

VILLAGE OF COBDEN

BY-LAW NO. 1247

A by-law for the construction of a sewer and storm drain.

WHEREAS the Local Improvement Act Sec. 2(1)(d) states that the construction of a sewer may be undertaken by the council of a corporation as a local improvement;

AND WHEREAS a by-law may be passed for undertaking the work as a local improvement ON PETITION (Sec. 7 (1)(A));

AND WHEREAS a petition signed by certain householders on John and Meadow Streets, in the Village of Cobden, has been presented to Council praying that a sanitary sewer be constructed;

AND WHEREAS the Clerk, pursuant to Sec. 15 of the Local Improvement Act, certifies as to the sufficiency of the petition for the work;

AND WHEREAS the estimated cost of the sanitary sewer together with private drain connections and other appurtenances has been estimated by J. L. Richards & Associates at \$10,900 if placed in a combined trench with a storm sewer, of which the Corporation's share is estimated at \$7,650.00, and the amount to be assessed as local improvement upon lots abutting said work is estimated at \$3,250.00.

AND WHEREAS pursuant to Sec. 84 of the Highway Improvement Act, R.S.O. 1960, as amended, the Corporation may undertake the construction of storm sewers and the Department may pay a fifty per cent (50%) subsidy on the cost of approved storm drains;

AND WHEREAS a storm drain is essential to alleviate the flood condition in the vicinity of John and Meadow Streets;

AND WHEREAS the estimated cost of the proposed storm drain together with necessary catch-basins and manholes has been estimated by J. L. Richards & Associates at \$21,100.00 if placed in a combined trench with a sanitary sewer, of which the Corporation's share is \$10,550.00;

AND WHEREAS it is necessary to borrow the Corporation's share of the cost of both the storm drain and sanitary sewer and to issue debentures therefor.

THEREFORE - the Council of the Corporation of the Village of Cobden enacts as follows:

1. That a sanitary sewer together with necessary private drain connections and other appurtenances be constructed from and including Lot 308 John Street to Meadow Street and thence along Meadow Street to a point opposite the line between Lots 120 and 121 to conjoin with an existing sewer as shown on plans and profiles submitted by the engineer in October 1964;
2. That the work be done on petition as a local improvement;
3. That \$3.60 per foot frontage shall be assessed upon the land abutting directly on the work if paid outright in 1965. Notwithstanding, an owner shall be assessed for 60 feet of frontage if his excess frontage is unsuitable for building purposes and that corner lots having only flankage along the route of the proposed sewer and which are presently served by a sewer on their frontage shall be exempted. The remainder of the cost of the sanitary sewer shall be borne by the Corporation.
4. That the amount of \$5.55 per foot be assessed upon land directly abutting the work if such cost is debentured for 15 years.

5. That a storm sewer together with manholes and catchbasins be constructed from the southerly end of John Street to Meadow Street and thence along Meadow Street to the outfall opposite Lot 111 on Meadow Street. That the design and specifications be those submitted by J. L. Richards & Associates, October 1964.

6. That the work be undertaken pursuant to Sec. 84 of the Highway Improvement Act, R.S.O. 1960, as amended, as a reasonable engineering alternative to the construction of an objectionable deep ditch.

7. That the cost (estimated at \$21,100.00) be borne by the Village of Cobden at large and that approval for construction and 50% subsidy be obtained from the Department of Highways.

8. That the Ontario Municipal Board be requested to approve the said works and the borrowing of \$21,450.00 to meet the Corporation's share of the aforesaid costs in amounts of \$14,300.00 from the Municipal Works Assistance Program of the Province of Ontario at a rate of interest not to exceed 5 3/8 per cent per annum and \$7,150.00 by debentures of the Village of Cobden repayable in fifteen annual instalments at rates of interest hereinafter set out.

9. That an application be made to the Department of Municipal Affairs, Subsidies Branch, to borrow two-thirds of the aforesaid \$21,450.00 or \$14,300.00 at a rate of interest not to exceed 5 3/8 per cent per annum.

10. That the aforesaid debentures, other than the part financed by the Department of Municipal Affairs, Subsidies Branch, bear interest at a rate not to exceed 6% per annum.

11. That the storm sewer be placed in a combined trench with the sanitary sewer.

12. That temporary financing be obtained from the Bank of Nova Scotia, Cobden.

Milton Burness  
Clerk

George A. Wallace  
Reeve

Read a first time - February 8, 1965

Read a second time - February 8, 1965

Read a third time and passed on the 10th day of January 1966.

