

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 120-71

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 Minister of Municipal 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 647 feet, 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 the Plan attached as Schedule "A" hereto, 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 647 feet, 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 1ST DAY OF NOVEMBER, 1971.

READ A SECOND TIME IN OPEN COUNCIL THIS 1ST DAY OF NOVEMBER, 1971

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 1ST DAY OF NOVEMBER, 1971.

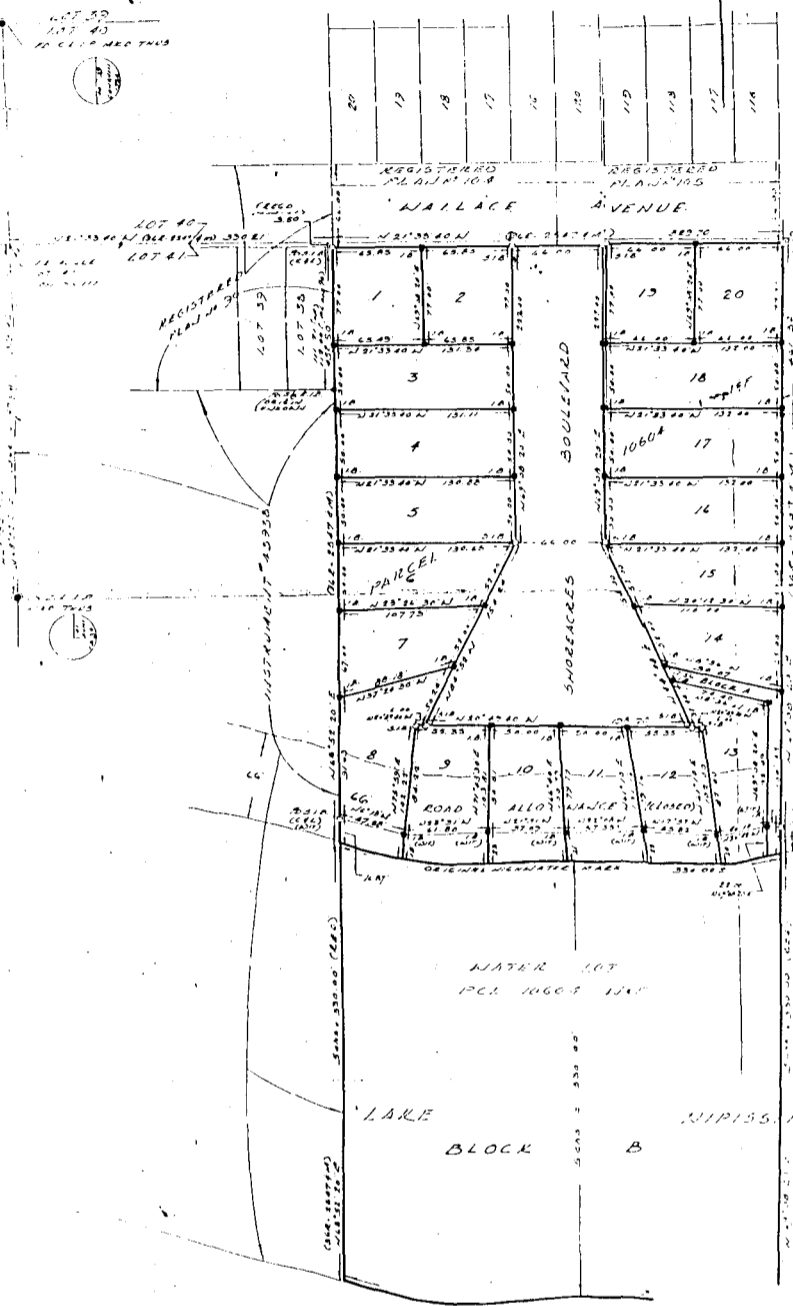
  
 .....  
 DEPUTY MAYOR

  
 .....  
 CITY CLERK

PLAN AND FIELD NOTES OF SUBDIVISION  
 OF PART OF BROKEN LOT 41 CONCESSION XVIII  
 AND PART OF THE ORIGINAL LAKESHORE ROAD ALLOWANCE  
 AND THE ADJOINING WATER LOT IN LAKE NIPISSING  
 CITY OF NORTH BAY  
 (FORMERLY TOWNSHIP OF WEST FERRIS)  
 DISTRICT OF NIPISSING  
 SCALE: 1 INCH = 50 FEET  
 SURVEY COMPLETED: AUGUST 1971  
 SURVEYOR: J.J. NEWLANDS O.L.S.

