

BY-LAW NUMBER 2012-

A By-law of The Corporation of the City of Barrie to amend By-law 2009-141, a land use control by-law to regulate the use of land, and the erection, use, bulk, height, location and spacing of buildings and structures in the City of Barrie.

WHEREAS the Council of The Corporation of the City of Barrie deems it expedient to amend By-law 2009-141 to rezone Firstly: Lot 1 and Part of Lot 2, west side of Colborne Street, Plan 321 and Part of Lot 13, Concession 14, being all of PIN 58743-0275 (LT); Secondly: Part of Lot 2, west side of Colborne Street, Lot 3, west side of Colborne Street, Plan 321, Part of Lot 13, Concession 14, being all of PIN 58743-0276 (LT); Thirdly: Part of Lot 13, Concession 14, being all of PIN 58743-0339 (LT); Fourthly: Part of Lot 3, west side of Colborne Street, Plan 321, being all of PIN 58743-0338 (LT), Fifthly: Part of Lot 3, west side of Colborne Street, Plan 321, being all of PIN 58743-0325 (LT); Sixthly: Part of Lot 3, west side of Colborne Street, Plan 321, Part of Lot 13, Concession 14, being all of PIN 58743-0277 (LT); all in the former Township of Innisfil, now City of Barrie, County of Simcoe, known municipally as 396, 400 and 408 Cox Mill Road, Barrie from General Commercial (C4) and Residential First Density (R1) to Open Space (OS) (SP-469), Residential Second Density (R2) (SP-470) and Environmental Protection (EP);

AND WHEREAS the Council of The Corporation of the City of Barrie adopted Motion 12-G-104.

NOW THEREFORE the Council of The Corporation of the City of Barrie enacts the following:

1. **THAT** the zoning map is amended to change the zoning of Firstly: Lot 1 and Part of Lot 2, west side of Colborne Street, Plan 321 and Part of Lot 13, Concession 14, being all of PIN 58743-0275 (LT); Secondly: Part of Lot 2, west side of Colborne Street, Lot 3, west side of Colborne Street, Plan 321, Part of Lot 13, Concession 14, being all of PIN 58743-0276 (LT); Thirdly: Part of Lot 13, Concession 14, being all of PIN 58743-0339 (LT); Fourthly: Part of Lot 3, west side of Colborne Street, Plan 321, being all of PIN 58743-0338 (LT), Fifthly: Part of Lot 3, west side of Colborne Street, Plan 321, being all of PIN 58743-0325 (LT); Sixthly: Part of Lot 3, west side of Colborne Street, Plan 321, Part of Lot 13, Concession 14, being all of PIN 58743-0277 (LT); all in the former Township of Innisfil, now City of Barrie, County of Simcoe, known municipally as 396, 400 and 408 Cox Mill Road, Barrie from General Commercial (C4) and Residential First Density (R1) to Open Space (OS) (SP-469), Residential Second Density (R2) (SP-470) and Environmental Protection (EP) in accordance with Schedule "A" attached to this By-law being a portion of the zoning map.
2. **THAT** notwithstanding the provisions set out in Section 9.3.1 of By-law 2009-141, a minimum south side yard setback of 0.16 m shall be permitted for the existing boathouse and change room in the Open Space (OS) (SP-469) zone.
3. **THAT** notwithstanding the provisions set out in Section 4.8.2.1 of By-law 2009-141, a landscape buffer and tight board fence shall not be required in the Open Space (OS) (SP-469) zone.
4. **THAT** notwithstanding the provisions set out in Section 5.3.1 of By-law 2009-141, a minimum rear yard setback of 6m to 11m described as a Total Hazard Limit Allowance and shown in Schedule "B" and as more specifically delineated in the Geotechnical Investigations and Slope Stability Assessment dated December 18, 2009 shall be required in the Residential Second Density (R2) (SP-470) zone.
5. **THAT** notwithstanding the provisions set out in Section 5.3.1 of By-law 2009-141, no site alteration, development, buildings or structures shall be permitted in the minimum rear yard setback described above unless required for slope stability or regeneration as approved by the Lake Simcoe Region Conservation Authority and The Corporation of the City of Barrie in the Residential Second Density (R2) (SP-470) zone.
6. **THAT** the remaining provisions of By-law 2009-141, as amended from time to time, applicable to the above described lands as shown in Schedule "A" to this By-law shall apply to the said lands except as varied by this By-law.

7. **THAT** this By-law shall come into force and effect immediately upon the final passing thereof.

