

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 82-89

A BY-LAW TO AMEND BY-LAW NO. 28-80 TO
REZONE CERTAIN LANDS ON DUKE STREET
FROM A "RESIDENTIAL SECOND DENSITY
(R.2)" ZONE TO A "RESIDENTIAL MULTIPLE
THIRD DENSITY SPECIAL ZONE NO. 35
(RM3SP.35)"(R. LUCENTI - A. DELFINO)

WHEREAS the owner of the subject property has requested a rezoning;

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-43 of By-law No.28-80 pursuant to Section 34 of The Planning Act;

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

1. Schedule B-43 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 Parts 11, 12 and 16 Plan 36R-3405 along Duke Street in the City of North Bay, shown as hatched on Schedule "B" attached hereto) from a "Residential Second Density (R.2)" Zone to a "Residential Multiple Third Density Special Zone No. 35(RM3Sp.35)".

2. Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.2.35:

"11.2.35 "Residential Multiple Third Density Special Zone No. 35(RM3Sp.35)"

11.2.35.1 The property description of this "Residential Multiple Third Density Special Zone No. 35 (RM3Sp.35)" is Parts 11, 12 and 16 Plan 36R-3405 along Duke Street in the City of North Bay as shown on the attached Schedule and Schedule "B-43".

11.2.35.2 (a) No person shall use land, erect, or construct any building or structure in this "Residential Multiple Third Density Special Zone No. 35(RM3Sp.35)" except for the following uses:

An Apartment dwelling having not more than twelve (12) units and two (2) storeys.

(b) The regulations for this "Residential Multiple Third Density Special Zone No. 35(RM3Sp.35)" are as follows:

(i) The maximum gross floor area shall be one thousand seven hundred forty-two (1,742) square metres;

(ii) The minimum lot frontage shall be fifty-two (52) metres;

(iii) The minimum front yard setback shall be seven and six tenths (7.6) metres;

(iv) The minimum southerly side yard setback shall be thirteen and seven tenths (13.7) metres;

(v) The minimum northerly side yard setback shall be four and five tenths (4.5) metres;

(vi) The minimum rear yard setback shall be seven and six tenths (7.6) metres.

11.2.35.3 The use of land or buildings in this "Residential Multiple Third Density Special Zone No. 35 (RM3Sp.35)" shall conform to all other regulations of this By-law, except as hereby expressly varied."

3. Section 11 of By-law No. 28-80 is further amended by inserting "Schedule to "Residential Multiple Third Density Special Zone No. 35(RM3Sp.35)" as shown on Schedule "C" to this By-law.


4.a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Ontario Regulation 404/83, not later than 15 days after the day this By-law is passed.

(b) Where no notice of appeal is filed with the Clerk of The Corporation of The City of North Bay within thirty-five (35) days from the passing of this By-law, 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 thirty-five (35) days from the passing of this By-law, 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 23rd DAY OF May 1989.
READ A SECOND TIME IN OPEN COUNCIL THE 26 DAY OF JUNE 1989.
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 26 DAY
OF JUNE 1989.


MAYOR


CITY CLERK

This is Schedule " A "

