

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 48-77

BEING A BY-LAW TO AUTHORIZE RECONSTRUCTION
AND PAVING OF A CERTAIN STREET IN THE CITY
OF NORTH BAY.

WHEREAS the Municipal Act, R.S.O. 1970, Chapter 284,
Section 443 authorizes the Council to pass a by-law for the
purposes therein stated;

AND WHEREAS the Council of the Corporation of the
City of North Bay deems it advisable and necessary to pass the
within by-law;

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

1. THAT reconstruction and paving of Seymour Street from Wallace Road to the Ministry of Transportation and Communications right of way which is approximately 3,200 feet westerly be undertaken as described in Schedule "A" attached hereto and forming part of this by-law.
2. THAT the Engineering Department of the City of North Bay be instructed to make all necessary plans, profiles and specifications forthwith and to furnish such information as may be necessary for the making of a contract for the execution of the work, or for the carrying on of the work by day labour.
3. THAT the work shall be carried on under the superintendence of and according to the directions and orders of the Engineering Department of the City of North Bay.
4. THAT the Council may decide by resolution to carry on and execute the work by day labour.
5. THAT in the absence of a resolution by Council that the work be carried on and executed by day labour, the Mayor and Clerk are hereby authorized to enter into a contract with some person or persons, firm or corporation for the construction of the work, subject to the approval of the Council by resolution.
6. THAT the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank of person by way of Promissory Note or N'tes 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.
7. Any Promissory Note or Notes issued pursuant to Paragraph 6 hereof shall be sealed with the seal of the Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
8. THAT debentures to be issued when the work is completed to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within ten years on the instalment plan.
9. THAT this by-law shall not become effective until approval in writing has been secured from the Ontario Municipal Board pursuant to The Ontario Municipal Board Act, R.S.O. 1970, Chapter 323, Section 64(1).

READ A FIRST TIME IN OPEN COUNCIL THIS 18TH DAY OF APRIL, 1977.
READ A SECOND TIME IN OEPN COUNCIL THIS 18TH DAY OF APRIL, 1977.
READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED
THIS 29TH DAY OF AUGUST , 1977.


.....
M.E. DICKERSON
.....
MAYOR

.....
R.F. BARTON
.....
CITY CLERK

SCHEDULE "A" TO BY-LAW NO. 48-77 OF THE CORPORATION OF THE CITY OF
NORTH BAY

RESONSTRUCTION AND PAVING OF SEYMOUR STREET FROM WALLACE ROAD TO
THE MINISTRY OF TRANSPORTATION AND COMMUNICATION RIGHT OF WAY
WHICH IS APPROXIMATELY 3,200 FEET WESTERLY TO BE UNDERTAKEN AS
FOLLOWS:

Estimated Cost of Construction is:

Excavation	\$11,400.	
Rock Removal	96,000.	
Granular	37,500.	
Asphalt	31,500.	
Engineering, Contingency & Financing	<u>44,100.</u>	<u>\$220,500.</u>
Total Extimated Cost		\$220,500.
LESS: Estimated subsidies under Highway Improvement Act - Ministry of Transportation & Communications		<u>100,500.</u>
NET COST TO BE DEBENTURED		\$120,000.

B/L 48-17



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Ontario Municipal Board

IN THE MATTER OF Sections 63 and 64
of The Ontario Municipal Board Act,
(R.S.O. 1970, c. 323)

- and -

IN THE MATTER OF an application by
The Corporation of the City of
North Bay for an order approving:

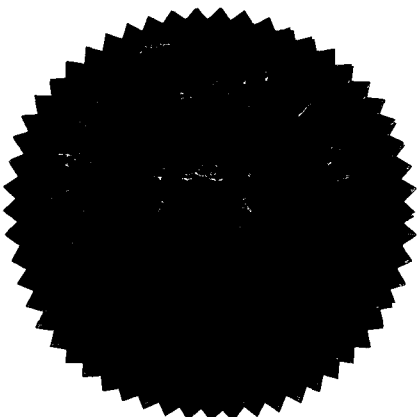
- (a) the reconstruction and paving of Seymour Street from Wallace Road to the Ministry of Transportation and Communications right of way, a distance of approximately 3,200 feet westerly at an estimated cost of \$220,500.00 and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures as set out below

and declaring and directing that the assent of the electors of such corporation shall not be required

B E F O R E :

A.H. ARRELL, Q.C.)
 Vice-Chairman)
)
 -and-) Thursday, the 11th day of
)
 W.T. SHRIVES,) August, 1977
 Vice-Chairman)

THE BOARD ORDERS that this application be granted and that the applicant may proceed with the said undertaking and may pass all requisite by-laws, and may issue debentures therefor for a sum not exceeding \$120,000.00 and not to exceed the net cost of such undertaking to the applicant, for a term not to exceed ten years.



SECRETARY *[Signature]*

ENTERED
O. B. No. <u>5273</u>
Folio No. <u>55</u>
AUG 15 1977
<i>[Signature]</i>
SECRETARY, ONTARIO MUNICIPAL BOARD