THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 89-69

BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF TRUNK WATERMAINS ON CERTAIN STREETS IN THE CITY OF NORTH BAY.

WHEREAS The Municipal Act, R.S.O. 1960, Chapter 249, Section 379 (1) Paragraph 52 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the Council of The Corporation of the City of North Bay deems it advisable and necessary to pass the within by-law;

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

1. That trunk watermains be constructed on the streets described in Schedule "A" attached hereto and forming part of this Bylaw.

That the Engineering Department of the City of North 2. Bay be instructed to make all necessary plans, profiles and spe-cifications forthwith and to furnish such information as may be necessary for the making of a contract for the execution of the work, or for the carrying on of the work by day labour.

That the work shall be carried on under the superinten-3. dence of and according to the directions and orders of the Engineering Department of the City of North Bay.

That the Council may decide by resolution to carry on 4. and execute the work by day labour.

5. That in the absence of a resolution by Council that the work be carried on and executed by day labour, the Mayor and Clerk are hereby authorized to enter into a contract with some person or persons, firm or corporation for the construction of the work, subject to the approval of the Council by resolution.

6. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of Promissory Note or Notes temporary advances of money to meet the cost of construction as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount limited in this By-law.

7. Any Promissory Note or Notes issued pursuant to Para-graph 6 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.

8. That debentures to be issued when the work is completed to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within twenty years on the instalment plan.

9. That this By-law shall not become effective until approval in writing has been secured from the Ontario Municipal Board pursuant to Section 64 (1) of The Ontario Municipal Board Act, R.S.O. 1960, Chap. 274.

READ A FIRST-TIME IN OPEN COUNCIL THIS 27th DAY OF OCTOBER, 1969 READ A SECOND-TIME IN OPEN COUNCIL THIS 27th DAY OF OCTOBER, 1969.

MAYOR -	CITY CLERK

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS DAY OF :, 1969. MAYOR

ĊITY CLERK

89-69

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-69 OF THE CORPORATION OF THE CITY OF NORTH BAY

Construction of:

12" WATERMAIN

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STREET	FROM	TO
Sherbrooke Street	First Avenue	Worthington Street
24" WATERMAIN		
First Avenue	Commercial Street	Fisher Street

Total Estimated Cost = \$222,300.00



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ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of The Ontario Municipal Board Act, (R.S.O. 1960, c. 274), and

Section 379(1)52 of <u>The Municipal</u> <u>Act</u>, (R.S.O. 1960, c. 249)

- and -

IN THE MATTER OF an application by The Corporation of the City of North Bay for approval of the construction of certain watermains, and of the borrowing of the sum of \$222,300.00, being the estimated cost thereof

BEFORE :	
J. A. KENNEDY, Q.C. Chairman	
UNETT WELL) TUESDAY, the 2nd day of
- and -)
J. V. LUDGATE Member) DECEMBER, 1969)

UPON THE APPLICATION of The Corporation of the City of North Bay for approval of the construction of the watermains described in Schedule "A" attached hereto, and of the borrowing of the sum of \$222,300.00, being the estimated cost thereof, and upon reading the material filed;

THE BOARD ORDERS, under and in pursuance of the legislation hereinbefore referred to, and of any and all other powers vested in the Board, that this application be and the same is hereby granted, and that the corporation may now proceed with the said undertaking at a total cost not to exceed \$222,300.00 and for such purpose may pass a by-law authorizing the said undertaking and all other requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$222,300.00 repayable over a term of not more than twenty years, and may borrow money to the extent sufficient to provide an amount not exceeding \$222,300.00 therefor, provided:

1. that any by-law authorizing the said undertaking is passed by a threefourths vote of all members of the council of the said corporation, and

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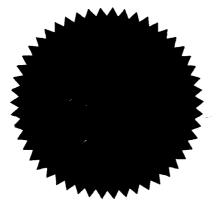
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ONTARIO MUNICIPAL BOARD

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- 2. that the corporation may borrow the whole or any part of the said sum of \$222,300.00 as required pending receipt of subsidies and the sale of debentures, or the receipt of moneys from any other source, and
- 3. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.

SECRETARY



ENTERED 0. B. No. 929 Folio No. 272 DEC 3 1960 rio Municipal B



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ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

to the order of The Ontario Municipal Board made on the 2nd day of December, 1969

Construction of <u>WATERMAINS</u> on:

- 1. <u>SHERBROOKE STREET</u> from First Avenue to Worthington Street
- 2. <u>FIRST AVENUE</u> from Commercial Street to Fisher Street

ESTIMATED COST \$222,300.00