

BEING a By-Law to authorize construction of Asphalt (Mulch) Road Surfaces on certain streets as a Local Improvement under the provisions of the Local Improvement Act.

WHEREAS the owners of property abutting on the streets referred to in Schedule "A" attached hereto and forming part of this By-Law have petitioned the Council to construct, as a Local Improvement, the work hereinafter described in Schedule "A" attached, and

WHEREAS it has been duly declared, by a Resolution No. 3 passed at a Special Meeting of City Council held the 10th day of July 1950, by a vote of two-thirds of all the members of Council, desirable that construction of the work hereinafter described shall be undertaken as a local improvement, and

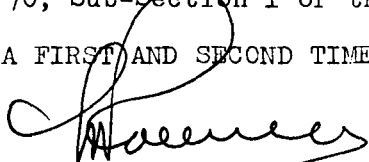
WHEREAS notice of the intention of the Council to undertake such work was duly published more than twenty-one days prior to the passing of this By-Law, and

WHEREAS no petition has been made to the Ontario Municipal Board pursuant to the said Act.

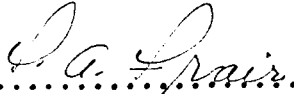
THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY ENACTS AS FOLLOWS:-

1. That as so recommended and declared Asphalt (Mulch) Road Surfaces be constructed on certain streets referred to in Schedule "A" as a local improvement under the provisions of the Local Improvement Act.
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 or for the carrying on and executing of the work by day labour.
3. That the work shall be carried on and executed under the superintendence and according to the directions and order of such Engineer.
4. The Mayor and Clerk are 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, unless this Council decides by Resolution to carry on and execute the work by day labour, in which event the work shall be carried on and executed by day labour.
5. 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 the completion of it.
6. The Special Assessments shall be paid by five (5) annual instalments.
7. That 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 the Council may determine and be made payable within five years on the instalment plan.
8. That where petitions call for the construction of Asphalt (Mulch) Road Surfaces, the Corporation shall pay the cost of works as is incurred at Street intersections R.S.O. 1937, Chapter 269, Section 23, Paragraph C.
9. That where lots have two or more limits that abut on works and the size or nature of the lot is such that any or all of the works are not required a reduction of one-third of the special assessment in respect to the works that are not required, so long as they are not required, shall be made, and the reduction in cost in such special assessment shall be paid for by the Corporation.
10. That this By-Law shall not become effective until approval in writing has been secured from the Ontario Municipal Board by writing of Section 70, Sub-Section I of the Ontario Municipal Board Act.

READ A FIRST AND SECOND TIME IN OPEN COUNCIL THIS 8th DAY OF AUGUST 1950.



M A Y O R



CLERK-TREASURER

~~ONTARIO MUNICIPAL BOARD APPROVAL ORDER GRANTED THE 25th DAY OF SEPTEMBER~~

1950 THAT BY-LAW BE READ A THIRD TIME SHORT AND PASSED THIS 30th DAY OF OCTOBER 1950.

ACTING MAYOR

CLERK-TREASURER

SCHEDULE "A" OF BY-LAW NO. 1587

ASPHALT (MULCH) ROAD SURFACE

(Cost to be paid in five equal annual instalments)

1. SECOND AVENUE EAST from Fisher Street to Regina Street. a 22 foot-wide Asphaltic Road Surface. The estimated cost of which is \$1,124.50 of which \$215.14 is to be charged to the Corporation. The estimated cost per foot frontage is \$2.1238, the estimated annual rate per foot frontage is \$0.454.

2. COMMERCIAL STREET from Algonquin Avenue to First Avenue West, a 32 foot-wide Asphaltic Road Surface. The estimated cost of which is \$1,192.75 of which \$368.88 is to be charged to the Corporation. The estimated cost per foot frontage is \$3.18, the estimated annual rate per foot frontage is \$0.68.



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THE ONTARIO MUNICIPAL BOARD

Monday, the Twenty-fifth day of September, A.D., 1950.

<p>B E F O R E :</p> <p>W. P. Near, B.A.Sc., VICE-CHAIRMAN, -and-</p> <p>R. C. Rowland, MEMBER.</p>	}	<p>IN THE MATTER OF Section 8 of "The Local Improvement Act" (R.S.O. 1937, Chapter 269), and</p> <p>IN THE MATTER OF Section 70 of "The Ontario Municipal Board Act" (R.S.O. 1937, Chapter 60), (as re-enacted by O.S. 1946, Chapter 66), and</p> <p>IN THE MATTER OF Section 315, sub- section (2) of "The Municipal Act" (R.S.O. 1937, Chapter 266), and</p> <p>IN THE MATTER OF the application of the Corporation of the City of North Bay for approval of the undertaking of the construction of certain local improvement works as set forth in Schedule "A" at- tached hereto in accordance with its Council's Notice of Intention first published the 15th day of July, A.D., 1950, and of the capital expenditure of \$18,544.17 involved therein.</p>
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UPON THE APPLICATION OF the said Corporation and upon consideration of the material filed,

THE BOARD ORDERS, under and in pursuance of the provisions of Section 8 of "The Local Improvement Act" (R.S.O. 1937, Chapter 269) that the undertaking by the Corporation of the City of North Bay of the construction of certain local improvement works as set forth in Schedule "A" attached hereto in accordance with the said Notice of Intention first published the 15th day of July, A.D., 1950, and the passing of a By-law or By-laws therefor, be and the same are hereby approved.