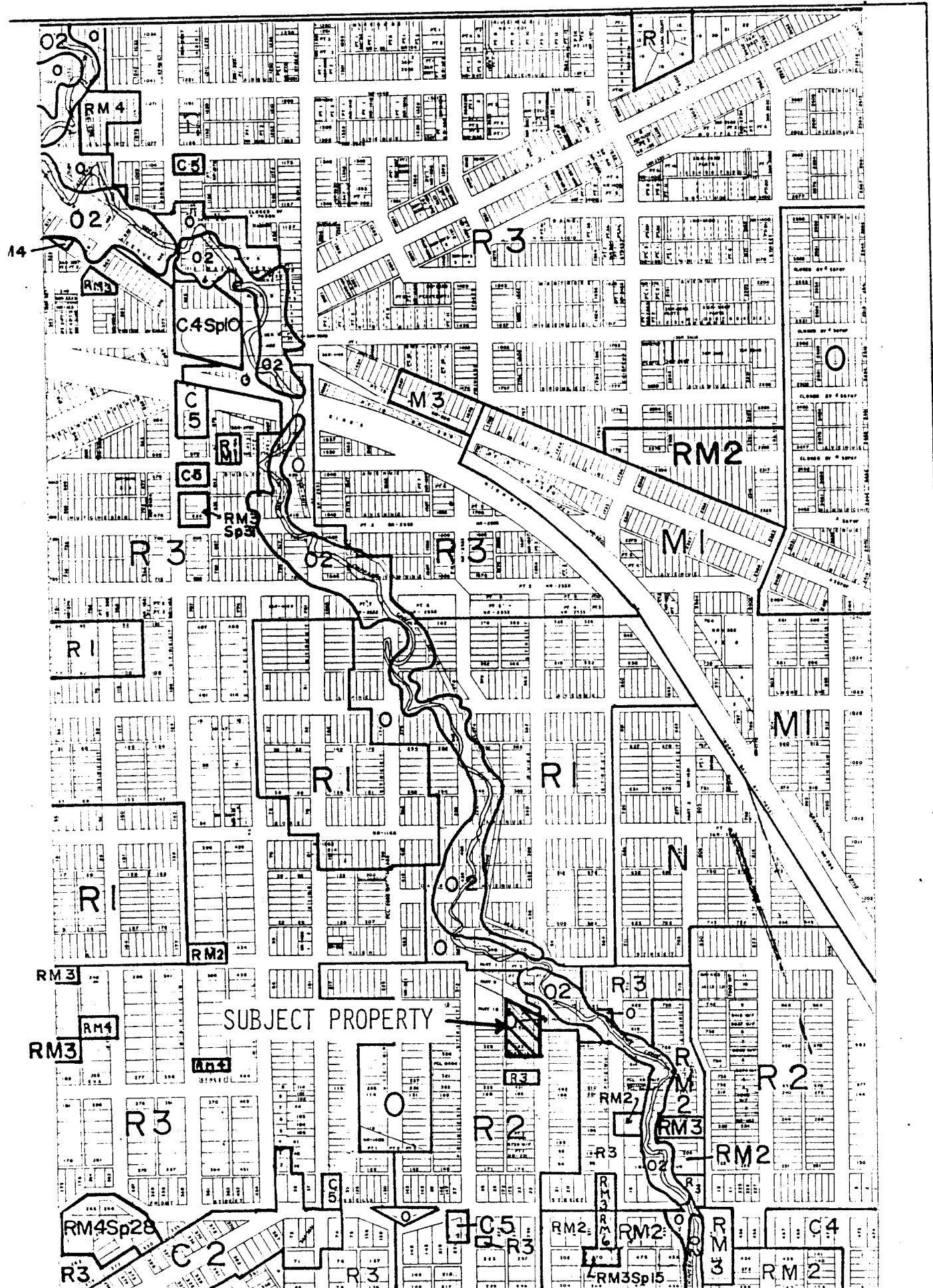
To By-law No. 82-89

Passed the 26TH day of JUNE,

19 89 .

