

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 93-69

BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF A SANITARY SEWER SYSTEM FROM McKEOWN AVENUE ALONG A PROPOSED ROAD ALLOWANCE KNOWN AS CARTIER STREET TO A POINT WHERE THE CENTRE LINE OF URSULA STREET MEETS THE CENTRE LINE OF CARTIER STREET.

WHEREAS pursuant to the provisions of the Municipal Act, being Revised Statutes of Ontario, 1960, Chapter 249, and more particularly Section 379(1) (52) thereof, a Council may pass by-laws authorizing the construction of certain extensions and improvements to sanitary sewers, in order to provide the necessary sanitary sewer system;

AND WHEREAS it is deemed desirable to make charges for the cost of construction of such works pursuant to Section 380 of the Municipal Act being Revised Statutes of Ontario 1960.

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

1. THAT a sanitary sewer system with the necessary mains, man-holes, connections to the lot lines, and other appurtenances be constructed from McKeown Avenue along a proposed road allowance known as Cartier Street to a point where the centre line of Ursula Street meets the centre line of Cartier Street which area is more particularly described in Schedule "A" annexed hereto.
2. THAT the total cost of the said work is estimated at \$48,255.44. The abutting owners' share based on acreage is estimated at \$48,255.44.
3. THAT the estimated annual rate per acre is \$84.08 for a period of fifteen (15) years at 9% interest and shall be charged and imposed upon all the lands in a defined area as shown in Schedule "A" hereto, which area shall be and is hereby defined as the property abutting on the said works.
4. THAT the assessment referred to herein or any debentures which may be and are hereby authorized shall be paid in fifteen (15) annual instalments of principal and interest at such rate as Council shall determine.
5. THAT the estimated life of the work is sixteen (16) years.
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 debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount limited in this By-law.
7. 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 out of the work by day labour.
8. THAT the work shall be carried out and executed under the superintendence and according to the directions and orders of the Corporation's Engineers.

9. THAT the Mayor and Clerk are hereby 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 or make such other arrangement as may be necessary for the carrying out of the work by day labour, subject to the approval of this Council to be declared by resolution.
10. Any person whose lot is specially assessed may, at any time, before the passing of a debenture by-law implementing the provisions hereof, commute for payment the cost of the construction assessed upon such lot without interest, forthwith after the said assessment roll has been certified by the Clerk.

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.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED

THIS 10TH DAY OF FEBRUARY , 1970..

.....  
MAYOR

.....  
CITY CLERK

SCHEDULE "A"  
TO  
BY-LAW NO. 93-69

DESCRIPTION OF LAND TO BE SPECIALLY ASSESSED:

Beginning at a point being the northerly limit of McKeown Avenue and a line between lots 21 and 22, Concession B;  
Thence north  $0^{\circ} 08' E$  a distance of 263.97 feet to the point of commencement;  
Thence north  $0^{\circ} 06' E$  a distance of 1834.82 feet;  
Thence easterly on a bearing  $N88^{\circ} 40' E$  a distance of 515.20 feet;  
Thence easterly on a bearing  $N85^{\circ} 31' 13'' E$  a distance of 162.71 feet to a point being the westerly limit of Ursula Street;  
Thence southerly on a bearing  $S0^{\circ} 06' W$  a distance of 542.53 feet to a point being the southerly limit of Justin Street;  
Thence easterly on a bearing  $S89^{\circ} 58' E$  a distance of 858.54 feet to a point being the north east corner of lot 207, Plan M-153;  
Thence southerly on a bearing  $S0^{\circ} 18' 30'' W$  a distance of 263.84 feet to a point being the south east corner of lot 178, Plan M-153;  
Thence westerly on a bearing of  $N89^{\circ} 49' W$  a distance of 264 feet to a point being the south westerly corner of lot 176, Plan M-153;  
Thence southerly on a bearing  $S0^{\circ} 06' W$  a distance of 198.01 feet to a point being the north west corner of lot 126, Plan M-153;  
Thence easterly on a bearing  $S89^{\circ} 49' E$  a distance of 725.82 feet to a point being the south east corner of lot 158 and the westerly limit of Anthony Street;  
Thence northerly on a bearing  $N0^{\circ} 09' E$  a distance of 132.01 feet to a point being the north east corner of lot 158, Plan M-153 and the southerly limit of Cartier Street;  
Thence easterly on a bearing  $S89^{\circ} 51' E$  a distance of 397.26 feet to a point being the north east corner of lot 145, Plan M-153 and the westerly limit of Highway No. 11;  
Thence southerly on a bearing  $S20^{\circ} 13' E$  a distance of 211.06 feet;  
Thence westerly on a bearing  $N89^{\circ} 53' W$  a distance of 74.78 feet;  
Thence southerly on a bearing  $S0^{\circ} 09' W$  a distance of 264.16 feet to a point being south east corner of lot 32, Plan M-32;  
Thence westerly on a bearing  $N89^{\circ} 51' W$  a distance of 131.95 feet to a point being the south west corner of lot 33, Plan M-32;  
Thence southerly on a bearing  $S0^{\circ} 08' W$  a distance of 329.73 feet to a point being the south east corner of lot 8, Plan M-32;  
Thence westerly on a bearing of  $N89^{\circ} 49' 30'' W$  a distance of 198.00 feet to a point being the south west corner of lot 6, Plan M-32;  
Thence southerly  $0^{\circ} 09' E$  a distance of 198.00 feet;  
Thence westerly on a bearing  $N89^{\circ} 53' W$  a distance of 2079.45 feet to a point being that point of commencement.