



**MEETING:** City Council

**DATE:** Monday, November 05, 2018

*Reference No.* CC - 33/49

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**OPEN SESSION in the S.H. Blake Memorial Auditorium immediately following  
Committee of the Whole**

City Council  
Chair: Mayor K. Hobbs

**OPENING CEREMONIES**

Prayer or One Minute of Silence

**DISCLOSURES OF INTEREST**

**CONFIRMATION OF AGENDA**

Confirmation of Agenda - November 5, 2018 - City Council

With respect to the November 5, 2018 City Council meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

**MINUTES OF PREVIOUS MEETINGS**

**City Council Minutes**

The Minutes of the following Meetings of the Thunder Bay City Council, to be confirmed:

1. The Thunder Bay City Council held on October 29, 2018. (Distributed separately)

THAT the Minutes of the following Meetings of the Thunder Bay City Council, be confirmed:

1. The Thunder Bay City Council meeting held on October 29, 2018.

## **REPORTS OF COMMITTEES**

### **Committee of the Whole Minutes**

The Minutes of the following Committee of the Whole meeting(s), to be adopted:

1. October 29, 2018 Committee of the Whole. (Distributed separately)

THAT the Minutes of the following Committee of the Whole meeting(s), be adopted:

1. October 29, 2018 Committee of the Whole.

## **BY-LAWS**

### **BL 105/2018 - To amend By-law 130-1990 and Chapter 826 of the City of Thunder Bay Municipal Code**

A By-law to amend By-law 130-1990, being a By-law to provide for the collection and disposal of garbage and refuse and to amend Chapter 826 of the City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.

### **BL 112/2018 - Zoning By-law Amendment - 1457 John Street Road (Bev and John McRae)**

A By-law to amend By-law 100-2010 (The Zoning By-law) of The Corporation of the City of Thunder Bay (1457 John Street Road)

### **BL 113/2018 - 2018 Local Improvement - Mountdale Avenue - Curb and Gutter**

A By-law to authorize new curb and gutter on Mountdale Avenue between Mary Street and North dead end limit on Petition under the provisions of the Municipal Act, 2001

### **BL 114/2018 - 2018 Local Improvement - Tungsten Street - Curb and Gutter**

A By-law to authorize new curb and gutter on Tungsten Street between Alloy Drive and Central Avenue on Petition under the provisions of the Municipal Act, 2001

### **BL 115/2018 - 2018 Local Improvement - Tungsten Street - Storm Sewer**

A By-law to authorize new storm sewer on Tungsten Street between Alloy Drive and mid block to Central Avenue on Petition under the provisions of the Municipal Act, 2001

## **By-law Resolution**

By-law Resolution - November 5, 2018

THAT the following By-laws be introduced, read, dealt with individually, engrossed, signed by the Mayor and Clerk, sealed and numbered:

1. BL 105/2018 - To amend By-law 130-1990 and Chapter 826 of the City of Thunder Bay Municipal Code

A By-law to amend By-law 130-1990, being a By-law to provide for the collection and disposal of garbage and refuse and to amend Chapter 826 of the City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.

2. BL 112/2018 - Zoning By-law Amendment - 1457 John Street Road (Bev and John McRae)

A By-law to amend By-law 100-2010 (The Zoning By-law) of The Corporation of the City of Thunder Bay (1457 John Street Road)

3. BL 113/2018 - 2018 Local Improvement - Mountdale Avenue - Curb and Gutter

A By-law to authorize new curb and gutter on Mountdale Avenue between Mary Street and North dead end limit on Petition under the provisions of the Municipal Act, 2001

4. BL 114/2018 - 2018 Local Improvement - Tungsten Street - Curb and Gutter

A By-law to authorize new curb and gutter on Tungsten Street between Alloy Drive and Central Avenue on Petition under the provisions of the Municipal Act, 2001

5. BL 115/2018 - 2018 Local Improvement - Tungsten Street - Storm Sewer

A By-law to authorize new storm sewer on Tungsten Street between Alloy Drive and mid block to Central Avenue on Petition under the provisions of the Municipal Act, 2001

## **NEW BUSINESS**

### **CONFIRMING BY-LAW**

#### **BL 108/2018 - Confirming By-law - November 5, 2018**

A By-law to confirm the proceedings of a meeting of Council, this 5th day of November, 2018.

**Confirming By-law Resolution - November 5, 2018 - City Council**

THAT the following By-law be introduced, read, dealt with individually, engrossed, signed by the Mayor and Clerk, sealed and numbered:

1. A By-law to confirm the proceedings of a meeting of Council, this 5<sup>th</sup> day of November, 2018.

By-law Number: BL 108/2018

**ADJOURNMENT**



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***MEETING DATE***     11/05/2018 (mm/dd/yyyy)

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***SUBJECT***             Confirmation of Agenda

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***SUMMARY***

Confirmation of Agenda - November 5, 2018 - City Council

***RECOMMENDATION***

With respect to the November 5, 2018 City Council meeting, we recommend that the agenda as printed, including any additional information and new business, be confirmed.



