

BY-LAW NO. 1552.

BEING a By-Law to authorize the construction of sanitary sewers, storm sewers and private drain connections 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 sanitary sewers and storm sewers also private sewer connections 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 (15) fifteen 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 Fifteen 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 anytime 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 sewers, 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 where petitions specifically exempt certain lots from special assessment, such cost of exemption shall be divided evenly on a per foot basis and borne entirely by the remaining lots directly abutting the works.

11. 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 OFEN COUNCIL THIS 15th DAY OF AUGUST, 1949.

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

Ed Price

J. A. Frair

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.

Ed Price

SCHEDULE "A"

J. A. Frair

Petitions for the construction of sewers and private drain connections:

1. { Bank Street from the north end of the present sewer to High Street.
High Street from Bank Street to Brennan Street.
Brennan Street from High Street to the Trout Lake Road.
2. / Beattie Street from Scollard to the City Limits.
3. / Ann Street from Lorne Avenue to the City Limits.
4. / Scollard Street (south side only) from Bloem Street through a connecting lane to the lane at the rear of the Scollard Street Lots; thence, easterly on the lane at the rear of the said lots a distance of 300 ft. more or less.
5. / Aubry Street from the end of the present sewer to High Street.
6. / Jane Street from Bloem Street to Nipissing Street.
7. / Hammond Street from York Street, easterly, a distance of 300 ft. more or less.
8. / O'Brien Street on the east side from the City Limits to Rose Avenue.
Rose Avenue from O'Brien Street to McPhail Street.
9. The Integrated Housing project, being:
 - (a) Douglas Street on the east side from the City Limits in a southerly direction to Lot 81, a distance of 522 lineal feet, more or less.
 - (b) Morin Street from the City Limits in a southerly direction to Lot 101, a distance of 473 feet, more or less.
 - (c) McLeod Street on the west side from the City Limits, southerly, to Rose Avenue, a distance of 900 feet, more or less.
 - (d) Lorne Avenue from Douglas Street to O'Brien Street, a distance of 1320 feet, more or less.
 - (e) McPhail Street from Rose Avenue to High Street.