VILLAGE OF COBDEN

Estimated cost of Storm and Sanitary  
Sewers in a common trench, referred  
to in By-Law No. 1247

Excavation - earth	\$3,249.
- rock	3,580.
Pipe (including sand bedding)	
8" extra strength concrete	790.
10" extra strength concrete	1,870.
12" extra strength concrete	1,456.
18" Class III reinforced concrete	3,496.
18" Class IV reinforced concrete	2,331.
Manholes	3,789.
Catch basins and leads	3,200.
House connections and risers	1,400.
Class "A" gravel	900.
Restoration, etc.	2,990.
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Sub-total	\$29,051.
Engineering & Miscellaneous	2,949.
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Total Revised Cost	\$32,000.
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Form 38-B

Telephone  
Number  
365-1912



Please quote file

Number F. 6608-65

THE ONTARIO MUNICIPAL BOARD  
145 Queen Street West  
Toronto 1, Ontario

July 2, 1965.

Mr. Milton Burwell,  
Village Clerk-Treasurer,  
P. O. Box 40,  
Cobden, Ontario.

Dear Sir:

Re: construction of paving on  
Cowley Street, etc.

I am enclosing herewith duplicate ~~original~~ order pursuant to section 64 of The Ontario Municipal Board Act, together with invoice covering the Board's fee therefor.

Yours truly,

  
B. VICKERS  
SECRETARY

/ds

Encls. 2



ONTARIO

F. 6608-65

THE ONTARIO MUNICIPAL BOARD

IN THE MATTER OF Sections 63 and 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 Village of Cobden for an order:

- (a) approving the construction of certain works at an estimated cost of \$30,660.00,
- (b) approving the issue by the applicant of debentures in the sum of \$15,330.00, and
- (c) declaring and directing that the assent of the electors of the Village of Cobden or those qualified to vote on money by-laws shall not be requisite to be obtained to the passing of by-laws for the purposes aforesaid

B E F O R E :

J. A. KENNEDY, Q.C.

Chairman

- and -

F. G. BLAKE,

Member

Wednesday, the 23rd day of

June, 1965

UPON THE APPLICATION of The Corporation of the Village of Cobden for an order approving the construction of the works set forth in Schedule "A" attached hereto, at an estimated cost of \$30,660.00 and for approval of the borrowing upon debentures of the sum of \$15,330.00 therefor, and declaring and directing that the assent of the electors of the Village of Cobden or those qualified to vote on money by-laws shall not be requisite to be obtained to the passing of by-laws for the said purposes, and it appearing that notice of the said application has been given in accordance with the directions of the Board, and no one having filed objection thereto within the time prescribed in the said notice, and upon reading the material filed;



ONTARIO

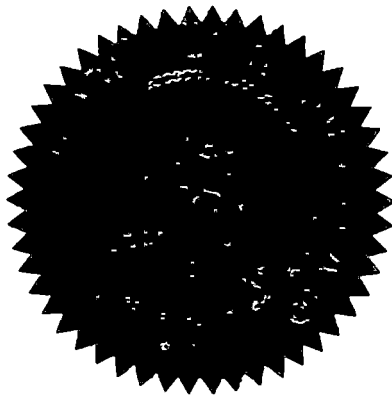
THE ONTARIO MUNICIPAL BOARD

F. 6608-65

- 2 -

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 may pass all requisite by-laws, including by-laws providing for the issue of debentures in a principal amount not exceeding \$15,330.00, repayable over a term of not more than fifteen years, and may borrow money to the extent sufficient to provide an amount not exceeding \$15,330.00 therefor; provided 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.

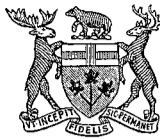
AND THE BOARD DECLARES AND DIRECTS that the assent of the electors of the Village of Cobden or those qualified to vote on money by-laws shall not be requisite to be obtained to the passing of by-laws for the purposes aforesaid.



*A. B. Kickers*  
SECRETARY

ENTERED	
O. B. No.	<i>Q. 21</i>
Folio No.	<i>174</i>
JUL 5 1965	
<i>T. B. Kickers</i>	
Secretary, Ontario Municipal Board	





ONTARIO

THE ONTARIO MUNICIPAL BOARD

F. 6608-65

SCHEDULE "A"

to the order of The Ontario Municipal Board made  
on the 23rd day of June, 1965

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Construction of PAVING on:

1. COWLEY STREET from Lot 219 to  
Pembroke Street
2. JASON STREET from John Street to  
Gould Street
3. BROMLEY STREET from John Street  
to Crawford
4. BOUNDARY ROAD from Pembroke Street  
to John Street
5. GOULD STREET from Boundary Road to  
Cowley Street
6. DIXON STREET from Pembroke Street  
to Gould Street and Meadow Street
7. SIMPSON STREET from Meadow Street  
to Bromley Street
8. JOHN STREET from Morton Street to  
Meadow Street
9. MORTON STREET from Crawford Street  
to Lot 401
10. MUSKRAT STREET from Pembroke Street  
to Bonnechere Street
11. ROSS STREET from Main Street to  
Archibald Street

Estimated cost - \$30,660.00

To be debentured - \$15,330.00