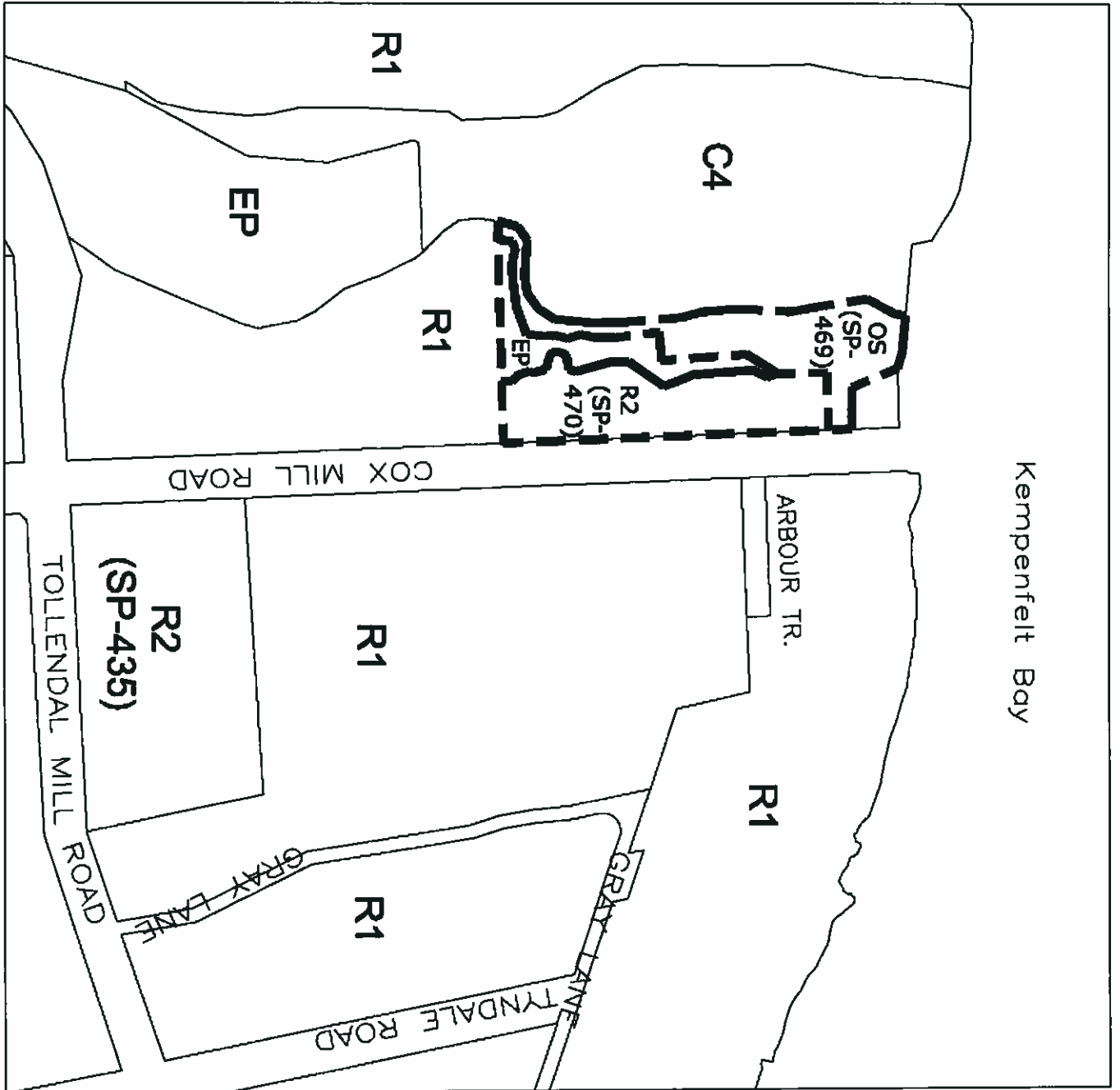
READ a first and second time this 4th day of June, 2012.

READ a third time and finally passed this 4th day of June, 2012.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – J. R. LEHMAN

