



## BY-LAW STATUS REPORT

For City Council – December 13, 2021

**From:** Legal Services

**Date:** December 06, 2021

**Title:** By-law No. Z-5.247 – 617-649 Brookside Drive, Rezoning (Maritime Radon Control)

**Description:** By-law No. Z-5.247, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, Adoption of Terms & Conditions, Reading by Summary, Third Reading of By-law No. Z-5.247, by title

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### **FOR CITY COUNCIL ON DECEMBER 13, 2021:**

- Adoption of Terms and Conditions
- Reading by Summary
- Third Reading of By-law No. Z-5.247, by title

### **Additional Information**

The purpose of proposed By-law No. Z-5.247 is to amend By-law No. Z-5 by rezoning the property located at 617-649 Brookside Drive from Residential Zone Two (R-2) and Residential Zone Five (R-5) to Multi-Residential Zone Two (MR-2), in order to permit a phased multi-unit development (apartment buildings).

#### **↪ City Council Meeting – October 25, 2021**

- 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 17, 2021**

- Staff recommended approval
- PAC recommended approval (1 letters of concern received at PAC)

#### **↪ City Council – November 22, 2021**

- Receipt of the Planning Advisory Committee Report
- Hearing of Objections/Support (no letters of support/objection received by the City Clerk's office)
- First Reading of By-law No. Z-5.247, by title
- Second Reading of By-law No. Z-5.247, by title

**RECOMMENDATION:**

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

**BE IT RESOLVED THAT** with respect to an application by Maritime Radon Control to rezone the properties located at 617-649 Brookside Drive from Residential Zone Two (R-2) and Residential Zone Five (R-5) to Multi-Residential Zone Two (MR-2) as outlined in proposed By-law No. Z-5.247, the Council of the City of Fredericton, pursuant to Section 59(1) of the *Community Planning Act* hereby imposes the attached Terms and Conditions.

**BE IT RESOLVED THAT** the Council of the City of Fredericton hereby authorizes that By-law No. Z-5.247, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, be read by summary pursuant to Section 15(4) of the *Local Governance Act*.

**WHEREAS** municipalities may make by-laws pursuant to the *Local Governance Act* and the *Community Planning Act*; and City Council has authorized the reading of By-law No. Z-5.247, by summary;

**BE IT RESOLVED THAT** the Council of the City of Fredericton hereby reads a summary of the by-law as follows: The purpose of proposed By-law No. Z-5.247 is to amend By-law No. Z-5 by rezoning the property located at 617-649 Brookside Drive from Residential Zone Two (R-2) and Residential Zone Five (R-5) to Multi-Residential Zone Two (MR-2), in order to permit a phased multi-unit development (apartment buildings); and THAT the said by-law be given third reading by title.

Prepared by: Vicki Buchanan, Administrative Assistant, Legal Services

Approved by: Michelle Brzak, City Solicitor