

# The Corporation of the City of North Bay

## By-Law No. 2017-68

### A By-Law To Amend Zoning By-Law No. 2015-30 To Rezone Certain lands on Oak Street West from a “Parkland (P)” and “Open Space (O)” Zone to a “General Commercial Inner Core Special No. 73 (C1 Sp.73)” Zone

#### City of North Bay – Oak Street West

**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 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-51” of Zoning By-law 2015-30 pursuant to Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended;

**And Whereas** Council passed Committee Report 2017-16 adopted by Council on October 17, 2017 by resolution number 2017-339 to approve this rezoning;

**Now therefore the Council of The Corporation of the City of North Bay hereby enacts as follows:**

- 1) Schedule “B-51” of By-law No. 2015-30 is amended by changing the zoning designation of the property shown on Schedule “A” attached hereto (which property is more particularly described as PT LT 21 CON D WIDDIFIELD, PTS 1, 5 To 8, 17 & 19, 36R11988 S/T Easement Over PTS 5 to 8 & 19, 36R11988 As In BS13754; T/W Easement Over PTS 5, 8, 17, 18 And 19, 36R11715 & PTS 2, 3 And 4, 36R11988 As In BS13754; City of North Bay; District of Nipissing), shown as hatched on Schedule A attached hereto from a “Parkland (P)” zone and an “Open Space (O)” zone to a “General Commercial Inner Core Special No. 73 (C1 Sp.73)” zone.
- 2) All buildings or structures erected or altered and the use of land in such “General Commercial Inner Core Special No. 73 (C1 Sp.73)” zone shall conform to all applicable provisions of By-law No. 2015-30 of The Corporation of the City of North Bay.
- 3) Section 11 of By-law No. 2015-30 is amended by inserting at the end thereof the following Section 11.2.73:

"11.2.73 "General Commercial Inner Core Special No. 73 (C1 Sp.73)"

11.2.73.1 The property description of this "General Commercial Inner Core Special No. 73 (C1 Sp.73)" is PT LT 21 CON D WIDDIFIELD, PTS 1, 5 To 8, 17 & 19, 36R11988 S/T Easement Over PTS 5 to 8 & 19, 36R11988 As In BS13754; T/W Easement Over PTS 5, 8, 17, 18 And 19, 36R11715 & PTS 2, 3 And 4, 36R11988 As In BS13754; City of North Bay; District of Nipissing along Oak Street West in the City of North Bay as shown on the attached Schedule and on Schedule "B-51".

11.2.73.2 The regulations for this "General Commercial Inner Core Special No. 73 (C1 Sp.73)" are as follows:

i) Minimum Rear Yard Setback of 2.3 metres.

11.2.73.3 The use of land or building in this "General Commercial Inner Core Special No. 73 (C1 Sp.73)" shall conform to all other regulations of this By-law, except as hereby expressly varied."

- 4) Section 11 of By-law No. 2015-30 is further amended by inserting "General Commercial Inner Core Special No. 73 (C1 Sp.73)" as shown on Schedule "B" to this By-law.
- 5) Notice of the passing of this By-law shall be given by the Clerk of The Corporation of the City of North Bay in the manner and form and to the persons prescribed by Section 6 of O. Reg. 545/06 as amended.
- 6) Any notice of appeal of this By-law shall be filed in accordance with the provisions of Section 34(19) of the *Planning Act*, not later than 20 days after the day that the giving of the notice by the Clerk is completed, setting out the objection to the By-law and the reasons in support of the objection, and shall be accompanied by the fee prescribed under the *Ontario Municipal Board Act*, R.S.O. 1990, c. O.28.
- 7) Where no notice of appeal is filed with the Clerk within twenty (20) days as required by Section 4 of this By-law, then this By-law shall be deemed to have come into force on the day it was passed.

