

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 65-72

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

WHEREAS it has been duly declared by Declaratory By-law No. 64-72 of the Corporation of the City of North Bay passed by a vote of two-thirds of all the members of Council, that it is desirable that the construction of concrete sidewalks, as set out in Schedule "A" hereto annexed, shall be undertaken as a local improvement.

AND WHEREAS notice of the intention of the Council to undertake such work was duly published more than 21 days prior to the passing of this by-law.

AND WHEREAS the Council has caused to be made the reports, estimates and statements required for the undertaking of the said works.

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

1. THAT concrete sidewalks be constructed on the streets set out in Schedule "A" hereto annexed at the estimated cost as set out in the same Schedule, as provided by plans and specifications furnished by the Engineer for the Corporation of the City of North Bay, as a local improvement under the provisions of The Local Improvement Act, R.S.O. 1970, Chapter 255 and more particularly Section 8 thereof.
2. THAT the Engineer of the Corporation do forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the execution of the work.
3. THAT the work shall be carried out and executed under the superintendence and according to the directions and orders of the Corporation's Engineers.
4. THAT the Mayor and Clerk be hereby authorized to cause a contract for the construction of the work to be made and entered into with some person or persons, firm or corporation subject to the approval of this Council to be declared by resolution.
5. THAT the Mayor or Deputy Mayor and the Treasurer of the City of North Bay are hereby authorized to borrow from time to time from any bank or person by way of promissory note or notes temporary advances of money to meet the cost of construction as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to, but in no event shall the aggregate of such borrowings exceed the amount limited in this By-law.
6. THE special assessment shall be paid by ten (10) equal annual instalments of principal and interest.
7. THE debentures to be issued for the loan to be effected to pay for the cost of the work when completed shall bear interest at such rate as Council shall determine and be made payable within ten (10) years on the instalment plan.

8. ANY person whose lot is specially assessed may commute for a payment in cash the special rate imposed thereon by paying the portion of the cost of construction assessed upon such lot, without interest forthwith after the special assessment roll has been certified by the Clerk.

READ A FIRST TIME IN OPEN COUNCIL THIS 26TH DAY OF JUNE, 1972.

READ A SECOND TIME IN OPEN COUNCIL THIS 26TH DAY OF JUNE, 1972.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 28TH DAY OF JULY, 1973.

[Signature]
.....
MAYOR

[Signature]
.....
CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 65-72 OF THE CORPORATION OF THE CITY OF NORTH BAY

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CONCRETE SIDEWALKS

<u>DESCRIPTION</u>	<u>TOTAL ESTIMATED COST</u>	<u>CORP. SHARE</u>	<u>OWNERS' SHARE</u>
1. On Joseph St. from Lakeshore Dr. to Prince Edward Dr., south side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.51(4)	\$14,587.00 Per Foot Frontage \$3.37(6)	\$8,051.06	\$6,535.94
2. On Morin St. from Front St. to Cedar St., west side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.52(7)	\$2,282.30 Per Foot Frontage \$3.45(8)	\$1,324.43	\$ 957.87
3. On Trout Lake Rd. from Old City Limits to Giroux St. intersection, south side, a 5 foot concrete sidewalk with an asphalt boulevard. Annual rate per foot frontage is \$.52(9)	\$12,358.80 Per Foot Frontage \$3.47(1)	\$6,180.42	\$6,178.38
4. On Marshall Ave. from Lakeshore Dr. to Marshall Park Dr., south side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.50(6)	\$7,211.30 Per Foot Frontage \$3.32(6)	\$3,825.43	\$3,385.87
5. On Trout Lake Rd. from Shaw St. to a line between Lots 5 & 6, Plan M-86, south side, a 5 foot concrete sidewalk with an asphalt boulevard. Annual rate per foot frontage is \$.47(9)	\$7,297.59 Per Foot Frontage \$3.14(5)	\$3,649.39	\$3,648.20

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ONTARIO

ONTARIO MUNICIPAL BOARD

H 7024

(Items 2 and 4)

IN THE MATTER OF Section 64 of
The Ontario Municipal Board Act,
(R.S.O. 1970, c. 323),

Section 8 of The Local Improve-
ment Act, (R.S.O. 1970, c. 255)

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of
the construction of certain con-
crete sidewalks in accordance
with its council's notice of
intention duly given in accord-
ance with the statute, and of
the borrowing of the sum of
\$9,493.60 being the estimated
cost thereof

B E F O R E :

W. H. PALMER,
Chairman

- and -

A. H. ARRELL, Q.C.,
Vice-Chairman

] Thursday, the 21st day of

] December, 1972

THE BOARD ORDERS, under and in pursuance of the legis-
lation hereinbefore referred to, and of any and all other
powers vested in the Board, that the said application be
and the same is hereby granted, and that the corporation
may now proceed with the construction of the concrete
sidewalks described in Schedule "A" attached hereto at a
total cost not to exceed \$9,493.60 and for such purpose
may pass all requisite by-laws, including by-laws providing
for the issue of debentures in a principal amount not exceed-
ing \$9,493.60 repayable over a term of not more than ten
years, and may borrow money to the extent sufficient to
provide an amount not exceeding \$9,493.60 therefor,
provided:



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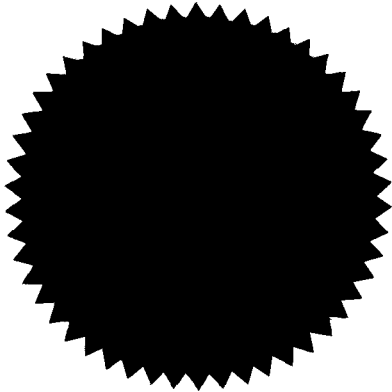
ONTARIO MUNICIPAL BOARD

