



**COUNCIL**

**AGENDA**

**Regular Meeting of Council**  
**May 24, 2011**  
**at 7:00 p.m.**

# MEETINGS

**FOR THE WEEK OF  
MAY 24<sup>TH</sup>, 2011**

Tuesday, May 24, 2011

6:00 p.m.

Committee Meeting of Council  
Council Chambers, 2<sup>nd</sup> Floor

7:00 p.m.

Regular Meeting of Council  
Council Chambers, 2<sup>nd</sup> Floor

**THE CORPORATION OF THE CITY OF NORTH BAY  
REGULAR MEETING OF COUNCIL HELD  
TUESDAY, MAY 24, 2011**

**PUBLIC PRESENTATIONS:**

**PUBLIC MEETING MINUTES:**

Monday, May 9, 2011

**CLOSED MEETING MINUTES (available for Council viewing in the Clerk's Office):**

Monday, May 16, 2011

**COMMITTEE REPORTS:**

Nil

**CORRESPONDENCE:**

1. Accounts for April 2011 (F14/2011/EOIR/GENERAL).
2. Accounts for the Royal Bank for April 2011 (F14/2011/EOIR/GENERAL).
3. Report from M.B. Burke dated May 9, 2011 re Merrick Landfill Methane Project (E07/2009/NBH/GASCOLL).
5. Report from M. Karpenko dated May 18, 2011 re Capital and Operating Budget System (F05/2011/ADMIN/2699GG).
6. Report from L. Rochefort dated May 16, 2011 re Fire Protection Agreement - Nipissing First Nation (L04/2011/FIREP/NFN).
7. Report from D. Euler dated May 18, 2011 re Speed reduction on Lakeshore Drive near Steve Omischl Sports Field Complex (C00/2011/BYLAW/TRAFFIC).
8. Report from M.B. Burke dated May 16, 2011 re Dividend in kind from North Bay Hydro Services Limited (C01/2011/NBHS/GENERAL).
9. Report from A. Lang dated May 18, 2011 re Tender No. 2011-04, Asphalt Resurfacing Program (F05/2011/ROADS/6003RD).
10. Letter from 2125069 Ontario Inc. dated April 29, 2011 and report from A. Korell dated May 19, 2011 re Request for reduction in tipping fees (E07/2011/MERRI/TIPPING).

**BY-LAWS FOR CONSIDERATION:**

**General Government - First, second and third readings:**

By-Law No. 2011-74 to amend By-Law No. 1977-144, being a by-law to designate an Improvement Area to be known as the Downtown Improvement Area and to establish a Board of Management (to revise the maximum charges).

By-Law No. 2011-75 to provide for the levy and collection of special charges in respect of certain Business Improvement Areas.

By-Law No. 2011-123 to authorize user fees for City departments.

By-Law No. 2011-133 to execute and Assignment Agreement and Direction between Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board relating to a Municipal Housing Facility.

By-Law No. 2011-134 to execute an Agreement with Union Gas relating to a Pipeline Easement on Stanley Street.

**Community Services - First, second and third readings:**

By-Law No. 2011-129 to authorize user fees for North Bay Fire & Emergency Services.

By-Law No. 2011-130 to regulate open air burning in the City of North Bay.

By-Law No. 2011-132 to execute an Agreement with Research Dimensions Ltd. relating to a Tourism Charter Flight Development Feasibility Study & Market Research.

**Engineering & Works - First, second and third readings:**

By-Law No. 2011-128 to amend By-Law No. 2010-108, being the Waste Management By-Law.

By-Law No. 2011-131 to execute an Agreement with A & G The Road Cleaners relating to street sweeping services.

**MOTIONS:**

**MOTION TO ADJOURN IN-CAMERA:**

**IN-CAMERA CORRESPONDENCE:**

11. *Confidential* report from M.B. Burke dated April 12, 2011 re Property matter.

**MOTION TO RECONVENE:**

**MOTION FOR RECONSIDERATION:**

**GIVING NOTICE:**

**ADJOURNMENT:**

**MINUTES OF THE PUBLIC MEETING OF  
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*  
HELD MONDAY, MAY 9, 2011**

**PRESENT:** Mayor McDonald, Councillors Chirico, Koziol, Anthony, Maroosis, Bain,  
Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

1. User Fees - Waste Management

Councillor Vrebosch-Merry explained the purpose of the meeting.

The Deputy City Clerk advised that notice of the meeting was given by advertisements in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and 16<sup>th</sup> day of April, 2011.

John Severino explained the purpose of the meeting.

Councillor Vrebosch-Merry asked for public presentations.

No presentations were made.

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

**MINUTES OF THE PUBLIC MEETING OF  
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*  
HELD MONDAY, MAY 9, 2011**

**PRESENT:** Mayor McDonald, Councillors Chirico, Koziol, Anthony, Maroosis, Bain,  
Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

1. Open Air Burning User Fee

Councillor Chirico explained the purpose of the meeting.

The Deputy City Clerk advised that notice of the meeting was given by advertisements in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and 16<sup>th</sup> day of April, 2011.

Fire Chief Grant Love explained the purpose of the fees.

Councillor Chirico asked for public presentations.

No presentations were made.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

**MINUTES OF THE PUBLIC MEETING OF  
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*  
HELD MONDAY, MAY 9, 2011**

**PRESENT:** Mayor McDonald, Councillors Chirico, Koziol, Anthony, Marosis, Bain, Mayne, Vrebosch-Merry, Vaillancourt, Mendicino, Lawlor

1. User Fees - Various City Departments and Fire & Emergency Services

Councillor Chirico explained the purpose of the meeting.

The Deputy City Clerk advised that notice of the meeting was given by advertisements in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and 16<sup>th</sup> day of April, 2011.

Jerry Knox explained the purpose of the meeting.

Councillor Chirico asked for public presentations.

No presentations were made.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

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North Bay, ON

May 24, 2011

**Subject:** Elected Official Invoice Register

**File No.** F14/2011/EOIR/GENERAL

**Res.** 2011 - \_\_\_\_\_

**Moved by Councillor:** \_\_\_\_\_

**Seconded by Councillor:** \_\_\_\_\_

That accounts totaling \$8,645,442.34 for April 2011 be approved.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Carried

Carried as amended

Lost

Conflict \_\_\_\_\_ Endorsement of Chair \_\_\_\_\_  
\_\_\_\_\_

Record of Vote (*Upon Request of Councillor* \_\_\_\_\_)

Yeas	_____	_____	Nays	_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____

Signature of Clerk \_\_\_\_\_



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North Bay, ON

May 24, 2011

**Subject:** Royal Bank

**File No.** F14/2011/EOIR/GENERAL

**Res.** 2011 - \_\_\_\_\_

**Moved by Councillor:** \_\_\_\_\_

**Seconded by Councillor:** \_\_\_\_\_

That accounts for Royal Bank totaling \$2,000.31 for April 2011 be approved.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Carried

Carried as amended

Lost

**Conflict** \_\_\_\_\_ **Endorsement of Chair** \_\_\_\_\_  
\_\_\_\_\_

**Record of Vote** (*Upon Request of Councillor* \_\_\_\_\_)

<b>Yeas</b>	_____	_____	<b>Nays</b>	_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____
	_____	_____		_____	_____

**Signature of Clerk** \_\_\_\_\_

## CITY OF NORTH BAY REPORT TO COUNCIL

**Report No:** CORP 2011-85

**Date:** May 9<sup>th</sup>, 2011

**Originator:** MICHAEL B. BURKE

**Subject:** Merrick Landfill Methane Project

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### RECOMMENDATION

That Council authorize a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project for a principal amount of \$4,800,000.00, with interest at the Infrastructure Canada rate, to be advanced on the basis of progress payments from June 1, 2011 to April 28, 2012, with interest incurred on the interim advances, added to the principal amount, such loan to be by way of a Promissory Note, payable on demand, until such time as the final amounts are known, at which time, the loan shall be amortized over a period of twenty (20) years on the basis of the full principal amounts and an interest rate of 4.9% per annum.

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### BACKGROUND

Council previously authorized a loan of \$3,200,000.00 to North Bay Hydro for the purpose of the Merrick Landfill Methane Gas Generation Project by way of Resolution dated December 14<sup>th</sup>, 2009.

With the passage of time, and the further investigation of all related and auxiliary costs, the project has risen based on the most expensive upset estimate, to \$4,800,000.00.

North Bay Hydro requires a loan to fund the project. As the project is owned by and to benefit the City and as the City will be the beneficiary of the electricity rates generated by the project, it is appropriate, and within the authority of the City, for the City to provide the loan.

The loan is recommended to be payable, on demand until such time as its terms can be finalized. There are two significant approvals which are pending and which will be required for the project to proceed:

1. The Renewal Energy approval under the Environmental Protection Act; and
2. The Hydro One Contributing Capital Agreement approval.

Both approvals are well along in the process wherein the final approval is anticipated within the next month or two. However, given the nature of the construction season, if the project is to proceed this year, then this loan approval needs to be in place by June 1, 2011. This will allow the Methane Gas Generator contractor, Tormont, to begin to develop and manufacture the generator in time for installation well before the April 28<sup>th</sup>, 2012, the commercial production deadline under the Renewable Energy Project. In fact, operations are expected to commence by the end of February, 2012. An anticipated progress payment schedule is attached hereto.

So long as the loan is payable on demand, then, in the unlikely event that the approvals do not come forward, the City would be entitled to make the demand based on the limited funds, estimated at \$1,100,000.00 which would have been committed to the project by June 1, 2011. The Distribution Company has advised that it would not be in a position to repay any monies paid. However, this should be dealt with at the time, if it ever becomes an issue.

The Renewable Energy approval under the Environmental Protection Act is anticipated within the month. Hydro One approval is anticipated in June or July. We will request updates, and if all approvals are not in place by August, then a further report would be made to Council as to the status of matters, and if necessary, the project could be terminated with the commitment under \$1,000,000.00.

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## **OPTIONS ANALYSIS**

Option # 1: To approve the loan

Option # 2: Not to approve the loan

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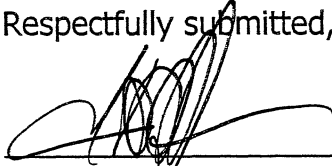
## **RECOMMENDED OPTION**

That Council authorize a loan from the City of North Bay to North Bay Hydro Distribution Limited for the development of the Merrick Landfill Methane Gas Generation Project for a principal amount of \$4,800,000.00 with interest at the rate of 4.9%, to be advanced on the

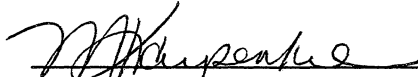
basis of progress payments from June 1, 2011 until April 28, 2012, with interest incurred on the interim advances, added to the principal amount; such loan to be by way of a Promissory Note, payable on demand until such time as the final amounts are known, at which time, the loan shall be amortized over a period of twenty (20) years on the basis of the full principal amounts and the said interest rate.

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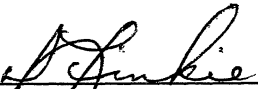
Respectfully submitted,



**MICHAEL B. BURKE**  
City Solicitor



**MARGARET KARPENKO, CMA**  
Chief Financial Officer/Treasurer



I concur in this report and recommendation.

**DAVID G. LINKIE**  
Chief Administrative Officer

Personnel designated for continuance: Michael B. Burke, City Solicitor

MBB/lc

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## Report to Council

Report No: CORP 2011- 92

Date: May 18, 2011

Originator: Margaret Karpenko

Subject: Capital and Operating Budget System

**RECOMMENDATION:**

That North Bay City Council approve Questica Inc. for supply and installation of a Capital / Operating Budget Software System. The service includes an annual maintenance agreement. The value of the supply and installation is estimated at \$59,727 (taxes excluded).

**BACKGROUND:**

To date operating and capital budgeting are completed within a series of intricate excel templates which is highly administrative and is subject to human error. A competitive Request for Proposal was advertised publicly and the Purchasing Manager distributed thirteen (13) proposal packages directly to qualified firms. Proposals closed on April 21, 2011. A total of (four) 4 responsive proposals were received. The Chief Financial Officer and the Director of Information Systems evaluated the proposals. The proposals were evaluated against the detailed evaluation criteria specified in the solicitation document. The recommendation of the award of the proposal call is based on best value considering both price and merit. The technical ratio reflects the total points, divided by the cost. The results are as follows:

<u>Firm</u>	<u>Price</u>	<u>Points</u>	<u>Technical Ratio</u>
Questica	\$59,727	91	.001524
RAC	52,727	77	.001472
Whitebirch Software. Inc	118,500	68	.000574
ExoSys	234,000	55	.000235

The price is considered fair and reasonable.

**RECOMMENDED OPTIONS:**


1. Award the contract to the lowest responsive bidder, Questica Inc offering the best value to the City of North Bay. Implementation to begin with Capital and

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proceed with an Operating budget for 2012. This option is recommended as it will increase reporting flexibility, increase efficiencies and reduce risks of errors and omissions. This initiative would be funded from capital project # 2699GG - Administrative and Overhead Charges. The balance as at December 31, 2010 is \$325,095 which is sufficient to absorb the cost of a budget system.

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Respectfully submitted,

  
\_\_\_\_\_  
Margaret Karpenko, CMA  
Chief Financial Officer / Treasurer

I/We concur in this report and recommendation

  
\_\_\_\_\_  
David Linkie  
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

X:\Finserv\Margaret\Capital Budget System

Report to Council

Report No.: CORP 2011-90

Date: May 16, 2011

Originator: Lorraine Rochefort

Subject: Fire Protection Agreement - Nipissing First Nations

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**RECOMMENDATION:**

That Council approve and execute a Fire Protection Service Agreement with the Nipissing First Nation for residential and commercial (owned and leased) properties at a flat rate fee of \$68,000.00 with annual inflationary increases of 1.72%.

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**BACKGROUND:**

The City of North Bay has provided fire protection service to the Nipissing Band of Ojibways, now known as the Nipissing First Nation (NFN) since 1993.

In 2004 the Agreements were restructured to arrive at a Current Value Assessment (CVA) and an equitable fee that reflected the costs the City of North Bay tax payers pay for fire protection.

Nipissing First Nation representatives and City staff met recently to discuss the terms of the Agreement. We were advised that it is their intention to create one fire department and assume full fire protection of NFN and Union of Ontario Indians lands within the next two years. Jocko Point and Garden Village currently have their own fire department.