Stan O. Lawley
MAYOR

B. Burton
CITY CLERK

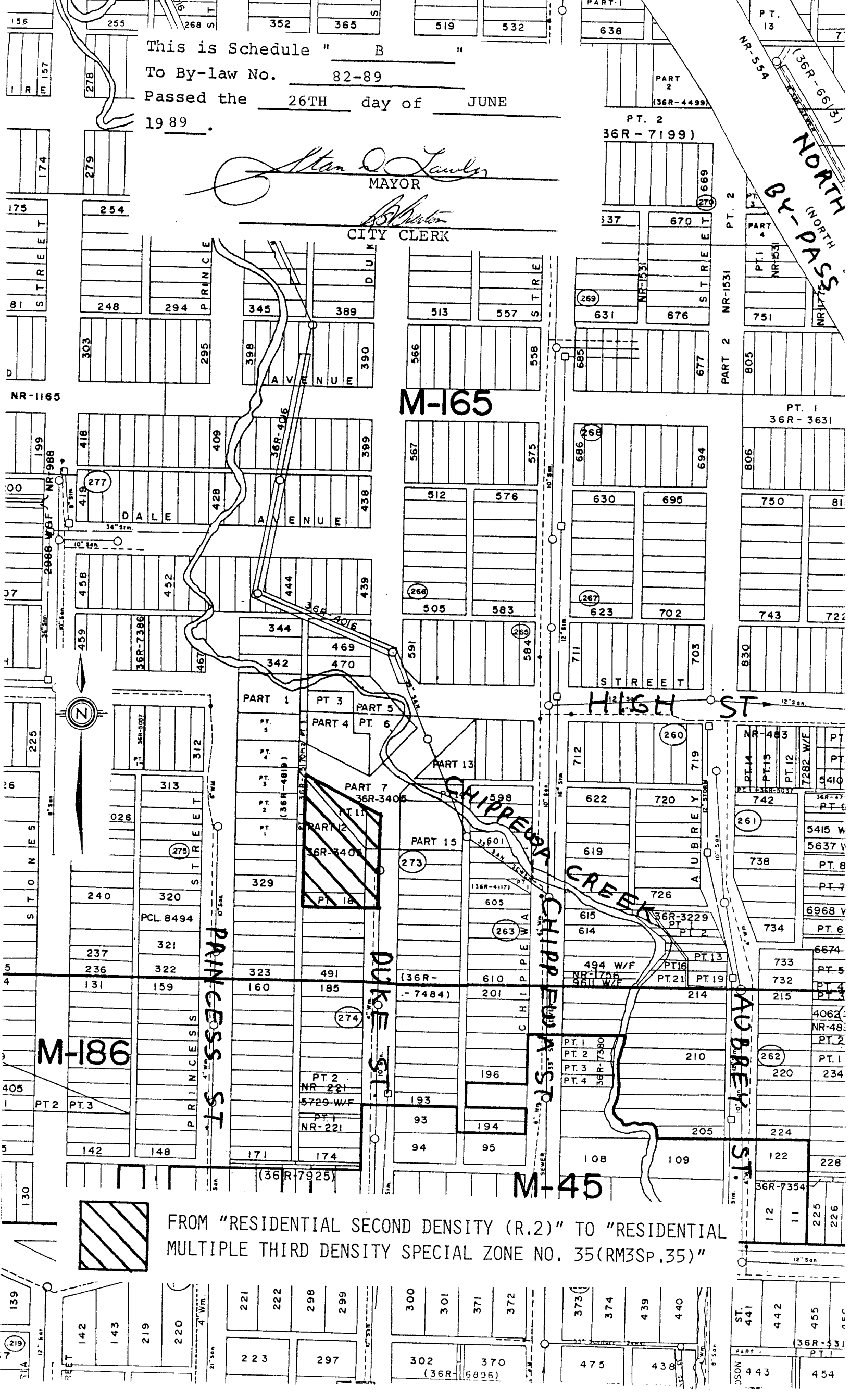


SCHEDULE
 B - 43
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CITY OF NORTH BAY
 ZONING BY-LAW N^o 28-80

This is Schedule " B "
To By-law No. 82-89
Passed the 26TH day of JUNE
1989.

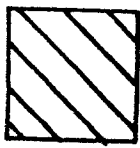
Man D. Lawley
MAYOR
CITY CLERK



M-165

M-186

M-45



FROM "RESIDENTIAL SECOND DENSITY (R.2)" TO "RESIDENTIAL MULTIPLE THIRD DENSITY SPECIAL ZONE NO. 35(RM3SP.35)"

This is Schedule " C "
To By-law No. 82-89
Passed the 26TH day of JUNE,
19 89.

Stan O. Lawler
MAYOR
R. B. Baker
CITY CLERK

SCHEDULE TO "RESIDENTIAL MULTIPLE THIRD DENSITY SPECIAL ZONE NO. 35(RM3Sp,35)"

