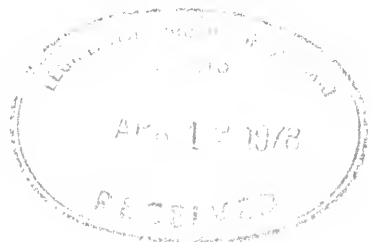


Out.
Bills .

Counter, south





LEGISLATIVE ASSEMBLY OF ONTARIO

FIRST SESSION
THIRTY-FIRST PARLIAMENT

BILLS

AS INTRODUCED IN THE HOUSE
TOGETHER WITH
REPRINTS AND THIRD READINGS

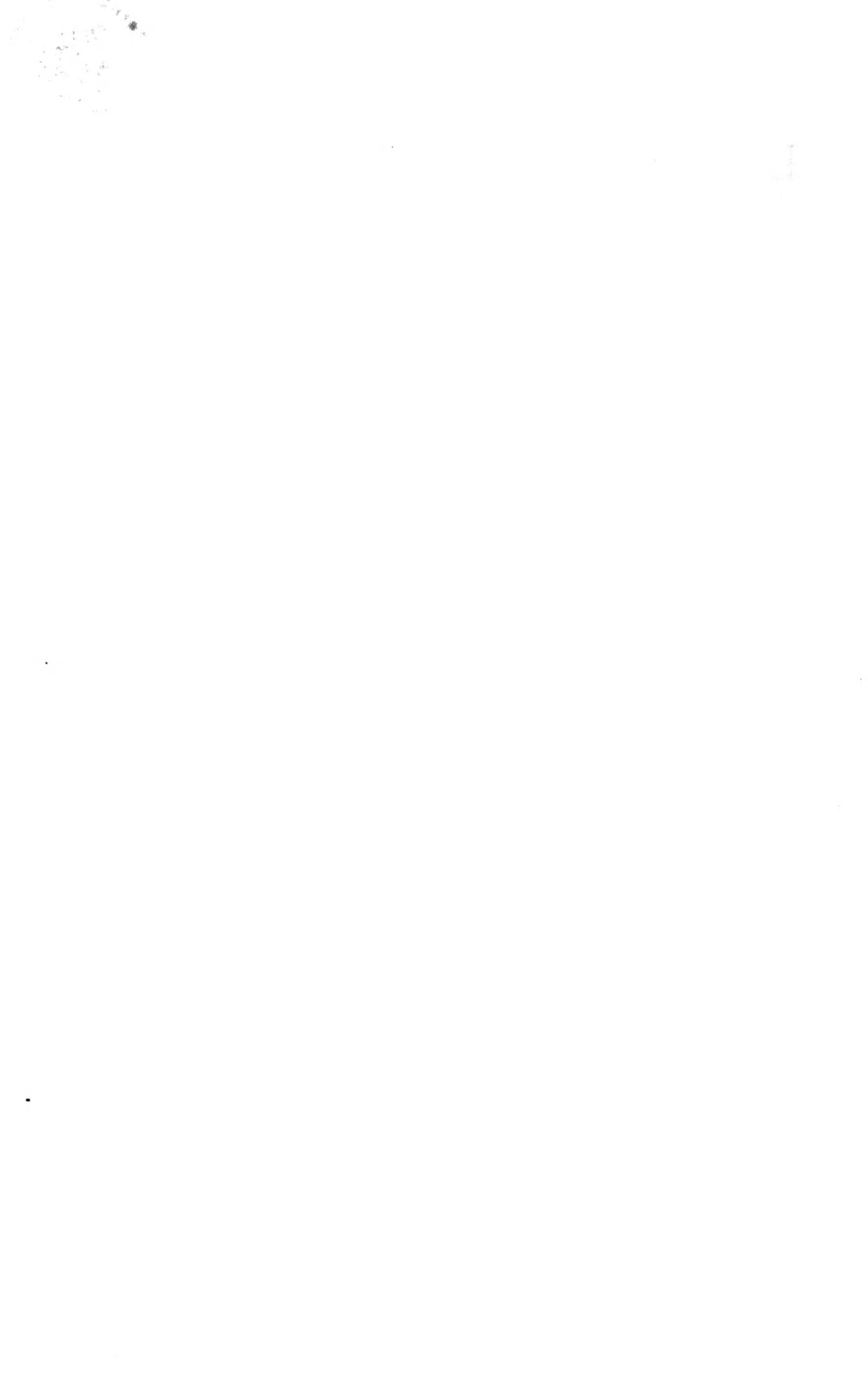
137243

SESSION

JUNE 27th to JULY 12th, 1977

AND

OCTOBER 17th to DECEMBER 16th, 1977



I N D E X

FIRST SESSION

THIRTY-FIRST PARLIAMENT

PUBLIC BILLS (GOVERNMENT)

	Bill No.
A	
Airports Act—Act to amend	35
Assessment Act—Act to amend	91
Audit Act—Act to revise	43
B	
Business Corporations Act—Act to amend	31
C	
Children—Act to reform the Law respecting the Status of	61
Children—Act to provide for the Transfer of Services relating to	23
Commodity Futures Contracts—Act to regulate Trading in	32
Condominium Act—Act to amend	115
Corporations Tax Act, 1972—Act to amend	15
—Act to amend	88
County Judges Act—Act to amend	78
D	
Discrimination in Business Relationships—Act to prohibit	129
District Municipality of Muskoka Act—Act to amend	37
E	
Environment in Ontario—Act to impose a Tax on Certain Pollutants of the	18
Essex County Board of Education to provide a French-language Secondary School—Act to require	3
Environmental Assessment Act, 1975—Act to amend	2
F	
Family Law Reform Act, 1977	59
Farm Products Payments Act—Act to amend	45
Farm Products Marketing Act—Act to amend	102
G	
Gift Tax Act, 1972—Act to amend	16

H

Bill No.

Highway Traffic Act—Act to amend.....	19
—Act to amend.....	85
—Act to amend.....	107
—Act to amend.....	112

I

Income Tax Act—Act to amend.....	5
Income Tax Refunds—Act to regulate the Discounting of.....	99

J

Judicature Act—Act to amend.....	77
—Act to amend.....	79

L

Labour Relations Act—Act to amend.....	22
Land Speculation Tax Act, 1974—Act to amend.....	14
Land Transfer Tax Act, 1974—Act to amend.....	13
Landlord and Tenant Act—Act to amend.....	128
Legislative Assembly Act—Act to amend.....	26
—Act to amend.....	47
—Act to amend.....	122
Legislative Assembly Retirement Allowances Act, 1973—Act to amend...	48
—Act to amend...	123

M

Marriage Act—Act to revise.....	62
Mental Health Act—Act to amend.....	124
Milk Act—Act to amend.....	103
Ministry of Northern Affairs—Act to establish.....	21
Motor Vehicle Tax Act—Act to amend.....	17
Motorized Snow Vehicles Act, 1974—Act to amend.....	20
Municipal Act—Act to amend.....	40
—Act to amend.....	127
Municipal Elections—Act respecting.....	49
Municipal Elections Act, 1972—Act to revise.....	98
Municipalities—Act to provide for the Licensing of Businesses by.....	119
Municipality of Metropolitan Toronto Act—Act to amend.....	39
—Act to amend.....	120

N

Negligence Act—Act to amend.....	94
----------------------------------	----

O

Bill No.

Occupational Health and Occupational Safety of Workers—Act respecting	70
Ontario Guaranteed Annual Income Act, 1974—Act to amend.....	73
Ontario Unconditional Grants Act, 1975—Act to amend.....	6
Ontario Youth Employment Act, 1977.....	11
Oxford, County of—Act to provide for Municipal Hydro-Electric Service in the.....	111
Oxford Act, 1974, County of—Act to amend.....	38

P

Peel Municipal Hydro-Electric Act, 1977.....	56
Personal Property Security Act—Act to amend.....	24
Planning Act—Act to amend.....	110
Police Act—Act to amend.....	113
—Act to amend.....	114
Provincial Courts Act—Act to amend.....	80
Public Transportation and Highway Improvement Act—Act to amend...	84
Public Utilities Act—Act to amend.....	41
Public Vehicles Act—Act to amend.....	34

R

*Raising of Money on the Credit of the Consolidated Revenue Fund—Act to authorize.....	8
Retail Sales Tax Act—Act to amend.....	12
Regional Municipalities—Act to amend certain Acts respecting.....	36
Ryerson Polytechnical Institute—Act respecting.....	25

S

Sandwich, Windsor and Amherstburg Railway—Act respecting.....	97
Securities Act—Act to revise.....	30
Small Claims Courts Act—Act to amend.....	81
Succession Duty Act—Act to amend.....	7
Succession to the Estates of Deceased Persons—Act to reform the Law respecting.....	60
Successor Rights on the Transfer of and Undertaking to or from the Crown—Act to provide for.....	4
Supply Act, 1977.....	130
Surrogate Courts Act—Act to amend.....	65

T

Timmins-Porcupine Act, 1972—Act to amend.....	42
Tobacco Tax Act—Act to amend.....	10
Topsoil in Ontario—Act to preserve.....	72
Toronto Area Transit Operating Authority Act, 1974—Act to amend....	44

*Recorded vote

Unified Family Court Act, 1976—Act to amend.....	1
--	---

Venture Investment Corporations—Act respecting the Registration of...	9
---	---

PUBLIC BILLS (PRIVATE MEMBERS')

A	Bill No.
Assessment Act—Act to amend	95
C	
Class Actions—Act to provide for	51
Condominium Act—Act to amend	108
—Act to amend	118
Condominium Property Management Firms—Act to register	96
Consumer Protection Act—Act to amend	53
E	
Education Act, 1974—Act to amend	57
—Act to amend	66
Election Act—Act to amend	116
Election Public Opinion Polls—Act respecting	29
Emergency Medical and First Aid Services—Act to relieve Persons from Liability in respect of voluntary	71
Employment Standards Act, 1974—Act to amend	83
—Act to amend	93
—Act to amend	106
Environmental Assessment Act, 1975—Act to amend	100
F	
Family Benefits Act—Act to amend	54
Family Day—Act respecting	121
Freedom of Information—Act to provide for	50
G	
Government Programs—Act to provide for the Disclosure of Information relating to the Cost of	125
H	
Highway Traffic Act—Act to amend	92
L	
Labour Relations Act—Act to amend	67
—Act to amend	68
—Act to amend	69
—Act to amend	126
Landlord and Tenant Act—Act to amend	117
Legislative Assembly Act—Act to amend	74
Liquor Licence Act, 1975—Act to amend	46
—Act to amend	76
—Act to amend	87

M

Bill No.

Ministry of Consumer and Commercial Relations Act—Act to amend....	75
Motor Vehicle Access to Property by Private Road—Act respecting.....	63

O

Occupiers' Liability—Act respecting.....	52
Official Languages of Ontario—Act respecting.....	86
Ontario Food Terminal Act—Act to amend.....	82
Ontario Human Rights Code—Act to amend.....	27
Ontario Waste Disposal and Reclamation Commission—Act to establish..	58
Ontario Commission on Waste Management and Resource Recovery Systems.....	105

P

Petty Trespass Act—Act to amend.....	101
Planning Act—Act to amend.....	89
Proceedings Against the Crown Act—Act to amend.....	33
Public Hospitals Act—Act to amend.....	104

S

Special Education Programs—Act respecting.....	109
—Act respecting.....	28
Small Business in Ontario—Act respecting.....	64

T

Toxic and Hazardous Substances—Act respecting.....	90
--	----

PRIVATE BILLS

B	Bill No.
Burlington—Act respecting the City of.....	Pr8
C	
Casgrain—Act respecting Certain Lands in the Township of.....	Pr12
Chatham—Act respecting the City of.....	Pr30
Circle R Boys Ranch—Act respecting.....	Pr19
D	
Dover—Act respecting the Township of.....	Pr2
E	
East Zorra-Tavistock—Act respecting the Township of.....	Pr29
Etobicoke—Act respecting the Borough of.....	Pr22
F	
Fuller-Austin of Canada Limited—An Act respecting.....	Pr21
G	
Garnet Holdings Limited—Act respecting.....	Pr31
Georgina—Act respecting the Township of.....	Pr30
H	
Hamilton—Act respecting the City of.....	Pr7
—Act respecting the City of.....	Pr28
K	
Kedna Enterprises Limited—Act respecting.....	Pr33
Kitchener—Act respecting the City of.....	Pr17
L	
London—Act respecting the City of.....	Pr10
Loubill Hobbies and Sports Limited—Act respecting.....	Pr37
M	
Middlesex—Act respecting the County of.....	Pr16
Matol Holdings Limited—Act respecting.....	Pr23
N	
Niagara Institute for International Studies—Act respecting.....	Pr24

O

Bill No.

Ottawa—Act respecting the City of.....	Pr14
—Act respecting the City of.....	Pr15

P

Peterborough—Act respecting the County of.....	Pr4
Port McNicoll—Act respecting the Village of.....	Pr5

S

Sarnia—Act respecting the City of.....	Pr25
—Act respecting the City of.....	Pr34
Sault Ste. Marie—Act respecting the City of.....	Pr9
Scarborough—Act respecting the Borough of.....	Pr38
Shore and Horwitz Construction Limited—Act respecting.....	Pr35
Stanley Starr Limited—Act respecting	Pr32
Sudbury Young Women's Christian Association—Act respecting.....	Pr13

T

Toronto—Act respecting the City of.....	Pr18
Tay—Act respecting the Township of.....	Pr1
Thunder Bay—Act respecting the City of.....	Pr36

W

Windsor—Act respecting the City of.....	Pr11
—Act respecting the City of.....	Pr27



1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Tay

MR. SMITH
Simcoe East

BILL Pr1

1977

An Act respecting the Township of Tay

WHEREAS The Corporation of the Township of Tay ^{Preamble} hereby represents that by-laws numbers 808, 811, 842 and 1213 of the Township in the County of Simcoe purported to authorize the closing up and sale of certain road allowances and subdivision roads; and whereas pursuant to the aforesaid by-laws, conveyances were made by the said Township and subsequently the said closed roads became parts of residential subdivision lots upon which houses have been erected, mortgaged and sold to many various owners; and whereas the road allowances described in by-laws 808, 811 and 842 lead to the waters of Georgian Bay and therefore required the approval of the Lieutenant Governor of Ontario, which approval was not obtained and all of the aforesaid by-laws 808, 811, 842 and 1213 required approval by by-law of the County of Simcoe within one year of the passing of the said by-laws by the Township of Tay, which approval likewise was not obtained; and whereas the omission by the Township of Tay to obtain such required approval as aforesaid within the requisite periods of time has rendered the aforesaid by-laws of no force and effect and has thereby created a serious cloud upon the titles of the present registered owners of the aforesaid lots; and whereas The Corporation of the Township of Tay hereby applies for special legislation to confirm and validate by-laws numbers 808, 811, 842 and 1213; and whereas it is expedient to grant the application;

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 numbers 808, 811, 842 and 1213 of The Corporation of the Township of Tay, set out as the Schedule hereto, are hereby confirmed and declared to be valid and binding from the respective dates of the passing of such by-laws. ^{By-laws confirmed}

Conveyances
confirmed

2. All conveyances by The Corporation of the Township of Tay pursuant to by-laws numbers 808, 811, 842 and 1213 are hereby ratified, confirmed and declared to be valid and binding.

Commence-
ment

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

Short title

4. The short title of this Act is *The Township of Tay Act, 1977*.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF TAY

BY-LAW No. 808

A BY-LAW for the purpose of stopping up and closing the original allowance for road across concessions eight and nine if any between lot fifteen and lot sixteen in the said Concession in the Township of Tay, and conveying the same to Daniel Robins.

WHEREAS Daniel Robins is the owner of the lands that will be affected by the passing of this by-law, and proposes to subdivide portions of the same into buildings lots; and

WHEREAS a plan of the subdivision about to be laid out by the said Daniel Robins, certified by an Ontario Land Surveyor, has been submitted to the Municipal Councils affected thereby within the meaning of section 7 of *The Planning and Development Act*, and has been approved by said Municipal Councils; and

WHEREAS the proposed subdivision includes a road allowance which will be equal to or greater in area than that to be closed by this By-Law and will be laid out in the immediate vicinity thereof; and

WHEREAS the general public will be served by the new allowance for road equally as well as by the original allowance; and

WHEREAS written notice of the intention to pass this By-Law has been posted up for the period of one month in the most public places in the immediate neighbourhood of the portion of said allowance for road about to be closed and at the various points of access thereto, and published weekly for four consecutive weeks in the *Victoria Harbour Era*, a newspaper published in the Town of Victoria Harbour; and

WHEREAS the Council of the said Township of Tay has heard in person or by Counsel or Solicitor all persons whose land might be prejudicially effected by the passing of this By-Law, and who petitioned to be heard; and

WHEREAS the said Council and the owner of and the persons interested in the said land have mutually settled all differences between them as to injury caused by the closing of said allowance for road;

NOW THEREFORE the Municipal Council of the Township of Tay enacts as follows:

1. That the portion of the original allowance for road between concessions eight and nine in said Township in front of lot fifteen and lot sixteen if any, is hereby closed and stopped up.

2. That the Corporation of the Township of Tay is hereby authorized to convey said portion of the original allowance for road between lots fifteen and sixteen, concessions eight and nine to the said Daniel Robins.

3. That the Corporation of the Township of Tay is transferring this property with the understanding that the plans be registered at once.

Signed:

(SEAL)

Reeve

Clerk

THE CORPORATION OF THE TOWNSHIP OF TAY

BY-LAW No. 811

A BY-LAW for the purpose of stopping up and closing the original allowance for road between concessions eight and nine in front of lot fifteen and sixteen, if any, in the Township of Tay, and conveying the same to Daniel Robins.

WHEREAS Daniel Robins is the owner of the lands that will be effected by the passing of this By-Law, and proposes to subdivide portions of the same into building lots; and

WHEREAS a plan of the subdivision about to be laid out by the said Daniel Robins, certified by an Ontario Land Surveyor has been submitted to the Municipal Councils effected thereby within the meaning of Section 7 of *The Planning and Development Act* and has been approved by the said Municipal Councils; and

WHEREAS the proposed subdivision includes a road allowance which will be equal to or greater in area than that to be closed by this By-Law and will be laid out in the immediate vicinity thereof; and

WHEREAS the general public will be served by the new allowance for road equally as well as by the original allowance; and

WHEREAS written notice of the intention to pass this By-Law has been posted up for the period of one month in the most public places in the immediate neighbourhood of the portion of the said allowance for road about to be closed and at the various points of access thereto, and published weekly for four consecutive weeks in the *Victoria Harbour Era*, a newspaper published in the Town of Victoria Harbour; and

WHEREAS the Council of the said Township of Tay has heard in person or by counsel or solicitor all persons whose land might be prejudicially effected by the passing of this By-Law and who petitioned so to be heard; and

WHEREAS the said Council and the owner of and the persons interested in the said land have mutually settled all differences between them as to injury caused by the closing of said allowance for road;

NOW THEREFORE the Municipal Council of the Township of Tay enacts as follows:

1. That that portion of the original allowance for road between concessions eight and nine in said Township in front of lot fifteen, and lot sixteen, if any, is hereby closed and stopped up.

2. That the Corporation of the Township of Tay is hereby authorized to convey said portion of the original allowance for road between concessions eight and nine to the said Daniel Robins.

3. That the Corporation of the Township of Tay is transferring this property with the understanding that the plans be registered at once.

Signed:

Reeve

(SEAL)

Clerk

BY-LAW No. 842

A BY-LAW to authorize the closing of the Road Allowance between lots Nos. Ten and Eleven in the Eleventh Concession of the Township of Tay, County of Simcoe.

WHEREAS the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the Township of Tay, has never been opened or used as a public highway and no public moneys have been expended thereon.

AND WHEREAS the Township of Tay has consented to the Registration of a certain plan registered in the Registry Office for the County of Simcoe as No. 443 for the Township of Tay which said Plan is laid out on part of the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the Township of Tay aforesaid.

AND WHEREAS the Georgian Bay Lumber Company Limited, who were owners of the said land at the time of the Registration of said plan agreed to lay out and dedicate a certain street on said Plan known as Hazel Street, extending to the Georgian Bay in consideration of the Township of Tay, stopping or closing up said road allowance lying between lots Ten and Eleven aforesaid.

AND WHEREAS no formal By-law was passed by the said Township of Tay, and no conveyance was given to the said Company of the said allowance for road.

THEREFORE be it and it is hereby enacted by the Municipal Council of the Township of Tay as a By-law thereof as follows:

That the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the said Township of Tay is hereby stopped up and closed and that a conveyance thereof under the seal of this Corporation be given pursuant to the agreement hereinbefore referred to, to Georgian Bay Lumber Company Limited, in exchange for Hazel Street and the consideration hereinbefore mentioned.

This By-law shall come into force immediately upon the final passing thereof.

This By-law was read for first, second and third time and duly passed by the Municipal Council of the Township of Tay, at a meeting held on the 15th day of December, 1923.

(SEAL)

Reeve

Clerk

BY-LAW No. 1213

A BY-LAW to provide for the closing and sale of part of Montreal, Quebec and Ottawa Streets, in the Township of Tay, in the County of Simcoe, as laid out on registered Plans 467 and 630.

WHEREAS, the Municipal Council of the Corporation of the Township of Tay, has caused a notice of its intention to close parts of Montreal, Quebec and Ottawa Streets in the Township of Tay to be given in the manner provided for in *The Municipal Act*.

AND WHEREAS, no objection to the closing of the said parts of Montreal, Quebec and Ottawa Streets has been made by or on behalf of any person.

AND WHEREAS, the Council has agreed to sell the lands to Tiny and Tay Agricultural Society the owner of the adjoining lands on the north and south of the portions of each of the said streets so closed for the sum of \$150.00.

NOW THEREFORE the Municipal Council of the Corporation of the Township of Tay enacts and be it enacted as follows:

1. That there shall be stopped up and closed parts of streets in the said Township of Tay as follows:

- (a) That part of Montreal Street in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 467 lying between the production Northerly of the Easterly boundary of Lot Number Three (3) as shown on Range "C" on the said Plan and the Westerly limit of the Corporation.
- (b) That portion of Quebec Street, in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 630, lying between the production Southerly of the Easterly boundary of Lot Number Eight (8) as shown on the said Plan and the Westerly limit of the Corporation.
- (c) That part of Ottawa Street in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 630 lying between the production Southerly of the Easterly limit of Lot Number Seven (7) as shown on the said Plan and the Westerly limit of the Corporation.

2. The lands comprising the portions of the said streets so closed shall be sold to Tiny and Tay Agricultural Society for the sum of \$150.00.

3. The Mayor and Clerk are hereby authorized to execute on behalf of the Corporation a conveyance of the said lands to Tiny and Tay Agricultural Society and to attach thereto the Corporate Seal.

This By-law shall come into force and take effect immediately after the final passing hereof.

By-law read a first, second and third time and finally passed at a meeting of the Municipal Council of the Township of Tay held this 30th day of December, A.D. 1953.

Reeve

(SEAL)

Clerk

An Act respecting
the Township of Tay

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. SMITH
Simcoe East

(Private Bill)

BILL Pr1

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Tay

MR. SMITH
Simcoe East

BILL Pr1

1977

An Act respecting the Township of Tay

WHEREAS The Corporation of the Township of Tay ^{Preamble} hereby represents that by-laws numbers 808, 811, 842 and 1213 of the Township in the County of Simcoe purported to authorize the closing up and sale of certain road allowances and subdivision roads; and whereas pursuant to the aforesaid by-laws, conveyances were made by the said Township and subsequently the said closed roads became parts of residential subdivision lots upon which houses have been erected, mortgaged and sold to many various owners; and whereas the road allowances described in by-laws 808, 811 and 842 lead to the waters of Georgian Bay and therefore required the approval of the Lieutenant Governor of Ontario, which approval was not obtained and all of the aforesaid by-laws 808, 811, 842 and 1213 required approval by by-law of the County of Simcoe within one year of the passing of the said by-laws by the Township of Tay, which approval likewise was not obtained; and whereas the omission by the Township of Tay to obtain such required approval as aforesaid within the requisite periods of time has rendered the aforesaid by-laws of no force and effect and has thereby created a serious cloud upon the titles of the present registered owners of the aforesaid lots; and whereas The Corporation of the Township of Tay hereby applies for special legislation to confirm and validate by-laws numbers 808, 811, 842 and 1213; and whereas it is expedient to grant the application;

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 numbers 808, 811, 842 and 1213 of The Corporation of the Township of Tay, set out as the Schedule hereto, are hereby confirmed and declared to be valid and binding from the respective dates of the passing of such by-laws. ^{By-laws confirmed}

Conveyances
confirmed

2. All conveyances by The Corporation of the Township of Tay pursuant to by-laws numbers 808, 811, 842 and 1213 are hereby ratified, confirmed and declared to be valid and binding.

Commence-
ment

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

Short title

4. The short title of this Act is *The Township of Tay Act, 1977*.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF TAY

BY-LAW No. 808

A BY-LAW for the purpose of stopping up and closing the original allowance for road across concessions eight and nine if any between lot fifteen and lot sixteen in the said Concession in the Township of Tay, and conveying the same to Daniel Robins.

WHEREAS Daniel Robins is the owner of the lands that will be affected by the passing of this by-law, and proposes to subdivide portions of the same into buildings lots; and

WHEREAS a plan of the subdivision about to be laid out by the said Daniel Robins, certified by an Ontario Land Surveyor, has been submitted to the Municipal Councils affected thereby within the meaning of section 7 of *The Planning and Development Act*, and has been approved by said Municipal Councils; and

WHEREAS the proposed subdivision includes a road allowance which will be equal to or greater in area than that to be closed by this By-Law and will be laid out in the immediate vicinity thereof; and

WHEREAS the general public will be served by the new allowance for road equally as well as by the original allowance; and

WHEREAS written notice of the intention to pass this By-Law has been posted up for the period of one month in the most public places in the immediate neighbourhood of the portion of said allowance for road about to be closed and at the various points of access thereto, and published weekly for four consecutive weeks in the *Victoria Harbour Era*, a newspaper published in the Town of Victoria Harbour; and

WHEREAS the Council of the said Township of Tay has heard in person or by Counsel or Solicitor all persons whose land might be prejudicially effected by the passing of this By-Law, and who petitioned to be heard; and

WHEREAS the said Council and the owner of and the persons interested in the said land have mutually settled all differences between them as to injury caused by the closing of said allowance for road;

NOW THEREFORE the Municipal Council of the Township of Tay enacts as follows:

1. That the portion of the original allowance for road between concessions eight and nine in said Township in front of lot fifteen and lot sixteen if any, is hereby closed and stopped up.

2. That the Corporation of the Township of Tay is hereby authorized to convey said portion of the original allowance for road between lots fifteen and sixteen, concessions eight and nine to the said Daniel Robins.

3. That the Corporation of the Township of Tay is transferring this property with the understanding that the plans be registered at once.

Signed:

Reeve

(SEAL)

Clerk

THE CORPORATION OF THE TOWNSHIP OF TAY

BY-LAW No. 811

A BY-LAW for the purpose of stopping up and closing the original allowance for road between concessions eight and nine in front of lot fifteen and sixteen, if any, in the Township of Tay, and conveying the same to Daniel Robins.

WHEREAS Daniel Robins is the owner of the lands that will be effected by the passing of this By-Law, and proposes to subdivide portions of the same into building lots; and

WHEREAS a plan of the subdivision about to be laid out by the said Daniel Robins, certified by an Ontario Land Surveyor has been submitted to the Municipal Councils effected thereby within the meaning of Section 7 of *The Planning and Development Act* and has been approved by the said Municipal Councils; and

WHEREAS the proposed subdivision includes a road allowance which will be equal to or greater in area than that to be closed by this By-Law and will be laid out in the immediate vicinity thereof; and

WHEREAS the general public will be served by the new allowance for road equally as well as by the original allowance; and

WHEREAS written notice of the intention to pass this By-Law has been posted up for the period of one month in the most public places in the immediate neighbourhood of the portion of the said allowance for road about to be closed and at the various points of access thereto, and published weekly for four consecutive weeks in the *Victoria Harbour Era*, a newspaper published in the Town of Victoria Harbour; and

WHEREAS the Council of the said Township of Tay has heard in person or by counsel or solicitor all persons whose land might be prejudicially effected by the passing of this By-Law and who petitioned so to be heard; and

WHEREAS the said Council and the owner of and the persons interested in the said land have mutually settled all differences between them as to injury caused by the closing of said allowance for road;

NOW THEREFORE the Municipal Council of the Township of Tay enacts as follows:

1. That that portion of the original allowance for road between concessions eight and nine in said Township in front of lot fifteen, and lot sixteen, if any, is hereby closed and stopped up.

2. That the Corporation of the Township of Tay is hereby authorized to convey said portion of the original allowance for road between concessions eight and nine to the said Daniel Robins.

3. That the Corporation of the Township of Tay is transferring this property with the understanding that the plans be registered at once.

Signed:

Reeve

(SEAL)

Clerk

BY-LAW No. 842

A BY-LAW to authorize the closing of the Road Allowance between lots Nos. Ten and Eleven in the Eleventh Concession of the Township of Tay, County of Simcoe.

WHEREAS the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the Township of Tay, has never been opened or used as a public highway and no public moneys have been expended thereon.

AND WHEREAS the Township of Tay has consented to the Registration of a certain plan registered in the Registry Office for the County of Simcoe as No. 443 for the Township of Tay which said Plan is laid out on part of the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the Township of Tay aforesaid.

AND WHEREAS the Georgian Bay Lumber Company Limited, who were owners of the said land at the time of the Registration of said plan agreed to lay out and dedicate a certain street on said Plan known as Hazel Street, extending to the Georgian Bay in consideration of the Township of Tay, stopping or closing up said road allowance lying between lots Ten and Eleven aforesaid.

AND WHEREAS no formal By-law was passed by the said Township of Tay, and no conveyance was given to the said Company of the said allowance for road.

THEREFORE be it and it is hereby enacted by the Municipal Council of the Township of Tay as a By-law thereof as follows:

That the original allowance for road between lots Ten and Eleven in the Eleventh Concession of the said Township of Tay is hereby stopped up and closed and that a conveyance thereof under the seal of this Corporation be given pursuant to the agreement hereinbefore referred to, to Georgian Bay Lumber Company Limited, in exchange for Hazel Street and the consideration hereinbefore mentioned.

This By-law shall come into force immediately upon the final passing thereof.

This By-law was read for first, second and third time and duly passed by the Municipal Council of the Township of Tay, at a meeting held on the 15th day of December, 1923.

(SEAL)

Reeve

Clerk

BY-LAW NO. 1213

A BY-LAW to provide for the closing and sale of part of Montreal, Quebec and Ottawa Streets, in the Township of Tay, in the County of Simcoe, as laid out on registered Plans 467 and 630.

WHEREAS, the Municipal Council of the Corporation of the Township of Tay, has caused a notice of its intention to close parts of Montreal, Quebec and Ottawa Streets in the Township of Tay to be given in the manner provided for in *The Municipal Act*.

AND WHEREAS, no objection to the closing of the said parts of Montreal, Quebec and Ottawa Streets has been made by or on behalf of any person.

AND WHEREAS, the Council has agreed to sell the lands to Tiny and Tay Agricultural Society the owner of the adjoining lands on the north and south of the portions of each of the said streets so closed for the sum of \$150.00.

NOW THEREFORE the Municipal Council of the Corporation of the Township of Tay enacts and be it enacted as follows:

1. That there shall be stopped up and closed parts of streets in the said Township of Tay as follows:

- (a) That part of Montreal Street in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 467 lying between the production Northerly of the Easterly boundary of Lot Number Three (3) as shown on Range "C" on the said Plan and the Westerly limit of the Corporation.
- (b) That portion of Quebec Street, in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 630, lying between the production Southerly of the Easterly boundary of Lot Number Eight (8) as shown on the said Plan and the Westerly limit of the Corporation.
- (c) That part of Ottawa Street in the Township of Tay, as shown on a plan registered in the Registry Office for the Registry Division of the County of Simcoe, as Number 630 lying between the production Southerly of the Easterly limit of Lot Number Seven (7) as shown on the said Plan and the Westerly limit of the Corporation.

2. The lands comprising the portions of the said streets so closed shall be sold to Tiny and Tay Agricultural Society for the sum of \$150.00.

3. The Mayor and Clerk are hereby authorized to execute on behalf of the Corporation a conveyance of the said lands to Tiny and Tay Agricultural Society and to attach thereto the Corporate Seal.

This By-law shall come into force and take effect immediately after the final passing hereof.

By-law read a first, second and third time and finally passed at a meeting of the Municipal Council of the Township of Tay held this 30th day of December, A.D. 1953.

Reeve

(SEAL)

Clerk

An Act respecting
the Township of Tay

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. SMITH
Simcoe East

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Dover

MR. MCGUIGAN

BILL Pr2

1977

An Act respecting the Township of Dover

WHEREAS The Corporation of the Township of Dover, ^{Preamble} herein called the Corporation, hereby applies for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the application;

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 Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, and *The Drainage Act, 1975*, By-law No. 76-48 of the Corporation, set forth in Schedule A hereto, passed by the council of the Corporation on the 27th day of September, 1976, authorizing emergency repairs done by the Corporation to embankments along the River Thames, McFarlane Relief Drain, Rivard Drain, Toulouse Drain, Myers Drain, Hebert Drain, Boyle Drain, Gowrie Drain, Hind Relief Drain, Hind Outlet Drain, Richmond Cut, Raymond Drain, Fryer Drain and Branch, River Chenal Ecarte, Easterly side of Lake St. Clair, and Southerly side of River Sydenham, in the Township of Dover, in the County of Kent and for levying in one year the sum of \$53,200 the portion of the cost of the drainage work to be contributed by the Corporation, is hereby declared to be valid, in full force and effect and binding upon the Corporation and its respective ratepayers in accordance with the provisions thereof.

By-law authorizing emergency drain repairs validated 1975, c. 79

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

3. The short title of this Act is *The Township of Dover Act*, Short title 1977.

Schedule A

BY-LAW NO. 76-48

A BY-LAW to PROVIDE for the Emergency Repairs to Embankments along the River Thames, McFarlane Relief Drain, Rivard Drain, Toulouse Drain, Myers Drain, Hebert Drain, Boyle Drain, Gowrie Drain, Hind Relief Drain, Hind Outlet Drain, Richmond Cut, Raymond Drain, Fryer Drain and Branch, River Chenal Ecarte, Easterly side of Lake St. Clair, and Southerly side of River Sydenham in the Township of Dover, in the County of Kent, and for levying in one year the sum of \$53,200.00 the proportion to be contributed by the Municipality for completing the drainage works.

WHEREAS an emergency situation occurred

AND WHEREAS, the Council caused emergency repairs to be conducted on various dykes,

AND WHEREAS, the Council has procured a report made by D. D. McGeorge, Esq., Civil Engineer and the report is as follows:

To the Reeve and Council
of the Township of Dover.

Gentlemen:

In accordance with instructions, I have made an examination of banks along the McFarlane Relief Drain, the Rivard Drain, the Gowrie Drain, the Toulouse Drain, the Myers Drain, the Boyle drain, the Hind Relief Drain, Richmond Cut, the Hind Outlet Drain, River Thames, the Fryer Drain and number one branch, the Little Bear Creek Drain banks along the southerly side of the Chenal Ecarte, the southerly side of the River Sydenham, and banks along the easterly side of Lake St. Clair which form protection for the low lying lands comprised in a number of pumping schemes (the Bechard Mechanical Works, Big Pointe Pumping Works Numbers 1 and 2, the Bradley Pumping Works, the Cadotte South Pumping Works, the Crawford Pumping Works, the Dewar Pumping Works, the 11th Concession Pumping Works, Front Concession Mechanical Works, Justin Griffore Pumping Works, Letourneau Pumping Works, Myers Pumping Works, the 9th Concession Pumping Works, Raymond Pumping Works, the Rose Pumping Works, the Stephenson Pumping Works, the Terry Pumping Works, the Toulouse Pumping Works, the 12th Concession Pumping Works and the Verhaege Pumping Works) situated along the westerly side of the Township between the River Thames and the River Sydenham. Due to high water levels in Lake St. Clair that has been occurring since 1973 it was necessary to carry out emergency repairs and improvements to these banks to protect said pumping schemes. In many instances where low lying lands were threatened, it was necessary to raise embankments and strengthen same on a temporary basis to prevent widespread flooding. The work carried out and expenditures in connection therewith may be summarized as follows:

1. McFarlane Relief Drain Embankment

Raising the existing embankment, on the northeasterly and northwesterly sides of the drain from a point approximately 1000 feet northwest of the pumping plant of the Stephenson Pumping Works, to a point near the line between Lots 2 and 3, along the northerly

side of the drain from a point approximately 300 feet southeast of the 5th Concession Road to the 4th Concession Road, from the 4th Concession Road to the Jacob Road and on the southerly side of the drain from a point approximately 1500 feet west of the 4th Concession Road to the Jacob Road, providing rip rap protection along the southerly embankment from the northwesterly side of the 4th Concession Road westerly for a length of 150 lineal feet; raising low areas and constructing a new embankment on the northerly side of the Drain from the Jacob Road to a point 400 feet easterly of the Crow Road and along the southerly side of the drain from the easterly limit of the Jacob Road to the westerly side of the Crow Road including installation of flood gates on all pipes entering the drain through the embankments and renewing a pipe and gate on the northerly embankment on Lot 5, Front Concession were completed. \$ 31,014.99

2. Rivard Drain Embankment and Northerly Extension (Rivard - Toulouse)

The embankment on the southerly and southwest side of the Rivard Drain was elevated and rebuilt from the 5th Concession Road to the 7th Concession Road and from the southwest side of the Jacob Road to the Townline of east and west Dover. A new embankment to be known as the Rivard - Toulouse Embankment was constructed along the northerly side of the Rivard Drain from a point 900' west of the said Townline Road and along the easterly side of Lake St. Clair to the existing dyke at the limit between the northwesterly and southeasterly halves of Lot 1, Concession 8 a length of 3600 lineal feet. Due to subsequent storms on Lake St. Clair it was necessary to reconstruct and repair the latter embankment, which additional cost is included herein. 64,906.15

3. Toulouse Drain and Embankment and Pumping Works

The concrete dam at the pumping plant of the Toulouse Pumping Works was temporarily elevated and the embankments along the northerly side of the Toulouse Drain and the easterly side of Lake St. Clair from said pumping plant to a point approximately 700 lineal feet south of the 9th Concession Road and along the line between the northwesterly and southeasterly

halves of Lots 1 and 2, Concession 8 east of the pumping plant were elevated and reconstructed

12,733.53

4. Gowrie Drain Embankments

The embankments were reconstructed and elevated along the northwesterly side of the Gowrie Drain from the northeasterly side of the Jacob Road to the centre of Lot 7 and along the southeast side of the Gowrie Drain from the northeasterly side of the Jacob Road to a point near the centre line of Lot 10.

11,600.49

5. Myers Drain Embankment

The embankment along the southeasterly side of the drain southwest of the pumping plant of the 9th Concession Pumping Works was rebuilt and elevated

4,591.58

6. Lakefront or Big Pointe Pumping Works No. 2 Embankment

The embankment was elevated and reconstructed along the easterly side of Lake St. Clair from the outlet of the Myers Drain near the northwesterly side of the Road Allowance between Concessions 9 and 10 extending northerly on Lots 2, 3 and Part of 4 to the embankment on the southeasterly side of the Hebert Drain near the westerly angle of Lot 4, Concession 9.

13,481.75

7. Letourneau Pumping Works Embankment

The embankment near the line between Lots 4 and 5, Concession 10 from the Hebert Drain northwesterly for a length of approximately 100 lineal feet was rebuilt to protect the pumping plant that was washed out.

3,013.64

8. Boyle Drain Embankment

The embankment on the northerly side of the Boyle Drain from a point in Lot 7, Concession 10, 1650 feet northwest of the 10th Concession Road westerly to the site of the pump station (Big Pointe Pumping Works Number 1) was elevated.

2,890.81

9. The Hind Relief, Hind Outlet Drain and 12th Concession Pumping Works Embankments

The work comprised reconstructing and elevating the embankments on the southeasterly side of the Hind Relief Drain across Lots 7, 8 and 9 and the embankment near the line between Lots 7 and 8

from the Hind Relief Drain to the 10th Concession Road, the embankment on the northwesterly side of the Hind Relief Drain across Lot 8 and 100' south west to a point 100' northeast of the Winterline Road, along the northeasterly side of the Richmond Cut, along the private cut 100' north of North Street (R. P. 409), along the southwesterly side of Richmond Road, along the southeasterly side of the Hind Outlet Drain from the Richmond Road to the line between Lots 8 and 9, along the line between Lots 8 and 9 and 10 and 11 from the Hind Outlet Drain to the Hind Relief Drain including establishing two pumping plants on Lot 8, Concession 10 near the south corner of Lot 24, Registered Plan 409.

48,749.32

10. Raymond Drain and Pumping Works Embankment

The embankment at the easterly end of the open channel outlet of the Raymond Pump (near the southwesterly side of Park Street) and along the northwesterly side of the Raymond Drain from the pumping plant southwesterly for a length of approximately 170 lineal feet and northwesterly for a length of approximately 180 feet to a point near the southeasterly side of the 13th Concession Road was elevated.

2,975.27

11. Fryer Drain and No. 1 Branch Embankments

Embankments along the southeasterly side of the drains were elevated and reconstructed across the southwesterly 600' of Lot 14, Lot 15 and the southwest half of Lot 16. Embankments were constructed on the southeasterly side of the drain across the northeasterly half of Lot 17 and along the northeasterly side of the centreline of Lot 17 from the No. 1 Branch of Fryer Drain southeasterly for approximately 500 lineal feet including renewal of pipe and gate on Lot 14.

8,850.06

12. Verhaege and Justin Griffore Pumping Works Embankments

The embankment along the line between Lot 14 and 15 from the Fryer Drain northwesterly to an embankment near the line of the Northwest $\frac{1}{2}$ and Southeast $\frac{1}{2}$ Lot 15, Concession 15 and northeasterly along said line between halves and northwesterly near the line of Lots 15 and 16 to a point near the southeasterly side of the Chenal Ecarte and along the southeasterly side of the Chenal Ecarte to a point near the centre line of Lot 17 was reconstructed and elevated.

7,323.66

13. Little Bear Creek Drain

The embankment along the northeasterly side of Little Bear Creek Drain in front of the Rose Pumping Station was elevated from points approximately 100' south and 100' north of said pump station.

3,086.68

14. Fraser Pumping Works

The embankment on the southerly side of the River Sydenham and River Cheryl Bearte was reconstructed and elevated from a point approximately 1000 feet north of the pumping plant of the Fraser Pumping Works to the northeasterly limit of the westerly 100 acres of Lot 3, Concession 18.

12,534.47

15. Rabideau Pumping Works

The embankment along the southeasterly side of the River Sydenham was reconstructed from approximately 500' east of the pumping plant to the line between Lots 3 and 4, Concession 18.

16,243.56

16. Bradley Pumping Works Embankment

The embankment in front of the pumping plant near the line between Lots 12 and 13, Dover West and on the northeasterly side of the Dechard Cut which was washed out was rebuilt.

685.62

17. Dolson Creek Mechanical Works Embankment

The earthen dykes on the discharge flume of the pumping plant of the Dolson Creek Mechanical Work were badly eroded and were temporarily repaired.

677.88

18. Front Concession Mechanical Works Embankment

The earthen dykes on the discharge flume of the pumping plant of the Front Concession Mechanical Works (on the northerly side of the River Thames) were badly eroded and were temporarily repaired.

936.61

19. Embankment along 4th Concession Road, Dover West - Myers Pumping Works

The embankment along the road bed of the 4th Concession Road of Dover West was elevated from the McFarlane Relief Drain to the line between the East half and West half of Lot 5.

4,583.81

The TOTAL AMOUNT of Expenditures to date is

\$ 251,069.95

This amount includes the sum of \$9,200.00 that has been expended for Engineering. The sum of \$241,869.95 was for the most part for construction and a small amount for incidentals.

My estimate of the additional expenditures are as follows:

To allowances for land used for the Drainage Work underSection 6 of the Drainage Act.

For Lots 7-12 Concession 1 DW (Bradley Farms Ltd)	1.00
For All ex. pts Lot 5, Concession 1 DW (Bradley Farms Ltd)	1.00
For Part Lot 1, Concession 5 DW (St. Lukes Club Corporation)	1.00
For Lot 2 Concession 1 (M. Jubenville)	1.00
For SW $\frac{1}{2}$ Lot 4, Concession 1 (W. Antaya)	1.00
For Central part SW $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (R. Bagnall)	1.00
For NE pt of SW $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (M. Jubenville)	1.00
For SW pt NE $\frac{1}{2}$ S of McFarlane Drain and SW pt S. R. Road Lot 4, Con. 1 (J.H. Crow Est.)	1.00
For NE pt ME $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (R. Peltier)	1.00
For NE pt N of McFarlane Relief Drain, Lot 4, Con. 1 (L. Jubenville)	1.00
For SW Cor. N. of McFarlane Relief Drain, Lot 5, Con. 1 (L. Jubenville)	1.00
For SW $\frac{1}{2}$ SE of McFarlane Relief Drain ex pts Lot 5, Con. 1 (M & J Caron)	1.00
For SW pt NE $\frac{1}{2}$ S McFarlane Relief Drain Lot 5, Con. 1 (W. Crow)	1.00
For NE pt NE $\frac{1}{2}$ S McFarlane Relief Drain Lot 5, Con. 1 (R. Peltier)	1.00
For NE pt N McFarlane Relief Drain Lot 5, Con. 1 (L. Jubenville)	1.00
For central part N McFarlane Relief Drain Lot 5, Con. 1 (K. Pelkey)	1.00
For SW pt N McFarlane Relief Drain Lot 5, Con. 1 (I. Pelkey)	1.00
For SE part NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 6, Con. 1 (W. Trudell)	274.00
For SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex River Road Lot 6, Con. 1 (F. Gervais)	263.00
For NW $\frac{1}{2}$ SW $\frac{1}{2}$ Lot 6, Con. 1 (F. Gervais)	263.00
For NW pt NE $\frac{1}{2}$ NW McFarlane Relief Drain Lot 6, Con. 1 (B & M Trudell)	274.00
For SW pt SW $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7 Con. 1 (R. H. Belanger)	146.00
For NE pt SW $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (G & M Pelkey)	157.00
For all Lot 6 ex SE pt Lot 5 SW pt SW Crow Rd. Lots 6 + 5 PCB (R. Caron)	100.00
For SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (J. J. Abram)	121.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (P. Vollans)	107.00
For NE pt NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (R. Belanger)	533.00
For SW 2/3 ex lots, Lot 8, Concession 1 (W. Roy)	690.00
For NW pt NE 1/3 NW McFarlane Relief Drain Lot 8, Con. 1 (R. Caron)	205.00
For NW pt NE 1/3 SE McFarlane Relief Drain Lot 8, Con. 1 (W. Roy)	205.00

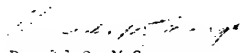
For NE 2/3 ex pt Lot 3, Conc. 4 (A. & Y. Griffore)	1.00
For SE cor NE $\frac{1}{2}$ Lot 3, Con. 4 (M. & D. Castien)	1.00
For SW cor ^S W $\frac{1}{2}$ Lot 4, Con. 4 (S. & R. Jubenville)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 6, Con. 5 (M. Dulisch)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 6, Con. 5 (R. Pinsonneault)	1.00
For NW pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 7, Con. 5 (C. & E. Couture)	1.00
For NE pt NE $\frac{1}{2}$ NE Given Road Lot 7, Con 5, (H. St. Pierre)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 8, Con. 5, (C. & D. Bechard)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Road Lot 8, Con. 5 (P. Dulisch) Est	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 9, Con. 5 (W. J. & M. Gebal)	1.00
For NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Road Lot 9, Con 5. (W. J. & M. Gebal)	1.00
For NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Lot 10, Con. 5 (W. J. & M. Gebal)	1.00
For NW pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 10 Con. 5 (V. Sterling)	1.00
For NE pt NW $\frac{1}{2}$ Lot 2, Con. 6 (G. Blondeel)	1.00
For NW $\frac{1}{2}$ Lot 3, Con. 6 (G. Blondeel)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4. Con 6 (L. Tetreault)	1.00
For SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4, Con. 6 (J. P. & M. Pinsonneault)	1.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4, Con. 6 (G. & K. Mai)	1.00
For NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 5, Con. 6 (J. & P. Pinsonneault)	1.00
For pts SW Rivard Drain Lots 1 & 2 Con 7 St. Lukes Club Corp.	
For NW ex NW pt SE $\frac{1}{2}$ Lot 1, Con. 8 (Edna Hamilton)	1.00
For NW pt SE $\frac{1}{2}$ ex W WCR Lot 1, Con. 8 (W. M. & S. Royer)	1.00
For S pt ex lots Lot 1, Con. 8 (R. & M. Lucier)	1.00
For pts 1, 2, 3, Con. 8 (Big Pointe Club Ltd)	1.00
For SE $\frac{1}{2}$ SW $\frac{1}{2}$ 2, Con. 8, (F. Charron)	1.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{4}$ ex pts and pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Drain Lot 2, Con 8((D. & A. Lucier)	1.00
For pts 1, 2, 3, & 4, Con. 9 (Big Pointe Club Ltd)	1.00
For S pt N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$ Lot 7, Con 10 (D. Hebert)	
For N 59 $\frac{1}{2}$ Ac ex N 12 $\frac{1}{2}$ Ac. E $\frac{1}{2}$ Lot 7, Con. 10 (Leo Lauzon)	1.00
For pts Lots 3, 4, 5, 6, & 7 Con 11 (Big Pointe Club Ltd)	1.00
For SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8, Con. 11 (D. & Y. O'Neill)	1.00

For NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8, Con. 11 (N. L'Ecuyer)	1.00
For SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9, Con. 11 (N. L'Ecuyer)	1.00
For NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9, Con. 11 (R. & N. Cartier)	1.00
For Pt Lots 1, 2, & 4 R. P. 409 (Donald Rakus)	1.00
For NE pt Lot 3, R. P. 409 (J. Bourdeau)	1.00
For pts Lots 1, 2, 3, & 4 R. P. 409 (S & P Vincent)	1.00
For Lots 21, 22, 23, & 24 R. P. 409 (S. Dinsmore)	1.00
For pt ex lots Lot 8, Con. 11 (Bay Lodge Inc.)	1.00
For NE cor NW $\frac{1}{2}$ Lot 8, Con. 11 (L & J Lozon)	1.00
For NW $\frac{1}{2}$ Lot 10, Con. 11 (Howard T. Rex)	1.00
For NW $\frac{1}{2}$ Lot 11, Con. 11 (L, O, D, & M Griffore)	1.00
For SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 12, Con. 11 (A. Griffore)	1.00
For NW $\frac{1}{2}$ Lot 13, Con. 11 (J & R Demiers)	1.00
For pt NW $\frac{1}{2}$ (SW 168' of NE 236' of SE 178.5') Lot 10, Con. 12 (J. M. Moffat. Entepprises)	1.00
For pt NW $\frac{1}{2}$ (SW 136.7' of NE 374.17' of SE 245') Lot 10, Con. 12 (J. & M. Van Gerven)	1.00
For pt Lot 10 and p 525 P + i Lot 10, Con. 12 (Kelsey Hayco Can. Ltd)	1.00
For SW $\frac{1}{3}$ SW $\frac{1}{2}$ ex pt Lot 14, Con. 14 (R. Loyst)	1.00
For NE $\frac{2}{3}$ SW $\frac{1}{2}$ Lot 14 Con. 14 (N. L'Ecuyer)	1.00
For NW $\frac{1}{2}$ Lot 15, Con. 14 (B. Lewis)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 16, Con. 14 (Joanne McGrail)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 17, Con. 14 (M. Crawford)	1.00
For NW $\frac{1}{2}$ Lot 18, Con. 14 (M. Crawford)	1.00
For pts Lots 11, 12, 13, 14, Con. 15 (J. C. Gibbs and P. Heftler)	1.00
For SE $\frac{1}{2}$ Lot 15, Con. 15 (O. Verhaege)	1.00
For SW $\frac{1}{2}$ Lot 16, Con. 15 (O. Verhaege)	1.00
For NW pt NE $\frac{1}{2}$ Lot 16, Con. 15 (J. Davidson)	1.00
For NE $\frac{1}{2}$ ex NW pt Lot 16, Con. 15 (Est. of J. Griffore)	1.00
For NW pt SW $\frac{1}{2}$ Lot 17, Con. 15 (J. Davidson)	1.00
For NW pt NW pt NE pt NE Little Bear Creek Lot 20 Con. 15 (O. Boswell)	1.00
For all S. Maxwell Creek and E. Bear Creek Lot 20, Con. 16 (Guaranty Trust Co. of Canada Ltd. National Bank of Detroit Trust & Real Estate)	1.00
For NW pt Lot 19, Con. 17 (G & E Courteaux)	1.00
For Lot 19 and SW pt Lot 19 + 1, Con. 18 (G & E Courteaux)	1.00

For Lot 19 and NW pt Lot 2 Con. 18 (J. Courteaux)	1.00
For NE pt Lot 1, SW pt Lot 2 ex pts Con. 18 (G, J, E, & F. Courteaux)	1.00
For NE pt Lot 2 and SW pt Lot 1 Con. 18 (Dover Farms Ltd)	1.00
For all Lot 4, Con. 18 (Jibby McNeil & Libby of Can. Ltd)	1.00
For SW pt NW pt SW $\frac{1}{2}$ NW Given Road and SW Rabideau Drain ex pt Lot 5, Con. 18 (B. W. Hind EST.)	1.00
For SW $\frac{1}{2}$ ex SW pts NW pt NW Given Road and ex pts SE Given Road Lot 5, Con. 18 (G. Rabideau Est)	1.00
ADD FOR	
additional Engineering including survey, report etc.	5,500.00
Letting and superintending	5,000.00
Bylaw, Application to Municipal Board, clerks fees etc.	<u>1,005.05</u>
Making a TOTAL of	<u>\$ 266,000.00</u>

This sum, I assess in the annexed schedule, against the lands and roads liable to assessment under the Drainage Act. The drainage work, herein reported on, shall be maintained at the expense of the lands and roads assessed in said schedule said lands and roads paying on a pro rata basis with the amounts set out in said schedule.

Respectfully submitted,


Donald D. McGeorge
O. L. S., P. Eng.

SCHEDULE OF ASSESSMENT ON LANDS AND ROADS IN THE TOWNSHIP OF DOVER
FOR EMERGENCY REPAIRS TO EMBANKMENTS ALONG THE
RIVER THAMES, MCFARLANE RELIEF DRAIN, RIVARD DRAIN, TOULOUSE DRAIN,
MYERS DRAIN, HERBERT DRAIN, BOYLE DRAIN, GOWRIE DRAIN, HIND RELIEF DRAIN,
HIND OUTLET DRAIN, RICHMOND CUT, RAYMOND DRAIN, FRYER DRAIN AND BRANCH,
RIVER CENTRAL ESCAPE, EASTERLY SIDE OF LAKE S. CLAIR
AND THE SOUTHERLY SIDE OF THE RIVER SYDENHAM

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
1 DW	SE part NE $\frac{1}{2}$ ex Lots	Lot 1	81	650.00	G. Bagnall
	SW cor SE pt NE $\frac{1}{2}$	Lot 1	4.5	35.00	B & A Bagnall
	Pt SE pt NE $\frac{1}{2}$	Lot 1 *	.47	5.00	S & B Bennett
	Pt SE pt NE $\frac{1}{2}$	Lot 1 *	.60	5.00	L & R. Dubuque
	SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex lot pts 2, 3, & 5 24 R 251	Lot 1	77	615.00	J, M, B & J Bagnall
	Pt SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ N.R.Pd.	Lot 1 *	1/3	5.00	J & I Reaume
	NE pt NE $\frac{1}{2}$ SE Dolsen Creek ex lot, NE pt NE $\frac{1}{2}$ NW Dolsen Creek	Lot 2	70	560.00	A & V King
	SE cor NE pt	Lot 2 *	$\frac{1}{2}$	5.00	Pearl Jubenville
	SW pt NE $\frac{1}{2}$ S. Dolsen Creek	Lot 2	44.5	360.00	R. Jubenville
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	99	790.00	Mary Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	93.0	790.00	Donald Reaume
	NE pt NE $\frac{1}{2}$ SE Dolsen Creek	Lot 2	45	360.00	H. Duphette
	SW pt NE $\frac{1}{2}$ SE Main Drain	Lot 2	48.99	390.00	J & E Laevens
	NE pt SW $\frac{1}{2}$ & pt SW pt NE $\frac{1}{2}$ SE old Rivard Drain NW cor New River Road	Lot 3	55.75	445.00	Marg Laevens
	Pt NE pt SW $\frac{1}{2}$ SE new R. Rd.	Lot 3	8.33	65.00	J & C Laevens
	SW pt SW $\frac{1}{2}$ & NE pt NE $\frac{1}{2}$	Lot 3 Lot 4	82.14	660.00	V & L Duphette
	SW pt NE $\frac{1}{2}$	Lot 4	62.5	500.00	T & E Jubenville
	NE pt SW $\frac{1}{2}$	Lot 4	62.5	500.00	L. Reaume
	SW pt SW $\frac{1}{2}$	Lot 4	62.5	500.00	W & M Reaume
	All ex 24 R 297	Lot 5	179.57	1440.00	Bradley Farms Ltd.
	SW pt (pt 1 24 R 297)	Lot 5 *	1	15.00	R & J Jubenville
	SW pt (pt 2 24 R 297)	Lot 5 *	2.12	30.00	Clarence Jubenville
	SW pt (pt 3 & 4, 24 R 297)	Lot 5 *	3.75	50.00	Irene Smit
	All	Lot 5	31	248.00	Bradley Farms Ltd.
	NW pt Lot 7, All 8, 9, 10, 11 & 12	Lot 6	1229	5000.00	Bradley Farms Ltd.

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
1 DW	All	Lots 6,7 & 8	240	1920.00	Bradley Farms Ltd.
	NW pt SE $\frac{1}{2}$	Lot 1	63	500.00	V. Jubenville
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	Lot 1	35	280.00	Mary E. Jubenville
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	Lot 1	37.69	300.00	R. Jubenville
	SW $\frac{1}{2}$ NW pt	Lot 1	80	640.00	V. Jubenville
	NW pt NE pt NW Dolsen Cr.	Lot 3	40	320.00	V & L Duphette
3 DW	SW pt	Lot 1	71	570.00	Leo Couture
	NE pt & SW pt	Lot 2	112	895.00	Leo Couture
	All	Lot 3	200	1600.00	Leo Couture
	All	Lots 4&5	400	3200.00	Bradley Farms Ltd.
	All	Lot 6	194.39	1555.00	Bradley Farms Ltd.
	NE pt	Lot 1	128.5	1030.00	R. Laprise
	SW pt NE pt	Lot 2	88	705.00	F, E, M & I Pinsonneault
5 DW	Pt	Lot 1	5	50.00	St. Lukes Club Corp.
1	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 1	20	160.00	V. Jubenville
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 1	16.9	135.00	Belleterre Farms Inc.
	pt NE $\frac{1}{2}$ SW $\frac{1}{2}$ - 1 24 R 636	Lot 1 *	1/3	5.00	V.A, S & L Marchand
	SW pt NE $\frac{1}{2}$	Lot 1	20.7	165.00	Belleterre Farms Inc.
	NE pt NE $\frac{1}{2}$	Lot 1	17	135.00	V & R Jubenville
	SW cor	Lot 2 *	1	10.00	L & A Stevenson
	All ex SW cor	Lot 2	120	960.00	Mary Jubenville
	SW pt SW pt	Lot 3	59.75	480.00	D & L Johnston
	NE 89', SW 540' N.R.Rd.	Lot 3	.25	5.00	R & M Cook
	NE 236', SW 798.4 N.R.Rd.	Lot 3	.80	10.00	H. Goudreau
	NE pt SW pt	Lot 3	32.6	260.00	L. Jubenville
	NE 154' SW 908.5' N.R.Rd.	Lot 3 *	.40	5.00	D & P LaMarsh
	SW $\frac{1}{2}$ NE pt	Lot 3	66	530.00	I & K Pelkey
	NE $\frac{1}{2}$ NE pt	Lot 3	66	530.00	Wm. Antaya
	SW pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	26.75	215.00	Wm. Antaya
	Ct. Pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	46	370.00	R. Bagnall

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
1	NE pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	44	350.00	Mary E. Jubenville
	SW pt NE $\frac{1}{2}$ S. McFarlane Dr. SW pt S. R. Rd.	Lot 4	76.87	615.00	H. Crow Estate
	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	42	335.00	R. Peltier
	SW pt Pt 1, 24 R 644	Lot 5 *	.50	5.00	L. Reaume
	SW $\frac{1}{2}$ SE McFarlane Dr. ex pts	Lot 5	115.25	920.00	M. E. & J/H. Caron
	SE pt SW $\frac{1}{2}$ SE R. Rd.	Lot 5 *	$\frac{1}{4}$	5.00	Anne Vandcrsluis
	SE pt SW $\frac{1}{2}$ NW R. Rd.	Lot 5 *	$\frac{1}{4}$	5.00	H. Desa
	SW pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 5	49	390.00	H. Crow Estate
	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 5	40	320.00	R. Peltier
	NE pt N. McFarlane Dr.	Lot 5	31.8	255.00	L. Jubenville
	Ct. pt N. McFarlane Dr.	Lot 5	26	210.00	K. Pelkey
	SW pt N. McFarlane Dr.	Lot 5	31	250.00	I. Pelkey
	NE pt N. McFarlane Dr.	Lot 4	24	190.00	L. Jubenville
	SW cor N. McFarlane Dr.	Lot 4 *	$\frac{1}{4}$	5.00	L. Jubenville
4	SW pt SW $\frac{1}{2}$ NW Drain	Lot 1	73.62	590.00	J & L Johnston
	SW pt SW $\frac{1}{2}$ SE Drain	Lot 1	6.23	50.00	V. Jubenville
	NE pt SW $\frac{1}{2}$	Lot 1	25.86	205.00	Belleterre Farms Inc.
	SW pt NE $\frac{1}{2}$	Lot 1	60.477	485.00	Belleterre Farms Inc.
	NE pt NE $\frac{1}{2}$	Lot 1	44	350.00	V. Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	25	200.00	H. Duphette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ & NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	75	600.00	H. Duphette & D.V.A.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 2	50	400.00	V & L Duphette
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 2	50	400.00	F. Gervais
	SW 1/3	Lot 3	66.66	535.00	M. Koekuyt
	NE 2/3 ex pt	Lot 3	133	1065.00	A & Y Griffore
	NE cor NE $\frac{1}{2}$	Lot 3	$\frac{1}{2}$	10.00	M & D Castein
	SE cor	Lot 3			
	SW cor	Lot 4 *	$\frac{1}{4}$	5.00	S & R Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 4	49.75	400.00	D. Ouellette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 4	50	400.00	F. Ouellette
	NE $\frac{1}{2}$	Lot 4	100	800.00	L & M Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 5	50	400.00	E & F. Carron

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
4	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 5	50	400.00	G. Ouellette
	NE $\frac{1}{2}$	Lot 5	100	800.00	A St. Pierre
5	NW pt SE $\frac{1}{2}$ N. Stephenson Dr.	Lot 1	54	430.00	Romeo Pinsonneault
	SE pt SE $\frac{1}{2}$ S. Stephenson Dr.	Lot 1	42.173	335.00	R & T Pinsonneault
	SE $\frac{1}{2}$	Lot 2	97.917	784.00	Rosaire Pinsonneault
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	25	200.00	G. Delrue
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	25	200.00	E. Delrue
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	50	400.00	L & M Jubenville
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	L. Jubenville
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	R & T Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 5	50	400.00	A. St. Pierre
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 5	50	400.00	J P Pinsonneault
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 1	50	400.00	V & L Duphette
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 1	50	400.00	M & M Klinard
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 2	50	400.00	M & M Roth
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 2	50	400.00	J & F Roth
	NW $\frac{1}{2}$	Lot 3	100	800.00	J P Pinsonneault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3	50	400.00	R. Pinsonneault
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4	50	400.00	A & J St. Pierre
	NW $\frac{1}{2}$	Lot 5	100	800.00	A. St. Pierre
1	SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex River Road	Lot 6	48.6	390.00	F. Gervais
	NW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 6	49.7	400.00	F. Gervais
	Pt 1 24 R 210	Lot 6 *	1/3	5.00	R & C De Hondt
	SE pt NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 6	74	590.00	Wm. Trudell
	SW pt SW $\frac{1}{2}$	Lot 7	49.5	395.00	R. Belanger
	NE pt SW $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	37	295.00	G & M Pelkey
	Pt NE pt SW $\frac{1}{2}$ NW McFarlane Dr.	Lot 7	15	120.00	A Trudell
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	30	240.00	J & J Abran
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	29.5	235.00	P Vollans
	NE pt NE $\frac{1}{2}$ NW McFarlane Dr.	Lot 7	27	215.00	R H Belanger
	SW 2/3 NW River Rd.	Lot 8	130	1040.00	Belleterre Farm Inc.

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
1	SE pt NE 1/3 ex pt	Lot 8	7.4	40.00	B & T Charlebois
	NW pt NE 1/3 SE McFarlane Dr. Lot 8	Lot 8	42	335.00	Belleterre Farms Inc.
	NW pt NE 1/2 NW McFarlane Dr. Lot 6	Lot 6	24	195.00	B & M Trudell
PCB	Pt 1 RD 139	Pt Lot 15*	3/4	10.00	R E Marlatt
	SW pt ex RD 139	Pt Lot 15	29.43	235.00	B & M Trudell
	NE pt Lot 15 & 14	Lot 14 & 15	62	310.00	B & M Trudell
	All	Lot 13 & 12	40	200.00	A. Trudell
	All	Lots 11, 10 & 9	61.5	300.00	H. Belanger
	SW 1/2	Lot 8	23.5	140.00	R. H. Belanger
	NE 1/2	Lot 8	27	100.00	R. Bourassa
4	SW 1/2 SW 1/2	Lot 6	50	400.00	Edna Peltier
	NE 1/2 SW 1/2	Lot 6	50	400.00	Clarissa Peltier
	SW 100' SW 1/2 NE 1/2	Lot 6 *	1/2	10.00	F & R Jubenville
	SW 1/2 NE 1/2 ex pt	Lot 6	49.5	395.00	V. King
	NE 1/2 NE 1/2	Lot 6	50	400.00	F & N Trudell
	SW pt SW 1/2	Lot 7	40	320.00	J. Rapsburg
	NE pt SW 1/2	Lot 7	40	320.00	G & G Kestelyn
	SW pt NE 1/2 & pt NE pt SW 1/2	Lot 7	80	640.00	R & C Bossy
	NE pt & NE 1/2	Lot 7	40	320.00	R & C Pinsonneault
	SW 1/2 SW 1/2 ex pt	Lot 8	49.433	395.00	R & C Pinsonneault
	pt SW 1/2 SW 1/2 ex pt	Lot 8 *	1/2	10.00	D & B Johnston
	pt NE 1/2 SW 1/2	Lot 8 *	1/3	5.00	C Couture
	NE 1/2 SW 1/2 ex pt	Lot 8	49.660	395.00	A. Couture
	SW 1/2 NE 1/2	Lot 8	50	400.00	E. C. Bechard
	NE 1/2 NE 1/2	Lot 8	50	400.00	I. Bourassa
	SW 1/2 SW 1/2	Lot 9	50	400.00	E. King
	NE 1/2 SW 1/2	Lot 9	50	400.00	F & M Pinsonneault
	SW 1/2 NE 1/2	Lot 9	50	400.00	R, C, F & M Pinsonneault
	NE 1/2 NE 1/2	Lot 9	50	400.00	E & R King
	SW 1/2 SW 1/2 ex SE cor	Lot 10	48	380.00	F & J Rapsburg
	NE 1/2 SW 1/2	Lot 10	50	350.00	A Caron

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
4	SW $\frac{1}{2}$	Lot 11	100	650.00	R & C King
	SW pt NE $\frac{1}{2}$ ex pt	Lot 11	71	425.00	R. Pinsonneault
	NE pt NE pt SE pt ex SW cor	Lot 11	13.5	80.00	R & Y Pinsonneault
	NE pt NE pt NW pt	Lot 11	14	85.00	R Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	250.00	R & Y Pinsonneault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12	49.5	240.00	J.M. Caron
	NE $\frac{1}{2}$	Lot 10	100	725.00	E J King
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	50	350.00	R. T. Pinsonneault
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	49	290.00	A Caron
5	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	50	400.00	C & M Lozon
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 7	25	200.00	C & M Lozon
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 7	23	185.00	A St. Pierre
	W pt SE cor E $\frac{1}{2}$	Lot 7 *	$\frac{1}{2}$	10.00	R & B Couture
	E pt SE cor E $\frac{1}{2}$	Lot 7	1.526	15.00	L. Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given rd.	Lot 7	47	375.00	R. Couture
	SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Rd.	Lot 8	41	325.00	J & B Osuch
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex NW $\frac{1}{2}$ Ac NW Given rd. & SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	74.25	600.00	H & M Mielczarek
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	25	200.00	H. Couture
	SE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Given Rd.	Lot 9	19.5	155.00	E & E Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	25	200.00	H & M Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SW Given Rd.	Lot 10	63.5	510.00	E & E Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 6	48.74	390.00	C & M Lozon
	Pt 1 RD 145	Lot 6	1.25	15.00	C, R, & R Lozon
	NE pt SE $\frac{1}{2}$ SE Given rd.	Lot 8	43	345.00	P. Dulisch Estate
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6	50	400.00	M. Dulisch
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 6	49.2	395.00	R. Pinsonneault
	Pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 6	.8	10.00	M & M St. Pierre
	SE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	10	80.00	C Kendall
	NE pt NE $\frac{1}{2}$ NE Given rd.	Lot 7	53	425.00	H. St. Pierre
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	40	320.00	Cie Couture

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
5	NW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.	Lot 8	9	72.00	L & L Lozon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	50	400.00	C. Bechard
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.		57	455.00	P. Dülisch Estate
	NW cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given rd.	Lot 9*	$\frac{1}{2}$	10.00	M ST. Pierre
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	49	395.00	W, J, & M Gebal
	NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Given Rd.	Lot 9	30	240.00	W, J, & M Gebal
	NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd	Lot 10	19.5	155.00	W, J, & M Gebal
	NE pt W $\frac{1}{2}$ N $\frac{1}{2}$ ex Rd.	Lot 10	11	90.00	W & M Gebal
	Pt S Rd. W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	3	25.00	V. & E. Tetrault
	SW Cor W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	1	10.00	E. Lozon
	E $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	25	200.00	W & M Gebal
	NE pt E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 10	11.75	95.00	W & M Gebal
	S pt W $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd.	Lot 10	18.5	145.00	E & E Couture
	SE $\frac{1}{2}$	Lot 11	100	700.00	G & R Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	300.00	R. Pinsonneault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	300.00	O & M Pinsonneault
	6	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 1	50	400.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 1	49.656	395.00	H & J Klinard
NW 100' SE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 1 *	1/3	5.00	Union Gas Ltd.
SW 273' SW $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2	.95	10.00	G & A Klein
SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt		Lot 2	65.226	520.00	Belleterre Farms Inc.
SW 162' NE 476.15 SW pt SE $\frac{1}{2}$		Lot 2 *	.8	10.00	P. Lozon
Ct. pt. NE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2	25	200.00	J & B Oauch
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2			
SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 3	20	160.00	S & P Czarnecki
NE pt SW $\frac{1}{2}$ SEp & SW pt NE $\frac{1}{2}$ SEp ex pt		Lot 3	68.34	545.00	R & T Pinsonneault
Pts 1 & 2 RD 206		Lot 3	1.90	15.00	M Klinard
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex E cor		Lot 3	20.6	165.00	J & R Schuster
E cor NE pt Ne $\frac{1}{4}$ SE $\frac{1}{2}$ ex E cor		Lot 3 *	1.1	10.00	J & R Schuster
SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	J & K Schertzer	

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
6	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4	50	400.00	J. Pinsonneault
	SE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	H. & J. Klinard
	NW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	R. & E. Charron
	SW $\frac{1}{2}$ Lot 6	100	800.00	M. Gardiner
	NE $\frac{1}{2}$ Lot 6	100	800.00	H. Dutka
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 7	50	400.00	S. & P. Evans
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ Lot 7	50	400.00	M. Menyès
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ Lot 7	50	400.00	S. & P. Evans
	SW $\frac{1}{2}$ Lot 8	100	800.00	R. & A. Lozon
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8	50	400.00	H. Couture
	SE $\frac{1}{2}$ Lot 9	100	800.00	F. & M. Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	50	400.00	O. Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	12.5	100.00	V. Sterling
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	37.5	300.00	P. & A. Sterling
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 11	50	400.00	N. & M. Letourneau
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 11	50	400.00	J. & W. Gebal
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 12	50	350.00	B. Carron
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 12	48.757	325.00	O. & J. Delrue
	SE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts Lot 1	49.46	395.00	Belleterre Farms Inc.
	SE 265.88' NW 529.58' SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1*	1	10.00	G. & M. Emrich
	NW 263.71' SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1	1	10.00	G. & K. Emrich
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1	50	400.00	F. Pinsonneault
	SW pt NW $\frac{1}{2}$ Lot 2*	10	80.00	Dover Rod and Gun Club
	NE pt NW $\frac{1}{2}$ Lot 2*	90	720.00	G. Blondeel
	NW $\frac{1}{2}$ Lot 3	100	800.00	G. Blondeel
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	50	400.00	L. Tetreault Est.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	25	200.00	J. & M. Pinsonneault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	25	200.00	G. & K. Mal
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 5	50	400.00	J. & M. Pinsonneault

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
6	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5	50	400.00	G & K Mai
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	50	400.00	O. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	50	400.00	O & D Couture
	SW pt NW $\frac{1}{2}$ SW R pt Rd.	Lot 8	88	705.00	O & B Couture
	NE pt NW $\frac{1}{2}$ NE R pt Rd.	Lot 9	10	80.00	J & M Couture
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	J & M Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	E. Duquette
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	50	400.00	W. Cadotte
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	50	400.00	J. Ouellette
	NW $\frac{1}{2}$	Lot 12	100	700.00	O. Delrue
	NW $\frac{1}{2}$	Lot 13	99.463	600.00	G & E Delrue
7	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	49.32	400.00	A & S Szymanski
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	50	400.00	A Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	A & B Tetreault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	E Tetreault
	SE $\frac{1}{2}$	Lot 5	100	800.00	E. Tetreault
	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	50	400.00	H. Kestelyn Estate
	SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	48.84	390.00	S. Flodrowski
	SW $\frac{1}{2}$ mSE $\frac{1}{2}$	Lot 7	50	400.00	D. Tetreault Estate
	SE $\frac{1}{2}$	Lot 8	99.419	795.00	H. Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	49.417	395.00	P & D Martin
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 9	23.75	190.00	P & D Martin
	SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 9	23.203	185.00	R Martin
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	24.423	195.00	R. Martin
	Ct. 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	16.66	135.00	B Mallette
	SW 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	16.467	135.00	B Mallette
	NE 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	16.274	135.00	B Mallette
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11	49.424	395.00	J,D,J,& A Martin
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11	49.423	395.00	A & A Martin
	SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	48.87	340.00	V Martin
	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	350.00	A Martin

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
7	Pts SW Rivard Drain	Lts 1 & 2 126.5	1012.00	St. Lukes Club Corp.
	Pts 1 & 2 24 R 639	Lts 1 & 22 2.89	25.00	G & A Klein
	ALL NE Rivard Drain	Lts 1 & 2 270.405	2165.00	Snake Island Marsh Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3 50	400.00	A Tetreault
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 3 24.54	195.00	A Tetreault
	Pt	Lot 3 * $\frac{1}{2}$	10.00	S. Tetreault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3 25	200.00	E & C Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	A & A Tetreault
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 25	200.00	A & A Tetreault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 4 24.65	195.00	O & L Tetreault
	Pt NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 ^k .35	5.00	J & D Nissen
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 49.507	195.00	D & E Laevens
	Pt 1 24 R 1232	Lot 5 * .5	10.00	D. Laevens
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts	Lot 5 49.4	395.00	C. Couture
	Pt E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 5 * .6	10.00	H. Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	R & E Charron
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	R. Charron
	NW pt on N $\frac{1}{2}$ W $\frac{1}{2}$	Lot 7 * .35	5.00	L Tetreault Est. & H. Tetreault.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 7 49.75	395.00	O & C Tetreault
	NE $\frac{1}{2}$	Lot 7 100	800.00	F & G Caron
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	C Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	H. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 50	400.00	F. Caron
	SW 52' SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 * $\frac{1}{4}$	5.00	V & E Tetreault
	E pt on W $\frac{1}{2}$ N $\frac{1}{2}$ W.B.pt Rd.	Lot 9 * .50	10.00	M & J Marleau
	SE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ NW W.B.pt Rd.	Lot 9 15	120.00	H. Toulouse
	NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 33	265.00	H. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 50	400.00	A & M Martijn
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 75	600.00	H. Ouellette
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 50	400.00	V & B Mallette
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	H & C Louagie

CON.	CON. OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
7	NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 11	50	400.00	W. & B. Hembree
	NW $\frac{1}{2}$ Lot 12	100	700.00	A. & M. St. Pierre
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 15	25	175.00	J. Pinsonneault
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 16	45	315.00	Chapple Farms Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 17	45	315.00	Chapple Farms Ltd.
8	NW cor Pt SE $\frac{1}{2}$ Lot 1*	3.5	40.00	E. Hamilton
	NW pt SE $\frac{1}{2}$ ex NW cor Lot 1	2	20.00	W. M. S. Royer
	NE 150' SW 255' SE $\frac{1}{2}$ Lot *	1/3	10.00	P. P. Hamilton
	S pt ex lots S cor Lot 1	76	760.00	R. & M. Lucier
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2	50	400.00	F. & D. Charron
	SW 100' NE 447.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2*	1/3	10.00	L. & B. Lozon
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts SE Toulouse Drain Lot 2	22.289	180.00	F. Lucier
	SW 100' NE 255.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2*	1/3	10.00	G. & D. Rabideau
	NE 100' SW200' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot *2	1/3	10.00	G. Lucier
	SW 100' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2	1/3	10.00	J. & G. Lucier
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts & pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Drain Lot 2	26.312	210.00	D. & A. Lucier
	NE 100' SW 512' SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 3*	.6	10.00	Y. Lucier
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 3	49.4	390.00	F. Lucier
	Pt E $\frac{1}{2}$ S $\frac{1}{2}$ Lot 3*	1/3	10.00	O. Lauzon
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 3	50	400.00	E. & P. Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4	50	400.00	A. Toman
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 4	49.5	395.00	G. Koekuyt
	SW 105' NE 444' NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4*	.26	10.00	L. & J. Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	C. & M. VanHove
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	O. Charron
	W cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. Lot 6*	1	15.00	C. & R. Myers
	SW 100' SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 6*	1/3	10.00	O. & L. Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts. Lot 6	48.75	390.00	G. Blondeel

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
8	NE 325' NE $\frac{1}{2}$ SE $\frac{1}{2}$ (RD 105)	Lot 6 * 1	15.00	W. Myers
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 6 49	390.00	W. Burke
	SE $\frac{1}{2}$	Lot 7 100	800.00	A & M De Baere
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex RD 1059	Lot 8 49.312	395.00	C Couture
	Pt 1 24 R 1059	Lot 8 * 3/4	10.00	R Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot	Lot 8 50	400.00	F & G Caron
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 50	400.00	H & D Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 50	400.00	L & M Poissant
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 50	400.00	M Ouellet
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 10 49.5	395.00	P & D Martin
	NE 150' NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 * .5	10.00	B. & H. Howard
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 11 48	390.00	H Bechard
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 50	400.00	O & M Louagie
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12 * 79.66.	350.00	W. & B. Hembree
	Pt	Lot 12 * 1/3	10.00	D & I Butler
	Pt	Lot 12 * 2.7	25.00	Caron Grain Ltd.
	SE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12 17.73	120.00	G. Mayers
	SE 1/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts	Lot 12 8.83	60.00	N Roberts
	Pt E Cor S10 acrs. N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 12 2/3	10.00	G & A Lozon
	Pt N cor S 10Ac N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 12 .50	10.00	N Roberts
	NW 2/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 19.797	160.00	H Bagnall
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt SW Boyle Dr.	Lot 13 48.6	200.00	H Bagnall
	NW $\frac{1}{2}$	Lots 1, 2 & 3 290	2320.00	Big Pointe Club Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	C Lauzon
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	John Roberts et al
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 25	200.00	John Roberts et al
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 75	600.00	O & T Lauzon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	O Lozon
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	L & J Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7 50	400.00	A Labadie

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
8	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	50	400.00	P Pinsonneault
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 8	24	195.00	P Pinsonneault
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & pt SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	26	205.00	P Pinsonneault
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	50	400.00	P Pinsonneault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	50	400.00	H & L Ouellette
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	50	400.00	L Bourgeois Estate
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	D Sylvain
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	D Sylvain
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SE pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Boyle Drain	Lot 11	60	480.00	L Ouellette
	NW pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt NW Boyle Drain	Lot 11	12.5	100.00	J & B Robinson
	NE 260' SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	2.46	25.00	R & M Drow
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	25	200.00	V Mallette
	NW cor W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 12 *	1	10.00	H Sylvain
	Pt on W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 12 *	.40	5.00	G & T Gagnon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 12	48	335.00	N & A Benoit
RP 594	Lots	26 & 27 *	3/5	10.00	L & J Brown
	Lots	28 *	1/3	5.00	J & K Butler
	Lots	29 *	1/3	5.00	L & A Ouellette
RP 594 & 587	All	Lot 25 *	1.2	10.00	Twp. of Dover
	All	Lot 24 *	1/3	5.00	A & B Daniel
	All	Lot 23 *	.17	5.00	J & V Belanger
	All	Lot 22 *	.2	5.00	L Perreault
	NW pt	Lot 30 *	.21	5.00	W & Y Robb
	pt	Lot 30 *	.22	5.00	L & J Benoit
		Lot 21 *	.18	5.00	L & V Emery
	All	Lot 20 *	.32	5.00	J. Benoit
		Lot 19 *	.15	5.00	N & A Benoit
8	Pt Lot ex pts	Lot 12	16.61	115.00	N & A Benoit
		Lot 18 *	.18	5.00	R & L DuLong
		Lot 17 *	.19	5.00	C & E Emery

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
RP 587	Lot 16 *	.18	5.00	D. Alexander	
	Lot 15 *	.18	5.00	S & C Trahan	
	Lot 14 *	.21	5.00	E Demers	
	Lot 13 *	.17	5.00	R & D Lozon	
RP 587 & 594	Lot 31 & 13 *	1/3	5.00	J Koekuyt	
RP 594	Lot 32 *	1/3	5.00	R & R Myers	
RP 587 SE pt Lot 11 & pt 4 24 R 960	*	½	5.00	D & A Benoit	
RP 594 Block B & pt Drain	*	½	5.00	S & J Laprise	
RP 587 Pt Lot 11 & 12	*	½	5.00	A Demers	
8	SE½ NE½ NW½	Lot 12	25	175.00	R Normandin
	SW½ SE½	Lot 15	25	125.00	J L Pinsonneault
	NE½ SE½	Lot 15	50	300.00	R & G DeDecker
	SW½ NW½	Lot 15	25	150.00	O Lucier
	NE½ NW½	Lot 15	50	300.00	H Marchand
	SW½ SE½	Lot 16	50	300.00	A & B Faubert
	NE½ SE½	Lot 16	50	300.00	H James
	SW½ SW½ SE½	Lot 17	25	150.00	L Harris
	NE½ SW½ SE½	Lot 17	20	120.00	R Harris
	NW½ ex pt	Lot 16	99.5	590.00	D Cadotte
	NE 136.25' SW 521.25 NW½	Lot 16 *	½	10.00	G Cadotte
	SW½ NW½	Lot 17	40	250.00	M & G Devolder
9	Pt	Lots 1,2,3 & 4	337	2700.00	Big Pointe Club Ltd.
	SE½	Lot 5	100	800.00	O & T Lozon
	SW½	Lot 6	100	800.00	R & J L'Ecuyer
	NE½	Lot 6	100	800.00	R & H Cartier
	Pt 1 RD 94	S½ W½ Lot 7 *	1	10.00	J Grifford
	SE½ SW½ SE½ ex pt	Lot 7	24	190.00	B Griffore
	NW½ SW½ SE½ ex pt	Lot 7	24.6	195.00	A & G Bechard
	Pt	Lot 7 *	.4	10.00	R Bechard
	NW½ NE½ SE½	Lot 7	25	200.00	B Griffore
	SE½ NE½ SE½ ex pt	Lot 7	24	190.00	A Labadie

