

BY-LAW NO. 2196

A BY-LAW of the Corporation of the City of North Bay for the issue of debentures to pay for the construction of concrete sidewalks and replacement concrete sidewalks on certain streets in the City of North Bay.

WHEREAS under By-law No. 2154 of the Corporation of the City of North Bay the construction of new and replacement concrete sidewalks was authorized and the said works have been constructed, and

WHEREAS the said By-law No. 2154 was read a third time and passed the 19th day of October 1964, and

WHEREAS it is expedient to borrow for the purpose of paying for the construction of the new and replacement concrete sidewalks under the said by-law, the sum of Twenty-four Thousand, Five Hundred Dollars (\$24,500.00) upon the credit of the Corporation and to issue debentures therefor bearing interest at the rate per annum specified in column 2 of Schedule "A" attached hereto and forming part of this by-law, payable annually and to provide for the discount, if any, and expenses incidental to negotiating the sale of such debentures, and

WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of ten years next after the issue of such debentures, of such amounts respectively that, with interest in respect of the debt, the aggregate amount payable for principal and interest each year shall be, as nearly as possible, the same, subject to the statutory proviso that each instalment of principal may be of an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and that notwithstanding anything herein contained, the annual instalments of principal and interest may differ in an amount sufficient to admit thereof, and

WHEREAS special assessment rolls have been prepared and certified in accordance with the Local Improvement Act.

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

1. That for the purposes aforesaid the Corporation shall borrow upon the credit of the Corporation the sum of \$24,500.00 and debentures shall be issued therefor in denominations of not less than \$100.00 each. Each debenture shall bear interest at the rate specified in column 2 of Schedule "A" attached, payable annually and shall have coupons attached thereto for the payment of such interest.
2. That all the debentures shall bear the same date and shall be issued at one time in the year 1965, and shall be payable in annual instalments during the period of ten years next after the date of issue thereof, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" attached hereto and forming part of this by-law.
3. That the debentures shall be payable as to both principal and interest in lawful money of Canada at the principal office of the Royal Bank of Canada at North Bay, Ontario; Toronto, Ontario, and at Montreal, Quebec.
4. That the debentures shall be sealed with the seal of the Corporation, and signed by the head of the Council or by some other person authorized by by-law to sign them and by the Treasurer. The interest coupons shall be signed by the Treasurer and his signature to them may be written or engraved, lithographed, printed or otherwise mechanically reproduced. The signature of the head of the Council may be written or engraved, lithographed, printed or other-

wise mechanically reproduced and, if such debentures are countersigned in writing by the deputy treasurer, the signature of the treasurer thereon may be written or engraved, lithographed, printed or otherwise mechanically reproduced.

5. (a) Commencing in the year 1966 and thereafter in each year in which an instalment of the principal of the said debt and the interest become due, there shall be levied and raised for the payment of the said principal and interest the specific sum for the respective year in Schedule "A". Such sum shall be levied and raised by a special rate sufficient therefor over and above all other rates, on all the rateable property in the Municipality; but no greater rate shall be levied in any year for such purpose than is required to pay the instalment and interest after taking into account receipts from the special assessments provided in Clause (b) hereof, or from any source in respect of the said work.

(b) For payment of the owners' portion of the cost, the special assessments set forth in the special assessment roll are hereby imposed upon the lands liable therefor as therein set forth; which special assessment shall be payable in ten equal instalments covering new and replacement concrete sidewalks, and for that purpose an equal annual rate per foot frontage is hereby imposed upon each lot entered in the said special assessment roll, according to the assessed frontage thereof, over and above all other rates and taxes, and the said special rates shall be collected annually by the collector of taxes for the Corporation at the same time and in the same manner as other rates.

6. That the debentures may contain a clause providing for the registration of the principal thereof pursuant to any statute relating to Municipal debentures in force at the time of issue thereof.

READ A FIRST TIME IN OPEN COUNCIL THIS 15TH DAY OF FEBRUARY 1965.

