

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 1999-43**

**BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF A WATERMAIN AND APPURTENANCES AND TO IMPOSE AN IMMEDIATE BENEFIT AREA FRONTAGE WATER WORKS RATE ALONG GOLF CLUB ROAD IN THE CITY OF NORTH BAY**

**WHEREAS** Council deems it desirable to impose a water works rate, pursuant to Section 221 of the Municipal Act, R.S.O. 1990, Chapter M-45, upon the owners of the lands who derive or will or may derive a benefit therefrom sufficient to pay approximately 33 1/3% of the cost of the works to construct approximately 1100 feet of 8" diameter watermain and appurtenances and 400 feet of 6" watermain and appurtenances along Golf Club Road;

**AND WHEREAS** notice of the intention to do this work was advertised in the newspaper and no one has applied to be heard before Council;

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

1. In this By-law:

"Capital cost" means the cost of constructing waterworks, inclusive of all items of cost chargeable to the capital account, together with appurtenances and connections.

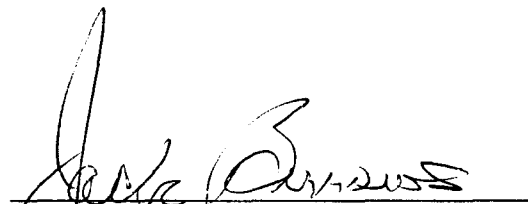
- 2.1 An annual waterworks rate is hereby imposed on the frontage of the immediate benefit area lands described in Schedule "A" for a period of ten years from the date certified by the Treasurer for the completion of the works, for the capital cost of the waterworks described on Schedule "A" hereto, save and except as to St. John's Cemetery.
- 2.2 St. John's Cemetery shall pay a flat rate of \$ 20,000.00 by lump sum within 60 days of the passing of this by-law in full satisfaction of its share of the capital cost of the waterworks constructed for the immediate benefit area on and about Golf Club Road.
3. The Corporation of the City of North Bay is hereby authorized to carry out the water works set out on Schedule "A" hereto annexed for not more than the estimated cost as set out in Schedule "A" as provided by plans and specifications furnished by the City Engineer.
4. The City Engineer of The Corporation shall 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.
5. The works shall be carried out and executed under the superintendence and according to the directions and orders of the Corporation's Engineers.
6. The Mayor and Clerk are hereby authorized to execute a contract for the construction of the work to be made and entered into with the approval of this Council.
7. The Mayor or Deputy Mayor and the Treasurer of the City of North bay are 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.
8. 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 Council shall determine and be made payable within ten (10) years on the instalment plan.

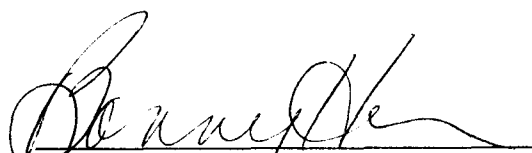
9. Any person whose lot is specially assessed hereunder may commute for a payment in cash the special rate imposed thereon by paying the "Total Cost" portion of the cost of construction assessed upon such lot by Schedule "A", without interest within 60 days after the assessment roll of the immediate benefit area has been certified by the Clerk.
10. After the debentures have been sold, any person whose lot is specially assessed may commute the balance of the special assessment by paying to the Corporation an amount which, when invested at the current interest rate certified by the City Treasurer will be sufficient to pay the unmatured annual debt charges of the special assessment.
11.
  - (1) The City Treasurer shall take all such steps as are necessary to impose the rates set out herein, to determine the applicable rates for each property, to create a Special Water Works Rate Collectors Roll therefor, and the decision of the City Treasurer shall be final and binding.
  - (2) The City Treasurer shall act in good faith and may make such adjustments as may be required having regard to what is just and equitable.
  - (3) The Tax Collector shall bill and collect such rates according to the instalment schedule of the levy for interim and final municipal taxes.