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
9	Pt on S $\frac{1}{2}$ E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 7 *	1	10.00	A Labadie
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 8	46.5	390.00	L & L Emery
	NE 181.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 8 *	1 $\frac{1}{2}$	15.00	H Toulouse
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 8	46	390.00	S & M Letourneau
	SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	23	185.00	E Brown
	NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	22.66	185.00	L Ouellette
	NE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	47	375.00	L Caron
	NE 80' NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 *	1/3	10.00	C & P Brady
	Pt SW $\frac{1}{2}$ pt 1 24 R 1023	Lot 9 *	.9	15.00	J & J Graham
	SW $\frac{1}{2}$ ex pts	Lot 10	96.58	775.00	E & V Emery
	SE pt SW $\frac{1}{2}$	Lot 10*	2.5	20.00	R C Corporation
	Pt SW cor E $\frac{1}{2}$	Lot 10	2	15.00	D Sylvain
	S $\frac{1}{2}$ E $\frac{1}{2}$ ex Church Lands	Lot 10	45.5	365.00	L & C Roelans
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 11	50	400.00	A Bourgeois
	SW 264' NE 3/4 SE $\frac{1}{2}$	Lot 11	7.5	60.00	M & S Gagne
	SE $\frac{1}{2}$ NE 3/4 ex pt	Lot 11	69	550.00	O & E Cartier
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	25	175.00	H Malette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	25	175.00	J & B L'Ecuyer
RP 588		Lot 2 *	$\frac{1}{4}$	5.00	S Delanghe
		Lot 3 *	1/6	5.00	C & H Chevalier
		Lot 1	11	65.00	R & R Traham
9	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 14	15	90.00	O & B Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14	15	90.00	R & L Myers
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	20	120.00	O & B Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	25	150.00	O Lucier
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	50	300.00	E * P Caron
	NW $\frac{1}{2}$	Lot 15	100	700.00	E & P Caron
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16	50	350.00	Bishop Farms Ltd.
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16	50	350.00	Bishop Farms Ltd.
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 27	10	60.00	I & M Capiou

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
9	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5	75	600.00	M Lozon
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5	25	200.00	M Lozon
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5	25	200.00	H Griffore
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5	25	200.00	H Griffore
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 7	49	395.00	A Griffore
	NE pt NW Boyle Drain	Lot 7 *	1	10.00	D & B Lozon
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	25	200.00	K & S Young
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	25	200.00	Terre-du-Lac Farms
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 8	52	415.00	Terre-du-Lac Farms
	SW pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9	27	215.00	L & V Poissant
	NE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9	27	215.00	W & B. Benoit
	NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9	53	425.00	W Benoit
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	O Emery
	NW $\frac{1}{2}$ NE 3/4 ex pt	Lot 11	75	600.00	O & E Cartier
	NE 124' SW 1497' NW $\frac{1}{2}$ NE 3/4	Lot 11	1/3	10.00	E & D Bouley
	NW $\frac{1}{2}$ ex pt	Lot 12	99.65	700.00	O & E Cartier
	Part 1 24 R 646	pt Lot 12 *	1/3	10.00	S Stefina et al in trust
10	Lots 2,3,4,5, & pt 6	200	1600.00	Big Pointe Club Ltd.	
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	50	400.00	R & J L'Ecuyer & DVA
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	50	400.00	O Lozon
	W $\frac{1}{2}$ ex pt H Boyle Dr.	Lot 7	99	790.00	A Griffore
	S pt S $\frac{1}{2}$	Lot 7	37.5	300.00	D Emery
	SE $\frac{1}{2}$	Lot 8	100	800.00	O Emery
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	50	400.00	L & V Poissant
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	23.33	185.00	W Benoit
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	25	200.00	Terre-du-Lac Farms
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	50	400.00	O Cartier Est.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	25	200.00	T Emery Est.
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	25	200.00	O Cartier Est.
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11	50	400.00	D Labadie
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11	25	200.00	W Cartier

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
10	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 25	200.00	A Brown Estate Est.
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 25	200.00	A Brown Estate Est.
	NE $\frac{3}{4}$ SE $\frac{1}{2}$ ex pt	Lot 12 40	300.00	V & B Letourneau
	NE cor NW $\frac{1}{2}$ N Boyle Drain	Lot 7 1	10.00	Big Pointe Club Ltd.
	NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7 7.677	60.00	C & L Tetreault
	Pt N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$	Lot 7 3	25.00	D Hebert
	N 59 $\frac{1}{2}$ Ac ex N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$	Lot 7 47	375.00	L Lauzon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex Rd.	Lot 8 48	380.00	Henry Myers Estate
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 49	390.00	Hector Myers
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 30.5	245.00	Hector Myers
	Pt on W $\frac{1}{2}$ W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 9 * 1/3	10.00	L & A Myers
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ & SE $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 37.5	300.00	M L ^U Ecuyer
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 26	210.00	J Cartier
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 25	200.00	J Cartier
	NE $\frac{3}{4}$ NW $\frac{1}{2}$	Lot 10 75	600.00	R A Cartier
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	R A Cartier
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	A Brown
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12 25	175.00	D Brown Estate
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12 25	175.00	V & I Demers
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12 30	200.00	B. Bencit
	NW pt SE $\frac{1}{2}$	Lot 13 20	150.00	S V Letourneau
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 14 20	150.00	H A Myers Est.
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 14 40	275.00	B Emery
	SE $\frac{1}{2}$	Lot 15 100	700.00	J Caron
	NW $\frac{1}{2}$	Lot 13 100	700.00	L Letourneau
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14 50	350.00	V & I Demers
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14 50	350.00	Bishop Farms Ltd.
	NW $\frac{1}{2}$ ex pt	Lot 15 90	600.00	A & R Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16 10	50.00	A Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 16 49.66	340.00	A & D Emery
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16 25	175.00	R & L Myers
	SW 122.5' NW 122.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16 * 1/3	10.00	R & L Ouellette

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
11	SE $\frac{1}{2}$ Lots 6 & 7	110	880.00	Big Pointe Club Ltd.
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8	50	400.00	D & Y O'Neil
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8	50	400.00	N L'Ecuyer
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9	50	400.00	N L'Ecuyer
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9	50	400.00	E & R Demers
	SE $\frac{1}{2}$ Lot 10	100	800.00	R & H Cartier
	SW $\frac{3}{4}$ SE $\frac{1}{2}$ Lot 11	75	600.00	L & R Demers
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 11	25	200.00	C Brown
	SW $\frac{1}{2}$ mSE $\frac{1}{2}$ Lot 12	50	400.00	C Brown
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 12	49.655	390.00	D Brown Estate
	NW 100' SE 233.29' NE 150' of NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 12 * $\frac{1}{3}$		10.00	C & M Brown
	SE $\frac{1}{2}$ Lot 13	100	700.00	H Couture
	SE $\frac{1}{2}$ Lot 14	50	350.00	P Pinsonneault
	SE $\frac{1}{2}$ Lot 15	10	50.00	S MacDonald et al
RP 409	Lot 1 N $\frac{1}{2}$ Lot 2 SW pt Lot 4	* .5	250.00	Donald Rakus
	Lot 7 *	.03	25.00	Den Jacobs
	All Lots 5 & 6 *	.67	190.00	Donald Rakus
	NE pt Lot 4 *	.11	100.00	Donald Rakus
	NE pt Lot 3 *	.11	100.00	J Bourdeau
	Pt Lots 1,2,3 & 4 *	1.0	300.00	S & P Vincent
	All Lots 21,22,23 & 24 *	1.33	200.00	S Dinsmore
11	Pt ex lots Lot 8	93.847	800.00	Bay Lodge Inc.
RP 409	All Lots 8 & 9*	.55	126.00	Donald Rakus
	Lot 10*	.22	50.00	R Nowak
	Lot 11*	.22	50.00	L Profota
	SW $\frac{1}{2}$ Lot 12*	.11	25.00	L Profota
	NE $\frac{1}{2}$ lot 12 & SW $\frac{1}{4}$ Lot 13 Lots 12 & 13 *	.16	40.00	A & P Profota
	NE $\frac{3}{4}$ Lot 13 *	.16	40.00	R & J Garvey
	Lot 14 *	.22	50.00	T & S Paczeny
	SW $\frac{1}{2}$ Lot 15 *	.11	25.00	D & R Bechard
	NE $\frac{1}{2}$ Lot 15 *	.11	25.00	Y & G Laliberte

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
RP 409	Lot 16 *	.22	50.00	H & V Mailloux
	Lot 17 *	.22	50.00	W & M McGavin
	SW $\frac{1}{2}$	Lot 13 *	.4	A Irwin
	NE $\frac{1}{2}$	Lot 18 *	.11	A Irwin
	Lots 19 & 20*	.44	100.00	R. Vandemergle
11	Pt S of RP 409	Lot 8 *	1.32	D Rakus
	NE cor NE $\frac{1}{2}$	Lot 8 *	1.00	L Lozon
	NW $\frac{1}{2}$	Lots 9 & 10 *	200	H, R, K Rex
	NW $\frac{1}{2}$	Lot 11	100	L & D Griffore
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	50	A Griffore
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	50	A Griffore
	NW $\frac{1}{2}$	Lot 13	100	J & R Demers
	NW $\frac{1}{2}$ ex pt	Lot 14	65	Chatelaine Farms Inc.
12	Pt SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 *	.5	A & C Emery
	SE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts	Lots 11 & 12	96.789	C & G Grifford
	NW 100' of NE 146' SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 *	1/3	D & S Carroll
	NW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lots 11 & 12	99	A & Y Griffore
	Pt 1 RD 262	Lot 12 *	1	R & B Jacques
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13	49	G Lozon
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13	50	H Burke
	Ct pt SE pt SE RankinCreek	Lot 14	15	H Ouellette
	SW pt SE pt SE Rankin Creek	Lot 14	41	A & J Aerts
	Pt NW $\frac{1}{2}$	Lot 10*	.69	J. M. Moffat Ent.
	All ex lots & W 16 Ac	Lot 10	148.39	Leo Pinsonneault
	NW part	Lot 11 *	12.43	Dover Township
	SW 145' NE 1302.13 SE 300'	Lot 11 *	1.00	M. & G. Debie
	SW 50' NE 1157.13 SE 148'	Lot 11 *	1/5	M. & G. Debie
	SW 50' NE 1107.13 SE 148'	Lot 11 *	1/5	M. & G. Debie
	SW 100' NE 1057.13' SE 148'	Lot 11 "	2/5	D Baumgardener
	SW 48' NE 957.13' SE 148'	Lot 11 *	1/5	C & M Sauter

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
12	SW 52' NE 909.13' SE 148' Lot 11*	1/5	5.00	R. Bechard
	SW 150' NE 857.13 SE 148' Lot 11*	3/5	15.00	B. Hubbard
	SW 100' NE 707.13' SE 148' Lot 11*	2/5	10.00	R. & J. Wigchert
	SW 100' NE 607.13' SE 148' Lot 11*	2/5	10.00	J. & A. Carbonneau
	SW 250' NE 507.13' SE 148' Lot 11*	1	25.00	W. & T. Olsen
	SW 100' NE 257.13' SE 148' Lot 11*	L 2/5	10.00	R. Boychuk
	SW 66' NE 157.13' SE 148' Lot 11*	.22	10.00	Dover Township
	NW½ ex Park & Lots Lot 11	82.44	660.00	L. Pinsonneault
	NE 91.13 pts of NW pt 11 ex RP 419 Lot 11*	.31	10.00	M. & J. Carroll
	RP 419 SW 297' Lot 1*	1.35	30.00	E. Dunlop Estate
	NE pt 1 SW pt 4 Lots 1 & H	.41	10.00	H. Turner
	Ct pt Lot H*	.45	10.00	J. & P. Potts
	NE pt Lot H*	½	10.00	M. Urquhart
12	NE cor NW½ NW½ Lot 12*	.95	10.00	F. Hallegards
	NW½ NW½ ex pts Lot 12	48	385.00	L. Pinsonneault
	SE½ NW½ Lot 1 2	50	400.00	E. Dunlop Estate et al
	SE½ NW½ Lot 13	30	210.00	Ross Dunlop
	NW½ NW½ Lot 13	40	200.00	C. & V. Burke
13	NW pt NE pt SE½ Lot 11	12.607	100.00	H. Allen
	Part 24 R 603 Lot 11*	.06	10.00	Ministry of Environment of Ontario.
	RP 419 Lot K ex 24 R 63 Lot k	7.043	60.00	H. Allen
	Pt Lot J*	.71	20.00	R. & G. Prezockl
	Pt SW 40' NE 193.5 Lot J*	.20	10.00	W. Van Oosten
	Pt SW 80' NE 353.5 Lot J*	.40	20.00	E. & A. Mc Fadden
	Pt SW 80' NE 273.5 Lot J*	.40	20.00	R. Boychuk
	Pt SW 80' Lot J*	.40	20.00	H. & E. Brown
	RP 235 All Lots 1 & 50*	.80	20.00	Wm. Keller
	All Lots 2*	.2	10.00	H. & B. Lozen
	All Lots 49*	.2	10.00	J. & G. Thompson

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
HP 235	Lot 3 & NE $\frac{1}{2}$ Lot 4	Lot 4 *	.30	15.00	M Templeton
	Lot 4B & NE $\frac{1}{2}$ Lot 47	*	.30	15.00	T McDonald
	Lots 5 & 46 & SW pts	Lots 4 to 47*	.60	15.00	B Tewkesbury
		Lots 6 & 7 *	.40	15.00	N Miles
	Lot 45 & NE $\frac{1}{2}$	Lot 44 *	.30	15.00	E & C Brown
		Lot 8 *	1/5	10.00	W & N Knight
	Lot 43 & SW pt	Lot 44 *	.30	15.00	R & L King
	Lots 9, 10, 41 & 42	*	4/5	20.00	L Dunlop
	Lots 11 & 40	*	.4	15.00	W & B Hembree
	Lots 12, 13, 38 & 39	*	.8	20.00	C & C Burden
	Lots 14 to 37	*	.4	15.00	P & N MacDonald
	Lots 15, 16, 35 & 36	*	.8	20.00	C Winter
	Lots 18 & 33	*	.44	15.00	J & O Crawford
	Lots 17 & 34	*	.4	15.00	E & M Simpson
	Lots 19, 20, 21, 30, 31 & 32	*	1.20	25.00	Richard Walker in Trust
		Lot 28 *	.25	10.00	E Bausejour
		Lot 29 *	.20	10.00	Mitchells Bay Inn Inc.
		Lots 22 & 23 *	.4	15.00	R Bunnett
		Lot 24 *	.2	10.00	L & E Beausejour
		Lot 27 *	.2	10.00	L & E Beausejour
		Lots 25 & 26*	.4	15.00	R Bunnett in Trust
RP 419	SE 1/3	Lot M *	.09	10.00	R Bunnett in Trust
	NW 2/3	Lot M *	.18	10.00	R Bunnett in Trust
		Lot G *	.35	15.00	Anglican Church
	NW pt	Lot G *	.10	10.00	Dover Township
	SW 66'	Lot F *	.32	15.00	S McDonald
	Ct pt	Lot F *	.37	15.00	D & B Lachance
	NE pt	Lot F *	.40	15.00	M Broadbent
	NE pt	Lot D *	.42	15.00	A & N Jarczak
13		Lots C, B, & A *	.60	20.00	A & R Lozon
	Pt NE RP 419	Lot 12 *	.90	25.00	A & R Lozon

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
13	SE $\frac{1}{2}$ ex pts	Lot 12 93.574	745.00	H & L Allen
	SE pt SE $\frac{1}{2}$	Lot 12 * 3	40.00	E Roberts
	SE pt SE $\frac{1}{2}$	Lot 12 * .35	15.00	L & T Rankin
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13 25	175.00	M & C Burke
	NW $\frac{1}{2}$ ex pt	Lot 12 96.5	775.00	D Normandin
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 13 49.61	390.00	G DeMeyer
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14 10	70.00	W Mills
14.	All ex Creek & lots	Lot 13 193	1540.00	Rankin Creek Farms
	SW 1/3 SW $\frac{1}{2}$ ex pt	Lot 14 282	225.00	R Loyst
	NE 104' SW 1/3 SW $\frac{1}{2}$	Lot 14 5	40.00	M Van Houten
	NE 2/3 SW $\frac{1}{2}$	Lot 14 66.48	530.00	N L'Ecuyer-
	NE $\frac{1}{2}$	Lot 14 99.719	800.00	W Mills
	SE $\frac{1}{2}$	Lot 15 45	315.00	N & M Dewar
	NW $\frac{1}{2}$	Lot 15 98	785.00	B Lewis
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16 90	280.00	W Lewis
	SE $\frac{1}{2}$	Lot 17 50	350.00	L Lewis Estate
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 18 10	70.00	A & M Crawford
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16 40	280.00	J McGrail
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16 50	350.00	W & J McGrail
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 17 49.075	350.00	W & J McGrail
	Pt 1 24 R 817	Lot 17 * .93	10.00	F & D Debruyne
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 17 50	350.00	M Crawford
	NW $\frac{1}{2}$	Lot 18 90	620.00	M Crawford
	NW pt NW $\frac{1}{2}$ NW McLeod Creek ex SE pt	Lot 19 50	300.00	M Crawford
	Ct pt SE pt NW $\frac{1}{2}$ SE Bear Ck.	Lot 19 2.303	15.00	M Crawford
	NW pt SE pt NW $\frac{1}{2}$ SE Bear Ck.	Lot 19 8	55.00	J & V Crowe
	NE pt NW $\frac{1}{2}$ NE Little Bear Ck.	Lot 20 10	70.00	C & M Crow
BDW		Lot 36 70	490.00	D & K Rose
EDE		Lot 36 75	530.00	J Gordon

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
14	NW $\frac{1}{2}$ NW $\frac{1}{2}$ ex Rd.	Lot 24 20	137.50	E Hensel
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 24 20	137.50	R Hunter
15	SE $\frac{1}{2}$	Lot 15 100	800.00	O Verhaege
	SW $\frac{1}{2}$	Lot 16 100	800.00	O Verhaege
	NE $\frac{1}{2}$ ex NW pt	Lot 16 85	680.00	J Griffore Estate
	NW pt NE $\frac{1}{2}$	Lot 16 15	120.00	J Davidson
	SW pt ex NW pt	Lot 17 83	665.00	D Griffore
	NW pt SW $\frac{1}{2}$	Lot 17 17	135.00	J Davidson
	NE $\frac{1}{2}$	Lot 17 100	800.00	E Griffore
	SW $\frac{1}{2}$	Lot 18 100	800.00	D Dunlop
	NE $\frac{1}{2}$ Lot 18	Lots 18 & 19 300	2,400.00	M Crawford
	NW 216' NE 130' SE $\frac{1}{2}$ S River Ck Lot 20*	.4	10.00	J & J Martin
	NE pt ex pts NE Little Bear Ck Lot 20	100	800.00	C. Roe Estate
	Pt NW pt NE pt NE Lit. Bear Ck Lot 20	16.5	130.00	C Handsor & W Needham
	NW pt NW pt NE pt NE L. Bear Ck Lot 20	16.5	130.00	O Boswell
	SE pt NW pt NE pt Little Bear Creek	Lot 20 3	25.00	K & D Rose
BDW	ALL	Lot 37 100	700.00	A, H, M Rose
	SE $\frac{1}{2}$ ex pt	Lot 38 45	315.00	A, H, B Rose
	NE pt SE $\frac{1}{2}$	Lot 38 5	35.00	B & R Rose
	NW $\frac{1}{2}$	Lot 38 50	350.00	K & D Rose
BDE	NW pt	Lot 38 7.79	55.00	L & G Handsor
	NW 165' SW 526' NW pt	Lot 38 2	15.00	V Rose
	SE pt	Lot 38 90	625.00	K & D Rose
		Lot 37 100	700.00	D Gordon
15	SE $\frac{1}{2}$	Lot 24 25	175.00	J & M McGrail
	SW pt ex SE pt SW Little Bear Creek	Lot 20 54	430.00	M Crawford
	SE pt SW pt SW Little Bear Creek	Lot 20 5	40.00	R Crawford
BDW	NW $\frac{1}{2}$	Lot 39 50	400.00	O Boswell
	SE $\frac{1}{2}$	Lot 39 50	400.00	C Handsor

SCHEDULE (cont'd)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
BDE	SE pt	Lot 39	20.318	140.00	L & G Handsor
	NW pt	Lot 39	81	565.00	F & M Van Boven
15	SW pt NW $\frac{1}{2}$ SW Maxwell Creek	Lot 24	9	65.00	F Van Boven
	NW $\frac{1}{2}$ ex pt	Lot 24	40	250.00	R & L Van Damme
16	Pts	Lots 16 & 17	34.5	275.00	J Davidson
	NE pt	Lot 17	25	200.00	L & M Dunlop
	SW $\frac{1}{2}$	Lot 18	21	168.00	L Dunlop
	SW pt NE $\frac{1}{2}$	Lot 18	1.5	15.00	M Crawford
BDW	All ex NW pt NE $\frac{1}{2}$	Lot 40	82.5	660.00	G. & M. Vandevelde
	NW pt NE $\frac{1}{2}$	Lot 40	17.5	140.00	National Bank of Detroit
BOE	Pt	Lot 41 *	1.8	15.00	N Dolsen
	Pt	Lot 41 *	2.076	20.00	R Haviland
	All	Lot 40	30	210.00	D, M, J, Gordon
17	NW pt	Lot 19	46	370.00	G & E Courteaux
18	Lot 29 & SW pt	Lot 1	55	440.00	G & E Courteaux
	NE pt 1, SW pt 2 ex pts		90	720.00	G & E Courteaux
	Pt	Lots 1 & 2 *	.55	10.00	R & D Courteaux
	NE pt Lot 2 & SW pt Lot 3	Lots 2 & 3	164	1470.00	Dover Farms Ltd.
	NE pt	Lot 3	71	570.00	E & B Rabideau
	All	Lot 4 *	174	1400.00	Libby, McNeil & Libby
	SW pt NW pt SW $\frac{1}{2}$ NW Given Road & SW Rabideau Dr. ex pt	Lot 5	5.75	45.00	B. Snobelen et al
	Pt NE 88' SW 769' SE 100' of SW pt NW pt SW $\frac{1}{2}$ NW Given Rd.	Lot 5 *	.25	10.00	G & H Fransson
	SW $\frac{1}{2}$ ex SW pts NW pt NW Given Rd ex pts SE rd.	Lot 5	91.75	735.00	G Rabideau Estate
	SW 132' NE 1232' NW 180' SE Given Road	Lot 5 *	.55	10.00	D Rabideau
	SW 70' NE 1100' NW 180' SE Given Rd.	Lot 5 *	.30	10.00	D Rabideau
	SW 61' NE 1030' NW 180' SE Given Rd	Lot 5 *	.27	10.00	A & D Rabideau

SCHEDULE (cont'd)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
18	SW 66' NE 964' NW 180' SE Given Road	Lot 5*	.27	10.00	Annie Rabideau
	NE½ ex pts	Lot 5	96	770.00	G. Rabideau
	SW 154' NE 484' NE½	Lot 5*	6	50.00	G.H. Frye Holdings Ltd.
	NW 330' NE 269' NE½	Lot 5*	2	20.00	D. Carroll
	River Road (Along North Side Thames River)	*	40-	2815.00	Twp. of Dover
	3rd Concession Road	*	18	1335.00	Twp. of Dover
	4th Concession Road	*	36	2680.00	Twp. of Dover
	5th Concession Road	*	36	2810.00	Twp. of Dover
	6th Concession Road	*	36	2680.00	Twp. of Dover
	7th Concession Road	*	36	2680.00	Twp. of Dover
	9th Concession Road	*	24	1800.00	Twp. of Dover
	10th Concession Road	*	21	1560.00	Twp. of Dover
	11th Concession Road	*	15	1110.00	Twp. of Dover
	12th Concession Road	*	21	1560.00	Twp. of Dover
	14th Concession Road	*	6	725.00	Twp. of Dover
	15th Concession Road	*	16	1450.00	Twp. of Dover
	16th Concession Road	*	13	1227.00	Twp. of Dover
	18th Concession Road	*	15	1285.00	Twp. of Dover
	River Rd. (Along North Side Sydenham River)	*	12	900.00	Twp. of Dover
	Townline (E. & W. Dover)	*	20	1670.00	Twp. of Dover
	Jacob Road	*	27	2015.00	Twp. of Dover
	Given Road Con. 5	*	16	1200.00	Twp. of Dover
	Big Pointe Rd.	*	21	1560.00	Twp. of Dover
	Mills Road	*	3	215.00	Twp. of Dover
	Crow Road	*	1	85.00	Twp. of Dover
	Ouellette Road	*	3	215.00	Twp. of Dover
	Bearline Road	*	6	450.00	Twp. of Dover
	Baldoon Road	*	7	565.00	Twp. of Dover
	Kellar Street	*	.3	45.00	Twp. of Dover
	McDonald Street	*	.3	45.00	Twp. of Dover

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
	Allen Road	*	.3	45.00	Township of Dover
	Taylor Street	*	2	155.00	Township of Dover
	Park Street	*	1	85.00	Township of Dover
	4th Concession Road (County Portion)		4.5	330.00	County of Kent
	River Road (County Portion)	*	2	155.00	County of Kent
	8th Concession Road	*	36	2680.00	County of Kent
	11th Concession Road	*	7	520.00	County of Kent
	13th Concession Road	*	4	745.00	County of Kent
	Jacob Road	*	4	300.00	County of Kent
	Winterline Road	*	40	<u>2808.00</u>	County of Kent
TOTAL ASSESSMENT				‡ <u>266,000.00</u>	

* denotes non-agricultural

RECAPITULATION

Total on Lands for Benefit	‡ 224,587.00
Total on Township Roads	33,875.00
Total on County Roads	<u>7,538.00</u>
TOTAL ASSESSMENT	‡ <u>266,000.00</u>

May 29, 1976
CHATHAM, Ontario

Donald D. McGeorge
O. L. S., P. Eng.

AND WHEREAS, the Council is of opinion that the drainage of the area described is desirable.

Therefore the Council of the Township of Dover, pursuant to the Drainage Act, 1962 - 63, enacts as follows:

1st. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2nd. The Corporation of the Township of Dover may levy in one year the sum of Fifty Three Thousand, Two Hundred (\$53,200.00) -- xx/100 Dollars being the funds necessary for the drainage works not otherwise provided for (or being the municipality's portion of the funds necessary for the drainage works); provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed.

3rd. For paying the sum of \$46,425.00, the amount charged against such lands and roads for benefit, apart from lands and roads belonging to or controlled by the municipality, the following total special rates over and above all other rates shall be assessed, levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the undermentioned parcels of land and parts of parcels and roads in one year after the passing of this by-law, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 3 of section 64 of The Drainage Act, 1962 - 63, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grant	Net Assessment	
1 DW SE pt. NE $\frac{1}{2}$ ex. Lots	1	81	1-001 G. Bagnall	650.00	520.00	130.00
SW cor. SE pt NE $\frac{1}{2}$	1	4.5	1-002 B. & A. Bagnall	35.00	28.00	7.00
Pt. SE Pt. NE $\frac{1}{2}$	1	.47	1-003 * S. & B. Bennett	5.00	4.00	1.00
Pt. SE Pt. NE $\frac{1}{2}$	1	.60	1-004 * L. & R. Dubuque	5.00	4.00	1.00
SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex. lot pts. 2, 3, & 5 24 R 851	1	77	1-005 J.M.B. & J. Bagnall	615.00	492.00	123.00
Pt. SE pt. SW $\frac{1}{2}$ SE $\frac{1}{2}$ N.R. Rd.	1	1/3	1-00501 * J. & I. Reaume	5.00	4.00	1.00
NE pt NE $\frac{1}{2}$ SE Dolsen Creek ex lot, NE pt NE $\frac{1}{2}$ NW Dolsen Creek	2	70	1-006 A. & V. King	560.00	448.00	112.00
SE cor NE pt.	2	$\frac{1}{2}$	1-00601 * P. Jubenville	5.00	4.00	1.00
SW pt. NE $\frac{1}{2}$ S. Dolsen Creek	2	44.5	1-007 R. Jubenville	360.00	288.00	72.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$	2	99	1-008 M. Jubenville	790.00	632.00	158.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$	2	98.9	1-009 D. Reaume	790.00	632.00	158.00

Con. Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment	
1 DW NE pt NE $\frac{1}{2}$ SE Dolsen Creek	3	45	1-010 H. Duphette	360.00	288.00	72.00
SW pt NE $\frac{1}{2}$ SE Main Drain	3	48.99	1-011 J. & E. Laevens	390.00	312.00	78.00
NE pt SW $\frac{1}{2}$ & pt SW pt NE $\frac{1}{2}$ SE old Rivard Drain NW of New River Road	3	55.79	1-012 M. Laevens	445.00	356.00	89.00
Pt NE pt SW $\frac{1}{2}$ SE new R. Road	3	8.33	1-01201 J. & C. Laevens	65.00	52.00	13.00
SW pt SW $\frac{1}{2}$ & NE pt NE $\frac{1}{2}$	3 & 4	82.14	1-013 V. & L. Duphette	660.00	528.00	132.00
SW pt NE $\frac{1}{2}$	4	62.5	1-014 T. & E. Jubenville	500.00	400.00	100.00
NE pt SW $\frac{1}{2}$	4	62.5	5-015 L. Reaume	500.00	400.00	100.00
SW pt SW $\frac{1}{2}$	4	62.5	5-016 W. & M. Reaume	500.00	400.00	100.00
All ex 24 R 297	5	179.57	5-017 Bradley Farms Ltd.	1,440.00	1,152.00	288.00
SW pt (pt 1 24 R 297)	5	1	5-018 * R. & J. Jubenville	15.00	12.00	3.00
SW pt (pt. 2 24 R 297)	5	2.12	5-01801 * C. Jubenville	30.00	24.00	6.00
SW pt (pt. 3 & 4, 24 R 297)	5	3.75	5-019 * Irene Smit	50.00	40.00	10.00
All	6	31	5-020 Bradley Farms Ltd.	248.00	198.40	49.60
NW pt Lot 7, All 8, 9, 10, 11 & 12		1229	1-022 Bradley Farms Ltd.	5,000.00	4,000.00	1,000.00
All Lots 6, 7 & 8		240	1-023 Bradley Farms Ltd.	1,920.00	1,536.00	384.00
NW pt SE $\frac{1}{2}$	1	63	1-036 V. Jubenville	500.00	400.00	100.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	1	35	1-037 Mary E. Jubenville	280.00	224.00	56.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	1	37.69	1-038 Robert Jubenville	300.00	240.00	60.00
SW $\frac{1}{2}$ NW pt.	1	80	1-039 Vernon Jubenville	640.00	512.00	128.00
NW pt NE pt NW Dolsen Cr.	3	40	1-040 V. & L. Duphette	320.00	256.00	64.00
3 DW SW pt.	1	71	1-041 Leo Couture	570.00	456.00	114.00
NE pt & SW pt	2	112	1-042 Leo Couture	895.00	716.00	179.00
All	3	200	1-043 Leo Couture	1,600.00	1,280.00	320.00
All Lots 4 & 5		400	1-044 Bradley Farms	3,200.00	2,560.00	640.00
All	6	194.39	1-045 Bradley Farms	1,555.00	1,244.00	311.00
NE pt	1	128.5	1-046 Roger Laprise	1,030.00	824.00	206.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
3 DW SW pt NE pt	2	88	I-047 F.E. & M.I. Pinsonneault	705.00	564.00	141.00
5 DW Pt.	1	5	I-060 St. Lukes Club	50.00	40.00	10.00
1 SW½ SW½	1	20	I-067 V. Jubenville	160.00	128.00	32.00
NE½ SW½ ex.pt.	1	16.9	I-068 Belleterre Farms	135.00	108.00	27.00
Pt NE½ SW½ - 1 24 R 636	1	1/3	I-06801 * V.A. & S.L. Marchand	5.00	4.00	1.00
SW pt NE½	1	20.7	I-069 Belleterre Farms Inc.	165.00	132.00	33.00
NE pt NE½	1	17	I-070 V. & R. Jubenville	135.00	108.00	27.00
SW cor.	2	1	I-071 * L. & A. Stevenson	10.00	8.00	2.00
All ex SW cor.	2	120	I-072 Mary Jubenville	960.00	768.00	192.00
SW pt SW pt.	3	59.75	I-073 D. & L. Johnston	480.00	384.00	96.00
NE 89', SW 540' N.R. Road	3	.25	I-074 R. & M. Cook	5.00	4.00	1.00
NE 236' SW 798.4 N. R. Road	3	.80	I-075 Harry Goudreau	10.00	8.00	2.00
NE pt SW pt.	3	32.6	I-076 L. Jubenville	260.00	208.00	52.00
NE 154' SW 908.5' N. R. Road	3	.40	I-077 D. & P. LaMarsh	5.00	4.00	1.00
SW½ NE pt.	3	66	I-078 I. & K. Pelkey	530.00	424.00	106.00
NE½ NE pt.	3	66	I-079 Wm. Antaya	530.00	424.00	106.00
SW pt SW½ S. McFarlane Drain	4	26.75	I-080 Wm. Antaya	215.00	172.00	43.00
Ct. Pt. SW½ S. McFarlane Dr.	4	46	I-081 Rose Bagnall	370.00	296.00	74.00
NE pt SW½ S. McFarlane Dr.	4	44	I-082 Mary E. Jubenville	350.00	280.00	70.00
SW pt NE½ S. McFarlane Dr. SW Pt. S... R. Road	4	76.87	I-083 H. Crow Estate	615.00	492.00	123.00
NE pt NE½ S. McFarlane Dr.	4	42	I-084 R. Peltier	335.00	268.00	67.00
SW pt Pt. I, 24 R 644	5	.50	I-08401 * Loretta Reaume	5.00	4.00	1.00
SW½ SE McFarlane Dr. ex. Pts.	5	115.25	I-085 M.E. & J.M. Caron	920.00	736.00	184.00
SE pt SW½ SE River Road	5	½	I-086 * Anne Vandersluis	5.00	4.00	1.00
SE pt SW½ NW River Road	5	½	I-087 * Hernani Desa	5.00	4.00	1.00
SW pt NE½ S. McFarlane Dr.	5	49	I-088 H. Crow Estate	390.00	312.00	78.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment
1	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	5 40	1-089 Robert Peltier	320.00	256.00	64.00
	NE pt N. McFarlane Drain	5 31.8	1-090 Leonard Jubenville	255.00	204.00	51.00
	Ct. pt N. McFarlane Dr.	5 26	1-091 Kenneth Pelkey	210.00	168.00	42.00
	SW pt N. McFarlane Dr.	5 31	1-092 Ivan Pelkey	250.00	200.00	50.00
	NE pt N. McFarlane Dr.	4 24	1-093 Leonard Jubenville	190.00	152.00	38.00
	SW cor N. McFarlane Dr.	4 $\frac{1}{4}$	1-094 * Leonard Jubenville	5.00	4.00	1.00
4	SW pt SW $\frac{1}{2}$ NW Drain	1 73.62	1-101 J. & L. Johnston	590.00	472.00	118.00
	SW pt SW $\frac{1}{2}$ SE Drain	1 6.23	1-102 V. Jubenville	50.00	40.00	10.00
	NE pt SW $\frac{1}{2}$	1 25.86	1-103 Belletierre Farms	205.00	164.00	41.00
	SW pt SE $\frac{1}{2}$	1 60.477	1-104 Belletierre Farms	485.00	388.00	97.00
	NE pt NE $\frac{1}{2}$	1 44	1-105 Vernon Jubenville	350.00	280.00	70.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$	2 25	1-106 Hector Duphette	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ & NE $\frac{1}{2}$ SW $\frac{1}{2}$	2 75	1-107 Hector Duphette & DVA	600.00	480.00	120.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	2 50	1-108 V. & L. Duphette	400.00	320.00	80.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	2 50	1-109 Francis Gervais	400.00	320.00	80.00
	SW 1/3	3 66.66	1-110 Mary Koekuyt	535.00	428.00	107.00
	NE 2/3 ex pt.	3 133	1-111 A. & Y. Griffore	1,065.00	852.00	213.00
	NE cor NE $\frac{1}{2}$	3 $\frac{1}{2}$	1-112 M. & D. Castein	10.00	8.00	2.00
	SE cor SW cor	3 & 4 $\frac{1}{4}$	1-113 * S. & R. Jubenville	5.00	4.00	1.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex.pt.	4 49.75	1-114 D. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	4 50	1-115 F. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$	4 100	1-116 L. & M. Jubenville	800.00	640.00	160.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	5 50	1-117 E. & F.B. Carron	400.00	320.00	80.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	5 50	1-118 G. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$	5 100	1-119 A. St. Pierre	800.00	640.00	160.00
5	NW pt SE $\frac{1}{2}$ N Stephenson Dr.	1 54	1-126 Romeo Pinsonneault	430.00	344.00	86.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment	
5	SE pt SE $\frac{1}{2}$ S. Stephenson Dr.	1	42.173	1-127 R. & T. Pinsonneault	335.00	268.00	67.00
	SE $\frac{1}{2}$	2	97.917	1-128 R. Pinsonneault	784.00	627.20	156.80
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	3	25	1-129 G. Delrue	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	3	25	1-130 E. Delrue	200.00	160.00	40.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	3	50	1-131 L. & M. Jubenville	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	4	50	1-132 L. Jubenville	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	4	50	1-133 R. & T. Pinsonneault	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	1-134 A. St. Pierre	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	1-135 J. P. Pinsonneault	400.00	320.00	80.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	1	50	1-136 V.&L. Duphette	400.00	320.00	80.00
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	1	50	1-137 M. & M. Klinard	400.00	320.00	80.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	2	50	1-138 M. & M. Roth	400.00	320.00	80.00
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	2	50	1-139 J. & F. Roth	400.00	320.00	80.00
	NW $\frac{1}{2}$	3	100	1-140 J. P. Pinsonneault	800.00	640.00	160.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	3	50	1-141 R. Pinsonneault	400.00	320.00	80.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	4	50	1-142 A. & J. St. Pierre	400.00	320.00	80.00
	NW $\frac{1}{2}$	5	100	1-143 A. St. Pierre	800.00	640.00	160.00
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex. River Road	6	48.6	2-001 Frank Gervals	390.00	312.00	78.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$	6	49.7	2-00101 F. Gervals	400.00	320.00	80.00
	Pt. 1 24R210	6	1/3	2-00102 * R. & C DeHondt	5.00	4.00	1.00
	SE pt NE $\frac{1}{2}$ SE McFarlane Dr.	6	74	2-002 Wm. Trudell	590.00	472.00	118.00
	SW pt SW $\frac{1}{2}$	7	49.5	2-003 R. Belanger	395.00	316.00	79.00
	NE pt SW $\frac{1}{2}$ SE McFarlane Dr.	7	37	2-004 G. & M. Polkey	295.00	236.00	59.00
	Pt NE pt SW $\frac{1}{2}$ NW McFarlane Dr.	7	15	2-005 A. Trudell	120.00	96.00	24.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	7	30	2-006 J. & J. Abram	240.00	192.00	48.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	7	29.5	2-007 P. Vollans	235.00	188.00	47.00
	NE pt NE $\frac{1}{2}$ NW McFarlane Dr.	7	27	2-008 R. H. Belanger	215.00	172.00	43.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
1	SW 2/3 NW R.Rd.	8	2-011 Belletierre Farm	1,040.00	832.00	208.00
	SE pt NE 1/3 ex pt.	8	7.4 2-013 B. & T. Charlebois	40.00	32.00	8.00
	NW pt NE 1/3 SE McFarlane Dr.	8	42 2-014 Belletierre Farms	335.00	268.00	67.00
	NW pt NE 1/2 NW McFarlane Dr.	6	24 2-056 B. & M. Trudell	195.00	156.00	39.00
PCB	Pt. 1 RD 139	15	3/4 2-057 * R. E. Martind	10.00	8.00	2.00
	SW pt ex RD 139	15	29.43 2-058 B. & M. Trudell	235.00	188.00	47.00
	NE pt Lot 15 & 14	62	2-059 B. & M. Trudell	310.00	248.00	62.00
	All 12 & 13	40	2-060 Alphonsa Trudell	200.00	160.00	40.00
	All 11, 10 & 9	61.5	2-061 H. Belanger	300.00	240.00	60.00
	SW 1/2	8	28.5 2-062 R. H. Belanger	140.00	112.00	28.00
	NE 1/2	8	27 2-063 R. Bourassa	100.00	80.00	20.00
4	SW 1/2 SW 1/2	5	50 2-300 E. Petier	400.00	320.00	80.00
	NE 1/2 SW 1/2	6	50 2-301 C. Feitler	400.00	320.00	80.00
	SW 100' SW 1/2 NE 1/2	6	1/2 2-302 * F. & R. Jubberville	10.00	8.00	2.00
	SW 1/2 NE 1/2 ex pt.	6	49.5 2-303 Violot King	395.00	316.00	79.00
	NE 1/2 NE 1/2	6	50 2-304 F. & N. Trudell	400.00	320.00	80.00
	SW pt SW 1/2	7	40 2-305 J. Raspburg	320.00	256.00	64.00
	NE pt SW 1/2	7	40 2-306 G. & C. Kestelyn	320.00	256.00	64.00
	SW pt NE 1/2 & pt NE pt SW 1/2	7	80 2-307 R. & C. Bossy	640.00	512.00	128.00
	NE pt & NE 1/2	7	40 2-308 R. & C. Pinsonneault	320.00	256.00	64.00
	SW 1/2 SW 1/2 ex pt.	8	49.483 2-309 R. & C. Pinsonneault	395.00	316.00	79.00
	pt SW 1/2 SW 1/2 ex pt.	8	1/2 2-309C1 * D. & B. Johnston	10.00	8.00	2.00
	pt. NE 1/2 SW 1/2	8	1/3 2-310 C. Couture	5.00	4.00	1.00
	NE 1/2 SW 1/2 ex pt	8	49.660 2-311 A. Couture	395.00	316.00	79.00
	SW 1/2 NE 1/2	8	50 2-312 B. C. Eechard	400.00	320.00	80.00
	NE 1/2 NE 1/2	8	50 2-313 I. Bourassa	400.00	320.00	80.00
	SW 1/2 SW 1/2	9	50 2-314 Ernest King	400.00	320.00	80.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
4	NE $\frac{1}{2}$ SW $\frac{1}{2}$	9	50	2-315 F. & M. Pinsonneault	400.00	320.00	80.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	9	50	2-316 R, C. F, & M.Pinsonneault	400.00	320.00	80.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	9	50	2-317 E. & R. King	400.00	320.00	80.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex SE cor	10	48	2-318 F. & J. Raspburg	380.00	304.00	76.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	10	50	2-320 A. Caron	350.00	230.00	70.00
	SW $\frac{1}{2}$	11	100	2-321 R. & C. King	650.00	520.00	130.00
	SW pt NE $\frac{1}{2}$ ex pt.	11	71	2-322 R. Pinsonneault	425.00	340.00	85.00
	NE pt NE pt SE pt ex SW cor.	11	13.5	2-325 R. & Y. Pinsonneault	80.00	64.00	16.00
	NE pt NE pt NW pt.	11	14	2-326 R. Pinsonneault	85.00	68.00	17.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	50	2-327 R. & Y. Pinsonneault	250.00	200.00	50.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12	49.5	2-328 J. M. Caron	240.00	192.00	48.00
	NE $\frac{1}{2}$	10	100	2-335 E. J. King	725.00	580.00	145.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	12	50	2-336 R. T. Pinsonneault	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	12	49	2-337 F. & M. Caron	290.00	232.00	58.00
5	SW $\frac{1}{2}$ SE $\frac{1}{2}$	6	50	2-350 C. & M. Lozon	400.00	320.00	80.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	7	25	2-351 C. & M. Lozon	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	7	23	2-352 A. St. Pierre	185.00	148.00	37.00
	W pt SE cor E $\frac{1}{2}$	7	$\frac{1}{2}$	2-353 * R. & B. Couture	10.00	8.00	2.00
	E pt SE cor E $\frac{1}{2}$	7	1.526	2-354 R. Couture	15.00	12.00	3.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Road	7	47	2-355 R. Couture	375.00	300.00	75.00
	SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Rd.	8	41	2-356 J. & B. Osuch	325.00	260.00	65.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex NW $\frac{1}{4}$ Ac NW Given Rd. & SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	74.25	2-357 H. & M. Mielczarek	600.00	480.00	120.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	25	2-358 H. Couture	200.00	160.00	40.00
	SE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Given Rd.	9	19.5	2-359 E. & E. Couture	155.00	124.00	31.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	10	25	2-360 H. & M. Couture	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SW Given Road	10	63.5	2-361 E. & E. Couture	510.00	408.00	102.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	7	40	Cle Couture	320.00	256.00	64.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
5 NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 6	48.74	2-362 C. & M. Lozon	390.00	312.00	78.00
Pt. 1 RD 145 6	1.25	2-363 C. R. & F. Lozon	15.00	12.00	3.00
NE pt SE $\frac{1}{2}$ SE Given Road 8	43	2-364 P. Dulisch Estate	345.00	276.00	69.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 6	50	2-366 Marie Dulisch	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 6	49.2	2-367 R. Pinsonneault	395.00	316.00	79.00
Pt. NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 6	.8	2-368 M. & M. St. Pierre	10.00	8.00	2.00
SE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ 7	10	2-369 Clara Kendall	80.00	64.00	16.00
NE pt NE $\frac{1}{2}$ NE Given Rd. 7	53	2-370 H. St. Pierre	425.00	340.00	85.00
NW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd. 8	9	2-371 L. & L. Lozon	72.00	57.60	14.40
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 8	50	2-372 C. Bechard	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd. 8	57	2-373 P. Dulisch Est.	455.00	364.00	91.00
NW cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Road 9	$\frac{1}{2}$	2-374 * M. St. Pierre	10.00	8.00	2.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 9	49	2-375 W., J., & M Gebal	395.00	316.00	79.00
NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Given Rd. 9	30	2-376 W., J., & M., Gebal	240.00	192.00	48.00
NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd. 10	19.5	2-377 W. J. & M. Gebal	155.00	124.00	31.00
NE pt W $\frac{1}{2}$ N $\frac{1}{2}$ ex Rd. 10	11	2-378 W. & M. Gebal	90.00	72.00	18.00
Pt S Rd. W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$ 10	3	2-37801 V. & E. Tetrault	25.00	20.00	5.00
SW cor W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$ 10	1	2-379 E. Lozon	10.00	8.00	2.00
E $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$ 10	25	2-380 W. & M. Gebal	200.00	160.00	40.00
NE pt E $\frac{1}{2}$ S $\frac{1}{2}$ 10	11.75	2-381 W. & M. Gebal	95.00	76.00	19.00
S pt W $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd. 10	18.5	2-382 E. & E. Couture	145.00	116.00	29.00
SE $\frac{1}{2}$ 11	100	2-383 G. & R. Pinsonneault	700.00	560.00	140.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 12	50	2-384 R. Pinsonneault	300.00	240.00	60.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 12	50	2-385 O. & M. Pinsonneault	300.00	240.00	60.00
6 NW $\frac{1}{2}$ SE $\frac{1}{2}$ 1	50	5-001 R. Dorbeckor	400.00	320.00	80.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$ 1	49.656	5-002 H. & J. Klinard	395.00	316.00	79.00
NW 100' SE $\frac{1}{2}$ SE $\frac{1}{2}$ 1	1/3	5-00201 * Unlon Gas Ltd.	5.00	4.00	1.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
6 SW 273' SW $\frac{1}{2}$ SE $\frac{1}{2}$ 2	.95	5-003 G. & A. Klein	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt 2	65.226	5-006 Belletter Farms	520.00	416.00	104.00
SW 162' NE 476.15 SW pt SE $\frac{1}{2}$ 2	.8	5-00601 * Patricia Lozon	10.00	8.00	2.00
Ct. pt. NE $\frac{1}{2}$ SE $\frac{1}{2}$ 2	25	5-007 J. & B. Osuch	200.00	160.00	40.00
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ 2 & 3	20	5-008 S. & P. Czarnecki	160.00	128.00	32.00
NE pt SW $\frac{1}{2}$ SE & SW pt NE $\frac{1}{2}$ SE ex pt. 3	68.34	5-009 R. & T. Pinsonneault	545.00	436.00	109.00
Pts. 1 & 2 RD 206 3	1.90	5-00901 Michael Klinard	15.00	12.00	3.00
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex E cor 3	20.6	5-010 J. & R. Schuster	165.00	132.00	33.00
E cor NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex E cor 3	1.1	5-011 * J. & R. Schuster	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 4	50	5-012 J. & K. Schertzer	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 4	50	5-013 Jean Pinsonneault	400.00	320.00	80.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$ 5	50	5-014 H. & J. Klinard	400.00	320.00	80.00
NW $\frac{1}{2}$ SE $\frac{1}{2}$ 5	50	5-015 R. & E. Charron	400.00	320.00	80.00
SW $\frac{1}{2}$ 6	100	5-016 M. Gardiner	800.00	640.00	160.00
NE $\frac{1}{2}$ 6	100	5-017 H. Dutka	800.00	640.00	160.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 7	50	5-018 S. & P. Evans	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ 7	50	5-019 Mike Monyes	400.00	320.00	80.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ 7	50	5-020 S. & P. Evans	400.00	320.00	80.00
SW $\frac{1}{2}$ 8	100	5-021 R. & A. Lozon	800.00	640.00	160.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 8	50	5-022 H. Couture	400.00	320.00	80.00
SE $\frac{1}{2}$ 9	100	5-023 F. & M. Couture	800.00	640.00	160.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 10	50	5-024 O. Couture	400.00	320.00	80.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 10	12.5	5-025 Vital Sterling	100.00	80.00	20.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ & NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 10	37.5	5-026 P. & A. Sterling	300.00	240.00	60.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 11	50	5-027 N. & M. Letourneau	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 11	50	5-028 J. & W. Gebal	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 12	50	5-029 B. Carron	350.00	280.00	70.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leq. Grt.	Net Assessment
6 NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 12	48.757	5-030 O. & J. Delrue	325.00	260.00	65.00
SE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 1	49.46	5-032 Bellotterre Farms	395.00	316.00	79.00
SE 265.88' NW 529.58' SE $\frac{1}{2}$ NW $\frac{1}{2}$ 1 !	!	5-033 * G. & M. Emrich	10.00	8.00	2.00
NW 263.71' SE $\frac{1}{2}$ NW $\frac{1}{2}$ 1 1	1 1	5-034 G. & K. Emrich	10.00	8.00	2.00
NW $\frac{1}{2}$ NW $\frac{1}{2}$ 1 50	1 50	5-035 F. Pinsonneault	400.00	320.00	80.00
SW pt NW $\frac{1}{2}$ 2 10	2 10	5-036 * Dover Rod & Gun Club	80.00	64.00	16.00
NE pt NW $\frac{1}{2}$ 2 90	2 90	5-037 * Gustaaf Blondeel	720.00	576.00	144.00
NW $\frac{1}{2}$ 3 100	3 100	5-038 Gustaaf Blondeel	800.00	640.00	160.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 4 50	4 50	5-039 L. Tetrault Est.	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ 4 25	4 25	5-040 J. & M. Pinsonneault	200.00	160.00	40.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ 4 25	4 25	5-041 G. & K. Mai	200.00	160.00	40.00
NW $\frac{1}{2}$ NW $\frac{1}{2}$ 5 50	5 50	5-042 J.P. & M. Pinsonneault	400.00	320.00	80.00
SE $\frac{1}{2}$ NW $\frac{1}{2}$ 5 50	5 50	5-043 G. & K. Mai	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 7 50	7 50	5-044 O. Couture	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ 8 50	8 50	5-045 O. & D. Couture	400.00	320.00	80.00
SW pt NW $\frac{1}{2}$ SW R pt. Rd. 8 88	8 88	5-046 O. & B. Couture	705.00	564.00	141.00
NE pt NW $\frac{1}{2}$ NE R pt Rd. 9 10	9 10	5-047 J. & M. Couture	80.00	64.00	16.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 10 50	10 50	5-048 J. & M. Couture	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ 10 50	10 50	5-049 E. Duquette	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ 11 50	11 50	5-050 W. Cadotte	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ 11 50	11 50	5-051 J. Ouellette	400.00	320.00	80.00
NW $\frac{1}{2}$ 12 100	12 100	5-052 Oscar Delrue	700.00	560.00	140.00
NW $\frac{1}{2}$ 13 99.463	13 99.463	5-053 G. & E. Delrue	600.00	480.00	120.00
7 SW $\frac{1}{2}$ SE $\frac{1}{2}$ 3 49.32	3 49.32	5-060 A. & R. Szymanski	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 3 50	3 50	5-061 Adelard Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 4 50	4 50	5-062 A. & B. Tetrault	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 4 50	4 50	5-063 Eclid Tetrault	400.00	320.00	80.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
7 SE $\frac{1}{2}$	5	100	5-064 Eclid Tetrault	800.00	640.00	160.00
NW $\frac{1}{2}$ SE $\frac{1}{2}$	6	50	5-065 H. Kestelyn Est.	400.00	320.00	80.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$	6	48.84	5-066 S. Flodrowski	390.00	312.00	78.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	7	50	5-067 D. Tetrault Est.	400.00	320.00	80.00
SE $\frac{1}{2}$	8	99.419	5-068 H.F. Couture	795.00	636.00	159.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	9	49.417	5-069 P. & D. Martin	395.00	316.00	79.00
NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	9	23.75	5-070 P. & D. Martin	190.00	152.00	38.00
SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	9	23.203	5-071 Raoul Martin	185.00	148.00	37.00
SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	10	24.423	5-072 Raoul Martin	195.00	156.00	39.00
Ct. 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10	16.66	5-073 B. Mallette	135.00	108.00	27.00
SW 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10	16.467	5-074 B. Mallette	135.00	108.00	27.00
NE 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10	16.274	5-075 B. Mallette	135.00	108.00	27.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	11	49.424	5-076 J., D, V, & A. Martin	395.00	316.00	79.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	11	49.423	5-077 A. & A. Martin	395.00	316.00	79.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$	12	48.87	5-078 V. Martin	340.00	272.00	68.00
NW $\frac{1}{2}$ SE $\frac{1}{2}$	12	50	5-079 A. Martin	350.00	280.00	70.00
Pts SW Rivard Drain	1 & 2	126.5	5-091 St. Lukes Club	1,012.00	809.60	202.40
Pts. 1 & 2 24 R 639		2.89	5-092 G. & A. Klein	25.00	20.00	5.00
All NE Rivard Dr.	1 & 2	270.405	5-093 Snake Island Marsh	2,165.00	1,732.00	433.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	3	50	5-094 A. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	3	24.54	5-095 A. Tetrault	195.00	156.00	39.00
Pt.	3	$\frac{1}{2}$	5-096 * S. Tetrault	10.00	8.00	2.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	3	25	5-097 E. & C. Tetrault	200.00	160.00	40.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	4	50	5-098 A. & A. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	4	25	5-099 A. & A. Tetrault	200.00	160.00	40.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	4	24.65	5-100 O. & L. Tetrault	195.00	156.00	39.00
Pt. NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	4	.35	5-10001 * J. & D. Nilsson	5.00	4.00	1.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
7 SW $\frac{1}{2}$ NW $\frac{1}{2}$	5	5-101 D. & E. Laevens	195.00	156.00	39.00	
Pt. 1 24 R1232	.5	5-10101 * David Laevens	10.00	8.00	2.00	
NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts.	5	49.4	5-102 Charles Couture	395.00	316.00	79.00
Pt E $\frac{1}{2}$ N $\frac{1}{2}$	5	.6	5-103 * Harvey Tetrault	10.00	8.00	2.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	6	50	5-104 R. & E. Charron	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	6	50	5-105 R. Charron	400.00	320.00	80.00
NW pt on N $\frac{1}{2}$ W $\frac{1}{2}$	7	.35	5-106 * Est. of L. Tetrault & H. Tetrault	5.00	4.00	1.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	7	49.75	5-107 O. & C. Tetrault	395.00	316.00	79.00
NE $\frac{1}{2}$	7	100	5-108 F. & G. Caron	800.00	640.00	160.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25	5-109 Charles Couture	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25	5-110 Harvey Couture	200.00	160.00	40.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	8	50	5-111 F. Caron	400.00	320.00	80.00
SW 52' SW $\frac{1}{2}$ NW $\frac{1}{2}$	9	$\frac{1}{4}$	5-112 * V. & E. Tetrault	5.00	4.00	1.00
E pt on W $\frac{1}{2}$ N $\frac{1}{2}$ W.B.pt. Rd.	9	.50	5-113 * M. & J. Marleau	10.00	8.00	2.00
SE pt SW $\frac{1}{2}$ NW NW W.B.Pt. Rd.	9	15	5-114 H. Toulouse	120.00	96.00	24.00
NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	9	33	5-115 H. Couture	265.00	212.00	53.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	9	50	5-116 A. & M. Martin	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	10	75	5-117 H. Ouellette	600.00	480.00	120.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	10	50	5-118 V. & B. Mallette	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	11	50	5-119 H. & C. Louagie	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	11	50	5-120 W. & B. Hembree	400.00	320.00	80.00
NW $\frac{1}{2}$	12	100	5-121 A. & M. St.Pierre	700.00	560.00	140.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	15	25	6-083 J. Pinsonneault	175.00	140.00	35.00
NW $\frac{1}{2}$ NW $\frac{1}{2}$	16	45	6-084 Chapple Farms Ltd.	315.00	252.00	63.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	17	45	6-056 Chapple Farms Ltd.	315.00	252.00	63.00
8 NW cor Pt. SE $\frac{1}{2}$	1	3.5	5-131 * E. Hamilton	40.00	32.00	8.00
NW pt SE $\frac{1}{2}$ ex NW cor.	1	2	5-132 W, M, S. Royer	20.00	16.00	4.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
8 NE 150' SW 255' SE $\frac{1}{2}$	1	1/3	5-134 * P. & P. Hamilton	10.00	8.00	2.00
S pt ex Lts. S Cor.	1	76	5-135 R. & M. Lucier	760.00	608.00	152.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	2	50	5-136 F. & D. Charron	400.00	320.00	80.00
SW 100' NE 447.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	2	1/3	5-13601 * L. & B. Lozon	10.00	8.00	2.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts SE Toulouse Dr. 2	2	22.289	5-137 F. Lucier	180.00	144.00	36.00
SW 100' NE 255.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	2	1/3	5-13701 * G. & D. Robichaud	10.00	8.00	2.00
NE 100' SW 200' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	2	1/3	5-138 * Gerald Lucier	10.00	8.00	2.00
SW 100' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	2	1/3	5-13801 J. & G. Lucier	10.00	8.00	2.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts. & pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. 2	2	26.312	5-139 D. & A. Lucier	210.00	168.00	42.00
NE 130' SW 512' SW $\frac{1}{2}$ SE $\frac{1}{2}$	3	.6	5-140 * Yvonne Lucier	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	3	49.4	5-141 Felix Lucier	390.00	312.00	78.00
Pt E $\frac{1}{2}$ S $\frac{1}{2}$	3	1/3	5-142 * O. Lauzon	10.00	8.00	2.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	3	50	5-143 E. & P. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	4	50	5-144 Annie Tomen	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	4	49.5	5-145 G. Koekuyt	395.00	316.00	79.00
SW 105' NE 444' NE $\frac{1}{2}$ SE $\frac{1}{2}$	4	.26	5-146 * L. & J. Tetrault	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	5-147 C. & M. Van Hove	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	5-148 Orville Charron	400.00	320.00	80.00
W cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. 6	1		5-160 * C. & R. Myers	15.00	12.00	3.00
SW 100' SW $\frac{1}{2}$ SE $\frac{1}{2}$	6	1/3	5-161 * O. & L. Tetrault	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts	6	48.75	5-162 G. Blondeau	390.00	312.00	78.00
NE 325' NE $\frac{1}{2}$ SE $\frac{1}{2}$ (RD105)	6	1	5-163 * Wayne Myers	15.00	12.00	3.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	6	49	5-164 Wm. Burke	390.00	312.00	78.00
SE $\frac{1}{2}$	7	100	5-165 A. & M. DeBaere	800.00	640.00	160.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex RD 1059	8	49.312	5-166 Charles Couturo	395.00	316.00	79.00
Pt I 24 R 1059	8	3/4	5-16601 * Rita Couturo	10.00	8.00	2.00

Con. Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Log.Grt.	Net Assessment
8 NE $\frac{1}{2}$ SE $\frac{1}{2}$	8 50	5-167 F. & G. Caron	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	9 50	5-168 H. & D. Couture	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	9 50	5-169 L. & M. Poissant	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	10 50	5-170 M. Oualliette	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	10 49.5	5-171 P. & D. Martin	395.00	316.00	79.00
NE 150' NE $\frac{1}{2}$ SE $\frac{1}{2}$	10 .5	5-172 * B. & H. Howard	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	11 48	5-173 Helen Bechard	390.00	312.00	78.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	11 50	5-174 O. & M. Louagie	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12 49.66	5-175 * W. & B. Hombree	350.00	280.00	70.00
Pt.	12 1/3	5-176 * D. & I. Butler	10.00	8.00	2.00
Pt.	12 2.7	5-177 * Caron Grain Ltd.	25.00	20.00	5.00
SE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	12 17.73	5-178 Gertrude Mayers	120.00	96.00	24.00
SE 1/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts.	12 8.83	5-179 Noella Roberts	60.00	48.00	12.00
Pt E Cor S 10 Acrs. N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	12 2/3	5-180 G. & A. Lozon	10.00	8.00	2.00
Pt N cor S 10 Ac N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	12 .50	5-181 N. Roberts	10.00	8.00	2.00
NW 2/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	12 19.797	5-182 H. Bagnall	160.00	128.00	32.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt SW Boyle Dr.	13 48.6	5-193 H. Bagnall	200.00	160.00	40.00
NW $\frac{1}{2}$	Lt.1,2,&3 290	5-200 Big Pointe Club	2,320.00	1,856.00	464.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	4 50	5-202 Clifford Lauzon	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	4 50	5-203 John Roberts et al	400.00	320.00	80.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	5 25	5-204 John Roberts	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NE $\frac{1}{2}$ NW $\frac{1}{2}$	5 75	5-205 O. & T. Lozon	600.00	480.00	120.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	6 50	5-216 O. & T. Lozon	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	6 50	5-217 L. & J. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	7 50	5-218 Alma Labadie	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	7 50	5-219 P. Pinsonneault	400.00	320.00	80.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	8 2.5	5-220 P. Pinsonneault	195.00	156.00	39.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
8 NE ½ SW ½ NW ½ & pt SW ½ SW ½ NW ½	8	26	5-221 P. Pinsonneault	205.00	164.00	41.00
NE ½ NW ½	8	50	5-222 P. Pinsonneault	400.00	320.00	80.00
SW ½ NW ½	9	50	5-223 H. & L. Ouellette	400.00	320.00	80.00
NE ½ NW ½	9	50	5-224 L. Bourgeois Est.	400.00	320.00	80.00
SW ½ NW ½	10	50	5-225 D. Sylvain	400.00	320.00	80.00
NE ½ NW ½	10	50	5-226 D. Sylvain	400.00	320.00	80.00
SW ½ NW ½ & SE pt SW ½ NE ½ NW ½ SE Boyle Drain	11	60	5-227 L. Ouellette	480.00	384.00	96.00
NW pt SW ½ NE ½ NW ½ ex pt NW Boyle Dr.	11	12.5	5-228 J. & B. Robinson	100.00	80.00	20.00
NE 260' SW ½ NE ½ NW ½	11	2.46	5-229 R. & M. Drow	25.00	20.00	5.00
NE ½ NE ½ NW ½	11	25	5-230 Victor Mallotte	200.00	160.00	40.00
NE cor W ½ N ½	12	1	5-231 * H. Sylvain	10.00	8.00	2.00
Pt on W ½ N ½	12	.40	5-232 * G. & T. Gagnon	5.00	4.00	1.00
SW ½ NW ½ ex pt	12	48	5-233 N. & A. Benoit	335.00	268.00	67.00
RP Lots 594	26 & 27	3/5	5-234 * L. & J. Brown	10.00	8.00	2.00
Lot	28	1/3	5-235 * J. & K. Butler	5.00	4.00	1.00
Lot	29	1/3	5-236 * L. & A. Ouellette	5.00	4.00	1.00
RP 594 All & 587	25	1.2	5-237 * Twp. of Dover	10.00	8.00	2.00
All	24	1/3	5-238 A. & B. Daniel	5.00	4.00	1.00
All	23	.17	5-239 * J. & V. Belanger	5.00	4.00	1.00
All	22	.2	5-240 * L. Perreault	5.00	4.00	1.00
NW pt	30	.21	5-241 * W. & Y. Fobb	5.00	4.00	1.00
Pt.	30	.22	5-242 * L. & I. Benoit	5.00	4.00	1.00
	21	.18	5-24201 L. & V. Emery	5.00	4.00	1.00
All	20	.32	5-243 * J. Benoit	5.00	4.00	1.00
	19	.15	5-244 * N. & A. Benoit	5.00	4.00	1.00
8 Pt Lt ex pts	12	16.61	5-245 N. & A. Benoit	115.00	92.00	23.00
	18	.18	5-246 * R. & L. Dulong	5.00	4.00	1.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment	
8	17	.19	5-247 * C. & E. Emery	5.00	4.00	1.00	
RP 587	16	.18	5-248 * D. Alexander	5.00	4.00	1.00	
	15	.18	5-249 S. & C. Trahan	5.00	4.00	1.00	
	14	.21	5-250 * Elsie Demers	5.00	4.00	1.00	
	13	.17	5-251 * R. & D. Lozon	5.00	4.00	1.00	
RP 587 & 594	31 & 13	1/3	5-252 * J. Koekuyt	5.00	4.00	1.00	
RP 594	32	1/3	5-253 * R. & R. Myers	5.00	4.00	1.00	
RP 587 SE pt Lot 11 & pt 4 24 R 960		½	5-254 * D. & A. Benoit	5.00	4.00	1.00	
RP 594 Block B 7 Pt. Dr.		½	5-255 * S. & J. Laprise	5.00	4.00	1.00	
RP 587 Pt Lt. 11 & 12		½	5-256 * A. Demers	5.00	4.00	1.00	
8	SE ½ NE ½ NW ½	12	25	5-276 R. Normandin	175.00	140.00	35.00
	SW ½ SE ½	15	25	5-198 J. L. Plinsonneault	125.00	100.00	25.00
	NE ½ SE ½	15	50	5-199 R. & G. DeDecker	300.00	240.00	60.00
	SW ½ NW ½	15	25	5-295 Orville Lucier	150.00	120.00	30.00
	NE ½ NW ½	15	50	5-296 H. Marchand	300.00	240.00	60.00
	SW ½ SE ½	16	50	6-106 A. & B. Faubert	300.00	240.00	60.00
	NE ½ SE ½	16	50	6-107 Harold James	300.00	240.00	60.00
	SW ½ SW ½ SE ½	17	25	6-108 Lee Harris	150.00	120.00	30.00
	NE ½ SW ½ SE ½	17	20	6-10801 Robt. Harris	120.00	96.00	24.00
	NW ½ ex pt	16	99.5	6-114 D. Cadotte	590.00	472.00	118.00
	NE 136.25' SW 521.25 NW ½	16	½	6-113 * G. Cadotte	10.00	8.00	2.00
	SW ½ NW ½	17	40	6-115 * M. & G. Devolder	250.00	200.00	50.00
9	Pt Lots 1, 2, 3 & 4	337		5-301 Big Pointe Club	2,700.00	2,160.00	540.00**
	SE ½	5	100	5-302 O. & T. Lozon	800.00	640.00	160.00
	SW ½	6	100	5-303 R. & J. L'Ecuyer	800.00	640.00	160.00
	NE ½	6	100	5-304 R. & H. Cartier	800.00	640.00	160.00
Pt. 1 RD 94 S ½ W ½	7	1		5-305 * Joanne Griffore	10.00	8.00	2.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Log.Grt.	Net Assessment
9	SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt 7	24	5-306 B. Griffore	190.00	152.00	38.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	7	5-307 A. & G. Bechard	195.00	156.00	39.00
	Pt.	7	5-30701 * Roland Bechard	10.00	8.00	2.00
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	7	5-308 Barney Griffore	200.00	160.00	40.00
	SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	7	5-309 Almo Labadie	190.00	152.00	38.00
	Pt on S $\frac{1}{2}$ E $\frac{1}{2}$ S $\frac{1}{2}$	7	5-310 * Almo Labadie	10.00	8.00	2.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	8	5-311 L. & L. Emery	390.00	312.00	78.00
	NE 181.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	8	5-312 * Harvey Toulouse	15.00	12.00	3.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Dr.	8	5-313 S. & M. Letourneau	390.00	312.00	78.00
	SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	5-314 Edna Brown	185.00	148.00	37.00
	NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	5-315 L. & H. Ouellette	185.00	148.00	37.00
	NE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	5-316 L. Caron	375.00	300.00	75.00
	NE 80' NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	5-317 * J. & M. DeKieviet	10.00	8.00	2.00
	Pt. SW $\frac{1}{2}$ pt 1 24R 1023	9	5-31701 * J. & J. Graham	15.00	12.00	3.00
	SW $\frac{1}{2}$ ex pts	10	5-318 E. & V. Emery	775.00	620.00	155.00
	SE pt SW $\frac{1}{2}$	10	5-319 * R.C. Corporation	20.00	16.00	4.00
	Pt. SW cor E $\frac{1}{2}$	10	5-320 D. Sylvain	15.00	12.00	3.00
	S $\frac{1}{2}$ E $\frac{1}{2}$ ex Church Land	10	5-321 L. & C. Roelans	365.00	292.00	73.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	11	5-322 A. Bourgeois	400.00	320.00	80.00
	SW 264' NE 3/4 SE $\frac{1}{2}$	11	5-323 M. & S. Gagner	60.00	48.00	12.00
	SE $\frac{1}{2}$ NE 3/4 ex pt	11	5-324 O. & E. Cartier	550.00	440.00	110.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	5-325 H. Malette	175.00	140.00	35.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	5-326 J. & B. L'Ecuyer	175.00	140.00	35.00
RP 598	Lot 2	$\frac{1}{4}$	5-327 * Stellic Delanghe	5.00	4.00	1.00
		3	5-328 * C. & H. Chevalier	5.00	4.00	1.00
		1	5-330 R. & R. Trahan	65.00	52.00	13.00

