

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 25-72

BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF A NEW 48 INCH DIAMETER WATERWORKS INTAKE FROM TROUT LAKE TO THE MAIN WATERWORKS PUMPING STATION ON THE LAKESHORE IN THE CITY OF NORTH BAY.

WHEREAS The Municipal Act, R.S.O. 1970, Chapter 284, Section 354(1), Paragraph 53 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the Council of The Corporation of the City of North Bay deems it advisable and necessary to pass the within by-law;

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

1. That a new 48 inch diameter waterworks intake be constructed from Trout Lake to the main waterworks pumping station on the lakeshore described in Schedule "A" attached hereto and forming part of this by-law.
2. That the Engineering Department of the City of North Bay be instructed to make all necessary plans, profiles and specifications forthwith and to furnish such information as may be necessary for the making of a contract for the execution of the work, or for the carrying on of the work by day labour.
3. That the work shall be carried on under the superintendence of and according to the directions and orders of the Engineering Department of the City of North Bay.
4. That the Council may decide by resolution to carry on and execute the work by day labour.
5. That in the absence of a resolution by Council that the work be carried on and executed by day labour, the Mayor and Clerk are hereby authorized to enter into a contract with some person or persons, firm or corporation for the construction of the work, subject to the approval of the Council by resolution.
6. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of Promissory Note or Notes temporary advances of money to meet the cost of construction as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount limited in this by-law.
7. Any Promissory Note or Notes issued pursuant to Paragraph 6 hereof shall be sealed with the seal of the Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
8. That debentures to be issued when the work is completed to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within twenty years or the instalment plan.

9. That this by-law shall not become effective until approval in writing has been secured from the Ontario Municipal Board pursuant to The Ontario Municipal Board Act, R.S.O. 1970, Chapter 323, Section 64(1).

READ A FIRST TIME IN OPEN COUNCIL THIS 6TH DAY OF MARCH, 1972.

READ A SECOND TIME IN OPEN COUNCIL THIS 6TH DAY OF MARCH, 1972.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED

THIS 15TH DAY OF MAY , 1972.

[Handwritten Signature]
.....
MAYOR

[Handwritten Signature]
.....
CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 25-72 OF THE CORPORATION OF THE CITY OF NORTH BAY

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Construction of a new 48 inch diameter waterworks intake from Trout Lake to the main waterworks pumping station on the Lake-shore in the City of North Bay:

Total Estimated Cost	\$325,000.00
Less Federal Loan Forgiveness	<u>22,000.00</u>
Amount to be debentured	\$303,000.00



ONTARIO

ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of
The Ontario Municipal Board Act,
(R.S.O. 1970, c. 323),

Section 354(1)53 of The Municipal
Act, (R.S.O. 1970, c. 284),

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of a waterworks intake
from Trout Lake to the main water-
works pumping station on the Lake-
shore and of the borrowing of the
sum of \$325,000.00, being the
estimated cost thereof

B E F O R E :

J. A. KENNEDY, Q.C.,
Chairman

- and -

D. JAMIESON,
Vice-Chairman

Thursday, the 21st day of
September, 1972

UPON THE APPLICATION of The Corporation of the City
of North Bay for approval of an additional expenditure of
\$50,000.00 to complete the construction of a waterworks
intake approved by a previous order of the Board made herein
on the 11th day of April, 1972, at an estimated cost of
\$325,000.00 and the borrowing of the sum of \$325,000.00
therefor, and for approval of the borrowing of an additional
amount of \$50,000.00 and upon reading 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 this application be and
the same is hereby granted, and that the corporation may
incur an additional expenditure of \$50,000.00 for comple-
tion of the construction of a waterworks intake approved
by the previous order of the Board made on the 11th day
of April, 1972, and entered in order book No. H 13 at

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folio 136 on the 18th day of April, 1972 and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$50,000.00 repayable within the term prescribed in the said previous order, and may borrow money to the extent sufficient to provide an amount not exceeding \$50,000.00 therefor, provided:

1. that the corporation may borrow the whole or any part of the said sum of \$50,000.00 as required pending receipt of subsidies and the sale of debentures or the receipt of moneys from any other source,
2. 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,
3. that the amount to be debentured shall not exceed in any event the net cost to the corporation after deducting any grant or contribution from the Province of Ontario, or from any other source in respect of the said work, and
4. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



K. Anderson
SECRETARY

ENTERED
G. B. No. <i>112</i>
Folio No. <i>11</i>
OCT 12 1972
<i>K. Anderson</i>
SECRETARY, ONTARIO MUNICIPAL BOARD



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ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of
The Ontario Municipal Board Act,
(R. S. O. 1970, c. 323),

Section 354(1)53 of The Municipal
Act, (R. S. O. 1970, c. 284),

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of a waterworks intake
from Trout Lake to the main water-
works pumping station on the Lake-
shore and of the borrowing of the
sum of \$325,000.00, being the
estimated cost thereof

B E F O R E :

J. A. KENNEDY, Q. C.,)
Chairman)
- and -)
H. H. LANCASTER,)
Member)

TUESDAY, the 11th day of
APRIL, 1972

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 applica-
tion be and the same is hereby granted, and that the
corporation may now proceed with the said undertaking at
a total cost not to exceed \$325,000.00, 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 exceed-
ing \$325,000.00, repayable over a term of not more than twenty
years and may borrow money to the extent sufficient to provide
an amount not exceeding \$325,000.00 therefor, provided:

1. that the corporation may borrow the whole or any
part of the said sum of \$325,000.00 as required
pending receipt of subsidies and the sale of
debentures or the receipt of moneys from any
other source,



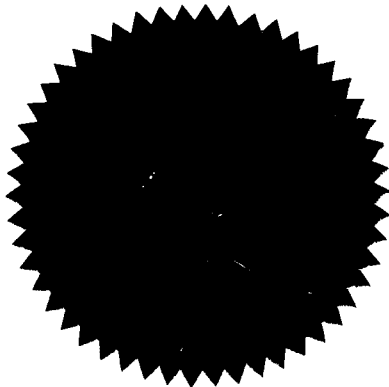
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ONTARIO MUNICIPAL BOARD

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2. 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,
3. that the amount to be debentured shall not exceed in any event the net cost to the corporation after deducting any grant or contribution from the Province of Ontario, or from any other source in respect of the said work, and
4. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



K. Andrews

SECRETARY

ENTERED	
O. B. No.	<i>H/B</i>
Folio No.	<i>135</i>
APR 1 - 1912	
<i>[Signature]</i>	