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LEGISLATIVE ASSEMBLY
OF ONTARIO

THIRD SESSION OF THE TWENTY-EIGHTH
PARLIAMENT

BILLS

AS INTRODUCED IN THE HOUSE
TOGETHER WITH
REPRINTS AND THIRD READINGS

SESSION

FEBRUARY 24th to MARCH 19th, 1970

MARCH 31st to JUNE 26th, 1970

and

OCTOBER 6th to NOVEMBER 13th, 1970

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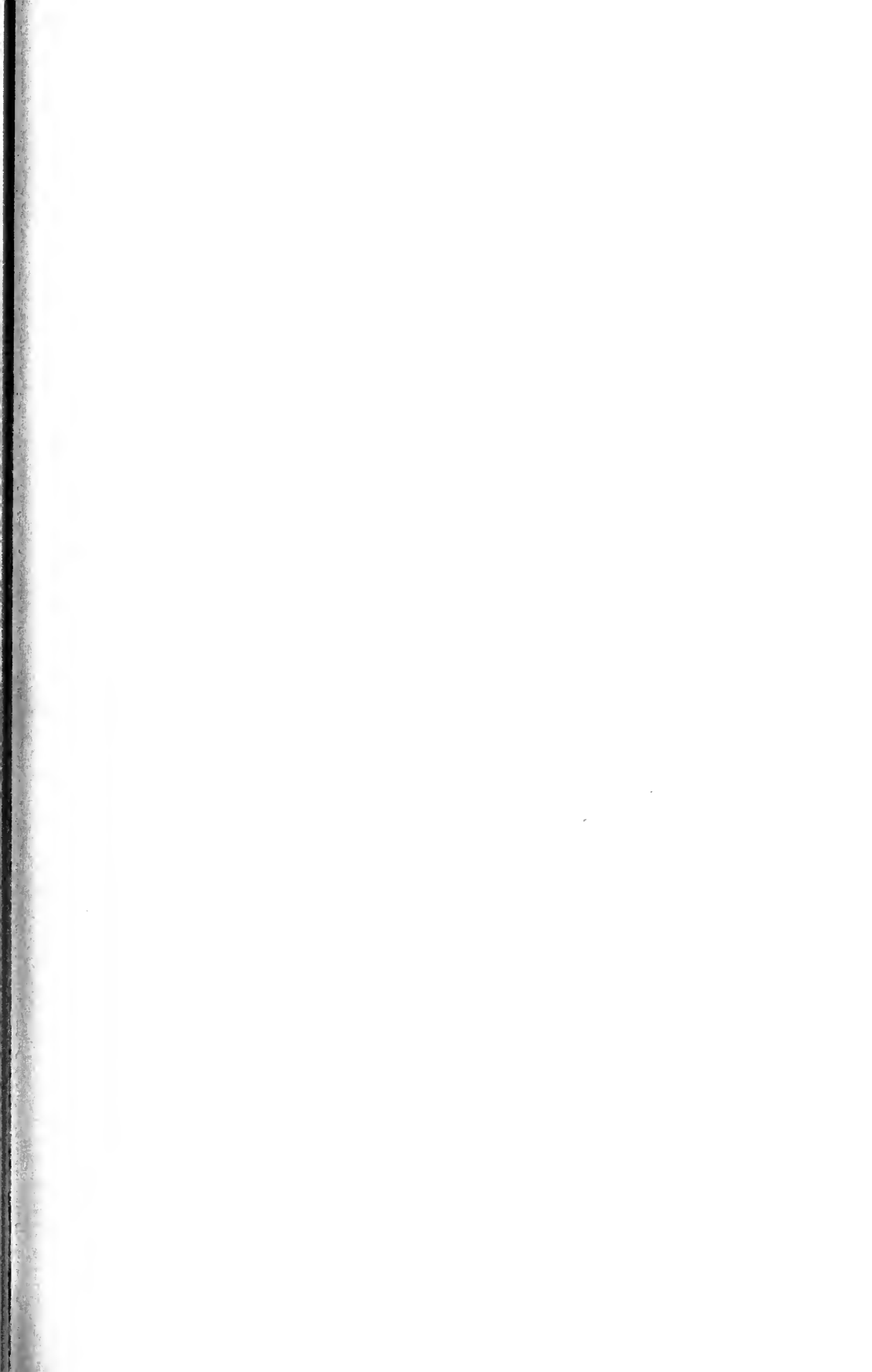
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BILL Pr1

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Detroit Hotel Limited

MR. NEWMAN (Windsor-Walkerville)

(PRIVATE BILL)



BILL Pr1

1970

An Act respecting Detroit Hotel Limited

WHEREAS Dragica Sukunda, also known as Dorothy ^{Preamble} Sukunda, executrix of the Last Will and Testament of John Sukunda, Dragica Sukunda in her personal capacity, Steve Krajnovich and Jenny Krajnovich by their petition have represented that Detroit Hotel Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 30th day of August, 1943; that the Provincial Secretary, by order dated the 3rd day of June, 1965 and made under the authority of subsection 2 of section 326 of *The R.S.O. 1960, c. 71* Corporations Act, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 8th day of July, 1965; that the petitioners were all the directors and the holders of all the common shares of the Corporation at the time of its dissolution; that the Corporation at the time of its dissolution was and is now carrying on an active business in premises leased by it and known as 1211 Drouillard Road, Windsor, Ontario; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Detroit Hotel Limited, incorporated by letters patent ^{Detroit Hotel Limited revived} dated the 30th day of August, 1943, is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

Short title **3.** This Act may be cited as *The Detroit Hotel Limited Act, 1970.*





An Act respecting Detroit Hotel Limited

1st Reading

2nd Reading

3rd Reading

MR. NEWMAN (Windsor-Walkerville)

(Private Bill)

BILL Pr1

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Detroit Hotel Limited

MR. NEWMAN (Windsor-Walkerville)



BILL Pr1

1970

An Act respecting Detroit Hotel Limited

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2. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.

Short title **3.** This Act may be cited as *The Detroit Hotel Limited Act, 1970.*







An Act respecting Detroit Hotel Limited

1st Reading

March 12th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

Mr. NEWMAN (Windsor-Walkerville)

BILL Pr2

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Peterborough

MR. PITMAN

(PRIVATE BILL)



BILL Pr2

1970

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any general or special Act, the council of The Corporation of the City of Peterborough may by by-law authorize and direct the treasurer of the Corporation to allow a credit equivalent to that portion of the real property taxes imposed by the Corporation for school purposes on payment by any person of the remaining portion of the taxes imposed in respect of any residential real property owned and occupied by such person, or owned by such person and occupied by his or her spouse or by both, as his, her or their personal residence, where such person, or the spouse of such person, or both, has attained the age of seventy years and is receiving benefits under the *Old Age Security Act* (Canada) ^{R.S.C. 1952, c. 200} provided however, that no such credit,

- (a) shall exceed the sum of \$100 in any year;
- (b) shall be allowed to any person or to the spouse of such person in respect of more residential real property than one single family dwelling unit in any year;
- (c) shall be allowed to any person who has not made application therefor on or before the last day of February in the year in which the taxes in respect of which such application is made become due and payable;
- (d) shall be allowed to any person unless such person, or the spouse of such person, or both, has been assessed as the owner of the real property in respect of

which the application for such credit is made for at least ten years immediately preceding the date of the application; or

(e) shall be allowed to any person until such person and his or her spouse, if any, have passed whatever means test may be provided for in the said by-law.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Peterborough Act, 1970*.







An Act respecting the City of Peterborough

1st Reading

2nd Reading

3rd Reading

MR. PITMAN

(Private Bill)

BILL Pr2

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Peterborough

MR. PITMAN

(Reprinted as amended by the Private Bills Committee)



An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any general or special Act, the council of The Corporation of the City of Peterborough may by by-law authorize and direct the treasurer of the Corporation to allow a credit equivalent to that portion of the real property taxes imposed by the Corporation for school purposes on payment by any person of the remaining portion of the taxes imposed in respect of any residential real property owned and occupied by such person, or owned by such person and occupied by his or her spouse or by both, as his, her or their personal residence, where such person, or the spouse of such person, or both, has attained the age of seventy years and is receiving benefits under the *Old Age Security Act* (Canada) provided however, that no such credit, ^{Tax credit to old age pensioners R.S.C. 1952, c. 200}

- (a) shall exceed the sum of \$100 in any year;
- (b) shall be allowed to any person or to the spouse of such person in respect of more residential real property than one single family dwelling unit in any year;
- (c) shall be allowed to any person who has not made application therefor on or before the last day of February in the year in which the taxes in respect of which such application is made become due and payable;
- (d) shall be allowed to any person unless such person, or the spouse of such person, or both, has been continuously assessed as the owner and occupant of

residential real property in the City of Peterborough for at least ten years immediately preceding the date of the application; or

- (e) shall be allowed to any person until such person and his or her spouse, if any, have passed whatever means test may be provided for in the said by-law.

**Commence-
ment**

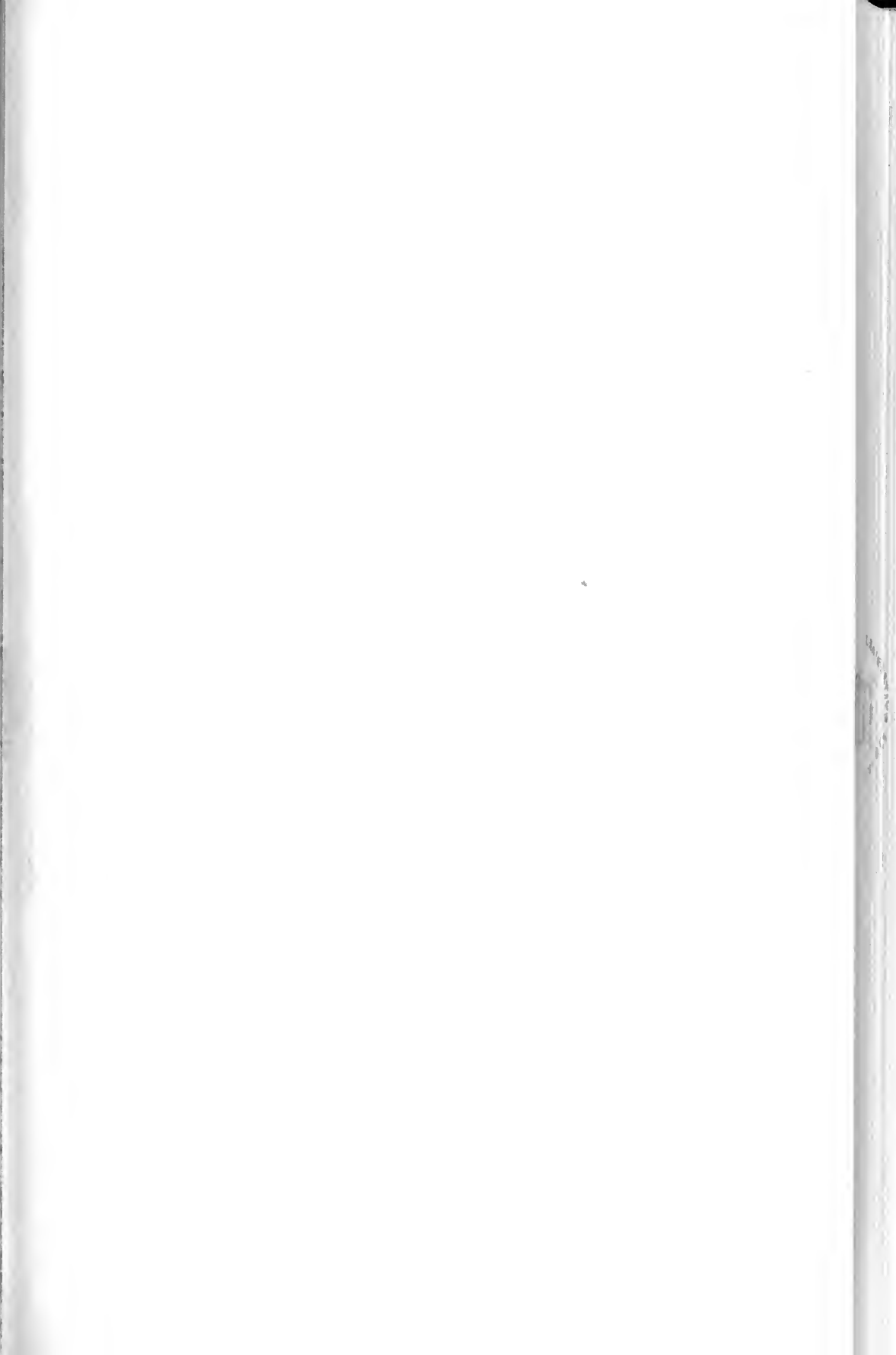
2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Peterborough Act, 1970*.







An Act respecting the City of Peterborough

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. PITMAN

*(Reprinted as amended by
the Private Bills Committee)*

BILL Pr2

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Peterborough

MR. PITMAN

BILL Pr2

1970

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any general or special Act, the council of The Corporation of the City of Peterborough may by by-law authorize and direct the treasurer of the Corporation to allow a credit equivalent to that portion of the real property taxes imposed by the Corporation for school purposes on payment by any person of the remaining portion of the taxes imposed in respect of any residential real property owned and occupied by such person, or owned by such person and occupied by his or her spouse or by both, as his, her or their personal residence, where such person, or the spouse of such person, or both, has attained the age of seventy years and is receiving benefits under the *Old Age Security Act* (Canada) ^{R.S.C. 1952, c. 200} provided however, that no such credit,

- (a) shall exceed the sum of \$100 in any year;
- (b) shall be allowed to any person or to the spouse of such person in respect of more residential real property than one single family dwelling unit in any year;
- (c) shall be allowed to any person who has not made application therefor on or before the last day of February in the year in which the taxes in respect of which such application is made become due and payable;
- (d) shall be allowed to any person unless such person, or the spouse of such person, or both, has been continuously assessed as the owner and occupant of

residential real property in the City of Peterborough for at least ten years immediately preceding the date of the application; or

- (e) shall be allowed to any person until such person and his or her spouse, if any, have passed whatever means test may be provided for in the said by-law.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Peterborough Act, 1970*.





An Act respecting the City of Peterborough

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PITMAN

BILL Pr3

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Incorporated Synod of the Diocese of Ontario**

MR. POTTER

(PRIVATE BILL)

10

10

BILL Pr3

1970

**An Act respecting
The Incorporated Synod of the
Diocese of Ontario**

WHEREAS The Incorporated Synod of the Diocese of ^{Preamble} Ontario and the Rectors and Wardens of St. Thomas' Church, Christ Church and St. Margaret's-on-the-Hill, all of the City of Belleville, in the County of Hastings, by their petition have represented that by the sale of certain real property in the City of Belleville, in the County of Hastings, duly authorized by the Vestry of St. Thomas' Church and by The Incorporated Synod of the Diocese of Ontario, the said Incorporated Synod of the Diocese of Ontario did receive certain substantial sums of money for investment purposes on account of The Belleville Rectory to be held pursuant to *An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Ontario*, Statutes of Ontario, 1876, Chapter 109, that by special Vestry meetings of all of the aforementioned Anglican parishes in the City of Belleville all Vestries recommended that "from the investments of the Belleville Rectory Committee, the Rector of St. Thomas' Church shall annually receive the sum of Two Thousand, Five Hundred Dollars instead of Two Thousand Dollars heretofore paid and that the surplus of the yearly income of the Rectory of Belleville be divided between the incumbents of Christ Church, Belleville, and St. Margaret's-on-the-Hill, Belleville, and the incumbents of such other Church or Churches in such proportions as the Synod shall determine in pursuance of the power conferred upon it by Statute"; that The Incorporated Synod of the Diocese of Ontario at its annual Synod held in the City of Kingston, in the County of Frontenac, on the 20th day of May, 1969, did concur in the resolution of the aforementioned Vestries to petition the Legislature of the Province of Ontario for enabling legislation to provide for such distribution; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1876, c. 109
s.4, amended

1. Section 4 of *An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Ontario*, Statutes of Ontario, 1876, Chapter 109, is amended by striking out "two thousand dollars" in the ninth line and inserting in lieu thereof "two thousand, five hundred dollars", so that the section shall read as follows:

Rights of
incoming
incumbents

4. No incumbent of any such Rectories in the said Diocese, who may be inducted therein after the passing of this Act, shall receive, out of the proceeds of such sales, invested as in the said Rectory Act last mentoined, a sum larger than will, together with the rents, issues and profits of the lands of the said Rectory of which he is incumbent, then remaining unsold, amount to the sums following, that is to say: as to the Rectory of Kingston, the sum of three thousand dollars a year; as to the Rectory of Belleville, the sum of two thousand, five hundred dollars a year; and as to the rectories in other townships, the sum of one thousand, six hundred dollars; and all and any excess of interest arising from the proceeds of such sales and of the rents, issues and profits of the lands of such rectory respectively remaining unsold, beyond such annual payments aforesaid, shall be apportioned to and divided among the incumbents of the other churches of the said Church, in the city, town or townships in which the lands belonging to such rectory are situate, or which to such rectory belongs respectively, in such proportions as such Incorporated Synod shall, by resolution, by-law or canon, from time to time order and direct.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Incorporated Synod of the Diocese of Ontario Act, 1970*.

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An Act respecting 'The Incorporated
Synod of the Diocese of Ontario

1st Reading

2nd Reading

3rd Reading

MR. POTTER

(Private Bill)

BILL Pr3

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Incorporated Synod of the Diocese of Ontario**

MR. POTTER



BILL Pr3

1970

**An Act respecting
The Incorporated Synod of the
Diocese of Ontario**

WHEREAS The Incorporated Synod of the Diocese of ^{Preamble} Ontario and the Rectors and Wardens of St. Thomas' Church, Christ Church and St. Margaret's-on-the-Hill, all of the City of Belleville, in the County of Hastings, by their petition have represented that by the sale of certain real property in the City of Belleville, in the County of Hastings, duly authorized by the Vestry of St. Thomas' Church and by The Incorporated Synod of the Diocese of Ontario, the said Incorporated Synod of the Diocese of Ontario did receive certain substantial sums of money for investment purposes on account of The Belleville Rectory to be held pursuant to *An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Ontario*, Statutes of Ontario, 1876, Chapter 109, that by special Vestry meetings of all of the aforementioned Anglican parishes in the City of Belleville all Vestries recommended that "from the investments of the Belleville Rectory Committee, the Rector of St. Thomas' Church shall annually receive the sum of Two Thousand, Five Hundred Dollars instead of Two Thousand Dollars heretofore paid and that the surplus of the yearly income of the Rectory of Belleville be divided between the incumbents of Christ Church, Belleville, and St. Margaret's-on-the-Hill, Belleville, and the incumbents of such other Church or Churches in such proportions as the Synod shall determine in pursuance of the power conferred upon it by Statute"; that The Incorporated Synod of the Diocese of Ontario at its annual Synod held in the City of Kingston, in the County of Frontenac, on the 20th day of May, 1969, did concur in the resolution of the aforementioned Vestries to petition the Legislature of the Province of Ontario for enabling legislation to provide for such distribution; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1876, c. 109
s. 4, amended

1. Section 4 of *An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Ontario*, Statutes of Ontario, 1876, Chapter 109, is amended by striking out "two thousand dollars" in the ninth line and inserting in lieu thereof "two thousand, five hundred dollars", so that the section shall read as follows:

Rights of
incoming
incumbents

4. No incumbent of any such Rectories in the said Diocese, who may be inducted therein after the passing of this Act, shall receive, out of the proceeds of such sales, invested as in the said Rectory Act last mentioned, a sum larger than will, together with the rents, issues and profits of the lands of the said Rectory of which he is incumbent, then remaining unsold, amount to the sums following, that is to say: as to the Rectory of Kingston, the sum of three thousand dollars a year; as to the Rectory of Belleville, the sum of two thousand, five hundred dollars a year; and as to the rectories in other townships, the sum of one thousand, six hundred dollars; and all and any excess of interest arising from the proceeds of such sales and of the rents, issues and profits of the lands of such rectory respectively remaining unsold, beyond such annual payments aforesaid, shall be apportioned to and divided among the incumbents of the other churches of the said Church, in the city, town or townships in which the lands belonging to such rectory are situate, or which to such rectory belongs respectively, in such proportions as such Incorporated Synod shall, by resolution, by-law or canon, from time to time order and direct.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Incorporated Synod of the Diocese of Ontario Act, 1970*.

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An Act respecting The Incorporated
Synod of the Diocese of Ontario

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. POTTER

BILL Pr4

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

(PRIVATE BILL)



BILL Pr4

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may by by-law grant to the Young Men's Christian Association of Greater Niagara the sum of \$125,000 payable at the rate of \$25,000 annually for a period of five years to be applied by that Association towards the cost of construction of a family recreation centre in part of Township Lot 76, formerly in the Township of Stamford and now in the City of Niagara Falls.

2. This Act comes into force on the day it receives Royal Assent.

3. This Act may be cited as *The City of Niagara Falls Act, 1970*.

An Act respecting
The City of Niagara Falls

1st Reading

2nd Reading

3rd Reading

MR. BUKATOR

(*Private Bill*)

BILL Pr4

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

TORONTO

PRINTED AND PUBLISHED BY WILLIAM KINMOND, QUEEN'S PRINTER AND PUBLISHER

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BILL Pr4

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may by by-law grant to The Young Men's Christian Association of Greater Niagara the sum of \$125,000 payable at the rate of \$25,000 annually for a period of five years to be applied by that Association towards the cost of construction of a family recreation centre in part of Township Lot 76, formerly in the Township of Stamford and now in the City of Niagara Falls. Authority
to make
grant

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The City of Niagara Falls Act, 1970*. Short title

An Act respecting
the City of Niagara Falls

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. BURKATOR

BILL Pr5

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Hamilton

Mrs. PRITCHARD

(PRIVATE BILL)



An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

<sup>Interpreta-
tion</sup>

- (a) "pupil" means a person who is a pupil attending a high school, secondary school, public school or separate school in the City of Hamilton under the jurisdiction of The Board of Education for the City of Hamilton or The Wentworth County Roman Catholic Separate School Board;
- (b) "recipient" means,
 - (i) a person to whom an allowance is granted under *The Disabled Persons' Allowances Act* ^{R.S.O. 1960, c. 107} and includes an applicant for an allowance,
 - (ii) a disabled person to whom an allowance is provided under *The Family Benefits Act*, ^{1966, c. 54} 1966,
 - (iii) a person to whom an allowance is provided under clause *a* or *b* of subsection 1 of section 7 of *The Family Benefits Act*, 1966,
 - (iv) a person who is in receipt of a pension under the *Old Age Security Act* (Canada). ^{R.S.C. 1952, c. 200}

2. The Corporation of the City of Hamilton may make grants to the Hamilton Transit Commission to cover the cost of providing, within whatever hours may be specified, transportation free of charge or at a reduced rate to recipients and pupils who are residents of the City of Hamilton. ^{Reduced rates to recipients and pupils}

1961-62, c.
151, s. 2,
repealed

3. Section 2 of *The City of Hamilton Act, 1961-62 (No. 2)* is repealed.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Hamilton Act, 1970*.

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An Act respecting
the City of Hamilton

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

Mrs. PRITCHARD

(Private Bill)

BILL Pr5

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Hamilton

MRS. PRITCHARD

(Reprinted as amended by the Private Bills Committee)

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpreta-
tion

- (a) "pupil" means a person who is a pupil attending a secondary school, or an elementary school in the City of Hamilton under the jurisdiction of The Board of Education for the City of Hamilton or The Wentworth County Roman Catholic Separate School Board, or a private school in the City of Hamilton as defined in *The Department of Education Act*; ^{R.S.O. 1960. c. 94}
- (b) "recipient" means,
- (i) a person to whom an allowance is granted under *The Disabled Persons' Allowances Act* ^{R.S.O. 1960. c. 107} and includes an applicant for an allowance,
 - (ii) a disabled person to whom an allowance is provided under *The Family Benefits Act, 1966*, ^{1966. c. 54}
 - (iii) a person to whom an allowance is provided under clause *a* or *b* of subsection 1 of section 7 of *The Family Benefits Act, 1966*,
 - (iv) a person who is in receipt of a pension under the *Old Age Security Act* (Canada). ^{R.S.C. 1952. c. 200}

Reduced
rates to
recipients
and pupils

2. The Corporation of the City of Hamilton may make grants to the Hamilton Transit Commission to cover the cost of providing, within whatever hours may be specified, transportation free of charge or at a reduced rate to recipients and pupils who are residents of the City of Hamilton.

1961-62, c.
151, s. 2,
repealed

3. Section 2 of *The City of Hamilton Act, 1961-62 (No. 2)* is repealed.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Hamilton Act, 1970*.

LIBRARY
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TORONTO





An Act respecting
the City of Hamilton

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

Mrs. PRITCHARD

*(Reprinted as amended by
the Private Bills Committee)*

BILL Pr5

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Hamilton

MRS. PRITCHARD



BILL Pr5

1970

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpreta-
tion

- (a) "pupil" means a person who is a pupil attending a secondary school, or an elementary school in the City of Hamilton under the jurisdiction of The Board of Education for the City of Hamilton or The Wentworth County Roman Catholic Separate School Board, or a private school in the City of Hamilton as defined in *The Department of Education Act*; ^{R.S.O. 1960, c. 94}
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- (i) a person to whom an allowance is granted under *The Disabled Persons' Allowances Act* ^{R.S.O. 1960, c. 107} and includes an applicant for an allowance,
 - (ii) a disabled person to whom an allowance is provided under *The Family Benefits Act*, ^{1966, c. 54} 1966,
 - (iii) a person to whom an allowance is provided under clause *a* or *b* of subsection 1 of section 7 of *The Family Benefits Act*, 1966,
 - (iv) a person who is in receipt of a pension under the *Old Age Security Act* (Canada). ^{R.S.C. 1952, c. 200}

Reduced
rates to
recipients
and pupils

2. The Corporation of the City of Hamilton may make grants to the Hamilton Transit Commission to cover the cost of providing, within whatever hours may be specified, transportation free of charge or at a reduced rate to recipients and pupils who are residents of the City of Hamilton.

1961-62, c.
151, s. 2,
repealed

3. Section 2 of *The City of Hamilton Act, 1961-62 (No. 2)* is repealed.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Hamilton Act, 1970*.

LIBRARY
UNIVERSITY OF TORONTO
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LIBRARY
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An Act respecting
the City of Hamilton

1st Reading

March 4th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

Mrs. PRITCHARD

BILL Pr6

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Haldimand-Norfolk County
Roman Catholic Separate School Board**

MR. ALLAN

(PRIVATE BILL)



BILL Pr6

1970

**An Act respecting
The Haldimand-Norfolk County
Roman Catholic Separate School Board**

WHEREAS The Haldimand-Norfolk County Roman Catholic Separate School Board by its petition has prayed for special legislation in respect of the matter herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Haldimand-Norfolk County Roman Catholic Separate School Board is hereby authorized to pass a by-law without obtaining the approval of the Ontario Municipal Board authorizing the borrowing of a sum not exceeding \$92,754 upon debentures of the Board, payable in not more than twenty years, for the purpose of paying the cost of an addition constructed in 1966 to St. Michael's Separate School, Walsh.

By-law authorized
2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under section 1 and the debentures to be issued thereunder.

Application of R.S.O. 1960, c. 274, ss. 55-58
3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act* authorizing the construction referred to in section 1 and authorizing The Haldimand-Norfolk County Roman Catholic Separate School Board to issue debentures under section 1.

Order of O.M.B. deemed issued
4. This Act comes into force on the day it receives Royal Assent.

Commencement
5. This Act may be cited as *The Haldimand-Norfolk County Roman Catholic Separate School Board Act, 1970*.

Short title

An Act respecting
The Haldimand-Norfolk County Roman
Catholic Separate School Board

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. ALLAN

(Private Bill)

BILL Pr6

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Haldimand-Norfolk County
Roman Catholic Separate School Board**

MR. ALLAN



BILL Pr6

1970

**An Act respecting
The Haldimand-Norfolk County
Roman Catholic Separate School Board**

WHEREAS The Haldimand-Norfolk County Roman Catholic Separate School Board by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Haldimand-Norfolk County Roman Catholic Separate School Board is hereby authorized to pass a by-law without obtaining the approval of the Ontario Municipal Board authorizing the borrowing of a sum not exceeding \$92,754 upon debentures of the Board, payable in not more than twenty years, for the purpose of paying the cost of an addition constructed in 1966 to St. Michael's Separate School, Walsh.

By-law authorized

2. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under section 1 and the debentures to be issued thereunder.

Application of R.S.O. 1960, c. 274, ss. 55-58

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act* authorizing the construction referred to in section 1 and authorizing The Haldimand-Norfolk County Roman Catholic Separate School Board to issue debentures under section 1.

Order of O.M.B. deemed issued

4. This Act comes into force on the day it receives Royal Assent.

Commencement

5. This Act may be cited as *The Haldimand-Norfolk County Roman Catholic Separate School Board Act, 1970.*

Short title

An Act respecting
The Haldimand-Norfolk County Roman
Catholic Separate School Board

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. ALLAN

BILL Pr7

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the County of Peterborough

MR. PITMAN

(PRIVATE BILL)

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BILL Pr7

1970

An Act respecting the County of Peterborough

WHEREAS The Corporation of the County of Peterborough by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding section 56 of *The Assessment Act*, the time within which the assessment roll in the townships of Burleigh and Anstruther in the County of Peterborough was required to be taken and returned to the clerk in the year 1969 under the said section 56 is extended to and including the 31st day of January, 1970 and the court of revision shall hear and dispose of all appeals and shall certify the assessment roll not later than sixty days after this Act comes into force. Extension of time to take assessment and return roll
R.S.O. 1960, c. 23

2. The assessment roll referred to in section 1, when returned and revised by the court of revision, shall have the same validity and effect as if such assessment roll had been returned and revised in the year 1969 within the time prescribed by section 56 of *The Assessment Act*. Validity and effect of roll

3. Notwithstanding anything in this Act, the rights of appeal of all persons under *The Assessment Act* and the times for appealing to the court of revision, the county court judge, the Ontario Municipal Board and every court to which an appeal may be made in respect of the assessment roll referred to in section 1 are preserved and continued to such extent as may be necessary to give effect to this Act. Rights of appeal preserved

4. This Act comes into force on the day it receives Royal Assent. Commencement

5. This Act may be cited as *The County of Peterborough Act, 1970*. Short title

An Act respecting the
County of Peterborough

1st Reading

2nd Reading

3rd Reading

MR. PITMAN

(Private Bill)

BILL Pr7

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the County of Peterborough

MR. PITMAN

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BILL Pr7

1970

**An Act respecting
the County of Peterborough**

WHEREAS The Corporation of the County of Peterborough by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding section 56 of *The Assessment Act*, the time within which the assessment roll in the townships of Burleigh and Anstruther in the County of Peterborough was required to be taken and returned to the clerk in the year 1969 under the said section 56 is extended to and including the 31st day of January, 1970 and the court of revision shall hear and dispose of all appeals and shall certify the assessment roll not later than sixty days after this Act comes into force.

Extension of time to take assessment and return roll
R.S.O. 1960, c. 23

2. The assessment roll referred to in section 1, when returned and revised by the court of revision, shall have the same validity and effect as if such assessment roll had been returned and revised in the year 1969 within the time prescribed by section 56 of *The Assessment Act*.

Validity and effect of roll

3. Notwithstanding anything in this Act, the rights of appeal of all persons under *The Assessment Act* and the times for appealing to the court of revision, the county court judge, the Ontario Municipal Board and every court to which an appeal may be made in respect of the assessment roll referred to in section 1 are preserved and continued to such extent as may be necessary to give effect to this Act.

Rights of appeal preserved

4. This Act comes into force on the day it receives Royal Assent.

Commencement

5. This Act may be cited as *The County of Peterborough Act, 1970*.

Short title

An Act respecting the
County of Peterborough

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PITMAN

BILL Pr8

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Orillia

MR. SMITH (Simcoe East)

(PRIVATE BILL)

BILL Pr8

1970

An Act respecting the City of Orillia

WHEREAS The Corporation of the City of Orillia by its ^{Preamble} petition has represented that it is desirous of establishing a Parks, Community Centres and Recreation Commission for the better development and supervision of its public parks, its recreation facilities and its community centre or centres and for such purposes to charge the Commission with the duties and responsibilities and give it the powers and privileges of the recently constituted Orillia Board of Park Management, Orillia Community Centre Board and Orillia Recreation Commission as established under *The Public Parks Act*, ^{R.S.O. 1960,} *The Community Centres Act* and *The Department of Education Act* respectively; and whereas the petitioner has prayed for special legislation in respect of such matters; and whereas it is expedient to grant the prayer of the petition; ^{cc. 329, 60, 94}

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Inter-
pretation

- (a) "City" means The Corporation of the City of Orillia;
- (b) "Commission" means The Orillia Parks, Community Centres and Recreation Commission;
- (c) "Council" means the council of the City of Orillia.

2.—(1) Notwithstanding *The Department of Education Act*, ^{Parks, Community Centres and Recreation Commission} *The Public Parks Act* and *The Community Centres Act*, there shall be a commission which shall be known as The Orillia Parks, Community Centres and Recreation Commission, and shall be composed of,

- (a) the head of the Council;
- (b) two members of Council to be appointed by the Council; and

(c) six other persons appointed by the Council who shall be residents and ratepayers of the City but not members of Council.

Substitute for head of Council

(2) The head of the Council, with the approval of Council, may appoint a substitute, who is a member of the Council, to act for him from time to time.

Term of office

(3) The members of the Commission who are not members of the Council shall hold office for three years, provided that, on the first appointment, the Council shall designate which member shall hold office,

(a) until the 1st day of January of the year next following the date of his appointment;

(b) until the 1st day of January of the second year next following the date of his appointment; and

(c) until the 1st day of January of the third year next following the date of his appointment,

respectively, so that one-third of such members shall retire each year.

Idem

(4) The members of the Commission who are members of Council shall be appointed annually.

Idem

(5) The members of the Commission shall hold office until their successors are appointed, and are eligible for appointment for two full three-year terms.

Vacancies

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(8) A majority of the members of the Commission constitutes a quorum.

Chairman, vice-chairman, etc.

(9) At its first meeting in every year, the Commission shall elect a chairman and a vice-chairman from among the members of the Commission, and in the absence of the chairman, the

vice-chairman shall preside and shall appoint a secretary, who may, but need not, be a member of the Commission.

(10) The chairman, vice-chairman and secretary shall hold office at the pleasure of the Commission or for such a period as the Commission may prescribe. ^{Term of office}

(11) When the chairman, vice-chairman or secretary is absent or unable to act, the Commission may appoint a chairman or secretary *pro tempore*. ^{Temporary chairman}

(12) The Commission may engage such employees and consultants as it deems expedient. ^{Staff}

(13) The Treasurer of the City shall be the treasurer of the Commission. ^{Treasurer}

3. Except as otherwise provided in this Act, *The Department of Education Act* and the regulations made thereunder, *The Community Centres Act* and the regulations made thereunder and *The Public Parks Act*, except the provisions constituting a Board of Park Management as a corporation and authorizing such a Board to acquire and hold land, apply to the Commission as if it had been established in accordance with such Acts and regulations. ^{Powers and duties of Commission R.S.O. 1960, c. 94, 60, 329}

4.—(1) When the first members of the Commission have been appointed, The Orillia Community Centre Board, The Orillia Recreation Commission and The Orillia Board of Park Management are dissolved, and the assets and liabilities thereof become the assets and liabilities of the City. ^{Assets and liabilities of former Boards and Commission}

(2) All by-laws hereinbefore passed in so far as they are inconsistent with the provisions of this Act are hereby repealed or amended so as to give full force and effect to this Act. ^{Prior by-laws}

5. The Commission may contract and may sue and be sued in its own name, and the members thereof are not personally liable for torts committed by other members of the Commission or its servants or agents or on any contract made by the Commission. ^{Powers of Commission, etc.}

6.—(1) The Commission shall, on or before the 15th day of February in each year, submit to the Council an itemized estimate of its financial requirements for the year, and, subject to the provisions of *The Public Parks Act*, the Council may amend such estimate and shall pay out of the moneys appropriated for the Commission such amounts as may be requisitioned from time to time by the Commission. ^{Estimates R.S.O. 1960, c. 329}

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moneys

(2) Where any moneys have been included in the estimates of the Commission for a specific purpose, they shall be used by the Commission only for such specific purpose and not otherwise.

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Commission

7. The Commission shall operate, maintain, manage and develop on behalf of the City all recreational centres, parks, playgrounds and other real property of a like nature vested in or leased by the City and used or designed for recreational purposes and shall be in charge of, manage and make available for recreational purposes all recreational equipment, recreational facilities and other personal property belonging to the City and used or designed for recreational purposes.

Commission
to operate,
etc.,
properties

R.S.O. 1960,
c. 60

8. The Commission shall operate, maintain and manage on behalf of the City all properties which are now or which may hereafter be established as community centres pursuant to *The Community Centres Act*, or the regulations made thereunder.

Commence-
ment

9. This Act shall be deemed to have come into force on the 7th day of July, 1969.

Short title

10. This Act may be cited as *The City of Orillia Act, 1970*.



An Act respecting the City of Orillia

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. SMITH (Simcoe East)

(Private Bill)

BILL Pr8

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Orillia

MR. SMITH (Simcoe East)

(Reprinted as amended by the Private Bills Committee)

BILL Pr8

1970

An Act respecting the City of Orillia

WHEREAS The Corporation of the City of Orillia by its ^{Preamble} petition has represented that it is desirous of establishing a Parks, Community Centres and Recreation Commission for the better development and supervision of its public parks, its recreation facilities and its community centre or centres and for such purposes to charge the Commission with the duties and responsibilities and give it the powers and privileges of the recently constituted Orillia Board of Park Management, Orillia Community Centre Board and Orillia Recreation Commission as established under *The Public Parks Act*, ^{R.S.O. 1960, cc. 329, 60,} *The Community Centres Act* and *The Department of Education Act* ⁹⁴ respectively; and whereas the petitioner has prayed for special legislation in respect of such matters; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

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pretation

- (a) "City" means The Corporation of the City of Orillia;
- (b) "Commission" means The Orillia Parks, Community Centres and Recreation Commission;
- (c) "Council" means the council of the City of Orillia.

2.—(1) Notwithstanding *The Department of Education Act*, ^{Parks, Community Centres and Recreation Commission} *The Public Parks Act* and *The Community Centres Act*, there shall be a commission which shall be known as The Orillia Parks, Community Centres and Recreation Commission, and shall be composed of,

- (a) the head of the Council;
- (b) two members of Council to be appointed by the Council; and

(c) six other persons appointed by the Council who shall be residents of the City but not members of Council.

Substitute
for head of
Council

(2) The head of the Council, with the approval of Council, may appoint a substitute, who is a member of the Council, to act for him from time to time.

Term of
office

(3) The members of the Commission who are not members of the Council shall hold office for three years, provided that, on the first appointment, the Council shall designate which member shall hold office,

(a) until the 1st day of January of the year next following the date of his appointment;

(b) until the 1st day of January of the second year next following the date of his appointment; and

(c) until the 1st day of January of the third year next following the date of his appointment,

respectively, so that one-third of such members shall retire each year.

Idem

(4) The members of the Commission who are members of Council shall be appointed annually.

Idem

(5) The members of the Commission shall hold office until their successors are appointed, and are eligible for appointment for two full three-year terms.

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(13) The Treasurer of the City shall be the treasurer of the Commission. ^{Treasurer}

3. Except as otherwise provided in this Act, *The Department of Education Act* and the regulations made thereunder, *The Community Centres Act* and the regulations made thereunder and *The Public Parks Act*, except the provisions constituting a Board of Park Management as a corporation and authorizing such a Board to acquire and hold land, apply to the Commission as if it had been established in accordance with such Acts and regulations. ^{Powers and duties of Commission R.S.O. 1960, cc. 94, 60, 329}

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(2) All by-laws hereinbefore passed in so far as they are inconsistent with the provisions of this Act are hereby repealed or amended so as to give full force and effect to this Act. ^{Prior by-laws}

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(2) Where any moneys have been included in the estimates of the Commission for a designated purpose, they shall be used by the Commission only for such designated purpose and not otherwise.

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Commission
to operate,
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R.S.O. 1960,
c. 60

8. The Commission shall operate, maintain and manage on behalf of the City all properties which are now or which may hereafter be established as community centres pursuant to *The Community Centres Act*, or the regulations made thereunder.

Commence-
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9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The City of Orillia Act, 1970*.



An Act respecting the City of Orillia

1st Reading

March 4th, 1970

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MR. SMITH (Simcoe East)

*(Reprinted as amended by
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BILL Pr8

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Orillia

MR. SMITH (Simcoe East)

(Reprinted as amended by the Committee of the Whole House)

BILL Pr8

1970

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R.S.O. 1960,
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Parks,
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- (a) the head of the Council;
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(2) The head of the Council, with the approval of Council, may appoint a substitute, who is a member of the Council, to act for him from time to time.

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respectively, so that one-third of such members shall retire each year.

Idem

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R.S.O. 1960,
c. 60

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An Act respecting the City of Orillia

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

MR. SMITH (Simcoe East)

*(Reprinted as amended by
the Committee of the Whole House)*

BILL Pr8

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

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MR. SMITH (Simcoe East)

BILL Pr8

1970

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R.S.O. 1960,
c. 60

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Commence-
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9. This Act shall be deemed to have come into force on the 7th day of July, 1969.

Short title

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An Act respecting the City of Orillia

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 22nd, 1970

MR. SMITH (Simcoe East)

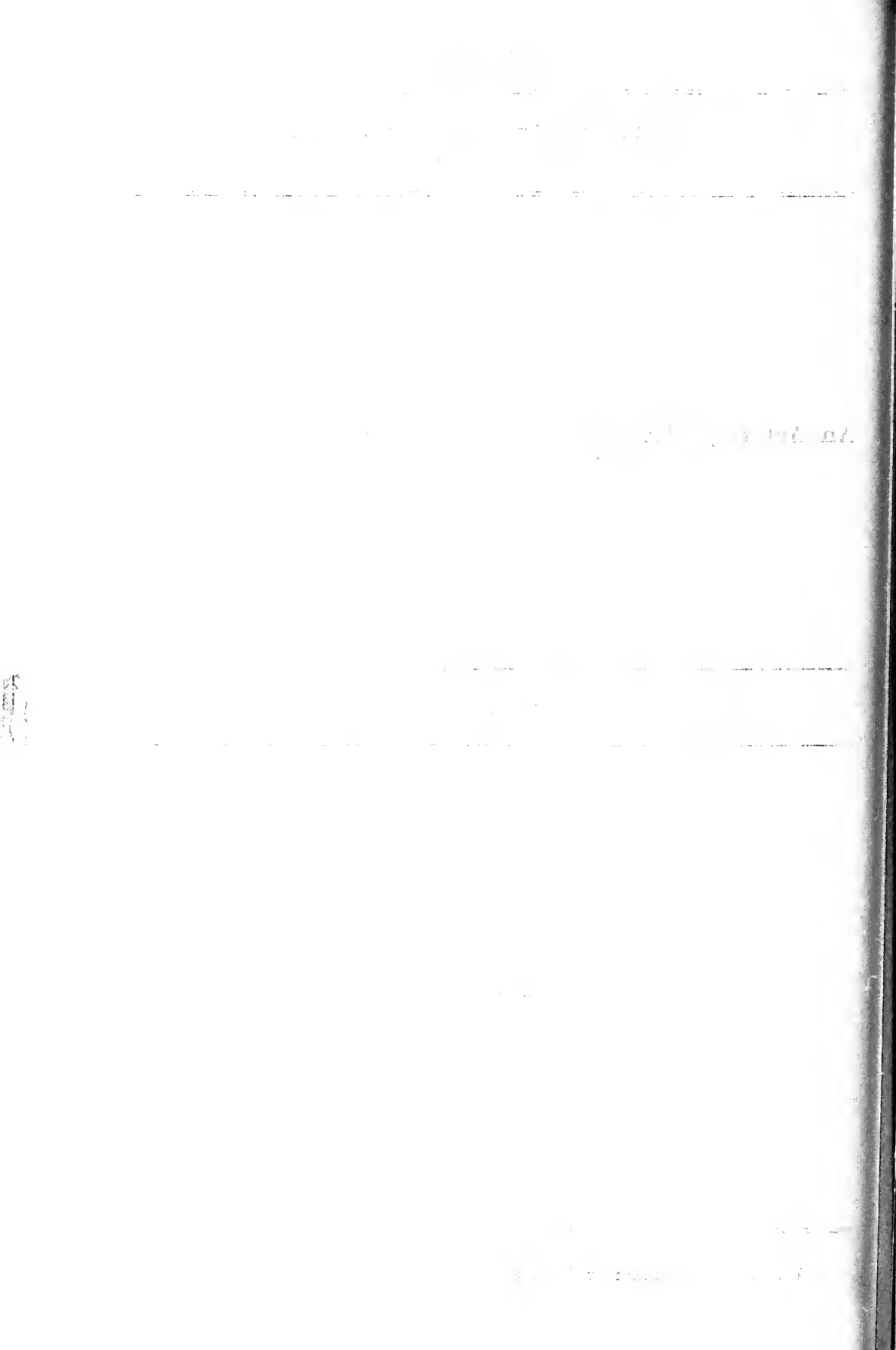
BILL Pr9

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Springdale Christian Reformed Church

MR. EVANS

(PRIVATE BILL)



BILL Pr9

1970

An Act respecting Springdale Christian Reformed Church

WHEREAS Reverend Lubbert Van Dellen, John Rupke, Sid Weening, Arnold Winter, Arthur Markus, Leonard Geuze, James Verkaik, Henry Horlings and John de Peuter by their petition have represented that Springdale Christian Reformed Church, herein called the Corporation, was incorporated by letters patent dated the 1st day of April, 1954 as a corporation without share capital; that the Provincial Secretary, by order dated the 18th day of March, 1965 and made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 22nd day of April, 1965; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act* was sent to each of the persons of record as officers of the Corporation on the files of the Department of the Provincial Secretary, of whom one, namely Arnold Winter, is a petitioner; that the said notice was duly received by the Corporation and by Arnold Winter and he and the other petitioners were advised and verily believed that the notice had been complied with and annual returns had been filed by the Corporation's auditor and neither Arnold Winter nor the other petitioners were aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was actually holding and conducting religious services which still continue, and was and is the registered owner of real estate in the Township of West Gwillimbury in the County of Simcoe, on which is situate a church building and furnishings where the petitioners and others worship regularly; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Preamble

R.S.O. 1960.
c. 71

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Springdale
Christian
Reformed
Church
revived

1. Springdale Christian Reformed Church incorporated by letters patent dated the 1st day of April, 1954 is hereby revived, and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation without share capital incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Springdale Christian Reformed Church Act, 1970*.

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Office of the

Secretary

Washington, D.C.

1917

(No. 12,000)



An Act respecting
Springdale Christian Reformed Church

1st Reading

2nd Reading

3rd Reading

MR. EVANS

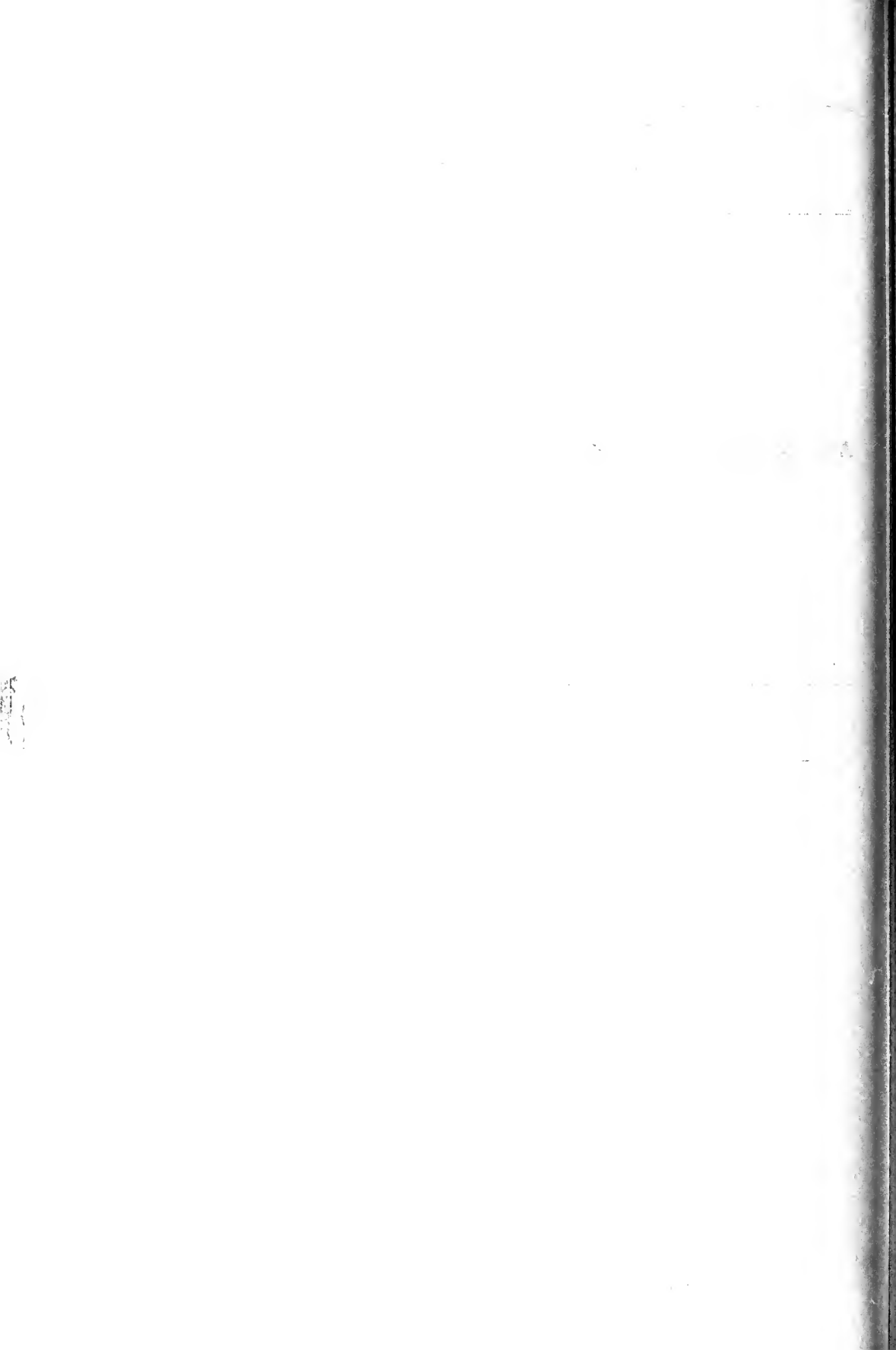
(Private Bill)

BILL Pr9

3RD SESSION, 28TH LEGISLATURE, ONTARIO
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Church
revived

1. Springdale Christian Reformed Church incorporated by letters patent dated the 1st day of April, 1954 is hereby revived, and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a corporation without share capital incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Commence-
ment

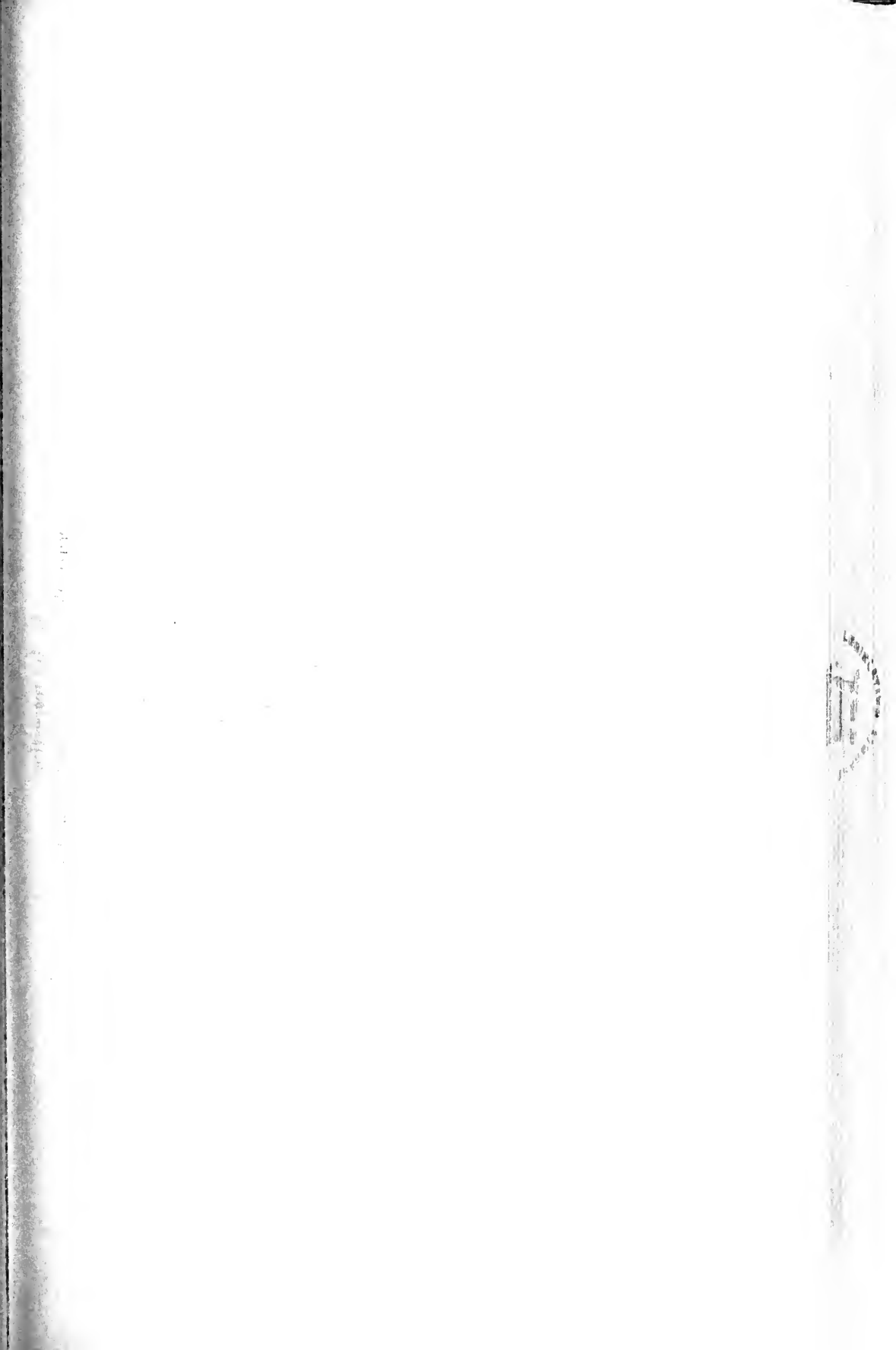
2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Springdale Christian Reformed Church Act, 1970*.



100



An Act respecting
Springdale Christian Reformed Church

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. EVANS

BILL Pr10

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Township of Ameliasburgh

MR. WHITNEY

(PRIVATE BILL)

1. 2. 3. 4. 5. 6. 7. 8. 9. 10.

BILL Pr10

1970

**An Act respecting the
Township of Ameliasburgh**

WHEREAS The Corporation of the Township of ^{Preamble} Ameliasburgh, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding section 64 of *The Ontario Municipal Board Act* and section 3 of By-law No. 510 of the Corporation, ^{By-law validated R.S.O. 1960, c. 274} the said By-law No. 510, set forth as the Schedule hereto, is valid and binding on the Corporation and the ratepayers thereof and shall be deemed to have come into force on the 11th day of November, 1969.

2. This Act comes into force on the day it receives Royal ^{Commence-ment} Assent.

3. This Act may be cited as *The Township of Ameliasburgh* ^{Short title} Act, 1970.

SCHEDULE

TOWNSHIP OF AMELIASBURGH

BY-LAW No. 510/69

A BY-LAW to authorize the borrowing of a sum of money upon the assets of the Township of Ameliasburgh for the purpose of establishing a fire department.

WHEREAS pursuant to Section 379,1,(24), *The Municipal Act*, R.S.O. 1960, and amendments thereto, local municipalities may pass by-laws to borrow money to acquire land for fire purposes, establish fire halls thereon and to purchase equipment for the same;

AND WHEREAS the Municipal Council of The Corporation of the Township of Ameliasburgh find it to the Township's advantage to acquire land, erect a Fire Hall thereon and purchase equipment for the same for the safety and well being of the ratepayers of the Township;

AND WHEREAS it is expedient to borrow the said \$50,000.00 from the Bank of Nova Scotia, Consecon, at current rates of interest;

AND WHEREAS The Corporation of the Township of Ameliasburgh is prepared to repay the aforesaid amount in three equal annual instalments together with the interest due in each of the three years, namely 1970, 1971 and 1972;

THEREFORE, the Council of The Corporation of the Township of Ameliasburgh enacts as follows:—

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding \$50,000.00 and shall enter into an agreement with the Bank of Nova Scotia, Consecon, for the same and to repay the same in three equal annual instalments together with the interest due thereon, in the years 1970, 1971 and 1972.