Concern was expressed with the current CVA fee structure and the financial pressure it was posing on the band. A proposal was submitted outlining an annual flat rate structure rather than the CVA structure currently in place, which reduces the fees by approximately \$35,000.00.

The 2011 budget for fire protection service fees for the NFN is \$68,000.00 of which they have agreed to pay. We also agreed to an annual inflationary rate increase of 1.72% and to delete the \$400.00 per fire call fee from the Agreement.

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**ANALYSIS/OPTIONS:**

Option #1 – To enter into a Fire Protection Service Agreement with NFN for residential and commercial (band owned and leased) properties at a flat rate fee of \$68,000.00 with annual inflationary increases of 1.72%.

We currently have 2 agreements with the NFN. One for residential properties and Band owned commercial properties and one for commercial leased properties. If we adopt the flat rate option we could consolidate both Agreements.

By adopting this option, City staff would no longer be required to monitor the activities on the properties for new construction, additions, and demolitions.

The current fees are posing a financial hardship on the NFN Band. The fees are at a level that the business owners and residents are unable to pay for their share of the costs. The \$35,000.00 reduction would make it more affordable and ease the financial burden.

The \$35,000.00 reduction from 2010 actual revenue has no detrimental financial impact on the overall budget as the 2011 budget for fire protection fees is \$68,000.00.

This is the recommended option.

Option #2 – To renew the Fire Protection Service Agreement with the current CVA rate structure.

The NFN band may not renew the Agreement and we could stand to lose all of the revenue rather than \$35,000.00.

The City has formed a strong working relationship with the band over the years and proceeding with the renewal of the current Agreement without consideration of any financial assistance would send a very negative message.

This option is not recommended.

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**RECOMMENDED OPTION:**

Option #1 is the recommended option.

That Council approve and execute a Fire Protection Service Agreement with the Nipissing First Nation for residential and commercial (owned and leased) properties at a flat rate fee of \$68,000.00 with annual inflationary increases of 1.72%.

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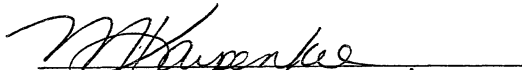


Respectfully submitted,

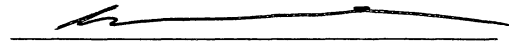


Lorraine Rochefort, AMCT  
Manager of Revenues & Taxation

We concur in this report and recommendation.



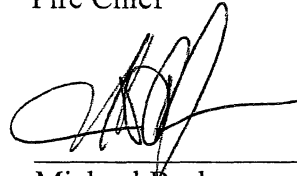
Margaret Karpenko, CMA  
Chief Financial Officer/Treasurer



Grant Love  
Fire Chief



David Linkje  
Chief Administrative Officer



Michael Burke  
City Solicitor

Personnel designated for continuance: Manager of Revenues & Taxation

## City of North Bay

### Report to Council

Report No.: EEWS-2011-058

Date: May 18, 2011

Originator: David Euler, Director of Engineering

Subject: Speed reduction on Lakeshore Drive near Steve Omischl Sports Field Complex

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#### RECOMMENDATION

- 1) that Traffic By-law No. 2002-01 be amended to reduce the speed limit on Lakeshore Drive by amending Schedule 10 as follows:

Delete 9 and 10 and insert in lieu thereof:

	<u>Road</u>	<u>Between</u>	<u>Kilometers Per Hour</u>
9.	Lakeshore Drive	Jessups Creek and Barley Rd.	60 km/hr.
10.	Lakeshore Drive	40 metres east of Kate Pace Way and Highway #11	60 km/hr.

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#### BACKGROUND

With the Steve Omischl Sports Field Complex nearing completion and the increased use of the Kate Pace Way, safety concerns have been raised regarding pedestrians crossings. Currently the speed limit is 60km/hr near the Steve Omischl Sports Field Complex and 70km/hr at the Kate Pace Way crossing. A reduction in the speed limited is justified. See attached map of proposed areas.

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#### ANALYSIS/OPTIONS

##### Option 1

Reduce the speed limit on Lakeshore Drive between Barley Rd & 40 metres east of Kate Pace Way to 50 km/hr. Post "Playground Ahead" warning signs in both directions. Once pedestrian traffic has been established at the Steve Omischl Sports Field Complex, consideration to be given to a future pedestrian crossing light. Reduce the speed limit on Lakeshore Drive between 40 metres east of Kate Pace Way and Highway #11 to 60 km/hr.

##### Option 2

Do nothing. This option is not recommended.

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**RECOMMENDED OPTION**

It is recommended that:

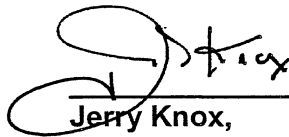
1. the speed limit on Lakeshore Drive between Barley Rd & 40 metres east of Kate Pace Way be reduced to 50 km/hr and "Playground Ahead" warning signs be posted in both directions.
2. The speed limit on Lakeshore Drive between 40 metres east of Kate Pace Way and Highway #11 be reduced to 60 km/hr.
3. Future consideration be given to pedestrian crossing lights on Lakeshore Drive at .at Booth Rd

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**Respectfully submitted,**

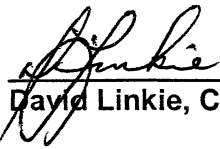


\_\_\_\_\_  
**David Euler, P. Eng.,  
Director of Engineering**



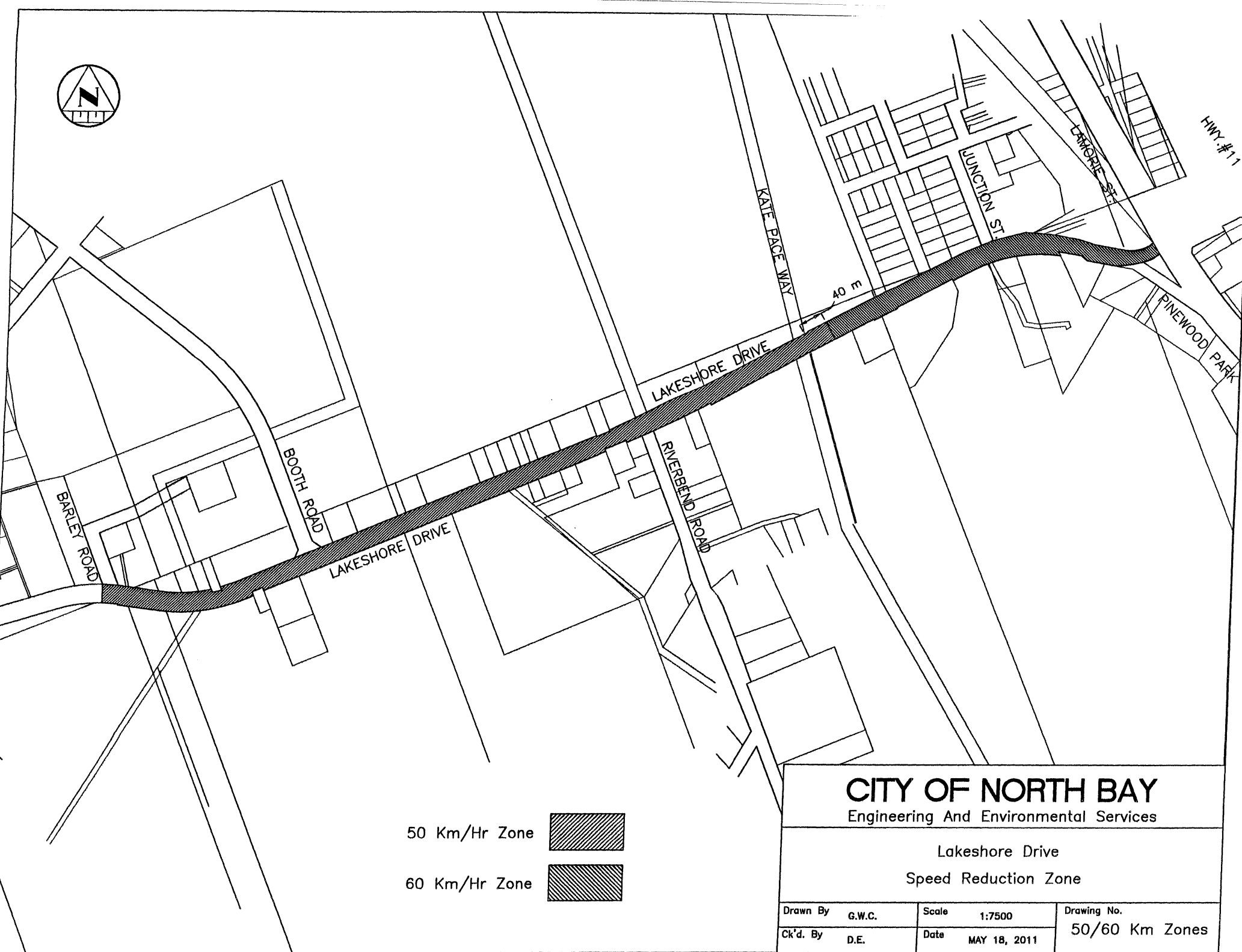
\_\_\_\_\_  
**Jerry Knox,  
Managing Director Community Services**



**I concur in this report and recommendation.**



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**David Linkie, C.A.O.**

**Personnel designated for continuance: C. Conrad, City Clerk**



- 50 Km/Hr Zone 
- 60 Km/Hr Zone 

**CITY OF NORTH BAY**  
Engineering And Environmental Services

Lakeshore Drive  
Speed Reduction Zone

Drawn By	G.W.C.	Scale	1:7500	Drawing No.	50/60 Km Zones
Ck'd. By	D.E.	Date	MAY 18, 2011		

## City of North Bay

### Report to Council

**Report No:** CORP 2011-89

**Date:** May 16, 2011

**Originator:** Michael B. Burke

**Subject:** Dividend in kind from North Bay Hydro Services Limited

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#### **RECOMMENDATIONS**

That Council accept the \$409,091.00 dividend in kind for internet fiber connection service from the ONTC generated by the services company sale of the Dark Fiber Hydro business to the ONTC.

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#### **BACKGROUND**

Sometime during the late 1990, North Bay Hydro began installing fiber optic cable along certain corridors' in the City as "dark cable". This was undertaken partly to create a corridor and partly to serve the school boards and other key users. As part of the hydro deregulation, as of 2002 this dark fiber business was separated from the distribution business and carried out by North Bay Hydro Services Limited.

As this business was not a core business to hydro service, it was determined to sell it to ONTERA since ONTERA operated the rated comparable services based on an evaluation completed by an independent third party. This resulted in a negotiated sale to ONTERA by the services company for the full appraised value, including free fiber internet connection to the City and North Bay Hydro for ten (10) years. This free internet service has a value of \$409,091.00 In order to deal with the dividend in kind, the services company has transferred it to the holding company which in turn has agreed to transfer it to the City. It would be appropriate for the City to recognize the receipt of the dividend in kind by resolution.

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The services company operates the dark fiber system in a joint venture with ONTERA so as to provide a seamless service.

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### **ANALYSIS/OPTIONS**

**Option 1** – To acknowledge the receipt of the service in kind option.

**Option 2** – Not to receive the free service in kind.

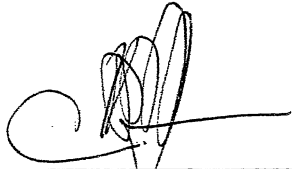
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### **RECOMMENDED OPTION**

That Council accept the \$409,091.00 dividend in kind for internet fiber connection service from the ONTC generated by the services company sale of the Dark Fiber Hydro business to the ONTC.

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**Respectfully submitted,**



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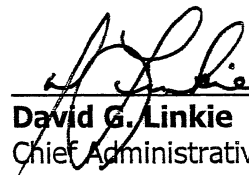
**Mike Burke**, City Solicitor



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**Al Lang**, CGA  
Director Financial Services

**I concur with this report and recommendations.**



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**David G. Linkie**  
Chief Administrative Officer

Personnel designated for continuance: Mike Burke, City Solicitor

## REPORT TO COUNCIL

Report No: CORP 2011-91

May 18, 2011

Originator: Al Lang

Subject: Tender No. 2011-04 – 2011 Asphalt Resurfacing Program

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**RECOMMENDATION:**

That North Bay City Council approve a contract be awarded to Pioneer Construction Inc., in the estimated amount of \$3,939,635.44 (HST included), for the rehabilitation and/or reconstruction of 6 kilometers of various urban roads within the City of North Bay.

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**BACKGROUND:**

Tender No. 2011-04 for the 2011 Asphalt Resurfacing Program closed on May 4, 2011. The works identified in the tender included the rehabilitation and/or reconstruction of approximately six (6) kilometers of various existing urban roads.

The tender was based on an estimated quantity of material required and the current unit costs. Payment will be made only for the amount of material requested and delivered. The quantities to be ordered and works to be completed may be revised and managed within the approved capital budget allocations.

The tender was advertised publicly as per the City of North Bay Purchasing Policy. The Purchasing Manager distributed three (3) tender packages. Two tenders were received and evaluated by the Infrastructure Engineer and reviewed by the Director of Financial Services. The results are as follows:

<u>Firm</u>	<u>Total Price</u>
Pioneer Construction Inc.	\$3,939,635.44 (Including HST)
Miller Paving Ltd.	\$4,528,825.30 (Including HST)

The price is considered fair and reasonable and fall within the estimates as determined by the City Infrastructure Engineer.

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**ANALYSIS / OPTIONS:**

- 1) Low bidder meets the specification and is recommended for award. The extent of the works will be coordinated to manage the tender within the 2011 Capital Budget allocation. Priority will be given to areas of greater need.

- 2) Not to award a contract. This will result in further deterioration of City roads and sidewalks. This will impact public safety and result in increased costs for repairs, which would have to be done at a later date.

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**RECOMMENDED OPTION / FINANCIAL IMPACTS:**

Option 1 is recommended:

That North Bay City Council approve a contract be awarded to Pioneer Construction Inc., in the estimated amount of \$3,939,635.44 (HST included), for the rehabilitation and/or reconstruction of 6 kilometers of various urban roads within the City of North Bay.

The scope of the resurfacing contract may be adjusted through priority setting of works and through changes to authorized work within the provisional items (section 5.0) and/or contingency allowance (section 6.0) outlined in Tender No. 2011-04. Contract costs will remain within the 2011 Capital Budget allocation that totals \$3,759,000. The total cost net of HST rebates would be \$3,547,770.71.

