

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 129-90

A BY-LAW TO AMEND BY-LAW NO. 28-80 TO REZONE CERTAIN LANDS ON CHOLETTE STREET FROM A "LIGHT INDUSTRIAL THREE (M.3)" ZONE TO AN "INDUSTRIAL COMMERCIAL SPECIAL ZONE NO.20 (MC.Sp.20)" (Y. GIROUX).

WHEREAS the owner of the subject property has requested a rezoning;

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-52" of By-law No. 28-80 pursuant to Section 34 of the Planning Act;

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

1. Schedule "B-52" 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 Part 9, Plan NR-515 in the City of North Bay, shown as hatched on Schedule "B" attached hereto) from a "Light Industrial Three (M.3)" to an "Industrial Commercial Special Zone No. 20 (MC.Sp.20)".
2. Section 11 of By-Law No. 28-80 is amended by inserting at the end thereof the following Section 11.4.20:
 - 11.4.20 "Industrial Commercial Special Zone No. 20 (MC.Sp.20)"
 - 11.4.20.1 The property description of this "Industrial Commercial Special Zone 20 (MC.Sp.20)" is Part 9, Plan NR-515 along Cholette Street in the City of North Bay as shown on the attached Schedule and Schedule "B-52".

11.4.20.2a) No person shall use land, or use, erect, or construct any building or structure in this "Industrial Commercial Special Zone No. 20 (MC.Sp.20)" except for the following uses:

- a restaurant not to exceed 80 square meters of gross floor space

b) The regulations for this "Industrial Commercial Special Zone No. 20(MC.Sp.20)"

i) The maximum gross floor area as a percent of lot area shall be thirty (30) percent;

ii) The minimum front yard setback shall be seven and four tenths (7.4) meters;

iii) The minimum westerly side yard setback shall be nil (0) meters;

iv) The minimum easterly side yard setback shall be five and one-tenth (5.1) meters;

v) The minimum rear yard setback shall be eleven and one-tenth (11.1) meters.

11.4.19.3 The use of land or buildings in this "Industrial Commercial Special Zone No. 20 (MC.Sp.20)" shall conform to all other regulations of this By-Law, except as hereby expressly varied".

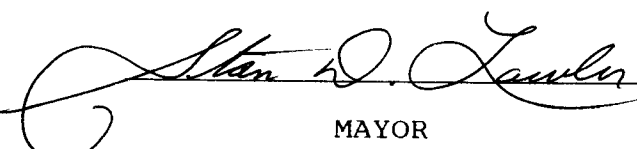
3. Section 11 of By-Law No. 28-80 is further amended by inserting Schedule to "Industrial Commercial Special Zone No. 20 (MC.Sp.20)" as shown on Schedule "C" to this By-Law.

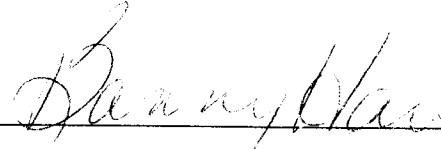
4. a) Notice of this By-Law shall be given by the Clerk in the manner and form and to the person prescribed by Ontario Regulation 404/83.

- 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 9th DAY OF July 1990.
READ A SECOND TIME IN OPEN COUNCIL THE 23RD DAY OF JULY 1990.
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 23RD DAY
OF JULY 1990.


MAYOR


DEPUTY CITY CLERK

This is Schedule " A "