2. In each of the three years, 1970, 1971 and 1972, all sums required to repay the amount borrowed together with interest on the same shall be levied and raised by a special rate therefor over and above all other rates, on all of the rateable property of the ratepayers of the Township of Ameliasburgh.

3. The above by-law shall come into force and effect upon approval by The Ontario Municipal Board.

READ A FIRST AND SECOND TIME this 6th day of August, 1969.

G. CUNNINGHAM,
Reeve.

WM. NIGHTINGALE,
Clerk.

READ A THIRD TIME and finally passed this 11th day of November, 1969.

G. CUNNINGHAM,
Reeve.

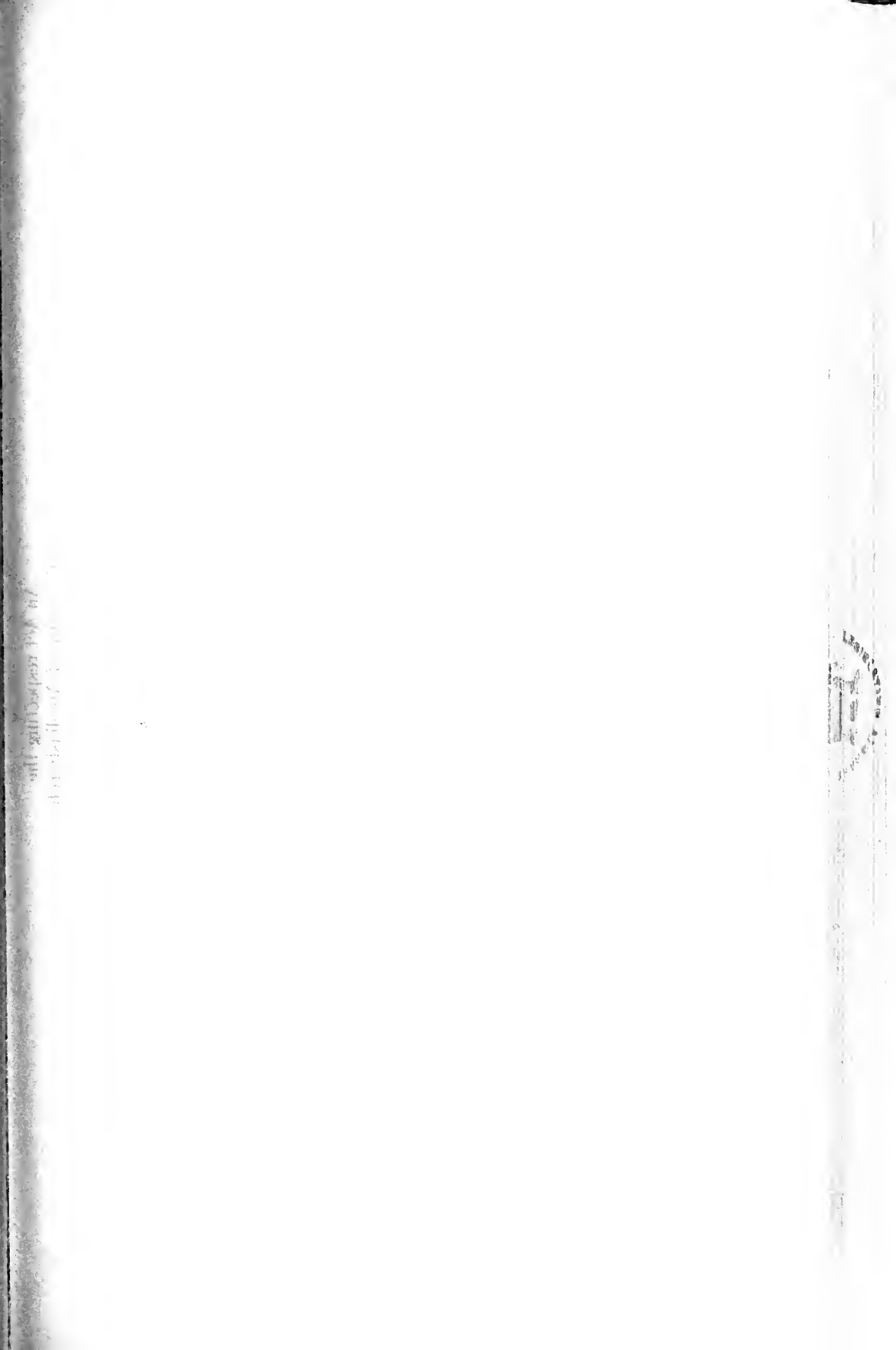
WM. NIGHTINGALE,
Clerk.

I, Wm. Nightingale, Clerk of the Township of Ameliasburgh do hereby certify the above to be a true copy of By-law 510/69 as passed by the Ameliasburgh Council.

WM. NIGHTINGALE,
Clerk.



11



An Act respecting the
Township of Ameliasburgh

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. WHITNEY

(*Private Bill*)

BILL Pr10

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Township of Ameliasburgh

MR. WHITNEY

10

BILL Pr10

1970

**An Act respecting the
Township of Ameliasburgh**

WHEREAS The Corporation of the Township of ^{Preamble} Ameliasburgh, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding section 64 of *The Ontario Municipal* ^{By-law validated} *Board Act* and section 3 of By-law No. 510 of the Corporation, ^{R.S.O. 1960,} the said By-law No. 510, set forth as the Schedule hereto, is ^{c. 274} valid and binding on the Corporation and the ratepayers thereof and shall be deemed to have come into force on the 11th day of November, 1969.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The Township of Ameliasburgh* ^{Short title} *Act, 1970.*

SCHEDULE

TOWNSHIP OF AMELIASBURGH

BY-LAW No. 510/69

A BY-LAW to authorize the borrowing of a sum of money upon the assets of the Township of Ameliasburgh for the purpose of establishing a fire department.

WHEREAS pursuant to Section 379,1,(24), *The Municipal Act*, R.S.O. 1960, and amendments thereto, local municipalities may pass by-laws to borrow money to acquire land for fire purposes, establish fire halls thereon and to purchase equipment for the same;

AND WHEREAS the Municipal Council of The Corporation of the Township of Ameliasburgh find it to the Township's advantage to acquire land, erect a Fire Hall thereon and purchase equipment for the same for the safety and well being of the ratepayers of the Township;

AND WHEREAS it is expedient to borrow the said \$50,000.00 from the Bank of Nova Scotia, Consecon, at current rates of interest;

AND WHEREAS The Corporation of the Township of Ameliasburgh is prepared to repay the aforesaid amount in three equal annual instalments together with the interest due in each of the three years, namely 1970, 1971 and 1972;

THEREFORE, the Council of The Corporation of the Township of Ameliasburgh enacts as follows:—

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding \$50,000.00 and shall enter into an agreement with the Bank of Nova Scotia, Consecon, for the same and to repay the same in three equal annual instalments together with the interest due thereon, in the years 1970, 1971 and 1972.

2. In each of the three years, 1970, 1971 and 1972, all sums required to repay the amount borrowed together with interest on the same shall be levied and raised by a special rate therefor over and above all other rates, on all of the rateable property of the ratepayers of the Township of Ameliasburgh.

3. The above by-law shall come into force and effect upon approval by The Ontario Municipal Board.

READ A FIRST AND SECOND TIME this 6th day of August, 1969.

G. CUNNINGHAM,
Reeve.

WM. NIGHTINGALE,
Clerk.

READ A THIRD TIME and finally passed this 11th day of November, 1969.

G. CUNNINGHAM,
Reeve.

WM. NIGHTINGALE,
Clerk.

I, Wm. Nightingale, Clerk of the Township of Ameliasburgh do hereby certify the above to be a true copy of By-law 510/69 as passed by the Ameliasburgh Council.

WM. NIGHTINGALE,
Clerk.



11



An Act respecting the
Township of Ameliasburgh

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. WHITNEY

BILL Pr11

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting The St. Catharines General Hospital

MR. JOHNSTON (St. Catharines)

(PRIVATE BILL)

100

BILL Pr11

1970

**An Act respecting
The St. Catharines General Hospital**

WHEREAS The St. Catharines General Hospital by its ^{Preamble} petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 2 of section 12 of *The St. Catharines General Hospital Act, 1924*, as enacted by section 1 of *The St. Catharines General Hospital Act, 1955* and amended by section 6 of *The St. Catharines General Hospital Act, 1962-63*, is further amended by striking out "1953" in the seventh line and by striking out "provided that the Board may invest up to 35 per cent of the aggregate market value of its trust funds at the time of investment in common shares" in the amendment of 1962-63, and inserting in lieu thereof "provided that the Board may invest up to 50 per cent of the aggregate book value of its trust funds at the time of investment in common shares", so that the clause shall read as follows:

- (a) may authorize and direct the investment of all its funds, which are to be invested by the Board or by any trust company or other trustee, in any investments in which joint stock insurance companies and cash-mutual insurance corporations are authorized to invest under *The Corporations Act*, provided that the Board may invest up to 50 per cent of the aggregate book value of its trust funds at the time of investment in common shares.

2. This Act comes into force on the day it receives Royal Assent.

3. This Act may be cited as *The St. Catharines General Hospital Act, 1970*.

An Act respecting
The St. Catharines General Hospital

1st Reading

2nd Reading

3rd Reading

MR. JOHNSTON (St. Catharines)

(Private Bill)

BILL Pr11

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting The St. Catharines General Hospital

MR. JOHNSTON (St. Catharines)

BILL Pr11

1970

An Act respecting The St. Catharines General Hospital

WHEREAS The St. Catharines General Hospital by its ^{Preamble} petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 2 of section 12 of *The St. Catharines General Hospital Act, 1924*, as enacted by section 1 of *The St. Catharines General Hospital Act, 1955* and amended by section 6 of *The St. Catharines General Hospital Act, 1962-63*, is further amended by striking out "1953" in the seventh line and by striking out "provided that the Board may invest up to 35 per cent of the aggregate market value of its trust funds at the time of investment in common shares" in the amendment of 1962-63, and inserting in lieu thereof "provided that the Board may invest up to 50 per cent of the aggregate book value of its trust funds at the time of investment in common shares", so that the clause shall read as follows:

- (a) may authorize and direct the investment of all its funds, which are to be invested by the Board or by any trust company or other trustee, in any investments in which joint stock insurance companies and cash-mutual insurance corporations are authorized to invest under *The Corporations Act*, provided that the Board may invest up to 50 per cent of the aggregate book value of its trust funds at the time of investment in common shares.

2. This Act comes into force on the day it receives Royal Assent.

3. This Act may be cited as *The St. Catharines General Hospital Act, 1970*.

An Act respecting
The St. Catharines General Hospital

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

Mr. JOHNSON (St. Catharines)

BILL Pr12

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Camp Shahwundais

MR. PEACOCK

(PRIVATE BILL)

15

BILL Pr12

1970

An Act respecting Camp Shahwundais

WHEREAS The Border Cities Young Men's and Young ^{Preamble}
 Women's Christian Associations, The Chatham Com-
 munity Young Men's Christian Association, and The Sarnia
 Young Men's and Young Women's Christian Association,
 by their petition have prayed that an Act be passed to
 incorporate Camp Shahwundais as a body corporate and
 politic for the purposes and with the powers hereinafter
 provided, to be jointly administered by the three petitioners;
 and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1. Walter Harry Prince, Robert Franklin Kiborn, Jaroslav <sup>Camp
Shahwun-
dais
incorporated</sup>
 Lloyd Glos, Mary Jean Louise Waffle and Donald Garret
 Musselman of the City of Windsor, Alan Arthur Sheppard,
 Peter Gordon Link and Peter Hill of the City of Sarnia,
 William Price Magee and Thomas Lawrence Walker of the
 City of Chatham, and Donald D. C. McGeachy, of the City
 of London, and their successors, are hereby constituted a
 body corporate and politic without share capital under the
 name of Camp Shahwundais, herein called the Association.

2. The head office of the Association shall be in the City ^{Head office}
 of Windsor or such other place as the Board of Directors of
 the Association may by by-law from time to time determine.

3. The objects of the Association shall be the spiritual, ^{Objects}
 mental, social, educational and physical welfare and improve-
 ment of young men, young women, boys and girls by the
 erection, operation, maintenance and support of camp facili-
 ties of every nature and kind whatsoever as may from time
 to time be determined by the Board of Directors of the
 Association.

4. The Association shall have power to acquire and hold <sup>Power to
acquire
and hold
real
property.
etc.</sup>
 any real property or any estate or interest therein either by
 purchase, lease, gift, devise or bequests either absolutely

or in trust, and to sell, transfer, exchange, mortgage, hypothecate, lease or otherwise alienate or dispose of the same or any part thereof and apply the proceeds of any such property for its purposes, provided that no land at any time acquired by the Association and not required for its actual use and purpose or by way of security for the payment of any loan, debt or guarantee, shall be held by it or by any trustee on its behalf for a longer period than seven years after it shall cease to be so required, but this proviso shall not be deemed in any wise to vary or otherwise effect any trust relating to such property.

Board of
Directors

5. The Board of Directors of the Association, herein called the Board, shall be composed of eleven members as follows:

1. Five members nominated by the Board of Directors of The Border Cities Young Men's and Young Women's Christian Associations.
2. Three members nominated by the Board of Directors of The Sarnia Young Men's and Young Women's Christian Association.
3. Two members nominated by the Board of Directors of The Chatham Community Young Men's Christian Association.
4. One member who shall be the Vice-President for the time being, of the Western Ontario area of the Young Men's Christian Association of Canada or such other person as shall be nominated by the National Council of the Young Men's Christian Association of Canada.

Term of
office

6. Members of the Board shall serve without remuneration and, except as otherwise provided, shall be appointed for a term of three years and are eligible for reappointment.

Eligibility
for
reappoint-
ment

7. No member of the Board is eligible for reappointment to a third term until one year has elapsed after he ceases to hold office.

Vacancies

8.—(1) A vacancy occurring in the membership of the Board by reason of the expiration of a term of office shall be filled by the Board of Directors of the Association responsible for the nomination in the first instance or by the National Council of the Young Men's Christian Association of Canada, as the case may be.

(2) A vacancy arising in the membership of the Board ^{Idem} by reason of death, resignation, or any other cause other than the expiration of a term of office, shall be filled by appointment by a simple majority of the remaining members of the Board, and any person so appointed shall hold office for the unexpired portion of the term of office of his predecessor.

9. The Board may pass by-laws not contrary to this Act ^{Authority to pass by-laws} to regulate and govern its procedures and actions and the conduct of the administration of the affairs of the Association, and without limiting the generality of the foregoing, may pass by-laws,

- (a) regulating the calling of and the procedure at meetings of the Board, and fixing the time and place for such meetings;
- (b) fixing the quorum of the Board; and
- (c) regulating the appointment, functions, powers, duties, remuneration and removal of officers, servants and agents of the Association.

10. Any by-law of the Board may be repealed or amended ^{Repeal or amendment of by-law} by the Board in accordance with such rules or regulations as it may prescribe by by-law.

11. By-laws of the Board require the approval of a majority ^{Approval of by-law} of the members of the Board, either at a meeting or in writing.

12. The Association may establish an endowment fund ^{Authority to establish endowment fund} for the purposes of promoting and extending its aims and objects and in furtherance of such purpose may obtain, set aside and hold subscriptions, donations, gifts and bequests in accordance with such regulations and conditions in respect thereof as may from time to time be prescribed by the Board.

13. The Association may direct the investment of all its ^{Power to invest} funds, which are to be invested by the Association or by any trust company or other trustee, in investments authorized for the investment of funds of life insurance companies in Canada, provided that the Association may authorize and direct the retention of any specific assets donated or bequeathed to the Association by any testamentary document or deed of trust or otherwise for such length of time as the Association in its sole discretion considers advisable, notwithstanding that it does not consist of assets in which the Association is authorized to invest by this Act, and the Association and the members of the Association shall under

no circumstances be liable, nor shall any trust company or other trustee acting on the instructions of the Association be liable, for any loss or damage that may be suffered by reason of the retention of any such assets as aforesaid or the investment of any such moneys in accordance with the power and authority given in this section.

Commence-
ment

14. This Act comes into force on the day it receives Royal Assent.

Short title

15. This Act may be cited as *The Camp Shahwundais Act, 1970*.

LIBRARY
1911

An Act respecting Camp Shahwundais

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. PEACOCK

(Private Bill)

BILL Pr12

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Camp Shahwundais

MR. PEACOCK

10/1

BILL Pr12

1970

An Act respecting Camp Shahwundais

WHEREAS The Border Cities Young Men's and Young Women's Christian Associations, The Chatham Community Young Men's Christian Association, and The Sarnia Young Men's and Young Women's Christian Association, by their petition have prayed that an Act be passed to incorporate Camp Shahwundais as a body corporate and politic for the purposes and with the powers hereinafter provided, to be jointly administered by the three petitioners; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Walter Harry Prince, Robert Franklin Kiborn, Jaroslav Lloyd Glos, Mary Jean Louise Waffle and Donald Garret Musselman of the City of Windsor, Alan Arthur Sheppard, Peter Gordon Link and Peter Hill of the City of Sarnia, William Price Magee and Thomas Lawrence Walker of the City of Chatham, and Donald D. C. McGeachy, of the City of London, and their successors, are hereby constituted a body corporate and politic without share capital under the name of Camp Shahwundais, herein called the Association.

Camp
Shahwun-
dais
incorporated

2. The head office of the Association shall be in the City of Windsor or such other place as the Board of Directors of the Association may by by-law from time to time determine.

Head office

3. The objects of the Association shall be the spiritual, mental, social, educational and physical welfare and improvement of young men, young women, boys and girls by the erection, operation, maintenance and support of camp facilities of every nature and kind whatsoever as may from time to time be determined by the Board of Directors of the Association.

Objects

4. The Association shall have power to acquire and hold any real property or any estate or interest therein either by purchase, lease, gift, devise or bequests either absolutely

Power to
acquire
and hold
real
property
etc.

or in trust, and to sell, transfer, exchange, mortgage, hypothecate, lease or otherwise alienate or dispose of the same or any part thereof and apply the proceeds of any such property for its purposes, provided that no land at any time acquired by the Association and not required for its actual use and purpose or by way of security for the payment of any loan, debt or guarantee, shall be held by it or by any trustee on its behalf for a longer period than seven years after it shall cease to be so required, but this proviso shall not be deemed in any wise to vary or otherwise effect any trust relating to such property.

Board of
Directors

5. The Board of Directors of the Association, herein called the Board, shall be composed of eleven members as follows:

1. Five members nominated by the Board of Directors of The Border Cities Young Men's and Young Women's Christian Associations.
2. Three members nominated by the Board of Directors of The Sarnia Young Men's and Young Women's Christian Association.
3. Two members nominated by the Board of Directors of The Chatham Community Young Men's Christian Association.
4. One member who shall be the Vice-President for the time being, of the Western Ontario area of the Young Men's Christian Association of Canada or such other person as shall be nominated by the National Council of the Young Men's Christian Association of Canada.

Term of
office

6. Members of the Board shall serve without remuneration and, except as otherwise provided, shall be appointed for a term of three years and are eligible for reappointment.

Eligibility
for
reappoint-
ment

7. No member of the Board is eligible for reappointment to a third term until one year has elapsed after he ceases to hold office.

Vacancies

8.—(1) A vacancy occurring in the membership of the Board by reason of the expiration of a term of office shall be filled by the Board of Directors of the Association responsible for the nomination in the first instance or by the National Council of the Young Men's Christian Association of Canada, as the case may be.

(2) A vacancy arising in the membership of the Board ^{Idem} by reason of death, resignation, or any other cause other than the expiration of a term of office, shall be filled by appointment by a simple majority of the remaining members of the Board, and any person so appointed shall hold office for the unexpired portion of the term of office of his predecessor.

9. The Board may pass by-laws not contrary to this Act ^{Authority to pass by-laws} to regulate and govern its procedures and actions and the conduct of the administration of the affairs of the Association, and without limiting the generality of the foregoing, may pass by-laws,

- (a) regulating the calling of and the procedure at meetings of the Board, and fixing the time and place for such meetings;
- (b) fixing the quorum of the Board; and
- (c) regulating the appointment, functions, powers, duties, remuneration and removal of officers, servants and agents of the Association.

10. Any by-law of the Board may be repealed or amended ^{Repeal or amendment of by-law} by the Board in accordance with such rules or regulations as it may prescribe by by-law.

11. By-laws of the Board require the approval of a majority ^{Approval of by-law} of the members of the Board, either at a meeting or in writing.

12. The Association may establish an endowment fund ^{Authority to establish endowment fund} for the purposes of promoting and extending its aims and objects and in furtherance of such purpose may obtain, set aside and hold subscriptions, donations, gifts and bequests in accordance with such regulations and conditions in respect thereof as may from time to time be prescribed by the Board.

13. The Association may direct the investment of all its ^{Power to invest} funds, which are to be invested by the Association or by any trust company or other trustee, in investments authorized for the investment of funds of life insurance companies in Canada, provided that the Association may authorize and direct the retention of any specific assets donated or bequeathed to the Association by any testamentary document or deed of trust or otherwise for such length of time as the Association in its sole discretion considers advisable, notwithstanding that it does not consist of assets in which the Association is authorized to invest by this Act, and the Association and the members of the Association shall under

no circumstances be liable, nor shall any trust company or other trustee acting on the instructions of the Association be liable, for any loss or damage that may be suffered by reason of the retention of any such assets as aforesaid or the investment of any such moneys in accordance with the power and authority given in this section.

Commence-
ment

14. This Act comes into force on the day it receives Royal Assent.

Short title

15. This Act may be cited as *The Camp Shahwundais Act, 1970*.

LIBRARY
1911

An Act respecting Camp Shahwundais

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PEACOCK

BILL Pr13

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Owen Sound

MR. SARGENT

(PRIVATE BILL)

10/1

BILL Pr13

1970

An Act respecting the City of Owen Sound

WHEREAS The Corporation of the City of Owen Sound ^{Preamble} by its petition has prayed for special legislation so that the Civic Auditorium will be considered a "community centre" within the meaning of *The Community Centres Act*; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 3 of *The City of Owen Sound Act, 1938*, as ^{1938, c. 62,} amended by section 1 of *The City of Owen Sound Act, 1949*, ^{s. 3,} re-enacted is repealed and the following substituted therefor:

3. The Civic Auditorium shall be considered a com- ^{Community} munity centre for the purposes of *The Community* ^{Centre under} *Centres Act* and the provisions of that Act shall apply ^{R.S.O. 1960,} to the Civic Auditorium. ^{c. 60}

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The City of Owen Sound Act*, ^{Short title} 1970.

An Act respecting
the City of Owen Sound

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. SARGENT

1970

BILL Pr13

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Owen Sound

MR. SARGENT

100

BILL Pr13

1970

An Act respecting the City of Owen Sound

WHEREAS The Corporation of the City of Owen Sound ^{Preamble} by its petition has prayed for special legislation so that the Civic Auditorium will be considered a "community centre" within the meaning of *The Community Centres Act*; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 3 of *The City of Owen Sound Act, 1938*, as ^{1938, c. 62,} amended by section 1 of *The City of Owen Sound Act, 1949*, ^{s. 3,} is repealed and the following substituted therefor: ^{re-enacted}

3. The Civic Auditorium shall be considered a com- ^{Community} munity centre for the purposes of *The Community* ^{Centre under} *Centres Act* and the provisions of that Act shall apply ^{R.S.O. 1960,} to the Civic Auditorium. ^{c. 60}

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The City of Owen Sound Act*, ^{Short title} 1970.

An Act respecting
the City of Owen Sound

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. SARGENT

BILL Pr14

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Incorporated Synod of the Diocese of Huron**

MR. MCNEIL

(PRIVATE BILL)

151

BILL Pr14

1970

**An Act respecting
The Incorporated Synod of the Diocese of Huron**

WHEREAS The Incorporated Synod of the Diocese ^{Preamble} of Huron by its petition has represented that by section 12 of *An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, it was authorized to invest all or any of the funds entrusted to its care, including those derived from the sale of rectory lands, in government securities, municipal debentures, the stocks of any chartered bank or permanent building society or other incorporated financial company in Canada, or in mortgages of real estate, and in no other securities; and whereas the Synod desires to be empowered to invest the assets comprising the funds held by it in trust in such a manner so as to obtain a greater diversity of investment and an increase in the income derived therefrom; and whereas the petitioner has prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *Section 12 of An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, is repealed and the following substituted therefor: ^{1874, c. 74, s. 12 re-enacted}

12. The Synod;

Investment
of funds

- (a) shall invest not less than 80 per cent of the book value of the assets, now or hereafter comprising the funds held by it in trust, in government securities, municipal debentures, stocks of any chartered bank or permanent building society or any other incorporated financial company in Canada, or in mortgages of real estate; and

R.S.C. 1952,
c. 31

(b) may invest up to 20 per cent of the book value of such assets in investments in which companies registered under Part III of the *Canadian and British Insurance Companies Act* (Canada), as amended, are now or hereafter may be authorized to invest under the provisions of the said Act,

and may alter and vary such investments from time to time by substituting others of a like nature; but nothing in this Act contained shall be construed to give the Synod power or authority to apply the income derived from any such investments otherwise than in strict accordance with the special trusts relating to such funds respectively.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Incorporated Synod of the Diocese of Huron Act, 1970*.

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LIBRARY
1912

An Act respecting
The Incorporated Synod of the
Diocese of Huron

1st Reading

2nd Reading

3rd Reading

MR. MCNEIL

(Private Bill)

BILL Pr14

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Incorporated Synod of the Diocese of Huron**

MR. MCNEIL

(Reprinted as amended by the Private Bills Committee)

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BILL Pr14

1970

An Act respecting The Incorporated Synod of the Diocese of Huron

WHEREAS The Incorporated Synod of the Diocese ^{Preamble} of Huron by its petition has represented that by section 12 of *An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, it was authorized to invest all or any of the funds entrusted to its care, including those derived from the sale of rectory lands, in government securities, municipal debentures, the stocks of any chartered bank or permanent building society or other incorporated financial company in Canada, or in mortgages of real estate, and in no other securities; and whereas the Synod desires to be empowered to invest the assets comprising the funds held by it in trust in such a manner so as to obtain a greater diversity of investment and an increase in the income derived therefrom; and whereas the petitioner has prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) *Section 12 of An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, is repealed and the following substituted therefor: <sup>1874, c. 74.
s. 12 re-
enacted</sup>

12. The Synod;

Investment
of funds

- (a) shall invest not less than 80 per cent of the book value of the assets, now or hereafter comprising the funds held by it in trust, in government securities, municipal debentures, stocks of any chartered bank or permanent building society or any other incorporated financial company in Canada, or in mortgages of real estate; and

(b) may invest up to 20 per cent of the book value of such assets in investments in which companies registered under Part III of the *Canadian and British Insurance Companies Act* (Canada), as amended, are now or hereafter may be authorized to invest under the provisions of the said Act,

R.S.C. 1952,
c. 31

and may alter and vary such investments from time to time by substituting others of a like nature; but nothing in this Act contained shall be construed to give the Synod power or authority to apply the income derived from any such investments otherwise than in strict accordance with the special trusts relating to such funds respectively.

Exemption

R.S.O. 1960,
c. 47

(2) This section does not apply to funds held by the Synod that are perpetual care funds as defined in *The Cemeteries Act*.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Incorporated Synod of the Diocese of Huron Act, 1970*.

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An Act respecting
The Incorporated Synod of the
Diocese of Huron

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. MCNEIL

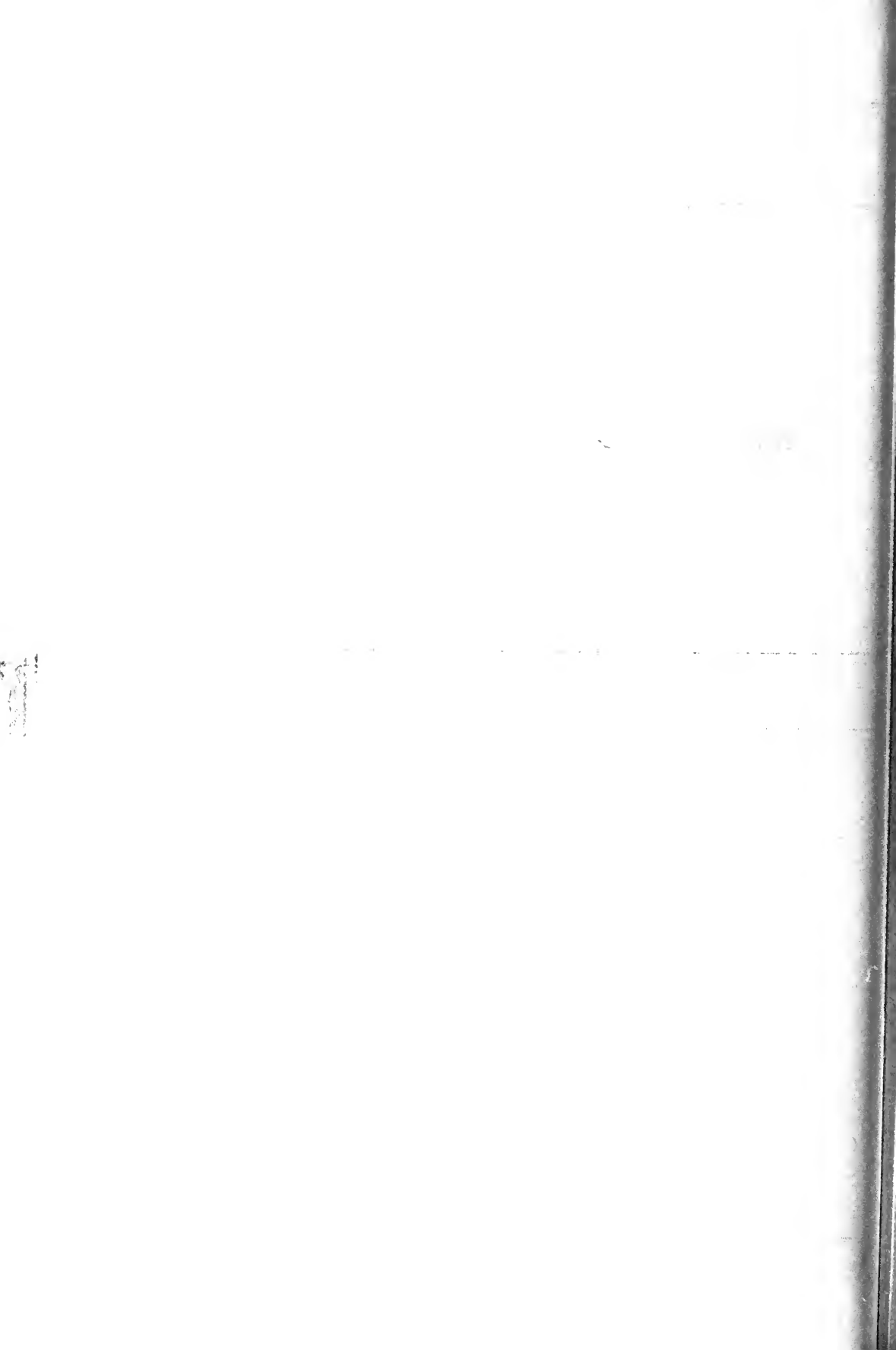
*(Reprinted as amended by
the Private Bills Committee)*

BILL Pr14

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
The Incorporated Synod of the Diocese of Huron**

MR. McNEIL



BILL Pr14

1970

**An Act respecting
The Incorporated Synod of the Diocese of Huron**

WHEREAS The Incorporated Synod of the Diocese ^{Preamble} of Huron by its petition has represented that by section 12 of *An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, it was authorized to invest all or any of the funds entrusted to its care, including those derived from the sale of rectory lands, in government securities, municipal debentures, the stocks of any chartered bank or permanent building society or other incorporated financial company in Canada, or in mortgages of real estate, and in no other securities; and whereas the Synod desires to be empowered to invest the assets comprising the funds held by it in trust in such a manner so as to obtain a greater diversity of investment and an increase in the income derived therefrom; and whereas the petitioner has prayed that special legislation be passed for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Section 12 of *An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith*, Statutes of Ontario, 1874, Chapter 74, ^{1874, c. 74, s. 12 re-enacted} is repealed and the following substituted therefor:

12. The Synod;

Investment
of funds

- (a) shall invest not less than 80 per cent of the book value of the assets, now or hereafter comprising the funds held by it in trust, in government securities, municipal debentures, stocks of any chartered bank or permanent building society or any other incorporated financial company in Canada, or in mortgages of real estate; and

R.S.C. 1952,
c. 31

(b) may invest up to 20 per cent of the book value of such assets in investments in which companies registered under Part III of the *Canadian and British Insurance Companies Act* (Canada), as amended, are now or hereafter may be authorized to invest under the provisions of the said Act,

and may alter and vary such investments from time to time by substituting others of a like nature; but nothing in this Act contained shall be construed to give the Synod power or authority to apply the income derived from any such investments otherwise than in strict accordance with the special trusts relating to such funds respectively.

Exemption

R.S.O. 1960,
c. 47

(2) This section does not apply to funds held by the Synod that are perpetual care funds as defined in *The Cemeteries Act*.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Incorporated Synod of the Diocese of Huron Act, 1970*.

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An Act respecting
The Incorporated Synod of the
Diocese of Huron

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. MCNEIL

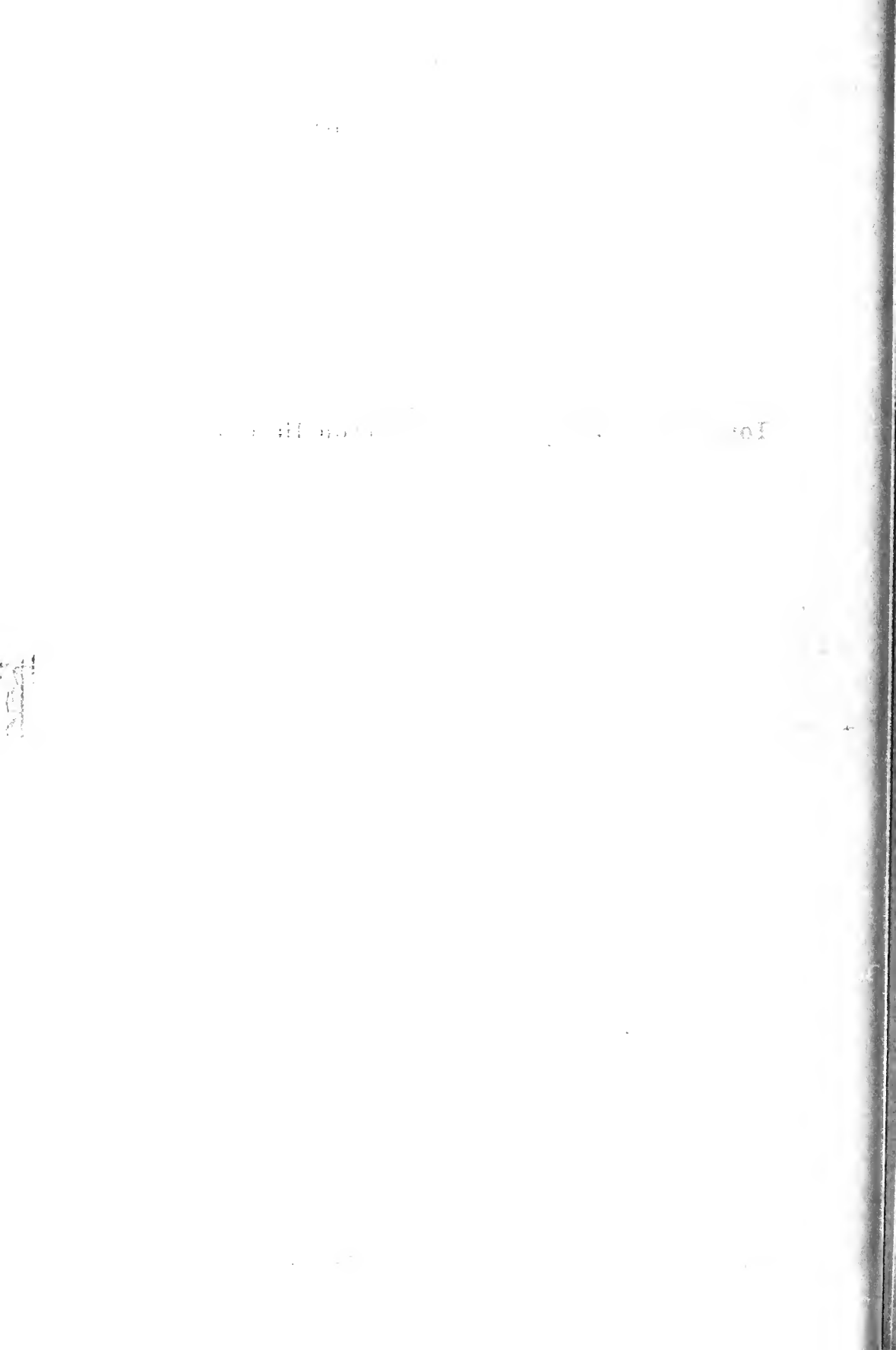
BILL Pr15

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Toronto East General and Orthopedic Hospital**

MR. MEEN

(PRIVATE BILL)



BILL Pr15

1970

An Act respecting Toronto East General and Orthopedic Hospital

WHEREAS the Toronto East General and Orthopedic Hospital, herein called the Hospital, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) All property and all interests in property, both real and personal, including but not limited to the lands, assets, buildings, fixtures, and equipment of the Toronto East General and Orthopedic Hospital are transferred to and vested in The Toronto East General And Orthopaedic Hospital Inc., a corporation without share capital incorporated on the 1st day of January, 1970 by letters patent under *The Corporations Act*.

Vesting and transfer of title

R.S.O. 1960 c. 71

(2) For the purposes of *The Registry Act*, *The Land Titles Act*, *The Bills of Sale and Chattel Mortgages Act* or any other Act affecting the title to property, it shall be sufficient to cite this Act as effecting the vesting in and the conveyance, transfer or transmission of title from the Hospital to The Toronto East General And Orthopaedic Hospital Inc. of real or personal property or of an interest in real or personal property.

Idem R.S.O. 1960, cc. 348, 204, 34

(3) All liabilities, debts and obligations of the Hospital attach to The Toronto East General And Orthopaedic Hospital Inc. and may be enforced against it.

Liabilities

2. The Toronto East General And Orthopaedic Hospital Inc. shall be bound by and enjoy all rights and privileges under any contract existing before this Act comes into force that has the Hospital as a contracting party to the same extent as though named therein either as a contracting party or a party to benefit thereunder.

Contracts

- Creditors **3.** All rights of creditors of the Hospital are unimpaired and may be enforced against The Toronto East General And Orthopaedic Hospital Inc.
- Charitable gifts **4.**—(1) The Toronto East General And Orthopaedic Hospital Inc. shall be entitled to all donations, endorsements, gifts, grants, devises and bequests of real or personal property made to the Hospital, or made in trust for the Hospital, whether *inter vivos* or testamentary, and whether made before or after this Act comes into force, to the same extent as if made to or for The Toronto East General And Orthopaedic Hospital Inc.
- Substitution of name (2) The Toronto East General And Orthopaedic Hospital Inc. shall be substituted for the Hospital where the Hospital is named or described in a will, deed, or other legal instrument made before or after this Act comes into force.
- Repeal
1931, c. 141
1933, c. 104
1954, c. 135 **5.** An Act to incorporate the Toronto East General Hospital, Statutes of Ontario, 1926, Chapter 116, *The Toronto East General Hospital Act, 1931*, *The Toronto East General and Orthopedic Hospital Act, 1933*, and *The Toronto East General and Orthopedic Hospital Act, 1954*, are repealed.
- Commence-
ment **6.** This Act comes into force on the day it receives Royal Assent.
- Short title **7.** This Act may be cited as *The Toronto East General and Orthopedic Hospital Act, 1970*.



An Act respecting
Toronto East General and Orthopedic
Hospital

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. MEEN

(*Private Bill*)

BILL Pr15

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Toronto East General and Orthopedic Hospital**

MR. MEEN

BILL Pr15

1970

An Act respecting Toronto East General and Orthopedic Hospital

WHEREAS the Toronto East General and Orthopedic Hospital, herein called the Hospital, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) All property and all interests in property, both real and personal, including but not limited to the lands, assets, buildings, fixtures, and equipment of the Toronto East General and Orthopedic Hospital are transferred to and vested in The Toronto East General And Orthopaedic Hospital Inc., a corporation without share capital incorporated on the 1st day of January, 1970 by letters patent under *The Corporations Act*. Vesting and transfer of title
R.S.O. 1960
c. 71

(2) For the purposes of *The Registry Act*, *The Land Titles Act*, *The Bills of Sale and Chattel Mortgages Act* or any other Act affecting the title to property, it shall be sufficient to cite this Act as effecting the vesting in and the conveyance, transfer or transmission of title from the Hospital to The Toronto East General And Orthopaedic Hospital Inc. of real or personal property or of an interest in real or personal property. Idem
R.S.O. 1960,
cc. 348, 204,
34

(3) All liabilities, debts and obligations of the Hospital attach to The Toronto East General And Orthopaedic Hospital Inc. and may be enforced against it. Liabilities

2. The Toronto East General And Orthopaedic Hospital Inc. shall be bound by and enjoy all rights and privileges under any contract existing before this Act comes into force that has the Hospital as a contracting party to the same extent as though named therein either as a contracting party or a party to benefit thereunder. Contracts

- Creditors** **3.** All rights of creditors of the Hospital are unimpaired and may be enforced against The Toronto East General And Orthopaedic Hospital Inc.
- Charitable gifts** **4.**—(1) The Toronto East General And Orthopaedic Hospital Inc. shall be entitled to all donations, endorsements, gifts, grants, devises and bequests of real or personal property made to the Hospital, or made in trust for the Hospital, whether *inter vivos* or testamentary, and whether made before or after this Act comes into force, to the same extent as if made to or for The Toronto East General And Orthopaedic Hospital Inc.
- Substitution of name** (2) The Toronto East General And Orthopaedic Hospital Inc. shall be substituted for the Hospital where the Hospital is named or described in a will, deed, or other legal instrument made before or after this Act comes into force.
- Repeal**
1931, c. 141
1933, c. 104
1954, c. 135 **5.** An Act to incorporate the Toronto East General Hospital, Statutes of Ontario, 1926, Chapter 116, *The Toronto East General Hospital Act, 1931*, *The Toronto East General and Orthopedic Hospital Act, 1933*, and *The Toronto East General and Orthopedic Hospital Act, 1954*, are repealed.
- Commence-ment** **6.** This Act comes into force on the day it receives Royal Assent.
- Short title** **7.** This Act may be cited as *The Toronto East General and Orthopedic Hospital Act, 1970*.

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An Act respecting
Toronto East General and Orthopedic
Hospital

1st Reading

March 4th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. MEEN

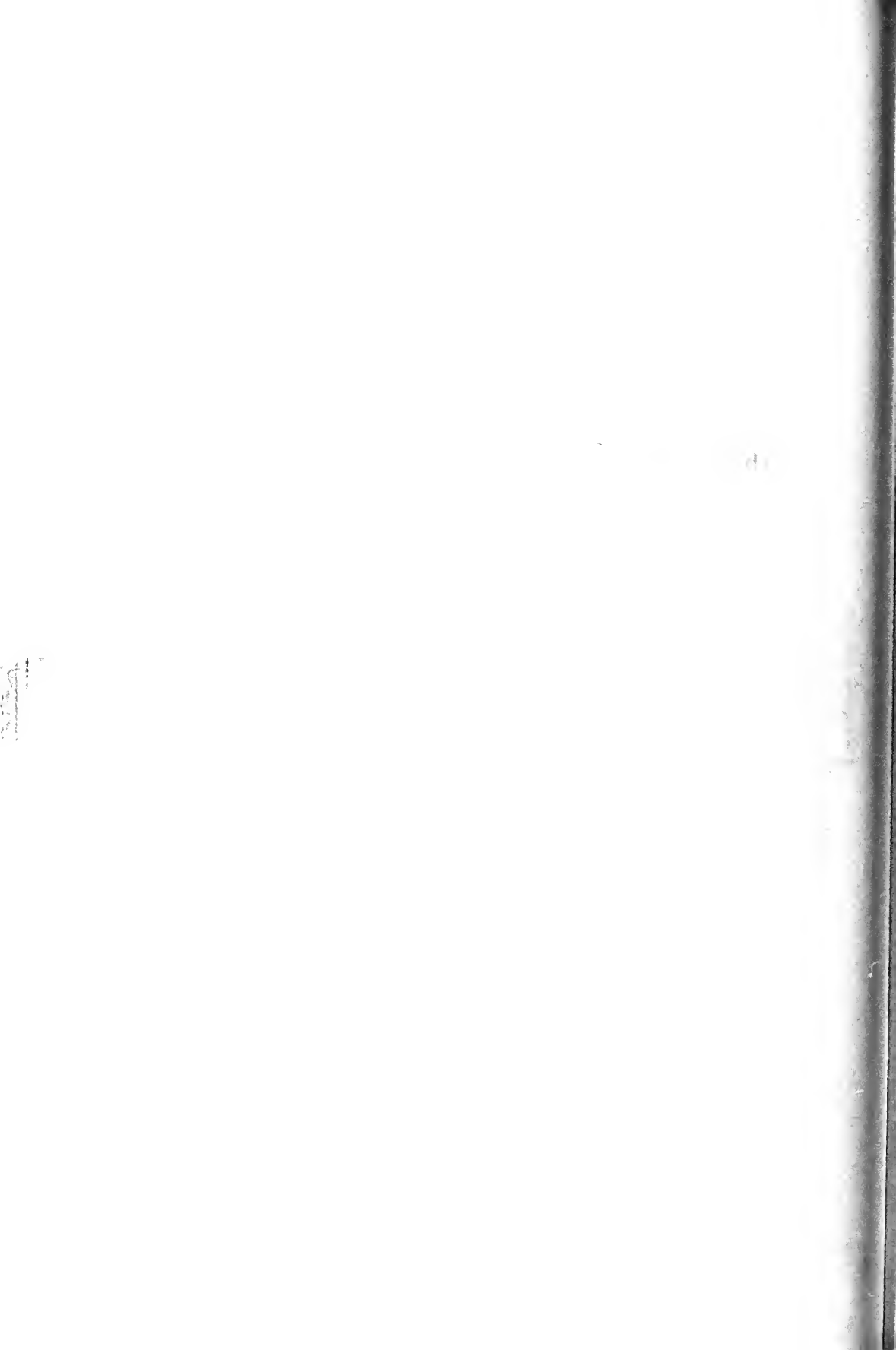
BILL Pr17

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
the Canadian National Exhibition Association**

MR. PRICE

(PRIVATE BILL)



BILL Pr17

1970

**An Act respecting
the Canadian National Exhibition Association**

WHEREAS *The Canadian National Exhibition Association Act, 1948*, consolidated the Act entitled An Act to incorporate the Industrial Exhibition Association of Toronto and amendments thereto and extended the powers and privileges of the Canadian National Exhibition Association; and whereas such powers and privileges have been extended from time to time; and whereas the Canadian National Exhibition Association by its petition has prayed for special legislation to consolidate *The Canadian National Exhibition Association Act, 1948* and amendments thereto, and to further extend such powers and privileges as hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble
1948, c. 105.
1879, c. 81.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,
 - (a) "Association" means the Canadian National Exhibition Association; Interpretation,
Association
 - (b) "Board" means the Board of Directors of the Association; Board
 - (c) "director" means a director of the Association; director
 - (d) "Municipality" means The Municipality of Metropolitan Toronto. municipality

2. The several persons and representatives of bodies from time to time constituting the members of the Association shall continue to be a body politic and corporate by the name of "Canadian National Exhibition Association". Corporation
continued

3. The head office of the Association shall be in the Head Office
Municipality.

Powers of
Association;

4. The Association has power,

exhibition
authorized

- (a) either permanently or periodically in structures, buildings, enclosures and places located in the Municipality, suitable for exhibition purposes, and for the promotion of industries, arts and sciences generally,

animals and
vegetables

- (i) to exhibit every and any variety of thing and being, found in animal and vegetable life, and every kind and variety of mineral,

products,
wares, goods,
etc.

- (ii) to exhibit products, wares, goods, merchandise, machinery, mechanical inventions and improvements, of every nature, name and kind, and such as are generally exhibited at fairs, including the various processes of manufacture,

paintings
and statuary

- (iii) to exhibit paintings and statuary of any and every nature and kind,

horses and
other
animals

- (iv) to exhibit and develop the points and qualities of the several breeds of horses and other animals by such competitive tests as may be humane and proper and as may be considered expedient, and

other
exhibitions

- (v) to make such other exhibitions as will be in conformity with the purposes and objects of this Act;

entertain-
ment and
amusements

- (b) to provide entertainment or amusement to persons visiting its exhibition by means of music, shows or other attractions and to enter into contracts for such purposes and to allot space for such shows or attractions and to dispose of any contracts for such music, shows or attractions which may not be completed at the close of any exhibition;

real and
personal
property

- (c) for the purpose only of carrying on and maintaining the business aforesaid and such other business as may be hereafter mentioned, to hold, own and acquire, by lease, purchase, gift or otherwise, property real and personal, at such prices and on such terms and conditions as may be agreed upon, and to improve and use the same by the construction of such buildings, houses, works and improvements as are necessary and as may be considered proper and to sell, mortgage, lease or otherwise dispose of any property at any time held by the Association;

power to
improve

power to sell,
mortgage,
etc.

- (d) to cultivate such portions on the grounds of the Association as the Association may consider proper for the propagation of plants, trees, shrubs, or other things of a vegetable nature; cultivation of grounds
- (e) to manufacture and raise articles and things required in the various exhibitions held by the Association; manufacture of articles, etc.
- (f) to charge such admission fees as may be considered proper to receive for exhibiting everything authorized by this Act; admission fees
- (g) to charge such entrance fees, and to award, give and pay to exhibitors such prizes, medals and honorary distinctions as the Association may consider proper; entrance fees and prizes
- (h) to let or lease stalls, stands, rooms and places in any of the buildings or structures of the Association, or in any part of the grounds or property of the Association, upon such terms and conditions and for such purposes as the Board may consider to be in the best interests of the Association; leasing of stalls, etc.
- (i) to act as agent for the Municipality in the management and operation of such part of the buildings, structures or grounds in or in the vicinity of Exhibition Park as may be designated by the council of the Municipality upon such terms and conditions as may be agreed between the Association and the Municipality; agent for the Municipality
- (j) to borrow money from time to time in such amount as the council of the Municipality may approve; to borrow money
- (k) to invest in securities in which municipalities in Ontario may invest; and to invest money
- (l) to do such other matters and things as will be in conformity with the objects and purposes of the Association. general

5.—(1) The membership of the Association shall be divided into four sections, namely: Membership

1. The Municipal Section, not to exceed sixty-six members, exclusive of life members.
2. The Manufacturers and Industry Section, not to exceed forty-four members, exclusive of life members.

3. The Agriculture Section, not to exceed forty-four members, exclusive of life members.
4. The General and Liberal Arts Section, not to exceed forty-four members, exclusive of life members.

Municipal
Section

(2) The Municipal Section shall consist of,

ex officio
members

(a) the Chairman and all other members of the council of the Municipality, all permanent heads of departments appointed by the council of the Municipality, the Chairman of the Metropolitan Board of Commissioners of Police, the Chief of Police of the Municipality, the Chairman of the Metropolitan Licensing Commission, the Chairman of the Metropolitan Toronto Planning Board, the Chief of the Fire Department, the Commissioner of Planning, and the Medical Officer of Health for Toronto, all of whom shall be *ex officio* members of the Association;

appointed
members

(b) one representative from each of the following:

the City of Toronto Planning Board,

the Convention and Tourist Bureau of Metropolitan Toronto,

the council of The Corporation of the County of York,

the Metropolitan Separate School Board,

the Metropolitan Toronto School Board,

the Parking Authority of Toronto,

the Toronto Electric Commissioners,

the Toronto Harbour Commissioners, and

the Toronto Transit Commission,

such representatives to be named and appointed annually in the month of January by the said several bodies; and

life members

(c) the life members of the Association assigned to the Municipal Section.

Manufacturers and
Industry
Section

(3) The Manufacturers and Industry Section shall consist of,

- (a) the Minister of Industry, Trade and Commerce of ^{ex officio} Canada and the following ministers of the Province _{members} of Ontario:

the Minister of Trade and Development,

the Minister of Lands and Forests,

the Minister of Mines, and

the Minister of Public Works,

all of whom shall be *ex officio* members of the Association, and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;

- (b) representatives from such manufacturers, industrial ^{appointed} and labour associations and societies in such numbers _{members} for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such manufacturers, industrial and labour associations and societies at any meeting thereof; and
- (c) the life members of the Association assigned to the ^{life members} Manufacturers and Industry Section.

- (4) The Agriculture Section shall consist of, ^{Agriculture} _{Section}

- (a) the Minister of Agriculture of Canada, the Director of the Central Experimental Farm, the Director of Canadian National Livestock Records, the Director of Production and Marketing and the Veterinary Inspector General, all of the Canada Department of Agriculture; the Minister of Agriculture and Food and the Deputy Minister of Agriculture and Food for Ontario, all of whom shall be *ex officio* ^{ex officio} _{members} members of the Association;

- (b) representatives from such agricultural associations ^{appointed} and societies in such numbers _{members} for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such associations and societies at any meeting thereof; and

- life members (c) the life members of the Association assigned to the Agriculture Section.
- General and Liberal Arts Section
ex officio members (5) The General and Liberal Arts Section shall consist of,
(a) the following ministers for the Province of Ontario:
the Minister of Education,
the Minister of Justice and Attorney General,
the Minister of Municipal Affairs,
the Minister of Tourism and Information, and
the Provincial Secretary and Minister of Citizenship,
all of whom shall be *ex officio* members of the Association and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;
- appointed members (b) representatives from such liberal arts and other associations and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such liberal arts and other associations and societies at any meeting thereof; and
- life members (c) the life members of the Association assigned to the General and Liberal Arts Section.
- Qualifications of appointed members (6) Each representative named and appointed under subsections 3, 4 and 5 shall continue to be a member until a successor is appointed so long as such representative is a member and actively engaged in the objects of the body he represents.
- Past presidents to be life members and members of the Board (7) In recognition of distinguished services to the Association, all past presidents shall be constituted life members of the Association and members of the Board and each shall be assigned to one of the four sections as may be determined by the Board.
- Vacancies in representation (8) Notwithstanding anything herein contained, where any association, society or other body is authorized to name and appoint a representative or where a vacancy occurs in

the representation of any association, society or other body, a representative may be named and appointed forthwith to act until a successor is named and appointed and notice in writing from the association, society or other body to the Association will constitute the representative so named and appointed a member of the Association.

(9) The representation of any of the bodies named in the by-laws may be cancelled by the Board if such body fails to appoint a representative in any year and the decision of the Board shall be final upon any question as to the proper appointment of any representative and as to whether there has been proper compliance with the provisions of this Act and the by-laws.

6.—(1) The Board shall consist of,

Directors

(a) the Minister of Industry, Trade and Commerce and the Minister of Agriculture of Canada, the Minister of Justice and Attorney General, the Minister of Tourism and Information, the Minister of Trade and Development and the Minister of Agriculture and Food for Ontario, the Chairman of the council of the Municipality and the Mayor of the City of Toronto, each of whom shall be *ex officio* members of the Board;

ex officio
directors

(b) the past presidents of the Association;

life
directors

(c) ten members of the Municipal Section appointed by the council of the Municipality, at least two of whom shall not be members of the council; and

appointed
directors

(d) seven representatives from the Manufacturers and Industry Section, seven from the Agriculture Section and seven from the General and Liberal Arts Section, elected by ballot by a majority of the votes of the members present in person and voting at the annual meeting.

elected
directors

(2) Any of the ministers of the Crown for Canada or Ontario may designate in writing a deputy minister, or other official of his department who is a member of the Association, to be a member of the Board in lieu of the minister, and such designation shall continue to be effective unless revoked in writing by the minister making it so long as such minister continues in office.

Alternate
directors

(3) The Board shall each year after the annual meeting elect from among the directors a president and two vice-presidents and may elect, as honorary president, to hold

Election of
president,
etc.

office during the year, any director who has held the office of president, and in the event of there being no past president or of such person refusing to act, then any of the directors may be elected as honorary president.

Vacancies:
elected
directors

(4) If a vacancy occurs at any time by death, resignation or otherwise among the elected directors, the remaining directors shall fill the vacancy by the appointment of a member of the Association for the remainder of the year.

appointed
directors

(5) If a vacancy occurs among the directors appointed by the council of the Municipality, such vacancy may be filled by such council appointing one or more of its members or some other member of the Municipal Section, as the case may require.

president
or vice-
presidents

(6) If a vacancy occurs at any time by death, resignation or otherwise in the office of president or vice-presidents, the Board may elect from among the directors a person to fill the vacancy for the remainder of the term for which the person so vacating was elected.

Term of
office

(7) The president and vice-presidents and the elected and appointed members of the Board shall hold office until their successors are elected or appointed, as the case may be, provided that they continue as members of the Association.

