BY-LAW NO. 2010-

A BY-LAW TO AMEND THE OFFICIAL PLAN FOR THE CITY OF KINGSTON PLANNING AREA
(AMENDMENT NO. 3 – To change the properties known municipally as 1293 Princess Street to 1343 Princess Street inclusive from ‘Arterial Commercial’ to an ‘Arterial Commercial Site Specific Policy Area No. 42’)

PASSED: , 2010

WHEREAS a public meeting was held regarding this amendment on June 17, 2010;

NOW THEREFORE the Council of The Corporation of the City of Kingston, in accordance with the provisions of Section 17 of the Planning Act, R.S.O. 1990, c.P13, hereby enacts as follows:

1. The Official Plan for the City of Kingston is hereby amended by the following map change which shall constitute Amendment No. 3 to the Official Plan for the City of Kingston.

   (a) AMEND Schedule ‘3-D, Site Specific Policies’ of the Official Plan for the City of Kingston, so as to designate properties located from 1293 Princess Street to 1343 Princess Street inclusive, as shown on Schedule ‘A’ to By-Law No. 2010-__, as ‘Site Specific Policy Area No. 42’.

2. That the Official Plan for the City of Kingston, as amended, be further amended by adding the following new Site Specific Policy as Section 3.18.42:

   “1293 Princess St. to 1343 Princess St.
   Schedule 3-D, SSP No. 42

   3.18.42 The properties from 1293 Princess Street to 1343 Princess Street inclusive, are within the Arterial Commercial designation as shown on Schedule 3-A. The Plan recognizes that as these properties, shown on Schedule 3-D as SSP No. 42, undergo a transition from low-density residential use to Arterial Commercial uses, the following site specific policies shall guide the development/redevelopment of these lands:

   a. Uses on these properties shall include permitted Arterial Commercial and existing Residential uses and small-scale service oriented office and financial services uses such as real estate, insurance, branch banks, medical and professional uses;
   b. Commercial uses will be limited to those uses which will be compatible with the residential character of the area;
   c. A comprehensive program of land assembly will be encouraged;
   d. Any commercial developments are required to support the residential character of the area in terms of building design, landscaping, rear yard parking, and building location on the lot;
   e. Vehicular access to the area from Alexander Street will be prohibited;
   f. The number of vehicular access points from Princess Street shall be minimized in the context of redevelopment and project design;
g. Development or redevelopment will require the provision of adequate impact mitigation measures such as the provision of buffers, landscaping, site design, building arrangements and building design to ensure compatibility with any adjacent residential uses.

3. This By-Law shall come into force and take effect on the day that is the day after the last day for filing an appeal pursuant to the Planning Act, provided that no Notice of Appeal is filed to this By-Law in accordance with the provisions of Section 17, Subsection 24 of the Planning Act, as amended; and where one or more appeals have been filed within the time period specified, at the conclusion of which, the By-Law shall be deemed to have come into force and take effect on the day the appeals are withdrawn or dismissed, as the case may be.

GIVEN ALL THREE READINGS AND PASSED August, 2010

CITY CLERK

MAYOR
THE CORPORATION OF THE CITY OF KINGSTON

BY-LAW NO. 2010-_____

A BY-LAW TO AMEND BY-LAW NO. 2005-98, BEING “A BY-LAW TO DIRECT THE ORDERLY ADDRESSING OF BUILDINGS AND PROPERTIES AND APPROPRIATE NAMING OF ROADS WITHIN THE CITY OF KINGSTON”

The Council of the Corporation of the City of Kingston hereby enacts as follows:

1. By-law No. 2005-98 of the City of Kingston titled “A BY-LAW TO DIRECT THE ORDERLY ADDRESSING OF BUILDINGS AND PROPERTIES AND APPROPRIATE NAMING OF ROADS WITHIN THE CITY OF KINGSTON” (“Civic Addressing and Road Naming By-law”) is hereby amended as follows:

a) Section “3A. CIVIC ADDRESSING”, Subsection “10)” is hereby deleted in its entirety and replaced with the following:

10) Any building(s) with an existing assigned municipal address number may be reassigned a new number by the Director of Planning and Development or his/her designate where there are potentially confusing number discontinuities or irregularities, there is an inadequate supply of civic numbers for existing and future lot development, there are emergency service requirements or there are other City initiatives.

The Director of Planning and Development or his/her designate will provide written notice of the civic address numbering change to the owners of any affected properties.

In cases where it is found that the renumbering of a building, unit or property would pose undue hardship on a number of residents or businesses, the Director of Planning and Development or his/her designate, at his/her discretion, in consultation with emergency service providers may allow the existing civic address to remain, provided that the existing address follows a clear numbering sequence and complies with the requirements for emergency service.

