



Council

Agenda

**Regular Meeting of Council
November 26, 2012
at 7:00 p.m.**

MEETINGS

**FOR THE WEEK OF
NOVEMBER 26TH, 2012**

Monday, November 26, 2012

7:00 p.m.

Regular Meeting of Council
Council Chambers, 2nd Floor

**THE CORPORATION OF THE CITY OF NORTH BAY
REGULAR MEETING OF COUNCIL HELD
MONDAY, NOVEMBER 26TH, 2012**

PUBLIC PRESENTATIONS:

Debbie Cloutier re Johnston Road Property Standards

PUBLIC MEETING MINUTES:

Monday, October 15, 2012

Monday, November 12, 2012

Monday, November 19, 2012

COMMITTEE REPORTS:

Community Services Committee Report No. 2012-18

Community Services Committee Report No. 2012-19

Community Services Committee Report No. 2012-20

Engineering & Works Committee Report No. 2012-06

CORRESPONDENCE:

1. Report from Margaret Karpenko / Laura Boissonneault re 2013 General Capital Budget, 2013 Water and Sanitary Sewer Capital Budget, with the 2014-2022 Ten-Year Capital Forecasts, Long-Term Capital Funding Policy and Capital Reserves (F05/2012/2013/CAPBU/GENERAL).
2. Report from Peter Leckie dated November 13, 2012 re Request for Release of Easement – 277 Pearce Street (D15/2012/EASEM/GENERAL).
3. Report from Beverley Hillier dated November 14, 2012 re Laurentian Heights Plan of Subdivision, Final Approval – Surrey Drive – Phase II (D12/2012/LAURE/SURREY5).
4. Report from Steve McArthur dated November 20, 2012 re Rezoning Application / Official Plan Amendment by Miller & Urso Surveying Inc. on behalf of Trout Lake Mall Inc. – 2653 Trout Lake Road (D14/D09/2012/TLMI/2653TLR).
5. Report from Paul Valenti dated November 19, 2012 re Request for Quotation 2012-95 – Supply of Emulsified Asphalt Patching Material (F18/2012/TENDE/GENERAL).

6. Report from Laura Boissonneault / Margaret Karpenko dated November 21, 2012 re 2013 Administration Recommended Operating Budget (F05/2012/2013/OPEBU/GENERAL).
7. Report from Laura Boissonneault dated November 21, 2012 re Water and Sanitary Sewer Year-End Financial Projection, as at September 30, 2012 (F05/2012/OPEBU/GENERAL).
8. Report from Laura Boissonneault dated November 21, 2012 re Year-End Financial Projection, as at September 30, 2012 (F05/2012/OPEBU/GENERAL).
9. Report from Lorraine Rochefort dated November 14, 2012 re Reduction, Cancellation or Refund of Taxes (F22/2012/442/GENERAL).

BY-LAWS FOR CONSIDERATION:

General Government – First and second readings:

By-Law No. 2012-230 to stop up, close and convey a portion of a laneway in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street.

General Government - First, second and third readings:

By-Law No. 2012-227 to confirm proceedings of the Meeting of Council on November 12, 2012.

By-Law No. 2012-232 to amend By-Law No. 2012-97, being a By-Law to Regulate Smoking in Public Places and Workplaces.

By-Law No. 2012-225, being a By-Law for Licensing, Regulating and Governing Business in the City of North Bay.

Community Services – First, second and third readings:

By-Law No. 2012-231 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Rolller (260 Parsons Avenue).

By-Law No. 2012-233 to authorize the execution of a Subdivision Agreement between The Corporation of the City of North Bay and Laurentian Heights Limited relating to Surrey Drive Subdivision – Phase 2.

Community Services – Third reading:

By-Law No. 2008-112 to rezone certain lands on McPhail Street (Perut Construction Ltd. – 345 McPhail Street).

Engineering & Works – First, second and third readings:

By-Law No. 2012-228 to authorize the execution of an Agreement with Lacroix Construction Co. (Sudbury) Ltd. relating to Lakeshore Drive Bridge Replacement.

By-Law No. 2012-234 to authorize the execution of an Agreement with Kenalex Construction Company Limited relating to renovations to the Public Works Maintenance Building No. 1.

MOTIONS:

Councillor Bain	re	Highway 11 Four Laning
Councillor Vaillancourt	re	Algonquin Provincial Park Management Plan

MOTION TO ADJOURN IN-CAMERA:

IN-CAMERA CORRESPONDENCE:

MOTION TO RECONVENE:

MOTION FOR RECONSIDERATION:

GIVING NOTICE:

ADJOURNMENT:

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, OCTOBER 15, 2012**

PRESENT: Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Vaillancourt, Mayne, Mendicino, Campbell, Koziol, Vrebosch

PUBLIC PRESENTATIONS:

Peter Handley/Bill Jocko	re North Bay Hall of Fame
Gordan Rennie	re Speed Limits & 4-Way Stops
Bernard Penney	re Ontario Arts Council
Lindsay Furlong	re Capitol Centre Wine Gala
Rev. Elizabeth Frazer	re HOAP/CHAG Program

REPORTS FROM OFFICERS:

Kilgour, I.	re Replacing Thomson Park and Chippewa Creek Pedestrian Bridges	(592)
Korell, A.	re Traffic Concerns – Murray Street, Jane Street and Main Street Areas	(586)
McArthur, S.	re Part Lot Control Exemption By-Law - 467 & 475 First Avenue East	(587)
Rocheffort, L.	re 2013 Water and Sanitary Sewer Rates	(593)
Valenti, P.	re Tender 2012-72, Replacement of Lakeshore Drive Bridge over Lavase River	(588)
Valenti, P.	re Tender 2012-76, Ski Club Road Watermain Extension – Johnston Road to ONTC Extension	(589)
Valenti, P.	re Tender 2012-80, Pete Palangio Arena – Dressing Room Dehumidification	(590)
Valenti, P.	re Request for Proposal No. 2012-78, Aircraft Rescue and Fire Fighting Vehicle	(591)

Res. #2012-585: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis That minutes for the public meetings held on:

- Saturday, September 22, 2012;
- Monday, September 24, 2012; and
- Monday, October 1, 2012

be adopted as presented.

"CARRIED"

Res. #2012-586(a): Moved by Councillor Vrebosch, seconded by Councillor Koziol In accordance with Section 33.6(a) of Procedural By-Law No. 2007-128, Councillor Vrebosch requested that the motion be divided into parts to be ruled on separately.

That the question be divided to deal with paragraph 1 separately from paragraphs 2 and 3 as follows:

1. a) no four-way stop be installed on Murray Street between Main and Jane Streets;
- b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session; and
- c) the Murray Street and Main Street intersection be improved to allow a right hand turn onto Main Street

be referred to the Engineering and Works Committee.

Record of Vote (*Upon Request of Councillor Koziol*)

Yeas: Councillors Koziol, Mayne, Vrebosch, Campbell

Nays: Councillors Bain, Anthony, Lawlor, Maroosis, Vaillancourt, Mendicino, Mayor McDonald

"LOST"

Res. #2012-586(b): Moved by Councillor Vrebosch, seconded by Councillor Koziol
In accordance with Section 33.6(a) of Procedural By-Law No. 2007-128, Councillor Vrebosch requested that the motion be divided into parts to be ruled on separately.

That the question be divided to deal with paragraph 1 separately from paragraphs 2 and 3 as follows:

1. a) no four-way stop be installed on Murray Street between Main and Jane Streets;
- b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session; and
- c) the Murray Street and Main Street intersection be improved to allow a right hand turn onto Main Street.

Record of Vote (*Upon Request of Councillor Vrebosch*)

Yeas: Councillors Vrebosch, Koziol

Nays: Councillors Maroosis, Mayne, Mendicino, Bain, Anthony, Vaillancourt, Lawlor, Campbell, Mayor McDonald

"LOST"

Res. #2012-586(c): Moved by Councillor Vaillancourt, seconded by Councillor Anthony

1. a) a four-way stop be installed on Copeland and Murray Street between Main and Jane Streets prior to November 15, 2012; and
- b) Murray Street be made a "School Safety Zone" during the hours that schools in the area are in session.

Councillor Koziol challenged the Chair's decision on a point of order.

Record of Vote

Yeas: Councillors Campbell, Mendicino, Mayne, Bain, Lawlor, Anthony, Maroosis, Vaillancourt, Lawlor

Nays: Councillors Koziol, Vrebosch

Chair's Decision upheld by the Council

Record of Vote on Question:

Record of Vote (*Upon Request of Councillor Anthony*)

Yeas: Councillors Anthony, Mendicino, Campbell, Bain, Mayne, Marosis, Vaillancourt, Lawlor, Mayor McDonald

Nays: Councillors Koziol, Vrebosch

"CARRIED"

Res. #2012-586(d): Moved by Councillor Vrebosch, seconded by Councillor Koziol
That:

2. a) the McIntyre Street and Copeland Street area between Harvey and Bell Streets be targeted as a pilot area for traffic calming;
 - b) traffic calming be the installation of an all-way stop at Harvey, Durrill and Bell Streets on both McIntyre and Copeland Streets; and
 - c) the area be monitored for six (6) months and be the subject of a Supplemental Report to Council regarding its effectiveness and use in other areas of the City.
3. a) the speed limit on all residential streets within the Urban Area of the City of North Bay be 40 km/hr;
 - b) all streets designated collectors and arterial and in the Rural Area be 50 km/hr or as otherwise posted as per Traffic & Parking By-Law No. 2002-001.

Record of Vote (*Upon Request of Councillor Anthony*)

Yeas: Councillors Anthony, Marosis, Mayne, Mendicino, Campbell, Vaillancourt, Vrebosch, Lawlor, Bain, Mayor McDonald

Nays: Councillor Koziol

"CARRIED"

Res. #2012-587: Moved by Councillor Mendicino, seconded by Councillor Mayne
That City Council authorize a Part Lot Control Exemption By-Law to deem Plan 21, Part Lots 393 & 394, known locally as 467 & 475 First Avenue East in the City of North Bay, District of Nipissing, being lots fronting on First Avenue East, as shown as Schedule "A" attached to Report to Council CSBU 2012-71, as not being subject to part lot control pursuant to Section 50(7) of the *Planning Act*.

"CARRIED"

Res. #2012-588: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That

- 1) City Council approve a capital expenditure by-law, being Project No. 3001RD, Lakeshore Drive Bridge in the amount of \$2,000,000.00, being a 2013 Engineering, Environmental Services & Works Capital Budget Project; and
- 2) Council approve the award of a contract to Lacroix Construction Co. (Sudbury) Ltd. in the amount of \$1,801,105.50 (plus HST), for the replacement of the Lakeshore Drive Bridge over Lavase River.

"CARRIED"

Res. #2012-589: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That City Council approve the award of a contract to GAP Construction Co. Ltd. in the amount of \$3,978,243.00 (plus HST), for construction of the Ski Club Road Watermain Extension.

"CARRIED"

Res. #2012-590: Moved by Councillor Mendicino, seconded by Councillor Mayne
That City Council approve the award of a contract to Bernard Rochefort Ltd. in the amount of \$76,800.00 (plus HST), for the Pete Palangio Arena Dressing Room Dehumidification Project.

"CARRIED"

Res. #2012-591: Moved by Councillor Mendicino, seconded by Councillor Mayne
That 1) City Council approve a capital expenditure by-law, being Project No. 6113FD, Fire Vehicle & Equipment Replacement in the amount of \$110,024.00, being a 2013 Fire Department Capital Budget Project; and
2) Council approve the award of a contract to Rosenbauer Minnesota, LLC. in the amount of \$534,078.00 CDN. (plus HST), for the purchase of one (1) new Airport Rescue and Fire Fighting (ARFF) Vehicle.

"CARRIED"

Res. #2012-592: Moved Councillor Mendicino, seconded by Councillor Mayne
That the four (4) identified pedestrian bridges, as shown on Map #1, in Thomson Park that cross Chippewa Creek, be replaced by two (2) pedestrian bridges, as shown on Map #2, attached to Report to Council CSBU 2012-72 from Ian Kilgour.

"CARRIED"

Res. #2012-593: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the 2013 Water and Sanitary Sewer Rates Report to Council CORP 2012-128 dated October 1, 2012 be received and referred to the General Government Committee.

"CARRIED"

Res. #2012-594: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a first and second time:

By-Law No. 2012-209 to authorize the sale of lands no longer required for municipal purposes to Micro Holdings Ltd. (Mud Lake Road).

By-Law No. 2012-210 to confirm proceedings of the Meeting of Council on October 1, 2012.

By-Law No. 2012-212, being a by-law to amend By-Law No. 1962-2066, to authorize participation in the Ontario Municipal Employees Retirement System.

"CARRIED"

Res. #2012-595: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-laws be read a third time and passed:

By-Law No. 2012-209 to authorize the sale of lands no longer required for municipal purposes to Micro Holdings Ltd. (Mud Lake Road).

By-Law No. 2012-210 to confirm proceedings of the Meeting of Council on October 1, 2012.

By-Law No. 2012-212, being a by-law to amend By-Law No. 1962-2066, to authorize participation in the Ontario Municipal Employees Retirement System.

"CARRIED"

Res. #2012-596: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law be read a first and second time:

By-Law No. 2012- 211 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

"CARRIED"

Res. #2012-597: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law be read a third time and passed:

By-Law No. 2012- 211 to authorize the execution of a Condominium Agreement between The Corporation of the City of North Bay and Inken Roller (260 Parsons Avenue).

"CARRIED"

Res. #2012-598: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-laws be read a first and second time:

By-Law No. 2012-213 to authorize the execution of an Agreement with Trudel Construction for structural repairs to the Primary Clarifier Channels at the Wastewater Treatment Plant.

By-Law No. 2012-214 to authorize the execution of an Agreement with Ontario Electrical Company Limited relating to the Emergency Electrical Work at the Wastewater Treatment Plant.

"CARRIED"

Res. #2012-599: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That the following by-laws be read a third time and passed:

By-Law No. 2012-213 to authorize the execution of an Agreement with Trudel Construction for structural repairs to the Primary Clarifier Channels at the Wastewater Treatment Plant.

By-Law No. 2012-214 to authorize the execution of an Agreement with Ontario Electrical Company Limited relating to the Emergency Electrical Work at the Wastewater Treatment Plant.

"CARRIED"

Res. #2012-600: Moved by Councillor Bain, seconded by Councillor Mendicino
WHEREAS the Government of Ontario has announced plans to divest itself from Ontario Northland Transportation Commission (the "ONTC");

AND WHEREAS this decision has already resulted in the cancellation of the 102 year old Ontario Northlander train service and plans to sell off Ontario Northland's bus routes will privatize the only intercity public transit serving many northern communities;

AND WHEREAS our resource sector relies on freight rail and changes in that service would seriously impact our economy and our existing highway network does not have the capacity to replace freight rail if cancelled or made economically unviable;

THEREFORE BE IT RESOLVED the City of North Bay ask the Premier of the Province of Ontario, the Honourable Dalton McGuinty to immediately suspend plans to divest from ONTC and consult with local municipalities, stakeholders and regional economic development organizations regarding the long-term plans for improving the effectiveness of ONTC as a government asset

FURTHER BE IT RESOLVED that a copy of this resolution be forwarded to the Honourable Rick Bartolucci, Ministry of Northern Development and Mines; the leaders of the Ontario Opposition, the Northern Heritage Party; Victor Fedeli MPP; AMO; FONOM and Dave Gene.

Record of Vote (*Upon Request of Councillor Bain*)

Yeas: Councillors Bain, Vrebosch, Mendicino, Maroosis, Koziol, Lawlor, Mayne, Vaillancourt, Anthony, Campbell, Mayor McDonald

Nays: Nil

"CARRIED"

Res. #2012-601: Moved by Councillor Mendicino, seconded by Councillor Mayne
That Council adjourn in-camera pursuant to section 239.(2) of the *Municipal Act, 2001*, as amended, at 10:02 p.m. for the following reason: Item 9, being a matter that is subject to solicitor-client privilege, including communications necessary for that purpose.

"CARRIED"

Res. #2012-602: Moved by Councillor Mendicino, seconded by Councillor Mayne
That Council reconvene at 10:14 p.m.

"CARRIED"

Res. #2012-603: Moved by Councillor Vaillancourt, seconded by Councillor Maroosis
That this Regular Meeting of Council do now adjourn at 10:14 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

DEPUTY CITY CLERK KAREN McISAAC

**MINUTES OF THE REGULAR MEETING
OF CITY COUNCIL
HELD MONDAY, NOVEMBER 12, 2012**

PRESENT: Mayor McDonald, Councillors Lawlor, Anthony, Bain, Maroosis, Vaillancourt,
Mayne, Mendicino, Campbell, Koziol, Vrebosch

PUBLIC PRESENTATIONS:

Hon. Col. Paul Cook/Tom Hedigan	re 22 Wing Concert/Coach 4 Food Concert
Sylvie Vannier	re Bullying Awareness Week
Roy Hains/Brian Stevens	re New Deal for Northern Ontario

REPORTS FROM OFFICERS:

Bellehumeur, R.	re Amendment to By-Law No. 2011-234 - Regulating Municipal Parking Lots	(639)
Bellehumeur, R.	re Downtown North Bay Parking Study Update	(635)
Hillier, B.	re Provincial Policy Statement - 5 Year Review	(637)
Korell, A.	re Highway 17 Route Planning Study, Phase II- (Highway 11 easterly to Highway 531-Bonfield)	(634)
Leckie, P.	re 9 Metre Smoking Ban at Entrances	(638)
McArthur, S.	re Algonquin Lofts - 236, 238, 240 Algonquin Ave.	(632)
McArthur, S.	re Condominium Final Approval - 260 Parsons Ave.	(636)

Res. #2012-629: Moved by Councillor Vaillancourt, seconded by Councillor Campbell
That minutes for the public meetings held on:

- Thursday, October 25, 2012;
- Monday, October 29, 2012;
- Monday November 5, 2012; and
- Tuesday November 6, 2012

be adopted as presented.

"CARRIED"

Res. #2012-630a: Moved by Councillor Vrebosch, seconded by Councillor Koziol
That General Government Committee Report No. 2012-09 relating to:

- Business Licensing By-Law

be amended with respect to the door-to-door salespersons and that
the fee be amended to \$500.00.

Councillor Anthony declared a conflict of interest as one of the groups named in Report to
Council CORP 2012-92 dated July 30, 2012 is an ongoing client of his employer.

"CARRIED"

Res. #2012-630b: Moved by Councillor Lawlor, seconded by Councillor Bain
That General Government Committee Report No. 2012-09 relating to:

- Business Licensing By-Law

be adopted as presented.

Councillor Anthony declared a conflict of interest as one of the groups named in Report to Council CORP 2012-92 dated July 30, 2012 is an ongoing client of his employer.

"CARRIED AS AMENDED"

GENERAL GOVERNMENT COMMITTEE REPORT NO. 2012-09

November 5, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The General Government Committee presents Report No. 2012-09 and recommends:

1. That the recommended changes to the City's Business Licensing By-Law be approved.

All of which is respectfully submitted.

ASSENTS

DISSENTS

LAWLOR
BAIN
MAROOSIS
MAYOR McDONALD

Res. #2012-631: Moved by Councillor Mendicino, seconded by Councillor Mayne
That Community Services Committee Report No. 2012-17 relating
to:

- Official Plan Amendment & Rezoning applications by Perut Construction Ltd., Andrew & Grace Wood & M.W. Holdum Inc. - 309 and 333 King Street West, 1180 & 1188 Cassells Street, and a vacant lot (billboard) on the corner of Cassells Street & King Street

be adopted as presented.

"CARRIED"

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-17

November 5, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-17 and recommends:

- That 1) the Proposed Official Plan and Zoning By-Law Amendment by Miller & Urso Surveying Inc. on behalf of Perut Construction Ltd., Andrew & Grace Wood, and M.W. Holdum Inc. to re-designate the subject lands from "Residential" to "Central Business District" and to rezone the subject lands from a "Residential Third Density (R3)" zone to a "General Commercial Outer Core (C2)" zone, 309 & 333 King Street West, 1180 & 1188 Cassells Street, and a vacant lot (billboard) on the corner of Cassells Street & King Street West, all in the City of North Bay be approved; and
- 2) the subject property be placed under Site Plan Control pursuant to Section 41 of the *Planning Act*, R.S.O., 1990 as amended in order to regulate parking, lighting, landscaping, storm water, drainage, garbage, play space, ingress, egress and fencing as required.

All of which is respectfully submitted.

ASSENTS

DISSENTS

MENDICINO
MAYNE
VAILLANCOURT
MAYOR McDONALD

Res. #2012-632: Moved by Councillor Mendicino, seconded by Councillor Mayne That Report to Council CSBU 2012-74 dated October 30, 2012 from the Manager of Planning Services be authorized as prescribed by the *Condominium Act, 1998* to sign the revised Condominium Plans for *Algonquin Lofts* located at 236, 238 & 240 Algonquin Avenue.

Councillor Maroosis declared a conflict of interest as he owns the property next to the subject property.

"CARRIED"

Res. #2012-633: Moved by Councillor Lawlor, seconded by Councillor Anthony That accounts totaling \$12,533,177.62 for September 2012 be approved.

"CARRIED"

Res. #2012-634: Moved by Councillor Vrebosch, seconded by Councillor Koziol That the Highway 17 Route Planning Study, Phase II, attached to Report to Council EEWS 2012-51 dated November 1, 2012, be referred to the Engineering & Works Committee for a presentation from the Ministry of Transportation on November 19, 2012 at 7:00 p.m.

"CARRIED"

Res. #2012-635: Moved by Councillor Mendicino, seconded by Councillor Mayne That the Downtown North Bay Parking Study attached to Report to Council CSBU 2012-81 dated November 2, 2012 be received by Council and referred to Community Services Committee for further discussion.

"CARRIED"

- Res. #2012-636: Moved Councillor Mendicino, seconded by Councillor Mayne
That 1) the Mayor and City Clerk be authorized to sign the Parsons Avenue Condominium Agreement with Inken Roller for the approval of a thirty (30) unit condominium at 260 Parsons Avenue in the City of North Bay – City File No. 48CDM-08103; and
- 2) the Mayor, City Clerk and Manager of Planning Services be authorized to sign the Final Plans of Condominium subject to receipt of all fees, easements and Condominium Agreement requirements.

"CARRIED"

- Res. #2012-637: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the City of North Bay respectfully request the Provincial Government recognize the unique challenges of Northern Ontario by amending the proposed draft Provincial Policy Statement to build in a degree of flexibility, as recommended by the Planning Departments of Northern Ontario municipalities.

Record of Vote (*Upon request of Councillor Mendicino*)

Yeas: Councillors Mendicino, Mayne, Lawlor, Marosis, Vrebosch, Campbell, Koziol, Anthony, Bain, Vaillancourt, Mayor McDonald

Nays: Nil

"CARRIED"

- Res. #2012-638: Moved by Councillor Lawlor, seconded by Councillor Anthony
That Schedules "A" and "D" to By-Law No. 2012-97 (being a By-Law to Regulate Smoking in Public Places and Workplaces) be amended to include those workplaces and apartment buildings identified in Report to Council No. CORP 2012-143 dated November 6, 2012.

"CARRIED"

- Res. #2012-639: Moved by Councillor Mendicino, seconded by Councillor Mayne
That Report to Council CSBU 2012-78 relating to Amendment to By-Law 2011-234, being a By-Law to Regulate Municipal Parking Lots be referred to the Community Services Committee.

"CARRIED"

- Res. #2012-640: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-law(s) be read a first and second time:

By-Law No. 2012-223 to confirm proceedings of the Meeting of Council on October 29, 2012.

By-Law No. 2012-224 to authorize the Ferguson Street Reconstruction.

By-Law No. 2012-226 to confirm proceedings of the Special Meeting of Council on November 5, 2012.

By-Law No. 2012-224 - Councillor Maroosis declared a conflict of interest as his son-in-law works for Bruman Construction.

"CARRIED"

Res. #2012-641: Moved by Councillor Lawlor, seconded by Councillor Anthony
That the following by-law(s) be read a third time and passed:

By-Law No. 2012-223 to confirm proceedings of the Meeting of Council on October 29, 2012.

By-Law No. 2012-224 to authorize the Ferguson Street Reconstruction.

By-Law No. 2012-226 to confirm proceedings of the Special Meeting of Council on November 5, 2012.

By-Law No. 2012-224 - Councillor Maroosis declared a conflict of interest as his son-in-law works for Bruman Construction.

"CARRIED"

Res. #2012-642: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law(s) be read a first and second time:

By-Law No. 2012-203 to adopt Official Plan Amendment No. 2 (Perut Construction Ltd., Andrew & Grace Wood and W.M. Holdum Inc. - 309 & 333 King Street West, 1180 & 1188 Cassells Street).

By-Law No. 2012-204 to rezone certain lands on King Street West and Cassells Street (Perut Construction Ltd., Andrew & Grace Wood and W.M. Holdum Inc. - 309 & 333 King Street West, 1180 & 1188 Cassells Street).

"CARRIED"

Res. #2012-643: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law(s) be read a first and second time:

By-Law No. 2012-205 to designate a Site Plan Control area on certain lands on King Street West and Cassells Street (Perut Construction Ltd., Andrew & Grace Wood and W.M. Holdum Inc. - 309 & 333 King Street West, 1180 & 1188 Cassells Street).

"CARRIED"

Res. #2012-644: Moved by Councillor Mendicino, seconded by Councillor Mayne
That the following by-law(s) be read a third time and passed:

By-Law No. 2012-205 to designate a Site Plan Control area on certain lands on King Street West and Cassells Street (Perut Construction Ltd., Andrew & Grace Wood and W.M. Holdum Inc. - 309 & 333 King Street West, 1180 & 188 Cassells Street).

"CARRIED"

Res. #2012-645: Moved by Councillor Bain, seconded by Councillor Mendicino
WHEREAS on Friday, March 23, 2012, Minister of Northern Development and Mines Rick Bartolucci shocked residents of Northern Ontario, employees of the Ontario Northland Transportation Commission ("ONTC") and business and community leaders by announcing the Government of Ontario's plans to divest the assets of the ONTC;

AND WHEREAS the Northlander's final run was on Friday, September 28th, 2012 and that the Request for Proposal for ONTERA has been issued;

AND WHEREAS The ONTC is vitally important to North Bay and many Northern Ontario communities as an employer and economic driver;

AND WHEREAS the "New Deal" advanced by the General Chairperson's Association is the best solution proposed to date to revitalize ONTC;

AND WHEREAS the General Chairperson's Association plan will create economic opportunities and thousands of new jobs in Ontario's North by connecting the valuable Ring of Fire mineral deposits with a new rail line;

AND WHEREAS a new Ports Authority proposed in the New Deal to operate ONTC's assets and build the Ring of Fire line is the optimal framework to ensure the enterprise is viable and sustainable;

AND WHEREAS numerous key stakeholders including ONTC employees, First Nations communities, mining and other business interests actively support the New Deal;

THEREFORE BE IT RESOLVED that the North Bay City Council strongly supports the proposed New Deal for Ontario Northland Transportation Commission and encourages all levels of government and other stakeholders to work cooperatively to ensure it is implemented expeditiously and successfully.

AND FURTHER that a copy of this resolution be sent to the Honourable Premier Dalton McGuinty; the Honourable Rick Bartolucci, Minister of Northern Development and Mines; the Honourable Bob Chiarelli, Minister of Infrastructure and Minister of Transportation; the Honourable Dwight Duncan, Minister of Finance; the Provincial Leaders of the Opposition; the Ontario Northland Transportation Commission – Administration and Unions; Jay Aspin, MP; Victor Fedeli, MPP; the Ports Authority; and to the Federation of Northern Ontario Municipalities.

Record of Vote (*Upon request of Councillor Bain*)

Yeas: Councillors Bain, Anthony, Marosis, Vrebosch, Vaillancourt, Lawlor, Campbell, Koziol, Mayne, Mendicino, Mayor McDonald

Nays: Nil

"CARRIED"

Res. #2012-646: Moved by Councillor Campbell, seconded by Councillor Bain
That this Regular Meeting of Council do now adjourn at 8:48 p.m.

"CARRIED"

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

**MINUTES OF THE PUBLIC MEETING OF
CITY COUNCIL HELD UNDER THE *MUNICIPAL ACT*
HELD MONDAY, NOVEMBER 19, 2012**

PRESENT: Mayor McDonald, Councillors Lawlor, Anthony, Bain, Marosis, Vaillancourt, Mayne, Mendicino, Campbell, Koziol, Vrebosch.

1. Water and Sanitary Sewer Rates

Councillor Lawlor explained the purpose of the meeting.

The City Clerk advised that notice of the meeting was given by advertisements in the North Bay Nugget on the 20th and 27th days of October, 2012.

Margaret Karpenko provided background on the proposed water and sanitary sewer rate increases.

Councillor Lawlor asked for public presentations in support of or objecting to the proposed rates.

- 1, Don Rennick – Surrey Drive, North Bay
 - Copy of presentation provided.
 - Opposed to bringing the operation of the water system in-house.
 - Suggests City tenders the operation of the water system to an outside party.
 - Points out errors in staff reports regarding Ontario Regulations.
 - Staff reports are misleading and do not inspire confidence.
 - Suggests a freeze on hiring and a concerted effect to increase efficiencies with the operations of the water system.

2. Ruth Bean – Birch Street, North Bay
 - Very concerned about the rate increases.
 - Doesn't understand where Council thinks people are going to get the money to pay for these increases.
 - There are a lot of poor people in North Bay who cannot afford these increases.
 - These increases will drive people away.
 - Would be prepared to petition people to step the increases – people cannot afford any more.
 - Suggests looking at the number of employees and the amount being spent on overtime.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-18

November 26, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-18 and recommends:

1. That a) the City of North Bay implements an "Overnight Winter Downtown Parking" program in City Parking Lot McIntyre 4 (Parking Garage) and Lot Oak 2 on a two (2) year trial basis; and
b) the overnight monthly rental rate be equal to the monthly rental rate charged for day use. If a client requires a parking stall day and night, the client will be charged both the day and night monthly rental fee.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
MENDICINO (CHAIRMAN)	_____	_____
MAYNE	_____	_____
VAILLANCOURT	_____	_____
MAYOR McDONALD	_____	_____

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-19

November 26, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-19 and recommends:

1. That the Downtown Parking Study by BA Group Transportation Consultants be noted and filed.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
MENDICINO (CHAIRMAN)	_____	_____
MAYNE	_____	_____
VAILLANCOURT	_____	_____
MAYOR McDONALD	_____	_____

COMMUNITY SERVICES COMMITTEE REPORT NO. 2012-20

November 26, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Community Services Committee presents Report No. 2012-20 and recommends:

1. That City Council approve the proposed amendment to Schedule "C" of By-Law 2011-234 to regulate the 2013-2017 quarterly parking rental rates for Municipal parking lots.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
MENDICINO (CHAIRMAN)	_____	_____
MAYNE	_____	_____
VAILLANCOURT	_____	_____
MAYOR McDONALD	_____	_____

ENGINEERING & WORKS COMMITTEE REPORT NO. 2012-06

November 26, 2012

TO THE COUNCIL
OF THE CORPORATION
OF THE CITY OF NORTH BAY

Your Worship and Councillors:

The Engineering & Works Committee presents Report No. 2012-06 and recommends:

1. That Report to Council EEWS 2012-51 dated November 1, 2012 from Alan Korell and the presentation from the Ministry of Transportation re Highway 17 Route Planning Study, Phase II (Highway 11 easterly to Highway 531 – Bonfield) be noted and filed.

All of which is respectfully submitted.

	ASSENTS	DISSENTS
VREBOSCH (CHAIRMAN)	_____	_____
KOZIOL	_____	_____
CAMPBELL	_____	_____
MAYOR McDONALD	_____	_____

#1

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CITY OF NORTH BAY

NOV 22 2012

CLERK'S DEPT.

CITY OF NORTH BAY

Report to Council

Report No: CORP 2012-142

Date: November 06, 2012

Originator: Margaret Karpenko and Laura Boissonneault

Subject: **2013 General Capital Budget and 2013 Water and Sanitary Sewer Capital Budget**, with the 2014 to 2022 Ten-Year Capital Forecasts, Long-Term Capital Funding Policy and Capital Reserves

RECOMMENDATIONS:

That City Council receive the 2013 General Capital Budget (Schedule A) and the 2013 Water and Sanitary Sewer Capital Budget (Schedule B), and refer the documents to the General Government Committee.

BACKGROUND:

The attached proposed 2013 General Capital Budget and 2013 Water and Sanitary Sewer Capital Budget, with the 2014 to 2022 Ten-Year Capital Forecasts, have been prepared after Senior Management Team meetings and are recommended for adoption by City Council.

The annual Capital Budget review meeting of the aforementioned budgets is scheduled to take place at the Committee Meeting on December 3, 2012. The proposed agenda is as follows:

- Presentation of Capital Project Highlights by Business Unit staff
- Review of projects requested by Mayor and Councillors
 - Please contact Margaret Karpenko to identify the projects you wish to have discussed in greater detail. There will not be a line-by-line review of the capital projects; only those requested for review will be discussed. At the start of the meeting, the Deputy Mayor will ask if there are any additions to the list of projects to be reviewed.

Long-Term Capital Funding Policies approved amendments

Report to Council CORP 2012-137 dated October 17, 2012, adopted by Council recommended the following changes to the Long-Term Capital Funding Policy:

- City Council approves a one million (\$1,000,000) one-time baseline adjustment to the pay as you go amount in the 2013 Capital and Operating Budgets; and
- City Council approves the Long-Term Capital Funding Policy amended with annual new debt being held at nine million (\$9,000,000).

The Water and Sanitary Sewer Operating Budget being forwarded to City Council after reviews with the General Government Committee and the Engineering, Environmental Services and Works Committee recommends a one time reduction of \$311,000 in the Pay-as-you-go amount in the 2013 Water and Sanitary Sewer Capital and Operating Budgets.

These recommended changes in the Long-Term Capital Funding Policies have been used to develop the 2013 Capital Budgets.

Capital Reserves & On-going Project Funding Status

The current Reserve balances consist of monies set aside for Capital, Operating, Tax Stabilization, Contingencies and Obligatory funds. The Reserve Policy states that the Capital Reserves target is equal to 40% of the yearly Capital Expenditure Limit outlined in the 'Capital' and 'Water and Sanitary Sewer Capital' Budgets.