Failure to
attend
meetings

(8) Every elected director is required to attend in person meetings of the Board unless excused by resolution thereof and the place of an elected director shall be deemed vacant if the director fails to attend three consecutive meetings of the Board without being excused.

Powers of
Board

7. The Board has power,

By-laws,
rules and
regulations

(a) to make by-laws, rules and regulations not inconsistent with this Act for,

management

(i) the management of the Association;

acquisition
of exhibition
grounds and
buildings

(ii) the acquisition of exhibition grounds and buildings, by purchase, lease, agreement or otherwise, and the selling, leasing, mortgaging or otherwise disposing of the same, as occasion may require;

acquisition,
management
and sale of
property

(iii) the acquisition and management of all property, whether real or personal, which may be required for the purposes of, or in connection with, the exhibition or other business

and operations of the Association, and the sale or other disposal thereof, when no longer required for such purposes;

- (iv) the entering into of such arrangements, agreements, contracts, etc. agreements, contracts, etc.
ments and contracts with any person or corporation, society or association, as may become necessary to carry out the objects of the Association;
- (v) the naming of organizations and societies from admission of members
time to time in each section who may appoint representatives to the membership and specifying the number of such representatives;
- (vi) the fee, if any, to be paid by the members; members' fees
- (vii) the holding of annual or periodical exhibitions; holding of exhibitions
- (viii) fixing the time for the annual meeting and the meetings of Association
calling of general, special and other meetings of the Association;
- (ix) the appointment, removal and remuneration appointment of officers, etc.
of all officers, agents, clerks, workmen and servants of the Association;
- (x) the admission fees to be received from persons admission fees
visiting the exhibition held by the Association;
- (xi) the entrance fees to be charged to exhibitors; exhibitors' fees
- (xii) the general management of all exhibitions, and management of exhibitions
- (xiii) the prohibition of gambling, theatrical, circus gambling, theatrical performances, exhibitions or shows and the huckstering or trafficking in per-
fruits, goods or merchandise, tickets or other formances, etc.
things on the Exhibition Grounds in the City of Toronto or on the streets or lots within four hundred yards of such grounds, during the time of the annual exhibition of the Association, and any one who contravenes violations
such by-laws, rules or regulations or refuses on demand to desist from such contravention may be removed by the officers of the Association, or by any police officer and shall be liable to a fine of not less than \$5 and not more than \$300, recoverable under *The Summary Convictions Act*, and in default of payment

R.S.O. 1960,
c. 387

- proviso
- the offender shall be imprisoned in the common gaol for a period of not more than thirty days; provided that any such by-law, rule or regulation shall not prevent the sale upon any lands within the said distance of four hundred yards of articles usually sold thereon at times other than during the said exhibition;
- General powers
- (b) in general, to do all things and make all contracts and agreements that may be necessary to carry out the objects and exercise the powers of the Association;
- Appointment of honorary and associate directors
- (c) to appoint annually such number of honorary and associate directors as it may consider advisable, and such honorary and associate directors shall have such powers and perform such duties as may be assigned to them from time to time by the Board, but shall not have the right to vote at meetings of the Board; and
- Appointment of life honorary directors
- (d) in recognition of distinguished services to the Association, to appoint such former directors of the Association as it considers advisable as honorary directors for life, and such honorary directors shall have all the rights, powers and duties of directors of the Association but shall not have the right to vote at meetings of the Association or of the Board.
- Certain societies authorized to make agreements with and aid the Association.
- 8.** The societies, associations and other bodies represented in the membership of the Association and other bodies not so represented are hereby authorized and empowered to enter into any arrangement or agreement with the Board for the holding of exhibitions and for taking part in the exhibitions held by the Association, and otherwise for promoting the objects of the Association, and may aid the same with grants of moneys.
- Aid from municipalities
- 9.** The Municipality or any municipality may make grants of money, lands, buildings or other articles in aid of the Association, or may lend money to the Association and such grants or loans may be upon such terms and conditions as may be agreed upon and may recover the money lent and may appropriate the money recovered to the purposes of the municipality.
- Agreements with municipalities
- 10.** The Municipality or any municipality and the Association are hereby authorized to make and enter into agreements relating to the holding of any exhibition or event and the granting and accepting of aid for the same, and for the furnishing and providing of exhibition grounds and buildings

suitable for the purpose of the Association, and the council of the Municipality or the council of every such municipality may pass by-laws for any such purpose or for the promotion of any of the purposes of the Association, and all agreements and by-laws in existence for the purposes aforesaid on the 30th day of November, 1970, shall be valid.

11. The by-laws, rules, orders and regulations of the Association in force on the 30th day of November, 1970, shall be and continue to be the by-laws, rules, orders and regulations of the Association until altered or repealed. ^{Present by-laws, etc., to continue}

12. The following Acts are repealed:

Provisions repealed

1. *The Canadian National Exhibition Association Act, 1948.* ^{1948, c. 105.}
2. *The Canadian National Exhibition Association Amendment Act, 1949.* ^{1949, c. 117.}
3. *The Canadian National Exhibition Association Amendment Act, 1952.* ^{1952, c. 116.}
4. *The Canadian National Exhibition Association Amendment Act, 1956.* ^{1956, c. 97.}
5. *The Canadian National Exhibition Association Act, 1957.* ^{1957, c. 129.}
6. *The Canadian National Exhibition Association Act, 1958.* ^{1958, c. 126.}
7. *The Canadian National Exhibition Association Amendment Act, 1960.* ^{1960, c. 137.}
8. *The Canadian National Exhibition Association Amendment Act, 1965.* ^{1965, c. 146.}
9. *The Canadian National Exhibition Association Amendment Act, 1966.* ^{1966, c. 165.}

13.—(1) This Act, except sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 comes into force on the day it receives Royal Assent. ^{Commencement}

(2) Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 come into force on the 1st day of December, 1970. ^{Idem}

14. This Act may be cited as *The Canadian National Exhibition Association Act, 1970.* ^{Short title}



An Act respecting the
Canadian National Exhibition Association

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

Mr. PRICE

(Private Bill)

BILL Pr17

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
the Canadian National Exhibition Association**

MR. PRICE

(Reprinted as amended by the Private Bills Committee)

11

BILL Pr17

1970

**An Act respecting
the Canadian National Exhibition Association**

WHEREAS *The Canadian National Exhibition Association Act, 1948*, consolidated the Act entitled An Act to incorporate the Industrial Exhibition Association of Toronto and amendments thereto and extended the powers and privileges of the Canadian National Exhibition Association; and whereas such powers and privileges have been extended from time to time; and whereas the Canadian National Exhibition Association by its petition has prayed for special legislation to consolidate *The Canadian National Exhibition Association Act, 1948* and amendments thereto, and to further extend such powers and privileges as hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble
1948, c. 105,
1879, c. 81.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,
 - (a) "Association" means the Canadian National Exhibition Association; Interpretation,
Association
 - (b) "Board" means the Board of Directors of the Association; Board
 - (c) "director" means a director of the Association; director
 - (d) "Municipality" means The Municipality of Metropolitan Toronto. municipality
2. The several persons and representatives of bodies from time to time constituting the members of the Association shall continue to be a body politic and corporate by the name of "Canadian National Exhibition Association". Corporation
continued
3. The head office of the Association shall be in the Municipality. Head Office

- Powers of Association; 4. The Association has power, subject to any law of general application,
- exhibition authorized (a) either permanently or periodically in structures, buildings, enclosures and places located in the Municipality, suitable for exhibition purposes, and for the promotion of industries, arts and sciences generally,
- animals and vegetables (i) to exhibit every and any variety of thing and being, found in animal and vegetable life, and every kind and variety of mineral,
- products, wares, goods, etc. (ii) to exhibit products, wares, goods, merchandise, machinery, mechanical inventions and improvements, of every nature, name and kind, and such as are generally exhibited at fairs, including the various processes of manufacture,
- paintings and statuary (iii) to exhibit paintings and statuary of any and every nature and kind,
- horses and other animals (iv) to exhibit and develop the points and qualities of the several breeds of horses and other animals by such competitive tests as may be humane and proper and as may be considered expedient, and
- other exhibitions (v) to make such other exhibitions as will be in conformity with the purposes and objects of this Act;
- entertainment and amusements (b) to provide entertainment or amusement to persons visiting its exhibition by means of music, shows or other attractions and to enter into contracts for such purposes and to allot space for such shows or attractions and to dispose of any contracts for such music, shows or attractions which may not be completed at the close of any exhibition;
- real and personal property (c) for the purpose only of carrying on and maintaining the business aforesaid and such other business as may be hereafter mentioned, to hold, own and acquire, by lease, purchase, gift or otherwise, property real and personal, at such prices and on such terms and conditions as may be agreed upon, and to improve and use the same by the construction of such buildings, houses, works and improvements as are necessary and as may be considered proper and to sell, mortgage, lease or otherwise dispose of any property at any time held by the Association;
- power to improve
- power to sell, mortgage, etc.

- (d) to cultivate such portions of the grounds of the Association as the Association may consider proper for the propagation of plants, trees, shrubs, or other things of a vegetable nature; ^{cultivation of grounds}
- (e) to manufacture and raise articles and things required in the various exhibitions held by the Association; ^{manufacture of articles, etc.}
- (f) to charge such admission fees as may be considered proper to receive for exhibiting everything authorized by this Act; ^{admission fees}
- (g) to charge such entrance fees, and to award, give and pay to exhibitors such prizes, medals and honorary distinctions as the Association may consider proper; ^{entrance fees and prizes}
- (h) to let or lease stalls, stands, rooms and places in any of the buildings or structures of the Association, or in any part of the grounds or property of the Association, upon such terms and conditions and for such purposes as the Board may consider to be in the best interests of the Association; ^{leasing of stalls, etc.}
- (i) to act as agent for the Municipality in the management and operation of such part of the buildings, structures or grounds in or in the vicinity of Exhibition Park as may be designated by the council of the Municipality upon such terms and conditions as may be agreed between the Association and the Municipality; ^{agent for the Municipality}
- (j) to borrow money from time to time in such amount as the council of the Municipality may approve; ^{to borrow money}
- (k) to invest in securities in which municipalities in Ontario may invest; and ^{to invest money}
- (l) to do such other matters and things as will be in conformity with the objects and purposes of the Association. ^{general}

5.—(1) The membership of the Association shall be divided into four sections, namely: ^{Membership}

1. The Municipal Section, not to exceed sixty-six members, exclusive of life members.
2. The Manufacturers and Industry Section, not to exceed forty-four members, exclusive of life members.

- 3. The Agriculture Section, not to exceed forty-four members, exclusive of life members.
- 4. The General and Liberal Arts Section, not to exceed forty-four members, exclusive of life members.

Municipal Section

(2) The Municipal Section shall consist of,

ex officio members

(a) the Chairman and all other members of the council of the Municipality, all permanent heads of departments appointed by the council of the Municipality, the Chairman of the Metropolitan Board of Commissioners of Police, the Chief of Police of the Municipality, the Chairman of the Metropolitan Licensing Commission, the Chairman and the Commissioner of Planning of the Metropolitan Toronto Planning Board, the Chief of the Fire Department and the Medical Officer of Health for Toronto, all of whom shall be *ex officio* members of the Association;

appointed members

(b) one representative from each of the following:

- the City of Toronto Planning Board,
- the Convention and Tourist Bureau of Metropolitan Toronto,
- the council of The Corporation of the County of York,
- the Metropolitan Separate School Board,
- The Metropolitan Toronto School Board,
- the Parking Authority of Toronto,
- the Toronto Electric Commissioners,
- the Toronto Harbour Commissioners, and
- the Toronto Transit Commission,

such representatives to be named and appointed annually in the month of January by the said several bodies; and

life members

(c) the life members of the Association assigned to the Municipal Section:

Manufacturers and Industry Section

(3) The Manufacturers and Industry Section shall consist of,

- (a) the Minister of Industry, Trade and Commerce of ^{ex officio} members
Canada and the following ministers of the Province
of Ontario:

the Minister of Trade and Development,

the Minister of Lands and Forests,

the Minister of Mines, and

the Minister of Public Works,

all of whom shall be *ex officio* members of the Association, and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;

- (b) representatives from such manufacturers, industrial ^{appointed} members
and labour associations and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such manufacturers, industrial and labour associations and societies at any meeting thereof; and
- (c) the life members of the Association assigned to the ^{life members}
Manufacturers and Industry Section.

(4) The Agriculture Section shall consist of, ^{Agriculture}
Section

- (a) the Minister of Agriculture and the Deputy Minister ^{ex officio} members
of Agriculture of Canada, and the Minister of Agriculture and Food and the Deputy Minister of Agriculture and Food for Ontario, all of whom shall be *ex officio* members of the Association;

- (b) representatives from such agricultural associations ^{appointed} members
and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such associations and societies at any meeting thereof; and

- (c) the life members of the Association assigned to ^{life members}
the Agriculture Section.

General and
Liberal Arts
Section

ex officio
members

(5) The General and Liberal Arts Section shall consist of,

(a) the following ministers for the Province of Ontario:

the Minister of Education,

the Minister of Justice and Attorney General,

the Minister of Municipal Affairs,

the Minister of Tourism and Information, and

the Provincial Secretary and Minister of
Citizenship,

all of whom shall be *ex officio* members of the Association and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;

appointed
members

(b) representatives from such liberal arts and other associations and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such liberal arts and other associations and societies at any meeting thereof; and

life members

(c) the life members of the Association assigned to the General and Liberal Arts Section.

Qualifica-
tions of
appointed
members

(6) Each representative named and appointed under subsections 3, 4 and 5 shall continue to be a member until a successor is appointed so long as such representative is a member and actively engaged in the objects of the body he represents.

Past
presidents to
be life
members and
members of
the Board

(7) In recognition of distinguished services to the Association, all past presidents shall be constituted life members of the Association and members of the Board and each shall be assigned to one of the four sections as may be determined by the Board.

Vacancies in
representa-
tion

(8) Notwithstanding anything herein contained, where any association, society or other body is authorized to name and appoint a representative or where a vacancy occurs in

the representation of any association, society or other body, a representative may be named and appointed forthwith to act until a successor is named and appointed and notice in writing from the association, society or other body to the Association will constitute the representative so named and appointed a member of the Association.

(9) The representation of any of the bodies named in the by-laws may be cancelled by the Board if such body fails to appoint a representative in any year and the decision of the Board shall be final upon any question as to the proper appointment of any representative and as to whether there has been proper compliance with the provisions of this Act and the by-laws. Cancellation of membership

6.—(1) The Board shall consist of,

Directors

(a) the Minister of Industry, Trade and Commerce and the Minister of Agriculture of Canada, the Minister of Justice and Attorney General, the Minister of Tourism and Information, the Minister of Trade and Development and the Minister of Agriculture and Food for Ontario, the Chairman of the council of the Municipality and the Mayor of the City of Toronto, each of whom shall be *ex officio* members of the Board; *ex officio* directors

(b) the past presidents of the Association;

life directors

(c) ten members of the Municipal Section appointed by the council of the Municipality, at least two of whom shall not be members of the council; and appointed directors

(d) seven representatives from the Manufacturers and Industry Section, seven from the Agriculture Section and seven from the General and Liberal Arts Section, elected by ballot by a majority of the votes of the members present in person and voting at the annual meeting. elected directors

(2) Any of the ministers of the Crown for Canada or Ontario may designate in writing such other person as he considers appropriate, who shall thereby be deemed to be a member of the Association, to be a member of the Board in lieu of the minister, and such designation shall continue to be effective unless revoked in writing by the minister making it so long as such minister continues in office. Alternate directors

(3) The Board shall each year after the annual meeting elect from among the directors a president and two vice-presidents and may elect, as honorary president, to hold Election of president, etc.

office during the year, any director who has held the office of president, and in the event of there being no past president or of such person refusing to act, then any of the directors may be elected as honorary president.

Vacancies;
elected
directors

(4) If a vacancy occurs at any time by death, resignation or otherwise among the elected directors, the remaining directors shall fill the vacancy by the appointment of a member of the Association for the remainder of the year.

appointed
directors

(5) If a vacancy occurs among the directors appointed by the council of the Municipality, such vacancy may be filled by such council appointing one or more of its members or some other member of the Municipal Section, as the case may require.

president
or vice-
presidents

(6) If a vacancy occurs at any time by death, resignation or otherwise in the office of president or vice-presidents, the Board may elect from among the directors a person to fill the vacancy for the remainder of the term for which the person so vacating was elected.

Term of
office

(7) The president and vice-presidents and the elected and appointed members of the Board shall hold office until their successors are elected or appointed, as the case may be, provided that they continue as members of the Association.

Failure to
attend
meetings

(8) Every elected director is required to attend in person meetings of the Board unless excused by resolution thereof and the place of an elected director shall be deemed vacant if the director fails to attend three consecutive meetings of the Board without being excused.

Powers of
Board

7. The Board has power,

By-laws,
rules and
regulations

(a) to make by-laws, rules and regulations not inconsistent with this Act for,

management

(i) the management of the Association;

acquisition
of exhibition
grounds and
buildings

(ii) the acquisition of exhibition grounds and buildings, by purchase, lease, agreement or otherwise, and the selling, leasing, mortgaging or otherwise disposing of the same, as occasion may require;

acquisition,
management
and sale of
property

(iii) the acquisition and management of all property, whether real or personal, which may be required for the purposes of, or in connection with, the exhibition or other business

and operations of the Association, and the sale or other disposal thereof, when no longer required for such purposes;

- (iv) the entering into of such arrangements, agreements and contracts with any person or corporation, society or association, as may become necessary to carry out the objects of the Association; agreements, contracts, etc.
- (v) the naming of organizations and societies from time to time in each section who may appoint representatives to the membership and specifying the number of such representatives; admission of members
- (vi) the fee, if any, to be paid by the members; members' fees
- (vii) the holding of annual or periodical exhibitions; holding of exhibitions
- (viii) fixing the time for the annual meeting and the calling of general, special and other meetings of the Association; meetings of Association
- (ix) the appointment, removal and remuneration of all officers, agents, clerks, workmen and servants of the Association; appointment of officers, etc.
- (x) the admission fees to be received from persons visiting the exhibition held by the Association; admission fees
- (xi) the entrance fees to be charged to exhibitors; exhibitors' fees
- (xii) the general management of all exhibitions, and management of exhibitions
- (xiii) the prohibition of gambling, theatrical, circus or mountebank performances, exhibitions or shows and the huckstering or trafficking in fruits, goods or merchandise, tickets or other things on the Exhibition Grounds in the City of Toronto or on the streets or lots within four hundred yards of such grounds, during the time of the annual exhibition of the Association, and any one who contravenes such by-laws, rules or regulations or refuses on demand to desist from such contravention may be removed by the officers of the Association, or by any police officer and shall be liable to a fine of not less than \$5 and not more than \$300, recoverable under *The Summary Convictions Act*, and in default of payment violations

R.S.O. 1960,
c. 387

- proviso
- the offender shall be imprisoned in the common gaol for a period of not more than thirty days; provided that any such by-law, rule or regulation shall not prevent the sale upon any lands within the said distance of four hundred yards of articles usually sold thereon or theatrical or circus performances, exhibitions or shows usually held thereon at times other than during the said exhibition;
- General powers
- (b) in general, to do all things and make all contracts and agreements that may be necessary to carry out the objects and exercise the powers of the Association;
- Appointment of honorary and associate directors
- (c) to appoint annually such number of honorary and associate directors as it may consider advisable, and such honorary and associate directors shall have such powers and perform such duties as may be assigned to them from time to time by the Board, but shall not have the right to vote at meetings of the Board; and
- Appointment of life honorary directors
- (d) in recognition of distinguished services to the Association, to appoint such former directors of the Association as it considers advisable as honorary directors for life, and such honorary directors shall have all the rights, powers and duties of directors of the Association but shall not have the right to vote at meetings of the Association or of the Board.
- Certain societies authorized to make agreements with and aid the Association.
- 8.** The societies, associations and other bodies represented in the membership of the Association and other bodies not so represented are hereby authorized and empowered to enter into any arrangement or agreement with the Board for the holding of exhibitions and for taking part in the exhibitions held by the Association, and otherwise for promoting the objects of the Association, and may aid the same with grants of moneys.
- Aid from municipalities
- 9.** The Municipality or any municipality may make grants of money, lands, buildings or other articles in aid of the Association, or may lend money to the Association and such grants or loans may be upon such terms and conditions as may be agreed upon and may recover the money lent and may appropriate the money recovered to the purposes of the municipality.
- Agreements with municipalities
- 10.** The Municipality or any municipality and the Association are hereby authorized to make and enter into agreements relating to the holding of any exhibition or event and the granting and accepting of aid for the same, and for the furnishing and providing of exhibition grounds and buildings

suitable for the purpose of the Association, and the council of the Municipality or the council of every such municipality may pass by-laws for any such purpose or for the promotion of any of the purposes of the Association, and all agreements and by-laws in existence for the purposes aforesaid on the 30th day of November, 1970, shall be valid.

11. The by-laws, rules, orders and regulations of the Association in force on the 30th day of November, 1970, shall be and continue to be the by-laws, rules, orders and regulations of the Association until altered or repealed. Present by-laws, etc., to continue

12. The following Acts are repealed:

Provisions repealed

1. *The Canadian National Exhibition Association Act, 1948.* 1948, c. 105.
2. *The Canadian National Exhibition Association Amendment Act, 1949.* 1949, c. 117.
3. *The Canadian National Exhibition Association Amendment Act, 1952.* 1952, c. 116.
4. *The Canadian National Exhibition Association Amendment Act, 1956.* 1956, c. 97.
5. *The Canadian National Exhibition Association Act, 1957.* 1957, c. 129.
6. *The Canadian National Exhibition Association Act, 1958.* 1958, c. 126.
7. *The Canadian National Exhibition Association Amendment Act, 1960.* 1960, c. 137.
8. *The Canadian National Exhibition Association Amendment Act, 1965.* 1965, c. 146.
9. *The Canadian National Exhibition Association Amendment Act, 1966.* 1966, c. 165.

13.—(1) This Act, except sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 comes into force on the day it receives Royal Assent. Commencement

(2) Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 come into force on the 1st day of December, 1970. Idem

14. This Act may be cited as *The Canadian National Exhibition Association Act, 1970.* Short title



Copyright National Exploring Association
in the United States of America

An Act respecting the
Canadian National Exhibition Association

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. PRICE

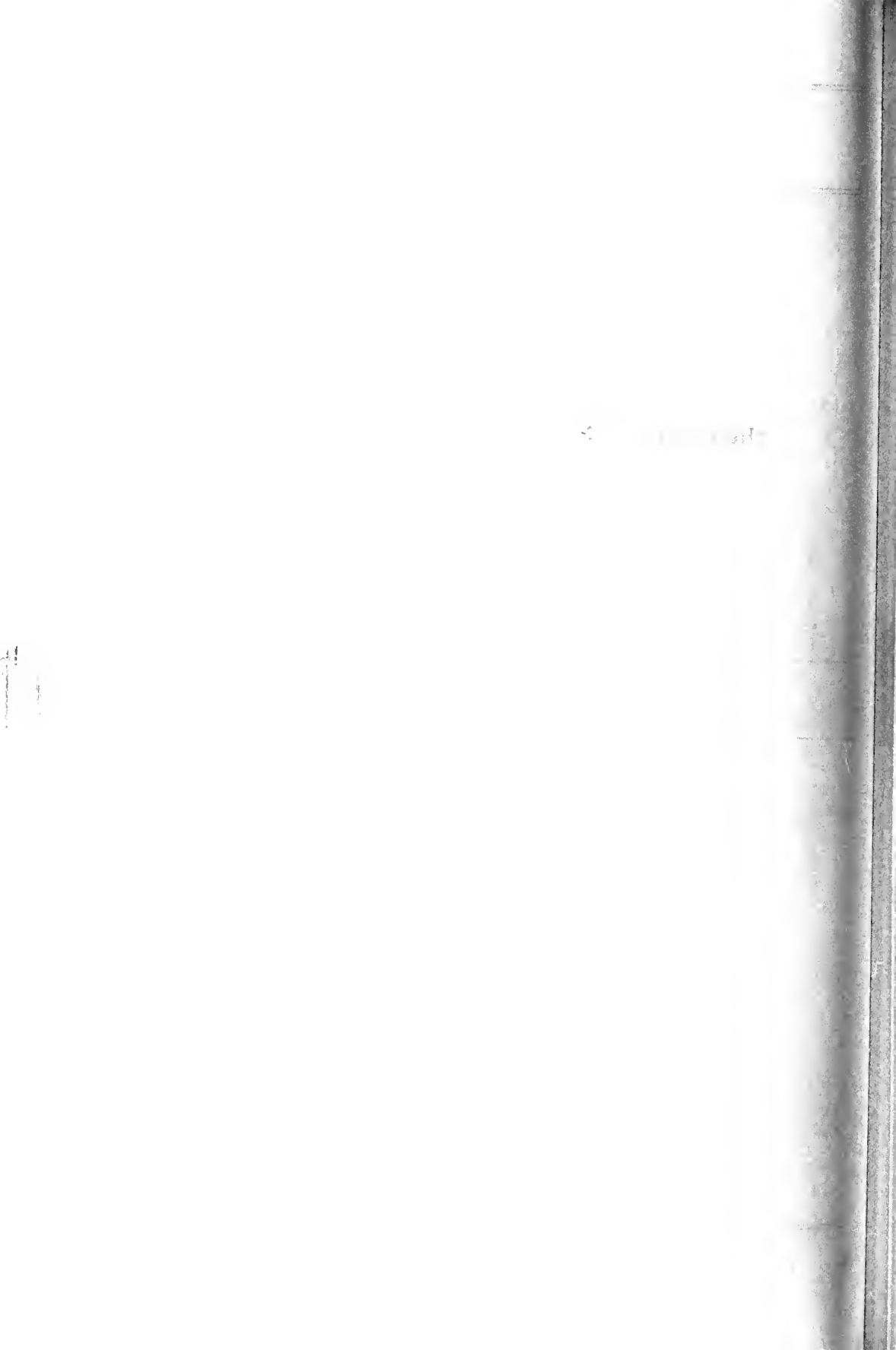
*(Reprinted as amended by
the Private Bills Committee)*

BILL Pr17

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
the Canadian National Exhibition Association**

MR. PRICE



BILL Pr17

1970

An Act respecting the Canadian National Exhibition Association

WHEREAS *The Canadian National Exhibition Association Act, 1948*, consolidated the Act entitled An Act to incorporate the Industrial Exhibition Association of Toronto and amendments thereto and extended the powers and privileges of the Canadian National Exhibition Association; and whereas such powers and privileges have been extended from time to time; and whereas the Canadian National Exhibition Association by its petition has prayed for special legislation to consolidate *The Canadian National Exhibition Association Act, 1948* and amendments thereto, and to further extend such powers and privileges as hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble
1948, c. 105,
1879, c. 81.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpreta-
tion,

(a) "Association" means the Canadian National Exhibition Association;

Association

(b) "Board" means the Board of Directors of the Association;

Board

(c) "director" means a director of the Association;

director

(d) "Municipality" means The Municipality of Metropolitan Toronto.

municipality

2. The several persons and representatives of bodies from time to time constituting the members of the Association shall continue to be a body politic and corporate by the name of "Canadian National Exhibition Association".

Corporation
continued

3. The head office of the Association shall be in the Municipality.

Head Office

- Powers of Association; 4. The Association has power, subject to any law of general application,
- exhibition authorized (a) either permanently or periodically in structures, buildings, enclosures and places located in the Municipality, suitable for exhibition purposes, and for the promotion of industries, arts and sciences generally,
- animals and vegetables (i) to exhibit every and any variety of thing and being, found in animal and vegetable life, and every kind and variety of mineral,
- products, wares, goods, etc. (ii) to exhibit products, wares, goods, merchandise, machinery, mechanical inventions and improvements, of every nature, name and kind, and such as are generally exhibited at fairs, including the various processes of manufacture,
- paintings and statuary (iii) to exhibit paintings and statuary of any and every nature and kind,
- horses and other animals (iv) to exhibit and develop the points and qualities of the several breeds of horses and other animals by such competitive tests as may be humane and proper and as may be considered expedient, and
- other exhibitions (v) to make such other exhibitions as will be in conformity with the purposes and objects of this Act;
- entertainment and amusements (b) to provide entertainment or amusement to persons visiting its exhibition by means of music, shows or other attractions and to enter into contracts for such purposes and to allot space for such shows or attractions and to dispose of any contracts for such music, shows or attractions which may not be completed at the close of any exhibition;
- real and personal property (c) for the purpose only of carrying on and maintaining the business aforesaid and such other business as may be hereafter mentioned, to hold, own and acquire, by lease, purchase, gift or otherwise, property real and personal, at such prices and on such terms and conditions as may be agreed upon, and to improve and use the same by the construction of such buildings, houses, works and improvements as are necessary and as may be considered proper and to sell, mortgage, lease or otherwise dispose of any property at any time held by the Association;
- power to improve
- power to sell, mortgage, etc.

- (d) to cultivate such portions of the grounds of the Association as the Association may consider proper for the propagation of plants, trees, shrubs, or other things of a vegetable nature; ^{cultivation of grounds}
- (e) to manufacture and raise articles and things required in the various exhibitions held by the Association; ^{manufacture of articles, etc.}
- (f) to charge such admission fees as may be considered proper to receive for exhibiting everything authorized by this Act; ^{admission fees}
- (g) to charge such entrance fees, and to award, give and pay to exhibitors such prizes, medals and honorary distinctions as the Association may consider proper; ^{entrance fees and prizes}
- (h) to let or lease stalls, stands, rooms and places in any of the buildings or structures of the Association, or in any part of the grounds or property of the Association, upon such terms and conditions and for such purposes as the Board may consider to be in the best interests of the Association; ^{leasing of stalls, etc.}
- (i) to act as agent for the Municipality in the management and operation of such part of the buildings, structures or grounds in or in the vicinity of Exhibition Park as may be designated by the council of the Municipality upon such terms and conditions as may be agreed between the Association and the Municipality; ^{agent for the Municipality}
- (j) to borrow money from time to time in such amount as the council of the Municipality may approve; ^{to borrow money}
- (k) to invest in securities in which municipalities in Ontario may invest; and ^{to invest money}
- (l) to do such other matters and things as will be in conformity with the objects and purposes of the Association. ^{general}

5.—(1) The membership of the Association shall be divided into four sections, namely: ^{Membership}

1. The Municipal Section, not to exceed sixty-six members, exclusive of life members.
2. The Manufacturers and Industry Section, not to exceed forty-four members, exclusive of life members.

3. The Agriculture Section, not to exceed forty-four members, exclusive of life members.
4. The General and Liberal Arts Section, not to exceed forty-four members, exclusive of life members.

Municipal
Section

(2) The Municipal Section shall consist of,

ex officio
members

- (a) the Chairman and all other members of the council of the Municipality, all permanent heads of departments appointed by the council of the Municipality, the Chairman of the Metropolitan Board of Commissioners of Police, the Chief of Police of the Municipality, the Chairman of the Metropolitan Licensing Commission, the Chairman and the Commissioner of Planning of the Metropolitan Toronto Planning Board, the Chief of the Fire Department and the Medical Officer of Health for Toronto, all of whom shall be *ex officio* members of the Association;

appointed
members

(b) one representative from each of the following:

the City of Toronto Planning Board,

the Convention and Tourist Bureau of Metropolitan Toronto,

the council of The Corporation of the County of York,

the Metropolitan Separate School Board,

The Metropolitan Toronto School Board,

the Parking Authority of Toronto,

the Toronto Electric Commissioners,

the Toronto Harbour Commissioners, and

the Toronto Transit Commission,

such representatives to be named and appointed annually in the month of January by the said several bodies; and

life members

(c) the life members of the Association assigned to the Municipal Section.

Manufacturers and
Industry
Section

(3) The Manufacturers and Industry Section shall consist of,

(a) the Minister of Industry, Trade and Commerce of ^{*ex officio*} _{members} Canada and the following ministers of the Province of Ontario:

the Minister of Trade and Development,

the Minister of Lands and Forests,

the Minister of Mines, and

the Minister of Public Works,

all of whom shall be *ex officio* members of the Association, and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;

(b) representatives from such manufacturers, industrial ^{appointed} _{members} and labour associations and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such manufacturers, industrial and labour associations and societies at any meeting thereof; and

(c) the life members of the Association assigned to the ^{life members} Manufacturers and Industry Section.

(4) The Agriculture Section shall consist of, ^{Agriculture} _{Section}

(a) the Minister of Agriculture and the Deputy Minister ^{*ex officio*} _{members} of Agriculture of Canada, and the Minister of Agriculture and Food and the Deputy Minister of Agriculture and Food for Ontario, all of whom shall be *ex officio* members of the Association;

(b) representatives from such agricultural associations ^{appointed} _{members} and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such associations and societies at any meeting thereof; and

(c) the life members of the Association assigned to ^{life members} the Agriculture Section.

General and
Liberal Arts
Section

ex officio
members

(5) The General and Liberal Arts Section shall consist of,

(a) the following ministers for the Province of Ontario:

the Minister of Education,

the Minister of Justice and Attorney General,

the Minister of Municipal Affairs,

the Minister of Tourism and Information, and

the Provincial Secretary and Minister of
Citizenship,

all of whom shall be *ex officio* members of the Association and provided also that the deputy of each of the said ministers shall be *ex officio* a member of the Association in place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing;

appointed
members

(b) representatives from such liberal arts and other associations and societies in such numbers for each as may be specified from time to time in the by-laws of the Board and who shall be named and appointed by such liberal arts and other associations and societies at any meeting thereof; and

life members

(c) the life members of the Association assigned to the General and Liberal Arts Section.

Qualifica-
tions of
appointed
members

(6) Each representative named and appointed under subsections 3, 4 and 5 shall continue to be a member until a successor is appointed so long as such representative is a member and actively engaged in the objects of the body he represents.

Past
presidents to
be life
members and
members of
the Board

(7) In recognition of distinguished services to the Association, all past presidents shall be constituted life members of the Association and members of the Board and each shall be assigned to one of the four sections as may be determined by the Board.

Vacancies in
representa-
tion

(8) Notwithstanding anything herein contained, where any association, society or other body is authorized to name and appoint a representative or where a vacancy occurs in

the representation of any association, society or other body, a representative may be named and appointed forthwith to act until a successor is named and appointed and notice in writing from the association, society or other body to the Association will constitute the representative so named and appointed a member of the Association.

(9) The representation of any of the bodies named in the by-laws may be cancelled by the Board if such body fails to appoint a representative in any year and the decision of the Board shall be final upon any question as to the proper appointment of any representative and as to whether there has been proper compliance with the provisions of this Act and the by-laws. Cancellation
of
membership

6.—(1) The Board shall consist of, Directors

- (a) the Minister of Industry, Trade and Commerce and the Minister of Agriculture of Canada, the Minister of Justice and Attorney General, the Minister of Tourism and Information, the Minister of Trade and Development and the Minister of Agriculture and Food for Ontario, the Chairman of the council of the Municipality and the Mayor of the City of Toronto, each of whom shall be *ex officio* members of the Board; *ex officio*
directors
- (b) the past presidents of the Association; life
directors
- (c) ten members of the Municipal Section appointed by the council of the Municipality, at least two of whom shall not be members of the council; and appointed
directors
- (d) seven representatives from the Manufacturers and Industry Section, seven from the Agriculture Section and seven from the General and Liberal Arts Section, elected by ballot by a majority of the votes of the members present in person and voting at the annual meeting. elected
directors

(2) Any of the ministers of the Crown for Canada or Ontario may designate in writing such other person as he considers appropriate, who shall thereby be deemed to be a member of the Association, to be a member of the Board in lieu of the minister, and such designation shall continue to be effective unless revoked in writing by the minister making it so long as such minister continues in office. Alternate
directors

(3) The Board shall each year after the annual meeting elect from among the directors a president and two vice-presidents and may elect, as honorary president, to hold Election of
president,
etc.

office during the year, any director who has held the office of president, and in the event of there being no past president or of such person refusing to act, then any of the directors may be elected as honorary president.

Vacancies;
elected
directors

(4) If a vacancy occurs at any time by death, resignation or otherwise among the elected directors, the remaining directors shall fill the vacancy by the appointment of a member of the Association for the remainder of the year.

appointed
directors

(5) If a vacancy occurs among the directors appointed by the council of the Municipality, such vacancy may be filled by such council appointing one or more of its members or some other member of the Municipal Section, as the case may require.

president
or vice-
presidents

(6) If a vacancy occurs at any time by death, resignation or otherwise in the office of president or vice-presidents, the Board may elect from among the directors a person to fill the vacancy for the remainder of the term for which the person so vacating was elected.

Term of
office

(7) The president and vice-presidents and the elected and appointed members of the Board shall hold office until their successors are elected or appointed, as the case may be, provided that they continue as members of the Association.

Failure to
attend
meetings

(8) Every elected director is required to attend in person meetings of the Board unless excused by resolution thereof and the place of an elected director shall be deemed vacant if the director fails to attend three consecutive meetings of the Board without being excused.

Powers of
Board

7. The Board has power,

By-laws,
rules and
regulations

(a) to make by-laws, rules and regulations not inconsistent with this Act for,

management

(i) the management of the Association;

acquisition
of exhibition
grounds and
buildings

(ii) the acquisition of exhibition grounds and buildings, by purchase, lease, agreement or otherwise, and the selling, leasing, mortgaging or otherwise disposing of the same, as occasion may require;

acquisition,
management
and sale of
property

(iii) the acquisition and management of all property, whether real or personal, which may be required for the purposes of, or in connection with, the exhibition or other business

and operations of the Association, and the sale or other disposal thereof, when no longer required for such purposes;

- (iv) the entering into of such arrangements, agreements and contracts with any person or corporation, society or association, as may become necessary to carry out the objects of the Association; agreements, contracts, etc.
- (v) the naming of organizations and societies from time to time in each section who may appoint representatives to the membership and specifying the number of such representatives; admission of members
- (vi) the fee, if any, to be paid by the members; members' fees
- (vii) the holding of annual or periodical exhibitions; holding of exhibitions
- (viii) fixing the time for the annual meeting and the calling of general, special and other meetings of the Association; meetings of Association
- (ix) the appointment, removal and remuneration of all officers, agents, clerks, workmen and servants of the Association; appointment of officers, etc.
- (x) the admission fees to be received from persons visiting the exhibition held by the Association; admission fees
- (xi) the entrance fees to be charged to exhibititors; exhibitors' fees
- (xii) the general management of all exhibitions, and management of exhibitions
- (xiii) the prohibition of gambling, theatrical, circus or mountebank performances, exhibitions or shows and the huckstering or trafficking in fruits, goods or merchandise, tickets or other things on the Exhibition Grounds in the City of Toronto or on the streets or lots within four hundred yards of such grounds, during the time of the annual exhibition of the Association, and any one who contravenes such by-laws, rules or regulations or refuses on demand to desist from such contravention may be removed by the officers of the Association, or by any police officer and shall be liable to a fine of not less than \$5 and not more than \$300, recoverable under *The Summary Convictions Act*, and in default of payment violations

R.S.O. 1960.
c. 387

- proviso
- the offender shall be imprisoned in the common gaol for a period of not more than thirty days; provided that any such by-law, rule or regulation shall not prevent the sale upon any lands within the said distance of four hundred yards of articles usually sold thereon or theatrical or circus performances, exhibitions or shows usually held thereon at times other than during the said exhibition;
- General powers
- (b) in general, to do all things and make all contracts and agreements that may be necessary to carry out the objects and exercise the powers of the Association;
- Appointment of honorary and associate directors
- (c) to appoint annually such number of honorary and associate directors as it may consider advisable, and such honorary and associate directors shall have such powers and perform such duties as may be assigned to them from time to time by the Board, but shall not have the right to vote at meetings of the Board; and
- Appointment of life honorary directors
- (d) in recognition of distinguished services to the Association, to appoint such former directors of the Association as it considers advisable as honorary directors for life, and such honorary directors shall have all the rights, powers and duties of directors of the Association but shall not have the right to vote at meetings of the Association or of the Board.
- Certain societies authorized to make agreements with and aid the Association.
- 8.** The societies, associations and other bodies represented in the membership of the Association and other bodies not so represented are hereby authorized and empowered to enter into any arrangement or agreement with the Board for the holding of exhibitions and for taking part in the exhibitions held by the Association, and otherwise for promoting the objects of the Association, and may aid the same with grants of moneys.
- Aid from municipalities
- 9.** The Municipality or any municipality may make grants of money, lands, buildings or other articles in aid of the Association, or may lend money to the Association and such grants or loans may be upon such terms and conditions as may be agreed upon and may recover the money lent and may appropriate the money recovered to the purposes of the municipality.
- Agreements with municipalities
- 10.** The Municipality or any municipality and the Association are hereby authorized to make and enter into agreements relating to the holding of any exhibition or event and the granting and accepting of aid for the same, and for the furnishing and providing of exhibition grounds and buildings

suitable for the purpose of the Association, and the council of the Municipality or the council of every such municipality may pass by-laws for any such purpose or for the promotion of any of the purposes of the Association, and all agreements and by-laws in existence for the purposes aforesaid on the 30th day of November, 1970, shall be valid.

11. The by-laws, rules, orders and regulations of the Association in force on the 30th day of November, 1970, shall be and continue to be the by-laws, rules, orders and regulations of the Association until altered or repealed. ^{Present by-laws, etc., to continue}

- 12.** The following Acts are repealed: ^{Provisions repealed}
1. *The Canadian National Exhibition Association Act, 1948.* ^{1948, c. 105.}
 2. *The Canadian National Exhibition Association Amendment Act, 1949.* ^{1949, c. 117.}
 3. *The Canadian National Exhibition Association Amendment Act, 1952.* ^{1952, c. 116.}
 4. *The Canadian National Exhibition Association Amendment Act, 1956.* ^{1956, c. 97.}
 5. *The Canadian National Exhibition Association Act, 1957.* ^{1957, c. 129.}
 6. *The Canadian National Exhibition Association Act, 1958.* ^{1958, c. 126.}
 7. *The Canadian National Exhibition Association Amendment Act, 1960.* ^{1960, c. 137.}
 8. *The Canadian National Exhibition Association Amendment Act, 1965.* ^{1965, c. 146.}
 9. *The Canadian National Exhibition Association Amendment Act, 1966.* ^{1966, c. 165.}

13.—(1) This Act, except sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 comes into force on the day it receives Royal Assent. ^{Commencement}

(2) Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 come into force on the 1st day of December, 1970. ^{Idem}

14. This Act may be cited as *The Canadian National Exhibition Association Act, 1970.* ^{Short title}

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An Act respecting the
Canadian National Exhibition Association

1st Reading

March 4th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

Mr. PRICE

BILL Pr18

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Toronto

MR. PRICE

(PRIVATE BILL)

11

BILL Pr18

1970

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of subsection 6 of section 6 of *The City of Toronto Act, 1936*, as enacted by subsection 3 of section 6 of *The City of Toronto Act, 1967*, is repealed and the following ^{1936, c. 84, s. 6, subs. 6, (1967, c. 131, s. 6, subs. 3), cl. c, re-enacted} substituted therefor:

(c) shall have a lien for any amount expended by or on behalf of the corporation under the authority of this subsection together with interest thereon at the rate to be fixed in the manner provided in subsection 4 upon the dwelling in respect of which such amount was expended, and the certificate of the clerk of the municipality as to such amount shall be final, and such amount shall be deemed to be taxes and may be added to the collector's roll to be collected in one year or to the proper collectors' rolls to be collected by instalments over a period of not more than five years and the amount or each instalment may be collected in the same manner as real property taxes.

2. Section 1 of *The City of Toronto Act, 1961-62*, as amended ^{1961-62, c. 171, s. 1, amended} by section 3 of *The City of Toronto Act, 1968*, is amended by adding thereto the following subsection:

(4b) Notwithstanding *The Assessment Act, 1968-69*, where ^{References to court of revision 1968-69 c. 6} reference is made in this Act to the court of revision of the City of Toronto and to the court of revision

- such reference shall be deemed to be to the court of revision constituted under *The Local Improvement Act*.
- R.S.O. 1960,
c. 223.
- Power of council with respect to highways
R.S.O. 1960,
c. 249
- 3.** Notwithstanding *The Municipal Act*, a highway less than 66 feet in width may be laid out by the council of the Corporation or by any owner of land with the approval of the council.
- Commencement
- 4.**—(1) This Act, except section 2, comes into force on the day it receives Royal Assent.
- Idem
- (2) Section 2 shall be deemed to have come into force on the 1st day of January, 1970.
- Short title
- 5.** This Act may be cited as *The City of Toronto Act, 1970*.

11



1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. PRICE

(*Private Bill*)

1970

BILL Pr18

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Toronto

MR. PRICE

(Reprinted as amended by the Private Bills Committee)

11

BILL Pr18

1970

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of subsection 6 of section 6 of *The City of Toronto Act, 1936*, as enacted by subsection 3 of section 6 of *The City of Toronto Act, 1967*, is repealed and the following ^{1936, c. 84, s. 6, subs. 6, (1967, c. 131, s. 6, subs. 3), cl. c, re-enacted} substituted therefor:

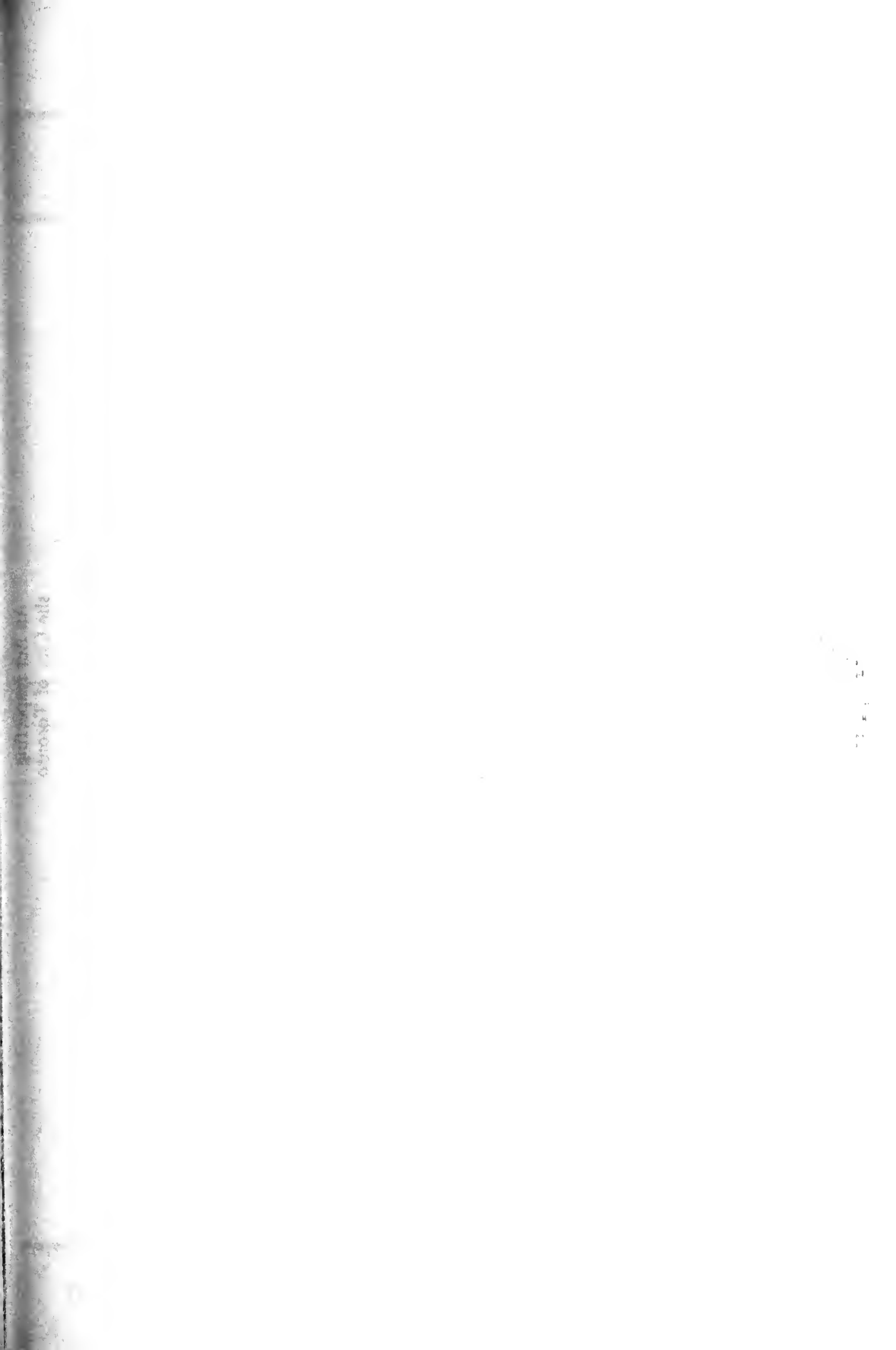
- (c) shall have a lien for any amount expended by or on behalf of the corporation under the authority of this subsection together with interest thereon at the rate to be fixed in the manner provided in subsection 4 upon the dwelling in respect of which such amount was expended, and the certificate of the clerk of the municipality as to such amount shall be final, and such amount shall be deemed to be taxes and may be added to the collector's roll to be collected in one year or to the proper collectors' rolls to be collected by instalments over a period of not more than five years and the amount or each instalment may be collected in the same manner as real property taxes.

2. Section 1 of *The City of Toronto Act, 1961-62*, as amended ^{1961-62, c. 171, s. 1, amended} by section 3 of *The City of Toronto Act, 1968*, is amended by adding thereto the following subsection:

- (4b) Notwithstanding *The Assessment Act, 1968-69*, where ^{References to court of revision 1968-69, c. 6} reference is made in this Act to the court of revision of the City of Toronto and to the court of revision

- R.S.O. 1960,
c. 223. such reference shall be deemed to be to the court of
revision constituted under *The Local Improvement
Act*.
- Commence-
ment **3.**—(1) This Act, except section 2, comes into force on the
day it receives Royal Assent.
- Idem (2) Section 2 shall be deemed to have come into force on the
1st day of January, 1970.
- Short title **4.** This Act may be cited as *The City of Toronto Act, 1970*.

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An Act respecting
the City of Toronto

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. PRICE

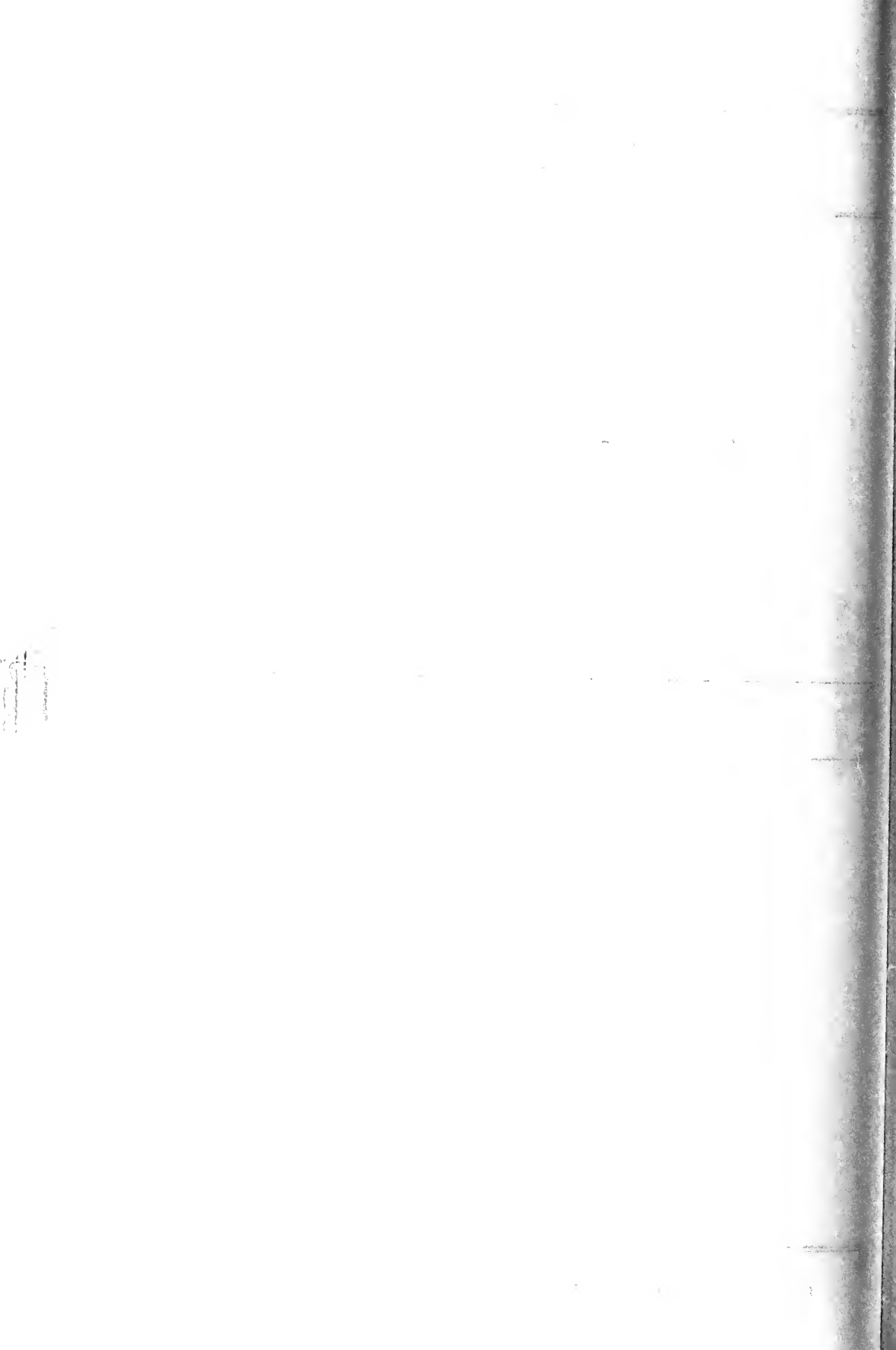
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the Private Bills Committee)*

BILL Pr18

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Toronto

MR. PRICE



BILL Pr18

1970

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of subsection 6 of section 6 of *The City of Toronto Act, 1936*, as enacted by subsection 3 of section 6 of *The City of Toronto Act, 1967*, is repealed and the following substituted therefor: ^{1936, c. 84, s. 6, subs. 6, (1967, c. 131, s. 6, subs. 3), cl. c, re-enacted}

- (c) shall have a lien for any amount expended by or on behalf of the corporation under the authority of this subsection together with interest thereon at the rate to be fixed in the manner provided in subsection 4 upon the dwelling in respect of which such amount was expended, and the certificate of the clerk of the municipality as to such amount shall be final, and such amount shall be deemed to be taxes and may be added to the collector's roll to be collected in one year or to the proper collectors' rolls to be collected by instalments over a period of not more than five years and the amount or each instalment may be collected in the same manner as real property taxes.

2. Section 1 of *The City of Toronto Act, 1961-62*, as amended by section 3 of *The City of Toronto Act, 1968*, is amended by adding thereto the following subsection: ^{1961-62, c. 171, s. 1, amended}

- (4b) Notwithstanding *The Assessment Act, 1968-69*, where reference is made in this Act to the court of revision of the City of Toronto and to the court of revision ^{References to court of revision 1968-69, c. 6}

- such reference shall be deemed to be to the court of revision constituted under *The Local Improvement Act*.
- R.S.O. 1960,
c. 223.
- Commence-
ment** **3.**—(1) This Act, except section 2, comes into force on the day it receives Royal Assent.
- Idem** (2) Section 2 shall be deemed to have come into force on the 1st day of January, 1970.
- Short title** **4.** This Act may be cited as *The City of Toronto Act, 1970*.

