

BY-LAW NO. 2287

BEING a By-law to authorize the construction of a Sanitary Sewer System on Laurier Avenue from Metcalfe Street to the Ontario Northland Railway Right-of-Way.

WHEREAS pursuant to the provisions of the Municipal Act being Revised Statutes of Ontario, 1960, Chapter 249, and more particularly Section 379(1) (52) thereof, a Council may pass by-laws authorizing the construction of certain extensions and improvements to sanitary sewers, in order to provide the necessary sanitary sewer system.

AND WHEREAS it is deemed desirable to make charges for the cost of construction of such works pursuant to Section 380 of the Municipal Act being Revised Statutes of Ontario 1960.

THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACTS AS FOLLOWS:

1. THAT a sanitary sewer system with the necessary man-holes, connections to lot lines and other appurtenances be constructed on Laurier Avenue from Metcalfe Street easterly a distance of 170 lineal feet towards the Ontario Northland Railway Right-of-Way.
2. THAT the total cost of the work is estimated at \$3,941.19. The abutting owners' share based on a foot frontage rate is estimated at \$2,945.35. The total Corporation's share of the cost is estimated at \$995.84 which shall be assessed against the general tax rate.
3. THAT the estimated annual rate per foot frontage is \$1.21(2) for a period of fifteen (15) years at 6 $\frac{1}{2}$ % interest and shall be charged and imposed upon all the rateable property in a defined area, which area shall be and is hereby defined as the property abutting on the said works.
4. THAT the assessment referred to herein or any debentures which may be and are hereby authorized shall be paid in fifteen (15) annual instalments of principal and interest at such rate as Council shall determine.
5. THAT the estimated life of the work is sixteen (16) years.
6. THAT the head of the Council and the Treasurer may, subject to the approval of Council agree with any Bank or persons for temporary advances of money to meet the cost of the work.
7. THAT the Engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the work or for the carrying out of the work by day labour.
8. THAT the work shall be carried out and executed under the superintendence and according to the directions and orders of the Corporation's Engineers.
9. THAT the Mayor and Clerk are hereby authorized to cause a contract for the construction of the work to be made and entered into with some person or persons, firm or corporation or make such other arrangement as may be necessary for the carrying out of the work by day labour, subject to the approval of this Council to be declared by resolution.

10. Any person whose lot is specially assessed may, at any time, before the passing of a debenture by-law implementing the provisions hereof, commute for payment the cost of the construction assessed upon such lot without interest, forthwith after the said assessment roll has been certified by the Clerk.
11. No person shall be permitted to commute a special frontage rate after the passing of such debenture by-law.

READ A FIRST AND SECOND TIME IN OPEN COUNCIL THIS 30th DAY OF MAY, 1966.

Neil Mallery
.....
ACTING MAYOR

E. E. Armstrong
.....
CITY CLERK

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 29TH DAY OF AUGUST, 1966.


.....
MAYOR

E. E. Armstrong
.....
CITY CLERK



ONTARIO

G. 130-66

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of The Ontario Municipal Board Act, (R.S.O. 1960, c. 274), and

Section 379(1)52 of The Municipal Act, (R.S.O. 1960, c. 249),

- and -

IN THE MATTER OF an application by The Corporation of the City of North Bay for approval of the construction of a sanitary sewer with connections to lot lines on Laurier Avenue from Metcalfe Street easterly a distance of 170 lineal feet towards the Ontario Northland Railway Right-of-Way and for approval of the borrowing of the sum of \$3,941.19, being the estimated cost thereof

B E F O R E :

H. E. ROBERTS,
Vice-Chairman

- and -

V. S. MILBURN,
Member

Tuesday, the 23rd

day of August, 1966

THE BOARD ORDERS, under and in pursuance of the legislation hereinbefore referred to, and of any and all other powers vested in the Board, that the said application be and the same is hereby granted, and that the Corporation may now proceed with the said undertaking and for such purpose may pass a by-law authorizing the said undertaking, and all other requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$3,941.19 repayable over a term of not more than fifteen years, and may borrow money to the extent sufficient to provide an amount not exceeding \$3,941.19 therefor, provided:

1. that any by-law authorizing the said undertaking is passed by a three-fourths vote of all members of the Council of the said Corporation, and



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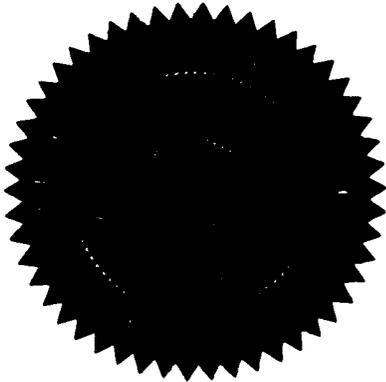
THE ONTARIO MUNICIPAL BOARD

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2. that the said Corporation may borrow the whole or any part of the said sum of \$3,941.19 as required pending receipt of subsidies and the sale of debentures, or of moneys to be received from any other source, and
3. that the Corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.

R. Scott
ACTING SECRETARY



ENTERED
C. E. No. <i>21</i>
File No. 244
AUG 29 1966
<i>R. Scott</i>
Acting Secretary, Ontario Municipal Board



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THE ONTARIO MUNICIPAL BOARD

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IN THE MATTER OF Section 380 of
The Municipal Act, (R.S.O. 1960,
c. 249),

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
imposing of a sewer rate to pay
a portion of the cost of a
sanitary sewer with connections
to lot lines on Laurier Avenue
from Metcalfe Street easterly a
distance of 170 lineal feet towards
the Ontario Northland Railway Right-
of-Way

B E F O R E :

H. E. ROBERTS,
Vice-Chairman

- and -

J. V. LUDGATE,
Member

THURSDAY, the 15th day
of SEPTEMBER, 1966

UPON THE APPLICATION of The Corporation of the City
of North Bay for approval of the imposing of a sewer rate
and upon consideration of the material filed;

THE BOARD ORDERS, under and in pursuance of the legis-
lation hereinbefore referred to, and of any and all other
powers vested in the Board, that the imposing of a sewer
rate for a period of fifteen years to pay the whole of the
capital cost, with the exception of one-third of the flank-
age cost in respect of lands at the junction or intersection
of streets or highways, of the construction of a sanitary
sewer with connections to lot lines on Laurier Avenue from
Metcalfe Street easterly a distance of 170 lineal feet
towards the Ontario Northland Railway Right-of-Way, by a



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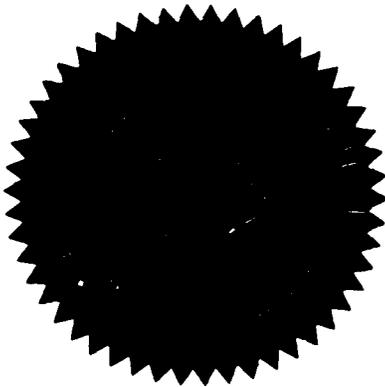
THE ONTARIO MUNICIPAL BOARD

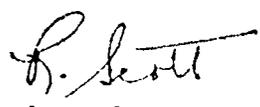
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frontage rate of \$1.21 per foot frontage per annum plus interest at the rate of 6 $\frac{1}{4}$ % per annum on the owners of property in the area described in Schedule "A" attached hereto, be and the same is hereby approved.


ACTING SECRETARY



ENTERED	
O. B. No.	<i>B2</i>
Folio No.	164
OCT 17 1966	
	
Acting Secretary, Ontario Municipal Board	



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THE ONTARIO MUNICIPAL BOARD

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SCHEDULE "A"

to the order of The Ontario Municipal Board
made on the 15th day of September, 1966

Part of Lot 5, Plan 75 for the City of North Bay (flankage);
All of Lots 4, 3 and 2, Plan 75 for the City of North Bay;
Part of Lot 1, Plan 75 for the City of North Bay;
All of Lot 177, Plan 73 for the City of North Bay (flankage);
All of Lot 178, Plan 73 for the City of North Bay.