H 7024

(Items 2 and 4)

- 2 -

1. that the corporation may borrow the whole or any part of the said sum of \$9,493.60 as required pending receipt of subsidies and the sale of debentures or the receipt of moneys from any other source,
2. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



K. C. Andrews

K. C. ANDREWS
SECRETARY

ENTERED	
U. B. No. <i>1117</i>	
File No. 392	
MAY 27 1945	
<i>[Signature]</i>	



ONTARIO

ONTARIO MUNICIPAL BOARD

H 7024
(Items 2 and 4)

SCHEDULE "A"

to the order of the Ontario Municipal Board
made on the 21st day of December, 1972

CONSTRUCTION of concrete sidewalks on:

2.	MORIN STREET (west side) from Front Street to Cedar Street	\$ 2,282.30
4.	MARSHALL AVENUE (south side) from Lakeshore Drive to Marshall Park Drive	<u>7,211.30</u>
	Total Estimated Cost	\$ 9,493.60



H 7024
(Items 2 and 4)

ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of
The Ontario Municipal Board Act,
(R.S.O. 1970, c. 323),

Section 8 of The Local Improvement
Act, (R.S.O. 1970, c. 255)

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of certain concrete
sidewalks in accordance with its
council's notice of intention
duly given in accordance with
the statute, and of the borrowing
of the sum of \$9,493.60 being the
estimated cost thereof

B E F O R E :

W. SHUB, Q.C.,
Vice-Chairman

} WEDNESDAY, the 30th day
} of MAY, 1973

THE BOARD ORDERS that the corporation may incur additional expenditures of \$380.40 and \$1,045.54 for completion of the construction of the sidewalks described or referred to as Items 2 and 4 respectively set forth in Schedule "A" attached to and forming part of the previous order of the Board made on the 21st day of December, 1972, and entered in order book No. H 19 at folio 392 on the 23rd day of March, 1973, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of additional debentures in such amounts repayable within the term prescribed in the said previous order and may borrow money to the extent sufficient to provide an amount not exceeding \$1,425.94 therefor, provided:

1. that the corporation may borrow the whole or any part of the said sum of \$1,425.94 as required pending receipt of subsidies and the sale of



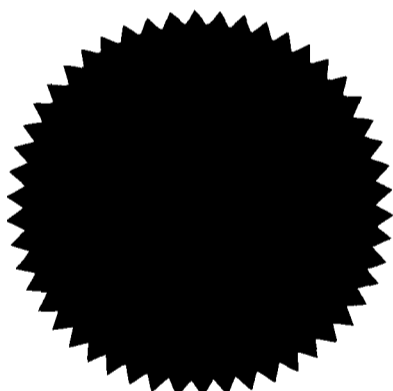
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ONTARIO MUNICIPAL BOARD

H 7024
(Items 2 and 4)

- 2 -

- debentures, or the receipt of moneys from any other source,
2. that the amount to be debentured shall not exceed in any event the net cost to the corporation after deducting any grant or contribution from the Province of Ontario or from any other source in respect of the said work, and
 3. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



K.C. ANDREWS
SECRETARY

ENTERED	
O. B. No.	426
Folio No.	372
JUL 26 1973	
SECRETARY, ONTARIO MUNICIPAL BOARD	



H 7024
(Item 1)

ONTARIO

ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64 of
The Ontario Municipal Board Act,
(R.S.O. 1970, c. 323),

Section 8 of The Local Improvement
Act, (R.S.O. 1970, c. 255),

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of a concrete side-
walk on Joseph Street (south side)
from Lakeshore Drive to Prince
Edward Drive in accordance with
its council's notice of intention
duly given in accordance with the
statute, and of the borrowing of
the sum of \$14,587.00, being the
estimated cost thereof

B E F O R E :

W. SHUB, Q.C.,
Vice-Chairman

] WEDNESDAY, the 23rd day
] of MAY, 1973

THIS APPLICATION having come on for public hearing, the Board orders that the said application be and the same is hereby granted, and that the corporation may now proceed with the construction of a sidewalk on Joseph Street (south side) from Lakeshore Drive to Prince Edward Drive at a total cost not to exceed \$16,911.60, such work and amount having been approved and revised during the said public hearing, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$16,911.60 repayable over a term of not more than ten years, and may borrow money to the extent sufficient to provide an amount not exceeding \$16,911.60 therefor, provided:

1. that the corporation may borrow the whole or any part of the said sum of \$16,911.60 as required pending receipt of subsidies and the sale of debentures or the receipt of moneys from any other source,



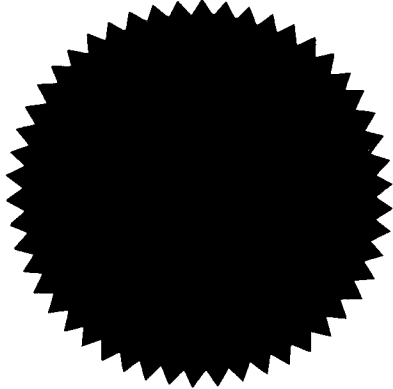
H 7024
(Item 1)

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ONTARIO MUNICIPAL BOARD

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2. that the corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



K. C. Andrews
K. C. ANDREWS
SECRETARY

ENTERED	
O. B. No.	<i>1120</i>
Folio No.	<i>371</i>
JUL 26 1973	
<i>K. C. Andrews</i>	
SECRETARY, ONTARIO MUNICIPAL BOARD	