

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 133-75

BEING A BY-LAW TO AUTHORIZE THE CONSTRUCTION OF STANDBY POWER FACILITIES AND GENERAL UP-GRADING OF CERTAIN SEWAGE PUMPING STATIONS IN THE CITY OF NORTH BAY.

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

AND WHEREAS it is deemed desirable to make charges for the cost of construction of such works pursuant to Section 354 (1) (53) (F) of the Municipal Act, R.S.O. 1970, Chapter 284.

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

1. That construction of standby power facilities and general upgrading of the Judge Avenue and the Lakeheights sewage pumping stations be undertaken as 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 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 ten (10) years on the instalment plan and shall be a charge against the lands in the Urban Service area established by By-law No. 68-71 of the Corporation of the City of North Bay.
9. There is hereby imposed upon all the rateable property in the Urban Service area, established by By-law No. 68-71 of the Corporation of the City of North Bay, a sewer rate for a period of ten (10) years, sufficient to pay the whole of the interest and principal charges of the debenture to be raised for the construction of the work as follows:

(a) A mill rate on the assessed value of all land in the Urban Service area designated by By-law No. 68-71 of the Corporation of the City of North Bay.

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

READ A FIRST TIME IN OPEN COUNCIL THIS 15TH DAY OF DECEMBER, 1975.  
READ A SECOND TIME IN OPEN COUNCIL THIS 15TH DAY OF DECEMBER, 1975.  
READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 16TH DAY OF FEBRUARY , 1976.

.....  
MAYOR

.....  
*A. B. Hamilton*  
CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 133-75 OF THE CORPORATION OF THE CITY OF NORTH BAY.

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Construction of standby power facilities and general upgrading of the following sewage pumping stations:

Lakeheights pumping station	\$50,000.00
Judge Avenue pumping station	\$30,000.00
Legal Fees, Printing and Financing	\$ 3,760.00
Total amount to be debentures	<u>\$83,760.00</u>



E 7610

Ontario Municipal Board

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

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 an order approving  
the construction of standby power  
facilities and general upgrading  
of certain sewage pumping stations  
at an estimated cost of \$83,760.00  
and the borrowing of money therefor,  
and the issuance of the necessary  
debentures chargeable to the Urban  
Service Area

B E F O R E :

A. H. ARRELL, Q.C.,  
Vice-Chairman

- and -

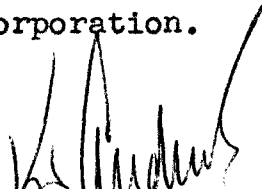
H. E. STEWART,  
Member

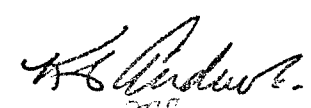
Tuesday, the 3rd day of  
February, 1976

THE BOARD ORDERS that this application be granted and  
the applicant may proceed with the construction of standby  
power facilities and general upgrading of the following  
sewage pumping stations:

1. Lakeheights Pumping Station
2. Judge Avenue Pumping Station

and may pass all requisite by-laws, and may issue  
debentures therefor for a sum not exceeding \$83,760.00  
and not to exceed the net cost of such undertaking to  
the applicant, for a term not to exceed ten years,  
provided that any by-law authorizing the said undertaking  
is passed by a three-fourths vote of all members of the  
council of the applicant corporation.

  
K. C. ANDREWS  
SECRETARY

ENTERED	
O. B. No. ....	E 76-1
Folio No. ....	27
FEB 10 1976	
	
SECRETARY, ONTARIO MUNICIPAL BOARD	