The funding for the resurfacing program will come from the following approved capital projects:

<b>Project</b>	<b>Capital Budget Line</b>	<b>Project No.</b>	<b>By-Law No.</b>	<b>By-Law Date</b>	<b>Amount</b>
Asphalt Resurfacing Program	Line No. 59	6003RD	2011-88	April 4, 2011	\$2,300,000
Asphalt Resurfacing Program	Line No. W43	6003SS-WS	2011-88	April 4, 2011	\$206,000
McKeown Avenue Shave & Pave	Line No. 17	3106RD	2011-92	April 4, 2011	\$750,000
Parks Trail System Development	Line No. 93	6026PR	2011-71	March 21, 2011	\$400,000
Pedestrian Safety program	Line No. 62	6006RD	2011-50	March 21, 2011	\$103,000
<b>Total</b>					<b><u>\$3,759,000</u></b>

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Respectfully submitted,


  
\_\_\_\_\_  
Al Lang, CGA  
Director of Financial Services

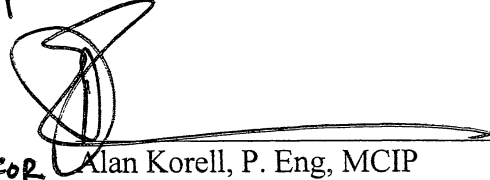


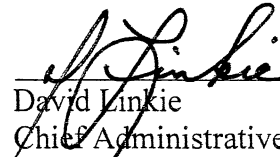
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We concur in this report and recommendation.

*for*  
  
\_\_\_\_\_  
Laura Boissonneault, CGA  
Supervisor of Budgets and Financial Reporting

  
\_\_\_\_\_  
Margaret Karpenko, CMA  
Chief Financial Officer / Treasurer

*for*  
  
\_\_\_\_\_  
Alan Korell, P. Eng, MCIP  
Managing Director of Engineering,  
Environmental & Public Works

  
\_\_\_\_\_  
David Linkie  
Chief Administrative Officer

Personnel designated for continuance: Infrastructure Engineer

Attachments: Tenders

## City of North Bay Report to Council

Report No.: EESW-2011-059

Date: May 19, 2011

Originator: Alan Korell, Managing Director of Engineering,  
Environmental Services & Works

Subject: NordFibre– Freezing 2010 Tipping Fees to Assist with Demolition  
Costs

File No: E05 – Tipping Fees

---

### RECOMMENDATION

The request from 2125069 Ontario Corporation to freeze 2010 tipping fees at the Merrick Landfill Site for demolition waste generated from the Nordfibre site located at 500 Eloy Road at \$71 / tonne be approved subject to the following conditions:

1. That the special tipping fee of \$71 per tonne be frozen until December 31, 2011 for this project only;
  2. That the reduced tipping fee only apply to waste materials generated through demolition activities from the NordFibre site;
  3. That the special handling fee applied to processing asbestos (\$ 200 /load) not be waived;
  4. That acceptance is conditional that the owner is compliant with all applicable federal, provincial and municipal regulations pertaining to demolition and transportation of waste materials from the NordFibre demolition site.
  5. That the owner provide the City with a copy of its recycling plan prior to project initiation at which time staff be authorized to negotiate final tipping fee rates of not less than \$71 per tonne.
- 

### BACKGROUND

The City of North Bay has received a request from 2125069 Ontario Inc., owner of the Nordfibre building located at 500 Eloy's Road, to have all demolition waste delivered to the Merrick Landfill processed at the 2010 tipping fee rate of \$71 per tonne. The City has increased tipping fees to \$75 per tonne effective June 1, 2011.

In the spring of 2009, the City received a similar request from Mr. Paul Orsi seeking to have tipping fee rates frozen at the previous year's rate for this same project. At that time City Council approved the request provided that demolition work was completed by December 31, 2009. The project was never initiated.

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### ANALYSIS/OPTIONS

The City of North Bay maintains a policy of providing tipping fee relief to organizations involved the reuse of material that otherwise would end up in the landfill and for volunteer groups involved in litter clean up activities in the City. This project does not meet the criteria set; however, this project is subject to Ontario Regulation 103/94 which requires a recycling plan of materials recovered which should reduce volumes of waste being generated from demolition of the Nordfibre building.

There is precedence for the City to approve the freezing of tipping fees for this project based on the approval in 2004 and 2009. Staff estimates that the demolition of this building could generate as much as 10,000 tonnes of waste (equivalent to 20% of all the waste received in a year). The City is aware that significant volumes of asbestos waste will be generated. Asbestos is a designated substance pursuant to the Environmental Protection Act which requires special handling considerations - including at the landfill site. The City adds a surcharge of \$200 per load because it must stop all operations and restrict access at the tipping face, dig a hole and immediately bury the waste once it has been delivered. If the reduced tipping fee of \$71 /tonne is approved the owner could still face tipping fees in the order of \$ 350,000 to \$700,000 for this project. The request to freeze the tipping fee at \$71 /tonne for this project represents a savings to the owner of up to \$40,000 depending on quantities generated.

This demolition project has implications to future economic growth in the City. The land is very strategically located and the City has offered Brownfield incentives to encourage the clean up and redevelopment of other strategic sites in the City. The site has recently been made more attractive by the construction of the new North Bay Hospital on the north side of Highway 17 West.

In 1990, City Council adopted a Community Entrance Study which, among other things, encouraged the relocation of unsightly industrial uses away from principle highways bisecting the City to more appropriate industrial parks. The highway 11/17 corridor was the main focus of this study. Since that time, the image of the City, as seen by the traveling public has greatly improved. The former Nordfibre site is the most significant remaining industrial use which continues to negatively impact impressions of our community for visitors arriving from the west.

In my opinion, there is a major benefit to the community to having this property decommissioned and cleaned up. Given the extraordinary projected large volume of material to be removed, it would be appropriate to consider a modest volume discount.

---

## **Options**

### **Option 1**

The City can opt to approve 2125069 Ontario Inc.'s request to maintain 2010 tipping fees for the demolition of the Nordfibre facility at 500 Eloy Road. If approved, it is recommended that the following conditions apply:

1. That a special tipping fee of \$71.00 per tonne be frozen until December 31, 2011;
2. That the reduced tipping fee only apply to waste materials generated from the demolition activities at the NordFibre site;
3. That the special handling fee applied to processing asbestos not be waived;
4. That acceptance is conditional that the owner is compliant with all applicable federal, provincial and municipal regulations pertaining to demolition and transportation of waste materials from this site.
5. That the owner provides the City with a copy of its recycling plan prior to project initiation at which time staff will authorize the tipping fee rate of \$71 per tonne.

If approved with conditions, the owner could reduce his tipping fee expense by up to \$40,000 assuming that 10,000 tonnes of waste materials are generated and brought to the Merrick Landfill site in 2011. The freezing of rates could assist with site clean up costs and help redevelop this property to a more suitable use. If the project is not completed in 2011, the owner would be required to reapply for tipping fee relief from the City.

## Option 2

The City can opt to deny this request. If denied, 2125069 Ontario Inc. may proceed with the project at the higher tipping fee, if approved, this could add as much as \$40,000 to the applicants cost to complete the work assuming 10,000 tonnes of waste will be generated. The project is expensive in any case, and the owner may be less apt to proceed with the project if the higher rate is applied which would cause the property to continue to sit in an underutilized capacity.

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### RECOMMENDED OPTION

Option 1 is recommended.

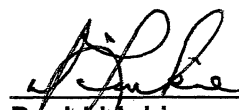
The request from 2125069 Ontario Inc. to freeze 2010 tipping fees at the Merrick Landfill site for demolition waste generated from the NordFibre site at \$71/tonne be approved subject to the following conditions:

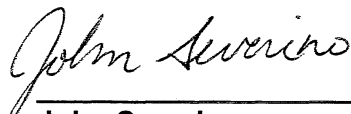
1. That the special tipping fee of \$71 per tonne be frozen until December 31, 2011 for this project only;
2. That the reduced tipping fee only apply to waste materials generated from the NordFibre site and from demolition activities;
3. That the special handling fee applied to processing asbestos (\$ 200/load) not be waived;
4. That acceptance is conditional that the owner is compliant with all applicable federal, provincial and municipal regulations pertaining to demolition and transportation of waste materials from this site.
5. That the owner provides the City with a copy of its recycling plan prior to project initiation at which time staff will authorize the tipping fee rate of \$71 per tonne.

Respectfully submitted,

*per*   
\_\_\_\_\_  
Alan Korell, P. Eng., M.C.I.P.  
Managing Director of Engineering,  
Environmental Services & Works

I concur in this report and recommendation.

  
\_\_\_\_\_  
David Linkie  
Chief Administrative Officer

  
\_\_\_\_\_  
John Severino  
Manager – Environmental Services

Personnel designated for continuance: J. Severino, Manager of Environmental Services

Attachments: 1

Copy for: John Miller – Environmental Control Officer

wpd/engin/eejsev/Merrick Landfill – Merrick Landfill Tipping Fees Council Report - Nordfibre

# 2125069 ONTARIO INC.

595 Cartier North Bay ON P1B 8N2

Phone 705 - 474 - 2996

Fax 705 - 474 - 2305

April 29, 2011

**HAND DELIVERED**

City of North Bay  
200 McIntyre Street East  
P.O. Box 360  
North Bay, Ontario  
P1B 8H8

**Attention: Mr. Dave Linkie**  
**Chief Executive Officer**

Dear Sir:

**Re: Tipping Fees**

Millford Development Limited has been planning to demolish the vacant former NordFibre Plant located at 500 Eloy Road since 2004.

In 2004 the initial tipping fees were \$39/tonne and then increased to \$45/tonne. In 2009 the City agreed, in principal, to a reduced tipping fee for this project of \$60/tonne. It is our understanding that City Council, now proposes to increase tipping fees from the current \$71/tonne to a new rate of \$75/tonne. With the increasing tipping fee cost it would be appreciated if the City would give some consideration to reducing the tipping fee for this particular project.

With the completion of the new Hospital the demolition of the old plant is now more than ever a major benefit to the community and time is of the essence to move this project forward.

In summary we believe that working together we can all benefit and we hope that Council will see fit to grant our request. We look forward to a positive response at your earliest convenience.

Sincerely

**2125069 Ontario Inc.**

  
Shelly Owen-Houston  
Law Clerk

**RECEIVED**  
CITY OF NORTH BAY

APR 29 2011

*Copy to Clerk's Dept.*

ADMINISTRATION

**RECEIVED**  
CITY OF NORTH BAY

MAY - 3 2011

**CLERK'S DEPT.**

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

**BY-LAW NO. 2011-74**

**A BY-LAW TO AMEND BY-LAW NO. 1977-144, BEING A  
BY-LAW TO DESIGNATE AN IMPROVEMENT AREA TO BE  
KNOWN AS THE DOWNTOWN IMPROVEMENT AREA AND  
TO ESTABLISH A BOARD OF MANAGEMENT  
(TO REVISE THE MAXIMUM CHARGES)**

**WHEREAS** section 208.(3) of the *Municipal Act, 2001* (S.O. 2001, c.25), enables the municipality to establish maximum charges to be levied for assessed properties in the Downtown Improvement Area established by By-law No. 1977-144;

**AND WHEREAS** by Resolution No. 2011-170 passed by Council at its Regular Meeting held on Monday, March 7, 2011 Council authorized the maximum charges to be levied for assessed properties in the Downtown Improvement Area;

**AND WHEREAS** Council passed By-Law 1977-144, as amended, to increase the special charges levied by the Board of Management of the Downtown Improvement Area;

**AND WHEREAS** pursuant to subsection 210(1) of the Act notice of the passing of this by-law was sent by pre-paid mail to the Board of Management of the Downtown Improvement Area and to every person who, on the last returned roll, is assessed for rateable property that is in a prescribed business class which is located in the improvement area;

**AND WHEREAS** no letters of objection were received from any person who, on the last returned roll, were assessed for rateable property that is in a prescribed business class which is located in the improvement area;

**AND WHEREAS** no letter of objections were received, the municipality may pass By-law No. 2011-74 pursuant to subsection 210.(4) of the *Municipal Act, 2001* (S.O. 2001, c.25).

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

1. Paragraph (b) of Section 19 of By-law No. 1977-144 is hereby deleted and the following inserted in lieu therein:

“19(b) Notwithstanding paragraph (a) of this section:

- (i) no person with a business assessment address on Main Street shall pay a special charge levied by the Board of Management of more that \$2,665.00 in one calendar year;
- (ii) no person with a business assessment address which is not on Main Street shall pay a special charge levied by the Board of Management of more than \$1,600.00 in one calendar year.”

2. This by-law comes into force and effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

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

**BY-LAW NO. 2011-75**

**A BY-LAW TO PROVIDE FOR THE LEVY AND COLLECTION  
OF SPECIAL CHARGES IN RESPECT OF CERTAIN  
BUSINESS IMPROVEMENT AREAS**

**WHEREAS** subsection 208.(2) of the *Municipal Act, 2001* (S.O. 2001, c.25), provides that the council of a municipality shall in each year levy a special charge upon rateable property in a business improvement area which has been designated under subsection 204.(1); that is in a prescribed business property class sufficient to provide a sum equal to the sum of money provided for the purposes of the board of management for that area, together with interest on the sum at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum;

**AND WHEREAS** by Resolution No. 2011-170 passed by Council at its Regular Meeting held on the 7<sup>th</sup> day of March, 2011 the Council approved the 2011 budget for the Board of Management for the Downtown Improvement Area in the amount of \$123,629.00 with a resultant tax levy of \$108,893.00 and authorized the necessary by-law to provide for the levy and collection of special charges in respect to certain business improvement areas be prepared;

**AND WHEREAS** notice of the passing of this by-law was sent by pre-paid mail to the Board of Management of the Downtown Improvement Area and to every person who, on the last returned roll, is assessed for rateable property that is in a prescribed business class which is located in the improvement area;

**AND WHEREAS** no letters of objection were received from any person who, on the last returned roll, were assessed for rateable property that is in a prescribed business class which is located in the improvement area;

**AND WHEREAS** no letter of objections were received, the municipality may pass By-law No. 2011-75 pursuant to subsection 210.(4) of the *Municipal Act, 2001* (S.O. 2001, c.25).