Reserve Policy – Capital Reserve Target Level for 2013:

General Capital Expenditure Limit	\$22,461,744
Water and Sanitary Sewer Capital Expenditure Limit	\$11,381,158
	\$33,842,902
	<u>X 40%</u>
Reserve Policy - Capital Reserve Target	\$13,537,161

Estimated Capital Reserve balance as at September 30, 2012:

Capital Completed Project Reserves	\$1,326,469
Water & Sewer Completed Project Reserves	\$1,125,326
	\$2,451,795
Other Capital Reserves	\$5,185,750
Total Capital Reserves as at September 30, 2012	\$7,637,545

Reserve Policy - Capital Reserve Target Deficit **\$5,899,616**

The analysis demonstrates that the current Reserve levels are below the Reserve Policy targeted level for Capital Reserves and balances may not be sufficient should a major emergency require Reserve funding.

On-going capital project funding has been moving towards a balance between 'committed project' balances and 'funded project' balances as reported in the Semi-Annual Capital Project Status Reports. We have made a great effort over the past years to achieve this goal. As per the June 30, 2012 Capital Project Status Report, committed projects yet to be funded amount to \$4,660,528. These projects will be completed and funded in future years. Any projects initiated after June 30, 2012 and unfunded until future years will affect this amount. The primary goals of the aforementioned policy amendments are to reduce this amount of committed versus funded to a level below two million.

Presentation of Capital Project Highlights by Business Unit Staff

City staff will be making a presentation summarizing the most significant capital projects included in 2013 and the forecasted ten-year period. Following the presentation, questions identified by the Mayor and Council will be addressed.

Concerns and Issues

A 2012 State of the Infrastructure Report filed with City Council on October 15, 2012 (EW 2012-04) outlined the required level of funding to replace, rehabilitate and maintain the existing infrastructure networks at a sustainable level for a timeframe more than one typical lifecycle. Sustainability means having sufficient funding available to ensure that assets can be managed over the long-term. The report documented that the City of North Bay currently has an estimated 'annual' funding shortfall of \$ 13.3 Million (based on 2012 figures) for the City's water, sewer, water and sewer plants and roadway 'linear' infrastructure. This figure does not include any capital investment gap for buildings, facilities, parks, parking lots, trails, vehicles, and equipment.

This report is an update of the original report prepared in 2008. Since then it shows that the annual funding shortfall has been reduced, an indication that the City's plan to invest more in infrastructure has moved the City a little closer to sustainability. Council resolved that the report be accepted and to work towards maintaining increased capital budgets over time through further development of an Asset Management Program. Council recognized by not making a commitment, there would be a requirement to dramatically increase future operating budgets in order to react to more frequent emergency repairs and/or increased regular maintenance on fully depreciated infrastructure.

Proposed 2013 Capital Spending

The following is a summary of the funding of the **City Capital Projects for 2013: (Schedule A)**

Capital Budget	\$22,851,860
Less Other Funding Sources	(\$508,200)
Grants, developers, partners' contributions, reserves, land sales, etc...	_____
Net Construction / Acquisition Total	\$22,343,660
Target Funding Policy	\$22,461,744
Debt, Pay-As-You-Go Levy, Federal Gas Tax, Development Charges, etc...	_____
Estimated Required / (Available) Funding	(\$118,084)

The following is a summary of the funding of the **Water and Sanitary Sewer Capital Projects for 2013: (Schedule B)**

Water & Sanitary Sewer Capital Budget	\$14,396,000
Less Other Funding Sources	(\$3,100,000)
Grants, developers, partners' contributions, reserves, etc...	_____
Net Construction / Acquisition Total	\$11,296,000
Target Funding Policy	\$11,381,158
Debt, Pay-as-You-Go Levy, Development Charges, etc...	_____
Estimated Required / (Available) Funding	(\$85,158)

Pre-Committed Capital Projects

Throughout 2012, Council has received and approved reports to council requesting for the pre-commitment of 2013 capital funds. These projects were deemed having high priority or requiring schedule advancements, while others did not have sufficient funds within their current budget allowance. The following is a summary of the pre-committed and by-lawed 2013 capital dollars:

- By-law 2012-165 – July 3, 2012 – Street Reconstruction - Airport Road Resurfacing Program (O'Brien to Carmichael) – Project #3402RD - \$176,191
- By-law 2012-166 – July 3, 2012 – Street Reconstruction - College Drive, New Climbing Lane Widening & Pathway – Project #3602RD - \$133,333
- By-law 2012-216 – October 29, 2012 – Fire-Vehicle & Equipment Replacement Program (On-going) – Project #6113FD - \$110,024
- By-law 2012-217 – October 29, 2012 – Replacement of Lakeshore Drive Bridge over Lavase River – Project #3001RD - \$2,000,000
- By-law 2012-224 – November 12, 2012 – Street Reconstruction - Ferguson St. - McIntyre to Chippewa – Project #3104WS - \$1,700,000

The above 2013 approved dollars are included in the attached proposed 2013 General Capital and 2013 Water and Sanitary Sewer Capital Budgets.

OPTIONS:

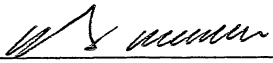
1. That City Council receives the proposed 2013 General Capital Budget and 2013 Water and Sanitary Sewer Capital Budget as presented in Schedules A and B, and refers the documents to the General Government Committee.
 2. Do not receive the proposed 2013 General Capital Budget and 2013 Water and Sanitary Sewer Capital Budget as presented in Schedules A and B. This option is not recommended and may affect the capital work schedule for the 2013 construction season and/or increase projected costs.
-

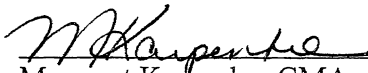
RECOMMENDED OPTIONS:

That City Council receives the 2013 General Capital Budget (Schedule A) and the 2013 Water and Sanitary Sewer Capital Budget (Schedule B), and refer the documents to the General Government Committee.

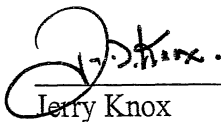
If the proposed 2013 General Capital Budget and 2013 Water and Sanitary Sewer Capital Budget are recommended for adoption at the Committee Meeting on December 3, 2012, it will provide the authority for capital by-law preparation and the tendering and awarding of contracts. Earlier tendering should allow for better competitive bidding and scheduling of work for the 2013 construction season.

Respectfully submitted,


for: Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting


Margaret Karpenko, CMA
Chief Financial Officer/Treasurer

I concur in this report and recommendation.


Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer

Attached: Capital Budgets (Schedules A and B)

Finserv/RonM/2013 Capital Budget Report -3

2013 GENERAL CAPITAL BUDGET SUMMARY

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Community Services										
3405PK - PARKING PROPERTY ACQUISITION PROGRAM	\$0	\$400,000	\$0	\$0	\$0	\$0	\$200,000	\$200,000	\$0	\$0
3508PR - PARKS & PLAYGROUNDS - NEW NEIGHBORHOOD PARKS	\$0	\$0	\$200,000	\$0	\$0	\$0	\$200,000	\$0	\$0	\$0
3509PZ - OFFICIAL PLAN, COMMERCIAL STUDY & DEVELOPMENT CHARGES UPDATES	\$0	\$0	\$0	\$150,000	\$0	\$0	\$100,000	\$0	\$0	\$0
3702PR - WATERFRONT BUILDING REHAB & DEVELOPMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$1,000,000	\$0	\$0
6114PK - PARKING VEHICLE & EQUIPMENT PROGRAM 2013 ON-GO	\$100,000	\$0	\$0	\$100,000	\$0	\$200,000	\$100,000	\$0	\$0	\$100,000
6115RF - MEMORIAL GARDENS REHAB PROGRAM 2013 ON-GO	\$300,000	\$250,000	\$250,000	\$250,000	\$250,000	\$400,000	\$400,000	\$1,100,000	\$400,000	\$300,000
6116RF - PALANGIO/WEST FERRIS REHAB PROGRAM 2013 ON-GO	\$350,000	\$250,000	\$300,000	\$1,100,000	\$200,000	\$250,000	\$200,000	\$650,000	\$250,000	\$900,000
6117MR - KINGS LANDING & MARINA REHAB PROGRAM 2013 ON-GO	\$150,000	\$150,000	\$125,000	\$200,000	\$150,000	\$150,000	\$80,000	\$80,000	\$80,000	\$150,000
6118PR - PARKS BUILDING REHAB 2013 ON-GO	\$305,000	\$300,000	\$310,000	\$300,000	\$350,000	\$400,000	\$300,000	\$315,000	\$325,000	\$350,000
6119RF - RECREATION FACILITIES REHAB & DEVELOPMENT 2013 ON-GO	\$345,000	\$375,000	\$415,000	\$475,000	\$500,000	\$550,000	\$600,000	\$650,000	\$700,000	\$750,000
6120PR - SPORTSFIELD COMPLEX DEVELOPMENT & REHAB 2013 ON-GO	\$60,000	\$0	\$0	\$0	\$50,000	\$50,000	\$50,000	\$700,000	\$800,000	\$100,000
6121PR - PARK & PLAYGROUND REHAB PROGRAM 2013 ON-GO	\$224,000	\$231,000	\$238,000	\$245,000	\$252,000	\$260,000	\$268,000	\$276,000	\$284,000	\$293,000
6122PR - WATERFRONT REHAB PROGRAM 2013 ON-GO	\$54,000	\$102,000	\$105,000	\$108,000	\$111,000	\$114,000	\$117,000	\$121,000	\$125,000	\$129,000
6123PR - CENTRAL CITY REHAB PROGRAM 2013 ON-GO	\$64,000	\$66,000	\$68,000	\$70,000	\$72,000	\$74,000	\$76,000	\$78,000	\$80,000	\$82,000
6124PR - CITY HALL GROUNDS REHAB PROGRAM 2013 ON-GO	\$64,000	\$66,000	\$68,000	\$70,000	\$72,000	\$74,000	\$76,000	\$78,000	\$80,000	\$82,000
6125PR - TRAIL SYSTEM DEVELOPMENT PROGRAM 2013 ON-GO	\$0	\$0	\$0	\$0	\$425,000	\$425,000	\$1,000,000	\$0	\$0	\$0
6126PR - TRAIL & SUPPORTING HARD SURFACES REHAB 2013 ON-GO	\$195,000	\$200,000	\$205,000	\$211,000	\$217,000	\$223,000	\$229,000	\$235,000	\$242,000	\$249,000
6127PR - PARKS VEHICLE & EQUIPMENT REPLACEMENT PROGRAM 2013 ON-GO	\$262,000	\$270,000	\$278,000	\$286,000	\$295,000	\$304,000	\$313,000	\$322,000	\$332,000	\$342,000
6128PR - AQUATIC CENTRE REHAB PROGRAM 2013 ON-GO	\$65,000	\$70,000	\$75,000	\$80,000	\$200,000	\$90,000	\$95,000	\$100,000	\$150,000	\$105,000
6129PK - PARKING LOT MAINTENANCE & IMPROVEMENT PROGRAM 2013 ON-GO	\$20,000	\$280,000	\$100,000	\$0	\$100,000	\$0	\$100,000	\$0	\$4,500,000	\$0
6130AT - NORTH BAY JACK GARLAND AIRPORT 2013	\$326,550	\$1,730,000	\$246,100	\$267,500	\$418,000	\$375,725	\$241,000	\$241,000	\$346,500	\$346,500
6131TR - TRANSIT BUILDING CAPITAL PROGRAM 2013 ON-GO	\$26,250	\$472,500	\$819,750	\$26,250	\$498,750	\$26,250	\$120,750	\$26,250	\$26,250	\$26,250
6132TR - TRANSIT COACH REPLACEMENT PROGRAM 2013 ON-GO	\$1,270,500	\$125,000	\$120,750	\$1,491,000	\$1,491,000	\$1,470,000	\$1,606,500	\$1,741,599	\$1,762,845	\$1,762,845
6148PR - TOURIST INFORMATION CENTRE & DIONNE HOME REHAB 2013 ON-GO	\$60,000	\$100,000	\$75,000	\$50,000	\$0	\$50,000	\$0	\$50,000	\$0	\$50,000
Total Community Services Budget	\$4,241,300	\$5,437,500	\$3,992,600	\$5,479,750	\$5,651,750	\$5,485,975	\$7,472,250	\$7,933,849	\$10,483,595	\$6,117,595
Corporate Services										
3205GG - INTEGRATED SOFTWARE SOLUTION	\$50,000	\$50,000	\$900,000	\$1,000,000	\$0	\$0	\$0	\$0	\$0	\$0
3320GG - SAN STORAGE MIRROR	\$110,250	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3321GG - CORPORATE DOCUMENT MANAGEMENT SYSTEM	\$26,750	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3414GG - SECOND FLOOR PUBLIC WASHROOM UPGRADE	\$0	\$150,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3706GG - CITY HALL - ROOF REPLACEMENT	\$0	\$0	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0
6133GG - CITY HALL BUILDING REHAB 2013 ON-GO	\$87,000	\$90,000	\$93,000	\$96,000	\$99,000	\$102,000	\$105,000	\$108,000	\$111,000	\$114,000
6134GG - SYSTEMS TECHNOLOGY PROGRAM 2013 ON-GO	\$294,250	\$360,590	\$515,740	\$349,890	\$339,190	\$649,490	\$307,090	\$307,090	\$456,890	\$339,190
Total Corporate Services Budget	\$568,250	\$650,590	\$1,508,740	\$1,445,890	\$688,190	\$751,490	\$412,090	\$415,090	\$567,890	\$453,190
Engineering, Environmental & Works										
2802RD - TROUT LAKE ROAD (ONR OVERPASS)	\$0	\$150,000	\$1,800,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2919RD - PEARCE (FRANCIS-GREENHILL) Phase II	\$0	\$0	\$0	\$1,600,000	\$0	\$0	\$0	\$0	\$0	\$0
2934ST - CHIPPEWA CREEK/AIRPORT HEIGHTS STORMWATER RETENTION	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3001RD - LAKESHORE BRIDGE-LAVASE RIVER-STUDY & REPAIRS	\$2,000,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3002RD - HAMMOND & STANLEY ST. BRIDGES - EA AND REMOVAL	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3102RD - FACILITIES MANAGEMENT - ROADS	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3104RD - FERGUSON ST. (MCINTYRE TO CHIPPEWA)	\$3,400,000	\$1,700,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3108GD - LANDFILL SITE (MERRICK) - LEACHATE TREATMENT	\$3,000,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3110ST-2 - SKI CLUB ROAD STORM SEWER	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3203RD - TRAFFIC SIGNALIZED PEDESTRIAN CROSSINGS-VARIOUS LOCATIONS	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3209RD - TRAFFIC COUNT DATA / TRAFFIC NEEDS STUDY	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3210ST - TRUNK SEWER REHAB - EASTVIEW TRIBUTARY SYSTEM	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$0
3300RD - JOHN ST - (JOHN ST. BRIDGE WATERMAIN CROSSING)	\$0	\$1,300,000	\$1,700,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3301RD - MTO EXPRESSWAY RELATED ROAD WORKS	\$0	\$0	\$0	\$0	\$0	\$250,000	\$500,000	\$6,000,000	\$6,000,000	\$6,000,000
3302ST - TRUNK SEWER REHAB - PINWOOD FINGERS CREEK	\$0	\$0	\$0	\$0	\$300,000	\$1,500,000	\$1,500,000	\$0	\$0	\$0
3305RD - MAIN ST PAVING STONE REPLACEMENT	\$0	\$0	\$50,000	\$750,000	\$50,000	\$750,000	\$50,000	\$750,000	\$50,000	\$0
3306GD - MARSH DRIVE LEACHATE PUMPING STATION	\$85,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3322SL - STREET LIGHTING UPGRADES	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

2013 GENERAL CAPITAL BUDGET SUMMARY

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
3400RD - LAKESHORE DR. (ONR OVERPASS)	\$0	\$70,000	\$2,000,000	\$1,000,000	\$0	\$0	\$0	\$0	\$0	\$0
3401RD - LAMORIE BRIDGE NEEDS STUDY & REHAB	\$0	\$100,000	\$700,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3402RD - AIRPORT RD RESURFACING PROGRAM (O'BRIEN TO CARMICHAEL)	\$750,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3403RD - FOUR MILE LAKE ROAD EXTENSION TO HWY 11	\$0	\$0	\$0	\$0	\$3,000,000	\$0	\$0	\$0	\$0	\$0
3404ST - LAKESHORE DRIVE TRUNK STORMSEWER REHAB	\$0	\$600,000	\$300,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3407GD - LEACHATE MANAGEMENT-FUTURE CELLS-NEW METHANE	\$0	\$200,000	\$1,800,000	\$0	\$0	\$250,000	\$2,200,000	\$0	\$0	\$2,200,000
3409RD - RESURFACING LAKESHORE - JESSUPS CREEK TO SPORTS COMPLEX	\$0	\$2,600,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3500RD - LAKESHORE RESURFACING (JUDGE AVE TO MULLIGAN ST)	\$0	\$0	\$0	\$1,000,000	\$3,000,000	\$1,500,000	\$0	\$0	\$0	\$0
3501RD - ROADSIDE SAFETY INSPECTION & UPGRADES	\$0	\$0	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0
3502RD - SEYMOUR EXTENSION PHASE II - SOUTH BLOCK	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3503RD - STREET RECON - JANE ST	\$0	\$0	\$0	\$750,000	\$750,000	\$0	\$0	\$0	\$0	\$0
3504RD - PRINCE EDWARD DR. & GEORGIAN CRES.	\$0	\$0	\$0	\$1,000,000	\$0	\$0	\$0	\$0	\$0	\$0
3505ST - GORMAN ST - STORMWATER OUTFALL REHAB	\$0	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3506ST - STORMWATER MANAGEMENT - OVERLAND FLOW CONTROL STUDY	\$0	\$0	\$200,000	\$0	\$0	\$200,000	\$0	\$0	\$200,000	\$1,000,000
3507ST - STORMWATER OUTFALL MAINTENANCE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$3,000,000
3600RD - DOWNTOWN COLLECTOR ROADS RESURFACING-MCINTYRE & WORTHINGTON	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3601RD - ANN ST (LANSDOWNE AVE TO HIGH)	\$0	\$0	\$0	\$0	\$200,000	\$900,000	\$900,000	\$0	\$0	\$0
3602RD - COLLEGE DR. - PATHWAY FROM HOSPITAL TO UNIVERSITY	\$0	\$400,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3606RD - O'BRIEN STREET RECONSTRUCTION - AIRPORT TO HIGH	\$0	\$0	\$0	\$1,500,000	\$1,500,000	\$0	\$0	\$0	\$0	\$0
3700RD - SEYMOUR WIDENING & SIGNALS-STATION TO WALLACE PHASE II	\$0	\$1,500,000	\$1,500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3701RD - NORMAN / CHAPAIS CONNECTION WATERMAIN	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,000,000	\$1,500,000	\$0
3800RD - CASSELLS - KING ST. TO HWY 11/17	\$0	\$0	\$0	\$0	\$0	\$1,500,000	\$2,000,000	\$1,500,000	\$0	\$0
3801RD - MCKEOWN AVE. (GORMANVILLE RD. TO FIRE STATION)	\$0	\$200,000	\$0	\$0	\$0	\$3,000,000	\$3,500,000	\$4,000,000	\$0	\$0
3802RD - TRAFFIC SIGNALS/INTERSECTION IMPROVEMENTS(MULLIGAN & LAKESHORE)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$0
3900RD - CEDAR HEIGHTS RD. - CITY SHARE OF COST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,000,000	\$2,500,000
3901RD - CLARENCE STREET	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000
3902RD - ROAD REALIGNMENT SOUTH TERMINAL(OAK AT FERRIS OVERPASS)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,000,000	\$2,000,000	\$0
3903RD - TRAFFIC STUDY/CONSTRUCTION-2ND ACCESS TO FERRIS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$5,000,000
6099RD - CITY SHARE OF NEW DEVELOPMENT COSTS 2013 ON-GO	\$215,000	\$225,000	\$240,000	\$255,000	\$270,000	\$285,000	\$300,000	\$309,000	\$318,000	\$328,000
6100FL - VEHICLE & EQUIPMENT REPLACEMENT PROGRAM 2013 ON-GO	\$1,000,000	\$1,000,000	\$824,000	\$849,000	\$874,000	\$900,000	\$927,000	\$955,000	\$984,000	\$1,014,000
6101RD - ASPHALT RESURFACING 2013 ON-GO	\$2,300,000	\$2,900,000	\$3,200,000	\$4,000,000	\$4,100,000	\$4,400,000	\$4,400,000	\$4,700,000	\$5,000,000	\$5,300,000
6102RD - ASPHALT SHEETING 2013 ON-GO	\$109,000	\$112,000	\$115,000	\$118,000	\$122,000	\$126,000	\$130,000	\$134,000	\$138,000	\$142,000
6103RD - RESIDENTIAL STREET REHAB 2013 ON-GO	\$274,000	\$282,000	\$290,000	\$299,000	\$308,000	\$317,000	\$327,000	\$337,000	\$347,000	\$357,000
6104RD - PEDESTRIAN SAFETY PROGRAM 2013 ON-GO	\$109,000	\$112,000	\$115,000	\$118,000	\$122,000	\$126,000	\$130,000	\$134,000	\$138,000	\$142,000
6105RD - ROAD CULVERT REPLACE/REHAB 2013 ON-GO	\$165,000	\$170,000	\$175,000	\$180,000	\$185,000	\$191,000	\$197,000	\$203,000	\$209,000	\$215,000
6106RD - RURAL ROAD REHAB 2013 ON-GO	\$600,000	\$562,000	\$579,000	\$596,000	\$614,000	\$632,000	\$651,000	\$671,000	\$691,000	\$712,000
6107SL - TRAFFIC CONTROL SIGNAL UPGRADE 2013 ON-GO	\$165,000	\$170,000	\$175,000	\$180,000	\$185,000	\$191,000	\$197,000	\$203,000	\$209,000	\$215,000
6108RD - SIDEWALK REPLACEMENT PROGRAM 2013 ON-GO	\$165,000	\$170,000	\$175,000	\$180,000	\$185,000	\$191,000	\$197,000	\$203,000	\$209,000	\$215,000
6109RD - BRIDGE REHAB 2013 ON-GO	\$109,000	\$112,000	\$115,000	\$118,000	\$122,000	\$126,000	\$130,000	\$134,000	\$138,000	\$142,000
6110RD - DOWNTOWN ROADS MAINTENANCE 2013 ON-GO	\$81,000	\$83,000	\$85,000	\$88,000	\$91,000	\$94,000	\$97,000	\$100,000	\$103,000	\$106,000
6147RD - DESIGN WORK NEXT YEAR'S PROJECTS 2013 ON-GO	\$56,000	\$58,000	\$60,000	\$62,000	\$64,000	\$66,000	\$68,000	\$70,000	\$72,000	\$74,000
Total Engineering, Environmental & Works Budget	\$15,683,000	\$15,876,000	\$17,198,000	\$14,643,000	\$16,042,000	\$17,595,000	\$18,201,000	\$24,403,000	\$22,306,000	\$29,662,000
Fire Department										
3603FD - FIRE DEPARTMENT FACILITIES	\$0	\$0	\$0	\$400,000	\$4,000,000	\$0	\$0	\$0	\$0	\$0
6061FD - FIRE BUNKER GEAR REPLACEMENT PROGRAM	\$0	\$0	\$110,000	\$110,000	\$110,000	\$0	\$0	\$0	\$0	\$0
6062FD - FIRE FACILITIES MANAGEMENT PROGRAM 2013 ON-GO	\$55,000	\$55,000	\$55,000	\$55,000	\$50,000	\$50,000	\$60,000	\$60,000	\$65,000	\$65,000
6113FD - FIRE VEHICLE & EQUIPMENT REPLACEMENT 2013 ON-GO	\$515,000	\$400,000	\$1,100,000	\$0	\$0	\$300,000	\$680,000	\$80,000	\$0	\$0
Total Fire	\$570,000	\$455,000	\$1,265,000	\$565,000	\$4,160,000	\$350,000	\$740,000	\$140,000	\$65,000	\$65,000
Department Budget										
General Government										
3216GG - CAPITAL FINANCING (2% of Total Capital Financing Policy)	\$449,235	\$460,242	\$473,826	\$492,304	\$509,958	\$528,518	\$548,266	\$573,131	\$598,723	\$627,188
3516GG - CASSELLHOLME EXPANSION	\$0	\$0	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
4101GG - ACCESSIBILITY BUILDING REHABILITATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$0
Total General Government Budget	\$449,235	\$460,242	\$1,473,826	\$1,492,304	\$1,509,958	\$1,528,518	\$1,548,266	\$1,573,131	\$2,598,723	\$1,627,188

2013 GENERAL CAPITAL BUDGET SUMMARY

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Local Boards & Commissions										
6135OC - CAPITOL CENTRE 2013 ON-GO	\$179,000	\$179,000	\$179,000	\$179,000	\$179,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000
6136CA - NORTH BAY MATTAWA CONSERVATION AUTHORITY 2013 ON-GO	\$552,880	\$561,440	\$550,000	\$771,000	\$788,000	\$75,000	\$75,000	\$75,000	\$75,000	\$75,000
6137PD - NORTH BAY POLICE SERVICES 2013 ON-GO	\$347,795	\$348,600	\$479,850	\$446,250	\$294,000	\$294,000	\$294,000	\$294,000	\$294,000	\$294,000
6138LB - NORTH BAY PUBLIC LIBRARY 2013 ON-GO	\$260,400	\$200,000	\$200,000	\$500,000	\$500,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000
Total Local Boards	\$1,340,075	\$1,289,040	\$1,408,850	\$1,896,250	\$1,761,000	\$769,000	\$769,000	\$769,000	\$769,000	\$769,000
TOTAL GENERAL CAPITAL BUDGET	\$22,851,860	\$24,168,372	\$26,847,016	\$25,522,194	\$29,812,898	\$26,479,983	\$29,142,606	\$35,234,070	\$36,790,208	\$38,693,973

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
GRANTS & OTHER FUNDING SOURCES										
2802RD - TROUT LAKE ROAD (ONR OVERPASS)	\$0	\$0	(\$1,350,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2934ST - CHIPPEWA CREEK/AIRPORT HEIGHTS STORMWATER RETENTION	\$0	(\$250,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3301RD - MTO EXPRESSWAY RELATED ROAD WORKS	\$0	\$0	\$0	\$0	\$0	(\$250,000)	(\$500,000)	(\$6,000,000)	(\$6,000,000)	(\$6,000,000)
3403RD - FOUR MILE LAKE ROAD EXTENSION TO HWY 11	\$0	\$0	\$0	\$0	(\$2,000,000)	\$0	\$0	\$0	\$0	\$0
3407GD - LEACHATE MANAGEMENT-FUTURE CELLS-NEW METHANE	\$0	\$0	(\$750,000)	\$0	\$0	\$0	(\$500,000)	\$0	\$0	(\$500,000)
3502RD - SEYMOUR EXTENSION PHASE II - SOUTH BLOCK	\$0	\$0	(\$500,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3602RD - COLLEGE DR. - PATHWAY FROM HOSPITAL TO UNIVERSITY	\$0	(\$266,670)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3603FD - FIRE DEPARTMENT FACILITIES	\$0	(\$266,670)	\$0	\$0	(\$1,250,000)	\$0	\$0	\$0	\$0	\$0
3700RD - SEYMOUR WIDENING & SIGNALS-STATION TO WALLACE PHASE II	\$0	(\$500,000)	(\$500,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0
6130AT - NORTH BAY JACK GARLAND AIRPORT 2013	\$0	(\$433,333)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
6131TR - TRANSIT BUILDING CAPITAL PROGRAM 2013 ON-GO	\$0	(\$189,000)	(\$325,500)	\$0	\$0	\$0	\$0	\$0	\$0	\$0
6132TR - TRANSIT COACH REPLACEMENT PROGRAM 2013 ON-GO	(\$508,200)	(\$50,000)	(\$48,900)	(\$596,400)	(\$596,400)	(\$588,000)	(\$642,000)	(\$684,600)	(\$795,138)	(\$795,138)
TOTAL GRANTS & OTHER FUNDING SOURCES	(\$508,200)	(\$1,689,003)	(\$3,473,800)	(\$596,400)	(\$3,846,400)	(\$838,000)	(\$1,642,000)	(\$6,684,600)	(\$6,795,138)	(\$7,295,138)
NET CAPITAL BUDGET TOTAL	\$22,343,660	\$22,479,369	\$23,373,216	\$24,925,794	\$25,966,498	\$25,641,983	\$27,500,606	\$28,549,470	\$29,995,070	\$31,398,835

CAPITAL FUNDING POLICY - SCENARIO 2 (DEBT HELD AT \$9M, ONE-TIME LEVY REDUCTION OF \$1M)										
Capital Levy in Operating Budget	(\$9,450,930)	(\$9,901,271)	(\$10,556,479)	(\$11,455,377)	(\$12,313,084)	(\$13,215,096)	(\$14,175,510)	(\$15,390,731)	(\$16,641,683)	(\$18,035,601)
Debtenture/Long-Term Debt	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)	(\$9,000,000)
Federal Gas Tax	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)	(\$3,310,814)
Development Charges	(\$700,000)	(\$800,000)	(\$824,000)	(\$849,000)	(\$874,000)	(\$900,000)	(\$927,000)	(\$955,000)	(\$983,650)	(\$1,013,000)
TARGET POLICY FOR NET EXPENDITURES	(\$22,461,744)	(\$23,012,085)	(\$23,691,293)	(\$24,615,191)	(\$25,497,898)	(\$26,425,910)	(\$27,413,324)	(\$28,656,545)	(\$29,936,147)	(\$31,359,415)
(\$ AVAILABLE) \$FUNDING NEEDED	(\$118,084)	(\$532,716)	(\$318,077)	\$310,603	\$468,600	(\$783,927)	\$87,282	(\$107,075)	\$58,923	\$39,420

2013 SEWER & WATER CAPITAL BUDGET SUMMARY

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Sewer										
3061SS - MAIN ST. (GORMANVILLE TO MEMORIAL DR.)	\$0	\$0	\$0	\$0	\$2,500,000	\$2,500,000	\$0	\$0	\$0	\$0
3206SS - ELIMINATE METCALFE AVE PUMPING STATION	\$0	\$0	\$0	\$600,000	\$0	\$0	\$0	\$0	\$0	\$0
3212SS - FRANCIS ST SEWER UPSIZING	\$0	\$0	\$750,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3304SS - EXTENSION OF SANITARY SEWER TO PINWOOD PARK DR.	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
AREA										
3307SS - WWTP - RETURN SLUDGE PUMPS AND CONTROLS - REPLACEMENT	\$75,000	\$50,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3308SS - WWTP - ELECTRICAL UPGRADES	\$175,000	\$175,000	\$200,000	\$200,000	\$175,000	\$0	\$0	\$0	\$0	\$0
3309SS - WWTP - RAW SEWAGE PUMPING STATION	\$225,000	\$100,000	\$225,000	\$500,000	\$200,000	\$0	\$0	\$0	\$0	\$0
3310SS - WWTP - UPGRADE AERATION SYSTEM	\$100,000	\$150,000	\$300,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3311SS - WWTP - METHANE GAS SYSTEM UPGRADES	\$75,000	\$75,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3312SS - WWTP - REDUNDANT TRANSFORMER SWITCH GEAR AND FEEDS	\$50,000	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3313SS - WWTP - MAJOR VALVE REPLACEMENT PROGRAM	\$30,000	\$30,000	\$40,000	\$40,000	\$30,000	\$0	\$0	\$0	\$0	\$0
3314SS - WWTP - STRUCTURAL REPAIRS	\$50,000	\$50,000	\$250,000	\$250,000	\$250,000	\$0	\$0	\$0	\$100,000	\$300,000
3315SS - WWTP - ASTHETICS, FENCING, BRICK VANEER	\$15,000	\$10,000	\$10,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3316SS - WWTP - BOILER ROOM UPGRADES	\$100,000	\$100,000	\$100,000	\$300,000	\$0	\$0	\$0	\$0	\$0	\$0
3317SS - WWTP - BACKUP GENERATION	\$750,000	\$1,250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3318SS - MARSHALL - SEWAGE LIFT STATION	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3406SS - SANITARY SEWER UPSIZE - GERTRUDE / WHITNEY	\$75,000	\$1,700,000	\$1,700,000	\$400,000	\$0	\$0	\$0	\$0	\$0	\$0
3411SS - INFILTRATION REDUCTION/ FLOW MONITORING PROGRAM	\$0	\$100,000	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$200,000
2014 (Phase II)										
3510SS - SANITARY SEWER SKI HILL TRUNK SEWER EXTENSION	\$0	\$0	\$2,300,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3513SS - WWTP - GRIT REMOVAL AT FRONT END	\$3,000,000	\$3,000,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3514SS - HILLVIEW TRUNK REHAB	\$0	\$0	\$0	\$0	\$0	\$500,000	\$3,500,000	\$0	\$0	\$0
3604SS - WWTP FACILITY CONDITION ASSESSMENT & EXPANSION	\$0	\$0	\$0	\$2,500,000	\$2,500,000	\$2,500,000	\$2,500,000	\$0	\$2,500,000	\$2,500,000
4001SS - SEWAGE TREATMENT PLANT REHAB	\$200,000	\$200,000	\$200,000	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0
6139SS - DIGESTER & GRIT REMOVAL 2013 ON-GO	\$81,000	\$83,000	\$85,000	\$88,000	\$91,000	\$94,000	\$97,000	\$100,000	\$103,000	\$106,000
6140SS - SEWAGE PLANT & PUMP STATION 2013 ON-GO	\$75,000	\$150,000	\$150,000	\$150,000	\$350,000	\$350,000	\$325,000	\$300,000	\$300,000	\$300,000
6142SS - WATER & SEWER REHAB 2013 ON-GO	\$54,500	\$56,000	\$57,500	\$59,000	\$61,000	\$63,000	\$65,000	\$67,000	\$69,000	\$1,071,000
Total Sewer Budget	\$5,530,500	\$7,479,000	\$6,467,500	\$5,287,000	\$6,157,000	\$6,007,000	\$6,487,000	\$467,000	\$3,072,000	\$4,477,000
Water										
2803WS - CEDAR HEIGHTS: PHASE 1 BPS & MAIN	\$4,100,000	\$3,900,000	\$2,000,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2919WS - PEARCE (FRANCIS-GREENHILL) PHASE II	\$0	\$0	\$0	\$1,100,000	\$0	\$0	\$0	\$0	\$0	\$0
3104WS - FERGUSON ST. (MCINTYRE TO CHIPPEWA)	\$1,700,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3207WS - WATERMAIN LOOPING - SAGE RD/LAKESIDE DR TO SABLE CR.	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$0
3301WS - MTO EXPRESSWAY RELATED ROAD WORKS	\$0	\$0	\$0	\$0	\$0	\$250,000	\$250,000	\$1,750,000	\$2,250,000	\$3,000,000
3319WS - ELLENDALE UPGRADES AS PER CONDITION ASSESSMENT	\$150,000	\$250,000	\$250,000	\$250,000	\$500,000	\$0	\$0	\$0	\$0	\$0
3410WS - ASSET MANAGEMENT 2014	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3412WS - WATERMAIN REPLACEMENT PROGRAM	\$0	\$200,000	\$0	\$200,000	\$200,000	\$0	\$0	\$0	\$0	\$0
3500WS - LAKESHORE RESURFACING (JUDGE AVE TO MULLIGAN ST)	\$0	\$0	\$0	\$500,000	\$1,000,000	\$0	\$0	\$0	\$0	\$0
3503WS - STREET RECON - JANE ST	\$0	\$0	\$600,000	\$800,000	\$0	\$0	\$0	\$0	\$0	\$0
3504WS - PRINCE EDWARD DR. & GEORGIAN CRES.	\$0	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0
3511WS - SANITARY & WATERMAIN-GOLF CLUB RD(COLLINS INDUSTRIAL AREA)	\$0	\$0	\$0	\$900,000	\$2,350,000	\$4,000,000	\$0	\$0	\$0	\$0
3512WS - WATERMAIN LOOPING - FERRIS TRUNK (MEMORIAL DR. & LEE PARK)	\$0	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3515WS - WATERMAIN - CATHODIC PROTECTION PROGRAM 2015	\$0	\$0	\$200,000	\$0	\$200,000	\$0	\$200,000	\$0	\$200,000	\$0
3517WS - STANDPIPE MAINTENANCE AND REHAB	\$0	\$0	\$0	\$150,000	\$0	\$0	\$0	\$0	\$0	\$3,000,000
3601WS - ANN ST (LANSLOWNE AVE TO HIGH)	\$0	\$0	\$0	\$200,000	\$1,300,000	\$0	\$0	\$0	\$0	\$0
3605WS - WATERMAIN LOOPING - ELLENDALE RESERVOIR SECOND FEED	\$0	\$0	\$0	\$0	\$100,000	\$0	\$1,250,000	\$1,750,000	\$5,500,000	\$750,000
3607WS - CEDAR HEIGHTS: PHASE 2 - LAROCQUE STANDPIPE & MAIN EXTENSION	\$0	\$0	\$0	\$5,800,000	\$0	\$0	\$0	\$0	\$0	\$0
3700WS - SEYMOUR WIDENING & SIGNALS-STATION TO WALLACE PHASE II	\$0	\$500,000	\$1,100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3701WS - NORMAN / CHAPAIS CONNECTION WATERMAIN	\$0	\$0	\$0	\$0	\$150,000	\$1,000,000	\$1,000,000	\$0	\$0	\$0
3800WS - CASSELLS - KING ST. TO HWY 11/17	\$0	\$0	\$0	\$0	\$0	\$1,000,000	\$1,000,000	\$0	\$0	\$0
3802WS - TRAFFIC SIGNALS/INTERSECTION IMPROVEMENTS(MULLIGAN & LAKESHORE)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$400,000	\$0
3901WS - CLARENCE STREET	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$500,000	\$0	\$0
3904WS - CEDAR HEIGHTS: PHASE 3 - LAROCQUE BPS	\$0	\$0	\$0	\$0	\$0	\$0	\$2,800,000	\$0	\$0	\$0
4002WS - WATERMAIN LOOPING-MARSHALL PARK TO GERTRUDE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$7,500,000	\$500,000	\$0

