

BEING a By-Law to authorize the construction of asphaltic road surfaces as a local improvement under the provisions of the Local Improvement Act.

WHEREAS the owners of property abutting on the streets referred to in Schedule "A" attached hereto, and forming part of this By-Law, have petitioned the Council to construct as a local improvement, the works hereinafter described in Schedule "A" attached, and the Clerk has certified that the petitions are sufficient, and

WHEREAS it is expedient to grant the prayers of the petitions in manner hereinafter provided.

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

1. That asphaltic road surfaces be constructed on the streets, hereinafter described in Schedule "A" attached hereto and which forms part of this By-Law, as a local improvement under the provisions of the Local Improvement Act.
2. 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 on and executing of the work by day labour.
3. That the work shall be carried on and executed under the superintendence and according to the directions and order of such Engineer.
4. The Mayor and Clerk are 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, subject to the approval of this Council to be declared by Resolution, unless this Council decides by Resolution to carry on and execute the work by day labour in which event, the work shall be carried on and executed by day labour.
5. The Treasurer may, subject to approval of the Council, agree with any Bank or person for temporary advances of money to meet the cost of the work pending the completion of it.
6. That the special assessment shall be paid by (5) Five Annual instalments.
7. That the debentures to be issued for the loan to be effected to pay for the cost of the work when completed, shall bear interest at such rate as the Council may determine and be made payable within Five Years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot, without the interest, forthwith after the special assessment roll has been certified by the Clerk, and at any time thereafter by the payment of such sum as when invested at Four Per Cent, per annum, will provide an annuity sufficient to pay the special rates for the unexpired portion of the term as they fall due.
- 9.(a) That where petitions call for the construction of asphaltic road surfaces, the Corporation shall pay the cost of works as is incurred at street intersections R.S.O. 1937, Chapter 269, Section 23, Paragraph C.
- 9.(b) That where lots have two or more limits that abut on works and the size and nature of lot is such that any or all of the works are not required, a reduction of one-third of the special assessment in respect to the works that are not required, so long as they are not required, shall be made, and the reduction in cost in the special assessment shall be paid for by the Corporation. R.S.O. 1937, Chapter 269, Section 28 (1).
10. That this By-Law shall become effective on final passing only after approval in writing has been secured from the Ontario Municipal Board by virtue of Section 70 of the Ontario Municipal Board Act.

READ A FIRST TIME IN OPEN COUNCIL THIS 15th DAY OF AUGUST, 1949.

READ A SECOND TIME IN OPEN COUNCIL THIS 15th DAY OF AUGUST, 1949.

*Handwritten signature of the Mayor*

*Handwritten signature of the Clerk*

M A Y O R

C L E R K

Petitions for the construction of asphaltic road surfaces:

1. ✓ Jane Street from Harvey Street to Timmins Street.
2. ✓ King Street from Ferguson Street to Cassell Street.
3. ✓ Bourke Street from Durrill Street to Bloem Street.
4. ✓ Sixth Avenue from Cassell Street to Fraser Street.
5. ✓ Sixth Avenue from Fraser Street to Ferguson Street.
6. ✓ Second Avenue from Cassell Street to Fraser Street.
7. ✓ Second Avenue from Ferguson Street to Wylde Street.
8. ✓ Bloem Street from Algonquin Avenue to McLaren Street.
9. ✓ Chippewa Street from Cassell Street to Chippewa Creek Bridge.

ONTARIO MUNICIPAL BOARD APPROVAL ORDER DATED SEPTEMBER 23rd 1949  
RECEIVED, AND BY-LAW READ A THIRD TIME SHORT AND PASSED THIS 17th  
DAY OF OCTOBER, 1949.

*Red Pine*

.....  
MAYOR

*F. A. Spair*

.....  
CLERK-TREASURER



ONTARIO  
THE ONTARIO MUNICIPAL BOARD

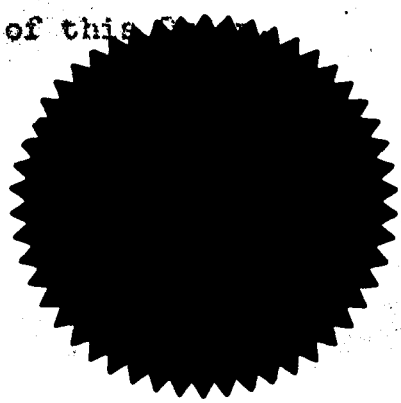
Friday, the Twenty-third day of September, A.D., 1949.

