

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 95-68

BEING A BY-LAW AUTHORIZING THE CORPORATION OF THE CITY OF NORTH BAY TO ENTER INTO THAT CERTAIN AGREEMENT DATED THE 4th DAY OF NOVEMBER, 1968, BETWEEN THE CORPORATION OF THE CITY OF NORTH BAY AND CANADIAN PACIFIC RAILWAY COMPANY, RELATING TO THE GRANT OF PERMISSION TO CONSTRUCT AND MAINTAIN, UNDER THE C.P.R. RIGHT-OF-WAY ADJACENT TO HARRIET STREET, EXTENDING FROM TIMMINS STREET TO NIPISSING STREET, AS SHOWN ON REGISTERED PLAN NO. 15 FOR THE CITY OF NORTH BAY, A 10" WATERMAIN AND A 21" SANITARY SEWER MAIN WITH ALL NECESSARY CONNECTIONS AND APPURTENANCES THERETO.

WHEREAS, by Grant of Easement, dated the 8th day of October, 1964, registered at the Registry Office, North Bay, Ontario, on October 27th, 1964, as No. 58412, Canadian Longyear Limited did grant to The Corporation of the City of North Bay an easement to lay down and construct sewers, drains and watermains in and under the lands described in the said Grant of Easement;

AND WHEREAS Canadian Longyear Limited wishes to construct a building on the said lands and by reason thereof, has requested the Council of The Corporation of the City of North Bay to relocate the watermain and the sanitary sewer main on a part of the C.P.R. Right-of-way, upon and subject to the terms and conditions of the Agreement hereinafter referred to;

AND WHEREAS the Council of The Corporation of the City of North Bay deems it advisable to accede to the request of Canadian Longyear Limited and to enter into the aforesaid Agreement;

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

1. THAT the Corporation of the City of North Bay do enter into that certain Agreement dated the 4th day of November, 1968 between The Corporation of the City of North Bay and Canadian Pacific Railway Company, relating to the grant of permission to construct and maintain, under the C.P.R. Right-of-Way adjacent to Harriet Street, extending from Timmins Street to Nipissing Street, as shown on Registered Plan No. 15 for the City of North Bay, a 10" watermain and a 21" Sanitary Sewer Main with all necessary connections and appurtenances thereto, upon and subject to the terms and conditions therein set forth.
2. THAT the Mayor and Clerk be, and they are hereby authorized and empowered to execute the aforesaid Agreement on behalf of the Corporation of the City of North Bay, and to affix thereto the Corporate Seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 3rd DAY OF DECEMBER, 1968.

READ A SECOND TIME IN OPEN COUNCIL THIS 3rd DAY OF DECEMBER, 1968

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY PASSED THIS 3rd DAY OF DECEMBER, 1968.

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MAYOR

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CLERK