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

1. There shall be levied and collected for the purposes of the Board of Management of the Downtown Improvement Area for the year 2011, amounts calculated for each prescribed business property class and subclass set out in Column II, on the assessment of real property in a prescribed business property class rateable for such purposes as set out in Column III, the special charge rate set out on Column IV which shall produce the total special charge for the business improvement area set out in Column V:

Column I (Business Improvement Area)	Column II (Prescribed Business Class/Subclass)	Column III (Rateable Assessment in Prescribed Business Class/Subclass)	Column IV (Special Charge Rate)	Column V (Total Special Charge)
Downtown Improvement Area	Commercial - Full	27,960,923	0.5017%	\$ 108,882
	Commercial - Vacant Unit	NIL	0.3513%	NIL
	Commercial - Vacant Land	3.075	0.3513%	11
	Industrial - full	NIL	0.4666%	NIL
				<u>\$108,893</u>

2. Notwithstanding Section 1 hereof and pursuant to By-Law No. 2011-74, being a By-law to amend By-law No. 1977-144:
  - (i) no person with a business assessment address on Main Street shall pay a special charge levied by the Board of Management of more than \$2,665.00 in one calendar year;
  - (ii) no person with a business assessment address which is not on Main Street shall pay a special charge levied by the Board of Management of more than \$1,600.00 in one calendar year.
3. The special charge rated and imposed pursuant to the provisions of the By-Law shall become due and payable in one instalment, namely on the 30<sup>th</sup> day of June, 2011.
4. The Tax Collector and the Treasurer of The Corporation of the City of North Bay are hereby authorized to collect the said special charges in the same manner and with the same remedies as provided in the *Municipal Act* for the collection of taxes upon business assessment.
5. This by-law comes into force and effect as of and from the 25<sup>th</sup> day of May, 2011.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>th</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>th</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>th</sup> DAY OF MAY, 2011.

---

MAYOR ALLAN McDONALD

---

CITY CLERK CATHERINE CONRAD



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

**BY-LAW NO. 2011-123**

**BEING A BY-LAW TO AUTHORIZE USER FEES  
FOR CITY DEPARTMENTS**

**WHEREAS** Section 391 of the *Municipal Act, 2001* (S.O. 2001, c.25) authorizes municipalities and local boards to pass by-laws imposing fees or municipalities and local boards to pass by-laws imposing fees or charges on any class of person for services or activities provided or done by or on behalf of the municipality or the Local board and for the use of its property;

**AND WHEREAS** Notice of the Public Meeting in the matter user fees charged by various City Departments was given by advertisement in the North Bay Nugget on the 9<sup>th</sup> day of April , 2011 and the 16<sup>th</sup> day of April, 2011.

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the user fees charged by various City Departments was held on the 9<sup>th</sup> day of May, 2011.


**AND WHEREAS** Council passed General Government Committee Report No. 2011-14 at its Regular Meeting held Monday, May 16, 2011 to authorize a by-law for user fees charged by various City Departments effective June 1, 2011;

**AND WHEREAS** Council passed Community Services Committee Report No. 2011-13 at its Regular Meeting held Monday, May 16, 2011 to authorize a by-law for user fees the Waterfront Marina effective June 1, 2011;

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

1. The fees and charges set out on the attached Schedules are hereby imposed and ratified. Set out as follows:

- Schedule "A" – Building Department
- Schedule "B" - City Clerk's Department
- Schedule "C" - City Solicitor's Department
- Schedule "D" - Engineering, Environment Service & Works Department
- Schedule "E" - Financial Services Department
- Schedule "F" - Parks, Recreation & Leisure Services (Athletic Fields)
- Schedule "G" – Parks, Recreation & Leisure Services (Steve Omischl Sports Field)
- Schedule "H" - Parks, Recreation & Leisure Services (City Arenas)
- Schedule "I" - Parks, Recreation & Leisure Services (Park Vendors)
- Schedule "J" - Parks, Recreation & Leisure Services (Waterfront Marina Slip Rental Rates)
- Schedule "K" - Planning Services Department

- 
2. All fees and charges set out in this by-law shall be payable prior to the provision of the service unless an agreement in writing is made to the contrary and approved by a municipal official.

3. (a) In the event any fee or charge imposed herein remains unpaid after provision of the service or is otherwise in arrears, such fees or charges may be added to the Tax Roll for any real property in the municipality, the owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes.
- (b) In default of payment of any charge levied herein, by the required due date for the payment thereof, a percentage charge of one and one-quarter per cent (1 1/4 %) is hereby imposed as a penalty for non-payment of such charge thereof, and such penalty shall be added to the charge as aforesaid or any instalment or part thereof remaining unpaid on the first day of each calendar month thereafter in which default continues.
4. Council does hereby delegate to the Managing Director of each Business Unit of The Corporation of the City of North Bay, the authority to administer such fees and charges and approve such forms and procedures as may be required for the efficient administration of the fees and charges.
5. This by-law shall come into force and effect as of June 1, 2011.
6. By-law No. 2007-115, as amended, is hereby repealed as of June 1, 2011.

READ A FIRST TIME IN OPEN COUNCIL THE 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THE 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 24<sup>TH</sup> DAY OF MAY, 2011.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

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THIS IS SCHEDULE "A" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

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The user fees charged by the **Building Department** shall be as follows:

	2011 June 1 – Dec 31	2012	2013	2014
Property Status Inquiries	\$60	\$65	\$70	\$75
* Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60

\*HST will be applied to fee

THIS IS SCHEDULE "B" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the City Clerk's Department shall be as follows:

	2011 June 1 - Dec 31	2012	2013	2014
Commissioning Documents	\$35	\$35	\$40	\$40
* Use of Council Chambers (per day)	\$115	\$115	\$120	\$120
Use of Meeting Rooms (per day)	\$70	\$75	\$80	\$85
Burial Permits	\$40	\$45	\$45	\$50
Burial Permits – After Hours Charge (additional to permit charge)	\$60	\$60	\$60	\$60
* Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60
"Home Birth" Affidavits	\$35	\$35	\$40	\$40
Application for Exemption from the Noise By-law	\$225	\$230	\$230	\$235
Advertising Costs for applications for exemption from Noise By-law (additional to application fee)	\$545	\$560	\$560	\$575
Application for Liquor Licence Extension	\$125	\$130	\$135	\$140
Application for variance from the Fence By-law	\$205	\$210	\$215	\$220
Advertising for Lane Closures	\$515	\$530	\$545	\$560
Application for Liquor Licence Approval	\$35	\$35	\$40	\$40
Marriage Licenses	\$130	\$135	\$140	\$145

\*HST will be applied to fee.

THIS IS SCHEDULE "C" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the City Solicitor's Department shall be as follows:

	2011 June 1- Dec 31	2012	2013	2014
Commissioning Documents	\$35	\$35	\$40	\$40
* Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60
** Encroachment Agreement (does not include Registry Office Fees)	\$290	\$295	\$300	\$305
** Commercial Encroachment Agreement (does not include Registry Office Fees)	\$385	\$390	\$395	\$400
Approval Fees	\$65	\$65	\$75	\$75
Miscellaneous Agreements	\$300	\$300	\$300	\$300
Tax Registration Search Fee (per file)	\$145	\$150	\$155	\$160
Tax Registration (per file)	\$1,150	\$1,180	\$1,210	\$1,240
Basic Municipal Transaction – Preparation of documents and registration thereof	\$400	\$425	\$450	\$475
* Acting for an Agency, Board or Commission: (a) Opinion Preparation (b) Trial Representation (c) Transaction	\$130/hr \$190/hr \$600 min. + hourly rate, where agreed.	\$135/hr \$200/hr \$600 min. + hourly rate, where agreed.	\$140/hr \$210/hr \$600 min. + hourly rate, where agreed.	\$145/hr \$220/hr \$600 min. + hourly rate, where agreed.

\* HST will be applied to fee

\*\* HST applies depending on whether or not the tenant has exclusive use on a long term basis

THIS IS SCHEDULE "D" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Engineering, Environment Services & Works' Department** shall be as follows:

	2011 June 1- Dec 31	2012	2013	2014
Property Status Inquiry	\$60	\$65	\$70	\$75
* Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60
Engineering Review and Approvals Fee (Subdivision Agreement)	3% of the estimated cost of the installation of the services or \$1,000, whichever is greater	3% of the estimated cost of the installation of the services or \$1,000, whichever is greater	3% of the estimated cost of the installation of the services or \$1,000, whichever is greater	3% of the estimated cost of the installation of the services or \$1,000, whichever is greater
Engineering Review and Processing of Service Contracts	3% of the estimated cost of the works (Min. \$50 – Max \$250)	3% of the estimated cost of the works (Min. \$50 – Max \$250)	3% of the estimated cost of the works (Min. \$50 – Max \$250)	3% of the estimated cost of the works (Min. \$50 – Max \$250)
* Concrete Curb & Gutter (Includes removal of existing if required. Restoration extra.)	\$195 per lineal metre Min. charge \$465	\$200 per lineal metre Min. charge \$470	\$205 per lineal metre Min. charge \$475	\$210 per lineal metre Min. charge \$480
* Concrete Sidewalk (Includes removal of existing if required. Restoration extra.)	\$140 per lineal metre Min. charge \$465	\$145 per lineal metre Min. charge \$470	\$150 per lineal metre Min. charge \$475	\$155 per lineal metre Min. charge \$480
* Interlocking Concrete Pavers	\$100 per sq. m.	\$105 per sq. m.	\$110 per sq. m.	\$115 per sq. m.
* Hot Mix Asphalt (per tonne) (Includes cutting and removal as necessary).	Contract cost plus \$45 to nearest \$5	Contract cost plus \$50 to nearest \$5	Contract cost plus \$55 to nearest \$5	Contract cost plus \$60 to nearest \$5
* Rock Excavation	Blasting Contract Plus \$225 per cubic metre	Blasting Contract Plus \$230 per cubic metre	Blasting Contract Plus \$235 per cubic metre	Blasting Contract Plus \$240 per cubic metre
* Fire Hydrant Maintenance (All private hydrants will be required to have City do work.)	\$125 each, Summer \$300 each, Winter	\$130 each, Summer \$310 each, Winter	\$135 each, Summer \$320 each, Winter	\$140 each, Summer \$330 each, Winter
* Water Off or Water On (Only one charge if both turns completed within 30 minutes of first turn.)	\$70 reg. hours \$105 after reg. hours	\$75 reg. hours \$110 after reg. hours	\$80 reg. hours \$115 after reg. hours	\$85 reg. hours \$120 after reg. hours
* Sewer Rodding (Blockage within entire service length responsibility of owner.)	\$75 reg. hours \$105 after reg. hours	\$80 reg. hours \$110 after reg. hours	\$85 reg. hours \$115 after reg. hours	\$90 reg. hours \$120 after reg. hours
* Power Sewer Rodding	\$175 reg. hours \$215 after reg. hours	\$180 reg. hours \$220 after reg. hours	\$185 reg. hours \$225 after reg. hours	\$190 reg. hours \$230 after reg. hours
* Camera Inspection of Service	\$185 reg. hours \$225 after reg. hours	\$190 reg. hours \$230 after reg. hours	\$195 reg. hours \$235 after reg. hours	\$200 reg. hours \$240 after reg. hours

User fees charged by the <b>Engineering, Environment Services &amp; Works' Department</b> continued:				
* Thawing of Water Service (Flat fee for max. of 3 hrs – successful or not)	\$350 reg. hours \$585 after reg. hours	\$355 reg. hours \$595 after reg. hours	\$360 reg. hours \$605 after reg. hours	\$365 reg. hours \$615 after reg. hours
Sale of Water	\$75 for 0 to 2000 gallons \$1050 for seasonal lump Sum Prior to meter initiation	Metered	Metered	Metered
Septage Waste Receiving	Metered	Metered	Metered	Metered

\* HST to be added to fee

THIS IS SCHEDULE "E" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Financial Services Department** shall be as follows:

	2011 June 1- Dec 31	2012	2013	2014
* Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60
Returned payment charge (per item)	\$40	\$41	\$42	\$43
Septic System Pump-Out Compliance Certificate (per certificate)	\$35	\$36	\$37	\$38
Tax Account Official Receipt (per account / per year)	\$30	\$31	\$32	\$33
Tax Account Research Fee (per account / per year)	\$30	\$31	\$32	\$33
Tax Status Inquiry Print Out (per print out)	\$7	\$7	\$7	\$7
Tax Certificate (per certificate)	\$60	\$62	\$64	\$66
Tax Extension Agreement Maintenance (per file / per year)	\$70	\$72	\$74	\$76
Water Account Official Receipt (per account / per year)	\$25	\$26	\$27	\$28
* Water Meters	Cost Price	Cost Price	Cost Price	Cost Price
Water Meters – Administration Fee on sale of meter (% of sale price)	14%	17%	20%	23%
Water Meter Reading (Final) (per account)	\$30	\$31	\$32	\$33
Water Status Inquiry Print Out (per print out)	\$7	\$7	\$7	\$7
Water to Tax Transfer Administration Fee (per account)	\$50	\$51	\$53	\$55
Administration Fee on Registration Cost (one time charge per account)	\$30	\$31	\$32	\$33

\* HST to be added to fee



THIS IS SCHEDULE "F" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for the use of **Athletic Fields & Facilities** (save and except Steve Omischl Sports Complex) shall be as follows:

	2011 June 1 - Dec 31	2012	2013	2014
Fields/hourly – no lights	\$16.62	\$17.12	\$17.63	\$18.16
Fields/hourly – lights	\$18.15	\$18.69	\$19.25	\$19.83
Special Event (Community Group)	Reg. Rates	Reg. Rates	Reg. Rates	Reg. Rates
Special Event (Corporate Group)	Reg. Rates	Reg. Rates	Reg. Rates	Reg. Rates
Beer Garden in Park Area	\$35.81	\$36.88	\$37.99	\$39.13
Parks/shelter – half day <200 people**	\$27.22	\$28.04	\$28.88	\$29.75
Parks/shelter – half day >200 people **	\$54.47	\$56.10	\$57.78	\$59.51
Parks/shelter – full day <200 people ***	\$54.47	\$56.10	\$57.78	\$59.51
Parks/shelter – full day >200 people ***	\$108.31	\$111.56	\$114.91	\$118.36
Buildings – half day **	No Charge	No Charge	No Charge	No Charge
Buildings – full day ***	No Charge	No Charge	No Charge	No Charge
(Snow) fencing 500'	\$56.65	\$58.35	\$60.10	\$61.90
Key Deposit per Key	\$30/key max \$60	\$30/key max \$60	\$30/key max \$60	\$30/key max \$60
Athletic Field Surcharge	\$2/hour	\$2/hour	\$2/hour	\$2/hour
Hydro (per half day)	\$22.57	\$23.25	\$23.95	\$24.67
Hydro (per full day)	\$45.13	\$46.48	\$47.87	\$49.31

