

BY-LAW NO. 59-68

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. 58-68 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 MUNICIPAL COUNCIL OF THE CITY OF NORTH BAY 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. 1960, 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 to 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 AND SECOND TIME IN OPEN COUNCIL THIS 15TH DAY OF JULY, A.D.
1968

Archie MacLean
.....
ACTING MAYOR

L. G. Burton
.....
DEPUTY CLERK

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED
THIS 23RD DAY OF SEPTEMBER, A.D. 1968.

[Signature]
.....
MAYOR

[Signature]
.....
CITY CLERK

SCHEDULE "A"
to
BY-LAW NO. 59-68
CONCRETE SIDEWALKS

<u>DESCRIPTION</u>	<u>TOTAL ESTIMATED COST</u>	<u>CORP. SHARE</u>	<u>OWNERS' SHARE</u>
1. On Gertrude St. from Lakeshore Dr. to Georgian Rd., north side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.54 (7)	\$15,780.00 Per Foot Frontage \$3.75 (7)	\$9,175.19	\$6,604.81
2. On Fifth Ave. from Fisher St. to a line between Lots 688 & 689, East side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$1.08 (3)	\$6,190.75 Per Foot Frontage \$7.43 (1)	\$1,880.17	\$4,309.98
		Deleted - See Resolution #12 Mtg. Sept.23/68	
3. Marshall Ave. from Lakeshore Dr. to Marshall Park Dr., north side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.61 (2)	\$8,642.40 Per Foot Frontage \$4.20 (4)	\$4,699.05	\$3,943.35
4. On Premier Rd. from Lakeshore Dr. to Bay St., West side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.63 (3)	\$7,860.25 Per Foot Frontage \$4.34 (3)	\$4,655.12	\$3,205.13
5. On Wyld St. from Chippewa St. to Victoria St., north side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.50 (7)	\$5,927.60 Per Foot Frontage \$3.47 (9)	\$3,850.64	\$2,076.96
6. On Princess St. from High St. to line btwn. lots 159 & 322, west side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$1.07 (8)	\$4,069.50 Per Foot Frontage \$7.39 (9)	\$ 480.98	\$3,588.52
		Deleted - See Resolution #12 Mtg. Sept.23/68	
7. On O'Brien St. from Old City Limits to By-pass, east side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.51 (1)	\$5,844.85 Per foot Frontage \$3.50 (8)	\$3,417.31	\$2,427.54
8. On O'Brien St. from Ski Club Rd. to Airport Rd., east side, a 5 foot concrete sidewalk. Annual rate per foot frontage is \$.61 (7)	\$5,758.00 Per Foot Frontage \$4.23 (4)	\$2,921.22	\$2,836.78



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ONTARIO

ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 64
of The Ontario Municipal Board
Act, (R.S.O. 1960, c. 274) and

Section 8 of The Local Improve-
ment Act, (R.S.O. 1960, c. 223)

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of certain sidewalks
in accordance with its council's
notice of intention first
published on the 17th day of July,
1968, and of the borrowing of the
sum of \$49,813.10, being the
estimated cost thereof

B E F O R E :

J.A. KENNEDY, Q.C.
Chairman

- and -

J.V. LUDGATE,
Member

FRIDAY, the 20th day of

SEPTEMBER, 1968

UPON THE APPLICATION of The Corporation of the
City of North Bay for approval of the construction of the
sidewalks described in Schedule "A" attached hereto and of
the borrowing of the sum of \$49,813.10, being the estimated
cost thereof, and upon reading the material filed;

THE BOARD ORDERS, under and in pursuance of the
legislation hereinbefore referred to, and of any and all
other powers vested in the Board, that this application be
and the same is hereby granted, and that the corporation
may now proceed with the said undertaking 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 \$49,813.10 repayable over a term of not more
than ten years, and may borrow money to the extent sufficient
to provide an amount not exceeding \$49,813.10 therefor,
provided:



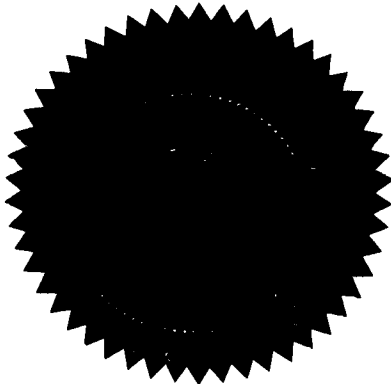
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ONTARIO MUNICIPAL BOARD

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1. that the said corporation may borrow the whole or any part of the said sum of \$49,813.10 as required pending receipt of subsidies and the sale of debentures, or of moneys to be received from any other source, and
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.



SECRETARY

ENTERED	
O. B. No.	518
Folio No.	289
SEP 24 1960	
Secretary, Ontario Municipal Board	



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ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

to the order of The
Ontario Municipal Board
made on the 20th day of
September, 1968

Construction of CONCRETE SIDEWALKS on:

	<u>ESTIMATED COST</u>
(1) <u>GERTRUDE STREET</u> (north side) from <u>Lakeshore Drive</u> to Georgian Road	\$15,780.00
(2) <u>MARSHALL AVENUE</u> (north side) from <u>Lakeshore Drive</u> to Marshall Park Drive	8,642.40
(3) <u>PREMIER ROAD</u> (west side) from <u>Lakeshore Drive</u> to Bay Street	7,860.25
(4) <u>WYLD STREET</u> (north side) from <u>Chippewa Street</u> to Victoria Street	5,927.60
(5) <u>O'BRIEN STREET</u> (east side) from <u>Old City Limits</u> to By-pass	5,844.85
(6) <u>O'BRIEN STREET</u> (east side) from <u>Ski Club Road</u> to Airport Road	5,758.00
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TOTAL ESTIMATED COST.....	\$49,813.10