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**MEETING DATE**     11/05/2018 (mm/dd/yyyy)

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**SUBJECT**             City Council Minutes

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***SUMMARY***

The Minutes of the following Meetings of the Thunder Bay City Council, to be confirmed:

1. The Thunder Bay City Council held on October 29, 2018. (Distributed separately)

***RECOMMENDATION***

THAT the Minutes of the following Meetings of the Thunder Bay City Council, be confirmed:

1. The Thunder Bay City Council meeting held on October 29, 2018.

***ATTACHMENTS***

1. Thunder Bay City Council minutes October 29, 2018



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**MEETING DATE**     11/05/2018 (mm/dd/yyyy)

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**SUBJECT**             Committee of the Whole Minutes

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***SUMMARY***

The Minutes of the following Committee of the Whole meeting(s), to be adopted:

1. October 29, 2018 Committee of the Whole. (Distributed separately)

***RECOMMENDATION***

THAT the Minutes of the following Committee of the Whole meeting(s), be adopted:

1. October 29, 2018 Committee of the Whole.

***ATTACHMENTS***

1. October 29, 2018 Committee of the Whole minutes.



## *Memorandum*

**Corporate By-law Number BL 105/2018**

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**TO:** Office of the City Clerk **FILE:**

**FROM:** Jason Sherband  
Manager- Solid Waste and Recycling Services

**DATE:** 04/10/2018

**SUBJECT:** BL 105/2018 - A By-law to amend By-law 130-1990 and Chapter 826 of the City of Thunder Bay Municipal Code.

**MEETING DATE:** City Council - 05/11/2018

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**By-law Description:** A By-law to amend By-law 130-1990, being a By-law to provide for the collection and disposal of garbage and refuse and to amend Chapter 826 of the City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.

**Authorization:** Report R 88/2017 (Infrastructure Operations/Environment) – Committee of the Whole – May 1, 2017

**By-law Explanation:** The purpose of this by-law is to amend By-law 130-1990 and Chapter 826 of the City of Thunder Bay Municipal Code to establish a holiday exemption procedure for collectible waste.

**Schedules and Attachments:**

**Amended/Repealed By-law Number(s):**





THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 105/2018

A By-law to amend By-law 130-1990, being a By-law to provide for the collection and disposal of garbage and refuse and to amend Chapter 826 of the City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.

Recitals

1. By-law 130-1990, being a By-law respecting Garbage Collection and Disposal was approved by City Council on January 11, 1990 and adopted as Chapter 826 of The City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.
2. City Council considers it necessary and expedient to amend By-law 130-1990 and Chapter 826 of The City of Thunder Bay Municipal Code to allow certain exemptions for collectable waste after identified holidays

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF THUNDER BAY ENACTS AS FOLLOWS:

1. THAT **PART I - DEFINITIONS** of By-law 130-1990 is amended by adding the following Section:  
  
22. “holiday exemption – third waste unit” means that an additional unit may be allowed, at no additional cost, from a dwelling unit which does not form part of a multiple dwelling and that received residential curbside waste collection services as set out within this By-law.
2. AND THAT Chapter 826 Article 4 of the City of Thunder Bay Municipal Code be amended by adding the following Definition:  
  
**826.4.31      Collection – Holiday Exemption – third waste unit**
3. AND THAT **PART III COLLECTION PROCEDURE** of By-law 130-1990 be amended by adding the paragraph below as Section 11, Subsection (5)

Exceptionally, a dwelling unit which does not form part of a multiple dwelling and that receives residential curbside waste collection services may put out a third item of waste unit at no additional cost during the first collection day after New Year’s Day, Victoria Day and Labour Day. No item tag is required for the third item of waste unit in these circumstances.

4. AND THAT Chapter 826, **Article 4 COLLECTION PROCEDURE** be amended by adding the paragraph below as Section 31.

Exceptionally, a dwelling unit which does not form part of a multiple dwelling and that receives residential curbside waste collection services may put out a third item of waste unit at no additional cost during the first collection day after New Year's Day, Victoria Day and Labour Day. No item tag is required for the third item of waste unit in these circumstances.

Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

\_\_\_\_\_  
Keith Hobbs

Mayor

\_\_\_\_\_  
John S. Hannam

City Clerk



## *Memorandum*

**Corporate By-law Number BL 112/2018**

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**TO:** Office of the City Clerk **FILE:** Z-13-2018

**FROM:** Grant Mason (Development and Emergency Services – Planning Services)

**DATE:** 10/17/2018

**SUBJECT:** BL 112/2018 - Zoning By-law Amendment - 1457 John Street Road (Bev and John McRae)

**MEETING DATE:** City Council - 11/05/2018 (mm/dd/yyyy)

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**By-law Description:** A By-law to amend By-law 100-2010 (The Zoning By-law) of The Corporation of the City of Thunder Bay (1457 John Street Road)

**Authorization:** Report R 129/2018 (Planning Services) - City Council (Public Meeting) - September 17th, 2018

**By-law Explanation:** The purpose of this By-law is to amend By-law 100-2010, as amended, the City of Thunder Bay Zoning By-law to rezone the subject lands to the "MU2" - Mixed Use Zone Two and amend the associated regulations.

The effect of this amendment would permit the construction of a combination of townhouse dwellings and apartment dwellings with a combined maximum of 17 dwelling units on the site.

**Schedules and Attachments:**

Exhibit One to By-law 112/2018

Exhibit Two to By-law 112/2018

**Amended/Repealed By-law Number(s):**



THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 112/2018

A By-law to amend By-law 100-2010 (The Zoning By-law) of  
The Corporation of the City of Thunder Bay (1457 John Street  
Road)

Recitals

1. Authority is provided in accordance with Section 34 of the Planning Act, R.S.O. 1990, as amended (the "Act"), to pass a By-law to amend By-law Number 100-2010 of The Corporation of the City of Thunder Bay,

2. In accordance with Subsections 34 (12) and 34 (13) of the Act, notice of a public meeting was given on the 27th day of August, 2018, and a public meeting was held on the 17th day of September, 2018 at which Report No. R 129/2018 (Planning Services) was considered.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF  
THUNDER BAY ENACTS AS FOLLOWS:

1. Schedule "B" is amended by adding the following paragraph to it:

"151 (1) The following parcel of land within THUNDER BAY, in the District of Thunder Bay:

Part Lot 8, Registered Plan 371, described as PARTS 14, 15, and 20 on Plan 55R8515, and shown as "Property Location" on Exhibit One,

is subject to the following provision:

a) Survival of Certain Provisions

The provisions of paragraph "368" of Schedule "B" to By-law 177-1983, as amended do not apply.