2013 SEWER & WATER CAPITAL BUDGET SUMMARY

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
6099WS - CITY SHARE OF NEW DEVELOPMENT COSTS 2013 ON-GO	\$160,000	\$180,000	\$200,000	\$220,000	\$240,000	\$260,000	\$280,000	\$300,000	\$320,000	\$340,000
6100WS - VEHICLE & EQUIPMENT REPLACEMENT PROGRAM 2013 ON-GO	\$800,000	\$800,000	\$618,000	\$637,000	\$656,000	\$676,000	\$696,000	\$717,000	\$739,000	\$761,000
6101WS - ASPHALT RESURFACING 2013 ON-GO	\$218,000	\$225,000	\$232,000	\$239,000	\$246,000	\$253,000	\$261,000	\$269,000	\$277,000	\$285,000
6103WS - RESIDENTIAL STREET REHAB 2013 ON-GO	\$274,000	\$282,000	\$290,000	\$299,000	\$308,000	\$317,000	\$327,000	\$337,000	\$347,000	\$357,000
6134WS - SYSTEMS TECHNOLOGY PROGRAM 2013 ON-GO	\$99,000	\$102,000	\$105,000	\$108,000	\$111,000	\$114,000	\$117,000	\$121,000	\$125,000	\$129,000
6141WS - HYDRANT & VALVE REHAB 2013 ON-GO	\$165,000	\$170,000	\$175,000	\$180,000	\$185,000	\$191,000	\$197,000	\$203,000	\$209,000	\$215,000
6142WS - WATER & SEWER REHAB 2013 ON-GO	\$54,500	\$56,000	\$57,500	\$59,000	\$61,000	\$63,000	\$65,000	\$67,000	\$69,000	\$71,000
6143WS - FLUSH WATERMAINS 2013 ON-GO	\$218,000	\$225,000	\$232,000	\$239,000	\$246,000	\$253,000	\$261,000	\$269,000	\$277,000	\$285,000
6144WS - WATER PLANT MAINTENANCE 2013 ON-GO	\$274,000	\$282,000	\$290,000	\$299,000	\$308,000	\$317,000	\$327,000	\$337,000	\$347,000	\$357,000
6145WS - WATERMAIN REPLACE/REAM/RELIN 2013 ON-GO	\$165,000	\$170,000	\$175,000	\$180,000	\$185,000	\$191,000	\$197,000	\$203,000	\$209,000	\$215,000
6146WS - WATERMAIN LOOPING 2013 ON-GO	\$109,000	\$112,000	\$115,000	\$118,000	\$122,000	\$126,000	\$130,000	\$134,000	\$138,000	\$142,000
6147WS - DESIGN WORK NEXT YEAR'S PROJECTS 2013 ON-GO	\$109,000	\$112,000	\$115,000	\$118,000	\$122,000	\$126,000	\$130,000	\$134,000	\$138,000	\$142,000
6149WS - MEMBRANE MODULE REPLACEMENT	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000	\$270,000
Total Water Budget	\$8,865,500	\$7,736,000	\$7,224,500	\$13,366,000	\$8,860,000	\$9,407,000	\$9,758,000	\$14,861,000	\$13,315,000	\$12,319,000
TOTAL WATER & SEWER CAPITAL BUDGET	\$14,396,000	\$15,215,000	\$13,692,000	\$18,653,000	\$15,017,000	\$15,414,000	\$16,245,000	\$15,328,000	\$16,387,000	\$16,796,000

GRANTS & OTHER FUNDING SOURCES										
2803WS - CEDAR HEIGHTS: PHASE 1 BPS & MAIN	(\$2,900,000)	(\$2,900,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3317SS - WWTP - BACKUP GENERATION	(\$200,000)	(\$300,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3510SS - SANITARY SEWER SKI HILL TRUNK SEWER EXTENSION	\$0	\$0	(\$1,150,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0
3604SS - WWTP FACILITY CONDITION ASSESSMENT & EXPANSION	\$0	\$0	\$0	(\$1,670,000)	(\$1,670,000)	(\$1,670,000)	(\$1,670,000)	\$0	\$0	\$0
3607WS - CEDAR HEIGHTS: PHASE 2 - LAROCQUE STANDPIPE & MAIN EXTENSION	\$0	\$0	\$0	(\$3,870,000)	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL GRANTS & OTHER FUNDING SOURCES	(\$3,100,000)	(\$3,200,000)	(\$1,150,000)	(\$5,540,000)	(\$1,670,000)	(\$1,670,000)	(\$1,670,000)	\$0	\$0	\$0
NET CAPITAL BUDGET TOTAL	\$11,296,000	\$12,015,000	\$12,542,000	\$13,113,000	\$13,347,000	\$13,744,000	\$14,575,000	\$15,328,000	\$16,387,000	\$16,796,000

CAPITAL FUNDING POLICY - SCENARIO 1 (STATUS QUO)										
Capital Levy in Operating Budget	(\$7,969,158)	(\$8,644,000)	(\$9,038,000)	(\$9,474,000)	(\$9,955,000)	(\$10,485,000)	(\$11,264,000)	(\$12,090,000)	(\$12,782,000)	(\$13,820,000)
Debtenture/Long-Term Debt	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)	(\$3,000,000)
Development Charges	(\$412,000)	(\$424,000)	(\$437,000)	(\$450,000)	(\$464,000)	(\$478,000)	(\$492,000)	(\$507,000)	(\$522,000)	(\$538,000)
TARGET POLICY FOR NET EXPENDITURES	(\$11,381,158)	(\$12,068,000)	(\$12,475,000)	(\$12,924,000)	(\$13,419,000)	(\$13,963,000)	(\$14,756,000)	(\$15,597,000)	(\$16,304,000)	(\$17,358,000)

(\$ AVAILABLE) \$FUNDING NEEDED	(\$85,158)	(\$53,000)	\$67,000	\$189,000	(\$72,000)	(\$219,000)	(\$181,000)	(\$269,000)	\$83,000	(\$562,000)
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#2

LY

NOV 14 2012

CLERK'S DEPT.

**CITY OF NORTH BAY
REPORT TO COUNCIL**

Report No: CORP 2012-144 Date: November 13, 2012
Originator: PETER E.G. LECKIE
Subject: REQUEST FOR RELEASE OF EASEMENT
277 PEARCE STREET, NORTH BAY

RECOMMENDATION

That Council agree to release Easement No. LT82529 over Lots 31 & 32, Plan M-315.

BACKGROUND

We have received a request from the property owners of Lot 32, Plan M-315, Todd Richard Schofield and Gwen Mary Schofield for a "release" of the existing ditching easement to accommodate the construction of a new retaining wall.

The 1960 easement was established for future ditching in the area.

The request has been reviewed by the Engineering Department and they concur with the release. The full release of the easement should represent an increase in the property value.

OPTIONS ANALYSIS

Option 1: To release the easement.
This is the recommended option.

Option 2: To not release the easement.

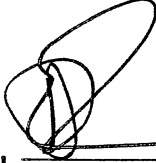
RECOMMENDED OPTION

1. Council agrees to release Easement No. LT82529 over Lots 31 & 32, Plan M-315; and
 2. That the by-law authorizing the Mayor and City Clerk to execute the Release of Easement be presented for 3 readings on November 26th, 2012.
-

Respectfully submitted,




PETER E.G. LECKIE
City Solicitor



for ALAN KORELL, P.ENG., R.P.P., M.C.I.P.
Managing Director/City Engineer\
Engineering, Environmental Services
& Works

I concur in this report and recommendation.



JERRY D. KNOX
Chief Administrative Officer

Personnel designated for continuance: Peter E.G. Leckie, City Solicitor

Attachments: Copy of Easement #LT82529

Copy of a sketch setting out side yard ditching easement on Lot 32.

Land Titles Act

3. WE, WILLIAM JOHN FRICKER, Farmer, and AMY ANNE FRICKER, his wife, both of the Township of Widdifield in the District of Nipissing, as joint tenants and not as tenants in common,

the registered owners of the freehold land registered in the office of Land Titles at North Bay as Parcel 6404 in the Register for Widdifield and Ferris

in consideration of the sum of -

ONE DOLLAR (\$1.00)

Dollars

paid to us
WIDDIFIELD

TRANSFER to THE CORPORATION OF THE TOWNSHIP OF

An Easement for ditching purposes over, along and upon lots 31 and 32, Plan M-315 in the Township of Widdifield in the District of Nipissing, being a strip of land 12 feet in perpendicular width lying 6 feet on each side of a centre line being the line between Lots 31 and 32 and the production thereof where necessary, said centre line being more

~~particulars~~ particularly described ~~herein~~ as follows: COMMENCING at the Northwesternly angle of said Lot 32, Plan M-315; thence Southwesterly along the said line between Lots 31 and 32, a distance of 161.55 feet to the most Southerly angle of said Lot 31.

IN WITNESS WHEREOF, I, WILLIAM JOHN FRICKER, by virtue of a power of attorney under the hand and seal of the above-named Amy Anne Fricker, dated the 18th day of September, 1959 and registered in the Land Titles Office at North Bay as No. 80641 have hereunto subscribed my name.

Dated the 11th day of February one thousand nine hundred and sixty.

Witness

Sylvia Laporte
amy anne Fricker
By the attorney
W.J. Fricker

I, WILLIAM JOHN FRICKER, one of the transferors named in the within document, make oath and say:

1. THAT the within named Amy Anne Fricker for whom I executed the within instrument as her attorney is over the age of 21 years.
2. THAT I am of the full age of 21 years.
3. THAT the power of attorney under and pursuant to which I executed the within instrument is unrevoked and in full force and effect.

SWORN before me at the City of North Bay in the District of Nipissing, this 11 day of February, A.D. 1960.

[Signature]
A COMMISSIONER, ETC.,

W.J. Fricker

~~I, _____ the Transferor in the within instrument named, make oath and say:~~

~~That at the time of the execution and delivery by me of the within instrument I was unmarried, and of the full age of twenty-one years.~~

~~Sworn before me at the
of
in the
of
this
day of
19~~

~~A Commissioner, etc.~~

I, Sylvia Laporte, of the
City of North Bay in the District

of Nipissing, Ontarior, make oath and say:

1. I am well acquainted with William John Fricker

named in the within document, and saw him sign the said document for himself and as attorney for his wife, Amy Anne Fricker

~~and saw him sign the said document~~; and the signature s purporting to be their respective signatures at the foot of the said document in his handwriting.

2. The said William John Fricker and Amy Anne Fricker, are as I verily believe, the owner s of the land within mentioned.

3. The said William John Fricker

is of the age of twenty-one years or over; he is of sound mind, and signed the said document voluntarily at the City of North Bay in the District of Nipissing

in the Province of Ontario.

4. I am a subscribing witness to the said document.

Subscribed before me at the City
of North Bay
in the District
of Nipissing
this 11th
day of February
19 60

Sylvia Laporte

[Signature]
A Commissioner, etc.

68525
Land Titles Act

Dated 11th day of February 19 60

WILLIAM JOHN FRICKER-ET UX
R.R. #1,
North Bay, Ontario.

—TO—

THE CORPORATION OF THE
TOWNSHIP OF WEDDIFIELD

Address

EASEMENT
Transfer of ~~land~~
WITHOUT DOWER

United Stationers Co. Limited, Toronto

*Red for
Revised instrument
Planned*

[Signature]

THIS APPLIES TO
THE LAND TITLES OFFICE
NORTH BAY

VALIN, SMITH, CALEY, LOUKIDELIS & SMITH
BARRISTERS & SOLICITORS
IMPERIAL BANK CHAMBERS
NORTH BAY, ONTARIO

No. 62525

Received at the office of Land Titles

at 1:02 o'clock p.m., of this

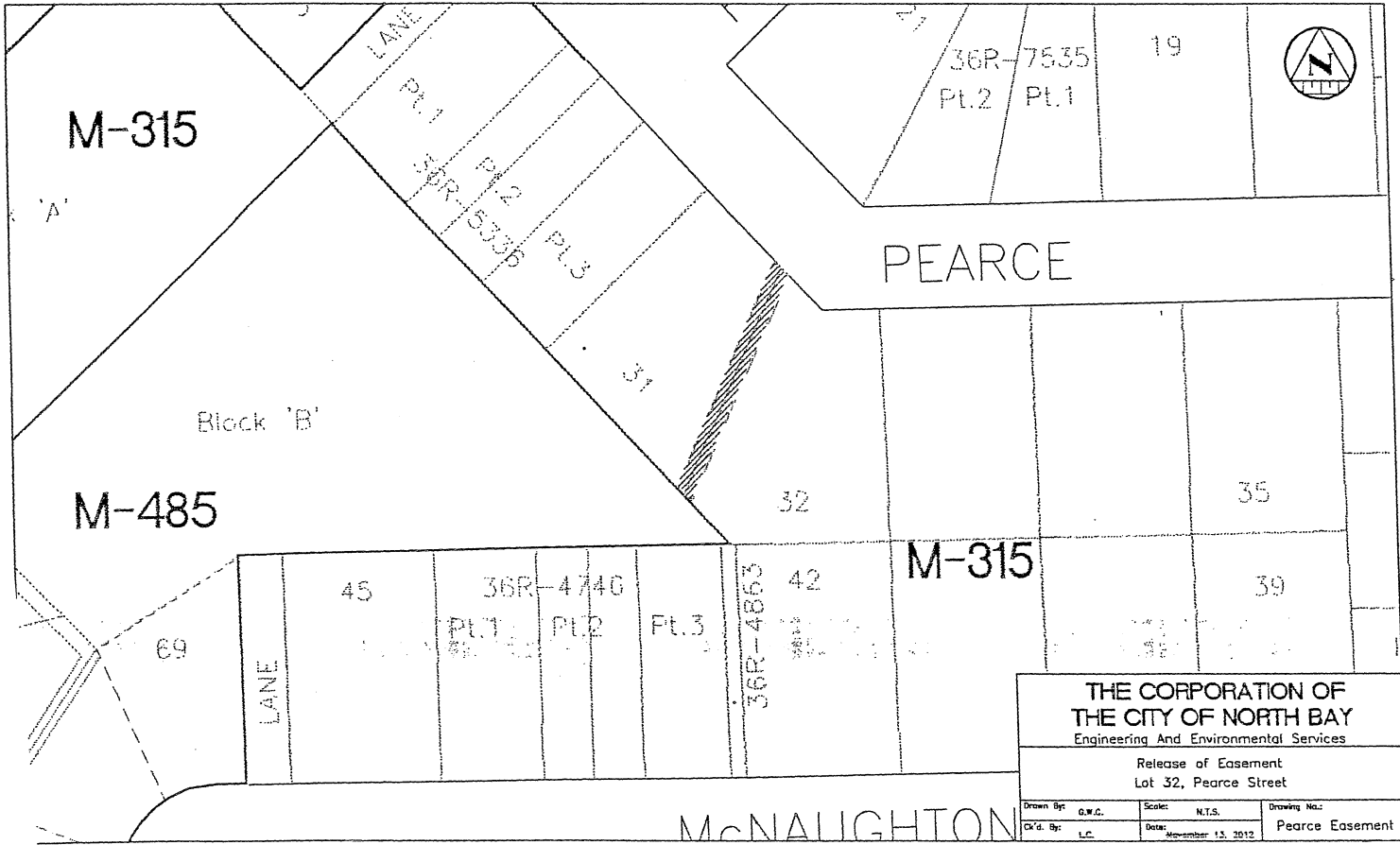
day of Feb

1960 and entered in Folio

Volume 51 Parcel 6504

in 1960

S.S. Wheeler
Master of Titles



M-315

36R-7535
Pl.2 Pl.1

19



PEARCE

Block 'B'

M-485

32

35

M-315

45

36R-4740

42

39

69

LANE

PL.1

PL.2

PL.3

36R-4860

THE CORPORATION OF
THE CITY OF NORTH BAY
Engineering And Environmental Services

Release of Easement
Lot 32, Pearce Street

Drawn By:	G.W.C.	Scale:	N.T.S.	Drawing No.:	
Ch'd. By:	L.C.	Date:	November 13, 2012	Pearce Easement	

McNAUGHTON

City of North Bay**Report to Council****REPORT NO:** CSBU 2012 - 83**DATE:** November 14, 2012**ORIGINATOR:** Beverley Hillier, Manager, Planning Services**SUBJECT:** Laurentian Heights Plan of Subdivision, Final Approval
Surrey Drive - Phase 2 (File No. 48T-93101)**File No:** D12/2004/SUBDI/LAURENT

RECOMMENDATION

1. That the Mayor and City Clerk be authorized to sign the Subdivision Agreement with Laurentian Heights Limited for Surrey Drive - Phase 2 to support the creation of five (5) lots; and
2. That the Mayor and City Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all security, easements and all other Subdivision Agreement requirements.

BACKGROUND

Exp. Services Inc. on behalf of Laurentian Heights Ltd. is seeking Final Approval of the Surrey Drive (Phase 2) Plan of Subdivision in order to create five (5) single detached dwelling lots on the south side of Surrey Drive in the City of North Bay.

Council has previously authorized the Final Approval of sixty-three (63) lots. The approval of this phase of the subdivision will bring that total Final Approved Registered Lots in the Laurentian Heights Plan of Subdivision to sixty-eight (68) lots. The requested approval is for Phase 2 of Surrey Drive for five (5) lots approximately 290m east of Mapleview Drive to approximately 430m east of Mapleview Drive.

The final approval being requested is within the boundary of the lands that have been given Draft Approval. The Laurentian Heights Plan of Subdivision was given Draft Approval by Council on October 20th, 1997.

All municipal services have been installed to the satisfaction of the City Engineering in 2011 / 2012.

ANALYSIS / OPTIONS

It should be noted the applicant appealed to the Ontario Municipal Board, Condition #9 of the original Draft Approval with respect to Parkland Dedication. A decision with respect to this appeal was issued by the OMB on June 28, 2012.

As a result of that decision, the City negotiated and entered into a Memorandum of Understanding with Laurentian Heights Limited that will see the parkland dedicated to the City on a phased basis. Council approved the MOU through Report to Council CSBU 2012-73.

Prior to Staff recommending the City enter into a Subdivision Agreement and giving Final Approval, Staff required the developer satisfy the conditions of Draft Approval. The developer has satisfied the Conditions of Draft Approval for the requested five (5) lot phase on Surrey Drive as follows:

- 1) The Subdivision Agreement has been prepared and is recommended for approval by the Managing Director, Engineering, Environmental Services & Public Works;
- 2) The Final Plan (Registered 36M Plan) has been prepared for registration upon Council approval. It has been reviewed and found to conform with the original Draft Approval; and
- 3) The conditions imposed when Draft Approval was given have been satisfied for Surrey Drive, Phase 2 (5 lots).

RECOMMENDED OPTION/FINANCIAL IMPLICATIONS

The Developer, in conjunction with his consultants, has prepared a Subdivision Agreement to the satisfaction of City Staff. The owner has satisfied the conditions of Draft Approval for the requested phase, and it is now appropriate to give Final Approval to Surrey Drive, Phase 2 (5 lots).

Therefore, it is recommended that Surrey Drive, Phase 2 (5 lots) be given Final Approval, and the Mayor and City Clerk be authorized to sign the Final Plan of Subdivision subject to receipt of all security, easements, acknowledgements and subdivision agreements.

Option 1:

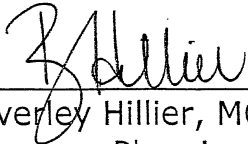
Deny the request to enter into the Subdivision Agreement and grant Final Approval.

Option 2:

Approve the request to enter into the Subdivision Agreement and grant Final Approval.

Option 2 is recommended for the above noted reasons.

Respectfully submitted,



Beverley Hillier, MCIP, RPP
Manager, Planning Services

BH/dlb

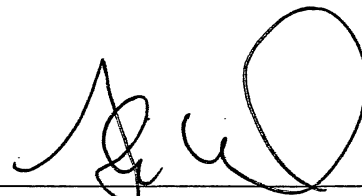
W:\PLAN\RMS\C00\2012\CSBU\RTC\0083-LaurentianHeights-PlanSubdi-FnlAppvl-SurreyDr-Phase2.docx

attach(s).

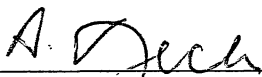
We concur with this report and recommendation:



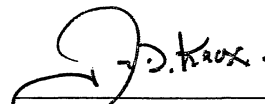
Peter Chirico
Managing Director, Community Services



Alan Korell, P.Eng.
Managing Director, Public Works &
Engineering



Peter E.G. Leckie
City Solicitor



Jerry D. Knox
Chief Administrative Officer

Personal Designated for Continuance: Manager, Planning Services

DEPOSITOR'S DUPLICATE

PLAN 36M--

APPROVED under section 51 of the PLANNING ACT,
This day of _____, 2012.

CERTIFICATE OF REGISTRATION
I CERTIFY THAT THIS PLAN IS REGISTERED IN THE LAND TITLES OFFICE FOR THE LAND TITLES DIVISION OF NIPISSING AT _____ O'CLOCK ON THE _____ DAY OF _____, 2012, AND ENTERED IN THE REGISTER FOR PART OF PIN 49133-0700 (L1).

ALLAN HORNOLD
MAYOR

CAROLINE CONRAD
CLERK

AND THE REQUIRED CONSENTS AND AFFIDAVITS ARE REGISTERED AS PLAN DOCUMENT No. _____ REPRESENTATIVE FOR LAND REGISTRATION

THIS PLAN COMPRIZES PART OF PIN 49133-0700 (L1).

PLAN OF SUBDIVISION OF PART OF THE S 1/2 OF LOT 18, CONCESSION 'B' TOWNSHIP OF WIDFIELD DISTRICT OF NIPISSING

SCALE 1 : 800

Miller & Urso Surveying Inc.

OWNER'S CERTIFICATE

THIS IS TO CERTIFY THAT
1. LOTS 1 TO 5 ALL INCLUSIVE AND THE STREET NAMED SURREY DRIVE HAVE BEEN Laid OUT IN ACCORDANCE WITH MY INSTRUCTIONS.
2. SURREY DRIVE IS HEREBY DEDICATED TO THE CORPORATION OF THE CITY OF NORTH BAY AS A PUBLIC HIGHWAY.

LANDGRABER RIGHTS LIMITED

REGISTERED OWNER OF PIN 49133-0700 (L1)

JULY 10th, 2012
NORTH BAY, ONTARIO

John Wallace
JOHN WALLACE (PRESIDENT)
VICE THE AUTHORITY TO SIGN THE CORPORATION

SURVEYOR'S CERTIFICATE

I CERTIFY THAT
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYOR'S ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
2. THE SURVEY WAS COMPLETED ON THE 12th DAY OF JUNE 2012.

JULY 10th, 2012
DATE

R.D. Miller
R.D. MILLER
REGISTERED SURVEYOR
FOR MILLER & URSO SURVEYING INC.
SINCE 1986

LEGEND

- DENOTES FOUND MONUMENT
- DENOTES PLANTED MONUMENT
- ⊙ DENOTES SET
- ⊙ DENOTES UNSET
- P DENOTES REGISTERED PLAN 36M-856
- PI DENOTES DEPOSITED PLAN 36R-12526
- P2 DENOTES REGISTERED PLAN M-318
- WT DENOTES WITHIN
- ML DENOTES MILLER & URSO SURVEYING INC.
- SLT DENOTES SHUPHAM & TAYLOR LIMITED, O.L.T.
- NEF DENOTES NO EVIDENCE FOUND
- ND DENOTES NOT TO SCALE

BEARING NOTE:

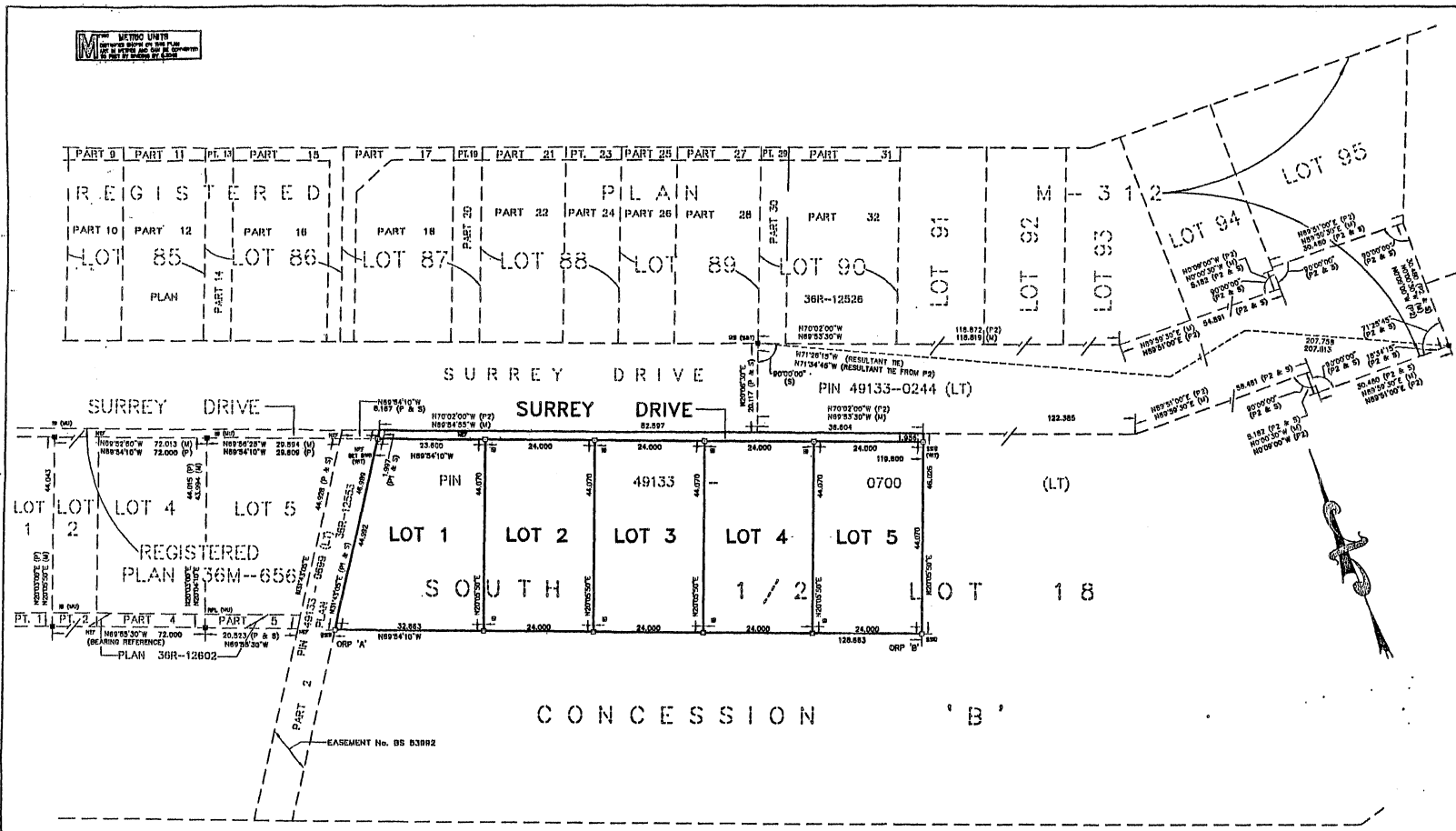
BEARINGS ARE ASTROLOGICAL AND ARE REFERRED TO THE SOUTH WESTERLY LIMIT OF LOTS 3, 4 AND 5, AS SHOWN ON REGISTERED PLAN 36M-856, HAVING A BEARING OF N89°25'30"W.

OBSERVED REFERENCE POINTS (ORP), DERIVED FROM RTK GPS OBSERVATIONS USING THE CANADIAN NETWORK, UTM ZONE 17, MAG 83 (CGRS) (GDA11) COORDINATES TO URBAN ACCURACY PER SEC. 14 (2) OF OREG. 216/10

POINT ID	NORTHING	EASTING
ORP 'A'	5132847.51	820128.95
ORP 'B'	5132845.97	820216.70

COORDINATES GIVEN, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

GRID SCALE CONVERSION:
DISTANCES ARE GIVEN AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999736



M METRIC UNITS
Distances shown on this plan are in metres and are to be converted to feet by multiplying by 3.28084.

Miller & Urso Surveying Inc.
Ontario Land Surveyors • Canada Land Surveyors
Planning Consultants

1501 SEYMOUR STREET, NORTH BAY, ON P1A 0G5 TEL: (705) 474-1210
FAX: (705) 474-1783

DRAWN BY: M. H. WINTERFELD TEL: N.B. D.C. 05.
CHECKED BY: R. D. MILLER W.O. # 4090



The Corporation of the City of North Bay

200 McIntyre St. East
P.O. Box 360
North Bay, Ontario
Canada P1B 8H8
Tel: (705) 474-0400

Planning Services: 5th Floor, City Hall
Direct Line: (705) 474-0626, Ext. 2409
Facsimile: (705) 474-5928
Watts: 1-800-465-1882
Email: steve.mcarthur@cityofnorthbay.ca
Website: www.cityofnorthbay.ca

November 20, 2012

Miller & Urso Surveying Inc.
1501 Seymour Street
North Bay, On P1A 0C5

Atten: Rick Miller

Dear Mr. Miller:

Re: Proposed Official Plan and Zoning By-law Amendment by Trout Lake Mall Inc. for the property legal described as Concession C, Part Lot 17, Parcels 3228, 3540 & 3122 W/F, known locally as 2653 Trout Lake Road in the former Township of Widdifield, City of North Bay.

Please accept this letter as our acknowledgement of receipt of the above-noted application to amend the City of North Bay's Official Plan and Zoning By-law No. 28-80 for the property legally described as Concession C, Part Lot 17, Parcels 3228, 3540 & 3122 W/F, known locally as 2653 Trout Lake Road in the former Township of Widdifield, City of North Bay.

We have reviewed the applications and have deemed them to satisfy the requirements of a "complete" application as of this date. In the event that further information is required as a result of a circulated agency request, it will be requested at that time.