\*\* half day consists of a 4 hour booking or less

\*\*\* full day consists of 5 hour booking or more

\* HST to be added to the above fees except for Key Deposit

THIS IS SCHEDULE "G" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

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The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for the use of **Steve Omischl Sports Complex** shall be as follows:

THIS IS SCHEDULE "H" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Parks, Recreation and Leisure Services Department** for the use of **City Arenas** shall be as follows:

**RATES – JUNE 1, 2011 TO DECEMBER 2011**

<b>MEMORIAL GARDENS</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$148.90
	Prime Time – Youth	\$133.09
4:00 p.m. to 5 p.m. Week Days	Non Prime - Adult	\$116.82
	Non Prime - Youth	\$111.19
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$69.68
	Day Time – Youth	\$57.02
Midnight to 6:00 a.m.	Reduced – Adults	\$102.87
	Reduced – Youth	\$99.69
<b>PETE PALANGIO ARENA &amp; WEST FERRIS COMMUNITY CENTRE</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$135.53
	Prime Time – Youth	\$105.74
4:00 p.m. to 5 p.m. Week Days	Non-Prime - Adult	\$106.27
	Non-Prime - Youth	\$91.32
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$69.68
	Day Time – Youth	\$57.02
Midnight to 6:00 a.m.	Reduced – Adults	\$94.98
	Reduced – Youth	\$78.89
<b>MEETING ROOMS:</b>		
Auditorium (Meeting Room – capacity 300)		\$71.77
Auditorium (Non-Licensed Events) (Capacity 127-187)		\$205.52
Auditorium (Licensed Events) (Capacity 127-187)		\$274.00
Boardroom (Capacity 30) – Three Hours		\$20.15
Boardroom (Capacity 30) – ½ Day		\$43.10
Boardroom (Capacity 30) – Full Day		\$71.77
Boardroom (Capacity 30) – Weekend		\$118.18
Boardroom (Capacity 30) – Weekly		\$177.26
Lounge (Licensed Events Only)		\$112.55
Summer Floor Rates:	Adults	\$56.28
	Youth	\$50.65
<b>BUILDING RENTALS:</b>		
Memorial Gardens - Concert		\$2,575.00
Memorial Gardens - Circus		\$2,060.00
Memorial Gardens - Circus Foyer		\$594.83
Memorial Gardens - Parking Lot		\$250.00
Memorial Gardens - Building Rental – Community		\$1,169.65
Memorial Gardens - Building Rental – Private w/o Alcohol		\$1,403.57
Memorial Gardens - Building Rental – Private w/Alcohol		\$1,737.23
West Ferris - Building - Private w/o Alcohol		\$702.98
West Ferris - Building - Private w/Alcohol		\$803.15
West Ferris - Building - Community w/o Alcohol		\$445.48
West Ferris - Building - Community w/Alcohol		\$803.15

**Note:**

Ice Rates – hourly rates

Meeting Rooms – flat rates.

\* HST to be added to the above fees (except youth fees and disabled)

THIS IS SCHEDULE "H" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for the use of **City Arenas** shall be as follows:

**RATES – 2012**

<b>MEMORIAL GARDENS</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$153.37
	Prime Time – Youth	\$137.08
4:00 p.m. to 5 p.m. Week Days	Non-Prime - Adults	\$120.32
	Non-Prime - Youth	\$114.53
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$71.77
	Day Time – Youth	\$58.73
Midnight to 6:00 a.m.	Reduced – Adults	\$105.96
	Reduced – Youth	\$102.68
<b>PETE PALANGIO ARENA &amp; WEST FERRIS COMMUNITY CENTRE</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$139.60
	Prime Time – Youth	\$108.91
4:00 p.m. to 5 p.m. Week Days	Non-Prime - Adult	\$109.46
	Non-Prime - Youth	\$94.06
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$71.77
	Day Time – Youth	\$58.73
Midnight to 6:00 a.m.	Reduced – Adults	\$97.83
	Reduced – Youth	\$81.36
<b>MEETING ROOMS:</b>		
Auditorium (Meeting Room – capacity 300)		\$73.92
Auditorium (Non-Licensed Events) (Capacity 127-187)		\$211.68
Auditorium (Licensed Events) (Capacity 127-187)		\$282.22
Boardroom (Capacity 30) – Three Hours		\$20.75
Boardroom (Capacity 30) –Half Day		\$44.39
Boardroom (Capacity 30) – Full Day		\$73.92
Boardroom (Capacity 30) – Weekend		\$121.73
Boardroom (Capacity 30) – Weekly		\$182.58
Lounge (Licensed Events only)		\$115.92
Summer Floor Rates:	Adults	\$57.97
	Youth	\$52.17
<b>BUILDING RENTALS:</b>		
Memorial Gardens – Concert		\$2,652.25
Memorial Gardens – Circus		\$2,121.80
Memorial Gardens - Circus Foyer		\$612.67
Memorial Gardens - Parking Lot		\$257.50
Memorial Gardens - Building Rental – Community		\$1,204.74
Memorial Gardens - Building Rental – Private w/o Alcohol		\$1,445.68
Memorial Gardens – Building Rental – Private w/ Alcohol		\$1,789.35
West Ferris – Building - Private w/o Alcohol		\$724.06
West Ferris – Building - Private w/Alcohol		\$827.24
West Ferris – Building - Community w/o Alcohol		\$458.84
West Ferris – Building - Community w/Alcohol		\$827.24

**Note:**

Ice Rates – hourly rates

Meeting Rooms – flat rates.

\* HST to be added to the above fees (except youth fees and disabled)

THIS IS SCHEDULE "H" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for the use of **City Arenas** shall be as follows:

**RATES – 2013**

<b>MEMORIAL GARDENS</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$157.97
	Prime Time – Youth	\$141.20
4:00 p.m. to 5 p.m. Week Days	Non-Prime Adult	\$123.93
	Non-Prime Youth	\$117.96
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$73.92
	Day Time – Youth	\$60.49
Midnight to 6:00 a.m.	Reduced – Adults	\$109.13
	Reduced – Youth	\$105.76
<b>PETE PALANGIO ARENA &amp; WEST FERRIS COMMUNITY CENTRE</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$143.78
	Prime Time - Youth	\$112.18
4:00 p.m. to 5 p.m. Week Days	Non-Prime - Adult	\$112.74
	Non-Prime - Youth	\$96.88
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$73.92
	Day Time – Youth	\$60.49
Midnight to 6:00 a.m.	Reduced – Adults	\$100.76
	Reduced – Youth	\$83.80
<b>MEETING ROOMS:</b>		
Auditorium (Meeting Room – capacity 300)		\$76.14
Auditorium (Non-Licensed Events) (Capacity 127-187)		\$218.03
Auditorium (Licensed Events) (Capacity 127-187)		\$290.69
Boardroom (Capacity 30) – Three Hours		\$21.37
Boardroom (Capacity 30) – ½ Day		\$45.72
Boardroom (Capacity 30) – Full Day		\$76.14
Boardroom (Capacity 30) Weekend		\$125.38
Boardroom (Capacity of 30) Weekly		\$188.06
Lounge (Licensed Events Only)		\$119.40
Summer Floor Rates:	Adults	\$59.71
	Youth	\$53.73
<b>BUILDING RENTALS:</b>		
Memorial Gardens – Concert		\$2,731.82
Memorial Gardens – Circus		\$2,185.45
Memorial Gardens – Circus Foyer		\$631.06
Memorial Gardens – Parking Lot		\$265.23
Memorial Gardens – Building Rental – Community		\$1,240.88
Memorial Gardens – Building Rental – Private w/o Alcohol		\$1,489.05
Memorial Gardens – Building Rental – Private w/Alcohol		\$1,843.03
West Ferris – Building - Private w/o Alcohol		\$745.79
West Ferris – Building - Private w/Alcohol		\$852.06
West Ferris – Building - Community w/o Alcohol		\$472.61
West Ferris – Building - Community w/Alcohol		\$852.06

**Note:**

Ice Rates – hourly rates

Meeting Rooms – flat rates.

\* HST to be added to the above fees (except youth fees and disabled)

THIS IS SCHEDULE "H" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for the use of **City Arenas** shall be as follows:

**RATES – 2014**

<b>MEMORIAL GARDENS</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$162.71
	Prime Time – Youth	\$145.43
4:00 p.m. to 5 p.m. Week Days	Non-Prime Adult	\$127.65
	Non-Prime Youth	\$121.50
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$76.14
	Day Time – Youth	\$62.31
Midnight to 6:00 a.m.	Reduced – Adults	\$112.41
	Reduced – Youth	\$108.93
<b>PETE PALANGIO ARENA &amp; WEST FERRIS COMMUNITY CENTRE</b>		
<b>Ice Rates:</b>		<b>Fee</b>
5:00 p.m. to Midnight & Weekends	Prime Time - Adults	\$148.10
	Prime Time – Youth	\$115.54
4:00 p.m. to 5 p.m. Week Days	Non-Prime – Adult	\$116.12
	Non-Prime - Youth	\$99.79
6:00 a.m. to 4:00 p.m. Weekdays	Day Time – Adults	\$76.14
	Day Time – Youth	\$62.31
Midnight to 6:00 a.m.	Reduced – Adults	\$103.79
	Reduced – Youth	\$86.31
<b>MEETING ROOMS:</b>		
Auditorium (Meeting Room – capacity 300)		\$78.43
Auditorium (Non-Licensed Events) (Capacity 127-187)		\$224.57
Auditorium (Licensed Events) (Capacity 127-187)		\$299.41
Boardroom (Capacity 30) – Three Hours		\$22.01
Boardroom (Capacity 30) – ½ Day		\$47.09
Boardroom (Capacity 30) – Full Day		\$78.43
Boardroom (Capacity 30) Weekend		\$129.14
Boardroom (Capacity of 30) Weekly		\$193.70
Lounge (Licensed Events Only)		\$122.98
Summer Floor Rates:	Adults	\$61.50
	Youth	\$55.35
<b>BUILDING RENTALS:</b>		
Memorial Gardens – Concert		\$2,813.77
Memorial Gardens – Circus		\$2,251.02
Memorial Gardens – Circus Foyer		\$649.99
Memorial Gardens – Parking Lot		\$273.18
Memorial Gardens – Building Rental – Community		\$1,278.11
Memorial Gardens – Building Rental – Private w/o Alcohol		\$1,533.72
Memorial Gardens – Building Rental – Private w/Alcohol		\$1,898.32
West Ferris – Building - Private w/o Alcohol		\$768.16
West Ferris – Building - Private w/Alcohol		\$877.62
West Ferris – Building - Community w/o Alcohol		\$486.79
West Ferris – Building - Community w/Alcohol		\$877.62

**Note:**

Ice Rates – hourly rates

Meeting Rooms – flat rates.

\* HST to be added to the above fees (except youth fees and disabled)

THIS IS SCHEDULE "H" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Parks, Recreation and Leisure Services Department** for the use of **City Arenas** shall be as follows:

<b>PROGRAM FEES</b>	<b>2011</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>
Family Skate Admission/Adult	\$3.35	\$3.45	\$3.55	\$3.60
Family Skate Admission/Family	\$6.00	\$6.20	\$6.40	\$6.60
Family Skate Admission/Child	\$1.30	\$1.35	\$1.40	\$1.45
Noon Hour Skate – Memorial Gardens	\$2.35	\$2.40	\$2.45	\$2.50
Tots and Seniors – Memorial Gardens and Pete Palangio	\$1.30	\$1.35	\$1.40	\$1.45
<b>ARENA USER FEES</b>	<b>2011</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>
Additional Flood	\$51.50	\$53.05	\$54.65	\$56.29
Arena – Dressing room – Weekly Fee	\$25.75	\$26.52	\$27.32	\$28.14
Cancellation Fee	\$25.00	\$25.00	\$25.00	\$25.00
Chairs (per chair)	\$1.30	\$1.35	\$1.40	\$1.45
Corkage Fees (per bottle)	\$16.48	\$16.97	\$17.50	\$18.00
Electrical Cable (flat fee)	\$772.50	\$795.68	\$819.55	\$844.14
Electrical Board (flat fee)	\$257.50	\$265.23	\$273.18	\$281.38
Event Hold	\$309.00	\$318.27	\$327.82	\$337.65
Forklift	\$196.27	\$202.15	\$208.22	\$214.47
Garbage	\$236.90	\$244.00	\$251.33	\$258.87
Glass Removal	\$28.43	\$29.28	\$30.16	\$31.06
Capital Reserve Fund (per hour)	\$2.00	\$2.00	\$2.00	\$2.00
Hydro Consumption	\$282.22	\$290.67	\$299.41	\$308.39
Lock Change	\$66.95	\$68.96	\$71.03	\$73.16
Phone Lines	\$133.90	\$137.92	\$142.06	\$146.32
Bench Removal	\$327.54	\$337.37	\$347.49	\$357.91
Risers	\$28.43	\$29.28	\$30.16	\$31.06
Skyjack	\$477.41	\$491.73	\$506.48	\$521.67
Stage Rental (partial)	\$225.11	\$231.86	\$238.82	\$245.98
Stage Rental (partial)	\$371.53	\$382.68	\$394.16	\$405.98
Stage Rental (partial)	\$775.84	\$799.11	\$823.09	\$847.78
Stage Rental (partial)	\$1,002.04	\$1,032.10	\$1,063.06	\$1,094.96
Stage Rental (section)	\$17.49	\$18.01	\$18.56	\$19.11
Stage Rental (section)	\$28.41	\$29.26	\$30.14	\$31.05
Table Tops (per table top)	\$3.30	\$3.40	\$3.50	\$3.60
Tables (per table)	\$1.35	\$1.40	\$1.45	\$1.50
Tickets (each)	\$0.06	\$0.07	\$0.08	\$0.09
Towels (per towel)	\$5.46	\$5.63	\$5.80	\$6.00
Wood Floor	\$1,125.52	\$1,159.29	\$1,194.07	\$1,229.90

\* HST to be added to the above fees (except admission fees for children)

THIS IS SCHEDULE "I" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees\* charged by the **Parks, Recreation and Leisure Services Department** for **Park Vendors** shall be as follows:

Vendor Classification	2011 June 1- December 31	2012	2013	2014
<b>Annual Designated Vendor</b> (defined as a vendor who, from time to time may develop a new product or service which requires a specialized designated location, and where the location is available and acceptable for such use.) Hydro - to be determined (based on hydro increase)	\$1,563.98	\$1,610.90	\$1,659.23	\$1,709.01
<b>Transient Vendor</b> (defined as a vendor who wishes to access park areas on an intermittent basis, and who may be mobile. This vendor has no pre-determined location. However, they are restricted to a variety of pre-determined transient locations in park areas which are available on a first come, first served basis.) Hydro - to be determined (based on hydro increase)	\$39.09 per month or \$130.37 per season  \$92.74 based on hydro increase (option)/month	\$40.26 per month or \$134.28 per season  \$95.52 based on hydro increase (option)/month	\$41.47 per month or \$138.31 per season  \$98.39 based on hydro increase (option)/month	\$42.71 per month or \$142.46 per season  \$101.34 based on hydro increase (option)month
<b>CANADA DAY</b>				
<b>Multi Product Concession:</b> Many types of products (fries, burgers, hotdogs, beverages, ice cream, confectionary items)	\$79.94	\$82.34	\$84.81	\$87.35
<b>Mini Product Concession:</b> Limited to one type of product (hotdog stand, pizza stand, ice cream cart)	\$43.03	\$44.32	\$45.65	\$47.02
<b>SUMMER IN THE PARK</b>				
<b>Food Vendor – Tented</b> Includes one (1) hydro	\$519.00	\$534.57	\$550.61	\$567.13
<b>Food Vendor – Self-Contained Unit</b> Includes one (1) hydro Maximum area of 200 sq. ft. unit; add additional \$22.00 + HST for every additional 10 sq. ft.	\$519.00	\$534.57	\$550.61	\$567.13
<b>Hand Made Product</b> Includes one (1) hydro	\$436.00	\$449.08	\$462.55	\$476.43



<b>User Fees for Parks, Recreation and Leisure Services Department for Park Vendors</b> continued:				
<b>Manufactured Product</b> Includes one (1) hydro	\$519.00	\$534.57	\$550.61	\$567.13
<b>Attraction</b> No Tent – Space to be determined	\$382.00	\$393.46	\$405.26	\$417.42
<b>Attraction</b> (with tent provided)	\$519.00	\$534.57	\$550.61	\$567.13
<b>Ticket or Lottery Sales</b> Charitable organizations only No Tent – space to be determined	\$272.00	\$280.16	\$288.56	\$297.22
<b>Ticket or Lottery Sales</b> Charitable organizations only with tent provided	\$519.00	\$534.57	\$550.61	\$567.13
<b>Hydro</b> Based on one (1) 110 volt 15 amp, duplex outlet	\$82.00	\$84.46	\$86.99	\$89.60

\* HST to be added to the above fees

THIS IS SCHEDULE "J" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Parks, Recreation and Leisure Services Department** for the use of **Waterfront Marina Slip Rental Rates** shall be as follows:

Description	June 1, 2011 – DECEMBER 31, 2011						
	16'	17'-20'	21'-24'	25'-28'	29'-32'	33'-36'	37'-42'
Boat slip							
Season	\$632.47	\$760.29	\$869.55	\$985.37	\$1,109.94	\$1,213.76	\$1,336.14
Monthly	\$169.70	\$197.02	\$227.62	\$258.22	\$284.44	\$315.03	\$347.82
Weekly	\$52.43	\$59.00	\$66.64	\$74.28	\$81.94	\$88.49	\$97.23

Description	2012						
	16'	17'-20'	21'-24'	25'-28'	29'-32'	33'-36'	37'-42'
Boat slip							
Season	\$651.44	\$783.10	\$895.64	\$1,014.93	\$1,143.24	\$1,250.17	\$1,376.22
Monthly	\$174.79	\$202.93	\$234.45	\$265.97	\$292.97	\$324.48	\$358.26
Weekly	\$54.00	\$60.77	\$68.64	\$76.51	\$84.40	\$91.15	\$100.15

Description	2013						
	16'	17'-20'	21'-24'	25'-28'	29'-32'	33'-36'	37'-42'
Boat slip							
Season	\$670.98	\$806.59	\$922.51	\$1,045.38	\$1,177.54	\$1,287.68	\$1,417.51
Monthly	\$180.03	\$209.02	\$241.48	\$273.95	\$301.76	\$334.21	\$369.01
Weekly	\$55.62	\$62.59	\$70.70	\$78.81	\$86.93	\$93.88	\$103.16

Description	2014						
	16'	17'-20'	21'-24'	25'-28'	29'-32'	33'-36'	37'-42'
Boat slip							
Season	\$691.11	\$830.79	\$950.19	\$1,076.74	\$1,212.87	\$1,326.31	\$1,460.04
Monthly	\$185.43	\$215.29	\$248.72	\$282.17	\$310.81	\$344.24	\$380.08
Weekly	\$57.29	\$64.47	\$72.82	\$81.17	\$89.54	\$96.70	\$106.26

\*HST to be added to the above fees

THIS IS SCHEDULE "J" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Parks, Recreation and Leisure Services Department** for the use of **Marina Extra Fees** shall be as follows:

<b>Marina Extra Fees</b>	2011	2012	2013	2014
Daily rate	\$0.90	\$0.93	\$0.95	\$0.98
Slip Rental per foot	\$0.90	\$0.93	\$0.95	\$0.98
Key Deposit	\$20.00	\$20.00	\$20.00	\$20.00
Pumpout Each	\$17.51	\$18.04	\$18.58	\$19.13
Pumpout Season	\$57.68	\$59.41	\$61.19	\$63.03
Shorepower Daily	\$9.79	\$10.08	\$10.39	\$10.70
Shorepower Weekly	\$13.91	\$14.33	\$14.76	\$15.20
Shorepower Monthly	\$60.00	\$61.80	\$63.65	\$65.56
Shorepower Seasonal	\$175.10	\$180.35	\$185.76	\$191.34
Security Seasonal	\$50.00	\$51.50	\$53.05	\$54.64
Security Monthly	\$20.00	\$20.60	\$21.22	\$21.85
Security Weekly	\$12.00	\$12.36	\$12.73	\$13.11
Security Daily	\$1.00	\$1.03	\$1.06	\$1.09

\* HST to be added to the above fees except for Key Deposit

THIS IS SCHEDULE "K" TO BY-LAW NO. 2011-123 OF THE CORPORATION OF THE CITY OF NORTH BAY.

The user fees charged by the **Planning Services Department** shall be as follows:

	2011 June 1 – Dec 31	2012	2013	2014
Photocopies (per page)	\$0.60	\$0.60	\$0.60	\$0.60
Legal Inquiries – Zoning By-law	\$125	\$125	\$125	\$130
Legal Inquiries – Site Plan Control Agreement, Subdivision Agreement, Condominium Agreement, North Bay Municipal Heritage Committee Evaluations	\$125	\$125	\$125	\$130
Lane Closure Applications	\$800	\$850	\$900	\$930
Road Closure Applications	\$800	\$850	\$900	\$930
Sign By-law Variance Applications	\$750	\$850	\$900	\$930
Sign Permits	\$100	\$105	\$110	\$115
Miscellaneous Application Approval (e.g. Licensing Letters)	\$125	\$125	\$125	\$130
Applications to demolish, renovate or convert condominium ownership under the <i>Tenant Protection Act</i> (formerly the <i>Rental Housing Act</i> )	\$1,205	\$1,240	\$1,275	\$1,315
Development Proposal Reports	\$665	\$685	\$705	\$725
* Official Plan	\$90	\$95	\$95	\$100
* Zoning By-law (full consolidated version)	\$115	\$120	\$120	\$125
* Secondary Plans (Airport Heights, Laurentian, Circle Lake, West Ferris)	\$40 each	\$45 each	\$45 each	\$50 each
* Watershed Studies (Parks Creek, Lavase River, Chippewa Creek, Jessups Creek)	\$90 each	\$95 each	\$95 each	\$100 each
* Sign Permit – Billboard	\$500	\$515	\$530	\$545
Corporate Title Search	\$75	\$75	\$80	\$80

\* Documents and Publications are subject to H.S.T.

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

**BY-LAW NO. 2011-133**

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION  
OF AN ASSIGNMENT AGREEMENT AND DIRECTION  
BETWEEN CASTLE ARMS NON-PROFIT  
APARTMENT CORPORATION, THE ROYAL BANK  
OF CANADA AND THE DISTRICT OF NIPISSING  
SOCIAL SERVICES ADMINISTRATION BOARD  
RELATING TO A MUNICIPAL HOUSING FACILITY**

**WHEREAS** the agreement with Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board for the provision of a Municipal Housing Facility was approved by Resolution No. 2009-182 passed by Council on the 16<sup>th</sup> day of March, 2009;

**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 enter into an Assignment Agreement and Direction dated the 6<sup>th</sup> day of May, 2011 with Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board and relating to the Municipal Housing Facility.
  
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Castle Arms Non-Profit Apartment Corporation, the Royal Bank of Canada and the District of Nipissing Social Services Administration Board and to affix thereto the Corporate seal.



READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

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

**BY-LAW NO. 2011-134**

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION  
OF AN AGREEMENT WITH UNION GAS RELATING  
TO A PIPELINE EASEMENT ON STANLEY STREET**

**WHEREAS** the Agreement with Union Gas for a gas connection on Stanley Street was approved by Resolution No. 2011-317 passed by Council on the 3<sup>rd</sup> day of May, 2011;

**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 enter into an Agreement dated the 24<sup>th</sup> day of May, 2011 with Union Gas relating to a Pipeline Easement on Stanley Street.
  
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Union Gas and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.



\_\_\_\_\_  
MAYOR ALLAN McDONALD

\_\_\_\_\_  
CITY CLERK CATHERINE CONRAD

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

**BY-LAW NO. 2011-129**

**BEING A BY-LAW TO AUTHORIZE USER FEES  
FOR NORTH BAY FIRE & EMERGENCY SERVICES**

**WHEREAS** Section 391 of the *Municipal Act, 2001* (S.O. 2001, c.25) authorizes municipalities and local boards to pass by-laws imposing fees or charges on any class of person for services or activities provided or done by or on behalf of the municipality or the Local board and for the use of its property;

**AND WHEREAS** Notice of the Public Meeting in the matter of fees and charges for inspections or the issuance of permits for fire purposes was given by advertisement in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and the 16<sup>th</sup> day of April, 2011.

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the fees and charges for inspections or the issuance of permits for fire purposes was held on the 9<sup>th</sup> day of May, 2011.

**AND WHEREAS** Council passed General Government Committee Report No. 2011-14 at its Regular Meeting held on 16<sup>th</sup> day of May, 2011 to authorize a by-law for user fees charged by North Bay Fire & Emergency Services effective June 1, 2011.

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

1. In this by-law:
  - 1.1 "False Alarm" means an alarm signal where a fire department response, in the opinion of the North Bay Fire Chief, is not required.
  - 1.2 "Non-Resident" means a person who is not a resident of the City of North Bay.
  - 1.3 "Owner" means:
    - (a) for property, the person for the time being managing or receiving the rent of the land or premises in connection with which the word is used whether on his own account or as agent or trustee of any other person or who would so receive the rent if such land and premises were it, and shall also include a lessee or occupant of the property who, under the terms of the lease, is required to repair and maintain the property in accordance with standards for maintenance and occupancy of property;
    - (b) for vehicles, the person registered as owner.
  - 1.4 "Property" means the property defined by the municipal address by the 9-1-1 Dispatch System.
  - 1.5 "Resident" means a natural person whose name is included on the City of North Bay Voters' List, pursuant to the *Municipal Elections Act*, as updated from time to time by the City Clerk, in the absence of evidence satisfactory to the City Solicitor to the contrary.
2. The fees and charges set out on the attached Schedule are hereby imposed and ratified.
3. (a) All fees and charges set out in this by-law for permits and inspection fees, opening burning permits, fire apparatus stand-by and miscellaneous fee shall

be payable prior to the provision of the service unless an agreement in writing is made to the contrary and approved by a municipal official.

- (b) All fees and charges set out in this by-law for emergency response shall be due within thirty (30) days of the issue of an invoice from The Corporation of the City of North Bay.
4. (a) In the event any fee or charge imposed herein remains unpaid after provision of the service or is otherwise in arrears, such fees or charges may be added to the Tax Roll for any real property in the municipality, the owner of which is responsible for paying the fee or charge and shall be collected in like manner as municipal taxes.
    - (b) In default of payment of any charge levied herein, by the required due date for the payment thereof, a percentage charge of one and one-quarter per cent (1 1/4 %) is hereby imposed as a penalty for non-payment of such charge thereof, and such penalty shall be added to the charge as aforesaid or any instalment or part thereof remaining unpaid on the first day of each calendar month thereafter in which default continues.
  5. Council does hereby delegate to the Fire Chief and to the Deputy Fire Chief of The Corporation of the City of North Bay, the authority to administer such fees and charges and approve such forms and procedures as may be required for the efficient administration of the fees and charges.
  6. This by-law shall come into force and effect as of June, 2011.
  7. By-law No. 2007-116 is hereby repealed as of June 1, 2011.

READ A FIRST TIME IN OPEN COUNCIL THE 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THE 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 24<sup>TH</sup> DAY OF MAY, 2011.

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

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THIS IS SCHEDULE "A" TO BY-LAW NO. 2011-129 THE CORPORATION OF THE CITY OF NORTH BAY.