(2) The following parcel of land within THUNDER BAY, in the District of Thunder Bay:

Part Lot 8, Registered Plan 371, described as PART 14 and a Portion of PART 20 on Plan 55R8515, and shown as "Property Location 1" on Exhibit Two and portions of the abutting STREET ALLOWANCES to and forming part of this Amending By-law,

is removed from the "R1" – Residential ZONE One as shown on Map 5L of Schedule "A", and is instead designated as part of the "MU2" – Mixed Use ZONE Two.

(3) The following parcel of land within THUNDER BAY, in the District of Thunder Bay:

Part Lot 8, Registered Plan 371, described as a Portion of PART 15 and a Portion of PART 20 on Plan 55R8515, and shown as "Property Location 2" on Exhibit Two to and forming part of this Amending By-law,

is removed from the "R3-H" – Residential ZONE Three – Holding, as shown on Map 5L of Schedule "A", and is instead designated as part of the "MU2" – Mixed Use ZONE Two.

- (4) Despite the provisions of Sections 14.1, 14.2.2, 14.2.3, and Table 14.2.1 of this BY-LAW, and in addition to all other provisions of this BY-LAW, the "affected land", shown as "Property Location 1" and "Property Location 2" on Exhibit Two, is subject to the following provisions:

a) Permitted USES:

- i) Sections 14.1(b) and 14.1(c) do not apply.
- ii) The SINGLE DETACHED DWELLING existing on the 17<sup>th</sup> day of September, 2018 is a permitted use.

b) MAIN USES:

The maximum number of MAIN USES is 3 in a combination of an APARTMENT DWELLING and/or a TOWNHOUSE DWELLING and a SINGLE DETACHED DWELLING existing on the 17<sup>th</sup> day of September, 2018.

c) MAIN BUILDINGS

The maximum number of MAIN BUILDINGS is 6 in a combination of APARTMENT DWELLINGS, TOWNHOUSE DWELLINGS, and a SINGLE DETACHED DWELLING existing on the 17<sup>th</sup> day of September, 2018.

d) Number of DWELLING UNITS per APARTMENT DWELLING

The maximum number of DWELLING UNITS per APARTMENT DWELLING is 6.

e) Number of DWELLING UNITS per TOWNHOUSE DWELLING

The maximum number of DWELLING UNITS per TOWNHOUSE DWELLING is 6.

f) Number of DWELLING UNITS

The maximum number of DWELLING UNITS is 17.

g) REGULATIONS:

The Minimum REQUIRED LOT FRONTAGE is 20 metres for all uses listed in Section 14.1(a) as amended by Paragraph "151(4)a)" to this BY-LAW."

- (5) In addition to all other provisions of this By-law, "Property Location 2" shown on Exhibit Two, is subject to the following provision:

(a) LANDSCAPED OPEN SPACE

A NATURAL VEGETATED BUFFER in the form of a 6.0m wide strip along the west LOT LINE is required.

2. This By-law is in accordance with the OFFICIAL PLAN, as amended.

3. This By-law shall come into force and take effect upon the date it is passed, subject to the provisions of Section 34 of the Act.

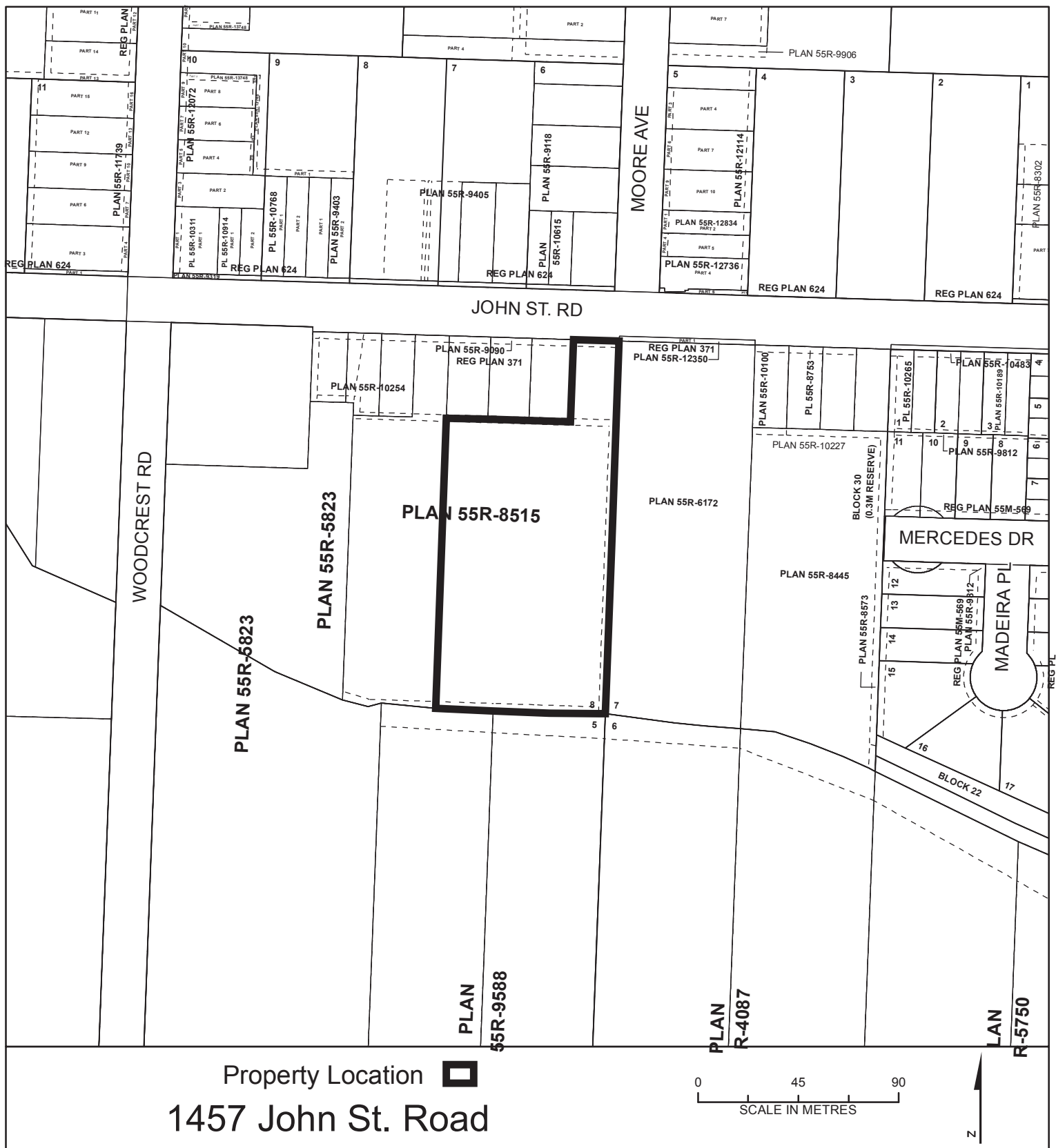
Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