Cont.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leq. Grt.	Net Assessment
5	NE $\frac{1}{2}$ SE $\frac{1}{4}$ ex pt. 14	15	5-349 O. & B. Couture	90.00	72.00	18.00
	NE $\frac{1}{2}$ NW $\frac{1}{4}$	14	15 5-353 R. & L. Myers	90.00	72.00	18.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{4}$	15	20 5-350 O. & B. Couture	120.00	96.00	24.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{4}$	15	25 5-351 Orville Lucier	150.00	120.00	30.00
	NE $\frac{1}{2}$ SE $\frac{1}{4}$	15	50 5-352 E. & P. Caron	300.00	240.00	60.00
	NW $\frac{1}{4}$	15	100 5-364 E. & P. Caron	700.00	560.00	140.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	16	50 7-021 Bishop Farms Ltd.	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	16	50 7-022 Bishop Farms Ltd.	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	27	10 7-023 L. & M. Capiau	60.00	48.00	12.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	5	75 5-361 M. Lozon	600.00	480.00	120.00
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	5	25 5-362 Manson Lozon	200.00	160.00	40.00
	NW $\frac{1}{2}$ SE $\frac{1}{2}$ NW $\frac{1}{2}$	5	25 5-363 Henry Griffore	200.00	160.00	40.00
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	5	25 5-364 Henry Griffore	200.00	160.00	40.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 7	49	5-365 Alvin Griffore	395.00	316.00	79.00
	NE pt NW Boyle Drain	7	1 5-366 * D. & B. Lozon	10.00	8.00	2.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25 5-367 K. & S. Young	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25 5-368 Terre-du-Lac Farms	200.00	160.00	40.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	8	52 5-369 Terre-du-Lac Farms	415.00	332.00	83.00
	SW pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Dr.	9	27 5-370 L. & V. Poissant	215.00	172.00	43.00
	NE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Dr.	9	27 5-371 W. & B. Benoit	215.00	172.00	43.00
	NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Dr.	9	53 5-372 W. Benoit	425.00	340.00	85.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	10	50 5-373 O. Emery	400.00	320.00	80.00
	NW $\frac{1}{2}$ NE 3/4 ex pt	11	75 5-374 O. & E. Cartier	600.00	480.00	120.00
	NE 124' SW 1497' NW $\frac{1}{2}$ NE 3/4	11	1/3 5-375 E. & D. Boufley	10.00	8.00	2.00
	NW $\frac{1}{2}$ ex pt	12	99.65 5-376 O. & E. Cartier	700.00	560.00	140.00
	Pt 1 24 R646	12	1/3 5-37601 * S. Stefina et al	10.00	8.00	2.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Loq. Grt.	Net Assessment
10	Lts. 2, 3, 4, 5, & pt. 6	200	5-391 Big Pointe Club	1,600.00	1,280.00	320.00
	SW ½ SE ½	6	5-392 R. & J. L'Ecuyer & DVA	400.00	320.00	80.00
	NE ½ SE ½	6	5-393 Ovila Lozon	400.00	320.00	80.00
	W ½ ex pt N. Boyle Dr.	7	5-394 Alvin Griffore	790.00	632.00	158.00
	S pt S ½	7	5-395 Dale Emery	300.00	240.00	60.00
	SE ½	8	5-396 Odilas Emery	800.00	640.00	160.00
	SW ½ SE ½	9	5-397 L. & V. Poissant	400.00	320.00	80.00
	SW ½ NE ½ SE ½	9	5-398 Wilfred Bonolt	185.00	148.00	37.00
	NE ½ NE ½ SE ½	9	5-399 Terre-du-Lac Farms	200.00	160.00	40.00
	SW ½ SE ½	10	5-400 Orville Cartier	400.00	320.00	80.00
	SW ½ NE ½ SE ½	10	5-401 Theode Emery Est.	200.00	160.00	40.00
	NE ½ NE ½ SE ½	10	5-402 O. Cartier Est.	200.00	160.00	40.00
	SW ½ SE ½	11	5-403 Dorsey Labadie	400.00	320.00	80.00
	SW ½ NE ½ SE ½	11	5-404 W. Cartier	200.00	160.00	40.00
	NE ½ NE ½ SE ½	11	5-405 Adelard Brown Est.	200.00	160.00	40.00
	SW ½ SW ½ SE ½	12	5-406 Adelard Brown Est.	200.00	160.00	40.00
	NE 3/4 SE ½ ex pt	12	5-407 V. & B. Letourneau	300.00	240.00	60.00
	NE cor NW ½ N Boyle Dr.	7	5-414 Big Pointe Club	10.00	8.00	2.00
	NW pt NE ½ NW ½	7	5-415 O. & L. Tetrault	60.00	48.00	12.00
	Pt. N 12 ½ Ac E ½	7	5-416 D. Hebert	25.00	20.00	5.00
	N 59 ½ Ac ex N Ac E ½	7	5-417 Leo Lauzon	375.00	300.00	75.00
	SW ½ NW ½ ex Rd	8	5-418 Henry Myers Est.	380.00	304.00	76.00
	NE ½ NW ½	8	5-419 Hector Myers	390.00	312.00	78.00
	SW ½ SW ½ NW ½ & NW ½ NE ½ SW ½ NW ½	9	5-420 Hector Myers	245.00	196.00	49.00
	Pt. on W ½ W ½ N ½	9	5-421 * L. & A. Myers	10.00	8.00	2.00
	SW ½ NE ½ NW ½ & SE ½ NE ½ SW ½ NW ½	9	5-422 M. L'Ecuyer	300.00	240.00	60.00
	NE ½ NE ½ NW ½	9	5-423 Jacob Cartier	210.00	168.00	42.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
10	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	10 25	5-424 Jacob Cartier	200.00	160.00	40.00
	NE 3/4 NW $\frac{1}{2}$	10 75	5-425 R. A. Cartier	600.00	480.00	120.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	11 50	5-426 R. A. Cartier	400.00	320.00	80.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	11 50	5-427 Anna Brown	400.00	320.00	80.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	12 25	5-428 D. Brown Est.	175.00	140.00	35.00
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	12 25	5-429 V. & I. Demers	175.00	140.00	35.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	12 30	5-430 A. Brown Est.	200.00	160.00	40.00
	NW pt SE $\frac{1}{2}$	13 20	8-001 S. V. Letourneau	150.00	120.00	30.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	14 20	8-005 H. A. Myers Est.	150.00	120.00	30.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	14 40	8-006 B. Emery	275.00	220.00	55.00
	SE $\frac{1}{2}$	15 100	8-007 J. Caron	700.00	560.00	140.00
	NW $\frac{1}{2}$	13 100	8-008 L. Letourneau	700.00	560.00	140.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	14 50	8-009 V. & I. Demers	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	14 50	8-010 Bishop Farms Ltd.	350.00	280.00	70.00
	NW $\frac{1}{2}$ ex pt.	15 90	8-011 A. & R. Couture	600.00	480.00	120.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	16 10	7-058 Arsand Couture	50.00	40.00	10.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	16 49.66	7-037 A. & D. Emery	340.00	272.00	68.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	16 25	7-038 R. & L. Myers	175.00	140.00	35.00
	SW 122.5' NW 122.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	16 1/3	7-036 * R. & L. Ouellette	10.00	8.00	2.00
11	SE $\frac{1}{2}$	6 & 7 110	8-016 Big Pointe Club	880.00	704.00	176.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	8 50	8-017 D. & Y. O'Neil	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	8 50	8-018 N. L'Ecuyer	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	9 50	8-019 N. L'Ecuyer	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	9 50	8-020 R. & N. Cartier	400.00	320.00	80.00
	SE $\frac{1}{2}$	10 100	8-021 R. & H. Cartier	800.00	640.00	160.00
	SW 3/4 SE $\frac{1}{2}$	11 75	8-022 L. & R. Demers	600.00	480.00	120.00
	NE $\frac{1}{4}$ SE $\frac{1}{2}$	11 25	8-023 C. Brown	200.00	160.00	40.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Log. Grt.	Net Assessment	
11	SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	50	8-024 Clemence Brown	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12	49.655	8-025 D. Brown Est.	390.00	312.00	78.00
	NW 100' SE 233.29' NE 150' of NE $\frac{1}{2}$ SE $\frac{1}{2}$	12	1/3	8-02501 * C. & M. Brown	10.00	8.00	2.00
	SE $\frac{1}{2}$	13	100	8-026 Henry Couture	700.00	560.00	140.00
	SE $\frac{1}{2}$	14	50	8-027 P. Pinsonneault	350.00	280.00	70.00
	SE $\frac{1}{2}$	15	10	8-028 S. McDonald & V. Lusk	50.00	40.00	10.00
RP 409	Lot 1 N $\frac{1}{2}$ Lot 2 SW pt Lot	4	.5	8-029 * Donald Rakus	250.00	200.00	50.00
		7	.03	8-030 * Bon Jacobs	25.00	20.00	5.00
	All	5 & 6	.67	8-031 * Donald Rakus	190.00	152.00	38.00
	NE pt	4	.11	8-032 * Donald Rakus	100.00	80.00	20.00
	NE pt	3	.11	8-034 * Jacob Bourdeau	100.00	80.00	20.00
	Pt 1,2,3, & 4		1.0	8-035 * S. & P. Vincent	300.00	240.00	60.00
	All 21, 22, 23, & 24		1.33	8-038 * Sam Dinsmore	200.00	160.00	40.00
11	Pt ex lots	8	93.847	8-039 Bay Lodge Inc.	800.00	640.00	160.00
RP 409	All	8 & 9	.55	8-051 * Donald Rakus	126.00	100.80	25.20
		10	.22	8-052 * R. Nowak	50.00	40.00	10.00
		11	.22	8-053 * L. Profota	50.00	40.00	10.00
	SW $\frac{1}{2}$	12	.11	8-054 * L. Profota	25.00	20.00	5.00
	NE $\frac{1}{2}$ Lt 12 & SW $\frac{1}{2}$ Lt	13	.16	8-055 * A. & P. Profota	40.00	32.00	8.00
	NE 3/4	13	.16	8-056 * Bonnie Lozon	40.00	32.00	8.00
		14	.22	8-057 * T. & S. Paczency	50.00	40.00	10.00
	SW $\frac{1}{2}$	15	.11	8-058 * D. & R. Bechard	25.00	20.00	5.00
	NE $\frac{1}{2}$	15	.11	8-059 * Y. & G. Laliberte	25.00	20.00	5.00
		16	.22	8-060 * H. & V. Mailloux	50.00	40.00	10.00
		17	.22	8-061 * W. & M. McGavin	50.00	40.00	10.00
	SW $\frac{1}{2}$	18	.4	8-062 * A. Irwin	25.00	20.00	5.00
	NE $\frac{1}{2}$	18	.11	8-063 * A. Irwin	25.00	20.00	5.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 409	19 & 20	.44	8-064 * R. Vandermerglo	100.00	80.00	20.00
11	Pt S of RP 409	8	8-065 * D. Rakus	300.00	240.00	60.00
	NE cor NE½	8	8-076 * Lawrence Lozon	100.00	80.00	20.00
	NW½	9 & 10	8-077 * H, R, & K. Rex	1,600.00	1,280.00	320.00
	NW½	11	8-078 L. & D. Griffore	800.00	640.00	160.00
	NW½ NW½	12	8-079 Alvin Griffore	400.00	320.00	80.00
	SE½ NW½	12	8-080 Alvin Grifforo	400.00	320.00	80.00
	NW½	13	8-081 J. & R. Demers	700.00	560.00	140.00
	NW½ ex pt	14	8-082 Chatelaine Farms	450.00	360.00	90.00
2	Pt SE½ SE½	11	8-092 * A. & C. Emory	10.00	8.00	2.00
	SE½ SE½ ex pt. 11 & 12	96.789	8-093 C. & G. Griffore	760.00	608.00	152.00
	NW 100' of NE 146' SE½ SE½	12	8-094 * D. & S. Carroll	10.00	8.00	2.00
	NW½ SE½ ex pt. 11 & 12	99	8-095 A. & Y. Griffore	790.00	632.00	158.00
	Pt. 1 RD 262	12	8-096 R. & B. Jacques	10.00	8.00	2.00
	SW½ SE½	13	8-097 George Lozon	390.00	312.00	78.00
	NE½ SE½	13	8-098 Harold Burke	400.00	320.00	80.00
	Ct pt SE pt SE Rankin Crook	14	8-099 H. Ouellette	90.00	72.00	18.00
	SW pt SE pt SE Rankin Creek	15	8-102 A. & J. Aerts	275.00	220.00	55.00
	Pt NW½	10	8-219 * J. M. Moffat Ent.	125.00	100.00	25.00
	All ex lts. & W 16 Ac.	10	8-218 L. Pinsonneault	1,200.00	960.00	240.00
	NW part	11	8-286 * Dover Township	200.00	160.00	40.00
	SW 145' NE 1302.13 SE 300'	11	8-287 * M. & G. Debie	20.00	16.00	4.00
	SW 50' NE 1157.13 SE 148'	11	8-288 * M. & G. Debie	5.00	4.00	1.00
	SW 50' NE 1107.13 SE 148'	11	8-289 * M. & G. Debie	5.00	4.00	1.00
	SW 100' NE 1057.13' SE 148'	11	8-290 * D. Baumgardner	10.00	8.00	2.00
	SW 48' NE 957.13' SE 148'	11	8-291 * C. & M. Sauter	5.00	4.00	1.00
	SW 52' NE 909.13' SE 148'	11	8-292 * R. Bechard	5.00	4.00	1.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
12	SW 150' NE 857.13' SE 148' 11	3/5	8-293 * B. Hubbard	15.00	12.00	3.00
	SW 100' NE 707.13' SE 148' 11	2/5	8-294 * R. & J. Wigchert	10.00	8.00	2.00
	SW 100' NE 607.13' SE 148' 11	2/5	8-295 * J. & A. Carbonneau	10.00	8.00	2.00
	SW 250' NE 507.13' SE 148' 11	1	8-296 * W. & T. Olsen	25.00	20.00	5.00
	SW 100' NE 257.13' SE 148' 11	2/5	8-297 R. Boychuk	10.00	8.00	2.00
	SW 66' NE 157.13' SE 148' 11	.22	8-298 Dover Township	10.00	8.00	2.00
	NW 1/2 ex Park 11	82.44	8-299 L. Pinsonneault	660.00	528.00	132.00
	NE 91.13 pts of NW pt 11 ex RP 419 11	.31	8-300 * M. & J. Carroll	10.00	8.00	2.00
RP 419	SW 297' 1	1.35	8-301 * E. Dunlop Estate	30.00	24.00	6.00
	NE pt 1 & SW 1 & H pt 4	.41	8-302 * Hugh Turner	10.00	8.00	2.00
	Ct pt. H	.45	8-303 * J. & B. Potts	10.00	8.00	2.00
	NE pt. H	1/2	8-304 * M. Urquhart	10.00	8.00	2.00
12	NE cor NW 1/2 NW 1/2 12	.95	8-305 * F. Hellogards	10.00	8.00	2.00
	NW 1/2 NW 1/2 ex pt. 12	48	8-306 L. Pinsonneault	385.00	308.00	77.00
	SE 1/2 NW 1/2 12	50	8-307 E. Dunlop Estate	400.00	320.00	80.00
	SE 1/2 NW 1/2 13	30	8-104 Ross Dunlop	210.00	168.00	42.00
	NW 1/2 NW 1/2 13	40	8-105 O. & V. Burke	280.00	224.00	56.00
13	NW pt NE pt SE 1/2 11	12.607	8-358 Hilliard Allen	100.00	80.00	20.00
	Part 24 R 603 11	.06	8-35801 * Ministry of Environment	10.00	8.00	2.00
RP 419	Lot K ex 24 R 603 K	7.043	8-359 Hilliard Allen	60.00	48.00	12.00
	Pt. J	.71	8-392 * R. & G. Prezockl	20.00	16.00	4.00
	Pt SW 40' NE 193.5 J	.20	8-394 * W. Van Ooston	10.00	8.00	2.00
	Pt SW 80' NE 353.5 J	.40	8-395 * E. & A. McFadden	20.00	16.00	4.00
	Pt. SW 80' NE 273.5 J	.40	8-396 * R. Boychuk	20.00	16.00	4.00
	Pt. SW 80' J	.40	8-397 * H. & E. Brown	20.00	16.00	4.00
RP 235	All Lots 1 & 50	.80	8-406 * Wm. Keller	20.00	16.00	4.00
	All 2	.2	8-407 * H. & B. Lozon	10.00	8.00	2.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 235	All	49	.2	8-408 *		
			J. & G. Thompson	10.00	8.00	2.00
	Lt 3 & NE½ Lot 4	4	.30	8-409 *		
			M. Templeton	15.00	12.00	3.00
	Lt 48 & NE½ Lot 47		.30	8-410 *		
			T. McDonald	15.00	12.00	3.00
	Lts. 5 & 46 & SW pts. Lts. 4 to 47		.60	8-411 *		
			B. Tewkosbury	15.00	12.00	3.00
		6 & 7	.40	8-412 *		
			N. Miles	15.00	12.00	3.00
	Lt 45 & NE½	44	.30	8-413 *		
			E. & C. Brown	15.00	12.00	3.00
		8	1/5	8-414 *		
			W. & N. Knight	10.00	8.00	2.00
	Lt. 43 & SW pt	44	.30	8-415 *		
			R. & L. King	15.00	12.00	3.00
	Lts. 9, 10, 41 & 42	4/5		8-416 *		
			L. Dunlop	20.00	16.00	4.00
	Lts. 11 & 40		.4	8-417 *		
			W. & B. Hembree	15.00	12.00	3.00
	Lts. 12, 13, 38 & 39		.8	8-418 *		
			C. & C. Burden	20.00	16.00	4.00
	Lts. 14 to 37		.4	8-419 *		
			P. & N. MacDonald	15.00	12.00	3.00
	Lts. 15, 16, 35 & 36		.8	8-420 *		
			C. Winter	20.00	16.00	4.00
	Lts. 18 & 33		.44	8-421 *		
			J. & O. Crawford	15.00	12.00	3.00
	Lts. 17 & 34		.4	8-422 *		
			E. & M. Simpson	15.00	12.00	3.00
	Lts. 19,20,21,30,31,& 32	1.20		8-423 *	25.00	20.00
			Richard Walker in Trust			5.00
	Lot 28		.25	8-424 *		
			E. Beausejour	10.00	8.00	2.00
	Lot 29		.20	8-425 *		
			Mitchells Bay Inn	10.00	8.00	2.00
	Lots 22 & 23		.4	8-426 *		
			R. Bunnett	15.00	12.00	3.00
	Lot 24		.2	8-427 *		
			L. & E. Beausejour	10.00	8.00	2.00
	Lot 27		.2	8-428 *		
			L. & E. Beausejour	10.00	8.00	2.00
	Lots 25 & 26		.4	8-429 *		
			R. Bunnett in Trust	15.00	12.00	3.00
RP 419	SE 1/3	M	.09	8-430 *		
			R. Bunnett in Trust	10.00	8.00	2.00
	NW 2/3	M	.10	8-431 *		
			R. Bunnett in Trust	10.00	8.00	2.00
	Lot G		.35	8-432 *		
			Anglican Church	15.00	12.00	3.00
	NW pt	G	.10	8-43201 *		
			Dover Township	10.00	8.00	2.00
	SW 66'	F	.32	8-433		
			Shirley McDonald	15.00	12.00	3.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 419	Ct Pt.	F .37	8-434 * D. & B. Lachance	15.00	12.00	3.00
	NE pt	F .40	8-435 * Marie Broadbent	15.00	12.00	3.00
	NE pt	D .42	8-436 * A. & N. Jarczak	15.00	12.00	3.00
13	Lots C, B, & A	.60	8-437 * A. & R. Lozon	20.00	16.00	4.00
	Pt NE RP 419	12 .90	8-438 * A. & R. Lozon	25.00	20.00	5.00
13	SE½ ex pts	12 93.574	8-439 H. & L. Allen	745.00	596.00	149.00
	SE pt SE½	12 3	8-440 * E. Roberts	40.00	32.00	8.00
	SE pt SE½	12 .35	8-441 * L. & T. Rankin	15.00	12.00	3.00
	SW½ SE½	13 25	8-116 M. & C. Burke	175.00	140.00	35.00
	NW½ ex pt.	12 96.5	8-123 D. Normandin	775.00	620.00	155.00
	SW½ NW½	13 49.81	8-131 G. DeMeyer	390.00	312.00	78.00
	SW½ NW½	14 10	8-133 Walter Mills	70.00	56.00	14.00
14	All ex Creek & lots	13 193	8-167 Rankin Creek Farms 1,	1,540.00	1,232.00	308.00
	SW 1/3 SW½ ex pt.	14 28.2	8-191 Raymond Loyst	225.00	180.00	45.00
	NE 104' SW 1/3 SW½	14 5	8-192 M. Van Houten	40.00	32.00	8.00
	NE 2/3 SW½	14 66.48	8-193 Norm L'Ecuyer	530.00	424.00	106.00
	NE½	14 99.719	8-194 Walter Mills	800.00	640.00	160.00
	SE½	15 45	8-195 N. & M. Dewar	315.00	252.00	63.00
	NW½	15 98	8-196 B. Lewis	785.00	628.00	157.00
	NE½ SW½ SE½ & NE½ SE½	16 40	9-070 W. Lewis	280.00	224.00	56.00
	SE½	17 50	9-071 L. Lewis Estate	350.00	280.00	70.00
	SW½ SE½ & SW Pt. NE½ SE½	18 10	9-072 A. & M. Crawford	70.00	56.00	14.00
	SW½ NW½	16 40	9-094 J. McGrail	280.00	224.00	56.00
	NE½ NW½	16 50	9-095 W. & J. McGrail	350.00	280.00	70.00
	SW½ NW½ ex pt	17 49.075	9-096 W. & J. McGrail	350.00	280.00	70.00
	Pt I 24 R 817	17 .93	9-09601 * F. & D. Debruyne	10.00	8.00	2.00
	NE½ NW½	17 50	9-097 Malcolm Crawford	350.00	280.00	70.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
14	NW½	18	90	9-098 Malcolm Crawford	630.00	504.00	126.00
	NW pt NW½ NW McLeod Ck. ex SE pt	19	50	9-100 Malcolm Crawford	300.00	240.00	60.00
	Ct pt SE pt NW½ SE Bear Creek	19	2.303	9-101 Malcolm Crawford	15.00	12.00	3.00
	NW pt SE pt NW½ SE Bear Creek	19	8	9-102 J. & V. Crowe	55.00	44.00	11.00
	NE pt NW½ NE Little Bear Creek	20	10	9-10801 C. & M. Crow	70.00	56.00	14.00
BDW		36	70	9-109 D. & K. Rose	490.00	392.00	98.00
BDE		36	75	9-110 John Gordon	530.00	424.00	106.00
14	NW½ NW½ ex Rd.	24	20	9-111 E. Hensel	137.50	110.00	27.50
	SE½ NW½	24	20	9-112 R. Hunter	137.50	110.00	27.50
15	SE½	15	100	9-122 O. Verhaege	800.00	640.00	160.00
	SW½	16	100	9-123 O. Verhaege	800.00	640.00	160.00
	NE½ ex NW pt	16	85	9-124 J. Griffore Est.	680.00	544.00	136.00
	NW pt NE½	16	15	9-125 J. Davidson	120.00	96.00	24.00
	SW pt ex NW pt	17	83	9-126 D. Griffore	665.00	532.00	133.00
	NW pt SW½	17	17	9-127 J. Davidson	135.00	108.00	27.00
	NE½	17	100	9-128 E. Griffore	800.00	640.00	160.00
	SW½	18	100	9-129 D. Dunlop	800.00	640.00	160.00
	NE½ Lot 18	18 & 19	300	9-130 M. Crawford	2,400.00	1,920.00	480.00
	NW 216' NE 130' SE½ S River Ck	20	.4	9-131 * J. & J. Martin	10.00	8.00	2.00
	NE pt ex pts NE Lt. Bear Ck.	20	100	9-132 Carl Roc Est.	800.00	640.00	160.00
	NW pt NW pt NE pt NE L. Bear Ck.	20	16.5	9-134 Oliver Boswell	130.00	104.00	26.00
	Pt. NW pt NE pt NE L Bear Ck.	20	16.5	9-133 C. Handsor & W. Needham	130.00	104.00	26.00
	SE pt NW pt NE pt L. Bear Creek	20	3	9-135 K. D. Rose	25.00	20.00	5.00
BDW	All	37	100	9-141 A, H, M Rose	700.00	560.00	140.00
	SE½ ex pt	38	45	9-142 A, H, B, Rose	315.00	252.00	63.00
	NE pt SE½	38	5	9-143 B. & R. Rose	35.00	28.00	7.00
	NW½	38	50	9-144 K. & D. Rose	350.00	280.00	70.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	$\frac{1}{2}$ Net Assessment	
BDE	NW pt	38	7.79	9-145 L. & G. Handsor	55.00	44.00	11.00
	NW 165' SW 528'			9-146			
	NW pt	38	2	Volma Rose	15.00	12.00	3.00
	SE pt	38	90	9-147 K. & D. Rose	625.00	500.00	125.00
		37	100	9-148 Donald Gordon	700.00	560.00	140.00
15	SE $\frac{1}{2}$	24	25	9-149 J. & M. McGrail	175.00	140.00	35.00
	SW pt ex SE pt SW L Bear Creek	20	54	9-150 M. Crawford	430.00	344.00	86.00
	SE pt SW pt SW L Bear Creek	20	5	9-15001 D.G.R. Crawford	40.00	32.00	8.00
BDW	NW $\frac{1}{2}$	39	50	9-151 Oliver Boswell	400.00	320.00	80.00
	SE $\frac{1}{2}$	39	50	9-152 C. Handsor & W. Needham	400.00	320.00	80.00
BDE	SE pt	39	20.318	9-153 L. & G. Handsor	140.00	112.00	28.00
	NW pt	39	81	9-154 F. & M. Van Boven	565.00	452.00	113.00
15	SW pt NW $\frac{1}{2}$ SW Maxwell Cr.	24	9	9-155 F. Van Boven	65.00	52.00	13.00
	NW $\frac{1}{2}$ ex pt	24	40	9-156 R. & L. Van Damme	250.00	200.00	50.00
16	Pts. Lt. 16 & 17		34.5	9-162 J. Davidson	275.00	220.00	55.00
	NE pt	17	25	9-164 L. & M. Dunlop	200.00	160.00	40.00
	SW $\frac{1}{2}$	18	21	9-165 Lawrence Dunlop	168.00	134.40	33.60
	SW pt NE $\frac{1}{2}$	18	1.5	9-166 Malcolm Crawford	15.00	12.00	3.00
BDW	All ex NW pt NE $\frac{1}{2}$	40	82.5	9-179 G. & M. VandeVeldo	660.00	528.00	132.00
	NW pt NE $\frac{1}{2}$	40	17.5	9-180 National Bank of Detroit	140.00	112.00	28.00
BDE	Pt.	41	1.8	9-185 * Norris Dolsen	15.00	12.00	3.00
	Pt.	41	2.076	9-186 * R. Haviland	20.00	16.00	4.00
	All	40	30	9-187 D, M, J, Gordon	210.00	168.00	42.00
17	NW pt	19	46	9-223 G. & E. Courteaux	370.00	296.00	74.00
18	Lot 19 & SW pt	1	55	10-001 G. & E. Courteaux	440.00	352.00	88.00
	NE pt 1, SW pt 2 ex pts.		90	10-002 G. & E. Courteaux	720.00	576.00	144.00
	Pt. Lts. 1 & 2		.55	10-00201 * R. & D. Courteaux	10.00	8.00	2.00
	NE pt Lot 2 & SW Pt. Lot 3		184	10-004 Dover Farms Ltd.	1,470.00	1,176.00	294.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leq. Grt.	Net Assessment	
18	NE pt	3	71	10-005 E. & B. Rabideau	570.00	456.00	114.00
	All	4	174	10-006 * Libby McNeil & Libby	1,400.00	1,120.00	280.00
	SW pt NW pt SW½ NW Given Rd. & SW Rabideau Dr. ex.pt.	5	5.75	10-008 B. Snobelen et al	45.00	36.00	9.00
	Pt. NE 88' SW 769' SE100' of SW pt NW pt SW½ NW Given Rd.	5	.25	10-009 G. & H. Franssen	10.00	8.00	2.00
	SW½ ex SW pts NW pt NW Given Rd. ex pts SE Rd.	5	91.75	10-010 G. Rabideau Est.	735.00	588.00	147.00
	SW 132' NE 1232' NW 180' SE Given Road	5	.55	10-011 * D. Rabideau	10.00	8.00	2.00
	SW 70' NE 1100' NW 180' SE Given Rd.	5	.30	10-012 * D. Rabideau	10.00	8.00	2.00
	SW 61' NE 1030' NW 180' SE Given Rd.	5	.27	10-013 * A. & D. Rabideau	10.00	8.00	2.00
	SW 66' NE 964' NW 180' SE Given Rd.	5	.27	10-014 * Annie Rabideau	10.00	8.00	2.00
	NE½ ex pts.	5	96	10-015 Geo. Rabideau Est.	770.00	616.00	154.00
	SW 154' NE 484' NE½	5	6	10-016 * G. Frye Holdings	50.00	40.00	10.00
	NW 330' NE 269' NE½	5	2	10-017 * D. Carroll	20.00	16.00	4.00
	Township Roads			7-045 * Township of Dover	34,967.00	27,973.60	6,993.40
	County Roads			8-226 * County of Kent	7,538.00	6,030.40	1,507.60
				<u>266,000.00</u>	<u>212,800.00</u>	<u>53,200.00</u>	

LANDS:	<u>Publicly Owned</u>	
	ii) Municipal	33,875.00
	<u>Privately Owned</u>	
	i) Not for Agricultural Purposes	16,399.00
	ii) Agricultural	215,726.00
	Estimated Provincial Grant	<u>\$212,800.00</u>

4th. For paying the sum of \$6,775.00, the amount assessed against such roads and lands of the municipality, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the whole rateable property in the Township of Dover in one year after the passing of this by-law.

5th. This by-law comes into force on the passing thereof, and may be cited as the "1973 Emergency Repair of Various Banks Protecting Low Lying Areas By-law of 1976."

First Reading August 3, 1976.

Second Reading August 3, 1976.

Third Reading _____

ENACTED this _____ day of _____, 19____.

R. W. Gagner, Clerk-Treasurer

James McGrail, Reeve.

N O T I C E

NOTICE is hereby given that the Court of Revision will hold its first sitting at 515 Grand Avenue West, Chatham, on the 20th day of September 1976, at 7:00 o'clock in the evening, for the hearing and trial of complaints and appeals made against the above assessment or any part thereof, in the manner provided for by the Drainage Act, 1962 - 63, a notice of such complaint or appeal to be served on the Clerk of the said Municipality at least ten days before the first sitting of the said Court of Revision.

AND further notice is hereby given that anyone intending to appeal to have the said By-law or any part thereof quashed, must, not later than ten days after the final passing thereof, serve a notice in writing upon the Reeve or other head officer, and upon the Clerk of the said Municipality, of his intention to make application for that purpose to the Drainage Referee, during the six weeks ensuing the final passing of this By-law.

Dated this 30th day of August, 1976.

R. W. Gagner,
Clerk-Treasurer.





An Act respecting the
Township of Dover

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. MCGUGAN

(Private Bill)

BILL Pr2

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Dover

MR. MCGUIGAN



BILL Pr2

1977

An Act respecting the Township of Dover

WHEREAS The Corporation of the Township of Dover, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matter hereinafter set forth; and
 whereas it is expedient to grant the application;

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 Drainage Act*, being chapter 136 By-law
 of the Revised Statutes of Ontario, 1970, and *The Drainage* authorizing
Act, 1975, By-law No. 76-48 of the Corporation, set forth in emergency
 Schedule A hereto, passed by the council of the Corporation drain
 on the 27th day of September, 1976, authorizing emergency repairs
 repairs done by the Corporation to embankments along the validated
 River Thames, McFarlane Relief Drain, Rivard Drain, 1975, c. 79
 Toulouse Drain, Myers Drain, Hebert Drain, Boyle Drain,
 Gowrie Drain, Hind Relief Drain, Hind Outlet Drain,
 Richmond Cut, Raymond Drain, Fryer Drain and Branch,
 River Chenal Ecarte, Easterly side of Lake St. Clair, and
 Southerly side of River Sydenham, in the Township of Dover,
 in the County of Kent and for levying in one year the sum of
 \$53,200 the portion of the cost of the drainage work to be
 contributed by the Corporation, is hereby declared to be valid,
 in full force and effect and binding upon the Corporation and
 its respective ratepayers in accordance with the provisions
 thereof.

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

3. The short title of this Act is *The Township of Dover Act*, Short title
 1977.



Schedule A

BY-LAW NO. 76-48

A BY-LAW to PROVIDE for the Emergency Repairs to Embankments along the River Thamos, McFarlane Relief Drain, Rivard Drain, Toulouse Drain, Myers Drain, Hebert Drain, Boyle Drain, Gowrie Drain, Hind Relief Drain, Hind Outlet Drain, Richmond Cut, Raymond Drain, Fryer Drain and Branch, River Chenal Ecarte, Easterly side of Lake St. Clair, and Southerly side of River Sydenham in the Township of Dover, in the County of Kent, and for levying in one year the sum of \$53,200.00 the proportion to be contributed by the Municipality for completing the drainage works.

WHEREAS an emergency situation occurred

AND WHEREAS, the Council caused emergency repairs to be conducted on various dykes,

AND WHEREAS, the Council has procured a report made by D. D. McGeorge, Esq., Civil Engineer and the report is as follows:

To the Reeve and Council
of the Township of Dover.

Gentlemen:

In accordance with instructions, I have made an examination of banks along the McFarlane Relief Drain, the Rivard Drain, the Gowrie Drain, the Toulouse Drain, the Myers Drain, the Boyle drain, the Hind Relief Drain, Richmond Cut, the Hind Outlet Drain, River Thames, the Fryer Drain and number one branch, the Little Bear Creek Drain banks along the southerly side of the Chenal Ecarte, the southerly side of the River Sydenham, and banks along the easterly side of Lake St. Clair which form protection for the low lying lands comprised in a number of pumping schemes (the Bechard Mechanical Works, Big Pointe Pumping Works Numbers 1 and 2, the Bradley Pumping Works, the Cadotte South Pumping Works, the Crawford Pumping Works, the Dewar Pumping Works, the 11th Concession Pumping Works, Front Concession Mechanical Works, Justin Griffore Pumping Works, Letourneau Pumping Works, Myers Pumping Works, the 9th Concession Pumping Works, Raymond Pumping Works, the Rose Pumping Works, the Stephenson Pumping Works, the Terry Pumping Works, the Toulouse Pumping Works, the 12th Concession Pumping Works and the Verhaege Pumping Works) situated along the westerly side of the Township between the River Thames and the River Sydenham. Due to high water levels in Lake St. Clair that has been occurring since 1973 it was necessary to carry out emergency repairs and improvements to these banks to protect said pumping schemes. In many instances where low lying lands were threatened, it was necessary to raise embankments and strengthen same on a temporary basis to prevent widespread flooding. The work carried out and expenditures in connection therewith may be summarized as follows:

1. McFarlane Relief Drain Embankment

Raising the existing embankment, on the northeasterly and northwesterly sides of the drain from a point approximately 1000 feet northwest of the pumping plant of the Stephenson Pumping Works, to a point near the line between Lots 2 and 3, along the northerly

side of the drain from a point approximately 300 feet southeast of the 5th Concession Road to the 4th Concession Road, from the 4th Concession Road to the Jacob Road and on the southerly side of the drain from a point approximately 1500 feet west of the 4th Concession Road to the Jacob Road, providing rip rap protection along the southerly embankment from the northwesterly side of the 4th Concession Road westerly for a length of 150 lineal feet; raising low areas and constructing a new embankment on the northerly side of the Drain from the Jacob Road to a point 400 feet easterly of the Crow Road and along the southerly side of the drain from the easterly limit of the Jacob Road to the westerly side of the Crow Road including installation of flood gates on all pipes entering the drain through the embankments and renewing a pipe and gate on the northerly embankment on Lot 5, Front Concession were completed. \$ 31,014.99

2. Rivard Drain Embankment and Northerly Extension (Rivard - Toulouse)

The embankment on the southerly and scuthwesterly side of the Rivard Drain was elevated and rebuilt from the 5th Concession Road to the 7th Concession Road and from the southwestery side of the Jacob Road to the Townline of east and west Dover. A new embankment to be known as the Rivard - Toulouse Embankment was constructed along the northerly side of the Rivard Drain from a point 900' west of the said Townline Road and along the easterly side of Lake St. Clair to the existing dyke at the limit between the northwesterly and southeasterly halves of Lot 1, Concession 8 a length of 3600 lineal feet. Due to subsequent storms on Lake St. Clair it was necessary to reconstruct and repair the latter embankment, which additional cost is included herein. 64,906.18

3. Toulouse Drain and Embankment and Pumping Works

The concrete dam at the pumping plant of the Toulouse Pumping Works was temporarily elevated and the embankments along the northerly side of the Toulouse Drain and the easterly side of Lake St. Clair from said pumping plant to a point approximately 700 lineal feet south of the 9th Concession Road and along the line between the northwesterly and southeasterly

halves of Lots 1 and 2, Concession 8 east of the pumping plant were elevated and reconstructed

12,733.53

4. Gowrie Drain Embankments

The embankments were reconstructed and elevated along the northwesterly side of the Gowrie Drain from the northeasterly side of the Jacob Road to the centre of Lot 7 and along the southeast side of the Gowrie Drain from the northeasterly side of the Jacob Road to a point near the centre line of Lot 10.

11,600.49

5. Myers Drain Embankment

The embankment along the southeasterly side of the drain southwest of the pumping plant of the 9th Concession Pumping Works was rebuilt and elevated

4,591.58

6. Lakefront or Big Pointe Pumping Works No. 2 Embankment

The embankment was elevated and reconstructed along the easterly side of Lake St. Clair from the outlet of the Myers Drain near the northwesterly side of the Road Allowance between Concessions 9 and 10 extending northerly on Lots 2, 3 and Part of 4 to the embankment on the southeasterly side of the Hebert Drain near the westerly angle of Lot 4, Concession 9.

13,481.75

7. Letourneau Pumping Works Embankment

The embankment near the line between Lots 4 and 5, Concession 10 from the Hebert Drain northwesterly for a length of approximately 100 lineal feet was rebuilt to protect the pumping plant that was washed out.

3,013.64

8. Boyle Drain Embankment

The embankment on the northerly side of the Boyle Drain from a point in Lot 7, Concession 10, 1650 feet northwest of the 10th Concession Road westerly to the site of the pump station (Big Pointe Pumping Works Number 1) was elevated.

2,860.81

9. The Hind Relief, Hind Outlet Drain and 12th Concession Pumping Works Embankments

The work comprised reconstructing and elevating the embankments on the southeasterly side of the Hind Relief Drain across Lots 7, 8 and 9 and the embankment near the line between Lots 7 and 8

from the Hind Relief Drain to the 10th Concession Road, the embankment on the northwesterly side of the Hind Relief Drain across Lot 8 and 100' south west to a point 100' northeast of the Winterline Road, along the northeasterly side of the Richmond Cut, along the private cut 100' north of North Street (R. P. 409), along the southwesterly side of Richmond Road, along the southeasterly side of the Hind Outlet Drain from the Richmond Road to the line between Lots 8 and 9, along the line between Lots 8 and 9 and 10 and 11 from the Hind Outlet Drain to the Hind Relief Drain including establishing two pumping plants on Lot 8, Concession 10 near the south corner of Lot 24, Registered Plan 409.

48,749.32

10. Raymond Drain and Pumping Works Embankment

The embankment at the easterly end of the open channel outlet of the Raymond Pump (near the southwesterly side of Park Street) and along the northwesterly side of the Raymond Drain from the pumping plant southwesterly for a length of approximately 170 lineal feet and northwesterly for a length of approximately 180 feet to a point near the southeasterly side of the 13th Concession Road was elevated.

2,975.27

11. Fryer Drain and No. 1 Branch Embankments

Embankments along the southeasterly side of the drains were elevated and reconstructed across the southwesterly 600' of Lot 14, Lot 15 and the southwest half of Lot 16. Embankments were constructed on the southeasterly side of the drain across the northeasterly half of Lot 17 and along the northeasterly side of the centreline of Lot 17 from the No. 1 Branch of Fryer Drain southeasterly for approximately 500 lineal feet including renewal of pipe and gate on Lot 14.

8,850.05

12. Verhaege and Justin Griffore Pumping Works Embankments

The embankment along the line between Lot 14 and 15 from the Fryer Drain northwesterly to an embankment near the line of the Northwest $\frac{1}{2}$ and Southeast $\frac{1}{2}$ Lot 15, Concession 15 and northeasterly along said line between halves and northwesterly near the line of Lots 15 and 16 to a point near the southeasterly side of the Chenal Ecarte and along the southeasterly side of the Chenal Ecarte to a point near the centre line of Lot 17 was reconstructed and elevated.

7,323.66

13. Little Bear Creek Drain

The embankment along the northeasterly side of Little Bear Creek Drain in front of the Rose Pumping Station was elevated from points approximately 100' south and 100' north of said pump station.

3,986.68

14. Fraser Pumping Works

The embankment on the southerly side of the River Sydenham and River Chenal Hearts was reconstructed and elevated from a point approximately 1000 feet north of the pumping plant of the Fraser Pumping Works to the northeasterly limit of the westerly 100 acres of Lot 3, Concession 18.

12,534.47

15. Rabideau Pumping Works

The embankment along the southeasterly side of the River Sydenham was reconstructed from approximately 500' east of the pumping plant to the line between Lots 3 and 4, Concession 18.

16,243.56

16. Bradley Pumping Works Embankment

The embankment in front of the pumping plant near the line between Lots 12 & 13, Dover West and on the northeasterly side of the Bechard Cut which was washed out was rebuilt.

685.62

17. Dolson Creek Mechanical Works Embankment

The earthen dykes on the discharge flume of the pumping plant of the Dolson Creek Mechanical Work were badly eroded and were temporarily repaired.

377.88

18. Front Concession Mechanical Works Embankment

The earthen dykes on the discharge flume of the pumping plant of the Front Concession Mechanical Works (on the northerly side of the River Thames) were badly eroded and were temporarily repaired.

936.61

19. Embankment along 4th Concession Road, Dover West - Myers Pumping Works

The embankment along the road bed of the 4th Concession Road of Dover West was elevated from the McFarlane Relief Drain to the line between the East half and West half of Lot 5.

4,583.81

The TOTAL AMOUNT of Expenditures to date is

\$ 251,069.95

This amount includes the sum of \$9,200.00 that has been provided for Engineering. The sum of \$241,869.95 was for the most part for construction and a small amount for incidentals.

My estimate of the additional expenditures are as follows:

To allowances for land used for the Drainage Work underSection 5 of the Drainage Act.

For Lots 7-12 Concession 1 DW (Bradley Farms Ltd)	1.00
For All ex. pts Lot 5, Concession 1 DW (Bradley Farms Ltd)	1.00
For Part Lot 1, Concession 5 DW (St. Lukes Club Corporation)	1.00
For Lot 2 Concession 1 (M. Jubenville)	1.00
For SW $\frac{1}{2}$ Lot 4, Concession 1 (W. Antaya)	1.00
For Central part SW $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (R. Bagnall)	1.00
For NE pt of SW $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (M. Jubenville)	1.00
For SW pt NE $\frac{1}{2}$ S of McFarlane Drain and SW pt S. R. Road Lot 4, Con. 1 (J.H. Crow Est.)	1.00
For NE pt NE $\frac{1}{2}$ S of McFarlane Drain Lot 4, Con. 1 (R. Peltier)	1.00
For NE pt N of McFarlane Relief Drain, Lot 4, Con. 1 (L. Jubenville)	1.00
For SW Cor. N. of McFarlane Relief Drain, Lot 5, Con. 1 (L. Jubenville)	1.00
For SW $\frac{1}{2}$ SE of McFarlane Relief Drain ex pts Lot 5, Con. 1 (M & J Caron)	1.00
For SW pt NE $\frac{1}{2}$ S McFarlane Relief Drain Lot 5, Con. 1 (W. Crow)	1.00
For NE pt NE $\frac{1}{2}$ S McFarlane Relief Drain Lot 5, Con. 1 (R. Peltier)	1.00
For NE pt N McFarlane Relief Drain Lot 5, Con. 1 (L. Jubenville)	1.00
For central part N McFarlane Relief Drain Lot 5, Con. 1 (K. Pelkey)	1.00
For SW pt N McFarlane Relief Drain Lot 5, Con. 1 (I. Pelkey)	1.00
For SE part NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 6, Con. 1 (W. Trudell)	274.00
For SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex River Road Lot 6, Con. 1 (F. Gervais)	263.00
For NW $\frac{1}{2}$ SW $\frac{1}{2}$ Lot 6, Con. 1 (F. Gervais)	263.00
For NW pt NE $\frac{1}{2}$ NW McFarlane Relief Drain Lot 6, Con. 1 (B & M Trudell)	274.00
For SW pt SW $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7 Con. 1 (R. H. Belanger)	146.00
For NE pt SW $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (G & M Pelkey)	157.00
For all Lot 6 ex SE pt Lot 5 SW pt SW Crow Rd. Lots 6 + 5 PCB (R. Caron)	100.00
For SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (J. J. Abram)	121.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (P. Vollans)	107.00
For NE pt NE $\frac{1}{2}$ SE McFarlane Relief Drain Lot 7, Con. 1 (R. Belanger)	533.00
For SW 2/3 ex lots, Lot 8, Concession 1 (W. Roy)	600.00
For NW pt NE 1/3 NW McFarlane Relief Drain Lot 8, Con. 1 (R. Caron)	205.00
For NW pt NE 1/3 SE McFarlane Relief Drain Lot 8, Con. 1 (W. Roy)	205.00

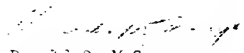
For NE 2/3 ex pt Lot 3, Con. 4 (A. & Y. Griffore)	1.00
For SE cor NE $\frac{1}{2}$ Lot 3, Con. 4 (M. & D. Castien)	1.00
For SW cor ^S W $\frac{1}{2}$ Lot 4, Con. 4 (S. & R. Jubenville)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 6, Con. 5 (M. Dulisch)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 6, Con. 5 (R. Pinsonneault)	1.00
For NW pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 7, Con. 5 (C. & E. Couture)	1.00
For NE pt NE $\frac{1}{2}$ NE Given Road Lot 7, Con 5, (H. St. Pierre)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 8, Con. 5, (C. & D. Bechard)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Road Lot 8, Con. 5 (P. Dulisch) Est	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 9, Con. 5 (W. J. & M. Gebal)	1.00
For NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Road Lot 9, Con 5. (W. J. & M. Gebal)	1.00
For NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Lot 10, Con. 5 (W. J. & M. Gebal)	1.00
For NW pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 10 Con. 5 (V. Sterling)	1.00
For NE pt NW $\frac{1}{2}$ Lot 2, Con. 6 (G. Blondeel)	1.00
For NW $\frac{1}{2}$ Lot 3, Con. 6 (G. Blondeel)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4. Con 6 (L. Tetreault)	1.80
For SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4, Con. 6 (J. P. & M. Pinsonneault)	1.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4, Con. 6 (G. & K. Mai)	1.00
For NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 5, Con. 6 (J. & P. Pinsonneault)	1.00
For pts SW RivardDrain Lots 1 & 2 Con 7 St. Lukes Club Corp.	
For NW ex NW pt SE $\frac{1}{2}$ Lot 1, Con. 8 (Edna Hamilton)	1.00
For NW pt SE $\frac{1}{2}$ ex W WCR Lot 1, Con. 8 (W. M. & S. Royer)	1.00
For S pt ex lots Lot 1, Con. 8 (R. & M. Lucier)	1.00
For pts 1, 2, 3, Con. 8 (Big Pointe Club Ltd)	1.00
For SE $\frac{1}{2}$ SW $\frac{1}{2}$ 2, Con. 8, (F. Charron)	1.00
For NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{4}$ ex pts and pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Drain Lot 2, Con 8((D. & A. Lucier)	1.00
For pts 1, 2, 3, & 4, Con. 9 (.Big Pointe Club Ltd)	1.00
For S pt N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$ Lot 7, Con 10 (D. Hebert)	
For N 59 $\frac{1}{2}$ Ac ex N 12 $\frac{1}{2}$ Ac. E $\frac{1}{2}$ Lot 7, Con. 10 (Leo Laugon)	1.00
For pts Lots 3, 4, 5, 6, & 7 Con 11 (Big Pointe Club Ltd)	1.00
For SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8, Con. 11 (D. & Y. O'Neill)	1.00

For NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8, Con. 11 (N. L'Ecuyer)	1.00
For SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9, Con. 11 (N. L'Ecuyer)	1.00
For NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9, Con. 11 (R. & N. Cartier)	1.00
For Pt Lots 1, 2, & 4 R. P. 409 (Donald Rakus)	1.00
For NE pt Lot 3, R. P. 409 (J. Bourdeau)	1.00
For pts Lots 1, 2, 3, & 4 R. P. 409 (S & P Vincent)	1.00
For Lots 21, 22, 23, & 24 R. P. 409 (S. Dinsmore)	1.00
For pt ex lots Lot 8, Con. 11 (Bay Lodge Inc.)	1.00
For NE cor NW $\frac{1}{2}$ Lot 8, Con. 11 (L & J Lozon)	1.00
For NW $\frac{1}{2}$ Lot 10, Con. 11 (Howard T. Rex)	1.00
For NW $\frac{1}{2}$ Lot 11, Con. 11 (L, O, D, & M Griffore)	1.00
For SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 12, Con. 11 (A. Griffore)	1.00
For NW $\frac{1}{2}$ Lot 13, Con. 11 (J & R Demers)	1.00
For pt NW $\frac{1}{2}$ (SW 168' of NE 238' of SE 178.5') Lot 10, Con. 12 (J. M. Moffat Entepprises)	1.00
For pt NW $\frac{1}{2}$ (SW 136.7' of NE 374.17' of SE 245') Lot 10, Con. 12 (J. & M. Van Gerwen)	1.00
For pt Lot 10 and p 525 P + i Lot 10, Con. 12 (Kelsey Haycoo Can. Ltd)	1.00
For SW 1/3 SW $\frac{1}{2}$ ex pt Lot 14, Con. 14 (R. Loyst)	1.00
For NE 2/3 SW $\frac{1}{2}$ Lot 14 Con. 14 (N. L'Ecuyer)	1.00
For NW $\frac{1}{2}$ Lot 15, Con. 14 (B. Lewis)	1.00
For SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 16, Con. 14 (Joanne McGrail)	1.00
For NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 17, Con. 14 (M. Crawford)	1.00
For NW $\frac{1}{2}$ Lot 18, Con. 14 (M. Crawford)	1.00
For pts Lots 11, 12, 13, 14, Con. 15 (J. C. Gibbs and P. Heftler)	1.00
For SE $\frac{1}{2}$ Lot 15, Con. 15 (O. Verhaege)	1.00
For SW $\frac{1}{2}$ Lot 16, Con. 15 (O. Verhaege)	1.00
For NW pt NE $\frac{1}{2}$ Lot 16, Con. 15 (J. Davidson)	1.00
For NE $\frac{1}{2}$ ex NW pt Lot 16, Con. 15 (Est. of J. Griffore)	1.00
For NW pt SW $\frac{1}{2}$ Lot 17, Con. 15 (J. Davidson)	1.00
For NW pt NW pt NE pt NE Little Bear Creek Lot 20 Con. 15 (G. Boswell)	1.00
For all S. Maxwell Creek and E. Bear Creek Lot 20, Con. 16 (Guaranty Trust Co. of Canada Ltd. National Bank of Detroit Trust & Real Estate)	1.00
For NW pt Lot 19, Con. 17 (G & E Courteaux)	1.00
For Lot 19 and SW pt Lot 1 19 + 1, Con. 18 (G & E Courteaux)	1.00

For Lot 19 and NW pt Lot 2 Con. 18 (J. Courteaux)	1.00
For NE pt Lot 1, SW pt Lot 2 ex pts Con. 18 (G, J, E, & F. Courteaux)	1.00
For NE pt Lot 2 and SW pt Lot 1 Con. 18 (Dover Farms Ltd)	1.00
For all Lot 4, Con. 18 (Libby McNeil & Libby of Can. Ltd)	1.00
For SW pt NW pt SW $\frac{1}{2}$ NE Given Road and SW Labideau Drain ex pt Lot 5, Con. 18 (B. W. Hind EST.)	1.00
For SW $\frac{1}{2}$ ex SW pts NW pt NW Given Road and ex pts SE Given Road Lot 5, Con. 18 (G. Labideau Est)	1.00
ADD FOR	
additional Engineering including survey, report etc.	5,500.00
Letting and superintending	5,000.00
Ey law, Application to Municipal Ward, clerks fees etc.	<u>1,005.05</u>
Making a TOTAL of	<u>\$ 266,000.00</u>

This sum, I assess in the annexed schedule, against the lands and roads liable to assessment under the Drainage Act. The drainage work, herein reported on, shall be maintained at the expense of the lands and roads assessed in said schedule said lands and roads paying on a pro rata basis with the amounts set out in said schedule.

Respectfully submitted,


Donald D. McGeorge
O. L. S., P. Eng.

SCHEDULE OF ASSESSMENT ON LANDS AND ROADS IN THE TOWNSHIP OF DOVER
FOR EMERGENCY REPAIRS TO EMBANKMENTS ALONG THE
RIVER THAMES, MCFARLANE RELIEF DRAIN, RIVARD DRAIN, TOULOUSE DRAIN,
MYERS DRAIN, HERBERT DRAIN, BOYLE DRAIN, GOWRIE DRAIN, HIND RELIEF DRAIN,
HIND OUTLET DRAIN, RICHMOND CUT, RAYMOND DRAIN, FRYER DRAIN AND BRANCH,
RIVER CENTRAL ESCAPE, EASTERNLY SIDE OF LAKE ST. CLAIR
AND THE SOUTHERLY SIDE OF THE RIVER SYDENHAM

CON.	LOT OR PART OF LOT	AGES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
1 DW	SE part NE $\frac{1}{2}$ ex Lots	Lot 1	81	650.00	G. Bagnall
	SW cor SE pt NE $\frac{1}{2}$	Lot 1	4.5	35.00	B & A Bagnall
	Pt SE pt NE $\frac{1}{2}$	Lot 1 *	.47	5.00	S & B Bennett
	Pt SE pt NE $\frac{1}{2}$	Lot 1 *	.60	5.00	L & R. Dubuque
	SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex Lot pts 2, 3, & 5 24 R 251	Lot 1	77	615.00	J, M, B & J Bagnall
	Pt SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ N.R.Pd.	Lot 1 *	1/3	5.00	J & I Reaume
	NE pt NE $\frac{1}{2}$ SE Dolsen Creek ex lot, NE pt NE $\frac{1}{2}$ NW Dolsen Creek	Lot 2	70	560.00	A & V King
	SE cor NE pt	Lot 2 *	$\frac{1}{2}$	5.00	Pearl Jubenville
	SW pt NE $\frac{1}{2}$ S. Dolsen Creek	Lot 2	44.5	360.00	R. Jubenville
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	99	790.00	Mary Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	93.9	790.00	Donald Reaume
	NE pt NE $\frac{1}{2}$ SE Dolsen Creek	Lot 2	45	360.00	H. Duphette
	SW pt NE $\frac{1}{2}$ SE Main Drain	Lot 2	48.99	390.00	J & E Laevens
	NE pt SW $\frac{1}{2}$ & pt SW pt NE $\frac{1}{2}$ SE old Rivard Drain NW cor New River Road	Lot 3	35.75	445.00	Marg Laevens
	Pt NE pt SW $\frac{1}{2}$ SE new R. Rd.	Lot 3	8.33	65.00	J & C Laevens
	SW pt SW $\frac{1}{2}$ & NE pt NE $\frac{1}{2}$	Lot 3 Lot 4	82.14	660.00	V & L Duphette
	SW pt NE $\frac{1}{2}$	Lot 4	62.5	500.00	T & E Jubenville
	NE pt SW $\frac{1}{2}$	Lot 4	62.5	500.00	L. Reaume
	SW pt SW $\frac{1}{2}$	Lot 4	62.5	500.00	W & M Reaume
	All ex 24 R 297	Lot 5	179.57	1440.00	Bradley Farms Ltd.
	SW pt (pt 1 24 R 297)	Lot 5 *	1	15.00	R & J Jubenville
	SW pt (pt 2 24 R 297)	Lot 5 *	2.12	30.00	Clarence Jubenville
	SW pt (pt 3 & 4, 24 R 297)	Lot 5 *	3.75	50.00	Irene Smit
	All	Lot 6	31	248.00	Bradley Farms Ltd.
	NW pt Lot 7, All 8, 9, 10, 11 & 12	Lot 6	1229	5000.00	Bradley Farms Ltd.

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
1 DW	ALL	Lots 6,7 & 8	240	1920.00	Bradley Farms Ltd.
	NW pt SE $\frac{1}{2}$	Lot 1	63	500.00	V. Jubenville
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	Lot 1	35	280.00	Mary E. Jubenville
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW pt	Lot 1	37.69	300.00	R. Jubenville
	SW $\frac{1}{2}$ NW pt	Lot 1	80	640.00	V. Jubenville
	NW pt NE pt NW Dolsen Cr.	Lot 3	40	320.00	V & L Duphette
3 DW	SW pt	Lot 1	71	570.00	Leo Couture
	NE pt & SW pt	Lot 2	112	895.00	Leo Couture
	ALL	Lot 3	200	1600.00	Leo Couture
	ALL	Lots 4&5 400	400	3200.00	Bradley Farms Ltd.
	ALL	Lot 6	194.39	1555.00	Bradley Farms Ltd.
	NE pt	Lot 1	128.5	1030.00	R. Laprise
	SW pt NE pt	Lot 2	88	705.00	F, E, M & I Pinsonneault
5 DW	Pt	Lot 1	5	50.00	St. Lukes Club Corp.
1	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 1	20	160.00	V. Jubenville
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 1	16.9	135.00	Belleterre Farms Inc.
	pt NE $\frac{1}{2}$ SW2 - 1 24 R 636	Lot 1 *	1/3	5.00	V.A, S & L Marchand
	SW pt NE $\frac{1}{2}$	Lot 1	20.7	165.00	Belleterre Farms Inc.
	NE pt NE $\frac{1}{2}$	Lot 1	17	135.00	V & R Jubenville
	SW cor	Lot 2 *	1	10.00	L & A Stevenson
	All ex SW cor	Lot 2	120	960.00	Mary Jubenville
	SW pt SW pt	Lot 3	59.75	480.00	D & L Johnston
	NE 89', SW 540' N.R.Rd.	Lot 3	.25	5.00	R & M Cook
	NE 236', SW 798.4 N.R.Rd.	Lot 3	.80	10.00	H. Goudreau
	NE pt SW pt	Lot 3	32.6	260.00	L. Jubenville
	NE 154' SW 908.5' N.R.Rd.	Lot 3 *	.40	5.00	D & P LaMarsh
	SW $\frac{1}{2}$ NE pt	Lot 3	66	530.00	I & K Pelkey
	NE $\frac{1}{2}$ NE pt	Lot 3	66	530.00	Wm. Antaya
	SW pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	26.75	215.00	Wm. Antaya
	Ct. Pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	46	370.00	R. Bagnall

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
1	NE pt SW $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	44	350.00	Mary E. Jubenville
	SW pt NE $\frac{1}{2}$ S. McFarlane Dr. SW pt S. R. Rd.	Lot 4	76.87	615.00	H. Crow Estate
	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 4	42	335.00	R. Peltier
	SW pt Pt 1, 24 R 644	Lot 5 *	.50	5.00	L. Reaume
	SW $\frac{1}{2}$ SE McFarlane Dr. ex pts	Lot 5	115.25	920.00	M. E. & J. H. Caron
	SE pt SW $\frac{1}{2}$ SE R. Rd.	Lot 5 *	$\frac{1}{4}$	5.00	Anne Vandersluis
	SE pt SW $\frac{1}{2}$ N $\frac{1}{2}$ R. Rd.	Lot 5 *	$\frac{1}{4}$	5.00	H. Desa
	SW pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 5	49	390.00	H. Crow Estate
	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	Lot 5	40	320.00	R. Peltier
	NE pt N. McFarlane Dr.	Lot 5	31.8	255.00	L. Jubenville
	Ct. pt N. McFarlane Dr.	Lot 5	26	210.00	K. Pelkey
	SW pt N. McFarlane Dr.	Lot 5	31	250.00	I. Pelkey
	NE pt N. McFarlane Dr.	Lot 4	24	190.00	L. Jubenville
	SW cor N. McFarlane Dr.	Lot 4 *	$\frac{1}{4}$	5.00	L. Jubenville
4	SW pt SW $\frac{1}{2}$ NW Drain	Lot 1	73.62	590.00	J & L Johnston
	SW pt SW $\frac{1}{2}$ SE Drain	Lot 1	6.23	50.00	V. Jubenville
	NE pt SW $\frac{1}{2}$	Lot 1	25.86	205.00	Belleterre Farms Inc.
	SW pt NE $\frac{1}{2}$	Lot 1	60.477	485.00	Belleterre Farms Inc.
	NE pt NE $\frac{1}{2}$	Lot 1	44	350.00	V. Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	25	200.00	H. Duphette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ & NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 2	75	600.00	H. Duphette & D.V.A.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 2	50	400.00	V & L Duphette
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 2	50	400.00	F. Gervais
	SW 1/3	Lot 3	66.66	535.00	M. Koekuyt
	NE 2/3 ex pt	Lot 3	133	1065.00	A & Y Griffore
	NE cor NE $\frac{1}{2}$	Lot 3	$\frac{1}{2}$	10.00	M & D Castein
	SE cor	Lot 3			
	SW cor	Lot 4 *	$\frac{1}{4}$	5.00	S & R Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 4	49.75	400.00	D. Ouellette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 4	50	400.00	F. Ouellette
	NE $\frac{1}{2}$	Lot 4	100	800.00	L & M Jubenville
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 5	50	400.00	E & F. Carron

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
4	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 5	50	400.00	G. Ouellette
	NE $\frac{1}{2}$	Lot 5	100	800.00	A St. Pierre
5	NW pt SE $\frac{1}{2}$ N. Stephenson Dr.	Lot 1	54	430.00	Romeo Pinsonneault
	SE pt SE $\frac{1}{2}$ S. Stephenson Dr.	Lot 1	42.173	335.00	R & T Pinsonneault
	SE $\frac{1}{2}$	Lot 2	97.917	784.00	Rosaire Pinsonneault
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	25	200.00	G. Delrue
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	25	200.00	E. Delrue
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3	50	400.00	L & M Jubenville
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	L. Jubenville
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	R & T Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 5	50	400.00	A. St. Pierre
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 5	50	400.00	J P Pinsonneault
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 1	50	400.00	V & L Duphette
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 1	50	400.00	M & M Klinard
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 2	50	400.00	M & M Roth
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 2	50	400.00	J & F Roth
	NW $\frac{1}{2}$	Lot 3	100	800.00	J P Pinsonneault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3	50	400.00	R. Pinsonneault
NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4	50	400.00	A & J St. Pierre	
NW $\frac{1}{2}$	Lot 5	100	800.00	A. St. Pierre	
1	SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex Fiver Road	Lot 6	48.6	390.00	F. Gervais
	NW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 6	49.7	400.00	F. Gervais
	Pt 1 24 R 210	Lot 6 *	1/3	5.00	R & C De Hondt
	SE pt NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 6	74	590.00	Wm. Trudell
	SW pt SW $\frac{1}{2}$	Lot 7	49.5	395.00	R. Belanger
	NE pt SW $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	37	295.00	G & M Pelkey
	Pt NE pt SW $\frac{1}{2}$ NW McFarlane Dr.	Lot 7	15	120.00	A Trudell
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	30	240.00	J & J Abram
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	Lot 7	29.5	235.00	P Vollars
	NE pt NE $\frac{1}{2}$ NW McFarlane Dr.	Lot 7	27	215.00	R H Belanger
SW 2/3 NW River Rd.	Lot 8	130	1040.00	Belleterre Farm Inc.	

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
1	SE pt NE 1/3 ex pt	Lot 5	7.4	40.00	B & T Charlebois
	NW pt NE 1/3 SE McFarlane Dr.	Lot 5	42	335.00	Belleterre Farms Inc.
	NW pt NE $\frac{1}{2}$ NW McFarlane Dr.	Lot 6	24	195.00	B & M Trudell
PCB	Pt 1 RD 139	Pt Lot 15*	3/4	10.00	R E Marlatt
	SW pt ex RD 139	Pt Lot 15	29.43	235.00	B & M Trudell
	NE pt Lot 15 & 14	Lot 14 & 15	62	310.00	B & M Trudell
	ALL	Lot 13 & 12	40	200.00	A. Trudell
	ALL	Lots 11, 10 & 9	61.5	300.00	H. Belanger
	SW $\frac{1}{2}$	Lot 8	23.5	140.00	R. H. Belanger
	NE $\frac{1}{2}$	Lot 8	27	100.00	R. Bourassa
4	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 6	50	400.00	Edna Peltier
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 6	50	400.00	Clarissa Peltier
	SW 100' SW $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 6 *	$\frac{1}{2}$	10.00	F & R Jubenville
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ ex pt	Lot 6	49.5	395.00	V. King
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 6	50	400.00	F & N Trudell
	SW pt SW $\frac{1}{2}$	Lot 7	40	320.00	J. Rapsburg
	NE pt SW $\frac{1}{2}$	Lot 7	40	320.00	G & G Kestelyn
	SW pt NE $\frac{1}{2}$ & pt NE pt SW $\frac{1}{2}$	Lot 7	80	640.00	R & C Bossy
	NE pt & NE $\frac{1}{2}$	Lot 7	40	320.00	R & C Pinsonneault
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 8	49.433	395.00	R & C Pinsonneault
	pt SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 8 *	$\frac{1}{2}$	10.00	D & B Johnston
	pt NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 8 *	1/3	5.00	C Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ ex pt	Lot 8	49.660	395.00	A. Couture
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 8	50	400.00	B.C. Bechard
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 8	50	400.00	I. Bourassa
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 9	50	400.00	E. King
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 9	50	400.00	F & M Pinsonneault
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 9	50	400.00	R, C, F & M Pinsonneault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	Lot 9	50	400.00	E & R King
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex SE cor	Lot 10	48	380.00	F & J Rapsburg
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 10	50	350.00	A Caron

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
4	SW $\frac{1}{2}$	Lot 11	100	650.00	R & C King
	SW pt NE $\frac{1}{2}$ ex pt	Lot 11	71	425.00	R. Pinsonneault
	NE pt NE pt SE pt ex SW cor	Lot 11	13.5	80.00	R & Y Pinsonneault
	NE pt NE pt NW pt	Lot 11	14	85.00	R Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	250.00	R & Y Pincmneault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12	49.5	240.00	J.M. Caron
	NE $\frac{1}{2}$	Lot 10	100	725.00	E J King
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	50	350.00	R. T. Pinsonneault
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	49	290.00	A Caron
5	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6	50	400.00	C & M Lozon
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 7	25	200.00	C & M Lozon
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 7	23	185.00	A St. Pierre
	W pt SE cor E $\frac{1}{2}$	Lot 7 *	$\frac{1}{2}$	10.00	R & B Couture
	E pt SE cor E $\frac{1}{2}$	Lot 7	1.526	15.00	L. Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Rd.	Lot 7	47	375.00	R. Couture
	SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Rd.	Lot 8	41	325.00	J & B Osuch
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex NW $\frac{1}{4}$ Ac NW Given Rd. & SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	74.25	600.00	H & M Mialczarek
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9	25	200.00	H. Couture
	SE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Given Rd.	Lot 9	19.5	155.00	E & E Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10	25	200.00	H & M Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SW Given Rd.	Lot 10	63.5	510.00	E & E Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 6	48.74	390.00	C & M Lozon
	Pt 1 RD 145	Lot 6	1.25	15.00	C, R, & R Lozon
	NE pt SE $\frac{1}{2}$ SE Given Rd.	Lot 8	43	345.00	P. Dulisch Estate
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6	50	400.00	M. Dulisch
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 6	49.2	395.00	R. Pinsonneault
	Pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 6	.8	10.00	M & M St. Pierre
	SE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	10	80.00	C Kendall
	NE pt NE $\frac{1}{2}$ NE Given Rd.	Lot 7	53	425.00	H. St. Pierre
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	40	320.00	Cie Couture

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
5	NW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.	Lot 8	9	72.00	L & L Lozon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	50	400.00	C. Bechard
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.		57	455.00	P. Dülisch Estate
	NW cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.	Lot 9*	$\frac{1}{2}$	10.00	M ST. Pierre
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	49	395.00	W, J, & M Gebal
	NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Given Rd.	Lot 9	30	240.00	W, J, & M Gebal
	NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd	Lot 10	19.5	155.00	W, J, & M Gebal
	NE pt W $\frac{1}{2}$ N $\frac{1}{2}$ ex Rd.	Lot 10	11	90.00	W & M Gebal
	Pt S Rd. W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	3	25.00	V. & E. Tetrault
	SW Cor W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	1	10.00	E. Lozon
	E $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 10	25	200.00	W & M Gebal
	NE pt E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 10	11.75	95.00	W & M Gebal
	S pt W $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd.	Lot 10	18.5	145.00	E & E Couture
	SE $\frac{1}{2}$	Lot 11	100	700.00	G & R Pinsonneault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	300.00	R. Pinsonneault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	50	300.00	O & M Pinsonneault
	6	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 1	50	400.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 1	49.656	395.00	H & J Klinard
NW 100' SE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 1 *	1/3	5.00	Union Gas Ltd.
SW 273' SW $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2	.95	10.00	G & A Klein
SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt		Lot 2	65.226	520.00	Belleterre Farms Inc.
SW 162' NE 476.15 SW pt SE $\frac{1}{2}$		Lot 2 *	.8	10.00	P. Lozon
Ct. pt. NE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2	25	200.00	J & B Osuch
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 2			
SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$		Lot 3	20	160.00	S & P Czarniecki
NE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt		Lot 3	68.34	545.00	R & T Pinsonneault
Pts 1 & 2 RD 206		Lot 3	1.90	15.00	M Klinard
NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex E cor	Lot 3	20.6	165.00	J & R Schuster	
E cor NE pt NE $\frac{1}{4}$ SE $\frac{1}{2}$ ex E cor	Lot 3 *	1.1	10.00	J & R Schuster	
SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4	50	400.00	J & K Schertzer	

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
6	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4	50	400.00	J. Pinsonneault
	SE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	H. & J. Klinard
	NW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	R. & E. Charron
	SW $\frac{1}{2}$ Lot 6	100	800.00	M. Gardiner
	NE $\frac{1}{2}$ Lot 6	100	800.00	H. Dutka
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 7	50	400.00	S. & P. Evans
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ Lot 7	50	400.00	M. Menyès
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ Lot 7	50	400.00	S. & P. Evans
	SW $\frac{1}{2}$ Lot 8	100	800.00	R. & A. L ozon
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8	50	400.00	H. Couture
	SE $\frac{1}{2}$ Lot 9	100	800.00	F. & M. Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	50	400.00	O. Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	12.5	100.00	V. Sterling
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 10	37.5	300.00	P. & A. Sterling
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 11	50	400.00	N. & M. Letourneau
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 11	50	400.00	J. & W. Gebal
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 12	50	350.00	B. Carron
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 12	48.757	325.00	O. & J. Delrue
	SE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts Lot 1	49.46	395.00	Belleterre Farms Inc.
	SE 265.88' NW 529.58' SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1*	1	10.00	G. & M. Emrich
	NW 263.71' SE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1	1	10.00	G. & K. Emrich
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 1	50	400.00	F. Pinsonneault
	SW pt NW $\frac{1}{2}$ Lot 2*	10	80.00	Dover Rod and Gun Club
	NE pt NW $\frac{1}{2}$ Lot 2*	90	720.00	G. Blondeel
	NW $\frac{1}{2}$ Lot 3	100	800.00	G. Blondeel
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	50	400.00	L. Tetreault Est.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	25	200.00	J. & M. Pinsonneault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 4	25	200.00	G. & K. Mal
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 5	50	400.00	J. & M. Pinsonneault

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
6	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 50	400.00	G & K Mai
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7 50	400.00	O. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 50	400.00	O & D Couture
	SW pt NW $\frac{1}{2}$ SW R pt Rd.	Lot 8 88	705.00	O & B Couture
	NE pt NW $\frac{1}{2}$ NE R pt Rd.	Lot 9 10	80.00	J & M Couture
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 50	400.00	J & M Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 50	400.00	E. Duquette
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	W. Cadotte
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	J. Ouellette
	NW $\frac{1}{2}$	Lot 12 100	700.00	O. Delrue
	NW $\frac{1}{2}$	Lot 13 99.463	600.00	G & E Delrue
7	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3 49.32	400.00	A & S Szymanski
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 3 50	400.00	A Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4 50	400.00	A & B Tetreault
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 4 50	400.00	E Tetreault
	SE $\frac{1}{2}$	Lot 5 100	800.00	E. Tetreault
	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6 50	400.00	H. Kestelyn Estate
	SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6 48.84	390.00	S. Flodrowski
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 7 50	400.00	D. Tetreault Estate
	SE $\frac{1}{2}$	Lot 8 99.419	795.00	H. Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 49.417	395.00	P & D Martin
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 9 23.75	190.00	P & D Martin
	SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 9 23.203	185.00	R Martin
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 24.423	195.00	R. Martin
	Ct. 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 16.66	135.00	B Mallette
	SW 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 16.467	135.00	B Mallette
	NE 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 16.274	135.00	B Mallette
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 49.424	395.00	J, D, J, & A Martin
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 49.423	395.00	A & A Martin
	SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 48.87	340.00	V Martin
	NW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 50	350.00	A Martin

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
7	Pts SW Rivard Drain	Lts 1 & 2 126.5	1012.00	St. Lukes Club Corp.
	Pts 1 & 2 24 R 639	Lts 1 & 2 2.89	25.00	G & A Klein
	ALL NE Rivard Drain	Lts 1 & 2 270.405	2165.00	Snake Island Marsh Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3 50	400.00	A Tetreault
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 3 24.54	195.00	A Tetreault
	Pt	Lot 3 * $\frac{1}{2}$	10.00	S. Tetreault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 3 25	200.00	E & C Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	A & A Tetreault
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 25	200.00	A & A Tetreault
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 4 24.65	195.00	O & L Tetreault
	Pt NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 * .35	5.00	J & D Nissen
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 49.507	195.00	D & E Laevens
	Pt 1 24 R 1232	Lot 5 * .5	10.00	D. Laevens
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts	Lot 5 49.4	395.00	C. Couture
	Pt E $\frac{1}{2}$ N $\frac{1}{2}$	Lot 5 * .6	10.00	H. Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	R & E Charron
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	R. Charron
	NW pt on N $\frac{1}{2}$ W $\frac{1}{2}$	Lot 7 * .35	5.00	L Tetreault Est. & H. Tetreault.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 7 49.75	395.00	O & C Tetreault
	NE $\frac{1}{2}$	Lot 7 100	800.00	F & G Caron
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	C Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	H. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 50	400.00	F. Caron
	SW 52' SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 * $\frac{1}{4}$	5.00	V & E Tetreault
	E pt on W $\frac{1}{2}$ N $\frac{1}{2}$ W.B.pt Rd.	Lot 9 * .50	10.00	M & J Marleau
	SE pt SW $\frac{1}{2}$ Nwp NW W.B.pt Rd.	Lot 9 15	120.00	H. Toulouse
	NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 33	265.00	H. Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9 50	400.00	A & M Martijn
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 75	600.00	H. Ouellette
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 50	400.00	V & B Mallette
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11 50	400.00	H & C Louagie

CON.	CON. OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
7	NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 11	50	400.00	W. & B. Hembree
	NW $\frac{1}{2}$ Lot 12	100	700.00	A. & M. St. Pierre
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 15	25	175.00	J. Pinsonneault
	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 16	45	315.00	Chapple Farms Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ Lot 17	45	315.00	Chapple Farms Ltd.
8	NW cor Pt SE $\frac{1}{2}$ Lot 1*	3.5	40.00	E. Hamilton
	NW pt SE $\frac{1}{2}$ ex NW cor Lot 1	2	20.00	W. M. S. Royer
	NE 150' SW 255' SE $\frac{1}{2}$ Lot *	1/3	10.00	P. P. Hamilton
	S pt ex lots S cor Lot 1	76	760.00	R. & M. Lucier
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2	50	400.00	F. & D. Charron
	SW 100' NE 447.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2*	1/3	10.00	L. & B. Lozon
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts SE Toulouse Drain Lot 2	22.289	180.00	F. Lucier
	SW 100' NE 255.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2*	1/3	10.00	G. & D. Rabideau
	NE 100' SW 200' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot *2	1/3	10.00	G. Lucier
	SW 100' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 2	1/3	10.00	J. & G. Lucier
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts & pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Drain Lot 2	26.312	210.00	D. & A. Lucier
	NE 100' SW 512' SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 3*	.6	10.00	Y. Lucier
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 3	49.4	390.00	F. Lucier
	Pt E $\frac{1}{2}$ S $\frac{1}{2}$ Lot 3*	1/3	10.00	O. Lauzon
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 3	50	400.00	E. & P. Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4	50	400.00	A. Toman
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 4	49.5	395.00	G. Koekuyt
	SW 105' NE 444' NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 4*	.26	10.00	L. & J. Tetreault
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	C. & M. VanHove
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	O. Charron
W cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. Lot 6*	1	15.00	C. & R. Myers	
SW 100' SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 6*	1/3	10.00	O. & L. Tetreault	
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts. Lot 6	48.75	390.00	G. Blondeel	

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
8	NE 325' NE $\frac{1}{2}$ SE $\frac{1}{2}$ (RD 105)	Lot 6 * 1	15.00	W. Myers
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 6 49	390.00	W. Burke
	SE $\frac{1}{2}$	Lot 7 100	800.00	A & M De Baere
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex RD 1059	Lot 8 49.312	395.00	C Couture
	Pt 1 24 R 1059	Lot 8 * 3/4	10.00	R Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot	Lot 8 50	400.00	F & G Caron
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 50	400.00	H & D Couture
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 50	400.00	L & M Poissant
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 50	400.00	M Ouellet
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 10 49.5	395.00	P & D Martin
	NE 150' NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 * .5	10.00	B. & H. Howard
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	Lot 11 48	390.00	H Bechard
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 50	400.00	O & M Louagie
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12 * 49.66.	350.00	W. & B. Hembree
	Pt	Lot 12 * 1/3	10.00	D & I Butler
	Pt	Lot 12 * 2.7	25.00	Caron Grain Ltd.
	SE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 12 17.73	120.00	G. Mayers
	SE 1/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts	Lot 12 8.83	60.00	N Roberts
	Pt E Cor S10 acrs. N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 12 2/3	10.00	G & A Lozon
	Pt N cor S 10Ac N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 12 .50	10.00	N Roberts
	NW 2/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 19.797	160.00	H Bagnall
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt SW Boyle Dr.	Lot 13 48.6	200.00	H Bagnall
	NW $\frac{1}{2}$	Lots 1, 2 & 3 290	2320.00	Big Pointe Club Ltd.
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	C Lauzon
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 4 50	400.00	John Roberts et al
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 25	200.00	John Roberts et al
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 75	600.00	O & T Lauzon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	O Lozon
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 6 50	400.00	L & J Tetreault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7 50	400.00	A Labadie

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
8	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	50	400.00	P Pinsonneault
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 8	24	195.00	P Pinsonneault
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & pt SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	26	205.00	P Pinsonneault
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	50	400.00	P Pinsonneault
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	50	400.00	H & L Ouellette
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	50	400.00	L Bourgeois Estate
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	D Sylvain
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	50	400.00	D Sylvain
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SE pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Boyle Drain	Lot 11	60	480.00	L Ouellette
	NW pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt NW Boyle Drain	Lot 11	12.5	100.00	J & B Robinson
	NE 260' SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	2.46	25.00	R & M Drow
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	25	200.00	V Mallette
	NW cor W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 12 *	1	10.00	H Sylvain
	Pt on W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 12 *	.40	5.00	G & T Gagnon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 12	48	335.00	N & A Benoit
RP 594	Lots	26 & 27 *	3/5	10.00	L & J Brown
	Lots	28 *	1/3	5.00	J & K Butler
	Lots	29 *	1/3	5.00	L & A Ouellette
RP 594 & 587	All	Lot 25 *	1.2	10.00	Twp. of Dover
	All	Lot 24 *	1/3	5.00	A & B Daniel
	All	Lot 23 *	.17	5.00	J & V Belanger
	All	Lot 22 *	.2	5.00	L Perreault
	NW pt	Lot 30 *	.21	5.00	W & Y Robb
	pt	Lot 30 *	.22	5.00	L & J Benoit
		Lot 21 *	.18	5.00	L & V Emery
	All	Lot 20 *	.32	5.00	J. Benoit
		Lot 19 *	.15	5.00	N & A Benoit
8	Pt Lot ex pts	Lot 12	16.61	115.00	N & A Benoit
		Lot 18 *	.18	5.00	R & L Dulong
		Lot 17 *	.19	5.00	C & E Emery

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
RP 587	Lot 16 *	.18	5.00	D. Alexander	
	Lot 15 *	.18	5.00	S & C Trahan	
	Lot 14 *	.21	5.00	E Demers	
	Lot 13 *	.17	5.00	R & D Lozon	
RP 587 & 594	Lot 31 & 13 *	1/3	5.00	J Koekuyt	
RP 594	Lot 32 *	1/3	5.00	R & R Myers	
RP 587 SE pt Lot 11 & pt 4 24 R 960	*	1/2	5.00	D & A Benoit	
RP 594 Block B & pt Drain	*	1/2	5.00	S & J Laprise	
RP 587 Pt Lot 11 & 12	*	1/2	5.00	A Demers	
8	SE 1/2 NE 1/2 NW 1/2	Lot 12	25	175.00	R Normandin
	SW 1/2 SE 1/2	Lot 15	25	125.00	J L Pinsonneault
	NE 1/2 SE 1/2	Lot 15	50	300.00	R & G DeDecker
	SW 1/2 NW 1/2	Lot 15	25	150.00	O Lucier
	NE 1/2 NW 1/2	Lot 15	50	300.00	H Marchand
	SW 1/2 SE 1/2	Lot 16	50	300.00	A & B Faubert
	NE 1/2 SE 1/2	Lot 16	50	300.00	H James
	SW 1/2 SW 1/2 SE 1/2	Lot 17	25	150.00	L Harris
	NE 1/2 SW 1/2 SE 1/2	Lot 17	20	120.00	R Harris
	NW 1/2 ex pt	Lot 16	99.5	590.00	D Cadotte
	NE 136.25' SW 521.25 NW 1/2	Lot 16 *	1/2	10.00	G Cadotte
	SW 1/2 NW 1/2	Lot 17	40	250.00	M & G Devolder
9	Pt	Lots 1,2,3 & 4	337	2700.00	Big Pointe Club Ltd.
	SE 1/2	Lot 5	100	800.00	O & T Lozon
	SW 1/2	Lot 6	100	800.00	R & J L'Ecuver
	NE 1/2	Lot 6	100	800.00	R & H Cartier
	Pt 1 RD 94	S 1/2 W 1/2 Lot 7 *	1	10.00	J Grifford
	SE 1/2 SW 1/2 SE 1/2 ex pt	Lot 7	24	190.00	B Griffore
	NW 1/2 SW 1/2 SE 1/2 ex pt	Lot 7	24.6	195.00	A & G Bechard
	Pt	Lot 7 *	.4	10.00	R Bechard
	NW 1/2 NE 1/2 SE 1/2	Lot 7	25	200.00	B Griffore
	SE 1/2 NE 1/2 SE 1/2 ex pt	Lot 7	24	190.00	A Labadie

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
9	Pt on S $\frac{1}{2}$ E $\frac{1}{2}$ S $\frac{1}{2}$	Lot 7 *	1	10.00	A Labadie
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 8	48.5	390.00	L & L Emery
	NE 181.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 8 *	1 $\frac{1}{2}$	15.00	H Toulouse
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 8	48	390.00	S & M Letournoau
	SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	23	185.00	E Brown
	NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	22.66	185.00	L Ouellette
	NE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	Lot 9	47	375.00	L Caron
	NE 80' NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 *	1/3	10.00	C & P Brady
	Pt SW $\frac{1}{2}$ pt 1 24 R 1023	Lot 9 *	.9	15.00	J & J Graham
	SW $\frac{1}{2}$ ex pts	Lot 10	96.58	775.00	E & V Emory
	SE pt SW $\frac{1}{2}$	Lot 10*	2.5	20.00	R C Corporation
	Pt SW cor E $\frac{1}{2}$	Lot 10	2	15.00	D Sylvain
	S $\frac{1}{2}$ E $\frac{1}{2}$ ex Church Lands	Lot 10	45.5	365.00	L & C Roelans
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	Lot 11	50	400.00	A Bourgeois
	SW 264' NE 3/4 SE $\frac{1}{2}$	Lot 11	7.5	60.00	M & S Gagner
	SE $\frac{1}{2}$ NE 3/4 ex pt	Lot 11	69	550.00	O & E Cartier
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	25	175.00	H Malette
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	25	175.00	J & B L'Ecuyer
RP 588		Lot 2 *	$\frac{1}{4}$	5.00	S Delanghe
		Lot 3 *	1/6	5.00	C & H Chevalier
		Lot 1	11	65.00	R & R Traham
9	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 14	15	90.00	O & B Couture
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14	15	90.00	R & L Myers
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	20	120.00	O & B. Couture
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	25	150.00	O Lucier
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 15	50	300.00	E * P Caron
	NW $\frac{1}{2}$	Lot 15	100	700.00	E & P Caron
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16	50	350.00	Bishop Farms Ltd.
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16	50	350.00	Bishop Farms Ltd.
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 27	10	60.00	I & M Capiau

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
9	SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 75	600.00	M Lozon
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 25	200.00	M Lozon
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 25	200.00	H Griffore
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 5 25	200.00	H Griffore
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 7 49	395.00	A Griffore
	NE pt NW Boyle Drain	Lot 7 * 1	10.00	D & B Lozon
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	K & S Young
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8 25	200.00	Terre-du-Lac Farms
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 8 52	415.00	Terre-du-Lac Farms
	SW pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9 27	215.00	L & V Poissant
	NE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9 27	215.00	W & B Benoit
	NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Boyle Drain	Lot 9 53	425.00	W Benoit
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10 50	400.00	O Emery
	NW $\frac{1}{2}$ NE 3/4 ex pt	Lot 11 75	600.00	O & E Cartier
	NE 124' SW 1497' NW $\frac{1}{2}$ NE 3/4	Lot 11 1/3	10.00	E & D Boullay
	NW $\frac{1}{2}$ ex pt	Lot 12 99.65	700.00	O & E Cartier
	Part 1 24 R 646	pt Lot 12 * 1/3	10.00	S Stefina et al in trust
10	Lots 2,3,4,5, & pt 6	200	1600.00	Big Pointe Club Ltd.
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6 50	400.00	R & J L'Ecuyer & DVA
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 6 50	400.00	O Lozon
	W $\frac{1}{2}$ ex pt W Boyle Dr.	Lot 7 99	790.00	A Griffore
	S pt S $\frac{1}{2}$	Lot 7 37.5	300.00	D Emery
	SE $\frac{1}{2}$	Lot 8 100	800.00	O Emery
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 50	400.00	L & V Poissant
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 23.33	185.00	W Benoit
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 9 25	200.00	Terre-du-Lac Farms
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 50	400.00	O Cartier Est.
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 25	200.00	T Emery Est.
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 10 25	200.00	O Cartier Est.
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 50	400.00	D Labadie
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 25	200.00	W Cartier

SCHEDULE (con't)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
10	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11	25	200.00	A Brown Estate Est.
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12	25	200.00	A Brown Estate Est.
	NE $\frac{3}{4}$ SE $\frac{1}{2}$ ex pt	Lot 12	40	300.00	V & B Letourneau
	NE cor NW $\frac{1}{2}$ N Boyle Drain	Lot 7	1	10.00	Big Pointe Club Ltd.
	NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 7	7.677	60.00	G & L Tetreault
	Pt N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$	Lot 7	3	25.00	D Hebert
	N 59 $\frac{1}{2}$ Ac ex N 12 $\frac{1}{2}$ Ac E $\frac{1}{2}$	Lot 7	47	375.00	L Lauzon
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex Rd.	Lot 8	48	380.00	Henry Myers Estate
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 8	49	390.00	Hector Myers
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	30.5	245.00	Hector Myers
	Pt on W $\frac{1}{2}$ W $\frac{1}{2}$ N $\frac{1}{2}$	Lot 9 *	1/3	10.00	L & A Myers
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ & SE $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	37.5	300.00	M L'Ecuier
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 9	26	210.00	J Cartier
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 10	25	200.00	J Cartier
	NE $\frac{3}{4}$ NW $\frac{1}{2}$	Lot 10	75	600.00	R A Cartier
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	50	400.00	R A Cartier
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 11	50	400.00	A Brown
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	25	175.00	D Brown Estate
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	25	175.00	V & I Demers
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12	30	200.00	B. Deneit
	NW pt SE $\frac{1}{2}$	Lot 13	20	150.00	S V Letourneau
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 14	20	150.00	H A Myers Est.
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 14	40	275.00	B Emery
	SE $\frac{1}{2}$	Lot 15	100	700.00	J Caron
	NW $\frac{1}{2}$	Lot 13	100	700.00	L Letourneau
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14	50	350.00	V & I Demers
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14	50	350.00	Bishop Farms Ltd.
	NW $\frac{1}{2}$ ex pt	Lot 15	90	600.00	A & R Couture
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16	10	50.00	A Couture
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lot 16	49.66	340.00	A & D Emery
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16	25	175.00	R & L Myers
	SW 122.5' NW 122.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16 *	1/3	10.00	R & L Ouellette

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
11	SE $\frac{1}{2}$ Lots 6 & 7	110	880.00	Big Pointe Club Ltd.
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 8	50	400.00	D & Y O'Neil
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 5	50	400.00	N L'Ecuuyer
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9	50	400.00	N L'Ecuuyer
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 9	50	400.00	E & R Demers
	SE $\frac{1}{2}$ Lot 10	100	800.00	R & H Cartier
	SW $\frac{3}{4}$ SE $\frac{1}{2}$ Lot 11	75	600.00	L & R Demers
	NE $\frac{1}{4}$ SE $\frac{1}{2}$ Lot 11	25	200.00	C Brown
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 12	50	400.00	C Brown
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt Lot 12	49.655	390.00	D Brown Estate
	NW 100' SE 233.29' NE 150' of NE $\frac{1}{2}$ SE $\frac{1}{2}$ Lot 12 * $\frac{1}{3}$		10.00	C & M Brown
	SE $\frac{1}{2}$ Lot 13	100	700.00	H Couture
	SE $\frac{1}{2}$ Lot 14	50	350.00	P Pinsonneault
	SE $\frac{1}{2}$ Lot 15	10	50.00	S MacDonald et al
RP 409	Lot 1 N $\frac{1}{2}$ Lot 2 SW pt Lot 4	* .5	250.00	Donald Rakus
	Lot 7 *	.03	25.00	Ben Jacobs
	ALL Lots 5 & 6 *	.67	190.00	Donald Rakus
	NE pt Lot 4 *	.11	100.00	Donald Rakus
	NE pt Lot 3 *	.11	100.00	J Bourdeau
	Pt Lots 1,2,3 & 4 *	1.0	300.00	S & P Vincent
	ALL Lots 21,22,23 & 24 *	1.33	200.00	S Dinsmore
11	Pt ex lots Lot 8	93.847	800.00	Bay Lodge Inc.
RP 409	ALL Lots 8 & 9*	.55	126.00	Donald Rakus
	Lot 10*	.22	50.00	R Nowak
	Lot 11*	.22	50.00	L Profota
	SW $\frac{1}{2}$ Lot 12*	.11	25.00	L Profota
	NE $\frac{1}{2}$ lot 12 & SW $\frac{1}{4}$ Lot 13 Lots 12 & 13 *	.16	40.00	A & P Profota
	NE $\frac{3}{4}$ Lot 13 *	.16	40.00	R & J Garvey
	Lot 14 *	.22	50.00	T & S Paczency
	SW $\frac{1}{2}$ Lot 15 *	.11	25.00	D & R Bechard
	NE $\frac{1}{2}$ Lot 15 *	.11	25.00	Y & G Laliberte

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
HP 409	Lot 16 *	.22	50.00	H & V Mailloux	
	Lot 17 *	.22	50.00	W & M McGavin	
	SW $\frac{1}{2}$	Lot 18 *	.4	25.00	A Irwin
	NE $\frac{1}{2}$	Lot 18 *	.11	25.00	A Irwin
	Lots 19 & 20*	.44	100.00	R. Vandemergle	
11	Pt S of HP 409	Lot 8 * 1.32	300.00	D Rakus	
	NE cor NE $\frac{1}{2}$	Lot 8 * 1.00	100.00	L Lozon	
	NW $\frac{1}{2}$	Lots 9 & 10 * 200	1600.00	H, R, K Rex	
	NW $\frac{1}{2}$	Lot 11 100	800.00	L & D Griffore	
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12 50	400.00	A Griffore	
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 12 50	400.00	A Griffore	
	NW $\frac{1}{2}$	Lot 13 100	700.00	J & R Demers	
	NW $\frac{1}{2}$ ex pt	Lot 14 65	450.00	Chatelaine Farms Inc.	
12	Pt SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 11 * .5	10.00	A & C Emery	
	SE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts	Lots 11 & 12 96.789	760.00	C & G Grifford	
	NW 100' of NE 146' SE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 12 * 1/3	10.00	D & S Carroll	
	NW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	Lots 11 & 12 99	790.00	A & Y Griffore	
	Pt 1 RD 262	Lot 12 * 1	10.00	R & B Jacques	
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13 49	390.00	G Lozon	
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13 50	400.00	H Burke	
	Ct pt SE pt SE RankinCreek	Lot 14 15	90.00	H Ouellette	
	SW pt SE pt SE Rankin Creek	Lot 14 41	275.00	A & J Aerts	
	Pt NW $\frac{1}{2}$	Lot 10* .69	125.00	J. M. Moffat Ent.	
	All ex lots & W 16 Ac	Lot 10 148.39	1200.00	Leo Pinsonneault	
	NW part	Lot 11 * 12.43	200.00	Dover Township	
	SW 145' NE 1302.13 SE 300'	Lot 11 * 1.00	20.00	M. & G. Debie	
	SW 50' NE 1157.13 SE 148'	Lot 11 * 1/5	5.00	M. & G. Debie	
	SW 50' NE 1107.13 SE 148'	Lot 11 * 1/5	5.00	M. & G. Debie	
	SW 100' NE 1057.13' SE 148'	Lot 11 * 2/5	10.00	D Baumgardener	
	SW 48' NE 957.13' SE 148'	Lot 11 * 1/5	5.00	C & M Sauter	

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
12	SW 52' NE 909.13' SE 148' Lot 11*	1/5	5.00	R. Bechard
	SW 150' NE 857.13 SE 148' Lot 11*	3/5	15.00	B. Hubbard
	SW 100' NE 707.13' SE 148' Lot 11*	2/5	10.00	R. & J. Wigchert
	SW 100' NE 607.13' SE 148' Lot 11*	2/5	10.00	J. & A. Carbonneau
	SW 250' NE 507.13' SE 148' Lot 11*	1	25.00	W. & T. Olsen
	SW 100' NE 257.13' SE 148' Lot 11*	L 2/5	10.00	R. Boychuk
	SW 66' NE 157.13' SE 148' Lot 11*	.22	10.00	Dover Township
	NW 1/2 ex Park & Lots Lot 11	82.44	660.00	L. Pinsonneault
	NE 91.13 pts of NW pt 11 ex RP 419 Lot 11*	.31	10.00	M. & J. Carroll
	RP 419 SW 297' Lot 1*	1.35	30.00	E. Dunlop Estate
	NE pt 1 SW pt 4 Lots 1 & H	.41	10.00	H. Turner
	Ct pt Lot H*	.45	10.00	J. & P. Potts
	NE pt Lot H*	1/4	10.00	M. Urquhart
12	NE cor NW 1/2 NW 1/2 Lot 12*	.95	10.00	F. Hallegards
	NW 1/2 NW 1/2 ex pts Lot 12	48	385.00	L. Pinsonneault
	SE 1/2 NW 1/2 Lot 1 2	50	400.00	E. Dunlop Estate et al
	SE 1/2 NW 1/2 Lot 13	30	210.00	Ross Dunlop
	NW 1/2 NW 1/2 Lot 13	40	200.00	C. & V. Burke
13	NW pt NE pt SE 1/2 Lot 11	12.607	100.00	H. Allen
	Part 24 R 603 Lot 11*	.06	10.00	Ministry of Environment of Ontario.
	RP 419 Lot K ex 24 R 63 Lot k	7.043	60.00	H. Allen
	Pt Lot J*	.71	20.00	R. & G. Prezockl
	Pt SW 40' NE 193.5 Lot J*	.20	10.00	W. Van Oosten
	Pt SW 80' NE 353.5 Lot J*	.40	20.00	E. & A. Mc Fadden
	Pt SW 80' NE 273.5 Lot J*	.40	20.00	R. Boychuk
	Pt SW 80' Lot J*	.40	20.00	H. & E. Brown
	RP 235 All Lots 1 & 50*	.80	20.00	Wm. Keller
	All Lots 2*	.2	10.00	H. & B. Lozen
	All Lots 49*	.2	10.00	J. & G. Thompson

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER	
HP 235	Lot 3 & NE $\frac{1}{2}$ Lot 4	Lot 4 *	.30	15.00	M Templeton
	Lot 48 & NE $\frac{1}{2}$ Lot 47	*	.30	15.00	T McDonald
	Lots 5 & 46 & SW pts	Lots 4 to 47*	.60	15.00	B Tewkesbury
		Lots 6 & 7 *	.40	15.00	N Miles
	Lot 45 & NE $\frac{1}{2}$	Lot 44 *	.30	15.00	E & C Brown
		Lot 8 *	1/5	10.00	W & N Knight
	Lot 43 & SW pt	Lot 44 *	.30	15.00	R & L King
	Lots 9, 10, 41 & 42	*	4/5	20.00	L Dunlop
	Lots 11 & 40	*	.4	15.00	W & B Hembree
	Lots 12, 13, 38 & 39	*	.8	20.00	C & C Burden
	Lots 14 to 37	*	.4	15.00	P & N MacDonald
	Lots 15, 16, 35 & 36	*	.8	20.00	C Winter
	Lots 18 & 33	*	.44	15.00	J & O Crawford
	Lots 17 & 34	*	.4	15.00	E & M Simpson
	Lots 19, 20, 21, 30, 31 & 32	*	1.20	25.00	Richard Walker in Trust
		Lot 28 *	.25	10.00	E Bausejour
		Lot 29 *	.20	10.00	Mitchells Bay Inn Inc.
		Lots 22 & 23 *	.4	15.00	R Bunnett
		Lot 24 *	.2	10.00	L & E Beausejour
		Lot 27 *	.2	10.00	L & E Beausejour
		Lots 25 & 26*	.4	15.00	R Bunnett in Trust
RP 419	SE 1/3	Lot M *	.09	10.00	R Bunnett in Trust
	NW 2/3	Lot M *	.18	10.00	R Bunnett in Trust
		Lot G *	.35	15.00	Anglican Church
	NW pt	Lot G *	.10	10.00	Dover Township
	SW 66'	Lot F *	.32	15.00	S McDonald
	Ct pt	Lot F *	.37	15.00	D & B Lachance
	NE pt	Lot F *	.40	15.00	M Broadbent
	NE pt	Lot D *	.42	15.00	A & N Jarczak
13		Lots C, B, & A *	.60	20.00	A & R Lozon
	Pt NE RP 419	Lot 12 *	.90	25.00	A & R Lozon

SCHEDULE (con't)

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
13	SE $\frac{1}{2}$ ex pts	Lot 12 93.574	745.00	H & L Allen
	SE pt SE $\frac{1}{2}$	Lot 12 * 3	40.00	E Roberts
	SE pt SE $\frac{1}{2}$	Lot 12 * .35	15.00	L & T Rankin
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 13 25	175.00	M & C Burke
	NW $\frac{1}{2}$ ex pt	Lot 12 96.5	775.00	D Normandin
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 13 49.61	390.00	G DeMeyer
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 14 10	70.00	W Mills
14	ALL ex Creek & lots	Lot 13 193	1540.00	Rankin Creek Farms
	SW 1/3 SW $\frac{1}{2}$ ex pt	Lot 14 282	225.00	R Loyst
	NE 104' SW 1/3 SW $\frac{1}{2}$	Lot 14 5	40.00	M Van Houten
	NE 2/3 SW $\frac{1}{2}$	Lot 14 66.46	530.00	N L'Ecuver
	NE $\frac{1}{2}$	Lot 14 99.719	800.00	W Mills
	SE $\frac{1}{2}$	Lot 15 45	315.00	N & M Dewar
	NW $\frac{1}{2}$	Lot 15 96	785.00	B Lewis
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 16 90	280.00	W Lewis
	SE $\frac{1}{2}$	Lot 17 50	350.00	L Lewis Estate
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	Lot 18 10	70.00	A & M Crawford
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16 40	280.00	J McGrail
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 16 50	350.00	W & J McGrail
	SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt	Lot 17 49.075	350.00	W & J McGrail
	Pt 1 24 R 617	Lot 17 * .93	10.00	F & D Debruyne
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 17 50	350.00	M Crawford
	NW $\frac{1}{2}$	Lot 18 90	630.00	M Crawford
	NW pt NW $\frac{1}{2}$ NW McLeod Creek ex SE pt	Lot 19 50	300.00	M Crawford
	Ct pt SE pt NW $\frac{1}{2}$ SE Bear Ck.	Lot 19 2.303	15.00	M Crawford
	NW pt SE pt NW $\frac{1}{2}$ SE Bear Ck.	Lot 19 8	55.00	J & V Crowe
	NE pt NW $\frac{1}{2}$ NE Little Bear Ck.	Lot 20 10	70.00	C & M Crow
BDW		Lot 36 70	490.00	D & K Rose
BDE		Lot 36 75	530.00	J Gordon

CON.	LOT OR PART OF LOT	ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
14	NW $\frac{1}{2}$ - NW $\frac{1}{2}$ ex Rd.	Lot 24 20	137.50	E Hensel
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	Lot 24 20	137.50	R Hunter
15	SE $\frac{1}{2}$	Lot 15 100	800.00	O Verhaege
	SW $\frac{1}{2}$	Lot 16 100	800.00	O Verhaege
	NE $\frac{1}{2}$ ex NW pt	Lot 16 85	660.00	J Griffore Estate
	NW pt NE $\frac{1}{2}$	Lot 16 15	120.00	J Davidson
	SW pt ex NW pt	Lot 17 63	665.00	D Griffore
	NW pt SW $\frac{1}{2}$	Lot 17 17	135.00	J Davidson
	NE $\frac{1}{2}$	Lot 17 100	800.00	E Griffore
	SW $\frac{1}{2}$	Lot 18 100	800.00	D Dunlop
	NE $\frac{1}{2}$ Lot 18	Lots 18 & 19 300	2400.00	M Crawford
	NW 216' NE 130' SE $\frac{1}{2}$ S River Ck Lot 20*	.4	10.00	J & J Martin
	NE pt ex pts NE Little Bear Ck Lot 20	100	800.00	C. Roe Estate
	Pt NW pt NE pt NE Lit. Bear Ck Lot 20	16.5	130.00	C Handsor & W Needham
	NW pt NW pt NE pt NE L. Bear Ck Lot 20	16.5	130.00	O Boswell
	SE pt NW pt NE pt Little Bear Creek	Lot 20 3	25.00	K & D Rose
BDW	All	Lot 37 100	700.00	A, H, M Rose
	SE $\frac{1}{2}$ ex pt	Lot 38 45	315.00	A, H, B Rose
	NE pt SE $\frac{1}{2}$	Lot 38 5	35.00	B & R Rose
	NW $\frac{1}{2}$	Lot 38 50	350.00	K & D Rose
EDE	NW pt	Lot 38 7.79	55.00	L & G Handsor
	11W 165' SW 526' NW pt	Lot 38 2	15.00	V Rose
	SE pt	Lot 38 90	625.00	K & D Rose
		Lot 37 100	700.00	D Gordon
15	SE $\frac{1}{2}$	Lot 24 25	175.00	J & M McGrail
	SW pt ex SE pt SW Little Bear Creek	Lot 20 54	430.00	M Crawford
	SE pt SW pt SW Little Bear Creek	Lot 20 5	40.00	R Crawford
BDW	NW $\frac{1}{2}$	Lot 39 50	400.00	O Boswell
	SE $\frac{1}{2}$	Lot 39 50	400.00	C Handsor

SCHEDULE (cont'd)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
BDE	SE pt	Lot 39	20.318	140.00	L & G Handsor
	NW pt	Lot 39	81	565.00	F & M Van Boven
15	SW pt NW $\frac{1}{2}$ SW Maxwell Creek	Lot 24	9	65.00	F Van Boven
	NW $\frac{1}{2}$ ex pt	Lot 24	40	250.00	R & L Van Damme
16	Pts	Lots 16 & 17	34.5	275.00	J Davidson
	NE pt	Lot 17	25	200.00	L & M Dunlop
	SW $\frac{1}{2}$	Lot 18	21	168.00	L Dunlop
	SW pt NE $\frac{1}{2}$	Lot 16	1.5	15.00	M Crawford
BDW	All ex NW pt NE $\frac{1}{2}$	Lot 40	82.5	660.00	G. & M. Vandevelde
	NW pt NE $\frac{1}{2}$	Lot 40	17.5	140.00	National Bank of Detroit
BOE	Pt	Lot 41 *	1.8	15.00	N Dolsen
	Pt	Lot 41 *	2.076	20.00	R Haviland
	All	Lot 40	30	210.00	D, M, J, Gordon
17	NW pt	Lot 19	46	370.00	G & E Courteaux
18	Lot 29 & SW pt	Lot 1	55	440.00	G & E Courteaux
	NE pt 1, SW pt 2 ex pts		90	720.00	G & E Courteaux
	Pt	Lots 1 & 2 *	.55	10.00	R & D Courteaux
	NE pt Lot 2 & SW pt Lot 3	Lots 2 & 3	164	1470.00	Dover Farms Ltd.
	NE pt	Lot 3	71	570.00	E & B Rabideau
	All	Lot 4 *	174	1400.00	Libby, McNeil & Libby
	SW pt NW pt SW $\frac{1}{2}$ NW Given Road & SW Rabideau Dr. ex pt	Lot 5	5.75	45.00	B. Snobelen et al
	Pt NE 88' SW 769' SE 100' of SW pt NW pt SW $\frac{1}{2}$ NW Given Rd.	Lot 5 *	.25	10.00	G & H Fransson
	SW $\frac{1}{2}$ ex SW pts NW pt NW Given Rd ex pts SE rd.	Lot 5	91.75	735.00	G Rabideau Estate
	SW 132' NE 1232' NW 180' SE Given Road	Lot 5 *	.55	10.00	D Rabideau
	SW 70' NE 1100' NW 180' SE Given Rd.	Lot 5 *	.30	10.00	D Rabideau
	SW 61' NE 1030' NW 180' SE Given Rd	Lot 5 *	.27	10.00	A & D Rabideau

SCHEDULE (cont'd)

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
18	SW 66' NE 964' NW 180' SE Given Road	Lot 5*	.27	10.00	Annie Rabideau
	NE½ ex pts	Lot 5	96	770.00	G. Rabideau
	SW 154' NE 484' NE½	Lot 5*	6	50.00	G.H. Frye Holdings Ltd.
	NW 330' NE 269' NE½	Lot 5*	2	20.00	D. Carroll
	River Road (Along North Side Thames River)	*	40-	2815.00	Twp. of Dover
	3rd Concession Road	*	18	1335.00	Twp. of Dover
	4th Concession Road	*	36	2680.00	Twp. of Dover
	5th Concession Road	*	36	2810.00	Twp. of Dover
	6th Concession Road	*	36	2680.00	Twp. of Dover
	7th Concession Road	*	36	2680.00	Twp. of Dover
	9th Concession Road	*	24	1800.00	Twp. of Dover
	10th Concession Road	*	21	1560.00	Twp. of Dover
	11th Concession Road	*	15	1110.00	Twp. of Dover
	12th Concession Road	*	21	1560.00	Twp. of Dover
	14th Concession Road	*	6	725.00	Twp. of Dover
	15th Concession Road	*	16	1450.00	Twp. of Dover
	16th Concession Road	*	13	1227.00	Twp. of Dover
	18th Concession Road	*	15	1285.00	Twp. of Dover
	River Rd. (Along North Side Sydenham River)	*	12	900.00	Twp. of Dover
	Townline (E. & W. Dover)	*	20	1670.00	Twp. of Dover
	Jacob Road	*	27	2015.00	Twp. of Dover
	Given Road Con. 5	*	16	1200.00	Twp. of Dover
	Big Pointe Rd.	*	21	1560.00	Twp. of Dover
	Mills Road	*	3	215.00	Twp. of Dover
	Crow Road	*	1	85.00	Twp. of Dover
	Ouellette Road	*	3	215.00	Twp. of Dover
	Bearline Road	*	6	450.00	Twp. of Dover
	Baldoon Road	*	7	565.00	Twp. of Dover
	Kellar Street	*	.3	45.00	Twp. of Dover
	McDonald Street	*	.3	45.00	Twp. of Dover

CON.	LOT OR PART OF LOT		ACRES AFFECTED	VALUE OF BENEFIT	ASSESSED OWNER
	Allen Road	*	.3	45.00	Township of Dover
	Taylor Street	*	2	155.00	Township of Dover
	Park Street	*	1	85.00	Township of Dover
	4th Concession Road (County Portion)		4.5	330.00	County of Kent
	River Road (County Portion)	*	2	155.00	County of Kent
	8th Concession Road	*	36	2680.00	County of Kent
	11th Concession Road	*	7	520.00	County of Kent
	13th Concession Road	*	4	745.00	County of Kent
	Jacob Road	*	4	300.00	County of Kent
	Winterline Road	*	40	<u>2808.00</u>	County of Kent
TOTAL ASSESSMENT				\$ <u>266,000.00</u>	

* denotes non-agricultural

RECAPITULATION

Total on Lands for Benefit	\$ 224,587.00
Total on Township Roads	33,875.00
Total on County Roads	<u>7,538.00</u>
TOTAL ASSESSMENT	\$ <u>266,000.00</u>

May 29, 1976
CHATHAM, Ontario

Donald D. McGeorge
O. L. S., P. Eng.

