

By-law 2016-239P

**A By-law of the City of Greater Sudbury to
Adopt Official Plan Amendment No. 72 to
the Official Plan for the City of Greater Sudbury**

Whereas the Official Plan for the City of Greater Sudbury was adopted by City Council on June 14, 2006 by By-law 2006-200 and partly approved by the Ontario Municipal Board on December 17, 2007, January 22, 2008 and April 10, 2008;

And Whereas the Council of the City of Greater Sudbury deems it desirable to adopt Amendment No. 72 to the Official Plan for the City of Greater Sudbury pursuant to subsection 17(22) of the *Planning Act*, as amended;

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

1. Amendment No. 72 to the Official Plan for the City of Greater Sudbury attached hereto as Schedule "A" is hereby adopted.

Read and Passed in Open Council this 13th day of December, 2016



Mayor



Clerk

Schedule "A"
to By-law 2016-239P of the City of Greater Sudbury

Amendment Number 72
to the City of Greater Sudbury Official Plan

Components of the Amendment: Part A, the Preamble, does not constitute part of this Amendment.

Part B, the Amendment, which consists of the following map entitled Schedule "A", constitutes Amendment 72 to the City of Greater Sudbury Official Plan.

Part A - The Preamble

Purpose of the Amendment: The proposed amendment is a site specific amendment to change the designation of the subject lands from Living Area 1 to Mixed Use Commercial.

Location: PIN 73571-0854, Parcel 39929, Lot 1 Plan M-511, Lot 12, Concession 5, Township of Neelon (Barry Downe Road, Sudbury)

Basis: Applications for Official Plan Amendment (File #701-6/16-4) and Zoning By-law Amendment (File # 751-6/16-12) have been submitted for consideration by Planning Committee and Council in order to change the designation of the subject lands from Living Area 1 to Mixed Use Commercial to permit the development of a take-out restaurant and provide relief to the required number of parking spaces, setbacks and landscape buffers. Planning Committee Recommendations PL2016-151 and PL2016-152, which were ratified by Council on October 18, 2016 recommended approval of the applications, which included amending the Official Plan for the City of Greater Sudbury in order to change the land use designation of the subject lands.

Part B - The Amendment

- 1) Schedules 1a Land Use Map and 1b Land Use – Sudbury Community, are hereby amended by changing the land use designation of PIN 73571-0854, Parcel 39929, Lot 1, Plan M-511, Lot 12, Concession 5, Township of Neelon from "Living Area 1" to "Mixed Use Commercial" as shown on Schedule "A" attached to this amendment.

