

BY-LAW NO. 1696

BEING A BY-LAW to authorize construction of Asphalt (Mulch) Road Surfaces on certain streets as a Local Improvement under the provisions of the Local Improvement Act.

WHEREAS the owners of property abutting on the streets referred to in Schedule "A" attached hereto and forming part of this by-law have petitioned the Council to construct, as a Local Improvement, the work hereinafter described in Schedule "A" attached, and

WHEREAS it has been duly declared, by a Resolution No. 39 passed at a Special Meeting of City Council held the 13th day of July 1953 by a vote of two-thirds of all the members of Council, desirable that construction of the work hereinafter described shall be undertaken as a Local Improvement, and

WHEREAS notice of the intention of the Council to undertake such work was duly published more than twenty-one days prior to the passing of this By-law, and

WHEREAS no petition has been made to the Ontario Municipal Board pursuant to the said Act.

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

1. That as so recommended and declared Asphalt (Mulch) Road Surfaces be constructed on certain streets referred to in Schedule "A" as a Local Improvement under the provisions of the Local Improvement Act.
2. That the Engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the work or for the carrying on and executing of the work by day labour.
3. That the work shall be carried on and executed under the superintendence and according to the directions and order of such Engineer.
4. That the Mayor and Clerk are authorized to cause a contract for the construction of the work to be made and entered into with some person or persons, firm or corporation, subject to the approval of this Council to be declared by Resolution, unless this Council decides by Resolution to carry on and execute the work by day labour, in which event the work shall be carried on and executed by day labour.
5. The Treasurer may, subject to approval of the Council, agree with any Bank or person for temporary advances of money to meet the cost of the work pending the completion of it.
6. The Special Assessments shall be paid by five (5) annual instalments.
7. That the debentures to be issued for the loan to be effected to pay for the cost of the work when completed, shall bear interest at such rate as the Council may determine and be made payable within five years on the instalment plan.
8. That where petitions call for the construction of Asphalt (Mulch) Road Surfaces, the Corporation shall pay the cost of works as is incurred at street intersections, R.S.O. 1950, Chapter 215, Section 23, Paragraph C.
9. That where lots have two or more limits that abut on works and the size or nature of the lot is such that any or all of the works are not required a reduction of one-third of the special assessment in respect to the works that are not required, so long as they are not required, shall be made, and the reduction in cost in such special assessment shall be paid for by the Corporation.

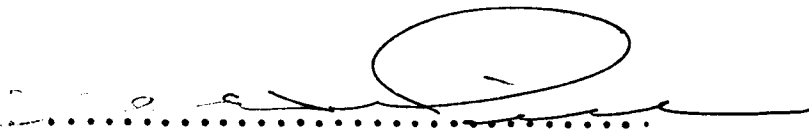
10. That this By-law shall not become effective until approval in writing has been secured from the Ontario Municipal Board by virtue of Section 67, Sub-section 1 of the Ontario Municipal Board Act.


READ A FIRST AND SECOND TIME IN OPEN COUNCIL THIS 31ST DAY OF AUGUST 1953.


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ACTING MAYOR


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CLERK-TREASURER

ORDER OF THE ONTARIO MUNICIPAL BOARD DATED OCTOBER 26th, 1953, HAVING BEEN RECEIVED, BY-LAW READ A THIRD TIME AND FINALLY PASSED THIS 18TH DAY OF APRIL, 1955.


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MAYOR


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CLERK-TREASURER

SCHEDULE "A" OF BY-LAW NO. 1696

ASPHALT (MULCH) ROAD SURFACE

(Cost to be paid in five equal annual instalments)

1. CHIPPEWA STREET, from Cassells Street to Fraser Street, a 24 foot wide Asphaltic Road Surface. The estimated cost of the work is \$3,848.65, of which \$607.76 is to be charged to the Corporation. The estimated cost per foot frontage is \$3.3758, the estimated annual rate per foot frontage is \$0.6752.

2. SECOND AVENUE, from Sherbrooke Street to Wyld Street, a 24 foot wide Asphaltic Road Surface. The estimated cost of the work is \$3,542.91, of which \$698.89 is to be charged to the Corporation. The estimated cost per foot frontage is \$3.2800, the estimated annual rate per foot frontage is \$0.6560.

3. PRINCESS STREET, from Wyld Street to Fisher Street, a 24 foot wide Asphaltic Road Surface. The estimated cost of the work is \$6,058.69, of which \$357.63 is to be charged to the Corporation. The estimated cost per foot frontage is \$3.4385, the estimated annual rate per foot frontage is \$0.6877.

4. HARDY STREET, from Regina Street to Brooke Street, a 24 foot wide Asphaltic Road Surface. The estimated cost of the work is \$5,036.09, of which \$1,225.25 is to be charged to the Corporation. The estimated cost per foot frontage is \$3.4972, the estimated annual rate per foot frontage is \$0.69945.