Keith Hobbs

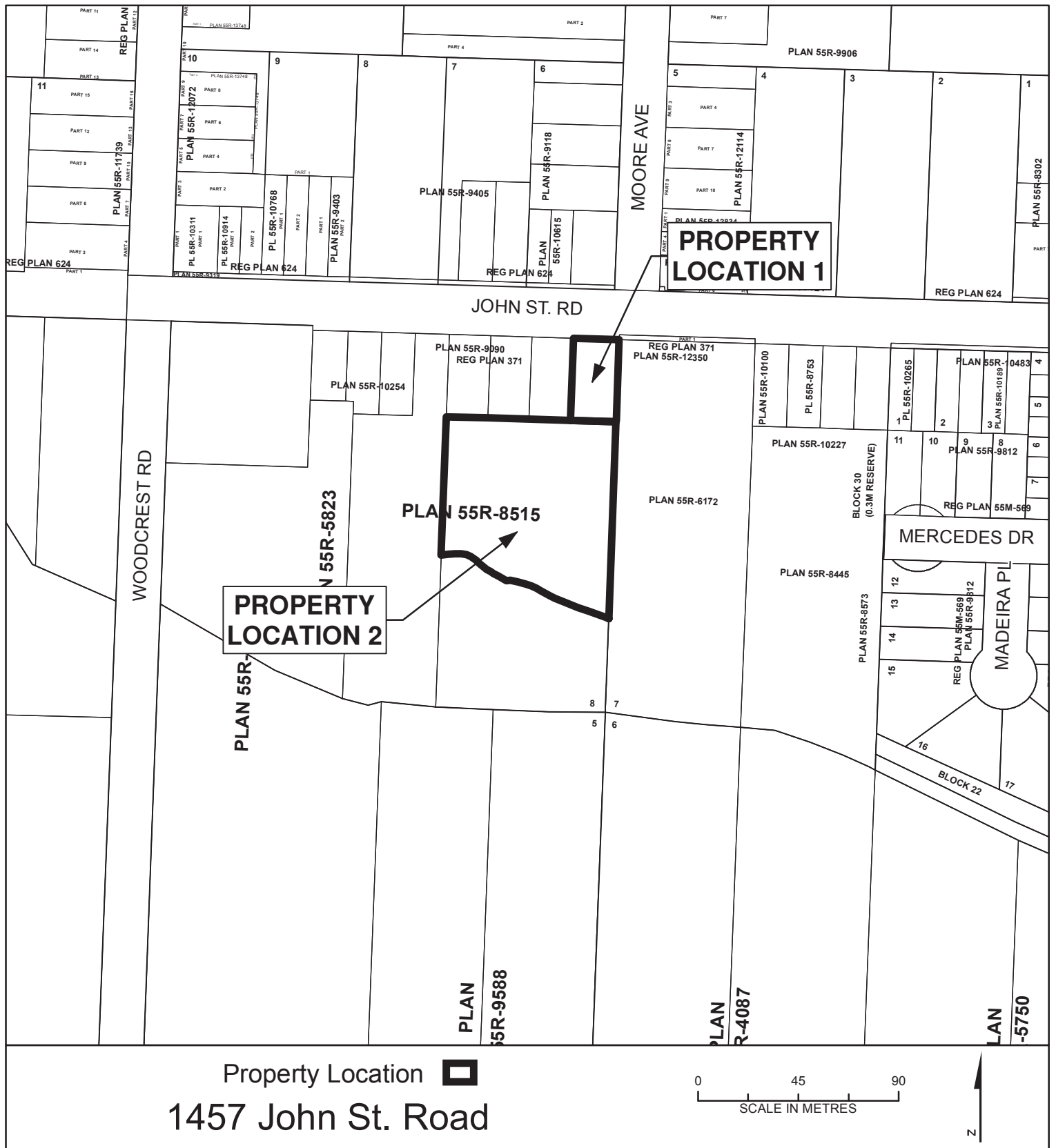
\_\_\_\_\_  
Mayor

John S. Hannam

\_\_\_\_\_  
City Clerk



THIS IS EXHIBIT ONE TO PARAGRAPH 151  
 OF SCHEDULE "B" OF BY-LAW 100 - 2010  
 AS AMENDED BY BY-LAW NUMBER 112/2018  
 MAYOR \_\_\_\_\_  
 CITY CLERK \_\_\_\_\_