It is the responsibility of the owner(s) to ensure that the new civic address number or signage is installed and visible from the street.

b) Section “3B. ROAD NAMING”, Subsection 7)” is hereby deleted in its entirety and replaced with the following:

7) When an existing road is being renamed, there shall be a public notification process to obtain comments and/or suggestions respecting the new road name. All comments and
suggestions will be reviewed and a recommendation for a new road name will be submitted to City Council for approval.

c) Section “5. ADMINISTRATION”, Subsection 1)” is hereby deleted in its entirety and replaced with the following:

1) The Director of Planning and Development or his/her designate is responsible for the administration of this By-law.

d) “SCHEDULE “A” CIVIC ADDRESSING CONVENTIONS”, Section “2A. GENERATION OF CIVIC NUMBERS” is hereby amended by adding the following new Subsection 5) immediately following Subsection 4)”:

5) The assignment of alpha characters may be permitted as part of a civic address if it is found that no additional numbers are available that would be consistent with the existing numbering system on the street and address changes would impose undue hardship. Alpha characters shall be limited in use and will only be considered where necessary in order to comply with emergency services requirements.

e) “SCHEDULE “A” CIVIC ADDRESSING CONVENTIONS”, Section “2B. SPECIAL CASES” Subsection 5), “Lots with Multiple Frontages” is hereby deleted in its entirety and replaced with the following:

5) Lots with Multiple Frontages

For properties with more than one frontage, the properties shall be numbered on the frontage where full vehicular access is provided. Where there is no vehicular access to the property, the property shall be numbered on the road frontage where the principal pedestrian access to the building is located.

The Director of Planning and Development or his/her designate, in consultation with emergency service providers, may assign more than one address to a building with multiple unit and multiple entrances.

f) “SCHEDULE “A” CIVIC ADDRESSING CONVENTIONS”, Section “2B. SPECIAL CASES” is hereby amended by adding the following new Subsection 9) immediately following Subsection “8) Multiple industrial Buildings / Industrial Parks”.

9) Public / Private Utilities

Properties that contain such public and private utilities and related facilities as hydro and telecommunication towers or parking areas require a civic address. The facilities shall be numbered on the road frontage where full vehicular access is provided.
g) “SCHEDULE “B” ROAD NAMING CONVENTIONS”, Subsection “1. DEFINITIONS FOR THE ASSIGNMENT OF ROAD NAMES” and Subsection “2. CONVENTIONS FOR THE ASSIGNMENT OF ROAD SUFFIXES” are hereby deleted in their entirety and replaced by the following:

1. ROAD NAMING SUFFIXES AND DEFINITIONS

The suffix designation assigned to new road names shall comply with the following recognized suffixes and shall conform to the roadway characteristics provided in the description.”

<table>
<thead>
<tr>
<th>Road Type</th>
<th>Road Name Suffix</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boulevard</td>
<td>Blvd</td>
<td>A thoroughfare, often with a median reflecting the boulevard character implied in the name. Boulevards are usually major arteries and often act on a collector capacity. Boulevards are often wide and are usually tree lined or having trees planted in the median.</td>
</tr>
<tr>
<td>Avenue Street</td>
<td>Ave St</td>
<td>A limited thoroughfare serving local areas.</td>
</tr>
<tr>
<td>Drive</td>
<td>Dr</td>
<td>A winding, meandering thoroughfare that is usually greater than three hundred (300) metres in length.</td>
</tr>
<tr>
<td>Road</td>
<td>Rd</td>
<td>A limited thoroughfare often greater than three hundred (300) metres in length that usually carries heavy traffic.</td>
</tr>
<tr>
<td>Court Place</td>
<td>Crt Pl</td>
<td>A thoroughfare that dead ends or forms a cul-de-sac.</td>
</tr>
<tr>
<td>Circle</td>
<td>Cir</td>
<td>A short thoroughfare that returns onto itself.</td>
</tr>
<tr>
<td>Lane</td>
<td>Lane</td>
<td>A private road that is often short and narrow with minimal traffic.</td>
</tr>
<tr>
<td>Crescent</td>
<td>Cr</td>
<td>A short thoroughfare that begins and ends on the same street.</td>
</tr>
<tr>
<td>Terrace</td>
<td>Terr</td>
<td>A local collector street.</td>
</tr>
<tr>
<td>Trail</td>
<td>Trail</td>
<td>A street which is a major transportation arterial which spans more than one area of the City.</td>
</tr>
<tr>
<td>Way</td>
<td>Way</td>
<td>A narrow street or highway, generally a street with a hard surface width of twelve (12) metres or less.</td>
</tr>
<tr>
<td>Square</td>
<td>Sq</td>
<td>A widening of a street that creates an island between the extreme boundaries of the street. An open place or area formed at the meeting of two or more streets.</td>
</tr>
</tbody>
</table>
h) “SCHEDULE “B” ROAD NAMING CONVENTIONS”, Subsections “3. CONVENTIONS FOR ASSIGNING NEW NAMES OR RENAMING A ROAD” and Subsection “4. ASSIGNING ROAD NAMES FOR PLANS OF SUBDIVISION” are hereby renumbered Subsections 2. and 3. respectively.

i) “SCHEDULE “B” ROAD NAMING CONVENTIONS”, is hereby amended by adding the following new Subsection 4. immediately following renumbered Section “3. ASSIGNING ROAD NAMES FOR PLANS OF SUBDIVISION”.

