

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2007-92

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO REZONE
CERTAIN LANDS ON SECOND AVENUE FROM A
“RAILWAY (MR)” ZONE, A “RESIDENTIAL THIRD DENSITY (R3)” ZONE, AND A
“RESIDENTIAL FIFTH DENSITY (R5)” ZONE
TO A “GENERAL COMMERCIAL OUTER CORE HOLDING (C2H)” ZONE
(SECOND AVENUE - CRISIS CENTRE)**

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-50” 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 May 14th, 2007 to approve this rezoning.

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

- 1) Schedule “B-50” 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 Plan 59, lots 32 to 36; and lots D to H, Part lots 31 and C; and Registered Plan 36R11282, Parts 1 to 9; and Registered Plan 36R10252, Parts 1 to 6; and Plan 59, lot 19; and Registered Plan 36R10245 Part 1 along Second Avenue in the City of North Bay), shown as hatched on Schedule “B” attached hereto from a “Railway (MR)”, “Residential Third Density (R3)” and “Residential Fifth Density (R5)” zone to a “General Commercial Outer Core Holding (C2H)” zone.
- 2) All buildings or structures erected or altered and the use of land in such “General Commercial Outer Core Holding (C2H)” zone shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3) The Holding Zone provision shall be applied to the lands zoned C2. Prior to the removal of the holding zone provisions, or to allow any specific permitted use, the following conditions must be satisfied:
 - a) A Record of Site Condition must be completed to satisfy the necessary legislation. Provided the above conditions have been satisfied, and all agreements executed, the holding zone provisions shall be removed with respect to any portion of the subject lands which shall be set out in the holding zone removal by-law. The holding zone provisions may also be removed to allow any specific use or uses permitted on the subject lands provided such uses are set out in the holding zone removal 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 Section 4 of O. Reg. 545/06 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 14TH DAY OF MAY 2007.

READ A SECOND TIME IN OPEN COUNCIL THE 14TH DAY OF MAY 2007.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THE 21ST DAY OF JULY, 2008.

"original signature on file"

 MAYOR VIC FEDELI

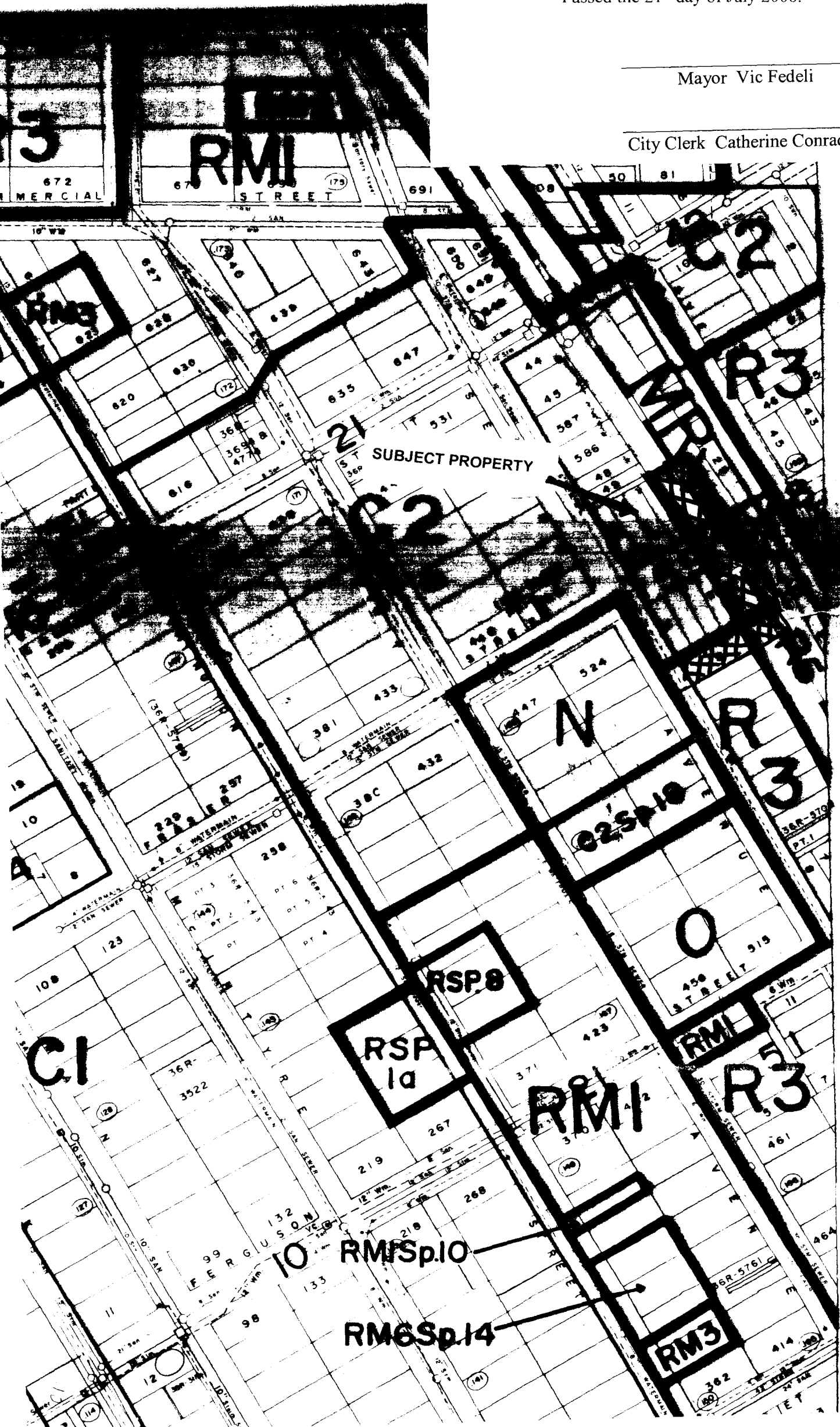
"original signature on file"

 CITY CLERK, CATHERINE CONRAD

This is Schedule "A"
To By-Law No. 2007-92
Passed the 21st day of July 2008.

Mayor Vic Fedeli

City Clerk Catherine Conrad



This is Schedule "B"
To By-Law No. 2007-92
Passed the 21st day of July 2008.

Mayor Vic Fedeli

City Clerk Catherine Conrad