AND WHEREAS, the Council is of opinion that the drainage of the area described is desirable.

Therefore the Council of the Township of Dover, pursuant to the Drainage Act, 1962 - 63, enacts as follows:

1st. The report is hereby adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.

2nd. The Corporation of the Township of Dover may levy in one year the sum of \$Fifty Three Thousand, Two Hundred (\$53,200.00) -- xx/100 Dollars being the funds necessary for the drainage works not otherwise provided for (or being the municipality's portion of the funds necessary for the drainage works); provided that such sum shall be reduced by the amount of grants and commuted payments with respect to lands and roads assessed.

3rd. For paying the sum of \$46,425.00, the amount charged against such lands and roads for benefit, apart from lands and roads belonging to or controlled by the municipality, the following total special rates over and above all other rates shall be assessed, levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the undermentioned parcels of land and parts of parcels and roads in one year after the passing of this by-law, provided that no greater amount shall be levied than is required after taking into account and crediting the amount of grants under subsection 3 of section 64 of The Drainage Act, 1962 - 63, the amount of moneys paid under a by-law passed under subsection 4 of section 40 of that Act and commuted payments with respect to lands and roads assessed.

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grant	Net Assessment	
1 DW SE pt. NE $\frac{1}{2}$ ex. Lots	1	81	1-001 G. Bagnall	650.00	520.00	130.00
SW cor. SE pt NE $\frac{1}{2}$	1	4.5	1-002 B. & A. Bagnall	35.00	28.00	7.00
Pt. SE Pt. NE $\frac{1}{2}$	1	.47	1-003 * S. & B. Bennett	5.00	4.00	1.00
Pt. SE Pt. NE $\frac{1}{2}$	1	.60	1-004 * L. & R. Dubuque	5.00	4.00	1.00
SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex. lot pts. 2, 3, & 5 24 R 851	1	77	1-005 J. M. B. & J. Bagnall	615.00	492.00	123.00
Pt. SE pt. SW $\frac{1}{2}$ SE $\frac{1}{2}$ N.R. Rd.	1	1/3	1-00501 * J. & I. Reaume	5.00	4.00	1.00
NE pt NE $\frac{1}{2}$ SE Dolsen Creek ex lot, NE pt NE $\frac{1}{2}$ NW Dolsen Creek	2	70	1-006 A. & V. King	560.00	448.00	112.00
SE cor NE pt.	2	$\frac{1}{2}$	1-00601 * P. Jubenville	5.00	4.00	1.00
SW pt. NE $\frac{1}{2}$ S. Dolsen Creek	2	44.5	1-007 R. Jubenville	360.00	288.00	72.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$	2	99	1-008 M. Jubenville	790.00	632.00	158.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$	2	98.9	1-009 D. Reaume	790.00	632.00	158.00

Con. Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment
1 DW NE pt NE½ SE Dolsen Creek	3 45	1-010 H. Duphotte	360.00	288.00	72.00
SW pt NE½ SE Main Drain	3 48.99	1-011 J. & E. Laevens	390.00	312.00	78.00
NE pt SW½ & pt SW pt NE½ SE old Rivard Drain NW of New River Road	3 55.79	1-012 M. Laevens	445.00	356.00	89.00
Pt NE pt SW½ SE new R. Road	3 8.33	1-01201 J. & C. Laevens	65.00	52.00	13.00
SW pt SW½ & NE pt NE½	3 & 4 82.14	1-013 V. & L. Duphotte	660.00	528.00	132.00
SW pt NE½	4 62.5	1-014 T. & E. Jubenville	500.00	400.00	100.00
NE pt SW½	4 62.5	5-015 L. Reaume	500.00	400.00	100.00
SW pt SW½	4 62.5	5-016 W. & M. Reaume	500.00	400.00	100.00
All ex 24 R 297	5 179.57	5-017 Bradley Farms Ltd.	1,440.00	1,152.00	288.00
SW pt (pt 1 24 R 297)	5 1	5-018 * R. & J. Jubenville	15.00	12.00	3.00
SW pt (pt. 2 24 R 297)	5 2.12	5-01801 * C. Jubenville	30.00	24.00	6.00
SW pt (pt. 3 & 4, 24 R 297)	5 3.75	5-019 * Irene Smit	50.00	40.00	10.00
All	6 31	5-020 Bradley Farms Ltd.	248.00	198.40	49.60
NW pt Lot 7, All 8, 9, 10, 11 & 12	1229	1-022 Bradley Farms Ltd.	5,000.00	4,000.00	1,000.00
All Lots 6, 7 & 8	240	1-023 Bradley Farms Ltd.	1,920.00	1,536.00	384.00
NW pt SE½	1 63	1-036 V. Jubenville	500.00	400.00	100.00
NE½ NE½ NW pt	1 35	1-037 Mary E. Jubenville	280.00	224.00	56.00
SW½ NE½ NW pt	1 37.69	1-038 Robert Jubenville	300.00	240.00	60.00
SW½ NW pt.	1 80	1-039 Vernon Jubenville	640.00	512.00	128.00
NW pt NE pt NW Dolsen Cr.	3 40	1-040 V. & L. Duphotte	320.00	256.00	64.00
3 DW SW pt.	1 71	1-041 Leo Couture	570.00	456.00	114.00
NE pt & SW pt	2 112	1-042 Leo Couture	895.00	716.00	179.00
All	3 200	1-043 Leo Couture	1,600.00	1,280.00	320.00
All Lots 4 & 5	400	1-044 Bradley Farms	3,200.00	2,560.00	640.00
All	6 194.39	1-045 Bradley Farms	1,555.00	1,244.00	311.00
NE pt	1 128.5	1-046 Roger Laprise	1,030.00	824.00	206.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
3 DW SW pt NE pt	2	88	I-047 F.E. & M.I. Pinsonneault	705.00	564.00	141.00
5 DW Pt.	1	5	I-060 St. Lukes Club	50.00	40.00	10.00
1 SW $\frac{1}{2}$ SW $\frac{1}{2}$	1	20	I-067 V. Jubenville	160.00	128.00	32.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ ex. pt.	1	16.9	I-068 Belletierre Farms	135.00	108.00	27.00
Pt NE $\frac{1}{2}$ SW $\frac{1}{2}$ - 1 24 R 636	1	1/3	I-06801 * V.A. & S.L. Marchand	5.00	4.00	1.00
SW pt NE $\frac{1}{2}$	1	20.7	I-069 Belletierre Farms Inc.	165.00	132.00	33.00
NE pt NE $\frac{1}{2}$	1	17	I-070 V. & R. Jubenville	135.00	108.00	27.00
SW cor.	2	1	I-071 * L. & A. Stevenson	10.00	8.00	2.00
All ex SW cor.	2	120	I-072 Mary Jubenville	960.00	768.00	192.00
SW pt SW pt.	3	59.75	I-073 D. & L. Johnston	480.00	384.00	96.00
NE 89', SW 540' N.R. Road	3	.25	I-074 R. & M. Cook	5.00	4.00	1.00
NE 236' SW 798.4 N. R. Road	3	.80	I-075 Harry Goudreau	10.00	8.00	2.00
NE pt SW pt.	3	32.6	I-076 L. Jubenville	260.00	208.00	52.00
NE 154' SW 908.5' N. R. Road	3	.40	I-077 D. & P. LaMarsh	5.00	4.00	1.00
SW $\frac{1}{2}$ NE pt.	3	66	I-078 I. & K. Pelkey	530.00	424.00	106.00
NE $\frac{1}{2}$ NE pt.	3	66	I-079 Wm. Antaya	530.00	424.00	106.00
SW pt SW $\frac{1}{2}$ S. McFarlane Drain	4	26.75	I-080 Wm. Antaya	215.00	172.00	43.00
Ct. Pt. SW $\frac{1}{2}$ S. McFarlane Dr.	4	46	I-081 Rose Bagnall	370.00	296.00	74.00
NE pt SW $\frac{1}{2}$ S. McFarlane Dr.	4	44	I-082 Mary E. Jubenville	350.00	280.00	70.00
SW pt NE $\frac{1}{2}$ S. McFarlane Dr. SW Pt. S... R. Road	4	76.87	I-083 H. Crow Estate	615.00	492.00	123.00
NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	4	42	I-084 R. Peltier	335.00	268.00	67.00
SW pt Pt. I, 24 R 644	5	.50	I-08401 * Loretta Reaume	5.00	4.00	1.00
SW $\frac{1}{2}$ SE McFarlane Dr. ex. Pts.	5	115.25	I-085 M.E. & J.M. Caron	920.00	736.00	184.00
SE pt SW $\frac{1}{2}$ SE River Road	5	$\frac{1}{4}$	I-086 * Anne Vandersluis	5.00	4.00	1.00
SE pt SW $\frac{1}{2}$ NW River Road	5	$\frac{1}{4}$	I-087 * Hernanl Desa	5.00	4.00	1.00
SW pt NE $\frac{1}{2}$ S. McFarlane Dr.	5	49	I-088 H. Crow Estate	390.00	312.00	78.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leq.Gr.	Net Assessment	
1	NE pt NE $\frac{1}{2}$ S. McFarlane Dr.	5	40	I-089 Robert Peltier	320.00	256.00	64.00
	NE pt N. McFarlane Drain	5	31.8	I-090 Leonard Jubenville	255.00	204.00	51.00
	Ct. pt N. McFarlane Dr.	5	26	I-091 Kenneth Pelkey	210.00	168.00	42.00
	SW pt N. McFarlane Dr.	5	31	I-092 Ivan Pelkey	250.00	200.00	50.00
	NE pt N. McFarlane Dr.	4	24	I-093 Leonard Jubenville	190.00	152.00	38.00
	SW cor N. McFarlane Dr.	4	$\frac{1}{4}$	I-094 * Leonard Jubenville	5.00	4.00	1.00
4	SW pt SW $\frac{1}{2}$ NW Drain	1	73.62	I-101 J. & L. Johnston	590.00	472.00	118.00
	SW pt SW $\frac{1}{2}$ SE Drain	1	6.23	I-102 V. Jubenville	50.00	40.00	10.00
	NE pt SW $\frac{1}{2}$	1	25.86	I-103 Belletierre Farms	205.00	164.00	41.00
	SW pt SE $\frac{1}{2}$	1	60.477	I-104 Belletierre Farms	485.00	388.00	97.00
	NE pt NE $\frac{1}{2}$	1	44	I-105 Vernon Jubenville	350.00	280.00	70.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$	2	25	I-106 Hector Duphette	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SW $\frac{1}{2}$ & NE $\frac{1}{2}$ SW $\frac{1}{2}$	2	75	I-107 Hector Duphette & DVA	600.00	480.00	120.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	2	50	I-108 V. & L. Duphette	400.00	320.00	80.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	2	50	I-109 Francis Gervais	400.00	320.00	80.00
	SW 1/3	3	66.66	I-110 Mary Koekuyt	535.00	428.00	107.00
	NE 2/3 ex pt.	3	133	I-111 A. & Y. Griffore	1,065.00	852.00	213.00
	NE cor NE $\frac{1}{2}$	3	$\frac{1}{2}$	I-112 M. & D. Castein	10.00	8.00	2.00
	SE cor SW cor	3 & 4	$\frac{1}{4}$	I-113 * S. & R. Jubenville	5.00	4.00	1.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex.pt.	4	49.75	I-114 D. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	4	50	I-115 F. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$	4	100	I-116 L. & M. Jubenville	800.00	640.00	160.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	5	50	I-117 E. & F.B. Carron	400.00	320.00	80.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	5	50	I-118 G. Ouellette	400.00	320.00	80.00
	NE $\frac{1}{2}$	5	100	I-119 A. St. Pierre	800.00	640.00	160.00
5	NW pt SE $\frac{1}{2}$ N Stephenson Dr.	1	54	I-126 Romeo Pinsonneault	430.00	344.00	86.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment	
5	SE pt SE $\frac{1}{2}$ S. Stephenson Dr.	1	42.173	1-127 R. & T. Pinsonneault	335.00	268.00	67.00
	SE $\frac{1}{2}$	2	97.917	1-128 R. Pinsonneault	784.00	627.20	156.80
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	3	25	1-129 G. Delrue	200.00	160.00	40.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	3	25	1-130 E. Delrue	200.00	160.00	40.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	3	50	1-131 L. & M. Jubenville	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	4	50	1-132 L. Jubenville	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	4	50	1-133 R. & T. Pinsonneault	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	1-134 A. St. Pierre	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	5	50	1-135 J. P. Pinsonneault	400.00	320.00	80.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	1	50	1-136 V.&L. Duphette	400.00	320.00	80.00
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	1	50	1-137 M. & M. Klinard	400.00	320.00	80.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	2	50	1-138 M. & M. Roth	400.00	320.00	80.00
	NW $\frac{1}{2}$ NW $\frac{1}{2}$	2	50	1-139 J. & F. Roth	400.00	320.00	80.00
	NW $\frac{1}{2}$	3	100	1-140 J. P. Pinsonneault	800.00	640.00	160.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	3	50	1-141 R. Pinsonneault	400.00	320.00	80.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	4	50	1-142 A. & J. St. Pierre	400.00	320.00	80.00
	NW $\frac{1}{2}$	5	100	1-143 A. St. Pierre	800.00	640.00	160.00
	SE $\frac{1}{2}$ SW $\frac{1}{2}$ ex. River Road	6	48.6	2-001 Frank Gervais	390.00	312.00	78.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$	6	49.7	2-00101 F. Gervais	400.00	320.00	80.00
	Pt. 1 24R210	6	1/3	2-00102 * R. & C DeHondt	5.00	4.00	1.00
	SE pt NE $\frac{1}{2}$ SE McFarlane Dr.	6	74	2-002 Wm. Trudell	590.00	472.00	118.00
	SW pt SW $\frac{1}{2}$	7	49.5	2-003 R. Belanger	395.00	316.00	79.00
	NE pt SW $\frac{1}{2}$ SE McFarlane Dr.	7	37	2-004 G. & M. Pelkey	295.00	236.00	59.00
	Pt NE pt SW $\frac{1}{2}$ NW McFarlane Dr.	7	15	2-005 A. Trudell	120.00	96.00	24.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	7	30	2-006 J. & J. Abram	240.00	192.00	48.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE McFarlane Dr.	7	29.5	2-007 P. Vollans	235.00	188.00	47.00
	NE pt NE $\frac{1}{2}$ NW McFarlane Dr.	7	27	2-008 R. H. Belanger	215.00	172.00	43.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
1	SW 2/3 NW R. Rd.	8	2-011 Belletierre Farm	1,040.00	832.00	208.00
	SE pt NE 1/3 ex pt.	8	2-013 B. & T. Charlebois	40.00	32.00	8.00
	NW pt NE 1/3 SE McFarlane Dr.	8	2-014 Belletierre Farms	335.00	268.00	67.00
	NW pt NE 1/2 NW McFarlane Dr.	6	2-056 B. & M. Trudell	195.00	156.00	39.00
PCB	Pt. 1 RD 139	15	2-057 * R. E. Marlett	10.00	8.00	2.00
	SW pt ex RD 139	15	2-058 B. & M. Trudell	235.00	188.00	47.00
	NE pt Lot 15 & 14	62	2-059 B. & M. Trudell	310.00	248.00	62.00
	All 12 & 13	40	2-060 Alphonse Trudell	200.00	160.00	40.00
	All 11, 10 & 9	61.5	2-061 H. Belanger	300.00	240.00	60.00
	SW 1/2	8	2-062 R. H. Belanger	140.00	112.00	28.00
	NE 1/2	8	2-063 R. Bourassa	100.00	80.00	20.00
4	SW 1/2 SW 1/2	5	2-300 E. Peltier	400.00	320.00	80.00
	NE 1/2 SW 1/2	6	2-301 C. Peltier	400.00	320.00	80.00
	SW 100' SW 1/2 NE 1/2	6	2-302 * F. & R. Jubeville	10.00	8.00	2.00
	SW 1/2 NE 1/2 ex pt.	6	2-303 Violot King	395.00	316.00	79.00
	NE 1/2 NE 1/2	6	2-304 F. & N. Trudell	400.00	320.00	80.00
	SW pt SW 1/2	7	2-305 J. Raspburg	320.00	256.00	64.00
	NE pt SW 1/2	7	2-306 G. & C. Kestelyn	320.00	256.00	64.00
	SW pt NE 1/2 & pt NE pt SW 1/2	7	2-307 R. & C. Bossy	640.00	512.00	128.00
	NE pt & NE 1/2	7	2-308 R. & C. Pinsonneault	320.00	256.00	64.00
	SW 1/2 SW 1/2 ex pt.	8	2-309 R. & C. Pinsonneault	395.00	316.00	79.00
	pt SW 1/2 SW 1/2 ex pt.	8	2-309C1 * D. & B. Johnston	10.00	8.00	2.00
	pt. NE 1/2 SW 1/2	8	2-310 C. Couture	5.00	4.00	1.00
	NE 1/2 SW 1/2 ex pt	8	2-311 A. Couture	395.00	316.00	79.00
	SW 1/2 NE 1/2	8	2-312 B. C. Eechard	400.00	320.00	80.00
	NE 1/2 NE 1/2	8	2-313 I. Bourassa	400.00	320.00	80.00
	SW 1/2 SW 1/2	9	2-314 Ernest King	400.00	320.00	80.00

Con.	Lot or Pt. Lot	Acres Affected		Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
4	NE $\frac{1}{2}$ SW $\frac{1}{2}$	9	50	2-315 F. & M. Pinsonneault	400.00	320.00	80.00
	SW $\frac{1}{2}$ NE $\frac{1}{2}$	9	50	2-316 R, C. F, & M. Pinsonneault	400.00	320.00	80.00
	NE $\frac{1}{2}$ NE $\frac{1}{2}$	9	50	2-317 E. & R. King	400.00	320.00	80.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ ex SE cor	10	48	2-318 F. & J. Raspburg	380.00	304.00	76.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$	10	50	2-320 A. Caron	350.00	230.00	70.00
	SW $\frac{1}{2}$	11	100	2-321 R. & C. King	650.00	520.00	130.00
	SW pt NE $\frac{1}{2}$ ex pt. 11	71		2-322 R. Pinsonneault	425.00	340.00	85.00
	NE pt NE pt SE pt ex SW cor.	11	13.5	2-325 R. & Y. Pinsonneault	80.00	64.00	16.00
	NE pt NE pt NW pt.	11	14	2-326 R. Pinsonneault	85.00	68.00	17.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	50	2-327 R. & Y. Pinsonneault	250.00	200.00	50.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12	49.5	2-328 J. M. Caron	240.00	192.00	48.00
	NE $\frac{1}{2}$	10	100	2-335 E. J. King	725.00	580.00	145.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	12	50	2-336 R. T. Pinsonneault	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	12	49	2-337 F. & M. Caron	290.00	232.00	58.00
	5	SW $\frac{1}{2}$ SE $\frac{1}{2}$	6	50	2-350 C. & M. Lozon	400.00	320.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$		7	25	2-351 C. & M. Lozon	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.		7	23	2-352 A. St. Pierre	185.00	148.00	37.00
W pt SE cor E $\frac{1}{2}$		7	$\frac{1}{2}$	2-353 * R. & B. Couture	10.00	8.00	2.00
E pt SE cor E $\frac{1}{2}$		7	1.526	2-354 R. Couture	15.00	12.00	3.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Road		7	47	2-355 R. Couture	375.00	300.00	75.00
SE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Given Rd.		8	41	2-356 J. & B. Osuch	325.00	260.00	65.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex NW $\frac{1}{2}$ Ac NW Given Rd. & SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$		9	74.25	2-357 H. & M. Mielczarek	600.00	480.00	120.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$		9	25	2-358 H. Couture	200.00	160.00	40.00
SE pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ SE Given Rd.		9	19.5	2-359 E. & E. Couture	155.00	124.00	31.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$		10	25	2-360 H. & M. Couture	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SW Given Road		10	63.5	2-361 E. & E. Couture	510.00	408.00	102.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$		7	40	Cle Couture	320.00	256.00	64.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
5	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 6	48.74	2-362 C. & M. Lozon	390.00	312.00	78.00	
	Pt. 1 RD 145 6	1.25	2-363 C. R. & P. Lozon	15.00	12.00	3.00	
	NE pt SE $\frac{1}{2}$ SE Given Road	8 43	2-364 P. Dulisch Estate	345.00	276.00	69.00	
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	6 50	2-366 Marie Dulisch	400.00	320.00	80.00	
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 6	49.2	2-367 R. Pinsonneault	395.00	316.00	79.00	
	Pt. NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt. 6	.8	2-368 M. & M. St. Pierre	10.00	8.00	2.00	
	SE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	7 10	2-369 Clara Kendall	80.00	64.00	16.00	
	NE pt NE $\frac{1}{2}$ NE Given Rd.	7 53	2-370 H. St. Pierre	425.00	340.00	85.00	
	NW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.	8 9	2-371 L. & L. Lozon	72.00	57.60	14.40	
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	8 50	2-372 C. Bechard	400.00	320.00	80.00	
	NE $\frac{1}{2}$ NW $\frac{1}{2}$ & NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Rd.	8 57	2-373 P. Dulisch Est.	455.00	364.00	91.00	
	NW cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Given Road	9 $\frac{1}{2}$	2-374 * M. St. Pierre	10.00	8.00	2.00	
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	9 49	2-375 W., J., & M Gebal	395.00	316.00	79.00	
	NW pt NE $\frac{1}{2}$ NW $\frac{1}{2}$ NW Given Rd.	9 30	2-376 W., J., & M., Gebal	240.00	192.00	48.00	
	NW pt of S $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd.	10 19.5	2-377 W. J. & M. Gebal	155.00	124.00	31.00	
	NE pt W $\frac{1}{2}$ N $\frac{1}{2}$ ex Rd. 10	11	2-378 W. & M. Gebal	90.00	72.00	18.00	
	Pt S Rd. W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	10 3	2-37801 V. & E. Tetrault	25.00	20.00	5.00	
	SW cor W $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	10 1	2-379 E. Lozon	10.00	8.00	2.00	
	E $\frac{1}{2}$ E $\frac{1}{2}$ N $\frac{1}{2}$	10 25	2-380 W. & M. Gebal	200.00	160.00	40.00	
	NE pt E $\frac{1}{2}$ S $\frac{1}{2}$	10 11.75	2-381 W. & M. Gebal	95.00	76.00	19.00	
	S pt W $\frac{1}{2}$ N $\frac{1}{2}$ W Big Pointe Rd.	10 18.5	2-382 E. & E. Couture	145.00	116.00	29.00	
	SE $\frac{1}{2}$	11 100	2-383 G. & R. Pinsonneault	700.00	560.00	140.00	
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	12 50	2-384 R. Pinsonneault	300.00	240.00	60.00	
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	12 50	2-385 O. & M. Pinsonneault	300.00	240.00	60.00	
	6	NW $\frac{1}{2}$ SE $\frac{1}{2}$	1 50	5-001 R. Dorbecker	400.00	320.00	80.00
		SE $\frac{1}{2}$ SE $\frac{1}{2}$	1 49.656	5-002 H. & J. Klinard	395.00	316.00	79.00
		NW 100' SE $\frac{1}{2}$ SE $\frac{1}{2}$ 1	1/3	5-00201 * Union Gas Ltd.	5.00	4.00	1.00

Con.	Lot or Pt.	Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
6	SW 273'	SW ½		5-003			
	SE ½	2	.95	G. & A. Klein	10.00	8.00	2.00
	SW ½ SE ½ & SW pt			5-006			
	NE ½ SE ½ ex pt	2	65.226	Belleterre Farms	520.00	416.00	104.00
	SW 162'	NE 476.15		5-00601 *			
	SW pt SE ½	2	.8	Patricia Lozon	10.00	8.00	2.00
	Ct. pt. NE ½			5-007			
	SE ½	2	25	J. & B. Osuch	200.00	160.00	40.00
	NE pt NE ½ SE ½			5-008			
	SW pt SW ½ SE ½	2 & 3	20	S. & P. Czarnecki	160.00	128.00	32.00
	NE pt SW ½ SE & SW pt			5-009			
	NE ½ SE ex pt.	3	68.34	R. & T. Pinsonneault	545.00	436.00	109.00
	Pts. 1 & 2 RD 206	3	1.90	5-00901			
				Michael Klinard	15.00	12.00	3.00
	NE pt NE ½ SE ½ ex E			5-010			
	cor	3	20.6	J. & R. Schuster	165.00	132.00	33.00
	E cor NE pt NE ½			5-011 *			
	SE ½ ex E cor	3	1.1	J. & R. Schuster	10.00	8.00	2.00
	SW ½ SE ½	4	50	5-012			
				J. & K. Schertzer	400.00	320.00	80.00
	NE ½ SE ½	4	50	5-013			
				Jean Pinsonneault	400.00	320.00	80.00
	SE ½ SE ½	5	50	5-014			
				H. & J. Klinard	400.00	320.00	80.00
	NW ½ SE ½	5	50	5-015			
				R. & E. Charron	400.00	320.00	80.00
	SW ½	6	100	5-016			
				M. Gardiner	800.00	640.00	160.00
	NE ½	6	100	5-017			
				H. Dutka	800.00	640.00	160.00
	SW ½ SE ½	7	50	5-018			
				S. & P. Evans	400.00	320.00	80.00
	SW ½ NE ½	7	50	5-019			
				Miko Monyes	400.00	320.00	80.00
	NE ½ NE ½	7	50	5-020			
				S. & P. Evans	400.00	320.00	80.00
	SW ½	8	100	5-021			
				R. & A. Lozon	800.00	640.00	160.00
	NE ½ SE ½	8	50	5-022			
				H. Couture	400.00	320.00	80.00
	SE ½	9	100	5-023			
				F. & M. Couture	800.00	640.00	160.00
	SW ½ SE ½	10	50	5-024			
				O. Couture	400.00	320.00	80.00
	SW ½ SW ½ NE ½ SE ½	10	12.5	5-025			
				Vital Sterling	100.00	80.00	20.00
	NE ½ SW ½ NE ½ SE ½ &			5-026			
	NE ½ NE ½ SE ½	10	37.5	P. & A. Sterling	300.00	240.00	60.00
	SW ½ SE ½	11	50	5-027			
				N. & M. Letourneau	400.00	320.00	80.00
	NE ½ SE ½	11	50	5-028			
				J. & W. Gebal	400.00	320.00	80.00
	SW ½ SE ½	12	50	5-029			
				B. Carron	350.00	280.00	70.00

Con. Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leq.Grt.	Net Assessment
6 NE ½ SE ½ ex pt. 12	48.757	5-030 O. & J. Delrue	325.00	260.00	65.00
SE ½ NW ½ ex pt. 1	49.46	5-032 Belletierre Farms	395.00	316.00	79.00
SE 265.88' NW 529.58*		5-033 *			
SE ½ NW ½ 1	1	G. & M. Emrich	10.00	8.00	2.00
NW 263.71'		5-034			
SE ½ NW ½ 1	1	G. & K. Emrich	10.00	8.00	2.00
NW ½ NW ½ 1	50	5-035 F. Pinsonneault	400.00	320.00	80.00
SW pt NW ½ 2	10	5-036 * Dover Rod & Gun Club	80.00	64.00	16.00
NE pt NW ½ 2	90	5-037 * Gustaaf Blondeel	720.00	576.00	144.00
NW ½ 3	100	5-038 Gustaaf Blondeel	800.00	640.00	160.00
SW ½ NW ½ 4	50	5-039 L. Tetrault Est.	400.00	320.00	80.00
SW ½ NE ½ NW ½ 4	25	5-040 J. & M. Pinsonneault	200.00	160.00	40.00
NE ½ NE ½ NW ½ 4	25	5-041 G. & K. Mai	200.00	160.00	40.00
NW ½ NW ½ 5	50	5-042 J.P. & M. Pinsonneault	400.00	320.00	80.00
SE ½ NW ½ 5	50	5-043 G. & K. Mai	400.00	320.00	80.00
SW ½ NW ½ 7	50	5-044 O. Couture	400.00	320.00	80.00
NE ½ NW ½ 8	50	5-045 O. & D. Couture	400.00	320.00	80.00
SW pt NW ½ SW R pt. Rd. 8	88	5-046 O. & B. Couture	705.00	564.00	141.00
NE pt NW ½ NE R pt Rd. 9	10	5-047 J. & M. Couture	80.00	64.00	16.00
SW ½ NW ½ 10	50	5-048 J. & M. Couture	400.00	320.00	80.00
NE ½ NW ½ 10	50	5-049 E. Duquette	400.00	320.00	80.00
SW ½ NW ½ 11	50	5-050 W. Cadotte	400.00	320.00	80.00
NE ½ NW ½ 11	50	5-051 J. Ouellette	400.00	320.00	80.00
NW ½ 12	100	5-052 Oscar Delrue	700.00	560.00	140.00
NW ½ 13	99.463	5-053 G. & E. Delrue	600.00	480.00	120.00
7 SW ½ SE ½ 3	49.32	5-060 A. & R. Szymanski	400.00	320.00	80.00
NE ½ SE ½ 3	50	5-061 Adelard Tetrault	400.00	320.00	80.00
SW ½ SE ½ 4	50	5-062 A. & B. Tetrault	400.00	320.00	80.00
NE ½ SE ½ 4	50	5-063 Eclid Tetrault	400.00	320.00	80.00

Con. Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment
7 SE $\frac{1}{2}$	5 100	5-064 Eclld Tetrault	800.00	640.00	160.00
NW $\frac{1}{2}$ SE $\frac{1}{2}$	6 50	5-065 H. Kestelyn Est.	400.00	320.00	80.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$	6 48.84	5-066 S. Flodrowski	390.00	312.00	78.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	7 50	5-067 D. Tetrault Est.	400.00	320.00	80.00
SE $\frac{1}{2}$	8 99.419	5-068 H.F. Couture	795.00	636.00	159.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	9 49.417	5-069 P. & D. Martin	395.00	316.00	79.00
NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	9 23.75	5-070 P. & D. Martin	190.00	152.00	38.00
SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	9 23.203	5-071 Raoul Martin	185.00	148.00	37.00
SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	10 24.423	5-072 Raoul Martin	195.00	156.00	39.00
Ct. 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10 16.66	5-073 B. Mallette	135.00	108.00	27.00
SW 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10 16.467	5-074 B. Mallette	135.00	108.00	27.00
NE 1/3 NE $\frac{1}{2}$ SE $\frac{1}{2}$	10 16.274	5-075 B. Mallette	135.00	108.00	27.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	11 49.424	5-076 J.,D,V, & A. Martin	395.00	316.00	79.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	11 49.423	5-077 A. & A. Martin	395.00	316.00	79.00
SE $\frac{1}{2}$ SE $\frac{1}{2}$	12 48.87	5-078 V. Martin	340.00	272.00	68.00
NW $\frac{1}{2}$ SE $\frac{1}{2}$	12 50	5-079 A. Martin	350.00	280.00	70.00
Pts SW Rivard Drain	1 & 2 126.5	5-091 St. Lukes Club	1,012.00	809.60	202.40
Pts. 1 & 2 24 R 639	2.89	5-092 G. & A. Klein	25.00	20.00	5.00
All NE Rivard Dr.	1 & 2 270.405	5-093 Snake Island Marsh	2,165.00	1,732.00	433.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	3 50	5-094 A. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	3 24.54	5-095 A. Tetrault	195.00	156.00	39.00
Pt.	3 $\frac{1}{2}$	5-096 * S. Tetrault	10.00	8.00	2.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	3 25	5-097 E. & C. Tetrault	200.00	160.00	40.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	4 50	5-098 A. & A. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	4 25	5-099 A. & A. Tetrault	200.00	160.00	40.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	4 24.65	5-100 O. & L. Tetrault	195.00	156.00	39.00
Pt.NE $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	4 .35	5-10001 * J. & D. Nissen	5.00	4.00	1.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
7 SW $\frac{1}{2}$ NW $\frac{1}{2}$	5	5-101 D. & E. Laevens	195.00	156.00	39.00
Pt. 1 24 R1232	5	.5 5-10101 *	10.00	8.00	2.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$ ex pts.	5	49.4 5-102 Charles Couture	395.00	316.00	79.00
Pt E $\frac{1}{2}$ N $\frac{1}{2}$	5	.6 5-103 *	10.00	8.00	2.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	6	50 5-104 R. & E. Charron	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	6	50 5-105 R. Charron	400.00	320.00	80.00
NW pt on N $\frac{1}{2}$ W $\frac{1}{2}$	7	.35 5-106 * Est. of L. Tetrault & H. Tetrault	5.00	4.00	1.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	7	49.75 5-107 O. & C. Tetrault	395.00	316.00	79.00
NE $\frac{1}{2}$	7	100 5-108 F. & G. Caron	800.00	640.00	160.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25 5-109 Charles Couture	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	8	25 5-110 Harvey Couture	200.00	160.00	40.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	8	50 5-111 F. Caron	400.00	320.00	80.00
SW 52' SW $\frac{1}{2}$ NW $\frac{1}{2}$	9	$\frac{1}{4}$ 5-112 * V. & E. Tetrault	5.00	4.00	1.00
E pt on W $\frac{1}{2}$ N $\frac{1}{2}$ W.B.pt. Rd.	9	.50 5-113 * M. & J. Marleau	10.00	8.00	2.00
SE pt SW $\frac{1}{2}$ NW NW W.B.Pt. Rd.	9	15 5-114 H. Toulouse	120.00	96.00	24.00
NE pt SW $\frac{1}{2}$ NW $\frac{1}{2}$	9	33 5-115 H. Couture	265.00	212.00	53.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	9	50 5-116 A. & M. Martin	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	10	75 5-117 H. Ouellette	600.00	480.00	120.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	10	50 5-118 V. & B. Mallette	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	11	50 5-119 H. & C. Louagie	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	11	50 5-120 W. & B. Hembree	400.00	320.00	80.00
NW $\frac{1}{2}$	12	100 5-121 A. & M. St. Pierre	700.00	560.00	140.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	15	25 6-083 J. Pinsonneault	175.00	140.00	35.00
NW $\frac{1}{2}$ NW $\frac{1}{2}$	16	45 6-084 Chapple Farms Ltd.	315.00	252.00	63.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	17	45 6-056 Chapple Farms Ltd.	315.00	252.00	63.00
8 NW cor Pt. SE $\frac{1}{2}$	1	3.5 5-131 * E. Hamilton	40.00	32.00	8.00
NW pt SE $\frac{1}{2}$ ex NW cor.	1	2 5-132 W, M, S. Royer	20.00	16.00	4.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
8 NE 150' SW 255' SE $\frac{1}{2}$ 1	1/3	5-134 * P. & P. Hamilton	10.00	8.00	2.00
S pt ex Lts. S Cor. 1	76	5-135 R. & M. Lucier	760.00	608.00	152.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 2	50	5-136 F. & D. Charron	400.00	320.00	80.00
SW 100' NE 447.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 2	1/3	5-13601 * L. & B. Lozon	10.00	8.00	2.00
SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts SE Toulouse Dr. 2	22.289	5-137 F. Lucier	180.00	144.00	36.00
SW 100' NE 255.3 SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 2	1/3	5-13701 * G. & D. Robichaud	10.00	8.00	2.00
NE 100' SW 200' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 2	1/3	5-138 * Gerald Lucier	10.00	8.00	2.00
SW 100' NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ 2	1/3	5-13801 J. & G. Lucier	10.00	8.00	2.00
NE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts. & pt SW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. 2	26.312	5-139 D. & A. Lucier	210.00	168.00	42.00
NE 130' SW 512' SW $\frac{1}{2}$ SE $\frac{1}{2}$ 3	.6	5-140 * Yvonne Lucier	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt 3	49.4	5-141 Felix Lucier	390.00	312.00	78.00
Pt E $\frac{1}{2}$ S $\frac{1}{2}$ 3	1/3	5-142 * O. Lauzon	10.00	8.00	2.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 3	50	5-143 E. & P. Tetraut	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 4	50	5-144 Annie Tomen	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 4	49.5	5-145 G. Koekuyt	395.00	316.00	79.00
SW 105' NE 444' NE $\frac{1}{2}$ SE $\frac{1}{2}$ 4	.26	5-146 * L. & J. Tetraut	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ 5	50	5-147 C. & M. Van Hove	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ 5	50	5-148 Orville Charron	400.00	320.00	80.00
W cor SW $\frac{1}{2}$ SE $\frac{1}{2}$ NW Toulouse Dr. 6	1	5-160 * C. & R. Myers	15.00	12.00	3.00
SW 100' SW $\frac{1}{2}$ SE $\frac{1}{2}$ 6	1/3	5-161 * O. & L. Tetraut	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts 6	48.75	5-162 G. Blondeel	390.00	312.00	78.00
NE 325' NE $\frac{1}{2}$ SE $\frac{1}{2}$ (RD105) 6	1	5-163 * Wayne Myers	15.00	12.00	3.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt. 6	49	5-164 Wm. Burke	390.00	312.00	78.00
SE $\frac{1}{2}$ 7	100	5-165 A. & M. DeBaere	800.00	640.00	160.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex RD 1059 8	49.312	5-166 Charles Couturo	395.00	316.00	79.00
Pt I 24 R 1059 8	3/4	5-16601 * Rita Couturo	10.00	8.00	2.00

Con. Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
8 NE $\frac{1}{2}$ SE $\frac{1}{2}$	8	50 5-167 F. & G. Caron	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	9	50 5-168 H. & D. Couture	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	50 5-169 L. & M. Poissant	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$	10	50 5-170 M. Ouellette	400.00	320.00	80.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	10	49.5 5-171 P. & D. Martin	395.00	316.00	79.00
NE 150' NE $\frac{1}{2}$ SE $\frac{1}{2}$	10	.5 5-172 * B. & H. Howard	10.00	8.00	2.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex Rd.	11	48 5-173 Helen Bechard	390.00	312.00	78.00
NE $\frac{1}{2}$ SE $\frac{1}{2}$	11	50 5-174 O. & M. Louagie	400.00	320.00	80.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12	49.66 5-175 * W. & B. Hombree	350.00	280.00	70.00
Pt.	12	1/3 5-176 * D. & I. Butler	10.00	8.00	2.00
Pt.	12	2.7 5-177 * Caron Grain Ltd.	25.00	20.00	5.00
SE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	12	17.73 5-178 Gertrude Mayers	120.00	96.00	24.00
SE 1/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pts.	12	8.83 5-179 Noella Roberts	60.00	48.00	12.00
Pt E Cor S10 Acrs. N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	12	2/3 5-180 G. & A. Lozon	10.00	8.00	2.00
Pt N cor S 10 Ac N 30 Ac E $\frac{1}{2}$ S $\frac{1}{2}$	12	.50 5-181 N. Roberts	10.00	8.00	2.00
NW 2/3 NW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	12	19.797 5-182 H. Bagnall	160.00	128.00	32.00
SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt SW Boyle Dr.	13	48.6 5-193 H. Bagnall	200.00	160.00	40.00
NW $\frac{1}{2}$	Lt. 1,2,&3	290 5-200 Big Pointe Club	2,320.00	1,856.00	464.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	4	50 5-202 Clifford Lauzon	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	4	50 5-203 John Roberts et al	400.00	320.00	80.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	5	25 5-204 John Roberts	200.00	160.00	40.00
NE $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ & NE $\frac{1}{2}$ NW $\frac{1}{2}$	5	75 5-205 O. & T. Lozon	600.00	480.00	120.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	6	50 5-216 O. & T. Lozon	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	6	50 5-217 L. & J. Tetrault	400.00	320.00	80.00
SW $\frac{1}{2}$ NW $\frac{1}{2}$	7	50 5-218 Alma Labadie	400.00	320.00	80.00
NE $\frac{1}{2}$ NW $\frac{1}{2}$	7	50 5-219 P. Pinsonneault	400.00	320.00	80.00
SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$ ex pt.	8	24 5-220 P. Pinsonneault	195.00	156.00	39.00

Con.	Lot or Pt.	Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
8	NE ½ SW ½ NW ½ & pt SW ½ SW ½ NW ½	8	26	5-221 P. Pinsonneault	205.00	164.00	41.00
	NE ½ NW ½	8	50	5-222 P. Pinsonneault	400.00	320.00	80.00
	SW ½ NW ½	9	50	5-223 H. & L. Ouellette	400.00	320.00	80.00
	NE ½ NW ½	9	50	5-224 L. Bourgeois Est.	400.00	320.00	80.00
	SW ½ NW ½	10	50	5-225 D. Sylvain	400.00	320.00	80.00
	NE ½ NW ½	10	50	5-226 D. Sylvain	400.00	320.00	80.00
	SW ½ NW ½ & SE pt SW ½ NE ½ NW ½ SE Boyle Drain	11	60	5-227 L. Ouellette	480.00	384.00	96.00
	NW pt SW ½ NE ½ NW ½ ex pt NW Boyle Dr.	11	12.5	5-228 J. & B. Robinson	100.00	80.00	20.00
	NE 260' SW ½ NE ½ NW ½	11	2.46	5-229 R. & M. Drow	25.00	20.00	5.00
	NE ½ NE ½ NW ½	11	25	5-230 Victor Mallette	200.00	160.00	40.00
	NE cor W ½ N ½	12	1	5-231 * H. Sylvain	10.00	8.00	2.00
	Pt on W ½ N ½	12	.40	5-232 * G. & T. Gagnon	5.00	4.00	1.00
	SW ½ NW ½ ex pt	12	48	5-233 N. & A. Benoit	335.00	268.00	67.00
RP 594	Lots	26 & 27	3/5	5-234 * L. & J. Brown	10.00	8.00	2.00
	Lot	28	1/3	5-235 * J. & K. Butler	5.00	4.00	1.00
	Lot	29	1/3	5-236 * L. & A. Ouellette	5.00	4.00	1.00
RP 594 & 587	All	25	1.2	5-237 * Twp. of Dover	10.00	8.00	2.00
	All	24	1/3	5-238 A. & B. Daniel	5.00	4.00	1.00
	All	23	.17	5-239 * J. & V. Belanger	5.00	4.00	1.00
	All	22	.2	5-240 * L. Perreault	5.00	4.00	1.00
	NW pt	30	.21	5-241 * W. & Y. Fobb	5.00	4.00	1.00
	Pt.	30	.22	5-242 * L. & I. Benoit	5.00	4.00	1.00
		21	.18	5-24201 L. & V. Emery	5.00	4.00	1.00
	All	20	.32	5-243 * J. Benoit	5.00	4.00	1.00
		19	.15	5-244 * N. & A. Benoit	5.00	4.00	1.00
8	Pt Lt ex pts	12	16.61	5-245 N. & A. Benoit	115.00	92.00	23.00
		18	.18	5-246 * R. & L. Dulong	5.00	4.00	1.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment	
8	17	.19	5-247 * C. & E. Emery	5.00	4.00	1.00	
RP 587	16	.18	5-248 * D. Alexander	5.00	4.00	1.00	
	15	.18	5-249 S. & C. Trahan	5.00	4.00	1.00	
	14	.21	5-250 * Elsie Demers	5.00	4.00	1.00	
	13	.17	5-251 * R. & D. Lozon	5.00	4.00	1.00	
RP 587 & 594	31 & 13	1/3	5-252 * J. Koekuyt	5.00	4.00	1.00	
RP 594	32	1/3	5-253 * R. & R. Myers	5.00	4.00	1.00	
RP 587 SE pt Lot 11 & pt 4 24 R 960		½	5-254 * D. & A. Benoit	5.00	4.00	1.00	
RP 594 Block B 7 Pt. Dr.		½	5-255 * S. & J. Laprise	5.00	4.00	1.00	
RP 587 Pt Lt. 11 & 12		½	5-256 * A. Demers	5.00	4.00	1.00	
8	SE½ NE½ NW½	12	25	5-276 R. Normandin	175.00	140.00	35.00
	SW½ SE½	15	25	5-198 J. L. Pinsonneault	125.00	100.00	25.00
	NE½ SE½	15	50	5-199 R. & G. DeDecker	300.00	240.00	60.00
	SW½ NW½	15	25	5-295 Orville Lucier	150.00	120.00	30.00
	NE½ NW½	15	50	5-296 H. Marchand	300.00	240.00	60.00
	SW½ SE½	16	50	6-106 A. & B. Faubert	300.00	240.00	60.00
	NE½ SE½	16	50	6-107 Harold James	300.00	240.00	60.00
	SW½ SW½ SE½	17	25	6-108 Leo Harris	150.00	120.00	30.00
	NE½ SW½ SE½	17	20	6-10801 Robt. Harris	120.00	96.00	24.00
	NW½ ex pt	16	99.5	6-114 D. Cadotte	590.00	472.00	118.00
	NE 136.25' SW 521.25 NW½	16	½	6-113 * G. Cadotte	10.00	8.00	2.00
	SW½ NW½	17	40	6-115 * M. & G. Devolder	250.00	200.00	50.00
9	Pt Lots 1, 2, 3 & 4	337		5-301 Big Pointe Club	2,700.00	2,160.00	540.00
	SE½	5	100	5-302 O. & T. Lozon	800.00	640.00	160.00
	SW½	6	100	5-303 R. & J. L'Ecuyer	800.00	640.00	160.00
	NE½	6	100	5-304 R. & H. Cartier	800.00	640.00	160.00
	Pt. 1 RD 94 S½ W½	7	1	5-305 * Joanne Griffore	10.00	8.00	2.00

Con.	Lot or Pt.	Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
9	SE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	7	24	5-306 B. Griffore	190.00	152.00	38.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	7	24.6	5-307 A. & G. Bechard	195.00	156.00	39.00
	Pt.	7	.4	5-30701 * Roland Bechard	10.00	8.00	2.00
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$	7	25	5-308 Barney Griffore	200.00	160.00	40.00
	SE $\frac{1}{2}$ NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	7	24	5-309 Almo Labadie	190.00	152.00	38.00
	Pt on S $\frac{1}{2}$ E $\frac{1}{2}$ S $\frac{1}{2}$	7	1	5-310 * Almo Labadie	10.00	8.00	2.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt	8	48.5	5-311 L. & L. Emery	390.00	312.00	78.00
	NE 181.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	8	1 $\frac{1}{2}$	5-312 * Harvey Toulouse	15.00	12.00	3.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Dr.	8	48	5-313 S. & M. Letourneau	390.00	312.00	78.00
	SW pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	23	5-314 Edna Brown	185.00	148.00	37.00
	NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	22.66	5-315 L. & H. Ouellette	185.00	148.00	37.00
	NE pt SW $\frac{1}{2}$ SE $\frac{1}{2}$ & SW pt NE $\frac{1}{2}$ SE $\frac{1}{2}$ SE Boyle Drain	9	47	5-316 L. Caron	375.00	300.00	75.00
	NE 80' NE pt NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	1/3	5-317 * J. & M. DeKlovet	10.00	8.00	2.00
	Pt. SW $\frac{1}{2}$ pt 1 24R 1023	9	.9	5-31701 * J. & J. Graham	15.00	12.00	3.00
	SW $\frac{1}{2}$ ex pts	10	96.58	5-318 E. & V. Emery	775.00	620.00	155.00
	SE pt SW $\frac{1}{2}$	10	2.5	5-319 * R.C. Corporation	20.00	16.00	4.00
	Pt. SW cor E $\frac{1}{2}$	10	2	5-320 D. Sylvain	15.00	12.00	3.00
	S $\frac{1}{2}$ E $\frac{1}{2}$ ex Church Land	10	45.5	5-321 L. & C. Roelans	365.00	292.00	73.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$	11	50	5-322 A. Bourgeois	400.00	320.00	80.00
	SW 264' NE 3/4 SE $\frac{1}{2}$	11	7.5	5-323 M. & S. Gagner	60.00	48.00	12.00
	SE $\frac{1}{2}$ NE 3/4 ex pt	11	69	5-324 O. & E. Cartier	550.00	440.00	110.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	25	5-325 H. Malette	175.00	140.00	35.00
	NE $\frac{1}{2}$ SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	25	5-326 J. & B. L'Ecuyer	175.00	140.00	35.00
RP 598	Lot 2		$\frac{1}{4}$	5-327 * Stella Delanghe	5.00	4.00	1.00
		3	1/6	5-328 * C. & H. Chevalier	5.00	4.00	1.00
		1	11	5-330 R. & R. Trahan	65.00	52.00	13.00

Doc.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
	NE 1/2 SE 1/4 ex pt. 14	15	5-349 G. & B. Couture	90.00	72.00	18.00
	NE 1/2 NW 1/2	14	5-353 R. & L. Myers	90.00	72.00	18.00
	SW 1/2 SW 1/2 SE 1/2	15	5-350 O. & B. Couture	120.00	96.00	24.00
	NE 1/2 SW 1/2 SE 1/2	15	5-351 Orville Lucier	150.00	120.00	30.00
	NE 1/2 SE 1/2	15	5-352 E. & P. Caron	300.00	240.00	60.00
	NW 1/2	15	5-354 E. & P. Caron	700.00	560.00	140.00
	SW 1/2 NW 1/2	16	7-021 Bishop Farms Ltd.	350.00	280.00	70.00
	NE 1/2 NW 1/2	16	7-022 Bishop Farms Ltd.	350.00	280.00	70.00
	NE 1/2 NW 1/2	27	7-023 I. & M. Capiau	60.00	48.00	12.00
	SW 1/2 NW 1/2 & SE 1/2 NW 1/2 NW 1/2	5	5-361 M. Lozon	600.00	480.00	120.00
	NW 1/2 NE 1/2 NW 1/2	5	5-362 Manson Lozon	200.00	160.00	40.00
	NW 1/2 SE 1/2 NW 1/2	5	5-363 Henry Griffore	200.00	160.00	40.00
	SE 1/2 SW 1/2 NW 1/2	5	5-364 Henry Griffore	200.00	160.00	40.00
	NE 1/2 NW 1/2 ex pt. 7	49	5-365 Alvin Griffore	395.00	316.00	79.00
	NE pt NW Boylo Drain	7	5-366 * D. & B. Lozon	10.00	8.00	2.00
	SW 1/2 SW 1/2 NW 1/2	8	5-367 K. & S. Young	200.00	160.00	40.00
	NE 1/2 SW 1/2 NW 1/2	8	5-368 Terre-du-Lac Farms	200.00	160.00	40.00
	NE 1/2 NW 1/2 NW Boylo Drain	8	5-369 Terre-du-Lac Farms	415.00	332.00	83.00
	SW pt SW 1/2 NW 1/2 NW Boylo Dr.	9	5-370 L. & V. Poissant	215.00	172.00	43.00
	NE pt NE 1/2 NW 1/2 NW Boylo Dr.	9	5-371 W. & E. Benoit	215.00	172.00	43.00
	NE pt SW 1/2 NW 1/2 & SW pt NE 1/2 NW 1/2 NW Boylo Dr.	9	5-372 W. Benoit	425.00	340.00	85.00
	NE 1/2 NW 1/2	10	5-373 O. Emery	400.00	320.00	80.00
	NW 1/2 NE 3/4 ex pt	11	5-374 O. & E. Cartier	600.00	480.00	120.00
	NE 124' SW 1497'		5-375			
	NW 1/2 NE 3/4	11	5-375 E. & D. Bouley	10.00	8.00	2.00
	NW 1/2 ex pt	12	5-376 O. & E. Cartier	700.00	560.00	140.00
	Pt 1 24 R646	12	5-77601 * S. Stefina et al	10.00	8.00	2.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Log. Grt.	Net Assessment
10	Lts. 2, 3, 4, 5, & pt. 6	200	5-391 Big Pointe Club	1,600.00	1,280.00	320.00
	SW½ SE½	6 50	5-392 R. & J. L'Ecuyer & DVA	400.00	320.00	80.00
	NE½ SE½	6 50	5-393 Ovila Lozon	400.00	320.00	80.00
	W½ ex pt N. Boyle Dr.	7 99	5-394 Alvin Griffore	790.00	632.00	158.00
	S pt S½	7 37.5	5-395 Dale Emery	300.00	240.00	60.00
	SE½	8 100	5-396 Odilas Emery	800.00	640.00	160.00
	SW½ SE½	9 50	5-397 L. & V. Poissant	400.00	320.00	80.00
	SW½ NE½ SE½	9 23.33	5-398 Wilfred Bonolt	185.00	148.00	37.00
	NE½ NE½ SE½	9 25	5-399 Torro-du-Lac Farms	200.00	160.00	40.00
	SW½ SE½	10 50	5-400 Orville Cartier	400.00	320.00	80.00
	SW½ NE½ SE½	10 25	5-401 Theode Emery Est.	200.00	160.00	40.00
	NE½ NE½ SE½	10 25	5-402 O. Cartier Est.	200.00	160.00	40.00
	SW½ SE½	11 50	5-403 Dorsey Labadie	400.00	320.00	80.00
	SW½ NE½ SE½	11 25	5-404 W. Cartier	200.00	160.00	40.00
	NE½ NE½ SE½	11 25	5-405 Adolard Brown Est.	200.00	160.00	40.00
	SW½ SW½ SE½	12 25	5-406 Adelard Brown Est.	200.00	160.00	40.00
	NE 3/4 SE½ ex pt	12 40	5-407 V. & B. Letourneau	300.00	240.00	60.00
	NE cor NW½ N Boyle Dr.	7 1	5-414 Big Pointe Club	10.00	8.00	2.00
	NW pt NE½ NW½	7 7.677	5-415 O. & L. Tetrault	60.00	48.00	12.00
	Pt. N12½ Ac E½	7 3	5-416 D. Hebert	25.00	20.00	5.00
	N 59½ Ac ex N 12½ Ac E½	7 47	5-417 Leo Lauzon	375.00	300.00	75.00
	SW½ NW½ ex Rd	8 48	5-418 Henry Myers Est.	380.00	304.00	76.00
	NE½ NW½	8 49	5-419 Hector Myers	390.00	312.00	78.00
	SW½ SW½ NW½ & NW½ NE½ SW½ NW½	9 30.5	5-420 Hector Myers	245.00	196.00	49.00
	Pt. on W½ W½ N½	9 1/3	5-421 * L. & A. Myers	10.00	8.00	2.00
	SW½ NE½ NW½ & SE½ NE½ SW½ NW½	9 37.5	5-422 M. L'Ecuyer	300.00	240.00	60.00
	NE½ NE½ NW½	9 26	5-423 Jacob Cartier	210.00	168.00	42.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
10	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	10	25	5-424 Jacob Cartier	200.00	160.00	40.00
	NE 3/4 NW $\frac{1}{2}$	10	75	5-425 R. A. Cartier	600.00	480.00	120.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	11	50	5-426 R. A. Cartier	400.00	320.00	80.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	11	50	5-427 Anna Brown	400.00	320.00	80.00
	NW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	12	25	5-428 D. Brown Est.	175.00	140.00	35.00
	NW $\frac{1}{2}$ NE $\frac{1}{2}$ NW $\frac{1}{2}$	12	25	5-429 V. & I. Demers	175.00	140.00	35.00
	SE $\frac{1}{2}$ NW $\frac{1}{2}$	12	30	5-430 A. Brown Est.	200.00	160.00	40.00
	NW pt SE $\frac{1}{2}$	13	20	8-001 S. V. Letourneau	150.00	120.00	30.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	14	20	8-005 H. A. Myers Est.	150.00	120.00	30.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	14	40	8-006 B. Emery	275.00	220.00	55.00
	SE $\frac{1}{2}$	15	100	8-007 J. Caron	700.00	560.00	140.00
	NW $\frac{1}{2}$	13	100	8-008 L. Letourneau	700.00	560.00	140.00
	SW $\frac{1}{2}$ NW $\frac{1}{2}$	14	50	8-009 V. & I. Demers	350.00	280.00	70.00
	NE $\frac{1}{2}$ NW $\frac{1}{2}$	14	50	8-010 Bishop Farms Ltd.	350.00	280.00	70.00
	NW $\frac{1}{2}$ ex pt.	15	90	8-011 A. & R. Couture	600.00	480.00	120.00
	SW $\frac{1}{2}$ SW $\frac{1}{2}$ NW $\frac{1}{2}$	16	10	7-058 Arsend Couture	50.00	40.00	10.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	16	49.66	7-037 A. & D. Emery	340.00	272.00	68.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	16	25	7-038 R. & L. Myers	175.00	140.00	35.00
	SW 122.5' NW 122.5' SW $\frac{1}{2}$ SE $\frac{1}{2}$	16	1/3	7-036 * R. & L. Ouellette	10.00	8.00	2.00
11	SE $\frac{1}{2}$	6 & 7	110	8-016 Big Pointe Club	880.00	704.00	176.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	8	50	8-017 D. & Y. O'Neil	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	8	50	8-018 N. L'Ecuyer	400.00	320.00	80.00
	SW $\frac{1}{2}$ SE $\frac{1}{2}$	9	50	8-019 N. L'Ecuyer	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$	9	50	8-020 R. & N. Cartier	400.00	320.00	80.00
	SE $\frac{1}{2}$	10	100	8-021 R. & H. Cartier	800.00	640.00	160.00
	SW 3/4 SE $\frac{1}{2}$	11	75	8-022 L. & R. Demers	600.00	480.00	120.00
	NE $\frac{1}{4}$ SE $\frac{1}{2}$	11	25	8-023 C. Brown	200.00	160.00	40.00

Con.	Lot or Pt.Lot	Acros Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
11	SW $\frac{1}{2}$ SE $\frac{1}{2}$	12	50	8-024 Clemence Brown	400.00	320.00	80.00
	NE $\frac{1}{2}$ SE $\frac{1}{2}$ ex pt.	12	49.655	8-025 D. Brown Est.	390.00	312.00	78.00
	NW 100' SE 233.29' NE 150' of NE $\frac{1}{2}$ SE $\frac{1}{2}$	12	1/3	8-02501 * C. & M. Brown	10.00	8.00	2.00
	SE $\frac{1}{2}$	13	100	8-026 Henry Couture	700.00	560.00	140.00
	SE $\frac{1}{2}$	14	50	8-027 P. Pinsonneault	350.00	280.00	70.00
	SE $\frac{1}{2}$	15	10	8-028 S. McDonald & V. Lusk	50.00	40.00	10.00
RP 409	Lot 1 N $\frac{1}{2}$ Lot 2 SW pt Lot	4	.5	8-029 * Donald Rakus	250.00	200.00	50.00
		7	.03	8-030 * Ben Jacobs	25.00	20.00	5.00
	All	5 & 6	.67	8-031 * Donald Rakus	190.00	152.00	38.00
	NE pt	4	.11	8-032 * Donald Rakus	100.00	80.00	20.00
	NE pt	3	.11	8-034 * Jacob Bourdeau	100.00	80.00	20.00
	Pt 1,2,3, &4		1.0	8-035 * S. & P. Vincent	300.00	240.00	60.00
	All 21, 22, 23, & 24		1.33	8-038 * Sam Dinsmore	200.00	160.00	40.00
11	Pt ex lots	8	93.847	8-039 Bay Lodge Inc.	800.00	640.00	160.00
RP 409	All	8 & 9	.55	8-051 * Donald Rakus	126.00	100.80	25.20
		10	.22	8-052 * R. Nowak	50.00	40.00	10.00
		11	.22	8-053 * L. Profota	50.00	40.00	10.00
	SW $\frac{1}{2}$	12	.11	8-054 * L. Profota	25.00	20.00	5.00
	NE $\frac{1}{2}$ Lt 12 & SW $\frac{1}{2}$ Lt 13		.16	8-055 * A. & P. Profota	40.00	32.00	8.00
	NE 3/4	13	.16	8-056 * Bonnie Lozon	40.00	32.00	8.00
		14	.22	8-057 * T. & S. Paczency	50.00	40.00	10.00
	SW $\frac{1}{2}$	15	.11	8-058 * D. & R. Bechard	25.00	20.00	5.00
	NE $\frac{1}{2}$	15	.11	8-059 * Y. & G. Laliberte	25.00	20.00	5.00
		16	.22	8-060 * H. & V. Mailloux	50.00	40.00	10.00
		17	.22	8-061 * W. & M. McGavin	50.00	40.00	10.00
	SW $\frac{1}{2}$	18	.4	8-062 * A. Irwin	25.00	20.00	5.00
	NE $\frac{1}{2}$	18	.11	8-063 * A. Irwin	25.00	20.00	5.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 409	19 & 20	.44	8-064 * R. Vandermerghe	100.00	80.00	20.00
11	Pt S of RP 409 8	1.32	8-065 * D. Rakus	300.00	240.00	60.00
	NE cor NE 1/2	8	8-076 * Lawrence Lozon	100.00	80.00	20.00
	NW 1/2	9 & 10	8-077 * H, R, & K. Rex	1,600.00	1,280.00	320.00
	NW 1/2	11	8-078 L. & D. Grifforo	800.00	640.00	160.00
	NW 1/2 NW 1/2	12	8-079 Alvin Grifforo	400.00	320.00	80.00
	SE 1/2 NW 1/2	12	8-080 Alvin Grifforo	400.00	320.00	80.00
	NW 1/2	13	8-081 J. & R. Demers	700.00	560.00	140.00
	NW 1/2 ex pt	14	8-082 Chatelaine Farms	450.00	360.00	90.00
2	Pt SE 1/2 SE 1/2	11	8-092 * A. & C. Emory	10.00	8.00	2.00
	SE 1/2 SE 1/2 ex pt. 11 & 12	96.789	8-093 C. & G. Grifforo	760.00	608.00	152.00
	NW 100' of NE 146'		8-094 * D. & S. Carroll	10.00	8.00	2.00
	SE 1/2 SE 1/2	12				
	NW 1/2 SE 1/2 ex pt. 11 & 12	99	8-095 A. & Y. Grifforo	790.00	632.00	158.00
	Pt. 1 RD 262	12	8-096 R. & B. Jacques	10.00	8.00	2.00
	SW 1/2 SE 1/2	13	8-097 George Lozon	390.00	312.00	78.00
	NE 1/2 SE 1/2	13	8-098 Harold Burke	400.00	320.00	80.00
	Ct pt SE pt SE Rankin Creek	14	8-099 H. Ouellette	90.00	72.00	18.00
	SW pt SE pt SE Rankin Creek	15	8-102 A. & J. Aerts	275.00	220.00	55.00
	Pt NW 1/2	10	8-219 * J. M. Moffat Ent.	125.00	100.00	25.00
	All ex lts. & W 16 Ac.	10	8-218 L. Pinsonneault	1,200.00	960.00	240.00
	NW part	11	8-286 * Dover Township	200.00	160.00	40.00
	SW 145' NE 1302.13		8-287 * M. & G. Debie	20.00	16.00	4.00
	SE 300'	11				
	SW 50' NE 1157.13		8-288 * M. & G. Debie	5.00	4.00	1.00
	SE 148'	11				
	SW 50' NE 1107.13		8-289 * M. & G. Debie	5.00	4.00	1.00
	SE 148'	11				
	SW 100' NE 1057.13'		8-290 * D. Baumgardner	10.00	8.00	2.00
	SE 148'	11				
	SW 48' NE 957.13'		8-291 * C. & M. Sauter	5.00	4.00	1.00
	SE 148'	11				
	SW 52' NE 909.13'		8-292 * R. Bechard	5.00	4.00	1.00
	SE 148'	11				

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg.Grt.	Net Assessment
12	SW 150' NE 857.13' SE148' 11	3/5	8-293 * B. Hubbard	15.00	12.00	3.00
	SW 100' NE707.13' SE 148' 11	2/5	8-294 * R. & J. Wigchort	10.00	8.00	2.00
	SW 100' NE 607.13' SE 148' 11	2/5	8-295 * J. & A. Carbonneau	10.00	8.00	2.00
	SW 250' NE 507.13' SE 148' 11	1	8-296 * W. & T. Olsen	25.00	20.00	5.00
	SW 100' NE 257.13' SE 148' 11	2/5	8-297 R. Boychuk	10.00	8.00	2.00
	SW 66' NE 157.13' SE 148' 11	.22	8-298 Dover Township	10.00	8.00	2.00
	NW½ ex Park 11	82.44	8-299 L. Pinsonneault	660.00	528.00	132.00
	NE 91.13 pts of NW pt 11 ex RP 419 11	.31	8-300 * M. & J. Carroll	10.00	8.00	2.00
RP 419	SW 297' 1	1.35	8-301 * E. Dunlop Estate	30.00	24.00	6.00
	NE pt 1 & SW 1 & H pt 4	.41	8-302 * Hugh Turner	10.00	8.00	2.00
	Ct pt. H	.45	8-303 * J. & B. Potts	10.00	8.00	2.00
	NE pt. H	½	8-304 * M. Urquhart	10.00	8.00	2.00
12	NE cor NW½ NW½ 12	.95	8-305 * F. Hellogards	10.00	8.00	2.00
	NW½ NW½ ex pt. 12	48	8-306 L. Pinsonneault	385.00	308.00	77.00
	SE½ NW½ 12	50	8-307 E. Dunlop Estate	400.00	320.00	80.00
	SE½ NW½ 13	30	8-104 Ross Dunlop	210.00	168.00	42.00
	NW½ NW½ 13	40	8-105 O. & V. Burke	280.00	224.00	56.00
13	NW pt NE pt SE½ 11	12.607	8-358 Hilliard Allen	100.00	80.00	20.00
	Part 24 R 603 11	.06	8-35801 * Ministry of Environment	10.00	8.00	2.00
RP 419	Lot K ex 24 R 603 K	7.043	8-359 Hilliard Allen	60.00	48.00	12.00
	Pt. J	.71	8-392 * R. & G. Prezocki	20.00	16.00	4.00
	Pt SW 40' NE 193.5 J	.20	8-394 * W. Van Ooston	10.00	8.00	2.00
	Pt SW 80' NE 353.5 J	.40	8-395 * E. & A. McFadden	20.00	16.00	4.00
	Pt. SW 80' NE 273.5' J	.40	8-396 * R. Boychuk	20.00	16.00	4.00
	Pt. SW 80' J	.40	8-397 * H. & E. Brown	20.00	16.00	4.00
RP 235	All Lots 1 & 50	.80	8-406 * Wm. Keller	20.00	16.00	4.00
	All 2	.2	8-407 * H. & B. Lozon	10.00	8.00	2.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 235	All	.49	8-408 * J. & G. Thompson	10.00	8.00	2.00
	Lt 3 & NE½ Lot 4	4	8-409 * M. Templeton	15.00	12.00	3.00
	Lt 48 & NE½ Lot 47	.30	8-410 * T. McDonald	15.00	12.00	3.00
	Lts. 5 & 46 & SW pts. Lts. 4 to 47	.60	8-411 * B. Tewkosbury	15.00	12.00	3.00
	6 & 7	.40	8-412 * N. Miles	15.00	12.00	3.00
	Lt 45 & NE½	.44	8-413 * E. & C. Brown	15.00	12.00	3.00
		8	8-414 * W. & N. Knight	10.00	8.00	2.00
	Lt. 43 & SW pt	.30	8-415 * R. & L. King	15.00	12.00	3.00
	Lts. 9, 10, 41 & 42	4/5	8-416 * L. Dunlop	20.00	16.00	4.00
	Lts. 11 & 40	.4	8-417 * W. & B. Hembree	15.00	12.00	3.00
	Lts. 12, 13, 38 & 39	.8	8-418 * C. & C. Burden	20.00	16.00	4.00
	Lts. 14 to 37	.4	8-419 * P. & N. MacDonald	15.00	12.00	3.00
	Lts. 15, 16, 35 & 36	.8	8-420 * C. Winter	20.00	16.00	4.00
	Lts. 18 & 33	.44	8-421 * J. & O. Crawford	15.00	12.00	3.00
	Lts. 17 & 34	.4	8-422 * E. & M. Simpson	15.00	12.00	3.00
	Lts. 19, 20, 21, 30, 31, & 32	1.20	8-423 * Richard Walker in Trust	25.00	20.00	5.00
	Lot 28	.25	8-424 * E. Beausejour	10.00	8.00	2.00
	Lot 29	.20	8-425 * Mitchells Bay Inn	10.00	8.00	2.00
	Lots 22 & 23	.4	8-426 * R. Bunnett	15.00	12.00	3.00
	Lot 24	.2	8-427 * L. & E. Beausejour	10.00	8.00	2.00
	Lot 27	.2	8-428 * L. & E. Beausejour	10.00	8.00	2.00
	Lots 25 & 26	.4	8-429 * R. Bunnett in Trust	15.00	12.00	3.00
RP 419	SE 1/3	M	8-430 * R. Bunnett in Trust	10.00	8.00	2.00
	NW 2/3	M	8-431 * R. Bunnett in Trust	10.00	8.00	2.00
	Lot G	.35	8-432 * Anglican Church	15.00	12.00	3.00
	NW pt	G	8-43201 * Dover Township	10.00	8.00	2.00
	SW 66'	F	8-433 Shirley McDonald	15.00	12.00	3.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment
RP 419	Ct Pt.	F .37	8-434 * D. & B. Lachance	15.00	12.00	3.00
	NE pt	F .40	8-435 * Marie Broadbent	15.00	12.00	3.00
	NE pt	D .42	8-436 * A. & N. Jarczak	15.00	12.00	3.00
13	Lots C, B, & A	.60	8-437 * A. & R. Lozon	20.00	16.00	4.00
	Pt NE RP 419	12 .90	8-438 * A. & R. Lozon	25.00	20.00	5.00
13	SE½ ex pts	12 93.574	8-439 H. & L. Allen	745.00	596.00	149.00
	SE pt SE½	12 3	8-440 * E. Roberts	40.00	32.00	8.00
	SE pt SE½	12 .35	8-441 * L. & T. Rankin	15.00	12.00	3.00
	SW½ SE½	13 25	8-116 M. & C. Burke	175.00	140.00	35.00
	NW½ ex pt.	12 96.5	8-123 D. Normandin	775.00	620.00	155.00
	SW½ NW½	13 49.81	8-131 G. DeMoyer	390.00	312.00	78.00
	SW½ NW½	14 10	8-133 Walter Mills	70.00	56.00	14.00
14	All ex Creek & lots	13 193	8-167 Rankin Creek Farms	1,540.00	1,232.00	308.00
	SW 1/3 SW½ ex pt.	14 28.2	8-191 Raymond Loyst	225.00	180.00	45.00
	NE 104' SW 1/3 SW½	14 5	8-192 M. Van Houten	40.00	32.00	8.00
	NE 2/3 SW½	14 66.48	8-193 Norm L'Ecuyer	530.00	424.00	106.00
	NE½	14 99.719	8-194 Walter Mills	800.00	640.00	160.00
	SE½	15 45	8-195 N. & M. Dewar	315.00	252.00	63.00
	NW½	15 98	8-196 B. Lewis	785.00	628.00	157.00
	NE½ SW½ SE½ & NE½ SE½	16 40	9-070 W. Lewis	280.00	224.00	56.00
	SE½	17 50	9-071 L. Lewis Estate	350.00	280.00	70.00
	SW½ SE½ & SW Pt. NE½ SE½	18 10	9-072 A. & M. Crawford	70.00	56.00	14.00
	SW½ NW½	16 40	9-094 J. McGrail	280.00	224.00	56.00
	NE½ NW½	16 50	9-095 W. & J. McGrail	350.00	280.00	70.00
	SW½ NW½ ex pt	17 49.075	9-096 W. & J. McGrail	350.00	280.00	70.00
	Pt l 24 R 817	17 .93	9-09601 * F. & D. Debruyne	10.00	8.00	2.00
	NE½ NW½	17 50	9-097 Malcolm Crawford	350.00	280.00	70.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
14	NW½	18	90	9-098 Malcolm Crawford	630.00	504.00	126.00
	NW pt NW½ NW McLeod Ck. ex SE pt	19	50	9-100 Malcolm Crawford	300.00	240.00	60.00
	Ct pt SE pt NW½ SE Bear Creek	19	2.303	9-101 Malcolm Crawford	15.00	12.00	3.00
	NW pt SE pt NW½ SE Bear Creek	19	8	9-102 J. & V. Crowe	55.00	44.00	11.00
	NE pt NW½ NE Little Bear Creek	20	10	9-10801 C. & M. Crow	70.00	56.00	14.00
BDW		36	70	9-109 D. & K. Rose	490.00	392.00	98.00
BDE		36	75	9-110 John Gordon	530.00	424.00	106.00
14	NW½ NW½ ex Rd.	24	20	9-111 E. Hensel	137.50	110.00	27.50
	SE½ NW½	24	20	9-112 R. Hunter	137.50	110.00	27.50
15	SE½	15	100	9-122 O. Verhaege	800.00	640.00	160.00
	SW½	16	100	9-123 O. Verhaege	800.00	640.00	160.00
	NE½ ex NW pt	16	85	9-124 J. Griffore Est.	680.00	544.00	136.00
	NW pt NE½	16	15	9-125 J. Davidson	120.00	96.00	24.00
	SW pt ex NW pt	17	83	9-126 D. Griffore	665.00	532.00	133.00
	NW pt SW½	17	17	9-127 J. Davidson	135.00	108.00	27.00
	NE½	17	100	9-128 E. Griffore	800.00	640.00	160.00
	SW½	18	100	9-129 D. Dunlop	800.00	640.00	160.00
	NE½ Lot 18	18 & 19	300	9-130 M. Crawford	2,400.00	1,920.00	480.00
	NW 216' NE 130' SE½ S River Ck	20	.4	9-131 * J. & J. Martin	10.00	8.00	2.00
	NE pt ex pts NE Lt. Bear Ck.	20	100	9-132 Carl Roc Est.	800.00	640.00	160.00
	NW pt NW pt NE pt NE L. Bear Ck.	20	16.5	9-134 Oliver Boswell	130.00	104.00	26.00
	Pt. NW pt NE pt NE L Bear Ck.	20	16.5	9-133 C. Handsor & W. Needham	130.00	104.00	26.00
	SE pt NW pt NE pt L. Bear Creek	20	3	9-135 K. D. Rose	25.00	20.00	5.00
BDW	All	37	100	9-141 A, H, M Rose	700.00	560.00	140.00
	SE½ ex pt	38	45	9-142 A, H, B, Rose	315.00	252.00	63.00
	NE pt SE½	38	5	9-143 B. & R. Rose	35.00	28.00	7.00
	NW½	38	50	9-144 K. & D. Rose	350.00	280.00	70.00

Con.	Lot or Pt. Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Leg. Grt.	Net Assessment	
BDE	NW pt	38	9-145 L. & G. Handsor	55.00	44.00	11.00	
	NW 165' SW 528'		9-146 Velma Roso	15.00	12.00	3.00	
	NW pt	38	2				
	SE pt	38	90	9-147 K. & D. Rose	625.00	500.00	125.00
		37	100	9-148 Donald Gordon	700.00	560.00	140.00
15	SE ½	24	25	9-149 J. & M. McGrail	175.00	140.00	35.00
	SW pt ex SE pt SW L Bear Crook	20	54	9-150 M. Crawford	430.00	344.00	86.00
	SE pt SW pt SW L Bear Creek	20	5	9-15001 D.G.R. Crawford	40.00	32.00	8.00
BDW	NW ½	39	50	9-151 Oliver Boswell	400.00	320.00	80.00
	SE ½	39	50	9-152 C. Handsor & W. Needham	400.00	320.00	80.00
BDE	SE pt	39	20.318	9-153 L. & G. Handsor	140.00	112.00	28.00
	NW pt	39	81	9-154 F. & M. Van Boven	565.00	452.00	113.00
15	SW pt NW ½ SW Maxwell Cr.	24	9	9-155 F. Van Boven	65.00	52.00	13.00
	NW ½ ex pt	24	40	9-156 R. & L. Van Damme	250.00	200.00	50.00
16	Pts. Lt. 16 & 17	34.5		9-162 J. Davidson	275.00	220.00	55.00
	NE pt	17	25	9-164 L. & M. Dunlop	200.00	160.00	40.00
	SW ½	18	21	9-165 Lawrence Dunlop	168.00	134.40	33.60
	SW pt NE ½	18	1.5	9-166 Malcolm Crawford	15.00	12.00	3.00
BDW	All ex NW pt NE ½	40	82.5	9-179 G. & M. VandeVeldo	660.00	528.00	132.00
	NW pt NE ½	40	17.5	9-180 National Bank of Detroit	140.00	112.00	28.00
BDE	Pt.	41	1.8	9-185 * Norris Dolson	15.00	12.00	3.00
	Pt.	41	2.076	9-186 * R. Haviland	20.00	16.00	4.00
	All	40	30	9-187 D, M, J, Gordon	210.00	168.00	42.00
17	NW pt	19	46	9-223 G. & E. Courteaux	370.00	296.00	74.00
18	Lot 19 & SW pt	1	55	10-001 G. & E. Courteaux	440.00	352.00	88.00
	NE pt 1, SW pt 2 ex pts.	90		10-002 G. & E. Courteaux	720.00	576.00	144.00
	Pt. Lts. 1 & 2	.55		10-00201 * R. & D. Courteaux	10.00	8.00	2.00
	NE pt Lot 2 & SW Pt. Lot 3	184		10-004 Dover Farms Ltd.	1,470.00	1,176.00	294.00

Con.	Lot or Pt.Lot	Acres Affected	Owner or Assessed Owner	Total Assessment	Est. Log. Grt.	Net Assessment	
18	NE pt	3	71	10-005			
	All	4	174	E. & B. Rabideau	570.00	456.00	114.00
				10-006 *	1,400.00	1,120.00	280.00
				Libby McNeil & Libby			
	SW pt NW pt SW½ NW Given Rd. & SW Rabideau Dr. ex.pt.	5	5.75	10-008			
				B. Snobelen et al	45.00	36.00	9.00
	Pt. NE 88' SW 769' SE100' of SW pt NW pt SW½ NW Given Rd.	5	.25	10-009			
				G. & H. Franssen	10.00	8.00	2.00
	SW½ ex SW pts NW pt NW Given Rd. ex pts SE Rd.	5	91.75	10-010			
				G. Rabideau Est.	735.00	588.00	147.00
	SW 132' NE 1232' NW 180' SE Given Road	5	.55	10-011 *			
				D. Rabideau	10.00	8.00	2.00
	SW 70' NE 1100' NW 180' SE Given Rd.	5	.30	10-012 *			
				D. Rabideau	10.00	8.00	2.00
	SW 61' NE 1030' NW 180' SE Given Rd.	5	.27	10-013 *			
				A. & D. Rabideau	10.00	8.00	2.00
	SW 66' NE 964' NW 180' SE Given Rd.	5	.27	10-014 *			
				Annie Rabideau	10.00	8.00	2.00
	NE½ ex pts.	5	96	10-015			
				Geo. Rabideau Est.	770.00	616.00	154.00
	SW 154' NE 484' NE½	5	6	10-016 *			
				G. Frye Holdings	50.00	40.00	10.00
	NW 330' NE 269' NE½	5	2	10-017 *			
				D. Carroll	20.00	16.00	4.00
	Township Roads			7-045 *			
				Township of Dover	34,967.00	27,973.60	6,993.40
	County Roads			8-226 *			
				County of Kent	7,538.00	6,030.40	1,507.60
					<u>266,000.00</u>	<u>212,800.00</u>	<u>53,200.00</u>

LANDS:	<u>Publicly Owned</u>	
	iii) Municipal	33,875.00
	<u>Privately Owned</u>	
	i) Not for Agricultural Purposes	16,399.00
	ii) Agricultural	215,726.00
	Estimated Provincial Grant	<u>\$212,800.00</u>

4th. For paying the sum of \$6,775.00, the amount assessed against such roads and lands of the municipality, a special rate, sufficient to produce the required yearly amount therefor, shall, over and above all other rates, be levied and collected (in the same manner and at the same time as other taxes are levied and collected) upon and from the whole rateable property in the Township of Dover in one year after the passing of this by-law.