THIS IS EXHIBIT TWO TO PARAGRAPH 112/2018  
 OF SCHEDULE "B" OF BY-LAW 100 - 2010  
 AS AMENDED BY BY-LAW NUMBER 151

MAYOR \_\_\_\_\_

CITY CLERK \_\_\_\_\_





## *Memorandum*

**Corporate By-law Number BL 113/2018**

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**TO:** Office of the City Clerk **FILE:**

**FROM:** Kristy Sunderland  
Infrastructure Operations - Engineering Operations

**DATE:** 17/10/2018

**SUBJECT:** BL 113/2018 - 2018 Local Improvement - Mountdale Avenue - Curb and Gutter

**MEETING DATE:** City Council - 05/11/2018 (mm/dd/yyyy)

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**By-law Description:** A By-law to authorize new curb and gutter on Mountdale Avenue between Mary Street and North dead end limit on Petition under the provisions of the Municipal Act, 2001

**Authorization:** Report R 167/2017 (Engineering) - Committee of the Whole - December 4th, 2017

**By-law Explanation:** The purpose of this By-law to authorize curb and gutter work on Mountdale Avenue between Mary Street and North dead end limit

### **Schedules and Attachments:**

Schedule "A" to BL 113/2018

**Amended/Repealed By-law Number(s):**



THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 113/2018

A By-law to authorize new curb and gutter on Mountdale Avenue between Mary Street and North dead end on Petition under the provisions of the Municipal Act, 2001

Recitals

1. A sufficient petition for the works described in this By-law has been lodged with and certified by the Clerk of The Corporation of the City of Thunder Bay (the "Corporation") Ontario Regulation 322/12 (the "Regulation") enacted pursuant to Section 400 of the Municipal Act, 2001, S.O. 2001 c. 25 (the "Act").
2. The Council of the Corporation has determined that it is desirable to construct the works described in Schedule "A" attached to and forming part of this By-law as local improvements under the Act and Paragraph 2(d) of the Regulation.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF THUNDER BAY ENACTS AS FOLLOWS:

1. It is determined, this By-law being passed by a vote of the majority of all of Council, that it is desirable that the works described in Schedule "A" should be undertaken as local improvements under the provisions of the Act and the Regulation set out in the Recitals.
2. Pursuant to the provisions of Section 12 of the Regulation, the cost of the works shall be specially assessed upon the land or frontage abutting directly on the works and the remainder of the cost shall be borne by the Corporation as set forth in Schedule "A".
3. The Engineer of the Corporation shall make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract or contracts for the execution of the works, and the works shall be carried on and executed under the superintendence and according to the direction and orders of the Engineer.
4. The Mayor and Clerk are authorized to execute a contract or contracts, and any further documentation necessary for the construction of the works to be made and entered into with some person or persons, firm or corporation, in the form and content satisfactory to the City Solicitor.
5. To meet the cost of the said works, the Mayor and Treasurer of the Corporation are authorized to agree with any Chartered Bank of Canada for temporary advances of money not to exceed \$91,000.00 Dollars at a rate of interest not to exceed the prime lending rate of that institution, and to execute under the seal of the Corporation, one or more promissory notes or other instruments evidencing indebtedness, in form and content satisfactory to the City Solicitor.
6. The Treasurer of the Corporation is hereby authorized and directed to apply first in payment of the advances (with interest as applicable), all money borrowed on the credit of the

Corporation to represent such advances and to defray the cost of the works, and all monies from other sources properly applicable to the cost of the works.

7. (a) Any person whose lot is specially assessed in the local improvement roll certified by the Treasurer under Subsection 23 of the Regulation may commute for a payment in cash the special rate imposed by paying the portion of the cost of construction assessed upon the lot, without interest, within 30 days after the local improvement roll has been initially certified by the Treasurer.

(b) The date for commutation pursuant to Subsection 7(a) of this By-law is not extended where a lot or portion of a lot becomes subject to the special assessment after the initial local improvement roll pursuant to Section 29 of the Regulation.

(c) A person whose lot is assessed may at any time after the period mentioned in Subsection 7(a) of this By-law commute the special rate by the payment of such sum as, when invested at three (3%) per cent less than the prime lending rate of the Chartered Bank of Canada which then acts as the City's banker, will provide an annuity sufficient to pay the special rate for the unexpired portion of the term of the installments as they fall due.

8. Subject to Section 7 of this By-law, the special assessment of each of the works shall be paid in the number of annual installments over the term of the debenture as set forth opposite each of the works in Schedule "A".

9. Any debentures that may be issued to pay for the cost of the works when completed, shall bear interest at such rate as this Council may determine, and shall be made payable within the years specified in Schedule "A" opposite each of the works listed, on the installment plan.

10. This By-law shall come into force and take effect upon the date it is passed.

Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

Keith Hobbs

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Mayor

John S. Hannam

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City Clerk

**SCHEDULE 'A' TO BY-LAW NUMBER BL113/2018**

Subject to the provisions of Municipal Act 2001 – O. Reg. 322/12, the actual cost of the improvement, other than those costs required to be borne by The Corporation under O. Reg. 322/12 (Section 16) and flange exemptions shall be assessed upon the land abutting directly on the works. The estimated cost per meter is shown in the schedule below. In the event that the actual cost of the work is more or less than the amount estimated, the assessed value per meter frontage shall be adjusted as necessary to coincide with the actual cost.

