

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 57-71

BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF TRUNK WATERMAINS ON CERTAIN STREETS IN THE CITY OF NORTH BAY.

WHEREAS The Municipal Act, R.S.O. 1960, Chapter 249, Section 379(1), Paragraph 52 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 trunk watermains be constructed on the streets 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 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, Chapter 274.

READ A FIRST TIME IN OPEN COUNCIL THIS 7th DAY OF June, 1971.  
READ A SECOND TIME IN OPEN COUNCIL THIS 7th DAY OF June, 1971.  
READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 27TH DAY OF SEPTEMBER, 1971.

.....  
MAYOR ..... CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 57-71 OF THE CORPORATION OF THE CITY OF NORTH BAY

.....

Construction of:

24" WATERMAIN

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Milani Road	Douglas Street	O'Brien Street
Ski Club Road	O'Brien Street	Reservoir Easement

20" WATERMAIN

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Ski Club Road	Strathcona Street	Laurentian Ski Club

14" WATERMAIN

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Norwood Avenue	Algonquin Avenue	Clarence Street

10" WATERMAIN

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Clarence Street	Norwood Avenue	Jane Street
Nipissing Street	Jane Street	Harriet Street

Total Estimated Cost = \$504,000.00



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ONTARIO

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 certain trunk  
watermains, and of the borrowing  
of the sum of \$362,200.00, being  
the estimated cost thereof

B E F O R E :

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

--and--

A. VAN EVERY, Q.C.,  
Member

} Friday, the 30th day of  
} July, 1971

UPON THE APPLICATION of The Corporation of the  
City of North Bay for approval of the construction of  
the trunk watermains described in Schedule "A" attached  
hereto, and of the borrowing of the sum of \$362,200.00,  
being the estimated cost thereof, and upon reading the  
material filed;

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 at a total cost not to exceed \$362,200.00  
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



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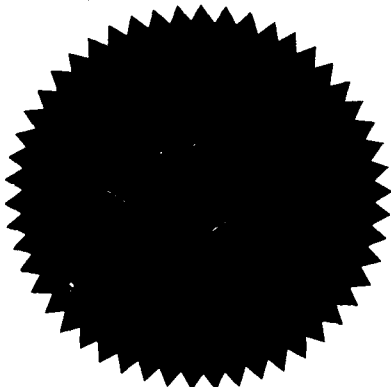
ONTARIO MUNICIPAL BOARD

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in a principal amount not exceeding \$362,200.00 repay-  
able over a term of not more than twenty years, and  
may borrow money to the extent sufficient to provide  
an amount not exceeding \$362,200.00 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
2. that the corporation may borrow the whole or any part  
of the said sum of \$362,200.00 as required pending  
receipt of subsidies and the sale of debentures, or  
the receipt of moneys 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.



*W. Fraser*

ACTING SECRETARY

ENTERED	
O. B. No.	<i>H8</i>
Folio No.	<i>177</i>
SEP 1 1971	
<i>W. Fraser</i>	
Acting Secretary, Ontario Municipal Board	



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SCHEDULE "A"

to the order of the Ontario Municipal Board made  
on the 30th day of July, 1971

Construction of TRUNK WATERMAINS on:

1. MILANI ROAD from Douglas Street  
to O'Brien Street
2. SKI CLUB ROAD from O'Brien Street  
to Reservoir Easement
3. SKI CLUB ROAD from Strathcona  
Street to Laurentian Ski Club
4. NORWOOD AVENUE from Algonquin  
Avenue to Clarence Street
5. CLARENCE STREET from Norwood  
Avenue to Jane Street
6. NIPISSING STREET from Jane Street  
to Harriet Street

ESTIMATED COST ..... \$362,200.00



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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 certain trunk  
watermains, and of the borrowing  
of the sum of \$362,200.00, being  
the estimated cost thereof

B E F O R E :

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

- and -

H. E. ROBERTS,  
Vice-Chairman

WEDNESDAY, the 15th day  
of SEPTEMBER, 1971

UPON THE APPLICATION of The Corporation of the City  
of North Bay for approval of an additional expenditure of  
\$141,800.00 to complete the construction of the trunk  
watermains approved by a previous order of the Board made  
herein on the 30th day of July, 1971, at an estimated cost  
of \$362,200.00 and for approval of the borrowing of such  
additional amount, and upon reading the material filed;

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 cor-  
poration may incur an additional expenditure of \$141,800.00  
for the completion of the construction of the trunk water-  
mains approved by the previous order of the Board made on

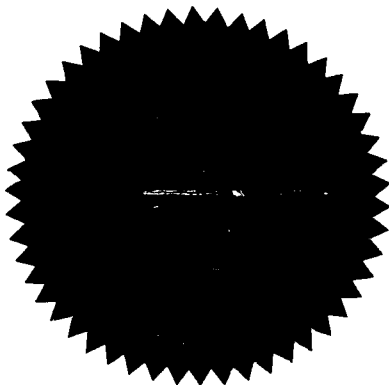


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the 30th day of July, 1971, and entered in order book H 8 at folio 177 on the 1st day of September, 1971, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$141,800.00 repayable within the term prescribed in the said previous order, and may borrow money to the extent sufficient to provide an amount not exceeding \$141,800.00 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,
2. that the corporation may borrow the whole or any part of the said sum of \$141,800.00 as required pending receipt of subsidies and the sale of debentures or the receipt of moneys 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.



