



ORDER NO. 93113

THURSDAY, THE 5TH DAY OF
DECEMBER, A.D. 1957

HUGH WARDROPE, Q.C.,
Asst. Chief Commissioner.
F.M. MACPHERSON,
Commissioner.

IN THE MATTER OF the application of Canadian Pacific Railway Company, hereinafter called the "Applicant Company", under section 259 of the Railway Act, for an Order authorizing the construction of a siding at grade across Timmins Street, in the City of North Bay, Province of Ontario, mileage 0.98 Cartier Subdivision, to serve Brewers' Warehousing Company Limited, as shown in red on Plan No. F-7-23, dated May 15, 1957, on file with the Board under file No. 13074:

UPON reading the submissions filed--

IT IS HEREBY ORDERED AS FOLLOWS:

The Applicant Company is authorized to construct and maintain, at its own expense, a siding at grade across Timmins Street, in the City of North Bay, Province of Ontario, mileage 0.98 Cartier Subdivision, to serve Brewers' Warehousing Company Limited, as shown in red on the said plan on file with the Board under file No. 13074, in accordance with the Standard Regulations of the Board Affecting Highway Crossings.

(SGD) HUGH WARDROPE,

Assistant Chief Commissioner,

The Board of Transport Commissioners
for Canada.

BOARD OF TRANSPORT COMMISSIONERS
FOR CANADA

Examined and certified as a true copy
under Section 23 of "The Railway Act",

(C.W. RUMP)

Secretary, Board of Transport
Commissioners for Canada,
OTTAWA, December 9, 1957.

93113

BY-LAW NO. 1828

BEING A BY-LAW of the City of North Bay to authorize the construction of a Railway Siding across Timmins Street in the City of North Bay.

WHEREAS the Brewers Warehousing Co. Limited desire to have a railway siding constructed, maintained and operated by the Canadian Pacific Railway Company across Timmins Street in the City of North Bay, Ontario.

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

1. THAT the Corporation of the City of North Bay consents to the construction, maintenance and operation by the Canadian Pacific Railway Company of the aforesaid siding on and across Timmins Street in the City of North Bay, subject to conditions set forth in Schedule "A" attached hereto and which forms part of this by-law and according to Plan F-7-23 dated at Sudbury, Ontario, May 15th, 1957 as indicated in Schedule "B" attached hereto and which forms part of this by-law.
2. THAT this by-law shall come into use on the said day of the final passing thereof.

BY-LAW READ A FIRST TIME IN OPEN COUNCIL THIS 16TH DAY OF SEPT. 1957.
 BY-LAW READ A SECOND TIME IN OPEN COUNCIL THIS 16th DAY OF SEPT. 1957.
 BY-LAW READ A THID TIME IN OPEN COUNCIL THIS 7TH DAY OF OCTOBER 1957
 AND PASSED.

Frank D. Wallace

 DEPUTY MAYOR

P. A. Fair

 CITY MANAGER

SCHEDULE "A"

BY-LAW NO. 1828

THAT in consideration of the Council of the City of North Bay granting permission to construct a siding over and upon Timmins Street to serve the Brewers Warehousing Co. Limited building that so long as no railway cars will be spotted on the siding so that such cars will not protrude beyond a point 20 feet westerly of the west wall of the building so located at the date of passing of this By-law.

THAT the storm drain, watermain and sanitary sewer force main presently located on Timmins Street and over and upon which the siding is to be constructed shall be protected in accordance with the Board of Transport Commissioners standards which require such municipal services be encased in pipes of a larger diameter to permit withdrawal and repairs when necessary without disrupting the railway.