



## BY-LAW STATUS REPORT

For City Council – November 27, 2023

**From:** Legal Services

**Date:** November 17, 2023

**Title:** By-law No. Z-5.309 – 35 Charles Street – NB Housing Corporation – Rezoning

**Description:** By-law No. Z-5.309, Receipt of the Planning Advisory Committee Report, Hearing of Objections/Support, First Reading of By-law No. Z-5.309, by title, Second Reading of By-law No. Z-5.309, by title

---

### **FOR CITY COUNCIL ON NOVEMBER 27, 2023**

- Receipt of the Planning Advisory Committee Report
- Hearing of Objections/Support
- First Reading of By-law No. Z-5.309, by title
- Second Reading of By-law No. Z-5.309, by title

### **Additional Information**

The purpose of proposed By-law No. Z-5.309 is to amend By-law No. Z-5 by rezoning three lots from Institutional Zone One (I-1) and Park Zone (P) to Multi-Residential Zone Two (MR-2) to permit a total of three apartments buildings on property located at 35 Charles Avenue.

#### **↪ City Council Meeting – October 23, 2023**

- Council adopted a resolution referring the application to PAC, authorizing Section 111 advertising, preparation of a by-law to amend the Zoning By-law, and set the date for consideration of objections/support to the proposed by-law.

#### **↪ Planning Advisory Committee Meeting – November 15, 2023**

- Staff recommended approval
- PAC recommended approval (5 letters of objection and 4 letters of concern received)

### **RECOMMENDATION:**

It is recommended that the following resolutions be considered by City Council:

**BE IT RESOLVED THAT the Council of the City of Fredericton hereby receives the Report of the Planning Advisory Committee, dated November 16, 2023, recommending approval of**

**an application from Evan Pemberton, on behalf of the New Brunswick Housing Corporation, for a rezoning from Institutional Zone One (I-1) and Park Zone (P) to Multi-Residential Zone Two (MR-2) on 3 lots to permit a total of 3 apartment buildings on property located at 35 Charles Avenue, subject to terms and conditions.**

*Hearing of Objections/Support – City Clerk*

**BE IT RESOLVED THAT the Council of the City of Fredericton hereby gives By-law No. Z-5.309, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, first reading by title.**

**BE IT RESOLVED THAT the Council of the City of Fredericton hereby gives By-law No. Z-5.309, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, second reading by title.**

Prepared by: Danielle Veilleux, Legal Assistant, Legal Services

Approved by: Michelle Brzak, City Solicitor

Form No.:	GOV-FRM-002	Service:	Community Leadership
Issue No.:	1.8	Issue Date:	May 19, 2015
Printed On:	November 21, 2023	©	May 25, 2001