NO	NATURE OF WORK	LOCATION OF WORK			ESTIMATED PROPORTIONS OF WORK		TOTAL ESTIMATED COST	ESTIMATED AMOUNT OF SUBSIDIES	ESTIMATED AMOUNT TO BE DEBENTURED	ESTIMATED COST PER METER	ANNUAL ESTIMATED RATE PER METER FRONTAGE	DEBENTURE TERM
		ON	FROM	TO	OWNER'S \$	CITY'S \$	\$	\$	\$	OWNER'S \$	OWNER'S \$	YEARS
I.	Curb and Gutter	Mountdale Avenue	Mary Street	North Dead End	\$77,500.00	\$13,500.00	\$91,000.00	N/A	\$0	\$250.00	\$23.28	15
	<b>TOTAL</b>						<b>\$91,000.00</b>					

  
 Keri Marshall, General Manager  
 Infrastructure & Operations



## *Memorandum*

**Corporate By-law Number BL 114/2018**

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**TO:** Office of the City Clerk **FILE: 500.003**

**FROM:** Kristy Sunderland  
Infrastructure Operations - Engineering Operations

**DATE:** 17/10/2018

**SUBJECT:** BL 114/2018 - 2018 Local Improvement - Tungsten Street - Curb and Gutter

**MEETING DATE:** City Council - 05/11/2018 (mm/dd/yyyy)

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**By-law Description:** A By-law to authorize new curb and gutter on Tungsten Street between Alloy Drive and Central Avenue on Petition under the provisions of the Municipal Act, 2001

**Authorization:** Report R 167/2017 (Engineering) - Committee of the Whole - December 4, 2017

**By-law Explanation:** The purpose of this By-law is to authorize curb and gutter work on Tungsten Street between Alloy Drive and Central Avenue

**Schedules and Attachments:**

Schedule "A" to BL 114/2018

**Amended/Repealed By-law Number(s):**



THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 114/2017

A By-law to authorize new curb and gutter on Tungsten Street between Alloy Drive and Central Avenue on Petition under the provisions of the Municipal Act, 2001

Recitals

1. A sufficient petition for the works described in this By-law has been lodged with and certified by the Clerk of The Corporation of the City of Thunder Bay (the "Corporation") Ontario Regulation 322/12 (the "Regulation") enacted pursuant to Section 400 of the Municipal Act, 2001, S.O. 2001 c. 25 (the "Act").
2. The Council of the Corporation has determined that it is desirable to construct the works described in Schedule "A" attached to and forming part of this By-law as local improvements under the Act and Paragraph 2(d) of the Regulation.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF THUNDER BAY ENACTS AS FOLLOWS:

1. It is determined, this By-law being passed by a vote of the majority of all of Council, that it is desirable that the works described in Schedule "A" should be undertaken as local improvements under the provisions of the Act and the Regulation set out in the Recitals.
2. Pursuant to the provisions of Section 12 of the Regulation, the cost of the works shall be specially assessed upon the land or frontage abutting directly on the works and the remainder of the cost shall be borne by the Corporation as set forth in Schedule "A".
3. The Engineer of the Corporation shall make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract or contracts for the execution of the works, and the works shall be carried on and executed under the superintendence and according to the direction and orders of the Engineer.
4. The Mayor and Clerk are authorized to execute a contract or contracts, and any further documentation necessary for the construction of the works to be made and entered into with some person or persons, firm or corporation, in the form and content satisfactory to the City Solicitor.
5. To meet the cost of the said works, the Mayor and Treasurer of the Corporation are authorized to agree with any Chartered Bank of Canada for temporary advances of money not to exceed \$135,000.00 Dollars at a rate of interest not to exceed the prime lending rate of that institution, and to execute under the seal of the Corporation, one or more promissory notes or other instruments evidencing indebtedness, in form and content satisfactory to the City Solicitor.
6. The Treasurer of the Corporation is hereby authorized and directed to apply first in payment of the advances (with interest as applicable), all money borrowed on the credit of the

Corporation to represent such advances and to defray the cost of the works, and all monies from other sources properly applicable to the cost of the works.

7. (a) Any person whose lot is specially assessed in the local improvement roll certified by the Treasurer under Subsection 23 of the Regulation may commute for a payment in cash the special rate imposed by paying the portion of the cost of construction assessed upon the lot, without interest, within 30 days after the local improvement roll has been initially certified by the Treasurer.

(b) The date for commutation pursuant to Subsection 7(a) of this By-law is not extended where a lot or portion of a lot becomes subject to the special assessment after the initial local improvement roll pursuant to Section 29 of the Regulation.

(c) A person whose lot is assessed may at any time after the period mentioned in Subsection 7(a) of this By-law commute the special rate by the payment of such sum as, when invested at three (3%) per cent less than the prime lending rate of the Chartered Bank of Canada which then acts as the City's banker, will provide an annuity sufficient to pay the special rate for the unexpired portion of the term of the installments as they fall due.

8. Subject to Section 7 of this By-law, the special assessment of each of the works shall be paid in the number of annual installments over the term of the debenture as set forth opposite each of the works in Schedule "A".

9. Any debentures that may be issued to pay for the cost of the works when completed, shall bear interest at such rate as this Council may determine, and shall be made payable within the years specified in Schedule "A" opposite each of the works listed, on the installment plan.

10. This By-law shall come into force and take effect upon the date it is passed.

Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

Keith Hobbs

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Mayor

John S. Hannam

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City Clerk

**SCHEDULE 'A' TO BY-LAW NUMBER BL 114/2018**

Subject to the provisions of ~~Municipal Act 2001~~ — O. Reg. 322/12, the actual cost of the improvement, other than those costs required to be borne by The Corporation under ●. Reg. 322/12 (Section 16) and flanking exemptions shall be assessed upon the land abutting directly on the works. The estimated cost per meter is shown in the schedule below. In the event that the actual cost of the work is more or less than the amount estimated, the assessed value per meter frontage shall be adjusted as necessary to coincide with the actual cost.