*K. G. Andrews*

SECRETARY

ENTERED	
O. B. No. <sup>PK</sup> .....	342
Folio No.....	
SEP 24 1971	
<i>K. G. Andrews</i>	
SECRETARY, ONTARIO MUNICIPAL BOARD	



**ONTARIO WATER RESOURCES COMMISSION**  
**WATER WORKS APPROVAL**

**Whereas** ..... THE MUNICIPAL CORPORATION .....  
of ..... CITY OF NORTH BAY .....

has submitted to the Ontario Water Resources Commission plans, specifications and an engineer's report of the proposed works hereinafter referred to, together with such information as the Commission has required and has applied for approval of:-

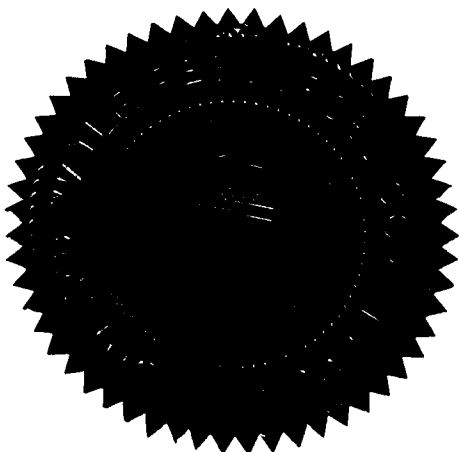
a trunk watermain to be constructed as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Milani Road	McKeown Avenue	O'Brien Street
Ski Jump Road	O'Brien Street	Approx. 1150' E. of Stuffle Street
McKeown Avenue	Milani Road	Approx. 350' W. of Milani Road

all in accordance with the plans prepared by Northland Engineering, Consulting Engineers, at a total estimated cost, including engineering and contingencies of TWO HUNDRED AND SEVENTY-ONE THOUSAND DOLLARS (\$271,000.00),

**Now Therefore** this is to certify that the Commission after due enquiry has approved the said proposed works under Section 30 of The Ontario Water Resources Commission Act, 1960.

DATED AT TORONTO this ..... 26th.....day of ..... February ..... 19 70.



*L. J. Collins*  
.....  
Chairman  
*H. W. Sharpe*  
.....  
Assistant General Manager





ONTARIO WATER RESOURCES COMMISSION

WATER WORKS APPROVAL

Whereas ..... THE MUNICIPAL CORPORATION .....

of .....NORTH BAY, ONTARIO .....

has submitted to the Ontario Water Resources Commission plans, specifications and an engineer's report of the proposed works hereinafter referred to, together with such information as the Commission has required and has applied for approval of:-

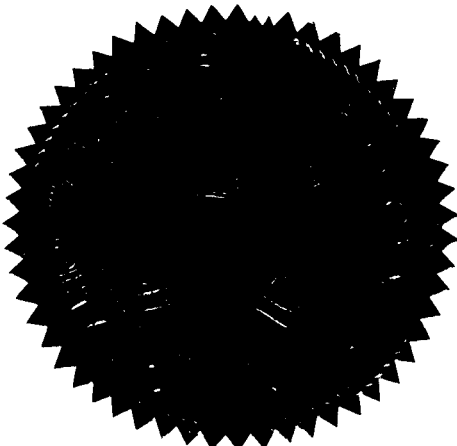
a trunk watermain to be constructed as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Norwood Avenue	Algonquin Ave.	Clarence St.
Clarence Street	Norwood Avenue	Jane St.
Nipissing Street	Jane St.	Harriet St.

all in accordance with the plans, prepared by Northland Engineering Limited, Consulting Engineers, at a total estimated cost, including engineering and contingencies, of ONE HUNDRED THIRTY SIX THOUSAND SIX HUNDRED AND SIXTY-SIX DOLLARS (\$136,666.00), \_\_\_\_\_

Now Therefore this is to certify that the Commission after due enquiry has approved the said proposed works under Section 30 of The Ontario Water Resources Commission Act, 1960.

DATED AT TORONTO this ..... 8th.....day of ..... July ..... 1971 .



*K. W. Sharpe*  
Assistant General Manager