READ A SECOND TIME IN OPEN COUNCIL THIS 15TH DAY OF FEBRUARY 1965.

.....
MAYOR

.....
CITY CLERK

APPROVAL OF THE ONTARIO MUNICIPAL BOARD HAVING BEEN RECEIVED BY LETTER DATED FEBRUARY 22ND 1965, BY-LAW READ A THIRD TIME AND FINALLY PASSED THIS 1ST DAY OF MARCH 1965.

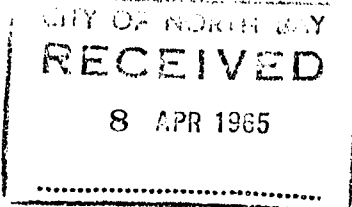
.....
MAYOR

.....
CITY CLERK

CITY OF NORTH BAY
 \$24,500.00
5³/₄% Debentures

SCHEDULE OF MATURITIES

<u>COL. 1</u> <u>Years to</u> <u>Maturity</u>	<u>COL. 2</u> <u>Rate</u>	<u>COL. 3</u> <u>Principal</u>	<u>COL. 4</u> <u>Interest</u>	<u>COL. 5</u> <u>Total Annual</u> <u>Payment</u>
1966	5 ³ / ₄ %	\$ 1,500.00	\$1,408.75	\$ 2,908.75
1967	5 ³ / ₄ %	2,000.00	1,322.50	3,322.50
1968	5 ³ / ₄ %	2,000.00	1,207.50	3,207.50
1969	5 ³ / ₄ %	2,500.00	1,092.50	3,592.50
1970	5 ³ / ₄ %	2,500.00	948.75	3,448.75
1971	5 ³ / ₄ %	2,500.00	805.00	3,305.00
1972	5 ³ / ₄ %	2,500.00	661.25	3,161.25
1973	5 ³ / ₄ %	3,000.00	517.50	3,517.50
1974	5 ³ / ₄ %	3,000.00	345.00	3,345.00
1975	5 ³ / ₄ %	3,000.00	172.50	3,172.50
		<u>\$24,500.00</u>	<u>\$8,481.25</u>	<u>\$32,981.25</u>



ONTARIO

F. 4021-64

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 58 of The Ontario Municipal Board Act, (R.S.O. 1960, c. 274)

- and -

IN THE MATTER OF an application by The Corporation of the City of North Bay for approval of By-law 2196, passed on the 1st day of March, 1965, providing for the issue of debentures in the amount of \$24,500.00 for the purposes set forth therein

B E F O R E :

A. L. McCRAE,

Member

- and -

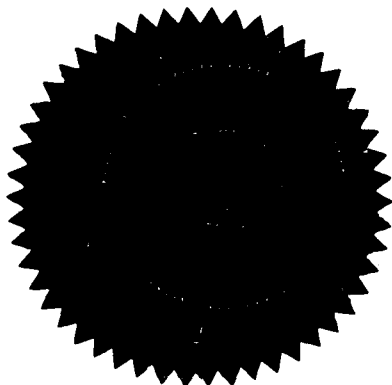
W. SHUB, Q.C.

Member

Tuesday, the 6th day of

April, 1965

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 By-law 2196 be and the same is hereby approved.



T.B. Kickers SECRETARY

ENTERED stamp with O. B. No. 219, Folio No. 190, APR 7 1965, and signature T.B. Kickers



F-6396-65

(Items 1, 5, 10 and 11)

ONTARIO

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 8 of The Local Improvement Act, (R.S.O. 1960, c. 223), and

Section 64 of The Ontario Municipal Board Act, (R.S.O. 1960, c. 274)

- and -

IN THE MATTER OF an application by The Corporation of the City of North Bay for approval of the construction of certain works in accordance with its council's notice of intention first published on the 20th day of March, 1965, and for approval of the borrowing of the sum of \$112,125.85, being the estimated cost thereof

B E F O R E :

