

THE CORPORATION OF THE
T O W N O F P E L H A M

BY-LAW #221 (1973)

Being a by-law to authorize the construction of sewers in the municipal square to service the municipal buildings.

WHEREAS under provisions of Section 354 (1), paragraph 53 of the Municipal Act, Chapter 284, R.S.O. 1970 by-laws may be passed by the Councils of local municipalities for authorizing the extension of sewage works without the assent of electors if the by-law authorizing the undertaking has been approved by the Municipal Board and passed by a vote of three-fourths of all members of Council;

AND WHEREAS under the provisions of Section 354 (1), paragraph 53 (f) of the said Municipal Act, a special rate for the completion and improvement, alteration, enlargement or extension of any public utility undertaken under this section may be imposed upon all rateable properties in the municipality;

AND WHEREAS the municipality has passed a by-law pursuant to Section 71 of the said Municipal Act requiring all properties within the sewer as established under by-law #50 (1970) and known as the "Central Pelham Sewage Works Area" to hook up to such a system;

AND WHEREAS Council of the Corporation of the Town of Pelham deems it expedient and necessary to service the municipal square and the municipal building with sewers;

AND WHEREAS the Town Engineer reports that the total cost of the said extension service for the municipal square and building is as follows:

.....1,265 feet of 8" diameter sanitary sewer including appurtenances	\$16,250.00
.....160 feet of connection	1,600.00
.....contingency and engineering	3,650.00
.....Total Cost (including engineering and contingencies)	<u>\$21,500.00</u>

AND WHEREAS the Town Engineer reports that the estimated lifetime of the said sewer connection is 20 years and more;

AND WHEREAS the Council by a three-fourths vote thereof has declared it to be expedient and desirable to proceed with the said works;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF
PELHAM ENACTS ASFOLLOWS:

(1) THAT the sewer service to the municipal property and municipal building at the estimated amount of \$21,500.00 be and is hereby authorized to be constructed.

(2) THAT the Town Engineer's do forthwith make plans, profiles and specifications and furnish such information as may be necessary for the making of a contract for the said execution of the said work and that the said works be carried on and executed under the superintendence and ^a according to the direction of the said TownEngineer;

(3) THAT the Treasurer, subject to the approval of Council may agree with any bank or person for temporary financing to meet the cost of the said works pending the completion thereof.

(4) THAT the debentures be issued for the loan to be effected to pay for the cost of the works when completed, shall bear interest at a rate to be determined by Council and shall be payable in twenty (20) years on the installment plan and in setting the sum to be raised annually to pay the debt, the rate of interest on investment shall not be higher than the rate borne by the debentures.

(5) THAT the amount of principal and interest and any other amount required to retire the said debentures shall be charged to and payable by the Corporation of the Town of Pelham, pursuant to Subsection 1 of Section 57, Regional Municipality of Niagara Act, 1969 and shall be levied against all rateable properties in the municipality.

(6) THAT notice of application to the Ontario Municipal Board appended hereto as Schedule "A" be inserted in the local newspapers as prescribed by the Ontario Municipal Board.

READ IN COUNCIL A FIRST AND SECOND TIME
THIS 17th. DAY OF December, 1973

MAYOR

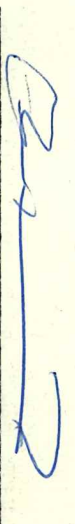


CLERK



READ A THIRD TIME AND FINALLY PASSED
BY THREE-FOURTHS VOTE OF ALL MEMBERS
OF COUNCIL ON THE DAY OF
1974.

MAYOR



S C H E D U L E "A"

ONTARIO MUNICIPAL BOARD
NOTICE OF APPLICATION

for the Town of Pelham for approval of a by-law to authorize the construction of a service to serve the municipal square and municipal building and imposing a rate.

~~THE~~ NOTICE THAT:

- (1) The Council of the Corporation of the Town of Pelham intends to apply to the Ontario Municipal Board for approval for the construction of a service to serve the municipal square and the municipal building in the Town of Pelham at an estimated total cost of \$21,500.00 and intends to charge \$2,150.00 as a rate for a period of twenty (20) years upon all rateable properties in the municipality.

- (2) The proposed annual payment is estimated to be \$2,150.00 per year and will represent a mill rate of 0.15 mills.

- (3) Any ratepayer may within twenty (21) days after first publication of this notice send by prepaid post to the Clerk of the Town of Pelham, at the address given below, a notice stating his objection to such approval or to the imposition of the mill rate.

- (4) The Ontario Municipal Board may approve the said special rate pursuant to the statutes and approve of the said works, but before doing so it may appoint a time and place for a public hearing when any objection(s) will be considered, but notice of such hearing will be given only to those persons who have given notice of objection as provided for above.

DATED at the Town of Pelham, this day of , 197

L. C. Hunt, Clerk-Treasurer
Town of Pelham
43 South Pelham Street
P. O. Box 400
Fonthill, Ontario