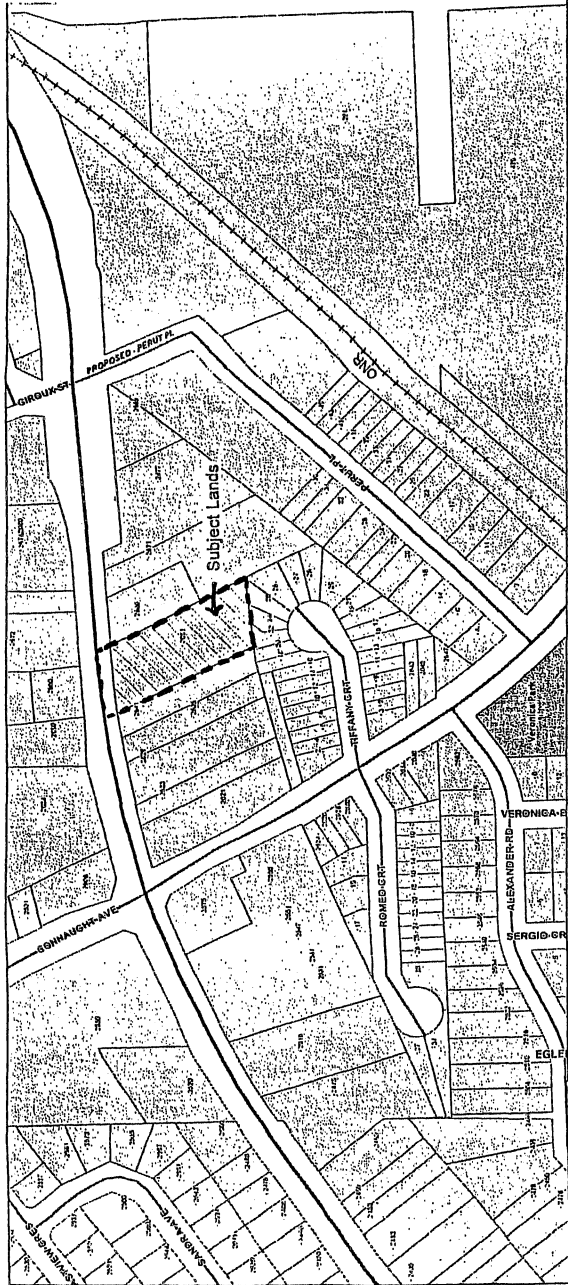
Should you require any additional information, please feel free to contact the undersigned at 705-474-0626 ext. 2409.

Sincerely,

Steve McArthur, MCIP, RPP
Senior Planner, Current Operations

SM/dlb

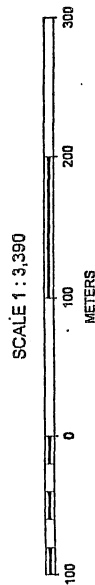
SCHEDULE A



Proposed Official Plan Amendment
From: "District Commercial"
To: "Residential"

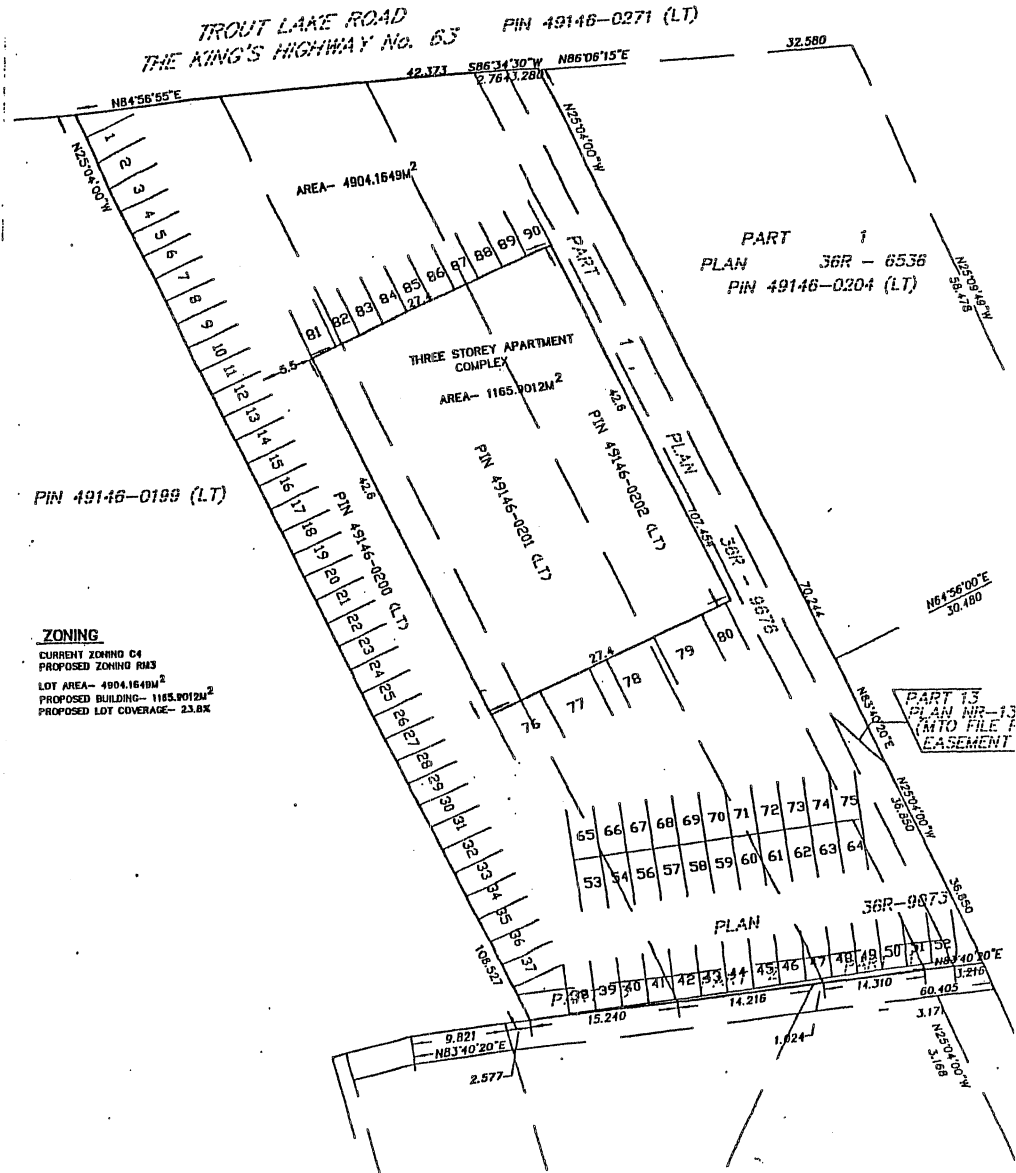


Proposed Zoning By-law Amendment
From: "District Commercial (C4)"
To: "Residential Multiple Third Density (RM3)"



SKETCH FOR REZONING APPLICATION
PART OF LOT 17, CONCESSION 'C'
FORMER TOWNSHIP OF WIDFIELD
CITY OF NORTH BAY
DISTRICT OF NIPISSING
SCALE 1 : 400
0 10m 20m
Miller & Urso Surveying Inc.

SCHEDULE B



NOV 21 2012

CLERK'S DEPT.

CITY OF NORTH BAY**REPORT TO COUNCIL**

Report No: CORP 2012-148

November 19, 2012

Originator: Paul Valenti

Subject: Request for Quotation 2012-95 - Supply of Emulsified Asphalt Patching Material

RECOMMENDATION:

That North Bay City Council approves the award of a contract to Pioneer Construction Inc. in the estimated amount of \$78,000.00 (plus HST) for the supply of Emulsified Asphalt Patching Material.

BACKGROUND:

Emulsified Asphalt Patching Material is required for road maintenance throughout the winter season. A Request for Quotation was issued to the two (2) suppliers within the region that supply this specific material. An estimated quantity of 600 tonnes was used based on past usage, unit costs and projected requirements for this winter season. The RFQ closed on November 15, 2012. Two (2) bid responses were received and evaluated by the Manager of Roads and Traffic and the Manager of Purchasing. The results are as follows:

Firm	Bid Price (excluding HST)
Pioneer Construction Inc.	\$130.00 per tonne
Miller Paving North Bay	\$135.00 per tonne

The low bid price provided by Pioneer Construction Inc. was obtained competitively and is considered fair and reasonable.

ANALYSIS / OPTIONS:

1. That North Bay City Council approves the award of a contract to Pioneer Construction Inc. in the estimated amount of \$78,000.00 (plus HST) for the supply of Emulsified Asphalt Patching Material.
2. Do not award a contract. This option is not recommended as the material is a requirement for road maintenance throughout the winter season.

RECOMMENDED OPTION / FINANCIAL IMPACTS:

Option 1 is recommended as follows:

That North Bay City Council approves the award of a contract to Pioneer Construction Inc. in the estimated amount of \$78,000.00 (plus HST) for the supply of Emulsified Asphalt Patching Material.

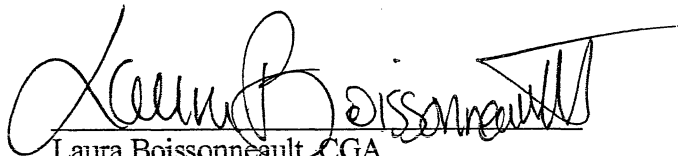
Sufficient funding has been allocated and is available in the 2012 Engineering, Environmental Services and Works Operating Budget under Roads Department. The quantity of material ordered will be on an as required, as requested basis and will not exceed the allocated budget.

Respectfully submitted,



Paul Valenti
Manager of Purchasing

We concur in this report and recommendation.



Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



for
Alan Korell
Managing Director of Engineering,
Environmental Services and Works

A handwritten signature in black ink, appearing to read "Jerry Knox", is written over a horizontal line.

Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Manager of Roads and Traffic

Attachments: RFQs

CITY OF NORTH BAY

Report to Council

CLERK'S DEPT.

Report No: CORP 2012-149

Date: November 21, 2012

Originator: Laura Boissonneault / Margaret Karpenko

Subject: 2013 Administration Recommended Operating Budget

RECOMMENDATION:

That the 2013 Administration Recommended Operating Budget be received and referred to the General Government Committee.

BACKGROUND:

During October 2012, the Business Unit **Managing Directors** and their management teams met with the **Chief Administrative Officer**, the **Chief Financial Officer** and the **Supervisor of Budgets and Financial Reporting** to review their 2013 Preliminary Operating Budget submissions.

Adjustments were made and the attached is a summary of the proposed **Administration Recommended 2013 Operating Budget**.

Budget Development Guidelines

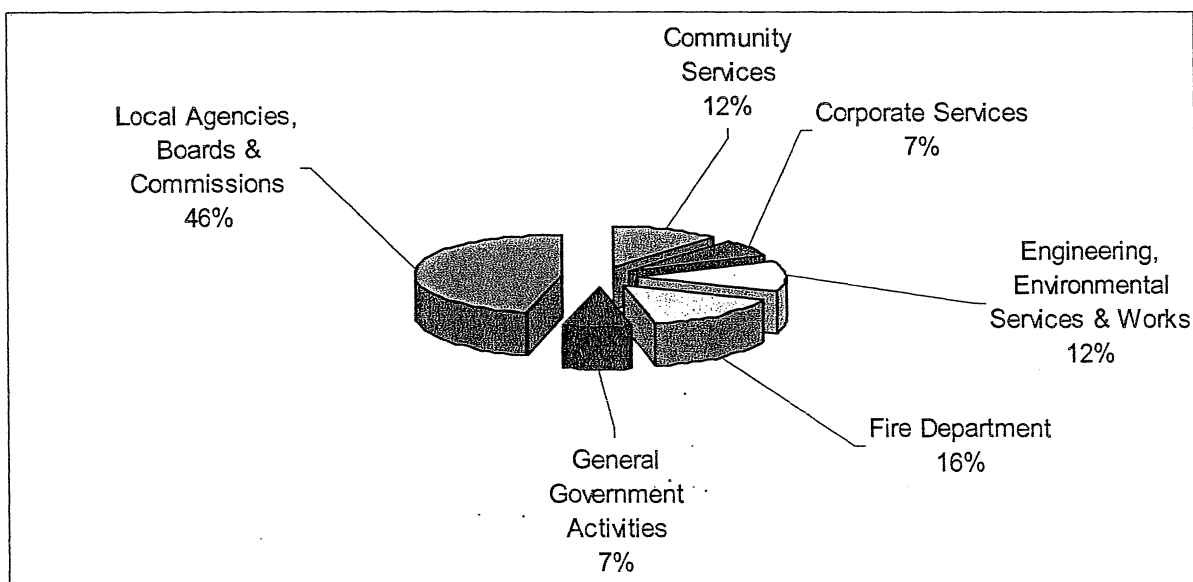
The 2013 Administration Recommended Operating Budget was prepared with the following guidelines:

- **Service Levels:** The preliminary budget was prepared with the assumption that all services and programs would generally remain at the 2012 levels.
- **Expenditures:** Represent management's best estimates to continue to provide the same programs and levels of service as approved in the 2012 Operating Budget. Management estimates include:
 - Annualized approved Council initiatives or partial items within the 2012 Operating Budget
 - Inclusion of contractual agreements
 - Known revenue reductions
 - Legislated changes that came into effect
- **Staff Complement:** Changes to staff complement would be presented through service levels changes; therefore, the base Administrative Recommended Operating Budget represents staffing levels as approved in the 2012 Operating Budget and includes any approved amendments made during 2012.
- **User Fees:** User fees have been calculated in accordance with a study or prior approvals of Council. Any new user fees would be proposed as an enhancement.

- **Fringe Benefits:** All staff benefit costs have been calculated by the Finance Department and are reflected within the department that the individual works.
- **Utility Costs:** Finance obtained rate estimates from North Bay Hydro and other utility experts. The projections take into consideration the prior year's actual and expected future trends. Calculations, therefore, take into consideration the benefit of energy efficiencies gained through capital investments or enhanced education programs to improve conservation.
- **Revenue Estimates:** These estimates are based on current trends, current rates and current approved rate increases.
- **Local Agencies, Boards and Commissions:** An estimated 2.5% increase has been included for those Local Agencies, Boards and Commissions where 2013 operating budgets have as yet been received.

As with any budget, there are risks associated with forecasting expenditures and revenues. Many municipal expenditures are non-discretionary; therefore, impacts from factors such as assessment appeals, fuel costs, permit revenues, etc. may significantly impact net municipal costs increasing the risk of future budget variances. The tabled budget contains a contingency account of \$50,000 that may somewhat mitigate the aforementioned risks.

Below is a graph demonstrating how the net tax levy supported budget is divided by business unit. The total net expenditure amount is \$76.2 million. Detailed summary of budget changes are provided in Schedules A – F.



The Administration Recommended Operating Budget, as presented, would require a tax levy increase of **\$2,407,356 or 3.26%**. The major items accounting for this increase are as follows:

- **Business Units increasing by \$1,409,858 or 4.13%** resulting from: estimated wage increases, \$1,083,000; increases to employee benefit plans, \$544,000; higher fuel and vehicle maintenance costs, \$154,000; higher street light electricity costs, \$148,000 and higher insurance premiums, \$68,000 **partially offset by** higher transit, sportsfields and parking operations revenues, (\$204,000); revenues generated from sale of methane gas, (\$200,000), higher fleet revenues, (\$144,000).

- To more accurately reflect the total City employee complement, a change in reporting was implemented for the 2013 Operating Budget. Total wage related costs for employees involved in capital project activities is included in the appropriate departmental operating budget with an offsetting internal revenue transfer from Capital funds. As a result of this reporting change, the increase in wage and benefit costs is partially offset by a transfer from the Capital Fund (\$136,000).
- **General Government Activities increasing by \$400,073 or 7.82%** resulting from: lower use of reserve funds, \$170,000; reduction in the Ontario Municipal Partnership Funding, \$120,500; and higher salary costs resulting from the hiring of the Junior Assessment and Real Estate Specialist, \$52,100. The Provincial budget presented earlier this year announced a reduction in the total funding envelope for OMPF. The announcement highlights that the funding envelope would be reduced from \$598 million in 2012 to \$575 million in 2013 and further, that over the next 4 years there will be an annual decline of approximately \$25 million per year. It was also communicated that the funding envelope would include all transition and reconciliation dollars. Based on this announcement, the City of North Bay had a potential for a \$300,000 reduction in OMPF.

On November 15, 2012 the 2013 OMPF allocations were released along with a different calculation called the 2013 Transition Year Stable Funding Allocation. The formula used is based on a percent of the 2012 allocation and then is scaled based on Municipal Fiscal Circumstances Index (MFCI) measures and weights. The approach guaranteed Northern Communities 95% of their 2012 allocation plus an adjustment based on the outcome of the MFCI measures. The MFCI measures are as follows:

- Primary Indicators – Weighted average assessment per household and Median household income
- Secondary Indicators – Unemployment Rates, Average Annual Change in Assessment (new construction), ratio of working aged to dependant population and percent of population above low-income threshold

Application of this approach resulted in the City of North Bay receiving its guaranteed 95% plus a bump up of 3.6% for the MFCI measures. Therefore, the City is receiving 98.6% of the 2012 allocation. The amount included in this budget represents the 2013 final allocation of \$8.4 million, a reduction of \$120,500.

- **Local Agencies, Boards and Commissions increasing by \$597,425 or 1.73%.**
District of Nipissing Social Services Administration Board is projecting a 0% budget increase; North Bay / Parry Sound District Health Unit is projecting a 2% budget increase; an estimate of 2.50% budget increase has been used for all other Local Agencies, Boards and Commissions where 2013 budgets are yet to be received.

The projected assessment base real growth for 2012 is estimated at .33% which will effectively reduce the required tax levy increase down to 2.93%.

As per attached Schedule F the following will be the Committee Meetings of Council:

- Engineering, Environmental and Works – December 5th, 2012 at 4:00pm
- Community Services – December 6th, 2012 at noon
- General Government – December 7th, 2012 at 9:00am
- Fire Department – December 7th, 2012 at noon

RECOMMENDED OPTION:


That the 2013 Administration Recommended Operating Budget be received and referred to the General Government Committee.

The results of these Standing Committee Meetings will be reviewed with Council at the budget meeting scheduled for Monday, February 11th, 2013, at 7:00 p.m. in the City Council Chambers. A staff presentation will provide an overview of the 2013 **Committee Recommended** Operating Budget and will identify the major impacts, both positive and negative.

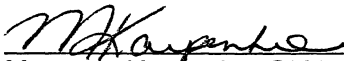
Attached is a copy of the **2013 Operating Budget Review Schedule** as approved by the Chair of the General Government Committee.

The final budget recommendations are scheduled to be considered at the regular General Government Committee Meeting on Monday, March 11th, 2013 and adopted at the regular Council Meeting on Tuesday, April 2nd, 2013.

Respectfully submitted,


ceA


Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer

I concur in this report and recommendation.



Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Chief Financial Officer and Manager of Budgets

Attach.

- A. Net Tax Levy Supported Budget
- B. Community Services Net Levy Budget
- C. Corporate Services Net Levy Budget
- D. Engineering, Environmental Services & Works Net Levy Budget
- E. Fire Services Net Levy Budget
- F. 2013 Operating Budget Review Schedule



Business Unit Summary

Budget Year: 2013

YTD End Date: November 20, 2012

	2011 Actuals	2012 Actuals YTD	2012 Budget	2013 Finance Review	Variance	Variance %
Community Services						
AQUATIC CENTRE	272,614	200,575	255,283	275,391	20,108	7.88%
ARENA - MEMORIAL GARDENS	619,660	607,687	709,522	700,082	(9,440)	-1.33%
ARENA - PETE PALANGIO	185,967	181,078	93,759	98,188	4,428	4.72%
ARENA - WEST FERRIS	249,697	212,009	269,509	278,126	8,617	3.20%
BUILDING	88,701	62,053	91,091	59,973	(31,118)	-34.16%
COMMUNITY SERVICES ADMIN	175,010	176,443	187,062	183,455	(3,607)	-1.93%
ECONOMIC DEVELOPMENT	582,458	261,026	623,030	633,337	10,307	1.65%
KINGS LANDING	(2,262)	307	6,300	5,131	(1,169)	-18.56%
MARINA	2	(53,708)	0	0	0	0.00%
PARKING OPERATIONS	(179,309)	(240,740)	(168,472)	(272,915)	(104,443)	-61.99%
PARKS - OPERATIONS	3,007,248	2,866,836	3,091,364	3,200,795	109,431	3.54%
PARKS - SPORTS FIELD COMPLEX	78,856	138,821	168,691	99,989	(68,703)	-40.73%
PLANNING DEPARTMENT	403,304	417,846	465,559	501,892	36,332	7.80%
REC, LEISURE, & CULTURAL SERVICES	601,126	427,769	641,820	658,264	16,444	2.56%
SKATEBOARD PARK	4,298	126	0	0	0	0.00%
TRANSIT	2,689,116	2,883,027	2,337,016	2,481,354	144,338	6.18%
Total:	8,776,485	8,141,155	8,771,535	8,903,060	131,525	1.50%
Percent Increase:						
Corporate Services						
COUNCIL SECRETARIAT	788,653	689,535	864,143	893,979	29,836	3.45%
FINANCIAL SERVICES	1,488,616	1,359,781	1,574,162	1,644,631	70,470	4.48%
HUMAN RESOURCES	1,135,266	897,524	1,181,926	1,137,009	(44,917)	-3.80%
INFORMATION SYSTEMS	1,120,784	1,207,211	1,262,576	1,309,544	46,968	3.72%
LEGAL DEPARTMENT - BY-LAW ENFORCEMENT	9,195	(61,845)	(18,495)	1,994	20,489	110.78%
LEGAL DEPARTMENT - GENERAL	460,749	323,486	344,350	367,343	22,993	6.68%
LEGAL DEPARTMENT - POA	(289,723)	(419,195)	(281,255)	(290,980)	(9,725)	-3.46%
Total:	4,713,540	3,996,498	4,927,407	5,063,521	136,115	2.76%
Percent Increase:						
Engineering, Environmental Services & Works						
ENGINEERING SERVICES	579,389	479,346	397,494	376,022	(21,472)	-5.40%
ENVIRONMENTAL SERVICES	383,342	(278,796)	364,299	368,143	3,843	1.05%
FLEET MANAGEMENT	(796,720)	(708,707)	(384,554)	(382,545)	2,009	0.52%
ROADS DEPARTMENT	7,211,522	6,672,572	6,880,400	7,300,056	419,656	6.10%
STORM SEWERS	660,521	539,691	567,065	615,256	48,191	8.50%
WORKS DEPT ADMINISTRATION	952,704	837,236	1,049,851	1,056,111	6,260	0.60%
Total:	8,990,758	7,541,342	8,874,555	9,333,042	458,487	5.17%
Percent Increase:						
Fire Department						
FIRE DEPARTMENT	11,044,068	9,251,075	11,501,843	12,185,574	683,731	5.94%
Total:	11,044,068	9,251,075	11,501,843	12,185,574	683,731	5.94%



Business Unit Summary

Budget Year: 2013

YTD End Date: November 20, 2012

	2011 Actuals	2012 Actuals YTD	2012 Budget	2013 Finance Review	Variance	Variance %
Percent Increase:						
General Government Activities						
FINANCIAL EXPENSES	14,462,012	(310,100)	15,329,200	15,407,057	77,857	0.51%
GENERAL REVENUES	(82,320,622)	(84,732,891)	(10,963,640)	(10,652,159)	311,481	2.84%
MAYOR & COUNCIL	292,055	283,992	349,546	350,124	579	0.17%
OFFICE OF THE CAO	378,154	395,655	404,028	414,184	10,156	2.51%
Total:	(67,188,401)	(84,363,344)	5,119,134	5,519,207	400,073	7.82%
Percent Increase:						
Local Agencies, Boards & Commissions						
BOARDS & COMMISSIONS	33,655,088	32,351,053	34,594,104	35,191,529	597,425	1.73%
Total:	33,655,088	32,351,053	34,594,104	35,191,529	597,425	1.73%
Percent Increase:						
Grand Total	(8,462)	(23,082,221)	73,788,577	76,195,933	2,407,356	3.26%
				Real Growth	(248,606)	
					<u>2,158,750</u>	2.93%

Community Services Net Levy Budget

2013 Administration Recommended Operating Budget

	2012 Budget	2013 Budget	Change	Percentage
REVENUE				
FEES/SERV CHGE/DONATIONS	(6,265,309)	(6,498,532)	-233,223	3.72 %
INTERNAL TRANSFERS (Rev)	(82,330)	(77,419)	4,911	(5.97 %)
OTHER REVENUE	(1,749,628)	(1,886,406)	-136,778	7.82 %
TOTAL REVENUE	(8,097,267)	(8,462,357)	(365,090)	4.51%
EXPENSE:				
PERSONNEL				
SALARY & WAGES	7,069,678	7,303,901	234,223	3.31 %
OVERTIME	87,186	99,893	12,707	14.57 %
OTHER WAGE COSTS	401,502	441,278	39,776	9.91 %
EMPLOYEE ALLOWANCES	26,881	26,575	-306	(1.14 %)
EMPLOYEE BENEFITS	2,268,002	2,364,713	96,711	4.26 %
	9,853,250	10,236,359	383,110	3.89%
GOODS & SERVICES				
ADMINISTRATION EXPENSES	504,900	508,895	3,995	0.79 %
CONTRACTS	942,041	886,711	-55,330	(5.87 %)
FLEET SUPPLIES	1,941,699	2,039,646	97,947	5.04 %
FOR SALE SUPPLIES	14,500	17,000	2,500	17.24 %
GENERAL SUPPLIES	197,866	198,630	764	0.39 %
INSURANCE EXPENSES	318,843	350,728	31,885	10.00 %
LEASES & RENTS	102,400	109,300	6,900	6.74 %
MAINTENANCE SERVICE FEES	496,300	496,800	500	0.10 %
MATERIALS	218,100	226,050	7,950	3.65 %
OTHER SERVICES & RENTS	72,383	74,296	1,913	2.64 %
OTHER SUPPLIES	20,000	21,500	1,500	7.50 %
PROFESSIONAL FEES	8,000	10,250	2,250	28.13 %
UTILITIES / TAXES	1,088,656	1,091,008	2,352	0.22 %
	5,925,688	6,030,814	105,126	1.77%
CAPITAL / RESERVE				
CAPITAL PURCHASES	89,567	124,930	35,363	39.48 %
CAPITAL FINANCING	92,497	88,529	-3,968	(4.29 %)
	182,064	213,459	31,395	17.24%
INTERNAL TRANSFERS (Exp)	907,800	884,784	-23,016	(2.54 %)
TOTAL EXPENSE	16,868,802	17,365,417	496,615	2.94%
NET TOTAL	8,771,535	8,903,060	131,525	1.50%

NOTES:

Community Services portion of the 2013 Administration Recommended Operating budget is higher by \$131,525 or 1.50%. The major items accounting for this variance are as follows:

- Higher wage costs, \$234,000
- Higher employee benefits costs, \$97,000
- Higher fuel and vehicle maintenance costs, \$114,000
- partially offset by:*
- Higher revenues in transit, sportsfields and parking operations, (\$204,000)
- Lower commissionaires costs, (\$42,000)

Corporate Services Net Levy Budget

2013 Administration Recommended Operating Budget

	2012 Budget	2013 Budget	Change	Percentage
REVENUE:				
FEDERAL GRANTS	(27,400)	0	27,400	(100.00 %)
FEES/SERV CHGE/DONATIONS	(749,800)	(804,314)	-54,514	7.29 %
OTHER REVENUE	(2,671,952)	(2,770,726)	-98,774	3.70 %
ONTARIO SPECIFIC GRANTS	0	(13,750)	-13,750	0.00%
INTERNAL TRANSFERS (Rev)	(620,569)	(582,617)	37,952	(6.12 %)
TOTAL REVENUE	(4,069,721)	(4,171,407)	(101,686)	2.50%
EXPENSE:				
PERSONNEL				
SALARY & WAGES	4,607,231	4,726,253	119,021	2.58 %
OVERTIME	11,000	14,000	3,000	27.27 %
OTHER WAGE COSTS	600	1,299	699	116.50 %
EMPLOYEE ALLOWANCES	200	200	0	0.00 %
EMPLOYEE BENEFITS	1,462,232	1,628,595	166,362	11.38 %
	6,081,264	6,370,346	289,082	4.75%
GOODS & SERVICES				
ADMINISTRATION EXPENSES	433,000	443,495	10,495	2.42 %
CONTRACTS	274,572	258,720	-15,852	(5.77 %)
GENERAL SUPPLIES	156,300	153,515	-2,785	(1.78 %)
INSURANCE EXPENSES	292,723	301,995	9,272	3.17 %
LEASES & RENTS	54,700	54,500	-200	(0.37 %)
MAINTENANCE SERVICE FEES	373,600	387,550	13,950	3.73 %
OTHER SERVICES & RENTS	270,113	273,074	2,961	1.10 %
OTHER SUPPLIES	8,500	5,500	-3,000	(35.29 %)
PROFESSIONAL FEES	366,200	312,850	-53,350	(14.57 %)
UTILITIES / TAXES	209,700	192,638	-17,062	(8.14 %)
	2,439,408	2,383,837	(55,571)	-2.28%
CAPITAL/RESERVE				
CAPITAL FINANCING	170,000	170,000	0	0.00 %
CAPITAL PURCHASES	43,156	40,056	-3,100	(7.18 %)
OTHER FINANCIAL COSTS	17,000	17,000	0	0.00 %
	230,156	227,056	(3,100)	-1.35%
INTERNAL TRANSFERS (Exp)	246,300	253,689	7,389	3.00 %
TOTAL EXPENSE	8,997,128	9,234,928	237,801	2.64%
NET TOTAL	4,927,407	5,063,521	136,115	2.76%

NOTES:

Corporate Services portion of the 2013 Administration Recommended Operating budget is higher by \$136,115 or 2.76%. The major items accounting for this variance are as follows:

- Higher wage costs, \$119,000
- Higher employee benefits costs, \$166,000
- partially offset by:*
- Higher transfer from Capital fund, (\$128,000) to partially offset higher wage and benefit costs
- Lower court house security costs, (\$50,000)

Engineering & Environmental Services Net Levy Budget

2013 Administration Recommended Operating Budget

	2012 Budget	2013 Budget	Change	Percentage
REVENUE:				
FEES/SERV CHGE/DONATIONS	(3,471,270)	(3,405,879)	65,391	(1.18 %)
INTERNAL TRANSFERS (Rev)	(5,222,590)	(5,345,593)	-123,003	2.36 %
OTHER MUNICIPAL	(154,487)	(160,302)	-5,815	3.76 %
OTHER REVENUE	(1,145,400)	(1,407,625)	-262,225	22.89 %
TOTAL REVENUE	(9,993,747)	(10,319,399)	(325,652)	3.26%
EXPENSE:				
PERSONNEL				
SALARY & WAGES	5,976,431	6,146,416	169,986	2.84 %
OVERTIME	397,965	418,305	20,340	5.11 %
OTHER WAGE COSTS	372,937	388,182	15,245	4.09 %
EMPLOYEE BENEFITS	1,857,392	2,003,834	146,442	7.88 %
	8,604,725	8,956,738	352,013	4.09%
GOODS & SERVICES				
ADMINISTRATION EXPENSES	164,380	179,250	14,870	9.05 %
CONTRACTS	3,619,700	3,766,230	146,530	4.05 %
FLEET SUPPLIES	1,699,600	1,745,100	45,500	2.68 %
GENERAL SUPPLIES	157,600	157,421	-179	(0.11 %)
INSURANCE EXPENSES	205,784	226,363	20,579	10.00 %
LEASES & RENTS	299,950	309,250	9,300	3.10 %
MAINTENANCE SERVICE FEES	223,300	222,400	-900	(0.40 %)
MATERIALS	836,913	836,652	-261	(0.03 %)
OTHER SERVICES & RENTS	22,000	21,800	-200	(0.91 %)
OTHER SUPPLIES	3,900	9,000	5,100	130.77 %
PROFESSIONAL FEES	107,920	109,700	1,780	1.65 %
UTILITIES / TAXES	907,800	1,055,710	147,910	16.29 %
WRITE OFFS	12,500	12,500	0	0.00 %
	8,261,347	8,651,376	390,029	4.72%
CAPITAL / RESERVE				
CAPITAL FINANCING	189,700	189,700	0	0.00 %
CAPITAL PURCHASES	11,120	11,120	0	0.00 %
	200,820	200,820	0	0.00%
INTERNAL TRANSFERS (Exp)	1,801,410	1,843,507	42,097	2.34 %
TOTAL EXPENSE	18,868,302	19,652,441	784,139	4.16%
NET TOTAL	8,874,555	9,333,042	458,487	5.17%

NOTES:

Engineering, Environmental Services and Works portion of the 2013 Administration Recommended Operating Budget is higher by \$458,487 or 5.17%. The major items accounting for this variance are as follows:

- Higher wage costs, \$170,000
- Higher employee benefits costs, \$146,000
- Higher street light electricity costs, \$148,000
- Higher landfill maintenance, garbage and recycling collection contract costs, \$139,000
- Higher fuel costs, \$40,000
- partially offset by:*
- Sale of methane gas at Merrick landfill, (\$200,000)
- Higher fleet revenues, (\$144,000).

Fire Services Net Levy Budget

2013 Administration Recommended Operating Budget

	2012 Budget	2013 Budget	Change	Percentage
REVENUE				
FEES/SERV CHGE/DONATIONS	(163,000)	(116,000)	47,000	(28.83 %)
INTERNAL TRANSFERS (Rev)	(15,421)	(13,169)	2,252	(14.60 %)
ONTARIO SPECIFIC GRANTS	(17,000)	0	17,000	(100.00 %)
OTHER REVENUE	(6,000)	(76,359)	(70,359)	1172.65 %
TOTAL REVENUE	(201,421)	(205,528)	(4,107)	2.04%
EXPENSE:				
PERSONNEL				
SALARY & WAGES	7,970,812	8,361,087	390,275	4.90 %
OVERTIME	60,000	100,000	40,000	66.67 %
OTHER WAGE COSTS	614,500	777,305	162,805	26.49 %
EMPLOYEE ALLOWANCES	60,000	66,520	6,520	10.87 %
EMPLOYEE BENEFITS	2,075,435	2,210,542	135,107	6.51 %
	10,780,747	11,515,454	734,707	6.81%
GOODS & SERVICES				
ADMINISTRATION EXPENSES	102,300	95,650	-6,650	(6.50 %)
CONTRACTS	1,000	1,000	0	0.00 %
FLEET SUPPLIES	195,500	199,880	4,380	2.24 %
GENERAL SUPPLIES	208,000	169,000	-39,000	(18.75 %)
INSURANCE EXPENSES	58,617	64,479	5,862	10.00 %
LEASES & RENTS	7,000	0	-7,000	(100.00 %)
MAINTENANCE SERVICE FEES	211,300	213,300	2,000	0.95 %
OTHER SUPPLIES	40,800	40,800	0	0.00 %
PROFESSIONAL FEES	2,500	2,500	0	0.00 %
UTILITIES / TAXES	70,500	64,039	-6,461	(9.16 %)
	897,517	850,648	(46,869)	-5.22%
CAPITAL / RESERVE				
CAPITAL PURCHASES	25,000	25,000	0	0.00 %
TOTAL EXPENSE	11,703,264	12,391,102	687,838	5.88%
NET TOTAL	11,501,843	12,185,574	683,731	5.94%

NOTES:

Fire Department portion of the 2013 Administration Recommended Operating budget is higher by \$683,731 or 5.94%. The major items accounting for this variance are as follows:

- Higher wage related costs, \$560,000
- Higher employee benefits costs, \$135,000

SCHEDULE "F"

OFFICE OF THE CITY CLERK MEMORANDUM

To: Mayor McDonald
Councillors

Date: November 21, 2012

From: Cathy Conrad
City Clerk

Subject: Business Units' Review of Operating Budgets

Set out below are the dates and times for the Business Units' Reviews of Operating Budgets:

Wednesday, December 5	4:00 pm	Engineering and Works – to review Business Unit's Operating Budget	5 th Floor Boardroom
Thursday, December 6	12:00 noon	Community Services – to review Business Unit's Operating Budget	5 th Floor Boardroom
Friday, December 7	9:00 am	General Government – to review Business Unit's Operating Budget	5 th Floor Boardroom
Friday, December 7	12:00 noon	Community Services – to review Fire & Emergency Services' Operating Budget	5 th Floor Boardroom

Cathy Conrad

Cathy Conrad
City Clerk

CITY OF NORTH BAY
REPORT TO COUNCIL

#7

NOV 22 2012

CLERK'S DEPT.

