

BY-LAW NO. 2089

A BY-LAW of the City of North Bay to authorize construction of storm sewers.

WHEREAS the construction of storm sewers to be authorized under this by-law are essential to the segregation programme of storm and sanitary sewage because of the establishment of a sewage treatment plant by the Ontario Water Resources Commission.

THEREFORE THE MUNICIPAL CORPORATION OF THE CITY OF NORTH BAY under the provisions of the Municipal Act, R.S.O. 1960, Chapter 249, Section 379(1), Sub-section 52, ENACTS AS FOLLOWS:-

1. That storm sewers be constructed on the streets described in Schedule "A" which schedule is attached hereto and forms 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 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 execute 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 may, subject to approval of the Council, agree with any bank or person for temporary advances of money to meet the cost of the work pending completion of such work.
7. 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 fifteen years on the instalment plan.
8. 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 5TH DAY OF MARCH 1963.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF MARCH 1963.

.....
James Kelly
DEPUTY-MAYOR

.....
D. A. Fair
CITY CLERK

BY-LAW HAVING BEEN APPROVED BY ORDER OF THE ONTARIO MUNICIPAL BOARD DATED MAY 6TH 1963, READ A THIRD TIME AND FINALLY PASSED THIS 3RD DAY OF JUNE 1963.

.....
James Kelly
DEPUTY-MAYOR

.....
D. A. Fair
CITY CLERK

SCHEDULE "A"
to
BY-LAW # 2089

Construction of:-

<u>STORM SEWER</u>		<u>ESTIMATED TOTAL COST</u>
(a) <u>Foren Street</u>	Lake Nipissing to formerly Railway St. through C.P.R. lands, 510 ft.	\$16,382.44
(b) <u>Formerly Railway Street,</u>	Foren Street to Cassells St. through C.P.R. lands, 536 ft.	14,200.84
(c) <u>Cassells Street</u>	Formerly Railway Street to Main Street, 265 ft.	7,516.00
(d) <u>Cassells Street</u>	Main Street to McIntyre St. 305 ft.	35,809.09
(e) <u>Cassells Street</u>	McIntyre Street to Worthington Street, 335 ft.	11,391.21
(f) <u>Cassells Street</u>	Worthington Street to First Avenue, 355 ft.	11,563.48
(g) <u>Cassells Street</u>	First Avenue to Second Ave. 305 ft.	10,169.68
(h) <u>Cassells Street</u>	Second Avenue to Underpass 245 ft.	8,146.37
(i) <u>C.N.R. Right- of-Way</u>	Cassells Street to Front Street 1065 ft.	26,746.01
	TOTAL ESTIMATED COST	\$141,925.12

DEBENTURE TERM: 15 years.

*Sum's read as Jan 13/64
\$ 136,728.20*

*By-law 2089
Refer to by-law 211*

DATE May 28th. 1963

PROPOSAL AND ESTIMATE OF COST FOR THE CONSTRUCTION OF A CONNECTING LINK OR EXTENSION OF THE KING'S HIGHWAY (OR SECONDARY HIGHWAY) NO. _____ IN THE City _____ OF North Bay _____ IN THE COUNTY (OR DISTRICT) OF Nipissing

Designated Route: 63 B

Pursuant to an agreement dated the 17th day of February 1960 made between the Minister and the Corporation of the City of North Bay and subject to the terms and conditions thereof, and subject also to any necessary approval of the Board, under Section 64 of The Ontario Municipal Board Act, R.S.O. 1960, Chapter 274 and amendments thereto the Corporation proposes that the (Minister or Corporation)

following portions of highway, heretofore designated as a connecting link, be constructed by the Corporation during 1963 fiscal year(s) commencing the (Corporation or the Department) 1st day of April, 1963 namely (describe portion(s) of street(s) to be constructed): Cassells Street from Third Ave. To Main Street.

and illustrated on the Plan or sketch attached thereto; provided construction to be in accordance with plans and specifications approved by the Minister and the Corporation in the manner and at a cost estimated and divided substantially as follows:

- (a) Type of construction 42" Dia. Storm Sewer
- (b) Length 1600' Ft. on Cassells Street.
- (c) Width (not less than 22 feet) _____
- (d) Commencing at Lake Nipissing
- (e) Terminating at Front Street.
- (f) Total estimated cost of construction Complete \$ 141,925.12

(g) Deduct: Items not chargeable under agreement:-
(see Form CE 9)