5th. This by-law comes into force on the passing thereof, and may be cited as the "1973 Emergency Repair of Various Banks Protecting Low Lying Areas By-law of 1976."

First Reading August 3, 1976.

Second Reading August 3, 1976.

Third Reading _____

ENACTED this _____ day of _____, 19_____.

R. W. Gagner, Clerk-Treasurer

James McGrall, Reeve.

N O T I C E

NOTICE is hereby given that the Court of Revision will hold its first sitting at 515 Grand Avenue West, Chatham, on the 20th day of September 1976, at 7:00 o'clock in the evening, for the hearing and trial of complaints and appeals made against the above assessment or any part thereof, in the manner provided for by the Drainage Act, 1962 - 63, a notice of such complaint or appeal to be served on the Clerk of the said Municipality at least ten days before the first sitting of the said Court of Revision.

AND further notice is hereby given that anyone intending to appeal to have the said By-law or any part thereof quashed, must, not later than ten days after the final passing thereof, serve a notice in writing upon the Reeve or other head officer, and upon the Clerk of the said Municipality, of his intention to make application for that purpose to the Drainage Referee, during the six weeks ensuing the final passing of this By-law.

Dated this 30th day of August, 1976.

R. W. Gagner,
Clerk-Treasurer.





An Act respecting the
Township of Dover

1st Reading

November 9th, 1977

2nd Reading

November 25th, 1977

3rd Reading

November 25th, 1977

MR. MCGUGAN

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the County of Peterborough

MR. TURNER

BILL Pr4

1977

An Act respecting the County of Peterborough

WHEREAS by letters patent under the Great Seal of the Preamble Province of Ontario dated the 12th day of May, 1847 the Council of the District of Colborne was granted certain lands in the Town of Peterborough, in the County of Peterborough, in the District of Colborne, for the use of the district gaol and court house; and whereas that part of the said lands described in clause 4 of the agreement forming part of the by-law set forth in the schedule hereto are no longer required for the uses and purposes of the gaol and court house of the County of Peterborough; and whereas The Corporation of the County of Peterborough is desirous of conveying the lands described in the said clause 4 free from the trusts or conditions contained in the said letters patent and hereby applies for special legislation to authorize such conveyance; and whereas it is expedient to grant the application;

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

1.—(1) The council of The Corporation of the County of Peterborough is hereby authorized to pass By-Law Number 28-1976, as set forth in the Schedule hereto, to enter into the agreement set forth in the schedule to the said by-law and to convey the lands described in clause 4 of the said agreement. Council may pass by-law authorizing conveyance

(2) That part of Lot 7 north of Brock Street and east of Water Street in the City of Peterborough in the County of Peterborough, described in the letters patent under the Great Seal of the Province of Ontario dated the 12th day of May, 1847 and which may be more particularly described as Part 4 on a plan deposited in the Land Registry Office for the Registry Division of Peterborough (No. 45) as Plan 45R-2345 is hereby vested in The Corporation of the County of Peterborough in fee simple free from any trust or condition contained in the said letters patent. Title in fee simple

- Commence-
ment **2.** This Act comes into force on the day it receives Royal Assent.
- Short title **3.** The short title of this Act is *The County of Peterborough Act, 1977*.

SCHEDULE

BY-LAW NUMBER 28-1976

A BY-LAW to authorize an agreement between the Corporation of the City of Peterborough, the Corporation of the County of Peterborough and the Peterborough Hydraulic Power Company Limited

THE CORPORATION OF THE COUNTY OF PETERBOROUGH
BY THE COUNCIL THEREFORE ENACTS AS FOLLOWS:

1. That the Corporation of the County of Peterborough enter into the agreement with the Corporation of the City of Peterborough and the Peterborough Hydraulic Power Company Limited set forth as a schedule to this by-law and the Warden and Clerk are hereby authorized and directed to sign and affix the seal of the Corporation thereto.

READ A FIRST AND SECOND TIME this 1st day of December, 1976.

GEO. H. GRAHAM,
Warden.

W. D. ARMSTRONG,
Clerk.

READ A THIRD TIME and finally passed this day of
1977.

Warden.

Clerk.

Schedule to By-law 28-1976

THIS AGREEMENT made in triplicate this 1st day of October, A.D., 1976.

BETWEEN:

THE CORPORATION OF THE CITY OF PETERBOROUGH,
hereinafter called the "CITY" of the FIRST PART,

— and —

THE CORPORATION OF THE COUNTY OF PETERBOROUGH,
hereinafter called the "COUNTY" of the SECOND PART,

— and —

THE PETERBOROUGH HYDRAULIC POWER COMPANY LIMITED,
hereinafter called "HYDRAULICS" of the THIRD PART.

WHEREAS the purpose of this agreement is to provide for the connection of the Canadian Pacific Railway (herein called C.P.R.) spur line serving

the Quaker Oats Co. of Canada Ltd. plant in Peterborough from the south and the Canadian National Railway (herein called C.N.R.) spur line serving the said plant from the north in order to permit the removal of that part of the C.N.R. main line from Peterborough to Lakefield between Brock Street and the east end of the Auburn Dam.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises and other good and valuable consideration the parties hereto hereby agree as follows:

1. The City will, by by-law, close those parts of Dickson Street, Murray Street and Brock Street shown as Parts 1, 3 and 5 on a plan deposited in the Registry Office for the Registry Division of Peterborough (No. 45) as Plan 45R2345.

2. The City will thereupon convey said Part 1 to the County and said Parts 3 and 5 to Hydraulics without charge.

3. Hydraulics will convey Part 2 on the said plan to the County without charge.

4. The County will convey Part 4 on the said plan to Hydraulics without charge.

5. Hydraulics will permit C.N.R. to construct a single track rail line on the land lying to the east of the east limits of said Parts 2 and 5 to connect the said C.P.R. spur line to the said C.N.R. spur line on terms satisfactory to C.N.R. and C.P.R.

6. This agreement shall not be binding on any of the parties unless and until the City enters into an agreement with C.N.R. to provide for the construction of the rail line referred to in para. 5 and the removal of that part of the main line referred to in the recital.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their respective Corporate Seals duly attested by their proper officers.

THE CORPORATION OF THE CITY OF
PETERBOROUGH

THE CORPORATION OF THE COUNTY
OF PETERBOROUGH

THE PETERBOROUGH HYDRAULIC
POWER COMPANY LIMITED





An Act respecting
the County of Peterborough

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. TURNER

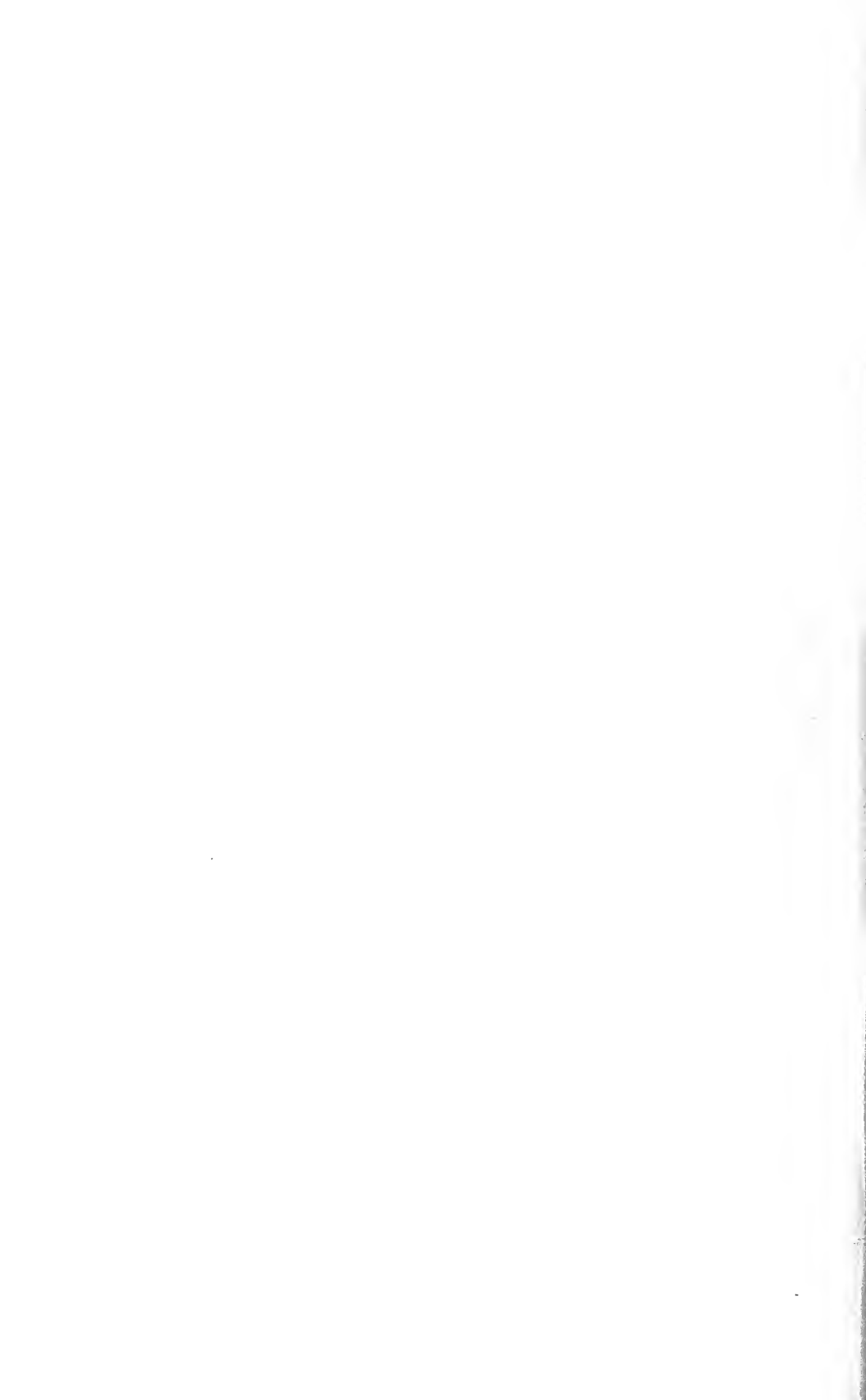
(Private Bill)

BILL Pr4

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the County of Peterborough

MR. TURNER



BILL Pr4

1977

An Act respecting the County of Peterborough

WHEREAS by letters patent under the Great Seal of the Preamble
Province of Ontario dated the 12th day of May, 1847
the Council of the District of Colborne was granted certain
lands in the Town of Peterborough, in the County of Peter-
borough, in the District of Colborne, for the use of the district
gaol and court house; and whereas that part of the said lands
described in clause 4 of the agreement forming part of the
by-law set forth in the schedule hereto are no longer required
for the uses and purposes of the gaol and court house of the
County of Peterborough; and whereas The Corporation of the
County of Peterborough is desirous of conveying the lands
described in the said clause 4 free from the trusts or con-
ditions contained in the said letters patent and hereby applies
for special legislation to authorize such conveyance; and
whereas it is expedient to grant the application;

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

1.—(1) The council of The Corporation of the County of Council
may pass
by-law
authorizing
conveyance
Peterborough is hereby authorized to pass By-Law Number
28-1976, as set forth in the Schedule hereto, to enter into the
agreement set forth in the schedule to the said by-law and to
convey the lands described in clause 4 of the said agreement.

(2) That part of Lot 7 north of Brock Street and east Title in
fee simple
of Water Street in the City of Peterborough in the County
of Peterborough, described in the letters patent under the
Great Seal of the Province of Ontario dated the 12th day of
May, 1847 and which may be more particularly described as
Part 4 on a plan deposited in the Land Registry Office for
the Registry Division of Peterborough (No. 45) as Plan
45R-2345 is hereby vested in The Corporation of the County
of Peterborough in fee simple free from any trust or condition
contained in the said letters patent.

Commence-
ment

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

Short title

3. The short title of this Act is *The County of Peterborough Act, 1977*.

SCHEDULE

BY-LAW NUMBER 28-1976

A BY-LAW to authorize an agreement between the Corporation of the City of Peterborough, the Corporation of the County of Peterborough and the Peterborough Hydraulic Power Company Limited

THE CORPORATION OF THE COUNTY OF PETERBOROUGH
BY THE COUNCIL THEREFORE ENACTS AS FOLLOWS:

1. That the Corporation of the County of Peterborough enter into the agreement with the Corporation of the City of Peterborough and the Peterborough Hydraulic Power Company Limited set forth as a schedule to this by-law and the Warden and Clerk are hereby authorized and directed to sign and affix the seal of the Corporation thereto.

READ A FIRST AND SECOND TIME this 1st day of December, 1976.

GEO. H. GRAHAM,
Warden.

W. D. ARMSTRONG,
Clerk.

READ A THIRD TIME and finally passed this day of
1977.

Warden.

Clerk.

Schedule to By-law 28-1976

THIS AGREEMENT made in triplicate this 1st day of October, A.D., 1976.

BETWEEN:

THE CORPORATION OF THE CITY OF PETERBOROUGH,
hereinafter called the "CITY" of the FIRST PART,

— and —

THE CORPORATION OF THE COUNTY OF PETERBOROUGH,
hereinafter called the "COUNTY" of the SECOND PART,

— and —

THE PETERBOROUGH HYDRAULIC POWER COMPANY LIMITED,
hereinafter called "HYDRAULICS" of the THIRD PART.

WHEREAS the purpose of this agreement is to provide for the connection of the Canadian Pacific Railway (herein called C.P.R.) spur line serving

the Quaker Oats Co. of Canada Ltd. plant in Peterborough from the south and the Canadian National Railway (herein called C.N.R.) spur line serving the said plant from the north in order to permit the removal of that part of the C.N.R. main line from Peterborough to Lakefield between Brock Street and the east end of the Auburn Dam.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises and other good and valuable consideration the parties hereto hereby agree as follows:

1. The City will, by by-law, close those parts of Dickson Street, Murray Street and Brock Street shown as Parts 1, 3 and 5 on a plan deposited in the Registry Office for the Registry Division of Peterborough (No. 45) as Plan 45R2345.

2. The City will thereupon convey said Part 1 to the County and said Parts 3 and 5 to Hydraulics without charge.

3. Hydraulics will convey Part 2 on the said plan to the County without charge.

4. The County will convey Part 4 on the said plan to Hydraulics without charge.

5. Hydraulics will permit C.N.R. to construct a single track rail line on the land lying to the east of the east limits of said Parts 2 and 5 to connect the said C.P.R. spur line to the said C.N.R. spur line on terms satisfactory to C.N.R. and C.P.R.

6. This agreement shall not be binding on any of the parties unless and until the City enters into an agreement with C.N.R. to provide for the construction of the rail line referred to in para. 5 and the removal of that part of the main line referred to in the recital.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their respective Corporate Seals duly attested by their proper officers.

THE CORPORATION OF THE CITY OF
PETERBOROUGH

THE CORPORATION OF THE COUNTY
OF PETERBOROUGH

THE PETERBOROUGH HYDRAULIC
POWER COMPANY LIMITED

An Act respecting
the County of Peterborough

1st Reading

November 9th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. TURNER

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Village of Port McNicoll

MR. SMITH (Simcoe East)

BILL Pr5

1977

An Act respecting the Village of Port McNicoll

WHEREAS The Corporation of the Village of Port ^{Preamble} McNicoll hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. The lands set forth in the Schedule hereto are hereby ^{Lands vested in Village of Port McNicoll} vested in The Corporation of the Village of Port McNicoll with an absolute title in fee simple free of and clear from any right, title and interest other than that of the Corporation.

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

3. The short title of this Act is *The Village of Port McNicoll* ^{Short title} Act, 1977.

SCHEDULE

All and singular those certain parcels or tracts of lands and premises situate lying and being in the Village of Port McNicoll, in the County of Simcoe and Province of Ontario and being composed of Lots 243, 258, 308 and 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan 544, the northerly 104 feet throughout from north to south in perpendicular width of Lot 280 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 558; Lots 773, 774, 973 and 1480 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 569 and Lot 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 600.

An Act respecting the
Village of Port McNicoll

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. SMITH (Simcoe East)

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Village of Port McNicoll

MR. SMITH (Simcoe East)

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr5

1977

An Act respecting the Village of Port McNicoll

WHEREAS The Corporation of the Village of Port McNicoll hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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 lands set forth in the Schedule hereto are hereby vested in The Corporation of the Village of Port McNicoll with an absolute title in fee simple free of and clear from any right, title and interest other than that of the Corporation.

Lands
vested in
Village of
Port
McNicoll

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

Commence-
ment

3. The short title of this Act is *The Village of Port McNicoll Act, 1977*.

Short title

SCHEDULE

All and singular those certain parcels or tracts of lands and premises situate lying and being in the Village of Port McNicoll, in the County of Simcoe and Province of Ontario and being composed of Lots 243, 258, 308 and 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan 544; Lots 773, 774, 973 and 1480 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 569 and Lot 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 600.

An Act respecting the
Village of Port McNicoll

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. SMITH (Simcoe East)

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr5

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Village of Port McNicoll

MR. SMITH (Simcoe East)



BILL Pr5

1977

An Act respecting the Village of Port McNicoll

WHEREAS The Corporation of the Village of Port McNicoll hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application; 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 lands set forth in the Schedule hereto are hereby vested in The Corporation of the Village of Port McNicoll with an absolute title in fee simple free of and clear from any right, title and interest other than that of the Corporation. Lands
vested in
Village of
Port
McNicoll

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

3. The short title of this Act is *The Village of Port McNicoll Act, 1977*. Short title

SCHEDULE

All and singular those certain parcels or tracts of lands and premises situate lying and being in the Village of Port McNicoll, in the County of Simcoe and Province of Ontario and being composed of Lots 243, 258, 308 and 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan 544; Lots 773, 774, 973 and 1480 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 569 and Lot 309 according to a Plan registered in the Registry Office for the Registry Division for the County of Simcoe as Plan Number 600.

An Act respecting the
Village of Port McNicoll

1st Reading

November 9th, 1977

2nd Reading

November 28th, 1977

3rd Reading

November 28th, 1977

MR. SMITH (Simcoe East)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Hamilton

MR. DEANS

For the Department of the
War, Washington, D. C.

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton, ^{Preamble} herein called the Corporation, hereby applies for special legislation to license, regulate, govern and restrict amusement machines and pinball machines, and to establish a licensing commission and to permit the imposition of a development charge as a condition on application for rezoning or application for a building permit, and to permit voluntary payment out of court of penalties for alleged contravention of any provision of a licensing by-law; and whereas it is expedient to grant the application;

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,

Interpre-
tation

- (a) "city" means the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth;
- (b) "council" means the council of the Corporation;
- (c) "Licensing Commission" means the licensing commission established by section 3.

PART 1

AMUSEMENT MACHINES AND PINBALL MACHINES

2.—(1) In this Part,

Amusement
machines
and pinball
machines

- (a) "amusement machine" means a machine, device or contrivance activated by mechanical or other action or any other means by the user thereof with a view to achieving a desirable result through skill or chance or a combination of both, in terms

of points, score, measurement or any other characteristic of the machine, device or contrivance;

- (b) "pinball machine" means a machine in which a ball, object, thing, or image, or symbol or sign becomes mobile or otherwise active or visible upon being activated or called into existence or use by mechanical or other action or any other means so as to mechanically or otherwise project the ball, object, thing, or image, or symbol or sign through skill or part skill and part chance of the user thereof, upon or under a surface, or on a screen or other viewing surface within a full or part enclosure or not within an enclosure, with a view to achieving a desirable result in terms of points, score, measurement or any other characteristic of the machine, device or contrivance.

Council may
pass by-laws
regulating
amusement
machines,
etc.

(2) Notwithstanding the provisions of any other general or special Act, the council may pass by-laws for,

- (a) licensing, regulating and governing amusement machines and pinball machines and for revoking any such licence;
- (b) limiting the number of licences that may be issued;
- (c) limiting the number of amusement machines and pinball machines within the city or within any particular area of the city;
- (d) limiting the number of amusement machines and pinball machines on any premises specified in the licence even if the number be limited to one;
- (e) specifying where amusement machines and pinball machines may be located on premises or part thereof, or on any particular premises or part thereof from time to time;
- (f) prohibiting amusement machines and pinball machines in any area of the city or in the vicinity of any location designated in the by-law;
- (g) prohibiting the location of amusement machines and pinball machines at any place on premises or part thereof or on any particular premises or part thereof;

- (h) prohibiting on any premises or part thereof or on any particular premises or part thereof on which one or more amusement machines and pinball machines are located, any person apparently under sixteen years of age not accompanied by a person apparently over eighteen years of age, after the hour of 9.00 p.m. on any day and before 8.00 a.m. of the next following day, or at any other times;
- (i) fixing the fees for licences to be paid in one amount or rate, or in different amounts or rates depending on the number of amusement machines and pinball machines on the premises, and for fixing separate fees for amusement machines and for pinball machines.

(3) For the purpose of any by-law enacted under sub-^{Idem} section 2, the council may,

- (a) define classes of amusement machines and pinball machines;
- (b) designate one or more areas in the city to which the by-law applies;
- (c) describe locations, premises or parts thereof and particular premises or part thereof to which the by-law applies;
- (d) designate the vicinity of any location referred to in clause c and describe the boundaries of the locations and the vicinity.

PART II

LICENSING COMMISSION AND VOLUNTARY PAYMENT OF PENALTIES

3.—(1) The council may pass a by-law establishing a Council may by by-law establish licensing commission for the Corporation to be known as “The City of Hamilton Licensing Commission” ^{licensing commission}.

(2) The Licensing Commission established under sub-^{Incorporation and members} section 1 is a body corporate and shall consist of,

- (a) two members of council; and
- (b) three members qualified for election to council who are not members of council,

appointed by the council.

Election of
chairman

(3) The Licensing Commission shall elect a chairman and may elect a vice-chairman, and a majority of members of the Licensing Commission constitutes a quorum.

Idem

(4) The chairman or the vice-chairman are the signing officers of the Licensing Commission and by-laws of the Licensing Commission shall be executed by the chairman or the vice-chairman.

Idem

(5) Where no vice-chairman is appointed, the members of the Licensing Commission may appoint by majority vote a signing officer in place of the vice-chairman.

Term of
office

(6) The members of the Licensing Commission who are members of council shall hold office until the expiration of the term of the council that appointed them.

Idem

(7) The members of the Licensing Commission who are not members of council shall hold office as follows:

1. Two first members for a term expiring on the 31st day of December next following their appointment.
2. One first member for a term expiring one year after the expiration of the term of the two first members appointed under paragraph 1.
3. Members appointed after the expiration of the term of the first members shall be appointed for a term of two years.

Idem

(8) Members of the Licensing Commission shall hold office until their successors are appointed and be eligible for reappointment, and where a member ceases to be a member before the expiration of his term, the council shall appoint another eligible person for the unexpired term of the person who has ceased to be a member.

Termination

(9) Notwithstanding subsection 8, the council may at any time terminate the term of office of a member of the Licensing Commission by by-law passed by the affirmative vote of at least two-thirds of the members of council present at a meeting thereof.

Appointment
of secretary

(10) The council shall by by-law appoint a secretary to the Licensing Commission who shall keep and maintain all such books and records as the council and the Licensing Commission may require.

(11) The municipal auditor shall be the auditor of the Licensing Commission and all books, documents, transactions, minutes and accounts of the Licensing Commission shall, at all times, be open to his inspection. ^{Audit}

(12) On or before the 1st day of March in each year, the Licensing Commission shall submit its annual report for the preceding year to the council including a complete audited and certified financial statement of its affairs with balance sheet and revenue and expenditure statement. ^{Annual report}

(13) All books, documents, transactions, minutes and accounts of the Licensing Commission shall, at all times, be open to the inspection of the treasurer of the Corporation. ^{Inspection of records}

(14) The Licensing Commission shall provide the council with all such information and advice as the council may from time to time require. ^{Provision of information}

(15) The Licensing Commission shall submit to the council its estimates for the current year at the time and in the form prescribed by the council and make requisitions upon the council for all sums of money required to carry out its powers and duties, but nothing herein divests the council of its authority with reference to providing the money for the purposes of the Licensing Commission and, when money is so provided by the council, the treasurer of the Corporation shall, upon the certificate of the Licensing Commission, pay out such money. ^{Budget and expenditures}

(16) Upon the repeal of the by-law establishing the Licensing Commission, the Licensing Commission ceases to exist and its undertakings, documents, assets and liabilities shall be assumed by the Corporation. ^{Abolition of authority}

4. Except as may be provided by by-law enacted by the council, the Licensing Commission is hereby vested with the following powers and authority, in place and stead of the council or any committee thereof in respect of licensing by-laws passed by the council: ^{Powers of Commission}

1. To receive licence applications and fees;
2. To issue licences, renew licences and transfer licences;
3. To hold hearings;
4. To decide whether an application for a licence, renewal of a licence or transfer of a licence shall

- be approved and granted or disapproved and refused;
5. To decide whether a licence shall be revoked or not revoked;
 6. To decide whether a licence shall be suspended or not suspended;
 7. To attach conditions in respect of the exercise of any power and authority under paragraphs 1, 2, 3, 4, 5, 6 and 15 and sections 5 and 6;
 8. To limit the number of licences that may be issued and to limit the number of places or things for which a licence may be issued;
 9. To pass such by-laws or resolutions as may be necessary or advisable for,
 - i. the organization, management, administration and operation of the Licensing Commission,
 - ii. the administration and enforcement of any licensing by-law enacted by the council, and
 - iii. making rules and regulations for the administration and enforcement mentioned in subparagraph ii,

not contrary to any provision of a licensing by-law enacted at any time by the council;
 10. To establish and adopt practices and procedures for the purpose of administration and enforcement and not contrary to any provision of a licensing by-law enacted at any time by the council;
 11. To determine what matters or things fall within the scope of administration and enforcement and practice and procedure not contrary to any provision of a licensing by-law enacted at any time by the council;
 12. To authorize and direct persons to enter and inspect any place, building, works or goods, chattels, vehicles or any real or personal property relating to the administration and enforcement of a licensing by-law enacted at any time by the council;
 13. To require the production of all books, papers, plans, specifications, drawings, documents and any other writing relating to the administration and

enforcement of a licensing by-law enacted at any time by the council;

14. To administer oaths;
15. To summon and examine witnesses under oath as to any matter connected with the execution of its power, authority and duties or as to any matter respecting any licence heretofore or hereafter issued by the city to enforce their attendance and to compel them to give evidence and produce documents and things, as is vested in a court of law in civil cases;
16. To make, give or issue or refuse to make, give or issue any order or direction or approval whether oral or written, or certificate, and make all such decisions, and perform all such acts, matters, deeds and things, as may be necessary or incidental to the exercise of the powers conferred on it under this Part.

5.—(1) The Licensing Commission, before issuing a licence ^{Hearing} or before a renewal or a transfer of a licence, may require a hearing to be held.

(2) The Licensing Commission, after issuing a licence, ^{Idem} may require a hearing to be held at any time for any purpose related to,

- (a) the continuance or discontinuance of a licence;
- (b) suspension of a licence;
- (c) revocation of a licence;
- (d) the administration, enforcement or operation of the licensing by-laws enacted by the council.

6. The Licensing Commission may rehear any applica- ^{Rehearing} tion before deciding at a hearing held under section 5, or may review, rescind, change or alter or vary any decision or approval or order made by it.

7. Where a rehearing has been held, the decision of the ^{Idem} Licensing Commission is final.

8.—(1) Notwithstanding any provision of this Part, the council may enact any by-law that the Licensing Commission ^{Licensing Commission may pass by-laws} may enact and may repeal in whole, or in part, any existing by-law of the Licensing Commission.

Idem

(2) Where the council has enacted a by-law that the Licensing Commission may enact, the Licensing Commission shall not have the power to pass a by-law under this Part; except upon repeal of the by-law enacted by the council.

Idem

(3) For the purpose of subsection 1, a power exercised by the council under this Part shall be deemed to be a power exercised by the Licensing Commission.

Officers
and
servants

9. All persons, except the members of the Licensing Commission, engaged in the implementation of the power and authority and duties vested in the Commission under this Part, shall be officers and servants of the Corporation unless the council by by-law otherwise provides, but in any event, shall be and continue to be vested with all rights, benefits, privileges, immunities and duties imposed upon officers and servants of the Corporation.

By-laws
prohibiting
interference
with
inspectors,
etc.

10. The council may pass by-laws for providing that,

- (a) no person shall hinder, obstruct, molest or interfere with, or attempt to hinder, obstruct, molest or interfere with the chief licence inspector, an inspector or official in the exercise of his powers or duties under a licensing by-law of the Corporation or a by-law of the Licensing Commission;
- (b) every person shall furnish all necessary means in his power to facilitate entry, inspection, examination, testing or inquiry by the chief licence inspector, an inspector or official in the exercise of his powers and duties under a licensing by-law of the Corporation or a by-law of the Licensing Commission;
- (c) no person shall neglect or refuse to produce any books, papers, letters, copies of letters, licence certificates, licence plates, identification cards, records, documents or any other writings of any nature, and any tangible personal property as may be required by,
 - (i) the Licensing Commission for the purpose of administration and enforcement or operation of the by-laws, or the licensing by-laws enacted by the council,
 - (ii) the chief licence inspector, a licence inspector, or an official in the exercise of his powers and duties under a licensing by-law

of the Corporation, or a by-law of the Licensing Commission;

- (d) no person shall furnish the Licensing Commission, or the chief licence inspector, or inspector or official with false information, or neglect or refuse to furnish information required by the chief licence inspector or inspector or official in the exercise of his powers and duties under a licensing by-law of the Corporation, or a by-law of the Licensing Commission;
- (e) every person who contravenes a by-law passed pursuant to this section is guilty of an offence and on summary conviction is liable to a fine not exceeding \$1,000.

11. Except as otherwise provided by by-law enacted by the council, all licence fees or other moneys collected or received by the Licensing Commission shall be the property of the Corporation and be transferred to the Corporation as the Corporation may require.

12. The Corporation may pay to each of the members of the Licensing Commission such remuneration as may be determined by the council.

13. In the event of conflict between the provision of a by-law or resolution or any practice or procedure of the Licensing Commission and the provisions of a licensing by-law of the Corporation, the provisions of the licensing by-law of the Corporation prevail.

14.—(1) By-laws passed by the council licensing trades, callings, businesses or occupations, or the person carrying on or engaged in it, and licensing, regulating or governing places or things under *The Municipal Act* or any special Act of the Corporation, may provide a procedure for the voluntary payment of penalties out of court where it is alleged that any provision of the by-law has been contravened, and, if payment is not made in accordance with the procedure, subsection 2 of section 466 of *The Municipal Act* applies.

(2) The council may by by-law determine the amount of the penalties, not exceeding \$1,000, to be paid out of court for each alleged contravention where a person volunteers to make payment out of court pursuant to subsection 1.

PART III

SPECIAL DEVELOPMENT OR REDEVELOPMENT CHARGE

Interpre-
tation**15.** In this Part,

- (a) "development" means the erection or enlargement of one or more buildings or structures;
- (b) "dwelling unit" means a room or suite of rooms used or intended to be used as a domicile by one or more persons and usually containing cooking, eating, living, sleeping and sanitary facilities;
- (c) "redevelopment" means the removal of one or more buildings or structures or part thereof from land and the development of the land.

By-laws
respecting
special
charges

16.—(1) With the approval of the Ontario Municipal Board, the council may, by by-law, define residential and non-residential buildings and the classes of such buildings erected or enlarged after the date of the by-law that impose expenditures for municipal services that, in the opinion of the council, would be required and may, as a condition of development or redevelopment of the land, impose on the owners of such buildings special charges over and above all other rates and charges to pay for the cost or part of the cost of such municipal services.

Idem

(2) The special charge referred to in subsection 1 may be imposed at different rates for different classes of,

- (a) residential buildings determined on the number of dwelling units; and
- (b) non-residential buildings determined on the gross floor area of the whole of the building.

Idem

R.S.O. 1970,
c. 349

(3) The special charges imposed pursuant to subsection 1 may be made payable upon application for enactment of a restricted area by-law under section 35 of *The Planning Act*, or upon execution by the Corporation of an agreement under section 35a of *The Planning Act*, or upon application for a building permit, or at any time thereafter.

Reserve
fundR.S.O. 1970,
c. 284

(4) The proceeds of the special charges referred to in subsection 1 shall be deemed to be a reserve fund established under section 308 of *The Municipal Act*.

Idem

(5) The council may by by-law define the municipal services and the purpose for which funds shall be expended.

(6) The following are exempt from any charge or charges ^{Exemptions} imposed under a by-law passed pursuant to subsection 1,

- (a) land exempt from taxation under any general or special Act;
- (b) land in respect of which a subdivision agreement has been entered into with the Corporation under section 33 of *The Planning Act* or any predecessor thereof; ^{R.S.O. 1970, c. 349}
- (c) land in respect of which a severance has been granted under section 29 of *The Planning Act*;
- (d) land for residential uses that is redeveloped to the extent of the number of dwelling units constructed or erected not exceeding the number of dwelling units replaced upon redevelopment;
- (e) land for non-residential purposes that is redeveloped to the extent of the amount of gross floor area of the building constructed or erected not exceeding the gross floor area of the building replaced upon redevelopment.

(7) A by-law passed pursuant to subsection 1 may ^{Lien on land} provide that the charge or charges imposed under it,

- (a) are a lien upon the land on which the development or redevelopment occurs and may be collected in the same manner and with the same remedies provided by *The Municipal Act* for the collection of real property taxes; ^{R.S.O. 1970, c. 284}
- (b) may be recovered by action at law.

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

18. The short title of this Act is *The City of Hamilton Act*, ^{Short title} 1977.



An Act respecting
the City of Hamilton

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. DEANS

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Burlington

MR. REED
Halton-Burlington



BILL Pr8

1977

An Act respecting the City of Burlington

WHEREAS The Corporation of the City of Burlington, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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

1.—(1) The council of the Corporation may pass by-laws Power to
pass by-laws
licensing
paving
contractors,
etc.
 for examining, licensing, regulating and governing driveway
 and paving contractors and master installers of driveways
 and pavement, and for revoking such licences or for permitting
 them by reason of licensing by the Association of Professional
 Engineers for Ontario or by reason of membership in the
 Ontario Road Builders Association, to be licensed without
 examination.

(2) The council of the Corporation may pass by-laws Licence
fees
 providing for an annual fee for a licence issued pursuant to
 subsection 1, which fee shall not exceed \$300.

(3) A by-law passed pursuant to subsection 1 may provide Refusal
to issue
licence
 for refusing a licence where the past conduct of the applicant
 or, where the applicant is a corporation, of its officers or
 directors, affords reasonable grounds for belief that the
 applicant will not operate its business in accordance with
 the law or with honesty and integrity.

(4) A licence shall not be refused pursuant to the power Exception
 contained in subsection 3 where the applicant has registered
 as an itinerant seller in accordance with the provisions of
The Consumer Protection Act.

R.S.O. 1970,
c. 82

(5) Part XXI of *The Municipal Act* applies *mutatis mutandis* Penalties and
enforcement
R.S.O. 1970,
c. 284
 to by-laws passed under this section.

Tax credits
1973, c. 154

2.—(1) The council of the Corporation may pass by-laws permitting a tax credit under *The Municipal Elderly Resident's Assistance Act, 1973* to persons who are members or shareholders of a co-operative corporation incorporated under the laws of Canada or of a province of Canada for the sole purpose of providing residential dwelling units to all members or shareholders thereof.

Idem

(2) A by-law passed pursuant to subsection 1 shall provide that the full amount of the tax credit in each year shall be credited directly to the person or persons in respect of whom it is granted.

Interpre-
tation

3.—(1) In this section,

- (a) "designated fire route" means a fire route so designated by by-law of the Corporation;
- (b) "fire route" means any private road, lane, ramp or other means of vehicular access to or egress from a building or structure and it may include part of a parking lot;
- (c) "park" or "parking" when prohibited means the standing of a vehicle, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers;
- (d) "stop" or "stopping" when prohibited means the halting of a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;
- (e) "trailer" means a vehicle that is at any time drawn upon a highway by a vehicle or any device or apparatus not designed to transport persons or property temporarily drawn, propelled or moved upon the highway and except a side car attached to a motorcycle, and shall be considered a separate vehicle and not part of the vehicle by which it is drawn;
- (f) "vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include the car of an electric or steam railway running only upon rails.

(2) Notwithstanding paragraph 112 of subsection 1 of section 354 of *The Municipal Act*, the council of the Corporation may pass by-laws,

Power to
pass by-laws
re fire routes
R.S.O. 1970.
c. 284

(a) regulating and designating fire routes, and, without limiting the generality of the foregoing, the by-laws may include the following:

1. The dimensions, location, construction and maintenance standards of a fire route or of a designated fire route.
 2. The location, the number and the proximity to a building or structure of water hydrants.
 3. Authority to the Building Commissioner of the Corporation to refuse to issue a building permit for any building or structure where the plan filed with the building permit application does not show the proposed location of a fire route, where such is required, or where the plan shows a proposed fire route which is not in conformity with the by-laws passed pursuant to this subsection or unless the security referred to in paragraph 4 has been filed.
 4. Provision for the filing of security of such nature and amount as the Corporation may determine to ensure the proper construction of a fire route in accordance with the by-laws passed pursuant to this subsection.
 5. Provision for the return or release, in whole or in part, of the security referred to in paragraph 4.
 6. Requirements that existing fire routes which do not comply with the provisions of the by-laws passed pursuant to this subsection, comply, and the establishment of a time limit within which the fire routes are required to comply, or where there is a requirement for a fire route to an existing building or structure, that it be constructed within the period established in the by-laws passed pursuant to this subsection;
- (b) diverting, altering or stopping-up, for a period or permanently, designated fire routes;

- (c) regulating and governing traffic on designated fire routes;
- (d) prohibiting the parking or leaving of a vehicle unattended on a designated fire route and providing for the removal and impounding of any vehicle so parked or left at the expense of the owner of the vehicle;
- (e) providing for the erection of signs, including the granting of the right to enter on land to accomplish this, and providing that the effect of the signs shall be the same as though erected pursuant to any by-law enacted pursuant to *The Municipal Act* respecting the regulation of traffic;
- (f) fixing the fees and charges to be paid to the Corporation for any engineering and inspection services it provides for the construction of a fire route, for designating a fire route and for the erection of signs, and providing for recovery of fees and charges in the event of non-payment in the same manner as a by-law enacted pursuant to *The Municipal Act*;
- (g) authorizing a peace officer or a full-time fire fighter, upon discovery of any vehicle or trailer parked or left unattended in contravention of the provisions of any by-law enacted pursuant to this subsection, to have the vehicle or trailer moved to and stored in another location, and providing that all costs and charges of removal and storage thereof are a lien upon the vehicle or trailer, which may be enforced in the manner provided by section 48 of *The Mechanics' Lien Act*.

R.S.O. 1970,
c. 284

R.S.O. 1970,
c. 267

Penalties and
enforcement

(3) Part XXI of *The Municipal Act* applies to any by-law passed under this section.

Idem

(4) Clause *a* of paragraph 107 of section 354 of *The Municipal Act* applies to penalties provided by any by-law passed under this section.

Vehicle
driver and
owner liable
for penalties

(5) The driver of a vehicle, not being the owner, is liable to any penalty provided in a by-law passed under this section and the owner of the vehicle is also liable to such a penalty unless at the time the offence was committed the vehicle was in the possession of a person other than the owner or his chauffeur without the owner's consent.

Notice of
by-law

(6) Before passing a by-law pursuant to subsection 2,

- (a) the council of the Corporation shall cause notice of the proposed by-law to be sent by prepaid mail to every owner and occupant as shown on the last revised assessment rolls whose lands or premises may be prejudicially affected by the proposed by-law ;
- (b) the council of the Corporation or a committee of council shall hear in person or by his counsel, solicitor or agent, any person who claims that his lands or premises will be prejudicially affected by the by-law and who applied to be heard within four weeks of the notice being sent ; and
- (c) a notice sent under this subsection shall include a statement of the estimated expenses that will be incurred by the owner of the lands on which the fire route is to be designated.

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

5. The short title of this Act is *The City of Burlington* ^{Short title} Act, 1977.

An Act respecting the
City of Burlington

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. REED
Halton-Burlington

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Burlington

MR. REED
Halton-Burlington

(Reprinted as amended by the Administration of Justice Committee)

BILL Pr8

1977

An Act respecting the City of Burlington

WHEREAS The Corporation of the City of Burlington, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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

1.—(1) The council of the Corporation may pass by-laws Power to
pass by-laws
licensing
paving
contractors,
etc.
 for examining, licensing, regulating and governing driveway
 and paving contractors and master installers of driveways
 and pavement, and for revoking such licences or for permitting
 them by reason of licensing by the Association of Professional
 Engineers for Ontario or by reason of membership in the
 Ontario Road Builders Association, to be licensed without
 examination.

(2) The council of the Corporation may pass by-laws Licence
fees
 providing for an annual fee for a licence issued pursuant to
 subsection 1, which fee shall not exceed \$100.

(3) A by-law passed pursuant to subsection 1 may provide Refusal
to issue
licence
 for refusing a licence where the past conduct of the applicant
 or, where the applicant is a corporation, of its officers or
 directors, affords reasonable grounds for belief that the
 applicant will not operate its business in accordance with
the law.

(4) A licence shall not be refused pursuant to the power Exception
 contained in subsection 3 where the applicant has registered
 as an itinerant seller in accordance with the provisions of
The Consumer Protection Act.

R.S.O. 1970.
c. 82

(5) Part XXI of *The Municipal Act* applies *mutatis mutandis* Penalties and
enforcement
R.S.O. 1970.
c. 284
 to by-laws passed under this section.

Tax credits
1973, c. 154

2.—(1) The council of the Corporation may pass by-laws permitting a tax credit under *The Municipal Elderly Resident's Assistance Act, 1973* to persons who are members or shareholders of a co-operative corporation incorporated under the laws of Canada or of a province of Canada for the sole purpose of providing residential dwelling units to all members or shareholders thereof.

Idem

(2) A by-law passed pursuant to subsection 1 shall provide that the full amount of the tax credit in each year shall be credited directly to the person or persons in respect of whom it is granted.

Interpre-
tation

3.—(1) In this section,

- (a) "designated fire route" means a fire route so designated by by-law of the Corporation;
- (b) "fire route" means any private road, lane, ramp or other means of vehicular access to or egress from a building or structure and it may include part of a parking lot;
- (c) "park" or "parking" when prohibited means the standing of a vehicle, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers;
- (d) "stop" or "stopping" when prohibited means the halting of a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;
- (e) "trailer" means a vehicle that is at any time drawn upon a highway by a vehicle or any device or apparatus not designed to transport persons or property temporarily drawn, propelled or moved upon the highway and except a side car attached to a motorcycle, and shall be considered a separate vehicle and not part of the vehicle by which it is drawn;
- (f) "vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include the car of an electric or steam railway running only upon rails.

(2) Notwithstanding paragraph 112 of subsection 1 of section 354 of *The Municipal Act*, the council of the Corporation may pass by-laws, Power to pass by-laws re fire routes R.S.O. 1970, c. 284

(a) regulating and designating fire routes, and, without limiting the generality of the foregoing, the by-laws may include the following:

1. The dimensions, location, construction and maintenance standards of a fire route or of a designated fire route.
2. The location, the number and the proximity to a building or structure of water hydrants.
3. Authority to the Building Commissioner of the Corporation to refuse to issue a building permit for any building or structure where the plan filed with the building permit application does not show the proposed location of a fire route, where such is required, or where the plan shows a proposed fire route which is not in conformity with the by-laws passed pursuant to this subsection or unless the security referred to in paragraph 4 has been filed.
4. Provision for the filing of security of such nature and amount as the Corporation may determine to ensure the proper construction of a fire route in accordance with the by-laws passed pursuant to this subsection.
5. Provision for the return or release, in whole or in part, of the security referred to in paragraph 4.
6. Requirements that existing fire routes which do not comply with the provisions of the by-laws passed pursuant to this subsection, comply, and the establishment of a time limit within which the fire routes are required to comply, or where there is a requirement for a fire route to an existing building or structure, that it be constructed within the period established in the by-laws passed pursuant to this subsection;

(b) diverting, altering or stopping-up, for a period or permanently, designated fire routes;

- (c) regulating and governing traffic on designated fire routes;
- (d) prohibiting the parking or leaving of a vehicle unattended on a designated fire route and providing for the removal and impounding of any vehicle so parked or left at the expense of the owner of the vehicle;
- (e) providing for the erection of signs, including the granting of the right to enter on land to accomplish this, and providing that the effect of the signs shall be the same as though erected pursuant to any by-law enacted pursuant to *The Municipal Act* respecting the regulation of traffic;
- (f) fixing the fees and charges to be paid to the Corporation for any engineering and inspection services it provides for the construction of a fire route, for designating a fire route and for the erection of signs, and providing for recovery of fees and charges in the event of non-payment in the same manner as a by-law enacted pursuant to *The Municipal Act*;
- (g) authorizing a peace officer or a full-time fire fighter, upon discovery of any vehicle or trailer parked or left unattended in contravention of the provisions of any by-law enacted pursuant to this subsection, to have the vehicle or trailer moved to and stored in another location, and providing that all costs and charges of removal and storage thereof are a lien upon the vehicle or trailer, which may be enforced in the manner provided by section 48 of *The Mechanics' Lien Act*.

R.S.O. 1970,
c. 284

R.S.O. 1970,
c. 267

Penalties and
enforcement

(3) Part XXI of *The Municipal Act* applies to any by-law passed under this section.

Idem

(4) Clause *a* of paragraph 107 of section 354 of *The Municipal Act* applies to penalties provided by any by-law passed under this section.

Vehicle
driver and
owner liable
for penalties

(5) The driver of a vehicle, not being the owner, is liable to any penalty provided in a by-law passed under this section and the owner of the vehicle is also liable to such a penalty unless at the time the offence was committed the vehicle was in the possession of a person other than the owner or his chauffeur without the owner's consent.

Notice of
by-law

(6) Before passing a by-law pursuant to subsection 2,

- (a) the council of the Corporation shall cause notice of the proposed by-law to be sent by prepaid mail to every owner and occupant as shown on the last revised assessment rolls whose lands or premises may be prejudicially affected by the proposed by-law;
- (b) the council of the Corporation or a committee of council shall hear in person or by his counsel, solicitor or agent, any person who claims that his lands or premises will be prejudicially affected by the by-law and who applied to be heard within four weeks of the notice being sent; and
- (c) a notice sent under this subsection shall include a statement of the estimated expenses that will be incurred by the owner of the lands on which the fire route is to be designated.

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

5. The short title of this Act is *The City of Burlington* ^{Short title} Act, 1977.

An Act respecting the
City of Burlington

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. REED
Halton-Burlington

*(Reprinted as amended by the Administration
of Justice Committee)*

BILL Pr8

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Burlington

MR. REED
Halton-Burlington



BILL Pr8

1977

An Act respecting the City of Burlington

WHEREAS The Corporation of the City of Burlington, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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

1.—(1) The council of the Corporation may pass by-laws Power to
pass by-laws
licensing
paving
contractors,
etc.
 for examining, licensing, regulating and governing driveway
 and paving contractors and master installers of driveways
 and pavement, and for revoking such licences or for permitting
 them by reason of licensing by the Association of Professional
 Engineers for Ontario or by reason of membership in the
 Ontario Road Builders Association, to be licensed without
 examination.

(2) The council of the Corporation may pass by-laws Licence
fees
 providing for an annual fee for a licence issued pursuant to
 subsection 1, which fee shall not exceed \$100.

(3) A by-law passed pursuant to subsection 1 may provide Refusal
to issue
licence
 for refusing a licence where the past conduct of the applicant
 or, where the applicant is a corporation, of its officers or
 directors, affords reasonable grounds for belief that the
 applicant will not operate its business in accordance with
 the law.

(4) A licence shall not be refused pursuant to the power Exception
 contained in subsection 3 where the applicant has registered
 as an itinerant seller in accordance with the provisions of
The Consumer Protection Act.

R.S.O. 1970,
c. 82

(5) Part XXI of *The Municipal Act* applies *mutatis mutandis* Penalties and
enforcement
R.S.O. 1970,
c. 284
 to by-laws passed under this section.

Tax credits
1973, c. 154

2.—(1) The council of the Corporation may pass by-laws permitting a tax credit under *The Municipal Elderly Resident's Assistance Act, 1973* to persons who are members or shareholders of a co-operative corporation incorporated under the laws of Canada or of a province of Canada for the sole purpose of providing residential dwelling units to all members or shareholders thereof.

Idem

(2) A by-law passed pursuant to subsection 1 shall provide that the full amount of the tax credit in each year shall be credited directly to the person or persons in respect of whom it is granted.

Interpre-
tation

3.—(1) In this section,

- (a) "designated fire route" means a fire route so designated by by-law of the Corporation;
- (b) "fire route" means any private road, lane, ramp or other means of vehicular access to or egress from a building or structure and it may include part of a parking lot;
- (c) "park" or "parking" when prohibited means the standing of a vehicle, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers;
- (d) "stop" or "stopping" when prohibited means the halting of a vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a constable or other police officer or of a traffic control sign or signal;
- (e) "trailer" means a vehicle that is at any time drawn upon a highway by a vehicle or any device or apparatus not designed to transport persons or property temporarily drawn, propelled or moved upon the highway and except a side car attached to a motorcycle, and shall be considered a separate vehicle and not part of the vehicle by which it is drawn;
- (f) "vehicle" includes a motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include the car of an electric or steam railway running only upon rails.

(2) Notwithstanding paragraph 112 of subsection 1 of section 354 of *The Municipal Act*, the council of the Corporation may pass by-laws,

Power to
pass by-laws
re fire routes
R.S.O. 1970,
c. 284

- (a) regulating and designating fire routes, and, without limiting the generality of the foregoing, the by-laws may include the following:
1. The dimensions, location, construction and maintenance standards of a fire route or of a designated fire route.
 2. The location, the number and the proximity to a building or structure of water hydrants.
 3. Authority to the Building Commissioner of the Corporation to refuse to issue a building permit for any building or structure where the plan filed with the building permit application does not show the proposed location of a fire route, where such is required, or where the plan shows a proposed fire route which is not in conformity with the by-laws passed pursuant to this subsection or unless the security referred to in paragraph 4 has been filed.
 4. Provision for the filing of security of such nature and amount as the Corporation may determine to ensure the proper construction of a fire route in accordance with the by-laws passed pursuant to this subsection.
 5. Provision for the return or release, in whole or in part, of the security referred to in paragraph 4.
 6. Requirements that existing fire routes which do not comply with the provisions of the by-laws passed pursuant to this subsection, comply, and the establishment of a time limit within which the fire routes are required to comply, or where there is a requirement for a fire route to an existing building or structure, that it be constructed within the period established in the by-laws passed pursuant to this subsection;
- (b) diverting, altering or stopping-up, for a period or permanently, designated fire routes;

- (c) regulating and governing traffic on designated fire routes;
- (d) prohibiting the parking or leaving of a vehicle unattended on a designated fire route and providing for the removal and impounding of any vehicle so parked or left at the expense of the owner of the vehicle;
- (e) providing for the erection of signs, including the granting of the right to enter on land to accomplish this, and providing that the effect of the signs shall be the same as though erected pursuant to any by-law enacted pursuant to *The Municipal Act* respecting the regulation of traffic;
- (f) fixing the fees and charges to be paid to the Corporation for any engineering and inspection services it provides for the construction of a fire route, for designating a fire route and for the erection of signs, and providing for recovery of fees and charges in the event of non-payment in the same manner as a by-law enacted pursuant to *The Municipal Act*;
- (g) authorizing a peace officer or a full-time fire fighter, upon discovery of any vehicle or trailer parked or left unattended in contravention of the provisions of any by-law enacted pursuant to this subsection, to have the vehicle or trailer moved to and stored in another location, and providing that all costs and charges of removal and storage thereof are a lien upon the vehicle or trailer, which may be enforced in the manner provided by section 48 of *The Mechanics' Lien Act*.

R.S.O. 1970,
c. 284

R.S.O. 1970,
c. 267

Penalties and
enforcement

(3) Part XXI of *The Municipal Act* applies to any by-law passed under this section.

Idem

(4) Clause *a* of paragraph 107 of section 354 of *The Municipal Act* applies to penalties provided by any by-law passed under this section.

Vehicle
driver and
owner liable
for penalties

(5) The driver of a vehicle, not being the owner, is liable to any penalty provided in a by-law passed under this section and the owner of the vehicle is also liable to such a penalty unless at the time the offence was committed the vehicle was in the possession of a person other than the owner or his chauffeur without the owner's consent.

Notice of
by-law

(6) Before passing a by-law pursuant to subsection 2,

- (a) the council of the Corporation shall cause notice of the proposed by-law to be sent by prepaid mail to every owner and occupant as shown on the last revised assessment rolls whose lands or premises may be prejudicially affected by the proposed by-law;
- (b) the council of the Corporation or a committee of council shall hear in person or by his counsel, solicitor or agent, any person who claims that his lands or premises will be prejudicially affected by the by-law and who applied to be heard within four weeks of the notice being sent; and
- (c) a notice sent under this subsection shall include a statement of the estimated expenses that will be incurred by the owner of the lands on which the fire route is to be designated.

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

5. The short title of this Act is *The City of Burlington* ^{Short title} Act, 1977.

An Act respecting the
City of Burlington

1st Reading

October 27th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

November 22nd, 1977

MR. REED
Halton-Burlington

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sault Ste. Marie

MR. LANE



An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Preamble

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

1. Section 2 of *The City of Sault Ste. Marie Act, 1957*, being chapter 154, as amended by the Statutes of Ontario, 1967, chapter 127, section 1, is further amended by adding thereto the following subsection:

s. 2.
amended

(6a) Where a member of the Commission becomes a member of the Council, he ceases to be a member of the Commission but is eligible to be appointed by the mayor under subsection 2.

Council
members
not
eligible

2. *The City of Sault Ste. Marie Act, 1975*, being chapter 110, is amended by adding thereto the following section:

s. 1a.
enacted

1a. For the purposes of section 1, all specified parcels of land shall be deemed to be subject to the provisions of the parking space requirements of the restricted area by-laws of the municipal corporation in force from time to time under the authority of section 35 of *The Planning Act* notwithstanding that a specified parcel may have been exempted or exempted from the operation of the parking space requirements of the restricted area by-laws of the municipal corporation, either in whole or in part, by specific provisions of such by-laws or by a decision of the Sault Ste. Marie Committee of Adjustment.

Parking
space
requirements,
etc.,
defined

R.S.O. 1970,
c. 349

3. Notwithstanding the provisions of *The Education Act, 1974*, commencing with the next regular municipal election to be held in 1978, the public and separate school electors in the City of Sault Ste. Marie shall elect eighteen members to The Sault Ste. Marie Board of Education as follows:

Composition
of Board of
Education
1974, c. 109

1. Two members shall be elected for each ward by the public school electors of that ward.

2. One member shall be elected for each ward by the separate school electors of that ward.

Commence-
ment

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

Short title

5. The short title of this Act is *The City of Sault Ste. Marie Act, 1977*.







An Act respecting the
City of Sault Ste. Marie

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. LANE

(Private Bill)

BILL Pr9

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sault Ste. Marie

MR. LANE



BILL Pr9

1977

An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie Preamble hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. Section 2 of *The City of Sault Ste. Marie Act, 1957*, being chapter 154, as amended by the Statutes of Ontario, 1967, chapter 127, section 1, is further amended by adding thereto the following subsection: s. 2, amended

(6a) Where a member of the Commission becomes a member of the Council, he ceases to be a member of the Commission but is eligible to be appointed by the mayor under subsection 2. Council members not eligible

2. *The City of Sault Ste. Marie Act, 1975*, being chapter 110, is amended by adding thereto the following section: s. 1a, enacted

1a. For the purposes of section 1, all specified parcels of land shall be deemed to be subject to the provisions of the parking space requirements of the restricted area by-laws of the municipal corporation in force from time to time under the authority of section 35 of *The Planning Act* notwithstanding that a specified parcel may have been exempted or exempted from the operation of the parking space requirements of the restricted area by-laws of the municipal corporation, either in whole or in part, by specific provisions of such by-laws or by a decision of the Sault Ste. Marie Committee of Adjustment. Parking space requirements, etc., defined
R.S.O. 1970, c. 349

3. Notwithstanding the provisions of *The Education Act, 1974*, commencing with the next regular municipal election to be held in 1978, the public and separate school electors in the City of Sault Ste. Marie shall elect eighteen members to The Sault Ste. Marie Board of Education as follows: Composition of Board of Education 1974, c. 109

1. Two members shall be elected for each ward by the public school electors of that ward.
2. One member shall be elected for each ward by the separate school electors of that ward.

Commence-
ment

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

Short title

5. The short title of this Act is *The City of Sault Ste. Marie Act, 1977*.







An Act respecting the
City of Sault Ste. Marie

1st Reading

November 9th, 1977

2nd Reading

December 15th, 1977

3rd Reading

December 15th, 1977

MR. LANE

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of London

MR. WALKER

THE UNIVERSITY OF CHICAGO
LIBRARY

BILL Pr10

1977

An Act respecting the City of London

WHEREAS The Corporation of the City of London Preamble hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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,

Interpre-
tation

- (a) "Corporation" means The Corporation of the City of London;
- (b) "council" means the council of the Corporation;
- (c) "Municipal Board" means the Ontario Municipal Board.

2. The affirmative vote of a majority of the members of the council present at a meeting thereof shall be deemed to be a two-thirds vote for the purposes of section 208 of *The Municipal Act*. Majority of council
R.S.O. 1970,
c. 284

3. Subsection 2 of section 1 of *The City of London Act*, 1973, c. 194, s. 1 (2), 1973, being chapter 194, is repealed and the following re-enacted substituted therefor:

(2) When the head of the council is absent from the municipality or absent through illness or his office is vacant, the deputy mayor shall act in his place and shall have and may exercise all the rights, powers and authority of the head of council including, where no appointment is made under section 213 of *The Municipal Act*, acting in place of the head of the council on any board, commission or other body of which the head of the council is a member *ex officio* under any general or special Act, except the board of commissioners of police. Powers

Local
municipal
debentures
authorized
R.S.O. 1970,
c. 284

4.—(1) Notwithstanding any provisions of *The Municipal Act* to the contrary, the council may pass by-laws without the assent of the electors for issuing debentures, called "local municipal debentures", the total amount of which shall not exceed 25 per cent of the debentures authorized in each year by the Municipal Board, in such multiples of \$500 and at such times as in the opinion of the council it would be of advantage to so issue them, for any fixed term of years not exceeding five at the expiration of which the principal shall be repaid, but redeemable prior to maturity at the option of the Corporation in the event of the death of any owner thereof, with interest payable annually or semi-annually.

Idem

(2) Every by-law for issuing local municipal debentures shall clearly specify, by recital or otherwise, in respect of what authorizations or portions thereof by the Municipal Board the debentures are being issued.

Idem

(3) A by-law for issuing local municipal debentures need not impose any rate to provide for the payment of debentures issued under it or the interest thereon, but the by-law shall provide that the interest and any amounts of principal payable in each year during the currency of the debentures issued under it shall be provided for in the estimates of each such year.

Effective
date of
by-law

(4) Unless the by-law names a later day when it is to take effect, it shall take effect on the day of its passing.

Approval of
authori-
zations by
O.M.B.

(5) A by-law for the issuing of local municipal debentures may be passed before the authorizations by the Municipal Board in respect of which the debentures are being issued have been obtained if such by-law contains a provision to the effect that the by-law shall not take effect until such authorizations have been obtained.

Unsold
debentures

(6) If any local municipal debentures remain unsold or undisposed of, the council from time to time may set or vary the rate or rates of interest payable on such debentures when sold or disposed of.

Date of
debenture

(7) Every local municipal debenture shall be dated the first day of the month next following the month in which the debenture is sold or disposed of.

Time for
issue

(8) The first of such debentures shall be issued within two years and all of them within five years, after the passing of the by-law.

(9) Any local municipal debentures may be registered as to both principal and interest with provision for payment of interest by cheque, or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union. Registration

(10) A local municipal debenture shall be in Form 1. Form

(11) No local municipal debenture shall be hypothecated by the council to raise money by way of a loan on it. No hypothecation

(12) Where part only of a sum of money provided for by by-law has been raised, the council may repeal the by-law as to the whole or any part of the residue, but the sale or disposition of debentures issued under it are valid and binding according to the terms thereof, and the council may in respect of the residue by the same or another by-law without the assent of the electors provide for issuing debentures payable by a different mode. Repeal

(13) The financial statements of the Corporation in each year during the currency of any local municipal debentures shall include or be accompanied by a statement verified by a statutory declaration in Form 2 of the treasurer of the Corporation of the sums sufficient to pay the interest and any amounts of principal payable in that and subsequent years, for certification and any report thereon by the auditor. Financial statements

(14) The forms hereto are prescribed for use with such variations, not affecting the substance or calculated to mislead, as circumstances require. Forms

5. In addition to any of the powers conferred on the council of any municipality by any general or special Act, the council, in exercising by by-law any of its powers to license, regulate, govern or prohibit, may provide in any such by-law that the court, wherein the information is first laid, and any court of competent jurisdiction thereafter, may issue an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted. Restraining orders

6. The council may by by-law provide that the Corporation shall, and the Corporation is hereby empowered to, assume the owners' portion of the cost of the following works that otherwise would be chargeable against lands for which no private drain connection is or has been constructed as part of the works: Local improvements

1. Traction Creek Area Lateral Storm Sewers - Phase III (By-law ST.S.-105-31).
2. Wortley Road Trunk Storm Sewers - Phase I (By-law ST.S.-106-32).
3. Manor Park Area Lateral Storm Sewers - Phase II (By-law ST.S.-107-328).
4. McNay Drainage Area Lateral Storm Sewers - Phase V (By-law ST.S.-108-329).
5. Wortley Road Trunk Storm Sewers - Phase II (By-law ST.S.-109-330).

Dissolution
of
Planning
Board

7.—(1) The council may pass a by-law dissolving the Planning Board for the City of London Planning Area on a date mentioned therein being on or after the 1st day of January, 1978, and, upon such dissolution, the council shall assume, perform and exercise the duties, functions and powers of a planning board in respect of the planning area.

Planning
committee

(2) Where a by-law is passed under subsection 1, the council may by the same or another by-law constitute and appoint annually a planning committee, a minority of whose members may be composed of persons who are not members of the council or employees of the municipality.

"Employees"

(3) In subsection 2, "employees" does not include employees of a local board, as defined in clause *d* of section 1 of *The Planning Act*.

R.S.O. 1970.
c. 349

Idem

(4) Where a member of the planning committee becomes a member of the council, he ceases to be a member of the planning committee, but is eligible for re-appointment.

Idem

(5) The members of the planning committee shall hold office until their successors are appointed and are eligible for re-appointment.

Vacancies

(6) Where a member ceases to be a member of the planning committee before the expiration of his term, the council may appoint another eligible person for the unexpired portion of the term.

Quorum

(7) A majority of the members of the planning committee constitutes a quorum.

Remuner-
ation

(8) The council may by by-law provide for the payment of such remuneration and expenses of the members of the planning committee as it considers appropriate.

8.—(1) The council may pass by-laws consolidating or subdividing existing by-laws and such consolidation or subdividing of by-laws may include within them the provisions of any by-law previously passed by the council under section 35 of *The Planning Act* and approved by the Municipal Board. Consolidation or subdivision of by-laws
R.S.O. 1970.
c. 349

(2) Every provision of a consolidating or subdividing by-law shall be deemed to have come into force on the day the original by-law came into force and to have been approved by the Municipal Board in all respects as though the approval had been obtained in respect of that provision in the consolidating or subdividing by-law. Effective date

9.—(1) In this section,

Interpretation

(a) "Minister" means the Minister of Housing;

(b) "Treasurer" means the Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs or such other minister of the Crown to whom his powers and duties under *The Planning Act* have been assigned and transferred.

(2) The council shall be deemed to have been designated by order of the Treasurer as a municipality to which may be delegated any of the Minister's authority under *The Planning Act*. Delegation of authority

(3) The authority of the Minister under section 24 of *The Condominium Act*, under subsection 8 of section 443 and subsection 2 of section 450 of *The Municipal Act*, under sections 14, 17 and 22, subsection 5 of section 29 and sections 33, 35b and 42 of *The Planning Act* and under subsection 4 of section 86 of *The Registry Act* are hereby delegated to the council. Idem
R.S.O. 1970.
cc. 77, 284.
349, 409

(4) The provisions of section 44b of *The Planning Act* apply *mutatis mutandis* in respect of the authority deemed to have been delegated under subsection 3. Idem

10.—(1) In this section, "Board" means the Board of Commissioners of Police of the City of London. Definition

(2) Notwithstanding subsection 2 of section 8 of *The Police Act*, the Board on and after the 1st day of January, 1978, shall consist of, Composition of Board
R.S.O. 1970.
c. 351

(a) two members of the council appointed by resolution of the council, to hold office during the term of the council;

(b) two residents of the municipality appointed by the Lieutenant Governor in Council; and

(c) a judge of a county or district court, or such other person, as the Lieutenant Governor in Council may designate.

Estimates
R.S.O. 1970,
c. 351

(3) Subsection 3 of section 14 of *The Police Act* does not apply to the estimates of the Board.

Definition

11.—(1) In this section, “Board” means the London Public Library Board.

London
Public
Library
Board
continued

(2) The Board is continued as a corporation with the powers, rights, authorities and privileges vested in it by any general or special Act or otherwise except as provided by this section.

Composition
of Board
R.S.O. 1970,
c. 381

(3) Notwithstanding clause *d* of section 4 and section 5 of *The Public Libraries Act*, the Board on and after the 1st day of January, 1978, shall be appointed by the council and shall consist of,

(a) one member of the council who shall hold office during the term of the council;

(b) five residents of the municipality who shall hold office for one year.

Board is
agent of
the
Corporation

(4) The Board is the agent of the Corporation on whose behalf the Board shall exercise the management, regulation and control of the public library system of the municipality.

Duty to
consult

(5) The Board and the council shall consult regularly on public library policy and on the general administration and affairs of the Board in relation to general municipal policy and the administration and affairs of the Corporation.

Resolution
of
conflicts

(6) If, notwithstanding the consultations provided for in subsection 5, there should emerge a difference of opinion between the Board and the council concerning the course of policy, administration or affairs to be followed, the council may by resolution give to the Board a directive concerning public library policy or the administration or affairs of the Board in specific terms and applicable for a specified period, and the Board shall comply with such directive.

Approval by
council
prior to
purchase, etc.,
of land

(7) The Board shall not exercise any of its powers under section 16 of *The Public Libraries Act* until the approval of the council has first been obtained.

(8) Notwithstanding subsection 1 of section 23 of *The Public Libraries Act*, the Board shall, in each year on or before such time as the council may prescribe, prepare in consultation with the administrative departments of the Corporation and submit to the council for its consideration and approval an estimate of all sums required during the year for the purposes of the Board, and such estimate,

Estimates
R.S.O. 1970,
c. 381

- (a) shall set forth the estimated revenues and expenditures of the Board;
- (b) shall make due allowance for a surplus of the previous year that will be available during the current year;
- (c) shall provide for any deficit of any previous year; and
- (d) may provide for capital expenditures to be made out of current funds.

(9) Subsections 5, 6 and 7 of section 24 of *The Public Libraries Act* do not apply to an application of the Board.

Debentures

(10) The Board shall, in each year on or before such time as the council may prescribe, make a report to the council upon the affairs of the Board and the public library system of the municipality.

Annual
report

12.—(1) In this section, "Commission" means The London Transit Commission.

London
Transit
Commission

(2) The London Transportation Commission established by By-law L.T.C.-1-158, passed by the council on the 19th day of May, 1952, is continued as a body corporate under the name of The London Transit Commission with the powers, rights, authorities and privileges vested in it by any general or special Act or otherwise except as provided by this section.

Commission
continued
as body
corporate

(3) The members of the Commission holding office on the day this subsection comes into force shall hold office until the 31st day of December, 1977.

Continuation
of present
members

(4) On and after the 1st day of January, 1978, the Commission shall be appointed by the council and shall consist of,

Composition
of the
Commission

- (a) two members of the council who shall hold office during the term of the council; and
- (b) three residents of the municipality who shall hold office for three years, provided that on the first

appointment the council from among such residents shall designate one who shall hold office until the 31st day of December, 1978, one of whom shall hold office until the 31st day of December, 1979, and one of whom shall hold office until the 31st day of December, 1980, so that one of such residents shall retire each year.

Reappointment

(5) Members shall be eligible for reappointment.

Commission is agent of the Corporation

(6) The Commission is the agent of the Corporation on whose behalf the Commission shall exercise the operation, alteration, repair, control and management of the local transportation system of the municipality.

Consultation

(7) The Commission and the council shall consult regularly on local transportation system policy and on the general administration and affairs of the Commission in relation to general municipal policy and the administration and affairs of the Corporation.

Resolution of conflicts

(8) If, notwithstanding the consultations provided for in subsection 7, there shall emerge a difference of opinion between the Commission and the council concerning the course of policy, administration or affairs to be followed, the council may by resolution give to the Commission a directive concerning local transportation system policy or the administration or affairs of the Commission in specific terms and applicable for a specified period, and the Commission shall comply with such directive.

Estimates

(9) The Commission shall, in each year on or before such time as the council may prescribe, prepare in consultation with the administrative departments of the Corporation and submit to the council for its consideration and approval an estimate of all sums required during the year for the purposes of the Commission.

Annual report

(10) The Commission shall, in each year on or before such time as the council may prescribe, make a report to the council upon the affairs of the Commission and the local transportation system of the municipality.

1931. c. 107, s. 9, re-enacted

13. Section 9 of *The City of London Act, 1931*, being chapter 107, as re-enacted by the Statutes of Ontario, 1956, chapter 108, section 7, is repealed and the following substituted therefor:

Municipal golf courses

9. The Public Utilities Commission of the City of London may from time to time with the consent of the council of

the Corporation acquire by purchase, lease or otherwise such land or lands within the City and within ten miles of the City as the Commission may deem necessary or expedient, and may improve and develop the same for use as a municipal golf course or municipal golf courses, and may maintain, manage, operate and control the same from time to time as a municipal golf course or courses.

14. The Public Utilities Commission of the City of London may pass by-laws providing that every person who contravenes any by-law of the Commission passed under *The Public Parks Act* is guilty of an offence and on summary conviction is liable to a fine of not less than \$20 and not more than \$1,000, exclusive of costs, or to imprisonment for a term of not more than six months, or to both, and is liable to an action at the suit of the Commission to make good any damages caused by him, and such by-laws may be enforced and the penalties thereunder recovered in a like manner as by-laws of municipal councils and the penalties thereunder may be enforced and recovered, and every fine so imposed shall belong to the Commission.

Penalties
respecting
parks
R.S.O. 1970,
c. 384

15. The lands and premises in the City of London, formerly in the Township of Westminster, in the County of Middlesex, composed of that part of Lot 21 in the Second Concession of the Township designated as Part 1 on a reference plan deposited in the Land Registry Office for the Registry Division of Middlesex East (No. 33) as Plan 33R-2344 are declared to be and to have been at all times since the 28th day of September, 1976, vested in The Consortium Group Limited in fee simple free and clear from all rights, trusts, titles, interests, limitations, restrictions or covenants except the reservations, limitations, provisos and conditions expressed in the original grant from the Crown.

Certain lands
vested in The
Consortium
Group
Limited

16.—(1) The council is hereby authorized to pass a by-law, without obtaining the approval of the Municipal Board, authorizing the borrowing of a sum not exceeding \$2,123,000 upon debentures of the Corporation, payable in not more than twenty years, for the purpose of paying part of the cost of construction of the Talbot Square Underground Parking Garage.

Debentures

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

Idem
R.S.O. 1970,
c. 323

(3) For the purpose of every Act, the Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act*, not subject to section 42

Deemed
order

or to petition or appeal under section 94 or 95 of the said Act, authorizing the construction referred to in subsection 1 and authorizing the Corporation to issue debentures thereunder.

Exchange of
debentures

(4) The Corporation may exchange debentures issued under subsection 1 with the holders, or the trustees of the holders, of the Series A First Mortgage Bonds dated as of the 16th day of December, 1974, in the principal amount of \$2,123,000 of Covent Garden Building Incorporated, guaranteed by the Corporation under the authority of an order of the Municipal Board dated the 5th day of March, 1974, (File E 74117) and upon exchange, the proceeds under the mortgage bonds shall be deemed to be proceeds received by a municipality as defined in *The Municipal Affairs Act* for the purposes of subsection 4 of section 2 of *The Mechanics' Lien Act*.

R.S.O. 1970.
cc. 118, 267

1974, c. 148,
s. 5,
amended

17. Section 5 of *The City of London Act, 1974*, being chapter 148, is amended by adding thereto the following subsection:

Idem

(11a) The Corporation shall have no obligation to subsidize operating costs of The London Art Gallery Board beyond any annual grants which may be made pursuant to subsection 11.

Commence-
ment

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

Short title

19. The short title of this Act is *The City of London Act, 1977*.

FORM 1

THE CORPORATION OF THE CITY OF LONDON

LOCAL MUNICIPAL DEBENTURE

Registered owner	
Debenture number	
Dated	the 1st day of
Principal sum	\$
Maturing	the 1st day of
Annual interest rate	
Interest payment plan	
Interest payment dates	the 1st day of

The Corporation of the City of London (the Corporation) for value received will pay to the registered owner named herein or registered assigns and named in the records of the Corporation the principal sum in lawful money of Canada upon presentation and surrender of this debenture at (*place of payment*) together with interest thereon in like money at the interest rate stated herein. Interest will be paid as it becomes due on the interest payment dates each year until maturity either by cheque or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union, depending upon the interest payment plan stated herein. This debenture is redeemable prior to maturity at the option of the Corporation in the event of the death of the registered owner or registered assigns, but otherwise is redeemable only at maturity. The Corporation will be liable only for the amount of principal and interest as set out herein.

IN WITNESS WHEREOF the Corporation has caused this debenture to be signed by the Mayor and City Treasurer by facsimiles of their signatures and by an authorized officer and has caused its corporate seal or facsimile thereof to be impressed or imprinted hereon as of the date shown above.

 Mayor

 City Treasurer

 Authorized Officer

FORM 2

STATUTORY DECLARATION

I,, of the City of London, in the County of Middlesex, Treasurer, make oath and say as follows:

1. I am the Treasurer of The Corporation of the City of London and as such have knowledge of the matters herein deposited to.
2. Annexed and marked Schedule "A" hereto are particulars of all local municipal debentures issued by the Corporation during the year ended the 31st day of December, 19...., including the authorizations or portions thereof by the Ontario Municipal Board in respect of which such debentures were issued, and the interest payable during the year on such debentures.

3. The total amount of local municipal debentures referred to in paragraph 2 hereof did not exceed 25 per cent of the debentures authorized by the Ontario Municipal Board.

4. Annexed and marked Schedule "B" hereto are particulars of all local municipal debentures redeemed by the Corporation during the year referred to in paragraph 2 hereof, including the interest and principal paid therefor.

5. Annexed and marked Schedule "C" hereto are particulars of all local municipal debentures outstanding at the end of the year referred to in paragraph 2 hereof including the amount sufficient to pay the interest when due and the principal at maturity.

SWORN before me at the City)
of)
in the of)
this day of)
19 .)

A Commissioner, etc.



An Act respecting
the City of London

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. WALKER

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of London

MR. WALKER

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr10

1977

An Act respecting the City of London

WHEREAS The Corporation of the City of London ^{Preamble} hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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,

^{Interpretation}

- (a) "Corporation" means The Corporation of the City of London;
- (b) "council" means the council of the Corporation;
- (c) "Municipal Board" means the Ontario Municipal Board.

2. The affirmative vote of a majority of the members of the council present at a meeting thereof shall be deemed to be a two-thirds vote for the purposes of section 208 of *The Municipal Act*. ^{Majority of council} ^{R.S.O. 1970, c. 284}

3. Subsection 2 of section 1 of *The City of London Act*, 1973, c. 194, 1973, being chapter 194, is repealed and the following ^{re-enacted} substituted therefor:

(2) When the head of the council is absent from the municipality or absent through illness or his office is vacant, the deputy mayor shall act in his place and shall have and may exercise all the rights, powers and authority of the head of council including, where no appointment is made under section 213 of *The Municipal Act*, acting in place of the head of the council on any board, commission or other body of which the head of the council is a member *ex officio* under any general or special Act, except the board of commissioners of police. ^{Powers}

Local
municipal
debentures
authorized
R.S.O. 1970,
c. 284

4.—(1) Notwithstanding any provisions of *The Municipal Act* to the contrary, the council may pass by-laws without the assent of the electors for issuing debentures, called "local municipal debentures", the total amount of which shall not exceed 25 per cent of the debentures authorized in each year by the Municipal Board, in such multiples of \$500 and at such times as in the opinion of the council it would be of advantage to so issue them, for any fixed term of years not exceeding five at the expiration of which the principal shall be repaid, but redeemable prior to maturity at the option of the Corporation in the event of the death of any owner thereof, with interest payable annually or semi-annually.

Idem

(2) Every by-law for issuing local municipal debentures shall clearly specify, by recital or otherwise, in respect of what authorizations or portions thereof by the Municipal Board the debentures are being issued.

Idem

(3) A by-law for issuing local municipal debentures need not impose any rate to provide for the payment of debentures issued under it or the interest thereon, but the by-law shall provide that the interest and any amounts of principal payable in each year during the currency of the debentures issued under it shall be provided for in the estimates of each such year.

Effective
date of
by-law

(4) Unless the by-law names a later day when it is to take effect, it shall take effect on the day of its passing.

Approval of
authori-
zations by
O.M.B.

(5) A by-law for the issuing of local municipal debentures may be passed before the authorizations by the Municipal Board in respect of which the debentures are being issued have been obtained if such by-law contains a provision to the effect that the by-law shall not take effect until such authorizations have been obtained.

Unsold
debentures

(6) If any local municipal debentures remain unsold or undisposed of, the council from time to time may set or vary the rate or rates of interest payable on such debentures when sold or disposed of.

Date of
debenture

(7) Every local municipal debenture shall be dated the first day of the month next following the month in which the debenture is sold or disposed of.

Time for
issue

(8) The first of such debentures shall be issued within two years and all of them within five years, after the passing of the by-law.