**Schedule for proposed user fees to be charged by the North Bay Fire & Emergency Services:**

Service	2011	2012	2013	2014
<b>Permits and Inspection Fees</b>				
Permit Inspections: Including residential, commercial, care and treatment facilities, malls/plazas, hotel/motel, real estate transactions, retrofit, industrial, liquor license, trade shows/home shows/ special functions, and any other request for inspection not listed below	\$120 for 1 <sup>st</sup> hour/inspector plus \$85 per additional hour/inspector	\$125 for 1 <sup>st</sup> hour/inspector plus \$90 per additional hour/inspector	\$130 for 1 <sup>st</sup> hour/inspector plus \$95 per additional hour/inspector	\$135 for 1 <sup>st</sup> hour/inspector plus \$100 per additional hour/inspector
Day Care & Foster Care Homes	\$85/hr	\$90/hr	\$95/hr	\$100/hr
Mobile Food Vendors	\$85/hr	\$90/hr	\$95/hr	\$100/hr
<b>Emergency Response</b>				
False Automatic Monitored Alarms (within a 12 month period)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$175 3 <sup>rd</sup> - \$350 4 <sup>th</sup> - \$525 Each additional false alarm shall result in an additional charge of \$175 (unlimited)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$205 3 <sup>rd</sup> - \$410 4 <sup>th</sup> - \$615 Each additional false alarm shall result in an additional charge of \$205 (unlimited)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$235 3 <sup>rd</sup> - \$470 4 <sup>th</sup> - \$705 Each additional false alarm shall result in an additional charge of \$235 (unlimited)	1 <sup>st</sup> - No charge 2 <sup>nd</sup> - \$265 3 <sup>rd</sup> - \$530 4 <sup>th</sup> - \$795 Each additional false alarm shall result in an additional charge of \$265 (unlimited)
Vehicles fires; Rescues, Fires, Accidents involving MVC for non-residents (MTO rates. Minimum 2 fire vehicles)	1 <sup>st</sup> hour / apparatus - \$410 \$205 for each additional ½ hour	Current MTO rate	Current MTO rate	Current MTO rate
Technical Responses: CBRNE/HAZMAT, confined space, hazardous environments, ice/water, snowmobile rescue, Transportation of Dangerous Goods Incident	\$1,150 for first hour \$575 for each additional ½ hour Plus consumable materials and administrative overhead charge.	\$1,180 for first hour \$590 for each additional ½ hour Plus consumable materials and administrative overhead charge.	\$1,210 for first hour \$605 for each additional ½ hour Plus consumable materials and administrative overhead charge.	\$1,240 for first hour \$620 for each additional ½ hour Plus consumable materials and administrative overhead charge.

Exceptional use items (foam, chemical suits, etc)	Cost of consumable materials plus administrative overhead charge	Cost of consumable materials plus administrative overhead charge	Cost of consumable materials plus administrative overhead charge	Cost of consumable materials plus administrative overhead charge
Non-emergency assistance calls; elevator out of service, etc. (except when assisting another agency). (MTO rates)	1 <sup>st</sup> hour / apparatus – \$410 \$205 for each additional ½ hour	Current MTO rate	Current MTO rate	Current MTO rate
Fire Watch: Post Fire Property Security/Safety	Actual costs plus 25% Minimum: Captain (1) and Firefighter (1)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (1)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (1)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (1)
Fires on or beside the Railroad, as a result of the Railroad left unattended in tie burning or otherwise, out of control fires, and failure to attempt to extinguish those fires that impinge on private or public properties	Actual costs plus 25% Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (3)	Actual costs plus 25% Minimum: Captain (1) and Firefighter (3)
Illegal Burning of Hazardous Materials or Burning regarding Open Air Burning Permits under the Ontario Fire Code	1 <sup>st</sup> hour / apparatus – \$410 \$205 for each additional ½ hour plus any additional clean up costs	Current MTO rate plus any additional clean up costs	Current MTO rate plus any additional clean up costs	Current MTO rate plus any additional clean up costs
<b>Open Burning Permits</b> (issued by North Bay Fire & Emergency Services)				
Residential / Campground Burning Permits	Annual - \$80 Weekly - \$20	Annual - \$80 Weekly - \$20	Annual - \$80 Weekly - \$20	Annual - \$80 Weekly - \$20
Commercial Site Burning Permits (per site)	Annual – \$220 Monthly – \$120 Weekly - \$95	Annual – \$225 Monthly – \$125 Weekly - \$100	Annual – \$230 Monthly – \$130 Weekly - \$105	Annual – \$235 Monthly – \$135 Weekly - \$110
Responding to Burning Complaint & Permit Not Found	1 <sup>st</sup> hour / apparatus – \$410 \$205 for each additional ½ hour	Current MTO rate	Current MTO rate	Current MTO rate
<b>Fire Apparatus Stand-by</b>				
Shows, Exhibitions, Demonstrations, Assistance to Other Agencies	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)	Overtime rate. Minimum per vehicle: Captain (1) and Firefighter (1)
<b>Fire Prevention / Education Fees</b>				
Fire Safety Plan Review / signature	\$170/hr	\$175/hr	\$180/hr	\$185/hr

Fire Route processing and approval if not on building permit	\$170	\$175	\$180	\$185
Copies of Fire Reports, Information from Files, Legal Inquiry, Fire Inspection Reports, et.	\$125	\$125	\$125	\$130
Smoke Alarm/CO Alarm kept and not returned	\$25 Fire Alarm \$50 CO Alarm	\$25 Fire Alarm \$50 CO Alarm	\$25 Fire Alarm \$50 CO Alarm	\$25 Fire Alarm \$50 CO Alarm
<b>Training</b>				
Training of outside Agencies, public, etc (including fire extinguisher training)	\$100/hr per instructor/trainer plus expenses	\$105/hr per instructor/trainer plus expenses	\$110hr per instructor/trainer plus expenses	\$115/hr per instructor/trainer plus expenses

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

**BY-LAW NO. 2011-130**

**BEING A BY-LAW TO REGULATE OPEN AIR BURNING  
IN THE CITY OF NORTH BAY**

**WHEREAS** section 7.1(1)(a) and (b) of the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c. 4, as amended, empowers Council of the Corporation of the City of North Bay ("Council") to pass by-laws regulating fire prevention, including the prevention of the spreading of fires; regulating the setting of open air fires, including establishing the times during which open air fires may be set;

**AND WHEREAS** section 2.6.3.4 (1) of the *Ontario Fire Code*, O. Reg. 213/07 prohibits open air burning unless approved by the Chief Fire Official or unless such burning consists of a small, confined fire, supervised at all times, and used to cook food on a grill or a barbecue;

**AND WHEREAS** section 10(2) of the *Municipal Act*, 2001, S.O. 2001, c. 25 provides that a municipality may pass by-laws respecting the economic, social and environmental well-being of the municipality (5); the health, safety, and well-being of persons (6); and the protection of persons and property (8);

**AND WHEREAS** section 391 of the *Municipal Act*, 2001, S.O. 2001, c. 25 provides that a municipality may impose fees or charges;

**AND WHEREAS** Notice of the Public Meeting in the matter of fees and charges for inspections or the issuance of permits for fire purposes was given by advertisement in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and the 16<sup>th</sup> day of April, 2011;

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the fees and charges for inspections or the issuance of permits for fire purposes was held on the 9<sup>th</sup> day of May, 2011;

**AND WHEREAS** Council passed General Government Committee Report No. 2011-13 at its Regular Meeting held on the 16<sup>th</sup> day of May, 2011 to authorize a by-law for user fees charged by the North Bay Fire & Emergency Services effective June 1, 2011;

**THEREFORE** the Council of the Corporation of the City of North Bay enacts the following:

**1. DEFINITIONS**

In this by-law:

- (a) "Barbeque" includes appliances including a hibachi; a permanent structure designed and intended solely for the cooking of food in the open air and other similar devices designed and intended solely for the cooking of food in the open air, but does not include devices predominantly designed for personal warmth, fire pits or camp fires.
- (b) "Brush Burning" or "Brush Burn" means a type of Open Air Burning that includes the burning of clean brush, grass, or vegetation, but does not include the burning of items such as household or commercial waste, tires, plastics, roofing materials, building materials, and other like waste.
- (c) "Chief Fire Official" means an individual so appointed by the Council of the Corporation of the City of North Bay as the Chief of the North Bay Fire and Emergency Services, or a member or members of the fire department designated by the Fire Chief to administer or enforce this by-law.
- (d) "Enforcement Officer" includes the Chief Fire Official, any Fire Prevention Officer, police officer, provincial offences officer, or employee of the City whose duties include the enforcement of this by-law.

- (e) "False Fire Alarm" means an alarm signal where a fire department response, in the opinion of the Chief Fire Official, is not required.
- (f) "Fire Ban" means a period of prohibition, as established by the Chief Fire Official, of any Open Air Burning.
- (g) "Fire Prevention Officer" means an individual appointed by the Chief Fire Official responsible for the enforcement of municipal, provincial, and federal fire prevention by-laws, legislation, and regulations.
- (h) "Nuisance" means excessive smoke, smell, airborne sparks or embers that are likely to disturb others.
- (i) "Open Air Burning" or "Open Air Burn" means the burning of any material, including, without limiting the generality of the foregoing, wood, cardboard, brush or garden waste where the flame is not wholly contained and is, thereby, open to the air, but does not include use of a Barbeque.
- (j) "Open Air Fire" means open air burning.
- (k) "Permit" means the permit issued by the Chief Fire Official signifying approval to set a fire and establishing the conditions under which the permit is granted.
- (l) "Person" includes an individual, sole proprietor, a firm, a partnership, a co-partnership, an association, a corporation, and the heirs, executors, administrators, or other legal representatives of a Person.
- (m) "Recreational Burning" or "Recreational Burn" means a type of Open Air Burning that includes the use of chimineas, outdoor fireplaces, fire pits, and other like devices.
- (n) "Rural Zone" means the area marked "Rural Zone" in Schedule "A".
- (o) "Urban Zone" means the area marked "Urban Zone" in Schedule "A".

## **2. ADMINISTRATION**

- 2.1 This by-law shall be administered by the Chief Fire Official.
- 2.2 This by-law shall apply to all lands within the geographical limits of the City of North Bay and to the setting of Open Air Fires on any such land.

## **3. RURAL BURNING ONLY**

- 3.1 No person shall set, maintain, or cause to be set or maintained an Open Air Fire in an Urban Zone, as indicated in the attached "Schedule A" hereto.
- 3.2 No person shall set, maintain, or cause to be set or maintained, an Open Air Fire in a Rural Zone, as indicated in the attached "Schedule A" hereto, unless a Permit has been issued by the Chief Fire Official.
- 3.2 Notwithstanding section 3.1, a special community event that occurs in an Urban Zone may be eligible for a Permit. The issuance of a Permit for a special community event is at the sole discretion of the Chief Fire Official.

## **4 GENERAL PROVISIONS**

- 4.1 No person shall:
  - (a) set, maintain, or cause to be set or maintained, an Open Air Fire in contravention of the *Fire Code*, the *Environmental Protection Act*, R.S.O.

1990 c. E.19 or any other statutory requirements of the Province of Ontario or the Government of Canada;

- (b) set, maintain, or cause to be set or maintained, an Open Air Fire without a Permit.
- (c) set, maintain, or cause to be set or maintained, an Open Air Fire during a Fire Ban;
- (d) set, maintain, or cause to be set or maintained, an Open Air Fire on days where rain, fog, smog, or any other weather condition prevents proper dispersion of smoke;
- (e) set, maintain, or cause to be set or maintained, an Open Air Fire during high winds or high hazard weather ratings;
- (f) set, maintain, or cause to be set or maintained an Open Air Fire if it creates smoke or fire damage to property or injury to persons;
- (g) set, maintain, or cause to be set or maintained an Open Air Fire if it decreases visibility or creates a hazard on any roadway; or
- (h) set, maintain, or cause to be set or maintained an Open Air Fire if it creates a Nuisance.

4.2 Every person shall:

- (a) notify the North Bay Fire and Emergency Services Dispatch before the commencement and after the completion of an Open Air Fire;
- (b) have suitable means of extinguishment available while the Open Air Fire is burning;
- (c) maintain constant supervision and control over the Open Air Fire from the time of the setting of the fire until the fire is totally extinguished; and
- (d) produce the permit on demand to any person authorized by Section 7.1 to enforce this by-law.

4.3 A Recreational Burn:

- (a) shall be confined to an area of no less than fifteen (15) meters from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or other combustible article, or a distance as determined by a Fire Prevention Officer;
- (b) shall only burn commercially produced charcoal, briquettes or clean, dry seasoned wood;
- (c) shall be permitted only between the hours of 1900 (7:00 p.m.) and 2400 (12:00 a.m.);
- (d) that occurs in a fire pit shall be isolated and surrounded by a non-combustible material such as brick or stone and shall be on top of pea gravel or coarse sand;
- (e) that occurs in a chiminea or outdoor fireplace shall have a minimum of 18 inches clearance on the loading side and 8 inches clearance on all other sides; and
- (f) that occurs in a chiminea or outdoor fireplace on a wooden deck shall be situated on shielding that consists of brick or stone on top of sheet metal that extends at least 2 inches outside the brick or stone.

4.4 A Brush Burn shall:

- (a) be confined to an area of no less than twenty (20) meters from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or other combustible article, or a distance as determined by a Fire Prevention Officer;
- (b) be in piles no greater than 2 meters high and 2 meters in diameter;
- (c) be limited to the burning of clean brush, grass, or vegetation;
- (d) not include household or commercial waste, tires, plastics, roofing materials, building materials, and other like waste;
- (e) be supervised by no less than two persons who shall be present at all times during the Brush Burn; and
- (f) be permitted only between 1/2 an hour before sunrise and 1/2 an hour after sunset.

**5 ISSUANCE OF PERMIT**

- 5.1 In issuing a Permit under this Part for Open Air Burning, the Chief Fire Official or Fire Prevention Officer may impose any additional requirements or exempt any conditions under sections 4.2 to 4.4 of this by-law as the Chief Fire Official or Fire Prevention Officer considers necessary in the interest of public safety, or to minimize inconvenience to the general public, or advisable in the circumstances, or to give effect to the objects of this by-law.
- 5.2 An application for a Permit must be completed on the forms provided by the North Bay Fire and Emergency Services.
- 5.3 Where the applicant is not the property owner of the Open Air Burn site, the applicant must obtain the consent of the property owner on the form provided by the North Bay Fire and Emergency Services.
- 5.4 Each completed application for a Permit must be submitted to the North Bay Fire and Emergency Services accompanied by the appropriate fees as set out in the by-Law which authorizes User Fees for the North Bay Fire and Emergency Services.
- 5.5 The permit shall be kept at the site of the Open Air Fire with the permit holder.
- 5.6 A Permit may be refused, revoked or suspended at any time by the Chief Fire Official or his designate.