Report No: CORP 2012-146

Date: November 21, 2012

Originator: Laura Boissonneault

Subject: Water and Sanitary Sewer Year-end Financial Projection, as at September 30, 2012

RECOMMENDATION:

That the City of North Bay's Water and Sanitary Sewer Year-end Financial Projection for the period ending September 30, 2012 be received and filed.

BACKGROUND:

The City of North Bay 2012 Water and Sanitary Sewer Year-end Financial Projection, as at September 30, 2012, is attached. It highlights year-end financial projections for each of the divisions and associated cost centers. To provide a snapshot of operations, year-to-date actuals are provided as at September 30, 2012. The variance between the **approved budget** and the **projected year-end** values conservatively indicate that the City would show a potential **deficit of (\$101,304)**.

Management reviews their cost centers' activities on an on-going basis and makes adjustments or reallocations of resources to ensure departments realize all possible savings and efficiencies. Along with Management's continual review, the CAO issued a directive for a discretionary spending freeze as of October 30th to the end of the year. Given these initiatives and the conservative nature of estimates used, the City is expected to end the year **on budget**.

The current variance between the **approved budget** and the **projected year-end** values are summarized as follows:

Sanitary Sewer Distribution is currently reporting a year-end **surplus of \$15,597**. A lower capital levy transfer, lower allocated salary and benefit costs along with some lower goods and services costs are partially offset by lower revenues and higher principal and interest payments.

Sanitary Sewer Plant is currently reporting a year-end **deficit of (\$202,807)**. The plant's operations are actually on target, however due to unbudgeted municipal taxes and additional insurance costs, a deficit is projected to be realized.

Water Distribution is currently reporting a year-end **deficit of (\$25,444)**. Higher fleet usage, allocated salary and benefits, goods and services, and maintenance costs are partially offset by lower principal and interest payments.

Water Plant is currently reporting a year-end **surplus of \$111,350**. Lower allocated salary and benefits, insurance, and some goods and services costs impact the projected surplus.

Two significant items which were not included in the 2012 approved operating budget include municipal taxes of \$117,016 and additional insurance premium costs of \$48,969. These challenges are expected to be offset by reduced operating capital dollars as part of the discretionary spending freeze directive.

In addition, note that the Water and Sanitary Sewer crews are allocated to water, sewer and storm activities as required throughout the year. Because of the allocation being directly linked to needs, there may be variations from budget to actuals within specific departments, but on the whole labour costs remain consistent.

On-going demands on the Water and Sanitary Sewer budget partially stem from the following:

- **Increasing Utility Costs** - Historical trends along with some guidance from Utility companies are used to project future utility budgets, however many variables effect actual utility costs and there is always a risk that variances will be realized between budgets and actual costs.
- **Unforeseen Issues/Emergencies to Necessary Services** - Due to the nature of the department, any Water and Sanitary Sewer issues/emergencies that arise must be dealt with in a timely manner to maintain necessary services to residents. It is impossible to anticipate the number of these occurrences. At the time of this report, 2012 was proceeding as expected; however, it is unknown what pressures the remaining year could hold:

OPTIONS:

Option # 1 – Report received and filed. Accept the report as presented. No action is required at this time.

RECOMMENDED OPTION / FINANCIAL OVERVIEW:

Given the current projection that the City's overall operations will end 2012 on budget, **Option #1** is being recommended at this time.

The 2012 Approved Water and Sanitary Sewer Operating Budget represented management's educated projections using trend analysis and business expertise. Despite best efforts, projected targets may not be met due to various factors beyond the City's control. Budgetary challenges have been listed in this report.

The Financial Services and Engineering, Environmental and Works departments will continue to monitor the cost centers and work closely to ensure spending remains under control and all possible savings are realized.

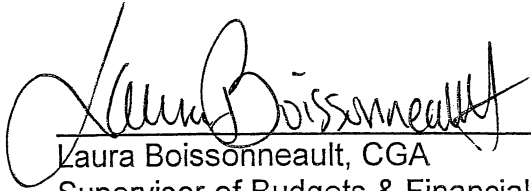
In response to the current year-end projections for the Water and Sanitary Sewer Department, the City's CAO has implemented a discretionary spending freeze in order to support Management's efforts to eliminate the potential deficit.

Due to the establishment of the Reserves, the City finds itself in a sound financial position to absorb any operational deficits should the need arise. Through Water and Sanitary Sewer


Reserves (#99576R & 99577R), the City has at its disposal on the date of this report, \$401,767 to offset any annual expenditure overages or revenue deficits.

The final position of the Water and Sewer Department will be determined after December 31st, 2012.

Respectfully submitted,

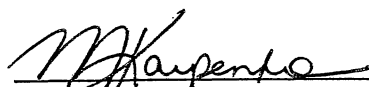


Laura Boissonneault, CGA
Supervisor of Budgets & Financial
Reporting

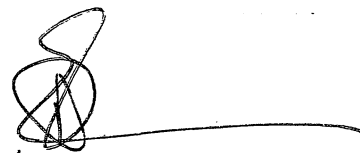


Ron Mimee
Accounting and Budget Manager

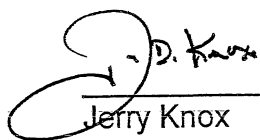
We concur in this report and recommendation.



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



For Alan Korell
Managing Director of Engineering,
Environmental and Works



Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Accounting and Budget Manager

Attachments: 'Business Unit Summary' report for the period ending September 30, 2012

W:/FINSERV/Ron/Budget Report Sept 30, 2012 - W&S



Business Unit Summary PROJECTIONS

Budget Year: 2012

As At September 30th, 2012

	2012 Approved	Actuals to September 30th	June 30th Projections to Year-end	September 30th Projections to Year-end	Sept Variance under / () Over Budget
Sanitary Sewer System					
SANITARY SEWER DISTRIBUTION	(1,674,840)	(3,870,976)	(1,592,911)	(1,690,437)	15,597
SANITARY SEWER PLANT	1,674,840	1,560,640	1,806,038	1,877,647	(202,807)
Total:	0	(2,310,336)	213,127	187,210	(187,210)
Water System					
WATER DISTRIBUTION	(1,876,600)	(2,988,825)	(1,853,639)	(1,851,156)	(25,444)
WATER PLANT	1,876,600	1,369,821	1,788,073	1,765,250	111,350
Total:	(0)	(1,619,004)	(65,566)	(85,906)	85,905
Grand Total (Water and Sewer Rates):	(0)	(3,929,340)	147,561	101,304	(101,304)

CITY OF NORTH BAY
REPORT TO COUNCIL

NOV 22 2012

CLERK'S DEPT.

Report No: CORP # 2012-147

Date: November 21, 2012

Originator: Laura Boissonneault

Subject: Year-end Financial Projection, as at September 30, 2012

RECOMMENDATION:

That the City of North Bay's Year-end Financial Projection for the period ending September 30, 2012 be received and filed.

BACKGROUND:

The City of North Bay's 2012 Year-end Financial Projection, as at September 30, 2012, is attached. It highlights year-end financial projections for each of the **Business Units, General Government Activities**, and the **Local Agencies, Boards and Commissions**.

As of September 30th, each cost center and business unit has been reviewed in detail by the Financial Services Department, Business Unit Managers and Managing Directors, in order to provide the most comprehensive year-end projections possible. To provide a snapshot of operations year-to-date actuals are provided. The variance between the **approved budget** and the **projected year-end** values conservatively indicates that the City would show a potential deficit of (\$80,482), which represents far less than 1% of the total \$111,568,033 gross approved operating budget.

Management reviews their cost centers' activities on an on-going basis and makes adjustments or reallocations of resources to ensure departments realize all possible savings and efficiencies. Along with Management's continual review, the CAO issued a directive for a discretionary spending freeze as of October 30th to the end of the year. Given these initiatives and the conservative nature of estimates used, the City is expected to end the year **on budget**.

The variance between the approved budget and the projected year-end values are resulting from:

Community Services currently showing a year-end **deficit of (\$170,220)**. Higher transit fuel, overall utilities, and sick leave costs are partially offset by higher parking and planning revenues.

Corporate Services currently showing a year-end **surplus of \$39,328**. Numerous overall minor cost savings are partially offset by higher wages (due to retirements) and arbitration costs along with lower permit, license, and other revenues.

Engineering, Environmental Services and Works currently showing a year-end **surplus of \$37,599**. Higher fleet usage and blue box sales revenues are partially offset by higher fuel costs along with lower tipping fee revenues.

In order to negate the effect of higher street lighting costs due to the delay in the LED conversion, the capital project was charged for the lost energy savings that would have been realized if the conversion project had been completed on schedule. This results in \$130,000 of electricity costs being charged to the LED conversion capital project in 2012. The conversion project is moving forward and this challenge will not be present in 2013.

Fire Department currently showing a year-end **surplus of \$164,838**. Lower complement for part of the year and unforeseen one-time revenues are partially offset by higher overtime and vehicle costs.

General Government Activities currently showing a year-end **deficit of (\$152,027)** resulting in part from: slightly lower interest rates on cash and short-term investments, a reduction in the 2012 provincial educational tax rates (thereby reducing the portion of educational taxes retained by the City), slightly lower payments in lieu revenues, higher internal interest paid to reserves, overlapping of wages due to retirements, and slightly higher rebates provided to charities.

Local Agencies, Boards and Commissions expected to end the year on budget.

OPTIONS / ANALYSIS:

Option # 1 – Report received and filed

Accept the report as presented. Given the conservative nature of estimates used, the on-going efforts of management to find further cost savings and efficiencies, along with the CAO's discretionary spending freeze directive, the City is expected to end the year **on Budget**. No action by Council is required at this time.

RECOMMENDED OPTION / FINANCIAL OVERVIEW:

Given the current projection that the City's overall operations will end the year 2012 on budget, only one option is being recommended at this time.

The 2012 approved operating budget represented management's educated projections using trend analysis and business expertise. Despite best efforts, projected targets may not be met due to factors beyond the City's control. On-going budgetary challenges partly include:

- Increasing fuel costs
- Increasing utility costs
- Unexpected wage pressures (sick, compassionate leave, retirement costs, etc...)
- Fluctuating revenue volumes (tipping fees, POA fines, licensing, permits, etc...)

The Financial Services Department will continue to monitor accounts and work closely with the Business Unit Managers and Managing Directors to ensure spending remains under control.


Management will continue to review their cost centers' activities on an on-going basis and make necessary adjustments or reallocations of resources to ensure departments realize all possible savings and efficiencies.

In the event that the City is unable to achieve its current target, Reserve Funds can be used to offset any realized 2012 deficit. City Council established the 'Operating Expenditure Stabilization' (#99552R) and 'Operating Revenue Stabilization' (#99551R) Reserve Funds for future operating deficits. Through these two Reserve Funds, the City has at its disposal on the date of this report \$1,713,465 to offset any annual expenditure overages or revenue deficits, if authorized by City Council. At this time there is no immediate requirement for Council to authorize the use of Reserve Funds in 2012.

Respectfully submitted,

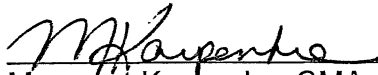


Laura Boissonneault, CGA
Supervisor of Budgets & Financial Reporting

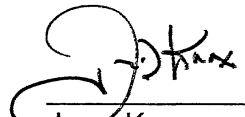


Ron Mimee
Accounting and Budget Manager

We concur in this report and recommendation.



Margaret Karpenko, CMA
Chief Financial Officer/Treasurer



Jerry Knox
Chief Administrative Officer

Personnel designated for continuance: Accounting and Budget Manager

Attachments: 'Year End Projections' Report for the period ending September 30, 2012

W:/FINSERV/Ron/Budget Report Sept 30,2012



Business Unit Summary PROJECTIONS

Budget Year: 2012

As At September 30th, 2012

Gross Operating Budget - \$111,568,033

	2012 Approved	Actuals to September 30th	June 30th Projections to Year end	September 30th Projections to Year-end	Sept Variance under / () Over Budget
Community Services					
AQUATIC CENTRE	255,283	197,749	264,075	260,152	(4,869)
ARENA - MEMORIAL GARDENS	709,522	569,345	709,846	727,399	(17,877)
ARENA - PETE PALANGIO	93,759	153,316	93,127	123,852	(30,093)
ARENA - WEST FERRIS	269,509	189,100	259,146	276,623	(7,114)
BUILDING	91,091	51,092	91,091	94,091	(3,001)
COMMUNITY SERVICES ADMIN	187,062	157,068	182,142	190,400	(3,338)
ECONOMIC DEVELOPMENT	623,030	167,549	616,159	611,687	11,343
KINGS LANDING	6,300	2,684	6,374	294	6,006
MARINA	(0)	0	(0)	0	(0)
PARKING OPERATIONS	(168,472)	(132,918)	(211,099)	(202,945)	34,473
PARKS - OPERATIONS	3,091,364	2,546,779	3,013,812	3,009,789	81,575
PARKS - SPORTS FIELD COMPLEX	168,691	103,889	153,233	155,320	13,372
PLANNING DEPARTMENT	465,559	340,499	446,111	435,080	30,479
REC, LEISURE, & CULTURAL SERVICES	641,820	405,057	640,606	609,742	32,078
TRANSIT	2,337,016	2,953,289	2,455,880	2,650,271	(313,255)
Total:	8,771,534	7,704,498	8,720,504	8,941,754	(170,220)
Corporate Services					
COUNCIL SECRETARIAT	864,143	653,505	882,668	856,136	8,007
FINANCIAL SERVICES	1,574,162	1,156,342	1,570,257	1,537,729	36,433
HUMAN RESOURCES	1,181,926	746,901	1,191,282	1,203,149	(21,223)
INFORMATION SYSTEMS	1,262,576	1,121,303	1,244,942	1,249,488	13,088
LEGAL DEPARTMENT - BY-LAW	(18,495)	(47,180)	(6,423)	(23,290)	4,796
LEGAL DEPARTMENT - GENERAL	344,350	203,708	352,914	352,780	(8,430)
LEGAL DEPARTMENT - POA	(281,255)	(438,296)	(283,740)	(287,912)	6,656
Total:	4,927,407	3,396,284	4,951,900	4,888,079	39,328
Engineering, Environmental Services & Works					
ENGINEERING SERVICES	397,494	382,425	402,539	358,578	38,917
ENVIRONMENTAL SERVICES	364,299	(250,673)	356,693	342,818	21,481
FLEET MANAGEMENT	(384,554)	(667,671)	(370,160)	(391,430)	6,876
ROADS DEPARTMENT	6,880,400	6,285,083	6,913,630	6,900,812	(20,412)
STORM SEWERS	567,065	381,571	560,365	601,363	(34,298)
WORKS DEPT ADMINISTRATION	1,049,851	740,869	1,047,471	1,024,816	25,035
Total:	8,874,555	6,871,603	8,910,539	8,836,957	37,599

	2012 Approved	Actuals to September 30th	June 30th Projections to Year end	September 30th Projections to Year-end	Sept Variance under / () Over Budget
Fire Department					
FIRE DEPARTMENT	11,501,843	9,203,493	11,431,812	11,337,004	164,838
Total:	11,501,843	9,203,493	11,431,812	11,337,004	164,838
General Government					
FINANCIAL EXPENSES	15,329,200	(305,084)	15,230,153	15,418,885	(89,685)
GENERAL REVENUES	(84,752,217)	(82,392,594)	(84,521,030)	(84,727,033)	(25,184)
MAYOR & COUNCIL	349,546	239,066	352,124	353,714	(4,169)
OFFICE OF THE CAO	404,028	381,708	437,018	437,018	(32,990)
Total:	(68,669,443)	(82,076,904)	(68,501,734)	(68,517,416)	(152,027)
Local Agencies, Boards & Commissions					
BOARDS & COMMISSIONS	34,594,104	30,808,786	34,594,104	34,594,104	0
Total:	34,594,104	30,808,786	34,594,104	34,594,104	0
Grand Total (General Taxes):	(0)	(24,092,240)	107,122	80,482	(80,482)

Year-end Assumptions

- (1) There will be at least one more month in winter control. If no winter occurrences are realized in December, there will be savings in the Winter Maintenance cost center.
- (2) Gas rates will remain as they are and no large increases will arise in the balance of 2012.
- (3) All operational revenues will reasonably be within projections
- (4) Tax Supplemental revenues and write-offs are on target

City of North Bay

Report to Council

#9

NOV 22 2012

CLERK'S DEPT.

Report No.: CORP 2012-141

Date: November 14, 2012

Originator: Lorraine Rochefort

Subject: Reduction, Cancellation or Refund of Taxes
Section 357, the Municipal Act, S.O. 2001, c.25

RECOMMENDATION:

That the tax appeal applications attached to CORP Report No. 2012-141 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357 of the Municipal Act, S.O. 2001 c.25.

BACKGROUND:

Section 357 of the Municipal Act provides Council with the authority to cancel, reduce or refund taxes under various circumstances as set out in the Act upon application by the ratepayer.

The attached fourteen applications have been reviewed and verified by the Municipal Property Assessment Corporation (MPAC). Thirteen have been returned with a positive recommendation and one with a negative recommendation.

Applications 2012-14/15/16/17 deal with the same property but for 4 taxation years being, 2009, 2010, 2011, 2012. The property owner stated that the dimensions of the condominium unit were less than what was used by MPAC to assess the unit therefore claimed that MPAC had made a gross or manifest error. MPAC confirmed that exterior measurements are used to assess condominiums and they used dimensions outlined in the registered documents therefore there is no gross or manifest error in the assessment of the property.

The subject applications deal specifically with:

- Section 357 (1) (a) - tax class change
 - Section 357 (1) (d)(i) - raised by fire/demolition
 - Section 357 (1)(d)(ii) - damaged and substantially unusable
 - Section 357 (1)(f) - gross or manifest clerical/factual error
-

ANALYSIS/OPTIONS:

Option #1 – Council could choose not to accept MPAC’s recommendations and deny all or specific applications. If such was the case, the ratepayer has the opportunity to file a notice of appeal to the Assessment Review Board (ARB). The ARB’s decision is final.

Option #2 – Council accept MPAC’s recommendations and approve the adjustment of the attached tax appeals for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357 of the Municipal Act, S.O. 2001, c.25.

RECOMMENDED OPTION:

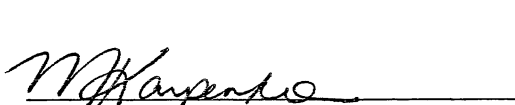
Option #2 is the recommended option.

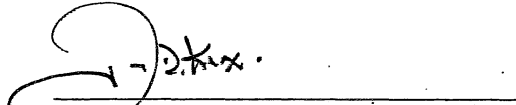
That the tax appeal applications attached to CORP Report No. 2012-141 that have been returned with a positive recommendation from the Municipal Property Assessment Corporation be adjusted for the period set out on each application form and that the applicable taxes be cancelled, reduced or refunded as authorized by Section 357 of the Municipal Act, S.O. 2001 c.25.

Respectfully submitted,


Lorraine Rochefort, AMCT
Manager of Revenues & Taxation

We concur in this report and recommendation.


Margaret Karpenko, CMA
Chief Financial Officer/Treasurer


Jerry Knox,
Chief Administrative Officer

Personnel designated for continuance: Manager of Revenues & Taxation

Attach. Summary of Section 357 Applications

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-230

**BEING A BY-LAW TO STOP UP, CLOSE AND CONVEY
A PORTION OF THE LANEWAY LOCATED IN A BLOCK BOUNDED BY REGINA
STREET, FRANKLIN STREET, LAURIER AVENUE AND ELLIS STREET
IN THE CITY OF NORTH BAY**

WHEREAS it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81, be closed, stopped up and sold to the abutting owners;

AND WHEREAS by Resolution No. 2011-794 passed on the 12th day of December, 2011, Council approved the closure of the laneway;

AND WHEREAS the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81 is hereby declared to be surplus;

AND WHEREAS notice of this by-law was published once a week for two consecutive weeks in the North Bay Nugget, published in the City of North Bay;

AND WHEREAS no person has claimed that his lands will be prejudicially affected by the passing of this by-law nor applied to be heard in person or by his counsel, solicitor, or agent, the Council of the City nor a Committee of said Council;

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

1. That certain part of the laneway abutting Lots 4 and 5, Plan 81 and Lots 46 and 47, Plan 81 designated as Parts 1 and 2 on Reference Plan 36R-13354 is hereby closed, stopped up and conveyed.
2. The City shall transfer Parts 1 and 2, Plan 36R-13354 to the owners of the lands abutting thereon, their successors or assigns, upon receipt of the consent in writing of the abutting registered owner, if the transfer is to be to a person other than the abutting registered owner.
- 3.(a) Subject to paragraph (b), in the event that an abutting owner to the said laneway does not consent to the disposition of the laneway within 60 days of the date of the passing of this by-law, then the clerk shall, upon request of an abutting owner of the opposite side of the laneway, give 30 days notice by prepaid registered mail to the abutting owner of the laneway to the effect that if the abutting owner does not agree to purchase one-half of the abutting laneway at a pro-rata share of the survey, legal, advertising costs and purchase price incurred in the laneway closing, then the said one-half of the laneway may be transferred to the opposite owner for the same cost.

(b) Upon receipt of an Irrevocable Consent of the disposition of the laneway from the adjacent owner then that portion of the laneway may be transferred upon registration of the by-law.
4. This by-law comes into force and effect upon a certified copy of the by-law being registered in the Land Titles Office for the District of Nipissing.

READ A FIRST TIME IN OPEN COUNCIL THE 26TH DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THE 26TH DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 10TH DAY OF DECEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

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LANE CLOSING BY-LAW

The Council of The Corporation of the City of North Bay will consider and, if approved, will pass and enact at its meeting to be held on the 10th day of December, 2012, at the hour of 7:00 o'clock in the evening at the Council Chambers, City Hall, 200 McIntyre Street East, a by-law to close a portion of the laneway located in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street, located in the City of North Bay as shown on the key map below and described as follows:

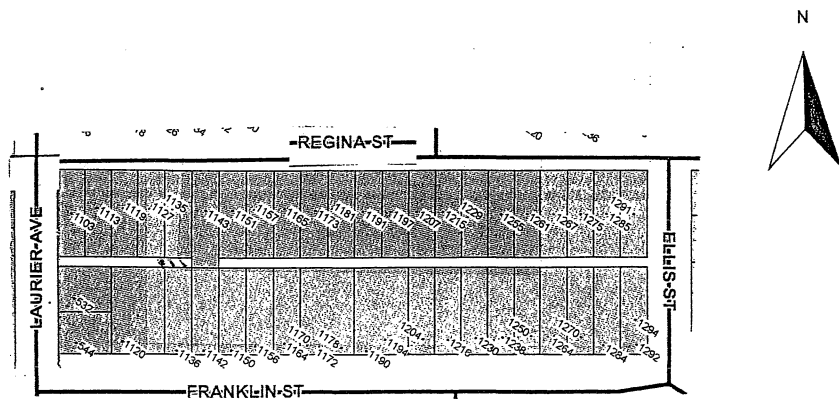
That portion of the laneway located in a block bounded by Regina Street, Franklin Street, Laurier Avenue and Ellis Street, bound on the south by Lots 4 and 5 and on the north by Lots 46 and 47, Plan No. 81, designated as Parts 1 and 2, on Reference Plan 36R-13354, in the City of North Bay, in the Land Titles Division of Nipissing is to be closed, stopped up and conveyed to the owners of lands abutting the said laneway.

The appropriate plan may be examined at the Office of the City Clerk at the City Hall, 200 McIntyre Street East, North Bay, Ontario.

The Council will, at the said meeting hear in person or by his Counsel, Solicitor or Agent, any person who claims that his or her lands will be prejudicially affected by the by-law and who applies to be heard.

Dated and first published at the City of North Bay this 17th day of November, 2012.

Catherine Conrad
City Clerk



THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-227

**BEING A BY-LAW TO CONFIRM PROCEEDINGS
OF THE MEETING OF COUNCIL ON
NOVEMBER 12, 2012**

WHEREAS the *Municipal Act, R.S.O. 2001*, Chapter 25, (the "Act") Section 5(1), provides that the powers of a municipal corporation shall be exercised by Council;

AND WHEREAS Section 5 (3) of the Act provides a municipal power, including a municipality's capacity, rights, powers and privileges under section 9 of the Act, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise and any of the matters shall be implemented by the exercise of the natural person powers;

AND WHEREAS in many cases action which is taken or authorized to be taken by Council does not lend itself to the passage of an individual by-law;

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

1. That the actions of the Council of The Corporation of the City of North Bay at its meeting held on November 12, 2012 in respect of each motion, resolution and other action passed and taken by the Council at its said Meeting is, except where the prior approval of the Ontario Municipal Board or other authority is by law required, hereby adopted, ratified and confirmed.
2. That where no individual by-law has been passed with respect to the taking of any action authorized in or by the Council mentioned in Section 1 hereof or with respect to the exercise of any powers of the Council, then this by-law shall be deemed for all purposes to the by-law required for approving and authorizing the taking of any action authorized therein or thereby required for the exercise of any powers therein by Council.
3. That the Mayor and the proper officers of The Corporation of the City of North Bay are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary and directed to affix the corporate seal to all such documents as required.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 26TH DAY OF NOVEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-232

BEING A BY-LAW TO AMEND BY-LAW NO. 2012-97
(BEING A BY-LAW TO REGULATE SMOKING IN
PUBLIC PLACES AND WORKPLACES)

WHEREAS Section 115 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes the Council of a local municipality to pass a by-law to prohibit or regulate the smoking of tobacco in public places and workplaces within the municipality;

AND WHEREAS section 10(2) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorizes a municipality to pass by-laws respecting health, safety, and well-being of persons;

AND WHEREAS section 12 of the *Smoke-Free Ontario Act*, S.O. 1994, c. 10, as amended, permits municipalities to enact smoking by-laws that are more restrictive than sections 9 and 10 of the Act;

AND WHEREAS Council passed Resolution No. 2012-638 at its Regular Meeting held Monday, November 6, 2012 to authorize smoking prohibitions for requested workplace and multi-residential apartment buildings.

NOW, THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACTS AS FOLLOWS:

1. That Schedules "A" and "D" to By-Law No. 2012-97 are hereby deleted and the attached Schedules "A" and "D" be inserted in lieu thereof.
2. This By-Law comes into effect upon passing.

READ A FRIST TIME IN OPEN COUNCIL THIS 26th DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 26th DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 26th DAY OF NOVEMBER, 2012.

KM

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

**Schedule "A" to The Corporation of the City of North Bay
By-Law No. 2012-232**

Designated **workplaces** with entranceway smoking prohibitions:

Workplace and Address	Entranceway(s)	Date of Designation
Northgate Mall 1500 Fisher Street	Parkdale Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Tower Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	Food Court Entrance	May 1, 2010
Northgate Mall 1500 Fisher Street	ONR Entrance	May 1, 2010
Calvary Temple 271 Ski Club Road	All Entrances	May 1, 2010
133 Main Street West	Front Entrance off Main Street Rear Entrance off Oak Street	May 1, 2010
Odd Fellows Temple 1272 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Side Entrance to Parking lot	May 1, 2010
Momma Poon's 1260 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Entrance to Highland Road	May 1, 2010
CIBC 1236 Algonquin Avenue	Front Entrance to Algonquin Ave. Rear Entrance to Highland Road	May 1, 2010
North Bay Parry Sound District Health Unit 681 Commercial Street	All Entrances (1 Public and 2 Employee)	May 1, 2010
North Bay Parry Sound District Health Unit 700 Cassells Street	Rear Main Entrance off Parking Lot	May 1, 2010
Northern Honda 1401 Seymour Street	Main Showroom Entrance, Employee Showroom Fire Exit Service Entrance, Parts/Receiving Entrance, Garage Man-Door at Rear Facing South-East	May 1, 2010
Yes! Employment Services 945 Stockdale Road	Main Entrance, 2 Side Entrances and 2 Rear Entrances	July 26, 2010
One Kids Place 400 McKeown Avenue	Main Entrance Under Canopy to be Designated	July 26, 2010
North Bay Mall 300 Lakeshore Drive	Winners Entrance, No Frills Entrance, Sport Check Entrance	July 26, 2010
True North Chevrolet Cadillac 1370 Seymour Street	All Doors and Entrances	October 31, 2011
The North Bay Food Bank 1319 Hammond Street	Main Entrance	October 31, 2011
PT Works 1831 Cassells Street	Employee Entrance facing Shaw Street, Customer Entrance facing Olive Street	October 31, 2011
The Lighthouse 975 McKeown Avenue	Front Entrance	October 31, 2011
Martel & Mitchell Physiotherapy 760 Cassells Street	Front Entrance	October 31, 2011
First Choice Hair Cutters 975 McKeown Avenue	Front Entrance	October 31, 2011
Pet Valu, Unit 501, 300 Lakeshore Drive	Main Entrance	November 26, 2012
North Bay Machining Centre Inc., 285 Birchs Road	All Entrances	November 26, 2012
The Gathering Place, 392 Algonquin Avenue	Front Entrance	November 26, 2012

**Schedule "D" to The Corporation of the City of North Bay
By-Law No. 2012-232**

Designated apartment buildings containing more than six (6) units with
entranceway smoking prohibitions:

Apartment Address	Entranceway(s)	Date of Designation
348 Worthington Street East	Front Entrance facing Worthington Street East	May 1, 2010
190 Lavase Road	Front Entrance facing Lavase Road	May 1, 2010
430 Wickstead Avenue	Entrance at front of Office Building	May 1, 2010
420 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
432 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
444 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
462 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
474 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
486 Wickstead Avenue	Entrance at front of Building facing Wickstead Avenue	May 1, 2010
40 Judge Avenue	14 separate 6-plex main entrances	May 1, 2010
134 Lindsay Street	Front Entrance	May 1, 2010
141 Lindsay Street	Front Entrance	May 1, 2010
387 Main Street West	Front Entrance	May 1, 2010
198 Hughes Road	Front Entrance	May 1, 2010
135 Worthington Street West	Front Entrance off Worthington Street West	May 1, 2010
365 Lakeshore Drive	Front Entrance to Lobby facing West	May 1, 2010
116 Blair Street	Front Entrance	May 1, 2010
480 Fisher Street	Rear Entrance Parking Lot	May 1, 2010
1272 Algonquin Avenue	Rear Side Entrance to Parking Lot	May 1, 2010
Marina Point Retirement Village 130 Elm Street	Main Entrance	July 26, 2010
Bay Manor 648 Main Street West	Front Entrance Facing Main Street	October 31, 2011
Douglas Court 820 Douglas Street	Front Entrance Facing Douglas Street	October 31, 2011
Elizabeth Court 19 Johnston Road	Front Entrance Facing Johnston Road	October 31, 2011
College Heights 730 Rose Avenue	Front Entrance Facing Private Parking Lot	October 31, 2011
The Elegant, 555 Kehoe Street	Front Entrance	November 26, 2012

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-225

**BY-LAW FOR LICENSING, REGULATING AND GOVERNING
BUSINESS IN THE CITY OF NORTH BAY**

INDEX

Definitions	Section 1
General Provisions	Section 2
Application for New Licence	Section 3
Application for Renewal of Licence	Section 4
Form of Licence	Section 5
Administration Fee	Section 6
Change of Name	Section 7
Change of Ownership	Section 8
Change of Premises or Location	Section 9
Licences Personal	Section 10
Nuisance Abatement	Section 11
Inspection	Section 12
Posting of Licence	Section 13
Refusal to Grant a Licence	Section 14
Suspension/Revocation	Section 15
Notice and Appeal	Section 16
Charitable Organizations	Section 17
Insurance	Section 18
Licence Fees and Inspections	Section 19
Expiry of Licence	Section 20
Penalty	Section 21
Licence Records	Section 22
Severability	Section 23
Advertising	Section 24
Repeal	Section 25
Enactment	Section 26
Fee Schedule	Schedule "A"
Auctioneer	Schedule "B"
Circus/Midway	Schedule "C"
Door to Door Sales/Service Person	Schedule "D"
Firearms Repair Facility	Schedule "E"
Hawker/Peddler	Schedule "F"
Outdoor Patios	Schedule "G"
Pawnbroker	Schedule "H"
Pet Shop	Schedule "I"
Places of Amusement	Schedule "J"
Precious Metals Purchasers	Schedule "K"
Refreshment Vehicles	Schedule "L"
Map for Food Vendor Lottery Draw	Schedule "L1"
Restaurants	Schedule "M"
Seasonal Restaurants	Schedule "N"
Special Events	Schedule "O"
Map for Craft Show Exemptions	Schedule "O1"
Tattoo Parlour	Schedule "P"
Tobacco Sales	Schedule "Q"

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW 2012-225

**BEING A BY-LAW FOR LICENSING, REGULATING
AND GOVERNING BUSINESS IN THE CITY OF NORTH BAY**

WHEREAS the *Municipal Act* R.S.O. 2001, Section 10 (2) authorizes a single tier municipality to pass by-laws respecting business licensing;

AND WHEREAS it is considered desirable to license, regulate and govern certain business in the City of North Bay so as to ensure the health and safety of the public;

AND WHEREAS it is considered desirable to license, regulate and govern certain business in the City of North Bay so as to mitigate any nuisance caused by the operation of any such business;

AND WHEREAS General Government Committee Report 2012-09 approved the licensing, regulating and governing of businesses within the City of North Bay was passed by Council on the 12th day of November, 2012.