THE CIVIL SERVICE

An Act respecting
the City of Toronto

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PRICE

BILL Pr19

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Peterborough

MR. PITMAN

(PRIVATE BILL)



An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of The Corporation of the City of Peterborough is hereby authorized to pass a by-law in the form set forth in the Schedule hereto and thereafter with the approval of the Ontario Municipal Board to amend or repeal such by-law. ^{Authority to pass by-law}

2. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

3. This Act may be cited as *The City of Peterborough Act*, ^{Short title} 1970 (No. 2).

SCHEDULE

BY-LAW No. 197

A BY-LAW TO ESTABLISH MINIMUM HOUSING STANDARDS

The Corporation of the City of Peterborough by the Council thereof enacts as follows:

1. In this By-law,

- (a) "accessory building" means a subordinate detached building in the same yard as the main building, the use of which is clearly incidental to that of the main building;
- (b) "City of Peterborough" means The Corporation of the City of Peterborough;
- (c) "Clerk" means the clerk of The Corporation of the City of Peterborough;
- (d) "Committee" means the Housing Standards Committee established under this by-law;
- (e) "dwelling" means a building containing less than three dwelling units;
- (f) "dwelling unit" means one or more rooms connected together as a separate unit in the same structure and constituting an independent unit for residential occupancy by humans for living, sleeping, cooking and eating purposes;
- (g) "habitable room" means any room in a dwelling unit used or intended to be used for living, sleeping, cooking or eating purposes;
- (h) "Inspector" means an Inspector appointed under this by-law;
- (i) "Medical Officer of Health" means the Medical Officer of Health of the Peterborough County—City Health Unit;
- (j) "multiple dwelling" means a building containing three or more dwelling units;
- (k) "owner" means the assessed owner and all persons shown by the records of the Registry Office and the Sheriff's Office to have an interest in the residential property.
- (l) "occupant" means the person in actual exclusive possession of the residential property whether as owner, tenant or otherwise;
- (m) "repair" includes the provision of such facilities and the making of such additions or alterations as may be required so that the residential property shall conform to the standards prescribed in this by-law, and "repairs" and "repaired" have a corresponding meaning;
- (n) "residential building" means either a dwelling or multiple dwelling;
- (o) "residential property" means any property within the City of Peterborough that is used or designed for use as a domestic establishment in which one or more persons usually sleep and prepare meals and includes the yard and accessory buildings appurtenant to such establishment;

- (p) "yard" means the land other than publicly owned land around and appurtenant to the whole or any part of the residential property and used or intended to be used or capable of being used in connection with the residential property.
- 2.—(a) A yard shall be kept clean and free from rubbish, garbage or other debris and any object or condition likely to cause a fire, accident or danger to health shall be removed or eliminated.
- (b) A yard shall be kept free of ragweed, poison ivy, poison oak, poison sumac and other noxious plants.
3. All necessary steps shall be taken to prevent infestation of residential property by rodents and noxious insects and if found therein they shall be immediately eliminated.
4. Garbage, rubbish and ashes shall be stored in proper receptacles for removal in accordance with the by-laws of the City of Peterborough.
5. No motor vehicle or trailer which is in a wrecked, discarded, dismantled, inoperative, or abandoned condition or which is not equipped with valid licence plates for the current year or the immediately preceding year shall be parked, stored, kept or left in a yard.
6. Surface water in a yard shall be drained away from the main building and any accessory building and excessive ponding of surface water prevented.
7. Every part of a residential building shall be maintained in a structurally sound condition so as to be capable of sustaining safely its own weight and any additional weight that may be put on it through normal use.
- 8.—(a) The floors, exterior walls and roof of a residential building and accessory building shall be made weather resistant and maintained so as to prevent deterioration due to weather and other causes and all necessary painting, restoring and repairing shall be done.
- (b) The floors in a residential building and accessory building shall be kept free of loose, warped, protruding or rotten boards and all defective boards shall be repaired or replaced.
9. Every dwelling unit in a dwelling shall have a safe, continuous and unobstructed passage from the dwelling unit to the outside at street or grade level.
10. Every multiple dwelling shall have at least two safe, continuous and unobstructed passages from the interior of the building to the outside at street or grade level which do not pass through any dwelling unit therein and each dwelling unit shall have access to both such passages.
11. Every habitable room shall have an aggregate window area of not less than 10% of the floor area and a minimum of 3 square feet of the required window area shall be openable.
12. Bathrooms, toilet rooms and kitchenettes shall be deemed to be habitable rooms for the purpose of the preceding section, but a system of mechanical ventilation and artificial light may be used in lieu of the required windows if the system is connected directly to the outside and is capable of producing a change of air every 5 minutes.
13. All plumbing, drain pipes, water pipes, water closets and other plumbing fixtures in a residential property and every connecting line to the sewage system shall be maintained in good working order.
- 14.—(a) All wash basins, bathtubs, showers and sinks shall be served with hot and cold running water and all toilets shall be served with cold running water.
- (b) All toilets, wash basins, bathtubs, showers and sinks shall have an outlet connected to the sewage system which shall be maintained in good working order.

15.—(a) Where public water and sewage services are available, at least one serviceable water closet, sink and bathtub or shower shall be installed in every residential building other than in such a building occupied solely by the owner thereof, either by himself or with the immediate members of his family.

(b) Where public water and sewage services are not available, sanitary conveniences shall be provided and made available to the occupants of every residential building to a standard satisfactory to the Medical Officer of Health.

16. Where a heating system is installed in a residential building it shall be capable of maintaining a room temperature of 72 degrees fahrenheit in all habitable rooms, bathrooms and toilet rooms. The system shall be maintained in good working order and, if fuel burning, shall be vented into a chimney or flue providing a sufficient and adequate outlet for the escape of all noxious gases.

17. Where a heating system uses solid or liquid fuel a suitable receptacle for the storage of the fuel shall be provided and maintained in a convenient and safe location.

18. Every dwelling unit, other than a dwelling unit occupied solely by the owner thereof either by himself or with the immediate members of his family, shall be wired for electricity and equipped with sufficient receptacles to permit reasonable illumination.

19. The electrical wiring and all electrical equipment and appliances installed in a residential building shall be to the standards prescribed by the Ontario Electrical Code made pursuant to *The Power Commission Act*.

20.—(a) There shall be a Housing Standards Committee composed of five residents of the City of Peterborough who shall be appointed by resolution of Council.

(b) Appointments to the Committee shall be for a term of one year.

(c) Members of the Committee shall hold office until their successors are appointed, and are eligible for reappointment, and, where a member ceases to be a member before the expiration of his term, the Council shall forthwith appoint another eligible person for the unexpired portion of the term.

(d) Notwithstanding subsection (b) the first appointment of members of the Committee shall be made at the first regular meeting of Council held after the final passing of this by-law, the persons so appointed shall hold office for the remainder of the calendar year and for the following year and until their successors are appointed.

(e) A majority of the members of the Committee constitutes a quorum, and the Committee may adopt its own rules of procedure.

(f) The members of the Committee shall elect one of their number Chairman, and one of their number Vice-Chairman and shall appoint a secretary who may be one of their own number.

(g) The Chairman, Vice-Chairman and secretary shall hold office at the pleasure of the Committee.

(h) The Chairman or in his absence, the Vice-Chairman may administer oaths.

21.—(a) Council shall by resolution appoint one or more Inspectors who shall be responsible for enforcing this by-law.

(b) An Inspector may, at all reasonable times and upon producing proper identification, enter and inspect, either by himself or accompanied by one assistant, any residential property to which this by-law applies.

22. If an Inspector is of the opinion that residential property is below the standards prescribed in this by-law, he shall make an Order and serve a copy thereof, either personally or by registered mail, on the owner and upon the occupant, if any, stating that the residential property does not comply with the standards prescribed in this by-law and that repairs are required to be made thereto, giving reasonable particulars of the repairs required to be made, or that the land must be cleared and left in a graded and level condition and stating the time within which such repairs are to be made or such clearing is to be done, which shall not be less than six months, and if that, such repair or clearance is not so done, the City of Peterborough may carry out the repair or clearance at the expense of the owner.

23. An Order under Section 22 may be registered in the Registry Office and upon registration of such Order, any person acquiring any interest in the land subsequent thereto shall be deemed to have been given notice thereof on the date on which a copy was served on the registered owner and, when the requirements of the Order have been satisfied the Clerk shall forthwith register in the Registry Office a certificate that such requirements have been satisfied, which shall operate as a discharge of such Order.

24. Any person who has been served with an Order under Section 22 may appeal to the Committee from the Order by written notice of appeal sent by registered mail or served on the Clerk within 15 days after the date of service of the Order.

25. If the Order of the Inspector is appealed, the Clerk shall obtain an appointment for a hearing before the Committee and the Committee shall give notice or direct that notice be given of such hearing to such persons as the Committee considers should receive notice.

26. Upon hearing the persons who attend on the appeal and within 15 days thereafter, the Committee may affirm, modify or revoke the Order and its decision is final.

27. In addition to the appeal provided for in Section 24 a registered owner of a residential property who is the sole occupant thereof, either by himself or with the immediate members of his family, may apply to the Committee and the Committee may grant an extension of not more than 6 months from the end of the time specified in an Order given under Section 22 within which the repairs are to be made or the clearing is to be done, provided that no extension shall be granted unless the Committee is of the opinion that a refusal of the application would result in undue hardship.

28. Not more than one extension may be granted under Section 27 in respect of any residential property.

29. Every owner of residential property below the standards prescribed in Sections 1 to 19, both inclusive, of this by-law who permits such property to be used for human habitation by persons other than himself and the immediate members of his family, is guilty of an offence.

30. Every occupant of residential property who fails to maintain such property to the standards prescribed in Sections 1 to 6, both inclusive, of this by-law is guilty of an offence.

31. Every person who commits an offence under this by-law is liable to a fine of not more than \$300.00 exclusive of costs.

PASSED this.....day of....., 197 .

.....
Mayor.
.....
Clerk.

An Act respecting the
City of Peterborough

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. PITMAN

(*Private Bill*)

BILL Pr20

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Georgetown

MR. SNOW

(PRIVATE BILL)

BILL Pr20

1970

An Act respecting the Town of Georgetown

WHEREAS The Corporation of the Town of Georgetown, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pass, without the assent of the ^{Authority to pass} electors of the Corporation, a by-law to repeal By-law 80-A ^{by-law} which provided for the adoption of *The Public Parks Act*. ^{R.S.O. 1960, c. 329}
2. This Act comes into force on the day it receives Royal ^{Commencement} Assent.
3. This Act may be cited as *The Town of Georgetown Act*, ^{Short title} 1970.

An Act respecting the
Town of Georgetown

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. SNOW

(Private Bill)

BILL Pr20

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Georgetown

MR. SNOW

5011

An Act respecting the Town of Georgetown

WHEREAS The Corporation of the Town of Georgetown, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pass, without the assent of the electors of the Corporation, a by-law to repeal By-law 80-A which provided for the adoption of *The Public Parks Act*. ^{Authority to pass by-law R.S.O. 1960. c. 329}
2. This Act comes into force on the day it receives Royal Assent. ^{Commencement}
3. This Act may be cited as *The Town of Georgetown Act, 1970*. ^{Short title}

An Act respecting the
Town of Georgetown

1st Reading

March 4th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. SNOW

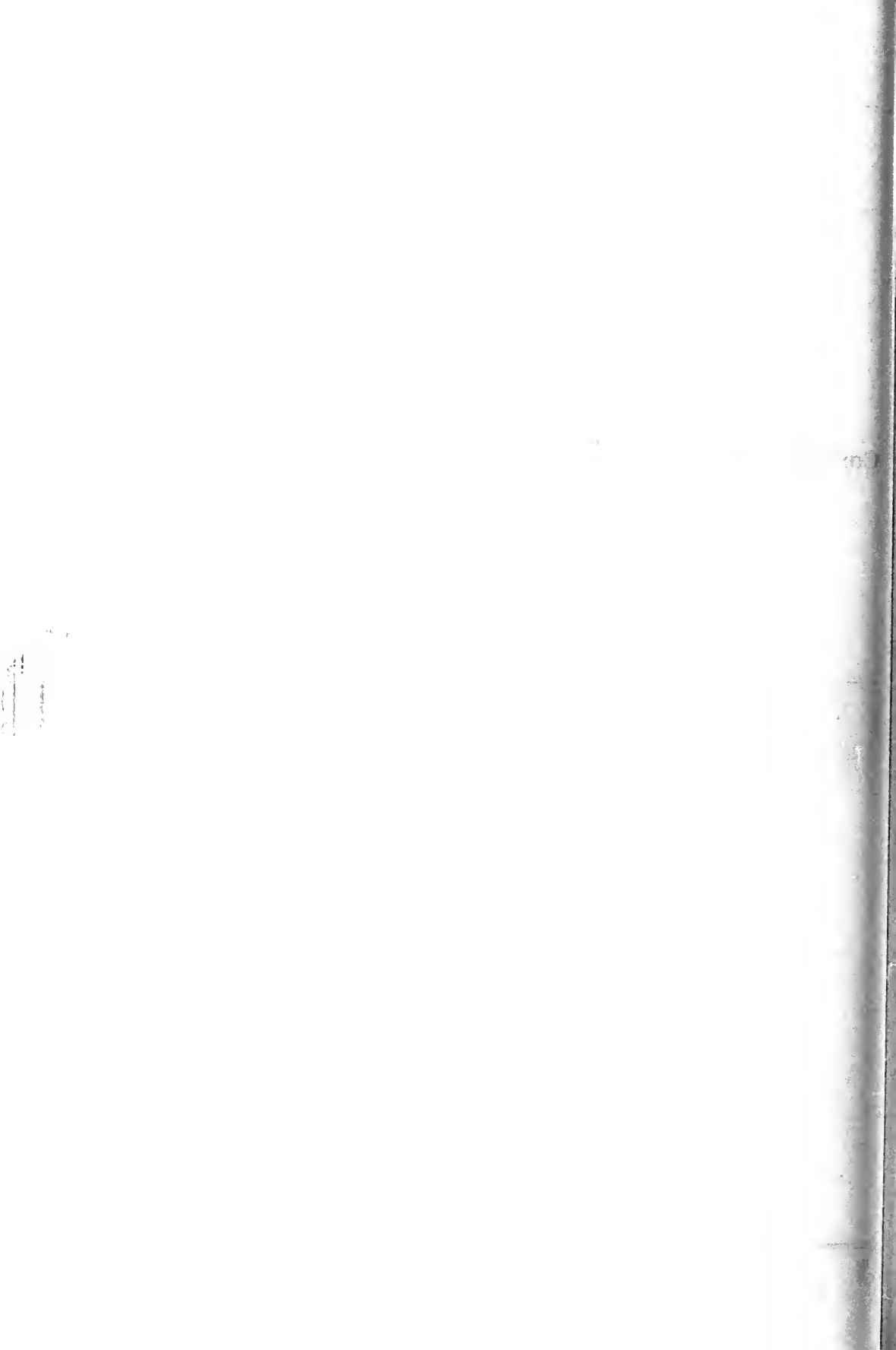
BILL Pr21

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Cornwall Street Railway, Light and Power Company Limited**

MR. VILLENEUVE

(PRIVATE BILL)



BILL Pr21

1970

**An Act respecting
Cornwall Street Railway,
Light and Power Company Limited**

WHEREAS the Cornwall Street Railway, Light and ^{Preamble} Power Company Limited by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding *The Public Utilities Corporations Act* ^{Authority to sell assets} and *The Railways Act*, the Cornwall Street Railway, Light ^{R.S.O. 1960,} and Power Company Limited, is authorized to sell all the ^{c. 336} land, buildings, fixtures, equipment, rolling stock and pro- ^{R.S.O. 1950,} prietary rights pertaining to its freight switching business in ^{c. 331} the City of Cornwall and set out in the Schedule hereto.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

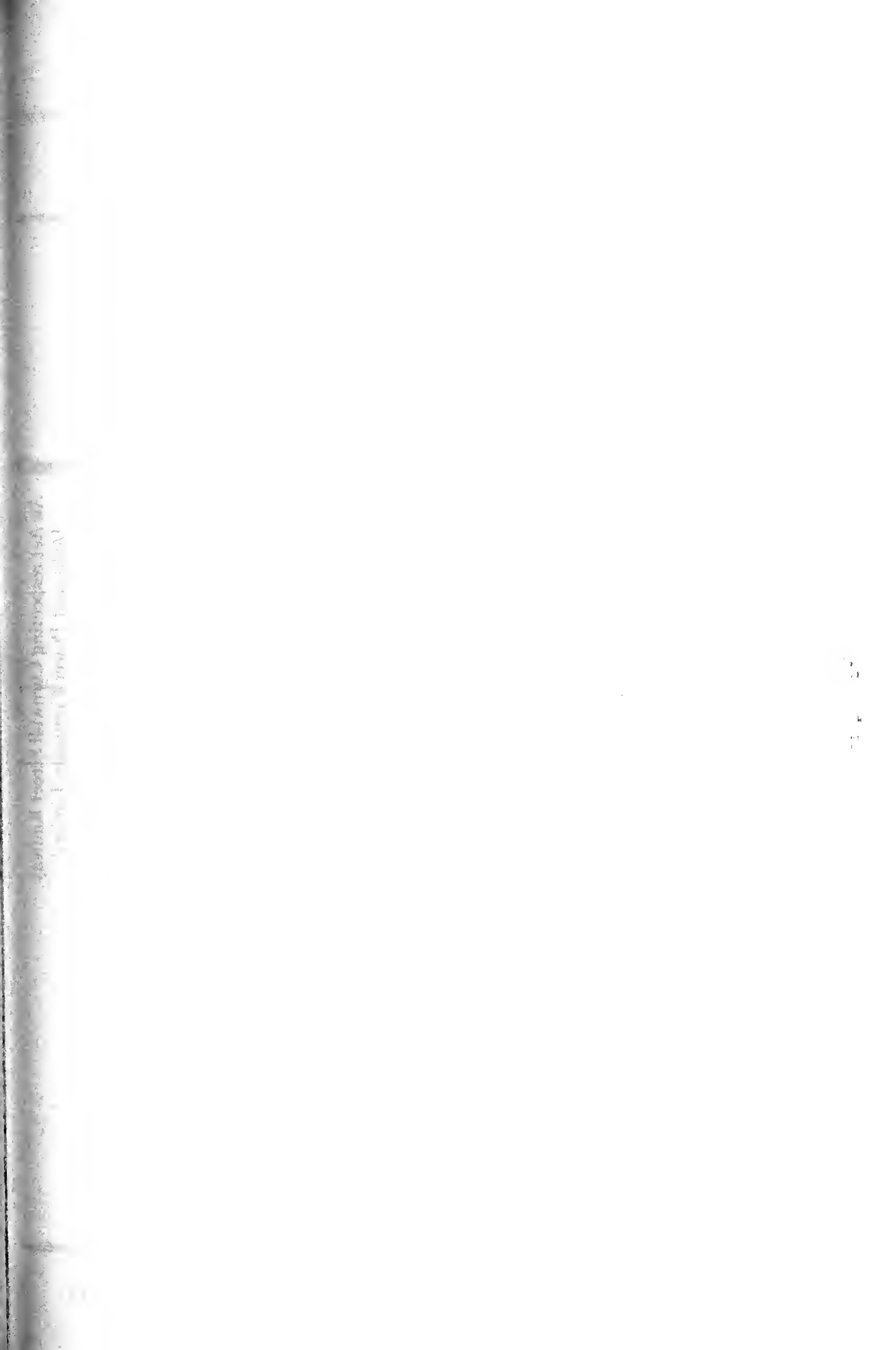
3. This Act may be cited as *The Cornwall Street Railway,* ^{Short title} *Light and Power Company Limited Act, 1970.*

SCHEDULE

1. MATERIAL ASSETS:

- (i) Rolling Stock: Ten Baldwin Westinghouse Locomotives.
- (ii) Service and Maintenance of Way Equipment: Two sweepers, one trolley tower car, one plow, one maintenance of way car, one half-ton truck, one one-ton truck, all radio cab equipment installed in the foregoing, one power drill and all repair stock in stores.
- (iii) Trackage: All tracks, exclusive of those on Cornwall Street Railway, Light and Power Company Limited property in the vicinity of the car barns.
- (iv) Overhead Trolley System: All trolley used exclusively for freight, all round 4/0 copper wire and hangers on joint use lines, all overhead repair stock in stores.
- (v) Records: All drawings pertaining to locomotives and tracks, and engineering drawings pertaining to the freight switching division.

2. EASEMENTS, RIGHTS-OF-WAY, ETC.: All of the proprietary rights and interests of the Cornwall Street Railway, Light and Power Company Limited pertaining to the operation and maintenance of its freight switching business, including easements, rights-of-way, agreements for maintenance and rights-of-way, interchange and switching agreements, and storage and lease agreements.



An Act respecting Cornwall Street Railway,
Light and Power Company Limited

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. VILLENEUVE

(Private Bill)

BILL Pr21

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Cornwall Street Railway, Light and Power Company Limited**

MR. VILLENEUVE



BILL Pr21

1970

**An Act respecting
Cornwall Street Railway,
Light and Power Company Limited**

WHEREAS the Cornwall Street Railway, Light and ^{Preamble} Power Company Limited by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding *The Public Utilities Corporations Act* ^{Authority to sell assets} and *The Railways Act*, the Cornwall Street Railway, Light ^{R.S.O. 1960.} and Power Company Limited, is authorized to sell all the ^{c. 336} land, buildings, fixtures, equipment, rolling stock and pro- ^{R.S.O. 1950,} prietary rights pertaining to its freight switching business in ^{c. 331} the City of Cornwall and set out in the Schedule hereto.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

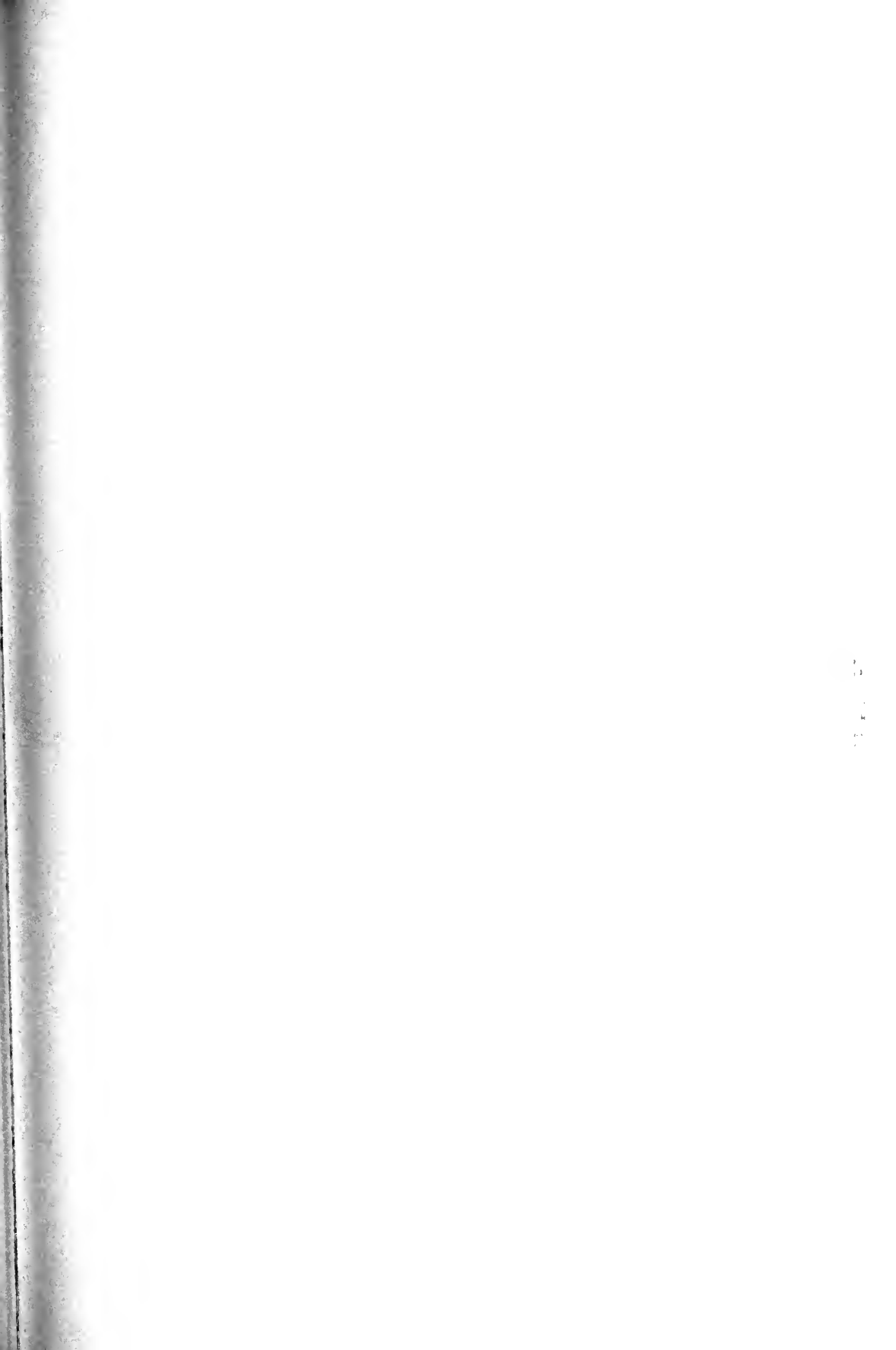
3. This Act may be cited as *The Cornwall Street Railway,* ^{Short title} *Light and Power Company Limited Act, 1970.*

SCHEDULE

1. MATERIAL ASSETS:

- (i) Rolling Stock: Ten Baldwin Westinghouse Locomotives.
- (ii) Service and Maintenance of Way Equipment: Two sweepers, one trolley tower car, one plow, one maintenance of way car, one half-ton truck, one one-ton truck, all radio cab equipment installed in the foregoing, one power drill and all repair stock in stores.
- (iii) Trackage: All tracks, exclusive of those on Cornwall Street Railway, Light and Power Company Limited property in the vicinity of the car barns.
- (iv) Overhead Trolley System: All trolley used exclusively for freight, all round 4/0 copper wire and hangers on joint use lines, all overhead repair stock in stores.
- (v) Records: All drawings pertaining to locomotives and tracks, and engineering drawings pertaining to the freight switching division.

2. EASEMENTS, RIGHTS-OF-WAY, ETC.: All of the proprietary rights and interests of the Cornwall Street Railway, Light and Power Company Limited pertaining to the operation and maintenance of its freight switching business, including easements, rights-of-way, agreements for maintenance and rights-of-way, interchange and switching agreements, and storage and lease agreements.





THE NEW YORK PUBLIC LIBRARY
ASTOR LENOX AND TILDEN FOUNDATIONS
455 FIFTH AVENUE, NEW YORK, N. Y.

An Act respecting Cornwall Street Railway,
Light and Power Company Limited

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

Mr. VILLENEUVE

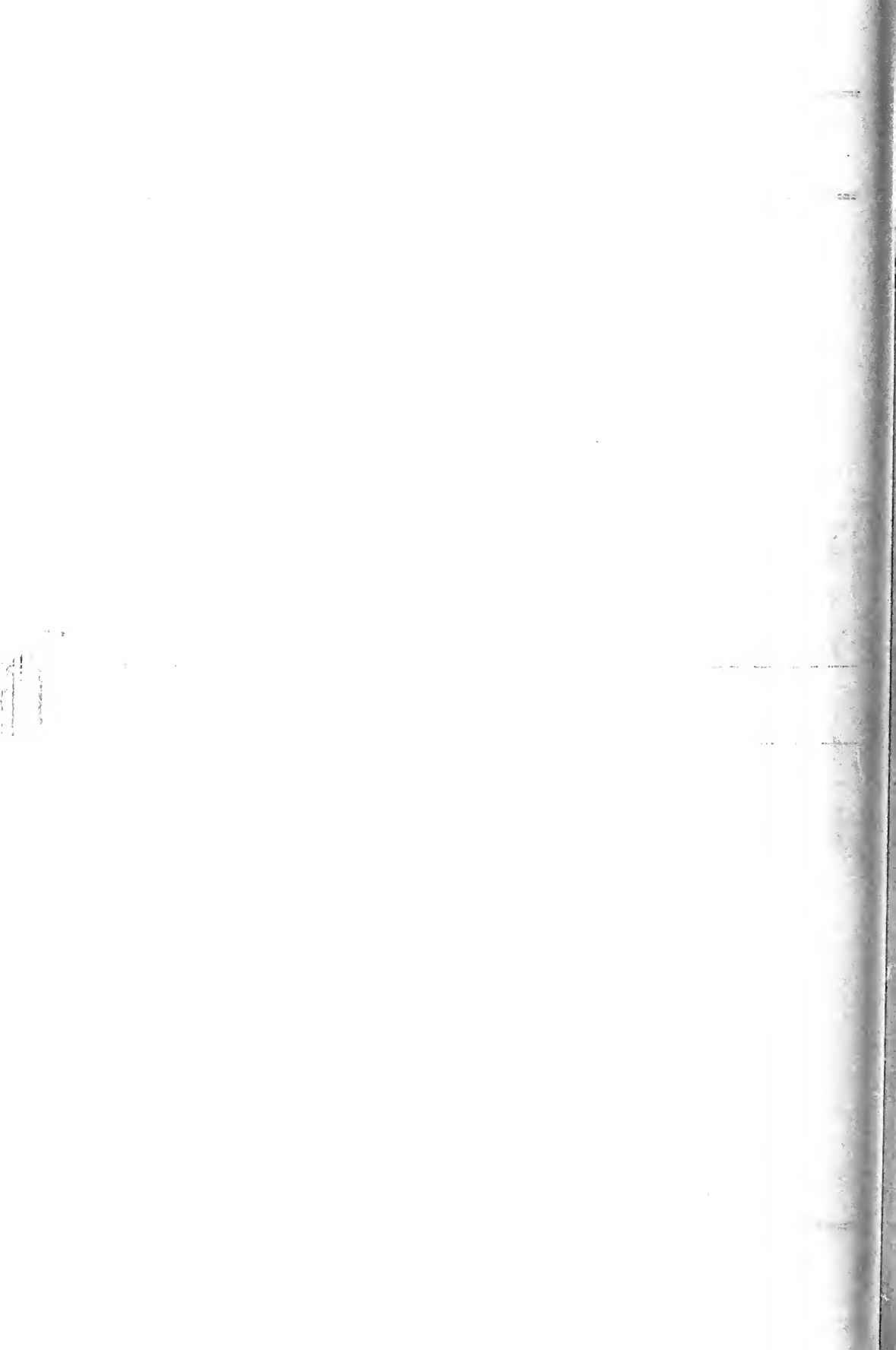
BILL Pr22

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Oakville

MR. SNOW

(PRIVATE BILL)



BILL Pr22

1970

An Act respecting the Town of Oakville

WHEREAS The Corporation of the Town of Oakville Preamble by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpreta-
tion

- (a) "Commission" means The Oakville Parks and Recreation Commission;
- (b) "Council" means the council of the Town of Oakville;
- (c) "Town" means The Corporation of the Town of Oakville.

2. There is hereby established a corporation under the name Commission established of The Oakville Parks and Recreation Commission composed of nine persons appointed by the Council, three of whom shall be members of the Council.

3. Notwithstanding any general or special Act, the Commission has all the powers of a Board of Park Management constituted under *The Public Parks Act*, a Cemetery Board constituted under *The Cemeteries Act*, a Community Centres Board constituted under *The Community Centres Act* and a Recreation Committee constituted under *The Department of Education Act*, and is subject to those Acts except as otherwise provided in this Act. Powers of Commission R.S.O. 1960, cc. 329, 47, 60, 94

4.—(1) Appointments to the Commission shall be for the term specified in the appointing by-law, need not all be of the same duration and shall not be of a lesser duration than the balance of the year in which they are made or of a greater duration than three years. Appoint-
ments to
Commission

- Term of office** (2) A member of the Commission whose term of office expires shall hold office until his successor is appointed.
- Quorum** (3) A majority of the members of the Commission constitutes a quorum.
- First members of Commission** **5.** The first members of the Commission shall be the present members of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board and thereafter appointments shall be made at the first meeting of the Council held after a vacancy occurs or the term of a member expires, and if for any reason an appointment is not made at that time it shall be made as soon as is practicable thereafter.
- Proceedings of Commission** **6.** The Commission may make such regulations as it considers desirable for governing its proceedings, the conduct of its members and the calling of meetings.
- Remuneration of members** **7.** The members of the Commission may be paid such remuneration as the Council may determine.
- Present bodies dissolved** **8.—(1)** The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board are dissolved and the assets and liabilities thereof become the assets and liabilities of the Town, but the lease to the Oakville and District Memorial Community Centre Arena Association dated the 22nd day of February, 1951 is not affected.
- Duties, responsibilities, etc., of Commission** (2) The Commission has initially all duties, responsibilities, rights and privileges delegated to and enjoyed by any and all of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Board and The Oakville Community Centres Board immediately prior to this Act coming into force.
- Repeal of by-laws** (3) The by-laws constituting The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board and in particular, but without limiting the generality of the foregoing, By-laws of the Town of Oakville Numbers 1962-46 and 1962-32 and By-laws of the Township of Trafalgar Numbers 1954-16 and 1957-37, are repealed.
- Annual estimates** **9.** The Commission shall, on or before the 1st day of February in each year, submit to the Council an itemized estimate of its financial requirements for the year and, subject to the provisions of *The Public Parks Act*, the Council may
- R.S.O. 1960, c. 329

accept or amend such estimate and the Town shall pay to the Commission out of the moneys appropriated for the Commission, such amounts as may be requisitioned from time to time.

10. All regulatory by-laws of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board shall continue in force and effect until they are repealed and other provisions substituted. ^{Regulatory by-laws continued}

11. Notwithstanding *The Assessment Act*, By-law 1969-200 of the Town of Oakville, providing for the extension of the time for the return of the assessment roll to the Clerk to the 28th day of November, 1969, and set forth as the Schedule hereto, is valid and binding for all purposes. ^{By-law validated R.S.O. 1960, c. 23}

12. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

13. This Act may be cited as *The Town of Oakville Act*, ^{Short title} 1970.

SCHEDULE

THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 1969-200

A by-law to extend the time for the return of the assessment roll.

WHEREAS by reason of the change over to electronic data processing, a delay has been experienced in the preparation of the assessment roll for the year 1969.

AND WHEREAS with the approval of the Department of Municipal Affairs, the date for the return of the roll has been extended to the 1st day of November, 1969.

AND WHEREAS the roll is still not in returnable form.

THE COUNCIL THEREFORE ENACTS AS FOLLOWS:

1. The date by which the assessment roll for the year 1969 must be returned to the Clerk shall be extended from the 1st day of November, 1969 to the 28th day of November, 1969 and the date for closing the Court of Revision shall be extended for a corresponding period.

2. An application for validation of this by-law by Special Act of the Legislature of the Province of Ontario is hereby authorized.

PASSED by the Council this 4th day of November, 1969.

F. M. ANDERSON,
Mayor.

D. W. BROWN,
Clerk.

1875

1875

THE UNIVERSITY OF CALIFORNIA

An Act respecting the Town of Oakville

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. SNOW

(*Private Bill*)

BILL Pr22

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Oakville

MR. SNOW

T O R O N T O

PRINTED AND PUBLISHED BY WILLIAM KINMOND, QUEEN'S PRINTER AND PUBLISHER

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100.

BILL Pr22

1970

An Act respecting the Town of Oakville

WHEREAS The Corporation of the Town of Oakville ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

<sup>Interpreta-
tion</sup>

- (a) "Commission" means The Oakville Parks and Recreation Commission;
- (b) "Council" means the council of the Town of Oakville;
- (c) "Town" means The Corporation of the Town of Oakville.

2. There is hereby established a corporation under the name of The Oakville Parks and Recreation Commission composed of nine persons appointed by the Council, three of whom shall be members of the Council. ^{Commission established}

3. Notwithstanding any general or special Act, the Commission has all the powers of a Board of Park Management constituted under *The Public Parks Act*, a Cemetery Board constituted under *The Cemeteries Act*, a Community Centres Board constituted under *The Community Centres Act* and a Recreation Committee constituted under *The Department of Education Act*, and is subject to those Acts except as otherwise provided in this Act. ^{Powers of Commission R.S.O. 1960, cc. 329, 47, 60, 94}

4.—(1) Appointments to the Commission shall be for the term specified in the appointing by-law, need not all be of the same duration and shall not be of a lesser duration than the balance of the year in which they are made or of a greater duration than three years. <sup>Appoint-
ments to
Commission</sup>

- Term of office** (2) A member of the Commission whose term of office expires shall hold office until his successor is appointed.
- Quorum** (3) A majority of the members of the Commission constitutes a quorum.
- First members of Commission** **5.** The first members of the Commission shall be the present members of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board and thereafter appointments shall be made at the first meeting of the Council held after a vacancy occurs or the term of a member expires, and if for any reason an appointment is not made at that time it shall be made as soon as is practicable thereafter.
- Proceedings of Commission** **6.** The Commission may make such regulations as it considers desirable for governing its proceedings, the conduct of its members and the calling of meetings.
- Remuneration of members** **7.** The members of the Commission may be paid such remuneration as the Council may determine.
- Present bodies dissolved** **8.—(1)** The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board are dissolved and the assets and liabilities thereof become the assets and liabilities of the Town, but the lease to the Oakville and District Memorial Community Centre Arena Association dated the 22nd day of February, 1951 is not affected.
- Duties, responsibilities, etc., of Commission** (2) The Commission has initially all duties, responsibilities, rights and privileges delegated to and enjoyed by any and all of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Board and The Oakville Community Centres Board immediately prior to this Act coming into force.
- Repeal of by-laws** (3) The by-laws constituting The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board and in particular, but without limiting the generality of the foregoing, By-laws of the Town of Oakville Numbers 1962-46 and 1962-32 and By-laws of the Township of Trafalgar Numbers 1954-16 and 1957-37, are repealed.
- Annual estimates** **9.** The Commission shall, on or before the 1st day of February in each year, submit to the Council an itemized estimate of its financial requirements for the year and, subject to the provisions of *The Public Parks Act*, the Council may
- R.S.O. 1960,
c. 329

accept or amend such estimate and the Town shall pay to the Commission out of the moneys appropriated for the Commission, such amounts as may be requisitioned from time to time.

10. All regulatory by-laws of The Oakville Board of Park Management, The Oakville Cemetery Board, The Oakville Recreation Committee and The Oakville Community Centres Board shall continue in force and effect until they are repealed and other provisions substituted. Regulatory by-laws continued

11. Notwithstanding *The Assessment Act*, By-law 1969-200 of the Town of Oakville, providing for the extension of the time for the return of the assessment roll to the Clerk to the 28th day of November, 1969, and set forth as the Schedule hereto, is valid and binding for all purposes. By-law validated R.S.O. 1960, c. 23

12. This Act comes into force on the day it receives Royal Assent. Commencement

13. This Act may be cited as *The Town of Oakville Act*, Short title 1970.

SCHEDULE

THE CORPORATION OF THE TOWN OF OAKVILLE

BY-LAW NUMBER 1969-200

A by-law to extend the time for the return of the assessment roll.

WHEREAS by reason of the change over to electronic data processing, a delay has been experienced in the preparation of the assessment roll for the year 1969.

AND WHEREAS with the approval of the Department of Municipal Affairs, the date for the return of the roll has been extended to the 1st day of November, 1969.

AND WHEREAS the roll is still not in returnable form.

THE COUNCIL THEREFORE ENACTS AS FOLLOWS:

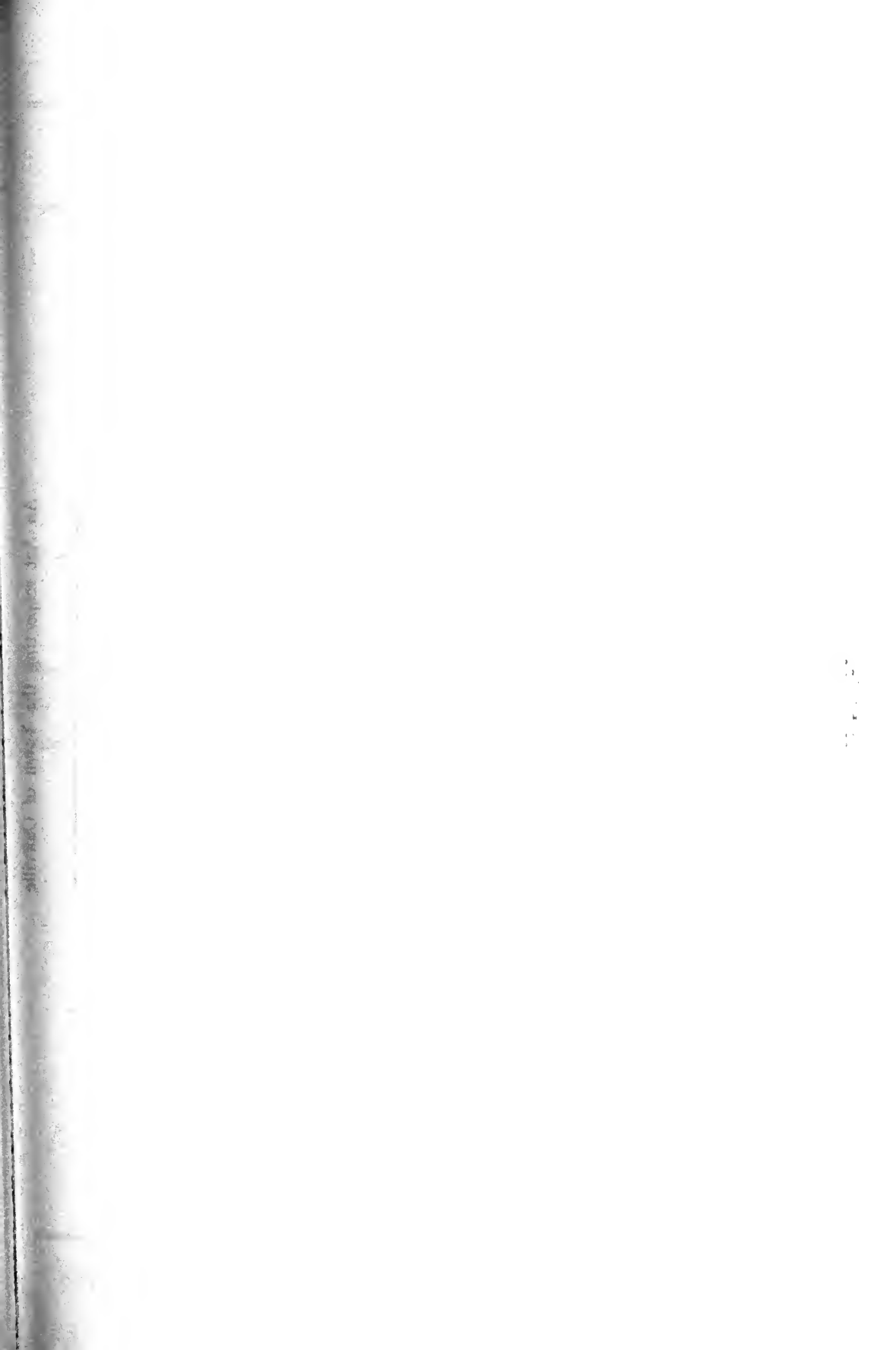
1. The date by which the assessment roll for the year 1969 must be returned to the Clerk shall be extended from the 1st day of November, 1969 to the 28th day of November, 1969 and the date for closing the Court of Revision shall be extended for a corresponding period.

2. An application for validation of this by-law by Special Act of the Legislature of the Province of Ontario is hereby authorized.

PASSED by the Council this 4th day of November, 1969.

F. M. ANDERSON,
Mayor.

D. W. BROWN,
Clerk.



An Act respecting the Town of Oakville

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. SNOW

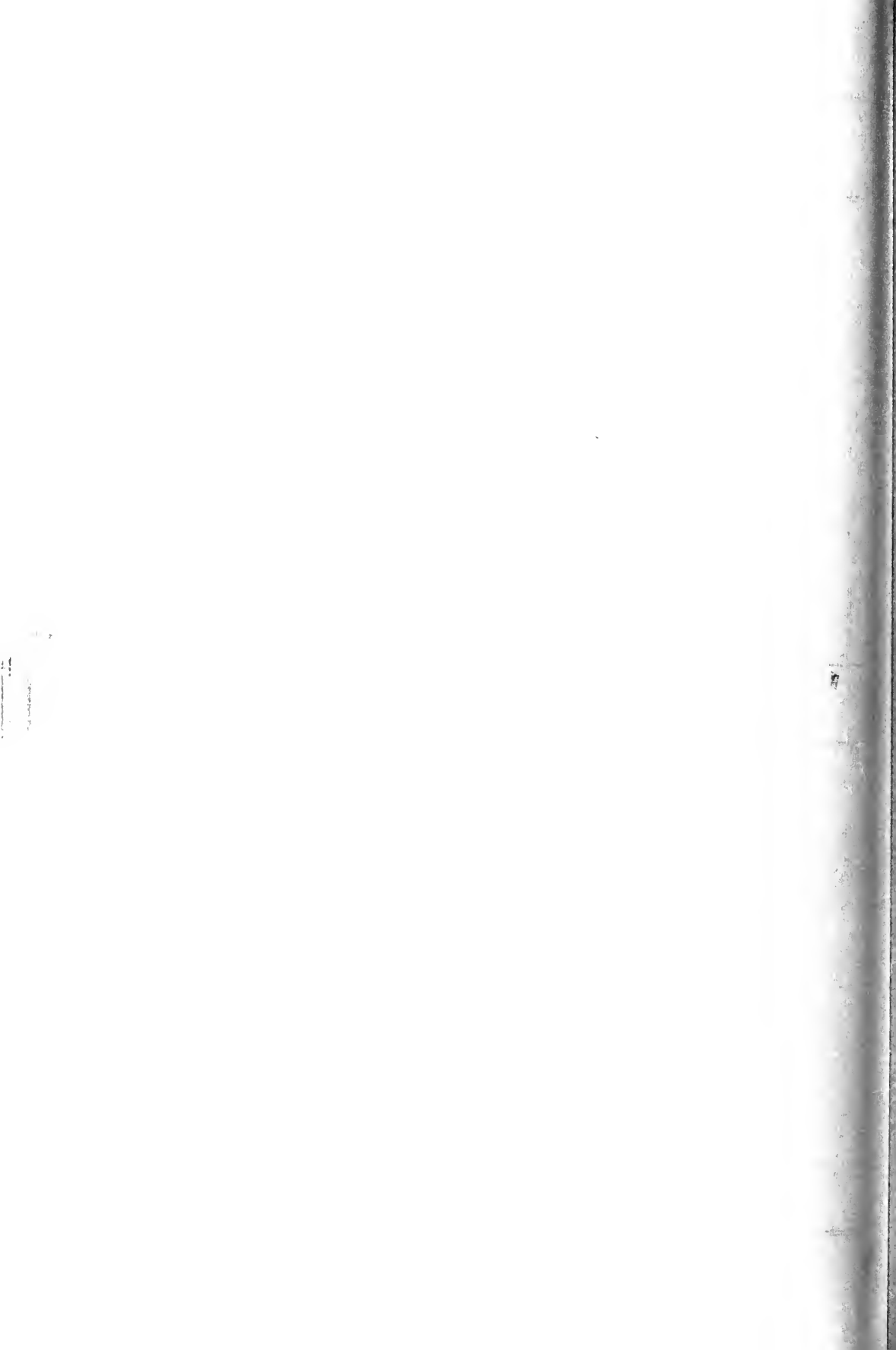
BILL Pr23

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Barrie

MR. EVANS

(PRIVATE BILL)



BILL Pr23

1970

An Act respecting the City of Barrie

WHEREAS The Corporation of the City of Barrie, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act, "building" includes any building, part of <sup>Interpreta-
tion</sup> a building or structure and the contents thereof with the land and premises appurtenant thereto and all outbuildings, fences or erections thereon or therein.

2. The council of the Corporation may, by by-law, passed <sup>Order for
demolition
of building</sup> at any general meeting thereof by a vote of three-fourths of all the members of the council, order the removal or demolition of a building that is in a ruinous or dilapidated state and has not been occupied for industrial, commercial or residential purposes for a period of three years.

3.—(1) Notice of the by-law shall be registered in the <sup>Notice of
by-law</sup> Registry Office for the Registry Division of the County of Simcoe and notice shall thereafter be served upon the owner, the mortgagee and any other encumbrancer appearing on the registered title, and upon any execution creditor appearing on the records of the sheriff's office.

(2) The owner, mortgagee, encumbrancer or execution ^{Appeal} creditor has the right to appeal to the judge of the county court of the County of Simcoe from the decision of the council to remove or demolish the building by written notice of appeal delivered to the clerk of the Corporation within thirty days after the date of service of the notice of the by-law.

4. The notice of the by-law shall include a copy of the ^{Notice} by-law and shall set out the method and time for appealing from the decision of the council of the Corporation.

Power of
City
Engineer
to carry
out order

5. Unless notice of an appeal is received by the clerk of the Corporation within the time stated in section 3, the decision of the council of the Corporation to remove or demolish the building may be carried out forthwith by the City Engineer on behalf of the Corporation and for this purpose the Corporation with its servants and agents may from time to time enter upon the lands of the owner, and the Corporation is not liable to compensate the owner, or any other person, by reason of anything done by or on behalf of the Corporation under the authority of this section.

Lien

6. The Corporation has a lien for the amount expended by or on behalf of the Corporation in carrying out the decision of the council to remove or demolish the building and the certificate of the clerk of the Corporation as to the amounts so expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as the real property taxes.

Hearing
of appeal

7. If the decision of the council of the Corporation is appealed, the clerk of the Corporation shall obtain an appointment for a hearing before the judge of the county court of the County of Simcoe and shall give notice thereof by such means and to such persons as the judge may require.

Order of
judge

8. After hearing the persons who attend on the appeal, the judge may confirm the decision of the council of the Corporation and dismiss the appeal, in which case the Corporation may proceed forthwith to remove or demolish the building or the judge may make such other order as he deems advisable under the circumstances.

Relief
from parking
requirements

9.—(1) The council of the Corporation may enter into an agreement with the owner or occupant of a building or structure to be erected or used providing for relief, to the extent set out in the agreement, from any requirement in any by-law of the Corporation for the provision or maintenance of parking facilities on land that is not part of a highway, and exempting such owner or occupant, to the extent specified in the agreement, from the necessity of providing or maintaining such facilities.

Agreements

- (2) Every agreement referred to in subsection 1 shall,
- (a) be subject to the approval of the Ontario Municipal Board given either before or after the execution thereof; and
 - (b) require the payment to the Corporation of a sum of money therein set out, either in a lump sum or by instalments, together with interest at a rate therein specified, and shall set forth the basis upon which the sum is computed.

(3) All moneys paid or to be paid pursuant to an agreement referred to in subsection 1 shall be paid into a special account and may be invested in such securities as a trustee may invest in under *The Trustee Act*, and the earnings derived from the investments of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 67 of section 377 of *The Municipal Act*.

Disposition
of moneys

R.S.O. 1960,
cc. 408, 249

(4) Any such agreement may be registered against the land affected thereby in the proper registry or land titles office, and, when so registered, the amounts payable under such an agreement until paid shall be a lien or charge upon the lands described therein and may be collected in the same manner and with the same remedies as provided by *The Assessment Act, 1968-69* and *The Department of Municipal Affairs Act* for the collection of real property taxes, and, upon payment in full of the moneys to be paid under the agreement or upon termination of the agreement, there shall be registered in the proper registry or land titles office against such lands a certificate from the clerk of the Corporation stating that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Upon
registration
of agree-
ment,
payments
to be
charge
on lands

1968-69
c. 6
R.S.O. 1960,
c. 98

(5) The City Auditor in his annual report shall report on the activities and position of any special account established under this section.

Auditor's
report

10. Notwithstanding subsection 2 of section 380 of *The Municipal Act*, subject to the approval of the Ontario Municipal Board first being obtained, the council of the Corporation may amend Sewage Works Construction By-laws numbered 2973, 2976, 2977, 3005, 3006, 3041, 3042, 3080, 66-11, 66-14, 66-32, 66-54, 66-55, 67-13, to provide for imposing a sewer rate as of the date of such by-laws, upon the owners and occupants of land within the City of Barrie, sufficient to pay for the whole of the capital cost of the said works and upon amendment thereof the provisions of section 380 of *The Municipal Act* shall apply to such by-laws.

Authority to
amend
by-laws
R.S.O. 1960,
c. 249

11. Section 3 of *The Town of Barrie Act, 1945* is amended by striking out "ratepayers" in the seventh line and inserting in lieu thereof "persons who are qualified to be elected as members of council", so that the section shall read as follows:

1945, c. 29,
s. 3,
amended

3. The general management, regulation and control of the premises aforesaid, including the artificial ice plant, shall be vested in a Commission to be known as The Barrie Arena Commission, to be appointed

Management

by the council of the Corporation of the Town of Barrie each year, such Commission to consist of five members, three of whom shall be members of the council and two of whom shall be persons who are qualified to be elected as members of council of the Town of Barrie but not members of the council.

1945, c. 29,
amended

12. *The Town of Barrie Act, 1945* is amended by adding thereto the following section:

Arena
deemed
community
centre
R.S.O. 1960,
c. 60

3a. Notwithstanding the provisions of section 4 of *The Community Centres Act*, the Barrie Arena shall be deemed to be a community centre and the provisions of that Act shall apply to it as though it had been established by by-law of the council of the City of Barrie.

Commence-
ment

13. This Act comes into force on the day it receives Royal Assent.

Short title

14. This Act may be cited as *The City of Barrie Act, 1970*.

An Act respecting the City of Barrie

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

Mr. EVANS

(Private Bill)

BILL Pr23

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Barrie

MR. EVANS



BILL Pr23

1970

An Act respecting the City of Barrie

WHEREAS The Corporation of the City of Barrie, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act, "building" includes any building, part of <sup>Interpreta-
tion</sup> a building or structure and the contents thereof with the land and premises appurtenant thereto and all outbuildings, fences or erections thereon or therein.

2. The council of the Corporation may, by by-law, passed <sup>Order for
demolition
of building</sup> at any general meeting thereof by a vote of three-fourths of all the members of the council, order the removal or demolition of a building that is in a ruinous or dilapidated state and has not been occupied for industrial, commercial or residential purposes for a period of three years.

3.—(1) Notice of the by-law shall be registered in the <sup>Notice of
by-law</sup> Registry Office for the Registry Division of the County of Simcoe and notice shall thereafter be served upon the owner, the mortgagee and any other encumbrancer appearing on the registered title, and upon any execution creditor appearing on the records of the sheriff's office.

(2) The owner, mortgagee, encumbrancer or execution ^{Appeal} creditor has the right to appeal to the judge of the county court of the County of Simcoe from the decision of the council to remove or demolish the building by written notice of appeal delivered to the clerk of the Corporation within thirty days after the date of service of the notice of the by-law.

4. The notice of the by-law shall include a copy of the ^{Notice} by-law and shall set out the method and time for appealing from the decision of the council of the Corporation.

Power of
City
Engineer
to carry
out order

5. Unless notice of an appeal is received by the clerk of the Corporation within the time stated in section 3, the decision of the council of the Corporation to remove or demolish the building may be carried out forthwith by the City Engineer on behalf of the Corporation and for this purpose the Corporation with its servants and agents may from time to time enter upon the lands of the owner, and the Corporation is not liable to compensate the owner, or any other person, by reason of anything done by or on behalf of the Corporation under the authority of this section.

Lien

6. The Corporation has a lien for the amount expended by or on behalf of the Corporation in carrying out the decision of the council to remove or demolish the building and the certificate of the clerk of the Corporation as to the amounts so expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as the real property taxes.

Hearing
of appeal

7. If the decision of the council of the Corporation is appealed, the clerk of the Corporation shall obtain an appointment for a hearing before the judge of the county court of the County of Simcoe and shall give notice thereof by such means and to such persons as the judge may require.

Order of
judge

8. After hearing the persons who attend on the appeal, the judge may confirm the decision of the council of the Corporation and dismiss the appeal, in which case the Corporation may proceed forthwith to remove or demolish the building or the judge may make such other order as he deems advisable under the circumstances.

Relief
from parking
requirements

9.—(1) The council of the Corporation may enter into an agreement with the owner or occupant of a building or structure to be erected or used providing for relief, to the extent set out in the agreement, from any requirement in any by-law of the Corporation for the provision or maintenance of parking facilities on land that is not part of a highway, and exempting such owner or occupant, to the extent specified in the agreement, from the necessity of providing or maintaining such facilities.

Agreements

- (2) Every agreement referred to in subsection 1 shall,
- (a) be subject to the approval of the Ontario Municipal Board given either before or after the execution thereof; and
 - (b) require the payment to the Corporation of a sum of money therein set out, either in a lump sum or by instalments, together with interest at a rate therein specified, and shall set forth the basis upon which the sum is computed.

(3) All moneys paid or to be paid pursuant to an agreement referred to in subsection 1 shall be paid into a special account and may be invested in such securities as a trustee may invest in under *The Trustee Act*, and the earnings derived from the investments of such moneys shall be paid into such special account, and the moneys in such special account shall be expended for the same purposes and in the same manner as a reserve fund provided for in paragraph 67 of section 377 of *The Municipal Act*.

Disposition
of moneys

R.S.O. 1960,
cc. 408, 249

(4) Any such agreement may be registered against the land affected thereby in the proper registry or land titles office, and, when so registered, the amounts payable under such an agreement until paid shall be a lien or charge upon the lands described therein and may be collected in the same manner and with the same remedies as provided by *The Assessment Act, 1968-69* and *The Department of Municipal Affairs Act* for the collection of real property taxes, and, upon payment in full of the moneys to be paid under the agreement or upon termination of the agreement, there shall be registered in the proper registry or land titles office against such lands a certificate from the clerk of the Corporation stating that the moneys to be paid under the agreement have been fully paid or that the agreement has been terminated.

Upon
registration
of agree-
ment,
payments
to be
charge
on lands

1968-69
c. 6

R.S.O. 1960,
c. 98

(5) The City Auditor in his annual report shall report on the activities and position of any special account established under this section.