NO	NATURE OF WORK	LOCATION OF WORK			ESTIMATED PROPORTIONS OF WORK		TOTAL ESTIMATED COST	ESTIMATED AMOUNT OF SUBSIDIES	ESTIMATED AMOUNT TO BE DEBENTURED	ESTIMATED COST PER METER	ANNUAL ESTIMATED RATE PER METER FRONTAGE	DEBENTURE TERM
		ON	FROM	TO	OWNER'S \$	CITY'S \$	\$	\$	\$	OWNER'S \$	OWNER'S \$	YEARS
1.	Curb and Gutter	Tungsten Street	Alloy Drive	Central Avenue	\$132,500.00	\$3,500.00	\$135,000.00	N/A	\$0	\$250.00	\$23.28	15
	<b>TOTAL</b>						<b>\$135,000.00</b>					

  
 Kerri Marshall, General Manager  
 Infrastructure & Operations





## *Memorandum*

**Corporate By-law Number BL 115/2018**

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<b>TO:</b>	Office of the City Clerk	<b>FILE:</b>
<b>FROM:</b>	Kristy Sunderland Infrastructure Operations - Engineering Operations	
<b>DATE:</b>	17/10/2018	
<b>SUBJECT:</b>	BL 115/2018 - 2018 Local Improvement - Tungsten Street - Storm Sewer	
<b>MEETING DATE:</b>	City Council - 05/11/2018 (mm/dd/yyyy)	

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**By-law Description:** A By-law to authorize new storm sewer on Tungsten Street between Alloy Drive and mid-block to Central Avenue on Petition under the provisions of the Municipal Act, 2001

**Authorization:** Report R 167/2017 (Engineering) - Committee of the Whole - December 4, 2017

**By-law Explanation:** The purpose of this By-law is to authorize storm sewer on Tungsten Street between Alloy Drive and mid-block to Central Avenue.

**Schedules and Attachments:**

Schedule "A" to BL 115/2018

**Amended/Repealed By-law Number(s):**



THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 115/2018

A By-law to authorize new storm sewer on Tungsten Street between Alloy Drive and mid-block to Central Avenue on Petition under the provisions of the Municipal Act, 2001

Recitals

1. A sufficient petition for the works described in this By-law has been lodged with and certified by the Clerk of The Corporation of the City of Thunder Bay (the "Corporation") Ontario Regulation 322/12 (the "Regulation") enacted pursuant to Section 400 of the Municipal Act, 2001, S.O. 2001 c. 25 (the "Act").
2. The Council of the Corporation has determined that it is desirable to construct the works described in Schedule "A" attached to and forming part of this By-law as local improvements under the Act and Paragraph 2(d) of the Regulation.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF THUNDER BAY ENACTS AS FOLLOWS:

1. It is determined, this By-law being passed by a vote of the majority of all of Council, that it is desirable that the works described in Schedule "A" should be undertaken as local improvements under the provisions of the Act and the Regulation set out in the Recitals.
2. Pursuant to the provisions of Section 12 of the Regulation, the cost of the works shall be specially assessed upon the land or frontage abutting directly on the works and the remainder of the cost shall be borne by the Corporation as set forth in Schedule "A".
3. The Engineer of the Corporation shall make such plans, profiles and specifications and furnish such information as may be necessary for the making of a contract or contracts for the execution of the works, and the works shall be carried on and executed under the superintendence and according to the direction and orders of the Engineer.
4. The Mayor and Clerk are authorized to execute a contract or contracts, and any further documentation necessary for the construction of the works to be made and entered into with some person or persons, firm or corporation, in the form and content satisfactory to the City Solicitor.
5. To meet the cost of the said works, the Mayor and Treasurer of the Corporation are authorized to agree with any Chartered Bank of Canada for temporary advances of money not to exceed \$105,000 Dollars at a rate of interest not to exceed the prime lending rate of that institution, and to execute under the seal of the Corporation, one or more promissory notes or other instruments evidencing indebtedness, in form and content satisfactory to the City Solicitor.
6. The Treasurer of the Corporation is hereby authorized and directed to apply first in payment of the advances (with interest as applicable), all money borrowed on the credit of the

Corporation to represent such advances and to defray the cost of the works, and all monies from other sources properly applicable to the cost of the works.

7. (a) Any person whose lot is specially assessed in the local improvement roll certified by the Treasurer under Subsection 23 of the Regulation may commute for a payment in cash the special rate imposed by paying the portion of the cost of construction assessed upon the lot, without interest, within 30 days after the local improvement roll has been initially certified by the Treasurer.

(b) The date for commutation pursuant to Subsection 7(a) of this By-law is not extended where a lot or portion of a lot becomes subject to the special assessment after the initial local improvement roll pursuant to Section 29 of the Regulation.

(c) A person whose lot is assessed may at any time after the period mentioned in Subsection 7(a) of this By-law commute the special rate by the payment of such sum as, when invested at three (3%) per cent less than the prime lending rate of the Chartered Bank of Canada which then acts as the City's banker, will provide an annuity sufficient to pay the special rate for the unexpired portion of the term of the installments as they fall due.

8. Subject to Section 7 of this By-law, the special assessment of each of the works shall be paid in the number of annual installments over the term of the debenture as set forth opposite each of the works in Schedule "A".

9. Any debentures that may be issued to pay for the cost of the works when completed, shall bear interest at such rate as this Council may determine, and shall be made payable within the years specified in Schedule "A" opposite each of the works listed, on the installment plan.

