

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

**BY-LAW NO. 2013-188**

**A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80 TO  
REZONE CERTAIN LANDS ON MAPLEWOOD AVENUE FROM A “RESIDENTIAL THIRD  
DENSITY (R3)” ZONE TO A “RESIDENTIAL MULTIPLE FIRST DENSITY SPECIAL  
NO.132 (RM1 SP.132)” ZONE**

**(Ronald Fortier, Guy Blanchard, Matthieu Blanchard and Kelly Fortier-232 Maplewood Avenue)**

**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 zoning designation shown on Schedule “B-42” 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 September 30, 2013 to approve this rezoning.

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

1) Schedule "B-42" 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 Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT)) along Maplewood Avenue in the City of North Bay from a “Residential Third Density (R3)” zone to a “Residential Multiple First Density Special No.132 (RM1 Sp.132)” zone.

2) All buildings or structures erected or altered and the use of land in such “Residential Multiple First Density Special No.132 (RM1 Sp.132)” zone shall conform to all applicable provisions of By-law No. 28-80 of The Corporation of the City of North Bay.

3) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.2.132:

"11.2.132 “Residential Multiple First Density Special No.132 (RM1 Sp.132)”

11.2.132.1 The property description of this “Residential Multiple First Density Special No.132 (RM1 Sp.132)” is Lots 258 and 259, Part of Lots 250 and 260, Part of Lane Plan 94, PIN No. 49158-0358 (LT) along Maplewood Avenue in the City of North Bay as shown on the attached Schedule and on Schedule "B-42".

11.2.132.2 (a) No person shall use land, or use, erect, or construct any building or structure in this “Residential Multiple First Density Special No.132 (RM1 Sp.132)” except for the following uses:

- duplex dwelling;
- semi-detached dwelling;
- triplex;
- double duplex;
- multiple dwellings;
- Group Home Type 1;
- Group Home Type 2;

- accessory home based businesses;
- parks, playgrounds & non-profit uses;
- day nurseries; and
- institutional uses.

11.2.132.2(b) The regulations for this “Residential Multiple First Density Special No.132 (RM1 Sp.132)” are as follows:

i) The minimum rear yard setback shall be 4.9 metres.

11.2.132.3 The use of land or building in this “Residential Multiple First Density Special No.132 (RM1 Sp.132)” shall conform to all other regulations of this By-law, except as hereby expressly varied."

4) Section 11 of By-law No. 28-80 is further amended by inserting “Residential Multiple First Density Special No.132 (RM1 Sp.132)” as shown on Schedule "B" to this By-law.

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 6 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 30<sup>TH</sup> DAY OF SEPTEMBER 2013.**

**READ A SECOND TIME IN OPEN COUNCIL THE 30<sup>TH</sup> DAY OF SEPTEMBER 2013.**

**READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 15<sup>TH</sup> DAY OF OCTOBER 2013.**

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**MAYOR, ALLAN MCDONALD**

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**DEPUTY CITY CLERK, KAREN MC ISAAC**