(I) Items to be paid by the Corporation (Paragraph 4 of agreement)	\$ <u>107,003.98</u>	
(II) Charged to others (Paragraph 5 (3))		
_____	\$ _____	
_____	\$ _____	
_____	\$ _____	
_____	\$ _____	
(III) Charged under Part X of The Highway Improvement Act: Total Deductions	\$ <u>4,612.50</u>	\$ <u>111,616.48</u>

(h) Estimated Cost of Construction to be shared ~~50/50~~ 75/25 \$ 30,308.64

(j) Minister's share ~~(50%)~~ 75% \$ 22,731.48

(k) Estimated annual expenditure of Minister's share:
For fiscal year(s):

April 1, 19 63 ⁶⁴	to Mar. 31, 19 63 ⁶⁴	\$ 22,731.48
April 1, 19	to Mar. 31, 19	\$ _____
April 1, 19	to Mar. 31, 19	\$ _____
April 1, 19	to Mar. 31, 19	\$ _____ \$ 22,731.48

It is understood that the estimated cost is based on the best information available at the time of submission and that no substantial increase in such cost will be undertaken or incurred without the prior written approval of the Minister, subject, where necessary, to the approval of the Board.

THIS PROPOSAL is hereby ~~submitted~~^{accepted} this **24th** day of **June**,
19 **63** by or on behalf of the Minister,
(Corporation or Minister)

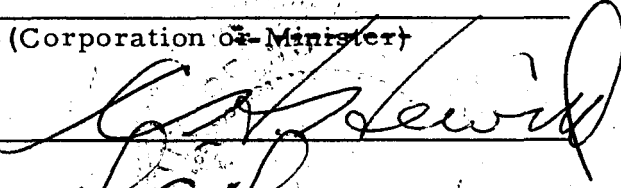
(SEAL)


Minister

submitted
and is hereby ~~accepted~~ by or on behalf of the

(SEAL)

(Corporation or Minister)


V. A. Fair

(Note: Attach a plan or sketch showing roadway lengths, widths and returns, also a statement of the total estimated cost in detail and a breakdown thereof showing how the Minister's share was computed.)

FORM PL-PS-9
(FORMERLY FORM CE-9)
REVISED SEPT. 1961

Storm Sewer - Cassells Street - Third Avenue to Lake Nipissing

CONNECTING LINK in the City of North Bay being Cassells Street from Main St. to King St.

DETAILS OF CONSTRUCTION	ESTIMATED GROSS COST	SHAREABLE UNDER C.L. AGMNT.	CHARGEABLE UNDER PART X OF THE ACT	CHARGEABLE TO CORPORATION	CHARGEABLE TO OTHERS *	EXPLANATION
Sewer exclusive of Cassells on C.N.R. R.O.W. from Front to Cassells	26,821.47		2,012.50	24,808.97		Manholes and Catchbasins shareable under Part X of the Act.
Cassells St. Sewer (1545 ft.) Third Ave. to Main Street.						
(a) Supply Conc. Sewer Pipe 50 Lin. ft. 12"cl.III @ 1.89	94.50	28.35		66.15		30% shareable under Connecting L.
1190 lin. ft. 42"cl.III @ 12.96	15,422.40	4,626.72		10,795.68		" " " " "
305 lin. ft. 42"cl.IV @ 14.24	4,343.20	1,302.96		3,040.24		" " " " "
(b) Excavating, placing and backfilling sewer including bedding, gran. backfill and restoring surfaces to original condition	16,278.75	4,883.63		11,395.12		" " " " "
(c) Private building connections 24@ 100.00	2,400.00	720.00		1,680.00		" " " " "
TOTAL						

* Chargeable to others: e.g. Local Improvement Act; Railway Grade Crossing Fund; Public Service Works on Highway Act, etc:

FORM PL-PS-9
 (FORMERLY FORM CE-9)
 REVISED SEPT. 1961

CONNECTING LINK in the _____ of _____ being _____ Street from _____ to _____

DETAILS OF CONSTRUCTION	ESTIMATED GROSS COST	SHAREABLE UNDER C.L. AGMNT.	CHARGEABLE UNDER PART X OF THE ACT	CHARGEABLE TO CORPORATION	CHARGEABLE TO OTHERS *	EXPLANATION
(d)Construct Conc. Manholes						Totally shareable under C.L.
1-16 ft. @ 400.00	400.00	400.00				" " " "
3-12 ft. @ 350.00	1,050.00	1,050.00				" " " "
3-10 ft. @ 350.00	1,050.00	1,050.00				" " " "
1- 6 ft. @ 250.00	250.00	250.00				
(e)Construct Conc. Catchbasins						" " " "
23 @ 125.00	2,875.00	2,875.00				
(f)Contingencies	8,173.76	2,452.13		5,721.63		30% shareable under C.L.
<u>Offtake No.1-Railway St. Cassells to Foren</u>						
(a)Supply Conc.Sewer Pipe 805 lin. ft. 42" cl.III @ 12.96	10,432.80	678.13		9,754.67		6.5% shareable under C.L.
(b)Excavating,placing and backfilling sewer including bedding, gran. backfill and restoring surfaces to original condition	6,453.25	419.46		6,033.79		" " " "
(c)Private building connections - 3@ 100.00	300.00	19.50		280.50		" " " "
TOTAL						

* Chargeable to others: e.g. Local Improvement Act; Railway Grade Crossing Fund; Public Service Works on Highway Act, etc:

FORM PL-PS-9
(FORMERLY FORM CE-9)
REVISED SEPT. 1981

CONNECTING LINK in the _____ of _____ being _____ Street from _____ to _____

DETAILS OF CONSTRUCTION	ESTIMATED GROSS COST	SHAREABLE UNDER C.L. AGMNT.	CHARGEABLE UNDER PART X OF THE ACT	CHARGEABLE TO CORPORATION	CHARGEABLE TO OTHERS *	EXPLANATION
(d) Construct conc. manholes 4-10ft. @ 350.00	1,400.00		1,400.00			Totally shareable under Part X.
(e) Contingencies	2,887.91	187.71		2,700.20		6.5% shareable under C.L.
Offtake No.2 Foren St. Railway St. to L.Nip.						
(a) Supply Conc. Pipe 250 lin.ft. 39" equiv. cl. III lohed @ 14.20	3,550.00	426.00		3,124.00		12% shareable under C.L.
230 lin.ft. 42" cl. IV @ 14.24	3,275.20	393.02		2,882.18		" " " "
(b) Excavating, placing & backfilling sewer including, bedding gran. backfill and restoring surfaces.	5,794.00	695.28		5,098.72		" " " "
(c) Const. Conc. MH. 2-6ft. deep. @ 300.00	600.00		600.00			Totally shareable under Part X.
1-10ft. deep @ 350.00	350.00		350.00			" " " "
(d) Const. Conc. C.B. 2 @ 125.00	250.00		250.00			" " " "
(e) Contingencies 15%	2,172.88	260.75		1,912.13		12% shareable under C.L.
TOTAL						

* Chargeable to others: e.g. Local Improvement Act; Railway Grade Crossing Fund; Public Service Works on Highway Act, etc:

FORM PL-PS-9
 (FORMERLY FORM CE-9)
 REVISED SEPT. 1981

CONNECTING LINK in the _____ of _____ being _____ Street from _____ to _____

DETAILS OF CONSTRUCTION	ESTIMATED GROSS COST	SHAREABLE UNDER C.L. AGMNT.	CHARGEABLE UNDER PART X OF THE ACT	CHARGEABLE TO CORPORATION	CHARGEABLE TO OTHERS *	EXPLANATION
Rock on Cassells St. 1100 cu.yd @ 23.00	25,300.00	7,590.00		17,710.00		30% shareable under C.L.
TOTAL	141,925.12	30,308.64	4,612.50	107,003.98		

* Chargeable to others: e.g. Local Improvement Act; Railway Grade Crossing Fund; Public Service Works on Highway Act, etc:



F.1578-63

ONTARIO

THE 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 storm
sewers, and for approval of the
borrowing for such purpose of
the sum of \$141,925.12, being the
estimated cost thereof

B E F O R E:

J. A. KENNEDY, Q.C.
Chairman

- and -

H. E. ROBERTS,
Member

)
)
) MONDAY, the 6th
) day of MAY, 1963
)
)

UPON THE APPLICATION of the Corporation of the
City of North Bay for approval of the construction of
the storm sewers set forth in Schedule "A" attached
hereto, and for approval of the borrowing for such purpose
of the sum of \$141,925.12, 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 said Corporation may now proceed with the said
undertaking and for such purpose may pass all requisite
by-laws, including by-laws providing for the issue of
debentures repayable over a term of not more than fifteen
years, and may borrow money to the extent sufficient to