4. CONVENTIONS FOR ASSIGNING CIVIC ADDRESSES IN PLANS OF SUBDIVISION

1) Civic addresses will be assigned to the lots established by the approved Draft Plan of Subdivision prior to the final registration of the Plan.
2) The Owner shall be advised that the assigned civic addresses are tentative until the final registration of the Plan of Subdivision.
3) For a lot(s) with more than one frontage on a road, the lot(s) will be assigned a civic address on the road frontage where primary vehicular access is to be provided.
4) For a lot(s) with more than one frontage on a road and prior to applying for a building permit, the Owner shall confirm with the Director of Planning and Development or his/her designate the road frontage where primary vehicular access is to be provided and shall confirm the assigned civic address.

j) “SCHEDULE “C” SIGNAGE CONVENTIONS FOR CIVIC ADDRESSES” Section “1. URBAN SIGNAGE CONVENTIONS” is hereby amended by adding the following new Subsection 3) immediately following Subsection 2) :

3) Green civic address blades may be posted on properties located within the urban area, where the building is located less than fifteen (15) metres (50 feet) from the road if one or more of the following characteristics is met:
   a) The building is obscured by such features as vegetation, gates, topography and/or other structures;
   b) The property is located in the urban/rural fringe near or at the urban boundary but still displays some rural features; and
   c) At the Owner’s request and cost.

k) “SCHEDULE “C” SIGNAGE CONVENTIONS FOR CIVIC ADDRESSES” Section “1. Urban Signage Conventions” is hereby amended by renumbering Subsections 3), 4), 5), 6) and 7) to Subsections 4), 5), 6), 7) and 8), respectively.

l) “SCHEDULE “C” SIGNAGE CONVENTIONS FOR CIVIC ADDRESSES” Section “1. Urban Signage Conventions” is hereby amended by adding the following new subsection 9) immediately following renumbered Subsection 8):

9) For civic addresses to be displayed on stone block masonry as part of a residential dwelling façade, the developer or owner of the property must contact the Director of Planning and Development or his/her designate prior to obtaining a building permit, to
confirm that the civic address on the stone block masonry is correct, would be visible from
the appropriate street and would comply with emergency service requirements.

2. This By-Law shall take effect and come into full force on the date of its passing.

GIVEN FIRST AND SECOND READING ON _________________, 2010.

GIVEN THIRD AND FINAL READING AND PASSED ON __________, 2010.

________________________  ____________________________
CITY CLERK               MAYOR
BY-LAW NO. 2010-___

A BY-LAW TO AMEND BY-LAW NO. 8499, “RESTRICTED AREA (ZONING) BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON” (780 Division Street)

PASSED: _____, 2010

WHEREAS by Order of the Minister of Municipal Affairs and Housing, The Corporation of the Township of Kingston, The Corporation of the Township of Pittsburgh and The Corporation of the City of Kingston were amalgamated on January 1, 1998 to form The Corporation of the City of Kingston as the successor municipal Corporation and pursuant to the Minister’s Order, any by-laws of the former municipality passed under the Planning Act continue as the by-laws covering the area of the former municipality now forming part of the new City;

AND WHEREAS the Council of The Corporation of the City of Kingston deems it advisable to amend By-Law No. 8499, as amended, of the former City of Kingston;

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby ENACTS as follows.

1. By-Law No. 8499 of The Corporation of the City of Kingston, entitled “Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston”, as amended, is hereby further amended as follows:

1.1 That Schedules “E-1”, “E-2” and “E-3” be deleted in their entirety.

1.2 That Section 61 to Part VIII – EXCEPTIONS TO VARIOUS ZONE CLASSIFICATIONS of the By-Law be replaced in its entirety, with the following:

“61. 780 Division Street
Notwithstanding any provisions of Section 14 hereof to the contrary, on the lands zoned ‘B1.61’ on Schedule “A” attached hereto, the following provisions shall apply to the entire area zoned ‘B1.61’:

a) MINIMUM FRONT YARD ALONG DIVISION STREET:
   (i) 5.0 metres for a row dwelling; and,
   (ii) 7.5 metres for an apartment building

b) MAXIMUM DENSITY: 80 dwelling units per hectare”

2. This By-Law shall come into force and take effect on its passing, provided no Notice of Appeal is filed to this By-Law, all in accordance with the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13; and where one or more appeals have been filed within the time period specified, at the conclusion of which, the provisions of Section 34, Subsections 19 and 30 of the Planning Act, R.S.O. 1990, c. P. 13 apply and the By-Law shall be deemed to have come into force and take effect on the day it was passed.

GIVEN ALL THREE READINGS AND PASSED _______, ____, 2010

CITY CLERK

MAYOR