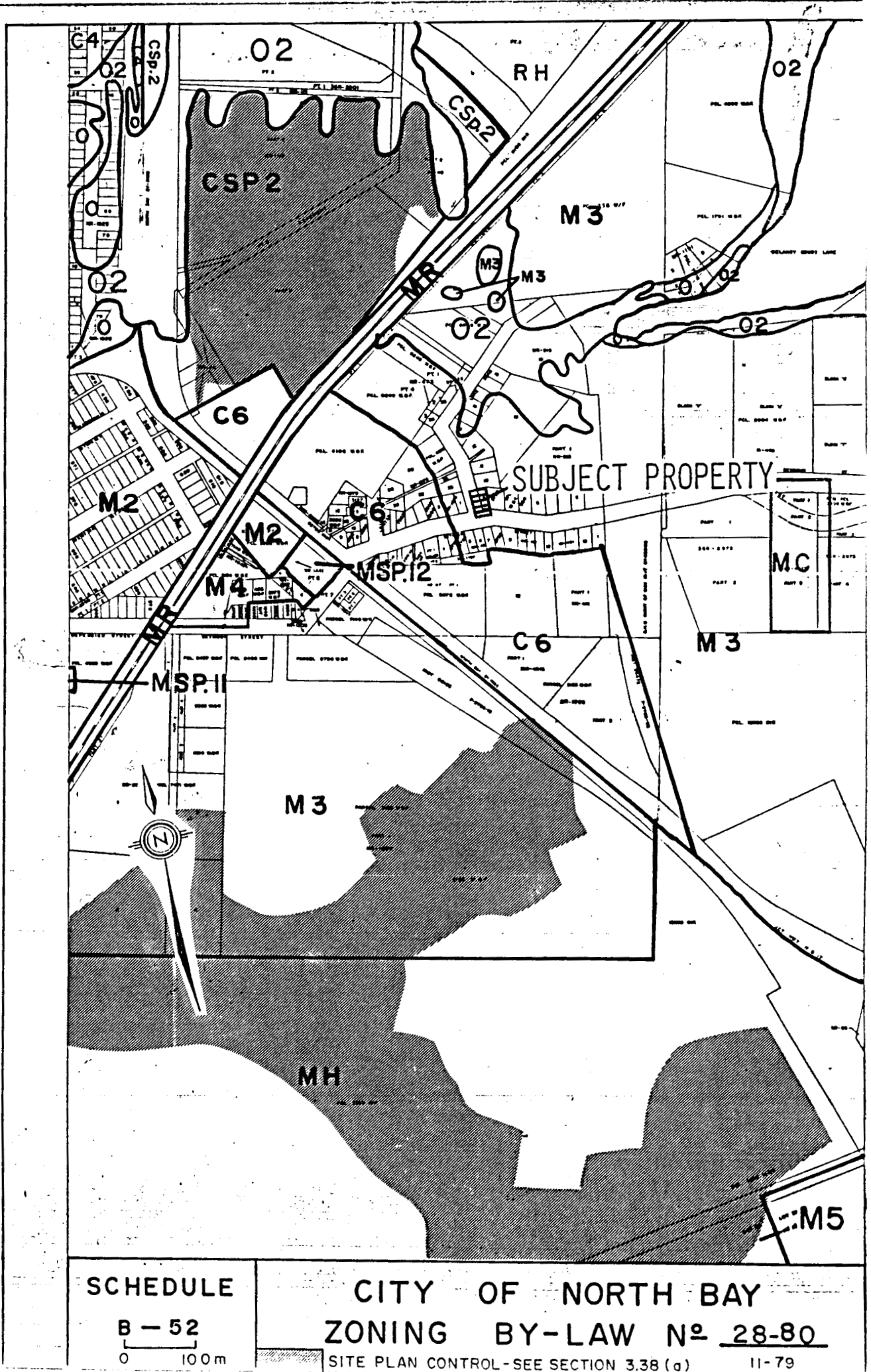
To By-law No. 129-90

Passed the 23RD day of JULY

19 90.

Stan D. Lawler
MAYOR

Janey...
DEPUTY CITY CLERK



SCHEDULE

B - 52

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CITY OF NORTH BAY
ZONING BY-LAW No 28-80

SITE PLAN CONTROL - SEE SECTION 3.38 (a)