Auditor's
report

10. Notwithstanding subsection 2 of section 380 of *The Municipal Act*, subject to the approval of the Ontario Municipal Board first being obtained, the council of the Corporation may amend Sewage Works Construction By-laws numbered 2973, 2976, 2977, 3005, 3006, 3041, 3042, 3080, 66-11, 66-14, 66-32, 66-54, 66-55, 67-13, to provide for imposing a sewer rate as of the date of such by-laws, upon the owners and occupants of land within the City of Barrie, sufficient to pay for the whole of the capital cost of the said works and upon amendment thereof the provisions of section 380 of *The Municipal Act* shall apply to such by-laws.

Authority to
amend
by-laws
R.S.O. 1960,
c. 249

11. Section 3 of *The Town of Barrie Act, 1945* is amended by striking out "ratepayers" in the seventh line and inserting in lieu thereof "persons who are qualified to be elected as members of council", so that the section shall read as follows:

1945, c. 29,
s. 3,
amended

3. The general management, regulation and control of the premises aforesaid, including the artificial ice plant, shall be vested in a Commission to be known as The Barrie Arena Commission, to be appointed

Management

by the council of the Corporation of the Town of Barrie each year, such Commission to consist of five members, three of whom shall be members of the council and two of whom shall be persons who are qualified to be elected as members of council of the Town of Barrie but not members of the council.

1945, c. 29,
amended

12. *The Town of Barrie Act, 1945* is amended by adding thereto the following section:

Arena
deemed
community
centre
R.S.O. 1960,
c. 60

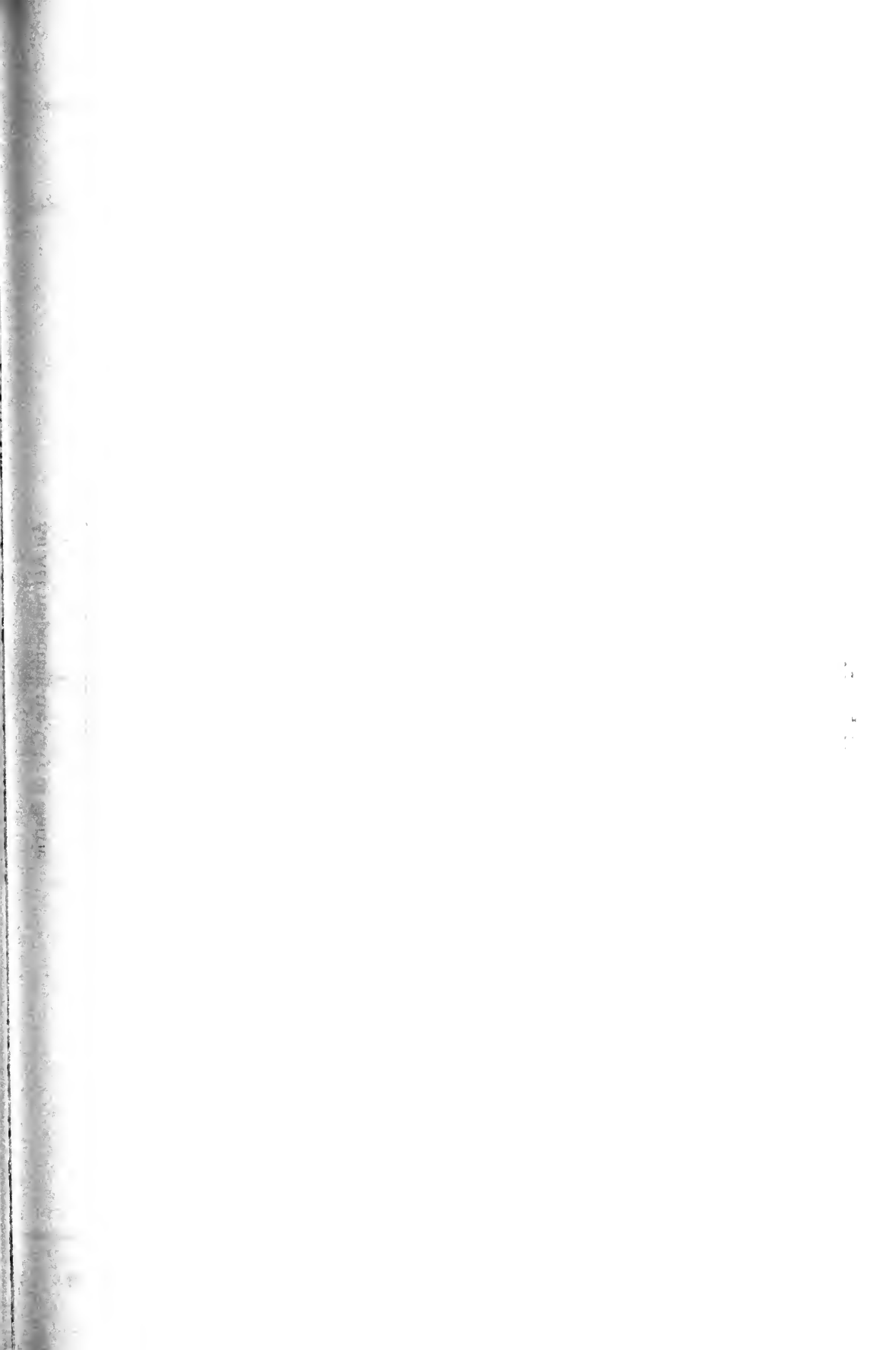
3a. Notwithstanding the provisions of section 4 of *The Community Centres Act*, the Barrie Arena shall be deemed to be a community centre and the provisions of that Act shall apply to it as though it had been established by by-law of the council of the City of Barrie.

Commence-
ment

13. This Act comes into force on the day it receives Royal Assent.

Short title

14. This Act may be cited as *The City of Barrie Act, 1970*.



An Act respecting the City of Barrie

1st Reading

March 10th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. EVANS

BILL Pr24

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Sidney Goldstone Limited

MR. DE MONTE

(PRIVATE BILL)



BILL Pr24

1970

An Act respecting Sidney Goldstone Limited

WHEREAS Sidney Goldstone, Samuel Redhill and Miriam Redhill, by their petition have represented that Sidney Goldstone Limited, herein called the Corporation, was incorporated by letters patent dated the 6th day of May, 1960; that the Provincial Secretary by order made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 27th day of May, 1965; that the petitioners were all the directors and the holders of all the common shares of the Corporation at the time of the said dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act*, although sent to each of the petitioners as directors was not received by any of them and none of them was aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was carrying on active commercial business authorized by its letters patent; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Preamble

R.S.O. 1960,
c. 71

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sidney Goldstone Limited incorporated by letters patent dated the 6th day of May, 1960, is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Sidney
Goldstone
Limited
revived

2. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

Short title **3.** This Act may be cited as *The Sidney Goldstone Limited Act, 1970.*



Signet Corporation Limited
In and for the Republic of Singapore

An Act respecting
Sidney Goldstone Limited

1st Reading

2nd Reading

3rd Reading

MR. DE MONTE

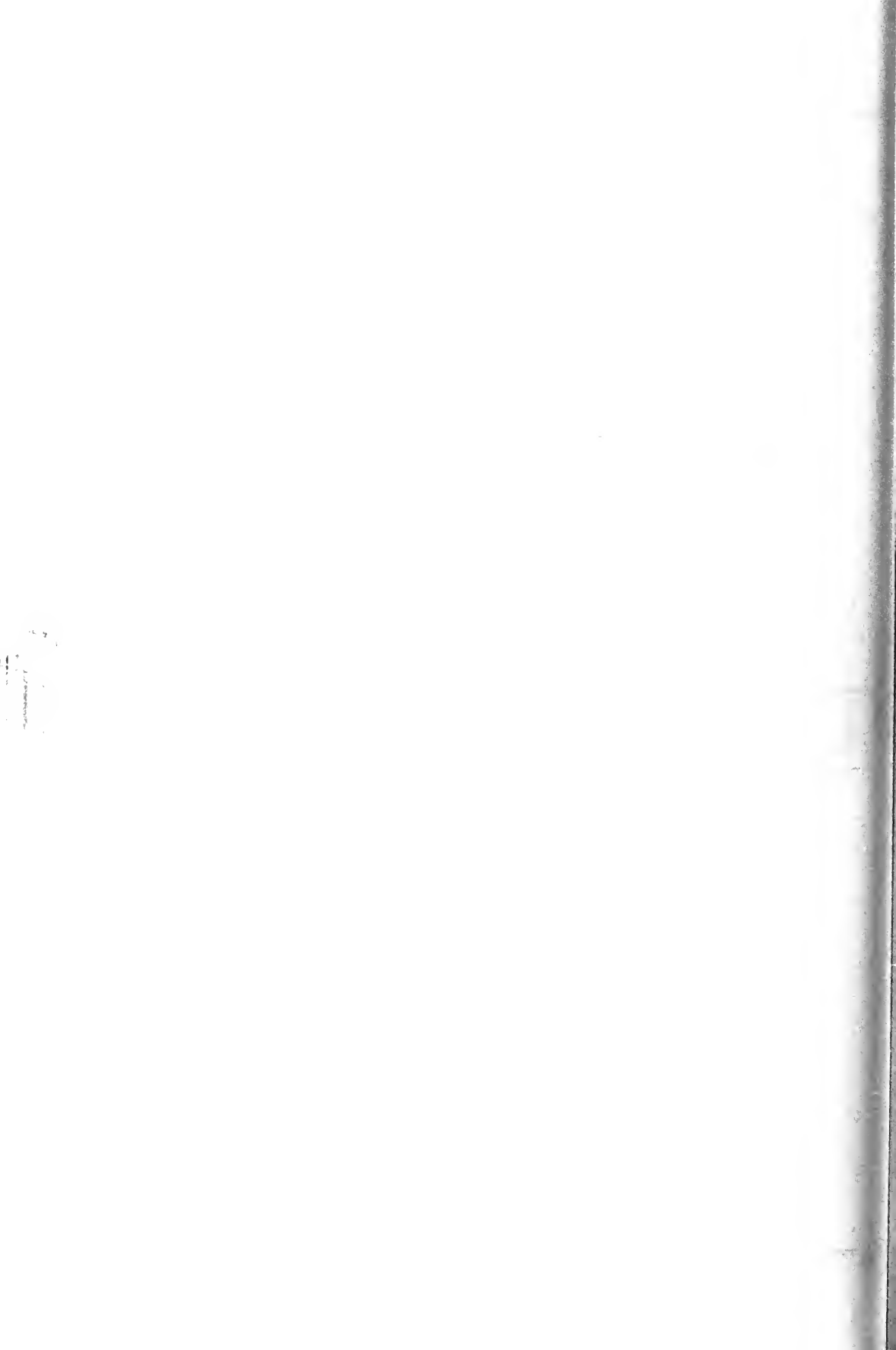
(Private Bill)

BILL Pr24

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Sidney Goldstone Limited

MR. DE MONTE



BILL Pr24

1970

An Act respecting Sidney Goldstone Limited

WHEREAS Sidney Goldstone, Samuel Redhill and ^{Preamble} Miriam Redhill, by their petition have represented that Sidney Goldstone Limited, herein called the Corporation, was incorporated by letters patent dated the 6th day of May, 1960; that the Provincial Secretary by order made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 27th day of May, 1965; that the petitioners were all the directors and the holders of all the common shares of the Corporation at the time of the said dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act*, although sent to each of the petitioners as directors was not received by any of them and none of them was aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was carrying on active commercial business authorized by its letters patent; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition; ^{R.S.O. 1960, c. 71}

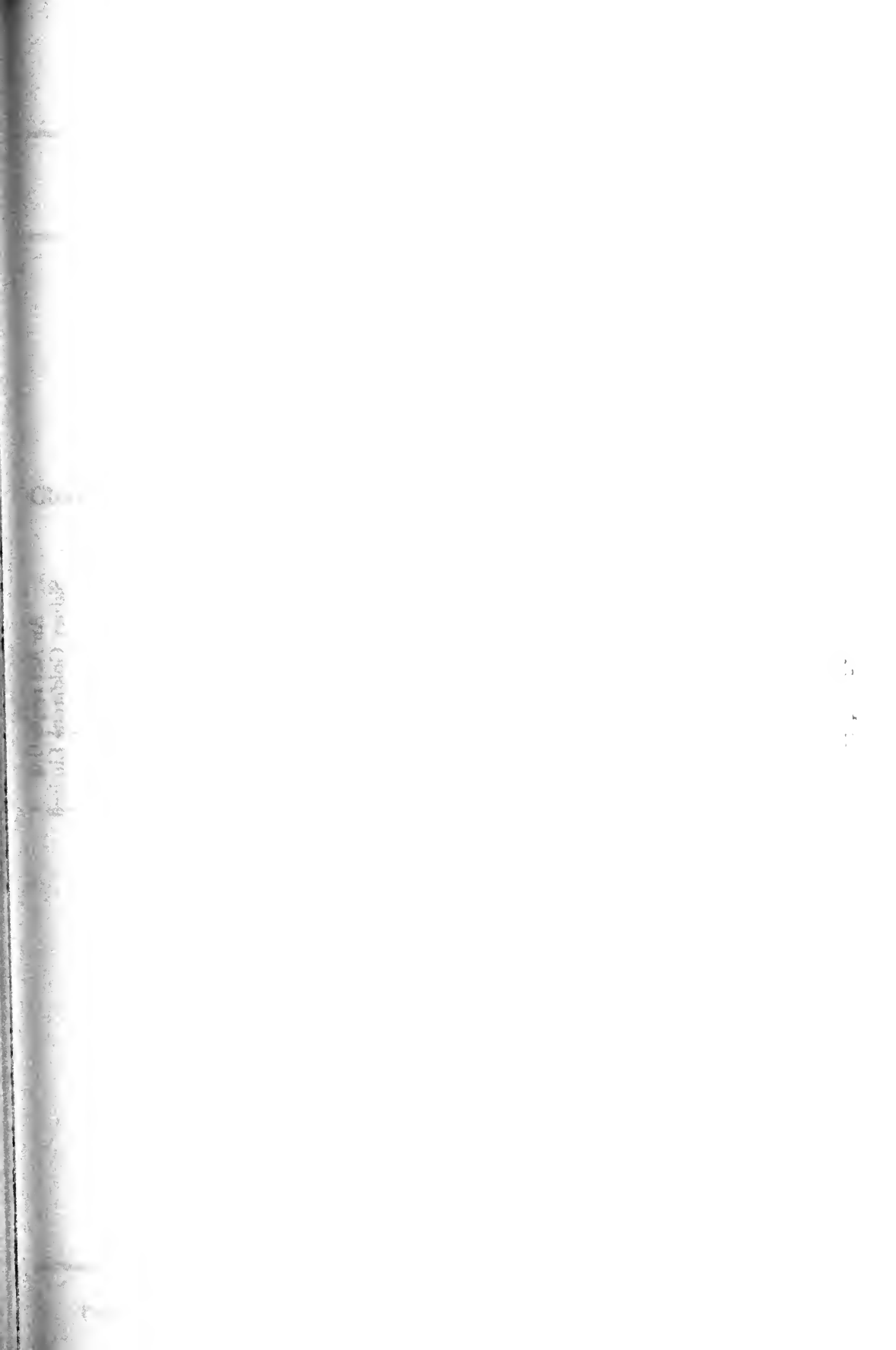
Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sidney Goldstone Limited incorporated by letters patent ^{Sidney Goldstone Limited revived} dated the 6th day of May, 1960, is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

2. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

Short title **3.** This Act may be cited as *The Sidney Goldstone Limited Act, 1970*.





An Act respecting
Sidney Goldstone Limited

1st Reading

March 12th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. DE MONTE

1970

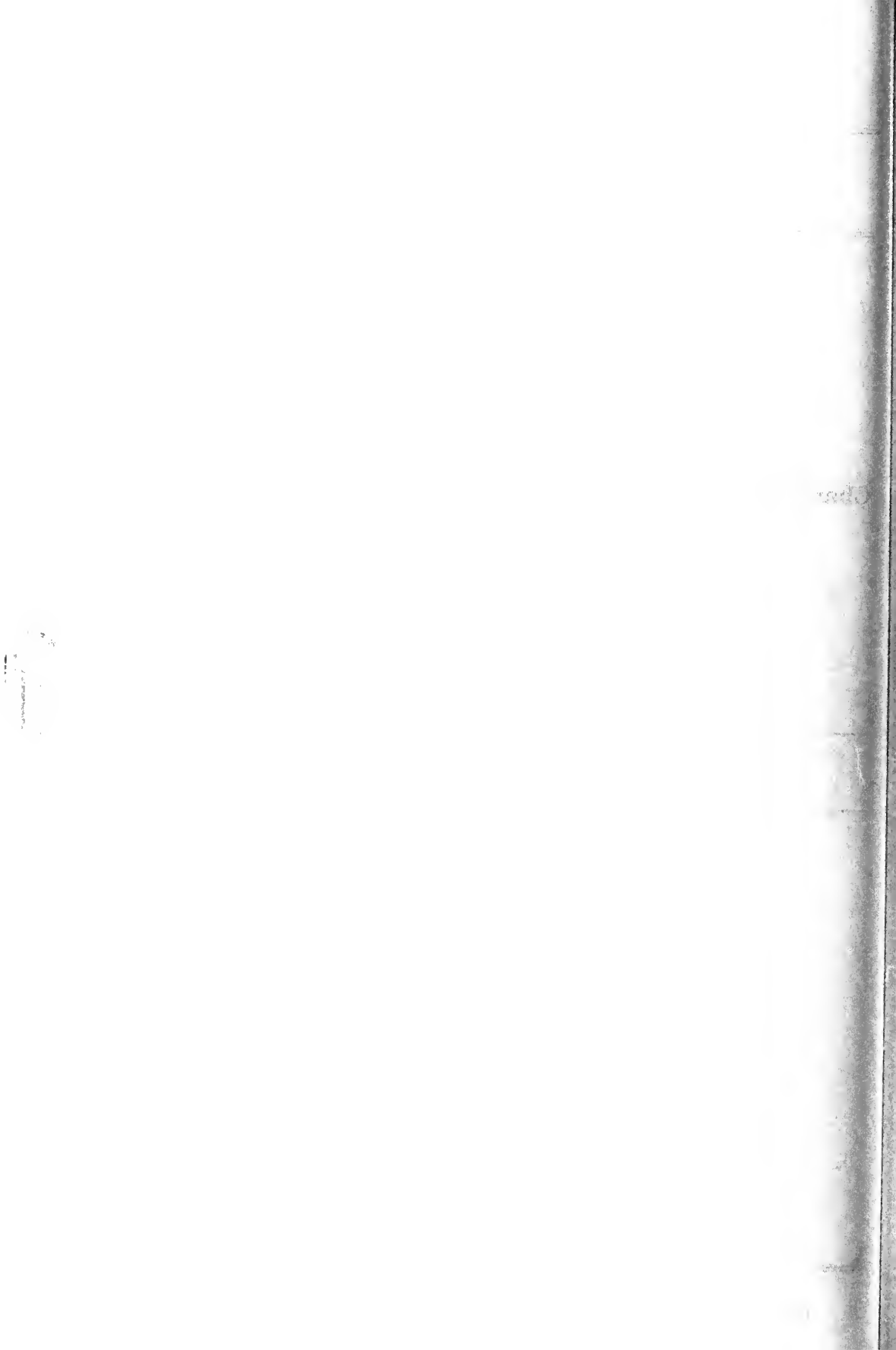
BILL Pr25

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting the
Charlotte Eleanor Englehart Hospital of the Town of Petrolia**

MR. HENDERSON

(PRIVATE BILL)



BILL Pr25

1970

An Act respecting the Charlotte Eleanor Englehart Hospital of the Town of Petrolia

WEREAS the Board of Trustees of the Charlotte Eleanor ^{Preamble}
Englehart Hospital of the Town of Petrolia, The
Corporation of the Town of Petrolia, and The Canada Trust
Company by their petition have prayed for special legislation
in respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. An Act to confirm the acceptance of the Charlotte ^{1911, s. 144}
Eleanor Englehart Hospital by the Town of Petrolia, Statutes ^{amended}
of Ontario, 1911, chapter 144, is amended by adding thereto
the following section:

3.—(1) Notwithstanding anything herein contained to ^{Composition}
the contrary, the Board of Trustees of the Charlotte ^{of board of}
Eleanor Englehart Hospital shall consist of, ^{trustees}

- (a) a hospital representative to be elected by the residents and other persons duly qualified to vote at the municipal elections in the Township of Enniskillen;
- (b) a hospital representative to be elected by the residents and other persons qualified to vote at the municipal elections in the Village of Oil Springs;
- (c) the Mayor of the Town of Petrolia;
- (d) one member to be appointed by the Executor of the Estate of Charlotte Eleanor Englehart;
- (e) one member to be appointed by the Executor of the Estate of George Glen Moncrieff;

- (f) the President and Vice-President of the Medical Staff of the Charlotte Eleanor Englehart Hospital;
- (g) the President of or other representative duly appointed by the Charlotte Eleanor Englehart Hospital Ladies Auxiliary; and
- (h) six members to be elected by the residents and other persons duly qualified to vote at the municipal elections in the Town of Petrolia.

Life members and honorary members

- (2) In addition to those members of the Board elected or appointed in accordance with subsection 1, the Board shall have power to appoint life members and honorary members from time to time as it may consider advisable or desirable.

Powers of life members

- (3) Life members may attend meetings of the Board and vote in person thereat but not by proxy thereat.

Powers of honorary members

- (4) Honorary members may attend meetings of the Board and may act in an advisory capacity but do not have the right to vote.

Restriction on numbers of life members

- (5) The number of life members shall be restricted so that the number of such appointees does not at any time exceed the number of elected, appointed, and *ex officio* members.

Present Board to continue

- (6) Upon this section coming into force, the present members of the Board shall continue to hold office in accordance with their election or appointment not inconsistent herewith, and the Board shall be enlarged by the appointments as provided in clauses *f* and *g* of subsection 1.

Filling of vacancies

- (7) Subject to subsection 6, any vacancies that may exist in the Board by reason of this section coming into force shall be filled by appointments to be made by the Board at the first regular meeting held after this section comes into force, such appointments to be made subject to subsection 8.

Manner of election and appointment

- (8) In all other respects, all elections and appointments to the Board of Trustees shall be made in accordance with the administrative by-laws of the hospital in effect from time to time, subject to the provisions of *The Public Hospitals Act*.

R.S.O. 1960,
c. 322

2. This Act comes into force on the day it receives Royal ^{Commence-}
Assent._{ment}

3. This Act may be cited as *The Charlotte Eleanor Englehart* Short title
Hospital Act, 1970.

THE UNIVERSITY OF CHICAGO
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An Act respecting the
Charlotte Eleanor Englehart Hospital of
the Town of Petrolia

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. HENDERSON

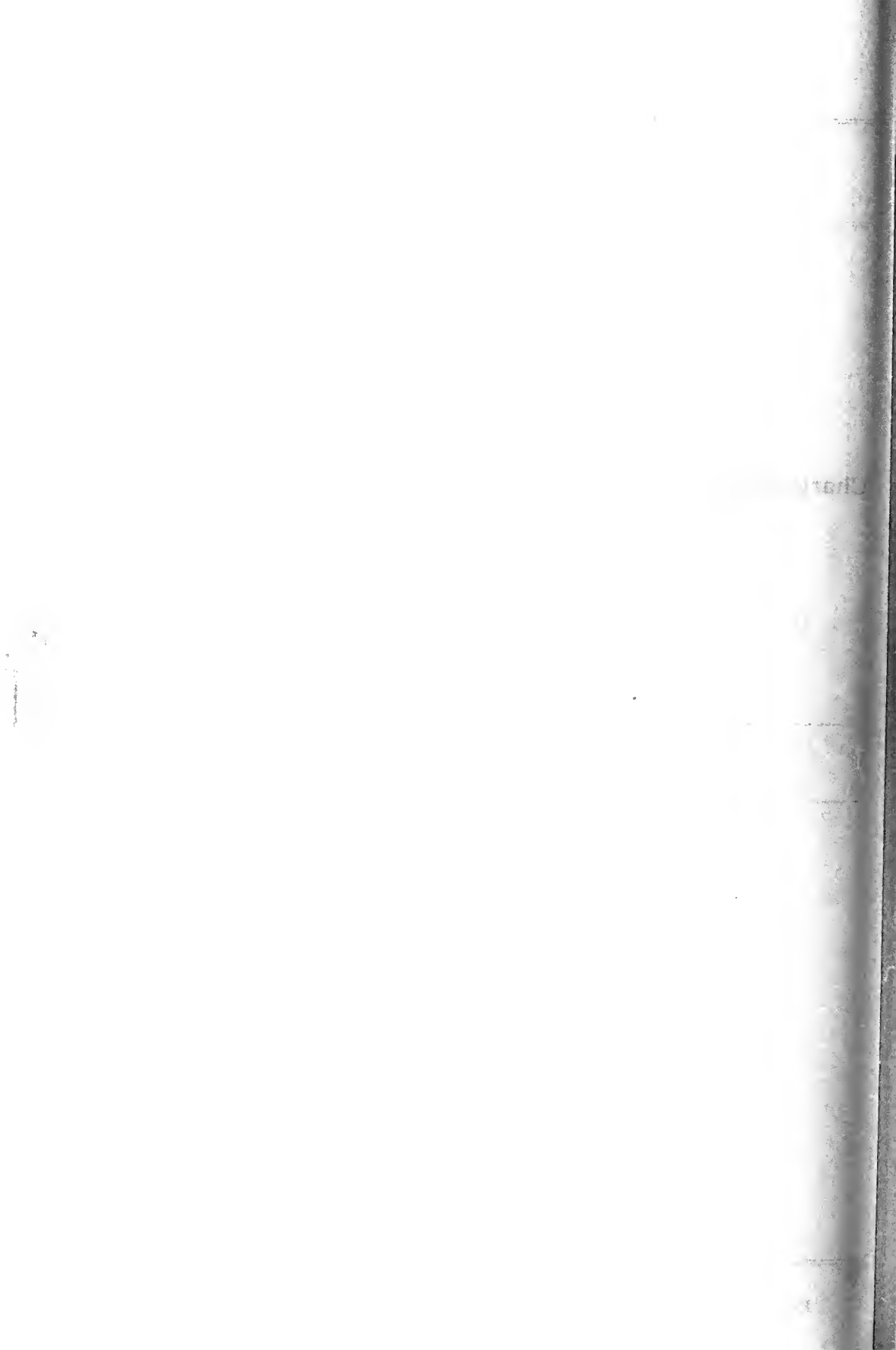
(Private Bill)

BILL Pr25

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting the
Charlotte Eleanor Englehart Hospital of the Town of Petrolia**

MR. HENDERSON



BILL Pr25

1970

An Act respecting the Charlotte Eleanor Englehart Hospital of the Town of Petrolia

WEREAS the Board of Trustees of the Charlotte Eleanor ^{Preamble} Englehart Hospital of the Town of Petrolia, The Corporation of the Town of Petrolia, and The Canada Trust Company by their petition have prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. An Act to confirm the acceptance of the Charlotte Eleanor Englehart Hospital by the Town of Petrolia, Statutes of Ontario, 1911, chapter 144, is amended by adding thereto the following section: <sup>1911, s. 144
amended</sup>

3.—(1) Notwithstanding anything herein contained to <sup>Composition
of board of
trustees</sup> the contrary, the Board of Trustees of the Charlotte Eleanor Englehart Hospital shall consist of,

- (a) a hospital representative to be elected by the residents and other persons duly qualified to vote at the municipal elections in the Township of Enniskillen;
- (b) a hospital representative to be elected by the residents and other persons qualified to vote at the municipal elections in the Village of Oil Springs;
- (c) the Mayor of the Town of Petrolia;
- (d) one member to be appointed by the Executor of the Estate of Charlotte Eleanor Englehart;
- (e) one member to be appointed by the Executor of the Estate of George Glen Moncrieff;

- (f) the President and Vice-President of the Medical Staff of the Charlotte Eleanor Englehart Hospital;
- (g) the President of or other representative duly appointed by the Charlotte Eleanor Englehart Hospital Ladies Auxiliary; and
- (h) six members to be elected by the residents and other persons duly qualified to vote at the municipal elections in the Town of Petrolia.

Life members and honorary members

- (2) In addition to those members of the Board elected or appointed in accordance with subsection 1, the Board shall have power to appoint life members and honorary members from time to time as it may consider advisable or desirable.

Powers of life members

- (3) Life members may attend meetings of the Board and vote in person thereat but not by proxy thereat.

Powers of honorary members

- (4) Honorary members may attend meetings of the Board and may act in an advisory capacity but do not have the right to vote.

Restriction on numbers of life members

- (5) The number of life members shall be restricted so that the number of such appointees does not at any time exceed the number of elected, appointed, and *ex officio* members.

Present Board to continue

- (6) Upon this section coming into force, the present members of the Board shall continue to hold office in accordance with their election or appointment not inconsistent herewith, and the Board shall be enlarged by the appointments as provided in clauses *f* and *g* of subsection 1.

Filling of vacancies

- (7) Subject to subsection 6, any vacancies that may exist in the Board by reason of this section coming into force shall be filled by appointments to be made by the Board at the first regular meeting held after this section comes into force, such appointments to be made subject to subsection 8.

Manner of election and appointment

- (8) In all other respects, all elections and appointments to the Board of Trustees shall be made in accordance with the administrative by-laws of the hospital in effect from time to time, subject to the provisions of *The Public Hospitals Act*.

R.S.O. 1960,
c. 322

2. This Act comes into force on the day it receives Royal ^{Commence-}
Assent._{ment}

3. This Act may be cited as *The Charlotte Eleanor Englehart* ^{Short title}
Hospital Act, 1970.

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An Act respecting the
Charlotte Eleanor Englehart Hospital of
the Town of Petrolia

1st Reading

March 4th, 1970

2nd Reading

May 19th, 1970

3rd Reading

May 26th, 1970

MR. HENDERSON

BILL Pr26

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Ottawa

MR. MORROW

(PRIVATE BILL)



BILL Pr26

1970

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 4 of section 1 of *The City of Ottawa Act*, 1952, c. 130, s. 1, subs. 4, 1952, as re-enacted by section 10 of *The City of Ottawa Act*, (1966, c. 179, s. 10), 1966, and amended by section 3 of *The City of Ottawa Act*, re-enacted 1967, is repealed and the following substituted therefor:

- (4) When the Corporation has advanced money as ^{Lien} provided in subsection 3, it shall, upon the registra- ^{for advances} tion of a certificate under subsection 5, have a lien ^{and} upon the dwelling in respect of which the advance ^{repayment} was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council of the Corporation, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council of the Corporation and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

1952, c. 130,
s. 1, subs. 7,
re-enacted (2) Subsection 7 of the said section 1 is repealed and the following substituted therefor:

Enforcement (7) A by-law passed under this section shall be enforceable in the same manner as a by-law passed under R.S.O. 1960, c. 249 *The Municipal Act*, provided that the fine prescribed in section 482 of that Act may be increased to an amount not exceeding \$1,000.

1952, c. 130,
s. 1,
amended (3) The said section 1, is amended by adding thereto the following subsections:

Authority to issue certificate (16) A by-law passed under the authority of this section may authorize a Standards Officer named in the by-law to issue a certificate as to what proceedings, if any, are being taken as to the date of the certificate and the amount of money advanced pursuant to the provisions of this section or the provisions of any by-law to provide a minimum standard for existing dwellings, and may authorize the collection of a fee for the issue of any such certificate.

Service of notice, placing of placard, etc. (17) Where a Standards Officer is unable to locate or serve the owner or any other person on whom he desires to serve a notice and order or where it is ascertained that the owner or any such person is not within Ontario, the Standards Officer may send or cause to be sent by prepaid registered mail, a copy of such notice and order addressed to such owner or other persons at his, or their last known address, and he may place a placard containing the terms of the notice and order in a conspicuous place on the dwelling, and the sending of the copy of the notice and order and the placing of the placard shall be deemed to be sufficient service of the notice and order on the owner or other persons.

1966, c. 179,
s. 4, subs. 4,
re-enacted 2. Subsection 4 of section 4 of *The City of Ottawa Act, 1966*, as amended by section 4 of *The City of Ottawa Act, 1967*, is repealed and the following substituted therefor:

Lien for advances and repayment (4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be

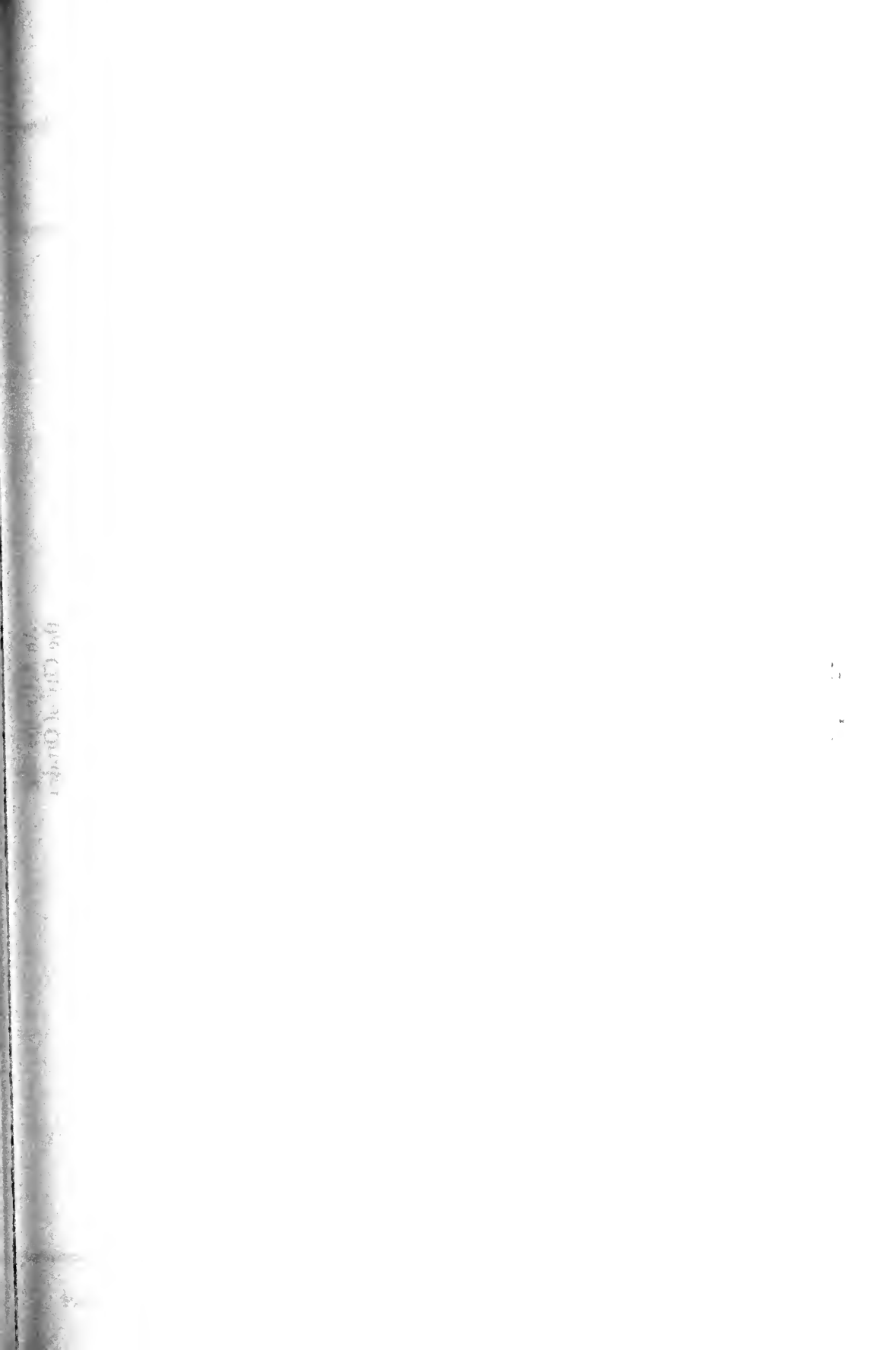
determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

3.—(1) In this section, "health studio" means any building, room, place or establishment where physical massage of the person, physical exercise, a steam bath or hot box, including turkish and sauna bath, magnetic bath, whirlpool bath, exercising or reducing machines or equipment or any other similar facilities commonly rendered by such establishments for health purposes are provided, but does not include a hospital, nursing home, medical doctor's office or clinic, school premises where the school is in receipt of a grant from the Province of Ontario, Young Men's-Young Women's Christian Association premises, church premises, and the lands and buildings of the Central Canada Exhibition Association and of the Corporation. ^{Interpre-}
^{tation}

(2) The council of the Corporation may pass by-laws for licensing, regulating and governing the owners and operators of health studios, for limiting the number of such licences and for revoking them and for refusing any applicant for a licence where the applicant is not of good character. ^{Authority}
^{to pass}
^{by-laws}

4. This Act comes into force on the day it receives Royal Assent. ^{Commence-}
^{ment}

5. This Act may be cited as *The City of Ottawa Act, 1970*. ^{Short title}



An Act respecting
the City of Ottawa

1st Reading

March 4th, 1970

2nd Reading

3rd Reading

MR. MORROW

(*Private Bill*)

BILL Pr26

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Ottawa

MR. MORROW

(Reprinted as amended by the Committee of the Whole House)

W. H. ...

...

...

BILL Pr26

1970

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 4 of section 1 of *The City of Ottawa Act*, 1952, c. 130, s. 1, subs. 4, 1952, as re-enacted by section 10 of *The City of Ottawa Act*, (1966, c. 179, s. 10), 1966, and amended by section 3 of *The City of Ottawa Act*, re-enacted 1967, is repealed and the following substituted therefor:

- (4) When the Corporation has advanced money as ^{Lien} provided in subsection 3, it shall, upon the registra- ^{for advances} tion of a certificate under subsection 5, have a lien ^{and} upon the dwelling in respect of which the advance ^{repayment} was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council of the Corporation, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council of the Corporation and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

1952, c. 130,
s. 1, subs. 6
(1956, c. 112,
s. 1, subs. 3),
re-enacted

(2) Subsection 6 of the said section 1, as re-enacted by subsection 3 of section 1 of *The City of Ottawa Act, 1956*, is repealed and the following substituted therefor:

Performance
by
Corporation
and collec-
tion of costs

(6) If any owner of a dwelling fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the dwelling conform to the standard required by a by-law passed under this section or to demolish all or any part of any building, structure or erection forming part of the dwelling as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, shall have the right to make the dwelling conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the dwelling, and to do any work on adjoining property necessitated by the work involved in making the dwelling conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal shall be liable to compensate the owner or any other person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal under this subsection, the Corporation shall have a lien upon the dwelling in respect of which the amount was expended, and, subject to the appeal provided by subsection 9, the certificate of the City clerk as to the amount expended shall be final, and such amount shall be deemed to be taxes and added to the collector's roll of taxes for the current year and shall be collected as taxes.

1952, c. 130,
s. 1, subs. 7,
re-enacted

(3) Subsection 7 of the said section 1 is repealed and the following substituted therefor:

Enforcement

(7) A by-law passed under this section shall be enforceable in the same manner as a by-law passed under *The Municipal Act*, provided that the fine prescribed in section 482 of that Act may be increased to an amount not exceeding \$1,000.

R.S.O. 1960,
c. 249

1952, c. 130,
s. 1,
amended

(4) The said section 1 is amended by adding thereto the following subsections:

Authority
to issue
certificate

(16) A by-law passed under the authority of this section may authorize a Standards Officer named in the by-law to issue a certificate as to what proceedings, if

any, are being taken as to the date of the certificate and the amount of money advanced pursuant to the provisions of this section or the provisions of any by-law to provide a minimum standard for existing dwellings, and may authorize the collection of a fee for the issue of any such certificate.

- (17) Where a Standards Officer is unable to locate or serve the owner or any other person on whom he desires to serve a notice and order or where it is ascertained that the owner or any such person is not within Ontario, the Standards Officer may send or cause to be sent by prepaid registered mail, a copy of such notice and order addressed to such owner or other persons at his, or their last known address, and he may place a placard containing the terms of the notice and order in a conspicuous place on the dwelling, and the sending of the copy of the notice and order and the placing of the placard shall be deemed to be sufficient service of the notice and order on the owner or other persons.

Service of notice, placing of placard, etc.

2.—(1) Subsection 4 of section 4 of *The City of Ottawa Act*, 1966, c. 179, s. 4, subs. 4, 1966, as amended by section 4 of *The City of Ottawa Act*, 1967, re-enacted is repealed and the following substituted therefor:

- (4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

Lien for advances and repayment

(2) Subsection 6 of the said section 4 is repealed and the following substituted therefor:

1966, c. 179, s. 4, subs. 6, re-enacted

Performance
by
Corporation
and collec-
tion of cost

- (6) If any owner of non-residential property fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the non-residential property conform to the standard required by a by-law passed under this section or fails to demolish all or any part of any building, structure or erection forming part of the non-residential property as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, has the right to make the non-residential property conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the non-residential property, and to do any work on adjoining property necessitated by the work involved in making the non-residential property conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal is liable to compensate the owner or any person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal in this subsection, the Corporation is entitled to a lien upon the non-residential property in respect of which the amount was expended, exercisable in the same manner as a lien for an advance under subsection 3, and, subject to the appeal provided by subsection 9, the certificate of the clerk of the Corporation as to the amount expended is final, and such amount shall be deemed to be taxes and added to the collector's roll of taxes for the current year and shall be collected as taxes.

1966, c. 179,
s. 4, subs. 7,
re-enacted

- (3) Subsection 7 of the said section 4 is repealed and the following substituted therefor:

Enforce-
ment

R.S.O. 1960,
c. 249

- (7) A by-law passed under this section shall be enforceable in the same manner as a by-law passed under *The Municipal Act*, provided that the fine prescribed in section 482 of that Act may be increased to an amount not exceeding \$1,000.

1966, c. 179,
s. 4,
amended

- (4) The said section 4 is amended by adding thereto the following subsections:

Authority to
issue
certificate

- (16) A by-law passed under the authority of this section may authorize a Standards Officer named in the

by-law to issue a certificate as to what proceedings, if any, are being taken as to the date of the certificate and the amount of money advanced pursuant to the provisions of this section or the provisions of any by-law to provide a minimum standard for non-residential buildings, and may authorize the collection of a fee for the issue of any such certificate.

- (17) Where a Standards Officer is unable to locate or serve the owner or any other person on whom he desires to serve a notice and order or where it is ascertained that the owner or any such person is not within Ontario, the Standards Officer may send, or cause to be sent, by prepaid registered mail, a copy of such notice and order addressed to such owner or other persons at his or their last known address, and he may place a placard containing the terms of the notice and order in a conspicuous place on the non-residential building, and the sending of the copy of the notice and order and the placing of the placard shall be deemed to be sufficient service of the notice and order on the owner or other persons.
- Service of notice, placing of placard, etc.

3.—(1) In this section, "health studio" means any building, room, place or establishment where physical massage of the person, physical exercise, a steam bath or hot box, including turkish and sauna bath, magnetic bath, whirlpool bath, exercising or reducing machines or equipment or any other similar facilities commonly rendered by such establishments for health purposes are provided, but does not include a hospital, nursing home, medical doctor's office or clinic, school premises where the school is in receipt of a grant from the Province of Ontario, Young Men's-Young Women's Christian Association premises, church premises, and the lands and buildings of the Central Canada Exhibition Association and of the Corporation.

Interpretation

(2) The council of the Corporation may pass by-laws for licensing, regulating and governing the owners and operators of health studios, for limiting the number of such licences and for revoking them and for refusing any applicant for a licence where the applicant is not of good character.

Authority to pass by-laws

4. This Act comes into force on the day it receives Royal Assent.

Commencement

5. This Act may be cited as *The City of Ottawa Act, 1970*. Short title

An Act respecting
the City of Ottawa

1st Reading

March 4th, 1970

2nd Reading

June 2nd, 1970

3rd Reading

MR. MORROW

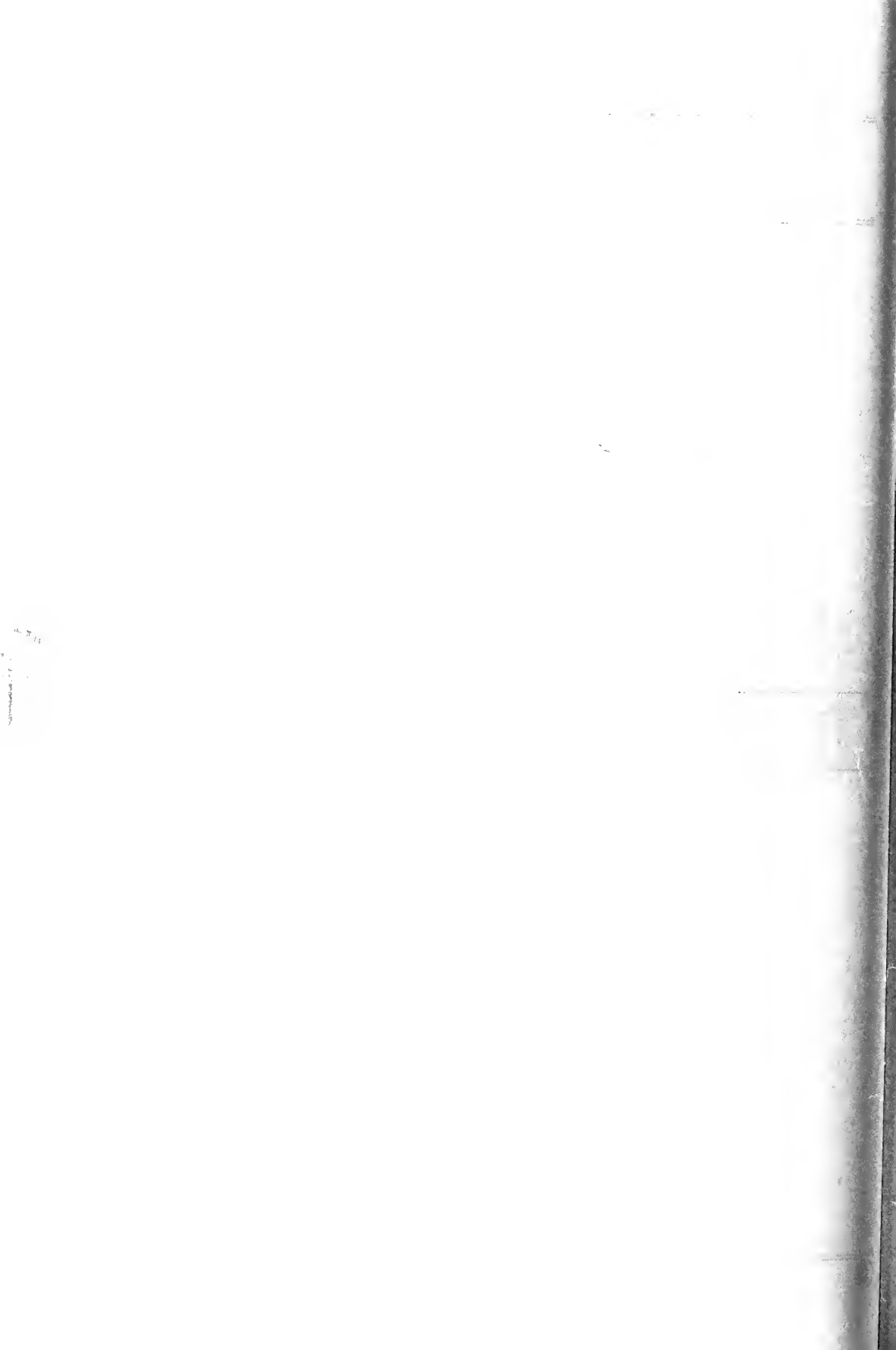
*(Reprinted as amended by the
Committee of the Whole House)*

BILL Pr26

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Ottawa

MR. MORROW



An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 4 of section 1 of *The City of Ottawa Act*, 1952 c. 130, s. 1, subs. 4, 1952, as re-enacted by section 10 of *The City of Ottawa Act*, (1966, c. 179, s. 10), 1966, and amended by section 3 of *The City of Ottawa Act*, re-enacted 1967, is repealed and the following substituted therefor:

- (4) When the Corporation has advanced money as ^{Lien} provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien ^{for advances and repayment} upon the dwelling in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council of the Corporation, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council of the Corporation and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

1952, c. 130, s. 1, subs. 6, (1956, c. 112, s. 1, subs. 3), re-enacted (2) Subsection 6 of the said section 1, as re-enacted by subsection 3 of section 1 of *The City of Ottawa Act, 1956*, is repealed and the following substituted therefor:

Performance
by
Corporation
and collec-
tion of costs

- (6) If any owner of a dwelling fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the dwelling conform to the standard required by a by-law passed under this section or to demolish all or any part of any building, structure or erection forming part of the dwelling as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, shall have the right to make the dwelling conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the dwelling, and to do any work on adjoining property necessitated by the work involved in making the dwelling conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal shall be liable to compensate the owner or any other person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal under this subsection, the Corporation shall have a lien upon the dwelling in respect of which the amount was expended, and, subject to the appeal provided by subsection 9, the certificate of the City clerk as to the amount expended shall be final, and such amount shall be deemed to be taxes and added to the collector's roll of taxes for the current year and shall be collected as taxes.

1952, c. 130, s. 1, subs. 7, re-enacted (3) Subsection 7 of the said section 1 is repealed and the following substituted therefor:

Enforcement

- (7) A by-law passed under this section shall be enforceable in the same manner as a by-law passed under *The Municipal Act*, provided that the fine prescribed in section 482 of that Act may be increased to an amount not exceeding \$1,000.

R.S.O. 1960,
c. 249

1952, c. 130, s. 1, amended (4) The said section 1 is amended by adding thereto the following subsections:

Authority
to issue
certificate

- (16) A by-law passed under the authority of this section may authorize a Standards Officer named in the by-law to issue a certificate as to what proceedings, if

any, are being taken as to the date of the certificate and the amount of money advanced pursuant to the provisions of this section or the provisions of any by-law to provide a minimum standard for existing dwellings, and may authorize the collection of a fee for the issue of any such certificate.

- (17) Where a Standards Officer is unable to locate or serve the owner or any other person on whom he desires to serve a notice and order or where it is ascertained that the owner or any such person is not within Ontario, the Standards Officer may send or cause to be sent by prepaid registered mail, a copy of such notice and order addressed to such owner or other persons at his, or their last known address, and he may place a placard containing the terms of the notice and order in a conspicuous place on the dwelling, and the sending of the copy of the notice and order and the placing of the placard shall be deemed to be sufficient service of the notice and order on the owner or other persons.

Service of notice, placing of placard, etc.

2.—(1) Subsection 4 of section 4 of *The City of Ottawa Act*, 1966, c. 179, s. 4, subs. 4, 1966, as amended by section 4 of *The City of Ottawa Act*, 1967, re-enacted is repealed and the following substituted therefor:

- (4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest shall be deemed to be taxes and shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

Lien for advances and repayment

(2) Subsection 6 of the said section 4 is repealed and the following substituted therefor:

1966, c. 179, s. 4, subs. 6, re-enacted

Performance
by
Corporation
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tion of cost

- (6) If any owner of non-residential property fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the non-residential property conform to the standard required by a by-law passed under this section or fails to demolish all or any part of any building, structure or erection forming part of the non-residential property as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, has the right to make the non-residential property conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the non-residential property, and to do any work on adjoining property necessitated by the work involved in making the non-residential property conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal is liable to compensate the owner or any person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal in this subsection, the Corporation is entitled to a lien upon the non-residential property in respect of which the amount was expended, exercisable in the same manner as a lien for an advance under subsection 3, and, subject to the appeal provided by subsection 9, the certificate of the clerk of the Corporation as to the amount expended is final, and such amount shall be deemed to be taxes and added to the collector's roll of taxes for the current year and shall be collected as taxes.

1966, c. 179,
s. 4, subs. 7,
re-enacted

- (3) Subsection 7 of the said section 4 is repealed and the following substituted therefor:

Enforce-
ment

R.S.O. 1960,
c. 249

- (7) A by-law passed under this section shall be enforceable in the same manner as a by-law passed under *The Municipal Act*, provided that the fine prescribed in section 482 of that Act may be increased to an amount not exceeding \$1,000.

1966, c. 179,
s. 4,
amended

- (4) The said section 4 is amended by adding thereto the following subsections:

Authority to
issue
certificate

- (16) A by-law passed under the authority of this section may authorize a Standards Officer named in the

by-law to issue a certificate as to what proceedings, if any, are being taken as to the date of the certificate and the amount of money advanced pursuant to the provisions of this section or the provisions of any by-law to provide a minimum standard for non-residential buildings, and may authorize the collection of a fee for the issue of any such certificate.

- (17) Where a Standards Officer is unable to locate or serve the owner or any other person on whom he desires to serve a notice and order or where it is ascertained that the owner or any such person is not within Ontario, the Standards Officer may send, or cause to be sent, by prepaid registered mail, a copy of such notice and order addressed to such owner or other persons at his or their last known address, and he may place a placard containing the terms of the notice and order in a conspicuous place on the non-residential building, and the sending of the copy of the notice and order and the placing of the placard shall be deemed to be sufficient service of the notice and order on the owner or other persons.

Service of notice, placing of placard, etc.

3.—(1) In this section, “health studio” means any building, room, place or establishment where physical massage of the person, physical exercise, a steam bath or hot box, including turkish and sauna bath, magnetic bath, whirlpool bath, exercising or reducing machines or equipment or any other similar facilities commonly rendered by such establishments for health purposes are provided, but does not include a hospital, nursing home, medical doctor’s office or clinic, school premises where the school is in receipt of a grant from the Province of Ontario, Young Men’s-Young Women’s Christian Association premises, church premises, and the lands and buildings of the Central Canada Exhibition Association and of the Corporation.

Interpretation

(2) The council of the Corporation may pass by-laws for licensing, regulating and governing the owners and operators of health studios, for limiting the number of such licences and for revoking them and for refusing any applicant for a licence where the applicant is not of good character.

Authority to pass by-laws

4. This Act comes into force on the day it receives Royal Assent.

Commencement

5. This Act may be cited as *The City of Ottawa Act, 1970*.

Short title

An Act respecting
the City of Ottawa

1st Reading

March 4th, 1970

2nd Reading

June 2nd, 1970

3rd Reading

June 25th, 1970

MR. MORROW

BILL Pr27

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Morina Electronics Manufacturing Company Limited**

MR. PRICE

(PRIVATE BILL)

1000000

1000000

BILL Pr27

1970

**An Act respecting
Morina Electronics Manufacturing
Company Limited**

WHEREAS Frank George Morina, Irma Jean Morina, ^{Preamble} and Alexander Roy McIntyre, by their petition have represented that Morina Electronics Manufacturing Company Limited, herein called the Corporation, was incorporated by letters patent dated the 9th day of May, 1961; that the Provincial Secretary by order dated the 1st day of December, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, did cancel the letters patent of <sup>R.S.O. 1960,
c. 71, 73</sup> the Corporation and declare it to be dissolved as of the 5th day of January, 1967; that the petitioners were all the directors of the Corporation and represented the holders of all of the common shares of the Corporation at the time of the cancellation of the letters patent and dissolution of the Corporation; that subsequent to the making of the said order by the Provincial Secretary assessments were made against the Corporation for corporation tax under *The Corporations Tax Act*; that the petitioners desire that any liability for tax be determined on the merits; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Morina Electronics Manufacturing Company <sup>Morina
Electronics
Manufactur-
ing
Company
Limited
revived</sup> Limited, incorporated by letters patent dated the 9th day of May, 1961, is hereby revived and is, subject to any rights required by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as at the date fixed in the said order for its dissolution, and declared to be a subsisting Corporation since its incorporation in the same manner and to the same extent as if it had not been dissolved.