J. A. KENNEDY, Q.C.
Chairman

- and -

V. S. MILBURN
Member

WEDNESDAY, the 1st day of
June, 1966

UPON THE APPLICATION OF The Corporation of the City of North Bay for approval of an additional expenditure of \$1,363.49 for the completion of the construction of the works approved by a previous order of the Board made herein on the 4th day of May, 1965, at an estimated cost of \$47,506.64, and for approval of the borrowing of such additional amount, and it appearing that the said previous order should be amended to set forth the term of the debentures to be issued herein; :

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 granted, and that the said Corporation may incur additional expenditures of \$563.46, \$45,23, \$144.14 and \$610.66 for the completion of the works described



F-6396-65

(Items 1, 5, 10 and 11)

ONTARIO

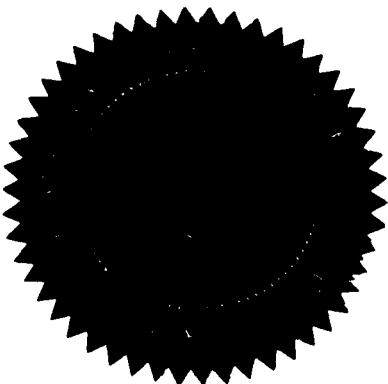
THE ONTARIO MUNICIPAL BOARD

- 2 -

or referred to in Items 1, 5, 10 and 11 respectively set forth in Schedule "A" attached to and forming part of the previous order of the Board made on the 4th day of May, 1965, and entered in Order Book No. F20 at folio 121 on the 13th day of May, 1965, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$1,363.49 therefor, provided that the said Corporation may borrow the whole or any part of the said sum of \$1,363.49 as required pending receipt of subsidies and the sale of debentures, or of moneys to be received from any other source.

AND THE BOARD ORDERS that the said previous order of the Board be and the same is hereby amended to provide that the debentures to be issued to pay for the cost of the asphalt paving shall be repayable over a term not exceeding five years, and the debentures to be issued to pay for the cost of the asphalt paving with curb and gutter shall be repayable over a term not exceeding ten years.

AND THE BOARD FURTHER ORDERS that the additional amounts to be debentured as hereby approved shall be repayable over the respective terms as set forth in the previous order of the Board as hereby amended.



A. P. Vickers
SECRETARY

ENTERED
O. B. No. <i>730</i>
Folio No. 319
MAY 9 1965
<i>A. P. Vickers</i>
Secretary, Ontario Municipal Board



F-6396-65

(Items 8 and 9)

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 8 of
The Local Improvement Act,
(R.S.O. 1960, c. 223), and

Section 64 of The Ontario Muni-
cipal Board Act, (R.S.O. 1960,
c. 274)

- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of
the construction of certain
asphalt paving and the borrow-
ing of the sum of \$10,482.07,
being the estimated cost there-
of, in accordance with its
council's notice of intention
first published on the 20th day
of March, 1965

B E F O R E :

J. A. KENNEDY, Q.C.)	
Chairman)	
- and -)	WEDNESDAY, the 1st day of
V. S. MILBURN)	June, 1966
Member)	

UPON THE APPLICATION OF The Corporation of the
City of North Bay for approval of an additional expen-
diture of \$628.48 for the completion of the construc-
tion of the asphalt paving approved by a previous
order of the Board made herein on the 30th day of
June, 1965, at an estimated cost of \$10,482.07,
and for approval of the borrowing of such additional
amount, and upon reading the material filed;

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 granted, and
that the said Corporation may incur additional expen-
ditures of \$471.01 and \$157.47 for the completion of
the asphalt paving described or referred to in Items
8 and 9, respectively, set forth in Schedule "A"
attached to and forming part of the



F-6396-65

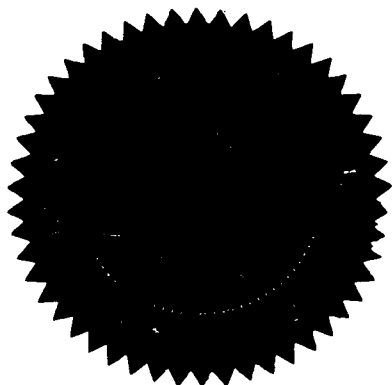
(Items 8 and 9)

ONTARIO

THE ONTARIO MUNICIPAL BOARD

- 2 -

previous order of the Board made on the 30th day of June, 1965, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$628.48 repayable within the term prescribed in the said previous order, and may borrow money to the extent sufficient to provide an amount not exceeding the \$628.48 therefor, provided that the said Corporation may borrow the whole or any part of the said sum of \$628.48 as required pending receipt of subsidies and the sale of debentures, or of moneys to be received from any other source.