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

1. DEFINITIONS

For the purpose of this by-law:

- 1.1 **"Act"** refers to the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, except where specific reference is made to another Act of the Legislature of the Province of Ontario or the Parliament of Canada.
- 1.2 **"Antique"** shall mean any good, object, material, merchandise or item of any kind which is of a higher value because of its age.
- 1.3 **"Antique/Collectible Show"** shall mean the offering for sale, on a temporary basis at one location, goods, wares or merchandise that have not been recently produced or manufactured.
- 1.4 **"Applicant"** shall mean a Person who is required to be licensed pursuant to this By-Law or who has made application for a licence to the Issuer of Licences and shall include a Licensee.
- 1.5 **"Appropriate Authority having jurisdiction"** shall mean:
 - (i) with regard to health matters, the Medical Officer of Health, or his or her designate for the North Bay Parry Sound District Health Unit,
 - (ii) with regard to building matters, the Chief Building Official for the City, or his or her designate,
 - (iii) with regard to fire safety matters, the Chief Fire Official for the City, or his or designate,
 - (iv) with regard to police matters, the Chief of Police for the City or his or her designate.
- 1.6 **"Arts"** shall mean those kinds of articles which are the creation of the Applicant from raw materials such as oil paintings, water-colour paintings, wood and other sculptures.

- 1.7 **"Auction"** shall mean a public sale to Persons in which bids on goods, articles, merchandise, effects, etc., are received by an Auctioneer and where each bid offers more than the last previous bid, the article being put up for Auction sold to the highest bidder. This shall not include a Silent auction or Chance Auction, as defined as follows:
- (i) **"Silent Auction"** shall mean an Auction conducted by means of written bids given on displayed goods, wares or merchandise with the final declaration of sale being made to the last individual having submitted a bid on the specified bid sheet for that item; and
 - (iii) **"Chance Auction"** (also known as a "Chinese Auction") shall mean an Auction conducted by means of predetermining a set price on an item, thence receiving verbal bids on such an item. The final declaration of sale shall be made to the highest bidder who shall then pay the price, based on the difference between the predetermined price and the highest bid.
- 1.8 **"Auctioneer"** shall mean a Person who conducts a sale by Auction.
- 1.9 **"Business"** shall mean any business wholly or partly carried on within a municipality even if the business is being carried on from a location outside the municipality and includes:
- (i) trades and occupations,
 - (ii) exhibitions, festivals and other organized public amusements held for profit or otherwise,
 - (iii) the sale or hire of goods or services on an intermittent or one-time basis and the activities of a hawker or peddler, and
 - (iv) the display of samples, patterns or specimens of goods for the purpose of sale or hire.
- 1.10 **"Business Day"** shall mean a day other than a Saturday or Sunday and any Statutory Holidays on which City Hall is closed for business.
- 1.11 **"Business Licence Fee"** shall mean a non-refundable monetary charge imposed by the City to issue a licence as set out in Schedule "A" hereto.
- 1.12 **"By-Law"** shall mean this By-Law and any amendments thereto passed by Council.
- 1.13 **"Cash security deposit"** shall mean cash or certified cheque.
- 1.14 **"Chief Building Official"** shall mean the person or his or her designate who may, from time to time, be appointed by Council to the position of Chief Building Official in conformity with the provisions of the *Ontario Building Code Act*, R.S.O. 1992, c. 23, and amendments thereto.
- 1.15 **"Chief of Police"** shall mean the person or his or her designate who may, from time to time, be appointed as Police Chief by North Bay Police Services Board.
- 1.16 **"Circus/Midway"** shall mean:
- (i) a Business operating amusement ride(s) or other device(s);
 - (ii) a Business operating authorized games of chance, or
 - (iii) a performance exhibiting equestrian, animal, and acrobatic acts and their equipage intended to entertain or amuse or provide entertainment to the public.

- 1.17 **"City"** shall mean The Corporation of the City of North Bay.
- 1.18 **"City Clerk"** shall mean the person or his or her designate who may, from time to time, be appointed by Council to act as the City Clerk.
- 1.19 **"City Engineer"** shall mean the person or his or her designate who may, from time to time, be appointed by Council to act as the City Engineer.
- 1.20 **"Corporation"** shall mean The Corporation of the City of North Bay.
- 1.21 **"Council"** shall mean the Council of The Corporation of the City of North Bay.
- 1.22 **"Craft"** shall mean those kinds of articles which are the creation of the Applicant from raw materials wherein a limited amount of equipment is used and the article is utilitarian in nature such as woven material and carved objects.
- 1.23 **"Craft Show"** shall mean the temporary exhibition and offering for sale of Arts and Crafts.
- 1.24 **"Door-to-Door Sales/Service Person"** shall mean a person who goes from place to place selling or offering for sale a service of any kind.
- 1.25 **"Fire Chief"** shall mean the person or his or her designate who may, from time to time, be appointed by Council to act as Fire Chief for the City and is ultimately responsible to Council as defined in the *Fire Protection and Prevention Act, 1997, S.O. 1997, c. 4.*
- 1.26 **"Fire Prevention Officer"** shall mean the person or his or her designate who is appointed as a Fire Prevention Officer under the provisions of the *Fire Protection and Prevention Act., 1997, S.O. 1997 c. 4.*
- 1.27 **"Food"** shall mean food or drink for human consumption and includes refreshments and confections, but excludes liquor.
- 1.28 **"Hawker and Peddler"** shall mean any Person:
- (i) who goes from door to door with goods, wares or merchandise for sale or who carries and displays samples, patterns or specimens of any goods, wares or merchandise for which immediate sales are made and for which orders are taken with delivery to follow;
 - (ii) who sells from a permanent structure on a temporary basis, goods, wares or merchandise for sale, or who carries and displays samples, patterns or specimens of any goods, wares or merchandise for which immediate sales are made and for which orders are taken with delivery to follow; or
 - (iii) that is engaged in retail sales but does not have a commercial store front and includes their employees but does not include:
 - (a) Service Clubs,
 - (b) Not for Profit Clubs,
 - (c) Charitable Organizations or
 - (d) Such other institutions, organizations or clubs as the Council by Resolution may approve.
- 1.29 **"Issuer of Licences"** shall mean the City Clerk or his or her designate.

- 1.30 **"Letter of Credit"** shall mean an irrevocable letter of credit that shall be drawn on a chartered Canadian Bank and deemed to be automatically extended without amendment for one (1) year from the present or any future expiration date thereof, unless thirty (30) days prior to any such date the bank shall notify the City in writing by registered mail that the bank elects not to consider this letter of credit renewed for any such additional period.
- 1.31 **"Licence"** shall mean a City of North Bay Business Licence issued pursuant to this By-Law.
- 1.32 **"Licensee"** shall mean a Person who has been issued a Licence pursuant to this By-Law either in the current calendar year or in a previous calendar year and shall include an Applicant.
- 1.33 **"Manager of Purchasing"** shall mean the person or his or her designate who may, from time to time, be appointed by Council to act as the Manager of Purchasing.
- 1.34 **"Masculine"** shall include the feminine gender and the neuter.
- 1.35 **"Medical Officer of Health"** shall mean the Medical Officer of Health, or his or her designate, for the North Bay Parry Sound District Health Unit.
- 1.36 **"Month"** shall mean a calendar month.
- 1.37 **"Municipal Enforcement Officer"** shall mean a person or his or her designate who may, from time to time be appointed by the Council whose duties include the enforcement of this By-Law.
- 1.38 **"Non-Profit Charitable Organization"** shall mean an organization, whether incorporated or not, which:
- (i) has objects and purposes that are exclusively or wholly charitable;
 - (ii) is recognized by Revenue Canada as being "charitable"; and
 - (iii) is in compliance with the reporting requirements under the *Charities Accounting Act* or is completing a Public Information Return under the *Income Tax Act*.
- 1.39 **"Non-Profit Non-Charitable Organization"** shall mean an organization whether incorporated or not, which has objects and purposes that are both charitable and non-charitable and that raises money for the relief of poverty, the advancement of education, the advancement of religion, culture and the arts, health and welfare or for athletic clubs and associations.
- 1.40 **"Non-Resident"** shall mean a person who has not resided continuously in the City for at least three (3) months immediately preceding the time of commencing a business in the City.
- 1.41 **"Operate"** shall mean to directly or indirectly manage, work, control, maintain, put or keep in a functional state any Business.
- 1.42 **"Outdoor Patio"** shall mean an encroachment on a sidewalk or boulevard outside of or immediately adjacent to a building or other structure providing services in the nature of a restaurant or tavern or like business and within or on which may be included objects such as tables, chairs, temporary entrance shelters, canopies, umbrellas, parasols and decorative planters.

- 1.43 **"Owner"** shall mean the registered owner, tenant, beneficial owner, lessee or occupant of the lands and premises or the Person or his authorized agent in lawful control of the real property, premises, or building within the geographical boundaries of the City and who permits the operation or maintenance of any business.
- 1.44 **"Pawnbroker"** shall mean a person who carries on the business of taking by way of pawn or pledge any article for the repayment of money lent thereon, as defined in the *Pawnbrokers Act*, R.S.O. 1990, c. P.6, as amended.
- 1.45 **"Pawnbrokers Act"** shall mean the *Pawnbrokers Act*, R.S.O. 1990, c. P.6 and the Regulations enacted thereunder as amended from time to time or any Act and Regulation enacted in substitution therefor.
- 1.46 **"Pawn Shop"** shall mean a business or premise where the business of a Pawnbroker is carried out.
- 1.47 **"Person"** shall include any individual, corporation, partnership, company, association, agent or trustee or party and the heirs, executors, administrators, or other legal representative of such person, to whom the context can apply according to law and shall include any group of persons comprising a society or other organization.
- 1.48 **"Pet Shop"** shall mean every shop, place, business or premise in which dogs, cats, fish, reptiles, birds or any other pet that is generally understood to be domesticated is sold or kept for sale.
- 1.49 **"Place of Amusement"** shall mean a building, premises, room or area which contains facilities, equipment or machines for the playing of:
- (i) three or more games of chance, or
 - (ii) three or more games of mixed chance and skill, or
 - (iii) a combination of three or more games of chance and games of mixed chance and skill.
- Games shall include, but shall not be limited to, video games, pinball games, table top hockey games, table top soccer games, electronic games, and billiard tables, pool tables or bagatelle tables or bowling alleys and any other games that are not contrary to the Criminal Code of Canada R.S.C., 1985, c. C-46.
- 1.50 **"Place of Business"** shall mean any place, Premises or Location, or part thereof, in or from which a Business is carried on, and includes a shop, office or a vehicle for the purpose of carrying on the Business.
- 1.51 **"Premises"** shall mean land, including any and all buildings or other structures thereon and includes any vehicle or conveyance used in the operation of a Business.
- 1.52 **"Precious Metals"** shall mean a valuable metal, which includes but is not limited to gold, silver and platinum.
- 1.53 **"Property Taxes"** shall mean the amount of taxes levied on real property under the *Ontario Municipal Act*, 2001 S.O. 2001, c.25, and the *Education Act* and any amounts owed under the *Drainage Act*, the *Tile Drainage Act* and the *Shoreline Property Assistance Act* with respect to real property and includes any amounts deemed to be taxes by or under any other Act and any amounts given priority lien status by or under any Act..

- 1.54 **"Provincial Offences Act"** shall mean the *Provincial Offences Act*, R.S.O. 1990, c. P.33 and the Regulations enacted thereunder as amended from time to time or any Act and Regulation enacted in substitution therefor.
- 1.55 **"Purchase"** shall mean to obtain Precious Metals by paying money or its equivalent and shall include the terms purchase, exchange and acquire by any means and "purchasing" and "purchased" has a like meaning.
- 1.56 **"Purchase Event"** shall mean an event held for primary purpose of purchasing Precious Metals from members of the public at large or from a Person or Persons invited to the purchase event.
- 1.57 **"Refreshment Vehicle"** shall mean any Vehicle from which Food and/or refreshments are sold or offered for sale for consumption by the public and includes without limiting the generality of the foregoing, carts, wagons, trailers and trucks.
- 1.58 **"Resident"** shall mean a Person who has resided continuously in the City for a period of three (3) or more months immediately preceding the time of commencing a Business in the City.
- 1.59 **"Restaurant"** shall mean any Premises in which Food is prepared and provided for sale for immediate consumption within the building or premises and includes but is not limited to, an accessory take-out service, an ice cream establishment, dairy bar, tea room, sandwich shop, lunch counter and fish and chip shop but does not include any class of refreshment vehicle.
- 1.60 **"Seasonal Restaurant"** shall mean:
- (i) a building, structure or part thereof where Food is prepared on or off the premises and is offered for sale to the public; and
 - (ii) that is not operated for more than eight (8) months in any calendar year.
- 1.61 **"Sidewalk"** shall mean that portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians.
- 1.62 **"Sign"** shall mean any device, structure, fixture or placard using graphics, symbols, and/or written copy for the primary purpose of identifying, providing directions or advertising any establishment, product, goods or services, with the exception of window displays, interior signs, national flags and painting of exterior building walls. For the purpose of removal of signs, this definition may also include all sign structures as well as any inflatable advertising devices.
- 1.63 **"Singular"** includes the plural and the plural includes the singular.
- 1.64 **"Special Event Organizer"** shall mean the Person who organizes any type of Craft Show, Trade Show or Antique/Collectible Show (collectively referred to as the "Show"), whether for profit or not.
- 1.65 **"Tattoo and/or Body Piercing Parlour"** shall mean a Business or Premise where the skin of an individual is marked by puncturing it and inserting a pigment or pigments to make permanent marks or designs and/or where parts of a body are punctured by a sharp-pointed instrument for the purpose of making a hole or opening through which an item may be attached to the body but shall not include a Premises which is operated solely for the purpose of piercing earlobes.

- 1.66 **"Tobacco"** shall mean a product composed in whole or in part of tobacco, including tobacco leaves, and any extract of tobacco leaves. It includes cigarette papers, tubes, filters and snuff but does not include any food, drug or device that contains nicotine to which the *Food and Drugs Act*, R.S.C., 1985, c. F-27 applies.
- 1.67 **"Trade Show"** shall mean a Business or a Person which coordinates a show or similar exhibition of three (3) or more vendors or businesses exhibiting, offering for sale, selling or otherwise displaying for delivery at a later date, goods, wares, merchandise, items, or services of a similar nature and where the vendors or Businesses will be organized at a specific location for a period not to exceed fourteen (14) consecutive days.
- 1.68 **"Vehicle"** shall include an automobile, motorcycle, motor vehicle, trailer, mobile home, traction engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power and shall include a motorized snow vehicle or all terrain vehicle.
- 1.69 **"Zoning Administrator"** shall mean a person who may be appointed from time to time by Council to the position of Zoning Administrator for the City.

2. GENERAL PROVISIONS - BUSINESS LICENSING

- 2.1 Every Person carrying on, conducting, operating, maintaining, keeping or engaging in any Business specifically identified in Schedule "A" hereto shall be required to obtain a Licence from the Issuer of Licences.
- 2.2 The Owner of a premise shall not permit a person to operate a Business on the premises without a Licence, where such Licence is required by this By-Law.
- 2.3 For the purposes of this By-Law a Business shall not include:
- 2.3.1 a manufacturing activity or an industry, except to the extent that it sells its products or raw materials by retail,
- 2.3.2 the selling of goods by wholesale, or
- 2.3.3 the generation, exploitation, extraction, harvesting, processing, renewal or transportation of natural resources.

3. APPLICATION FOR NEW LICENCE

- 3.1 Every Person required to obtain a Licence pursuant to this By-Law:
- 3.1.1 shall apply in writing on the appropriate application form as provided by the Issuer of Licences;
- 3.1.2 shall deposit, at the time of application, with the Issuer of Licences, all required non-refundable Business Licence Fees as set out in Schedule "A" to this By-Law for each Business category; and
- 3.1.3 provide any required approvals, inspections or documentation required by the provisions of this By-Law or as deemed necessary by the Issuer of Licences.
- 3.2 The Applicant shall be responsible for obtaining all necessary inspections, documents and approvals as set out on the application form and as deemed necessary by the Issuer of Licences.

- 3.3 The Issuer of Licences shall not issue a Licence until:
- 3.3.1 all required approvals and inspections as required by the application have been obtained by the Applicant,
 - 3.3.2 Business Licence Fees have been paid in full,
 - 3.3.3 all Property Taxes are paid to the satisfaction of the City when required as a condition of obtaining a licence,
 - 3.3.4 any outstanding fines imposed under the *Provincial Offences Act* for the contravention of a provision of any City of North Bay By-Law arising out of the operation of a Business, whether such fines are owed by the Applicant personally or by any Business of which the Applicant is an Owner, as defined by this By-Law, and
 - 3.3.5 all of the required documentation has been provided to the Issuer of Licences.
- 3.4 There shall be a separate Licence for each of the premises to be used by the Applicant.
- 3.5 There shall be a separate application for each category of Business operated and Licence to be issued.
- 3.6 The Applicant shall comply with all requirements as set out in this By-Law as well as all applicable Federal, Provincial, Municipal Statutes, Regulations, By-Laws and Codes and any other provisions that may govern the Business, Place or Premises used in the carrying on of the Business and/or the Persons carrying on the Business or engaged in it and to which the application pertains.
- 3.7 The Issuer of Licences, upon receipt of the application for a Licence may make, cause to be made, or request, any additional documents, investigations, approvals or inspections to be made in respect of such application for a Licence as the Issuer of Licences deems appropriate or in the interest of the general public, and any costs incurred for such inspection or documents shall be at the Applicant's expense.
- 3.8 Upon receipt of a completed application, together with all required documentation for a Licence and the appropriate Business Licence Fees have been paid, the Issuer of Licences may prior to the issuance of any such Licence:
- 3.8.1 make any inquiries to any municipal official or employee, who has carried out inspections relative to the business under application,
 - 3.8.2 receive reports from such municipal officials and employees as may be deemed necessary, and
 - 3.8.3 inquire into all relevant matters in order to ascertain if the Applicant is entitled to a Licence under the provisions of this By-Law.
- 3.9 Upon being satisfied that the Applicant is entitled to obtain a Licence under the provisions of this By-Law, the Issuer of Licences shall prepare and issue a Licence to the Applicant.

4. APPLICATION FOR RENEWAL LICENCE

- 4.1 Every Person required to renew a Licence previously granted under this By-Law, shall submit to the Issuer of Licences, an application form for renewal of the Licence as provided by the Issuer of Licences.

- 4.2 Every Applicant shall ensure that the information on the application is up to date.
- 4.3 Where there has been a change of circumstance the Issuer of Licences shall not issue a Licence until:
- 4.3.1 all required approvals and inspections have been obtained by the Applicant,
 - 4.3.2 the required documentation has been provided,
 - 4.3.3 all Business Licence Fees have been paid in full,
 - 4.3.4 all Property Taxes are paid to the satisfaction of the City when required as a condition of obtaining a licence, and
 - 4.3.5 any outstanding fines imposed under the *Provincial Offences Act* for the contravention of a provision of any City of North Bay By-Law arising out of the operation of a Business, whether such fines are owed by the Applicant personally or by any Business of which the Applicant is an Owner, as defined by this By-Law.
- 4.4 Where the Issuer of Licences receives an application for renewal of a Licence previously granted under this By-Law and the appropriate fees have been paid, he or she shall, prior to the issuance of any such Licence:
- 4.4.1 make inquiries into all relevant matters in order to ascertain if the Applicant is entitled to obtain a renewed Licence under the provisions of this By-Law,
 - 4.4.2 inquire into any and all relevant changes in circumstances since the previous Licence was issued to the Applicant ,
 - 4.4.3 make any inquiries to any municipal official or employee, who has carried out inspections or investigations relative to the Business under application, and
 - 4.4.4 receive reports from such municipal officials and employees as may be deemed necessary.
- 4.5 When the Issuer of Licences is satisfied that the Applicant is entitled to obtain a Licence under the provisions of this By-Law, the Issuer of Licences shall prepare and issue a Licence to the said Applicant.

5. FORM OF LICENCE

- 5.1 Every Licence shall show therein:
- 5.1.1 the operating name of the Business or Person to whom the Licence is issued,
 - 5.1.2 the operating address of the Premises or location for which the Licence is issued,
 - 5.1.3 the category of Licence granted,
 - 5.1.4 the date of issue of the licence,
 - 5.1.5 the date of expiration of the licence, and
 - 5.1.6 shall be signed by the Issuer of Licences.

6. **ADMINISTRATION FEES**

- 6.1 An administration fee of Twenty-Five Dollars (\$25.00) will apply to the following:

Duplicate Licence:

- 6.1.1 In the event that the Licence issued under this By-Law is lost or destroyed, the Issuer of Licences upon satisfactory proof of such loss or destruction, and upon payment of the administration fee, shall issue a duplicate of the original Licence, upon which shall be stamped or marked the word "DUPLICATE" or "COPY". The expiry date of the "Duplicate" or "Copy" shall be the same as the one being replaced.

Late Renewals:

- 6.1.2 In the event that a Licence is not renewed on or before the existing expiry date, notwithstanding any charge(s) that may be laid under this By-Law, the Applicant shall also be required to pay a \$25.00 Administration Fee in addition to the applicable Business Licence Fee.

7. **CHANGE OF NAME**

- 7.1 Where the ownership of a Business is not changed or affected but the operating name has changed, the Licensee shall within thirty (30) Business Days of such change notify the Issuer of Licences and upon being satisfied that there has been no other change in the circumstances of the Licenced Business, the Issuer of Licences may issue a replacement of the original Licence. The Licensee shall return and surrender their Licence in order to affect such a change at no cost. The expiry date of the Licence shall be the same as the one being replaced.

8. **CHANGE OF OWNERSHIP**

- 8.1 Every Licensee shall, upon change of ownership of the Licenced Business return and surrender their current Licence to the Issuer of Licences. The new owner shall make application for a new Licence as set out in this By-Law.

9. **CHANGE OF PREMISES**

- 9.1 Where a currently Licenced Business changes Premises, such new Premises shall not be deemed to be Licenced. The Licensee shall notify the Issuer of Licences within seven (7) Business Days of the change of location and surrender to the Issuer of Licences the Licence issued with respect to their previous Premises. The Issuer of Licences shall upon payment of a fee in the amount of Twenty-Five Dollars (\$25.00) and being satisfied that the new location meets all the requirements as set out in this By-Law issue a replacement to the original Licence. The expiry date of the Licence shall be the same as the one being replaced.

10. **LICENCE PERSONAL**

- 10.1 No Person shall enjoy a vested or property right in any Licence or the continuance of any Licence or such a Licence and such rights shall remain the property of the City.
- 10.2 Licences are not transferable.

11. NUISANCE ABATEMENT

- 11.1 Every Person required to be Licensed under this By-Law, in addition to any other provisions or requirements expressed elsewhere in the By-Law, shall comply with the following requirements:
- 11.1.1 at all times maintain and keep safe and clean and in good condition and repair any Place of Business for which the Licence is issued including any Vehicle used for or by the Licensed Business,
 - 11.1.2 shall not breach or violate or cause, suffer, or permit any breach or violation of any By-Law of the City or of any statute, Order-In-Council, or Regulation of the Legislature of the Province of Ontario or the Parliament of Canada or of any Agency, Board or Commission thereof, in, upon, or in connection with the Business or Premises for, or in relation to which such Licence was issued,
 - 11.1.3 shall not cause, suffer or commit any nuisance to arise in, on, or in connection with the Place of Business, Vehicle or Premises, for which the Licence was issued,
 - 11.1.4 shall not cause, suffer or permit any shouting, noise or other disturbance on, in or in connection with the Place of Business, Vehicle or Premises for which the Licence was issued, that is unnecessary, unreasonable or contrary to any municipal By-Law prohibiting the same, and if any such shouting, noise or other disturbance occurs, the Licensee shall immediately take steps to cause the same to be abated,
 - 11.1.5 shall not cause, suffer, or permit any obstruction on any highway, lane or public place in front of or adjoining the place or premises for which the Licence was issued, and
 - 11.1.6 shall not cause, suffer or permit any profane, offensive or abusive language or disorderly conduct in, on, or in connection with any Vehicle or Premises for which the Licence was issued.
- 11.2 Every Person who acquires a Licence that is issued under this By-Law is responsible for the due performance and observance of all the provisions of this By-Law by their employees, agents, invitees and all other persons in or upon the Premises that is Licensed under the provisions of this By-Law.

12. INSPECTION

- 12.1 A Municipal Enforcement Officer, Issuer of Licences, Police Officer or other duly appointed individual may at all reasonable times, inspect or cause to be inspected the Premises, facilities, equipment, Vehicles, and other property used or kept for hire in connection with the carrying on of a Business that is Licensed or that is required to be Licensed pursuant to this By-Law.
- 12.2 No person shall hinder or obstruct, or attempt to hinder or obstruct, a Municipal Enforcement Officer, Issuer of Licences, Police Officer or other duly appointed individual who is exercising a power or performing a duty under this By-Law, including carrying out an inspection.
- 12.3 The owner of a premises shall, upon request by a Municipal Enforcement Officer, Issuer of Licences, Police Officer or other duly appointed individual, provide forthwith information relating to any person conducting Business on the premises who is required to obtain

a Licence pursuant to this By-Law, including the corporate name, business name, address, phone number, and dates of operation at that premises.

- 12.4 No person shall knowingly provide false information in any application under this By-Law or in any document, correspondence or other form of communication required to be furnished under this By-Law.

13. POSTING OF LICENCE

- 13.1 Every Person licensed pursuant to this By-Law shall post in a prominent and conspicuous place the current Licence on the premises or that part thereof to which the Licence pertains. The Licensee shall ensure that the Licence is positioned in such location that it may be readily seen and read by persons entering the Premises.
- 13.2 Where a Licence is issued to a Person who goes from place to place or to a particular place with food, goods, wares, or merchandise for sale, the Licensee shall keep the Licence with them at all times while carrying out their Business and shall exhibit it to any Municipal Enforcement Officer, Issuer of Licences, Police Officer or other authority having jurisdiction who so requests.

14. REFUSAL TO GRANT A LICENCE

- 14.1 The Issuer of Licences may refuse to grant or issue a licence to any Applicant who:
- 14.1.1 has failed to comply with the requirements of this By-Law or other applicable By-Laws of the City or of any Statute, Order-in-Council, or Regulation of the Provincial Legislature or the Parliament of Canada, or of any Agency, Board of Commission thereof, in, upon or in connection with the applied for licensed activity of the Business or Premises, facilities, equipment, Vehicles or other property used or kept for hire in connection with the Licensed activity,
 - 14.1.2 has any outstanding Property Taxes owing to the City, or
 - 14.1.3 has any outstanding fines imposed under the *Provincial Offences Act* for the contravention of any provision of this By-Law.
- 14.2 The Issuer of Licences may also, at their discretion, refuse to grant or issue a Licence to any Applicant where the Issuer of Licences believes it is not in the public interest to do so.

15. SUSPENSION/REVOCAION

- 15.1 The Issuer of Licences may suspend or revoke a Licence issued to any Licensee who:
- 15.1.1 has failed to comply with the requirements of this By-Law or other applicable By-Laws of the City or of any Local Board thereof, or of any Statute, Order-in-Council, or Regulation of the Provincial Legislature or the Parliament of Canada, or of any Agency or Board of Commission thereof, in, upon or in connection with the applied for Licensed activity of the Business or Premise, facilities, equipment, Vehicles and other property used or kept for hire in connection with the Licensed activity,
 - 15.1.2 has outstanding Property Taxes owing to the City, or

- 15.1.3 has any outstanding fines imposed under the *Provincial Offences Act* for the contravention of any provision of this By-Law.
- 15.2 The Issuer of Licences may also suspend or revoke any Licence issued to any Applicant where the Issuer of Licences believes it is in the public interest to do so.
- 15.3 Any suspension of a Licence may be subject to such terms and conditions as the Issuer of Licences may prescribe.
- 15.4 No person shall operate any Business or Premise contrary to any Licence suspension or terms and conditions thereto or where such Licence has been revoked.

16. NOTICE AND APPEAL

- 16.1 Where the Issuer of Licences refuses to issue, suspends, or revokes a Licence the said Issuer of Licences shall notify the Applicant in writing of such decision and the said notice shall set out the grounds upon which the issue of the said Licence is refused, suspended or revoked and shall state that the Applicant or Licensee may appeal such decision by filing an appeal with the Clerk of the municipality within fifteen (15) days of receiving the notice.
- 16.2 Upon receipt of an appeal from the Applicant, the Clerk and Council shall follow the procedure set out in this By-Law.
- 16.3 A Hearing Committee may hear any interested parties or afford them an opportunity to be heard on any matter where Council is required by law to hold a hearing in relation to any act, by-law or decision.
- 16.4 The Hearing Committee shall be comprised of the Mayor, the Chair and the Vice-Chair of the Standing Committee to which the matter relates, or their nominees from the Standing Committee. Any other Councillor may sit to hear the interested parties, but shall not be a Member of the Hearing Committee for the purpose of making a recommendation to the Council.
- 16.5 The Hearing Committee shall be bound by the *Statutory Powers Procedure Act*, R.S.O. 1990, c. 22, as amended.
- 16.6 Except as otherwise herein provided this By-Law applies mutatis mutandis to the Hearing Committee.
- 16.7 Upon the conclusion of a hearing conducted by the Hearing Committee, the Hearing Committee shall, as soon as practicable, make a written report to Council summarizing the evidence and arguments presented by the parties, the findings of fact made by the Hearing Committee and the recommendations, if any, of the Hearing Committee with reasons therefor on the merits on the application in respect of which the hearing has been conducted.
- 16.8 After considering the report of the Hearing Committee, Council may thereupon in respect of such application, do any act, pass any by-law or make any decision that it might have done, passed or made, had it conducted the hearing itself.

17. CHARITABLE ORGANIZATIONS

- 17.1 Any non-profit charitable organization selling items for the purpose of raising funds for such charitable organization shall be required to obtain a Licence and no Business Licence Fee shall be payable for such Licence under the provisions of this By-Law. All monies being raised at the event must be wholly for the benefit of the charitable organization.

18. INSURANCE

- 18.1 All insurances required herein shall be provided at the time of application in a form acceptable to the Issuer of Licences and in the amount as specified pursuant to the applicable Sections of this By-Law.

19. LICENCE FEES AND INSPECTIONS

- 19.1 The Business Licence Fees to be paid for a Licence and the renewal for a Licence shall be as set out in the attached Schedule "A".
- 19.2 Incomplete applications shall be considered not to have been received and may be returned to the Applicant or held pending further information. In any case where the application remains incomplete after the date established for obtaining or renewing such Licence, the Applicant may be required to submit a new application in accordance with provisions of Section 3 hereof.

20. EXPIRY OF LICENCE

- 20.1 For the purpose of every new Licence issued, the date of expiry shall be the date as set out on the Licence.

21. PENALTY

- 21.1 A person who contravenes a provision of this By-Law is guilty of an offence and on conviction is liable to a fine of not less than \$500.00 and not more than \$50,000.00.

22. LICENCE RECORDS

- 22.1 The Issuer of Licences shall maintain records of Applications and related documentation, inspection reports, departmental and agency approvals and Licences issued, in accordance with the City's Retention By-Law.

23. SEVERABILITY

Should any section of this By-Law be declared by a Court of competent jurisdiction to be ultra vires or illegal for any reason, the remaining parts shall nevertheless remain valid and binding, and shall be read as if the offending section or part had been struck out.

24. ADVERTISING

Any Sign advertising any event or business shall be in accordance with City of North Bay By-Law No. 2006-143, and any amendment thereto, being a By-Law to Restrict and Regulate Signs and Other Advertising Devices, Including Posting of Notices on Public Property within the City of North Bay.

25. REPEAL

- 25.1 By-Law 2004-191 and any amendments thereto are hereby repealed.

26. **ENACTMENT**

26.1 This By-Law shall take effect on January 1, 2013.

READ A FIRST TIME IN OPEN COUNCIL THE 26TH DAY OF NOVEMBER, 2012

READ A SECOND TIME IN OPEN COUNCIL THE 26TH DAY OF NOVEMBER,
2012.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THE 26TH DAY
NOVEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THIS IS SCHEDULE "A" TO BY-LAW 2012-225 OF THE CORPORATION OF
THE CITY OF NORTH BAY

RELATING TO THE ANNUAL FEES FOR BUSINESS LICENCES

BUSINESS CLASS	BUSINESS LICENCE FEE	SCHEDULE
Auctioneer	\$100.00 per year	B
Circus/Midway	\$100.00 per visit	C
Door-to-Door Sales/Service Person	\$500.00 per year	D
Firearms Repair Facility	\$50.00 per year	E
Hawkers and Peddlers		F
<u>Class A - Resident</u>	\$100.00 per year January 1 st to December 31 st of each calendar year	
<u>Class B - Non-Resident</u>	\$300.00 per year July 1 st to June 30 th of the next calendar year	
<u>Class C - All-Inclusive Annual</u>	\$3,000.00 per year January 1 st to December 31 st of each calendar year	
Outdoor Patios	\$10.00 per location per year	G
Pawnbroker	\$100.00 per year	H
Pet Shop	\$50.00 per year	I
Places of Amusement	\$100.00 per year	J
Precious Metal Purchasers	\$150.00 per event (non-resident) \$300.00 per year (resident)	K
Refreshment Vehicles		L
<u>Class A</u>	\$200.00 per year \$50.00 each additional vehicle	
<u>Class B</u>	\$200.00 per year \$50.00 each additional vehicle	
<u>Class C</u>	\$200.00 per year \$50.00 each additional vehicle	
<u>Class D</u>	\$50.00 per year \$25.00 per additional cart	
Restaurants	\$50.00 per year	M
Seasonal Restaurants	\$100.00 per year	N
Special Events	Licence Fees are only applicable to Non-Residents of the City.	O
<u>Class A - Craft</u>	\$10.00 per day	
<u>Class B - Trade</u>	\$25.00 per day	
<u>Class C - Antique</u>	\$25.00 per day	
Tattoo and Body Piercing Parlours	\$100.00 per year	P
Tobacco Sales	\$50.00 per year	Q

THIS IS SCHEDULE "B" TO BY-LAW 2012-225 OF THE CORPORATION
OF THE CITY OF NORTH BAY

AUCTIONEER

Applicable to:	Every Person who sells or offers goods for sale by public Auction.
Definitions:	<p>Auctioneer – shall mean a person who conducts a sale by Auction.</p> <p>Auction - shall mean a public sale to Persons in which bids on goods, articles, merchandise, effects, etc., are received by an Auctioneer and where each bid offers more than the last previous bid, the article being put up for Auction sold to the highest bidder. Shall not include a Silent auction or Chance Auction.</p> <p>(i) Silent Auction - shall mean an Auction conducted by means of written bids given on displayed goods, wares or merchandise with the final declaration of sale being made to the last individual having submitted a bid on the specified bid sheet for that item.</p> <p>(ii) Chance Auction – (also known as a “Chinese Auction”) shall mean an Auction conducted by means of predetermining a set price on an item, thence receiving verbal bids on such an item. The final declaration of sale shall be made to the highest bidder who shall then pay the price, based on the difference between the predetermined price and the highest bid.</p>
Exemptions:	<p>The requirement to obtain an “Auction Licence” does not apply to:</p> <ol style="list-style-type: none"> 1. a Sheriff or court Bailiff acting under a court procedure; 2. a Municipality conducting an auction under the tax sale provisions of the <i>Municipal Act, 2001</i>; 3. a Person who engages the services of a licensed Auctioneer to conduct an Auction on his or her behalf; 4. a Person registered under the <i>Real Estate and Business Brokers Act</i> who is selling real estate by public auction; 5. a Person licensed under the <i>Livestock Community Sales Act</i> who is conducting a community livestock sale; 6. Silent Auction and Chance Auction.
Licence Fee:	<p>\$100.00 per year.</p> <p>Every Auctioneer shall advise the Issuer of Licences a minimum of seven (7) days in advance, of the time, date and location of every auction scheduled by such Auctioneer.</p>
Licence Circulated to:	<ol style="list-style-type: none"> 1. North Bay Police Service.
Special Conditions:	<ol style="list-style-type: none"> 1. Every Auctioneer shall keep a proper ledger of account of the Auction transacted by them as an Auctioneer. The entries in the ledger shall give the names and addresses of the owners of the goods, wares, merchandise or effects to be sold, the description of the same, the price for which the same was sold, the names and addresses of the persons purchasing such goods, wares, merchandise or effects or any portion thereof, the price for which the item was sold and the Auctioneer shall forthwith, after the sale of same, or any portion thereof, account for the proceeds and pay to the person entitled to such proceeds, less the Auctioneer’s legal and proper commissions and charges and they shall, in case no sale is made of such goods, on payment of their proper costs and charges, return such goods to the person entitled to receive such goods on demand being made for such goods.