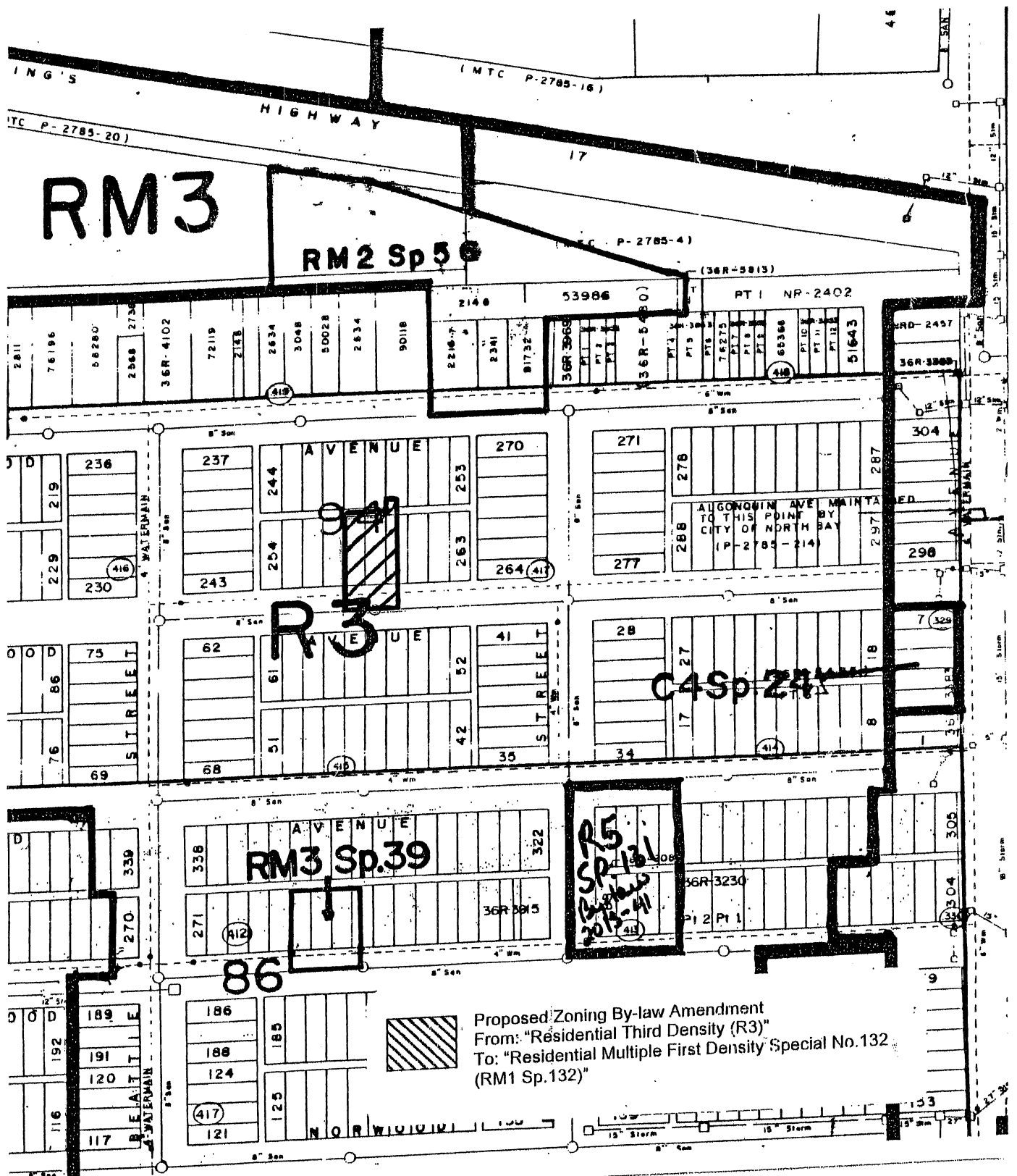
This is Schedule "A"

