

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 14-89

A BY-LAW TO AMEND BY-LAW NO. 28-80 TO
REZONE CERTAIN LANDS ON O'BRIEN STREET
FROM A "RESIDENTIAL MULTIPLE THIRD
DENSITY (RM.3)" ZONE TO A "RESIDENTIAL
MULTIPLE THIRD DENSITY SPECIAL ZONE NO. 31
(RM.3 SP.31)" (PERROTTA - 1012 O'BRIEN STREET)

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-43 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-43 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 836 to 839 inclusive, Plan M-177, along O'Brien Street and Hutcheson Avenue in the City of North Bay, shown as hatched on Schedule "B" attached hereto) from a "Residential Multiple Third Density (RM.3)" Zone to a "Residential Multiple Third Density Special Zone No. 31, (RM.3 Sp.31)".

2. Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following Section 11.2.31.

"11.2.31 "Residential Multiple Third Density Special Zone
No. 31 (RM.3 Sp.31)"

11.2.31.1 The property description of this "Residential Multiple Third Density Special Zone No. 31 (RM.3 Sp.31)" Zone is Lots 836 to 839 incl., Plan M-177, along O'Brien Street and Hutcheson Avenue in the City of North Bay as shown on the attached Schedule and Schedule "B-43".

11.2.31.2 (a) No person shall use land, erect, or construct any building or structure in this "Residential Multiple Third Density Special Zone No. 31 (RM.3 Sp.31)" Zone except for the following uses:

Apartment dwelling having not more than ten (10) units;

Parks, playgrounds, non-profit uses,
Institutional uses.

11.2.31.2 (b) The regulations for this "Residential Multiple Third Density Special Zone No. 31 (RM.3 Sp.31)" Zone are as follows:

(i) The maximum gross floor area as a percentage of lot area shall be ninety-six (96) percent;

(ii) The minimum lot frontage shall be thirty (30) metres;

(iii) The minimum front yard setback shall be six (6) metres;

(iv) The minimum side yard setback shall be six (6) metres;

(v) The minimum rear yard setback shall be seven and six-tenths (7.6) metres.

11.2.31.3 The use of land or buildings in this Residential Multiple Third Density Special Zone No. 31 (RM.3 Sp.31)" Zone 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 Residential Multiple Third Density Special Zone No. 31 (RM.3 Sp.31)" 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 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 or 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 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 16TH DAY OF JANUARY 1989 .
READ A SECOND TIME IN OPEN COUNCIL THE 30th DAY OF January 1989.
READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 30th DAY
OF January 1989.


MAYOR


CITY CLERK

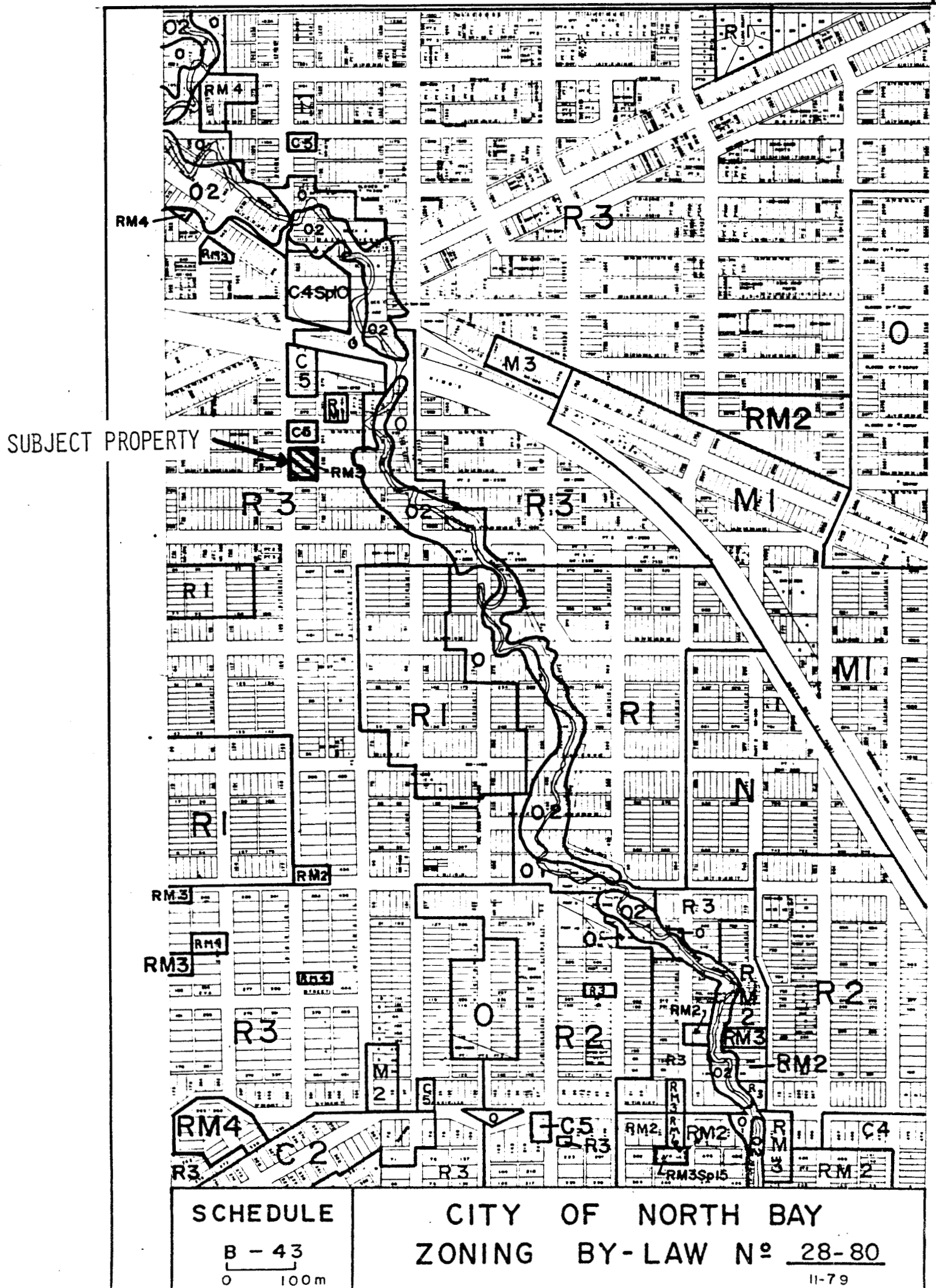
This is Schedule " A "

