

192.

BY-LAW NO. 1941

BEING A BY-LAW of the Corporation of the City of North Bay to provide for the construction of sanitary sewers, and the necessary drain connections thereto, on certain streets and to provide for imposing upon owners of land who derive, or will, or may derive a benefit from such sanitary sewers a sewer rate sufficient to pay for the whole capital cost of such sanitary sewers.

WHEREAS it is deemed desirable by the Corporation of the City of North Bay to construct such sanitary sewers and necessary drain connections thereto and impose such sewer rates as hereinafter described.

NOW THEREFORE THE MUNICIPAL CORPORATION OF THE CITY OF NORTH BAY under the provisions of the Municipal Act, R.S.O. 1950, Chap. 243, Sec. 389, S.S. 2, ENACTS AS FOLLOWS:


1. THAT sanitary sewers and the necessary drain connections thereto be constructed in that area and on the streets more particularly described in Schedule "A" and Schedule "B" hereto and forming part of this by-law.
2. THAT there is hereby imposed upon the owners of the land within that area and on the streets described in said Schedule "A" and Schedule "B", all of which lands are deemed to derive a benefit from such sanitary sewers, an annual sewer rate sufficient to pay in fifteen years all the annual payments required to meet the payment of interest and principal on the debentures to be issued for the whole capital cost of the construction of the work. The sewer rate thus imposed shall be .82¢ (eighty-two cents) a foot frontage. Frontages of irregularly shaped lots shall be determined by Council as being just and equitable.
3. THAT the sewer rate imposed in Clause 2 above shall be charged and collected semi-annually not later than the due dates of February 1st and August 1st in each year by the water commissioner who shall be the agent of the corporation for such purposes, and charges shall be rendered inclusively or at the same time as water accounts. Such charge shall be a lien and charge upon the land and if same or any part remains unpaid after due date, the amount unpaid may be collected by distress upon the goods and chattels of the owner, or as provided by statute the same may be entered upon the collector's roll and collected in the same manner as municipal taxes.
4. 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.
5. THAT the work shall be carried on under the superintendence and according to the directions and orders of the Engineering Department of the City of North Bay.
6. THAT the Council may decide by resolution to carry on and execute the work by day labour.
7. 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.

BY-LAW NO. 1941 (CONT'D)

8. THAT the Treasurer may, subject to approval of the Council, agree with any bank or person for temporary advances of money to meet the cost of the work pending completion of such work.
9. 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 fifteen years on the instalment plan.
10. THAT this by-law shall not become effective until approval in writing has been secured from the Ontario Municipal Board pursuant to Section 67, Sub-section 1, of the Ontario Municipal Board Act, (R.S.O. 1950, Chapter 262).

READ A FIRST TIME IN OPEN COUNCIL THIS 27TH DAY OF OCTOBER, 1960.

READ A SECOND TIME IN OPEN COUNCIL THIS 27TH DAY OF OCTOBER, 1960.

  
.....  
MAYOR

  
.....  
CITY CLERK

BY-LAW AMENDED IN ACCORDANCE WITH THE APPROVAL GRANTED BY THE ONTARIO MUNICIPAL BOARD BY ORDER DATED THE 14TH DAY OF NOVEMBER, 1960, AND BY-LAW READ A THIRD TIME AND FINALLY PASSED THIS 21ST DAY OF NOVEMBER, 1960.

  
.....  
DEPUTY MAYOR

  
.....  
CITY CLERK

177

SCHEDULE "A"  
to  
BY-LAW NO. 1941

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 63  
Lots 18 to 20 inclusive on West Side of Judge Avenue

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 82  
Lots 68 to 81 inclusive on South Side of Amelia Street  
Lots 60 to 65 inclusive on North Side of Amelia Street  
Lots 41 to 55 inclusive on South Side of Memorial Drive  
Lots 38 to 40 inclusive on West Side of James Street

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 71  
Lots 1 to 14 inclusive on West Side of Beth Avenue  
Lots 15 to 25 inclusive on East Side of Beth Avenue  
Lot 45 on South Side of Memorial Drive

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 71  
Lots 26 to 39 inclusive on West Side of Judge Avenue  
Lots 40 to 44 inclusive on South Side of Memorial Drive

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 71  
Lots 56 to 108 inclusive on East Side of Charles Avenue

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 95  
Lots 2 to 6 inclusive on South Side of Stanley Street  
Lots 26 and 27 on South Side of Stanley Street

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 22  
Lots 899, 906 and 907 on South Side of Stanley Street

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 58  
Lot "D" on South Side of Stanley Street.

THE CORPORATION OF CITY OF NORTH BAY REGISTERED PLAN NO. 82  
Lots E $\frac{1}{2}$  94 and E $\frac{1}{2}$  95 on East Side of James Street



ONTARIO WATER RESOURCES COMMISSION

SEWAGE WORKS APPROVAL

Whereas ----- THE MUNICIPAL CORPORATION -----

of ----- CITY OF NORTH BAY -----

has submitted to the Ontario Water Resources Commission plans, specifications and an engineer's report of the proposed works hereinafter referred to, together with such information as the Commission has required and has applied for approval of:-