A. J. Vickers

SECRETARY

ENTERED	
G. R. No.	730
Folio No.	320
	JUN 9 1966
<i>T. B. Vickers</i>	
Secretary, Ontario Municipal Board	



ONTARIO

THE ONTARIO MUNICIPAL BOARD

F. 6396-65
(Items 8 and 9)

CITY OF NORTH BAY
RECEIVED
JUN 30 1965

IN THE MATTER OF Section 8 of
The Local Improvement Act (R.S.O.1960,
c. 223) and

Section 64 of The Ontario Municipal
Board Act (R.S.O. 1960, c. 274)

-and-

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of the
construction of certain asphalt
paving and the borrowing of the
sum of \$10,482.07, being the
estimated cost thereof, in
accordance with its Council's
notice of intention first
published on the 20th day of
March, 1965

B E F O R E:

R. L. KENNEDY,
Vice-Chairman

-and-

V. S. MILBURN
Member

WEDNESDAY, the 30th
day of June, 1965

THIS application having come on for public hearing
on the 22nd day of June, 1965 at the City of North Bay,
before D. Jamieson, Member of the Board, duly authorized
by the Chairman of the Board pursuant to Section 15 of
The Ontario Municipal Board Act, and it appearing that
notice of the said hearing had been given in accordance
with the directions of the Board, and the said Member
having reported to the Board and the Board having
considered his report;

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 granted, and

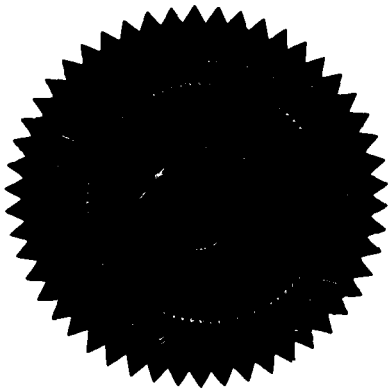


ONTARIO

THE ONTARIO MUNICIPAL BOARD

- 2 - F. 6396-65

that The Corporation may now proceed with the asphalt paving described in Schedule "A" attached hereto and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$10,482.07 repayable over a term of not more than five years, and may borrow money to the extent sufficient to provide an amount not exceeding \$10,482.07 therefor provided that the amount to be debentured shall not exceed in any event the net cost to The Corporation after deducting any grants or contributions from the Province of Ontario or from any other source in respect of the said work, and provided that The Corporation in exercising any of its powers approved by this order, shall comply with all statutory and other legal requirements related thereto.



A. J. Kickers
SECRETARY

ENTERED	
O. B. No.	F21
Folio No.	330
JUL 14 1965	
<i>T. B. Kickers</i>	
Secretary, Ontario Municipal Board	

SCHEDULE "A"

To the order of the Ontario Municipal Board

made on the 30th day of June, 1965

ASPHALT PAVING on:

8. Leask Avenue from Queen Street to Judge Avenue	\$ 3,707.88
9. Queen Street from James Avenue to Leask Avenue	<u>6,774.19</u>
TOTAL	\$10,482.07



F. 6396-65
(Items 8 & 9)

D.B.15.
2197

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Section 8 of
The Local Improvement Act,
(R.S.O. 1960, c. 223), and

Section 64 of The Ontario Municipal
Board Act (R.S.O. 1960, c. 274)

2197

-and-

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of
the construction of certain
asphalt paving and the borrowing
of the sum of \$10,482.07, being
the estimated cost thereof, in
accordance with council's notice
of intention first published on
the 20th day of March, 1965

REPORT TO THE BOARD

This application was heard at the City of North Bay on June 22nd, 1965 pursuant to authority under Section 15 of The Ontario Municipal Board Act.