Liability of
shareholders
not affected

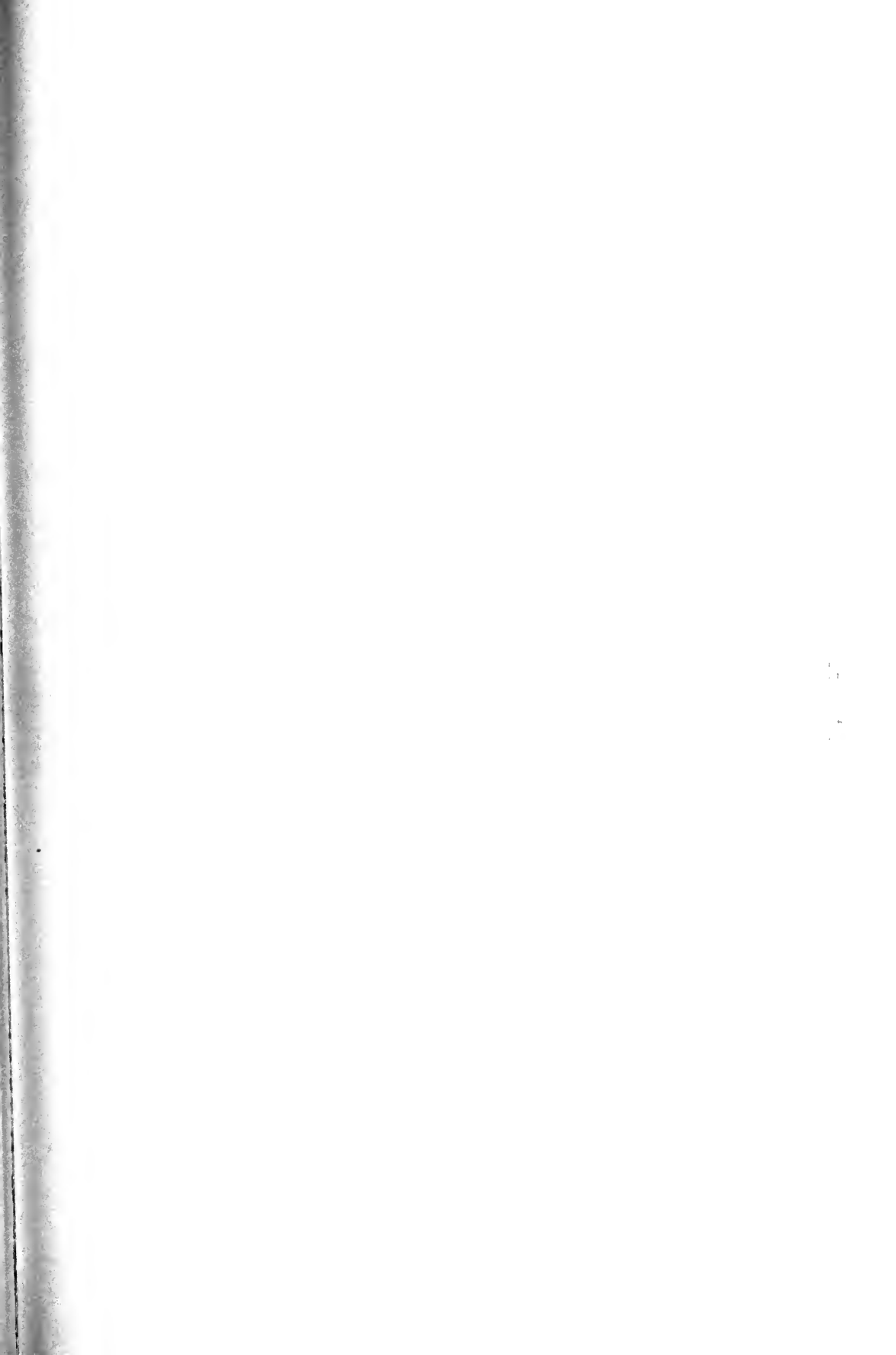
(2) This Act does not affect any liability to which the persons who were shareholders of Morina Electronics Manufacturing Company Limited at the time of its dissolution would be subject if this Act had not been passed.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Morina Electronics Manufacturing Company Limited Act, 1970*.



THE UNIVERSITY OF CHICAGO
LIBRARY

AN ACT RESPECTING
MORINA ELECTRONICS MANUFACTURING
COMPANY LIMITED

1st Reading

2nd Reading

3rd Reading

MR. PRICE

(Private Bill)

BILL Pr27

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

**An Act respecting
Morina Electronics Manufacturing Company Limited**

MR. PRICE



BILL Pr27

1970

**An Act respecting
Morina Electronics Manufacturing
Company Limited**

WHEREAS Frank George Morina, Irma Jean Morina, ^{Preamble} and Alexander Roy McIntyre, by their petition have represented that Morina Electronics Manufacturing Company Limited, herein called the Corporation, was incorporated by letters patent dated the 9th day of May, 1961; that the Provincial Secretary by order dated the 1st day of December, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, did cancel the letters patent of <sup>R.S.O., 1960,
c. 71, 73</sup> the Corporation and declare it to be dissolved as of the 5th day of January, 1967; that the petitioners were all the directors of the Corporation and represented the holders of all of the common shares of the Corporation at the time of the cancellation of the letters patent and dissolution of the Corporation; that subsequent to the making of the said order by the Provincial Secretary assessments were made against the Corporation for corporation tax under *The Corporations Tax Act*; that the petitioners desire that any liability for tax be determined on the merits; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Morina Electronics Manufacturing Company Limited, incorporated by letters patent dated the 9th day of May, 1961, is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as at the date fixed in the said order for its dissolution, and declared to be a subsisting Corporation since its incorporation in the same manner and to the same extent as if it had not been dissolved. <sup>Morina
Electronics
Manufactur-
ing
Company
Limited
revived</sup>

Liability of
shareholders
not affected

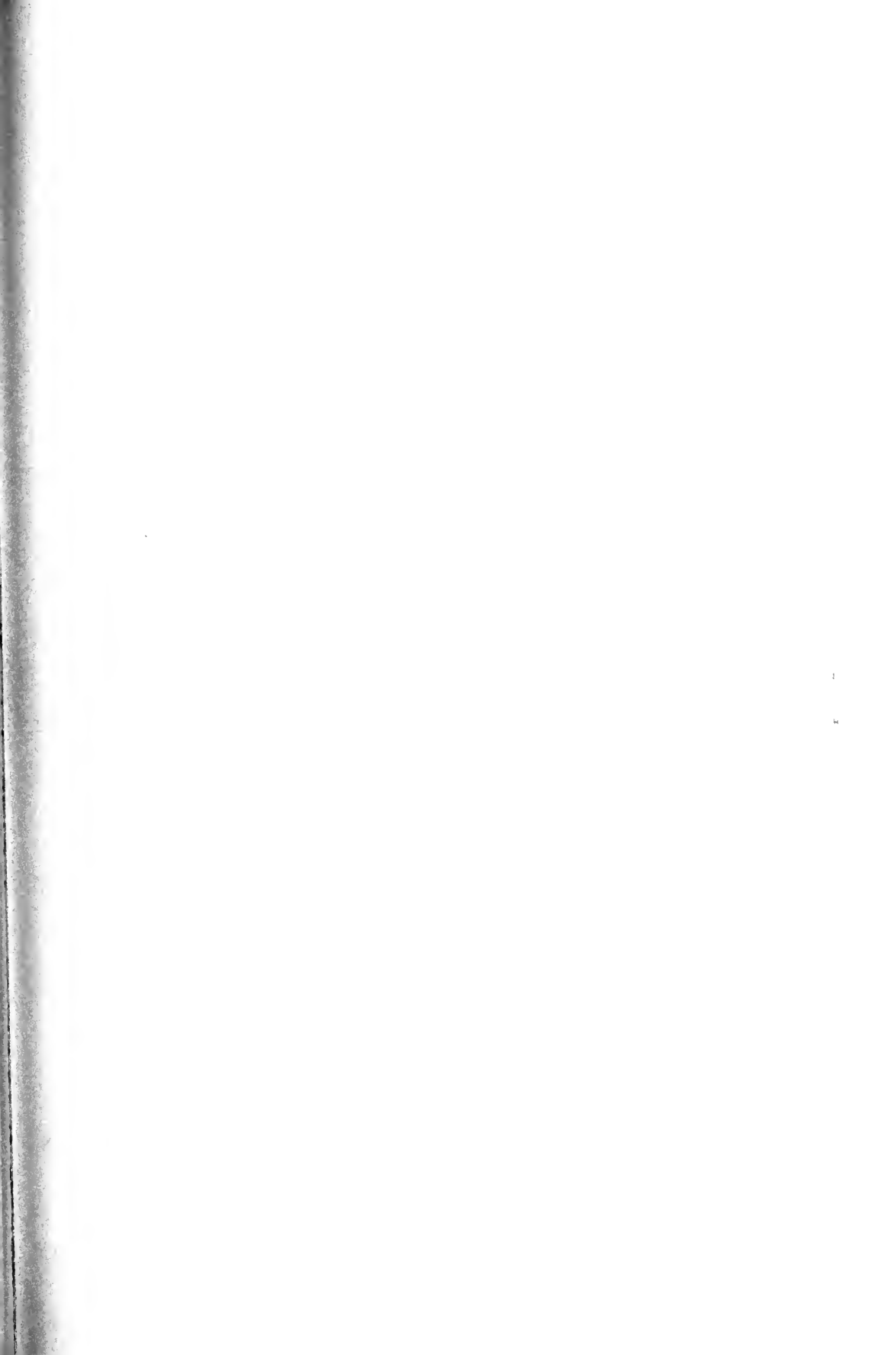
(2) This Act does not affect any liability to which the persons who were shareholders of Morina Electronics Manufacturing Company Limited at the time of its dissolution would be subject if this Act had not been passed.

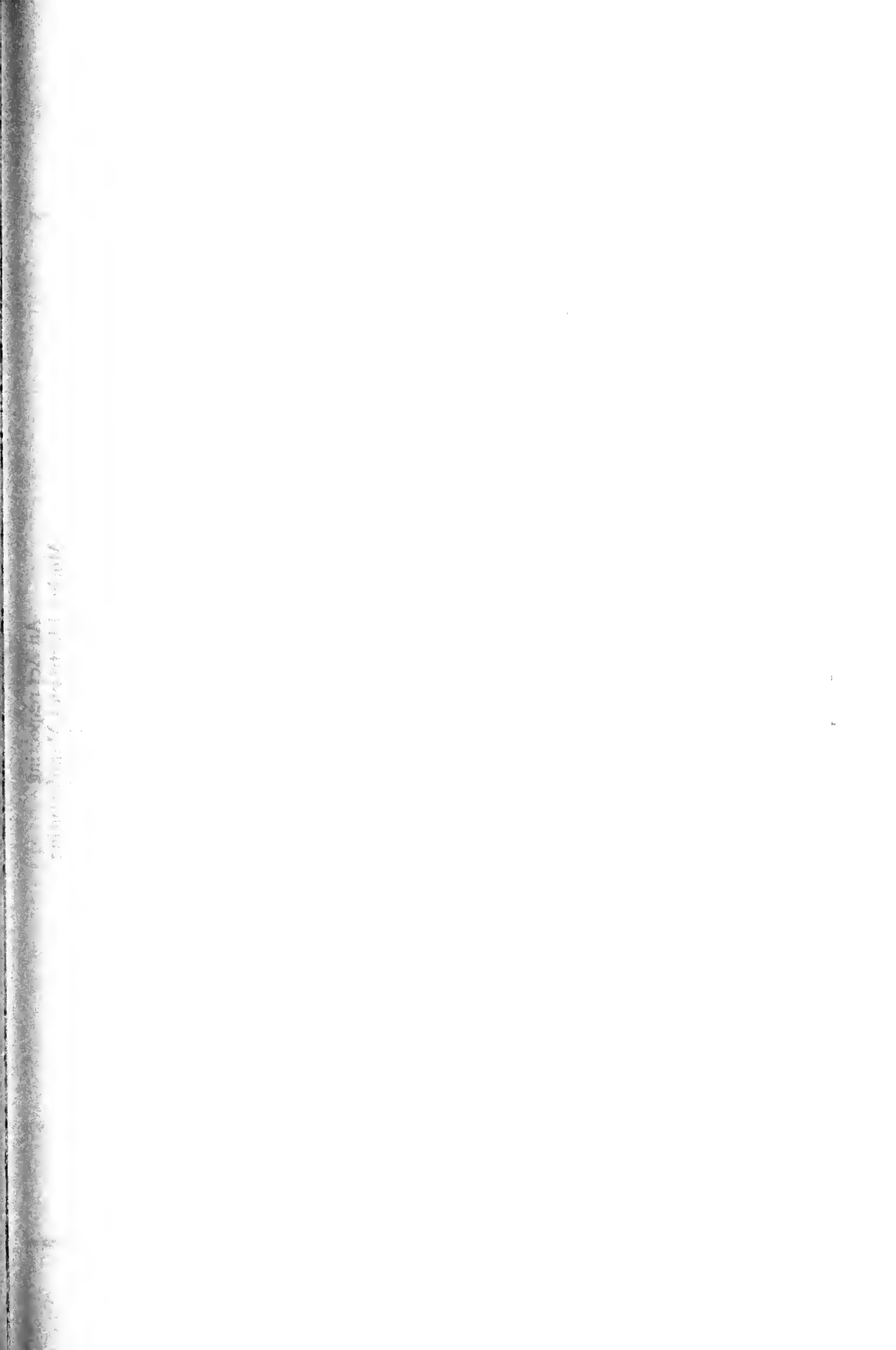
Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Morina Electronics Manufacturing Company Limited Act, 1970.*





An Act respecting
Morina Electronics Manufacturing
Company Limited

1st Reading

March 12th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PRICE

BILL Pr28

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Fermack Bowling Limited

MR. PRICE

(PRIVATE BILL)

An Act respecting Fermack Bowling Limited

WHEREAS Cecil James Ferby, Donalda Ferby and Alexander Roy McIntyre, by their petition have represented that Fermack Bowling Limited, herein called the Corporation, was incorporated by letters patent dated the 27th day of April, 1961; that the Provincial Secretary by order dated the 28th day of October, 1965, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, did cancel the letters patent of the Corporation and declare it to be dissolved as of the 2nd day of December, 1965; that the petitioners were all the directors of the Corporation and represented the holders of all of the common shares of the Corporation at the time of the cancellation of the letters patent and dissolution of the Corporation; that subsequent to the making of the said order by the Provincial Secretary assessments were made against the Corporation for corporation tax under *The Corporations Tax Act*; that the petitioners desire that any liability for tax be determined on the merits; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petitioners;

Preamble

R.S.O. 1960,
cc. 71, 73

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Fermack Bowling Limited, incorporated by letters patent dated the 27th day of April, 1961, is hereby revived and is, subject to any rights required by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as at the date fixed in the said order for its dissolution, and declared to be a subsisting Corporation since its incorporation in the same manner and to the same extent as if it had not been dissolved.

Fermack
Bowling
Limited
revived

(2) This Act does not affect any liability to which the persons who were shareholders of Fermack Bowling Limited at the time of its dissolution would be subject if this Act had not been passed.

Liability of
shareholders

Commence-
ment **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Fermack Bowling Limited Act, 1970*.

1000



An Act respecting
Fernack Bowling Limited

1st Reading

2nd Reading

3rd Reading

MR. PRICE

(Private Bill)

BILL Pr28

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Fermack Bowling Limited

MR. PRICE

TORONTO

PRINTED AND PUBLISHED BY WILLIAM KINMOND, QUEEN'S PRINTER AND PUBLISHER

Handwritten notes or markings on the left margin, including a small number '2' and some illegible characters.

An Act respecting Fermack Bowling Limited

WHEREAS Cecil James Ferby, Donalda Ferby and Alexander Roy McIntyre, by their petition have represented that Fermack Bowling Limited, herein called the Corporation, was incorporated by letters patent dated the 27th day of April, 1961; that the Provincial Secretary by order dated the 28th day of October, 1965, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, did cancel the letters patent of the Corporation and declare it to be dissolved as of the 2nd day of December, 1965; that the petitioners were all the directors of the Corporation and represented the holders of all of the common shares of the Corporation at the time of the cancellation of the letters patent and dissolution of the Corporation; that subsequent to the making of the said order by the Provincial Secretary assessments were made against the Corporation for corporation tax under *The Corporations Tax Act*; that the petitioners desire that any liability for tax be determined on the merits; and whereas the petitioners have prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petitioners;

Preamble

R.S.O. 1960,
cc. 71, 73

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Fermack Bowling Limited, incorporated by letters patent dated the 27th day of April, 1961, is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises, and subject to all its liabilities, contracts, disabilities and debts as at the date fixed in the said order for its dissolution, and declared to be a subsisting Corporation since its incorporation in the same manner and to the same extent as if it had not been dissolved.

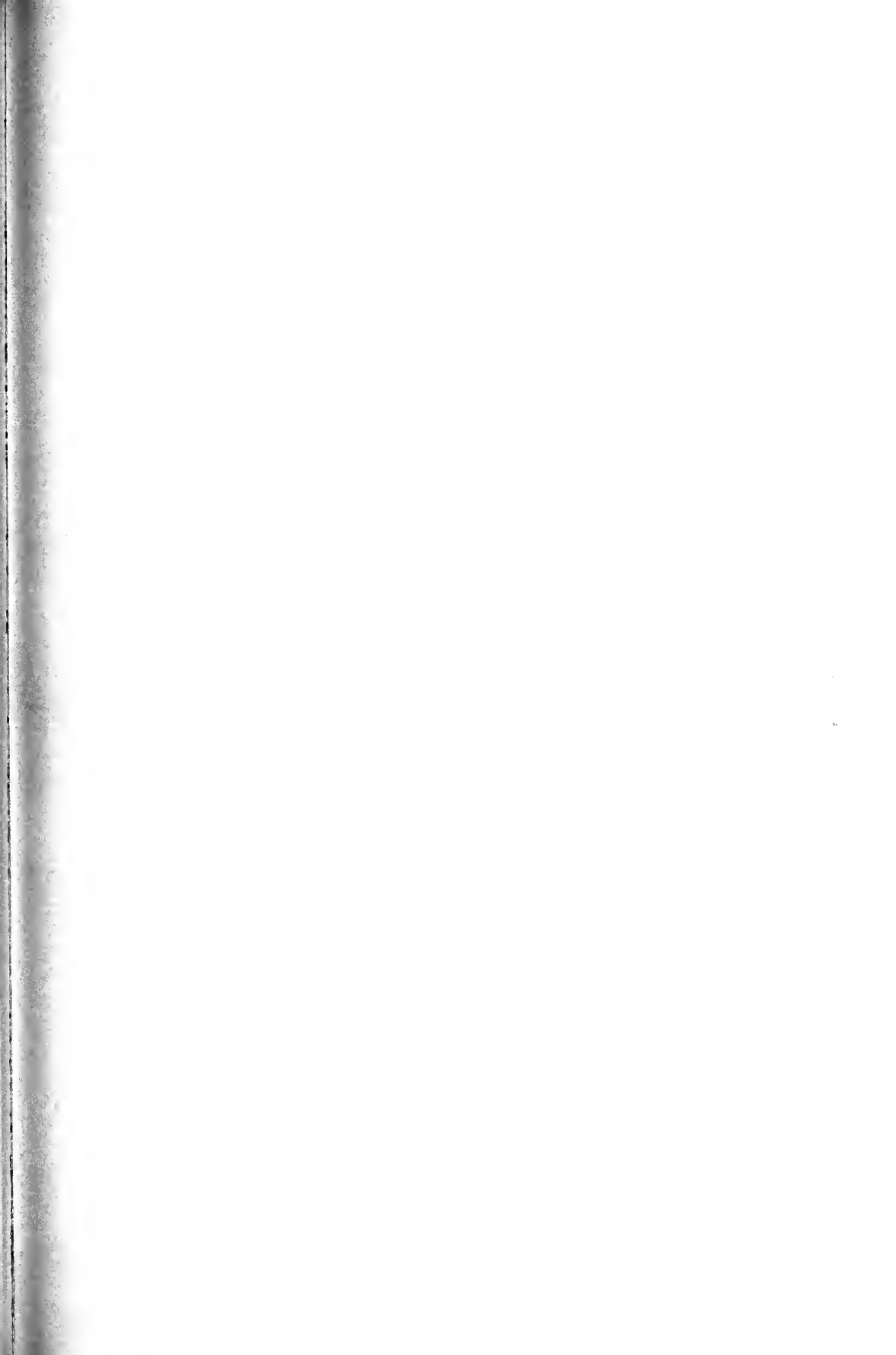
Fermack
Bowling
Limited
revived

(2) This Act does not affect any liability to which the persons who were shareholders of Fermack Bowling Limited at the time of its dissolution would be subject if this Act had not been passed.

Liability of
shareholders

Commence-
ment **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Fermack Bowling Limited Act, 1970*.



1000

An Act respecting
Fernack Bowling Limited

1st Reading

March 12th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. PRICE

BILL Pr29

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

(PRIVATE BILL)

BILL Pr29

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, By-law No. 70-21 passed by the council of the Corporation on the 16th day of February, 1970 and the agreement dated the 16th day of February, 1970 between the Corporation and Niagara Monorail Limited granting to the said Niagara Monorail Limited the right to construct and operate a monorail transportation system in the City of Niagara Falls and to construct and maintain parts of the monorail transportation system on, across and over highways in the City of Niagara Falls upon and subject to the terms and conditions set forth in the agreement, both the said by-law and agreement being set forth in the Schedule hereto, are and each of them is hereby confirmed and declared to be valid and binding upon the parties thereto and the said parties are hereby empowered to carry out their respective obligations and exercise their respective privileges under the said agreement. By-law
and
agreement
valid
and
binding

(2) The council of the Corporation is hereby authorized and empowered to pass such by-laws and enter into such other agreements and do all such other acts, matters and things as may be considered necessary by the Corporation for the full and proper carrying out of the provisions of the said agreement. Authority
to pass
by-laws

2. None of the provisions of any by-law passed under section 30 of *The Planning Act* or a predecessor of section 30 by the council of the Corporation or by the council of The Corporation of the Township of Stamford or by the council of Provisions
of by-laws
not to
apply
R.S.O.
1960, c. 296

The Corporation of the Village of Chippawa shall apply to prevent the construction, maintenance and operation of the monorail transportation system in accordance with the provisions of the said agreement set forth in the Schedule to this Act.

Assent
of electors
not required

3. The Corporation is not required to obtain the assent of the electors of the City of Niagara Falls or any class thereof to the by-law set forth in the Schedule to this Act or to any other by-law passed by the council of the Corporation under this Act.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Niagara Falls Act, 1970 (No. 2)*.

SCHEDULE

CITY OF NIAGARA FALLS

BY-LAW No. 70-21

A BY-LAW to authorize an agreement with Niagara Monorail Limited.

WHEREAS it is deemed expedient to enter into an agreement with Niagara Monorail Limited granting the said Company the right to construct and operate a monorail transportation system in the City of Niagara Falls for a period of 20 years on the terms set out in the said agreement;

NOW THEREFORE the Council of the Corporation of the City of Niagara Falls enacts as follows:

1. That the agreement dated the 16th day of February, 1970 between The Corporation of the City of Niagara Falls and Niagara Monorail Limited, a copy of which is set forth in the schedule attached to and forming part of this by-law, is hereby approved and authorized.

2. The Mayor and Clerk are hereby authorized and directed to execute the said agreement and the Clerk is hereby authorized and directed to affix the corporate seal thereto and to deliver the said agreement.

PASSED this 16th day of February, 1970.

J. L. COLLINSON,
Clerk.

F. J. MILLER,
Mayor.

(SEAL)

First Reading: February 16th, 1970.
Second Reading: February 16th, 1970.
Third Reading: February 16th, 1970.

SCHEDULE

TO CITY OF NIAGARA FALLS

BY-LAW No. 70-21

THIS AGREEMENT made the sixteenth day of February, 1970.

BETWEEN:

THE CORPORATION OF THE CITY OF NIAGARA FALLS
(Hereinafter called the "City"),

OF THE FIRST PART

—and—

NIAGARA MONORAIL LIMITED, a private company
incorporated under the laws of the Province of Ontario
and having its head office in the City of Niagara Falls,
in the Regional Municipality of Niagara,
(Hereinafter called the "Company"),

OF THE SECOND PART.

WHEREAS the Company was incorporated by letters patent of the Province of Ontario dated the 1st day of November, 1966 and has applied to the City for the right to construct and operate a monorail transportation system in part of the City of Niagara Falls together with the right to use or occupy parts of highways of the City for the purpose of the said monorail transportation system; and

WHEREAS the City deems it desirable to grant the said request subject to the provisions of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT IN CONSIDERATION OF THE PREMISES, the City and the Company covenant and agree each with the other as follows:

1. In this agreement,
 - (a) "highway" means a common and public highway and includes a street, road, lane, road allowance, bridge, and any other structure incidental thereto;
 - (b) "monorail transportation system" means and includes a system for the carriage of passengers in cars suspended from elevated tracks and operated by means of gasoline, diesel fuel, electricity or other power, except steam, and all structures, tracks, works, cars and other equipment used in connection therewith including buildings or structures for stations;
 - (c) "railway" means that section of the railway of Penn Central Transportation Company between Queen Street in the City of Niagara Falls and Front Street in the former Village of Chippawa, now in the City of Niagara Falls, referred to in Order No. R-7570 of the Railway Transport Committee of the Canadian Transport Commission dated the 22nd day of December, 1969;
 - (d) "road authority" includes the City, The Regional Municipality of Niagara and the Department of Highways of Ontario; and
 - (e) "utility authority" means any public body, commission or authority established or exercising any power or authority under any general or special Act with respect to waterworks, electric

light, heat or power works or sewage works and includes the City, The Regional Municipality of Niagara, The Hydro-Electric Power Commission of Ontario and The Hydro-Electric Commission of the City of Niagara Falls.

2. Subject to the agreements, obligations, terms and conditions herein-after contained, the City grants to the Company the right to construct and operate a monorail transportation system on, across and over those highways in the City of Niagara Falls now crossed by the Penn Central Transportation Company right-of-way listed in Schedule "A" to this agreement and hereinafter referred to as "the said highways".

3. Nothing in this agreement shall be deemed to grant the Company an exclusive right to construct or operate a monorail transportation system.

4. The Company shall have the right to construct and maintain overhead tracks across and over the said highways subject to the following:

- (a) the minimum clearance between the surface grade of each of the said highways and the lowest point of any structure, track, car, wire or other work or equipment of the monorail transportation system at any time erected, existing, maintained or operated above any part of each such highway shall be 23 feet;
- (b) prior to submitting the plans referred to in clause c of this paragraph to the Railway Transport Committee, the Company shall obtain the approval of the City Engineer of the location and type of the columns which the Company intends to construct;
- (c) detailed plans of the said tracks and supporting structures, as approved by an engineer of the Railway Transport Committee of the Canadian Transportation Commission, the Chief Engineer of Penn Central Transportation Company, and a structural engineer registered with the Association of Professional Engineers of Ontario shall be filed with the City Engineer before construction is commenced;
- (d) the Company shall not erect any columns, poles or other structures, whether to support the overhead tracks or for any other purpose, on any part of the said highways without the express approval in writing of the City;
- (e) the Company shall be responsible for determining the precise location of any and all watermains, sewer mains, forcemains and underground pipes, cables, wires and utilities of every type in or adjacent to each area in which the Company proposes to construct any works and the Company shall take all precautions necessary, including provision of such means of support as may be required by the owner thereof, to ensure that the said watermains, sewer mains, forcemains, pipes, cables, wires and utilities are not interfered with or damaged in any way.

5.—(a) If, at any time or times hereafter, in the opinion of the City or other road authority or utility authority the presence or use of, or operation of monorail cars from, any structure, track, work or other equipment of the monorail transportation system except station buildings interferes with any existing work of or work to be constructed by the City or other road authority or utility authority, the Company shall, at its own cost and expense and within the time hereinafter specified, upon notice in writing from the City or other road authority or utility authority, remove to another location or locations or alter the height of one or more of such structures, tracks, works or other equipment of the monorail transportation system except station buildings as may be designated by the City or other road authority or utility authority or both remove to another location or locations and alter the height of the said structures, tracks, works or other equipment, provided in any case that it is possible to carry out such work of removal or alteration of height or both on or within the limits of the land and

air space across, on, over or through which the Company has acquired rights from the Penn Central Transportation Company or on or within the limits of adjoining land now or hereafter owned by the City or other road authority or utility authority and across, on, over or through which the Company is granted rights equivalent to those which it has acquired from Penn Central Transportation Company; and all the terms and conditions of this agreement shall then apply to the said structures, tracks, works and other equipment in their new location or locations.

- (b) The Company shall complete any work of removal or alteration of the height of the said structures, tracks, works or other equipment mentioned in clause *a* within 12 months after notice has been given to it by the City or other road authority or utility authority.

6. If the City or other road authority acquires the railway right-of-way or any part or parts thereof for highway purposes, the provisions of paragraph 5 shall apply, *mutatis mutandis*, to any station buildings and structures in addition to the structures, tracks, works and other equipment mentioned in the said paragraph 5.

7. If the railway right-of-way or any part or parts thereof is lowered the Company shall at its own cost and expense and within 12 months of notice in writing from the City make such changes in the elevation and location of the structures, tracks, works or other equipment of the monorail transportation system and of its station buildings and structures as the City shall direct.

8. The City and other road authority and utility authority shall not be required to compensate the Company for any cost, expense or loss (including any loss or revenue from interruption of service) incurred or sustained by the Company as a result of or in any way connected with any work of removal or alteration of the height of the structures, tracks, works or other equipment of the monorail transportation system and its station buildings and structures.

9. The Company shall have the right to erect station buildings or structures at the locations described in Schedule "B" to this agreement subject to the following regulations:

- (a) the external design of all such station buildings and structures shall be approved by the Planning Committee of the Council of the City;
- (b) all such station buildings and structures shall comply with the building by-law of the City;
- (c) no such station building or structure shall be erected on or over any highway.

10. The Company shall provide such extensions to the monorail transportation system as may be agreed upon between it and the City and, subject to like agreement, the Company shall provide an additional station in the vicinity of the proposed parking lot of The Niagara Parks Commission above Dufferin Islands.

11. Within 36 months from the date upon which the Act of the Legislature ratifying this agreement shall have come into force, the Company shall construct and commence operation of the monorail transportation system along the entire route from the Queen Street station to the Chippawa station with not less than 10 monorail cars. All monorail cars shall be provided with rubber tires and adequate lighting, heating and ventilation and the Company shall keep the said cars at all times in good and sufficient state of repair and appearance and clean both inside and out and shall keep the said cars lighted, heated and ventilated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

12. The Company agrees with the City to provide a regular daily service between the Queen Street and Chippawa stations during the whole of each year at such intervals and upon such schedules as may be annually

agreed upon between the parties hereto. Negotiations to settle the said intervals and schedules for each year during the currency of this agreement shall take place between the 1st day of October and the 31st day of December of each preceding year.

13. Without the written consent of the City, the Company shall not erect, place or maintain any column, track or other structure or building at a greater height than is reasonably necessary to provide the minimum clearance required above the rail level of the railway and surface grade of a highway, respectively.

14. The Company agrees that it will not erect, place, paint or attach or permit the erection, placing, painting or attaching of any signs as defined in the City's sign By-law No. 6661, 1964 and any by-law passed in substitution or amendment thereof on the exterior of any tracks, rails, structures, buildings or cars of the monorail transportation system, except signs at stations designating the name of the station, entrances, exits and similar directions.

15. The Company shall indemnify and save the City harmless from any and all loss, costs, damages, claims, actions and demands arising from or relating to the construction, maintenance, operation, extension, alteration, repair, control and management of the monorail transportation system or arising from the exercise of any of the rights herein granted.

16. In the event of the Company failing for the period of 6 continuous months to maintain and operate the monorail transportation system in substantial conformity with the provisions of this agreement, the City may declare that all privileges and rights to operate the monorail transportation system which the Company has acquired by this agreement are at an end and such privileges and rights shall thereupon cease and be at an end accordingly; provided however the Company shall not be held to be in default hereunder for failure to maintain and operate if such failure is the result of fire, act of God, strike, riot, insurrection, war or other cause beyond the control of the Company.

17. Whenever the Company ceases to operate the monorail transportation system in accordance with this agreement, the Company shall at its own expense remove all its columns, tracks and other installations and structures and clear the site thereof to at least one foot below grade within not more than 6 months after being requested in writing by the City to do so, and if the Company shall fail to do so the City and its workmen and contractors are hereby authorized to carry out such work of removal and the Company shall reimburse the City for all costs incurred by the City in performing such work (including interest on such costs at the then current bank rate paid by the City) within sixty days after an invoice therefor has been mailed by the City to the Company. The City shall have the right to retain, use or sell all material salvaged by it and shall apply the net proceeds of any material sold on account of the costs to be paid by the Company.

18. The Company shall at all times keep the monorail transportation system insured in a company authorized to carry on business as insurer in the Province of Ontario against public liability, liability to passengers and public and property damage as follows: bodily injury and death, one person—\$1,000,000.00 one accident—\$5,000,000.00 and property damage, one accident—\$100,000.00. The policy evidencing such liability insurance coverage shall provide the City will be given ten days' notice before such coverage will be cancelled and the Company agrees that during said ten day period, it will obtain and provide the City with insurance coverage to meet the requirements of this agreement and failing to do so, this agreement at the option of the City shall cease and terminate its operation until so corrected. The City shall be furnished with a certified true copy of each policy evidencing such insurance coverage.

19. This agreement and the rights granted by the City to the Company shall not be assignable or transferable by the Company without the express consent of the City. The conversion of the Company into a public company shall not, in itself, be deemed an assignment or transfer of this agreement and the said rights.

20. The parties hereto acknowledge and agree that the Company is not a railway company and that the provisions of *The Assessment Act, 1968-69* with respect to railway companies shall not apply to the Company.

21. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the Company, one by the City and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Judicial District of Niagara South, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares.

22. The parties hereto acknowledge and agree that the provisions of this agreement respecting the removal, relocation and alteration of the height of structures, tracks, works or other equipment of the monorail transportation system shall be subject to any required approval of the Canadian Transportation Commission.

23. Any notice required to be given by the City to the Company shall be in writing and shall be sufficiently given if mailed in a postage prepaid registered envelope addressed to the Company at Post Office Box 154 Niagara Falls, Ontario and deposited in the Post Office in Niagara Falls, Ontario and any such notice shall be deemed conclusively to have been received on the second day following the date of such mailing.

24. Subject to paragraph 19, this agreement shall enure to the benefit of and be binding upon the respective heirs, executors, administrators, successors and assigns of the parties hereto.

25. The parties hereto agree to join in applying to the Legislature of the Province of Ontario at its next Session for legislation confirming this agreement and declaring the same to be legal, valid and binding upon the parties hereto; the expense of such legislation shall be borne by the Company. This agreement shall take effect when such legislation comes into force and shall continue in force for a period of 20 years.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED
In the presence of:

THE CORPORATION OF THE
CITY OF NIAGARA FALLS:

Mayor.

Clerk.

NIAGARA MONORAIL LIMITED:

PER:

President.

Secretary-treasurer.

SCHEDULE A

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

HIGHWAYS TO BE CROSSED

Huron Street
Erie Avenue
Morrison Street
Ellis Street
Ontario Avenue
Simcoe Street
Eastwood Street
Road allowance between Township Lots 127 and 128
Road allowance between Township Lots 127 and 129
Clifton Hill
Robinson Street
Murray Street
Oakes Drive
McLeod Road
Corfield Street
Chippawa Street, Chippawa

SCHEDULE B

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

LOCATION OF STATIONS

- | | |
|------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Queen Street
(Downtown Station) | — All of Lot 4 and parts of Lots 1 and 5 of Block F, Plan 35 for the Town of Niagara Falls, bounded on the north by Queen Street, on the west by Erie Avenue, on the south by Huron Street and on the east by the railway tracks. |
| Clifton Hill | — On railway property adjacent to Victoria Avenue at Clifton Hill. Starting at Clifton Hill and running 240 feet south. |
| Skylon | — On railway property commencing 200 feet south of Robinson Street, running southerly 240 feet to the southerly edge of the pedestrian walkway to Skylon Tower. |
| Heritage | — On railway property commencing 140 feet southerly from the centre line of Oakes Drive overpass and running 250 feet southerly. |
| Marineland | — On railway property commencing 1,040 feet north of the north limit of Corfield Street and running northerly 240 feet. |
| Chippawa | — All of lots 12 and 22, registered plan 251 for the Village of Chippawa, bounded on the north by Chippawa Street, on the south by Front Street, and on the east by Norton Street. |



1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100.

An Act respecting
the City of Niagara Falls

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. BUKATOR

(*Private Bill*)

BILL Pr29

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

(Reprinted as amended by the Private Bills Committee)

BILL Pr29

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, By-law No. 70-21 passed by the council of the Corporation on the 16th day of February, 1970 and the agreement dated the 16th day of February, 1970 between the Corporation and Niagara Monorail Limited granting to the said Niagara Monorail Limited the right to construct and operate a monorail transportation system in the City of Niagara Falls and to construct and maintain parts of the monorail transportation system on, across and over highways in the City of Niagara Falls upon and subject to the terms and conditions set forth in the agreement, both the said by-law and agreement being set forth in the Schedule hereto, are and each of them is hereby confirmed and declared to be valid and binding upon the parties thereto and the said parties are hereby empowered to carry out their respective obligations and exercise their respective privileges under the said agreement.

By-law
and
agreement
valid
and
binding

(2) The council of the Corporation is hereby authorized and empowered to pass such by-laws and enter into such other agreements and do all such other acts, matters and things as may be considered necessary by the Corporation for the full and proper carrying out of the provisions of the said agreement.

Authority
to pass
by-laws

2. None of the provisions of any by-law passed under section 30 of *The Planning Act* or a predecessor of section 30 by the council of the Corporation or by the council of The Corporation of the Township of Stamford or by the council of

Provisions
of by-laws
not to
apply
R.S.O.
1960, c. 296

The Corporation of the Village of Chippawa shall apply to prevent the construction, maintenance and operation of the monorail transportation system in accordance with the provisions of the said agreement set forth in the Schedule to this Act.

Assent
of electors
not required

3. The Corporation is not required to obtain the assent of the electors of the City of Niagara Falls or any class thereof to the by-law set forth in the Schedule to this Act or to any other by-law passed by the council of the Corporation under this Act.

Monorail
deemed not
a railway
R.S.O. 1950,
c. 331

4. Niagara Monorail Limited is deemed not to be a railway for the purposes of *The Railways Act*.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Niagara Falls Act, 1970 (No. 2)*.

SCHEDULE

CITY OF NIAGARA FALLS

BY-LAW No. 70-21

A BY-LAW to authorize an agreement with Niagara Monorail Limited.

WHEREAS it is deemed expedient to enter into an agreement with Niagara Monorail Limited granting the said Company the right to construct and operate a monorail transportation system in the City of Niagara Falls for a period of 20 years on the terms set out in the said agreement;

NOW THEREFORE the Council of the Corporation of the City of Niagara Falls enacts as follows:

1. That the agreement dated the 16th day of February, 1970 between The Corporation of the City of Niagara Falls and Niagara Monorail Limited, a copy of which is set forth in the schedule attached to and forming part of this by-law, is hereby approved and authorized.

2. The Mayor and Clerk are hereby authorized and directed to execute the said agreement and the Clerk is hereby authorized and directed to affix the corporate seal thereto and to deliver the said agreement.

PASSED this 16th day of February, 1970.

J. L. COLLINSON,
Clerk.

F. J. MILLER,
Mayor.

(SEAL)

First Reading: February 16th, 1970.
Second Reading: February 16th, 1970.
Third Reading: February 16th, 1970.

SCHEDULE

TO CITY OF NIAGARA FALLS

BY-LAW No. 70-21

THIS AGREEMENT made the sixteenth day of February, 1970.

BETWEEN:

THE CORPORATION OF THE CITY OF NIAGARA FALLS
(Hereinafter called the "City"),

OF THE FIRST PART

—and—

NIAGARA MONORAIL LIMITED, a private company
incorporated under the laws of the Province of Ontario
and having its head office in the City of Niagara Falls,
in the Regional Municipality of Niagara,
(Hereinafter called the "Company"),

OF THE SECOND PART.

WHEREAS the Company was incorporated by letters patent of the Province of Ontario dated the 1st day of November, 1966 and has applied to the City for the right to construct and operate a monorail transportation system in part of the City of Niagara Falls together with the right to use or occupy parts of highways of the City for the purpose of the said monorail transportation system; and

WHEREAS the City deems it desirable to grant the said request subject to the provisions of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT IN CONSIDERATION OF THE PREMISES, the City and the Company covenant and agree each with the other as follows:

1. In this agreement,

- (a) "highway" means a common and public highway and includes a street, road, lane, road allowance, bridge, and any other structure incidental thereto;
- (b) "monorail transportation system" means and includes a system for the carriage of passengers in cars suspended from elevated tracks and operated by means of gasoline, diesel fuel, electricity or other power, except steam, and all structures, tracks, works, cars and other equipment used in connection therewith including buildings or structures for stations;
- (c) "railway" means that section of the railway of Penn Central Transportation Company between Queen Street in the City of Niagara Falls and Front Street in the former Village of Chippawa, now in the City of Niagara Falls, referred to in Order No. R-7570 of the Railway Transport Committee of the Canadian Transport Commission dated the 22nd day of December, 1969;
- (d) "road authority" includes the City, The Regional Municipality of Niagara and the Department of Highways of Ontario; and
- (e) "utility authority" means any public body, commission or authority established or exercising any power or authority under any general or special Act with respect to waterworks, electric

light, heat or power works or sewage works and includes the City, The Regional Municipality of Niagara, The Hydro-Electric Power Commission of Ontario and The Hydro-Electric Commission of the City of Niagara Falls.

2. Subject to the agreements, obligations, terms and conditions herein-after contained, the City grants to the Company the right to construct and operate a monorail transportation system on, across and over those highways in the City of Niagara Falls now crossed by the Penn Central Transportation Company right-of-way listed in Schedule "A" to this agreement and hereinafter referred to as "the said highways".

3. Nothing in this agreement shall be deemed to grant the Company an exclusive right to construct or operate a monorail transportation system.

4. The Company shall have the right to construct and maintain overhead tracks across and over the said highways subject to the following:

- (a) the minimum clearance between the surface grade of each of the said highways and the lowest point of any structure, track, car, wire or other work or equipment of the monorail transportation system at any time erected, existing, maintained or operated above any part of each such highway shall be 23 feet;
- (b) prior to submitting the plans referred to in clause c of this paragraph to the Railway Transport Committee, the Company shall obtain the approval of the City Engineer of the location and type of the columns which the Company intends to construct;
- (c) detailed plans of the said tracks and supporting structures, as approved by an engineer of the Railway Transport Committee of the Canadian Transportation Commission, the Chief Engineer of Penn Central Transportation Company, and a structural engineer registered with the Association of Professional Engineers of Ontario shall be filed with the City Engineer before construction is commenced;
- (d) the Company shall not erect any columns, poles or other structures, whether to support the overhead tracks or for any other purpose, on any part of the said highways without the express approval in writing of the City;
- (e) the Company shall be responsible for determining the precise location of any and all watermains, sewer mains, forcemains and underground pipes, cables, wires and utilities of every type in or adjacent to each area in which the Company proposes to construct any works and the Company shall take all precautions necessary, including provision of such means of support as may be required by the owner thereof, to ensure that the said watermains, sewer mains, forcemains, pipes, cables, wires and utilities are not interfered with or damaged in any way.

5.—(a) If, at any time or times hereafter, in the opinion of the City or other road authority or utility authority the presence or use of, or operation of monorail cars from, any structure, track, work or other equipment of the monorail transportation system except station buildings interferes with any existing work of or work to be constructed by the City or other road authority or utility authority, the Company shall, at its own cost and expense and within the time hereinafter specified, upon notice in writing from the City or other road authority or utility authority, remove to another location or locations or alter the height of one or more of such structures, tracks, works or other equipment of the monorail transportation system except station buildings as may be designated by the City or other road authority or utility authority or both remove to another location or locations and alter the height of the said structures, tracks, works or other equipment, provided in any case that it is possible to carry out such work of removal or alteration of height or both on or within the limits of the land and

air space across, on, over or through which the Company has acquired rights from the Penn Central Transportation Company or on or within the limits of adjoining land now or hereafter owned by the City or other road authority or utility authority and across, on, over or through which the Company is granted rights equivalent to those which it has acquired from Penn Central Transportation Company; and all the terms and conditions of this agreement shall then apply to the said structures, tracks, works and other equipment in their new location or locations.

- (b) The Company shall complete any work of removal or alteration of the height of the said structures, tracks, works or other equipment mentioned in clause *a* within 12 months after notice has been given to it by the City or other road authority or utility authority.

6. If the City or other road authority acquires the railway right-of-way or any part or parts thereof for highway purposes, the provisions of paragraph 5 shall apply, *mutatis mutandis*, to any station buildings and structures in addition to the structures, tracks, works and other equipment mentioned in the said paragraph 5.

7. If the railway right-of-way or any part or parts thereof is lowered the Company shall at its own cost and expense and within 12 months of notice in writing from the City make such changes in the elevation and location of the structures, tracks, works or other equipment of the monorail transportation system and of its station buildings and structures as the City shall direct.

8. The City and other road authority and utility authority shall not be required to compensate the Company for any cost, expense or loss (including any loss or revenue from interruption of service) incurred or sustained by the Company as a result of or in any way connected with any work of removal or alteration of the height of the structures, tracks, works or other equipment of the monorail transportation system and its station buildings and structures.

9. The Company shall have the right to erect station buildings or structures at the locations described in Schedule "B" to this agreement subject to the following regulations:

- (a) the external design of all such station buildings and structures shall be approved by the Planning Committee of the Council of the City;
- (b) all such station buildings and structures shall comply with the building by-law of the City;
- (c) no such station building or structure shall be erected on or over any highway.

10. The Company shall provide such extensions to the monorail transportation system as may be agreed upon between it and the City and, subject to like agreement, the Company shall provide an additional station in the vicinity of the proposed parking lot of The Niagara Parks Commission above Dufferin Islands.

11. Within 36 months from the date upon which the Act of the Legislature ratifying this agreement shall have come into force, the Company shall construct and commence operation of the monorail transportation system along the entire route from the Queen Street station to the Chippawa station with not less than 10 monorail cars. All monorail cars shall be provided with rubber tires and adequate lighting, heating and ventilation and the Company shall keep the said cars at all times in good and sufficient state of repair and appearance and clean both inside and out and shall keep the said cars lighted, heated and ventilated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

12. The Company agrees with the City to provide a regular daily service between the Queen Street and Chippawa stations during the whole of each year at such intervals and upon such schedules as may be annually

agreed upon between the parties hereto. Negotiations to settle the said intervals and schedules for each year during the currency of this agreement shall take place between the 1st day of October and the 31st day of December of each preceding year.

13. Without the written consent of the City, the Company shall not erect, place or maintain any column, track or other structure or building at a greater height than is reasonably necessary to provide the minimum clearance required above the rail level of the railway and surface grade of a highway, respectively.

14. The Company agrees that it will not erect, place, paint or attach or permit the erection, placing, painting or attaching of any signs as defined in the City's sign By-law No. 6661, 1964 and any by-law passed in substitution or amendment thereof on the exterior of any tracks, rails, structures, buildings or cars of the monorail transportation system, except signs at stations designating the name of the station, entrances, exits and similar directions.

15. The Company shall indemnify and save the City harmless from any and all loss, costs, damages, claims, actions and demands arising from or relating to the construction, maintenance, operation, extension, alteration, repair, control and management of the monorail transportation system or arising from the exercise of any of the rights herein granted.

16. In the event of the Company failing for the period of 6 continuous months to maintain and operate the monorail transportation system in substantial conformity with the provisions of this agreement, the City may declare that all privileges and rights to operate the monorail transportation system which the Company has acquired by this agreement are at an end and such privileges and rights shall thereupon cease and be at an end accordingly; provided however the Company shall not be held to be in default hereunder for failure to maintain and operate if such failure is the result of fire, act of God, strike, riot, insurrection, war or other cause beyond the control of the Company.

17. Whenever the Company ceases to operate the monorail transportation system in accordance with this agreement, the Company shall at its own expense remove all its columns, tracks and other installations and structures and clear the site thereof to at least one foot below grade within not more than 6 months after being requested in writing by the City to do so, and if the Company shall fail to do so the City and its workmen and contractors are hereby authorized to carry out such work of removal and the Company shall reimburse the City for all costs incurred by the City in performing such work (including interest on such costs at the then current bank rate paid by the City) within sixty days after an invoice therefor has been mailed by the City to the Company. The City shall have the right to retain, use or sell all material salvaged by it and shall apply the net proceeds of any material sold on account of the costs to be paid by the Company.

18. The Company shall at all times keep the monorail transportation system insured in a company authorized to carry on business as insurer in the Province of Ontario against public liability, liability to passengers and public and property damage as follows: bodily injury and death, one person—\$1,000,000.00 one accident—\$5,000,000.00 and property damage, one accident—\$100,000.00. The policy evidencing such liability insurance coverage shall provide the City will be given ten days' notice before such coverage will be cancelled and the Company agrees that during said ten day period, it will obtain and provide the City with insurance coverage to meet the requirements of this agreement and failing to do so, this agreement at the option of the City shall cease and terminate its operation until so corrected. The City shall be furnished with a certified true copy of each policy evidencing such insurance coverage.

19. This agreement and the rights granted by the City to the Company shall not be assignable or transferable by the Company without the express consent of the City. The conversion of the Company into a public company shall not, in itself, be deemed an assignment or transfer of this agreement and the said rights.

20. The parties hereto acknowledge and agree that the Company is not a railway company and that the provisions of *The Assessment Act, 1968-69* with respect to railway companies shall not apply to the Company.

21. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the Company, one by the City and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Judicial District of Niagara South, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares.

22. The parties hereto acknowledge and agree that the provisions of this agreement respecting the removal, relocation and alteration of the height of structures, tracks, works or other equipment of the monorail transportation system shall be subject to any required approval of the Canadian Transportation Commission.

23. Any notice required to be given by the City to the Company shall be in writing and shall be sufficiently given if mailed in a postage prepaid registered envelope addressed to the Company at Post Office Box 154 Niagara Falls, Ontario and deposited in the Post Office in Niagara Falls, Ontario and any such notice shall be deemed conclusively to have been received on the second day following the date of such mailing.

24. Subject to paragraph 19, this agreement shall enure to the benefit of and be binding upon the respective heirs, executors, administrators, successors and assigns of the parties hereto.

25. The parties hereto agree to join in applying to the Legislature of the Province of Ontario at its next Session for legislation confirming this agreement and declaring the same to be legal, valid and binding upon the parties hereto; the expense of such legislation shall be borne by the Company. This agreement shall take effect when such legislation comes into force and shall continue in force for a period of 20 years.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED
In the presence of:

THE CORPORATION OF THE
CITY OF NIAGARA FALLS:

Mayor.

Clerk.

NIAGARA MONORAIL LIMITED:

PER:

President.

Secretary-treasurer.

SCHEDULE A

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

HIGHWAYS TO BE CROSSED

Huron Street
Erie Avenue
Morrison Street
Ellis Street
Ontario Avenue
Simcoe Street
Eastwood Street
Road allowance between Township Lots 127 and 128
Road allowance between Township Lots 127 and 129
Clifton Hill
Robinson Street
Murray Street
Oakes Drive
McLeod Road
Corfield Street
Chippawa Street, Chippawa

SCHEDULE B

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

LOCATION OF STATIONS

- | | |
|------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Queen Street
(Downtown Station) | — All of Lot 4 and parts of Lots 1 and 5 of Block F, Plan 35 for the Town of Niagara Falls, bounded on the north by Queen Street, on the west by Erie Avenue, on the south by Huron Street and on the east by the railway tracks. |
| Clifton Hill | — On railway property adjacent to Victoria Avenue at Clifton Hill. Starting at Clifton Hill and running 240 feet south. |
| Skylon | — On railway property commencing 200 feet south of Robinson Street, running southerly 240 feet to the southerly edge of the pedestrian walkway to Skylon Tower. |
| Heritage | — On railway property commencing 140 feet southerly from the centre line of Oakes Drive overpass and running 250 feet southerly. |
| Marineland | — On railway property commencing 1,040 feet north of the north limit of Corfield Street and running northerly 240 feet. |
| Chippawa | — All of lots 12 and 22, registered plan 251 for the Village of Chippawa, bounded on the north by Chippawa Street, on the south by Front Street, and on the east by Norton Street. |

An Act respecting
the City of Niagara Falls

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

Mr. BUKATOR

(Reprinted as amended by the
Private Bills Committee)

BILL Pr29

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

(Reprinted as amended by the Committee of the Whole House)

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BILL Pr29

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, By-law No. 70-21 passed by the council of the Corporation on the 16th day of February, 1970 and the agreement dated the 16th day of February, 1970 between the Corporation and Niagara Monorail Limited granting to the said Niagara Monorail Limited the right to construct and operate a monorail transportation system in the City of Niagara Falls and to construct and maintain parts of the monorail transportation system on, across and over highways in the City of Niagara Falls upon and subject to the terms and conditions set forth in the agreement, both the said by-law and agreement being set forth in the Schedule hereto, are and each of them is hereby confirmed and declared to be valid and binding upon the parties thereto and the said parties are hereby empowered to carry out their respective obligations and exercise their respective privileges under the said agreement.

By-law
and
agreement
valid
and
binding

(2) The council of the Corporation is hereby authorized and empowered to pass such by-laws and enter into such other agreements and do all such other acts, matters and things as may be considered necessary by the Corporation for the full and proper carrying out of the provisions of the said agreement.

Authority
to pass
by-laws

2. None of the provisions of any by-law passed under section 30 of *The Planning Act* or a predecessor of section 30 by the council of the Corporation or by the council of The Corporation of the Township of Stamford or by the council of

Provisions
of by-laws
not to
apply
R.S.O.
1960, c. 296

The Corporation of the Village of Chippawa shall apply to prevent the construction, maintenance and operation of the monorail transportation system in accordance with the provisions of the said agreement set forth in the Schedule to this Act.

Assent
of electors
not required

3. The Corporation is not required to obtain the assent of the electors of the City of Niagara Falls or any class thereof to the by-law set forth in the Schedule to this Act or to any other by-law passed by the council of the Corporation under this Act.

Monorail
deemed not
a railway
R.S.O. 1950,
c. 331

4. Niagara Monorail Limited is deemed not to be a railway for the purposes of *The Railways Act*.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Niagara Falls Act, 1970 (No. 2)*.

SCHEDULE

CITY OF NIAGARA FALLS

BY-LAW No. 70-21

A BY-LAW to authorize an agreement with Niagara Monorail Limited.

WHEREAS it is deemed expedient to enter into an agreement with Niagara Monorail Limited granting the said Company the right to construct and operate a monorail transportation system in the City of Niagara Falls for a period of 20 years on the terms set out in the said agreement;

NOW THEREFORE the Council of the Corporation of the City of Niagara Falls enacts as follows:

1. That the agreement dated the 16th day of February, 1970 between The Corporation of the City of Niagara Falls and Niagara Monorail Limited, a copy of which is set forth in the schedule attached to and forming part of this by-law, is hereby approved and authorized.

2. The Mayor and Clerk are hereby authorized and directed to execute the said agreement and the Clerk is hereby authorized and directed to affix the corporate seal thereto and to deliver the said agreement.

PASSED this 16th day of February, 1970.

J. L. COLLINSON,
Clerk.

F. J. MILLER,
Mayor.

(SEAL)

First Reading: February 16th, 1970.

Second Reading: February 16th, 1970.

Third Reading: February 16th, 1970.

SCHEDULE

TO CITY OF NIAGARA FALLS

BY-LAW No. 70-21

THIS AGREEMENT made the sixteenth day of February, 1970.

BETWEEN:

THE CORPORATION OF THE CITY OF NIAGARA FALLS
(Hereinafter called the "City"),

OF THE FIRST PART

—and—

NIAGARA MONORAIL LIMITED, a private company
incorporated under the laws of the Province of Ontario
and having its head office in the City of Niagara Falls,
in the Regional Municipality of Niagara,
(Hereinafter called the "Company"),

OF THE SECOND PART.

WHEREAS the Company was incorporated by letters patent of the Province of Ontario dated the 1st day of November, 1966 and has applied to the City for the right to construct and operate a monorail transportation system in part of the City of Niagara Falls together with the right to use or occupy parts of highways of the City for the purpose of the said monorail transportation system; and

WHEREAS the City deems it desirable to grant the said request subject to the provisions of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT IN CONSIDERATION OF THE PREMISES, the City and the Company covenant and agree each with the other as follows:

1. In this agreement,

- (a) "highway" means a common and public highway and includes a street, road, lane, road allowance, bridge, and any other structure incidental thereto;
- (b) "monorail transportation system" means and includes a system for the carriage of passengers in cars suspended from elevated tracks and operated by means of gasoline, diesel fuel, electricity or other power, except steam, and all structures, tracks, works, cars and other equipment used in connection therewith including buildings or structures for stations;
- (c) "railway" means that section of the railway of Penn Central Transportation Company between Queen Street in the City of Niagara Falls and Front Street in the former Village of Chippawa, now in the City of Niagara Falls, referred to in Order No. R-7570 of the Railway Transport Committee of the Canadian Transport Commission dated the 22nd day of December, 1969;
- (d) "road authority" includes the City, The Regional Municipality of Niagara and the Department of Highways of Ontario; and
- (e) "utility authority" means any public body, commission or authority established or exercising any power or authority under any general or special Act with respect to waterworks, electric

light, heat or power works or sewage works and includes the City, The Regional Municipality of Niagara, The Hydro-Electric Power Commission of Ontario and The Hydro-Electric Commission of the City of Niagara Falls.

2. Subject to the agreements, obligations, terms and conditions herein-after contained, the City grants to the Company the right to construct and operate a monorail transportation system on, across and over those highways in the City of Niagara Falls now crossed by the Penn Central Transportation Company right-of-way listed in Schedule "A" to this agreement and hereinafter referred to as "the said highways".

3. Nothing in this agreement shall be deemed to grant the Company an exclusive right to construct or operate a monorail transportation system.