- 8) Where one or more notices of appeal are filed with the Clerk within twenty (20) days in compliance with Section 4 of this By-law, then this By-law shall not come into force until all appeals have been finally disposed of in accordance with Section 34 of the *Planning Act*, 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 17th Day of October 2017.**

**Read a Second Time in Open Council the 17th Day of October 2017.**

**Read a Third Time in Open Council and Passed this 17th Day of October 2017.**

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**Mayor, Allan McDonald**

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**City Clerk Karen Mclsaac**

Sire/C01/ By-law No. 2017-68 – ZBLA File #897 – Oak Street West (unaddressed) – City of North Bay/Marina Point - Zoning By-law Amendment

# Schedule A

This is Schedule "A"  
To By-law No. 2017-68

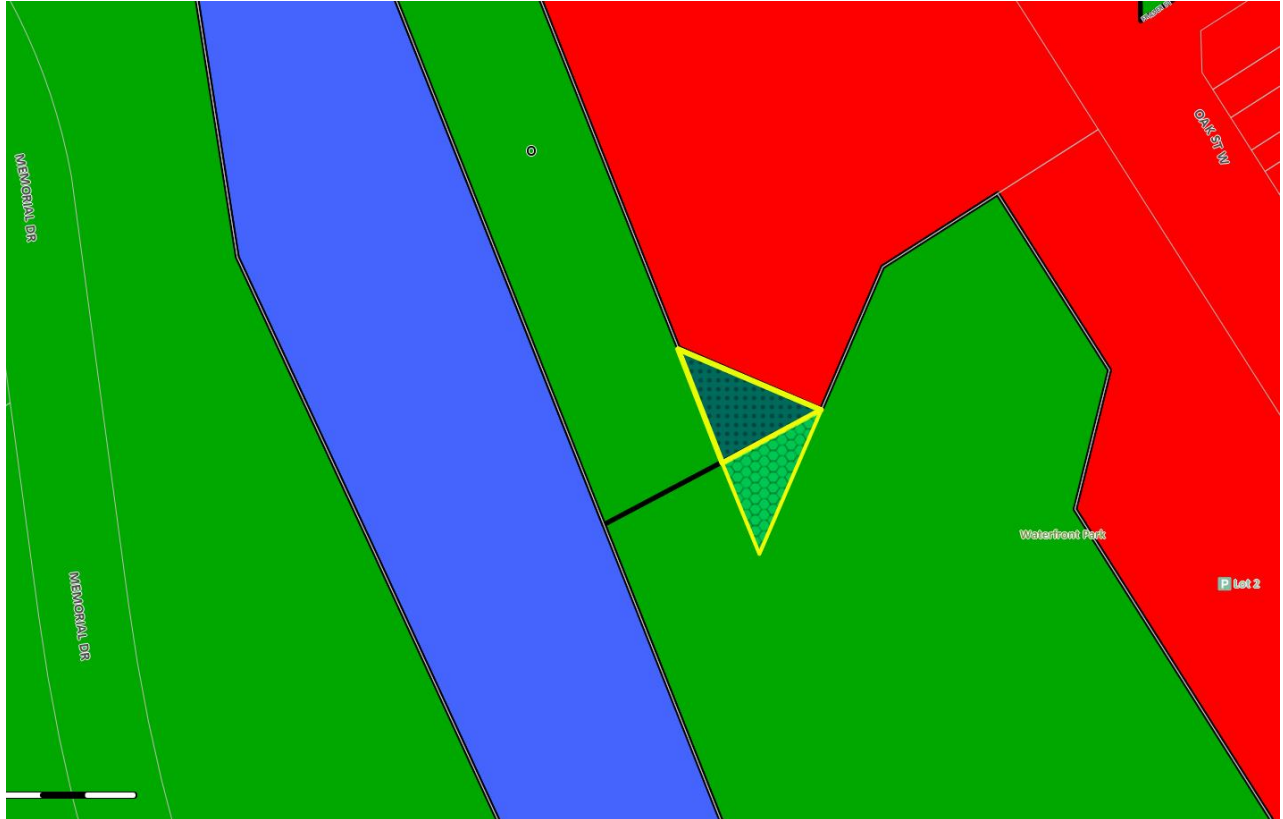
Passed the 17th Day of October, 2017

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Mayor Allan McDonald

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City Clerk Karen Mclsaac



## Legend



- From an "Open Space" zone to a "General Commercial Inner Core Special No. 73 (C1 Sp.73)" zone



- From a "Parkland (P)" zone to a "General Commercial Inner Core Special No. 73 (C1 Sp.73)" zone