

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 159-90

A BY-LAW TO AMEND BY-LAW 28-80 TO ALTER PARKING REGULATIONS WITH REGARD TO OFF-SITE PARKING.

WHEREAS By-law No. 28-80 requires a lease with a minimum term of ten years for off-site parking;

AND WHEREAS the Council of the Corporation of the City of North Bay deems it desirable to establish a minimum term of fifty years for an off-site parking lease and further to become a party to the lease agreement;

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.

NOW THEREFORE The Council of the Corporation of the City of North Bay hereby enacts as follows:

- 1) Section 3 of By-law No. 28-80 is amended by deleting from 3.27.3(h) the following:

"Further provided that the off-site parking spaces required for the buildings are situate on land owned by the owner of the building or are on lands leased by the owner of the building, which lease is for a term of at least ten (10) years and is registered against the subject lands",

and inserting the following new clause:

"Further provided that the off-site parking spaces required for the buildings are situate on land owned by the owner of the building or are on lands leased by the owner of the building, which lease is binding and irrevocable for a term of at least fifty (50) years, is registered against the subject lands and include the City as a party for the purpose of notice of any changes in ownership of the dominant or subservient lands and for enforcement of the terms thereof, failing which, cash in lieu of parking compensation shall be payable by the subservient lands and may be collected in like manner as municipal taxes against land, forthwith upon demand.

- 2) 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.
- 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 27TH DAY OF AUGUST 1990.  
READ A SECOND TIME IN OPEN COUNCIL THE 17TH DAY OF SEPTEMBER 1990.  
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 17TH DAY  
OF SEPTEMBER 1990.

  
MAYOR

  
CITY CLERK