4. The Company shall have the right to construct and maintain overhead tracks across and over the said highways subject to the following:

- (a) the minimum clearance between the surface grade of each of the said highways and the lowest point of any structure, track, car, wire or other work or equipment of the monorail transportation system at any time erected, existing, maintained or operated above any part of each such highway shall be 23 feet;
- (b) prior to submitting the plans referred to in clause c of this paragraph to the Railway Transport Committee, the Company shall obtain the approval of the City Engineer of the location and type of the columns which the Company intends to construct;
- (c) detailed plans of the said tracks and supporting structures, as approved by an engineer of the Railway Transport Committee of the Canadian Transportation Commission, the Chief Engineer of Penn Central Transportation Company, and a structural engineer registered with the Association of Professional Engineers of Ontario shall be filed with the City Engineer before construction is commenced;
- (d) the Company shall not erect any columns, poles or other structures, whether to support the overhead tracks or for any other purpose, on any part of the said highways without the express approval in writing of the City;
- (e) the Company shall be responsible for determining the precise location of any and all watermains, sewer mains, forcemains and underground pipes, cables, wires and utilities of every type in or adjacent to each area in which the Company proposes to construct any works and the Company shall take all precautions necessary, including provision of such means of support as may be required by the owner thereof, to ensure that the said watermains, sewer mains, forcemains, pipes, cables, wires and utilities are not interfered with or damaged in any way.

5.—(a) If, at any time or times hereafter, in the opinion of the City or other road authority or utility authority the presence or use of, or operation of monorail cars from, any structure, track, work or other equipment of the monorail transportation system except station buildings interferes with any existing work of or work to be constructed by the City or other road authority or utility authority, the Company shall, at its own cost and expense and within the time hereinafter specified, upon notice in writing from the City or other road authority or utility authority, remove to another location or locations or alter the height of one or more of such structures, tracks, works or other equipment of the monorail transportation system except station buildings as may be designated by the City or other road authority or utility authority or both remove to another location or locations and alter the height of the said structures, tracks, works or other equipment, provided in any case that it is possible to carry out such work of removal or alteration of height or both on or within the limits of the land and

air space across, on, over or through which the Company has acquired rights from the Penn Central Transportation Company or on or within the limits of adjoining land now or hereafter owned by the City or other road authority or utility authority and across, on, over or through which the Company is granted rights equivalent to those which it has acquired from Penn Central Transportation Company; and all the terms and conditions of this agreement shall then apply to the said structures, tracks, works and other equipment in their new location or locations.

- (b) The Company shall complete any work of removal or alteration of the height of the said structures, tracks, works or other equipment mentioned in clause *a* within 12 months after notice has been given to it by the City or other road authority or utility authority.

6. If the City or other road authority acquires the railway right-of-way or any part or parts thereof for highway purposes, the provisions of paragraph 5 shall apply, *mutatis mutandis*, to any station buildings and structures in addition to the structures, tracks, works and other equipment mentioned in the said paragraph 5.

7. If the railway right-of-way or any part or parts thereof is lowered the Company shall at its own cost and expense and within 12 months of notice in writing from the City make such changes in the elevation and location of the structures, tracks, works or other equipment of the monorail transportation system and of its station buildings and structures as the City shall direct.

8. The City and other road authority and utility authority shall not be required to compensate the Company for any cost, expense or loss (including any loss or revenue from interruption of service) incurred or sustained by the Company as a result of or in any way connected with any work of removal or alteration of the height of the structures, tracks, works or other equipment of the monorail transportation system and its station buildings and structures.

9. The Company shall have the right to erect station buildings or structures at the locations described in Schedule "B" to this agreement subject to the following regulations:

- (a) the external design of all such station buildings and structures shall be approved by the Planning Committee of the Council of the City;
- (b) all such station buildings and structures shall comply with the building by-law of the City;
- (c) no such station building or structure shall be erected on or over any highway.

10. The Company shall provide such extensions to the monorail transportation system as may be agreed upon between it and the City and, subject to like agreement, the Company shall provide an additional station in the vicinity of the proposed parking lot of The Niagara Parks Commission above Dufferin Islands.

11. Within 36 months from the date upon which the Act of the Legislature ratifying this agreement shall have come into force, the Company shall construct and commence operation of the monorail transportation system along the entire route from the Queen Street station to the Chippawa station with not less than 10 monorail cars. All monorail cars shall be provided with rubber tires and adequate lighting, heating and ventilation and the Company shall keep the said cars at all times in good and sufficient state of repair and appearance and clean both inside and out and shall keep the said cars lighted, heated and ventilated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

12. The Company agrees with the City to provide a regular daily service between the Queen Street and Chippawa stations during the whole of each year at such intervals and upon such schedules as may be annually

agreed upon between the parties hereto. Negotiations to settle the said intervals and schedules for each year during the currency of this agreement shall take place between the 1st day of October and the 31st day of December of each preceding year.

13. Without the written consent of the City, the Company shall not erect, place or maintain any column, track or other structure or building at a greater height than is reasonably necessary to provide the minimum clearance required above the rail level of the railway and surface grade of a highway, respectively.

14. The Company agrees that it will not erect, place, paint or attach or permit the erection, placing, painting or attaching of any signs as defined in the City's sign By-law No. 6661, 1964 and any by-law passed in substitution or amendment thereof on the exterior of any tracks, rails, structures, buildings or cars of the monorail transportation system, except signs at stations designating the name of the station, entrances, exits and similar directions.

15. The Company shall indemnify and save the City harmless from any and all loss, costs, damages, claims, actions and demands arising from or relating to the construction, maintenance, operation, extension, alteration, repair, control and management of the monorail transportation system or arising from the exercise of any of the rights herein granted.

16. In the event of the Company failing for the period of 6 continuous months to maintain and operate the monorail transportation system in substantial conformity with the provisions of this agreement, the City may declare that all privileges and rights to operate the monorail transportation system which the Company has acquired by this agreement are at an end and such privileges and rights shall thereupon cease and be at an end accordingly; provided however the Company shall not be held to be in default hereunder for failure to maintain and operate if such failure is the result of fire, act of God, strike, riot, insurrection, war or other cause beyond the control of the Company.

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18. The Company shall at all times keep the monorail transportation system insured in a company authorized to carry on business as insurer in the Province of Ontario against public liability, liability to passengers and public and property damage as follows: bodily injury and death, one person—\$1,000,000.00 one accident—\$5,000,000.00 and property damage, one accident—\$100,000.00. The policy evidencing such liability insurance coverage shall provide the City will be given ten days' notice before such coverage will be cancelled and the Company agrees that during said ten day period, it will obtain and provide the City with insurance coverage to meet the requirements of this agreement and failing to do so, this agreement at the option of the City shall cease and terminate its operation until so corrected. The City shall be furnished with a certified true copy of each policy evidencing such insurance coverage.

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20. The parties hereto acknowledge and agree that the Company is not a railway company and that the provisions of *The Assessment Act, 1968-69* with respect to railway companies shall not apply to the Company.

21. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the Company, one by the City and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Judicial District of Niagara South, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares.

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25. The parties hereto agree to join in applying to the Legislature of the Province of Ontario at its next Session for legislation confirming this agreement and declaring the same to be legal, valid and binding upon the parties hereto; the expense of such legislation shall be borne by the Company. This agreement shall take effect when such legislation comes into force and shall continue in force for a period of 20 years.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED
In the presence of:

THE CORPORATION OF THE
CITY OF NIAGARA FALLS:

Mayor.

Clerk.

NIAGARA MONORAIL LIMITED:

PER:

President.

Secretary-treasurer.

SCHEDULE A

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

HIGHWAYS TO BE CROSSED

Huron Street
 Erie Avenue
 Morrison Street
 Ellis Street
 Ontario Avenue
 Simcoe Street
 Eastwood Street
 Road allowance between Township Lots 127 and 128
 Road allowance between Township Lots 127 and 129
 Clifton Hill
 Robinson Street
 Murray Street
 Oakes Drive
 McLeod Road
 Corfield Street
 Chippawa Street, Chippawa
 Short Street, Chippawa
 Church Street, Chippawa
 Unopened road allowance between Township Lots 193
 and 223
 Unopened road allowance between Township Lots 190
 and 191 and 193 and 194
 Unopened Dixon Street

SCHEDULE B

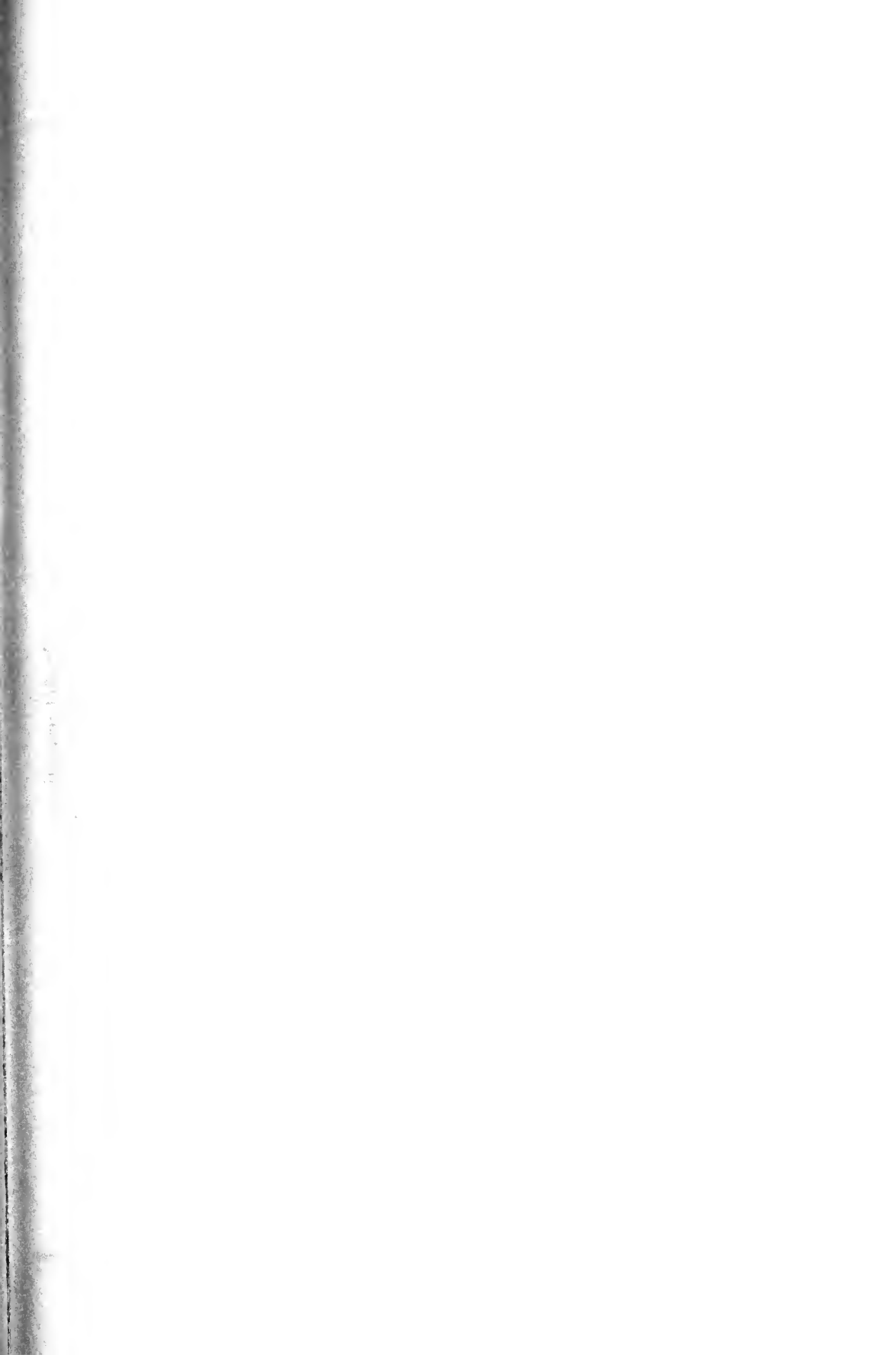
to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

LOCATION OF STATIONS

- | | |
|------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Queen Street
(Downtown Station) | — All of Lot 4 and parts of Lots 1 and 5 of Block F, Plan 35 for the Town of Niagara Falls, bounded on the north by Queen Street, on the west by Erie Avenue, on the south by Huron Street and on the east by the railway tracks. |
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| Skylon | — On railway property commencing 200 feet south of Robinson Street, running southerly 240 feet to the southerly edge of the pedestrian walkway to Skylon Tower. |
| Heritage | — On railway property commencing 140 feet southerly from the centre line of Oakes Drive overpass and running 250 feet southerly. |
| Marineland | — On railway property commencing 1,040 feet north of the north limit of Corfield Street and running northerly 240 feet. |
| Chippawa | — All of lots 12 and 22, registered plan 251 for the Village of Chippawa, bounded on the north by Chippawa Street, on the south by Front Street, and on the east by Norton Street. |



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An Act respecting
the City of Niagara Falls

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

MR. BUKATOR

(Reprinted as amended by the
Committee of the Whole House)

BILL Pr29

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Niagara Falls

MR. BUKATOR

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BILL Pr29

1970

An Act respecting the City of Niagara Falls

WHEREAS The Corporation of the City of Niagara Falls, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, By-law No. 70-21 passed by the council of the Corporation on the 16th day of February, 1970 and the agreement dated the 16th day of February, 1970 between the Corporation and Niagara Monorail Limited granting to the said Niagara Monorail Limited the right to construct and operate a monorail transportation system in the City of Niagara Falls and to construct and maintain parts of the monorail transportation system on, across and over highways in the City of Niagara Falls upon and subject to the terms and conditions set forth in the agreement, both the said by-law and agreement being set forth in the Schedule hereto, are and each of them is hereby confirmed and declared to be valid and binding upon the parties thereto and the said parties are hereby empowered to carry out their respective obligations and exercise their respective privileges under the said agreement.

By-law and agreement valid and binding

(2) The council of the Corporation is hereby authorized and empowered to pass such by-laws and enter into such other agreements and do all such other acts, matters and things as may be considered necessary by the Corporation for the full and proper carrying out of the provisions of the said agreement.

Authority to pass by-laws

2. None of the provisions of any by-law passed under section 30 of *The Planning Act* or a predecessor of section 30 by the council of the Corporation or by the council of The Corporation of the Township of Stamford or by the council of

Provisions of by-laws not to apply R.S.O. 1960, c. 296

The Corporation of the Village of Chippawa shall apply to prevent the construction, maintenance and operation of the monorail transportation system in accordance with the provisions of the said agreement set forth in the Schedule to this Act.

Assent
of electors
not required

3. The Corporation is not required to obtain the assent of the electors of the City of Niagara Falls or any class thereof to the by-law set forth in the Schedule to this Act or to any other by-law passed by the council of the Corporation under this Act.

Monorail
deemed not
a railway
R.S.O. 1950,
c. 331

4. Niagara Monorail Limited is deemed not to be a railway for the purposes of *The Railways Act*.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The City of Niagara Falls Act, 1970 (No. 2)*.

SCHEDULE

CITY OF NIAGARA FALLS

BY-LAW No. 70-21

A BY-LAW to authorize an agreement with Niagara Monorail Limited.

WHEREAS it is deemed expedient to enter into an agreement with Niagara Monorail Limited granting the said Company the right to construct and operate a monorail transportation system in the City of Niagara Falls for a period of 20 years on the terms set out in the said agreement;

NOW THEREFORE the Council of the Corporation of the City of Niagara Falls enacts as follows:

1. That the agreement dated the 16th day of February, 1970 between The Corporation of the City of Niagara Falls and Niagara Monorail Limited, a copy of which is set forth in the schedule attached to and forming part of this by-law, is hereby approved and authorized.

2. The Mayor and Clerk are hereby authorized and directed to execute the said agreement and the Clerk is hereby authorized and directed to affix the corporate seal thereto and to deliver the said agreement.

PASSED this 16th day of February, 1970.

J. L. COLLINSON,
Clerk.

F. J. MILLER,
Mayor.

(SEAL)

First Reading: February 16th, 1970.

Second Reading: February 16th, 1970.

Third Reading: February 16th, 1970.

SCHEDULE

TO CITY OF NIAGARA FALLS

BY-LAW No. 70-21

THIS AGREEMENT made the sixteenth day of February, 1970.

BETWEEN:

THE CORPORATION OF THE CITY OF NIAGARA FALLS
(Hereinafter called the "City"),

OF THE FIRST PART

—and—

NIAGARA MONORAIL LIMITED, a private company
incorporated under the laws of the Province of Ontario
and having its head office in the City of Niagara Falls,
in the Regional Municipality of Niagara,
(Hereinafter called the "Company"),

OF THE SECOND PART.

WHEREAS the Company was incorporated by letters patent of the Province of Ontario dated the 1st day of November, 1966 and has applied to the City for the right to construct and operate a monorail transportation system in part of the City of Niagara Falls together with the right to use or occupy parts of highways of the City for the purpose of the said monorail transportation system; and

WHEREAS the City deems it desirable to grant the said request subject to the provisions of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT IN CONSIDERATION OF THE PREMISES, the City and the Company covenant and agree each with the other as follows:

1. In this agreement,

- (a) "highway" means a common and public highway and includes a street, road, lane, road allowance, bridge, and any other structure incidental thereto;
- (b) "monorail transportation system" means and includes a system for the carriage of passengers in cars suspended from elevated tracks and operated by means of gasoline, diesel fuel, electricity or other power, except steam, and all structures, tracks, works, cars and other equipment used in connection therewith including buildings or structures for stations;
- (c) "railway" means that section of the railway of Penn Central Transportation Company between Queen Street in the City of Niagara Falls and Front Street in the former Village of Chippawa, now in the City of Niagara Falls, referred to in Order No. R-7570 of the Railway Transport Committee of the Canadian Transport Commission dated the 22nd day of December, 1969;
- (d) "road authority" includes the City, The Regional Municipality of Niagara and the Department of Highways of Ontario; and
- (e) "utility authority" means any public body, commission or authority established or exercising any power or authority under any general or special Act with respect to waterworks, electric

light, heat or power works or sewage works and includes the City, The Regional Municipality of Niagara, The Hydro-Electric Power Commission of Ontario and The Hydro-Electric Commission of the City of Niagara Falls.

2. Subject to the agreements, obligations, terms and conditions herein-after contained, the City grants to the Company the right to construct and operate a monorail transportation system on, across and over those highways in the City of Niagara Falls now crossed by the Penn Central Transportation Company right-of-way listed in Schedule "A" to this agreement and hereinafter referred to as "the said highways".

3. Nothing in this agreement shall be deemed to grant the Company an exclusive right to construct or operate a monorail transportation system.

4. The Company shall have the right to construct and maintain overhead tracks across and over the said highways subject to the following:

- (a) the minimum clearance between the surface grade of each of the said highways and the lowest point of any structure, track, car, wire or other work or equipment of the monorail transportation system at any time erected, existing, maintained or operated above any part of each such highway shall be 23 feet;
- (b) prior to submitting the plans referred to in clause *c* of this paragraph to the Railway Transport Committee, the Company shall obtain the approval of the City Engineer of the location and type of the columns which the Company intends to construct;
- (c) detailed plans of the said tracks and supporting structures, as approved by an engineer of the Railway Transport Committee of the Canadian Transportation Commission, the Chief Engineer of Penn Central Transportation Company, and a structural engineer registered with the Association of Professional Engineers of Ontario shall be filed with the City Engineer before construction is commenced;
- (d) the Company shall not erect any columns, poles or other structures, whether to support the overhead tracks or for any other purpose, on any part of the said highways without the express approval in writing of the City;
- (e) the Company shall be responsible for determining the precise location of any and all watermains, sewer mains, forcemains and underground pipes, cables, wires and utilities of every type in or adjacent to each area in which the Company proposes to construct any works and the Company shall take all precautions necessary, including provision of such means of support as may be required by the owner thereof, to ensure that the said watermains, sewer mains, forcemains, pipes, cables, wires and utilities are not interfered with or damaged in any way.

5.—(a) If, at any time or times hereafter, in the opinion of the City or other road authority or utility authority the presence or use of, or operation of monorail cars from, any structure, track, work or other equipment of the monorail transportation system except station buildings interferes with any existing work of or work to be constructed by the City or other road authority or utility authority, the Company shall, at its own cost and expense and within the time hereinafter specified, upon notice in writing from the City or other road authority or utility authority, remove to another location or locations or alter the height of one or more of such structures, tracks, works or other equipment of the monorail transportation system except station buildings as may be designated by the City or other road authority or utility authority or both remove to another location or locations and alter the height of the said structures, tracks, works or other equipment, provided in any case that it is possible to carry out such work of removal or alteration of height or both on or within the limits of the land and

air space across, on, over or through which the Company has acquired rights from the Penn Central Transportation Company or on or within the limits of adjoining land now or hereafter owned by the City or other road authority or utility authority and across, on, over or through which the Company is granted rights equivalent to those which it has acquired from Penn Central Transportation Company; and all the terms and conditions of this agreement shall then apply to the said structures, tracks, works and other equipment in their new location or locations.

- (b) The Company shall complete any work of removal or alteration of the height of the said structures, tracks, works or other equipment mentioned in clause *a* within 12 months after notice has been given to it by the City or other road authority or utility authority.

6. If the City or other road authority acquires the railway right-of-way or any part or parts thereof for highway purposes, the provisions of paragraph 5 shall apply, *mutatis mutandis*, to any station buildings and structures in addition to the structures, tracks, works and other equipment mentioned in the said paragraph 5.

7. If the railway right-of-way or any part or parts thereof is lowered the Company shall at its own cost and expense and within 12 months of notice in writing from the City make such changes in the elevation and location of the structures, tracks, works or other equipment of the monorail transportation system and of its station buildings and structures as the City shall direct.

8. The City and other road authority and utility authority shall not be required to compensate the Company for any cost, expense or loss (including any loss or revenue from interruption of service) incurred or sustained by the Company as a result of or in any way connected with any work of removal or alteration of the height of the structures, tracks, works or other equipment of the monorail transportation system and its station buildings and structures.

9. The Company shall have the right to erect station buildings or structures at the locations described in Schedule "B" to this agreement subject to the following regulations:

- (a) the external design of all such station buildings and structures shall be approved by the Planning Committee of the Council of the City;
- (b) all such station buildings and structures shall comply with the building by-law of the City;
- (c) no such station building or structure shall be erected on or over any highway.

10. The Company shall provide such extensions to the monorail transportation system as may be agreed upon between it and the City and, subject to like agreement, the Company shall provide an additional station in the vicinity of the proposed parking lot of The Niagara Parks Commission above Dufferin Islands.

11. Within 36 months from the date upon which the Act of the Legislature ratifying this agreement shall have come into force, the Company shall construct and commence operation of the monorail transportation system along the entire route from the Queen Street station to the Chippawa station with not less than 10 monorail cars. All monorail cars shall be provided with rubber tires and adequate lighting, heating and ventilation and the Company shall keep the said cars at all times in good and sufficient state of repair and appearance and clean both inside and out and shall keep the said cars lighted, heated and ventilated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

12. The Company agrees with the City to provide a regular daily service between the Queen Street and Chippawa stations during the whole of each year at such intervals and upon such schedules as may be annually

agreed upon between the parties hereto. Negotiations to settle the said intervals and schedules for each year during the currency of this agreement shall take place between the 1st day of October and the 31st day of December of each preceding year.

13. Without the written consent of the City, the Company shall not erect, place or maintain any column, track or other structure or building at a greater height than is reasonably necessary to provide the minimum clearance required above the rail level of the railway and surface grade of a highway, respectively.

14. The Company agrees that it will not erect, place, paint or attach or permit the erection, placing, painting or attaching of any signs as defined in the City's sign By-law No. 6661, 1964 and any by-law passed in substitution or amendment thereof on the exterior of any tracks, rails, structures, buildings or cars of the monorail transportation system, except signs at stations designating the name of the station, entrances, exits and similar directions.

15. The Company shall indemnify and save the City harmless from any and all loss, costs, damages, claims, actions and demands arising from or relating to the construction, maintenance, operation, extension, alteration, repair, control and management of the monorail transportation system or arising from the exercise of any of the rights herein granted.

16. In the event of the Company failing for the period of 6 continuous months to maintain and operate the monorail transportation system in substantial conformity with the provisions of this agreement, the City may declare that all privileges and rights to operate the monorail transportation system which the Company has acquired by this agreement are at an end and such privileges and rights shall thereupon cease and be at an end accordingly; provided however the Company shall not be held to be in default hereunder for failure to maintain and operate if such failure is the result of fire, act of God, strike, riot, insurrection, war or other cause beyond the control of the Company.

17. Whenever the Company ceases to operate the monorail transportation system in accordance with this agreement, the Company shall at its own expense remove all its columns, tracks and other installations and structures and clear the site thereof to at least one foot below grade within not more than 6 months after being requested in writing by the City to do so, and if the Company shall fail to do so the City and its workmen and contractors are hereby authorized to carry out such work of removal and the Company shall reimburse the City for all costs incurred by the City in performing such work (including interest on such costs at the then current bank rate paid by the City) within sixty days after an invoice therefor has been mailed by the City to the Company. The City shall have the right to retain, use or sell all material salvaged by it and shall apply the net proceeds of any material sold on account of the costs to be paid by the Company.

18. The Company shall at all times keep the monorail transportation system insured in a company authorized to carry on business as insurer in the Province of Ontario against public liability, liability to passengers and public and property damage as follows: bodily injury and death, one person—\$1,000,000.00 one accident—\$5,000,000.00 and property damage, one accident—\$100,000.00. The policy evidencing such liability insurance coverage shall provide the City will be given ten days' notice before such coverage will be cancelled and the Company agrees that during said ten day period, it will obtain and provide the City with insurance coverage to meet the requirements of this agreement and failing to do so, this agreement at the option of the City shall cease and terminate its operation until so corrected. The City shall be furnished with a certified true copy of each policy evidencing such insurance coverage.

19. This agreement and the rights granted by the City to the Company shall not be assignable or transferable by the Company without the express consent of the City. The conversion of the Company into a public company shall not, in itself, be deemed an assignment or transfer of this agreement and the said rights.

20. The parties hereto acknowledge and agree that the Company is not a railway company and that the provisions of *The Assessment Act, 1968-69* with respect to railway companies shall not apply to the Company.

21. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the Company, one by the City and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Judicial District of Niagara South, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares.

22. The parties hereto acknowledge and agree that the provisions of this agreement respecting the removal, relocation and alteration of the height of structures, tracks, works or other equipment of the monorail transportation system shall be subject to any required approval of the Canadian Transportation Commission.

23. Any notice required to be given by the City to the Company shall be in writing and shall be sufficiently given if mailed in a postage prepaid registered envelope addressed to the Company at Post Office Box 154 Niagara Falls, Ontario and deposited in the Post Office in Niagara Falls, Ontario and any such notice shall be deemed conclusively to have been received on the second day following the date of such mailing.

24. Subject to paragraph 19, this agreement shall enure to the benefit of and be binding upon the respective heirs, executors, administrators, successors and assigns of the parties hereto.

25. The parties hereto agree to join in applying to the Legislature of the Province of Ontario at its next Session for legislation confirming this agreement and declaring the same to be legal, valid and binding upon the parties hereto; the expense of such legislation shall be borne by the Company. This agreement shall take effect when such legislation comes into force and shall continue in force for a period of 20 years.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED
In the presence of:

THE CORPORATION OF THE
CITY OF NIAGARA FALLS:

Mayor.

Clerk.

NIAGARA MONORAIL LIMITED:

PER:

President.

Secretary-treasurer.

SCHEDULE A

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

HIGHWAYS TO BE CROSSED

Huron Street
 Erie Avenue
 Morrison Street
 Ellis Street
 Ontario Avenue
 Simcoe Street
 Eastwood Street
 Road allowance between Township Lots 127 and 128
 Road allowance between Township Lots 127 and 129
 Clifton Hill
 Robinson Street
 Murray Street
 Oakes Drive
 McLeod Road
 Corfield Street
 Chippawa Street, Chippawa
 Short Street, Chippawa
 Church Street, Chippawa
 Unopened road allowance between Township Lots 193
 and 223
 Unopened road allowance between Township Lots 190
 and 191 and 193 and 194
 Unopened Dixon Street

SCHEDULE B

to the agreement dated February 16th, 1970, between The Corporation of the City of Niagara Falls and Niagara Monorail Limited.

LOCATION OF STATIONS

- | | |
|------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Queen Street
(Downtown Station) | — All of Lot 4 and parts of Lots 1 and 5 of Block F, Plan 35 for the Town of Niagara Falls, bounded on the north by Queen Street, on the west by Erie Avenue, on the south by Huron Street and on the east by the railway tracks. |
| Clifton Hill | — On railway property adjacent to Victoria Avenue at Clifton Hill. Starting at Clifton Hill and running 240 feet south. |
| Skylon | — On railway property commencing 200 feet south of Robinson Street, running southerly 240 feet to the southerly edge of the pedestrian walkway to Skylon Tower. |
| Heritage | — On railway property commencing 140 feet southerly from the centre line of Oakes Drive overpass and running 250 feet southerly. |
| Marineland | — On railway property commencing 1,040 feet north of the north limit of Corfield Street and running northerly 240 feet. |
| Chippawa | — All of lots 12 and 22, registered plan 251 for the Village of Chippawa, bounded on the north by Chippawa Street, on the south by Front Street, and on the east by Norton Street. |



An Act respecting
the City of Niagara Falls

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 22nd, 1970

MR. BURKATOR

BILL Pr30

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of London

MR. BOLTON

(PRIVATE BILL)

Bill Pr30

1970

An Act respecting the City of London

WHEREAS The Corporation of the City of London,^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters herein-after set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws may be passed by the council of the Corporation ^{Authority to pass by-laws requiring removal of snow} requiring the owners of large developments, including shopping centres and high-rise apartment and commercial buildings, or any combination thereof, to remove forthwith any accumulation of snow exceeding three inches that has been deposited on the private roads giving access to the aforesaid buildings and the parking areas appurtenant to them and empowering the Corporation, in the event of non-compliance with any such by-law, to proceed immediately with the removal of such snow at the expense of the owner and to recover such expense in the same manner as municipal taxes may be recovered.

2. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

3. This Act may be cited as *The City of London Act, 1970*. ^{Short title}

An Act respecting the City of London

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. BOLTON

(Private Bill)

BILL Pr30

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of London

MR. BOLTON

(Reprinted as amended by the Private Bills Committee)

Bill Pr30

1970

An Act respecting the City of London

WHEREAS The Corporation of the City of London, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws may be passed by the council of the Corporation requiring the owners of shopping centres, high-rise apartment and commercial buildings, or any combination thereof, to remove forthwith any accumulation of snow exceeding six inches that has been deposited on the private roads giving access to the aforesaid buildings and the parking areas appurtenant to them and empowering the Corporation, in the event of non-compliance with any such by-law, to proceed immediately with the removal of such snow at the expense of the owner and to recover such expense in the same manner as municipal taxes may be recovered and such expense shall be deemed to be taxes. ^{Authority to pass by-laws requiring removal of snow}

2. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

3. This Act may be cited as *The City of London Act, 1970*. ^{Short title}

An Act respecting the City of London



1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. BOLTON

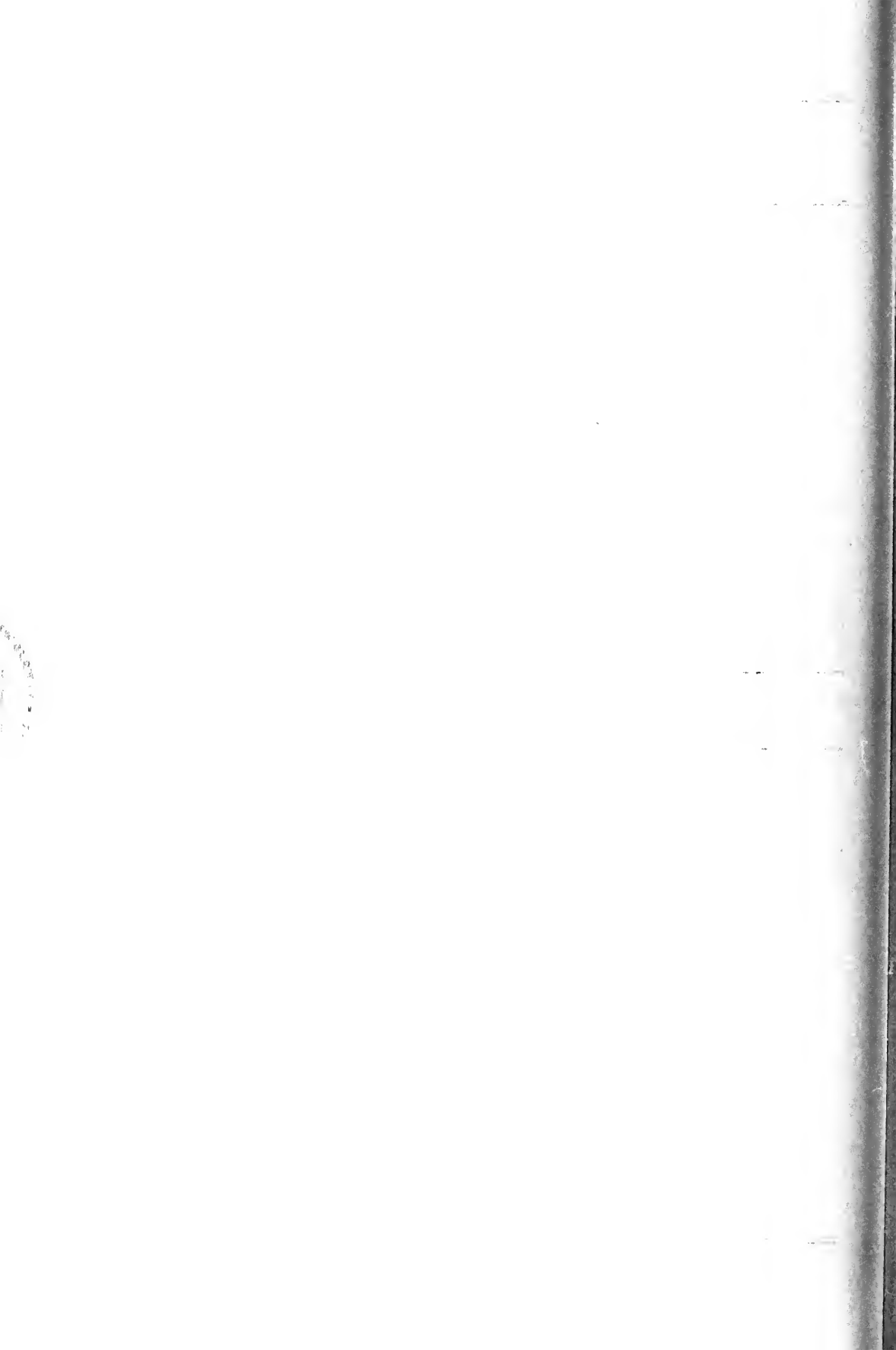
*(Reprinted as amended by
the Private Bills Committee)*

BILL Pr30

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of London

MR. BOLTON



Bill Pr30

1970

An Act respecting the City of London

WHEREAS The Corporation of the City of London, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-laws may be passed by the council of the Corporation ^{Authority to pass by-laws requiring removal of snow} requiring the owners of shopping centres, high-rise apartment and commercial buildings, or any combination thereof, to remove forthwith any accumulation of snow exceeding six inches that has been deposited on the private roads giving access to the aforesaid buildings and the parking areas appurtenant to them and empowering the Corporation, in the event of non-compliance with any such by-law, to proceed immediately with the removal of such snow at the expense of the owner and to recover such expense in the same manner as municipal taxes may be recovered and such expense shall be deemed to be taxes.

2. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

3. This Act may be cited as *The City of London Act, 1970*. ^{Short title}

An Act respecting the City of London

1st Reading

March 10th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. BOLTON

BILL Pr31

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Sault Ste. Marie

MR. GILBERTSON

(PRIVATE BILL)

BILL Pr31

1970

An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding paragraph 114 of subsection 1 of section 379 of *The Municipal Act*, the council of the Corporation may pass by-laws for regulating or prohibiting the making or causing of noises or sounds anywhere within the City of Sault Ste. Marie that disturb, or tend to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity, or that are objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public, and such by-law may make different regulations or prohibitions for different areas of the City of Sault Ste. Marie and may provide in exceptional cases that such noises may, with the permission of the Mayor, be permitted for limited periods. Anti-noise
by-laws
R.S.O. 1960,
c. 249

(2) Without limiting the generality of subsection 1 and subject to the approval of the Minister of Transport, the council of the Corporation may pass by-laws prohibiting the driving or operating of motor vehicles in the City of Sault Ste. Marie that create undue noise. Motor
vehicles

2.—(1) By a by-law passed with the approval of the Ontario Municipal Board under paragraph 67 of section 377 of *The Municipal Act*, which provides that the capital cost or any part thereof, the annual rental payable under any lease or any operating deficit in the previous year shall be levied against specified parcels of land within a defined area, or by a subsequent by-law or by-laws, the council of the Corporation Benefit
assessment,
parking areas,
reserve fund

may, in a manner that in its opinion is equitable, levy against lands in the same defined area one or more sums of money to be deposited in a reserve fund.

Surplus moneys

(2) All surplus moneys raised under any such by-law and on hand at the end of each year shall be deposited in a reserve fund.

Application of reserve fund

(3) All moneys in a reserve fund created hereunder shall be applied,

- (a) only within the defined area from which they were levied;
- (b) for the acquisition, establishment, laying out or improvement of additional parking lots or facilities; and
- (c) for such other purposes as the Department of Municipal Affairs may approve.

Application of R.S.O. 1960, c. 249

(4) Except in so far as they are inconsistent herewith, the provisions of section 298 of *The Municipal Act* apply to any such reserve fund.

By-law may be amended or repealed

(5) Any by-law passed hereunder may amend or repeal any by-law heretofore or hereafter enacted under this section or under paragraph 67 of section 377 of *The Municipal Act* or any other general or special Act.

Approval of O.M.B.

(6) No by-law passed under this section comes into force without the approval of the Ontario Municipal Board.

By-law to control rodents authorized

3.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures to maintain such lands, buildings and structures in a rodent-free condition, and for that purpose the by-law may provide,

- (a) for regulating,
 - (i) the keeping or storing of food or fodder,
 - (ii) the keeping of fowl or animals, and
 - (iii) the keeping and disposal of refuse, wastes and other things,
 that may attract rodents;
- (b) for authorizing the local board of health to order the owners or occupants of any premises,

- (i) to clean or disinfect the same,
- (ii) to keep food, fodder or refuse in rodent-free containers,
- (iii) to keep fowl or animals only in rodent-free structures, and
- (iv) to do such other things as may be considered necessary by the board,

to avoid the spread of disease or damage to property by rodents; and

- (c) for authorizing the local board of health to prohibit the use of premises that are infested with rodents until the owner or occupant of such premises complies with an order of the board for disinfection of such premises.

(2) The medical officer of health, any member of the local board of health and any inspector or other municipal employee acting under the instructions of the medical officer of health may enter, inspect and examine, as often as may be necessary, any lands, buildings or structures within the municipality for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person authorized by this section as may be necessary. Inspection
of
premises

(3) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section. Power to
enforce
by-laws
R.S.O. 1960,
c. 249

4. The council of the Corporation may pass by-laws prohibiting the sale of fruits, candy, peanuts, ice cream, ice cream cones, frozen or iced milk, frozen or iced desserts, potato chips, French fried potatoes or other refreshments or confections from a basket or wagon, cart or other vehicle upon any highway, or part of it, or in any public park or other public place within the City of Sault Ste. Marie or any defined area or areas thereof. Prohibition
of street
vending of
refreshments

5.—(1) In this section,

Interpre-
tation

- (a) “non-residential property” means a building or structure or part of a building or structure not occupied and not capable of being occupied in whole

or in part for the purposes of human habitation, and includes the land and premises appurtenant thereto and all outbuildings, fences and erections thereon;

- (b) "owner" includes the person for the time being managing or receiving the rent of or paying the municipal taxes on the land or premises in connection with which the word is used, whether on his own account or as agent or trustee of any other person or who would so receive the rent if such land and premises were let.

By-laws
for
standard of
fitness of
non-
residential
property

(2) The council of the Corporation may, with the approval of the Ontario Municipal Board, pass by-laws,

- (a) fixing standard of fitness to which all non-residential property shall conform;
- (b) requiring the owners of non-residential property that does not conform to the standard to make it so conform;
- (c) requiring the owners of buildings, structures or erections that form part of non-residential property and that do not conform to the standard to demolish all or any part thereof;
- (d) prohibiting the use of non-residential property that does not conform to the standard;
- (e) authorizing the placarding in such manner as the by-law may specify of non-residential property that does not conform to the standard, and prohibiting the pulling down or defacing of any such placard;
- (f) governing and regulating persons in the use and occupancy of non-residential property; and
- (g) providing for the appointment of a tribunal of inspectors, or both a tribunal and inspectors, for the administration and enforcement of the by-laws.

Advances to
owners and
municipal
debentures
authorized

(3) Where the owner of any non-residential property is unable to pay the expense of making it conform to the standard required by the by-laws, the Corporation may advance money to or for the benefit of the owner to the extent necessary to pay the expense.

Lien for
advances
and
repayment

(4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential

property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

(5) A certificate of the clerk of the Corporation setting out the amount advanced to or for the benefit of any owner under subsection 3, the rate of interest thereon and a description of the property in respect of which the amount was advanced, sufficient for registration, together with an affidavit verifying the signature of the clerk of the Corporation, shall be registered in the proper registry office or land titles office and, upon repayment in full to the Corporation of the amount advanced and the interest thereon, a certificate of the clerk of the Corporation showing the repayment shall be similarly registered, and the property is thereupon freed from liability in respect of the advance and interest thereon and from the lien arising therefrom.

Registration
of certificate
of advance
and
repayment

(6) If any owner of non-residential property fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the non-residential property conform to the standard required by a by-law passed under this section or fails to demolish all or any part of any building, structure or erection forming part of the non-residential property as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, has the right to make the non-residential property conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the non-residential property, and to do any work on adjoining property necessitated by the work involved in making the non-residential property conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal is

Performance
by Corpora-
tion and
collection of
cost

liable to compensate the owner or any person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal under this subsection, the Corporation is entitled to a lien upon the non-residential property in respect of which the amount was expended, exercisable in the same manner as a lien for an advance under subsection 3, and, subject to the appeal provided by subsection 9, the certificate of the clerk of the Corporation as to the amount expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected as taxes.

Enforcement
of by-laws
R.S.O. 1960,
c. 249

(7) A by-law passed under this section is enforceable in the same manner as a by-law passed under *The Municipal Act*.

Notice to
mortgagees

(8) Before proceeding under subsection 3 or 6, the Corporation or the tribunal appointed under subsection 2 shall notify any mortgagee appearing on the registered title, by registered letter, specifying wherein the non-residential property is defective, and, if all defects are not remedied within one month from such notification, subsections 3 and 6 apply.

Appeal to
O.M.B.

(9) Any person affected may appeal to the Ontario Municipal Board from a decision made under subsection 6 by the Corporation or by the tribunal appointed under subsection 2, and the decision of the Board is final.

Powers of
inspectors

(10) When a by-law under this section is in effect, any inspector appointed under subsection 2 and any person acting under his instructions may, at all reasonable times and upon producing proper identification, enter and inspect any non-residential property to which the by-law applies.

Cost of local
improvements
privately
constructed
R.S.O. 1960,
c. 223

6.—(1) Notwithstanding any special or general Act, where a person has heretofore been required to pay the entire cost of any work, as defined in *The Local Improvement Act*, pursuant to the provisions of a by-law of or agreement with any predecessor of the Corporation, or a by-law, resolution or requirement of or agreement with any predecessor of The Public Utilities Commission of the City of Sault Ste. Marie, and the work is in a highway upon which lots abut directly that are not owned by the person who has paid the entire costs thereof, the Corporation and the Public Utilities Commission shall not be required to permit the owners of such lots to connect to or use such works until the cost has been paid by such owners according to the extent of their respective frontages thereon, determined by an equal charge per foot of such frontage, and the actual cost paid and interest may be included in the cost of the work.

(2) The Corporation shall not be required to issue a building permit for such a lot or lots until such cost has been paid. Withholding building permit

(3) The Corporation or the Public Utilities Commission, when they receive payment of any such frontage charge, shall repay the same to the person who in the first instance paid for the entire cost of the work. Repayment of charge

(4) The Corporation and the Public Utilities Commission shall not incur any liability by reason only that it or they did not collect a frontage charge as provided hereunder, whenever, in the opinion of the council of the Corporation, it is inequitable so to do. No municipal liability for waiving frontage rate

(5) When it is intended to collect a frontage rate as herein provided, the clerk of the Corporation shall register in the proper registry or land titles office a certificate setting out the amount to be collected, the rate of interest thereon and a description of the property in respect of which the rate is payable, sufficient for registration. Registration of certificate of frontage rate

(6) Upon payment in full of the frontage rate and interest thereon to the Corporation, the clerk shall similarly register a certificate to that effect and the property is thereupon freed from liability in respect of the frontage rate and interest. Registration of discharge

7. Such municipal officer of the Corporation as is assigned the responsibility of administering or enforcing any regulatory or licensing by-law of the Corporation, including the building and zoning by-laws of the Corporation and any by-law to provide for the safety of buildings or structures, may, at all reasonable times and upon producing proper identification, enter and inspect, either by himself or accompanied by one assistant, any land, building, structure or premises for the purpose of carrying out any of his duties under such by-law or by-laws. Authority to enter and inspect

8.—(1) The council of the Corporation may pass by-laws to cause or require to be installed and maintained in the drainage system of any building a device known as a back-water valve, which is designed to prevent water and sewage from backing up through the system or sump pumps. Installation of back-water valves

(2) A by-law passed under subsection 1 may be made to apply to all or one or more classes or types of buildings. By-law applies to defined types of buildings

(3) A by-law passed under subsection 1 may be made to apply to all of the municipality or one or more defined areas thereof. Defined areas of application

Work may
be performed
by
Corporation

(4) A by-law passed under subsection 1 or another by-law may provide that, in default of the work described in subsection 1 being performed by the person directed or required to do it, such work shall be performed by the Corporation at his expense, and the Corporation may recover the expense incurred in performing it by action, or the same may be recovered in like manner as municipal taxes.

Corporation
may enter
into
agreement

(5) Instead of performing the work at the owner's expense as provided in subsection 4, if the owner so requests and, in the opinion of the council of the Corporation the owner is unable to pay the expense of the same at once, the Corporation may enter into an agreement with the owner to lend to him such amount and providing for the payment by him of the cost in equal successive annual payments extending over a period not exceeding five years, including interest at a rate of not more than 8 per cent per annum on such part of the cost as remains unpaid from time to time, and such annual payments may be added by the clerk of the Corporation to the collector's roll and collected in like manner as municipal taxes.

Registration
of certificate
of charges

(6) Where work is performed by the Corporation at the expense of the owner under subsection 4 or money is loaned to the owner by the Corporation pursuant to an agreement under subsection 5, a certificate of the clerk of the Corporation setting forth the cost of the work or the amount loaned, as the case may be, the interest thereon, the terms of payment or repayment, as the case may be, and a description of the lands upon which or in respect of which same were made shall be registered in the proper registry or land titles office against the lands on proper proof by affidavit of the signature of the clerk, and, upon payment or repayment in full a like certificate from the clerk indicating full payment or repayment of such cost or amount shall be similarly registered in such registry or land titles office and the land shall thereupon be freed from all liability as to the cost of such installations and repairs or loan, as the case may be.

By-laws to
supersede
subdivision
agreements
as to land
uses

9. Where one or more of the municipalities which were amalgamated to form the City of Sault Ste. Marie pursuant to the order of the Ontario Municipal Board, made on the 28th day of September, 1964, File No. N 4804-63 had entered into an agreement with a land developer for the subdivision of land, which agreement contained land use regulations, and subsequently, from time to time, a by-law or by-laws of the Corporation are enacted that are at variance with such regulations, the provisions of such by-law or by-laws, when approved by the Ontario Municipal Board, shall supersede the provisions of the agreement so far as they relate to land

uses and, as they are at variance with such by-law or by-laws, such provisions of the agreement shall have no further force or effect.

10. The acquisition, assembly, holding, clearing, grading, subdivision, re-subdivision, development, and sale of land, whether alone or by agreement with others, to be used for residential, commercial, industrial or other purposes shall be deemed to be a purpose of the Corporation within the meaning of section 333 of *The Municipal Act*.

Land assembly
R.S.O. 1960,
c. 249

11.—(1) Where farm lands containing not less than five acres and used exclusively for farm purposes and having a greater frontage than 200 feet abutting directly on the work have been heretofore or are hereafter specially assessed with a special rate per foot frontage imposed under *The Local Improvement Act*, *The Municipal Act*, or *The Ontario Water Resources Commission Act* in respect of the owner's portion of the cost of construction of watermains, storm sewers, sanitary sewers, sidewalks or curbs, the council of the Corporation, upon the application of the owner of such lands, may by by-law or by-laws postpone the payment of the amount of the special assessment referable to such part of the assessed frontage of the said lands in excess of 200 feet as the by-law may provide until such time as the said lands cease to be used exclusively for farm purposes.

By-laws postponing special rate re farm lands in excess of 200 feet
R.S.O. 1960,
cc. 223, 249,
281

(2) In each year during which payment of special assessments has been postponed in accordance with this section, there shall be levied and raised for the payment of part of the principal and interest on any debentures issued to pay for the cost of the work specially assessed, a sum equal to the aggregate of the amounts of the special assessments for which payment has been postponed and such sum shall be levied and raised in the manner provided in *The Municipal Act* upon all rateable property in the urban service area of the City of Sault Ste. Marie as established by the Ontario Municipal Board by its order dated the 17th day of May, 1965 bearing file No. N4804-63 (part 2) and as altered by by-laws of the Corporation approved by the Ontario Municipal Board.

Sum equal to amount of postponed assessments to be levied

(3) When the lands in the opinion of the council of the Corporation cease to be used exclusively for farm purposes, the amount of any special assessment for which payment has been postponed together with simple interest thereon at the rate provided in any debentures issued to pay for the cost of the work specially assessed, shall become due and payable forthwith upon demand by the Corporation and all sums so received shall, during the currency of any such debentures, be

When postponed amounts become due

applied on account of the amount being levied for annual instalments of principal and interest on such debentures against the rateable property in the urban service area and after such debentures have been retired shall be applied in reduction of the general urban service area rate.

Notice to
owner

(4) The clerk of the Corporation shall forthwith give notice by registered mail to each assessed owner of land affected by a by-law passed under subsection 1, and any demand under subsection 3 shall be made by registered mail addressed to the assessed owner.

Treasurer
to keep
record

(5) The treasurer of the Corporation shall keep a record of all special assessments in respect of which a by-law has been passed under subsection 1 and of the amounts of such special assessments which have been paid and for which payment has been postponed, respectively, in each year.

Registration
of by-law

(6) Every by-law passed under subsection 1 shall be registered against the land affected in the proper registry or land titles office.

Registration
of certificate
of payment

(7) Where a by-law postponing the payment of part of a special assessment has been registered under subsection 6 and the whole of such special assessment has been paid to the Corporation in respect of a particular parcel of land affected by the by-law, the Corporation shall register a certificate of such payment against such parcel of land in the proper registry or land titles office.

Notice of
appeal

R.S.O. 1960,
c. 223

(8) Any person complaining that a demand under subsection 3 should not have been made may appeal to the court of revision constituted under *The Local Improvement Act* by giving notice of his appeal to the clerk of the Corporation within fourteen days after the mailing of such demand and on any such appeal the court of revision shall have regard to the provisions of this section.

Procedure
on appeal

(9) The provisions of *The Local Improvement Act* as to appeals to the court of revision, shall, so far as applicable, regulate and govern the procedure to be followed on appeals under this section.

Power
vested in
court of
revision and
judge

(10) The court of revision, in dealing with appeals under this section, has full power to decide the amount, if any, of the frontage in excess of 200 feet in respect of which payment of the special assessment should be postponed and whether or not lands have ceased to be used exclusively for farm purposes and the council of the Corporation shall take such action, including, where necessary, the passing of any by-law or amending by-law, as may be required to give effect to such decision.

12. Part XXI of *The Municipal Act* applies to any by-laws passed under the authority of sections 1, 2, 3, 4, 5, 6 and 8 of this Act. ^{Application of R.S.O. 1960, c. 249}

13. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

14. This Act may be cited as *The City of Sault Ste. Marie Act, 1970*. ^{Short Title}

An Act respecting the
City of Sault Ste. Marie

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. GILBERTSON

(Private Bill)

BILL Pr31

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Sault Ste. Marie

MR. GILBERTSON

(Reprinted as amended by the Private Bills Committee)

1820

An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding paragraph 114 of subsection 1 of section 379 of *The Municipal Act*, the council of the Corporation may pass by-laws for regulating or prohibiting the making or causing of noises or sounds anywhere within the City of Sault Ste. Marie that disturb, or tend to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity, or that are objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public, and such by-law may make different regulations or prohibitions for different areas of the City of Sault Ste. Marie and may provide in exceptional cases that such noises may, with the permission of the Mayor, be permitted for limited periods.

Anti-noise
by-laws
R.S.O. 1960,
c. 249

(2) Without limiting the generality of subsection 1 and subject to the approval of the Minister of Transport, the council of the Corporation may pass by-laws prohibiting the driving or operating of motor vehicles in the City of Sault Ste. Marie that create undue noise.

Motor
vehicles

2.—(1) By a by-law passed with the approval of the Ontario Municipal Board under paragraph 67 of section 377 of *The Municipal Act*, which provides that the capital cost or any part thereof, the annual rental payable under any lease or any operating deficit in the previous year shall be levied against specified parcels of land within a defined area, or by a subsequent by-law or by-laws, the council of the Corporation

Benefit
assessment,
parking areas
reserve fund

may, in a manner that in its opinion is equitable, levy against lands in the same defined area one or more sums of money to be deposited in a reserve fund.

Surplus moneys

(2) All surplus moneys raised under any such by-law and on hand at the end of each year shall be deposited in a reserve fund.

Application of reserve fund

(3) All moneys in a reserve fund created hereunder shall be applied,

- (a) only within the defined area from which they were levied;
- (b) for the acquisition, establishment, laying out or improvement of additional parking lots or facilities; and
- (c) for such other purposes as the Department of Municipal Affairs may approve.

Application of R.S.O. 1960, c. 249

(4) Except in so far as they are inconsistent herewith, the provisions of section 298 of *The Municipal Act* apply to any such reserve fund.

By-law may be amended or repealed

(5) Any by-law passed hereunder may amend or repeal any by-law heretofore or hereafter enacted under this section or under paragraph 67 of section 377 of *The Municipal Act* or any other general or special Act.

Approval of O.M.B.

(6) No by-law passed under this section comes into force without the approval of the Ontario Municipal Board.

By-law to control rodents authorized

3.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures to maintain such lands, buildings and structures in a rodent-free condition, and for that purpose the by-law may provide,

- (a) for regulating,
 - (i) the keeping or storing of food or fodder,
 - (ii) the keeping of fowl or animals, and
 - (iii) the keeping and disposal of refuse, wastes and other things,

that may attract rodents;

- (b) for authorizing the local board of health to order the owners or occupants of any premises,

- (i) to clean or disinfect the same,
- (ii) to keep food, fodder or refuse in rodent-free containers,
- (iii) to keep fowl or animals only in rodent-free structures, and
- (iv) to do such other things as may be considered necessary by the board,

to avoid the spread of disease or damage to property by rodents; and

- (c) for authorizing the local board of health to prohibit the use of premises that are infested with rodents until the owner or occupant of such premises complies with an order of the board for disinfestation of such premises.

(2) The medical officer of health, any member of the local board of health and any inspector or other municipal employee acting under the instructions of the medical officer of health may enter, inspect and examine, as often as may be necessary, any lands, buildings or structures within the municipality for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person authorized by this section as may be necessary. Inspection
of
premises

(3) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section. Power to
enforce
by-laws
R.S.O. 1960,
c. 249

4. The council of the Corporation may pass by-laws prohibiting the sale of fruits, candy, peanuts, ice cream, ice cream cones, frozen or iced milk, frozen or iced desserts, potato chips, French fried potatoes or other refreshments or confections from a basket or wagon, cart or other vehicle upon any highway, or part of it, or in any public park or other public place within the City of Sault Ste. Marie or any defined area or areas thereof. Prohibition
of street
vending of
refreshments

5.—(1) In this section,

Interpre-
tation

- (a) “non-residential property” means a building or structure or part of a building or structure not occupied and not capable of being occupied in whole

or in part for the purposes of human habitation, and includes the land and premises appurtenant thereto and all outbuildings, fences and erections thereon;

- (b) "owner" includes the person for the time being managing or receiving the rent of or paying the municipal taxes on the land or premises in connection with which the word is used, whether on his own account or as agent or trustee of any other person or who would so receive the rent if such land and premises were let.

By-laws
for
standard of
fitness of
non-
residential
property

(2) The council of the Corporation may, with the approval of the Ontario Municipal Board, pass by-laws,

- (a) fixing standard of fitness to which all non-residential property shall conform;
- (b) requiring the owners of non-residential property that does not conform to the standard to make it so conform;
- (c) requiring the owners of buildings, structures or erections that form part of non-residential property and that do not conform to the standard to demolish all or any part thereof;
- (d) prohibiting the use of non-residential property that does not conform to the standard;
- (e) authorizing the placarding in such manner as the by-law may specify of non-residential property that does not conform to the standard, and prohibiting the pulling down or defacing of any such placard;
- (f) governing and regulating persons in the use and occupancy of non-residential property; and
- (g) providing for the appointment of a tribunal of inspectors, or both a tribunal and inspectors, for the administration and enforcement of the by-laws.

