

By-law 2020-29Z

A By-law of the City of Greater Sudbury to Amend By-law 2010-100Z Being the Comprehensive Zoning By-law for the City of Greater Sudbury

Whereas Council of the City of Greater Sudbury deems it desirable to amend By-law 2010-100Z being the Zoning By-law for the City of Greater Sudbury;

Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

1.-(1) That By-law 2010-100Z being the Zoning By-law for the City of Greater Sudbury, Schedule "A" attached thereto, be and the same is amended by changing the zoning classification of the following lands from "R4(9)", High Density Residential Special to "I(51)", Institutional Special;

(2) Property Description: PIN 02124-0103(LT)
Lot 18, Plan M-382
Part of Part 1, Plan SR-713
Part of Lot 2, Concession 5
Township of McKim, City of Greater Sudbury

2. That the following paragraph be added to Part 11, Section 5, Subsection (1):

**(yy) I(51) Former St. Raphael School site
McKim Township Maps Lot 2, Con 5; Lot 1, Con 5**

Notwithstanding any other provision hereof to the contrary, within any area designated I(51) on the Zone Maps, all provisions of this by-law applicable to the "I", Institutional *zone* shall apply subject to the following modifications:

- (i) The location of the *existing building* shall be permitted;
- (ii) *Existing landscaped open space* including *planting strips* shall be permitted;
- (iii) A steel guardrail, constructed in a manner consistent with applicable provincial standards, to prevent *vehicles* leaving the travelled portion of the south *driveway*, adjacent to the slope, to be constructed along the south boundary of the south *driveway*, as it extends to the north and the length of Part 1 on Plan 53R-3835, PIN 02124-0158; and;
- (iv) A board-to-board *fence* of quality materials, at the maximum *height* permitted by the City's By-law(s) relating to *fences* shall be constructed along the length of the north boundary of Part 1 on Plan 53R-3835, PIN 02124-0158.

3. That Part 11, Section 1, Subsection (12), Paragraph (i) pertaining to the R4(9) special zoning be deleted.

4. The applicant, a person or public body who, before the by-law was passed, made oral submissions at a public meeting or written submissions to the council, or the Minister may appeal the passage of this By-law to the Local Planning Appeal Tribunal by filing with the City Clerk, within 20 days of the giving of notice of passage of the By-law by the City Clerk:

- (a) a Notice of Appeal;
- (b) an explanation of how the by-law is inconsistent with a policy statement issued under subsection 3(1) of the *Planning Act*, fails to conform with or conflicts with a provincial plan or fails to conform with an applicable official plan; and
- (c) the fee prescribed under the *Local Planning Appeal Tribunal Act, 2017*.

If these materials and fees have not been filed with the City Clerk within this period, this By-law shall be deemed to have come into force on the day it was passed.

If these materials have been received within that time, this By-law shall not come into force until all appeals have been withdrawn or finally disposed of and except for those parts repealed or amended, and in such case it shall be deemed to have come into force on the day it was passed.

