

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2001-96

BEING A BY-LAW TO AUTHORIZE AND APPROVE
THE EXPROPRIATION OF PART OF PARCEL 3243
NPISSING FOR AN EXISTING WATERMAIN
(TROUT LAKE MALL INC.)

WHEREAS The Corporation of the City of North Bay applied to expropriate Part of Remainder Parcel 3243 Nipissing, being Part of the north half of the south half of Lot 17, Concession "C", designated as Part 1, Plan 36R-10917, in the former Township of Widdifield, now in the City of North Bay, District of Nipissing, for the purpose of having the free and uninterrupted right, liberty, privilege and easement at any time over, along, upon, under and through, the subject lands for the purpose of laying down, constructing, operating, repairing, reconstructing and maintaining watermains;

AND WHEREAS a Hearing of Necessity was held on the 4th day of June, 2001;

AND WHEREAS the Inquiry Officer recommended that the proposed taking was fair, sound and reasonable having regard to the objective of the City, with one qualification being that the width of the easement to be obtained should not be wider than the watermain easement that exists over Parcel 3190;

AND WHEREAS the Council approved the expropriation of the easement by Resolution, No. 2001-454 passed on July 9, 2001;

AND WHEREAS the area to be expropriated has been reduced as recommended by the Inquiry Officer's Report.

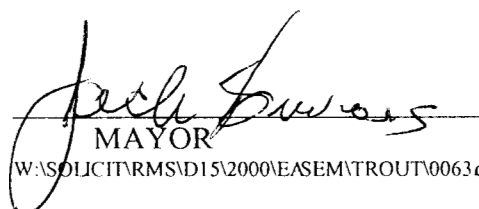
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

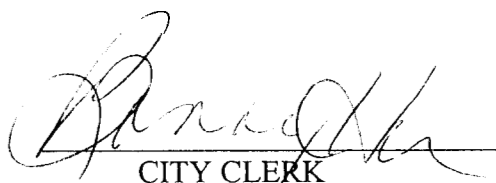
1. The Council of The Corporation of the City of North Bay certifies that approval was given to The Corporation of the City of North Bay on the 9th day of July, 2001 to expropriate an interest in the nature of an easement for an existing trunk watermain, on, under and across the land designated as Part 1, on the Expropriation D-Plan dated July 24, 2001 by Paul Goodridge, OLS for the purpose of maintaining, repairing, servicing, reconstructing and replacing the said watermain.
2. That the Mayor, City Clerk, City Engineer and City Solicitor of The Corporation of the City of North Bay are hereby authorized to execute the said Expropriation Plan and all other documents necessary to effect the expropriation, and to affix thereto the corporate seal.
3. Notice of this approval shall be given by October 9, 2001, as required by the ***Expropriations Act***.

READ A FIRST TIME IN OPEN COUNCIL THE 13TH DAY OF AUGUST, 2001.

READ A SECOND TIME IN OPEN COUNCIL THE 13TH DAY OF AUGUST, 2001.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 13TH DAY OF AUGUST, 2001.


MAYOR


CITY CLERK