AND THE BOARD FURTHER ORDERS, under and in pursuance of the provisions of Section 70 of "The Ontario Municipal Board Act" (R.S.O. 1937, Chapter 60), (as re-enacted by O.S. 1946, Chapter 66), that the undertaking by the Corporation of the City of North Bay of a capital expenditure of \$18,544.17



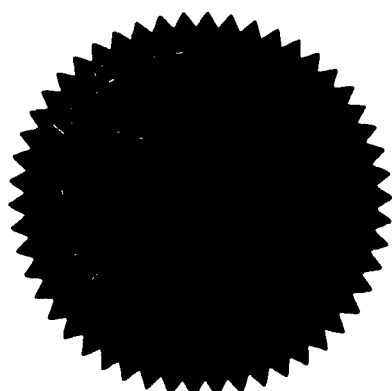
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involved in connection with the construction of said works, and the passing of the necessary By-law or By-laws therefor, be and the same are hereby approved, and that the said Municipality may now exercise its powers to proceed with the said undertaking and may authorize or provide moneys therefor to the extent provided for by or consequent upon this approval, and for such purposes may pass all requisite By-laws, including debenture By-laws, provided however, that the term for repayment of the debentures which may be issued hereunder shall not exceed the number of years as set forth in Schedule "A" attached hereto.

AND THE BOARD FURTHER ORDERS, under and in pursuance of the provisions of subsection (2) of Section 315 of "The Municipal Act" (R.S.O. 1937, Chapter 265), that the Corporation of the City of North Bay be allowed to contract under the provisions of "The Local Improvement Act" (R.S.O. 1937, Chapter 269) further debt amounting to \$18,544.17 for the purpose aforesaid and to levy any additional rate necessary to discharge the same.

*N.J. Moore*  
VICE-CHAIRMAN.





THE ONTARIO MUNICIPAL BOARD  
SCHEDULE "A"

TO THE ONTARIO MUNICIPAL BOARD'S ORDER

DATED the 25th of September, 1950.

<u>CONSTRUCTION OF:</u>	<u>COST</u>	<u>DEPRECIATION TERM</u>
<u>SANITARY SEWERS:</u>		
1. Reynolds St. from a point 355 feet West of the centre line of Algonquin Avenue to Beattie Street.	\$ 2,561.67	15 years
2. Franklin Street from a point opposite the South West boundary of Lot 79 to the North East boundary of Lot 84,	1,531.83	15 years
3. Mattawa Street from a point 58 feet South of the centre line of Jane Street to Copeland Street.	873.18	15 years
4. Regina Street from York Street to Ellis Street	2,194.05	15 years
5. Rock Street from Copeland Street to Jane Street.	993.52	15 years
6. Nelson Street from Brennan Street Westerly a distance of 247 feet more or less to a point opposite Lot 20 Nelson Street.	806.06	15 years
<u>SIDEWALKS:</u>		
7. Victoria Street West on the East side, from the South boundary line of the N $\frac{1}{2}$ of Lot 153 Victoria St. to Fraser Street.	778.59	10 years
8. Mississing Street on the West side, from Jane Street to Copeland Street.	767.07	10 years
9. McLeod Street on the West side from Rose Avenue to Lorne Avenue.	1,374.19	10 years
10 Ann Street on the East side from Lorne Avenue to the City Limits.	1,522.55	10 years
11 Morin Street on the West side from Lot 101 to the City Limits a five-foot concrete sidewalk.	1,584.23	10 years



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THE ONTARIO MUNICIPAL BOARD

SCHEDULE "A" cont....

<u>SIDEWALKS</u>	<u>COST</u>	<u>DEBENTURE TERM</u>
12 Regina Street on the south easterly side from Laurier Avenue to the West boundary of Lot 30.	1,240.00	10 years.
<u>ASPHALT (MULCH) ROAD SURFACE</u>		
13 Second Avenue East from Fisher Street to Regina Street.	1,124.50	5 years
14 Commercial Street from Algonquin Avenue to First Avenue.	1,192.75	5 years
TOTAL COST		\$18,544.17