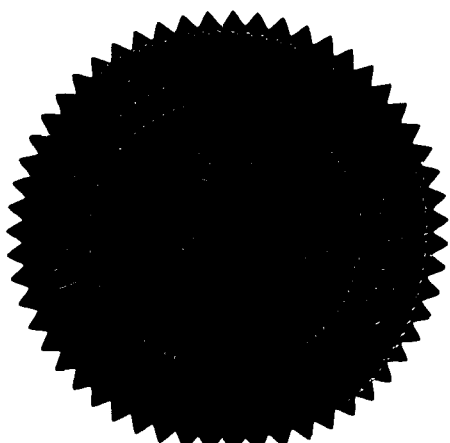
sanitary sewers to be constructed as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Stanley Street	Monk Street	360' westerly
Stanley Street	Monk Street	Golf Street
Monk Street	Queen Street	Stanley Street
James Street	Queen Street	Amelia Street
Amelia Street	James Street	Charles Street
Lane	Amelia Street	Charles Street
Charles Street	Amelia Street	100' westerly and 33' easterly
Beth Avenue	Leask Avenue	Memorial Drive
Judge Avenue	Leask Avenue	Memorial Drive
Memorial Drive	Judge Avenue	235' westerly

including private house connections, at a total estimated cost of THIRTY-SEVEN THOUSAND SEVEN HUNDRED AND FOURTEEN DOLLARS (\$37,714.00),

Now Therefore this is to certify that the Commission after due enquiry has approved the said proposed works under Section 31 of The Ontario Water Resources Commission Act, 1957.

DATED AT TORONTO this .....14th.... day of .....October..... 1960 .



*[Signature]*  
Chairman

*[Signature]*  
General Manager



P.F.E.6088-60

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 389 of  
The Municipal Act (R.S.O. 1950,  
c. 243), as amended

- and -

IN THE MATTER OF an application  
of the Corporation of the City of  
North Bay for approval of its Pro-  
posed By-law 1941 passed first and  
second readings on the 27th day of  
October, 1960, with respect to a  
sewer rate to pay the cost of con-  
struction of sanitary sewers, and  
the necessary drain connections  
thereto on certain streets.

B E F O R E :

J.R. TURNBULL,  
Vice-Chairman

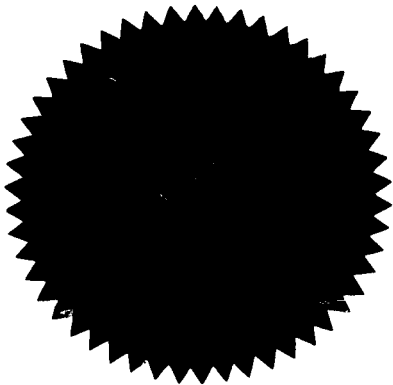
- and -

C.F. NUNN,  
Member

)  
)  
) MONDAY, the 14th

) day of November, 1960

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 the said Proposed  
By-law 1941 be and the same is hereby approved.



*T.G. Vickers*

ACTING SECRETARY

ENTERED
O. E. No. 820
File No. 316
DEC 1 1960
<i>T.G. Vickers</i>
Acting Secretary, Ontario



P.F.E.6088-60

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF:

Section 67 of The Ontario Municipal Board Act (R.S.O. 1950, c. 262),

Section 388 (1) 66 of The Municipal Act (R.S.O. 1950, c. 243),

- and -

IN THE MATTER OF an application of the Corporation of the City of North Bay for authority to proceed with the construction of the works as set forth in Schedule "A" attached hereto, at a total cost of \$37,714 and the issue of debentures therefor in an amount not exceeding \$31,714.

B E F O R E :

J.R. TURNBULL,  
Vice-Chairman

- and -

C.F. NUNN,  
Member

)  
)  
) MONDAY, the 14th

) day of November, 1960

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 the said application be and the same is hereby approved and that the said corporation may now proceed with the said undertaking and for such purpose may pass a by-law authorizing the said undertaking and all other requisite by-laws, including debenture by-laws, and may borrow money to the extent sufficient to provide an amount not exceeding \$31,714 for the said purpose, repayable over a term not exceeding fifteen years, provided however that the amount to be debentured shall not exceed the net cost to the municipality after deducting any grant or contribution from the Province of Ontario or from any other source in respect of the said work and further provided that any by-law



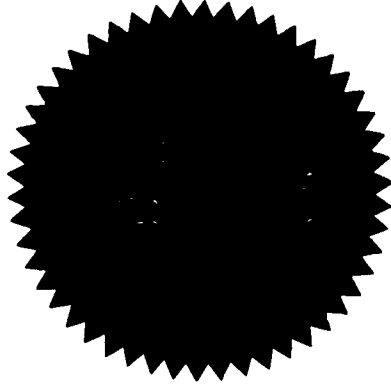
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ONTARIO

THE ONTARIO MUNICIPAL BOARD

- 2 -

authorizing the said undertaking is passed by a three-fourths vote of all members of the council of the said corporation.



*T. J. Kickers*  
ACTING SECRETARY

EXHIBIT	220
FORM NO.	165
NOV 18 1960	
<i>T. J. Kickers</i>	
Acting Secretary, Ontario Municipal Board	



P.F.E.6088-60

THE ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

TO ORDER OF THE ONTARIO MUNICIPAL BOARD DATED THE 14TH DAY  
OF NOVEMBER, 1960

AMELIA PARK AREA

Construction of SANITARY SEWERS, including  
private house connections, on:

	<u>STREET</u>	<u>FROM</u>	<u>TO</u>
1.	Stanley Street	Monk Street	360 feet westerly
2.	Stanley Street	Monk Street	Golf Street
3.	Monk Street	Queen Street	Stanley Street
4.	James Street	Queen Street	Amelia Street
5.	Amelia Street	James Street	Charles Street
6.	Lane	Amelia Street	Charles Street
7.	Charles Street	Amelia Street	100 feet westerly and 33 feet easterly
8.	Beth Avenue	Leask Avenue	Memorial Drive
9.	Judge Avenue	Leask Avenue	Memorial Drive
10.	Memorial Drive	Judge Avenue	235 feet westerly

TOTAL: 37,714

TO DEBENTURE:

\$31,714