**READ A FIRST TIME IN OPEN COUNCIL THE 6<sup>TH</sup> DAY OF APRIL, 1999.**

**READ A SECOND TIME IN OPEN COUNCIL THE 6<sup>TH</sup> DAY OF APRIL, 1999.**

**READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 6<sup>TH</sup> DAY OF APRIL, 1999.**

  
MAYOR

  
CITY/CLERK

**THIS IS SCHEDULE "A" TO BY-LAW NO. 1999-43 OF THE CORPORATION OF THE CITY OF NORTH BAY**

Property Owner	Lot or Part of Lot Assessed	Comments	Feet of Assessed Frontage	Rate	Total Cost	No. of Instalments	Annual Cost in Each Year
ANGLICAN DIOCESE OF ALGOMA PO Box 1168 Sault Ste. Marie P6A 5N7	St. John's Cemetery	\$20,000 lump sum payment only		0	\$20,000.00	1	0
ROMAN CATHOLIC EPISCOPAL CORPORATION Sault Ste. Marie Diocese Box 510 North Bay P1B 8J1	Rem. Parcel 1380 Parcels 17725 & 904 W&F Part 1, RP-1281 Parcel 1130 W&F	Deduction of 500 feet of unusable land	741.37	20.99	\$15,561.36	10	\$ 2,215.59
GOLDEN ESTATES LTD. PO Box 810 392 Airport Road North Bay P1B 8K1	Parcel 6788 W&F and Parcel 3618 W&F	Deduction of 215 feet of unusable land	150.00	11.43	\$ 1,714.50	10	\$ 244.11
GUSCOTT, Frank B. & Cecelia 105 Golf Club Road North Bay P1B 6L6	Parcel 12003 W&F		158.07	20.99	\$ 3,317.89	10	\$ 472.39
TRUCHON, Hector & Annette 109 Golf Club Road North Bay P1B 6L6	Parcel 6430 W&F		77.64	20.99	\$ 1,629.06	10	\$ 231.94
EDWARDS, James & Dorothy 113 Golf Club Road North Bay P1B 8G2	Parcel 6455 W&F		111.60	20.99	\$ 2,342.48	10	\$ 333.52
TED JOSEFOWICH LTD. 141 Golf Club Road North Bay P1B 8X7	Parcel 8463 W&F Parts 1, 2 & 3, NR-806		162.10	20.99	\$3,402.48	10	\$ 488.44
JACKSON, David & Marilyn Louise 125 Golf Club Road North Bay P1B 8X7	Parcel 7648 W&F		114.70	20.99	\$ 2,407.55	10	\$ 342.78
GRAHAM, James 129 Golf Club Road North Bay P1B 8G2	Parcel 4974 W&F		67.70	20.99	\$ 1,421.02	10	\$ 202.32
COUTTS, Robert 133 Golf Club Road North Bay P1B 8G2	Parcel 6711 W&F		74.02	20.99	\$ 1,553.68	10	\$ 221.21
HOLLIDAY, Lloyd & Ruth 137 Golf Club Road North Bay P1B 8G2	Parcel 6039 W&F and Parcel 6710 W&F Parts 1, 2 & 3, NR-277		73.45	20.99	\$ 1,541.72	10	\$219.51
JOSEFOWICH, Ted 141 Golf Club Road North Bay P1B 8X7	Parcel 8408 W&F Parts 1 & 2, 36R-2518		220.00	20.99	\$ 4,617.80	10	\$ 657.47
12277892 ONTARIO LTD. c/o John Mitroff 1003 Kingsway Blvd. Sudbury P3E 2E6	Rem. Parcel 12499 W&F		202.16	20.99	\$ 4,243.34	10	\$ 604.16
MANAGEMENT BOARD SECRETARIAT Director of Subsidies Branch 12 <sup>th</sup> Floor, 77 Wellesley St W. Toronto	MTO lands		126.58	20.99	\$ 2,656.91	10	\$ 378.28
THE CORPORATION OF THE CITY OF NORTH BAY					\$ 26,027.60		\$6,611.72