

BEING a By-Law to authorize the construction of sidewalks 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 works hereinafter described in Schedule "A" attached, and the Clerk has certified that the petitions are sufficient, and

WHEREAS it is expedient to grant the prayers of the petitions in manner hereinafter provided.

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

1. That sidewalks be constructed on the streets, hereinafter described in Schedule "A" attached hereto and which forms part of this By-Law, 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. 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. That the special assessment shall be paid by (10 Ten 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 Ten Years on the instalment plan.
8. That any person whose lot is specially assessed may commute for a payment in cash the special rates imposed thereon by paying the portion of the cost of construction assessed upon such lot without the interest, forthwith after the special assessment roll has been certified by the Clerk, and at any time thereafter by the payment of such sum as when invested at Four Per Cent, per annum, will provide an annuity sufficient to pay the special rates for the unexpired portion of the term as they fall due.
- 9.(a) That where petitions call for the construction of sidewalks, the Corporation shall pay the cost of works as is incurred at street intersections R.S.O. 1937, Chapter 269, Section 23, Paragraph C.
- 9.(b) That where lots have two or more limits that abut on works and the size and nature of 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 the special assessment shall be paid for by the Corporation. R.S.O. 1937, Chapter 269, Section 28 (1).
10. That this By-Law shall become effective on final passing only after approval in writing has been secured from the Ontario Municipal Board by virtue of Section 70 of the Ontario Municipal Board Act.

READ A FIRST TIME IN OPEN COUNCIL THIS 15th DAY OF AUGUST, 1949.

READ A SECOND TIME IN OPEN COUNCIL THIS 15th DAY OF AUGUST, 1949.

*[Handwritten signature of Mayor]*

*[Handwritten signature of Clerk]*

M A Y O R

C L E R K

ONTARIO MUNICIPAL BOARD APPROVAL ORDER DATED SEPTEMBER 23rd, 1949, RECEIVED, AND BY-LAW READ A THIRD TIME SHORT AND PASSED THIS 17th DAY OF OCTOBER, 1949.

*[Handwritten signature of Mayor]*

*[Handwritten signature of Clerk]*

Petitions for the construction of concrete sidewalks only:

- 1. / Copeland Street (north-side) from Nipissing Street to Rock Street.
- 2. / Victoria Street (east-side) from Ferguson Street to Wylde Street.
- 3. / Victoria Street (west-side) from Ferguson Street to the south boundary of lot 22.
- 4. / Duke Street (east-side) from Fraser Street to join with the present sidewalk a distance of 100 feet, more or less.
- 5. / Chippewa Street (east-side) from Fraser Street to Cassell Street.
- 6. / Franklin Street (south-side) from Laurier Avenue to the east boundary of lot 82, a distance of 444 feet, more or less.
- 7. / King Street (west-side) from High Street, southerly, to the end of the present sidewalk.
- 8. / Bell Street (south-east side) from McIntyre Street to Copeland Street.
- 9. / King Street (south-side) from Ferguson Street to Wylde Street.
- 10. / Fifth Avenue (east-side) from Fraser Street to Ferguson Street.