CITY CLERK – DAWN A. MCALPINE

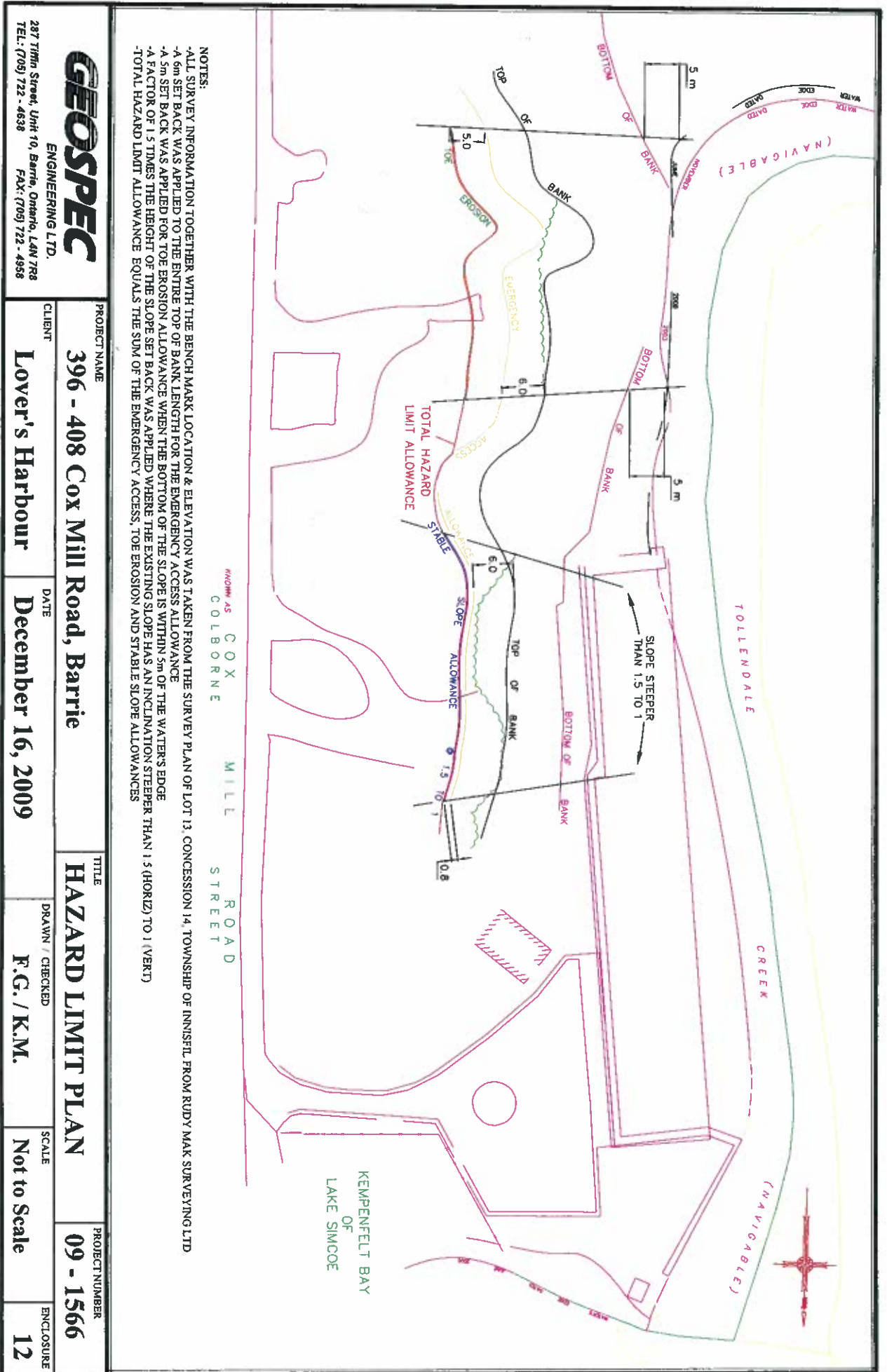


D14-1514
March 15, 2012

Schedule "A" to attached By-law 2012-

MAYOR - J.R. LEHMAN

CITY CLERK - DAWN A. MCALPINE



NOTES:
 -ALL SURVEY INFORMATION TOGETHER WITH THE BENCHMARK LOCATION & ELEVATION WAS TAKEN FROM THE SURVEY PLAN OF LOT 13, CONCESSION 14, TOWNSHIP OF INNISFIL, FROM RUDY MAK SURVEYING LTD
 -A 6m SET BACK WAS APPLIED TO THE ENTIRE TOP OF BANK LENGTH FOR THE EMERGENCY ACCESS ALLOWANCE
 -A 5m SET BACK WAS APPLIED FOR THE EROSION ALLOWANCE WHEN THE BOTTOM OF THE SLOPE IS WITHIN 5m OF THE WATER'S EDGE
 -A FACTOR OF 1.5 TIMES THE HEIGHT OF THE SLOPE SET BACK WAS APPLIED WHERE THE EXISTING SLOPE HAS AN INCLINATION STEEPER THAN 1:3 (HORIZ) TO 1 (VERT)
 -TOTAL HAZARD LIMIT ALLOWANCE EQUALS THE SUM OF THE EMERGENCY ACCESS, TOE EROSION AND STABLE SLOPE ALLOWANCES

		PROJECT NAME 396 - 408 Cox Mill Road, Barrie		TITLE HAZARD LIMIT PLAN		PROJECT NUMBER 09 - 1566	
CLIENT Lover's Harbour 		DATE December 16, 2009 		DRAWN / CHECKED F.G. / K.M. 		SCALE Not to Scale 	
287 Tiffin Street, Unit 10, Barrie, Ontario, L4N 7R8 TEL: (709) 722-4638 FAX: (709) 722-4998						ENCLOSURE 12 	

Schedule "B" to attached By-law 2012-

MAYOR - J.R. LEHMAN

CITY CLERK - DAWN A. MCALPINE