(9) Any local municipal debentures may be registered as to both principal and interest with provision for payment of interest by cheque, or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union. Registration

(10) A local municipal debenture shall be in Form 1. Form

(11) No local municipal debenture shall be hypothecated by the council to raise money by way of a loan on it. No hypothecation

(12) Where part only of a sum of money provided for by by-law has been raised, the council may repeal the by-law as to the whole or any part of the residue, but the sale or disposition of debentures issued under it are valid and binding according to the terms thereof, and the council may in respect of the residue by the same or another by-law without the assent of the electors provide for issuing debentures payable by a different mode. Repeal

(13) The financial statements of the Corporation in each year during the currency of any local municipal debentures shall include or be accompanied by a statement verified by a statutory declaration in Form 2 of the treasurer of the Corporation of the sums sufficient to pay the interest and any amounts of principal payable in that and subsequent years, for certification and any report thereon by the auditor. Financial statements

(14) The forms hereto are prescribed for use with such variations, not affecting the substance or calculated to mislead, as circumstances require. Forms

(15) Paragraphs 1 and 2 of subsection 13 of section 288 of *The Municipal Act* apply with all necessary modifications to any by-law passed under this section. Application of R.S.O. 1970, c. 284, s. 288

(16) Subsections 2 and 3 of section 326 of *The Municipal Act* apply with all necessary modifications to any debenture issued pursuant to a by-law passed under this section. Idem

(17) This section is repealed on the 31st day of December, 1982. Repeal

5. In addition to any of the powers conferred on the council of any municipality by any general or special Act, the council, in exercising by by-law any of its powers to license, regulate, govern or prohibit, may provide in any such by-law that the court, wherein the information is first laid, and any court of competent jurisdiction thereafter, Restraining orders

may issue an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted.

Local
improve-
ments

6. The council may by by-law provide that the Corporation shall, and the Corporation is hereby empowered to, assume the owners' portion of the cost of the following works that otherwise would be chargeable against lands for which no private drain connection is or has been constructed as part of the works:

1. Traction Creek Area Lateral Storm Sewers - Phase III (By-law ST.S.-105-31).
2. Wortley Road Trunk Storm Sewers - Phase I (By-law ST.S.-106-32).
3. Manor Park Area Lateral Storm Sewers - Phase II (By-law ST.S.-107-328).
4. McNay Drainage Area Lateral Storm Sewers - Phase V (By-law ST.S.-108-329).
5. Wortley Road Trunk Storm Sewers - Phase II (By-law ST.S.-109-330).

Consolida-
tion or
subdivision
of by-laws

7.—(1) The council may pass by-laws consolidating or subdividing existing by-laws and such consolidation or subdividing of by-laws may include within them the provisions of any by-law previously passed by the council under section 35 of *The Planning Act* and approved by the Municipal Board.

R.S.O. 1970,
c. 349

Effective
date

(2) Every provision of a consolidating or subdividing by-law shall be deemed to have come into force on the day the original by-law came into force and to have been approved by the Municipal Board in all respects as though the approval had been obtained in respect of that provision in the consolidating or subdividing by-law.

London
Transit
Commission

8.—(1) In this section, "Commission" means The London Transit Commission.

Commission
continued
as body
corporate

(2) The London Transportation Commission established by By-law L.T.C.-1-158, passed by the council on the 19th day of May, 1952, is continued as a body corporate under the name of The London Transit Commission with the powers, rights, authorities and privileges vested in it by any general or special Act or otherwise except as provided by this section.

(3) The members of the Commission holding office on the day this subsection comes into force shall hold office until the 31st day of December, 1977. Continuation
of present
members

(4) On and after the 1st day of January, 1978, the Commission shall be appointed by the council and shall consist of, Composition
of the
Commission

(a) two members of the council who shall hold office during the term of the council; and

(b) three residents of the municipality who shall hold office for three years, provided that on the first appointment the council from among such residents shall designate one who shall hold office until the 31st day of December, 1978, one of whom shall hold office until the 31st day of December, 1979, and one of whom shall hold office until the 31st day of December, 1980, so that one of such residents shall retire each year.

(5) Members shall be eligible for reappointment. Reappoint-
ment

(6) The Commission is the agent of the Corporation on whose behalf the Commission shall exercise the operation, alteration, repair, control and management of the local transportation system of the municipality. Commission is
agent of the
Corporation

(7) The Commission and the council shall consult regularly on local transportation system policy and on the general administration and affairs of the Commission in relation to general municipal policy and the administration and affairs of the Corporation. Consultation

(8) If, notwithstanding the consultations provided for in subsection 7, there shall emerge a difference of opinion between the Commission and the council concerning the course of policy to be followed, the council may by resolution give to the Commission a directive concerning the local transportation system policy of the Commission in specific terms and applicable for a specified period, and the Commission shall comply with such directive. Resolution
of
conflicts

(9) The Commission shall, in each year (on or before such time as the council may prescribe, prepare in consultation with the administrative departments of the Corporation and submit to the council for its consideration and approval an estimate of all sums required during the year for the purposes of the Commission. Estimates

Annual
report

(10) The Commission shall, in each year on or before such time as the council may prescribe, make a report to the council upon the affairs of the Commission and the local transportation system of the municipality.

1931, c. 107,
s. 9,
re-enacted

9. Section 9 of *The City of London Act, 1931*, being chapter 107, as re-enacted by the Statutes of Ontario, 1956, chapter 108, section 7, is repealed and the following substituted therefor:

Municipal
golf
courses

9. The Public Utilities Commission of the City of London may from time to time with the consent of the council of the Corporation acquire by purchase, lease or otherwise such land or lands within the City and within ten miles of the City as the Commission may deem necessary or expedient, and may improve and develop the same for use as a municipal golf course or municipal golf courses, and may maintain, manage, operate and control the same from time to time as a municipal golf course or courses.

Penalties
respecting
parks
R.S.O. 1970,
c. 384

10. The Public Utilities Commission of the City of London may pass by-laws providing that every person who contravenes any by-law of the Commission passed under *The Public Parks Act* is guilty of an offence and on summary conviction is liable to a fine of not less than \$20 and not more than \$1,000, exclusive of costs, or to imprisonment for a term of not more than six months, or to both, and is liable to an action at the suit of the Commission to make good any damages caused by him, and such by-laws may be enforced and the penalties thereunder recovered in a like manner as by-laws of municipal councils and the penalties thereunder may be enforced and recovered, and every fine so imposed shall belong to the Commission.

Certain lands
vested in The
Consortium
Group
Limited

11. The lands and premises in the City of London, formerly in the Township of Westminster, in the County of Middlesex, composed of that part of Lot 21 in the Second Concession of the Township designated as Part 1 on a reference plan deposited in the Land Registry Office for the Registry Division of Middlesex East (No. 33) as Plan 33R-2344 are declared to be and to have been at all times since the 28th day of September, 1976, vested in The Consortium Group Limited in fee simple free and clear from all rights, trusts, titles, interests, limitations, restrictions or covenants except the reservations, limitations, provisos and conditions expressed in the original grant from the Crown.

Debentures

12.—(1) The council is hereby authorized to pass a by-law, without obtaining the approval of the Municipal Board, authorizing the borrowing of a sum not exceeding \$2,123,000

upon debentures of the Corporation, payable in not more than twenty years, for the purpose of paying part of the cost of construction of the Talbot Square Underground Parking Garage.

(2) Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under subsection 1 and to any debentures to be issued thereunder. Idem
R.S.O. 1970,
c. 323

(3) For the purpose of every Act, the Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act*, not subject to section 42 or to petition or appeal under section 94 or 95 of the said Act, authorizing the construction referred to in subsection 1 and authorizing the Corporation to issue debentures thereunder. Deemed
order

(4) The Corporation may exchange debentures issued under subsection 1 with the holders, or the trustees of the holders, of the Series A First Mortgage Bonds dated as of the 16th day of December, 1974, in the principal amount of \$2,123,000 of Covent Garden Building Incorporated, guaranteed by the Corporation under the authority of an order of the Municipal Board dated the 5th day of March, 1974, (File E 74117) and upon exchange, the proceeds under the mortgage bonds shall be deemed to be proceeds received by a municipality as defined in *The Municipal Affairs Act* for the purposes of subsection 4 of section 2 of *The Mechanics' Lien Act*. Exchange of
debentures

R.S.O. 1970,
cc. 118, 267

13. Section 5 of *The City of London Act, 1974*, being chapter 148, is amended by adding thereto the following subsection: 1974, c. 148,
s. 5,
amended

(11a) The Corporation shall have no obligation to subsidize operating costs of The London Art Gallery Board beyond any annual grants which may be made pursuant to subsection 11. Idem

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

15. The short title of this Act is *The City of London Act, 1977*. Short title

FORM 1

THE CORPORATION OF THE CITY OF LONDON

LOCAL MUNICIPAL DEBENTURE

Registered owner	
Debenture number	
Dated	the 1st day of
Principal sum	\$
Maturing	the 1st day of
Annual interest rate	
Interest payment plan	
Interest payment dates	the 1st day of

The Corporation of the City of London (the Corporation) for value received will pay to the registered owner named herein or registered assigns and named in the records of the Corporation the principal sum in lawful money of Canada upon presentation and surrender of this debenture at (*place of payment*) together with interest thereon in like money at the interest rate stated herein. Interest will be paid as it becomes due on the interest payment dates each year until maturity either by cheque or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union, depending upon the interest payment plan stated herein. This debenture is redeemable prior to maturity at the option of the Corporation in the event of the death of the registered owner or registered assigns, but otherwise is redeemable only at maturity. The Corporation will be liable only for the amount of principal and interest as set out herein.

IN WITNESS WHEREOF the Corporation has caused this debenture to be signed by the Mayor and City Treasurer by facsimiles of their signatures and by an authorized officer and has caused its corporate seal or facsimile thereof to be impressed or imprinted hereon as of the date shown above.

Mayor

City Treasurer

Authorized Officer

FORM 2

STATUTORY DECLARATION

I,, of the City of London, in the County of Middlesex, Treasurer, make oath and say as follows:

1. I am the Treasurer of The Corporation of the City of London and as such have knowledge of the matters herein deposed to.
2. Annexed and marked Schedule "A" hereto are particulars of all local municipal debentures issued by the Corporation during the year ended the 31st day of December, 19...., including the authorizations or portions thereof by the Ontario Municipal Board in respect of which such debentures were issued, and the interest payable during the year on such debentures.

3. The total amount of local municipal debentures referred to in paragraph 2 hereof did not exceed 25 per cent of the debentures authorized by the Ontario Municipal Board.

4. Annexed and marked Schedule "B" hereto are particulars of all local municipal debentures redeemed by the Corporation during the year referred to in paragraph 2 hereof, including the interest and principal paid therefor.

5. Annexed and marked Schedule "C" hereto are particulars of all local municipal debentures outstanding at the end of the year referred to in paragraph 2 hereof including the amount sufficient to pay the interest when due and the principal at maturity.

SWORN before me at the City
of
in the of
this day of
19 .

A Commissioner, etc.

An Act respecting
the City of London

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. WALKER

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr10

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of London

MR. WALKER



BILL Pr10

1977

An Act respecting the City of London

WHEREAS The Corporation of the City of London ^{Preamble} hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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>Interpre-
tation</sup>

- (a) "Corporation" means The Corporation of the City of London;
- (b) "council" means the council of the Corporation;
- (c) "Municipal Board" means the Ontario Municipal Board.

2. The affirmative vote of a majority of the members of the council present at a meeting thereof shall be deemed to be a two-thirds vote for the purposes of section 208 of *The Municipal Act*. ^{Majority of council} ^{R.S.O. 1970, c. 284}

3. Subsection 2 of section 1 of *The City of London Act, 1973*, being chapter 194, is repealed and the following ^{1973, c. 194, s. 1 (2).} ^{re-enacted} substituted therefor:

(2) When the head of the council is absent from the municipality or absent through illness or his office is vacant, the deputy mayor shall act in his place and shall have and may exercise all the rights, powers and authority of the head of council including, where no appointment is made under section 213 of *The Municipal Act*, acting in place of the head of the council on any board, commission or other body of which the head of the council is a member *ex officio* under any general or special Act, except the board of commissioners of police. ^{Powers}

Local
municipal
debentures
authorized
R.S.O. 1970,
c. 284

4.—(1) Notwithstanding any provisions of *The Municipal Act* to the contrary, the council may pass by-laws without the assent of the electors for issuing debentures, called "local municipal debentures", the total amount of which shall not exceed 25 per cent of the debentures authorized in each year by the Municipal Board, in such multiples of \$500 and at such times as in the opinion of the council it would be of advantage to so issue them, for any fixed term of years not exceeding five at the expiration of which the principal shall be repaid, but redeemable prior to maturity at the option of the Corporation in the event of the death of any owner thereof, with interest payable annually or semi-annually.

Idem

(2) Every by-law for issuing local municipal debentures shall clearly specify, by recital or otherwise, in respect of what authorizations or portions thereof by the Municipal Board the debentures are being issued.

Idem

(3) A by-law for issuing local municipal debentures need not impose any rate to provide for the payment of debentures issued under it or the interest thereon, but the by-law shall provide that the interest and any amounts of principal payable in each year during the currency of the debentures issued under it shall be provided for in the estimates of each such year.

Effective
date of
by-law

(4) Unless the by-law names a later day when it is to take effect, it shall take effect on the day of its passing.

Approval of
authori-
zations by
O.M.B.

(5) A by-law for the issuing of local municipal debentures may be passed before the authorizations by the Municipal Board in respect of which the debentures are being issued have been obtained if such by-law contains a provision to the effect that the by-law shall not take effect until such authorizations have been obtained.

Unsold
debentures

(6) If any local municipal debentures remain unsold or undisposed of, the council from time to time may set or vary the rate or rates of interest payable on such debentures when sold or disposed of.

Date of
debenture

(7) Every local municipal debenture shall be dated the first day of the month next following the month in which the debenture is sold or disposed of.

Time for
issue

(8) The first of such debentures shall be issued within two years and all of them within five years, after the passing of the by-law.

(9) Any local municipal debentures may be registered as to both principal and interest with provision for payment of interest by cheque, or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union. Registration

(10) A local municipal debenture shall be in Form 1. Form

(11) No local municipal debenture shall be hypothecated by the council to raise money by way of a loan on it. No hypothecation

(12) Where part only of a sum of money provided for by by-law has been raised, the council may repeal the by-law as to the whole or any part of the residue, but the sale or disposition of debentures issued under it are valid and binding according to the terms thereof, and the council may in respect of the residue by the same or another by-law without the assent of the electors provide for issuing debentures payable by a different mode. Repeal

(13) The financial statements of the Corporation in each year during the currency of any local municipal debentures shall include or be accompanied by a statement verified by a statutory declaration in Form 2 of the treasurer of the Corporation of the sums sufficient to pay the interest and any amounts of principal payable in that and subsequent years, for certification and any report thereon by the auditor. Financial statements

(14) The forms hereto are prescribed for use with such variations, not affecting the substance or calculated to mislead, as circumstances require. Forms

(15) Paragraphs 1 and 2 of subsection 13 of section 288 of *The Municipal Act* apply with all necessary modifications to any by-law passed under this section. Application of R.S.O. 1970, c. 284, s. 288

(16) Subsections 2 and 3 of section 326 of *The Municipal Act* apply with all necessary modifications to any debenture issued pursuant to a by-law passed under this section. Idem

(17) This section is repealed on the 31st day of December, 1982. Repeal

5. In addition to any of the powers conferred on the council of any municipality by any general or special Act, the council, in exercising by by-law any of its powers to license, regulate, govern or prohibit, may provide in any such by-law that the court, wherein the information is first laid, and any court of competent jurisdiction thereafter, Restraining orders

may issue an order prohibiting the continuation or repetition of the offence by the person convicted, and such order shall be in addition to any other penalty imposed on the person convicted.

Local
improvements

6. The council may by by-law provide that the Corporation shall, and the Corporation is hereby empowered to, assume the owners' portion of the cost of the following works that otherwise would be chargeable against lands for which no private drain connection is or has been constructed as part of the works:

1. Traction Creek Area Lateral Storm Sewers - Phase III (By-law ST.S.-105-31).
2. Wortley Road Trunk Storm Sewers - Phase I (By-law ST.S.-106-32).
3. Manor Park Area Lateral Storm Sewers - Phase II (By-law ST.S.-107-328).
4. McNay Drainage Area Lateral Storm Sewers - Phase V (By-law ST.S.-108-329).
5. Wortley Road Trunk Storm Sewers - Phase II (By-law ST.S.-109-330).

Consolidation or
subdivision
of by-laws

7.—(1) The council may pass by-laws consolidating or subdividing existing by-laws and such consolidation or subdividing of by-laws may include within them the provisions of any by-law previously passed by the council under section 35 of *The Planning Act* and approved by the Municipal Board.

R.S.O. 1970,
c. 349

Effective
date

(2) Every provision of a consolidating or subdividing by-law shall be deemed to have come into force on the day the original by-law came into force and to have been approved by the Municipal Board in all respects as though the approval had been obtained in respect of that provision in the consolidating or subdividing by-law.

London
Transit
Commission

8.—(1) In this section, "Commission" means The London Transit Commission.

Commission
continued
as body
corporate

(2) The London Transportation Commission established by By-law L.T.C.-1-158, passed by the council on the 19th day of May, 1952, is continued as a body corporate under the name of The London Transit Commission with the powers, rights, authorities and privileges vested in it by any general or special Act or otherwise except as provided by this section.

(3) The members of the Commission holding office on the day this subsection comes into force shall hold office until the 31st day of December, 1977. Continuation of present members

(4) On and after the 1st day of January, 1978, the Commission shall be appointed by the council and shall consist of, Composition of the Commission

(a) two members of the council who shall hold office during the term of the council; and

(b) three residents of the municipality who shall hold office for three years, provided that on the first appointment the council from among such residents shall designate one who shall hold office until the 31st day of December, 1978, one of whom shall hold office until the 31st day of December, 1979, and one of whom shall hold office until the 31st day of December, 1980, so that one of such residents shall retire each year.

(5) Members shall be eligible for reappointment. Reappointment

(6) The Commission is the agent of the Corporation on whose behalf the Commission shall exercise the operation, alteration, repair, control and management of the local transportation system of the municipality. Commission is agent of the Corporation

(7) The Commission and the council shall consult regularly on local transportation system policy and on the general administration and affairs of the Commission in relation to general municipal policy and the administration and affairs of the Corporation. Consultation

(8) If, notwithstanding the consultations provided for in subsection 7, there shall emerge a difference of opinion between the Commission and the council concerning the course of policy to be followed, the council may by resolution give to the Commission a directive concerning the local transportation system policy of the Commission in specific terms and applicable for a specified period, and the Commission shall comply with such directive. Resolution of conflicts

(9) The Commission shall, in each year on or before such time as the council may prescribe, prepare in consultation with the administrative departments of the Corporation and submit to the council for its consideration and approval an estimate of all sums required during the year for the purposes of the Commission. Estimates

Annual
report

(10) The Commission shall, in each year on or before such time as the council may prescribe, make a report to the council upon the affairs of the Commission and the local transportation system of the municipality.

1931. c. 107,
s. 9,
re-enacted

9. Section 9 of *The City of London Act, 1931*, being chapter 107, as re-enacted by the Statutes of Ontario, 1956, chapter 108, section 7, is repealed and the following substituted therefor:

Municipal
golf
courses

9. The Public Utilities Commission of the City of London may from time to time with the consent of the council of the Corporation acquire by purchase, lease or otherwise such land or lands within the City and within ten miles of the City as the Commission may deem necessary or expedient, and may improve and develop the same for use as a municipal golf course or municipal golf courses, and may maintain, manage, operate and control the same from time to time as a municipal golf course or courses.

Penalties
respecting
parks
R.S.O. 1970,
c. 384

10. The Public Utilities Commission of the City of London may pass by-laws providing that every person who contravenes any by-law of the Commission passed under *The Public Parks Act* is guilty of an offence and on summary conviction is liable to a fine of not less than \$20 and not more than \$1,000, exclusive of costs, or to imprisonment for a term of not more than six months, or to both, and is liable to an action at the suit of the Commission to make good any damages caused by him, and such by-laws may be enforced and the penalties thereunder recovered in a like manner as by-laws of municipal councils and the penalties thereunder may be enforced and recovered, and every fine so imposed shall belong to the Commission.

Certain lands
vested in The
Consortium
Group
Limited

11. The lands and premises in the City of London, formerly in the Township of Westminster, in the County of Middlesex, composed of that part of Lot 21 in the Second Concession of the Township designated as Part 1 on a reference plan deposited in the Land Registry Office for the Registry Division of Middlesex East (No. 33) as Plan 33R-2344 are declared to be and to have been at all times since the 28th day of September, 1976, vested in The Consortium Group Limited in fee simple free and clear from all rights, trusts, titles, interests, limitations, restrictions or covenants except the reservations, limitations, provisos and conditions expressed in the original grant from the Crown.

Debentures

12.—(1) The council is hereby authorized to pass a by-law, without obtaining the approval of the Municipal Board, authorizing the borrowing of a sum not exceeding \$2,123,000

upon debentures of the Corporation, payable in not more than twenty years, for the purpose of paying part of the cost of construction of the Talbot Square Underground Parking Garage.

(2) Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of a by-law passed under subsection 1 and to any debentures to be issued thereunder. Idem R.S.O. 1970, c. 323

(3) For the purpose of every Act, the Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act*, not subject to section 42 or to petition or appeal under section 94 or 95 of the said Act, authorizing the construction referred to in subsection 1 and authorizing the Corporation to issue debentures thereunder. Deemed order

(4) The Corporation may exchange debentures issued under subsection 1 with the holders, or the trustees of the holders, of the Series A First Mortgage Bonds dated as of the 16th day of December, 1974, in the principal amount of \$2,123,000 of Covent Garden Building Incorporated, guaranteed by the Corporation under the authority of an order of the Municipal Board dated the 5th day of March, 1974, (File E 74117) and upon exchange, the proceeds under the mortgage bonds shall be deemed to be proceeds received by a municipality as defined in *The Municipal Affairs Act* for the purposes of subsection 4 of section 2 of *The Mechanics' Lien Act*. Exchange of debentures R.S.O. 1970, cc. 118, 267

13. Section 5 of *The City of London Act, 1974*, being chapter 148, is amended by adding thereto the following subsection: 1974, c. 148, s. 5, amended

(11a) The Corporation shall have no obligation to subsidize operating costs of The London Art Gallery Board beyond any annual grants which may be made pursuant to subsection 11. Idem

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

15. The short title of this Act is *The City of London Act, 1977*. Short title

FORM 1

THE CORPORATION OF THE CITY OF LONDON

LOCAL MUNICIPAL DEBENTURE

Registered owner		
Debenture number		
Dated		the 1st day of
Principal sum		\$
Maturing		the 1st day of
Annual interest rate		
Interest payment plan		
Interest payment dates		the 1st day of

The Corporation of the City of London (the Corporation) for value received will pay to the registered owner named herein or registered assigns and named in the records of the Corporation the principal sum in lawful money of Canada upon presentation and surrender of this debenture at (*place of payment*) together with interest thereon in like money at the interest rate stated herein. Interest will be paid as it becomes due on the interest payment dates each year until maturity either by cheque or by deposit to the credit of an account in any chartered bank, trust company, savings office or credit union, depending upon the interest payment plan stated herein. This debenture is redeemable prior to maturity at the option of the Corporation in the event of the death of the registered owner or registered assigns, but otherwise is redeemable only at maturity. The Corporation will be liable only for the amount of principal and interest as set out herein.

IN WITNESS WHEREOF the Corporation has caused this debenture to be signed by the Mayor and City Treasurer by facsimiles of their signatures and by an authorized officer and has caused its corporate seal or facsimile thereof to be impressed or imprinted hereon as of the date shown above.

Mayor

City Treasurer

Authorized Officer

FORM 2

STATUTORY DECLARATION

I,, of the City of London, in the County of Middlesex, Treasurer, make oath and say as follows:

1. I am the Treasurer of The Corporation of the City of London and as such have knowledge of the matters herein deposed to.
2. Annexed and marked Schedule "A" hereto are particulars of all local municipal debentures issued by the Corporation during the year ended the 31st day of December, 19...., including the authorizations or portions thereof by the Ontario Municipal Board in respect of which such debentures were issued, and the interest payable during the year on such debentures.

3. The total amount of local municipal debentures referred to in paragraph 2 hereof did not exceed 25 per cent of the debentures authorized by the Ontario Municipal Board.

4. Annexed and marked Schedule "B" hereto are particulars of all local municipal debentures redeemed by the Corporation during the year referred to in paragraph 2 hereof, including the interest and principal paid therefor.

5. Annexed and marked Schedule "C" hereto are particulars of all local municipal debentures outstanding at the end of the year referred to in paragraph 2 hereof including the amount sufficient to pay the interest when due and the principal at maturity.

SWORN before me at the City
of
in the of
this day of
19

A Commissioner, etc.

An Act respecting
the City of London

1st Reading

October 27th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. WALKER

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville



BILL Pr11

1977

An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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

1. Subsection 7 of section 4 of *The City of Windsor Act*, 1958,
 1958, being chapter 166, is amended by striking out "\$300" c. 166, s. 4 (7),
 in the sixth line and inserting in lieu thereof "\$1,000". amended

2.—(1) The council of the Corporation may pass any Licensing
 by-law that The Board of Commissioners of Police for the by-laws
 City of Windsor is authorized to pass under *The Municipal* R.S.O. 1970,
Act or under section 2 of *The City of Windsor Act, 1972*. c. 284,
1972, c. 204

(2) The council of the Corporation shall appoint a licensing Licensing
 committee composed of three members of the council who committee
 shall exercise the power to license any trade, calling, business
 or occupation authorized by a by-law passed pursuant to this
 or any other general or special Act.

(3) (a) The licensing committee shall elect a chairman and Chairman
 the majority of the members shall constitute a and
 quorum; quorum

(b) The council of the Corporation may provide for the
 payment of salaries, expenses or allowances for the
 members of the licensing committee.

(4) The power granted to license any trade, calling, business Powers
 or occupation or the person carrying on or engaged in it,
 includes the power to prohibit the carrying on or the engaging
 in it without a licence and the power to suspend or revoke

a licence and the power to regulate, govern, prohibit or limit any trade, calling, business or occupation or the person carrying on or engaging in it.

By-laws

(5) Where a by-law has been passed by the council of the Corporation pursuant to this Act, any by-law of The Board of Commissioners of Police for the City of Windsor passed under the same provisions of *The Municipal Act* or under section 2 of *The City of Windsor Act, 1972* has no effect.

R.S.O. 1970,
c. 284
1972, c. 204

Licence
Commis-
sioner

(6) Notwithstanding section 3, the council of the Corporation may by by-law appoint a Licence Commissioner who, upon receipt of an application in the prescribed form for a licence or renewal thereof, shall make or cause to be made all investigations required by law or by council relative to such application, and if the investigations fail to disclose any reason to believe that the applicant is not of good character or that the carrying on of the said trade, calling, business or occupation will be likely to result in a breach of the law or be in any way adverse to the public interest, the Licence Commissioner may issue or renew the licence.

Appeal
procedure

(7) The decision of the Licence Commissioner in refusing to issue or renew a licence is subject to an appeal therefrom to the licensing committee whose decision is final.

Interpre-
tation

3.—(1) In this section, “employee” and “retired employee” means an employee and a retired employee as defined in paragraph 64 of section 352 of *The Municipal Act*.

R.S.O. 1970,
c. 284

By-laws

(2) The council of the Corporation may pass by-laws for paying the whole or part of the cost of the Ontario Health Insurance Plan and the whole or part of the cost of a supplementary health insurance plan which includes any or all of the following benefits,

- (a) semi-private hospital coverage;
- (b) prescription drug coverage;
- (c) dental service coverage,

for the widows and dependants of employees and retired employees.

Commence-
ment

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

Short title

5. The short title of this Act is *The City of Windsor Act, 1977*.



An Act respecting
the City of Windsor

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. NEWMAN
Windsor-Walkerville

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville

(Reprinted as amended by the Administration of Justice Committee)

An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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

1. Subsection 7 of section 4 of *The City of Windsor Act*, 1958,
 1958, being chapter 166, is amended by striking out "\$300" c. 166, s. 4 (7),
 in the sixth line and inserting in lieu thereof "\$1,000". amended

2.—(1) The council of the Corporation may pass any Licensing
 by-law that The Board of Commissioners of Police for the by-laws
 City of Windsor is authorized to pass under *The Municipal* R.S.O. 1970,
Act or under section 2 of *The City of Windsor Act, 1972.* c. 284,
1972, c. 204

(2) The council of the Corporation shall appoint a licensing Licensing
 committee composed of three members of the council who committee
 shall exercise the power to license any trade, calling, business
 or occupation authorized by a by-law passed pursuant to this
 or any other general or special Act.

(3) (a) The licensing committee shall elect a chairman and Chairman
 the majority of the members shall constitute a and
 quorum; quorum

(b) The council of the Corporation may provide for the
 payment of salaries, expenses or allowances for the
 members of the licensing committee.

(4) The power granted to license any trade, calling, business Powers
 or occupation or the person carrying on or engaged in it,
 includes the power to prohibit the carrying on or the engaging
 in it without a licence and the power, after hearing the

licensee, to suspend or revoke a licence and the power to regulate or govern any trade, calling, business or occupation or the person carrying on or engaging in it.

By-laws

(5) Where a by-law has been passed by the council of the Corporation pursuant to this Act, any by-law of The Board of Commissioners of Police for the City of Windsor passed under the same provisions of *The Municipal Act* or under section 2 of *The City of Windsor Act, 1972* has no effect.

R.S.O. 1970,
c. 284
1972, c. 204

Licence
Commis-
sioner

(6) Notwithstanding section 3, the council of the Corporation may by by-law appoint a Licence Commissioner who, upon receipt of an application in the prescribed form for a licence or renewal thereof, shall make or cause to be made all investigations required by law or by council relative to such application, and if the investigations disclose any reason to believe that the applicant is not of good character or that the carrying on of the said trade, calling, business or occupation will be likely to result in a breach of the law or be in any way adverse to the public interest, the Licence Commissioner shall recommend to the licensing committee that it not issue or renew the licence.

Appeal
procedure

(7) The decision of the licensing committee in refusing to issue or renew a licence is subject to an appeal therefrom to the council of the Corporation whose decision is final.

Application
of
1971, c. 47

(8) This section is subject to *The Statutory Powers Procedure Act, 1971*.

Interpre-
tation

3.—(1) In this section, “employee” and “retired employee” means an employee and a retired employee as defined in paragraph 64 of section 352 of *The Municipal Act*.

By-laws

(2) The council of the Corporation may pass by-laws for paying the whole or part of the cost of the Ontario Health Insurance Plan and the whole or part of the cost of a supplementary health insurance plan which includes any or all of the following benefits,

- (a) semi-private hospital coverage;
- (b) prescription drug coverage;
- (c) dental service coverage,

for the spouses and dependants of deceased employees and retired employees.

Repeal

(3) This section is repealed on the 31st day of December, 1982.

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

5. The short title of this Act is *The City of Windsor Act*, ^{Short title} 1977.

An Act respecting
the City of Windsor

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. NEWMAN
Windsor-Walkerville

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr11

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville

BILL Pr11

1977

An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, Preamble herein called the Corporation, hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. Subsection 7 of section 4 of *The City of Windsor Act*, 1958, c. 166, s. 4 (7). amended 1958, being chapter 166, is amended by striking out "\$300" in the sixth line and inserting in lieu thereof "\$1,000".

2.—(1) The council of the Corporation may pass any by-law that The Board of Commissioners of Police for the City of Windsor is authorized to pass under *The Municipal Act* or under section 2 of *The City of Windsor Act, 1972*. Licensing by-laws R.S.O. 1970, c. 284, 1972, c. 204

(2) The council of the Corporation shall appoint a licensing committee composed of three members of the council who shall exercise the power to license any trade, calling, business or occupation authorized by a by-law passed pursuant to this or any other general or special Act. Licensing committee

(3) (a) The licensing committee shall elect a chairman and the majority of the members shall constitute a quorum. Chairman and quorum

(b) The council of the Corporation may provide for the payment of salaries, expenses or allowances for the members of the licensing committee.

(4) The power granted to license any trade, calling, business or occupation or the person carrying on or engaged in it, includes the power to prohibit the carrying on or the engaging in it without a licence and the power, after hearing the Powers

licensee, to suspend or revoke a licence and the power to regulate or govern any trade, calling, business or occupation or the person carrying on or engaging in it.

By-laws

(5) Where a by-law has been passed by the council of the Corporation pursuant to this Act, any by-law of The Board of Commissioners of Police for the City of Windsor passed under the same provisions of *The Municipal Act* or under section 2 of *The City of Windsor Act, 1972* has no effect.

R.S.O. 1970,
c. 284
1972, c. 204

Licence
Commis-
sioner

(6) Notwithstanding section 3, the council of the Corporation may by by-law appoint a Licence Commissioner who, upon receipt of an application in the prescribed form for a licence or renewal thereof, shall make or cause to be made all investigations required by law or by council relative to such application, and if the investigations disclose any reason to believe that the applicant is not of good character or that the carrying on of the said trade, calling, business or occupation will be likely to result in a breach of the law or be in any way adverse to the public interest, the Licence Commissioner shall recommend to the licensing committee that it not issue or renew the licence.

Appeal
procedure

(7) The decision of the licensing committee in refusing to issue or renew a licence is subject to an appeal therefrom to the council of the Corporation whose decision is final.

Application
of
1971, c. 47

(8) This section is subject to *The Statutory Powers Procedure Act, 1971*.

Interpre-
tation

3.—(1) In this section, "employee" and "retired employee" means an employee and a retired employee as defined in paragraph 64 of section 352 of *The Municipal Act*.

By-laws

(2) The council of the Corporation may pass by-laws for paying the whole or part of the cost of the Ontario Health Insurance Plan and the whole or part of the cost of a supplementary health insurance plan which includes any or all of the following benefits,

- (a) semi-private hospital coverage;
- (b) prescription drug coverage;
- (c) dental service coverage,

for the spouses and dependants of deceased employees and retired employees.

Repeal

(3) This section is repealed on the 31st day of December, 1982.

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

5. The short title of this Act is *The City of Windsor Act*, Short title
1977.

An Act respecting
the City of Windsor

1st Reading

October 27th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. NEWMAN
Windsor-Walkerville

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting Certain Lands
in the Township of Casgrain**

MR. LANE



BILL Pr12

1977

An Act respecting Certain Lands in the Township of Casgrain

WHEREAS Zoel Lambert hereby represents that as the ^{Preamble} owner of certain lands, being part of broken Lot 24, in Concession IX of the Township of Casgrain in the Territorial District of Cochrane registered under *The Land Titles Act* as Parcel 3276 in the Register for Centre Cochrane, he caused to be filed, in the Office of Land Titles at Cochrane, on the 17th day of July, 1957, a plan of subdivision of the said lands as Plan No. M193 Cochrane; that Block C and Block D on the said Plan were dedicated by him as public lands and designated on the Plan as "Public Park" and "Public Beach" respectively; that by re-entry from Parcel 3276 Centre Cochrane the said Blocks C and D are entered in Parcel 4804 Centre Cochrane as Public Highways; that the said Blocks C and D are not required nor suitable for public use; that there is alternative and better public access to the waters of Lac Ste. Therese on which such Blocks abut or to which they are adjacent; that benefit would accrue to the adjacent lands and the owners thereof if the said Blocks C and D were restored to private ownership; and whereas the applicant hereby applies for special legislation vesting the said Blocks C and D in him in fee simple, free of any public or other right, title and interest; and whereas it is expedient to grant the application; ^{R.S.O. 1970, c. 234}

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

1. The lands, situate in the Township of Casgrain in the Territorial District of Cochrane, and being composed of Block C and Block D as shown on a plan, filed in the land registry office for The Land Titles Division of Cochrane (No. 6) as No. M193 Cochrane, are hereby vested in Zoel Lambert of the Township of Casgrain in the District of Cochrane, Clergyman, in fee simple, free of any right, title, interest or trust. ^{Lands vested in Zoel Lambert}

Filing
of Act

2. Zoel Lambert shall file a copy of this Act, within sixty days after it comes into force, in the land registry office for The Land Titles Division of Cochrane (No. 6).

Commence-
ment

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

Short title

4. The short title of this Act is *The Casgrain Township Lands Act, 1977*.

An Act respecting Certain Lands
in the Township of Casgrain

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. LANE

(Private Bill)

BILL Pr12

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting Certain Lands
in the Township of Casgrain**

MR. LANE

BILL Pr12

1977

An Act respecting Certain Lands in the Township of Casgrain

WHEREAS Zoel Lambert hereby represents that as the Preamble
owner of certain lands, being part of broken Lot 24,
in Concession IX of the Township of Casgrain in the Ter-
ritorial District of Cochrane registered under *The Land* R.S.O. 1970,
c. 234
Titles Act as Parcel 3276 in the Register for Centre Cochrane,
he caused to be filed, in the Office of Land Titles at Cochrane,
on the 17th day of July, 1957, a plan of subdivision of the
said lands as Plan No. M193 Cochrane; that Block C and
Block D on the said Plan were dedicated by him as public
lands and designated on the Plan as "Public Park" and
"Public Beach" respectively; that by re-entry from Parcel
3276 Centre Cochrane the said Blocks C and D are entered
in Parcel 4804 Centre Cochrane as Public Highways; that
the said Blocks C and D are not required nor suitable for
public use; that there is alternative and better public access
to the waters of Lac Ste. Therese on which such Blocks abut
or to which they are adjacent; that benefit would accrue
to the adjacent lands and the owners thereof if the said
Blocks C and D were restored to private ownership; and
whereas the applicant hereby applies for special legislation
vesting the said Blocks C and D in him in fee simple, free
of any public or other right, title and interest; and whereas
it is expedient to grant the application;

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

1. The lands, situate in the Township of Casgrain in the Lands vested
in
Zoel Lambert
Territorial District of Cochrane, and being composed of
Block C and Block D as shown on a plan, filed in the land
registry office for The Land Titles Division of Cochrane
(No. 6) as No. M193 Cochrane, are hereby vested in Zoel
Lambert of the Township of Casgrain in the District of
Cochrane, Clergyman, in fee simple, free of any right, title,
interest or trust.

Filing
of Act

2. Zoel Lambert shall file a copy of this Act, within sixty days after it comes into force, in the land registry office for The Land Titles Division of Cochrane (No. 6).

Commence-
ment

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

Short title

4. The short title of this Act is *The Casgrain Township Lands Act, 1977*.



An Act respecting Certain Lands
in the Township of Casgrain

1st Reading

November 9th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

November 22nd, 1977

MR. LANE

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Sudbury Young Women's Christian Association**

MR. GERMA



BILL Pr13

1977

**An Act respecting
Sudbury Young Women's Christian
Association**

WHEREAS Sudbury Young Women's Christian Association, ^{Preamble} hereinafter called the Association, was incorporated by special legislation passed by the Legislative Assembly of the Province of Ontario entitled *The Sudbury Young Women's Christian Association Act, 1958*; ^{1958, c. 156} that pursuant to the said Act the Association's land was exempted from taxation but only when such land was owned, occupied and used solely by the Association; and whereas the Association is presently leasing premises which it occupies and uses for the purposes of the Association; and whereas The Corporation of the City of Sudbury, hereinafter called the Corporation, hereby represents that it is desirable to continue the exemption from taxation for the land of the Association whether it is owned or leased provided that it is used for the purposes of the Association; and whereas the Corporation hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. Section 8 of *The Sudbury Young Women's Christian Association Act, 1958*, ^{1958, c. 156, s. 8,} being chapter 156, is repealed and the following ^{re-enacted} substituted therefor:

8. The council of The Corporation of the City of Sudbury ^{Exemption from taxation} may pass by-laws, exempting from taxes for municipal or school purposes or both, other than local improvement charges, the land, as defined in *The Assessment Act*, of the Association, provided that the land is owned and used or occupied and used solely by and for the purposes of the Association, on such conditions as may be set out in the by-law. ^{R.S.O. 1970, c. 32}

2. This Act shall be deemed to have come into force on the ^{Commencement} 1st day of January, 1977.
3. The short title of this Act is *The Sudbury Young Women's Christian Association Act, 1977*. ^{Short title}

An Act respecting
Sudbury Young Women's
Christian Association

1st Reading

November 8th, 1977

2nd Reading

3rd Reading

MR. GERMA

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Ottawa

MR. ROY



BILL Pr14

1977

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 hereinafter called the Corporation, hereby applies for
 special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the application;

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

1.—(1) In this section, “tenant” means a tenant within Interpre-
 tation
 R.S.O. 1970,
 c. 236
 the meaning of *The Landlord and Tenant Act*.

(2) Notwithstanding any general or special Act, the By-law
 authorizing
 payment
 R.S.O. 1970,
 c. 32
 council of the Corporation may pass by-laws authorizing
 and directing the treasurer of the Corporation to make pay-
 ments to tenants of residential real property that is separately
 assessed under *The Assessment Act* in the City of Ottawa
 of a uniform amount to be determined by the council of the
 Corporation in like manner and upon the same terms and
 conditions as if such tenant were an owner of real property
 entitled to a uniform credit against real property taxes under
The Municipal Elderly Resident's Assistance Act, 1973. 1973, c. 154

(3) No payments shall be made pursuant to subsection Exceptions
 2 to,

- (a) tenants residing in premises owned or administered
 by the City of Ottawa Non-Profit Housing Cor-
 poration or by Ontario Housing Corporation or
 any agency of the said Corporations; or
- (b) tenants who are in receipt of direct financial
 assistance for the payment of rent from the Govern-
 ment of Canada, the Province of Ontario or the
 City of Ottawa.

2.—(1) In this section, “non-refillable container” means a Interpre-
 tation
 container that will not be accepted for reuse as a container

by retail vendors, distributors, processors or the manufacturer or manufacturers of soft drinks.

Prohibition (2) Notwithstanding any general or special Act, the council of the Corporation may pass by-laws prohibiting the sale within the City of Ottawa of soft drinks in non-refillable containers.

Penalties and enforcement R.S.O. 1970, c. 284 (3) Part XXI of *The Municipal Act* applies *mutatis mutandis* to a by-law passed under this section.

Power to suspend or revoke licence 3. Notwithstanding any general or special Act, where the council of the Corporation is authorized to pass by-laws for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation or a committee thereof, to be known as the Licence Committee, is authorized to suspend or revoke any such licence.

Suspension of licences 4.—(1) Notwithstanding any general or special Act, where the council of the Corporation is authorized to pass by-laws for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation may by by-law authorize the Chief Licence Inspector of the Corporation to suspend any such licence for such time and subject to such conditions as the by-law may provide.

Idem (2) No suspension of a licence by the Chief Licence Inspector is effective after the expiration of two weeks from the date of suspension or after the time of the next meeting of the Licence Committee of the council of the Corporation after the suspension, whichever occurs first.

Interpretation 5.—(1) In this section, "property" means a building or structure or part of a building or structure, and includes the lands and premises appurtenant thereto and all mobile homes, mobile buildings, mobile structures, out-buildings, fences and erections thereon whether heretofore or hereafter erected, and includes vacant property.

Right of entry by inspectors R.S.O. 1970, c. 349 1966, c. 179 (2) An inspector appointed by the Corporation to enforce by-laws passed under the authority of section 35 of *The Planning Act*, section 8 of *The City of Ottawa Act, 1966* or section 7 of this Act may, at all reasonable times and upon producing proper identification, enter and inspect any property.

Idem (3) An inspector, when making an inspection permitted by subsection 2, shall not enter any room or place actually used as a dwelling without the consent of the occupier except

under the authority of a search warrant issued under section 16 of *The Summary Convictions Act*.

R.S.O. 1970.
c. 450

(4) In subsection 3, "occupier" means any person or persons over the age of eighteen years in possession of the property.

Interpre-
tation

6.—(1) Notwithstanding the provisions of any other general or special Act, the council of the Corporation may, by by-law, where an excavation has been made in connection with the construction or proposed construction of a building or structure, and where, in the opinion of the council, the construction work on the project has been substantially suspended or discontinued for a period of more than two and one-half years, require the owner of the land on which there is an excavation to backfill the excavation or cause the backfilling of the excavation.

Council may
pass by-laws
requiring
backfilling
of
excavations

(2) Section 469 of *The Municipal Act* applies *mutatis mutandis* to any by-law passed under subsection 1.

Enforcing
performance
of things,
etc., under
R.S.O. 1970,
c. 284

7.—(1) The council of the Corporation may pass by-laws,

By-laws
requiring
cash payment
to the
Corporation

- (a) requiring that the owner of a building or structure shall pay an amount in lieu of providing the off-street vehicle accommodation, as relief, to the extent set out in the by-law, from any provision in any other by-law of the Corporation requiring the provision or maintenance of off-street vehicle accommodation on land that is not part of a highway;
- (b) providing for prescribing the amount of the payment referred to in clause a; and
- (c) providing that the owner of the building or structure shall be relieved from the requirement and not be permitted to provide the off-street vehicle accommodation referred to in clause a.

(2) The payment referred to in subsection 1, shall be set out in an agreement which is subject to the approval of the Ontario Municipal Board.

Agreement

(3) The agreement made pursuant to subsection 2, shall provide for the payment to the Corporation of the 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 payment is computed.

Payment in
a lump
sum or by
instalment

Reserve
fund

(4) All moneys received by the Corporation under an agreement made pursuant to subsection 2, shall be paid into a special account and may be invested in such securities as a trustee may invest in under *The Trustees Act*, and the earnings derived from the investment 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 72 of section 352 of *The Municipal Act*.

R.S.O. 1970,
cc. 470, 284

Auditor's
report

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

Lien on
lands
subject to
agreement

(6) Any agreement made pursuant to subsection 2 containing a description of the lands affected sufficient for registration may be registered in the proper land registry office and, when so registered, the amounts payable under such an agreement until paid shall be a lien upon the lands described therein and may be collected in the same manner and with the same remedies as provided by *The Municipal Act* for the collection of real property taxes, and, upon payment in full of the moneys to be paid under the agreement, there shall be registered in the proper land registry office against such lands a certificate of the clerk of the Corporation stating that the moneys to be paid under the agreement have been fully paid.

Power to
define
areas

(7) Any by-law passed under this section may define the area or areas of the City of Ottawa to which the by-law applies.

Enforcement

(8) The provisions of Part XXI of *The Municipal Act* respecting penalties apply *mutatis mutandis* to a by-law passed under this section.

Commence-
ment

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

Short title

9. The short title of this Act is *The City of Ottawa Act, 1977*.



An Act respecting
the City of Ottawa

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. ROY

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Ottawa

MR. ROY

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr14

1977

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
hereinafter called the Corporation, hereby applies for
special legislation in respect of the matters hereinafter set
forth; and whereas it is expedient to grant the application;

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

1.—(1) In this section, “tenant” means a tenant within Interpre-
tation
R.S.O. 1970,
c. 236
the meaning of *The Landlord and Tenant Act*.

(2) Notwithstanding any general or special Act, the By-law
authorizing
payment
R.S.O. 1970,
c. 32
1973, c. 154
council of the Corporation may pass by-laws authorizing
and directing the treasurer of the Corporation to make pay-
ments to tenants of residential real property that is separately
assessed under *The Assessment Act* in the City of Ottawa
of a uniform amount to be determined by the council of the
Corporation in like manner and upon the same terms and
conditions as if such tenant were an owner of real property
entitled to a uniform credit against real property taxes under
The Municipal Elderly Resident's Assistance Act, 1973.

(3) No payments shall be made pursuant to subsection Exceptions
2 to,

- (a) tenants residing in premises owned or administered
by the City of Ottawa Non-Profit Housing Cor-
poration or by Ontario Housing Corporation or
any agency of the said Corporations; or
- (b) tenants who are in receipt of direct financial
assistance for the payment of rent from the Govern-
ment of Canada, the Province of Ontario or the
City of Ottawa.

2. Notwithstanding any general or special Act, where Power to
suspend or
revoke
licence
the council of the Corporation is authorized to pass by-laws

1971, c. 47 for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation or a committee thereof, to be known as the Licence Committee, subject to *The Statutory Powers Procedure Act, 1971*, is authorized to suspend or revoke any such licence.

Suspension
of licences

3.—(1) Notwithstanding any general or special Act, where the council of the Corporation is authorized to pass by-laws for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation may by by-law authorize the Chief Licence Inspector of the Corporation to suspend any such licence for such time and subject to such conditions as the by-law may provide.

Idem

(2) No suspension of a licence by the Chief Licence Inspector is effective after the expiration of two weeks from the date of suspension or after the time of the next meeting of the Licence Committee of the council of the Corporation after the suspension, whichever occurs first.

Interpre-
tation

4.—(1) In this section, “property” means a building or structure or part of a building or structure, and includes the lands and premises appurtenant thereto and all mobile homes, mobile buildings, mobile structures, out-buildings, fences and erections thereon whether heretofore or hereafter erected, and includes vacant property.

Right of
entry by
inspectors
R.S.O. 1970,
c. 349
1966, c. 179

(2) An inspector appointed by the Corporation to enforce by-laws passed under the authority of section 35 of *The Planning Act*, section 8 of *The City of Ottawa Act, 1966* or section 6 of this Act may, at all reasonable times and upon producing proper identification, enter and inspect any property.

Idem

(3) An inspector, when making an inspection permitted by subsection 2, shall not enter any room or place actually used as a dwelling without the consent of the occupier except under the authority of a search warrant issued under section 16 of *The Summary Convictions Act*.

R.S.O. 1970,
c. 450

Interpre-
tation

(4) In subsection 3, “occupier” means any person or persons over the age of eighteen years in possession of the property.

Council may
pass by-laws
requiring
backfilling
of
excavations

5.—(1) Notwithstanding the provisions of any other general or special Act, the council of the Corporation may, by by-law, where an excavation has been made in connection with the construction or proposed construction of a building or structure, and where, in the opinion of the council, the

construction work on the project has been substantially suspended or discontinued for a period of more than two and one-half years, require the owner of the land on which there is an excavation to backfill the excavation or cause the backfilling of the excavation.

(2) Section 469 of *The Municipal Act* applies *mutatis mutandis* to any by-law passed under subsection 1.

Enforcing performance of things, etc., under R.S.O. 1970, c. 284

6.—(1) The council of the Corporation may pass by-laws,

By-laws requiring cash payment to the Corporation

- (a) requiring that the owner of a building or structure shall pay an amount in lieu of providing the off-street vehicle accommodation, as relief, to the extent set out in the by-law, from any provision in any other by-law of the Corporation requiring the provision or maintenance of off-street vehicle accommodation on land that is not part of a highway;
- (b) providing for prescribing the amount of the payment referred to in clause *a*; and
- (c) providing that the owner of the building or structure shall be relieved from the requirement and not be permitted to provide the off-street vehicle accommodation referred to in clause *a*.

(2) The payment referred to in subsection 1, shall be set out in an agreement which is subject to the approval of the Ontario Municipal Board.

Agreement

(3) The agreement made pursuant to subsection 2, shall provide for the payment to the Corporation of the 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 payment is computed.

Payment in a lump sum or by instalment

(4) All moneys received by the Corporation under an agreement made pursuant to subsection 2, shall be paid into a special account and may be invested in such securities as a trustee may invest in under *The Trustees Act*, and the earnings derived from the investment 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 72 of section 352 of *The Municipal Act*.

Reserve fund

R.S.O. 1970, cc. 470, 284

Auditor's
report

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

Lien on
lands
subject to
agreement

(6) Any agreement made pursuant to subsection 2 containing a description of the lands affected sufficient for registration may be registered in the proper land registry office and, when so registered, the amounts payable under such an agreement until paid shall be a lien upon the lands described therein and may be collected in the same manner and with the same remedies as provided by *The Municipal Act* for the collection of real property taxes, and, upon payment in full of the moneys to be paid under the agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under such an agreement, provide a certificate in a form registrable in the proper land registry office on the title of the affected lands, certifying that all moneys due under the agreement have been paid.

Power to
define
areas

(7) Any by-law passed under this section may define the area or areas of the City of Ottawa to which the by-law applies.

Enforcement

(8) The provisions of Part XXI of *The Municipal Act* respecting penalties apply *mutatis mutandis* to a by-law passed under this section.

Commence-
ment

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

Short title

8. The short title of this Act is *The City of Ottawa Act, 1977*.



An Act respecting
the City of Ottawa

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. ROY

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr14

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Ottawa

MR. ROY



An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 hereinafter called the Corporation, hereby applies for
 special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the application;

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

1.—(1) In this section, “tenant” means a tenant within Interpre-
tation
R.S.O. 1970,
c. 236
 the meaning of *The Landlord and Tenant Act*.

(2) Notwithstanding any general or special Act, the By-law
authorizing
payment
R.S.O. 1970,
c. 32
1973, c. 154
 council of the Corporation may pass by-laws authorizing
 and directing the treasurer of the Corporation to make pay-
 ments to tenants of residential real property that is separately
 assessed under *The Assessment Act* in the City of Ottawa
 of a uniform amount to be determined by the council of the
 Corporation in like manner and upon the same terms and
 conditions as if such tenant were an owner of real property
 entitled to a uniform credit against real property taxes under
The Municipal Elderly Resident's Assistance Act, 1973.

(3) No payments shall be made pursuant to subsection Exceptions
 2 to,

- (a) tenants residing in premises owned or administered
 by the City of Ottawa Non-Profit Housing Cor-
 poration or by Ontario Housing Corporation or
 any agency of the said Corporations; or
- (b) tenants who are in receipt of direct financial
 assistance for the payment of rent from the Govern-
 ment of Canada, the Province of Ontario or the
 City of Ottawa.

2. Notwithstanding any general or special Act, where Power to
suspend or
revoke
licence
 the council of the Corporation is authorized to pass by-laws

1971, c. 47 for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation or a committee thereof, to be known as the Licence Committee, subject to *The Statutory Powers Procedure Act, 1971*, is authorized to suspend or revoke any such licence.

Suspension
of licences

3.—(1) Notwithstanding any general or special Act, where the council of the Corporation is authorized to pass by-laws for licensing any trade, calling, business or occupation or the person carrying on or engaged in it, the council of the Corporation may by by-law authorize the Chief Licence Inspector of the Corporation to suspend any such licence for such time and subject to such conditions as the by-law may provide.

Idem

(2) No suspension of a licence by the Chief Licence Inspector is effective after the expiration of two weeks from the date of suspension or after the time of the next meeting of the Licence Committee of the council of the Corporation after the suspension, whichever occurs first.

Interpre-
tation

4.—(1) In this section, “property” means a building or structure or part of a building or structure, and includes the lands and premises appurtenant thereto and all mobile homes, mobile buildings, mobile structures, out-buildings, fences and erections thereon whether heretofore or hereafter erected, and includes vacant property.

Right of
entry by
inspectors
R.S.O. 1970,
c. 349
1966, c. 179

(2) An inspector appointed by the Corporation to enforce by-laws passed under the authority of section 35 of *The Planning Act*, section 8 of *The City of Ottawa Act, 1966* or section 6 of this Act may, at all reasonable times and upon producing proper identification, enter and inspect any property.

Idem

(3) An inspector, when making an inspection permitted by subsection 2, shall not enter any room or place actually used as a dwelling without the consent of the occupier except under the authority of a search warrant issued under section 16 of *The Summary Convictions Act*.

R.S.O. 1970,
c. 450

Interpre-
tation

(4) In subsection 3, “occupier” means any person or persons over the age of eighteen years in possession of the property.

Council may
pass by-laws
requiring
backfilling
of
excavations

5.—(1) Notwithstanding the provisions of any other general or special Act, the council of the Corporation may, by by-law, where an excavation has been made in connection with the construction or proposed construction of a building or structure, and where, in the opinion of the council, the

construction work on the project has been substantially suspended or discontinued for a period of more than two and one-half years, require the owner of the land on which there is an excavation to backfill the excavation or cause the backfilling of the excavation.

(2) Section 469 of *The Municipal Act* applies *mutatis mutandis* to any by-law passed under subsection 1.

Enforcing performance of things, etc., under R.S.O. 1970, c. 284

6.—(1) The council of the Corporation may pass by-laws,

By-laws requiring cash payment to the Corporation

(a) requiring that the owner of a building or structure shall pay an amount in lieu of providing the off-street vehicle accommodation, as relief, to the extent set out in the by-law, from any provision in any other by-law of the Corporation requiring the provision or maintenance of off-street vehicle accommodation on land that is not part of a highway;

(b) providing for prescribing the amount of the payment referred to in clause a; and

(c) providing that the owner of the building or structure shall be relieved from the requirement and not be permitted to provide the off-street vehicle accommodation referred to in clause a.

(2) The payment referred to in subsection 1, shall be set out in an agreement which is subject to the approval of the Ontario Municipal Board.

Agreement

(3) The agreement made pursuant to subsection 2, shall provide for the payment to the Corporation of the 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 payment is computed.

Payment in a lump sum or by instalment

(4) All moneys received by the Corporation under an agreement made pursuant to subsection 2, shall be paid into a special account and may be invested in such securities as a trustee may invest in under *The Trustees Act*, and the earnings derived from the investment 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 72 of section 352 of *The Municipal Act*.

Reserve fund

R.S.O. 1970, cc. 470, 284

Auditor's
report

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

Lien on
lands
subject to
agreement

(6) Any agreement made pursuant to subsection 2 containing a description of the lands affected sufficient for registration may be registered in the proper land registry office and, when so registered, the amounts payable under such an agreement until paid shall be a lien upon the lands described therein and may be collected in the same manner and with the same remedies as provided by *The Municipal Act* for the collection of real property taxes, and, upon payment in full of the moneys to be paid under the agreement, the clerk of the Corporation shall, at the request of the owner of the land or other person entitled under such an agreement, provide a certificate in a form registrable in the proper land registry office on the title of the affected lands, certifying that all moneys due under the agreement have been paid.

Power to
define
areas

(7) Any by-law passed under this section may define the area or areas of the City of Ottawa to which the by-law applies.

Enforcement

(8) The provisions of Part XXI of *The Municipal Act* respecting penalties apply *mutatis mutandis* to a by-law passed under this section.

Commence-
ment

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

Short title

8. The short title of this Act is *The City of Ottawa Act, 1977*.

1875

An Act respecting
the City of Ottawa

1st Reading

November 9th, 1977

2nd Reading

November 28th, 1977

3rd Reading

November 28th, 1977

MR. ROY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Ottawa

MR. ROY



BILL Pr15

1977

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 hereinafter called the Corporation, hereby applies for
 special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the application;

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, the By-law
removing
Board of
Control
 council of the Corporation may pass a by-law providing that
 the Corporation shall not have a Board of Control as of the
 date to be named in the by-law.

(2) A by-law passed pursuant to subsection 1 shall not No approval
by Ontario
Municipal
Board
 require the approval of the Ontario Municipal Board.

(3) The council of the Corporation shall exercise all the Council to
exercise
powers of
Board of
Control
 powers and perform all the duties of the Board of Control
 as of the date named in a by-law passed pursuant to sub-
 section 1.

(4) Notwithstanding subsection 3, the council of the Cor- Delegation
 poration may by by-law delegate to such committees of
 council, as council may determine, such powers and duties
 as would be, but for a by-law passed pursuant to subsection 1,
 exercised or performed by the Board of Control.

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

3. The short title of this Act is *The City of Ottawa Act, 1977*. Short title

An Act respecting
the City of Ottawa

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. ROY

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the County of Middlesex

MR. EATON



BILL Pr16

1977

An Act respecting the County of Middlesex

WHEREAS by letters patent under the Great Seal of the Province of Ontario dated the 11th day of December, 1868, The Corporation of the County of Middlesex was granted certain lands situate, lying and being in the City of London in the County of Middlesex described therein and set forth in the Schedule hereto in trust for the uses and purposes of the gaol and court house of the said County of Middlesex; and whereas the said lands are no longer required for the uses and purposes of the gaol and court house for the said County of Middlesex; and whereas The Corporation of the County of Middlesex is desirous of holding the said lands free from the trust or trusts contained in the said letters patent and hereby applies for special legislation to permit the holding of the said lands free of such trust or trusts; and whereas it is expedient to grant the application;

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 lands described in the letters patent under the Great Seal of the Province of Ontario and described in the Schedule hereto are declared to be and to have been at all times since the 11th day of December, 1868 vested in The Corporation of the County of Middlesex in fee simple free from any trust or trusts set out in the said letters patent, and the trustee under the trust or trusts is hereby absolved from any duties, responsibilities or liabilities imposed upon it by the said letters patent or by law.

Certain lands
vested in
County of
Middlesex
free from
trusts

2. This Act comes into force on a day to be named by proclamation of the Lieutenant Governor.

Commence-
ment

3. The short title of this Act is *The County of Middlesex Act, 1977*.

Short title

SCHEDULE

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of London in the County of Middlesex and Province of Ontario containing by admeasurement four acres, be the same more or less, being composed of lots 21, 22, 23 and 24 on the south side of Dundas Street and lots 21, 22, 23 and 24 on the north side of King Street in the said City.







An Act respecting
the County of Middlesex

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. EATON

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Kitchener

MR. BREITHAAPT

THE COURT OF COMMONS

BILL Pr17

1977

An Act respecting the City of Kitchener

WHEREAS The Corporation of the City of Kitchener, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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 Kitchener-Waterloo Y.M.C.A. and* 1924.
Kitchener Y.W.C.A. Act, 1924, being chapter 146, is repealed c. 146, s. 3.
 and the following substituted therefor: re-enacted

3. The buildings, lands, equipment and undertaking Y.W.C.A.
 of the Young Women's Christian Association of land exempt
 Kitchener in the City of Kitchener, so long as the from
 same are occupied by and used for the purposes of taxation
 the Association, shall be and the same are hereby
 declared to be exempt from taxation for the year
 1977 and thereafter except for garbage taxes and
 taxes for local improvements.

2.—(1) The Corporation may enter into agreements with Council may
 the owners or lessees of land abutting on a highway for the enter into
 construction, maintenance and use of buildings or parts agreements
 thereof, over, across or under the highway upon such terms respecting
 and conditions as may be agreed and for leasing or licensing building
 the use of the air-space over the highway or the lands under above or
 the highway to such persons for such consideration and beneath
 upon such terms and conditions as may be agreed. highways

(2) Subsection 1 applies only to highways under the juris- Application
 diction and control of the Corporation.

(3) An agreement made pursuant to section 1 which affects Approval of
 a highway or a highway right of way which is a connecting Minister of
 link, within the meaning of section 19 of *The Public Trans- Transportation and*
 portation and Highway Improvement Act shall have no effect Communications
R.S.O. 1970,
c. 201

until approved by the Minister of Transportation and Communications for the Province.

Council
may impose
conditions
prior to
rezoning
R.S.O. 1970,
c. 349

3.—(1) The council of the Corporation, in determining whether any land is to be zoned or rezoned to permit multiple residential use thereof, shall have regard to the matters to be had regard to under subsection 4 of section 33 of *The Planning Act* and, subject to subsection 2, has the same powers with respect to such zoning or rezoning as the Minister of Housing has with respect to an approval of a plan of subdivision under subsections 5 and 8 of section 33 of *The Planning Act* and shall require by by-law, that all conditions be included in an agreement to be signed prior to the passing of the by-law zoning or rezoning the said land.

When
agreement
takes
effect

(2) The agreement mentioned in subsection 1 shall take effect only upon the approval of the by-law zoning or rezoning the land by the Ontario Municipal Board.

Notice

(3) Notice of the requirements of council set out in subsection 1 shall be sent by registered mail by the Corporation to the Minister of Housing, the applicant for rezoning and to the owner of the land within fourteen days of the passing of the by-law requiring the said conditions.

Agreements

(4) The Corporation may enter into agreements providing for fulfilment by the owner of the lands of all or any of the conditions imposed under subsection 1 and such agreements, when registered on the title of the land, shall run with the land to the benefit of the Corporation.

Appeal

(5) The owner, the Minister of Housing or any other person who has an interest in the matter may appeal to the Ontario Municipal Board against the conditions imposed, or any of them, by council by virtue of subsection 1 by sending a notice of appeal to the secretary of the Ontario Municipal Board and to the clerk of the Corporation within fourteen days after the sending of the notice provided for in subsection 3.

Commence-
ment

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

Short title

5. The short title of this Act is *The City of Kitchener Act, 1977*.





An Act respecting the
City of Kitchener

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. BREITHAUPT

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Kitchener

MR. BREITHAUPT

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr17

1977

An Act respecting the City of Kitchener

WHEREAS The Corporation of the City of Kitchener, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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 Kitchener-Waterloo Y.M.C.A. and
 Kitchener Y.W.C.A. Act, 1924*, being chapter 146, is repealed 1924.
c. 146, s. 3,
re-enacted
 and the following substituted therefor:

3. The buildings, lands, equipment and undertaking Y.W.C.A.
land exempt
from
taxation
 of the Young Women's Christian Association of
 Kitchener in the City of Kitchener, so long as the
 same are occupied by and used for the purposes of
 the Association, shall be and the same are hereby
 declared to have been exempt from taxation for the
years 1924 to 1977 and to be exempt from taxation
hereafter except for garbage taxes and taxes for
 local improvements.

2.—(1) The Corporation may enter into agreements with Council may
enter into
agreements
respecting
building
above or
beneath
highways
 the owners or lessees of land abutting on a highway for the
 construction, maintenance and use of buildings or parts
 thereof, over, across or under the highway upon such terms
 and conditions as may be agreed and for leasing or licensing
 the use of the air-space over the highway or the lands under
 the highway to such persons for such consideration and
 upon such terms and conditions as may be agreed.

(2) Subsection 1 applies only to highways under the jurisdic- Application
 tion and control of the Corporation.

(3) An agreement made pursuant to section 1 which affects Approval of
Minister of
Transporta-
tion and
Communica-
tions
R.S.O. 1970,
c. 201
 a highway or a highway right of way which is a connecting
 link, within the meaning of section 19 of *The Public Trans-
 portation and Highway Improvement Act* shall have no effect

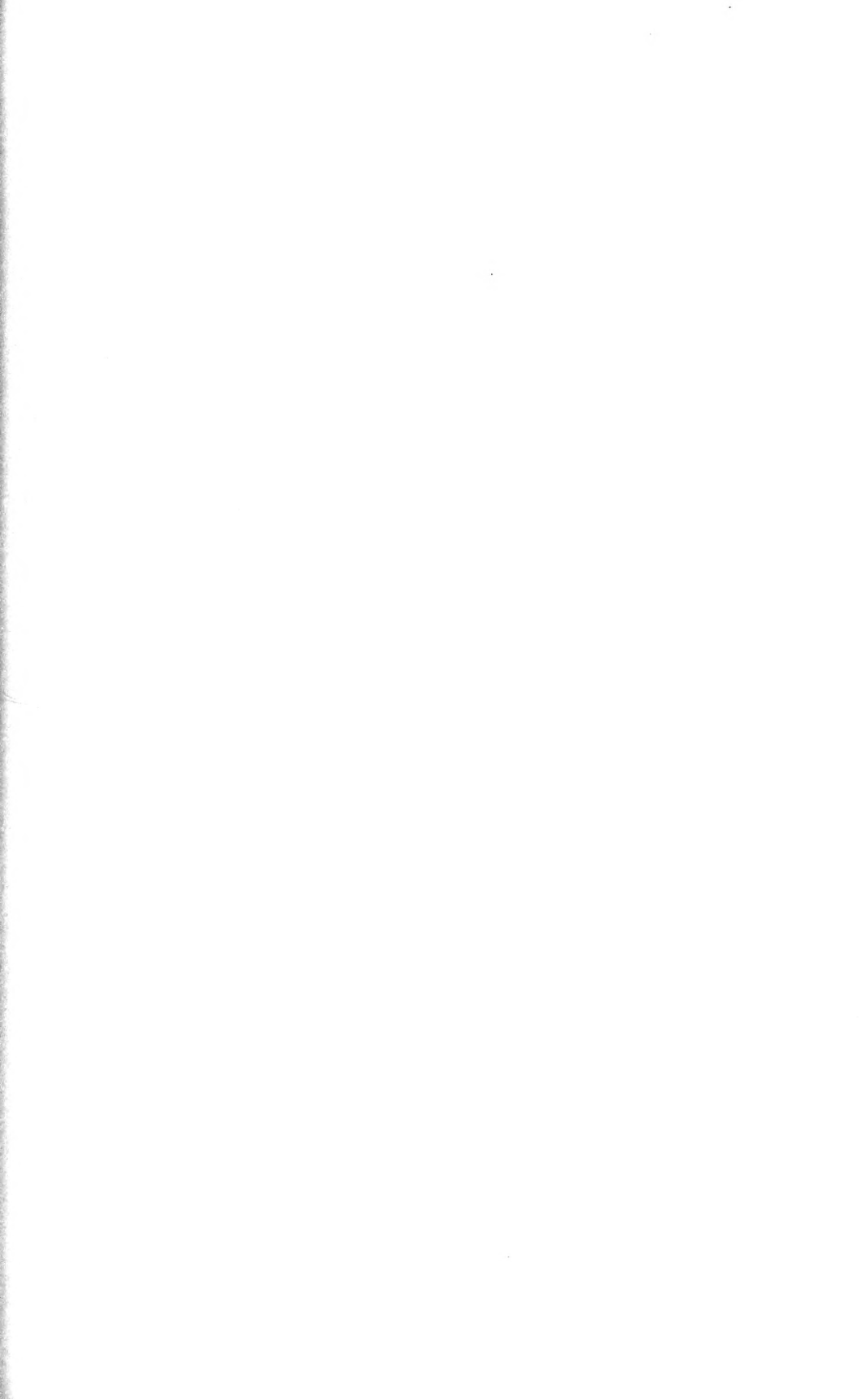
until approved by the Minister of Transportation and Communications for the Province.

Commence-
ment

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

Short title

4. The short title of this Act is *The City of Kitchener Act, 1977*.







An Act respecting the
City of Kitchener

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. BREITHAUPT

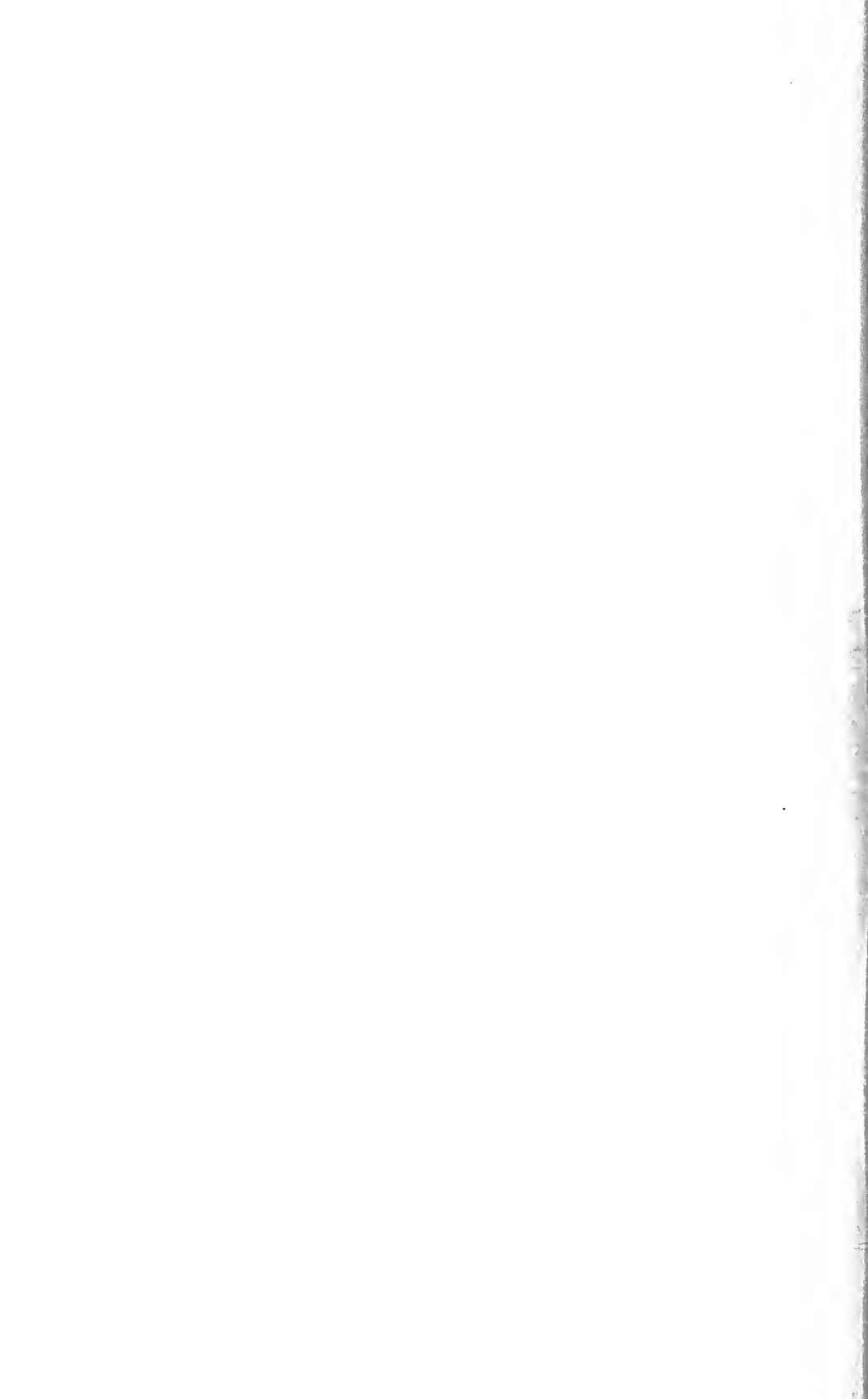
*(Reprinted as amended by the Administration
of Justice Committee)*

BILL Pr17

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Kitchener

MR. BREITHAAPT



BILL Pr17

1977

An Act respecting the City of Kitchener

WHEREAS The Corporation of the City of Kitchener, Preamble
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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 Kitchener-Waterloo Y.M.C.A. and
 Kitchener Y.W.C.A. Act, 1924*, being chapter 146, is repealed 1924,
 c. 146, s. 3,
 re-enacted
 and the following substituted therefor:

3. The buildings, lands, equipment and undertaking Y.W.C.A.
 land exempt
 from
 taxation
 of the Young Women's Christian Association of
 Kitchener in the City of Kitchener, so long as the
 same are occupied by and used for the purposes of
 the Association, shall be and the same are hereby
 declared to have been exempt from taxation for the
 years 1924 to 1977 and to be exempt from taxation
 hereafter except for garbage taxes and taxes for
 local improvements.

2.—(1) The Corporation may enter into agreements with Council may
 enter into
 agreements
 respecting
 building
 above or
 beneath
 highways
 the owners or lessees of land abutting on a highway for the
 construction, maintenance and use of buildings or parts
 thereof, over, across or under the highway upon such terms
 and conditions as may be agreed and for leasing or licensing
 the use of the air-space over the highway or the lands under
 the highway to such persons for such consideration and
 upon such terms and conditions as may be agreed.

(2) Subsection 1 applies only to highways under the juris- Application
 diction and control of the Corporation.

(3) An agreement made pursuant to section 1 which affects Approval of
 Minister of
 Transporta-
 tion and
 Communica-
 tions
 a highway or a highway right of way which is a connecting
 link, within the meaning of section 19 of *The Public Trans-
 portation and Highway Improvement Act* shall have no effect R.S.O. 1970,
 c. 201

until approved by the Minister of Transportation and Communications for the Province.

Commence-
ment

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

Short title

4. The short title of this Act is *The City of Kitchener Act, 1977*.







An Act respecting the
City of Kitchener

1st Reading

October 27th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

November 22nd, 1977

MR. BREITHAUPT

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Toronto

MR. ROTENBERG



An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, herein called Preamble the Corporation, hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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

1. Where, by law, the council of the Corporation is required Hearings by committee authorized before doing any act, including the passing of a by-law, or the making of any decision to hear interested parties or to afford them an opportunity to be heard, the council may authorize a committee of council, including the executive committee, to conduct the hearing in the place and stead of the council and the hearing when so conducted shall be in all respects as valid and effectual as if conducted by the council.
2. Notwithstanding any general or special Act, the council of Temporary closing of highways the Corporation may, by by-law, assign to the executive committee or such standing committee of council as is named in the by-law the authority to allow the use of a highway under a permit to be issued by the Commissioner of Public Works of the Corporation or such other official as is named in the by-law for social, recreational, community or athletic purposes for one period not to exceed twenty-four hours in any calendar year upon such conditions, including a fee for the permit, as may be set out in the by-law and to permit for such period the physical closing of the highway or part of the highway to vehicular traffic provided local access for residents and emergency vehicles is maintained.
3. Section 4 of *The City of Toronto Act, 1975 (No. 2)*, being 1975, c. 117, s. 4, amended chapter 117, is amended by renumbering subsections 4, 5 and 6 as 5, 6 and 7, respectively, and by adding thereto the following subsection:

Signs, etc.,
indicating
discrimina-
tion
prohibited

(4) The council of the Corporation may by by-law prohibit any person from publishing or displaying or causing to be published or displayed or permitting to be published or displayed any notice, sign, symbol, emblem or other representation indicating discrimination or an intention to discriminate where the discrimination is prohibited by a by-law passed under subsection 3.

1936,
c. 84, s. 6,
amended

- 4.—(1) Section 6 of *The City of Toronto Act, 1936*, being chapter 84, as amended by the Statutes of Ontario, 1941, chapter 81, section 3, 1955, chapter 117, section 4, 1956, chapter 125, section 4, 1960, chapter 170, section 3, 1967, chapter 131, section 6, 1970, chapter 168, section 1, 1971, chapter 130, sections 3 and 4, 1973, chapter 213, section 10, 1974, chapter 161, sections 1 and 5, 1975, chapter 116, section 5 and 1976, chapter 105, section 4, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(49) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1971,
c. 130, s. 11,
amended

- (2) Section 11 of *The City of Toronto Act, 1971*, being chapter 130, as amended by the Statutes of Ontario, 1974, chapter 161, section 6 and 1975, chapter 116, section 6, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(35) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1972,
c. 199, s. 2,
amended

- (3) Section 2 of *The City of Toronto Act, 1972*, being chapter 199, is amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(6) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such

inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

5.—(1) Notwithstanding any general or special Act,

Authority to
integrate
steam
systems

- (a) the Corporation is authorized and empowered to construct a system integrating the steam plants and steam distribution systems owned or operated by Her Majesty in right of Ontario, Toronto Hospitals Steam Corporation, the Toronto Electric Commissioners, The Governing Council of the University of Toronto or by any other body, and in connection therewith to exercise all of the powers set forth in *The Public Utilities Act*; and

R.S.O. 1970,
c. 390

- (b) the Corporation is empowered to enter into agreements with respect to the financing and operation of the system referred to in clause *a* and may sell, lease or otherwise dispose of any works, material or equipment used for or in connection with the production or distribution of steam and subsection 5 of section 37 of *The Public Utilities Act* shall not apply thereto, provided that the Corporation shall not sell, lease or otherwise dispose of any works, material or equipment heretofore entrusted to the control and management of the Toronto Electric Commissioners without its prior consent.

Power
respecting
agreements
and sale

- (2) Subsection 1 of section 293 of *The Municipal Act* shall not apply so as to require the assent of electors to any by-law authorizing an agreement entered into pursuant to this section.

Assent of
electors
dispensed
with
R.S.O. 1970,
c. 284

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

Commence-
ment

7. The short title of this Act is *The City of Toronto Act, 1977*.

Short title

1870
1871
1872
1873
1874
1875
1876
1877
1878
1879
1880
1881
1882
1883
1884
1885
1886
1887
1888
1889
1890
1891
1892
1893
1894
1895
1896
1897
1898
1899
1900



An Act respecting the
City of Toronto

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. ROTENBERG

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Toronto

MR. ROTENBERG

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr18

1977

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, herein called Preamble
the Corporation, hereby applies for special legislation in respect
of the matters hereinafter set forth; and whereas it is expedient to
grant the application;

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

1. Where, by law, the council of the Corporation is required Hearings by
committee
authorized
before doing any act, including the passing of a by-law, or
the making of any decision to hear interested parties or to
afford them an opportunity to be heard, the council may
authorize a committee of council, including the executive
committee, to conduct the hearing in the place and stead of
the council and the hearing when so conducted shall be in all
respects as valid and effectual as if conducted by the council.
2. Notwithstanding any general or special Act, the council of Temporary
closing
of highways
the Corporation may, by by-law, assign to the executive com-
mittee or such standing committee of council as is named in
the by-law the authority to allow the use of a highway under a
permit to be issued by the Commissioner of Public Works of
the Corporation or such other official as is named in the by-law
for social, recreational, community or athletic purposes for any
period not to exceed twenty-four hours upon such conditions,
including a fee for the permit, as may be set out in the by-law
and to permit for such period the physical closing of the high-
way or part of the highway to vehicular traffic provided local
access for residents and emergency vehicles is maintained.
3. Section 4 of *The City of Toronto Act, 1975 (No. 2)*, being 1975,
c. 117, s. 4,
amended
chapter 117, is amended by renumbering subsections 4, 5 and 6
as 5, 6 and 7, respectively, and by adding thereto the following
subsection:

Signs, etc.,
indicating
discrimina-
tion
prohibited

(4) The council of the Corporation may by by-law prohibit any person from publishing or displaying or causing to be published or displayed or permitting to be published or displayed any notice, sign, symbol, emblem or other representation indicating discrimination or an intention to discriminate where the discrimination is prohibited by a by-law passed under subsection 3.

1936.
c. 84, s. 6,
amended

- 4.—(1) Section 6 of *The City of Toronto Act, 1936*, being chapter 84, as amended by the Statutes of Ontario, 1941, chapter 81, section 3, 1955, chapter 117, section 4, 1956, chapter 125, section 4, 1960, chapter 170, section 3, 1967, chapter 131, section 6, 1970, chapter 168, section 1, 1971, chapter 130, sections 3 and 4, 1973, chapter 213, section 10, 1974, chapter 161, sections 1 and 5, 1975, chapter 116, sections 5 and 1976, chapter 105, section 4, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(49) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1971.
c. 130, s. 11,
amended

- (2) Section 11 of *The City of Toronto Act, 1971*, being chapter 130, as amended by the Statutes of Ontario 1974, chapter 161, section 6 and 1975, chapter 116, section 6, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(35) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1972.
c. 199, s. 2,
amended

- (3) Section 2 of *The City of Toronto Act, 1972*, being chapter 199, is amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(6) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such

inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

5.—(1) Notwithstanding any general or special Act,

Authority to
integrate
steam
systems

- (a) the Corporation is authorized and empowered to construct a system integrating the steam plants and steam distribution systems owned or operated by Her Majesty in right of Ontario, Toronto Hospitals Steam Corporation, the Toronto Electric Commissioners, The Governing Council of the University of Toronto or by any other body, and in connection therewith to exercise all of the powers set forth in *The Public Utilities Act* to such extent as is necessary to implement the memorandum of intent set forth in the Schedule hereto; and

R.S.O. 1970.
c. 390

- (b) the Corporation is empowered to enter into agreements with respect to the financing and operation of the system referred to in clause *a* and may sell, lease or otherwise dispose of any works, material or equipment used for or in connection with the production or distribution of steam and subsection 5 of section 37 of *The Public Utilities Act* shall not apply thereto, provided that the Corporation shall not sell, lease or otherwise dispose of any works, material or equipment heretofore entrusted to the control and management of the Toronto Electric Commissioners without its prior consent.

Power
respecting
agreements
and sale

- (2) Subsection 1 of section 293 of *The Municipal Act* shall not apply so as to require the assent of electors to any by-law authorizing an agreement entered into pursuant to this section.

Assent of
electors
dispensed
with
R.S.O. 1970.
c. 284

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

Commence-
ment

7. The short title of this Act is *The City of Toronto Act, 1977*.

Short title

SCHEDULE

MEMORANDUM OF INTENT

Entered into as of the 15th day of November, 1976.

AMONG:

HER MAJESTY THE QUEEN in right of the Province of Ontario, as represented by the Ministry of Government Services (the "Ministry");

— and —

THE CORPORATION OF THE CITY OF TORONTO (the "City");

— and —

TORONTO HOSPITALS STEAM CORPORATION ("HSC");

— and —

TORONTO ELECTRIC COMMISSIONERS ("Toronto Hydro");

— and —

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO, a corporation continued by special Act of the Province of Ontario (the "University").

