

WITHDRAWN AFTER TWO READINGSTHE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 108-70

BEING A BY-LAW TO AUTHORIZE IMPROVEMENTS
TO MARSHALL AVENUE FROM MARSHALL PARK
DRIVE TO PRINCE EDWARD DRIVE

WHEREAS The Municipal Act, R.S.O. 1960, Chapter 249, Section 243 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;

AND WHEREAS it is intended that the cost of the construction of the works included herein shall be borne by the Corporation at large;

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

1. That construction be undertaken for certain works required for improvements to Marshall Avenue from Marshall Park Drive to Prince Edward Drive 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 ten years on 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 Section 64 (1) of The Ontario Municipal Board Act, R.S.O. 1960, Chap. 274.

READ A FIRST TIME IN OPEN COUNCIL THIS 14th DAY OF SEPTEMBER, 1970.
READ A SECOND TIME IN OPEN COUNCIL THIS 14th DAY OF SEPTEMBER, 1970.
READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED
THIS DAY OF , 1970.

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MAYOR

..... *E. J. ...*
CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 108-70 OF THE CORPORATION OF THE CITY OF NORTH BAY

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Improvements to Marshall Avenue from Marshall Park Drive to Prince Edward Drive consisting of:

1) Rock Excavation	\$ 54,400.00
2) Earth Excavation	\$ 2,400.00
3) Regrading Subgrade	\$ 1,440.00
4) Granular "B" Backfill	\$ 7,525.00
5) Granular "A" Backfill	\$ 4,725.00
6) H.L. 4 Asphalt	\$ 7,920.00
7) Ditching	\$ 5,000.00
8) Engineering & Contingencies	\$ 8,590.00
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TOTAL ESTIMATED COST -	\$92,000.00