

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 85-76

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

WHEREAS it has been duly declared by Declaratory By-law No. 84-76 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 watermains, 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 watermains be constructed on the streets set out in Schedules "A", "B" and "C" annexed hereto at the estimated costs as set out in the Schedules, 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 twenty (20) 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 twenty (20) years on the instalment plan.

cont'd....

- 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.
- 9. After the debentures have been sold, any person whose lot is specially assessed may commute the balance of the special assessment by paying to the Corporation an amount which, when invested at the then current interest rate will be sufficient to pay the unmatured annual debt charges of the special assessment.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF JULY, 1976.

READ A SECOND TIME IN OPEN COUNCIL THIS 19TH DAY OF JULY, 1976.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 29TH DAY OF AUGUST , 1977.



 DEPUTY MAYOR



 CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 85-76 OF THE CORPORATION OF
THE CITY OF NORTH BAY

: :

1. DESCRIPTION OF WORK

A 6" Diameter Watermain and Service Connections on the following streets:

- (a) Follard Avenue from Fodor Street to a point 110 feet south of Judge Ave., a distance of 650 feet.
- (b) Nelson Avenue from Fodor Street to MacDonald Avenue, a distance of 1,150 feet.
- (c) Whitney Avenue from Fodor Street to MacDonald Avenue, a distance of 1,150 feet

2. ESTIMATED COST FOR THE WORK TO BE UNDERTAKEN UNDER ITEM 1 ABOVE

<u>TOTAL ESTIMATED COST</u>	<u>CORPORATION'S SHARE</u>	<u>OWNER'S SHARE</u>
\$102,375.00	\$63,380.08	\$38,994.92

<u>Cost of service Connection</u>

Nil

Annual rate per foot frontage is \$0.88
Annual rate per service connection is Nil
Per foot frontage charge is \$7.47
Charge per service connection is Nil

THIS IS SCHEDULE "B" TO BY-LAW NO. 85-76 OF THE CORPORATION OF THE CITY OF NORTH BAY

: :

1. DESCRIPTION OF WORK

- (a) A 6" Diameter watermain and service connections on Fodor Street from Lakeshore Drive to Wallace Avenue, a distance of 530 feet.
- (b) An 8" diameter watermain and service connections on Charles Street from Lee Avenue to Lakeshore Drive, a distance of 230 feet.
- (c) An 8" diameter watermain and service connections on Charles Street from Lakeshore Drive to Whitney Avenue a distance of 450 feet.

2. ESTIMATED COST FOR THE WORK TO BE UNDERTAKEN UNDER ITEM 1 ABOVE

<u>TOTAL ESTIMATED COST</u>	<u>CORPORATION'S SHARE</u>	<u>OWNER'S SHARE</u>
\$38,151.00	\$36,895.37	\$1,255.63
		<u>Cost of service Connection</u>
		Nil

Annual rate per foot frontage is \$0.88
 Annual rate per service connection is Nil
 Per foot frontage charge is \$7.47
 Charge per service connection is Nil

THIS IS SCHEDULE "C" TO BY-LAW NO. 85-76 OF THE CORPORATION OF THE CITY OF NORTH BAY

: :

1. DESCRIPTION OF WORK

(a) A 6" diameter watermain and service connection on Whitney Avenue from MacDonalld Avenue to Gertrude Street, a distance of 1,330 feet

2. ESTIMATED COST FOR THE WORK TO BE UNDERTAKEN UNDER ITEM 1 ABOVE

<u>TOTAL ESTIMATED COST</u>	<u>CORPORATION'S SHARE</u>	<u>OWNER'S SHARE</u>
\$41,755.00	\$25,477.67	\$16,277.33

Cost of service
Connection

Nil

Annual rate per foot frontage is \$0.88
Annual rate per service connection is Nil
Per foot frontage charge is \$7.47
Charge per service connection is Nil



E 762082

Ontario Municipal Board

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

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 an order approving:

- (a) the construction of a local
improvement in accordance
with Schedule "A" hereto,
at an estimated cost not
exceeding \$182,281.00,
and the borrowing of money by
way of temporary advances not
exceeding in the aggregate such
estimated cost pending the sale
of debentures, and
- (b) the issuance of debentures therefor
in the sum of \$182,281.00, for a
term of twenty years

B E F O R E :

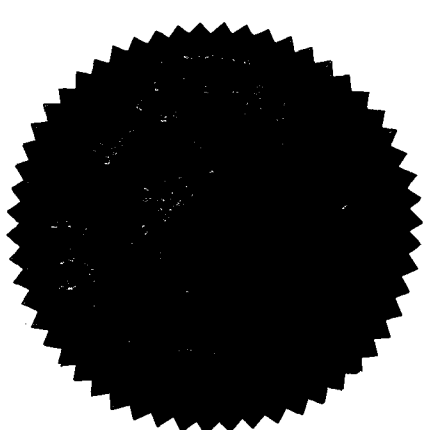
D.S. COLBOURNE,
Member

- and -

W.L. BLAIR,
Member

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]
Wednesday, the 11th day
]
]
of May, 1977
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THIS APPLICATION having come on for public hearing, the Board
orders that this application be granted and that the applicant
may proceed with the construction of a local improvement in
accordance with Schedule "A" hereto, annexed and signed by
the Secretary and the applicant may pass all requisite
by-laws, including debenture by-laws.



SECRETARY

K. S. Anderson

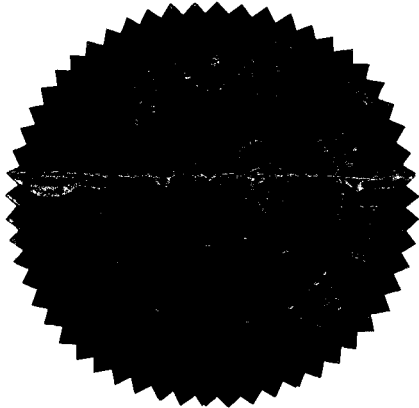
ENTERED
O. B. No... <i>E 76-6</i>
Folio No... <i>197</i>
JUL 12 1977
<i>K. S. Anderson</i> <small>SECRETARY, ONTARIO MUNICIPAL BOARD</small>



Ontario Municipal Board

SCHEDULE "A"

to the order of the Ontario Municipal Board
made on the 11th day of May, 1977



SECRETARY

The Construction of Watermains and service connections, on:

- | | | | |
|-------|---|---|--------------|
| 1.(a) | <u>POLLARD AVENUE</u> from Fodor Street to a point 110 feet south of Judge Avenue, a distance of 650 feet |) | |
| | |) | |
| | (b) <u>NELSON AVENUE</u> from Fodor Street to MacDonald Avenue, a distance of 1,150 feet |) | |
| | |) | |
| | (c) <u>WHITNEY AVENUE</u> from Fodor Street to MacDonald Avenue, a distance of 1,150 feet |) | \$102,375.00 |
| 2.(a) | <u>FODOR STREET</u> from Lakeshore Drive to Wallace Avenue, a distance of 530 feet |) | |
| | |) | |
| | (b) <u>CHARLES STREET</u> from Lee Avenue to Lakeshore Drive, a distance of 230 feet |) | |
| | |) | |
| | (c) <u>CHARLES STREET</u> from Lakeshore Drive to Whitney Avenue, a distance of 450 feet |) | \$38,151.00 |
| 3. | <u>WHITNEY AVENUE</u> from MacDonald Avenue to Gertrude Street, a distance of 1,330 feet |) | 41,755.00 |

at the costs and charges not exceeding those set out below:

City's share	\$125,753.12
Owners' share	<u>56,527.88</u>
	<u>\$182,281.00</u>

Per foot frontage: \$7.47

Twenty annual installments

Annual rate per foot frontage: \$0.88