

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 124-74

BEING A BY-LAW TO AUTHORIZE CONSTRUCTION OF A 30 FOOT WIDE ASPHALT ROADWAY WITH CONCRETE CURB AND GUTTER IN THE CITY OF NORTH BAY.

WHEREAS it has been duly declared by Declaratory By-law No. 123-74 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 a 30 foot wide asphalt roadway with concrete curb and gutter 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:

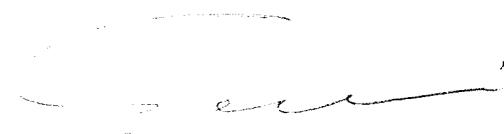
1. THAT a 30' wide asphalt roadway with concrete curb and gutter be constructed on the streets set out in Schedule "A" hereto annexed at the estimated cost as set out in the same Schedule, as provided by plans and specifications furnished by the Engineer for the Corporation of the City of North Bay, as a local improvement under the provisions of the Local Improvement Act, R.S.O. 1970, 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. THE Mayor and Clerk are 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 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.
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 rates will be sufficient to pay the unmatured annual debt charges of the special assessment.

READ A FIRST TIME IN OPEN COUNCIL THIS 9TH DAY OF DECEMBER, 1974.

READ A SECOND TIME IN OPEN COUNCIL THIS 18TH DAY OF DECEMBER, 1974.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS
16TH DAY OF JUNE , 1975.



MAYOR



DEPUTY CITY CLERK

THIS IS SCHEDULE "A" TO BY-LAW NO. 124-74 OF THE CORPORATION OF
 THE CITY OF NORTH BAY.

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<u>DESCRIPTION</u>	<u>TOTAL ESTIMATED COST</u>	<u>CORP. SHARE</u>	<u>OWNERS' SHARE</u>
(1) On Maplewood Ave. from Clarence St. to Burns St. a 30 ft. wide asphalt roadway with concrete curb & gutter.	\$35,562.00 Per foot frontage	\$15,966.31	\$19,595.69
(2) On Burns St. from Maplewood Ave. to Oakwood Ave., a 30 ft. wide asphalt roadway with concrete curb & gutter	\$26.75 (0)		

ANNUAL RATE PER FOOT
 FRONTAGE FOR ITEMS 1 & 2
 IS \$4.50 (0)



E 75287

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 Improvement 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 \$35,562.00 and the borrowing of money therefor, and
- (b) the issuance of debentures therefor in the sum of \$35,562.00 for a term of ten years

B E F O R E :

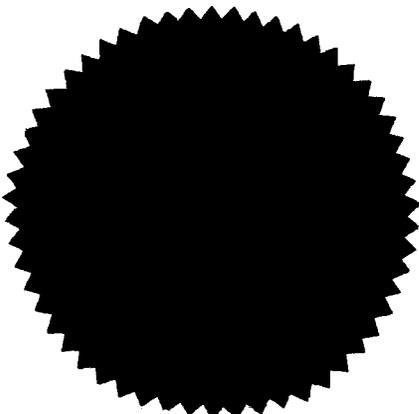
A. H. ARRELL, Q.C.,
Vice-Chairman

-and-

P. M. BROOKS,
Member

} Tuesday, the 20th day of
} May, 1975

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.



K. C. Andrews
K. C. ANDREWS
SECRETARY

ENTERED
O. B. No. <i>E 75-1</i>
Folio No. <i>363</i>
MAY 26 1975
<i>K. C. Andrews</i>
SECRETARY, ONTARIO MUNICIPAL BOARD



E 75287

Ontario Municipal Board

SCHEDULE "A"

to the order of the Ontario Municipal Board
made on the 20th day of May, 1975

K. C. ANDREWS
SECRETARY

The construction of asphalt roadway with concrete curb and gutter, on:

1. MAPLEWOOD AVENUE from Clarence Street to Burns Street
2. BURNS STREET from Maplewood Avenue to Oakwood Avenue

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

City's share		\$15,966.31
Owners' share		<u>19,595.69</u>
		<u>\$35,562.00</u>
Per foot frontage:	\$26.75	
Ten annual installments		
Annual rate per foot frontage:	\$ 4.50	