To By-law No. 2013-188

Passed the 15<sup>th</sup> day of OCTOBER 2013

Mayor, Allan McDonald

Deputy City Clerk Karen McIsaac



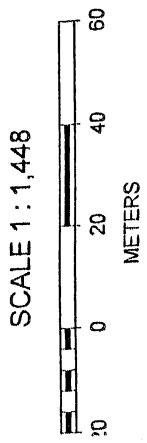
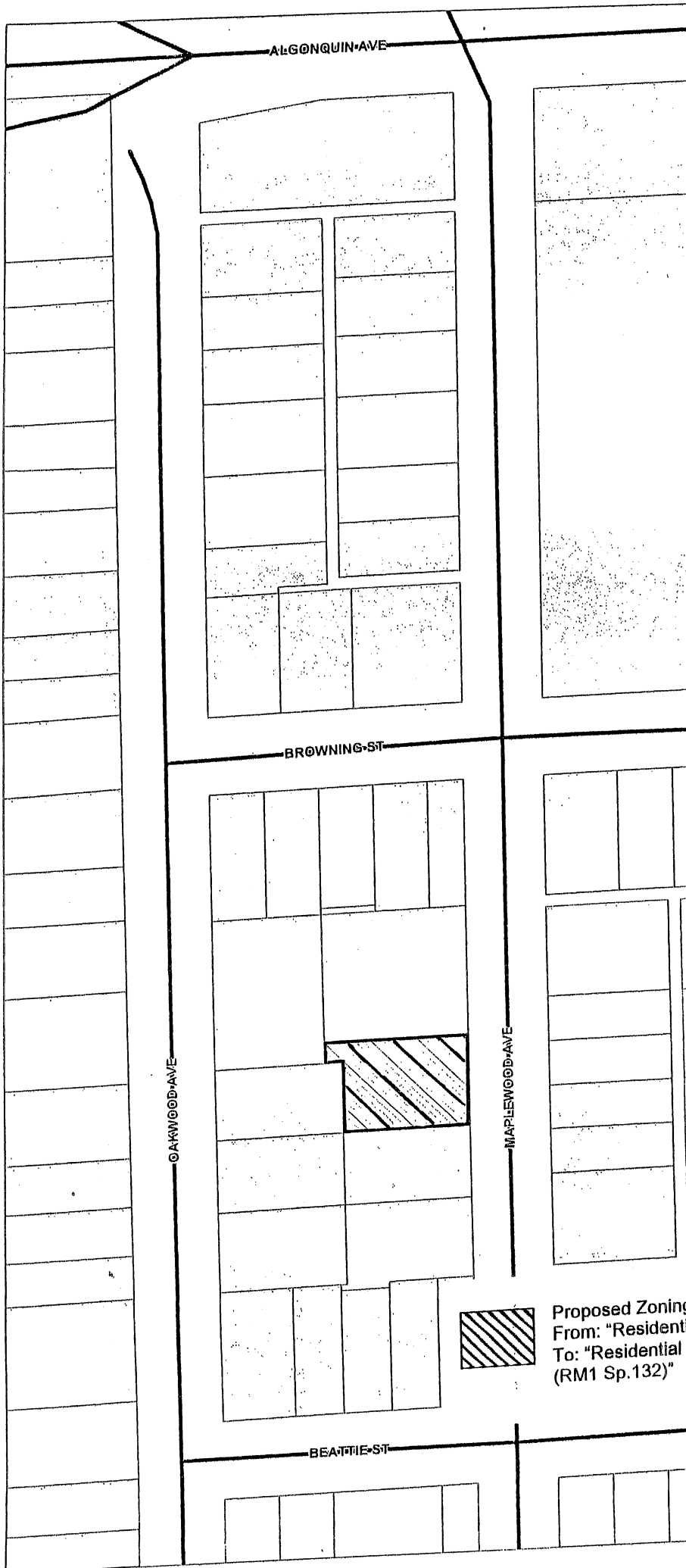
This is Schedule "B"

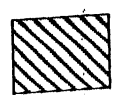
To By-law No. 2013-188

Passed the 15<sup>TH</sup> day of OCTOBER 2013

\_\_\_\_\_  
Mayor, Allan McDonald

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Deputy City Clerk Karen McIsaac



 Proposed Zoning By-law Amendment  
From: "Residential Third Density (R3)"  
To: "Residential Multiple First Density Special No.132 (RM1 Sp.132)"