M-  
 REGISTERED FOR REGISTRATION  
 ASSISTANT SURVEYOR IN CHARGE  
 SURVEYS  
 PLAN NO. \_\_\_\_\_ REGISTERED \_\_\_\_\_  
 AND ENTERED IN PUBLIC \_\_\_\_\_  
 RECORDS \_\_\_\_\_  
 MASTER OF FILES

CERTIFICATES, COUPONS AND DEDICATIONS ARE FILED UNDER NO.



**OWNER'S CERTIFICATE**  
 LOTS 1 TO 20 INCLUSIVE, BLOCK A, BLOCK B, THE STREET, NAMELY SHOULDER BOULEVARD AS DESIGNATED WITHIN THE AREA OF SURVEY OUTLINED HAVE BEEN LAID OUT IN ACCORDANCE WITH MY INSTRUCTIONS AND THE STREET IS HEREBY DEDICATED AS A PUBLIC HIGHWAY.

MAYCO HOMES NORTH BAY LIMITED  
 R.C. Shantz  
 2 SHANTE PROPERTY

THE LIMITS OF THIS SUBDIVISION AS SHOWN HEREON IS THE BEST AVAILABLE EVIDENCE OF THE ORIGINAL ALLOTMENT MADE IN WATER'S EDGE EXISTING AT THE TIME OF THE ORIGINAL SURVEY OF THE TOWNSHIP OF WEST FERRIS.

**SURVEYOR'S CERTIFICATE**

- I HEREBY CERTIFY:
- 1 THAT THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT AND THE LAND TITLES ACT AND REGULATIONS THEREUNDER;
  - 2 THAT I WAS PRESENT AT AND AM PERSONALLY SUPERVISING THE SURVEY REPRESENTED BY THIS PLAN;
  - 3 THAT THIS PLAN CONTAINS A TRUE COPY OF THE FIELD NOTES OF THIS SURVEY;
  - 4 THAT THE SURVEY WAS COMPLETED ON THE 22<sup>ND</sup> DAY OF AUGUST 1971.

AUGUST 22, 1971  
 J.J. NEWLANDS  
 ONTARIO LAND SURVEYOR  
 J.J. NEWLANDS  
 NORTH BAY, ONTARIO

CERTIFIED A TRUE COPY OF THE REGISTERED PLAN BY  
 AUGUST 22, 1971  
 DATE  
 J.J. NEWLANDS  
 ONTARIO LAND SURVEYOR

ON 22 AUGUST 1971 IRON PEGS PLANTED APPROXIMATELY 1/2" DIA. AT THE CORNERS AND MIDPOINTS OF THE LOTS AND AT THE INTERSECTIONS OF THE LOTS. ALL MEASUREMENTS WERE MADE BY THE SURVEYOR AND ALL MEASUREMENTS WERE CHECKED BY THE SURVEYOR. THE LIMITS OF THE REGISTERED PLAN ARE AS SHOWN ON THE PLAN AND FIELD NOTES.



R. 7953

ONTARIO

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 120-71

B E F O R E :

J. A. KENNEDY, Q.C.,

Chairman

- and -

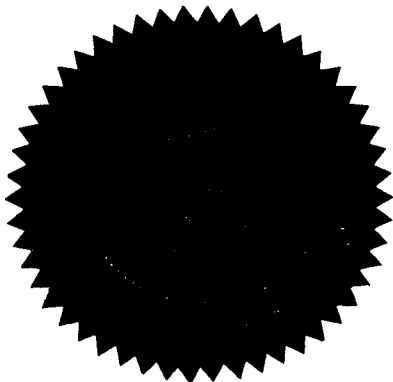
D. JAMIESON,

Vice-Chairman

Wednesday, the 10th day of  
May, 1972

UPON THE APPLICATION of The Corporation of the  
City of North Bay, upon consideration of the material filed,  
and it appearing that notice of application has been given  
as directed by the Board and that no objections to approval  
have been received by the clerk of the applicant corporation  
as appears by affidavit filed;

THE BOARD ORDERS, under and in pursuance of  
the legislation hereinbefore referred to, and of any and all  
other powers vested in the Board, that By-law 120-71 passed  
the 1st day of November, 1971, be and the same is hereby  
approved.



*K. Andrew*

SECRETARY

ENTERED
O. B. No. <i>R15</i>
Folio No. <i>101</i>
MAY 24 1972 <i>CB</i>
<i>K. Andrew</i>
SECRETARY, ONTARIO MUNICIPAL BOARD