**6 FEES AND CHARGES**

- 6.1 The fees set out in Schedule A to the User fee by-law for North Bay Fire and Emergency Service shall apply for permits issued under this by-Law
- 6.2 Where North Bay Fire and Emergency Services responds to or inspects an Open Air Fire that is not in compliance with this bylaw, the fee or charge set out in the North Bay Fire and Emergency Services User Fee by-Law for responding to or inspecting an Open Air Fire may be imposed on the assessed owner of the land on which the Open Air Fire took place.
- 6.3 The fees or charges imposed pursuant to section 6.1 and 6.2 of this by-law constitute a debt of the person to the City. The fees may be added to the tax roll and collected in the same manner as municipal taxes on any property for which the person responsible for the Open Air Fire pays fees.
- 6.4 In order to charge the fees as set out in Section 6.2 of the by-Law, the Chief Fire Official shall certify the following:

- (a) whether improper open air burning occurred;
- (b) the time it occurred;
- (c) the charges imposed therefore;
- (d) the property on which the improper open air burning occurred; and
- (e) the Chief Fire Official shall then provide this certificate to the Treasurer who shall issue an invoice to the assessed owner of the property on which the improper open air burning occurred and in the amount as certified by the Chief Fire Official.

## **7 ENFORCEMENT**

- 7.1 Any Enforcement Officer is authorized to enforce this by-law pursuant to the provisions hereof, the *Municipal Act*, 2001, S.O. 2001, c.25, as amended or any successor thereof, and the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended, or any successor thereof, and the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4, as amended, or any successor thereof.
- 7.2 Where any Person who holds a Permit fails or refuses to comply with this by-law; a term or condition to which the Permit is subject; or where an Enforcement Officer has a safety concern; the enforcement officer may immediately suspend or revoke the Permit, and if suspended or revoked, the Permit holder shall immediately take all necessary steps to extinguish the Open Air Fire.
- 7.3 Subject to section 437 of the *Municipal Act*, 2001, which relates to entry into dwelling units, any Enforcement Officer may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not:
- (a) this by-law is being complied with;
  - (b) a direction or order of the City made pursuant to the *Municipal Act*, 2001 or any successor thereof or made pursuant to a by-law of the City is being complied with;
  - (c) a condition of a licence issued under a by-law of the City is being complied with; or
  - (d) an order made pursuant to Section 431 of the *Municipal Act*, 2001 which prohibits the continuation of repetition of an offence is being complied with.
- 7.4 Any Enforcement Officer may for the purposes of an inspection:
- (a) require the production for inspection of documents or things relevant to the inspection;
  - (b) inspect or remove documents or things relevant to the inspection for the purpose of making copies or extracts;
  - (c) acquire information from any person concerning a matter related to the inspection; and
  - (d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.
- 7.5 Any Enforcement Officer may undertake inspections pursuant to orders which are made pursuant to Section 438(2) of the *Municipal Act*, 2001.

## **8 OFFENCES**

- 8.1 Any person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine, penalty or order as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended, or any successor thereof, or in the *Municipal Act*, 2001, S.O. 2001, c.25, as amended or any successor thereof, or in the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4, as amended or any successor thereof.



**9. FIRE SERVICES - EXEMPT**

- 9.1 The North Bay Fire and Emergency Services shall be exempt from the provisions of this by-law with respect to Open Air Burnings set for the purposes of education and training.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

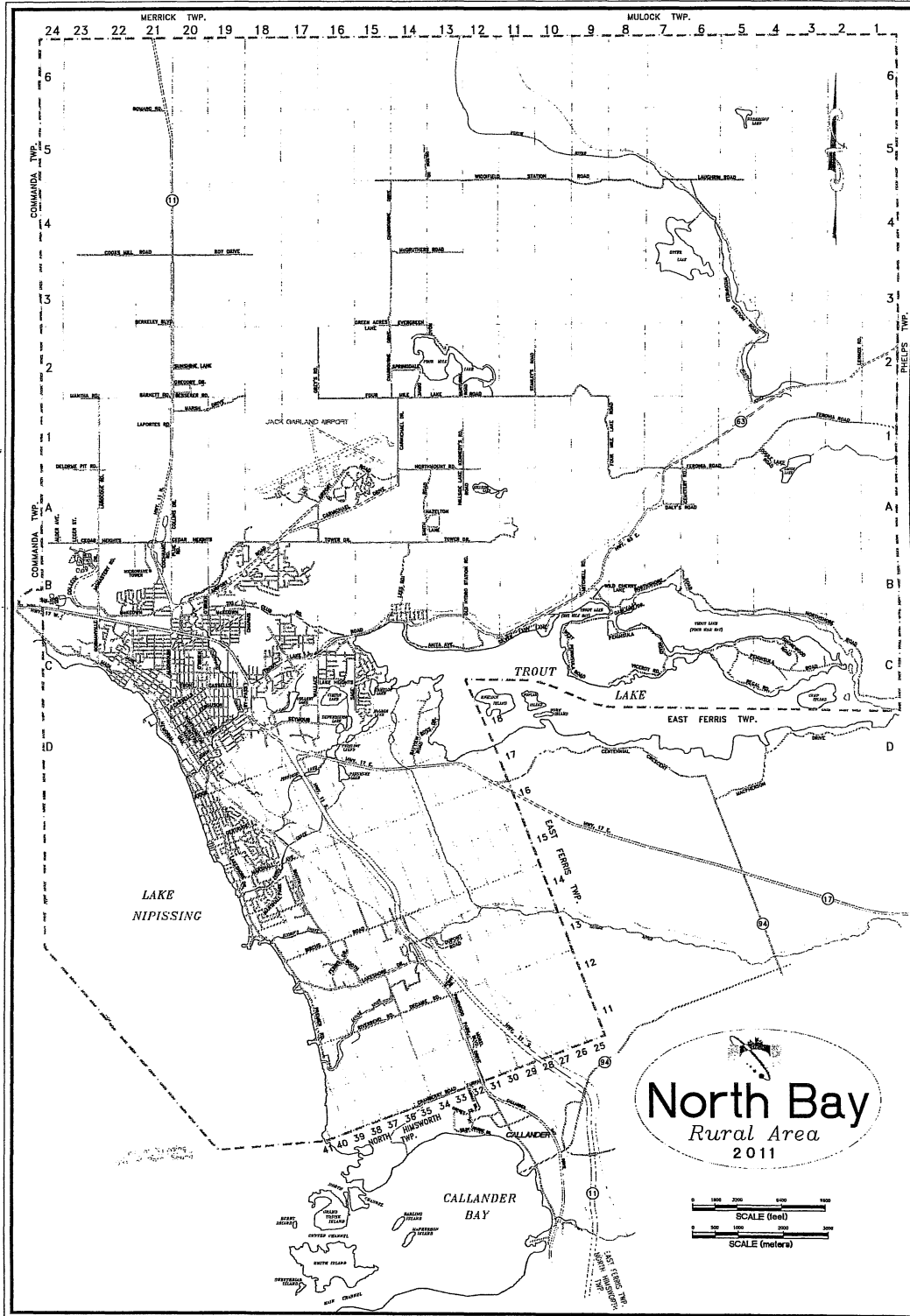
READ A THIRD TIME IN OPEN COUNCIL AND ENACTED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

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MAYOR ALLAN MCDONALD

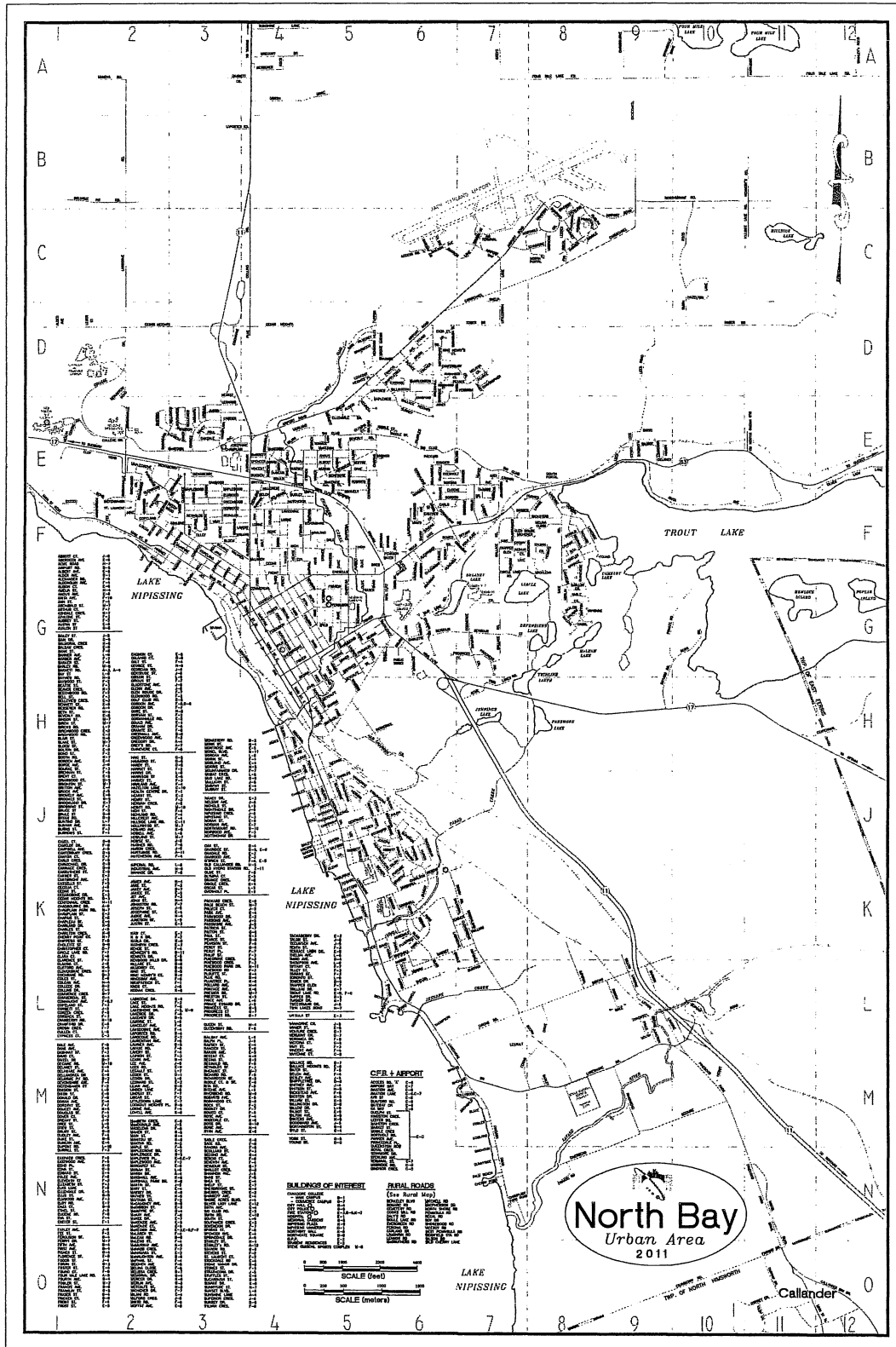
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CITY CLERK CATHERINE CONRAD

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THIS IS SCHEDULE "A1" TO BY-LAW NO. 2011-130 OF THE CORPORATION OF THE CITY OF NORTH BAY



**THIS IS SCHEDULE "A2" TO BY-LAW NO. 2011-130 OF THE CORPORATION OF THE CITY OF NORTH BAY**



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

**BY-LAW NO. 2011-132**

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF  
AN AGREEMENT WITH RESEARCH DIMENSIONS LTD.  
RELATING TO A TOURISM CHARTER FLIGHT  
DEVELOPMENT FEASIBILITY STUDY & MARKET  
RESEARCH**

**WHEREAS** the Agreement with Research Dimensions Ltd. for a Tourism Charter Flight Development Feasibility Study & Market Research was approved by Resolution No. 2011-183 passed by Council on the 9<sup>th</sup> day of March, 2011;

**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 enter into an Agreement dated the 11<sup>th</sup> day of March, 2011 with Research Dimensions Ltd. relating to a Tourism Charter Flight Development Feasibility Study & Market Research.
  
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Research Dimensions Ltd. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

  
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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

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

**BY-LAW NO. 2011-128**

**BEING A BY-LAW TO AMEND BY-LAW NO. 2010-108  
(WASTE MANAGEMENT BY-LAW)  
(SCHEDULE "A")**

**WHEREAS** The Corporation of the City of North Bay (the "City") is the owner and operator of the Merrick Landfill Site located in Merrick Township (the "Landfill Site");

**AND WHEREAS** the City is authorized to enact by-laws imposing fees or charges for services or activities provided or done by or on behalf of it pursuant to section 391 of the *Municipal Act, 2001* (S.O. 2001, c.25);

**AND WHEREAS** the City is authorized to regulate and inspect the use of any land or structures within the municipality or any defined area or areas thereof for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind;

**AND WHEREAS** the Council deems it desirable to regulate the disposal of garbage by way of landfill bans, recycling and home composting systems;

**AND WHEREAS** Notice of the Public Meeting in the matter of current waste management fees and charges was given as required by Ontario Regulation 244/02 made under the *Municipal Act, 2001* (S.O., 2001, c.25) by advertisement in the North Bay Nugget on the 9<sup>th</sup> day of April, 2011 and the 16<sup>th</sup> day of April, 2011;

**AND WHEREAS** a Public Meeting under the *Municipal Act* in the matter of the current waste management fees and charges was held on the 9<sup>th</sup> day of May, 2011;

**AND WHEREAS** by Engineering & Works Committee Report No. 2011-03 passed at its Regular Meeting held on Monday, May 16, 2011 Council authorize a by-law to increase the current fees and charges in place for waste management.

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

1. Schedule "A" of By-Law No. 2010-108 is hereby amended as follows:

<b>"CLASSIFICATIONS</b>	<b>EFFECTIVE DATE</b>
<b>WASTE</b>	<b>JUNE 1, 2011</b>
a) Solid waste from industrial, commercial and institutional sources	\$75.00/tonne (\$20.00 load minimum"

2. This By-Law comes into force and effect as of June 1, 2011.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD

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

**BY-LAW NO. 2011-131**

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION  
OF AN AGREEMENT WITH A & G THE ROAD  
CLEANERS RELATING TO STREET SWEEPING  
SERVICES**

**WHEREAS** the Agreement with A & G The Road Cleaners for Street Sweeping Services was approved by Resolution No. 2011-288 passed by Council on the 18<sup>th</sup> day of April, 2011;

**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 enter into an Agreement dated the 24<sup>th</sup> day of May, 2011 with A & G The Road Cleaners relating to Street Sweeping Services.
  
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and A & G The Road Cleaners and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 24<sup>TH</sup> DAY OF MAY, 2011.

*d*

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 24<sup>TH</sup> DAY OF MAY, 2011.

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MAYOR ALLAN McDONALD

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CITY CLERK CATHERINE CONRAD