11-79

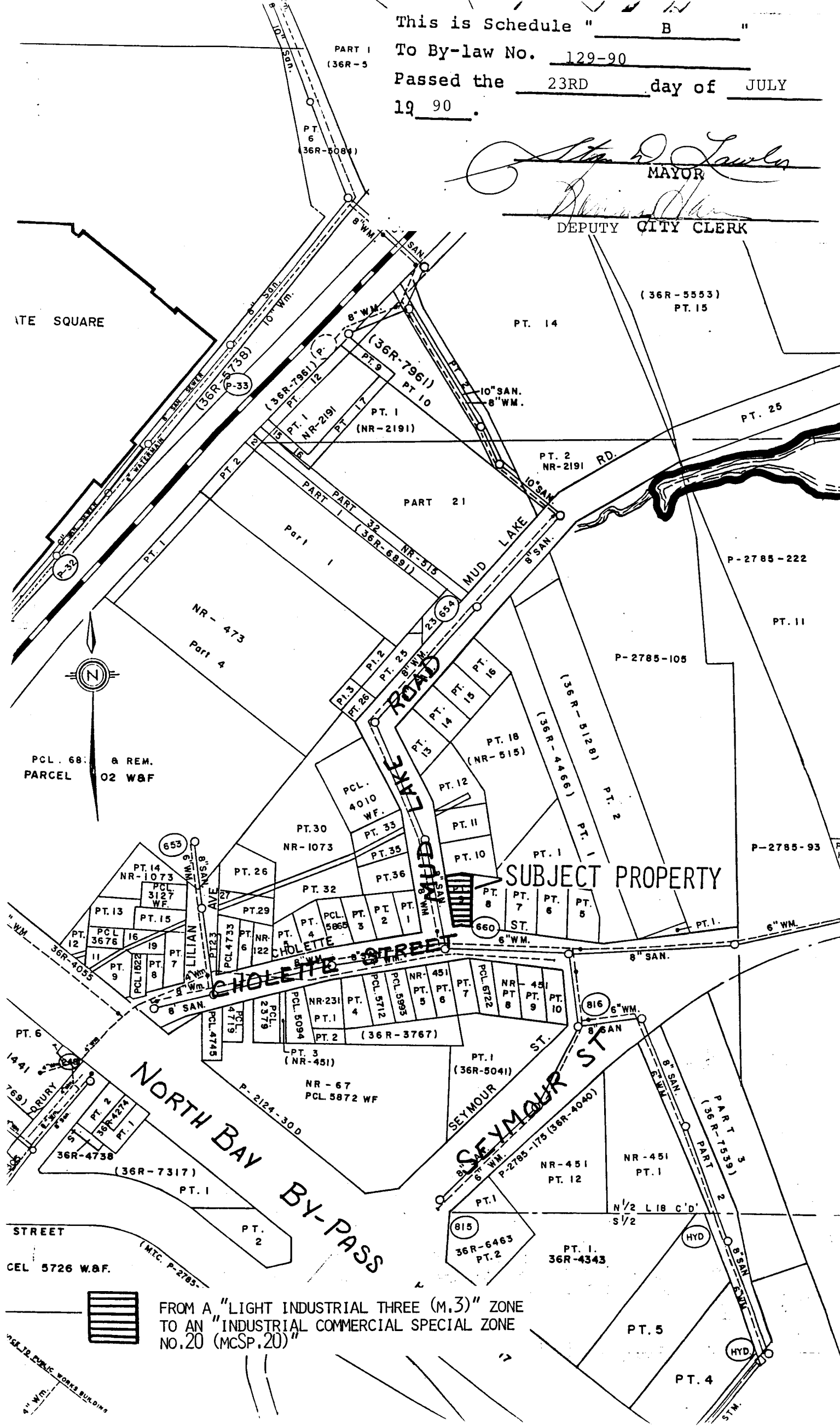
This is Schedule " B "

To By-law No. 129-90

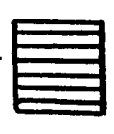
Passed the 23RD day of JULY

19 90.

Steph D. Lawler
MAYOR
Deborah Han
DEPUTY CITY CLERK



SUBJECT PROPERTY



FROM A "LIGHT INDUSTRIAL THREE (M.3)" ZONE
TO AN "INDUSTRIAL COMMERCIAL SPECIAL
NO.20 (MCSP.20)"

CEL 5726 W&F.

4" W.M.
M.C. P-2783
W&F. PUBLIC WORKS BUILDING

This is Schedule "C"

to By-law No. 129-90

Passed the 23RD day of

JULY 1990.

Stan D. Landry
MAYOR

[Signature]
DEPUTY CITY CLERK

SCHEDULE TO "INDUSTRIAL COMMERCIAL SPECIAL ZONE 20 (M.C.SP.20)"

