

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 80-69

Being a By-law to authorize construction of storm sewers 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 storm sewers 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 fifteen 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, R.S.O. 1960, Chapter 274.

READ A FIRST TIME IN OPEN COUNCIL THIS 15TH DAY OF SEPTEMBER, 1969.

READ A SECOND TIME IN OPEN COUNCIL THIS 15TH DAY OF SEPTEMBER, 1969.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 15TH DAY OF OCTOBER, 1969.

.....
MAYOR

.....
CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 80-69 OF THE CORPORATION OF THE CITY OF NORTH BAY

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Construction of:

<u>STORM SEWER</u>	<u>ESTIMATED COST</u>
1. Joseph Street - Gladstone Avenue to Prince Edward Drive	47,604.59
2. Woodward Avenue - from Joseph Street to a point 200 feet northerly	4,175.60
3. Borge Avenue - from Joseph Street to a point 200 feet northerly	4,175.60
4. Montrose Avenue - Princess Street to Olive Street	26,643.10

STORM SEWER OUTFALL

1. On Johnson Road and Norman Avenue	93,428.50
TOTAL ESTIMATED COST OF CONSTRUCTION	<u>\$176,027.39</u>
Administration Cost	17,981.00
Total Cost	<u>\$194,008.39</u>
Less Department of Highways Subsidy, approximately	48,900.00
	<u>\$145,108.39</u>

Debenture Term: 15 Years



ONTARIO WATER RESOURCES COMMISSION
SEWAGE WORKS APPROVAL

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

ofCITY 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:-

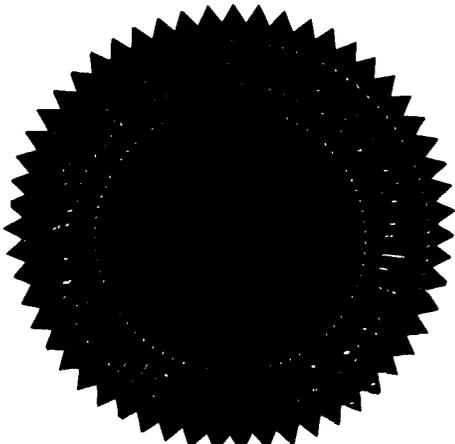
Storm sewers to be constructed as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Johnson Road	Approx. 700' South of Norman Avenue	Norman Avenue
Norman Avenue	Johnson Road	Approx. 240' West of Johnson Road
Easement (Between Lots 12 & 13)	Norman Avenue	Approx. 155' North of Norman Avenue
Joseph Street	Gladstone Avenue	Prince Edward Drive
Woodward Avenue	Joseph Street	Approx. 190' North of Joseph Street
Borge Avenue	Joseph Street	Approx. 190' North of Joseph Street
Montrose Avenue	Princess Street	Olive Street

at a total estimated cost including engineering and contingencies of ONE HUNDRED AND NINETY FOUR THOUSAND EIGHT DOLLARS AND THIRTY NINE CENTS (\$194,008.39)

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....9th.....day ofOCTOBER.....19 69



L. J. Collins
Chairman

A. H. Shupe
Assistant General Manager



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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),

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 works at an estimated cost of \$194,008.39, and of the borrowing of the sum of \$145,108.39 therefor

B E F O R E :

J. A. KENNEDY, Q.C.
Chairman

- and -

J. V. LUDGATE
Member

THURSDAY, the 9th day of

OCTOBER, 1969

UPON THE APPLICATION of The Corporation of the City of North Bay for approval of the construction of the works described in Schedule "A" attached hereto at an estimated cost of \$194,008.39, and of the borrowing of the sum of \$145,108.39 therefor, 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 this 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 \$194,008.39 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 in a principal amount not exceeding \$145,108.39 repayable over a term of not more than fifteen years, and may borrow money to the extent sufficient to provide an amount not exceeding \$145,108.39 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



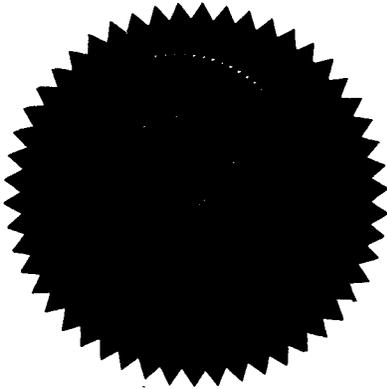
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ONTARIO MUNICIPAL BOARD

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2. that the corporation may borrow the whole or any part of the said sum of \$194,008.39 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.



[Handwritten Signature]
SECRETARY

ENTERED	
O. B. No.	<i>8128</i>
Folio No.	<i>81</i>
OCT 14 1960	
<i>[Handwritten Signature]</i>	
Secretary, Ontario Municipal Board	



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ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

to the order of The Ontario Municipal Board made on
the 9th day of October, 1969

Construction of:

STORM SEWERS on:

1. JOSEPH STREET from Gladstone Avenue
to Prince Edward Drive
2. WOODWARD AVENUE from Joseph Street
to a point 200 feet northerly
3. BORGE AVENUE from Joseph Street
to a point 200 feet northerly
4. MONTROSE AVENUE from Princess Street
to Olive Street

STORM SEWER OUTFALL on:

5. JOHNSON ROAD AND NORMAN AVENUE

Total Estimated Cost \$194,008.39

To Debenture \$145,108.39