Advances to
owners and
municipal
debentures
authorized

(3) Where the owner of any non-residential property is unable to pay the expense of making it conform to the standard required by the by-laws, the Corporation may advance money to or for the benefit of the owner to the extent necessary to pay the expense.

Lien for
advances
and
repayment

(4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential

property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

(5) A certificate of the clerk of the Corporation setting out the amount advanced to or for the benefit of any owner under subsection 3, the rate of interest thereon and a description of the property in respect of which the amount was advanced, sufficient for registration, together with an affidavit verifying the signature of the clerk of the Corporation, shall be registered in the proper registry office or land titles office and, upon repayment in full to the Corporation of the amount advanced and the interest thereon, a certificate of the clerk of the Corporation showing the repayment shall be similarly registered, and the property is thereupon freed from liability in respect of the advance and interest thereon and from the lien arising therefrom.

Registration
of certificate
of advance
and
repayment

(6) If any owner of non-residential property fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the non-residential property conform to the standard required by a by-law passed under this section or fails to demolish all or any part of any building, structure or erection forming part of the non-residential property as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, has the right to make the non-residential property conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the non-residential property, and to do any work on adjoining property necessitated by the work involved in making the non-residential property conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal is

Performance
by Corpora-
tion and
collection of
cost

liable to compensate the owner or any person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal under this subsection, the Corporation is entitled to a lien upon the non-residential property in respect of which the amount was expended, exercisable in the same manner as a lien for an advance under subsection 3, and, subject to the appeal provided by subsection 9, the certificate of the clerk of the Corporation as to the amount expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected as taxes.

Enforcement of by-laws
R.S.O. 1960, c. 249 (7) A by-law passed under this section is enforceable in the same manner as a by-law passed under *The Municipal Act*.

Notice to mortgagees (8) Before proceeding under subsection 3 or 6, the Corporation or the tribunal appointed under subsection 2 shall notify any mortgagee appearing on the registered title, by registered letter, specifying wherein the non-residential property is defective, and, if all defects are not remedied within one month from such notification, subsections 3 and 6 apply.

Appeal to O.M.B. (9) Any person affected may appeal to the Ontario Municipal Board from a decision made under subsection 6 by the Corporation or by the tribunal appointed under subsection 2, and the decision of the Board is final.

Powers of inspectors (10) When a by-law under this section is in effect, any inspector appointed under subsection 2 and any person acting under his instructions may, at all reasonable times and upon producing proper identification, enter and inspect any non-residential property to which the by-law applies.

Cost of local improvements privately constructed
R.S.O. 1960, c. 223 **6.**—(1) Notwithstanding any special or general Act, where a person has heretofore been required to pay the entire cost of any work, as defined in *The Local Improvement Act*, pursuant to the provisions of a by-law of or agreement with any predecessor of the Corporation, or a by-law, resolution or requirement of or agreement with any predecessor of The Public Utilities Commission of the City of Sault Ste. Marie, and the work is in a highway upon which lots abut directly that are not owned by the person who has paid the entire costs thereof, the Corporation and the Public Utilities Commission shall not be required to permit the owners of such lots to connect to or use such works until the cost has been paid by such owners according to the extent of their respective frontages thereon, determined by an equal charge per foot of such frontage, and the actual cost paid and interest may be included in the cost of the work.

(2) The Corporation shall not be required to issue a building permit for such a lot or lots until such cost has been paid. Withholding building permit

(3) The Corporation or the Public Utilities Commission, when they receive payment of any such frontage charge, shall repay the same to the person who in the first instance paid for the entire cost of the work. Repayment of charge

(4) The Corporation and the Public Utilities Commission shall not incur any liability by reason only that it or they did not collect a frontage charge as provided hereunder, whenever, in the opinion of the council of the Corporation, it is inequitable so to do. No municipal liability for waiving frontage rate

(5) When it is intended to collect a frontage rate as herein provided, the clerk of the Corporation shall register in the proper registry or land titles office a certificate setting out the amount to be collected, the rate of interest thereon and a description of the property in respect of which the rate is payable, sufficient for registration. Registration of certificate of frontage rate

(6) Upon payment in full of the frontage rate and interest thereon to the Corporation, the clerk shall similarly register a certificate to that effect and the property is thereupon freed from liability in respect of the frontage rate and interest. Registration of discharge

7. Such municipal officer of the Corporation as is assigned the responsibility of administering or enforcing any regulatory or licensing by-law of the Corporation, including the building and zoning by-laws of the Corporation and any by-law to provide for the safety of buildings or structures, may, at all reasonable times and upon producing proper identification, enter and inspect, either by himself or accompanied by one assistant, any land, building, structure or premises for the purpose of carrying out any of his duties under such by-law or by-laws. Authority to enter and inspect

8. The acquisition, assembly, holding, clearing, grading, subdivision, re-subdivision, development, and sale of land, whether alone or by agreement with others, to be used for residential, commercial, industrial or other purposes shall be deemed to be a purpose of the Corporation within the meaning of section 333 of *The Municipal Act*. Land assembly R.S.O. 1960, c. 249

9.—(1) Where farm lands containing not less than five acres and used exclusively for farm purposes and having a greater frontage than 200 feet abutting directly on the work have been heretofore or are hereafter specially assessed with a special rate per foot frontage imposed under *The Local Improvement Act*, *The Municipal Act*, or *The Ontario Water Resources Commission Act* in respect of the owner's portion of By-laws postponing special rate re farm lands in excess of 200 feet R.S.O. 1960, cc. 223, 249, 281

the cost of construction of watermains, storm sewers, sanitary sewers, sidewalks or curbs, the council of the Corporation, upon the application of the owner of such lands, may by by-law or by-laws postpone the payment of the amount of the special assessment referable to such part of the assessed frontage of the said lands in excess of 200 feet as the by-law may provide until such time as the said lands cease to be used exclusively for farm purposes.

Sum equal
to amount
of
postponed
assessments
to be levied

(2) In each year during which payment of special assessments has been postponed in accordance with this section, there shall be levied and raised for the payment of part of the principal and interest on any debentures issued to pay for the cost of the work specially assessed; a sum equal to the aggregate of the amounts of the special assessments for which payment has been postponed and such sum shall be levied and raised in the manner provided in *The Municipal Act* upon all rateable property in the urban service area of the City of Sault Ste. Marie as established by the Ontario Municipal Board by its order dated the 17th day of May, 1965 bearing file No. N4804-63 (part 2) and as altered by by-laws of the Corporation approved by the Ontario Municipal Board.

When
postponed
amounts
become due

(3) When the lands in the opinion of the council of the Corporation cease to be used exclusively for farm purposes, the amount of any special assessment for which payment has been postponed together with simple interest thereon at the rate provided in any debentures issued to pay for the cost of the work specially assessed, shall become due and payable forthwith upon demand by the Corporation and all sums so received shall, during the currency of any such debentures, be applied on account of the amount being levied for annual instalments of principal and interest on such debentures against the rateable property in the urban service area and after such debentures have been retired shall be applied in reduction of the general urban service area rate.

Notice to
owner

(4) The clerk of the Corporation shall forthwith give notice by registered mail to each assessed owner of land affected by a by-law passed under subsection 1, and any demand under subsection 3 shall be made by registered mail addressed to the assessed owner.

Treasurer
to keep
record

(5) The treasurer of the Corporation shall keep a record of all special assessments in respect of which a by-law has been passed under subsection 1 and of the amounts of such special assessments which have been paid and for which payment has been postponed, respectively, in each year.

(6) Every by-law passed under subsection 1 shall be registered against the land affected in the proper registry or land titles office. ^{Registration of by-law}

(7) Where a by-law postponing the payment of part of a special assessment has been registered under subsection 6 and the whole of such special assessment has been paid to the Corporation in respect of a particular parcel of land affected by the by-law, the Corporation shall register a certificate of such payment against such parcel of land in the proper registry or land titles office. ^{Registration of certificate of payment}

(8) Any person complaining that a demand under subsection 3 should not have been made may appeal to the court of revision constituted under *The Local Improvement Act* by giving notice of his appeal to the clerk of the Corporation within fourteen days after the mailing of such demand and on any such appeal the court of revision shall have regard to the provisions of this section. ^{Notice of appeal} R.S.O. 1960, c. 223

(9) The provisions of *The Local Improvement Act* as to appeals to the court of revision, shall, so far as applicable, regulate and govern the procedure to be followed on appeals under this section. ^{Procedure on appeal}

(10) The court of revision, in dealing with appeals under this section, has full power to decide the amount, if any, of the frontage in excess of 200 feet in respect of which payment of the special assessment should be postponed and whether or not lands have ceased to be used exclusively for farm purposes and the council of the Corporation shall take such action, including, where necessary, the passing of any by-law or amending by-law, as may be required to give effect to such decision. ^{Power vested in court of revision and judge}

10. Part XXI of *The Municipal Act* applies to any by-laws passed under the authority of sections 1, 2, 3, 4, 5 and 6 of this Act. ^{Application of R.S.O. 1960, c. 249}

11. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

12. This Act may be cited as *The City of Sault Ste. Marie Act, 1970*. ^{Short Title}

An Act respecting the
City of Sault Ste. Marie

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. GILBERTSON

*(Reprinted as amended by the
Private Bills Committee)*

BILL Pr31

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the City of Sault Ste. Marie

MR. GILBERTSON

1000

An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding paragraph 114 of subsection 1 of section 379 of *The Municipal Act*, the council of the Corporation may pass by-laws for regulating or prohibiting the making or causing of noises or sounds anywhere within the City of Sault Ste. Marie that disturb, or tend to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity, or that are objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public, and such by-law may make different regulations or prohibitions for different areas of the City of Sault Ste. Marie and may provide in exceptional cases that such noises may, with the permission of the Mayor, be permitted for limited periods.

Anti-noise
by-laws
R.S.O. 1960,
c. 249

(2) Without limiting the generality of subsection 1 and subject to the approval of the Minister of Transport, the council of the Corporation may pass by-laws prohibiting the driving or operating of motor vehicles in the City of Sault Ste. Marie that create undue noise.

Motor
vehicles

2.—(1) By a by-law passed with the approval of the Ontario Municipal Board under paragraph 67 of section 377 of *The Municipal Act*, which provides that the capital cost or any part thereof, the annual rental payable under any lease or any operating deficit in the previous year shall be levied against specified parcels of land within a defined area, or by a subsequent by-law or by-laws, the council of the Corporation

Benefit
assessment.
parking areas
reserve fund

may, in a manner that in its opinion is equitable, levy against lands in the same defined area one or more sums of money to be deposited in a reserve fund.

Surplus
moneys

(2) All surplus moneys raised under any such by-law and on hand at the end of each year shall be deposited in a reserve fund.

Application
of reserve
fund

(3) All moneys in a reserve fund created hereunder shall be applied,

- (a) only within the defined area from which they were levied;
- (b) for the acquisition, establishment, laying out or improvement of additional parking lots or facilities; and
- (c) for such other purposes as the Department of Municipal Affairs may approve.

Application
of R.S.O.
1960,
c. 249

(4) Except in so far as they are inconsistent herewith, the provisions of section 298 of *The Municipal Act* apply to any such reserve fund.

By-law
may be
amended or
repealed

(5) Any by-law passed hereunder may amend or repeal any by-law heretofore or hereafter enacted under this section or under paragraph 67 of section 377 of *The Municipal Act* or any other general or special Act.

Approval
of O.M.B.

(6) No by-law passed under this section comes into force without the approval of the Ontario Municipal Board.

By-law to
control
rodents
authorized

3.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures to maintain such lands, buildings and structures in a rodent-free condition, and for that purpose the by-law may provide,

- (a) for regulating,
 - (i) the keeping or storing of food or fodder,
 - (ii) the keeping of fowl or animals, and
 - (iii) the keeping and disposal of refuse, wastes and other things,

that may attract rodents;

- (b) for authorizing the local board of health to order the owners or occupants of any premises,

- (i) to clean or disinfect the same,
- (ii) to keep food, fodder or refuse in rodent-free containers,
- (iii) to keep fowl or animals only in rodent-free structures, and
- (iv) to do such other things as may be considered necessary by the board,

to avoid the spread of disease or damage to property by rodents; and

- (c) for authorizing the local board of health to prohibit the use of premises that are infested with rodents until the owner or occupant of such premises complies with an order of the board for disinfection of such premises.

(2) The medical officer of health, any member of the local board of health and any inspector or other municipal employee acting under the instructions of the medical officer of health may enter, inspect and examine, as often as may be necessary, any lands, buildings or structures within the municipality for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person authorized by this section as may be necessary. Inspection
of
premises

(3) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section. Power to
enforce
by-laws
R.S.O. 1960,
c. 249

4. The council of the Corporation may pass by-laws prohibiting the sale of fruits, candy, peanuts, ice cream, ice cream cones, frozen or iced milk, frozen or iced desserts, potato chips, French fried potatoes or other refreshments or confections from a basket or wagon, cart or other vehicle upon any highway, or part of it, or in any public park or other public place within the City of Sault Ste. Marie or any defined area or areas thereof. Prohibition
of street
vending of
refreshments

5.—(1) In this section,

Interpre-
tation

- (a) “non-residential property” means a building or structure or part of a building or structure not occupied and not capable of being occupied in whole

or in part for the purposes of human habitation, and includes the land and premises appurtenant thereto and all outbuildings, fences and erections thereon;

- (b) "owner" includes the person for the time being managing or receiving the rent of or paying the municipal taxes on the land or premises in connection with which the word is used, whether on his own account or as agent or trustee of any other person or who would so receive the rent if such land and premises were let.

By-laws
for
standard of
fitness of
non-
residential
property

(2) The council of the Corporation may, with the approval of the Ontario Municipal Board, pass by-laws,

- (a) fixing standard of fitness to which all non-residential property shall conform;
- (b) requiring the owners of non-residential property that does not conform to the standard to make it so conform;
- (c) requiring the owners of buildings, structures or erections that form part of non-residential property and that do not conform to the standard to demolish all or any part thereof;
- (d) prohibiting the use of non-residential property that does not conform to the standard;
- (e) authorizing the placarding in such manner as the by-law may specify of non-residential property that does not conform to the standard, and prohibiting the pulling down or defacing of any such placard;
- (f) governing and regulating persons in the use and occupancy of non-residential property; and
- (g) providing for the appointment of a tribunal of inspectors, or both a tribunal and inspectors, for the administration and enforcement of the by-laws.

Advances to
owners and
municipal
debentures
authorized

(3) Where the owner of any non-residential property is unable to pay the expense of making it conform to the standard required by the by-laws, the Corporation may advance money to or for the benefit of the owner to the extent necessary to pay the expense.

Lien for
advances
and
repayment

(4) When the Corporation has advanced money as provided in subsection 3, it shall, upon the registration of a certificate under subsection 5, have a lien upon the non-residential

property in respect of which the advance was made for the amount of the advance, together with interest thereon at a rate to be fixed from time to time by the council but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon is repayable to the Corporation by the owner of the non-residential property in equal consecutive annual payments, which shall be collected over a period of years to be determined by the council and which period shall not exceed ten years but need not be the same in the case of each advance, and, if default is made with respect to any of the payments hereinbefore provided, the whole of the balance of the advance, together with accrued interest thereon at the time of default, becomes due and payable forthwith, and the amount of such balance, including interest, shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as municipal taxes.

(5) A certificate of the clerk of the Corporation setting out the amount advanced to or for the benefit of any owner under subsection 3, the rate of interest thereon and a description of the property in respect of which the amount was advanced, sufficient for registration, together with an affidavit verifying the signature of the clerk of the Corporation, shall be registered in the proper registry office or land titles office and, upon repayment in full to the Corporation of the amount advanced and the interest thereon, a certificate of the clerk of the Corporation showing the repayment shall be similarly registered, and the property is thereupon freed from liability in respect of the advance and interest thereon and from the lien arising therefrom.

Registration of certificate of advance and repayment

(6) If any owner of non-residential property fails within such time as may be specified by the Corporation or the tribunal appointed under subsection 2 to make the non-residential property conform to the standard required by a by-law passed under this section or fails to demolish all or any part of any building, structure or erection forming part of the non-residential property as directed by the Corporation or the tribunal, the Corporation or the tribunal, in addition to all other remedies, has the right to make the non-residential property conform to the standard or to demolish or cause to be demolished all or any part of any building, structure or erection forming part of the non-residential property, and to do any work on adjoining property necessitated by the work involved in making the non-residential property conform to the standard or by the demolition, and, for such purposes, with the servants and agents of the Corporation, from time to time to enter upon the lands of the owner and upon adjoining property, and neither the Corporation nor the tribunal is

Performance by Corporation and collection of cost

liable to compensate the owner or any person by reason of anything done by or on behalf of the Corporation or the tribunal under this subsection, and, for any amount expended by or on behalf of the Corporation or the tribunal under this subsection, the Corporation is entitled to a lien upon the non-residential property in respect of which the amount was expended, exercisable in the same manner as a lien for an advance under subsection 3, and, subject to the appeal provided by subsection 9, the certificate of the clerk of the Corporation as to the amount expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected as taxes.

Enforcement of by-laws
R.S.O. 1960, c. 249

(7) A by-law passed under this section is enforceable in the same manner as a by-law passed under *The Municipal Act*.

Notice to mortgagees

(8) Before proceeding under subsection 3 or 6, the Corporation or the tribunal appointed under subsection 2 shall notify any mortgagee appearing on the registered title, by registered letter, specifying wherein the non-residential property is defective, and, if all defects are not remedied within one month from such notification, subsections 3 and 6 apply.

Appeal to O.M.B.

(9) Any person affected may appeal to the Ontario Municipal Board from a decision made under subsection 6 by the Corporation or by the tribunal appointed under subsection 2, and the decision of the Board is final.

Powers of inspectors

(10) When a by-law under this section is in effect, any inspector appointed under subsection 2 and any person acting under his instructions may, at all reasonable times and upon producing proper identification, enter and inspect any non-residential property to which the by-law applies.

Cost of local improvements privately constructed
R.S.O. 1960, c. 223

6.—(1) Notwithstanding any special or general Act, where a person has heretofore been required to pay the entire cost of any work, as defined in *The Local Improvement Act*, pursuant to the provisions of a by-law of or agreement with any predecessor of the Corporation, or a by-law, resolution or requirement of or agreement with any predecessor of The Public Utilities Commission of the City of Sault Ste. Marie, and the work is in a highway upon which lots abut directly that are not owned by the person who has paid the entire costs thereof, the Corporation and the Public Utilities Commission shall not be required to permit the owners of such lots to connect to or use such works until the cost has been paid by such owners according to the extent of their respective frontages thereon, determined by an equal charge per foot of such frontage, and the actual cost paid and interest may be included in the cost of the work.

(2) The Corporation shall not be required to issue a building permit for such a lot or lots until such cost has been paid. Withholding building permit

(3) The Corporation or the Public Utilities Commission, when they receive payment of any such frontage charge, shall repay the same to the person who in the first instance paid for the entire cost of the work. Repayment of charge

(4) The Corporation and the Public Utilities Commission shall not incur any liability by reason only that it or they did not collect a frontage charge as provided hereunder, whenever, in the opinion of the council of the Corporation, it is inequitable so to do. No municipal liability for waiving frontage rate

(5) When it is intended to collect a frontage rate as herein provided, the clerk of the Corporation shall register in the proper registry or land titles office a certificate setting out the amount to be collected, the rate of interest thereon and a description of the property in respect of which the rate is payable, sufficient for registration. Registration of certificate of frontage rate

(6) Upon payment in full of the frontage rate and interest thereon to the Corporation, the clerk shall similarly register a certificate to that effect and the property is thereupon freed from liability in respect of the frontage rate and interest. Registration of discharge

7. Such municipal officer of the Corporation as is assigned the responsibility of administering or enforcing any regulatory or licensing by-law of the Corporation, including the building and zoning by-laws of the Corporation and any by-law to provide for the safety of buildings or structures, may, at all reasonable times and upon producing proper identification, enter and inspect, either by himself or accompanied by one assistant, any land, building, structure or premises for the purpose of carrying out any of his duties under such by-law or by-laws. Authority to enter and inspect

8. The acquisition, assembly, holding, clearing, grading, subdivision, re-subdivision, development, and sale of land, whether alone or by agreement with others, to be used for residential, commercial, industrial or other purposes shall be deemed to be a purpose of the Corporation within the meaning of section 333 of *The Municipal Act*. Land assembly

R.S.O. 1960,
c. 249

9.—(1) Where farm lands containing not less than five acres and used exclusively for farm purposes and having a greater frontage than 200 feet abutting directly on the work have been heretofore or are hereafter specially assessed with a special rate per foot frontage imposed under *The Local Improvement Act*, *The Municipal Act*, or *The Ontario Water Resources Commission Act* in respect of the owner's portion of By-laws postponing special rate re farm lands in excess of 200 feet

R.S.O. 1960,
cc. 223, 249,
281

the cost of construction of watermains, storm sewers, sanitary sewers, sidewalks or curbs, the council of the Corporation, upon the application of the owner of such lands, may by by-law or by-laws postpone the payment of the amount of the special assessment referable to such part of the assessed frontage of the said lands in excess of 200 feet as the by-law may provide until such time as the said lands cease to be used exclusively for farm purposes.

Sum equal
to amount
of
postponed
assessments
to be levied

(2) In each year during which payment of special assessments has been postponed in accordance with this section, there shall be levied and raised for the payment of part of the principal and interest on any debentures issued to pay for the cost of the work specially assessed, a sum equal to the aggregate of the amounts of the special assessments for which payment has been postponed and such sum shall be levied and raised in the manner provided in *The Municipal Act* upon all rateable property in the urban service area of the City of Sault Ste. Marie as established by the Ontario Municipal Board by its order dated the 17th day of May, 1965 bearing file No. N4804-63 (part 2) and as altered by by-laws of the Corporation approved by the Ontario Municipal Board.

When
postponed
amounts
become due

(3) When the lands in the opinion of the council of the Corporation cease to be used exclusively for farm purposes, the amount of any special assessment for which payment has been postponed together with simple interest thereon at the rate provided in any debentures issued to pay for the cost of the work specially assessed, shall become due and payable forthwith upon demand by the Corporation and all sums so received shall, during the currency of any such debentures, be applied on account of the amount being levied for annual instalments of principal and interest on such debentures against the rateable property in the urban service area and after such debentures have been retired shall be applied in reduction of the general urban service area rate.

Notice to
owner

(4) The clerk of the Corporation shall forthwith give notice by registered mail to each assessed owner of land affected by a by-law passed under subsection 1, and any demand under subsection 3 shall be made by registered mail addressed to the assessed owner.

Treasurer
to keep
record

(5) The treasurer of the Corporation shall keep a record of all special assessments in respect of which a by-law has been passed under subsection 1 and of the amounts of such special assessments which have been paid and for which payment has been postponed, respectively, in each year.

(6) Every by-law passed under subsection 1 shall be registered against the land affected in the proper registry or land titles office. ^{Registration of by-law}

(7) Where a by-law postponing the payment of part of a special assessment has been registered under subsection 6 and the whole of such special assessment has been paid to the Corporation in respect of a particular parcel of land affected by the by-law, the Corporation shall register a certificate of such payment against such parcel of land in the proper registry or land titles office. ^{Registration of certificate of payment}

(8) Any person complaining that a demand under subsection 3 should not have been made may appeal to the court of revision constituted under *The Local Improvement Act* by giving notice of his appeal to the clerk of the Corporation within fourteen days after the mailing of such demand and on any such appeal the court of revision shall have regard to the provisions of this section. ^{Notice of appeal} ^{R.S.O. 1960, c. 223}

(9) The provisions of *The Local Improvement Act* as to appeals to the court of revision, shall, so far as applicable, regulate and govern the procedure to be followed on appeals under this section. ^{Procedure on appeal}

(10) The court of revision, in dealing with appeals under this section, has full power to decide the amount, if any, of the frontage in excess of 200 feet in respect of which payment of the special assessment should be postponed and whether or not lands have ceased to be used exclusively for farm purposes and the council of the Corporation shall take such action, including, where necessary, the passing of any by-law or amending by-law, as may be required to give effect to such decision. ^{Power vested in court of revision and judge}

10. Part XXI of *The Municipal Act* applies to any by-laws passed under the authority of sections 1, 2, 3, 4, 5 and 6 of this Act. ^{Application of R.S.O. 1960, c. 249}

11. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

12. This Act may be cited as *The City of Sault Ste. Marie Act, 1970*. ^{Short Title}

An Act respecting the
City of Sault Ste. Marie

1st Reading

March 10th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. GILBERTSON

BILL Pr32

**3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970**

An Act respecting the Town of Brampton

Mr. KENNEDY

(PRIVATE BILL)

BILL Pr32

1970

An Act respecting the Town of Brampton

Preamble

WHEREAS The Corporation of the Town of Brampton, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pass by-laws prohibiting the sale of fruit, candy, peanuts, ice cream, ice cream cones, frozen milk, frozen desserts or other confections from a basket or wagon, cart or other vehicle upon any highway or part of it, or in any public park or other public place. Prohibition of street vending of refreshments

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Town of Brampton Act*, Short title 1970.

An Act respecting the Town of Brampton

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. KENNEDY

(Private Bill)

BILL Pr32

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Brampton

Mr. KENNEDY

BILL Pr32

1970

An Act respecting the Town of Brampton

WHEREAS The Corporation of the Town of Brampton, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation may pass by-laws prohibiting the sale ^{Prohibition of street vending of refreshments} of fruit, candy, peanuts, ice cream, ice cream cones, frozen milk, frozen desserts or other confections from a basket or wagon, cart or other vehicle upon any highway or part of it, or in any public park or other public place.

2. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

3. This Act may be cited as *The Town of Brampton Act*, ^{Short title} 1970.

An Act respecting the Town of Brampton

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. KENNEDY

BILL Pr33

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting The Excelsior Life Insurance Company

MR. DEACON

(PRIVATE BILL)

**An Act respecting
The Excelsior Life Insurance Company**

WHEREAS The Excelsior Life Insurance Company, and ^{Preamble}
in French, L'EXCELSIOR, Compagnie d'Assurance-
Vie, hereinafter called the Company, by its petition has
represented that it was incorporated under the laws of the
Province of Ontario by letters patent bearing date August 7,
1889; and whereas the Company desires to be continued under
the jurisdiction of the Parliament of Canada; and whereas
the petitioner has prayed for special legislation for such
purposes; and whereas it is expedient to grant the prayer of
the petition;

Therefore, Her Majesty, by and with the advice and
consent of the Legislative Assembly of the Province of
Ontario, enacts as follows:

1. Subject to authorization by special resolution under ^{Application}
The Corporations Act, the Company may apply to the Minister ^{to Minister}
of Consumer and Corporate Affairs of Canada for letters ^{of Consumer}
patent continuing the Company as if it had been incorporated ^{and}
under an Act of the Parliament of Canada and providing, ^{Corporate}
inter alia, that all rights and interests of the shareholders, ^{Affairs}
policyholders and creditors of the Company in, to or against ^{authorized}
the property, rights and assets of the Company and all liens
upon the property, rights and assets of the Company are
unimpaired by such continuation.

2. Upon the issue of the letters patent referred to in ^{Application}
section 1, the Company shall file with the Minister of Financial ^{of}
and Commercial Affairs a notice of the issue of such letters ^{R.S.O. 1960,}
patent together with a copy of such letters patent certified ^{c. 71}
by the Department of Consumer and Corporate Affairs
and on and after the date of the filing of such notice, *The*
Corporations Act shall cease to apply to the Company.

3. The Minister of Financial and Commercial Affairs may, ^{Certificate}
on receipt by him of the notice and certified copy of the

letters patent referred to in section 2, issue a certificate to the Company confirming the date of such filing.

1966, c. 167
repealed

4. *The Excelsior Life Insurance Company Act, 1966* is repealed.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Excelsior Life Insurance Company Act, 1970*.



An Act respecting
The Excelsior Life Insurance Company

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. DEACON

(Private Bill)

BILL Pr33

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting The Excelsior Life Insurance Company

MR. DEACON

BILL Pr33

1970

An Act respecting The Excelsior Life Insurance Company

WHEREAS The Excelsior Life Insurance Company, and Preamble
 in French, L'EXCELSIOR, Compagnie d'Assurance-
 Vie, hereinafter called the Company, by its petition has
 represented that it was incorporated under the laws of the
 Province of Ontario by letters patent bearing date August 7,
 1889; and whereas the Company desires to be continued under
 the jurisdiction of the Parliament of Canada; and whereas
 the petitioner has prayed for special legislation for such
 purposes; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and
 consent of the Legislative Assembly of the Province of
 Ontario, enacts as follows:

1. Subject to authorization by special resolution under Application to Minister of Consumer and Corporate Affairs authorized
The Corporations Act, the Company may apply to the Minister
 of Consumer and Corporate Affairs of Canada for letters
 patent continuing the Company as if it had been incorporated
 under an Act of the Parliament of Canada and providing,
inter alia, that all rights and interests of the shareholders,
 policyholders and creditors of the Company in, to or against
 the property, rights and assets of the Company and all liens
 upon the property, rights and assets of the Company are
 unimpaired by such continuation.

2. Upon the issue of the letters patent referred to in Application of R.S.O. 1960, c. 71
 section 1, the Company shall file with the Minister of Financial
 and Commercial Affairs a notice of the issue of such letters
 patent together with a copy of such letters patent certified
 by the Department of Consumer and Corporate Affairs
 and on and after the date of the filing of such notice, *The*
Corporations Act shall cease to apply to the Company.

3. The Minister of Financial and Commercial Affairs may, Certificate
 on receipt by him of the notice and certified copy of the

letters patent referred to in section 2, issue a certificate to the Company confirming the date of such filing.

1966, c. 167
repealed

4. *The Excelsior Life Insurance Company Act, 1966* is repealed.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Excelsior Life Insurance Company Act, 1970*.

An Act respecting
The Excelsior Life Insurance Company

1st Reading

March 10th, 1970

2nd Reading

April 8th, 1970

3rd Reading

April 9th, 1970

MR. DEACON

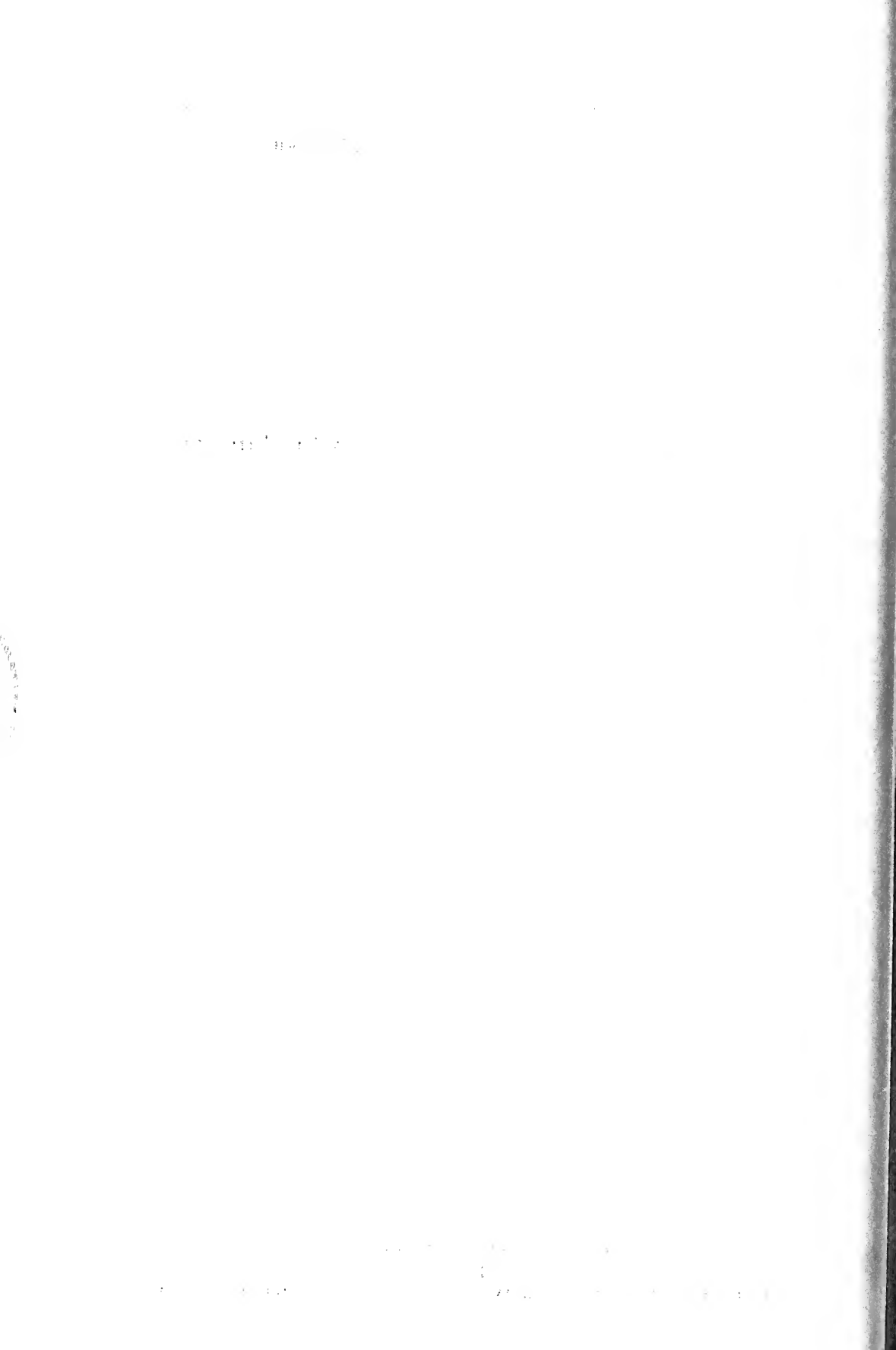
BILL Pr35

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Dennis Realty Co. Limited

MR. BUKATOR

(PRIVATE BILL)



BILL Pr35

1970

An Act respecting Dennis Realty Co. Limited

WHEREAS Robert Frederick Smith by his petition has Preamble represented that Dennis Realty Co. Limited, herein called the Corporation, was incorporated by letters patent dated the 31st day of May, 1949; that the Provincial Secretary, by order dated the 10th day of March, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 14th day of April, 1966; that the petitioner was the auditor of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act* was sent to each of the persons of record on the files of the Department of the Provincial Secretary; that the said notice was not received by Robert Frederick Smith and he was not aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent; and whereas the petitioner has prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition; R.S.O. 1960, c. 71

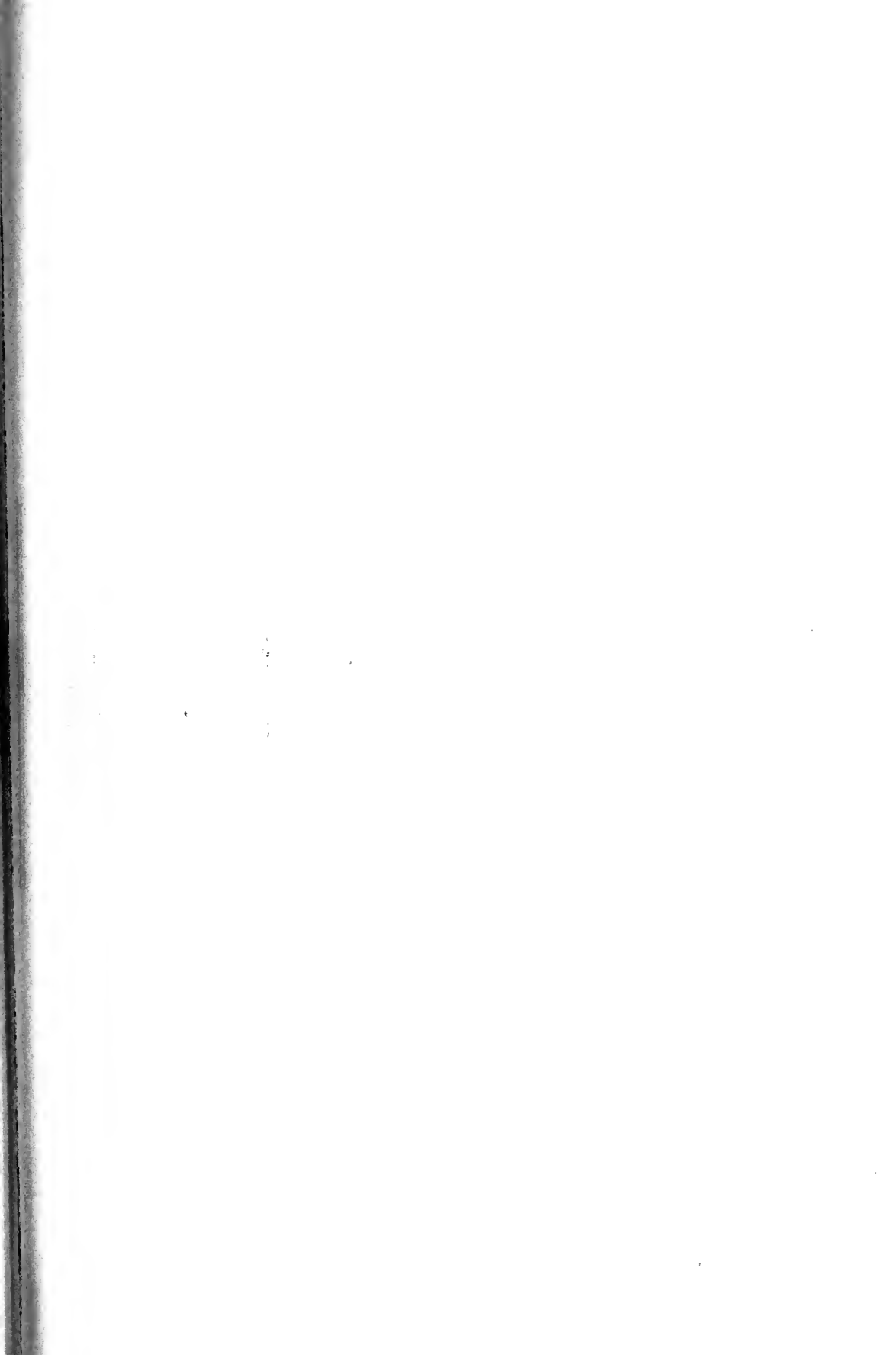
Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Dennis Realty Co. Limited incorporated by letters patent dated the 31st day of May, 1949 is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved. Dennis Realty Co. Limited revived

**Commence-
ment** **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Dennis Realty Co. Limited Act, 1970*.





An Act respecting
Dennis Realty Co. Limited

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. BUKATOR

(*Private Bill*)

BILL Pr35

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Dennis Realty Co. Limited

MR. BUKATOR

BILL Pr35

1970

An Act respecting Dennis Realty Co. Limited

WHEREAS Robert Frederick Smith by his petition has ^{Preamble} represented that Dennis Realty Co. Limited, herein called the Corporation, was incorporated by letters patent dated the 31st day of May, 1949; that the Provincial Secretary, by order dated the 10th day of March, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 14th day of April, 1966; that the petitioner was the auditor of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act* was sent to each of the persons of record on the files of the Department of the Provincial Secretary; that the said notice was not received by Robert Frederick Smith and he was not aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent; and whereas the petitioner has prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition; ^{R.S.O. 1970, c. 71}

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Dennis Realty Co. Limited incorporated by letters patent dated the 31st day of May, 1949 is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved. ^{Dennis Realty Co. Limited revived}

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Dennis Realty Co. Limited Act, 1970*.



An Act respecting
Dennis Realty Co. Limited

1st Reading

March 10th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. BUKAYOR

BILL Pr36

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Wentworth Radio & Auto Supplies Limited

MR. BUKATOR

(PRIVATE BILL)

BILL Pr36

1970

**An Act respecting
Wentworth Radio & Auto Supplies Limited**

WHEREAS Robert Frederick Smith by his petition has represented that Wentworth Radio & Auto Supplies Limited, herein called the Corporation, was incorporated by letters patent dated the 10th day of May, 1945; that the Provincial Secretary, by order dated the 18th day of August, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 29th day of September, 1966; that the petitioner was the auditor of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act* was sent to each of the persons of record on the files of the Department of the Provincial Secretary; that the said notice was not received by Robert Frederick Smith and he was not aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent; and whereas the petitioner has prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition;

Preamble

R.S.O. 1960.
c. 71

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Wentworth Radio & Auto Supplies Limited incorporated by letters patent dated the 10th day of May, 1945 is hereby revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Wentworth
Radio &
Auto
Supplies
Limited
revived

Commence-
ment **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Wentworth Radio & Auto Supplies Limited Act, 1970.*



BILL Pr36

An Act respecting
Wentworth Radio & Auto Supplies Limited

1st Reading

March 10th, 1970

2nd Reading

3rd Reading

MR. BUKATOR

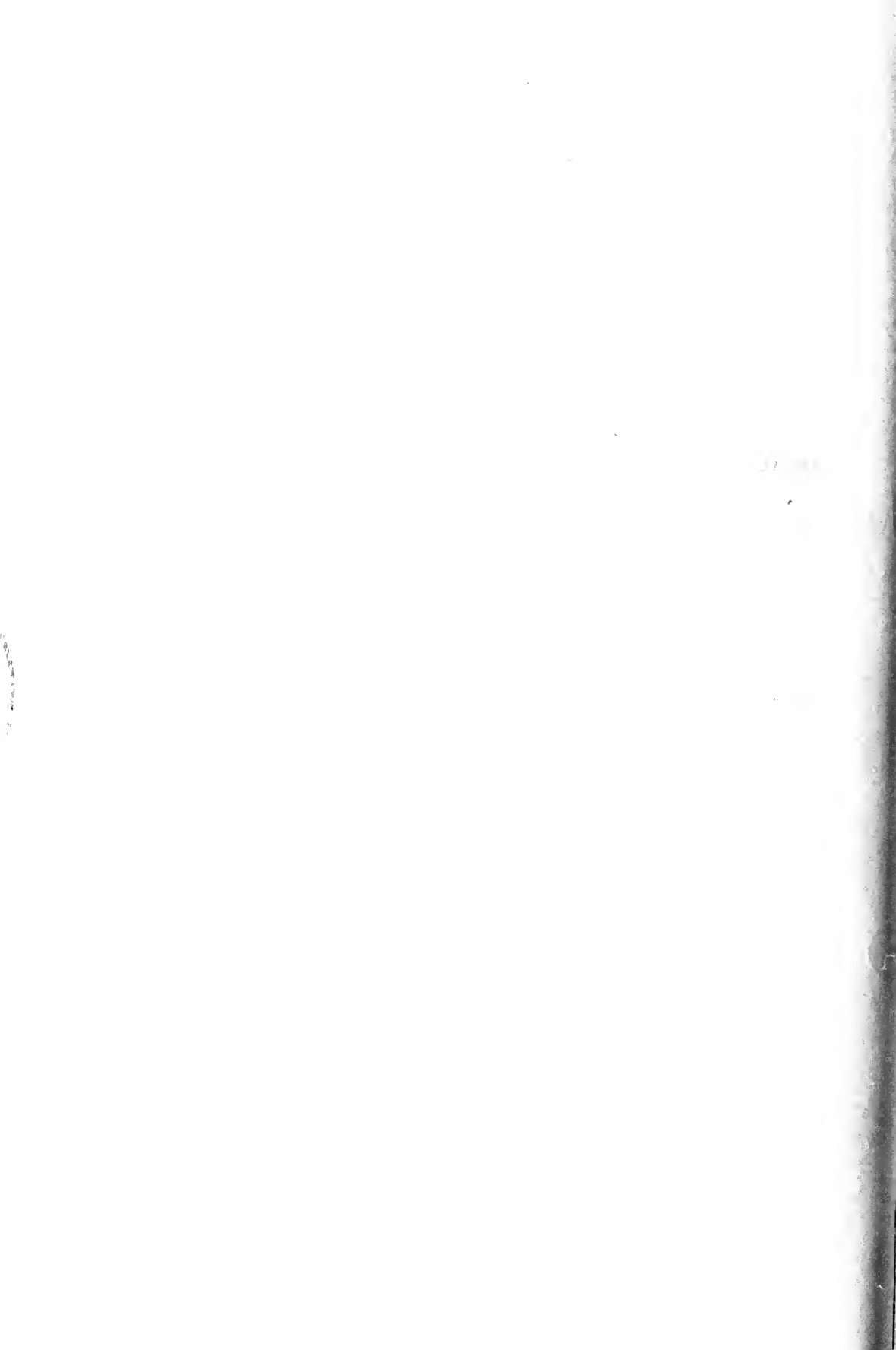
(Private Bill)

BILL Pr36

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting Wentworth Radio & Auto Supplies Limited

MR. BUKATOR



BILL Pr36

1970

**An Act respecting
Wentworth Radio & Auto Supplies Limited**

WHEREAS Robert Frederick Smith by his petition has ^{Preamble} represented that Wentworth Radio & Auto Supplies Limited, herein called the Corporation, was incorporated by letters patent dated the 10th day of May, 1945; that the Provincial Secretary, by order dated the 18th day of August, 1966, and made under the authority of subsection 2 of section 326 of *The Corporations Act*, cancelled the letters patent of the Corporation and declared it to be dissolved on the 29th day of September, 1966; that the petitioner was the auditor of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by the said subsection 2 of section 326 of *The Corporations Act* was sent to each of the persons of record on the files of the Department of the Provincial Secretary; that the said notice was not received by Robert Frederick Smith and he was not aware of the dissolution of the Corporation until more than one year after the date thereof; that the Corporation at the time of its dissolution was actively carrying on the business authorized by its letters patent; and whereas the petitioner has prayed for special legislation reviving the Corporation; and whereas it is expedient to grant the prayer of the petition; ^{R.S.O. 1960, c. 71}

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Wentworth Radio & Auto Supplies Limited incorporated ^{Wentworth Radio & Auto Supplies Limited} by letters patent dated the 10th day of May, 1945 is hereby ^{revived} revived and is, subject to any rights acquired by any person after its dissolution, hereby restored to its legal position as a company incorporated by letters patent, including all its property, rights, privileges and franchises and subject to all its liabilities, contracts, disabilities and debts as at the date of its dissolution in the same manner and to the same extent as if it had not been dissolved.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Wentworth Radio & Auto Supplies Limited Act, 1970.*



An Act respecting
Wentworth Radio & Auto Supplies Limited

1st Reading

March 10th, 1970

2nd Reading

April 21st, 1970

3rd Reading

April 22nd, 1970

MR. BURKATOR

BILL Pr37

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Fort Erie

MR. HAGGERTY

(PRIVATE BILL)

BILL Pr37

1970

An Act respecting the Town of Fort Erie

WHEREAS The Corporation of the Town of Fort Erie ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Agreement made between The Corporation of the Town of Fort Erie and the Buffalo and Fort Erie Public Bridge Authority, bearing date the 26th day of January, 1970, set out as the Schedule hereto, is hereby validated and confirmed and declared to be valid and binding upon The Corporation of the Town of Fort Erie and the Buffalo and Fort Erie Public Bridge Authority, and the parties are hereby empowered to carry out and enforce their respective obligations and rights thereunder. ^{Agreement validated}

2. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

3. This Act may be cited as *The Town of Fort Erie Act, 1970*. ^{Short title}

SCHEDULE

AGREEMENT made in triplicate this 26th day of January, 1970.

BETWEEN:

BUFFALO AND FORT ERIE PUBLIC BRIDGE AUTHORITY
hereinafter called "The Bridge Authority",

OF THE FIRST PART,

—and—

THE CORPORATION OF THE TOWN OF FORT ERIE
hereinafter called "The Corporation",

OF THE SECOND PART.

WHEREAS the Parties hereto desire to continue the present arrangement of determining the taxes payable by the Bridge Authority for a period of seven years;

AND WHEREAS the Parties have agreed that the taxes to be paid by the Bridge Authority to the Corporation in respect of taxation on all the property of the Bridge Authority in the Town of Fort Erie and business assessment in respect thereto for the years, 1970, 1971, 1972, 1973, 1974, 1975, and 1976 shall be as hereinafter set forth;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises hereinafter set forth, the Parties hereto mutually agree as follows:

1. The Bridge Authority shall pay to the Corporation of the Town of Fort Erie for all municipal taxes against the real property, buildings, improvements and structures of the Bridge Authority owned, leased, occupied or managed by it situated in The Town of Fort Erie, and for business assessment, and against the Bridge Authority itself for the years 1970 to 1976 inclusive, the following sums of money namely:

| | |
|-----------|------------------------------------------|
| 1970..... | \$80,000.00 plus local improvement rates |
| 1971..... | \$81,500.00 plus local improvement rates |
| 1972..... | \$81,500.00 plus local improvement rates |
| 1973..... | \$82,500.00 plus local improvement rates |
| 1974..... | \$82,500.00 plus local improvement rates |
| 1975..... | \$82,500.00 plus local improvement rates |
| 1976..... | \$83,500.00 plus local improvement rates |

2. The assessment of the said real property, buildings, improvements and structures acquired, held, leased or managed by the Bridge Authority within the corporate limits of the Town of Fort Erie, including business assessment, and of the Bridge Authority itself, shall, for the purposes of taxation in each year of the years 1970 to 1976, be entered on the Assessment and Collector's Roll of the said Town of Fort Erie in respect of the said years at no higher valuation than will produce the above mentioned sums per annum in the said respective years at the rate or rates in the dollar which shall have been fixed by a by-law or by-laws of the said Corporation for authorizing, levying and collection of rates for the purposes of the municipality and the said valuation shall be held and taken to be the assessed valuation for which, during the said years, the said property, business assessment and Bridge Authority hereinbefore described shall be entered upon the Assessment and Collector's Roll for the purpose of levying and collecting all rates, exclusive of local improvement rates, and it shall be the duty of the Assessor from time to time during the said period to assess the same in accordance with the valuations hereby fixed and for no other or greater sum.

3. The said sums for the respective years set forth in paragraph No. 1 above for each of the said respective years shall be payable to the Corporation each and every year during the term of this Agreement on or before the 30th day of January.

4. The Corporation hereby undertakes and covenants with the Authority to apply at the earliest possible time hereafter for legislation of the Province of Ontario to give full effect to all provisions in this Agreement and to do all acts and things necessary to make the said provisions valid and binding, and will abide by, observe and carry out the same according to the spirit, true intent and meaning thereof.

5. The Authority hereby undertakes and covenants with the Corporation to cooperate with the Corporation to obtain the necessary legislation to give full effect to this Agreement and to make the same valid and binding, it being understood and agreed, however, that the Authority shall not in any way or under any circumstance be responsible for failure on the part of the Corporation to secure the said legislation.

6. That the making of this Agreement and acts of any party hereunder or incidental thereto shall not in any way prejudice the rights in law of any parties during or after the expiration of the term hereof.

7. That all the provisions herein contained shall enure to the benefit of and be binding upon the successors and assigns of each and all of the parties hereto.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their Corporate seals the day and year first above written.

SIGNED, SEALED, DELIVERED AND COUNTERSIGNED by the proper officers of the Parties hereto:

BUFFALO AND FORT ERIE PUBLIC
BRIDGE AUTHORITY:

RAY F. WILLSON,
Chairman.

G. WEIR,
Secretary.

THE CORPORATION OF THE TOWN OF
FORT ERIE:

JOHN M. TEAL,
Mayor.

(SEAL)

J. A. SAUER,
Clerk.

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An Act respecting
the Town of Fort Erie

1st Reading

April 16th, 1970

2nd Reading

3rd Reading

MR. HAGGERTY

(Private Bill)

BILL Pr37

3RD SESSION, 28TH LEGISLATURE, ONTARIO
19 ELIZABETH II, 1970

An Act respecting the Town of Fort Erie

MR. HAGGERTY

BILL Pr37

1970

An Act respecting the Town of Fort Erie

WHEREAS The Corporation of the Town of Fort Erie ^{Preamble} by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Agreement made between The Corporation of the ^{Agreement} Town of Fort Erie and the Buffalo and Fort Erie Public ^{validated} Bridge Authority, bearing date the 26th day of January, 1970, set out as the Schedule hereto, is hereby validated and confirmed and declared to be valid and binding upon The Corporation of the Town of Fort Erie and the Buffalo and Fort Erie Public Bridge Authority, and the parties are hereby empowered to carry out and enforce their respective obligations and rights thereunder.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The Town of Fort Erie Act*, ^{Short title} 1970.

SCHEDULE

AGREEMENT made in triplicate this 26th day of January, 1970.

BETWEEN:

BUFFALO AND FORT ERIE PUBLIC BRIDGE AUTHORITY
hereinafter called "The Bridge Authority",

OF THE FIRST PART,

--and--

THE CORPORATION OF THE TOWN OF FORT ERIE
hereinafter called "The Corporation",

OF THE SECOND PART.

WHEREAS the Parties hereto desire to continue the present arrangement of determining the taxes payable by the Bridge Authority for a period of seven years;

AND WHEREAS the Parties have agreed that the taxes to be paid by the Bridge Authority to the Corporation in respect of taxation on all the property of the Bridge Authority in the Town of Fort Erie and business assessment in respect thereto for the years, 1970, 1971, 1972, 1973, 1974, 1975, and 1976 shall be as hereinafter set forth;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises hereinafter set forth, the Parties hereto mutually agree as follows:

1. The Bridge Authority shall pay to the Corporation of the Town of Fort Erie for all municipal taxes against the real property, buildings, improvements and structures of the Bridge Authority owned, leased, occupied or managed by it situated in The Town of Fort Erie, and for business assessment, and against the Bridge Authority itself for the years 1970 to 1976 inclusive, the following sums of money namely:

| | | |
|-----------|-------------|------------------------------|
| 1970..... | \$80,000.00 | plus local improvement rates |
| 1971..... | \$81,500.00 | plus local improvement rates |
| 1972..... | \$81,500.00 | plus local improvement rates |
| 1973..... | \$82,500.00 | plus local improvement rates |
| 1974..... | \$82,500.00 | plus local improvement rates |
| 1975..... | \$82,500.00 | plus local improvement rates |
| 1976..... | \$83,500.00 | plus local improvement rates |

2. The assessment of the said real property, buildings, improvements and structures acquired, held, leased or managed by the Bridge Authority within the corporate limits of the Town of Fort Erie, including business assessment, and of the Bridge Authority itself, shall, for the purposes of taxation in each year of the years 1970 to 1976, be entered on the Assessment and Collector's Roll of the said Town of Fort Erie in respect of the said years at no higher valuation than will produce the above mentioned sums per annum in the said respective years at the rate or rates in the dollar which shall have been fixed by a by-law or by-laws of the said Corporation for authorizing, levying and collection of rates for the purposes of the municipality and the said valuation shall be held and taken to be the assessed valuation for which, during the said years, the said property, business assessment and Bridge Authority hereinbefore described shall be entered upon the Assessment and Collector's Roll for the purpose of levying and collecting all rates, exclusive of local improvement rates, and it shall be the duty of the Assessor from time to time during the said period to assess the same in accordance with the valuations hereby fixed and for no other or greater sum.

3. The said sums for the respective years set forth in paragraph No. 1 above for each of the said respective years shall be payable to the Corporation each and every year during the term of this Agreement on or before the 30th day of January.

4. The Corporation hereby undertakes and covenants with the Authority to apply at the earliest possible time hereafter for legislation of the Province of Ontario to give full effect to all provisions in this Agreement and to do all acts and things necessary to make the said provisions valid and binding, and will abide by, observe and carry out the same according to the spirit, true intent and meaning thereof.

5. The Authority hereby undertakes and covenants with the Corporation to cooperate with the Corporation to obtain the necessary legislation to give full effect to this Agreement and to make the same valid and binding, it being understood and agreed, however, that the Authority shall not in any way or under any circumstance be responsible for failure on the part of the Corporation to secure the said legislation.

6. That the making of this Agreement and acts of any party hereunder or incidental thereto shall not in any way prejudice the rights in law of any parties during or after the expiration of the term hereof.

7. That all the provisions herein contained shall enure to the benefit of and be binding upon the successors and assigns of each and all of the parties hereto.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their Corporate seals the day and year first above written.

SIGNED, SEALED, DELIVERED AND COUNTERSIGNED by the proper officers of the Parties hereto:

BUFFALO AND FORT ERIE PUBLIC
BRIDGE AUTHORITY:

RAY F. WILLSON,
Chairman.

G. WEIR,
Secretary.

THE CORPORATION OF THE TOWN OF
FORT ERIE:

JOHN M. TEAL,
Mayor.

(SEAL)

J. A. SAUER,
Clerk.

BILL Pr37

An Act respecting
the Town of Fort Erie

1st Reading

April 16th, 1970

2nd Reading

May 19th, 1970

3rd Reading

May 26th, 1970

MR. HAGGERTY



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JUN 28 1971
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TORONTO



