

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 2009-137**

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO REZONE  
CERTAIN LANDS ON BIRCHS ROAD FROM A “FLOODPLAIN AND EROSION (O2)”  
ZONE TO A “LIGHT INDUSTRIAL THREE (M3)” ZONE**

**(HILRE INVESTMENTS LIMITED – CONCESSION 15, PART OF LOT 36, BIRCHS 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 Schedules “B-81” and “B-82” 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 July 13, 2009 to approve this rezoning.

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

- 1) Schedules “B-81” and “B-82” 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 Concession 15, Part of Lot 36 in the City of North Bay), shown as hatched on Schedule “B” attached hereto from a “Floodplain and Erosion (O2)” zone to a “Light Industrial Three (M3)” zone.
- 2) All buildings or structures erected or altered and the use of land in such “Light Industrial Three (M3)” zone shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3)
  - 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 Reg. 254/06 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 13<sup>th</sup> DAY OF JULY 2009.

READ A SECOND TIME IN OPEN COUNCIL THE 13<sup>th</sup> DAY OF JULY 2009.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 10<sup>TH</sup> DAY  
OF AUGUST 2009.

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MAYOR VIC FEDELI

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CITY CLERK CATHERINE CONRAD



This is Schedule "B"

To By-law No. 2009-137

Passed the 10 day of August 2009

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Mayor, Vic Fedeli

\_\_\_\_\_  
City Clerk, Catherine Conrad