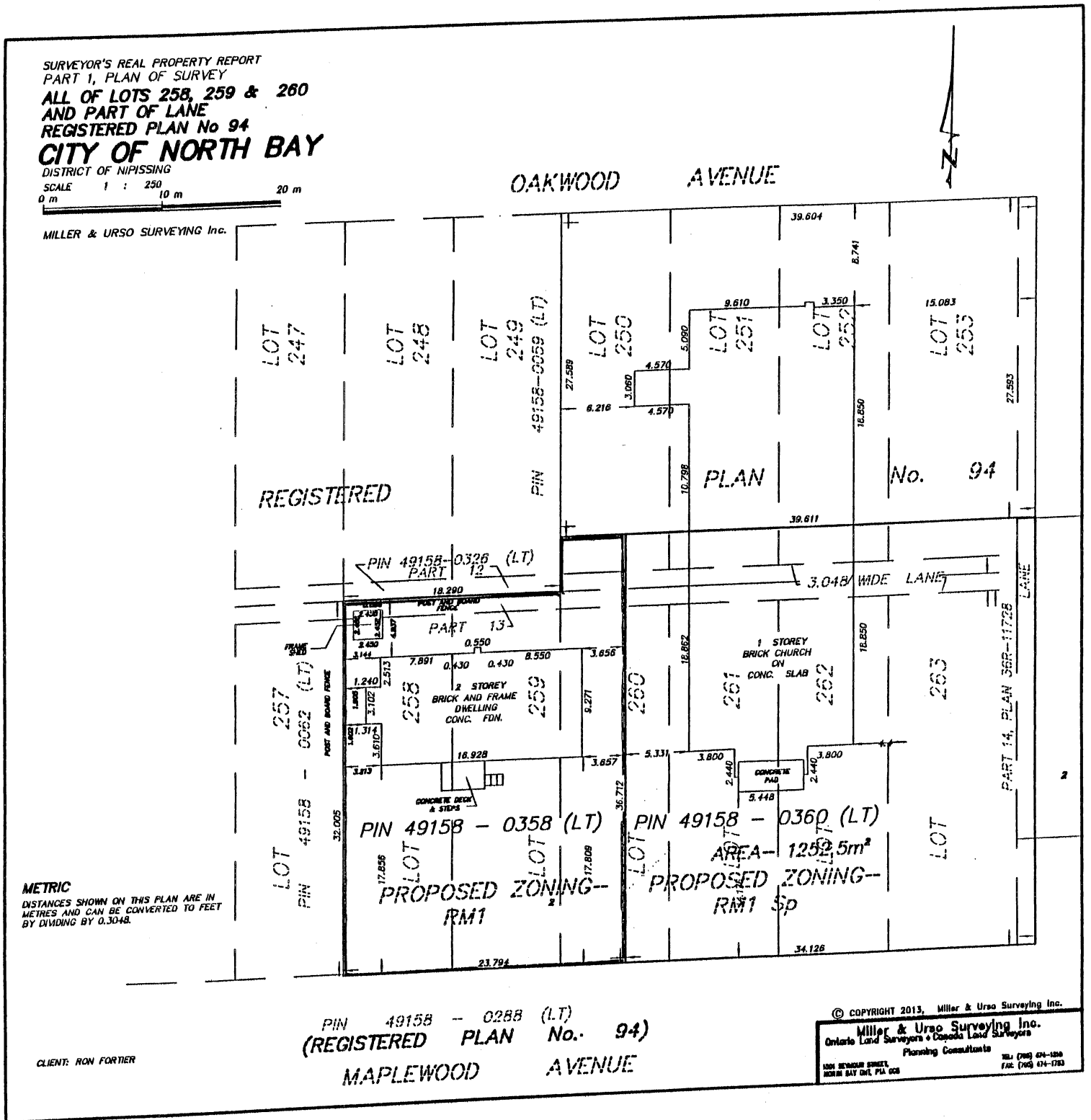
This is Schedule "C"

To By-law No. 2013-188

Passed the 15TH day of OCTOBER 2013

Mayor, Allan McDonald

Deputy City Clerk Karen McIsaac



Proposed Zoning By-law Amendment  
 From: "Residential Third Density (R3)"  
 To: "Residential Multiple First Density Special No.132 (RM1 Sp.132)"