PREAMBLE

The parties to this Memorandum of Intent (the "Memorandum") have been involved over the past two years in a discussion of the recommendations pertaining to the integration of the steam plants and distribution systems owned and operated by the Ministry, HSC, Toronto Hydro and the University (hereinafter collectively referred to as "the Participants") in the City of Toronto as set forth in the District Heating Study (the "Study") dated December, 1973. Throughout the course of their deliberations the Participants have considered the benefits that may be derived from integration through the improvement of the environment, the orderly phasing out of the Pearl Street plant of Toronto Hydro, the construction of a new steam plant by or on the direction of the City which will in part be refuse-fired (the "New Plant"), and the ability of an integrated system to conserve and utilize available fuels more effectively than could be done by the Participants operating separately.

In working towards integration the Participants have reviewed the alternatives set forth in the Study and it has been accepted in principle that once the New Plant is on line and refuse is available to fire it throughout the year it would be desirable to use the New Plant as the base plant for the integrated system, at which time a utility would be required to operate the integrated system and all of the steam plants supplying steam to it. The concept of a strong operating utility with qualified management has been expressed as a necessity in the Study and by at least two of the Participants; however, in the initial stages the University has expressed the preference of entering into trading arrangements with the utility.

In reviewing the status of each of the Participants the uniqueness of HSC as a separate corporate steam utility with outstanding contractual arrangements under its Trust Deed dated the 15th of December, 1972 and

with its institutional customers and the Ministry of Health became apparent along with the desire to retain such arrangements in place, if possible.

PROPOSAL

1. Based upon the foregoing, it is proposed that HSC be designated as the operating utility and that it proceed to acquire by purchase or lease the distribution systems of Toronto Hydro and the Ministry and that it enter into a trading agreement with the University until such time as the University becomes a full participant. The trading agreement with the University will permit HSC to purchase steam which is excess to the requirements of the University from the University at the University's cost of manufacture plus a small profit element but without including in such costs any provision for debt servicing.

2. Until such time as the constating documents of HSC have been amended to reflect its status as the operating utility a management committee will be established to be composed of nominees of the Participants and the City and such other government bodies or organizations as the Participants may from time to time determine.

3. The cost of integration will be paid for by the City. The construction of the integration of the existing systems will be under the direction of the Commissioner of Public Works who will consult with the management committee and obtain from it such approvals as may be required from time to time.

AGREEMENT IN PRINCIPLE

The Participants do hereby express their agreement in principle to the integration of their respective steam systems in the manner referred to above and undertake to work towards the preparation of a definitive integration agreement and protocol.

CONDITIONS

Without limiting the right of any Participant to require any additional terms or conditions to be included in the definitive integration agreement or the legislation that will serve to authorize, create and define the "Integrated System" and the rights and obligations of the Participants therein, it is agreed or acknowledged that:

- (1) the Ministry of the Environment has required Toronto Hydro to prepare and implement a program of compliance with respect to the Pearl Street plant and in order to meet the requirements of the City such program will involve the ultimate phasing out of the operations of the Pearl Street plant;
- (2) the hospitals that are the customers of HSC must be assured of a continuance of supply of steam throughout the year and must also be assured of a source of supply that will meet any additional requirements they may have in the future as a result of the expansion or modification of any of their existing facilities;
- (3) all enabling legislation and all required approvals and financial commitments of those Ministries of the Provincial Government, City Council, Metropolitan Council and the Ontario Municipal Board must be obtained; it is further acknowledged by the Participants that the obligation to be assumed by the City under the definitive integration agreement must be authorized by an appropriate statute of the Legislature of the Province of Ontario

and that the Ministry of Health must approve supplemental funding to cover any increase in the cost of steam supplied to user hospitals as a result of integration;

- (4) the economic feasibility
- (i) of the Integrated System,
 - (ii) the New Plant, and
 - (iii) the unit cost of steam to be distributed through the Integrated System

is to be established to the satisfaction of all Participants after due consideration of the existing and anticipated fuel supplies;

- (5) the City is to be able to provide to the Participants and to the Integrated System assurances or guarantees of financing, completion and performance which are reasonable in the circumstances;
- (6) all ancillary approvals and consents to the use of HSC as the utility must be obtained and on terms and conditions acceptable to HSC and the parties to the Steam Supply Agreement made as of the 15th day of December, 1972 between HSC and the four hospitals named therein;
- (7) suitable arrangements are to be made with respect to the repayment or assumption of the net outstanding debt of the District Steam Utility of Toronto Hydro at the time the distribution system of Toronto Hydro is acquired by HSC;
- (8) arrangements satisfactory to the Participants are to be made for the utilization by HSC or the New Plant of the personnel employed by the Ministry and Toronto Hydro in their respective steam utility systems at the time the distribution system of each of the aforementioned Participants is acquired by purchase or lease by HSC.

* * * * *

By signing this Memorandum each of the parties hereto does hereby undertake to use its best efforts consistent with its own interests to perform or obtain compliance with the conditions herein set forth and any other conditions that may arise to the extent that it is within the reasonable capability of such party and will not prejudice any such party by so doing.

In order to facilitate the immediate formation of a management committee each of the parties will provide the chairman of the Integration Committee with the name of its representative on the management committee forthwith after the execution of this Memorandum, and each Participant shall be entitled to representation on the management committee. The management committee shall have power to enlarge its membership by the addition thereto of representatives from other organizations and ministries of the Province and by permitting any entity represented on the management committee to have more than one individual representing it.

APPROVED AS TO FORM

W.K. Coblen

CITY SOLICITOR *year 1977*

HER MAJESTY THE QUEEN in right of the Province of Ontario, as represented by the Ministry of Government Services

[Signature]

THE CORPORATION OF THE CITY OF TORONTO

[Signature]

A Member of The Executive Committee

[Signature]
Deputy City Treasurer

Authorized by Report No. 7 (Item 15) of the Committee on Public Works adopted in Council on the 14th day of FEBRUARY 1977

[Signature]
City Clerk
1977

TORONTO HOSPITALS STEAM CORPORATION

[Signature]
[Signature]

TORONTO ELECTRIC COMMISSIONERS

[Signature]
Chairman
[Signature]
Secretary

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO

[Signature]
Vice-President and Provost
[Signature]
SECRETARY

10/22-49-55
FEB-15-77
Rz





An Act respecting the
City of Toronto

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. ROTENBERG

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr18

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Toronto

MR. ROTENBERG

BILL Pr18

1977

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, herein called Preamble
the Corporation, hereby applies for special legislation in respect
of the matters hereinafter set forth; and whereas it is expedient to
grant the application;

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

1. Where, by law, the council of the Corporation is required Hearings by
committee
authorized
before doing any act, including the passing of a by-law, or
the making of any decision to hear interested parties or to
afford them an opportunity to be heard, the council may
authorize a committee of council, including the executive
committee, to conduct the hearing in the place and stead of
the council and the hearing when so conducted shall be in all
respects as valid and effectual as if conducted by the council.
2. Notwithstanding any general or special Act, the council of Temporary
closing
of highways
the Corporation may, by by-law, assign to the executive com-
mittee or such standing committee of council as is named in
the by-law the authority to allow the use of a highway under a
permit to be issued by the Commissioner of Public Works of
the Corporation or such other official as is named in the by-law
for social, recreational, community or athletic purposes for any
period not to exceed twenty-four hours upon such conditions,
including a fee for the permit, as may be set out in the by-law
and to permit for such period the physical closing of the high-
way or part of the highway to vehicular traffic provided local
access for residents and emergency vehicles is maintained.
3. Section 4 of *The City of Toronto Act, 1975 (No. 2)*, being 1975,
c. 117, s. 4,
amended
chapter 117, is amended by renumbering subsections 4, 5 and 6
as 5, 6 and 7, respectively, and by adding thereto the following
subsection:

Signs, etc.,
indicating
discrimina-
tion
prohibited

(4) The council of the Corporation may by by-law prohibit any person from publishing or displaying or causing to be published or displayed or permitting to be published or displayed any notice, sign, symbol, emblem or other representation indicating discrimination or an intention to discriminate where the discrimination is prohibited by a by-law passed under subsection 3.

1936,
c. 84, s. 6,
amended

- 4.—(1) Section 6 of *The City of Toronto Act, 1936*, being chapter 84, as amended by the Statutes of Ontario, 1941, chapter 81, section 3, 1955, chapter 117, section 4, 1956, chapter 125, section 4, 1960, chapter 170, section 3, 1967, chapter 131, section 6, 1970, chapter 168, section 1, 1971, chapter 130, sections 3 and 4, 1973, chapter 213, section 10, 1974, chapter 161, sections 1 and 5, 1975, chapter 116, section 5 and 1976, chapter 105, section 4, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(49) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1971,
c. 130, s. 11,
amended

- (2) Section 11 of *The City of Toronto Act, 1971*, being chapter 130, as amended by the Statutes of Ontario, 1974, chapter 161, section 6 and 1975, chapter 116, section 6, is further amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(35) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

1972,
c. 199, s. 2,
amended

- (3) Section 2 of *The City of Toronto Act, 1972*, being chapter 199, is amended by adding thereto the following subsection:

Effect of
inconsistency
R.S.O. 1970,
c. 349

(6) Notwithstanding *The Planning Act*, the inconsistency of any provision of this section with any provision of *The Planning Act* governing the same or similar subject-matter does not operate, and shall be deemed never to have operated, to repeal any provision of this section to the extent of such

inconsistency, and a by-law passed within the authority of this section continues good and valid notwithstanding such inconsistency.

5.—(1) Notwithstanding any general or special Act,

Authority to
integrate
steam
systems

- (a) the Corporation is authorized and empowered to construct a system integrating the steam plants and steam distribution systems owned or operated by Her Majesty in right of Ontario, Toronto Hospitals Steam Corporation, the Toronto Electric Commissioners, The Governing Council of the University of Toronto or by any other body, and in connection therewith to exercise all of the powers set forth in *The Public Utilities Act* to such extent as is necessary to implement the memorandum of intent set forth in the Schedule hereto; and

R.S.O. 1970.
c. 390

- (b) the Corporation is empowered to enter into agreements with respect to the financing and operation of the system referred to in clause *a* and may sell, lease or otherwise dispose of any works, material or equipment used for or in connection with the production or distribution of steam and subsection 5 of section 37 of *The Public Utilities Act* shall not apply thereto, provided that the Corporation shall not sell, lease or otherwise dispose of any works, material or equipment heretofore entrusted to the control and management of the Toronto Electric Commissioners without its prior consent.

Power
respecting
agreements
and sale

- (2) Subsection 1 of section 293 of *The Municipal Act* shall not apply so as to require the assent of electors to any by-law authorizing an agreement entered into pursuant to this section.

Assent of
electors
dispensed
with
R.S.O. 1970.
c. 284

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

Commence-
ment

7. The short title of this Act is *The City of Toronto Act, 1977*.

Short title

SCHEDULE

MEMORANDUM OF INTENT

Entered into as of the 15th day of November, 1976.

AMONG:

HER MAJESTY THE QUEEN in right of the Province of Ontario, as represented by the Ministry of Government Services (the "Ministry");

— and —

THE CORPORATION OF THE CITY OF TORONTO (the "City");

— and —

TORONTO HOSPITALS STEAM CORPORATION ("HSC");

— and —

TORONTO ELECTRIC COMMISSIONERS ("Toronto Hydro");

— and —

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO, a corporation continued by special Act of the Province of Ontario (the "University").

PREAMBLE

The parties to this Memorandum of Intent (the "Memorandum") have been involved over the past two years in a discussion of the recommendations pertaining to the integration of the steam plants and distribution systems owned and operated by the Ministry, HSC, Toronto Hydro and the University (hereinafter collectively referred to as "the Participants") in the City of Toronto as set forth in the District Heating Study (the "Study") dated December, 1973. Throughout the course of their deliberations the Participants have considered the benefits that may be derived from integration through the improvement of the environment, the orderly phasing out of the Pearl Street plant of Toronto Hydro, the construction of a new steam plant by or on the direction of the City which will in part be refuse-fired (the "New Plant"), and the ability of an integrated system to conserve and utilize available fuels more effectively than could be done by the Participants operating separately.

In working towards integration the Participants have reviewed the alternatives set forth in the Study and it has been accepted in principle that once the New Plant is on line and refuse is available to fire it throughout the year it would be desirable to use the New Plant as the base plant for the integrated system, at which time a utility would be required to operate the integrated system and all of the steam plants supplying steam to it. The concept of a strong operating utility with qualified management has been expressed as a necessity in the Study and by at least two of the Participants; however, in the initial stages the University has expressed the preference of entering into trading arrangements with the utility.

In reviewing the status of each of the Participants the uniqueness of HSC as a separate corporate steam utility with outstanding contractual arrangements under its Trust Deed dated the 15th of December, 1972 and

with its institutional customers and the Ministry of Health became apparent along with the desire to retain such arrangements in place, if possible.

PROPOSAL

1. Based upon the foregoing, it is proposed that HSC be designated as the operating utility and that it proceed to acquire by purchase or lease the distribution systems of Toronto Hydro and the Ministry and that it enter into a trading agreement with the University until such time as the University becomes a full participant. The trading agreement with the University will permit HSC to purchase steam which is excess to the requirements of the University from the University at the University's cost of manufacture plus a small profit element but without including in such costs any provision for debt servicing.

2. Until such time as the constating documents of HSC have been amended to reflect its status as the operating utility a management committee will be established to be composed of nominees of the Participants and the City and such other government bodies or organizations as the Participants may from time to time determine.

3. The cost of integration will be paid for by the City. The construction of the integration of the existing systems will be under the direction of the Commissioner of Public Works who will consult with the management committee and obtain from it such approvals as may be required from time to time.

AGREEMENT IN PRINCIPLE

The Participants do hereby express their agreement in principle to the integration of their respective steam systems in the manner referred to above and undertake to work towards the preparation of a definitive integration agreement and protocol.

CONDITIONS

Without limiting the right of any Participant to require any additional terms or conditions to be included in the definitive integration agreement or the legislation that will serve to authorize, create and define the "Integrated System" and the rights and obligations of the Participants therein, it is agreed or acknowledged that:

- (1) the Ministry of the Environment has required Toronto Hydro to prepare and implement a program of compliance with respect to the Pearl Street plant and in order to meet the requirements of the City such program will involve the ultimate phasing out of the operations of the Pearl Street plant;
- (2) the hospitals that are the customers of HSC must be assured of a continuance of supply of steam throughout the year and must also be assured of a source of supply that will meet any additional requirements they may have in the future as a result of the expansion or modification of any of their existing facilities;
- (3) all enabling legislation and all required approvals and financial commitments of those Ministries of the Provincial Government, City Council, Metropolitan Council and the Ontario Municipal Board must be obtained; it is further acknowledged by the Participants that the obligation to be assumed by the City under the definitive integration agreement must be authorized by an appropriate statute of the Legislature of the Province of Ontario

and that the Ministry of Health must approve supplemental funding to cover any increase in the cost of steam supplied to user hospitals as a result of integration;

- (4) the economic feasibility
 - (i) of the Integrated System,
 - (ii) the New Plant, and
 - (iii) the unit cost of steam to be distributed through the Integrated System

is to be established to the satisfaction of all Participants after due consideration of the existing and anticipated fuel supplies;

- (5) the City is to be able to provide to the Participants and to the Integrated System assurances or guarantees of financing, completion and performance which are reasonable in the circumstances;
- (6) all ancillary approvals and consents to the use of HSC as the utility must be obtained and on terms and conditions acceptable to HSC and the parties to the Steam Supply Agreement made as of the 15th day of December, 1972 between HSC and the four hospitals named therein;
- (7) suitable arrangements are to be made with respect to the repayment or assumption of the net outstanding debt of the District Steam Utility of Toronto Hydro at the time the distribution system of Toronto Hydro is acquired by HSC;
- (8) arrangements satisfactory to the Participants are to be made for the utilization by HSC or the New Plant of the personnel employed by the Ministry and Toronto Hydro in their respective steam utility systems at the time the distribution system of each of the aforementioned Participants is acquired by purchase or lease by HSC.

* * * * *

By signing this Memorandum each of the parties hereto does hereby undertake to use its best efforts consistent with its own interests to perform or obtain compliance with the conditions herein set forth and any other conditions that may arise to the extent that it is within the reasonable capability of such party and will not prejudice any such party by so doing.

In order to facilitate the immediate formation of a management committee each of the parties will provide the chairman of the Integration Committee with the name of its representative on the management committee forthwith after the execution of this Memorandum, and each Participant shall be entitled to representation on the management committee. The management committee shall have power to enlarge its membership by the addition thereto of representatives from other organizations and ministries of the Province and by permitting any entity represented on the management committee to have more than one individual representing it.

APPROVED AS TO FORM

W. L. Bellon

CITY SOLICITOR *year 1977*

HER MAJESTY THE QUEEN in right of the Province of Ontario, as represented by the Ministry of Government Services

[Signature]

THE CORPORATION OF THE CITY OF TORONTO

[Signature]

A Member of The Executive Committee

[Signature]
Deputy City Treasurer

Authorized by Report No. 3 (Item 15) of the Committee on Public Works adopted in Council on the 14th day of FEBRUARY 1977

[Signature]
City Clerk
Feb 2 77

TORONTO HOSPITALS STEAM CORPORATION

[Signature]
[Signature]

TORONTO ELECTRIC COMMISSIONERS

[Signature]
Chairman
[Signature]
Secretary

THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO

[Signature]
Vice-President and Provost
[Signature]
SECRETARY

1002-49-55
Feb-15-77
[Signature]

An Act respecting the
City of Toronto

1st Reading

November 9th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. ROTENBERG

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Circle R Boys Ranch

MR. TAYLOR
Simcoe Centre

BILL Pr19

1977

An Act respecting Circle R Boys Ranch

WHEREAS Richard Frederick Thompson, hereby represents that Circle R Boys Ranch, a corporation without share capital, was incorporated by letters patent dated the 1st day of May, 1968; that the Minister of Consumer and Commercial Relations by order dated the 4th day of September, 1974 and made under the authority of subsection 9 of section 347 of *The Corporations Act*, cancelled the letters patent of the corporation and declared it to be dissolved on the 9th day of October, 1974; that the notice of default in filing annual returns required by section 347 of *The Corporations Act* was sent to each director of record; that through inadvertence such annual returns were not filed nor fees paid; that the corporation which was incorporated for charitable purposes was at the time of its dissolution and is now carrying out its objects as contained in its letters patent; and whereas the applicant hereby applies for special legislation reviving the corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970.
c. 89

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

1. Circle R Boys Ranch, incorporated by letters patent dated the 1st day of May, 1968 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 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.

Circle R
Boys Ranch
revived

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

Commencement

3. The short title of this Act is *The Circle R Boys Ranch Act, 1977*.

Short title

An Act respecting
Circle R Boys Ranch

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. TAYLOR
Simcoe Centre

(Private Bill)

BILL Pr19

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Circle R Boys Ranch

MR. TAYLOR
Simcoe Centre



BILL Pr19

1977

An Act respecting Circle R Boys Ranch

WHEREAS Richard Frederick Thompson, hereby repre- Preamble
sents that Circle R Boys Ranch, a corporation without
share capital, was incorporated by letters patent dated the
1st day of May, 1968; that the Minister of Consumer and
Commercial Relations by order dated the 4th day of
September, 1974 and made under the authority of sub-
section 9 of section 347 of *The Corporations Act*, cancelled R.S.O. 1970.
c. 89
the letters patent of the corporation and declared it to be
dissolved on the 9th day of October, 1974; that the notice
of default in filing annual returns required by section 347
of *The Corporations Act* was sent to each director of record;
that through inadvertence such annual returns were not
filed nor fees paid; that the corporation which was incor-
porated for charitable purposes was at the time of its dis-
solution and is now carrying out its objects as contained
in its letters patent; and whereas the applicant hereby
applies for special legislation reviving the corporation;
and whereas it is expedient to grant the application;

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

1. Circle R Boys Ranch, incorporated by letters patent Circle R
Boys Ranch
revived
dated the 1st day of May, 1968 is hereby revived and is,
subject to any rights acquired by any person after its
dissolution, hereby restored to its legal position as a cor-
poration 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-
ment
Assent.

3. The short title of this Act is *The Circle R Boys Ranch* Short title
Act, 1977.

An Act respecting
Circle R Boys Ranch

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. TAYLOR
Simcoe Centre

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Georgina

MR. HODGSON



BILL Pr20

1977

An Act respecting the Township of Georgina

WHEREAS by resolution, the municipal council of the Preamble
municipality of the Township of Georgina resolved to
examine and redraft the boundaries of the electoral wards in
the said Township; and whereas by resolution of the said council
held on the 7th day of July, 1975, the said council by
by-law No. 676 resolved to redraw the electoral boundaries
of the said Township; and whereas the said by-law and the
electoral boundaries thereby created required the approval
of the Ontario Municipal Board; and whereas the approval
of the Ontario Municipal Board was not sought or received
with respect to the said by-law for the said electoral bound-
aries; and whereas an election was held in the said Township
on the 6th day of December, 1976 on the assumption that
the new boundaries were in order; and whereas it is desirable
that the ward boundaries of the said Township be regularized;

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

1. The Ontario Municipal Board is hereby deemed to have Ward
boundaries
confirmed
divided the Township of Georgina into the wards set forth
in the Schedule hereto, effective the 7th day of July, 1975,
pursuant to subsection 2 of section 13 of *The Municipal Act*. R.S.O. 1970.
c. 284

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

3. The short title of this Act is *The Township of Georgina* Short title
Act, 1977.

SCHEDULE

The area municipality of the Township of Georgina is re-divided into
seven wards defined as follows:

WARD 1

BEGINNING at the northeast angle of the intersection of the allowance for road between lots 5 and 6, Concession 6 and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970:

THENCE southerly along the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township to the westerly boundary of the Township;

THENCE north and east along the shore of Cooks Bay to Glenwoods Drive;

THENCE easterly along Glenwoods Drive to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concession 4, to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 5 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the point of beginning.

WARD 2

BEGINNING at the northeast angle of the intersection of Baseline Road and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 7th Concession Road to the allowance for road between lots 5 and 6, Concession 6 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Glenwoods Drive;

THENCE westerly along Glenwoods Drive to the westerly boundary of the Township being the east shore of Cooks Bay;

Thence northerly along the east shore of Cooks Bay to Morton Avenue;

Thence easterly along Morton Avenue to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the Baseline Road;

THENCE easterly along the Baseline Road to the point of beginning.

WARD 3

BEGINNING at the northeast angle at the intersection of Boyer's Road and Woodbine Avenue:

THENCE southerly along Woodbine Avenue to Morton Avenue;

THENCE westerly along Morton Avenue to the shore of Cooks Bay;

THENCE northerly along the shore of Cooks Bay to Boyer's Road;

THENCE easterly along Boyer's Road to the place of beginning.

WARD 4

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 18 and 19, Concession 9:

THENCE southerly along the said line to the Baseline Road;

THENCE westerly along the Baseline Road to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Boyer's Road;

THENCE westerly along Boyer's Road to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Snake Island.

WARD 5

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 4 and 5, Concession 8:

THENCE southerly along the said line between lots 4 and 5, Concessions 7 and 8, to Highway No. 48;

THENCE westerly along Highway No. 48 to the boundary line between lots 2 and 3, Concession 7;

THENCE southerly 300 feet more or less to a point;

THENCE westerly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the westerly boundary of the Township of Georgina;

THENCE continuing westerly along the line between lots 20 and 21, Concessions 7 and 8, of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Catering Road;

THENCE northerly along the projection of the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the Baseline Road;

THENCE continuing northerly along the line between lots 18 and 19, Concession 9 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

WARD 6

BEGINNING at the northeast angle at the intersection of the allowance for road between Concessions 7 and 8, Township of Georgina and the shore of Lake Simcoe;

THENCE easterly along the said allowance for road to the line between lots 15 and 16, Concession 7, Township of Georgina;

THENCE southerly along the line between lots 15 and 16, Concessions 7, 6 and 5 to the allowance for road between Concessions 4 and 5, Township of Georgina;

THENCE westerly along the said allowance for road to the line between lots 12 and 13, Concession 4;

THENCE southerly along the line between lots 12 and 13, Concessions 4, 3, 2 and 1 to the southerly boundary of the Township of Georgina;

THENCE westerly along the southerly boundary of the Township of Georgina to the boundary line between Concessions 6 and 7 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the line between Concessions 6 and 7 to Baseline Road;

THENCE easterly along Baseline Road to the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the projection of the line between lots 18 and 19, Concession 8 to Catering Road at a point between lots 20 and 21, Concession 7;

THENCE easterly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the easterly boundary of the Township of Georgina;

THENCE continuing along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Highway No. 48;

THENCE northerly 300 feet more or less to a point;

THENCE easterly along Highway No. 48 to the boundary line between lots 4 and 5, Concession 7, Township of Georgina;

THENCE northerly along the said line between lots 4 and 5, Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Georgina Island.

WARD 7

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the easterly boundary of the Township of Georgina;

THENCE southerly along the easterly boundary of the Township of Georgina to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township of Georgina to the line between lots 12 and 13, Concession 1;

THENCE northerly along the line between lots 12 and 13, Concessions 1, 2, 3 and 4 to the allowance for road between Concessions 4 and 5;

THENCE easterly along the allowance for road between Concessions 4 and 5 to the line between lots 15 and 16, Concession 5;

THENCE northerly along the line between lots 15 and 16, Concessions 5, 6 and 7 to the allowance for road between Concessions 7 and 8;

THENCE westerly along the allowance for road between Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE north and easterly along the shore of Lake Simcoe to the place of beginning.

An Act respecting
the Township of Georgina

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. HODGSON

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Georgina

MR. HODGSON

(Reprinted as amended by the Administration of Justice Committee)

BILL Pr20

1977

An Act respecting the Township of Georgina

WHEREAS by resolution, the municipal council of the Preamble municipality of the Township of Georgina resolved to examine and redraft the boundaries of the electoral wards in the said Township; and whereas by resolution of the said council held on the 7th day of July, 1975, the said council by by-law No. 676 resolved to redraw the electoral boundaries of the said Township; and whereas the said by-law and the electoral boundaries thereby created required the approval of the Ontario Municipal Board; and whereas the approval of the Ontario Municipal Board was not sought or received with respect to the said by-law for the said electoral boundaries; and whereas an election was held in the said Township on the 6th day of December, 1976 on the assumption that the new boundaries were in order; and whereas it is desirable that the ward boundaries of the said Township be regularized;

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

1.—(1) In the event that a court of competent jurisdiction declares that an invalid election was held in the Township of Georgina or in any ward thereof and orders that a new election be held in the said Township or in any ward thereof, then for purposes of the new election, the Ontario Municipal Board is hereby deemed to have divided the said Township into the wards set forth in the Schedule hereto, pursuant to subsection 2 of section 13 of *The Municipal Act*.

Division of
Township of
Georgina
into wards
in event of
regular
elections

R.S.O. 1970,
c. 284

(2) The wards referred to in subsection 1 shall apply to elections, as defined in *The Municipal Elections Act, 1972*, held in the said Township commencing with the next regular election to be held in 1978.

Regular
elections
1972, c. 95

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

3. The short title of this Act is *The Township of Georgina Act, 1977*. Short title

SCHEDULE

The area municipality of the Township of Georgina is re-divided into seven wards defined as follows:

WARD 1

BEGINNING at the northeast angle of the intersection of the allowance for road between lots 5 and 6, Concession 6 and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970:

THENCE southerly along the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township to the westerly boundary of the Township;

THENCE north and east along the shore of Cooks Bay to Glenwoods Drive;

THENCE easterly along Glenwoods Drive to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concession 4, to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 5 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the point of beginning.

WARD 2

BEGINNING at the northeast angle of the intersection of Baseline Road and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 7th Concession Road to the allowance for road between lots 5 and 6, Concession 6 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Glenwoods Drive;

THENCE westerly along Glenwoods Drive to the westerly boundary of the Township being the east shore of Cooks Bay;

Thence northerly along the east shore of Cooks Bay to Morton Avenue;

Thence easterly along Morton Avenue to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the Baseline Road;

THENCE easterly along the Baseline Road to the point of beginning.

WARD 3

BEGINNING at the northeast angle at the intersection of Boyer's Road and Woodbine Avenue:

THENCE southerly along Woodbine Avenue to Morton Avenue;

THENCE westerly along Morton Avenue to the shore of Cooks Bay;

THENCE northerly along the shore of Cooks Bay to Boyer's Road;

THENCE easterly along Boyer's Road to the place of beginning.

WARD 4

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 18 and 19, Concession 9:

THENCE southerly along the said line to the Baseline Road;

THENCE westerly along the Baseline Road to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Boyer's Road;

THENCE westerly along Boyer's Road to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Snake Island.

WARD 5

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 4 and 5, Concession 8:

THENCE southerly along the said line between lots 4 and 5, Concessions 7 and 8, to Highway No. 48;

THENCE westerly along Highway No. 48 to the boundary line between lots 2 and 3, Concession 7;

THENCE southerly 300 feet more or less to a point;

THENCE westerly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the westerly boundary of the Township of Georgina;

THENCE continuing westerly along the line between lots 20 and 21, Concessions 7 and 8, of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Catering Road;

THENCE northerly along the projection of the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the Baseline Road;

THENCE continuing northerly along the line between lots 18 and 19, Concession 9 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

WARD 6

BEGINNING at the northeast angle at the intersection of the allowance for road between Concessions 7 and 8, Township of Georgina and the shore of Lake Simcoe;

THENCE easterly along the said allowance for road to the line between lots 15 and 16, Concession 7, Township of Georgina;

THENCE southerly along the line between lots 15 and 16, Concessions 7, 6 and 5 to the allowance for road between Concessions 4 and 5, Township of Georgina;

THENCE westerly along the said allowance for road to the line between lots 12 and 13, Concession 4;

THENCE southerly along the line between lots 12 and 13, Concessions 4, 3, 2 and 1 to the southerly boundary of the Township of Georgina;

THENCE westerly along the southerly boundary of the Township of Georgina to the boundary line between Concessions 6 and 7 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the line between Concessions 6 and 7 to Baseline Road;

THENCE easterly along Baseline Road to the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the projection of the line between lots 18 and 19, Concession 8 to Catering Road at a point between lots 20 and 21, Concession 7;

THENCE easterly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the easterly boundary of the Township of Georgina;

THENCE continuing along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Highway No. 48;

THENCE northerly 300 feet more or less to a point;

THENCE easterly along Highway No. 48 to the boundary line between lots 4 and 5, Concession 7, Township of Georgina;

THENCE northerly along the said line between lots 4 and 5, Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Georgina Island.

WARD 7

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the easterly boundary of the Township of Georgina;

THENCE southerly along the easterly boundary of the Township of Georgina to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township of Georgina to the line between lots 12 and 13, Concession 1;

THENCE northerly along the line between lots 12 and 13, Concessions 1, 2, 3 and 4 to the allowance for road between Concessions 4 and 5;

THENCE easterly along the allowance for road between Concessions 4 and 5 to the line between lots 15 and 16, Concession 5;

THENCE northerly along the line between lots 15 and 16, Concessions 5, 6 and 7 to the allowance for road between Concessions 7 and 8;

THENCE westerly along the allowance for road between Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE north and easterly along the shore of Lake Simcoe to the place of beginning.

An Act respecting
the Township of Georgina

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. HODGSON

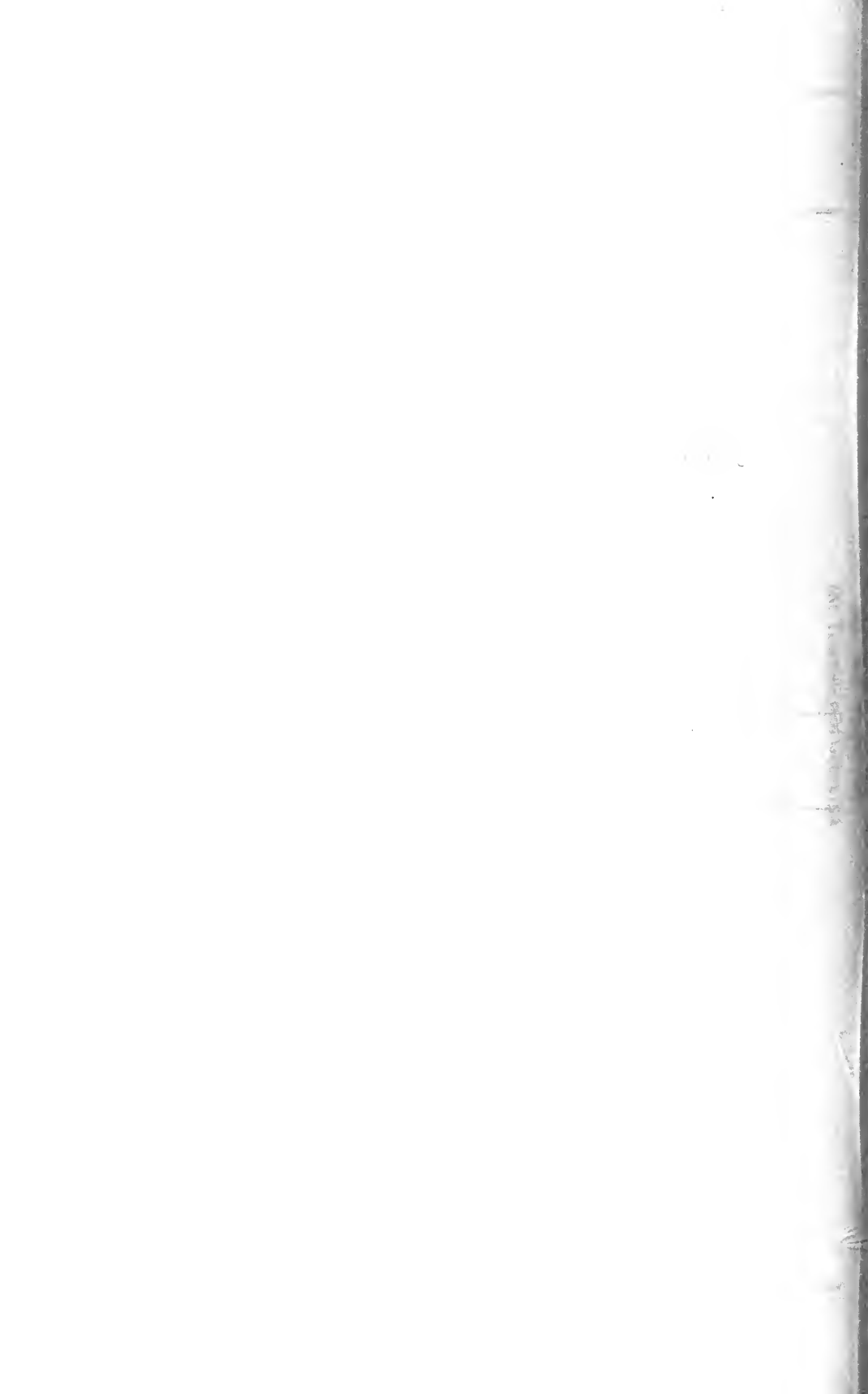
*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr20

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Township of Georgina

MR. HODGSON



BILL Pr20

1977

An Act respecting the Township of Georgina

WHEREAS by resolution, the municipal council of the Preamble
municipality of the Township of Georgina resolved to
examine and redraft the boundaries of the electoral wards in
the said Township; and whereas by resolution of the said council
held on the 7th day of July, 1975, the said council by
by-law No. 676 resolved to redraw the electoral boundaries
of the said Township; and whereas the said by-law and the
electoral boundaries thereby created required the approval
of the Ontario Municipal Board; and whereas the approval
of the Ontario Municipal Board was not sought or received
with respect to the said by-law for the said electoral bound-
aries; and whereas an election was held in the said Township
on the 6th day of December, 1976 on the assumption that
the new boundaries were in order; and whereas it is desirable
that the ward boundaries of the said Township be regularized;

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

1.—(1) In the event that a court of competent jurisdiction
declares that an invalid election was held in the Township of
Georgina or in any ward thereof and orders that a new
election be held in the said Township or in any ward thereof,
then for purposes of the new election, the Ontario Municipal
Board is hereby deemed to have divided the said Township
into the wards set forth in the Schedule hereto, pursuant to
subsection 2 of section 13 of *The Municipal Act*.

Division of
Township of
Georgina
into wards
in event of
regular
elections

R.S.O. 1970,
c. 284

(2) The wards referred to in subsection 1 shall apply to
elections, as defined in *The Municipal Elections Act, 1972*,
held in the said Township commencing with the next regular
election to be held in 1978.

Regular
elections
1972, c. 95

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

3. The short title of this Act is *The Township of Georgina*
Act, 1977. Short title

SCHEDULE

The area municipality of the Township of Georgina is re-divided into seven wards defined as follows:

WARD 1

BEGINNING at the northeast angle of the intersection of the allowance for road between lots 5 and 6, Concession 6 and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970:

THENCE southerly along the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township to the westerly boundary of the Township;

THENCE north and east along the shore of Cooks Bay to Glenwoods Drive;

THENCE easterly along Glenwoods Drive to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concession 4, to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 5 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE easterly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the point of beginning.

WARD 2

BEGINNING at the northeast angle of the intersection of Baseline Road and the 7th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the 7th Concession Road to the allowance for road between lots 5 and 6, Concession 6 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concessions 5 and 6 to the 5th Concession Road of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the 5th Concession Road to the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE westerly along the allowance for road between lots 5 and 6, Concession 4 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Glenwoods Drive;

THENCE westerly along Glenwoods Drive to the westerly boundary of the Township being the east shore of Cooks Bay;

Thence northerly along the east shore of Cooks Bay to Morton Avenue;

Thence easterly along Morton Avenue to Woodbine Avenue;

THENCE northerly along Woodbine Avenue to the Baseline Road;

THENCE easterly along the Baseline Road to the point of beginning.

WARD 3

BEGINNING at the northeast angle at the intersection of Boyer's Road and Woodbine Avenue:

THENCE southerly along Woodbine Avenue to Morton Avenue;

THENCE westerly along Morton Avenue to the shore of Cooks Bay;

THENCE northerly along the shore of Cooks Bay to Boyer's Road;

THENCE easterly along Boyer's Road to the place of beginning.

WARD 4

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 18 and 19, Concession 9:

THENCE southerly along the said line to the Baseline Road;

THENCE westerly along the Baseline Road to Woodbine Avenue;

THENCE southerly along Woodbine Avenue to Boyer's Road;

THENCE westerly along Boyer's Road to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Snake Island.

WARD 5

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the line between lots 4 and 5, Concession 8:

THENCE southerly along the said line between lots 4 and 5, Concessions 7 and 8, to Highway No. 48;

THENCE westerly along Highway No. 48 to the boundary line between lots 2 and 3, Concession 7;

THENCE southerly 300 feet more or less to a point;

THENCE westerly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the westerly boundary of the Township of Georgina;

THENCE continuing westerly along the line between lots 20 and 21, Concessions 7 and 8, of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Catering Road;

THENCE northerly along the projection of the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the Baseline Road;

THENCE continuing northerly along the line between lots 18 and 19, Concession 9 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

WARD 6

BEGINNING at the northeast angle at the intersection of the allowance for road between Concessions 7 and 8, Township of Georgina and the shore of Lake Simcoe;

THENCE easterly along the said allowance for road to the line between lots 15 and 16, Concession 7, Township of Georgina;

THENCE southerly along the line between lots 15 and 16, Concessions 7, 6 and 5 to the allowance for road between Concessions 4 and 5, Township of Georgina;

THENCE westerly along the said allowance for road to the line between lots 12 and 13, Concession 4;

THENCE southerly along the line between lots 12 and 13, Concessions 4, 3, 2 and 1 to the southerly boundary of the Township of Georgina;

THENCE westerly along the southerly boundary of the Township of Georgina to the boundary line between Concessions 6 and 7 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE northerly along the line between Concessions 6 and 7 to Baseline Road;

THENCE easterly along Baseline Road to the line between lots 18 and 19, Concession 9 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970;

THENCE southerly along the projection of the line between lots 18 and 19, Concession 8 to Catering Road at a point between lots 20 and 21, Concession 7;

THENCE easterly along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to the easterly boundary of the Township of Georgina;

THENCE continuing along the projection of the line between lots 20 and 21, Concessions 7 and 8 of the Township of North Gwillimbury as it existed on the 31st day of December, 1970 to Highway No. 48;

THENCE northerly 300 feet more or less to a point;

THENCE easterly along Highway No. 48 to the boundary line between lots 4 and 5, Concession 7, Township of Georgina;

THENCE northerly along the said line between lots 4 and 5, Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE northerly and easterly along the shore of Lake Simcoe to the place of beginning.

This Ward also includes all of Georgina Island.

WARD 7

BEGINNING at the northeast angle at the intersection of the shore of Lake Simcoe and the easterly boundary of the Township of Georgina;

THENCE southerly along the easterly boundary of the Township of Georgina to the southerly boundary of the Township;

THENCE westerly along the southerly boundary of the Township of Georgina to the line between lots 12 and 13, Concession 1;

THENCE northerly along the line between lots 12 and 13, Concessions 1, 2, 3 and 4 to the allowance for road between Concessions 4 and 5;

THENCE easterly along the allowance for road between Concessions 4 and 5 to the line between lots 15 and 16, Concession 5;

THENCE northerly along the line between lots 15 and 16, Concessions 5, 6 and 7 to the allowance for road between Concessions 7 and 8;

THENCE westerly along the allowance for road between Concessions 7 and 8 to the shore of Lake Simcoe;

THENCE north and easterly along the shore of Lake Simcoe to the place of beginning.

An Act respecting
the Township of Georgina

1st Reading

October 27th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. HODGSON

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Fuller-Austin of Canada Limited**

MR. McCAFFREY



BILL Pr21

1977

**An Act respecting
Fuller-Austin of Canada Limited**

WHEREAS Fuller-Austin Insulation Company, herein-^{Preamble}
after called the Applicant, hereby represents that Fuller-Austin of Canada Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 4th day of June, 1958; that the Minister of Consumer and Commercial Relations by order dated the 3rd day of January, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 7th day of February, 1973; that the Applicant is the successor to the company which was the beneficial owner of all the outstanding shares of the Corporation at the time of the dissolution of the Corporation; that the Corporation's default in filing annual returns occurred through inadvertence; and that the Corporation at the time of its dissolution was, and now is, actively carrying on the business authorized by its letters patent; and whereas the Applicant has made application for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

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

1. Fuller-Austin of Canada Limited, incorporated by letters patent dated the 4th day of June, 1958, 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.

**Fuller-
Austin of
Canada
Limited
revived**

Commence-
ment

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

Short title

3. The short title of this Act is *The Fuller-Austin of Canada Limited Act, 1977*.







An Act respecting
Fuller-Austin of Canada Limited

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. MCCAFFREY

(Private Bill)

BILL Pr21

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Fuller-Austin of Canada Limited**

MR. McCAFFREY

Printed by the University of Toronto Press

BILL Pr21

1977

**An Act respecting
Fuller-Austin of Canada Limited**

WHEREAS Fuller-Austin Insulation Company, herein-^{Preamble}
after called the Applicant, hereby represents that Fuller-Austin of Canada Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 4th day of June, 1958; that the Minister of Consumer and Commercial Relations by order dated the 3rd day of January, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, being chapter 53 of the Revised Statutes of Ontario, 1970, cancelled the certificate of incorporation of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 7th day of February, 1973; that the Applicant is the successor to the company which was the beneficial owner of all the outstanding shares of the Corporation at the time of the dissolution of the Corporation; that the Corporation's default in filing annual returns occurred through inadvertence; and that the Corporation at the time of its dissolution was, and now is, actively carrying on the business authorized by its letters patent; and whereas the Applicant has made application for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

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

1. Fuller-Austin of Canada Limited, incorporated by letters patent dated the 4th day of June, 1958, 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.

Fuller-Austin of
Canada
Limited
revived

Commence-
ment

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

Short title

3. The short title of this Act is *The Fuller-Austin of Canada Limited Act, 1977*.







An Act respecting
Fuller-Austin of Canada Limited

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. MCCAFFREY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Borough of Etobicoke

MR. LELUK

Handwritten text, possibly a page number or title, oriented vertically on the right edge of the page.

BILL Pr22

1977

An Act respecting the Borough of Etobicoke

WHEREAS The Corporation of the Borough of Etobicoke, ^{Preamble} herein called the Corporation, hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

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 enacted by the council of the Corpora- ^{Authority to pass by-laws establishing neutering clinics} tion to establish a clinic or clinics within the Borough of Etobicoke for the spaying or neutering of domestic animals without cost to the owners of such animals, or upon payment to the Corporation of such fees as may be established by by-law.

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

3. The short title of this Act is *The Borough of Etobicoke* ^{Short title} Act, 1977.

An Act respecting the
Borough of Etobicoke

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. LEUK

(Private Bill)

BILL Pr22

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Borough of Etobicoke

MR. LELUK



BILL Pr22

1977

An Act respecting the Borough of Etobicoke

WHEREAS The Corporation of the Borough of Etobicoke, ^{Preamble}
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth;
 and whereas it is expedient to grant the application;

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 enacted by the council of the Corpora- ^{Authority}
 tion to establish a clinic or clinics within the Borough of ^{to pass}
 Etobicoke for the spaying or neutering of domestic animals ^{by-laws}
 without cost to the owners of such animals, or upon pay- ^{establishing}
 ment to the Corporation of such fees as may be established ^{neutering}
 by by-law. ^{clinics}

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

3. The short title of this Act is *The Borough of Etobicoke* ^{Short title}
Act, 1977.

An Act respecting the
Borough of Etobicoke

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. LELUK

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Matol Holdings Limited

MR. McCAFFREY

An. 1000 2000 3000 4000 5000 6000 7000 8000 9000 10000

**An Act respecting
Matol Holdings Limited**

WHEREAS John P. Tamai, Jennie Favot and Teresa West, hereby represent that Matol Holdings Limited, herein called the Corporation, was incorporated by letters patent dated the 13th day of October, 1964; that the Minister of Consumer and Commercial Relations by order dated the 13th day of June, 1973 and made under the authority of subsection 2 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 18th day of July, 1973; that the applicants were all of the directors and holders of the common shares of the Corporation at the time of its dissolution; that default in filing annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was and is now actively carrying on the businesses authorized by its letters patent; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,
c. 53

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

1. Matol Holdings Limited, incorporated by letters patent dated the 13th day of October, 1964, 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.

Matol
Holdings
Limited
revived

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

Commence-
ment

3. The short title of this Act is *The Matol Holdings Limited Act, 1977*.

Short title

An Act respecting
Matol Holdings Limited

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. MCCAFFREY

(Private Bill)

BILL Pr23

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Matol Holdings Limited

MR. MCCAFFREY

BILL Pr23

1977

**An Act respecting
Matol Holdings Limited**

WHEREAS John P. Tamai, Jennie Favot and Teresa West, hereby represent that Matol Holdings Limited, herein called the Corporation, was incorporated by letters patent dated the 13th day of October, 1964; that the Minister of Consumer and Commercial Relations by order dated the 13th day of June, 1973 and made under the authority of subsection 2 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 18th day of July, 1973; that the applicants were all of the directors and holders of the common shares of the Corporation at the time of its dissolution; that default in filing annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was and is now actively carrying on the businesses authorized by its letters patent; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970.
c. 53

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

1. Matol Holdings Limited, incorporated by letters patent dated the 13th day of October, 1964, 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.

Matol
Holdings
Limited
revived

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

Commence-
ment

3. The short title of this Act is *The Matol Holdings Limited Act, 1977*.

Short title

An Act respecting
Matol Holdings Limited

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. MCCAFFREY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Niagara Institute for International Studies**

MR. KERRIO



BILL Pr24

1977

An Act respecting Niagara Institute for International Studies

WHEREAS Niagara Institute for International Studies Preamble
hereby represents that it was incorporated under the laws of the Province of Ontario by letters patent dated the 13th day of May, 1971; that the said Institute was founded for the purposes of strengthening leadership within organizations throughout society and for promoting understanding and communication among them; that the said Institute requires the use of lands for occupation by the Institute; that *The Mortmain and Charitable Uses Act* applies to the lands of the said Institute; that it is desirable that the said Institute be relieved from certain effects of the said Act; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application; R.S.O. 1970.
c. 280

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

1. Niagara Institute for International Studies shall have and shall be deemed always to have had power to acquire in mortmain by purchase, lease, gift, devise or bequest and to hold, possess and enjoy without limitation as to the period of holding any land or any estate or interest therein, in the Province of Ontario necessary for the actual use and occupation of Niagara Institute for International Studies or for the carrying on of its undertaking, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time as occasion may require. Power to hold land in mortmain

2. Land acquired or held by Niagara Institute for International Studies shall be disposed of by it within seven years from the time when the land ceases to be necessary for the actual use and occupation of Niagara Institute for International Studies or for carrying on its undertaking. Disposition of land not required for purposes of Institute

Commence-
ment

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

Short title

4. The short title of this Act is *The Niagara Institute for International Studies Act, 1977*.







An Act respecting
Niagara Institute for International Studies

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. KERRIO

(Private Bill)

BILL Pr24

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Niagara Institute for International Studies**

MR. KERRIO



BILL Pr24

1977

An Act respecting Niagara Institute for International Studies

WHEREAS Niagara Institute for International Studies Preamble
hereby represents that it was incorporated under the laws of the Province of Ontario by letters patent dated the 13th day of May, 1971; that the said Institute was founded for the purposes of strengthening leadership within organizations throughout society and for promoting understanding and communication among them; that the said Institute requires the use of lands for occupation by the Institute; that *The Mortmain and Charitable Uses Act* applies to the lands of the said Institute; that it is desirable that the said Institute be relieved from certain effects of the said Act; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

R.S.O. 1970,
c. 280

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

1. Niagara Institute for International Studies shall have and shall be deemed always to have had power to acquire in mortmain by purchase, lease, gift, devise or bequest and to hold, possess and enjoy without limitation as to the period of holding any land or any estate or interest therein, in the Province of Ontario necessary for the actual use and occupation of Niagara Institute for International Studies or for the carrying on of its undertaking, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof or any interest therein from time to time as occasion may require.

Power to
hold land
in mortmain

2. Land acquired or held by Niagara Institute for International Studies shall be disposed of by it within seven years from the time when the land ceases to be necessary for the actual use and occupation of Niagara Institute for International Studies or for carrying on its undertaking.

Disposition
of land not
required for
purposes of
Institute

Commence-
ment

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

Short title

4. The short title of this Act is *The Niagara Institute for International Studies Act, 1977*.







An Act respecting
Niagara Institute for International Studies

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. KERRIO

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sarnia

MR. BLUNDY

Memorandum of Understanding

BILL Pr25

1977

An Act respecting the City of Sarnia

WHEREAS The Corporation of the City of Sarnia, herein Preamble
 called the Corporation, hereby represents that by By-law
 Number 326 of the Town of Sarnia, enacted pursuant to
The Public Parks Act being chapter 190 of the Revised
 Statutes of Ontario, 1887 and finally passed, with the assent of
 the electors, on the 12th day of November, 1888, the Board
 of Park Management of the Town of Sarnia (now the City
 of Sarnia) was established; that the council of the Corporation
 deems it to be in the best interest of the citizens of the
 City of Sarnia that the functions of the said Board be placed
 under the control of the council of the Corporation as a
 department of the Corporation and that all assets and
 liabilities of the said Board become assets and liabilities of
 the Corporation; and whereas the applicant hereby applies
 for special legislation for such purpose; and whereas it is
 expedient to grant the application;

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

1.—(1) The Board of Park Management of the City of
 Sarnia, hereinafter called the Board, is dissolved. Board of
 Park
 Management
 dissolved

(2) Upon the dissolution of the Board, the functions of
 the Board shall be assumed by the council of the Corporation,
 and all the assets and liabilities of the Board shall become
 assets and liabilities of the Corporation, without compensation. Functions,
 assets, etc.,
 of Board
 transferred
 to munici-
 pality

(3) Upon the dissolution of the Board, the employees
 thereof shall become employees of the Corporation and all
 terms and conditions of employment affecting seniority,
 remuneration and other benefits in force with respect to such
 employees shall be assumed by the Corporation. Employees
 of Board
 become
 employees of
 municipality

2. The council of the Corporation shall be deemed to be
 a recreation committee under *The Ministry of Culture and
 Recreation Act, 1974*, and regulations thereunder, a committee Council
 deemed
 committee,
 etc.,
 1974, c. 120

- 1974, c. 80 of management of a community recreation centre under *The Community Recreation Centres Act, 1974*, and a board of park management under *The Public Parks Act*.
- R.S.O. 1970, c. 384
- By-law, repealed **3.** By-law Number 326 of the Town of Sarnia is repealed.
- Commencement **4.** This Act comes into force on the 1st day of January, 1978.
- Short title **5.** The short title of this Act is *The City of Sarnia Act, 1977*.





An Act respecting the City of Sarnia

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. BLUNDY

(Private Bill)

BILL Pr25

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sarnia

MR. BLUNDY



BILL Pr25

1977

An Act respecting the City of Sarnia

WHEREAS The Corporation of the City of Sarnia, herein Preamble
 called the Corporation, hereby represents that by By-law
 Number 326 of the Town of Sarnia, enacted pursuant to
The Public Parks Act being chapter 190 of the Revised
 Statutes of Ontario, 1887 and finally passed, with the assent of
 the electors, on the 12th day of November, 1888, the Board
 of Park Management of the Town of Sarnia (now the City
 of Sarnia) was established; that the council of the Corporation
 deems it to be in the best interest of the citizens of the
 City of Sarnia that the functions of the said Board be placed
 under the control of the council of the Corporation as a
 department of the Corporation and that all assets and
 liabilities of the said Board become assets and liabilities of
 the Corporation; and whereas the applicant hereby applies
 for special legislation for such purpose; and whereas it is
 expedient to grant the application;

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

1.—(1) The Board of Park Management of the City of Board of
Park
Management
dissolved
 Sarnia, hereinafter called the Board, is dissolved.

(2) Upon the dissolution of the Board, the functions of Functions,
assets, etc.,
of Board
transferred
to muni-
cipality
 the Board shall be assumed by the council of the Corporation,
 and all the assets and liabilities of the Board shall become
 assets and liabilities of the Corporation, without compensation.

(3) Upon the dissolution of the Board, the employees Employees
of Board
become
employees of
municipality
 thereof shall become employees of the Corporation and all
 terms and conditions of employment affecting seniority,
 remuneration and other benefits in force with respect to such
 employees shall be assumed by the Corporation.

2. The council of the Corporation shall be deemed to be Council
deemed
committee.
etc.,
1974, c. 120
 a recreation committee under *The Ministry of Culture and
 Recreation Act, 1974*, and regulations thereunder, a committee

- 1974, c. 80 of management of a community recreation centre under *The Community Recreation Centres Act, 1974*, and a board of park management under *The Public Parks Act*.
- R.S.O. 1970, c. 384
- By-law, repealed **3.** By-law Number 326 of the Town of Sarnia is repealed.
- Commence-
ment **4.** This Act comes into force on the 1st day of January, 1978.
- Short title **5.** The short title of this Act is *The City of Sarnia Act, 1977*.





1st Reading

October 27th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

November 22nd, 1977

MR. BLUNDY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville



An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, herein called Preamble
the Corporation, hereby represents that on the 4th day of
October, 1976, By-law Number 5537 was passed by the council of
the Corporation for submitting to the electors the question:

“Are you in favour of the election of Aldermen

By ward?

By city-wide vote?”;

and that the said question was submitted to the electors on the
6th day of December, 1976, and a majority of the electors voted
in favour of the election of aldermen by ward; and that the council
is desirous of carrying into effect the wishes of the electors; and
whereas the Corporation hereby applies for special legislation to
effect such purpose; and whereas it is expedient to grant the
application;

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

1. Section 6 of *The City of Windsor (Amalgamation) Act, 1935*, 1935,
as re-enacted by the Statutes of Ontario, 1971, chapter 133, c. 74, s. 6,
section 1, is repealed and the following substituted therefor: re-enacted

6.—(1) Notwithstanding any general or special Act, com- Composition
mencing the 1st day of January, 1979, the council of the of council
Corporation shall be composed of a mayor, who shall be
elected by a general vote of the electors and ten aldermen,
two of whom shall be elected by the electors of each ward
in the City of Windsor.

(2) Notwithstanding the provisions of this or any other O.M.B.
Act, upon the application of the council of the Corporation, may vary
the Ontario Municipal Board may, by order, vary the com- composition
position of the council of the Corporation. of council

2. This Act comes into force on the day it receives Royal Assent. Commence-
3. The short title of this Act is *The City of Windsor Act, 1977*. Short title

An Act respecting the
City of Windsor

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. NEWMAN
Windsor-Walkerville

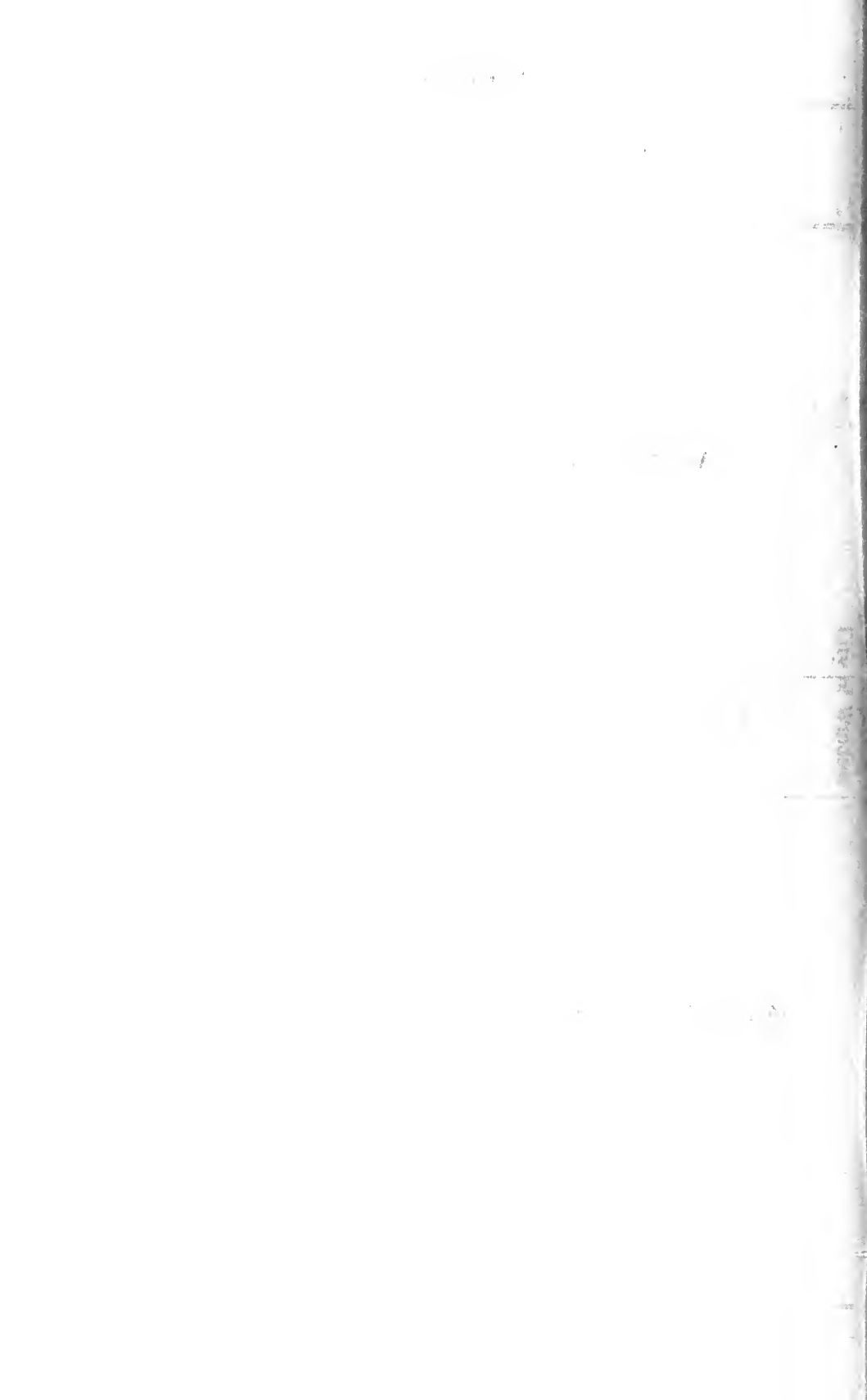
(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville

(Reprinted as amended by the Administration of Justice Committee)



An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, herein called Preamble the Corporation, hereby represents that on the 4th day of October, 1976, By-law Number 5537 was passed by the council of the Corporation for submitting to the electors the question:

“Are you in favour of the election of Aldermen

By ward?

By city-wide vote?”;

and that the said question was submitted to the electors on the 6th day of December, 1976, and a majority of the electors voted in favour of the election of aldermen by ward; and that the council is desirous of carrying into effect the wishes of the electors; and whereas the Corporation hereby applies for special legislation to effect such purpose; and whereas it is expedient to grant the application;

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

1. Section 6 of *The City of Windsor (Amalgamation) Act, 1935*,
as re-enacted by the Statutes of Ontario, 1971, chapter 133,
section 1, is amended by adding thereto the following sub-
sections: 1935,
c. 74, s. 6,
re-enacted



(2) Notwithstanding subsection 1 or section 28 of *The Municipal Act*, commencing the 1st day of January, 1979, the council of the Corporation shall be composed of a mayor, elected by general vote, and at least 1 alderman for each ward, so providing that each ward shall have equal representation by aldermen. Election of
aldermen
by wards
R.S.O. 1970,
c. 284



(3) Notwithstanding the provisions of this or any other Act, upon the application of the council of the Corporation, the Ontario Municipal Board may, by order, vary the composition of the council of the Corporation. O.M.B.
may vary
composition
of council

Division into polling subdivisions 1972, c. 95

2. Notwithstanding subsection 1 of section 17 of *The Municipal Elections Act, 1972*, the City Clerk shall, for the purposes of the municipal election to be held in 1978, divide the City of Windsor into polling subdivisions, and, not later than the 1st day of June, 1978, inform the assessment commissioner of the boundaries of each subdivision.

Commencement

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

Short title

4. The short title of this Act is *The City of Windsor Act, 1977*.



Handwritten text on the right edge of the page, possibly bleed-through from the reverse side. The text is faint and partially obscured by the binding edge.

1000

An Act respecting the
City of Windsor

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. NEWMAN
Windsor-Walkerville

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr27

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Windsor

MR. NEWMAN
Windsor-Walkerville



An Act respecting the City of Windsor

WHEREAS The Corporation of the City of Windsor, herein called Preamble the Corporation, hereby represents that on the 4th day of October, 1976, By-law Number 5537 was passed by the council of the Corporation for submitting to the electors the question:

“Are you in favour of the election of Aldermen

By ward?

By city-wide vote?”;

and that the said question was submitted to the electors on the 6th day of December, 1976, and a majority of the electors voted in favour of the election of aldermen by ward; and that the council is desirous of carrying into effect the wishes of the electors; and whereas the Corporation hereby applies for special legislation to effect such purpose; and whereas it is expedient to grant the application;

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

1. Section 6 of *The City of Windsor (Amalgamation) Act, 1935*,^{1935, c. 74, s. 6, re-enacted} as re-enacted by the Statutes of Ontario, 1971, chapter 133, section 1, is amended by adding thereto the following subsections:

(2) Notwithstanding subsection 1 or section 28 of *The Municipal Act*, commencing the 1st day of January, 1979, the council of the Corporation shall be composed of a mayor, elected by general vote, and at least 1 alderman for each ward, so providing that each ward shall have equal representation by aldermen. Election of aldermen by wards R.S.O. 1970, c. 284

(3) Notwithstanding the provisions of this or any other Act, upon the application of the council of the Corporation, the Ontario Municipal Board may, by order, vary the composition of the council of the Corporation. O.M.B. may vary composition of council

Division
into
polling
subdivisions
1972, c. 95

2. Notwithstanding subsection 1 of section 17 of *The Municipal Elections Act, 1972*, the City Clerk shall, for the purposes of the municipal election to be held in 1978, divide the City of Windsor into polling subdivisions, and, not later than the 1st day of June, 1978, inform the assessment commissioner of the boundaries of each subdivision.

Commence-
ment

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

Short title

4. The short title of this Act is *The City of Windsor Act, 1977*.



177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200



An Act respecting the
City of Windsor

1st Reading

October 27th, 1977

2nd Reading

December 9th, 1977

3rd Reading

December 9th, 1977

MR. NEWMAN
Windsor-Walkerville

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Hamilton

MR. DEANS

10 20 30 40 50 60 70 80 90 100

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton considers Preamble
it desirable to increase the membership of the board of directors
of The Hamilton Performing Arts Corporation, Inc. from nine
members to thirteen members to be appointed by the council of
The Corporation of the City of Hamilton; and whereas the applicant
hereby applies for special legislation for such purpose; and whereas
it is expedient to grant the application;

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 Hamilton Act, 1972*, being chapter 178, 1972,
c. 178, s. 3,
re-enacted
as re-enacted by the Statutes of Ontario, 1975, chapter 97,
section 3, is repealed and the following substituted therefor:
 3. The board shall be comprised of thirteen members of Board of
directors
whom, at least,
 - (a) four directors shall be members of council; and
 - (b) five directors shall not be members of council.
2. This Act comes into force on the day it receives Royal Assent. Commence-
ment
3. The short title of this Act is *The City of Hamilton Act, 1977*. Short title

An Act respecting the
City of Hamilton

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. DEANS

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Hamilton

MR. DEANS

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr28

1977

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton considers Preamble
it desirable to increase the membership of the board of directors
of The Hamilton Performing Arts Corporation, Inc. from nine
members to thirteen members to be appointed by the council of
The Corporation of the City of Hamilton; and whereas the applicant
hereby applies for special legislation for such purpose; and whereas
it is expedient to grant the application;

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 Hamilton Act, 1972*, being chapter 178, 1972,
as re-enacted by the Statutes of Ontario, 1975, chapter 97, c. 178, s. 3,
section 3, is repealed and the following substituted therefor: re-enacted
 3. The board shall be comprised of thirteen members of Board of
whom, at least, directors
 - (a) four directors shall be members of council; and
 - (b) seven directors shall not be members of council.
2. This Act comes into force on the day it receives Royal Assent. Commence-
ment
3. The short title of this Act is *The City of Hamilton Act, 1977*. Short title

An Act respecting the
City of Hamilton

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. DEANS

*(Reprinted as amended by the Administration
of Justice Committee)*

BILL Pr28

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Hamilton

MR. DEANS

BILL Pr28

1977

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton considers Preamble
it desirable to increase the membership of the board of directors
of The Hamilton Performing Arts Corporation, Inc. from nine
members to thirteen members to be appointed by the council of
The Corporation of the City of Hamilton; and whereas the applicant
hereby applies for special legislation for such purpose; and whereas
it is expedient to grant the application;

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 Hamilton Act, 1972*, being chapter 178, ^{1972,}
as re-enacted by the Statutes of Ontario, 1975, chapter 97, ^{c. 178, s. 3,}
section 3, is repealed and the following substituted therefor:
 3. The board shall be comprised of thirteen members of ^{Board of}
whom, at least, ^{directors}
 - (a) four directors shall be members of council; and
 - (b) seven directors shall not be members of council.
2. This Act comes into force on the day it receives Royal Assent. Commence-
ment
3. The short title of this Act is *The City of Hamilton Act, 1977*. Short title

An Act respecting the
City of Hamilton

1st Reading

October 27th, 1977

2nd Reading

November 25th, 1977

3rd Reading

November 25th, 1977

MR. DEANS

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting the
Township of East Zorra-Tavistock**

MR. EATON

BILL Pr29

1977

**An Act respecting the
Township of East Zorra-Tavistock**

WHEREAS The Corporation of the Township of East Zorra-Tavistock, herein called the Corporation, hereby represents that the council of the Corporation passed By-law 27-75 authorizing the construction of a drainage works known as the Innerkip Drainage Works and authorizing the debenturing of certain sums required to pay for the said drainage works and authorizing the Corporation to assess, levy and collect the amount of special rates set forth as a schedule of assessment contained in an engineer's report prepared pursuant to *The Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, as revised by a Court of Revision, and further revised by His Honour Judge Dick, of the County Court of the County of Oxford; that the council of the Corporation passed the said by-law pursuant to the provisions of *The Drainage Act*, but not in strict compliance therewith; that the said by-law was not amended to carry out the revisions made to the said schedule of assessment by the Court of Revision and by the judge of the County Court; and further that the said by-law contained an error in that it authorized the Corporation to issue debentures instead of The Corporation of the County of Oxford; that the Corporation proceeded to apply to the Ontario Municipal Board to authorize the issuance of the said debentures in the sum of \$120,200 but that the Corporation proceeded with the said drainage works without first obtaining the approval of the Ontario Municipal Board; and whereas the applicant hereby applies for special legislation validating the said by-law, and amending the said by-law; and whereas it is expedient to grant the application;

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 *The Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, *The Drainage Act*,

By-law 27-75,
as amended,
ratified

1975, c. 79
R.S.O. 1970,
c. 323
1974, c. 57

1975 or section 65 of *The Ontario Municipal Board Act*, and subject to section 91 of *The County of Oxford Act, 1974*, By-law 27-75 of the Corporation, as amended by this Act and set out in Schedule A hereto, finally passed by the council of the Corporation on the 18th day of May, 1977, authorizing construction of the Innerkip Drainage Works and authorizing the issuance of debentures to provide funds otherwise not provided for and providing for the assessment, levy and collection of the special rates set out in the aforesaid engineer's report, as revised by a Court of Revision and further revised by the judge of the County Court of the County of Oxford and set out as Schedule B hereto, is hereby declared to be valid, in full force and effect and binding upon the Corporation and its respective ratepayers in accordance with the provisions thereof.

By-law 27-75,
amended

2. Section 2 of By-law 27-75 of the Corporation is amended by striking out the expression "may issue debentures of the Corporation" where that expression occurs and inserting in lieu thereof "The Corporation of the County of Oxford may issue debentures on behalf of the Corporation".

Application
of
R.S.O. 1970,
c. 323,
ss. (55-58)

3. Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply with respect to any by-law passed under section 1 and to any debentures issued thereunder.

Order of
O.M.B.
deemed
issued

4. 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 of the Innerkip Drainage Works referred to in section 1 and authorizing The Corporation of the County of Oxford to issue the debentures mentioned in section 1.

Commence-
ment

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

Short title

6. The short title of this Act is *The Township of East Zorra-Tavistock Act, 1977*.

SCHEDULE A

THE CORPORATION OF THE TOWNSHIP OF

EAST ZORRA - TAVISTOCK

COUNTY OF OXFORD

BY-LAW NO. 27-75

INNERKIP DRAINAGE WORKS

A By-law to provide for a Drainage Work in the Township of East Zorra-Tavistock in the County of Oxford and for borrowing on the credit of the Municipality the sum of

Two hundred and seventy four thousand, six hundred nineteen dollars
(\$274,619.00)
being the amount necessary for completing the drainage work.

WHEREAS Council has received a petition of the Road Superintendent for improvement of drainage of road allowances in Innerkip

AND WHEREAS Council has appointed an Engineer under Section 53 of the Drainage Act R.S.O. 1970, for the better use of the Mall, Joe Sim, Yeo and Thomas Drains as affecting the Village of Innerkip being the following lands

Con 16, Pt. Lots 10-13; Con. 17, Pt. Lots 9-14; Reg. Plan 1071, Lots 1-42; Reg. Plan 35, Lots 2-28, 36 & 37; Reg. Plan 241, Lots 1-5; Reg. Plan 80, Lots 1-12; Reg. Plan 111, Lots 1-138 & Block "A"; Reg. Plan 59, Block "A"; Coleman St., Blandford St., Queen St., James St., George St., Main St., Burton St., Vincent St., Day St., Briar Drive, Thames Ave., Balsam St., Stratford St., Cty Rd., #33, Mill St., Con. Rd. 16 & 17, Young St.

AND WHEREAS the Council of the Township of East Zorra-Tavistock procured a report made by Ken A. Smart, P.Eng., 13 Spetz Street, Kitchener, Ontario and the report is as previously circulated;

AND WHEREAS the Council is of the opinion that the drainage of the area is desirable:

THEREFORE the Council of the Township of East Zorra-Tavistock pursuant to the Drainage Act 1970, enacts as follows:

1. The report is hereby adopted and the drainage work as herein indicated and set forth is authorized and shall be completed in accordance therewith.
2. The Corporation of the Township of East Zorra-Tavistock may borrow on the Credit of the Corporation, the sum of:

Two hundred and seventy four thousand, six hundred nineteen dollars
(274,619.00)

Using the funds necessary for the drainage works not otherwise provided for; provided that such sums shall be reduced by the amount of grants & commuted payments with respect to the lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50.00 each, and payable within five (5) years from the date of such debentures with interest at the prevailing rates at the time construction of the drain is completed.

3. The payments shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the parcels or part of parcel, herein mentioned and the amount of total special rates and interest against each parcel or part of parcel respectively shall be divided into five (5) equal parts and one such part shall be assessed, levied and collected as aforesaid in each year for five (5) years, after the passing of this by-law during which the debentures have to run.

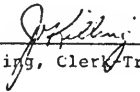
4. All sums of money of \$25.00 or under are payable by cash only.

5. That this by-law be printed and a copy mailed to each ratepayer in the watershed.

6. That this by-law comes into force on the final passing thereof, and may be cited as the Innerkip Drainage Works By-law.

READ a first and second time this 28th. day of May, 1975.

READ a third time and finally passed this 13th day of May 197⁵.



J.V. Killing, Clerk-Treasurer



Harold VOIGT, (Mayor)

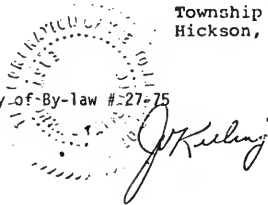
NOTICE

NOTICE is hereby given that the Drainage COURT OF REVISION will be held in the TOWNSHIP HALL, Hickson, Ontario on Wednesday, June 25th., 1975 at 1:15 p.m. to hear and consider any complaints which may be made under the foregoing by-law over which the said Court has jurisdiction. All appeals to be in writing and be in the Clerk's Office on or before Friday, June 13th., 1975 at 4:30 p.m.

AND further Notice is hereby given that anyone intending to appeal to have the by-law quashed, must not later than ten (10) days after the final passing thereof, serve a notice in writing upon the Clerk of the Municipality of his intention to make application for that purpose to the Referee, during the three months after the final passing of the said by-law .

John V. Killing, Clerk-Treasurer,
Township of East Zorra-Tavistock,
Hickson, Ontario

Certified a true copy of By-law #27-75



SCHEDULE B

INNERKIP DRAINAGE WORKS

TOWNSHIP OF EAST ZORRA-TAVISTOCK

Engineer's Report,
amended to reflect revisions of a
Court of Revision and of His Honour
Judge Dick, in the County Court of
the County of Oxford, in a Judgment
dated the 4th day of November, 1976.

Kitchener, Ontario
February 26, 1975

INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

To the Mayor and Council of
the Township of East Zorra-Tavistock

Gentlemen:

I am pleased to present my report on the construction of the Innerkip Drainage Works. This drainage works involves the reconstruction, improvement to, consolidation of and/or extension of the Yeo, Thomas, Hall and Joe Sim Drains presently serving parts of the Police Village of Innerkip plus other lands in Lots 9 to 14, Concessions 16 and 17 in the Township of East Zorra-Tavistock. As well new branch drains are involved to better serve the affected lands and roads.

This report was prepared in accordance with instructions received from your Clerk with respect to a motion of the Township Council, said Council being responsible for both the maintenance and reconstruction of existing municipal drains and for obtaining improved road drainage.

The attached plan, profile, and detail Drawings No.'s 1 to 8, Job No. 7367, specifications and the instructions to tenderers form part of this report. They show and describe in detail the location and extent of the work to be done and the lands which are affected.

Very few records exist of the Thomas, Yeo and Hall (and Gillespie Drain -upstream of the Hall Drain) but the drawings numbered 1 and 2 show the approximate locations of same. The Thomas Drain runs generally easterly from near the intersection of Stratford and Blandford Streets within Innerkip to a catch basin on the east side of Queen Street at which point waters being carried by the drain are allowed to find an outlet in the limestone which underlies the majority of the village at a relatively shallow depth. The Yeo Drain commences in Lot 12, Concession 16 and runs generally southerly and easterly to a point in Lot 10, Concession 17 where, similar to the Thomas Drain, the conveyed waters find an outlet in the limestone strata. (The Gillespie Drain commences in the west part of Lot 13, Concession 17 and runs generally south-easterly to an outlet in the Hall Drain in the south-east corner of

Lot 11, Concession 17.) The Joe Sim Drain the most recent of the drainage works serving the affected lands was constructed in 1964 and lies along Young Street from Coleman Street east to east of Queen Street. The Hall Drain runs southeasterly through built up portions of Innerkip, providing an outlet for the Joe Sim Drain near Young Street and continuing on in a southeasterly direction to an outlet in the Thames River.

I have made an examination of the drainage systems in the affected areas and have found many problems either directly or indirectly related to the functioning of the systems. I found that the Hall and Thomas drains were sized to serve primarily rural lands (and at a level of service below that required by recent design) and are not capable of providing the expected drainage outlet for all adjacent and tributary lands. As a result, there are occasions during any year when adjacent lands and roads are submerged with water. Tributary lands to these drains can not get an adequate outlet and as a result some areas remain undrained thereby adversely affecting the performance of sanitary waste disposal systems. Also the performance of the local roads is reduced by the lack of a drainage outlet. Because of the lack of drainage as described and because of the outletting of two drains (Yeo and Thomas) into rock strata potential sources of problems with water supply systems which originate in the limestone are created. Areas that could be developed for residential or other land uses are faced in many cases with either no outlet or else with an undersized outlet traversing the lands that could be developed.

It is therefore my recommendation that a new drainage system for the village of Innerkip and tributary lands be constructed to eliminate or reduce the above problems.

My proposed drainage scheme involves the construction of the following systems. Firstly, I recommend that a new drain, the Young Street and Mill Side Road Branches, be constructed from the point where the Yeo Drain intersects the north limits of the Mill Side Road (Co. Rd. 33), that it run easterly along but north of the north limits of the County Road to an intersection with the Hall Drain, from this point generally following the route of the Hall Drain to Young Street and from here run along the south side of Young Street to an outlet in the Thames River. This drain would provide an improved outlet for the Yeo and Gillespie Drains serving agricultural lands to the north, would provide an outlet for future residential lands north of the Mill Side Road and along Young Street, would create an adequate sized drain through this part of Innerkip to reduce flooding along the path of the existing Hall Drain and

would provide the required outlet for any other existing or proposed drains required to serve existing residential lands including the Joe Sim Drain. The second drainage system I recommend to be constructed commences at the rock outlet of the Yeo Drain (the Balsam, Blandford, Burton Street and James Street Branches) in Lot 10, Concession 17, runs easterly to Burton Street, along Burton Street to Blandford Street (Co.Rd. 4), north along Blandford Street to Balsam Street and east along Balsam Street to an outlet in the Thames River. There would be three extensions to this drain. The first is proposed south along Blandford Street to the corner of George Street, the second, west along Balsam Street from Blandford Street to Coleman Street and then south along Coleman Street to Briar Drive and the third involves a branch to the south along the unopened James Street up to the rock outlet of the Thomas Drain together with a short extension further south on James Street. This drain and extensions thereto would eliminate the emptying of the Yeo and Thomas Drains into the rock, would provide an outlet to residential lands west of Blandford Street presently lacking such, would reduce or eliminate the flooding of lands east of Blandford Street, would relieve and also provide an outlet for the Thomas Drain, would provide an outlet for future residential lands on both sides of Balsam Street, and would provide an improved outlet for the lands of and adjacent to the public school. The remaining system, I recommend, to be constructed, the Main Street Branch, involves a drain along Main Street from the intersection with the unopened James Street easterly to an outlet in the Thames River. This branch will reduce existing outlet problems along Main Street, provide a potential outlet for a small acreage of developable lands immediately adjacent to Main Street and will also serve to intercept shallow ground water movement, affecting lands in the village in this area.

The proposed work, therefore, consists of approximately 17,402 lineal feet of closed drain including approximately 10,942 lineal feet of 10 to 24 inch diameter concrete field tile, 4,275 lineal feet of 24" to 42" concrete sewer pipe and 2,185 lineal feet of 8" to 54" corrugated steel pipe and 56 concrete catch basins, manholes and junction boxes.