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| | <p>2. No Auctioneer shall:</p> <ul style="list-style-type: none">(i) permit any disorder in their auction room or offices,(ii) conduct or permit to be conducted any mock auction,(iii) knowingly make or permit to be made any misrepresentation as to the nature, content, quantity or value of any goods, wares, merchandise or effects which may be offered for sale by them,(iv) give away articles or sell them for nominal amounts for the purpose of stimulating bidding,(v) do any act that is calculated to or which may reasonably have the effect of confusing a purchaser as to the amount they pay for any article(s),(vi) by deceit, falsehood, or other fraudulent means stimulate or raise bids or cause to stimulate or raise bids affecting the selling price of any item offered for sale to the public by public auction,(vii) sell or put up for sale by auction any goods, wares, merchandise or effects held on a reserve bid basis without first announcing to those in attendance at the auction the fact that such item is held on a reserve bid. <p>3. The Applicant shall provide to the Issuer of Licences at the time of application, proof of liability insurance in the minimum amount of \$2,000,000.00.</p> |
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CIRCUS / MIDWAY

Applicable to:	To any Person operating a circus/midway.
Definitions:	<p>"Circus/Midway" shall mean:</p> <ul style="list-style-type: none"> (i) a Business operating amusement ride(s) or other device(s); (ii) a Business operating authorized games of chance, or (iii) a performance exhibiting equestrian, animal, and acrobatic acts and their equipage intended to entertain or amuse or provide entertainment to the public.
Exemptions:	None
Licence Fee:	\$100.00 per visit
Application Circulated to and Approvals Required From:	N/A
Special Conditions:	<ol style="list-style-type: none"> 1. No Person having control or charge of such an operation shall commence to assemble or erect any tent, shelter, cage, pole, stand, platform, seating accommodation, machinery, plant, apparatus, or mechanical device or ride or any other structure or erection until a licence has been obtained. 2. No Licence shall be issued for a circus involving amusement devices or show involving carnival rides unless the applicant submits: <ul style="list-style-type: none"> (i) a valid and current licence to carry on business in Ontario issued by the Technical Standards & Safety Authority, or its successor; (ii) a valid and current Ontario Amusement Device Permit issued by the Technical Standards & Safety Authority, or its successor, for each ride. 3. Every Person making application shall provide proof of liability insurance in the amount of Five Million Dollars (\$5,000,000.00) and in a form acceptable to the City. Such insurance shall provide a minimum thirty (30) days written notification to the City of any change, expiration or cancellation of such policy. Where the operation of such Circus/Midway will take place on any City owned property, liability insurance shall also include and name "The Corporation of the City of North Bay" as an additional insured. 4. The electrical system, equipment, fuses and switches shall be inaccessible to the public and cables on the ground in areas used by the public shall be protected as required by the Ontario Electrical Safety Authority. 5. All electrical systems shall be operated and maintained in a safe manner. 6. Every Person to whom this schedule relates shall keep good order in or at any building or premises in respect to which a licence has been issued, and at his own expense shall keep a sufficient staff of employees or servants for that purpose. 7. Every Person to whom this schedule relates shall produce a list of the names, address and date of birth of all employees, agents or contractors, upon demand of a police officer. 8. No Circus/Midway or other like traveling exhibition or side show, or other entertainment connected therewith, shall be exhibited in the City of North Bay for longer than a period of ten (10) consecutive days.

DOOR-TO-DOOR SALES/SERVICE PERSON

Applicable to:	Every person goes from place to place selling or offering for sale a service of any kind.
Definitions:	A Person who goes from place to place selling or offering for sale a service of any kind.
Exemptions:	None
Annual Licence Fee:	\$500.00 per year
Licence Circulated to:	1. North Bay Police Service
Special Conditions:	<ol style="list-style-type: none"> 1. Every Door-to-Door Sales/Service Person shall produce to the Issuer of Licences at the time of application, two pieces of identification, one of which shall be photographic identification. Such identification shall clearly state the applicant's name and current residential address. 2. Every Door-to-Door Sales/Services Person shall produce to the Issuer of Licenses at the time of application, a letter from their employer authorizing them to conduct business on behalf of the employer. This letter shall include the name of the business, current business address of the business together with the name of a contact person for complaint purposes. 3. No Person shall engage in, or carry on his business by passing door-to-door within the City before 9:00 a.m. any day or after 7:00 p.m. any day. 4. Every Door-to-Door Sales/Service Person shall provide a current Criminal Record check for all owners, operators and employees who are eighteen (18) years of age or over, which shall be obtained by them at their own expense from the North Bay Police Service or the local Police Service where they reside. 5. Each Licence shall be issued for the period of time that the Door-to-Door Sales/Service Person is selling his or her service within the City. The Door-to-Door Sales/Service Person will require a new Licence each time they attend within the City to sell their service. 6. Every Door-to-Door Sales/Service Person will produce to any homeowner a copy of the Licence that they have been provided by the City at the request of the homeowner.

FIREARMS REPAIR FACILITY

Applicable to:	Every person who operates a firearm repair facility in which firearms are discharged.
Definitions:	A Repair Facility in which firearms are discharged.
Exemptions:	None
Annual Licence Fee:	\$50.00 per year
Licence Circulated to:	1. North Bay Police Service
Special Conditions:	<ol style="list-style-type: none">1. No person without a Licence shall operate a firearm repair facility in which firearms are discharged.2. No Licensee shall discharge a firearm at the licensed premises except for the purpose of testing the firearm.3. Every Licensee shall ensure that any building in which firearms are discharged for the purpose of testing are fully enclosed and protected to ensure that no projectile can escape such structure.

HAWKER AND PEDDLER

<p>Applicable to:</p>	<p>Hawker and Peddler shall mean any Person who:</p> <ol style="list-style-type: none"> 1. Goes from door to door with goods, wares or merchandise for sale or who carries and displays samples, patterns or specimens of any goods, wares or merchandise for which immediate sales are made and for which orders are taken with delivery to follow. 2. Sells from a permanent structure on a temporary basis, goods, wares or merchandise for sale, or who carries and displays samples, patterns or specimens of any goods, wares or merchandise for which immediate sales are made and for which orders are taken with delivery to follow. 3. Is engaged in retail sales but does not have a commercial store front and includes their employees but does not include: <ol style="list-style-type: none"> (i) Service Clubs (ii) Not for Profit Clubs (iii) Charitable Organizations or (iv) Such other institutions, organizations or clubs as the Council by Resolution may approve.
<p>Definitions:</p>	<p><u>Class A:</u> Class A Licence shall mean a Licence issued to a Resident.</p> <p>Resident shall mean a Person who resides in the City and does not have a Place of Business in the City in which the Business is normally carried on and shall include a person who conducts Business in a place, premises or location on a one-time or temporary basis.</p> <p><u>Class B:</u> Class B Licence shall mean a Licence issued to a Non-Resident</p> <p>Non-Resident shall mean a Person who has not resided continuously in the City for at least three (3) months immediately preceding the time of commencing a Business in the City.</p> <p><u>Class C:</u> Class C Licence shall mean an annual Hawker and Peddler Licence issued to the owner of the premises, in lieu of requiring individual persons to obtain Hawker and Peddler Licences to operate a Business on that premises.</p>
<p>Exemptions:</p>	<p>The requirement to obtain a Hawker and Peddler Licence does not apply to:</p> <ol style="list-style-type: none"> 1. The sale of goods by wholesale. 2. Persons who sell goods that are grown or produced on their own agricultural operation within the City, or family members or employees who have written authority to sell the goods on their behalf. 3. Persons who sell Christmas trees on a seasonal basis. 4. Persons who conduct Business on a premises for which the Owner holds a valid Class C Licence.
<p>Licence Fee:</p>	<p>Class A: \$100.00 per year (Resident) Licences shall run from January 1st to December 31st of each calendar year.</p> <p>Class B: \$300.00 per year (Non-Resident) Licences shall run from July 1st to June 30th of the next calendar year.</p> <p>Class C: \$3,000.00 per year (Annual) Licence shall run from January 1st to December 31st of each calendar year.</p>

Application Circulated to and Approvals Required:	<ol style="list-style-type: none">1. City of North Bay Zoning Department (if applicable)2. North Bay Parry Sound District Health Unit (if applicable)
Special Conditions:	<ol style="list-style-type: none">1. All Signs promoting any event shall be in accordance with City of North Bay By-Law No. 2006-143, and any amendments thereto, being a By-Law to restrict and Regulate Signs and Other Advertising Devices, Including Posting of Notices on Public Property within the City of North Bay.

OUTDOOR PATIO

Applicable to:	Every Person with an outdoor patio on any sidewalk within the City.
Definitions:	Outdoor Patio shall mean an encroachment on a sidewalk or boulevard outside of or immediately adjacent to a building or other structure providing services in the nature of a restaurant or tavern or like business and within or on which may be included objects such as tables, chairs, temporary entrance shelters, canopies, umbrellas, parasols and decorative planters.
Exemptions:	None
Licence Fee:	\$10.00 per location per year
Application Circulated to and Approvals Required From:	1. City of North Bay Engineering Department.
Special Conditions:	<ol style="list-style-type: none"> 1. Every owner requesting an Outdoor Patio Licence shall produce a policy of insurance and shall include and name "The Corporation of the City of North Bay " as an additional insured and will be given at least thirty (30) days' notice in writing of any cancellation, insuring the City for at least the amount of Two Million Dollars (\$2,000,000.00) for comprehensive general liability against loss or damage resulting from bodily injury or death of one or more persons, or from loss or damage to property resulting from any accident. A copy of this certificate of such policy shall be deposited with the Issuer of Licences prior to the licence being issued. 2. Every Applicant for an Outdoor Patio Licence shall submit a sketch for the approval of the City Engineer and the Issuer of Licences, to show that: <ol style="list-style-type: none"> (i) adequate space of a minimum of five (5) feet in width for pedestrian passage is being maintained, and (ii) current standards of engineering requirements for public services is being maintained, including fire hydrants, drainage, etc. 3. The City Engineer shall prepare a Report to Council to authorize the use of the sidewalk by the Licensee and Council shall make the final determination as to whether or not the City will allow the Outdoor Patio. 4. The Licensee shall not encumber the sidewalk any further than as shown on the sketch approved by the City Engineer and the Issuer of Licences. 5. The Licensee shall not damage the sidewalk area or make any permanent attachments to the sidewalk area. 6. The Licensee shall maintain the sidewalk area in the manner shown on the sketch approved by the City Engineer and the Issuer of Licences. 7. The licensee shall clean and keep clean the area of the Outdoor Patio and keep it free from papers and rubbish of any kind. 8. No tables, chairs, temporary entrance shelters, canopies, umbrellas, parasols or decorative planters shall be placed so as to interfere with access by wheelchairs.

	<ol style="list-style-type: none">9. The Licensee shall erect and maintain a fence or other vertical barrier to delineate the perimeter of the licensed sidewalk area. The top rail of a fence shall be painted reflective yellow and the remainder of the fence shall be painted in a contrasting colour for the benefit of visually impaired people.10. The sidewalk area shall not be used for tables, chairs, temporary entrance shelters, canopies, umbrellas, parasols or decorative planters positioned in such a manner as to obstruct exit from the restaurant.11. The Licensee shall clearly illuminate patio entrances and patio to restaurant entrances.12. The Licensee shall comply with all other applicable laws.13. No advertising is permitted on the sidewalk by virtue of the Outdoor Patio Licence.14. No frame sandwich board signs are permitted on the sidewalk near the Outdoor Patio.
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PAWNBROKER

Applicable to:	Every Person who carries on the Business of a Pawnbroker.
Definitions:	<p>Pawnbrokers – means a Person who carries on the Business of taking by way of pawn or pledge any article for the repayment of money lent thereon, as defined in the <i>Pawnbrokers Act</i>, R.S.O. 1990, c.P.6, as amended.</p> <p>Pawn Shop – means a Business or Premise where the business of a Pawnbroker is carried out.</p>
Exemptions:	NONE
Licence Fee:	\$100.00 per year
Application Circulated to and Approvals Required From:	<ol style="list-style-type: none"> 1. City of North Bay Zoning Department. 2. North Bay Police Service
Special Conditions:	<ol style="list-style-type: none"> 1. Every Pawnbroker shall give to the City security to the satisfaction of the City Clerk in the sum of \$2,000.00 for the due observance by the Pawnbroker under the <i>Pawnbrokers Act</i>, R.S.O. 1990, c.P.6, as amended. 2. The operation of the Business shall conform to the provisions of the <i>Pawnbrokers Act</i>, R.S.O. 1990, c.P.6, as amended and all applicable North Bay Police Services Board By-Laws that may be in force. 3. Every Pawnbroker shall provide a current Criminal Record check for all owners, operators and employees who are eighteen (18) years of age or over, which shall be obtained by them at their own expense from the North Bay Police Service or the local Police Service where they reside. 4. For the purposes of this By-Law the initial Criminal Record Check must be dated within the last sixty (60) days of the initial Application for a Pawnbroker's Licence. All subsequent renewals for a Pawnbroker's Licence must include a Criminal Record Check that is current within the last two (2) years.

PET SHOP

Applicable to:	Every Person that operates a Pet Shop.
Definitions:	Pet Shop shall mean every shop, place, business or premise in which dogs, cats, fish, reptiles, birds or any other pet that is generally understood to be domesticated is sold or kept for sale.
Exemptions:	The requirement to obtain a "Pet Store Licence" does not apply to: (i) An animal shelter operated on or behalf of a public authority; (ii) A veterinary hospital or clinic; or (iii) Any facility in which animals are placed for care pursuant to the <i>Animals for Research Act</i> , R.S.O. 1990, c.A.22, as amended.
Annual Licence Fee:	\$50.00 per year
Application Circulated to and Approvals Required From:	<ol style="list-style-type: none"> 1. City of North Bay Building Department 2. City of North Bay Fire Department 3. City of North Bay Zoning Department 4. North Bay & District Humane Society
Special Conditions:	<ol style="list-style-type: none"> 1. If the North Bay and District Humane Society finds an animal that is in distress, the Licencing Officer may suspend or revoke the licence. 2. A Licence may be revoked or suspended where an animal is sold or offered for sale where it is prohibited by Federal or Provincial Law or Municipal By-Law of the City of North Bay.

PLACE OF AMUSEMENT - (Pool Tables, Bowling Alleys, Arcades)

Applicable to:	Any Premises defined as a Place of Amusement.
Definitions:	<p>"Place of Amusement" shall mean a Business or Premises in which are offered facilities for the playing of:</p> <ul style="list-style-type: none"> (i) three or more games of chance, or (ii) three or more games of mixed chance and skill, or (iii) a combination of three or more games of chance and games of mixed chance and skill. <p>Games shall mean games that are not contrary to the <i>Criminal Code of Canada</i>, and shall include, but are not limited to video games, pinball games, table top hockey games, table top soccer games, electronic games, and billiard tables, pool tables or bagatelle tables or bowling alleys.</p>
Exemptions:	<ul style="list-style-type: none"> 1. Those with less than a total of three (3) games, machines and/or tables. 2. Bingo halls where electronic equipment is used for the purposes of conducting Bingo games.
Annual Licence Fee:	\$100.00 per year
Application Circulated to and Approval Required From:	<ul style="list-style-type: none"> 1. City of North Bay Fire Prevention 2. City of North Bay Zoning Department 3. City of North Bay Building Department 4. North Bay Parry Sound District Health Unit
Special Conditions:	<p>The Licensee shall ensure that:</p> <ul style="list-style-type: none"> 1. Orderly conduct is maintained in the Place of Amusement. 2. The operation of the Place of Amusement shall be conducted in a manner that is not in any way adverse to the public interest. 3. Every part of the Place of Amusement is sufficiently lighted so as to permit the safe use of the facility by the public. 4. Waste receptacles are accessible to the users.

PRECIOUS METAL PURCHASERS

Applicable to:	Any Person who purchases precious metals, including but not limited to gold, silver or platinum.
Definitions:	<p>"Precious Metals" shall mean a valuable metal, which includes but is not limited to gold, silver and platinum.</p> <p>"Purchase" includes purchase, exchange and acquire by any means and "purchasing" and "purchased" has a like meaning.</p> <p>"Purchase Event" shall mean an event held for primary purpose of purchasing Precious Metals from members of the public at large or from a Person or Persons invited to the purchase event. A Purchase Event shall not be longer than three (3) consecutive days.</p>
Exemptions:	A person purchasing gold from a person engaged in the business of selling gold such as a jeweler or a gold distributor.
Licence Fee:	<p>\$150.00 per event (Non-Resident)</p> <p>\$300.00 per year (Resident)</p>
Application Circulated to and Approvals Required from:	<ol style="list-style-type: none"> 1. City of North Bay Zoning Administrator (if applicable) 2. City of North Bay Fire Department (if applicable)
Special Conditions:	<ol style="list-style-type: none"> 1. No Person shall purchase, offer to purchase or advertise to purchase Precious Metals by any means, unless such person is the holder of a Licence issued under this By-Law for such purpose. 2. Any Person holding a Purchase Event shall produce to the Issuer of Licences at the time of application, two pieces of identification, one of which shall be photographic identification. Such identification shall clearly state the applicant's name and current residential address 3. No Person shall obtain any Precious Metals from any Person who is known to be or appears to be: <ol style="list-style-type: none"> (a) under the age of eighteen years; or (b) under the influence of alcohol or drugs. 4. No Person shall hold, sponsor, advertise or promote a Precious Metals Purchase Event unless such Person holds a Licence issued under this By-Law for such purpose and in accordance with the terms of the Licence and this By-Law. 5. The Applicant for a Licence pursuant to this By-Law shall, both before and after a Licence is issued, produce such books, records or other documents or information as the Issuer of Licences may consider necessary to corroborate any of the statements contained in the application. 6. The Issuer of Licences may refuse to issue a Licence or having issued a Licence under this part, may revoke same if: <ol style="list-style-type: none"> (a) any of the information set out in the application or statutory declaration of the Applicant or owner is false;

	<ul style="list-style-type: none">(b) the Purchase Event is advertised or conducted in any manner other than that described in the application or in any manner calculated to mislead or deceive the public;(c) the Purchase Event is held in a location or conducted in any way in a manner contrary to the provisions of this By-Law or contrary to any condition imposed in the licence;(d) the Applicant refuses to produce any records, books, documents, or other information requested by the Issuer of Licences in accordance with this By-Law; or(e) the Applicant refuses to permit the Issuer of Licences to inspect any premises or inspect or test any measuring or weighing or other devices used in the purchase of the precious metals. <p>7. Where an Applicant for a Licence wishes to hold a Purchase Event at more than one site, a separate Licence shall be required for each site. A Business Licence Fee shall be payable for each such additional Licence.</p> <p>8. The Licence for the Purchase Event shall be displayed in a clearly visible location on the Premises where the Purchase Event is held.</p> <p>9. Applicants for a Licence shall ensure all advertising material distributed, displayed or published to promote a Purchase Event, including any radio or television broadcast, or internet promotion, contains a statement that the Purchase Event is held under the authority of this By-Law and shall state the number and expiry date of the licence issued for such Purchase Event under this By-Law, and that the Seller of the Precious Metals is over the age of 18 years with no exceptions.</p> <p>10. For the purposes of this By-Law a Criminal Record Check must be dated within the last sixty (60) days of the Application for a Precious Metal Purchaser Licence.</p>
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REFRESHMENT VEHICLES

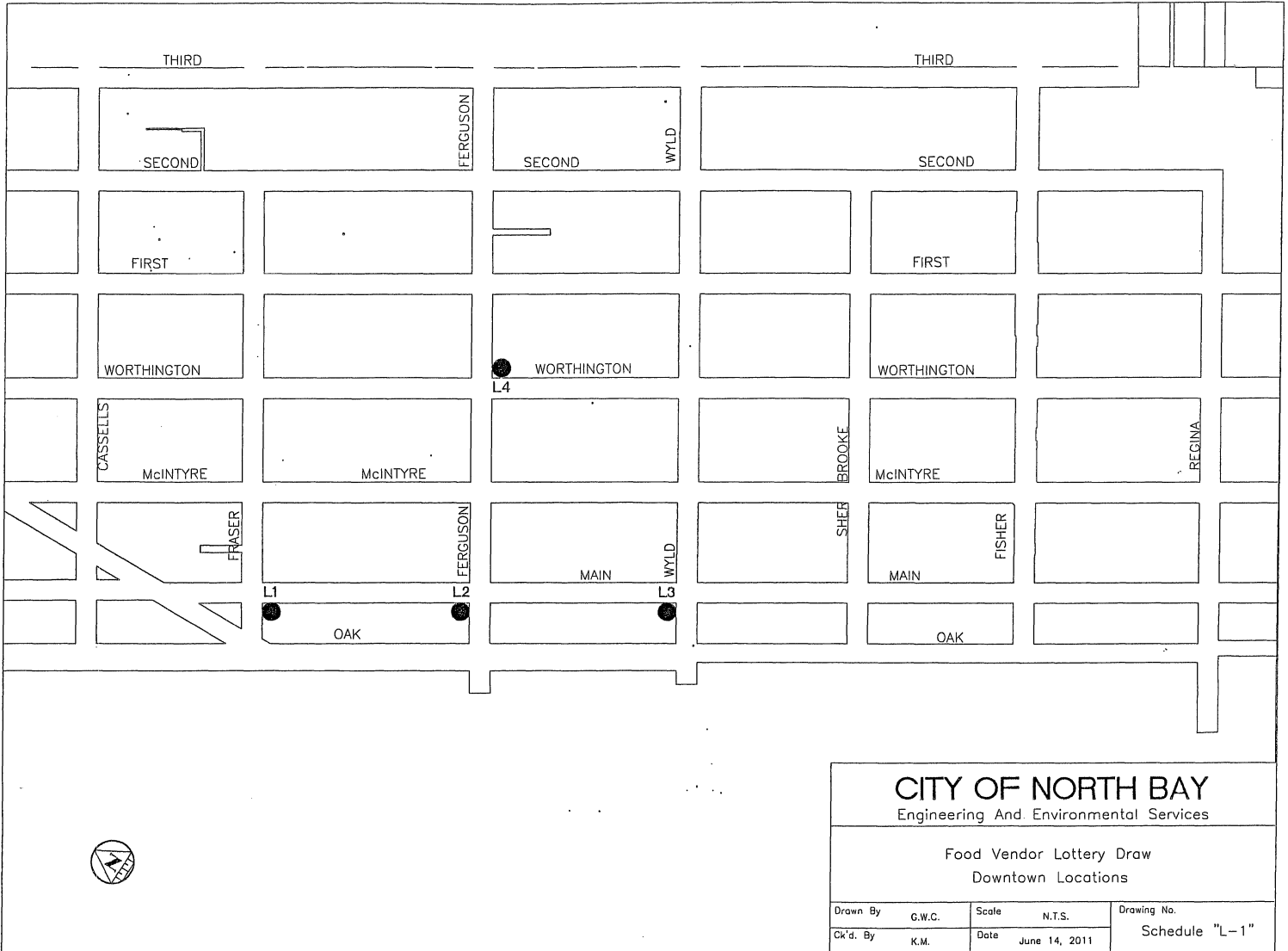
<p>Definitions:</p>	<p>Refreshment Vehicle means any Vehicle from which Food and/or refreshments are sold or offered for sale for consumption by the public and includes without limiting the generality of the foregoing, carts, wagons, trailers and trucks. Refreshment Vehicles are divided into the following classes:</p> <p>Class A: a <u>motorized vehicle</u>, other than a motor assisted bicycle or motorcycle, from which food that is <u>prepared and cooked on-site</u> is offered for sale, e.g., a chip truck.</p> <p>Class B: a <u>motorized vehicle</u>, other than a motor assisted bicycle or motorcycle, from which food that is <u>prepared and cooked off-site</u> is offered for sale, e.g., a catering truck;</p> <p>Class C: a <u>non motorized vehicle</u> propelled by muscular power, motor assisted bicycle, trailer, or motorcycle, or which can be moved from location to location by a motorized vehicle from which food that is <u>prepared and cooked on-site</u> is offered for sale, e.g., hot dog cart;</p> <p>Class D: a <u>non motorized vehicle</u>, propelled by muscular power, motor assisted bicycle, or motorcycle, or which can be moved from location to location by a motorized vehicle from which <u>prepackaged and prepared foods are sold on site</u>, or frozen confectionary and beverages are offered for sale, e.g., ice cream cart.</p>
<p>Exemptions:</p>	<p>Seasonal Restaurants – See Schedule "N"</p>
<p>Licence Fee:</p>	<p>Class A: \$200.00 Per Year \$ 50.00 Each Additional Vehicle</p> <p>Class B: \$200.00 Per Year \$ 50.00 Each Additional Vehicle</p> <p>Class C: \$200.00 Per Year \$ 50.00 Each Additional Vehicle</p> <p>Class D: \$ 50.00 Per Year \$ 25.00 Each Additional Vehicle</p>
<p>Application Circulated to and Approval Required From:</p>	<ol style="list-style-type: none"> 1. City of North Bay Building Department 2. City of North Bay Zoning Department 3. City of North Bay Fire Prevention 4. North Bay Parry Sound District Health Unit 5. Proof of Insurance (\$2,000,000.00) 6. Licensed Gas Fitter Inspection <p>All Classes of Refreshment Vehicles must obtain and provide proof of the necessary inspections annually prior to renewing Refreshment Vehicle Licence.</p>
<p>Special Conditions:</p>	<ol style="list-style-type: none"> 1. Every Licensee shall: <ol style="list-style-type: none"> a) ensure that every Refreshment Vehicle is equipped with a metal refuse container with a self closing lid, and such container shall be kept in a clean and sanitary condition, b) ensure that the metal refuse container be emptied at least once daily,

- c) ensure such containers shall be used for the disposal of all refuse,
 - d) ensure that every refuse container is located in such a position so as to be easily accessible by persons making purchases while the Refreshment Vehicle is stopped,
 - e) ensure that the Refreshment Vehicle and all parts and equipment for use in the dispensing of refreshments is maintained in a clean and sanitary condition and at all times in good repair,
 - f) ensure that hard ice cream and related products are maintained in a hard condition in the Refreshment Vehicle at all times, as approved by the North Bay Parry Sound District Health Unit,
 - g) ensure that soft ice cream and related products are stored in a refrigerated cabinet suitable for the storage of soft ice cream, as approved by the North Bay Parry Sound District Health Unit,
 - h) ensure that all dispensing equipment is of a sanitary design and cleaned on a daily basis,
 - i) ensure that adequate refrigeration, as approved by the North Bay Parry Sound District Health Unit, is provided for perishable Food that shall be kept so refrigerated,
 - j) ensure that the date of expiration is clearly and legibly marked on or affixed to the wrapper of all sandwiches or pre-packaged food sold from the Refreshment Vehicle,
 - k) ensure that beverages, which shall include but shall not be limited to, milk, juices, and soft drinks, are only sold in individual disposable containers,
 - l) ensure that Refreshment Vehicles from which hot, prepared foods are sold are so equipped as to maintain such foods so heated at a temperature as approved by the North Bay Parry Sound District Health Unit,
 - m) ensure that no LPG (liquefied petroleum gas) LNG (liquefied natural gas) or any combustible fuelled appliance is operated within ten (10) feet of any structure, door, window, or opening that shall include an alcove or alleyway,
 - n) ensure that the Refreshment Vehicle is free from holes, crevices or cracks and all surfaces are readily washable and are kept clean and in good condition,
 - o) ensure that only single service disposable cups, plates, forks, spoons, knives and containers are used and serviettes shall be provided from a dispenser, and
 - p) ensure that all condiments are in sealed single serve packages or a sealed container.
2. Every person selling or handling refreshments and Food shall be clean and neat in appearance and shall maintain clean hands at all times. If no sink is available for hand washing then every person selling or handling refreshments and Food shall be supplied with gloves or hand sanitizer.
 3. No Licensee or person employed with any Licensee under this section shall be suffering from any form of contagious disease while actively engaged in his or her work.
 4. Gloves must be worn by any Licensee or Employee handling Food or refreshments who has an open cut or wound on their hands.
 5. Every Licensee shall take out a separate Licence for each Refreshment Vehicle owned or operated by them and the Licence shall be affixed so as to be clearly visible.

6. Every Licensee shall at his or her own expense, whenever required to do so by the Issuer of Licences, bring such Refreshment Vehicle to any person designated by the Issuer of Licences for inspection.
7. All Refreshment Vehicle owners shall carry a minimum of Two Million Dollars (\$2,000,000.00) liability insurance and shall furnish proof of this coverage satisfactory to the City prior to being licensed. Such insurance shall contain an endorsement specifying that the municipality shall be given a minimum thirty (30) days written notice of any change, expiration, or cancellation of such policy. Where the Refreshment Vehicle has been granted permission to operate on City property, the policy shall also contain an endorsement identifying "The Corporation of the City of North Bay" as an additional insured.
8. Every Licensee shall ensure that each operator or employee is made familiar with the contents of this Section and shall not permit any operator under their control, management, supervision or direction to breach any of the provisions of this Section and any Regulations from the North Bay Parry Sound District Health Unit or any other Authority having Jurisdiction.
9. No Licensee or employee of a Refreshment Vehicle shall dispense Food to any person while such person is standing on a roadway.
10. No Licensee or Employee of a Refreshment Vehicle shall operate within thirty (30) metres of an existing restaurant with the exception of the Refreshment Vehicles operating within the provisions of Section 11.
11. No Licensee or Employee of a Refreshment Vehicle shall when operating on public property operate from any other location in the central business district as defined on Schedule "L-1" attached to this by-law other than in the areas designated as follows:
 - 11.1 100 Block, Main Street West, in the marked location in the vicinity of the C.I.B.C. identified as "L1" as shown on the attached Schedule "L-1"
 - 11.2 100 Block, Main Street West, in the marked location in the vicinity of the Royal Bank identified as "L2" as shown on the attached Schedule "L-1"
 - 11.3 200 Block, Main Street East, in the marked location in the vicinity of Century 21 identified as "L3" as shown on the attached Schedule "L-1"
 - 11.4 100 Block, Worthington Street West, in the marked location adjacent to Lot #7, identified as "L4" as shown on the attached Schedule "L-1"
12. No Licensee or Employee of a Refreshment Vehicle shall operate from any of the locations referred to in section 11 above unless that operator is the successful bidder for one of the locations as a result of a lottery type scheme, such scheme to be advertised in the local newspaper in the month of April of each year and the draw shall be on the first Monday in the month of May of each calendar year. The lottery shall be conducted by the Manager of Purchasing and shall be open to all licensed owners or operators of food carts.