The evidence showed that the City has a continuing programme of paving with the object of paving all streets. Each year certain streets are selected for this improvement, and those which are in the worst condition are given priority. The evidence of the City Engineer was that all underground services were installed on the streets in question and that the paving was required and in his opinion should be proceeded with, not only to accommodate traffic in the area but to reduce maintenance costs in connection with the present "dirt roads".

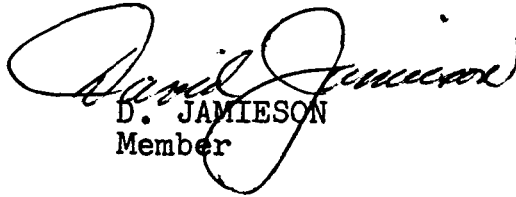
No person appeared at the hearing to oppose the granting of the application.

The Board was told that the estimated costs of paving, in North Bay, usually exceeded the actual cost of doing the work. The average property frontage appears to be about forty feet which means an annual charge of \$36.00 or less, to those who filed written objections to this application.

There are many properties abutting these works and of these, the owners of three properties only filed objections, but did not appear at the hearing. It is my opinion that the paving of these streets should not be prevented under these circumstances particularly in view of the modest annual charge involved.

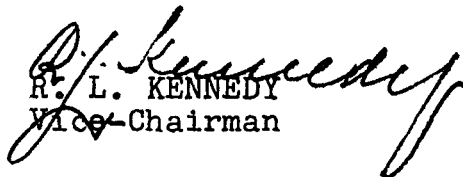
I therefore recommend that this application be approved.


DATED at Toronto this 30th day of June, 1965


D. JAMIESON
Member

The foregoing report is hereby adopted and an order of the Board shall issue accordingly.

DATED at Toronto this 30th day of June, 1965


R. L. KENNEDY
Vice-Chairman


V. S. MILBURN
Member

RECEIVED
17 MAY 1965



ONTARIO

THE ONTARIO MUNICIPAL BOARD

F 6396-65

(Items 1+7, 10, 11 & 12)

IN THE MATTER OF Section 8 of The Local Improvement Act, (R.S.O. 1960, c.223) and

Section 64 of The Ontario Municipal Board Act, (R.S.O. 1960, c.274)

- and -

IN THE MATTER OF an application by the Corporation of the City of North Bay for approval of the construction of certain works in accordance with its Council's notice of intention first published on the 20th day of March, 1965, and for approval of the borrowing of the sum of \$112,125.85, being the estimated cost thereof

B E F O R E :

J.A. KENNEDY, Q.C.

Chairman

-and-

A.H. ARRELL, Q.C.

Vice-Chairman

)
) Tuesday, the 4th day of

)
) May, 1965

UPON THE APPLICATION OF The Corporation of the City of North Bay for approval of the construction of the works described in Schedule "A" attached hereto, and for approval of the borrowing of the sum of \$112,125.85, being the estimated cost thereof, and upon reading the material filed;

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 granted, and that the Corporation may now proceed with the said undertaking, and for such purpose may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$112,125.85 repayable over the terms set

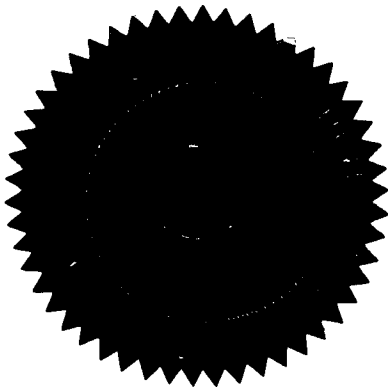


ONTARIO

F 6396-65

THE ONTARIO MUNICIPAL BOARD

forth in Schedule "A", and may borrow money to the extent sufficient to provide an amount not exceeding \$112,125.85 therefor, provided, however, that the amount to be debentured shall not exceed in any event the net cost to the Corporation after deducting any grant or contribution from the Province of Ontario or from any other source in respect of the said undertaking, and provided that the Corporation in exercising any of its powers approved by this order shall comply with all statutory and other legal requirements related thereto.



