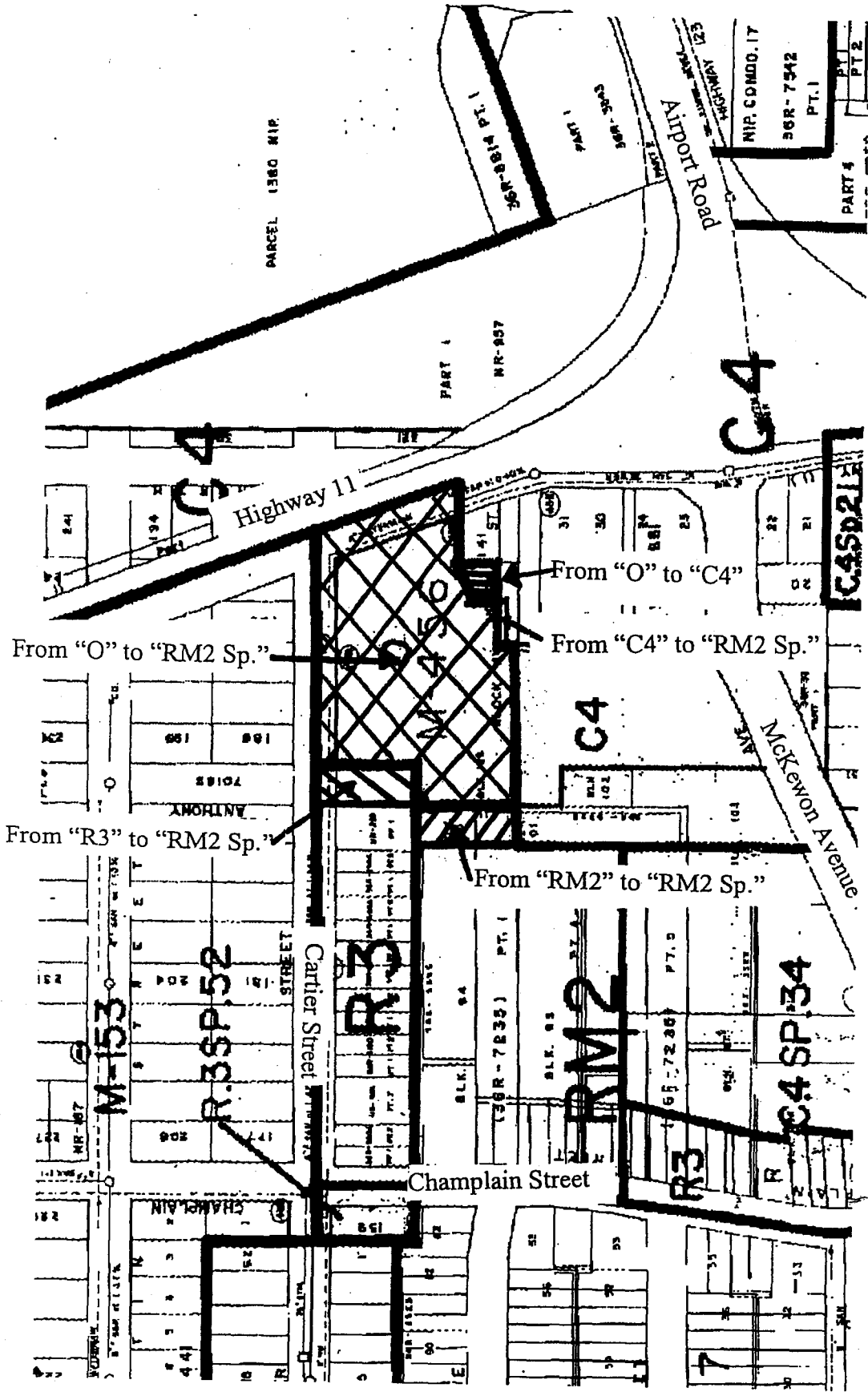
To By-law No. 2005-55

Passed the 25th day of April 20 05.