	<ol style="list-style-type: none"><li data-bbox="576 100 1247 262">13. In the event that only one licensed owner or operator has filed for the draw by the closing date, the requirements in section 11 above may be waived by the City Clerk and the Refreshment Vehicle owner or operator may select one location per refreshment vehicle.<li data-bbox="576 294 1258 535">14. In the event the successful bidder of one of the designated locations referred to in section 11 above chooses not to continue to use the designated location prior to the end of the season, the location may be assigned to the second bidder for the remainder of the year. In the event that no bidder wishes to use the remaining or unassigned spots the Licensee of a Refreshment Vehicle may use any of the designated locations on a first come first serve basis.<li data-bbox="576 562 1269 709">15. If the successful bidder of one or more of the designated locations referred to in section 11 above does not use the said designated location for a period of 14 consecutive days the spot will be deemed abandoned and may be assigned to the bidder drawn second in the draw.<li data-bbox="576 735 1247 787">16. In cases where there was no draw the location may be used on a first come first serve basis.
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THIS IS SCHEDULE "L1" TO
 BY-LAW NO. 2012-225 OF
 THE CORPORATION OF THE CITY OF
 NORTH BAY



CITY OF NORTH BAY
 Engineering And Environmental Services

Food Vendor Lottery Draw
 Downtown Locations

Drawn By	G.W.C.	Scale	N.T.S.	Drawing No.
Ch'd. By	K.M.	Date	June 14, 2011	Schedule "L-1"

THIS IS SCHEDULE "M" TO BY-LAW 2012-225 OF THE CORPORATION OF
THE CITY OF NORTH BAY

RESTAURANTS

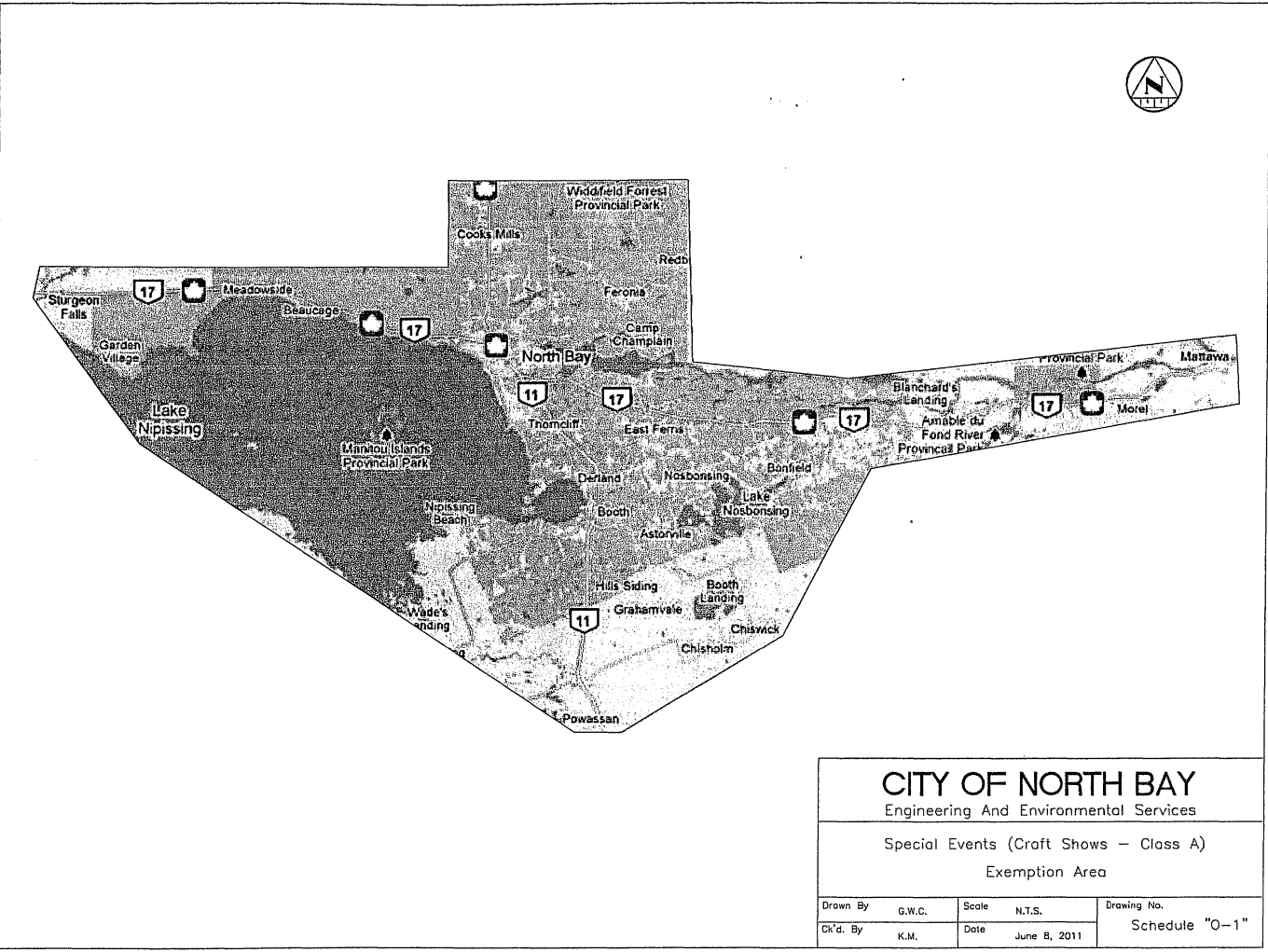
Applicable to:	Restaurants.
Definitions:	"Restaurant" shall mean any Premises in which Food is prepared and provided for sale for immediate consumption within the building or premises and includes an accessory take-out service, an ice cream establishment, dairy bar, tea room, sandwich shop, lunch counter, fish and chip shop but does not include any class of Refreshment Vehicles.
Exemptions:	Seasonal Restaurants
Licence Fee:	\$50.00 per year.
Application Circulated to and Approvals Required From:	Initial applications must be submitted to the following: <ol style="list-style-type: none"> 1. North Bay Parry Sound District Health Unit 2. City of North Bay Zoning Administrator 3. City of North Bay Building Department 4. City of North Bay Fire Prevention
Renewals:	Licence must be renewed on a yearly basis.
Special Conditions:	1. If the North Bay Parry Sound District Health Unit finds that the operation and maintenance of a Licenced Restaurant does not conform with the requirements of the <i>Health Protection and Promotion Act</i> , R.S.O. 1990, c.H.7, and the Food Premises Regulation, the Building, Fire and Licencing Departments may immediately suspend the licence until the situation has been rectified to the satisfaction of the Authority having Jurisdiction.

SEASONAL RESTAURANTS

Applicable to:	Seasonal Restaurants.
Definitions:	<p>"Seasonal Restaurant" shall mean:</p> <p>(i) a building, structure or part thereof where Food is prepared on or off the premises and is offered for sale to the public; and</p> <p>(ii) that is not operated for more than eight (8) months of any calendar year.</p>
Exemptions:	None
Licence Fee:	\$100.00
Application Circulated to and Approvals Required From:	<ol style="list-style-type: none"> 1. City of North Bay Building Department 2. City of North Bay Zoning Department 3. City of North Bay Fire Prevention 4. North Bay Parry Sound District Health Unit 5. Proof of Insurance (\$2,000,000.00) 6. Licensed Gas Fitter Inspection 7. City of North Bay By-Law Enforcement Officer <p>A Seasonal Restaurant must obtain and provide proof of the necessary inspections annually prior to their licence being issued.</p>
Renewals:	Licence must be renewed on a yearly basis.
Special Conditions:	<ol style="list-style-type: none"> 1. If the North Bay Parry Sound District Health Unit finds that the operation and maintenance of a Seasonal Restaurant does not conform with the requirements of the <i>Health Protection and Promotion Act</i>, R.S.O. 1990, c.H.7, and the Food Premises Regulation, the Building, Fire and Licencing Departments may immediately suspend the licence until the situation has been rectified to the satisfaction of the Authority having Jurisdiction. 2. The Seasonal Restaurant Licence that is issued is only valid at the municipal address specified on the Seasonal Restaurant Licence. 3. A Seasonal Restaurant Licence is non-refundable. 4. If the Owner/Operator decides at a later date that they wish to move their Seasonal Restaurant from location to location the cost of a Seasonal Restaurant Licence will not be applied towards a Refreshment Vehicle Licence. The full fee payable for a Refreshment Vehicle will be payable.

SPECIAL EVENTS

Applicable to:	Craft Shows, Trade Shows and Antique/Collectible Shows
Definitions:	<p>Class A: Craft Shows – means the exhibiting or offering for sale by crafts people, on a temporary basis, goods, wares or merchandise that they themselves have produced.</p> <p>Class B: Trade Shows – means a Business or a Person which coordinates a show or similar exhibition of three or more vendors or businesses exhibiting, offering for sale, selling or otherwise displaying for delivery at a later date, goods, wares, merchandise, items and where the vendors or businesses will be organized at a specific location for a period not to exceed fourteen (14) consecutive days.</p> <p>Class C: Antique/Collectible Shows – means the offering for sale, on a temporary basis, goods, wares or merchandise that have not been recently produced or manufactured.</p> <p>Special Event Organizer – means the Person who organizes any type of Craft Show, Trade Show or Antique/Collectible Show (collectively referred to as the "Show"), whether for profit or not.</p>
Exemptions:	<p>Class A: Any Person who resides permanently within the area outlined in Schedule "O1" attached to this By-Law is exempt from purchasing a licence for a Craft Show. Proof of permanent residency to the satisfaction of the City Clerk will be required.</p>
Licence Fee:	<p>Licence Fees are only applicable to Non-Residents of the City.</p> <p>Class A: \$10.00 per day</p> <p>Class B: \$25.00 per day</p> <p>Class C: \$25.00 per day</p>
Application Circulated to and Approvals Required From:	N/A
Special Conditions:	<ol style="list-style-type: none"> 1. It is the sole responsibility of the Special Events Organizer to: <ol style="list-style-type: none"> (i) make an application to the Licensing Officer at least two (2) weeks before the Show. (ii) ensure that all required Licences, approvals, notifications, permits and certificates are in place for all vendors at the Show, and (iii) provide to the Licensing Officer a list which includes the names, addresses, telephone numbers of all vendors and the products being sold at the Show and shall collect the fees associated with the licence and provide the same to the Licensing Officer at least two (2) days in advance of the Show. 2. All Signs promoting any Special Event shall be in accordance with City of North Bay By-Law No. 2006-143, and any amendments thereto, being a By-Law to Restrict and Regulate Signs and Other Advertising Devices, Including Posting of Notices on Public Property within the City of North Bay.



CITY OF NORTH BAY

Engineering And Environmental Services

Special Events (Craft Shows – Class A)

Exemption Area

Drawn By	G.W.C.	Scale	N.T.S.	Drawing No.
Cl'd. By	K.M.	Date	June 8, 2011	Schedule "O-1"

THIS IS SCHEDULE "O1" TO
 BY-LAW NO. 2012-225 OF
 THE CORPORATION OF THE CITY OF
 NORTH BAY

TATTOO AND BODY PIERCING PARLOURS

Applicable to:	Any Business or Premise operating a Tattoo and Body Piercing Parlour.
Definitions:	Tattoo and Body Piercing Parlour shall mean Business or Premise where the skin of an individual is marked by puncturing it and inserting a pigment or pigments to make permanent marks and/or designs and where parts of a body are punctured by a sharp-pointed instrument for the purpose of making a hole or opening through which an item may be attached to the body but shall not include a Business or Premise which is operated solely for the purpose of piercing earlobes.
Exemptions:	None
Annual Licence Fee:	\$100.00 per year
Application Circulated to and Approvals Required From:	<ol style="list-style-type: none"> 1. North Bay Parry Sound District Health Unit 2. City of North Bay Zoning Department 3. City of North Bay Fire Department 4. City of North Bay Building Department
Special Conditions:	<p>Every Licensee shall ensure that:</p> <ol style="list-style-type: none"> 1. All services provided in the Tattoo and Body Piercing Parlour comply with all regulations, guidelines or protocols published or recommended by Health Canada or the Ontario Ministry of Health and Long Term Care. 2. If a person is carrying on a Tattoo and Body Piercing Parlour in their residence the services may not take place in any room that is used as living, eating, food preparing, bathing or sleeping quarters. 3. The use of the premises for the purpose of a Tattoo and Body Piercing Parlour is permitted or conforms to the use permitted under the applicable Zoning By-Law. 4. No Person shall dispose of any needle or other similar instrument, item or tool in an unsafe manner. Biomedical waste is required to be disposed of in accordance with Provincial guidelines and regulations. 5. The Applicant shall provide to the Issuer of Licences at the time of application, proof of liability insurance in the minimum amount of \$2,000,000.00. 6. The Applicant shall provide a current criminal record check for all owners, operators and employees who are eighteen (18) years of age or over, which shall be obtained by them at their own expense from the North Bay Police Service or the local Police Service where they reside. 7. The initial Criminal Record Check must be dated within the last sixty (60) days of the initial Application for a Tattoo and Body Piercing Parlour. All subsequent renewals for a Tattoo and Body Piercing Parlour must include a Criminal Record Check that is current within the last two (2) years. 8. The Applicant shall provide to the Issuer of Licences a Certificate of Inspection prepared by the North Bay Parry Sound District Health Unit.

TOBACCO SALES

Applicable to:	Every Person who is engaged in a Business that includes the sale of tobacco and/or tobacco products.
Definitions:	Tobacco shall mean a product composed in whole or in part of tobacco, including tobacco leaves, and any extract of tobacco leaves. It includes cigarette papers, tubes, filters and snuff but does not include any food, drug or device that contains nicotine to which the <i>Food and Drugs Act</i> applies.
Exemptions:	NONE
Licence Fee:	\$50.00 per year
Application Circulated to and Approvals Required From:	1. North Bay Parry Sound District Health Unit
Special Conditions:	1. The operation of every Business which sells tobacco and/or tobacco products shall conform with the provisions of the <i>Tobacco Act</i> , S.C. 1997, c.13 and the <i>Tobacco Tax Act</i> , R.S.O. 1990, c. T.10, and any amendments thereto, regarding the sale and supply of tobacco and/or tobacco products.

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-231

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF A CONDOMINIUM AGREEMENT
BETWEEN THE CORPORATION OF THE CITY OF
NORTH BAY AND INKEN ROLLER
(260 PARSONS AVENUE)**

WHEREAS the Condominium Agreement with Inken Roller for 260 Parsons Avenue was approved by Resolution No. 2012-636 passed by Council on the 12th day of November, 2012.

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

1. That The Corporation of the City of North Bay enter into a Condominium Agreement dated the 15th day of October, 2012 with Inken Roller relating to 260 Parsons Avenue, North Bay.
2. That the Mayor, City Clerk and Manager of Planning Services for The Corporation of the City of North Bay are hereby authorized to execute those certain Condominium Agreements between The Corporation of the City of North Bay and Inken Roller and to affix thereto the Corporate seal.
3. That City of North Bay By-Law No. 2012-211 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF NOVEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2008-112

A BY-LAW TO AMEND ZONING BY-LAW NO. 28-80
TO REZONE CERTAIN LANDS ON MCPHAIL STREET
FROM "RESIDENTIAL THIRD DENSITY (R3)" TO
"RESIDENTIAL MULTIPLE SECOND DENSITY SPECIAL NO. 113 (RM2 Sp.113)"

(PERUT CONSTRUCTION LTD. – 345 MCPHAIL STREET)

WHEREAS the owner of the subject property has initiated an amendment to the Zoning By-law;

AND WHEREAS the Council of The Corporation of the City of North Bay has ensured that adequate information has been made available to the public, and has held at least one public meeting after due notice for the purpose of informing the public of this By-law;

AND WHEREAS it is deemed desirable to amend Section 11 of By-law No. 28-80 pursuant to Section 34 of the Planning Act R.S.O. 1990, as amended.

AND WHEREAS Council passed a resolution on April 14th, 2008 to approve this rezoning.

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

- 1) Schedule "B-43" of By-law No. 28-80 is amended by changing the zoning designation of the property shown on Schedules "A" and "B" attached hereto (which property is more particularly described as Plan M28, Lot 450 and Part of Lot 451, PIN 49156-0927) on McPhail Street in the City of North Bay from a "Residential Third Density (R3)" zone to a "Residential Multiple Second Density Special No.113 (RM2 Sp.113)" zone.
- 2) All buildings or structures erected or altered and the use of land in such "Residential Multiple Second Density Special No.113 (RM2 Sp.113)" zone shall conform to all applicable provisions of By-law No. 28-80 of the Corporation of the City of North Bay.
- 3) Section 11 of By-law No. 28-80 is amended by inserting at the end thereof the following 11.2.113.1:
11.2.113 Residential Multiple Second Density Special No. 113 (RM2 Sp.113)
11.2.113.1 The property description of this "Residential Multiple Second Density Special No. 113 (RM2 Sp.113)" zone is: Plan M28, Lot 450 and Part of Lot 451, PIN 49156-0927 along McPhail Street in the City of North Bay as shown on the attached Schedules and Schedule "B-43"
11.2.113.2 The regulations for this "Residential Multiple Second Density Special No. 113 (RM2 Sp.113)" zone are as follows:
 - i) The minimum lot area per dwelling shall be 188.71 square metres;
 - ii) The minimum lot frontage shall be 19.81 metres;

- 11.2.113.3 The use of land or buildings in this "Residential Multiple Second Density Special No. 113 (RM2 Sp.113)" zone shall conform to all other regulations of this By-law, except as hereby expressly varied.
- 4) Section 11 of By-law No. 28-80 is further amended by inserting "Residential Multiple Second Density Special No. 113 (RM2 Sp.113)" zone as Schedule "C" to this By-law.
- 5) Pursuant to Section 41 of the Planning Act, R.S.O. 1990 as amended, those lands shown as hatched on Schedule "A" attached hereto are hereby designated as a Site Plan Control Area.
- 6) a) Notice of this By-law shall be given by the Clerk in the manner and form and to the persons prescribed by Section 4 of O. Reg. 254/06 as amended.
- b) Where no notice of appeal is filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, then this By-law shall be deemed to have come into force on the day it was passed.
- c) Where one or more notices of appeal are filed with the Clerk of The Corporation of the City of North Bay within twenty (20) days after the day that the giving of written notice as required by the Act is completed, setting out the objection to the By-law and the reasons in support of the objection, then this By-law shall not come into force until all appeals have been finally disposed of, whereupon the By-law shall be deemed to have come into force on the day it was passed.

READ A FIRST TIME IN OPEN COUNCIL THE 14th DAY OF APRIL 2008.

READ A SECOND TIME IN OPEN COUNCIL THE 14th DAY OF APRIL 2008.

READ A THIRD TIME IN OPEN COUNCIL AND PASSED THIS 26th DAY OF NOVEMBER 2012.

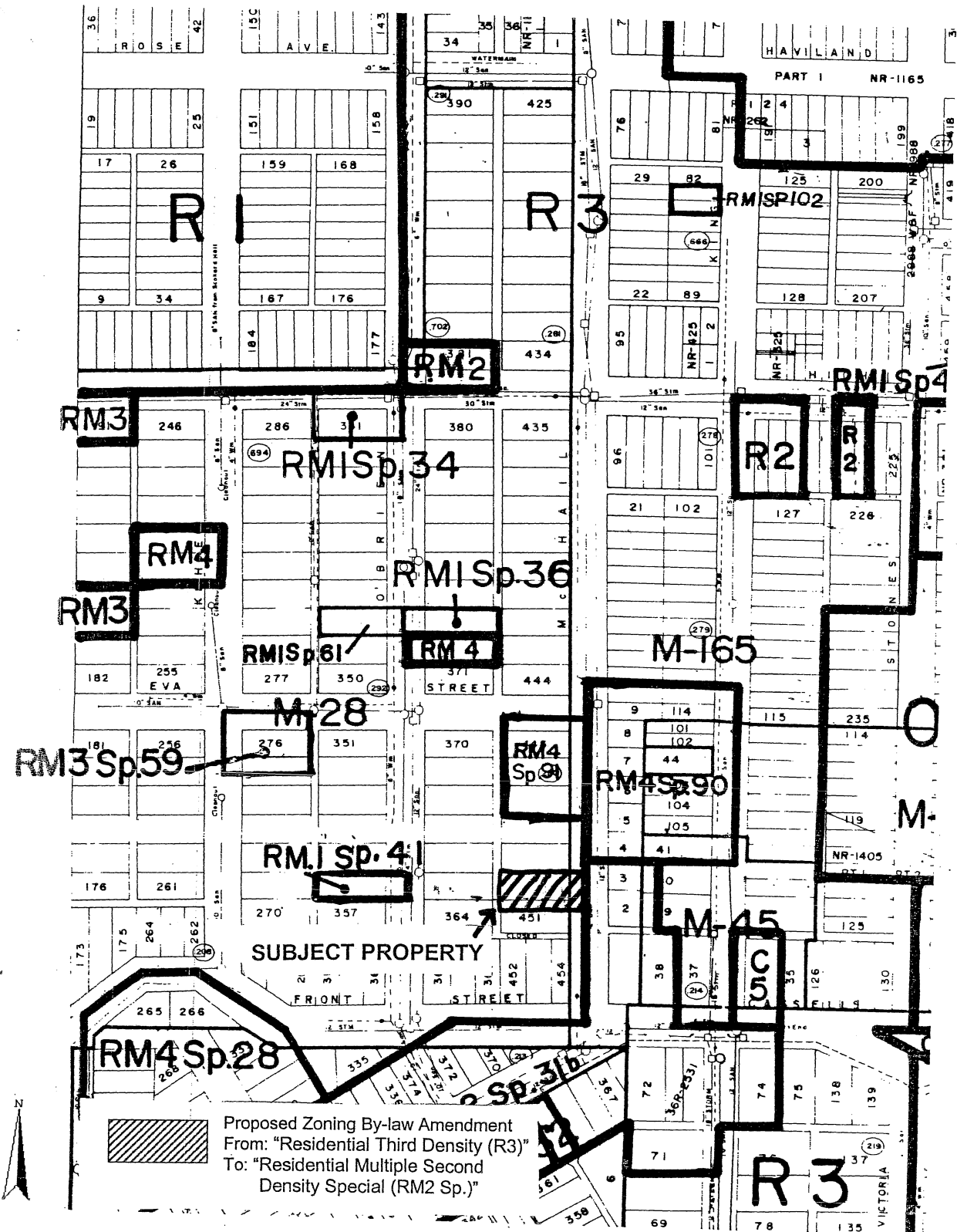
MAYOR ALLAN MCDONALD

CITY CLERK CATHERINE CONRAD

This is Schedule "A"
To By-law No. 2008-112
Passed the 26th day of November 2012

Mayor, Allan McDonald

City Clerk, Catherine Conrad



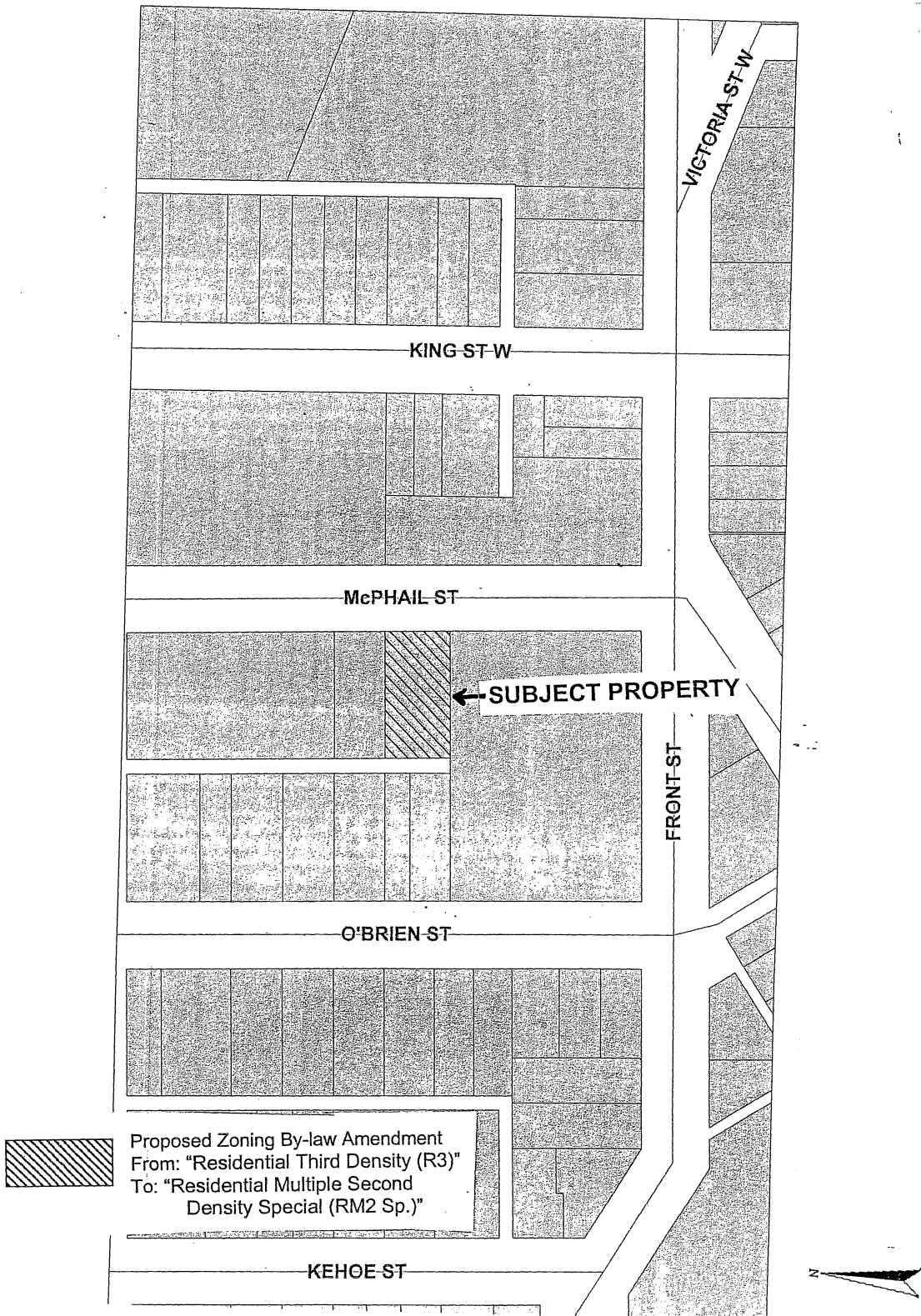
This is Schedule "B"

To By-law No. 2008-112

Passed the 26th day of November 2012

Mayor, Allan McDonald

City Clerk, Catherine Conrad



This is Schedule "C"

To By-law No. 2008-112

Passed the 26th day of November 2012

Mayor, Allan McDonald

City Clerk, Catherine Conrad

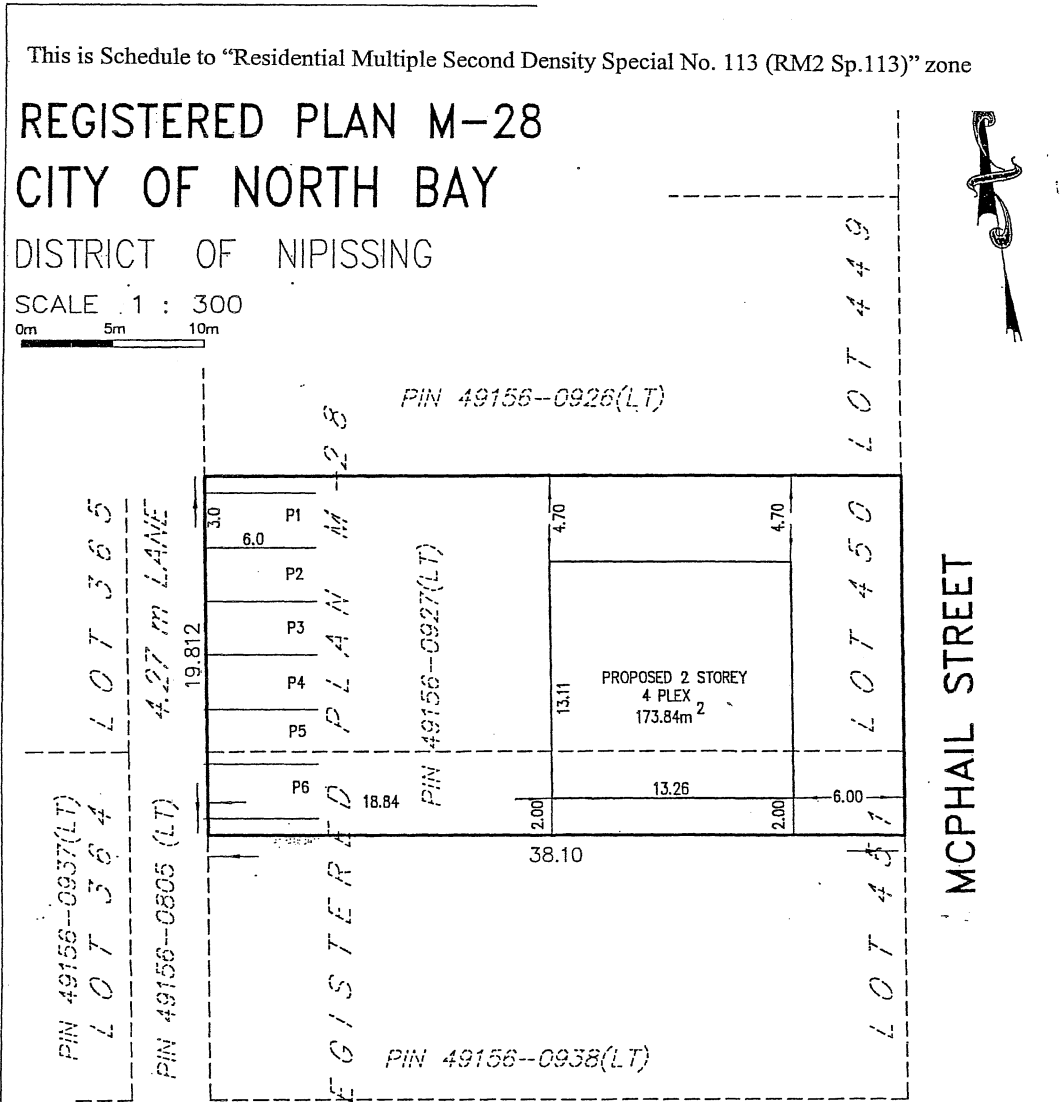
This is Schedule to "Residential Multiple Second Density Special No. 113 (RM2 Sp.113)" zone

REGISTERED PLAN M-28 CITY OF NORTH BAY

DISTRICT OF NIPISSING

SCALE 1 : 300

0m 5m 10m



TOTAL LOT AREA = 754.84 m²
 TOTAL BUILDING FLOOR AREA = 173.84 m²
 PARKING = 1.5 PER UNIT
 PERCENT LOT COVERAGE = 23.03 %

M^{ETRIC} METRIC UNITS
 DISTANCES SHOWN ON THIS PLAN
 ARE IN METRES AND CAN BE CONVERTED
 TO FEET BY DIVIDING BY 0.3048

Miller & Urso Surveying Inc.
 Ontario Land Surveyors ♦ Canada Land Surveyors
 Planning Consultants

1501 SEYMOUR STREET, NORTH BAY ON, P1B 8G4

TEL: (705) 474-1210
FAX: (705) 474-1783

DRAWN BY: CHM
CHECKED BY: R.D.Miller

FEBRUARY 11, 2008

W.O. 2368

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-228

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF AN AGREEMENT WITH
LACROIX CONSTRUCTION CO. (SUDBURY)
LTD. RELATING TO LAKESHORE DRIVE
BRIDGE REPLACEMENT**

WHEREAS the Agreement with Lacroix Construction Co. (Sudbury) Ltd. for the Lakeshore Drive Bridge Replacement was approved by Resolution No. 2012-588 passed by Council on the 15th day of October, 2012;

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

1. The Corporation of the City of North Bay enter into an Agreement dated the 22nd day of October, 2012 with Lacroix Construction Co. (Sudbury) Ltd. relating to the Lakeshore Drive Bridge Replacement.
2. That the Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Lacroix Construction Co. (Sudbury) Ltd. and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF NOVEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2012-234

**BEING A BY-LAW TO AUTHORIZE THE
EXECUTION OF AN AGREEMENT WITH
KENALEX CONSTRUCTION COMPANY
LIMITED RELATING TO RENOVATIONS TO
THE PUBLIC WORKS MAINTENANCE
BUILDING NO. 1**

WHEREAS the Agreement with Kenalex Construction Company Limited for office renovations to the Public Works Maintenance Building No. 1 was approved by Resolution No. 2012-532 passed by Council on the September 4, 2012;

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

1. The Corporation of the City of North Bay enter into an Agreement dated the 22nd day of November, 2012 with Kenalex Construction Company Limited relating to office renovations to the Public Works Maintenance Building No. 1.
2. The Mayor and Clerk of The Corporation of the City of North Bay are hereby authorized to execute that certain Agreement between The Corporation of the City of North Bay and Kenalex Construction Company Limited and to affix thereto the Corporate seal.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

cc. READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF NOVEMBER, 2012.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 26TH DAY OF NOVEMBER, 2012.

MAYOR ALLAN McDONALD

CITY CLERK CATHERINE CONRAD

MOTION

North Bay, Ontario November 26, 2012

Subject: Highway 11 Four Laning

File No. T08/2004/MTO/GENERAL

Res. No. 2012 -

Moved by Councillor: BAIN

Seconded by Councillor: _____

WHEREAS for many years the North Bay City Council, the North Bay Chamber of Commerce, Business and Industry and the Public at Large, had lobbied the Government of Ontario to complete the 4 lane the highway between Toronto and North Bay;

ABD WHEREAS the Highway 4-laning was completed earlier this Fall;

THEREFORE BE IT RESOLVED that the Mayor of the City of North Bay send a Letter to the Premier of the Province of Ontario, thanking him for his commitment to completing this important infrastructure project

AND FURTHER that a copy of this resolution be sent to the Honourable Rick Bartolucci, Minister of Northern Development and Mines; the Honourable Bob Chiarelli, Minister of Infrastructure and Minister of Transportation; MPP Victor Fedeli and former MPP Monique Smith.

Carried

Carried as amended

Lost

Conflict _____ Endorsement of Chair _____

Record of Vote (*Upon Request of Councillor* _____)

Yeas _____ Nays _____

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Signature of Clerk _____

MOTION

North Bay, Ontario November 26, 2012

Subject: Algonquin Provincial Park Management Plan

File No. C02/2012/RES/GENERAL

Res. No. 2012 - _____

Moved by Councillor: VAILLANCOURT

Seconded by Councillor: _____

WHEREAS the Province of Ontario is requesting input from stakeholders regarding the potential for renewal of private cottage tenure in Algonquin Park for a period of 21 years commencing in 2017;

AND WHEREAS the proposed extension will require an amendment to Ontario Regulation 347/07 and Algonquin Provincial Park Management Plan;

AND WHEREAS park cottagers have been an important component of Algonquin Park life for over 100 years;

AND WHEREAS the Town of Huntsville is the western gate way to Algonquin Park and benefits by the presence of Algonquin Park cottagers who use the community as a shopping and cultural centre and has requested the extension of private cottage tenure for a period of 21 years commencing in 2017;

NOW THEREFORE BE IT RESOLVED that the Council of The Corporation of the City of North Bay supports the Town of Huntsville's request for the extension of private cottage tenure for a period of 21 years commencing in 2017;

AND FURTHER THAT a copy of this resolution be forwarded to the Honourable Hon. Michael Gravelle, Minister of Natural Resources and placed on the Ontario Environmental Registry; to Premier Dalton McGuinty; to the leaders of the Provincial Opposition; to Victor Fedeli, MPP; and to the Town of Huntsville.

Carried

Carried as amended

Lost

Conflict _____ Endorsement of Chair _____

Record of Vote (*Upon Request of Councillor* _____)

Signature of Clerk _____