5. This By-law is in conformity with the City of Greater Sudbury Official Plan as amended.

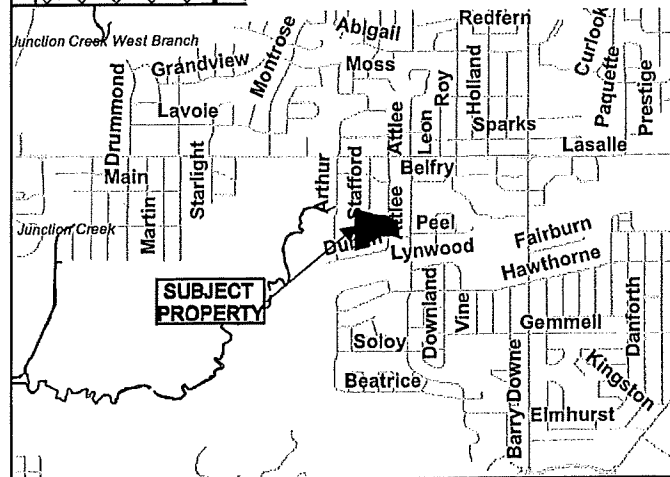
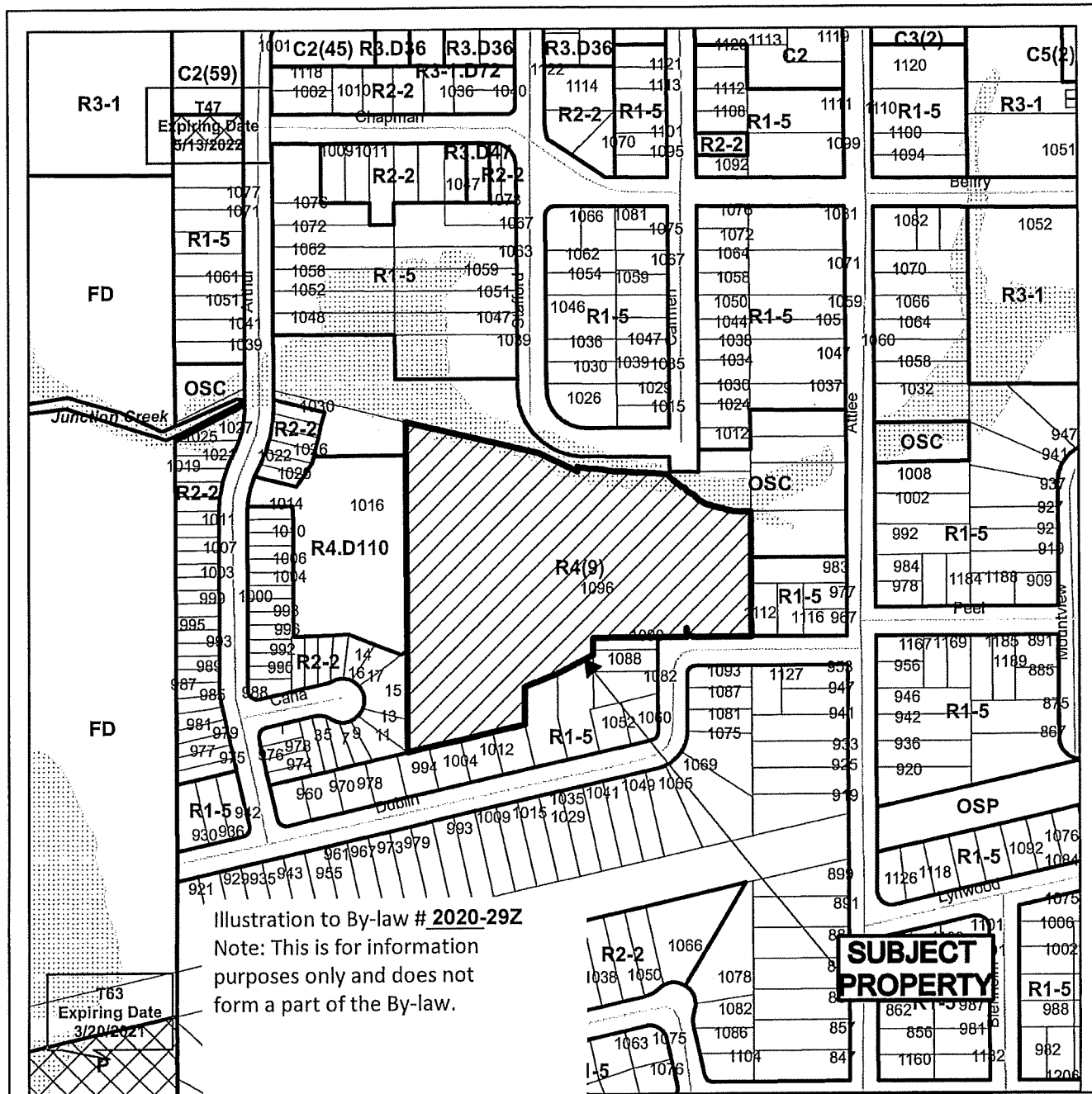
Read and Passed in Open Council this 21st day of January, 2020



Mayor



Clerk



Growth and Infrastructure Department



Subject Property being PIN 02124-0103,
Lot 18, Plan M-382,
Part of Part 1, Plan SR-713
Lot 2, Concession 5,
Township of McKim,
1096 Dublin Street, Sudbury,
City of Greater Sudbury

NTS
Sketch 1

751-6/19-13
Date: 2019 10 02