To By-law No. 14-89

Passed the 30th day of January, 1989.

Stan D. Lawlor
MAYOR

R.P. Miller
CITY CLERK



This is Schedule " B "

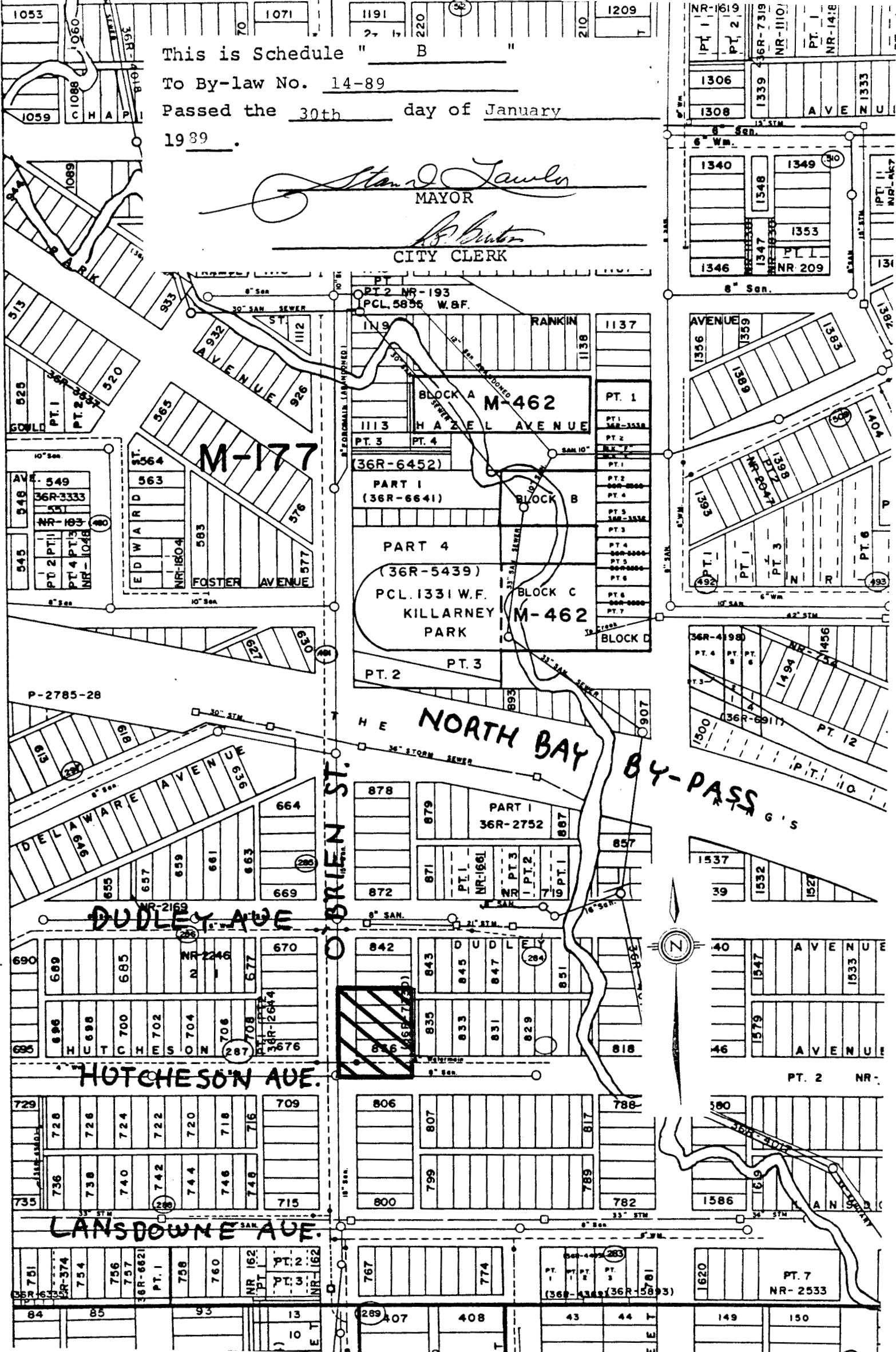
To By-law No. 14-89

Passed the 30th day of January

1989 .

Stan D. Lawlor
MAYOR

B. Butler
CITY CLERK





FROM "RESIDENTIAL MULTIPLE THIRD DENSITY(RM.3)" TO
"RESIDENTIAL MULTIPLE THIRD DENSITY SPECIAL ZONE NO. 31(RM3SP.31)"

This is Schedule " C "

To By-law No. 14-89

Passed the 30th day of January ,
19 89 .


MAYOR

CITY CLERK

SCHEDULE TO "RESIDENTIAL MULTIPLE THIRD DENSITY SPECIAL ZONE NO. 31(RM3SP.31)"

