

## By-law 2019-119Z

### **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 hereby amended by changing the zoning classification of the following lands from "FD", Future Development to "H(49)I(49)", Holding Institutional:

- (2) Property Description: Part of PINs 73576-0116 & 73576-0138  
Parts 1 & 2, Plan 53R-21176  
Part of Lot 10, Concession 3  
Township of Neelon, City of Greater Sudbury

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

**(ww) I(49) Long-term care facility  
Neelon Township Maps Lot 10 Con 3; Lot 9 Con 3**

Notwithstanding any other provision hereof to the contrary, within any area designated I(49) 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 only permitted *uses* shall be a *long-term care facility* containing a maximum of 192 beds along with *accessory uses* that are directly related to the primary *use* being that of a *long-term care facility*;
- (ii) The maximum *building height* shall be three (3) *storeys*; and,
- (iii) The minimum *lot frontage* shall be 28 metres.

3. That the following row on Table 13.1 Holding (H) Provisions be added to read as follows:

Symbol	Application	Property/ Legal Description	Conditions for Removal	Date Enacted	Date Removed
H49	Extension of services and the public road	Part of PINs 73576-0116 & 73576-0138, Parts 1 and 2, Plan 53R-21176, in Lot 10, Concession 3, Township of Neelon	<p>The "H49", Holding symbol in this By-law shall only be removed by <i>Council</i> of the City of Greater Sudbury pursuant to Section 36 of the Planning Act, R.S.O. 1990, C.P. 13, provided that the following conditions are first satisfied:</p> <ul style="list-style-type: none"> <li>i) Municipal water and sanitary services are available to service the development;</li> <li>ii) Public road frontage exists for the lands subject to the Holding symbol.</li> </ul>	July 9, 2019	

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.

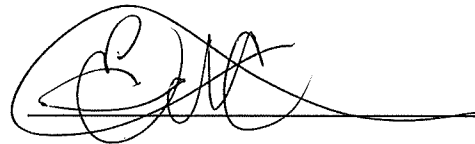
If these materials have been received within that time, this By-law shall not come into force until all appeals have been withdrawn or finally disposed of and except for those parts

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 9<sup>th</sup> day of July, 2019

  
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Mayor

  
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Clerk

