

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2004-12

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO
REZONE CERTAIN LANDS ON TROUT LAKE ROAD FROM A
"RESIDENTIAL MULTIPLE FOURTH DENSITY SPECIAL ZONE NO. 22(RM4SP.22)"
TO A "RESIDENTIAL MULTIPLE SECOND DENSITY SPECIAL
ZONE NO. 92 (RM2 SP.92)" AND A "RURAL MARINE COMMERCIAL (RMC)" ZONE
(1498144 ONTARIO LTD – TROUT LAKE ROAD)**

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-46" 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 January 12, 2004 to approve this rezoning.

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

- 1) Schedule "B-46" 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 Parcel 17484 W/F, Part of Lot 15, Concession "C" and Part of Water Lot in Trout Lake lying in front of Lot 15, Concession "C", being Parts 1, 2, 3 and 4, Plan 36R-7894 and Remainder of Parcel 2521 W&F being Part Lot 15, Concession "C" and Part of a Water Lot in Trout Lake adjacent to Lot 15 Concession "C" and Remainder of Parcel 3254 W&F being Part Lot 15, Concession "C" and Part of Water Lot in Trout Lake adjoining the said Lot 15) along Trout Lake Road in the City of North Bay, shown as hatched on Schedules "B" and "C" attached hereto from a "Residential Multiple Fourth Density Special Zone No. 22 (RM4 Sp.22)" zone to a "Residential Multiple Second Density Special Zone No. 92 (RM2 Sp.92)" and a "Rural Marine Commercial (RMC)" zone.
- 2) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.2.92:
 - 11.2.92 "Residential Multiple Second Density Special Zone No. 92 (RM2 Sp.92)"
 - 11.2.92.1 The property description of this "Residential Multiple Second Density Special Zone No. 92 (RM2 Sp.92)" is Parcel 17484 W/F, Part of Lot 15, Concession "C" and Part of Water Lot in Trout Lake lying in front of Lot 15, Concession "C", being Parts 1, 2, 3 and 4, Plan 36R-7894 along Trout Lake Road in the City of North Bay as shown on the attached Schedules and on Schedule "B-46".

11.2.92.2(a) No person shall use land, or use, erect, or construct any building or structure in this "Residential Multiple Second Density Special Zone No. 92 (RM2 Sp.92)" except for the following uses:

- maisonette dwelling;
- row houses;
- boarding or rooming house or group home;
- accessory home based businesses;
- parks, playgrounds and associated non-profit uses;
- day nurseries, and
- institutional uses.

11.2.92.2(b) The regulations for this "Residential Multiple Second Density Special Zone No. 92 (RM2 Sp.92)" are as follows:

- i) the minimum front yard setback shall be not less than ten and five-tenths (10.5) metres.

11.2.92.3 The use of land or building in this "Residential Multiple Second Density Special Zone No.92 (RM2 Sp.92)" 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 "Residential Multiple Second Density Special Zone No. 92 RM2 Sp. 92" as shown on Schedule "C" to this By-law.
- 4) All buildings or structures erected or altered and the use of land in such "Rural Marine Commercial (RMC)" zone shall conform to all applicable provisions of By-law 28-80 of the Corporation of the City of North Bay.
- 5)
 - 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 12TH DAY OF JANUARY 2004.

READ A SECOND TIME IN OPEN COUNCIL THE 12TH DAY OF JANUARY 2004.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 8TH DAY OF MARCH 2004.



MAYOR

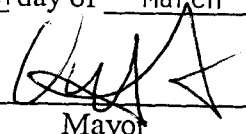


CITY CLERK

This is Schedule "A"

To By-law No. 2004-12

Passed the 8th day of March 2004.



Mayor

CATHERINE CONRAD
City Clerk