A. J. Kickers
 SECRETARY

ENTERED	
O. B. No.	<i>920</i>
Folio No.	121
MAY 13 1965	
<i>T. J. Kickers</i>	
Secretary, Ontario Municipal Board	



ONTARIO

F 6396-65

THE ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

to the order of The Ontario Municipal Board
made on the 4th day of May, 1965

Construction of:

ASPHALT PAVING, on:

1. <u>CLARENCE STREET</u> from Oakwood Ave to North End	\$2,891.94	
2. <u>DUKE STREET</u> from Wyld Street to Fraser Street	20,064.55	
3. <u>PRINCESS STREET</u> from Ferguson St. to Fraser Street	14,899.13	
4. <u>NORWOOD AVENUE</u> from Clarence St. to City Limits	1,341.13	
5. <u>OAKWOOD AVENUE</u> from Clarence St. to City Limits	1,341.13	
6. <u>VIMY STREET</u> from Jane Street to Philip Street	8,256.94	
7. <u>EASTVIEW CRESCENT</u> from McKay Ave. to McKay Ave.	12,977.67	
10. <u>JAMES AVENUE</u> from Memorial Drive to Queen Street	3,848.98	\$65,621.47
<u>ASPHALT PAVING</u> with <u>CURB</u> and <u>GUTTER</u>		
11. <u>CLARENCE STREET</u> from Jane Street to Oakwood Avenue	39,424.59	
12. <u>NIPISSING STREET</u> from Copeland St. to Jane Street	7,079.79	<u>46,504.38</u>
		\$112,125.85

*Rule 21...
with the...
June 3/65 219*



ONTARIO

THE ONTARIO MUNICIPAL BOARD

F 6396-65
(Items 8 and 9)

2197

IN THE MATTER OF Section 8 of
The Local Improvement Act,
(R.S.O. 1960, c.223), and

Section 64 of The Ontario Muni-
cipal Board Act (R.S.O. 1960,
c. 274)

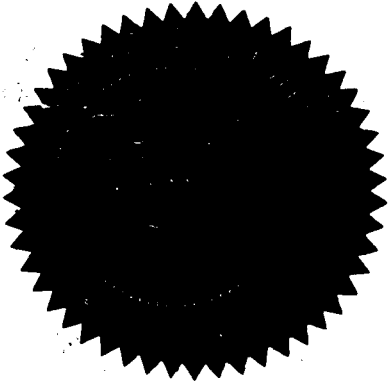
- and -

IN THE MATTER OF an application
by The Corporation of the City
of North Bay for approval of
the construction of certain
asphalt paving and the borrowing
of the sum of \$10,482.07, being
the estimated cost thereof, in
accordance with council's notice
of intention first published on
the 20th day of March, 1965

APPOINTMENT FOR HEARING

THE ONTARIO MUNICIPAL BOARD hereby appoints
Tuesday, the 22nd day of June, 1965, at the hour of
three o'clock in the afternoon (local time) at the
Court House, Juvenile and Family Court, 500 Main
Street West, in the City of North Bay, for the
hearing of all persons interested in support of
or in opposition to an application for approval of
the construction of the asphalt paving described in
Schedule "A" attached hereto.

DATED AT TORONTO this 3rd day of June, 1965



A. J. Kickers

SECRETARY



ONTARIO

THE ONTARIO MUNICIPAL BOARD

SCHEDULE "A"

To the Foregoing Appointment for Hearing

ASPHALT PAVING, on:

8. Leask Avenue from Queen Street to Judge Avenue	\$ 3,707.88
9. Queen Street from James Avenue to Leask Avenue	6,774.19
	<u>\$10,482.07</u>

Debenture term: Five years