10. This By-law shall come into force and take effect upon the date it is passed.

Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

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Keith Hobbs

Mayor

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John S. Hannam

City Clerk

SCHEDULE 'A' TO BY-LAW NUMBER BL 115/2018

Subject to the provisions of Municipal Act 2001 – O. Reg. 322/12, the actual cost of the improvement, other than those costs required to be borne by The Corporation under O. Reg. 322/12 (Section 16) and flanking exemptions shall be assessed upon the land abutting directly on the works. The estimated cost per meter is shown in the schedule below. In the event that the actual cost of the work is more or less than the amount estimated, the assessed value per meter frontage shall be adjusted as necessary to coincide with the actual cost.

NO	NATURE OF WORK	LOCATION OF WORK			ESTIMATED PROPORTIONS OF WORK		TOTAL ESTIMATED COST	ESTIMATED AMOUNT OF SUBSIDIES	ESTIMATED AMOUNT TO BE DEBENTURED	ESTIMATED COST PER METER	ANNUAL ESTIMATED RATE PER METER FRONTAGE	DEBENTURE TERM
		ON	FROM	TO	OWNER'S \$	CITY'S \$					OWNER'S \$	YEARS
1.	Storm Sewer	Tungsten Street	Alloy Drive	Cobalt Crescent	\$98,000.00	\$6,300.00	\$105,000.00	N/A	\$0	\$210.00	\$16.14	20
	<b>TOTAL</b>						<b>\$105,000.00</b>					

  
 Kent Marshall, General Manager  
 Infrastructure & Operations

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**MEETING DATE**      11/05/2018 (mm/dd/yyyy)

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**SUBJECT**              By-law Resolution

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**SUMMARY**

By-law Resolution - November 5, 2018

**RECOMMENDATION**

THAT the following By-laws be introduced, read, dealt with individually, engrossed, signed by the Mayor and Clerk, sealed and numbered:

1. BL 105/2018 - To amend By-law 130-1990 and Chapter 826 of the City of Thunder Bay Municipal Code

A By-law to amend By-law 130-1990, being a By-law to provide for the collection and disposal of garbage and refuse and to amend Chapter 826 of the City of Thunder Bay Municipal Code titled Garbage – Collection – Disposal.

2. BL 112/2018 - Zoning By-law Amendment - 1457 John Street Road (Bev and John McRae)

A By-law to amend By-law 100-2010 (The Zoning By-law) of The Corporation of the City of Thunder Bay (1457 John Street Road)

3. BL 113/2018 - 2018 Local Improvement - Mountdale Avenue - Curb and Gutter

A By-law to authorize new curb and gutter on Mountdale Avenue between Mary Street and North dead end limit on Petition under the provisions of the Municipal Act, 2001

4. BL 114/2018 - 2018 Local Improvement - Tungsten Street - Curb and Gutter

A By-law to authorize new curb and gutter on Tungsten Street between Alloy Drive and Central Avenue on Petition under the provisions of the Municipal Act, 2001

5. BL 115/2018 - 2018 Local Improvement - Tungsten Street - Storm Sewer

A By-law to authorize new storm sewer on Tungsten Street between Alloy Drive and mid block to Central Avenue on Petition under the provisions of the Municipal Act, 2001



## *Memorandum*

**Corporate By-law Number BL 108/2018**

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**TO:** Office of the City Clerk **FILE:**

**FROM:** Linda Crago  
City Manager's Office - Office of the City Clerk

**DATE:** 10/12/2018

**SUBJECT:** BL 108/2018 - Confirming By-law - November 5, 2018

**MEETING DATE:** City Council - 11/05/2018 (mm/dd/yyyy)

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**By-law Description:** A By-law to confirm the proceedings of a meeting of Council, this 5th day of November, 2018.

**Authorization:** Committee of the Whole - 2003/02/24

**By-law Explanation:** To confirm the proceedings and each motion, resolution and other action passed or taken by the Council at this meeting is, except where prior approval of the Ontario Municipal Board is required, adopted, ratified and confirmed as if all such proceedings had been expressly embodied in this By-law.

**Schedules and Attachments:**

**Amended/Repealed By-law Number(s):**



THE CORPORATION OF THE CITY OF THUNDER BAY  
BY-LAW NUMBER BL 108/2018

A By-law to confirm the proceedings of a meeting of Council,  
this 5th day of November, 2018.

Recitals

1. Subsection 5(1) of the Municipal Act, 2001, S.O. 2001 c. 25, as amended, provides that the powers of a municipal corporation are exercised by its Council. Subsection 5(3) provides that those powers are to be exercised by by-law.
2. Council considers it appropriate to confirm and adopt its proceedings at this meeting by by-law.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE CITY OF  
THUNDER BAY ENACTS AS FOLLOWS:

1. The actions of the Council at the following meeting:

5th day of November, 2018 OPEN SESSION, CITY COUNCIL MEETING

and each motion, resolution and other action passed or taken by the Council at that meeting is, except where prior approval of the Ontario Municipal Board is required, adopted, ratified and confirmed as if all such proceedings had been expressly embodied in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Thunder Bay are authorized and directed to do all things necessary to give effect to the actions of the Council referred to in Section 1 of this By-law. In addition, the Clerk is authorized and directed to affix the corporate seal to any documents which require it.
3. This By-law shall come into force on the date it is passed.

Enacted and passed this 5th day of November, A.D. 2018 as witnessed by the Seal of the Corporation and the hands of its proper Officers.

Keith Hobbs

Mayor

John S. Hannam

City Clerk

***MEETING DATE***     11/05/2018 (mm/dd/yyyy)

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***SUBJECT***             Confirming By-law Resolution - November 5, 2018 - City Council

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***SUMMARY***

Confirming By-law Resolution - November 5, 2018 - City Council

***RECOMMENDATION***

THAT the following By-law be introduced, read, dealt with individually, engrossed, signed by the Mayor and Clerk, sealed and numbered:

1. A By-law to confirm the proceedings of a meeting of Council, this 5<sup>th</sup> day of November, 2018.

By-law Number: BL 108/2018