

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 164-83

A BY-LAW TO AMEND BY-LAW NO. 28-80 TO ADD A PERMITTED USE TO THE RM.1 and RM.2 ZONES AND TO AMEND THE C.1 AND C.2 ZONE PARKING REQUIREMENTS (OFFICIAL PLAN AMENDMENT NO. 32)

WHEREAS Official Plan Amendment No. 32 has been adopted by City Council on April 5, 1983;

AND WHEREAS the Minister of Municipal Affairs and Housing approved Official Plan Amendment No. 32 on October 20, 1983.

AND WHEREAS the Official Plan amendment recommends the recognition of Group Homes in RM.1 and RM.2 zones in the City and the alteration of Senior Citizen apartment parking requirements in the Central Area;

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 Sections 2, 3.27.3 (b), 5.1, 5.2.1, and 5.2.2;

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

1. Section 2 "Definitions" is amended by adding the following Section 2.69.1:

"2.69.1 GROUP HOME means a single housekeeping unit in a residential dwelling in which 3 to 10 unrelated residents with social, legal, emotional, mental or physical handicaps or problems, live as a family under responsible supervision consistent with the requirements of its residents, and the facility is:

- a) supervised;
- b) one to which the residents are referred by a hospital, court or government agency;
- c) funded wholly or in part by any government other than funding provided solely for capital purposes;
- d) licensed or approved under Provincial Statutes;
- e) one which complies with Municipal By-Laws."

2. Section 3.27.3 (b) is amended by deleting the words "One (1) space for each four (4) dwelling units or part thereof," and substituting the following: "One (1) space for each six (6) dwelling units or part thereof".

3. Section 5.1 is amended by adding the following section 5.1.12:

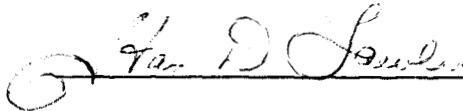
"5.1.12 Notwithstanding any other provisions in this By-Law Group Homes are only permitted subject to the following regulations:

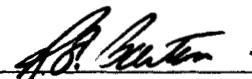
5.1.12.1 Occupancy of any Group Home shall be limited to a maximum of ten (10) unrelated residents;

5.1.12.2 No Group Home shall be closer than two hundred metres to any other Group Home.

4. Section 5.2.1 is amended by adding the words "or Group Home" under Permitted Uses to category 10.
5. Section 5.2.2 is amended by adding the words "or Group Home" to the Permitted Use of "Boarding or Rooming House" for the RM.1 and RM.2 Zones.
- 6.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 of 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, 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 5TH DAY OF DECEMBER 1983.
READ A SECOND TIME IN OPEN COUNCIL THE 30th DAY OF JANUARY 1984.
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 30TH DAY
OF JANUARY 1984.


DEPUTYMAYOR


CITY CLERK