Mayor


Catherine Conrad
City Clerk



This is Schedule "B"

To By-law No. 2005-55

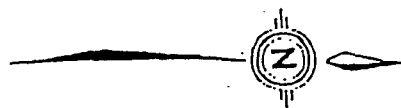
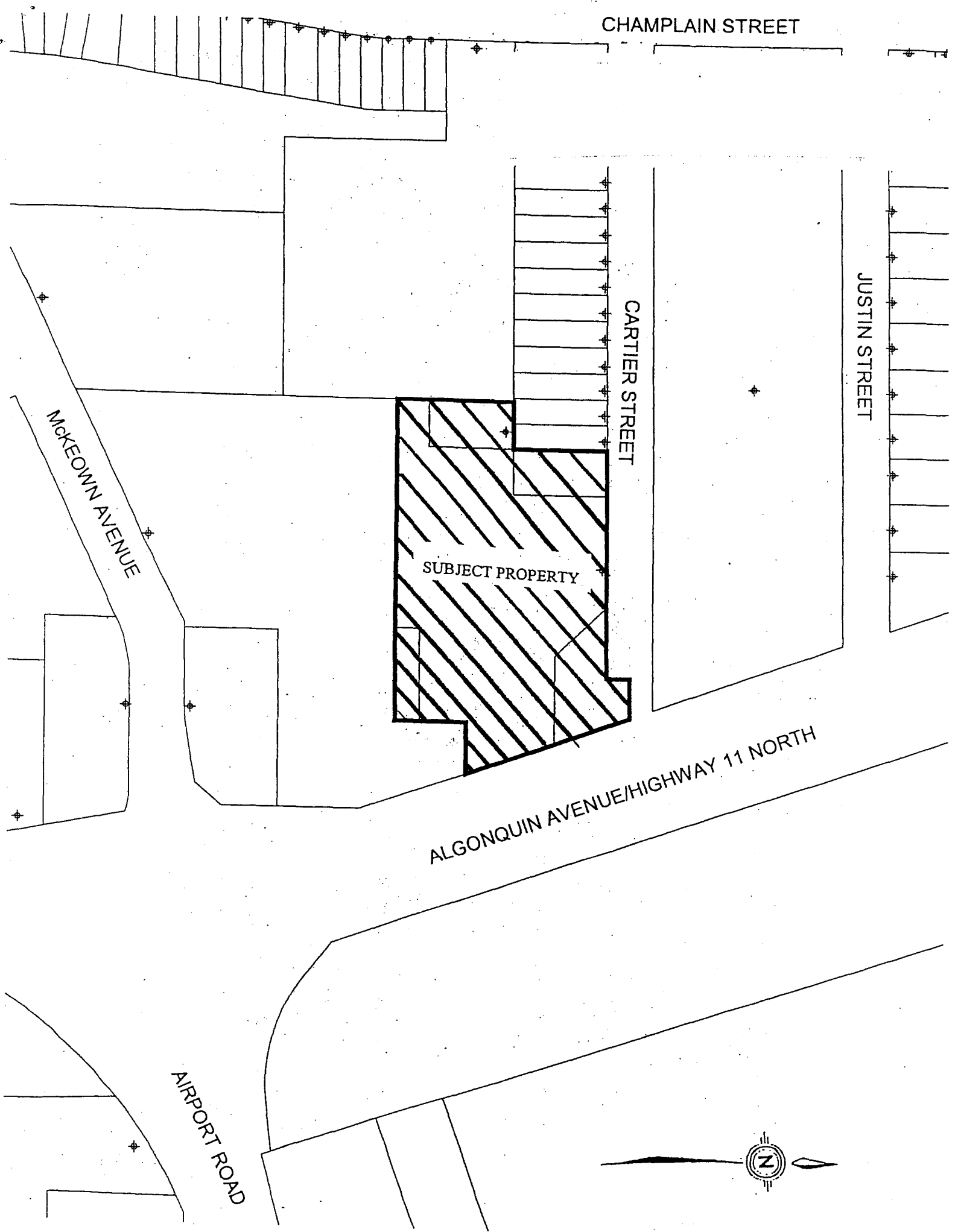
Passed the 25th day of April 2005.



Mayor

Catherine Conrad

City Clerk

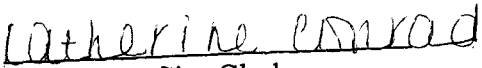


This is Schedule "C"

To By-law No. 2005-55

Passed the 25th day of April 2005.


Mayor


City Clerk

CHAMPLAIN STREET

THIS IS SCHEDULE TO "RESIDENTIAL SECOND DENSITY SPECIAL ZONE NO. 96 (RM2 SP. 96)

