

The Corporation of the City of North Bay

By-Law No. 2018-17

A By-Law To Amend Zoning By-Law No. 2015-30 To Rezone Certain lands on Pinewood Park Drive from a “Restricted Industrial Special No. 1 (M4 Sp.1)” zone and a “Restricted Industrial Special No. 40 (M4 Sp.40)” zone to an “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone

Pinewood Park Drive Inc. – Pinewood Park Drive

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 Schedules “B-93” and “B-94” 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 _____ adopted by Council on February 13, 2018 by resolution number _____ to approve this rezoning;

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

- 1) Schedules “B-93” and “B-94” of Zoning 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 in Appendix A to By-law No. 2018-17), shown as hatched on Schedule A attached hereto from a “Restricted Industrial Special No. 1 (M4 Sp.1)” zone and a “Restricted Industrial Special No. 40 (M4 Sp.40)” zone to an “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone.
- 2) All buildings or structures erected or altered and the use of land in such “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” 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 11.3.52:

"11.3.52 “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone

11.3.52.1 The property description of this “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone is PIN 49180-0453 (LT) PT LT 31 CON 12 West Ferris DES As Part 1 on 36R-13604; North Bay; District of Nipissing PIN 49180-0456 (LT) PT LT 30 CON 12 West Ferris Being Part 1 On 36R-13592; North Bay; District of Nipissing PIN 49180-0369 (LT) PCL 16152 SEC WF; PT LT 31 CON 12 West Ferris; PT LT 32 CON 12 West Ferris PT 1, 23R5804 Except PT 4 & 5, 36R9931 And PT 1 & 2, 36R10012; T/W PT 1, 6, 7, 8 & 12, 36R10455 As In LT376192; North Bay; District of Nipissing along Pinewood Park Drive in the City of North Bay as shown on the attached Schedule and on Schedules "B-93" and "B-94" to Zoning By-law No. 2015-30.

11.3.52.2 No person shall use land, or use, erect, or construct any building or structure in this “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone except for the following uses:

- Casino/Gaming Facility;
- Recreational Facility, Public Authority; and
- All those uses permitted in an “Industrial Commercial (MC)” zone, as per Table 7A of Zoning By-law 2015-30.

11.3.52.3 The use of land or building in this “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone 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 “Industrial Commercial Special Zone Number 52 (MC Sp. 52)” zone as 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 13th Day of February 2018.

Read a Second Time in Open Council the 13th Day of February 2018.

Read a Third Time in Open Council and Passed this 13th Day of February 2018.

Mayor, Allan McDonald

City Clerk Karen Mclsaac

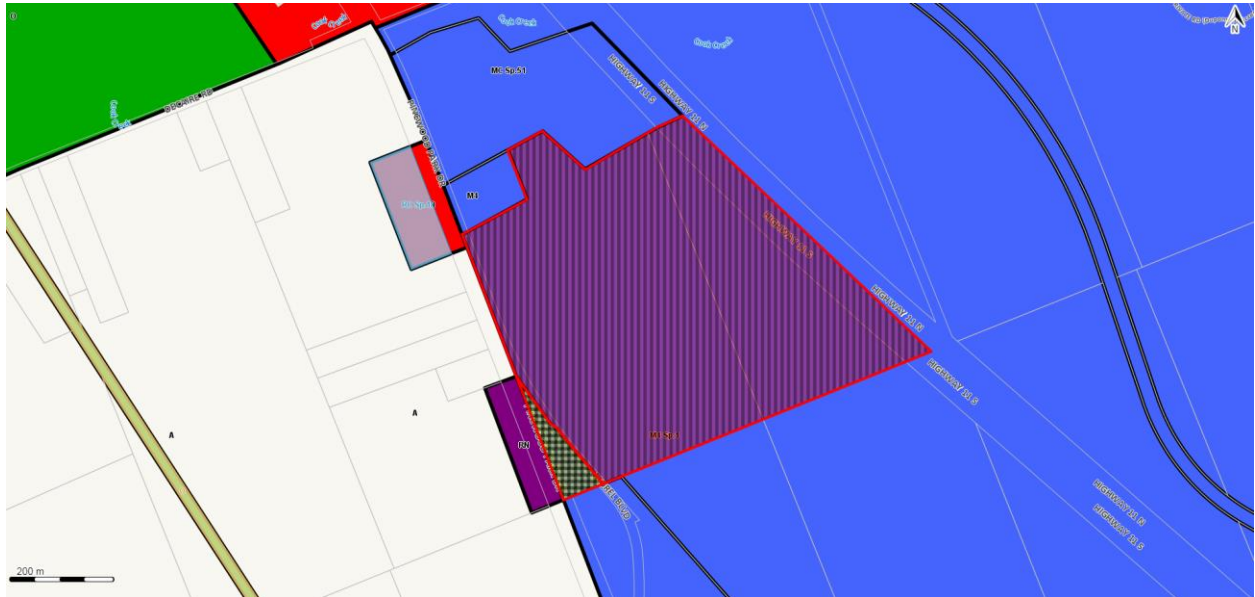
Schedule A

This is Schedule "A"
To By-law No. 2018-17

Passed the 13th day of February, 2018

Mayor Allan McDonald

City Clerk Karen McIsaac



Legend



- From a "Restricted Industrial Special No. 1 (M4 Sp.1)" zone to an "Industrial Commercial Special Zone Number 52 (MC Sp. 52)" zone



- from a "Restricted Industrial Special No. 40 (M4 Sp.40)" zone to an "Industrial Commercial Special Zone Number 52 (MC Sp. 52)" zone

Appendix A

PIN 49180-0453 (LT)

PT LT 31 CON 12 West Ferris DES As Part 1 on 36R-13604; North Bay; District of Nipissing

PIN 49180-0456 (LT)

PT LT 30 CON 12 West Ferris Being Part 1 On 36R-13592; North Bay; District of Nipissing

PIN 49180-0369 (LT)

PCL 16152 SEC WF; PT LT 31 CON 12 West Ferris; PT LT 32 CON 12 West Ferris PT 1, 23R5804 Except PT 4 & 5, 36R9931 And PT 1 & 2 , 36R10012; T/W PT 1, 6, 7, 8 & 12, 36R10455 As In LT376192; North Bay; District of Nipissing