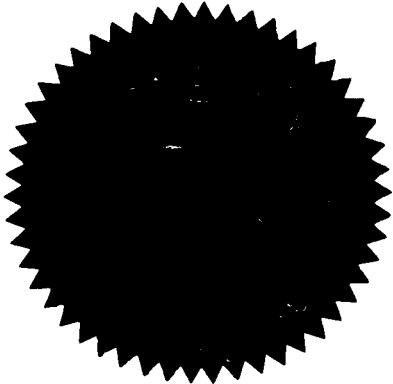
F.1578-63

ONTARIO

THE ONTARIO MUNICIPAL BOARD

- 2 -

provide an amount not exceeding \$141,925.12 therefor, provided, however, 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 that the Corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



T.B. Kisker
 SECRETARY

ENTERED	
C. E. No.	94
Folio No.	260
MAY 9 1963	
<i>T.B. Kisker</i>	
Secretary, Ontario Municipal Board	



F.1578-63

THE ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

TO THE ORDER OF THE ONTARIO MUNICIPAL BOARD
MADE ON THE 6TH DAY OF MAY, 1903

Construction of:

STORM SEWERS, on:

- | | | |
|----|--|------------------|
| 1. | <u>FOREN STREET</u> , from Lake Nipissing to
formerly Railway St, through
C.P.R. lands, 510 feet | \$ 16,382.44 |
| 2. | Formerly
<u>RAILWAY STREET</u> , from ForenStreet to
Cassells Street through
C.P.R. lands, 536 feet | 14,200.84 |
| 3. | <u>CASSELLS STREET</u> , formerly Railway Street
to Main Street, 265 feet | 7,516.00 |
| 4. | <u>CASSELLS STREET</u> , from Main Street to
McIntyre Street, 305 feet | 35,809.09 |
| 5. | <u>CASSELLS STREET</u> , from McIntyre Street
to Worthington Street, 335 feet | 11,391.21 |
| 6. | <u>CASSELLS STREET</u> , from Worthington Street
to First Avenue, 355 feet | 11,563.48 |
| 7. | <u>CASSELLS STREET</u> , from First Avenue to
Second Avenue, 305 feet | 10,169.68 |
| 8. | <u>CASSELLS STREET</u> , from Second Avenue to
Underpass 245 feet | 8,146.37 |
| 9. | <u>C. N. R. RIGHT-OF-WAY</u> from Cassells
Street to Front Street, 1065 feet | <u>26,746.01</u> |
| | | \$141,925.12 |



ONTARIO WATER RESOURCES COMMISSION

SEWAGE 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:-

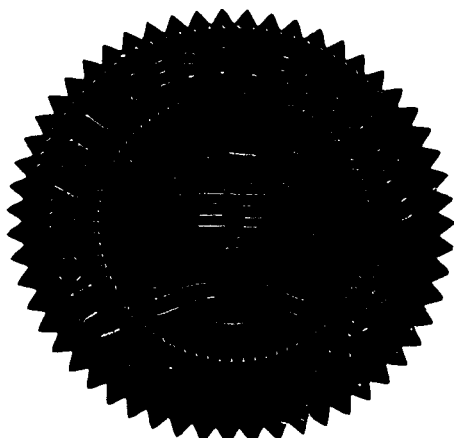
storm sewers to be constructed as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Foren Street	Lake Nipissing	Formerly Railway Street through C.P.R.Lands
Formerly Railway Street	Foren Street	Cassells Street through C.P.R.Lands
Cassells Street	Formerly Railway St.	Main Street
Cassells Street	Main Street	McIntyre Street
Cassells Street	McIntyre Street	Worthington Street
Cassells Street	Worthington Street	First Avenue
Cassells Street	First Avenue	Second Avenue
Cassells Street	Second Avenue	245' Easterly, Underpass.
C.N.R. Right-of-Way	Cassells Street	Front Street

including building sewers from the main sewer to the property line, at a total estimated cost of ONE HUNDRED AND FORTY-ONE THOUSAND NINE HUNDRED AND TWENTY-FIVE DOLLARS AND TWELVE CENTS (\$141,925.12),

Now Therefore this is to certify that the Commission after due enquiry has approved the said proposed works under Section 31 of The Ontario Water Resources Commission Act, R.S.O. 1960, c. 281.

DATED AT TORONTO this.....13th.....day of.....March.....1963.



[Handwritten signature]

Chairman

[Handwritten signature]

Acting

General Manager