<p>B E F O R E :</p> <p>R.S. Colter, K.C., CHAIRMAN,</p> <p>W.P. Near, B.A. Sc., VICE-CHAIRMAN, and</p> <p>W.J. Moore, O.L.S., MEMBER.</p>	}	<p>IN THE MATTER OF Section 70 of "The Ontario Municipal Board Act" (R.S.O. 1937, Chapter 60), (as re-enacted by O.S. 1946, Chapter 66), and</p> <p>IN THE MATTER OF the application of the Corporation of the City of North Bay for approval of the undertaking of a capital expenditure of \$57,336.02 for the construction of certain works as set forth in Schedule "A" attached hereto as local improvements (on Petition).</p>
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UPON THE APPLICATION OF the said Corporation and upon consideration of the material filed,

THE BOARD ORDERS, under and in pursuance of the provisions of Section 70 of "The Ontario Municipal Board Act" (R.S.O. 1937, Chapter 60), (as re-enacted by O.S. 1946, Chapter 66), that the undertaking by the Corporation of the City of North Bay of a capital expenditure of \$57,336.02 for the construction of certain works as set forth in Schedule "A" attached hereto as local improvements (on Petition) be and the same is hereby approved, and that the said Municipality may now exercise its powers to proceed with the said undertaking and may authorize or provide moneys therefor to the extent provided for by or consequent upon this approval, and for such purposes may pass all requisite by-laws, including debenture by-laws, provided however, that the term for repayment of the debentures which may be issued hereunder shall not exceed fifteen years.

AND IT IS HEREBY FURTHER ORDERED that the debentures contemplated hereby shall be issued and sold, unless otherwise directed by the Board, not later than one and one-half years from the date of this



*R.S. Colter*  
CHAIRMAN.



ONTARIO

THE ONTARIO MUNICIPAL BOARD

## SCHEDULE "A"

To The Ontario Municipal Board's Order dated as of  
the Twenty-third day of September, A.D., 1949.

CONSTRUCTION OF:	<u>ESTIMATED COST</u>
<b>(b) <u>SANITARY SEWERS AND PRIVATE DRAIN CONNECTIONS</u></b>	
6. Bank Street from the north end of the present sewer to High Street. High Street from Bank Street to Brennan Street. Brennan Street from High Street to the Trout Lake Road	\$4,502.21
7. Beattie Street from Scollard Street to the City Limits	2,464.00
8. Ann Street from Lorne Avenue to the City Limits	833.22
9. Scollard Street south side from Bloem Street through a connecting lane to the lane at rear of the Scollard St. lots, thence east on the lane at rear of said lots	1,884.22
10. Aubry Street from end of present sewer to High Street.	1,300.75
11. Jane Street from Bloem Street to Nipissing Street.	1,933.80
12. Hammond Street from York Street, east.	900.00
13. O'Brien Street east side from City Limits to Rose Ave. Rose Ave. from O'Brien Street to McPhail Street.	<u>3,662.42</u>
	17,480.62
14. The Integrated Housing project being: <u>SANITARY &amp; STORM SEWERS</u>	
Douglas Street, east side from City Limits to Lot 81. Morin Street, from City Limits to Lot 101 McLeod Street, west side from City Limits south to Ross Avenue. Lorne Avenue from Douglass Street to O'Brien Street. McPhail Street from Rose Avenue to High Street.	12,984.00
<b>(c) <u>CONCRETE SIDEWALKS</u></b>	
15. Copeland Street, north side from Nipissing Street to Rock Street.	1,584.00
16. Victoria Street, east side from Ferguson Street to Wylde Street.	1,450.00
17. Victoria Street, west side from Ferguson Street to south boundary Lot 22.	810.00
18. Duke Street, east side from Fraser Street to present sidewalk.	240.00
19. Chippewa Street, east side from Fraser Street to Cassell Street.	1,175.00
20. Franklin Street, south side from Laurier Avenue to east boundary Lot 82.	1,000.00
21. King Street, west side from High Street south to end of sidewalk.	980.00
22. Bell Street, south east side from McIntyre Street to Copeland Street.	554.00
23. King Street south side from Ferguson Street to Wylde Street.	958.00
24. Fifth Avenue, east side from Fraser Street to Ferguson Street.	<u>1,620.00</u>
	10,371.40



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SCHEDULE "A"

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(d) ASPHALTIC ROAD SURFACES

ESTIMATED  
COST

25. Jane Street from Harvey Street to Timmins Street.	\$4,100.00
26. King Street from Ferguson Street to Cassell Street.	2,700.00
27. Bourke Street from Durrill Street to Bloem Street.	1,600.00
28. Sixth Avenue from Cassell Street to Fraser Street.	1,062.00
29. Sixth Avenue from Fraser Street to Ferguson Street.	1,062.00
30. Second Avenue from Cassell Street to Fraser Street.	902.00
31. Second Avenue from Ferguson Street to Wylde Street.	1,330.00
32. Bloem Street from Algonquin Avenue to McLaren Street.	2,344.00
33. Chippewa Street from Cassell Street to Chippewa Creek Bridge.	<u>1,400.00</u>

16,500.00

Total Expenditure - \$ 57,336.02