In accordance with Section 8 of the Drainage Act, R.S.O., 1970, I determine the allowances payable to owners entitled thereto as follows:

R.P. or CON.	LOT	OWNER	ALLOWANCE FOR LANDS AND CROPS
<u>Young Street & Mill Side Road Branches</u>			
17	Pt 10	T. Thompson	\$ 290.00
R.P. 111	Pt 93	C. Dykstra	\$ 40.00

R.P. or CON	LOT	OWNER	ALLOWANCES FOR LANDS AND CROPS
17	Pt 10	J. & J. Thompson	\$ 105.00
R.P. 111	Lts 94 - 96	R. & J. Eaton	\$ 970.00
R.P. 111	97	N. Brooks	\$ 115.00
R.P.III	82,83,91	T. McIntyre	\$ 530.00
R.P.III	37	W. & J. Lenhardt	\$ 250.00
R.P.III	35 & 36	M. Racz	\$ 870.00
R.P.III	Pt 25	H. Caldecott	\$ 40.00
R.P.III	26	Lena Brown	\$ 820.00
R.P.35	Pts 36 & 37	Knechtel Milling Co.	\$ 460.00
17	PtSPt 11	J. & L. Matika	\$ 2,890.00
<u>Balsam Street Branch</u>			
17 &			
R.P.III	Pt 10 & 135	J. & J. Jonker	\$ 670.00
R.P.III	130, 134	C. Matheson	\$ 190.00
R.P.III	103, 104	H. Matheson	\$ 100.00
R.P.III	75	B. & J. McIntyre	\$ 50.00
R.P.III	129, 137	C. Matheson	\$ 150.00
R.P.III	105, 106	H. Matheson	\$ 100.00
<u>Main Street Branch</u>			
17	Pt 10	J. & J. Jonker	\$ 235.00
<u>Burton Street Branch</u>			
17	PtWPt 10	Francis Yeo Est.	\$ 1,150.00
<u>James Street Branches</u>			
R.P.III	62-64 115-117 Pts 121, 122-124 & 126	C. Matheson	\$ 85.00
R.P.III	70, 109-114 127-129 136 & 137	C. Matheson	\$ 1,030.00
R.P.III	65	R. & V. Hilderley	\$ 60.00
Total Allowances			<u>\$11,200.00</u>

Total Allowances under Section 8 of the Drainage

Act, R.S.O., 1970 \$ 11,200.00

I have made an estimate of the cost of the proposed work which is outlined in detail as follows:

LABOUR AND EQUIPMENT

1) Balsam Street Branch

Construction of 20 Gabion Baskets (6' X 3' X 3' each) including baskets, stone and installation	\$ 1,500.00
Installation of 2 - 30" steel pipe culverts with gates at tile outlets	\$ 250.00
Installation of 2,160 feet of 24" concrete field tile by tiling machine	\$ 5,400.00
Installation of 172 feet of 24" corrugated steel pipe	\$ 1,200.00
Installation of 338 feet of 36" concrete sewer pipe (no gaskets)	\$ 4,200.00
Installation of 54 feet of 21" corrugated steel pipe	\$ 200.00
Installation of 297 feet of 21" concrete field tile by tiling machine	760.00
Installation of 45 feet of 21", 60 feet of 18" and 60 feet of 15" corrugated steel pipe across roadways	\$ 880.00
Installation of 64 feet of 18" concrete field tile by tiling machine	\$ 225.00
Installation of 260 feet of 16" concrete field tile by tiling machine	\$ 495.00
Construction of 7 - 3' X 4' concrete catch basins with welded grates and concrete aprons	\$ 2,100.00
Construction of 2 - 6' X 6' concrete catch basins with cast iron grates	\$ 2,000.00
Construction of 2 - 2' X 2' concrete catch basins with welded grates and concrete aprons	\$ 400.00
Construction of 3 - 2' X 2' concrete catch basins with cast iron grates and concrete aprons	\$ 900.00
Installation of 15 feet of 8" corrugated steel pipe as catch basin leads	\$ 110.00
Stripping and replacing topsoil and trenching for tiling machine along Balsam Street East and Coleman Street	\$ 750.00

Seeding grassed areas	\$	300.00
Asphalt removal and disposal	\$	150.00
Supply and placement of approximately 850 cu. yd. of gravel	\$	3,000.00
Paving of existing asphalt lane	\$	300.00
Establishment and operation of detour	\$	150.00

ii) Blandford Street Branch

Installation of 152 feet of 30" concrete sewer pipe (no gaskets)	\$	1,800.00
Installation of 1,154 feet of 27" concrete sewer pipe (no gaskets)	\$	11,480.00
Installation of 298 feet of 24" concrete sewer pipe (no gaskets)	\$	3,000.00
Installation of 676 feet of 8" corrugated steel pipe (perforated) (by tiling machine)	\$	1,250.00
Construction of 5 - 60" dia. precast concrete catch basins with cast iron grates	\$	4,500.00
Construction of 3 - 2' X 2' concrete catch basins ditch inlet type with welded grates, one to have a concrete apron	\$	700.00
Construction of 2 - 2' X 2' concrete catch basins with cast iron grates	\$	700.00
Installation of 5 feet of 10", 22 feet of 12", 22 feet of 12" and 35 feet of 12" corrugated steel pipe as catch basin leads	\$	340.00
Removal and disposal of existing asphalt pavement	\$	1,500.00
Sidewalk reconstruction	\$	300.00
Supply and placement of approximately 1,700 cu. yd. of gravel	\$	6,000.00
Establishment and operation of detour	\$	300.00

iii) Burton Street Branch

Installation of 409 feet of 10" corrugated steel pipe by tiling machine (perforated)	\$	820.00
Installation of 1,180 feet of 10" farm tile by tiling machine	\$	1,770.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate		

1 - 2' X 2' concrete catch basin with cast iron grate	
and 1 - 2' X 2' concrete catch basin ditch inlet type with sacked concrete rip-rap protection	\$ 800.00
Trenching for tiling machine	\$ 100.00
Paving of existing asphalt lane	\$ 300.00
Regrading of erroded areas	\$ 100.00
Supply and placement of 100 cu. yd. of gravel	\$ 350.00

iv) James Street Branches: Deleted by decision of His Honour Judge Dick.

v) Main Street Branch

Construction of 9 Gabion Baskets (6' X 3' X 1.5' each) including baskets, stone and installation	\$ 800.00
Installation of 168 feet of 18" corrugated steel pipe with gate	\$ 1,000.00
Installation of 626 feet of 18" concrete field tile by tiling machine wrapped in fiberglass	\$ 1,565.00
Installation of 44 feet of 18" corrugated steel pipe	\$ 350.00
Installation of 384 feet of 16" concrete field tile by tiling machine wrapped in fiberglass	\$ 960.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate	\$ 200.00
Construction of 8 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 2,000.00
Construction of 3 - 2' X 2' concrete junction boxes	\$ 450.00
Installation of 45 feet of 10" and 30 feet of 8" corrugated steel pipe as catch basin leads	\$ 550.00
Excavating edge of road and disposing of materials	\$ 1,000.00
Stripping and replacing sods and topsoil on bank at outlet	\$ 200.00
Supply and placement of 400 cu. yds. of gravel	\$ 1,600.00
Establishment and operation of detour	\$ 150.00

vi) Young Street Branch

Construction of 10 Gabion Baskets (6' X 3' X 2' each) and 5 Gabion Baskets (6' X 2' X 3' each) including baskets, stone and installation	\$ 1,000.00
Installation of 20 feet of 54" corrugated steel pipe with grills	\$ 400.00
Installation of 2,333 feet of 42" concrete sewer pipe with rubber gaskets including 384 feet of radius pipe	\$ 24,670.00
Construction of 6 - 6' X 6' concrete catch basins (4 with ditch inlet lifts and welded grates, 3 with cast iron grates and 1 with vertical grate)	\$ 8,200.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with concrete aprons	\$ 500.00
Installation of 5 feet of 10", 15 feet of 18", 70 feet of 12", 50 feet of 8", 20 feet of 12" and 20 feet of 8" corrugated steel pipe as catch basin leads and drain connections	\$ 500.00
Construction of 60 bags (1 cu. ft. each) of sacked concrete rip-rap at drain outlet	\$ 120.00
Stripping and replacing sods and topsoil along bank at outlet	\$ 300.00
Temporary relocating and replanting of small trees	\$ 400.00
Sodding (with commercial nursery sods) existing lawn areas (private lands only)	\$ 2,700.00
Stripping and/or replacing topsoil	\$ 1,000.00
Clearing and grubbing including removal from site	\$ 200.00
Fence construction	\$ 400.00
Reconstruction of concrete sidewalk	\$ 50.00
Filling of existing ditches and regrading of lands as noted	\$ 200.00
Asphalt removal and disposal	\$ 150.00
Removal of existing laneway culvert	\$ 50.00
Supply and placement of 1,000 cu. yd. of gravel	\$ 3,500.00
Establishment and operation of detour	\$ 150.00

vii) Mill Side Road Branch

Stripping and replacing topsoil	\$ 1,500.00
Excavation of 4,000 cu. yd. of existing ground stockpiling and replacement above completed drain	\$ 3,000.00
Installation of 2,350 feet of 24" concrete field tile by tiling machine	\$ 6,815.00
Installation of 2,270 feet of 21" concrete field tile by tiling machine	\$ 5,675.00
Construction of 2 - 3' X 4' concrete catch basins with concrete apron and welded grates	\$ 600.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 650.00
Construction of 1 - 3' X 6' concrete catch basin	\$ 1,000.00
Installation of 10 feet of 10", 28 feet of 21", and 17 feet of 18" corrugated steel pipe as catch basin leads	\$ 225.00
Installation of 20 feet of 18" tile as catch basin lead	\$ 40.00
Clearing	\$ 50.00
Sub-total Labour and Equipment	<u>\$136,250.00</u>

i) Concrete Field Tile

Supply of the following:

4,510 feet of 24" tile	
2,567 feet of 21" tile	
1,150 feet of 18" tile	
644 feet of 16" tile	
397 feet of 12" tile	
1,674 feet of 10" tile	\$ 26,914.00

ii) Concrete Sewer Pipe

Supply of the following pipe:

1,949 feet of 42" concrete pipe(III R.C.) including 1 elbow section and 1 tee section 15" X 42"	
384 feet of 42" concrete pipe(III R.G.) radius pipe (296 feet 55' radius, 88 feet 100' radius)	
338 feet of 36" concrete pipe III M.J.	
152 feet of 30" concrete pipe III M.J.	
1,154 feet of 27" concrete pipe III M.J.	
298 feet of 24" concrete pipe II M.J.	\$ 63,170.00

iii) Corrugated Steel Pipe

Supply of the following pipe:

- 20 feet of 54" corrugated steel pipe, 12 Ga.
- 2 - 30 foot lengths of 30" corrugated steel pipe, 14 Ga. with rodent gates
- 172 feet of 24" corrugated steel pipe, 14 Ga.
- 1 - 30 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 24 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 45 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 28 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 60 foot length of 18" corrugated steel pipe, 16 Ga.
- 168 feet of 18" corrugated steel pipe with rodent gate
- 1 - 24 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 27 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 17 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 15 foot length of 18" corrugated steel pipe, 16 Ga.
- 60 feet of 15" corrugated steel pipe 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 35 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 20 foot length of 12" corrugated steel pipe, 16 Ga.
- 70 feet of 12" corrugated steel pipe, 16 Ga.
- 409 feet of 10" corrugated steel pipe, 16 Ga. perforated and asphalt coated
- 2 - 5 foot lengths of 10" corrugated steel pipe, 16 Ga.
- 1 - 10 foot length of 10" corrugated steel pipe, 16 Ga.
- 1 - 30 foot length of 10" corrugated steel pipe, 16 Ga.

1 - 15 foot length of 10" corrugated steel pipe, 16 Ga.	
1 - 5 foot length of 8" corrugated steel pipe, 16 Ga.	
2 - 10 foot lengths of 8" corrugated steel pipe, 16 Ga.	
2 - 6 foot lengths of 8" corrugated steel pipe, 16 Ga.	
1 - 16 foot length of 8" corrugated steel pipe, 16 Ga.	
1 - 20 foot length of 8" corrugated steel pipe, 16 Ga.	
50 feet of 8" corrugated steel pipe, 16 Ga.	
676 feet of 8" corrugated steel pipe, 16 Ga. perforated and asphalt coated	\$ 7,590.00
Sub-total Materials	<u>\$ 97,674.00</u>

Allowances under Section 8 of the Drainage Act,	
R.S.O., 1970	\$ 11,200.00
Survey, Plan, and Report	\$ 8,530.00
Assistance and Expenses	\$ 3,645.00
Clerk's Fees	\$ 2,000.00
By-laws	\$ 1,600.00
Contingencies	\$ 5,720.00
Supervision & Final Inspection	<u>\$ 8,000.00</u>
Total Estimated Cost	<u>\$274,619.00</u>

Repairs or improvements rendered necessary to any road culvert or bridge by the performance of this work shall be made by and at the expense of the road authority responsible for the structure.

After completion, this drain shall be maintained by the Township of East Zorra-Tavistock at the expense of all lands and roads assessed in the schedule of assessment and in the same relative proportions, until such time as the assessment is changed under the Drainage Act, R.S.O., 1970.

The existing Hall, Yeo (south of the county road) and Thomas Drains shall hereafter be considered as private drains and the maintenance of such shall be at the discretion of the affected landowner.

The existing Joe Sim Drain is herein incorporated as part of the Innerkip Drainage Works, thereby consolidating the remaining drainage works in the built up portion of Innerkip with this proposed works. In accordance with section 15(2) of the Drainage Act, R.S.O., 1970. I have made an allowance in the assessments to the owners of lands affected by the Joe Sim Drain for their prior outlet assessment of that drainage works. The future maintenance of the Joe Sim Drain shall be at the expense of all lands and roads assessed in the schedule of assessment herein and in the same relative proportions until such time as the assessment is changed under the Drainage Act, R.S.O. 1970.

Should additional and future drainage works, constructed under the Drainage Act, R.S.O., 1970, be required along any lands or roads in the built-up portions including all lands covered by a registered plan of the village of Innerkip if defined to be in the watershed of this report, I recommend that all lands assessed in the schedule of assessment to this report except for lands considered to be agriculture at the time of the future report be assessed for the costs of such further works except for special assessments for benefit to the affected lands and roads in the new report (s). Any outlet assessment against an affected local road (s) shall be distributed amongst all local roads assessed herein (excluding county roads).

It shall be the full responsibility of any affected owner to relocate or replant any legal survey bars affected by the construction of this drainage works. If requested, the engineer will reference any bar that he is made aware of, prior to construction, to possibly facilitate the owners replanting of same.

Respectfully submitted,



K. A. Smart, P. Eng.

KAS:cjn

SCHEDULE OF ASSESSMENT
INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

AS PRO-RATED
 TO REFLECT
 REVISIONS MADE
 BY THE COURT
 OF REVISION AND
 BY THE COUNTY
 COURT

Job No. 7367 CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	REBENEFIT	OUTLET	TOTAL	
*16	N1/2 10	1.0	Mac Ross		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	0.5	E. & S. Bond		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	0.5	R. & G. Breen		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	1.5	V. & R. Jeanson		\$ 135.00	\$ 135.00	135.82
*16	E1/2 E1/2 11	23.0	Francis Yeo Est.		\$ 1,035.00	\$ 1,035.00	1,041.31
*16	SEPt 12	14.0	E. Taylor		\$ 630.00	\$ 630.00	633.84
*16	NE1/4 12	15.0	A. Werkema		\$ 675.00	\$ 675.00	679.11
*16	SE1/4 13	13.0	J. Felton		\$ 585.00	\$ 585.00	588.57
*16	NE1/4 13	1.0	W. Vant Klaphek		\$ 45.00	\$ 45.00	45.27
*17	WPt 10	46.0	Francis Yeo Est.	\$ 2,120.00	\$ 2,226.00	\$ 4,346.00	4,372.52
*17	PtNPt & PtSPt 11	87.0	J. & L. Matika	\$23,710.00	\$ 6,368.00	\$30,078.00	30,261.51
*17	NEPt 11	36.0	J. & E. Vink		\$ 1,620.00	\$ 1,620.00	1,629.88
*17	S1/2 12	55.0	Wm. Chesney & Sons		\$ 2,475.00	\$ 2,475.00	2,490.10
*17	N1/2 12	60.0	V. Turkington		\$ 2,700.00	\$ 2,700.00	2,716.47
*17	W1/2 13	67.0	J. Yeo		\$ 3,015.00	\$ 3,015.00	3,033.40
17	PtW1/2 13	0.25	J. Yeo		\$ 23.00	\$ 23.00	23.15
*17	W1/2 14	11.0	Harold Smith		\$ 495.00	\$ 495.00	498.02

Village of InnerkipColeman Street W/S

			C. & B.				
17	Pt 10	0.35	Miller	\$ 280.00	\$ 71.00	\$ 351.00	353.14
17	Pt 10	0.35	June Goff	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 1071	42	5.5	Oxford Cty. Board of Education	\$ 820.00	\$ 359.00	\$ 1,179.00	1,186.19

Coleman Street E/S

R.P. 35	5	0.25	S. Harwood	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	6	0.25	E. Hagon, Est.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	7	0.25	C. & J. Versteeg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	8	0.25	C. Hagon	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.F. 35	9 & 10	0.50	United Church of Canada	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 35	WPt 11	0.15	T. Siemiernik	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 35	12	0.25	J. Jacques	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	13	0.25	I. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	14	0.25	H. Hildcrley	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	15 & 16	0.50	Bell Canada	\$ 280.00	\$ 101.00	\$ 381.00	333.02
R.P. 35	WPts 17, 18, 19	0.45	W. Hamilton	\$ 280.00	\$ 91.00	\$ 371.00	373.26
R.P. 35	20	0.25	B. & S. Stewart	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	21	0.25	D. & J. Mikitish	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	22	0.25	R. & V. Page	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	Pt 23 S1/2 24	0.35	R. Hilderley	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	Pts 24 & 25	0.35	H. Curtis	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	26SPt 27	0.40	G. Yeo	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 35	NPt 27&28	0.30	G.& R. Arnott	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	Pts 1&2	0.30	Oxford Cty. Board of Education	\$ 210.00	\$ 21.00	\$ 231.00	232.41
R.P. 241	Pt 2, 3 & Spt 4	0.35	F. Saunders	\$ 140.00	\$ 41.00	\$ 181.00	182.10
R.P. 241	SPT 4, 5	0.45	F. Running	\$ 280.00	\$ 91.00	\$ 371.00	373.26

Blandford Street West Side

17	Pt W1/2 9	0.10	H. Hussey	\$ 280.00	\$ 20.00	\$ 300.00	301.83
17	Pt W1/2 9	0.50	L. Kading	\$ 280.00	\$ 101.00	\$ 381.00	383.32
17	Pt W1/2 9 & 10	4.2	Village of Innerkip	\$ 200.00	\$ 347.00	\$ 627.00	630.83
M.P. 35	2	0.25	J. Watson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	3, 4, & Pt 5	0.50	R. & J. Eaton	\$ 280.00	\$ 301.00	\$ 381.00	383.32
R.P. 35	E1/2 5	0.10	R. & J. Eaton	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	6, W1/2 5	0.40	P. Bright	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 35	S1/2 7	0.10	Masonic Lodge	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	Pt N1/2 7	0.10	H. Curtis	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	8, NW1/4 7	0.30	J. Long	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	9	0.25	V. Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	10	0.25	R. Pozza	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	11	0.25	G. Thompson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	12	0.25	F. Lock	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	13	0.25	W. & A. Burton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	14	0.25	G. & L. Erb	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	15	0.25	J. & C. Stadden	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	16	0.25	W. Gamble	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	17, 18, E Pt 17, 18 Coleman 19 rear	0.80	E. Carter	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 35	19	0.25	R. & E. Hanchburg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	20, S1/2 21	0.35	J. Jankauskas	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	N1/2 21, 22	0.35	M. Malcolm	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	23	0.25	D. & D. Schaefer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	24	0.25	R. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 35	25	0.25	H. Curtis	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	26	0.25	D. & S. Wettlaufer	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	27	0.25	H. & R. Carter	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	28	0.25	M. Hall	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	1 & 2	0.60	J. & C. Kreuger	\$ 280.00	\$ 72.00	\$ 352.00	354.15
R.P. 241	3, Spt 4	0.3	F. Saunders	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 241	SHP: 4	0.45	L. & L. Stevenson	\$ 280.00	\$ 91.00	\$ 371.00	373.26
17 & R.P. 35	Pt E1/2 11 & Pts 36, 37	2.00	Knechtel Milling Ltd.	\$ 785.00	\$ 406.00	\$ 1,191.00	1,198.27
17	Pt E1/2 11	0.25	D. A. Post	\$ 210.00	\$ 51.00	\$ 261.00	262.59

CON. or R.P. NO.	APPROX. ACRES LOT AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
---------------------	-------------------------------	-------	---------	--------	-------	--------------

Slandford Street E/S

		W. & C.				
17	Pt 9	0.10 Hanenbury	\$ 140.00	\$ 20.00	\$ 160.00	160.98
P.P. 80	12, Pt 11	0.10 J. Chesney	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	9, 10, Pt 11	0.15 D. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	7 & 8	0.15 A. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	6	0.10 E. & B. Pushie	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	5	0.10 I. Lock	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	3, 4	0.15 G. Fallister	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	2	0.10 L. & J. Vanderwal	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	Pt 1	0.10 J. Long	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 111	Pt 1	0.20 W. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111	Pt 1	0.30 W. & M. Gillespie	\$ 280.00	\$ 61.00	\$ 341.00	343.68
R.P. 111	2	0.30 M. Skillings	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	3	0.25 R. Bean	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	4	0.50 I. & W. Remington	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	S 1/2 5	0.25 H. Curtis	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	N 1/2 5	0.25 Hilderleys Garage Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	S 1/2 6	0.30 J. & M. Hilderley	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	N 1/2 6	0.25 C. & C. Velocci	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 7	0.15 Major Farm Equip.	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	Pt 7	0.15 E. Townsend	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	S Pt 8	0.40 J. Watson	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	N Pt 8	0.35 M. Pelton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	9 & 10	1.1 Presbyterian Church of Can.	\$ 280.00	\$ 206.00	\$ 486.00	488.97
R.P. 111	11	0.25 E. Callan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	12	0.25 J. Walton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 13	0.10 Township of E. Zorra	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 111	Pts 13, 14	0.15 W. & M. Murray	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	15, 16	0.50 G. & B. Chesney	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	17 S 1/2 18	0.35 G. & B. Fetton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	N 1/2 18	0.15 R. & J. Krafft	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	19 & 20	0.35 G. Rowe	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	21 & 22	0.50 E. Sim	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	23, 24 & Pt 25	0.65 H. Caldecott	\$ 330.00	\$ 132.00	\$ 462.00	464.82
R.P. 111	Pt 25 & 26	0.35 Lena Brown	\$ 780.00	\$ 71.00	\$ 851.00	856.19
R.P. 111	Pt 26 & 27	0.25 D. & B. Eltom	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	28	0.25 G. Snarey	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	8	0.60 N. Currah	\$ 280.00	\$ 122.00	\$ 402.00	404.45
R.P. 59	Pt A	0.25 R. Caldecott	\$ 210.00	\$ 51.00	\$ 261.00	262.59

Queen Street W/S

R.P. 111	Pt 29	0.10 S. & L. Addley	\$ 210.00	\$ 20.00	\$ 230.00	231.40
R.P. 111	30, 31, 32, 33	1.00 J. & Y. Major	\$ 280.00	\$ 203.00	\$ 483.00	485.95
R.P. 111	34, 35, 36	0.75 M. Racz	\$ 1,020.00	\$ 152.00	\$ 1,172.00	1,179.15
R.P. 111	37, 38, 39	0.65 W. & J. Lenhardt	\$ 380.00	\$ 122.00	\$ 502.00	505.06
R.P. 111	40, 41, 42	0.60 G. Piggott	\$ 280.00	\$ 82.00	\$ 362.00	364.21
R.P. 111	43	0.25 F. & G. Birtch	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	APPROX. ACRES LOT AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 111 44	0.25	G. & M. Oosterveld	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 45, 46	0.50	J.&V.Riddell	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111 47, 48 & E Pt A	0.70	H. & N. Kowe	\$ 280.00	\$ 142.00	\$ 422.00	424.57
R.P. 111 49	0.25	P. Sheppard	\$ 310.00	\$ 51.00	\$ 361.00	363.20
R.P. 111 50, 51	0.55	P. Sheppard	\$ 380.00	\$ 112.00	\$ 492.00	495.00
R.P. 111 52,NPt53	0.30	E. Sim	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111 S Pt 53	0.20	J. Prow	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111 54,Pt 55	0.25	D.&B.Dafoe	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 Pts 55,56 57,58	0.70	Hilderleys Garage Ltd.	\$ 280.00	\$ 142.00	\$ 422.00	424.57

Queen Street E/S

R.P. 111 61	0.20	H.&L.Burgess	\$ 280.00	\$ 41.00	\$ 321.00	322.96
*R.P. 111 62-64 115-117,Pt121 122-124 & 126	5.0	C.Matheson	\$ 4,460.00	\$ 630.00	\$ 5,090.00	3,156.57
R.P. 111 65	0.30	C.&L.Stadden	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111 66Pt 67	0.40	R.&R. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 68,69	0.40	R.&V. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 71 -74	0.80	S.&V. Smith	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 111 75, 76	0.40	R.&V. McIntyre	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 77, 78	0.40	L.&M. Smith	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 79, 80	0.40	C.&M. Thompson	\$ 210.00	\$ 81.00	\$ 291.00	292.78
R.P. 111 97, 98,81	1.2	N. Brooks	\$ 740.00	\$ 223.00	\$ 963.00	968.88
*R.P. 111 82-88, 85 Pt89 Pt91 Pt92	3.0	T.McIntyre	\$ 3,560.00	\$ 522.00	\$ 4,082.00	4,106.91

Briar Drive W/S

R.P. 1071 1	0.25	J.&C. Saurer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 2	0.25	Innerkip Homesites Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 3	0.25	R.&J. Hall	\$ 280.00	\$ 51.00	\$ 331.00	333.02

Briar Drive S/S

R.P. 1071 4	0.25	E.&B.Horrock	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 5	0.25	D.&H. Eaton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 6	0.25	B.&V.Chambers	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 7	0.25	J.&J. Cunningham	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 8	0.25	M.&A.Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 9	0.25	C.&J. Czerniawski	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 10	0.25	C.&F.Harper	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 11	0.25	R.&M.Gebbie	\$ 280.00	\$ 51.00	\$ 331.00	333.02

Briar Drive N/S

R.P. 1071 12	0.25	B. Currah	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 13	0.25	G.&M. Scott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 14	0.25	G.&H.Millar	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 15	0.25	M. West	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 16	0.25	A. Pullen	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 17	0.25	R.&D. Sager	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 1071	18	0.25	K. & C. Fallowfield	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	19	0.25	P.&P. Bhatt	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	20	0.40	N.&M. Takacs	\$ 280.00	\$ 81.00	\$ 361.00	363.20
<u>Thames Ave. S/S</u>							
R.P. 1071	21, Pt 20	0.20	L.&D. Smith	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 1071	22	0.30	J. Piggott	\$ 290.00	\$ 61.00	\$ 341.00	343.08
R.P. 1071	23	0.25	G.&A. Shaw	\$ 280.00	\$ 51.00	\$ 331.00	
R.P. 1071	24	0.25	R.&J. Thornton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	25	0.25	J.&E. Whitlow	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	26	0.25	N. Vernooy	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	27	0.25	K.&L. Priest	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	28	0.25	J.&J. Bryan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	29	0.25	W.&M. Marshall	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Thames Ave. N/S</u>							
R.P. 1071	30	0.25	R. Brown	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	31	0.25	D.&D. Beres	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	32	0.25	G.&M. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	33	0.25	L.&J. Hancenburg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	34	0.25	R.&L. Devine	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	35	0.25	L. Takacs	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	36, 37	0.55	R.&L. Hilderley	\$ 280.00	\$ 112.00	\$ 392.00	394.39
R.P. 1071	38	0.25	D.&A. Ferguson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	39	0.25	W.&M. Spicer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	40	0.25	K.&T. Deller	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	41	0.25	M. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Burton Street S/S</u>							
R.P. 35	Wpts 2, 3, 4	0.35	J. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	EPts 2, 3, 4	0.35	J. & E. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
<u>Vincent Street N/S</u>							
R.P. 35	EPt 11	0.10	Canadian Order of Foresters	\$ 280.00	\$ 20.00	\$ 300.00	301.83
<u>Balsam Street S/S</u>							
R.P. 35	EPt 23	0.1	R. & J. Christensen	Deleted by Court of Revision	\$ 20.00	\$ 20.00 20.00	20.13
*R.P. 111	7135	2.5	J.&M. Jonker	\$ 1,538.00	\$ 272.00	\$ 1,810.00	1,821.04
*R.P. 111	130-134	2.8	C. Matheson	\$ 1,743.00	\$ 308.00	\$ 2,051.00	1,272.08
R.P. 111	99-104	1.2	H. Matheson	\$ 1,280.00	\$ 181.00	\$ 1,461.00	905.86
<u>Balsam Street S/S</u>							
R.P. 111	Wpt A EPt 13, 14	0.35	J.&H. Vance	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	105-108	0.80	H. Matheson	\$ 715.00	\$ 127.00	\$ 842.00	521.85
*R.P. 111	70, 109-114 127-129 & Pt 136 & 137	6.0	C. Matheson	\$ 7,243.00	\$ 688.00	\$ 7,931.00	4,917.64

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
<u>Main Street S/S</u>							
R.P. 80 & 17	E Pt 1 & Pt 10	0.75	H.G.Culver	\$ 280.00	\$ 152.00	\$ 432.00	434.64
17	Pt 10	0.35	P.M.McMahon	\$ 280.00	\$ 71.00	\$ 351.00	353.14
17	Pt 9	0.25	W. Oerton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
17	Pt 9	0.40	A.Gauthier	\$ 280.00	\$ 01.00	\$ 381.00	363.20
*17	Pt 9	4.0	J.G.M.Jonker	\$ 840.00	\$ 239.00	\$ 1,079.00	1,085.58
17	Pt 9	0.35	J.G.M.Jonker	\$ 210.00	\$ 71.00	\$ 281.00	282.71
<u>Main Street N/S</u>							
R.P. 111	EPt1,2,3	0.25	M.Ross	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	SPt 57,58	0.25	M.McIntyre	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	59, 60	0.45	H. Zehr	\$ 280.00	\$ 91.00	\$ 371.00	373.26
R.P. 111	118, 119	0.50	W. Elliott	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	120,Pt121	0.50	J.Mathason	\$ 210.00	\$ 101.00	\$ 311.00	312.90
R.P. 111	Pt124	0.35	F.&J.Peeters	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt124,125	0.35	C.&M.Zandee	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pts 136- 138 & Pts 124& 125	7.0	Innerkip Cemetery	\$ 800.00	--	\$ 800.00	804.88
<u>Young Street S/S</u>							
*R.P. 111	Pt 94-96 & 133	3.8	R. & J. Easton	\$ 4,268.00	\$ 489.00	\$ 4,757.00	4,786.02
17 &							
R.P. 111	Pt 10 & Pt 93 & 94	0.5	J. & J. Thompson	\$ 210.00	\$ 101.00	\$ 311.00	312.90
<u>Young Street N/S</u>							
R.F. 111	Pts 91 & 92	0.5	G.&R.Shields	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.5	A.&D.Thomson	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.35	D.&L.Foster	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt 89-92 -93	0.25	E.&G.Braun	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 92	0.25	J.&C. Rutherford	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	F.&E.Chesney	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	93	0.25	J.&S.Hague	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	S.&C.Dykstra	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 & 17	Pt 93 & Pt 10	0.25	T. Thompson	\$ 140.00	\$ 51.00	\$ 191.00	192.18
Total Assessment on Lands				\$102,282.00	\$38,183.00	\$143,465.00	\$137,543.61
Coleman Street	3.0	Township of East Zorra	\$ 3,125.00	\$ 6,900.00	\$ 10,025.00	\$ 10,086.17	
Rlandford Street	5.5	County of Oxford	\$ 38,330.00	\$ 9,420.00	\$ 47,750.00	\$ 48,041.34	
Queen Street	3.0	Township of East Zorra	\$ 4,714.00	\$ 6,900.00	\$ 11,614.00	\$ 11,684.86	
James Street	2.0	Township of East Zorra	\$ 850.00	\$ 2,300.00	\$ 3,150.00	\$ 3,169.22	
George Street	0.25	Township of East Zorra	\$ 750.00	\$ 575.00	\$ 1,325.00	\$ 1,333.08	
Main Street	2.0	Township of East Zorra	\$ 3,750.00	\$ 4,600.00	\$ 8,350.00	\$ 8,400.95	
Burton Street	0.50	Township of East Zorra	\$ 2,300.00	\$ 1,150.00	\$ 3,450.00	\$ 3,471.05	
Vincent Street	0.50	Township of East Zorra		\$ 1,150.00	\$ 1,150.00	\$ 1,157.02	

Day Street	1.0 Township of East Zorra		\$ 2,300.00	\$ 2,300.00	\$ 2,314.03
Briar Drive	1.5 Township of East Zorra	\$ 500.00	\$ 3,450.00	\$ 3,950.00	\$ 3,974.10
Thames Ave.	1.25 Township of East Zorra	\$ 500.00	\$ 2,875.00	\$ 3,375.00	\$ 3,395.59
Balsam Street	2.0 Township of East Zorra	\$ 10,525.00	\$ 4,600.00	\$ 15,125.00	\$ 15,217.28
Stratford Street	0.5 Township of East Zorra		\$ 1,150.00	\$ 1,150.00	\$ 1,157.02
Young Street	2.0 Township of East Zorra	\$ 5,000.00	\$ 4,600.00	\$ 9,600.00	\$ 9,658.57
County Rd. 33	7.5 County of Oxford	\$ 3,100.00	\$ 9,681.00	\$ 12,781.00	\$ 12,858.98
Mill Street	0.25 Township of East Zorra		\$ 575.00	\$ 575.00	\$ 578.51
Road Cons. 16 & 17	8.5 Township of East Zorra		\$ 765.00	\$ 765.00	\$ 769.67
Total Assessment on Roads			<u>\$ 73,444.00</u>	<u>\$ 62,991.00</u>	<u>\$ 136,435.00</u>
					<u>\$ 137,267.44</u>

Total Assessment on Innerkip Drainage Works					\$279,900.00
Revision by Court of Revision					(280.00)
Revision by County Court					\$279,620.00
					(5,001.00)
					<u>\$274,619.00</u>

NOTE: ALL LANDS WITH THE EXCEPTION OF THOSE NOTED WITH AN
ASTERISK ARE CLASSIFIED AS NON-AGRICULTURAL

SPECIAL PROVISIONS
FOR
INNERKIP DRAINAGE WORKS

S.P.1. APPLICABLE SPECIFICATIONS

The General Conditions, Open Drain, Tile Drain and Storm Drains and Appurtenances sections of the Specifications for Construction of Municipal Drainage Works, February 1974 hereinafter referred to as the Specifications shall apply to the construction of this drain except where superseded by these Special Provisions or by notes on the attached drawings.

S.P.2. TENDER

Tenders to be entitled to consideration must be made on the form provided therefore and shall be enclosed in a sealed opaque envelope which shall be addressed to:

Corporation of the Township of East Zorra-Tavistock
c/o Mr. J. Killing, Clerk-Treasurer
HICKSON, Ontario

and shall be endorsed "Tender for Innerkip Drainage Works".

The Township reserves the right to reject all or any tenders received.

Prices for each item as required must be legible. The Tender must be signed by an officer of the company, designating his position and executed with the company seal. In the case of an individual trading as a company, the signature of the person signing the Tender must be witnessed.

All of the blanks in the Tender Form shall be filled in.

An extra copy of the Form of Tender is included for the contractor's own records.

Tenders that are incomplete, conditional, illegible, obscure, or that contain additions not called for, reservations, erasures, errors, alterations or irregularities of any kind or are not properly signed may be rejected as informal.

The tender shall be accompanied by a security in the amount equal to ten per cent (10%) of the amount of the tender.

Security may be either cash, negotiable government bonds, or a certified cheque.

Tender security shall be made payable to the Owner.

S.P.3. EXAMINATION OF THE SITE

For the information of all tenderers and at a time to be indicated on the Tender advertisement and forms, but prior to the closing of tenders, test holes will be dug on the site by the municipality. No additional payment will be allowed for additional work resulting from unfavourable soil conditions other than solid rock excavation with the exception of the costs of supplying and installing rubber gaskets along the affected lengths of pipe. This supersedes the provisions of Section S.21. paragraph 3 and T.10.

S.P.4. ROADWAY CROSSINGS

Applicable sections of the Specifications, eg. G.13., D.10., T.12. and S.3.3. are superseded in that all work along or across roadways are to be governed by the Typical Sections and notes, etc. on the attached drawings. Asphalt roadway surfaces shall be reconstructed by the authority having jurisdiction over the affected road.

S.P.5. TESTS

The township shall be responsible for the costs involved in testing only pipe or tile materials and if tests are requested no more than 3 lengths of any or each size of pipe or tile will be submitted for testing, unless in the opinion of the engineer, faulty materials are involved and additional tests are warranted.

S.P.6. BACKFILLING OF TRENCHES

Section S.3.2. of the Specifications shall be supplemented and superseded in part by the notes and details on the drawings of this Contract.

S.P.7. CATCH BASINS, MANHOLES AND APPURTENANCES

Sections S.10.3. to S.10.7. inclusive of the Specifications are superseded in that all applicable products of Oaks Precast Industries Ltd. (or equals) may be substituted for those specified. Also welded frames and grates, if approved by the Engineer, may be substituted for the cast-iron frames and grates in those locations described on the drawings.

S.P.8. PRIVATE DRAIN CONNECTIONS

Private drain connections will not be required except where necessary to replace an existing connection into an existing drain herein being replaced, damaged or cut off. Where required, the construction of Private Drain Connections, shall be in accordance with the general note on the drawings and the payment for each will be, including joints, on a lump sum basis as established on this Tender form. If lengths in excess of 25 feet are required for any connection, that amount of the connection in excess of 25 feet will be paid on a time and materials basis. Saddles rather than tees or the use of well constructed and grouted simple insertions into the pipe may be used for making the connection if approved by the engineer. Connections described to be made by the drawings will not be paid under this category as the tender provides for such connections. Note that the drawings call for rigid materials on granular bedding with cemented joints for all connections.

S.P.9. SOLID ROCK EXCAVATION

Should solid rock be encountered and normal trench excavation methods are not capable of removing the rock the contractor will be reimbursed on a time and materials basis for the costs in excavating the rock plus for his net loss of production due to time lost during rock excavation. The method of removing solid rock, if encountered, must be approved by the engineer and all unit costs in doing such work must be approved by the engineer prior to commencement of operations.

S.P.10. RESTORATION

Section S.14. of the Specifications is superseded in that all lawn areas on private lands disturbed or damaged by construction must be fully restored to an original condition. The trench backfill must be sufficiently compacted to reduce future settlement and shall be covered over with 6" of approved topsoil; and then shall be levelled, graded and covered with approved nursery sods (Merion or Kentucky Blue Grass or equal) by an approved landscape sub-contractor or equal if approved by the Engineer.

All field areas if disturbed shall have the topsoil stripped back and then replaced upon completion of construction.

All garden areas shall have a minimum of 12 inches of topsoil placed over areas disturbed by construction.

All customarily travelled areas (lanes or roads) shall be re-surfaced with 12 inches of pit-run gravel base (Granular 'B') with maximum stone size of 4" and 6" of crushed gravel surface (Granular 'A') except where noted differently on the drawings. All granular shall be compacted in place using equipment described in the drawings.

Gravel shoulders shall be restored with 6" of compacted crushed gravel (Granular 'A').

All shrubs, plants, ornamental trees, clothes-line poles, etc., if necessary to move shall be temporarily relocated during construction and shall be replaced in their original location during restoration.

Grass-seed mixture used must be equal to commercial lawn seeds and must be approved by the engineer in advance.

S.P.11. GABION STRUCTURES

The Gabion baskets used shall be "Heavily Galvanized Gabions-River Type" as available from Maccaferri Gabions of Canada Ltd. All wire used for binding shall be as supplied by the Manufacturer (0.086" diameter).

ASSEMBLY Upon delivery each bundle shall be opened and each unit unfolded.

The sides, ends, and diaphragms are to be lifted into vertical position and the four corners are to be wired together and the diaphragm edges to the gabion sides.

INSTALLATION Level the base where the gabions will be placed to a smooth finish and the right elevation.

Wire each unit securely to the adjacent units along the top and vertical edges prior to placing stone. Stretch gabions before filling if necessary.

FILLING Use a 3" to 8" durable hard stone as supplied by Forwell's of Kitchener or equal.

Choice of equipment, front end loader, gradall or backhoe etc. is up to the contractor but voids are to be kept to a minimum. Hand placement will be necessary at times. For the 36" deep gabions only, the baskets are to be filled in 1 foot lifts and between each lift connecting wires are to be placed in both directions between opposite sides and looped around two meshes at each end.

After filling is complete, the top is to be folded shut and wired to the ends, side and diaphragm.

Empty baskets placed on top of a completed row must be wired to the filled gabions at front and back.

S.P.12. SACKED CONCRETE RIP-RAP PROTECTION

A sacked concrete protection shall be built around the drain outlet as indicated on the drawings. Burlap bags containing a volume of one (1) cubic foot of concrete when filled shall be used and shall be hand placed. Dry concrete is not permitted.

S.P.13. WINTER WORK

If any work is started and not fully completed prior to winter or frost, all areas partially or fully affected by the construction shall be temporarily or fully restored in accordance with the specifications and drawings of this contract with the exception that no sodding will be required until the following spring. However, final restoration will have to be attended to as soon as conditions permit during the ensuing year. All temporary and final restoration will be at the contractors expense. Particular attention must be given to the prevention of ponded surface waters, of interference with snow plowing operations, of soft or muddy laneways and roadways and of damage to any materials used or to be used on the project if work ceases due to winter conditions. No additional payment will be provided on account of increases in costs of materials or labour over, or resulting from the winter period. If construction on formerly paved roadways is not completed in time to allow the authority to resurface the road, the

contractor of this contract will be required to scarify, regrade and compact the upper portions in the following spring. The maintenance of all roads, over the winter period shall be the road authority's responsibility however.

S.P.14. EXTRA WORK

Section G.7. of the General Conditions is partially superseded in that if the contractor undertakes extra work as directed by the engineer he will be paid in accordance with the unit price for such work evident from the tender forms if applicable or alternatively if such unit price is not evident, he will be paid on a time and materials basis. In case of time and materials work the contractor will be allowed a further 17% of the total cost for his involvement. Such allowance shall be compensation in full for management, overhead, profit, etc.

If the quantity of any items in the tender form changes by more than 10% from the estimated amount a re-negotiated unit price may be used if mutually agreed by the engineer and the contractor. As well if the quantity increases by more than 10% the contractor shall be entitled to the allowance of 17% on the quantities in excess of the 10% amount.

T. TILE DRAIN

T.1. TILE

The Contractor is to state the type and manufacturer of the tile which he proposes to use and is to be prepared to submit alternative prices for concrete or clay tile in the sizes available, if required.

Standard clay drain tile shall meet all A.S.T.M. specifications, as set out in Designation C4-62 and Designation C498 with the exception of the Absorption Factor and the Freeze and Thaw Test. Extra quality drain tile and heavy duty drain tile shall meet all specifications as set out in Designation C4-62 and Designation C498.

Concrete drain tile shall meet all A.S.T.M. specifications as set out in Designation C412 with the exception that the nominal length of drain tile 5 to 12 inches diameter inclusive shall not be less than 12 inches and that tile of 12 to 24 inches in diameter inclusive shall have nominal lengths not less than the diameters.

Where any of the above referred to standards are amended or superseded, such amendments or revisions shall apply.

T.2. STAKES

Stakes are set along the course of the drain at intervals of 100 feet.

Bench marks have been established, which are to govern the elevations of the drain. The location and elevations of the bench marks are given on the plan and profile drawings.

The Contractor will ensure that the stakes are not disturbed unless approval is obtained from the Engineer.

T.3. LINE

The drain shall run in as straight a line as possible throughout its length, except that at intersections of other water courses or at sharp corners, it shall run on a curve of at least 50 foot radius. The new tile drain shall be constructed at an offset from and parallel with any ditch or defined watercourse in order that fresh backfill in the trench will not be eroded by the flow of surface water. The Contractor shall exercise care not to disturb any existing tile drain or drains which parallel the course of the new drain, particularly where the new and the existing tile act together to provide the necessary capacity. Where any such existing tile is disturbed or damaged the Contractor shall perform the necessary correction or repair at his expense.

T.4. LAYING

The tile is to be laid with close joints and in regular grade and alignment in accordance with the plan and profile drawings. The Contractor is to erect cross-arm sights and use a boning rod in the laying of the tile. The tiles are to be bevelled, if necessary, to ensure close joints. Rather than bevelling the tile on sharp bends, the Contractor may wrap the wide joints with a 6" wide band of 15 pound felt building paper. The inside of the tile is to be kept clear when laid.

Where soil conditions warrant, the Engineer may require that the tile be wrapped with a fiberglass wrapping such as Tile Guard Felt, manufactured by Globe Glass Saturators or approved equal. Any such work shall be considered as an extra to the contract. The Contractor shall submit with his tender the extra cost for wrapping the tiles, if required.

The sides of the tile are to be supported by partial filling of the trench prior to inspection by the Engineer. The remainder of the excavated material shall be used to restore and maintain the natural surface of the ground.

No tile shall be backfilled until inspected by the Commissioner or Engineer unless directed otherwise by the Engineer.

The tile shall be backfilled such that a sufficient mound of backfill is placed over the trench to ensure that no depression remains after settling occurs in the backfill.

T.5. LOWERING OF SURFACE GRADES

Where required, the Contractor shall strip off the top layer of earth in order that the tiling machine may trench to the correct depths. His tender price shall include the cost of stripping the topsoil, bulldozing of subsoil to depth required and subsequent replacing of subsoil and topsoil.

T.6. TRIBUTARY DRAINS

Any tributary tile encountered in the course of the drain is to be carefully taken up by the Contractor and placed clear of the excavated earth. If the tributary tile drains encountered are clean or reasonably clean, they shall be connected into the new drain. Where existing drains are full of sediment, the decision to connect or not to connect to the new drain shall be left to the Engineer or Commissioner. The Contractor shall be paid for each tributary drain hook-up as outlined in the tender form. Where the Contractor is requested by the Engineer or Commissioner to hook up an existing tile which is not encountered in the course of the drain, the cost of such work shall constitute an extra and the basis of payment shall be determined by the Engineer or Commissioner subject to the provisions of Section G.7.

The method and materials proposed for the connection are to be approved by the Commissioner or Engineer.

T.7. OUTLET PROTECTION

Corrugated metal pipe shall be used to protect the tile at its outlet. The joint between the metal pipe and the field tile shall be sealed with mortar. A sacked concrete protection, unless otherwise specified, shall be built around the corrugated pipe and extended downstream a minimum distance of three feet. The protection shall extend to the top of the backfilled trench and below the pipe to 12' under the streambed. The protection shall also extend 2 feet into undisturbed soil on either side of the backfilled trench. Where the outlet occurs at the end of the open ditch the above sacked concrete rip-rap protection will extend all around the end of the ditch and to a point 3' downstream on either side. Where heavy overflow is likely to occur, sufficient additional rip-rap shall be placed as directed by the Engineer to prevent the water cutting around the protection. A concrete structure may be required to protect against heavy overflow if so indicated on the drawings.

in the report. The corrugated metal pipe shall have a hinged metal grate on the outlet end to prevent the entry of small animals. Maximum spacing between bars shall be two inches.

T.8. CATCHBASINS

Catchbasins shall be constructed, using a minimum 3,000 p.s.i. concrete with inside dimensions 2 feet square, walls and floors 6 inches thick and the bottom 18 inches below the invert of the tile or the catchbasins may be constructed of a 2 foot diameter concrete sewer pipe placed on a 6 inch slab of concrete. The catchbasin top shall be a substantial iron grate, easily removable for cleaning. Precast catchbasins and manholes may be used if prior approval is given by the Engineer. Minimum wall thickness permitted for catchbasins without reinforcement is 6" and with reinforcement is 4", provided that either is acceptable to the road authority. Where a catchbasin is located on a road allowance, the type of catchbasin and grate to be used and its proposed elevation shall be approved by the Engineer, or the Road Superintendent. Catchbasins may be offset from the drain, where practical and shall have 8 inch concrete tile or metal pipe leads. Catchbasin leads shall have a minimum of 24 inches of cover.

Catchbasins located on highways shall be the M.T.C. type Standard DD-702 or the M.T.C. precast type Standard DD-711. The catchbasin top shall be the M.T.C. Standard DD-706. (If required, contact the engineer for the applicable standards.) Standard DD-716-A shall apply for ditch-inlet catchbasins.

All catchbasins located on Highways, County Roads and Township roads shall be backfilled with porous backfill placed to a minimum thickness of one (1) foot on all sides. The backfill material shall be satisfactorily tamped. If settling occurs after construction, the Contractor shall supply and place sufficient granular material to maintain the backfill level flush with adjacent ground as part of the contract.

Where rip-rap protection is called for at any catchbasin location, the rip-rap shall be sacked concrete and shall extend a minimum distance of 12" away from the outer edge of each side of the catchbasin, and shall be placed so that the finished surface of the rip-rap is flush with the existing ground.

Unless otherwise noted the tops of all standard catchbasins shall be 6" above adjacent normal ground levels.

T.9. BRUSH, TREES, DEBRIS, ETC.

The contract is to include the removal of all excavation of whatever nature, disposal of materials, removal and cutting of all brush, supplying of all labour and completing the whole work in accordance with the plan, profile and this specification. Any trees, necessarily removed, are to be brushed and left for the owner of the property on which they are found. All brush, limbs, etc. are to be put in piles by the Contractor and left for disposal by the owner. Where, in the opinion of the Engineer the drain or proposed location of the drain is heavily overgrown with small trees and brush, the Contractor may use a bulldozer or other such equipment to clear a minimum width of 100 feet. The resulting debris shall be placed where directed by the Engineer and left for disposal by the owner. Where roots may interfere with the new drain all such roots shall be grubbed and placed in a pile convenient for disposal by the owner. No additional payment will be made for such work.

T.10. QUICKSAND

The Contractor shall immediately contact the Engineer or Commissioner if quicksand is encountered. The Engineer or Commissioner shall direct the Contractor to lay the tile on plank or to construct a temporary open drain to lower the water table, or to lay the tile on a crushed stone mat, or to take such other action as may appear to be necessary. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.11. ROCK

The Contractor shall immediately contact the Engineer or Commissioner if boulders of sufficient size and number are encountered such that the Contractor cannot continue trenching with a tiling machine. The Engineer or Commissioner may direct the Contractor to use some other method of excavating to install the drain. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.12. ROADS

On any road crossing the contractor may use original ground as backfill to within 24 inches of finished grade only if adequate compaction is obtained and if the use of original ground backfill has been approved beforehand by the affected road authority.

When imported backfill is used, the excavated ground being replaced shall be disposed of within the right-of-way as directed by the road authority. If it is necessary to haul any material to another site additional payment will be allowed.

For further specifications for roadway crossings refer to specification G.13.

T.13 JUNCTION BOXES

Junction Boxes shall be constructed of concrete mixed one part cement to five parts clean pit run gravel. The sides, bottom and top shall be four inches (4") thick. The inside dimensions of the box shall be a minimum of one foot by one foot wide and one foot high but in no instance shall they be less than four inches larger than the diameter of the largest tile being connected.

T.14. RECOMMENDED PRACTICE FOR CONSTRUCTION OF SUBSURFACE DRAINAGE SYSTEMS

The report of the Ontario Farm Drainage Association, Construction Standards Committee, of January 1972, and its amendments, dealing with the construction of Subsurface Drainage Systems, Sections 4 to 12 inclusive, shall be the guide to all methods and materials to be used in the construction of tile drains except where superseded by other specifications of this contract.

An Act respecting the
Township of East Zorra-Tavistock

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. EATON

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting the
Township of East Zorra-Tavistock**

MR. EATON

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr29

1977

An Act respecting the Township of East Zorra-Tavistock

WHEREAS The Corporation of the Township of East Zorra-Tavistock, herein called the Corporation, hereby represents that the council of the Corporation passed By-law 27-75 authorizing the construction of a drainage works known as the Innerkip Drainage Works and authorizing the debenturing of certain sums required to pay for the said drainage works and authorizing the Corporation to assess, levy and collect the amount of special rates set forth as a schedule of assessment contained in an engineer's report prepared pursuant to *The Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, as revised by a Court of Revision, and further revised by His Honour Judge Dick, of the County Court of the County of Oxford; that the council of the Corporation passed the said by-law pursuant to the provisions of *The Drainage Act*, but not in strict compliance therewith; that the said by-law was not amended to carry out the revisions made to the said schedule of assessment by the Court of Revision and by the judge of the County Court; and further that the said by-law contained an error in that it authorized the Corporation to issue debentures instead of The Corporation of the County of Oxford; that the Corporation proceeded to apply to the Ontario Municipal Board to authorize the issuance of the said debentures in the sum of \$120,200 but that the Corporation proceeded with the said drainage works without first obtaining the approval of the Ontario Municipal Board; and whereas the applicant hereby applies for special legislation validating the said by-law, and amending the said by-law; and whereas it is expedient to grant the application;

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 Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, *The Drainage Act*, By-law 27-75, as amended, ratified

1975, c. 79
R.S.O. 1970,
c. 323
1974, c. 57

1975 or section 65 of *The Ontario Municipal Board Act*, and subject to section 91 of *The County of Oxford Act, 1974*, By-law 27-75 of the Corporation, as amended by this Act and set out in Schedule A hereto, finally passed by the council of the Corporation on the 18th day of May, 1977, authorizing construction of the Innerkip Drainage Works and authorizing the issuance of debentures to provide funds otherwise not provided for and providing for the assessment, levy and collection of the special rates set out in the aforesaid engineer's report, as revised by a Court of Revision and further revised by the judge of the County Court of the County of Oxford and set out as Schedule B hereto, is hereby declared to be valid, in full force and effect and binding upon the Corporation and its respective ratepayers in accordance with the provisions thereof.

By-law 27-75,
amended

2. Section 2 of By-law 27-75 of the Corporation is amended by striking out the expression "may issue debentures of the Corporation" where that expression occurs and inserting in lieu thereof "The Corporation of the County of Oxford may issue debentures on behalf of the Corporation".

R.S.O. 1970,
c. 323,
ss. 55, 56 not
to apply to
By-law 27-75

3. Sections 55 and 56 of *The Ontario Municipal Board Act* do not apply with respect to By-law 27-75 of the Corporation.

Order of
O.M.B.
deemed
issued

4. 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 of the Innerkip Drainage Works referred to in section 1 and authorizing The Corporation of the County of Oxford to issue the debentures mentioned in section 1.

Payment to
Innerkip
Ratepayers
Association
Inc.

5. Notwithstanding any general or special Act, the Corporation shall pay the sum of \$3,000 to the Innerkip Ratepayers Association Inc.

Commence-
ment

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

Short title

7. The short title of this Act is *The Township of East Zorra-Tavistock Act, 1977*.

SCHEDULE A

THE CORPORATION OF THE TOWNSHIP OF

EAST ZORRA - TAVISTOCK

COUNTY OF OXFORD

BY-LAW NO. 27-75

INNERKIP DRAINAGE WORKS

A By-law to provide for a Drainage Work in the Township of East Zorra-Tavistock in the County of Oxford and for borrowing on the credit of the Municipality the sum of

Two hundred and seventy four thousand, six hundred nineteen dollars
(\$274,619.00)
being the amount necessary for completing the drainage work.

WHEREAS Council has received a petition of the Road Superintendent for improvement of drainage of road allowances in Innerkip

AND WHEREAS Council has appointed an Engineer under Section 53 of the Drainage Act R.S.O. 1970, for the better use of the Hall, Joe Sim, Yeo and Thomas Drains as affecting the Village of Innerkip being the following lands

Con. 16, Pt. Lots 10-13; Con. 17, Pt. Lots 9-14; Reg. Plan 1071, Lots 1-42; Reg. Plan 35, Lots 2-28, 36 & 37; Reg. Plan 241, Lots 1-5; Reg. Plan 80, Lots 1-12; Reg. Plan 111, Lots 1-138 & Block "A"; Reg. Plan 59, Block "A"; Coleman St., Blandford St., Queen St., James St., George St., Main St., Burton St., Vincent St., Day St., Briar Drive, Thames Ave., Balsam St., Stratford St., Cty Rd., #33, Mill St., Con. Rd. 16 & 17, Young St.

AND WHEREAS the Council of the Township of East Zorra-Tavistock procured a report made by Ken A. Smart, P.Eng., 13 Spetz Street, Kitchener, Ontario and the report is as previously circulated;

AND WHEREAS the Council is of the opinion that the drainage of the area is desirable:

THEREFORE the Council of the Township of East Zorra-Tavistock pursuant to the Drainage Act 1970, enacts as follows:

1. The report is hereby adopted and the drainage work as herein indicated and set forth is authorized and shall be completed in accordance therewith.
2. The Corporation of the Township of East Zorra-Tavistock may borrow on the Credit of the Corporation, the sum of:

Two hundred and seventy four thousand, six hundred nineteen dollars
(274,619.00)

Using the funds necessary for the drainage works not otherwise provided for; provided that such sums shall be reduced by the amount of grants & commuted payments with respect to the lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50.00 each, and payable within five (5) years from the date of such debentures with interest at the prevailing rates at the time construction of the drain is completed.

3. The payments shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the parcels or part of parcel, herein mentioned and the amount of total special rates and interest against each parcel or part of parcel respectively shall be divided into five (5) equal parts and one such part shall be assessed, levied and collected as aforesaid in each year for five (5) years, after the passing of this by-law during which the debentures have to run.
4. All sums of money of \$25.00 or under are payable by cash only.
5. That this by-law be printed and a copy mailed to each ratepayer in the watershed.

6. That this by-law comes into force on the final passing thereof, and may be cited as the Innerkip Drainage Works By-law.

READ a first and second time this 28th. day of May, 1975.

READ a third time and finally passed this 13th day of May 197⁷.

J.V. Killing
J.V. Killing, Clerk-Treasurer

H. Voct
Harold VOCT, (Mayor)

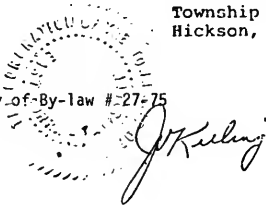
NOTICE

NOTICE is hereby given that the Drainage COURT OF REVISION will be held in the TOWNSHIP HALL, Hickson, Ontario on Wednesday, June 25th., 1975 at 1:15 p.m. to hear and consider any complaints which may be made under the foregoing by-law over which the said Court has jurisdiction. All appeals to be in writing and be in the Clerk's Office on or before Friday, June 13th., 1975 at 4:30 p.m.

AND further Notice is hereby given that anyone intending to appeal to have the by-law quashed, must not later than ten (10) days after the final passing thereof, serve a notice in writing upon the Clerk of the Municipality of his intention to make application for that purpose to the Referee, during the three months after the final passing of the said by-law.

John V. Killing, Clerk-Treasurer,
Township of East Zorra-Tavistock,
Hickson, Ontario

Certified a true copy of By-law #27-75



SCHEDULE B

INNERKIP DRAINAGE WORKS

TOWNSHIP OF EAST ZORRA-TAVISTOCK

Engineer's Report,
amended to reflect revisions of a
Court of Revision and of His Honour
Judge Dick, in the County Court of
the County of Oxford, in a Judgment
dated the 4th day of November, 1976.

Kitchener, Ontario

February 26, 1975

INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

To the Mayor and Council of
the Township of East Zorra-Tavistock

Gentlemen:

I am pleased to present my report on the construction of the Innerkip Drainage Works. This drainage works involves the reconstruction, improvement to, consolidation of and/or extension of the Yeo, Thomas, Hall and Joe Sim Drains presently serving parts of the Police Village of Innerkip plus other lands in Lots 9 to 14, Concessions 16 and 17 in the Township of East Zorra-Tavistock. As well new branch drains are involved to better serve the affected lands and roads.

This report was prepared in accordance with instructions received from your Clerk with respect to a motion of the Township Council, said Council being responsible for both the maintenance and reconstruction of existing municipal drains and for obtaining improved road drainage.

The attached plan, profile, and detail Drawings No.'s 1 to 8, Job No. 7367, specifications and the instructions to tenderers form part of this report. They show and describe in detail the location and extent of the work to be done and the lands which are affected.

Very few records exist of the Thomas, Yeo and Hall (and Gillespie Drain -upstream of the Hall Drain) but the drawings numbered 1 and 2 show the approximate locations of same. The Thomas Drain runs generally easterly from near the intersection of Stratford and Blandford Streets within Innerkip to a catch basin on the east side of Queen Street at which point waters being carried by the drain are allowed to find an outlet in the limestone which underlies the majority of the village at a relatively shallow depth. The Yeo Drain commences in Lot 12, Concession 16 and runs generally southerly and easterly to a point in Lot 10, Concession 17 where, similar to the Thomas Drain, the conveyed waters find an outlet in the limestone strata. (The Gillespie Drain commences in the west part of Lot 13, Concession 17 and runs generally south-easterly to an outlet in the Hall Drain in the south-east corner of

Lot 11, Concession 17.) The Joe Sim Drain the most recent of the drainage works serving the affected lands was constructed in 1964 and lies along Young Street from Coleman Street east to east of Queen Street. The Hall Drain runs southeasterly through built up portions of Innerkip, providing an outlet for the Joe Sim Drain near Young Street and continuing on in a southeasterly direction to an outlet in the Thames River.

I have made an examination of the drainage systems in the affected areas and have found many problems either directly or indirectly related to the functioning of the systems. I found that the Hall and Thomas drains were sized to serve primarily rural lands (and at a level of service below that required by recent design) and are not capable of providing the expected drainage outlet for all adjacent and tributary lands. As a result, there are occasions during any year when adjacent lands and roads are submerged with water. Tributary lands to these drains can not get an adequate outlet and as a result some areas remain undrained thereby adversely affecting the performance of sanitary waste disposal systems. Also the performance of the local roads is reduced by the lack of a drainage outlet. Because of the lack of drainage as described and because of the outletting of two drains (Yeo and Thomas) into rock strata potential sources of problems with water supply systems which originate in the limestone are created. Areas that could be developed for residential or other land uses are faced in many cases with either no outlet or else with an undersized outlet traversing the lands that could be developed.

It is therefore my recommendation that a new drainage system for the village of Innerkip and tributary lands be constructed to eliminate or reduce the above problems.

My proposed drainage scheme involves the construction of the following systems. Firstly, I recommend that a new drain, the Young Street and Mill Side Road Branches, be constructed from the point where the Yeo Drain intersects the north limits of the Mill Side Road (Co. Rd. 33), that it run easterly along but north of the north limits of the County Road to an intersection with the Hall Drain, from this point generally following the route of the Hall Drain to Young Street and from here run along the south side of Young Street to an outlet in the Thames River. This drain would provide an improved outlet for the Yeo and Gillespie Drains serving agricultural lands to the north, would provide an outlet for future residential lands north of the Mill Side Road and along Young Street, would create an adequate sized drain through this part of Innerkip to reduce flooding along the path of the existing Hall Drain and

would provide the required outlet for any other existing or proposed drains required to serve existing residential lands including the Joe Sim Drain. The second drainage system I recommend to be constructed commences at the rock outlet of the Yeo Drain (the Balsam, Blandford, Burton Street and James Street Branches) in Lot 10, Concession 17, runs easterly to Burton Street, along Burton Street to Blandford Street (Co.Rd. 4), north along Blandford Street to Balsam Street and east along Balsam Street to an outlet in the Thames River. There would be three extensions to this drain. The first is proposed south along Blandford Street to the corner of George Street, the second, west along Balsam Street from Blandford Street to Coleman Street and then south along Coleman Street to Briar Drive and the third involves a branch to the south along the unopened James Street up to the rock outlet of the Thomas Drain together with a short extension further south on James Street. This drain and extensions thereto would eliminate the emptying of the Yeo and Thomas Drains into the rock, would provide an outlet to residential lands west of Blandford Street presently lacking such, would reduce or eliminate the flooding of lands east of Blandford Street, would relieve and also provide an outlet for the Thomas Drain, would provide an outlet for future residential lands on both sides of Balsam Street, and would provide an improved outlet for the lands of and adjacent to the public school. The remaining system, I recommend, to be constructed, the Main Street Branch, involves a drain along Main Street from the intersection with the unopened James Street easterly to an outlet in the Thames River. This branch will reduce existing outlet problems along Main Street, provide a potential outlet for a small acreage of developable lands immediately adjacent to Main Street and will also serve to intercept shallow ground water movement, affecting lands in the village in this area.

The proposed work, therefore, consists of approximately 17,402 lineal feet of closed drain including approximately 10,942 lineal feet of 10 to 24 inch diameter concrete field tile, 4,275 lineal feet of 24" to 42" concrete sewer pipe and 2,185 lineal feet of 8" to 54" corrugated steel pipe and 56 concrete catch basins, manholes and junction boxes.

In accordance with Section 8 of the Drainage Act, R.S.O., 1970, I determine the allowances payable to owners entitled thereto as follows:

R.P. or CON.	LOT	OWNER	ALLOWANCE FOR LANDS AND CROPS
<u>Young Street & Mill Side Road Branches</u>			
17	Pt 10	T. Thompson	\$ 290.00
R.P. 111	Pt 93	C. Dykstra	\$ 40.00

R.P. or CON	LOT	OWNER	ALLOWANCES FOR LANDS AND CROPS
17	Pt 10	J. & J. Thompson	\$ 105.00
R.P. 111	Lts 94 - 96	R. & J. Eaton	\$ 970.00
R.P. 111	97	N. Brooks	\$ 115.00
R.P.III	82,83,91	T. McIntyre	\$ 530.00
R.P.III	37	W. & J. Lenhardt	\$ 250.00
R.P.III	35 & 36	M. Racz	\$ 870.00
R.P.III	Pt 25	H. Caldecott	\$ 40.00
R.P.III	26	Lena Brown	\$ 820.00
R.P.35	Pts 36 & 37	Knechtel Milling Co.	\$ 460.00
17	PtSpt 11	J. & L. Matika	\$ 2,890.00

Balsam Street Branch

17 &			
R.P.III	Pt 10 & 135	J. & J. Jonker	\$ 670.00
R.P.III	130, 134	C. Matheson	\$ 190.00
R.P.III	103, 104	H. Matheson	\$ 100.00
R.P.III	75	B. & J. McIntyre	\$ 50.00
R.P.III	129, 137	C. Matheson	\$ 150.00
R.P.III	105, 106	H. Matheson	\$ 100.00

Main Street Branch

17	Pt 10	J. & J. Jonker	\$ 235.00
----	-------	----------------	-----------

Burton Street Branch

17	PtWPt 10	Francis Yeo Est.	\$ 1,150.00
----	----------	------------------	-------------

James Street Branches

R.P.III	62-64 115-117 Pts 121, 122-124 & 126	C. Matheson	\$ 85.00
R.P.III	70, 109-114 127-129 136 & 137	C. Matheson	\$ 1,030.00
R.P.III	65	R. & V. Hilderley	\$ 60.00

Total Allowances

\$11,200.00

Total Allowances under Section 8 of the Drainage

Act, R.S.O., 1970 \$ 11,200.00

I have made an estimate of the cost of the proposed work which is outlined in detail as follows:

LABOUR AND EQUIPMENT

1) Balsam Street Branch

Construction of 20 Gabion Baskets (6' X 3' X 3' each) including baskets, stone and installation	\$ 1,500.00
Installation of 2 - 30" steel pipe culverts with gates at tile outlets	\$ 250.00
Installation of 2,160 feet of 24" concrete field tile by tiling machine	\$ 5,400.00
Installation of 172 feet of 24" corrugated steel pipe	\$ 1,200.00
Installation of 338 feet of 36" concrete sewer pipe (no gaskets)	\$ 4,200.00
Installation of 54 feet of 21" corrugated steel pipe	\$ 200.00
Installation of 297 feet of 21" concrete field tile by tiling machine	760.00
Installation of 45 feet of 21", 60 feet of 18" and 60 feet of 15" corrugated steel pipe across roadways	\$ 880.00
Installation of 64 feet of 18" concrete field tile by tiling machine	\$ 225.00
Installation of 260 feet of 16" concrete field tile by tiling machine	\$ 495.00
Construction of 7 - 3' X 4' concrete catch basins with welded grates and concrete aprons	\$ 2,100.00
Construction of 2 - 6' X 6' concrete catch basins with cast iron grates	\$ 2,000.00
Construction of 2 - 2' X 2' concrete catch basins with welded grates and concrete aprons	\$ 400.00
Construction of 3 - 2' X 2' concrete catch basins with cast iron grates and concrete aprons	\$ 900.00
Installation of 15 feet of 8" corrugated steel pipe as catch basin leads	\$ 110.00
Stripping and replacing topsoil and trenching for tiling machine along Balsam Street East and Coleman Street	\$ 750.00

Seeding grassad areas	\$ 300.00
Asphalt removal and disposal	\$ 150.00
Supply and placement of approximately 850 cu. yd. of gravel	\$ 3,000.00
Paving of existing asphalt lane	\$ 300.00
Establishment and operation of detour	\$ 150.00

ii) Blandford Street Branch

Installation of 152 feet of 30" concrete sewer pipe (no gaskets)	\$ 1,800.00
Installation of 1,154 feet of 27" concrete sewer pipe (no gaskets)	\$ 11,480.00
Installation of 298 feet of 24" concrete sewer pipe (no gaskets)	\$ 3,000.00
Installation of 676 feet of 8" corrugated steel pipe (perforated) (by tiling machine)	\$ 1,250.00
Construction of 5 - 60" dia. precast concrete catch basins with cast iron grates	\$ 4,500.00
Construction of 3 - 2' X 2' concrete catch basins ditch inlet type with welded grates, one to have a concrete apron	\$ 700.00
Construction of 2 - 2' X 2' concrete catch basins with cast iron grates	\$ 700.00
Installation of 5 feet of 10", 22 feet of 12", 22 feet of 12" and 35 feet of 12" corrugated steel pipe as catch basin leads	\$ 340.00
Removal and disposal of existing asphalt pavement	\$ 1,500.00
Sidewalk reconstruction	\$ 300.00
Supply and placement of approximately 1,700 cu. yd. of gravel	\$ 6,000.00
Establishment and operation of detour	\$ 300.00

iii) Burton Street Branch

Installation of 409 feet of 10" corrugated steel pipe by tiling machine (perforated)	\$ 820.00
Installation of 1,180 feet of 10" farm tile by tiling machine	\$ 1,770.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate	

1 - 2' X 2' concrete catch basin with cast iron grate	
and 1 - 2' X 2' concrete catch basin ditch inlet type with sacked concrete rip-rap protection	\$ 800.00
Trenching for tiling machine	\$ 100.00
Paving of existing asphalt lane	\$ 300.00
Regrading of erroded areas	\$ 100.00
Supply and placement of 100 cu. yd. of gravel	\$ 350.00

iv) James Street Branches: Deleted by decision of His Honour Judge Dick.

v) Main Street Branch

Construction of 9 Gabion Baskets (6' X 3' X 1.5' each) including baskets, stone and installation	\$ 800.00
Installation of 168 feet of 18" corrugated steel pipe with gate	\$ 1,000.00
Installation of 626 feet of 18" concrete field tile by tiling machine wrapped in fiberglass	\$ 1,565.00
Installation of 44 feet of 18" corrugated steel pipe	\$ 350.00
Installation of 384 feet of 16" concrete field tile by tiling machine wrapped in fibreglass	\$ 960.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate	\$ 200.00
Construction of 8 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 2,000.00
Construction of 3 - 2' X 2' concrete junction boxes	\$ 450.00
Installation of 45 feet of 10" and 30 feet of 8" corrugated steel pipe as catch basin leads	\$ 550.00
Excavating edge of road and disposing of materials	\$ 1,000.00
Stripping and replacing sods and topsoil on bank at outlet	\$ 200.00
Supply and placement of 400 cu. yds. of gravel	\$ 1,600.00
Establishment and operation of detour	\$ 150.00

vi) Young Street Branch

Construction of 10 Gabion Baskets (6' X 3' X 2' each) and 5 Gabion Baskets (6' X 3' X 3' each) including baskets, stone and installation	\$ 1,000.00
Installation of 20 feet of 54" corrugated steel pipe with grills	\$ 400.00
Installation of 2,333 feet of 42" concrete sewer pipe with rubber gaskets including 384 feet of radius pipe	\$ 24,670.00
Construction of 8 - 6' X 6' concrete catch basins (4 with ditch inlet lifts and welded grates, 3 with cast iron grates and 1 with vertical grate)	\$ 8,200.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with concrete aprons	\$ 500.00
Installation of 5 feet of 10", 15 feet of 18", 70 feet of 12", 50 feet of 8", 20 feet of 12" and 20 feet of 8" corrugated steel pipe as catch basin leads and drain connections	\$ 500.00
Construction of 60 bags (1 cu. ft. each) of sacked concrete rip-rap at drain outlet	\$ 120.00
Stripping and replacing sods and topsoil along bank at outlet	\$ 300.00
Temporary relocating and replanting of small trees	\$ 400.00
Sodding (with commercial nursery sods) existing lawn areas (private lands only)	\$ 2,700.00
Stripping and/or replacing topsoil	\$ 1,000.00
Clearing and grubbing including removal from site	\$ 200.00
Fence construction	\$ 400.00
Reconstruction of concrete sidewalk	\$ 50.00
Filling of existing ditches and regrading of lands as noted	\$ 200.00
Asphalt removal and disposal	\$ 150.00
Removal of existing laneway culvert	\$ 50.00
Supply and placement of 1,000 cu. yd. of gravel	\$ 3,500.00
Establishment and operation of detour	\$ 150.00

vii) Mill Side Road Branch

Stripping and replacing topsoil	\$ 1,500.00
Excavation of 4,000 cu. yd. of existing ground stockpiling and replacement above completed drain	\$ 3,000.00
Installation of 2,350 feet of 24" concrete field tile by tiling machine	\$ 6,815.00
Installation of 2,270 feet of 21" concrete field tile by tiling machine	\$ 5,675.00
Construction of 2 - 3' X 4' concrete catch basins with concrete apron and welded grates	\$ 600.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 650.00
Construction of 1 - 3' X 6' concrete catch basin	\$ 1,000.00
Installation of 10 feet of 10", 28 feet of 21", and 17 feet of 18" corrugated steel pipe as catch basin leads	\$ 225.00
Installation of 20 feet of 18" tile as catch basin lead	\$ 40.00
Clearing	\$ 50.00
Sub-total Labour and Equipment	<u>\$136,250.00</u>

i) Concrete Field Tile

Supply of the following:

4,510 feet of 24" tile	
2,567 feet of 21" tile	
1,150 feet of 18" tile	
644 feet of 16" tile	
397 feet of 12" tile	
1,674 feet of 10" tile	\$ 26,914.00

ii) Concrete Sewer Pipe

Supply of the following pipe:

1,949 feet of 42" concrete pipe(III R.C.) including 1 elbow section and 1 tee section 15" X 42"	
384 feet of 42" concrete pipe(III R.G.) radius pipe (296 feet 55' radius, 88 feet 100' radius)	
338 feet of 36" concrete pipe III M.J.	
152 feet of 30" concrete pipe III M.J.	
1,154 feet of 27" concrete pipe III M.J.	
298 feet of 24" concrete pipe II M.J.	\$ 63,170.00

iii) Corrugated Steel Pipe

Supply of the following pipe:

- 20 feet of 54" corrugated steel pipe, 12 Ga.
- 2 - 30 foot lengths of 30" corrugated steel pipe, 14 Ga. with rodent gates
- 172 feet of 24" corrugated steel pipe, 14 Ga.
- 1 - 30 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 24 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 45 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 28 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 60 foot length of 18" corrugated steel pipe, 16 Ga.
- 168 feet of 18" corrugated steel pipe with rodent gate
- 1 - 24 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 27 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 17 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 15 foot length of 18" corrugated steel pipe, 16 Ga.
- 60 feet of 15" corrugated steel pipe 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 35 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 20 foot length of 12" corrugated steel pipe, 16 Ga.
- 70 feet of 12" corrugated steel pipe, 16 Ga.
- 409 feet of 10" corrugated steel pipe, 16 Ga. perforated and asphalt coated
- 2 - 5 foot lengths of 10" corrugated steel pipe, 16 Ga.
- 1 - 10 foot length of 10" corrugated steel pipe, 16 Ga.
- 1 - 30 foot length of 10" corrugated steel pipe, 16 Ga.

1 - 15 foot length of 10" corrugated steel pipe, 16 Ga.	
1 - 5 foot length of 8" corrugated steel pipe, 16 Ga.	
2 - 10 foot lengths of 8" corrugated steel pipe, 16 Ga.	
2 - 6 foot lengths of 8" corrugated steel pipe, 16 Ga.	
1 - 16 foot length of 8" corrugated steel pipe, 16 Ga.	
1 - 20 foot length of 8" corrugated steel pipe, 16 Ga.	
50 feet of 8" corrugated steel pipe, 16 Ga.	
676 feet of 8" corrugated steel pipe, 16 Ga. perforated and asphalt coated	\$ 7,590.00
Sub-total Materials	<u>\$ 97,674.00</u>
Allowances under Section 8 of the Drainage Act, R.S.O., 1970	\$ 11,200.00
Survey, Plan, and Report	\$ 8,530.00
Assistance and Expenses	\$ 3,645.00
Clerk's Fees	\$ 2,000.00
By-laws	\$ 1,600.00
Contingencies	\$ 5,720.00
Supervision & Final Inspection	\$ 8,000.00
Total Estimated Cost	<u>\$274,619.00</u>

Repairs or improvements rendered necessary to any road culvert or bridge by the performance of this work shall be made by and at the expense of the road authority responsible for the structure.

After completion, this drain shall be maintained by the Township of East Zorra-Tavistock at the expense of all lands and roads assessed in the schedule of assessment and in the same relative proportions, until such time as the assessment is changed under the Drainage Act, R.S.O., 1970.

The existing Hall, Yeo (south of the county road) and Thomas Drains shall hereafter be considered as private drains and the maintenance of such shall be at the discretion of the affected landowner.

The existing Joe Sim Drain is herein incorporated as part of the Innerkip Drainage Works, thereby consolidating the remaining drainage works in the built up portion of Innerkip with this proposed works. In accordance with section 15(2) of the Drainage Act, R.S.O., 1970. I have made an allowance in the assessments to the owners of lands affected by the Joe Sim Drain for their prior outlet assessment of that drainage works. The future maintenance of the Joe Sim Drain shall be at the expense of all lands and roads assessed in the schedule of assessment herein and in the same relative proportions until such time as the assessment is changed under the Drainage Act, R.S.O. 1970.

Should additional and future drainage works, constructed under the Drainage Act, R.S.O., 1970, be required along any lands or roads in the built-up portions including all lands covered by a registered plan of the village of Innerkip if defined to be in the watershed of this report, I recommend that all lands assessed in the schedule of assessment to this report except for lands considered to be agriculture at the time of the future report be assessed for the costs of such further works except for special assessments for benefit to the affected lands and roads in the new report (s). Any outlet assessment against an affected local road (s) shall be distributed amongst all local roads assessed herein (excluding county roads).

It shall be the full responsibility of any affected owner to relocate or replant any legal survey bars affected by the construction of this drainage works. If requested, the engineer will reference any bar that he is made aware of, prior to construction, to possibly facilitate the owners replanting of same.

Respectfully submitted,



K. A. Smart, P. Eng.

KAS:cjn

SCHEDULE OF ASSESSMENT
INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

Job No. 7367 CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	REBENEFIT	OUTLET	TOTAL	AS PRO-RATED TO REFLECT REVISIONS MADE BY THE COURT OF REVISION AND BY THE COUNTY COURT
*16	N1/2 10	1.0	Mac Ross		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	0.5	E. & S. Bond		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	0.5	R. & G. Breen		\$ 45.00	\$ 45.00	45.27
16	PtEPt 11	1.5	V. & R. Jeanson		\$ 135.00	\$ 135.00	135.82
*16	El/2						
	El/2 11	23.0	Francis Yeo Est.	\$ 1,035.00	\$ 1,035.00		1,041.31
*16	SEPt 12	14.0	E. Taylor	\$ 630.00	\$ 630.00		633.84
*16	NE1/4 12	15.0	A. Werkema	\$ 675.00	\$ 675.00		679.11
*16	SE1/4 13	13.0	J. Pelton	\$ 585.00	\$ 585.00		588.57
*16	NE1/4 13	1.0	W. Vant Klaphek	\$ 45.00	\$ 45.00		45.27
*17	WPt 10	46.0	Francis Yeo Est.	\$ 2,120.00	\$ 2,226.00	\$ 4,346.00	4,372.52
*17	PtNPt & PtSPt 11	07.0	J. & L. Matika	\$23,710.00	\$ 6,368.00	\$30,078.00	30,261.51
*17	NEPt 11	36.0	J. & E. Vink		\$ 1,620.00	\$ 1,620.00	1,629.88
*17	Sl/2 12	55.0	Wm. Chesney & Sons		\$ 2,475.00	\$ 2,475.00	2,490.10
*17	N1/2 12	60.0	V. Turkington		\$ 2,700.00	\$ 2,700.00	2,716.47
*17	W1/2 13	67.0	J. Yeo		\$ 3,015.00	\$ 3,015.00	3,033.40
17	PtW1/2 13	0.25	J. Yeo		\$ 23.00	\$ 23.00	23.15
*17	W1/2 14	11.0	Harold Smith		\$ 495.00	\$ 495.00	498.02

Village of InnerkipColeman Street W/S

			C. & B.				
17	Pt 10	0.35	Miller	\$ 280.00	\$ 71.00	\$ 351.00	353.14
17	Pt 10	0.35	June Goff	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 1071	42	5.5	Oxford Cty. Board of Education	\$ 820.00	\$ 359.00	\$ 1,179.00	1,186.19

Coleman Street E/S

R.P. 35	5	0.25	S. Harwood	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	6	0.25	E. Hagon, Est.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	7	0.25	C. & J. Vansteeg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	8	0.25	C. Hagon	\$ 200.00	\$ 51.00	\$ 251.00	333.02
R.P. 35	9 & 10	0.50	United Church of Canada	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 35	WPt 11	0.15	T. Siemiernik	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 35	12	0.25	J. Jacques	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	13	0.25	I. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	14	0.25	M. Hilderley	\$ 290.00	\$ 51.00	\$ 341.00	353.02
R.P. 35	15 & 16	0.50	Bell Canada	\$ 280.00	\$ 101.00	\$ 381.00	333.02
R.P. 35	Wpts 17, 18, 19	0.45	W. Hamilton	\$ 280.00	\$ 91.00	\$ 371.00	373.26
R.P. 35	20	0.25	B. & S. Stewart	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	21	0.25	D. & J. Mikitish	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	22	0.25	R. & V. Page	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	Pt 23 Sl/2 24	0.35	R. Hilderley	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	Pts 24 & 25	0.35	M. Curtis	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	265Pt 27	0.40	G. Yeo	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 35	NPt 27&28	0.30	G. & R. Arnett	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	Pts 1&2	0.30	Oxfodd Cty. Board of Education	\$ 210.00	\$ 21.00	\$ 231.00	232.41
R.P. 241	Pt 2, 3 & Spt 4	0.35	F. Saunders	\$ 140.00	\$ 41.00	\$ 181.00	182.10
R.P. 241	SPt 4, 5	0.45	F. Running	\$ 280.00	\$ 91.00	\$ 371.00	373.26

Blandford Street West Side

17	PtW1/2 9	0.10	H. Hussey	\$ 280.00	\$ 20.00	\$ 300.00	301.83
17	PtW1/2 9	0.50	L. Kading	\$ 280.00	\$ 101.00	\$ 381.00	383.32
17	PtW1/2 9 & 10	4.2	Village of Innerkip	\$ 280.00	\$ 347.00	\$ 627.00	630.83
M.P. 35	2	0.25	J. Watson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	3, 4, & Pt 5	0.50	R. & J. Eaton	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 35	E1/2 5	0.10	R. & J. Eaton	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	6, W1/2 5	0.40	P. Bright	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 35	S1/2 7	0.10	Masonic Lodge	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	PtW1/2 7	0.10	H. Curtis	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	8, NW1/4 7	0.30	J. Long	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	9	0.25	V. Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	10	0.25	R. Pezza	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	11	0.25	G. Thompson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	12	0.25	F. Lock	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	13	0.25	W. & A. Burton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	14	0.25	G. & L. Erb	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	15	0.25	J. & C. Stadden	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	16	0.25	W. Gamble	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	17, 18, EPt 17, 18 Coleman 19 rear	0.80	E. Carter	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 35	19	0.25	R. & E. Hancenburg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	20, S1/2 21	0.35	J. Jankauskas	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	N1/2 21, 22	0.35	M. Malcolm	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	23	0.25	D. & D. Schaefer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	24	0.25	R. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 35	25	0.25	H. Curtis	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	26	0.25	D. & S. Wetlaufer	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	27	0.25	H. & R. Carter	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	28	0.25	M. Hall	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	1 & 2	0.60	J. & C. Kreuger	\$ 280.00	\$ 72.00	\$ 352.00	354.15
R.P. 241	3, Spt 4	0.3	F. Saunders	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 241	5 NPt 4	0.45	L. & L. Stevenson	\$ 280.00	\$ 91.00	\$ 371.00	373.26
17 & R.P. 35	PtE1/2 11 & Pt: 36, 37	2.00	Knechtel Milling Ltd.	\$ 785.00	\$ 406.00	\$ 1,191.00	1,198.27
17	PtE1/2 11	0.25	D. A. Peat	\$ 210.00	\$ 51.00	\$ 261.00	262.59

CON. or R.P. NO.	APPROX. ACRES LOT AFFECTER	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
---------------------	-------------------------------	-------	---------	--------	-------	--------------

Flandford Street E/S

		W. & C.				
17	Pt 9	0.10 Hancenburg	\$ 140.00	\$ 20.00	\$ 160.00	160.98
P.P. 80	12, Pt 11	0.10 J. Chesney	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	9, 10, Pt 11	0.15 D. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	7 & 8	0.15 A. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	6	0.10 E. & B. Pushie	\$ 140.00	\$ 27.00	\$ 160.00	160.98
R.P. 80	5	0.10 I. Lock	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	3, 4	0.15 G. Pallister	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	2	0.10 L. & J. Vanderwal	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	Pt 1	0.10 J. Long	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 111	Pt 1	0.20 W. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111	Pt 1	0.30 W. & M. Gillespie	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	2	0.30 M. Skillings	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	3	0.25 F. Bean	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	4	0.50 I. & W. Remington	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	S 1/2 5	0.25 H. Curtis	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	N 1/2 5	0.25 Hilderleys Garage Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	S 1/2 6	0.30 J. & M. Hilderley	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	N 1/2 6	0.25 C. & C. Velocci	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 7	0.15 Major Farm Equin.	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	Pt 7	0.15 E. Townsend	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	S Pt 8	0.40 J. Watson	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	N Pt 8	0.35 M. Pelton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	9 & 10	1.1 Presbyterian Church of Can.	\$ 280.00	\$ 206.00	\$ 486.00	488.97
R.P. 111	11	0.25 E. Callan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	12	0.25 J. Walton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 13	0.10 Township of E. Zorra	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 111	Pts 13, 14	0.15 W. & M. Murray	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	15, 16	0.50 G. & B. Chesney	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	17 S 1/2 18	0.35 G. & B. Eaton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	N 1/2 18	0.15 R. & J. Krafft	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	19 & 20	0.35 G. Rowe	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	21 & 22	0.50 E. Sim	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	23, 24 & Pt 25	0.65 H. Caldecott	\$ 330.00	\$ 132.00	\$ 462.00	464.82
R.P. 111	Pt 25 & 26	0.35 Lena Brown	\$ 780.00	\$ 71.00	\$ 851.00	856.19
R.P. 111	Pt 26 & 27	0.25 D. & B. Eltom	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	28	0.25 G. Snarey	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	8	0.60 M. Currah	\$ 280.00	\$ 122.00	\$ 402.00	404.45
R.P. 59	Pt A	0.25 R. Caldecott	\$ 210.00	\$ 51.00	\$ 261.00	262.59

Queen Street W/S

R.P. 111	Pt 29	0.10 S. & L. Addley	\$ 210.00	\$ 20.00	\$ 230.00	231.40
R.P. 111	30, 31, 32, 33	J. & Y. Major	\$ 280.00	\$ 203.00	\$ 483.00	485.95
R.P. 111	34, 35, 36	0.75 M. Racz	\$ 1,020.00	\$ 152.00	\$ 1,172.00	1,179.15
R.P. 111	37, 38, 39	0.65 W. & J. Lenhardt	\$ 380.00	\$ 122.00	\$ 502.00	505.06
R.P. 111	40, 41, 42	0.60 G. Piggott	\$ 280.00	\$ 82.00	\$ 362.00	364.21
R.P. 111	43	0.25 F. & G. Birtch	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	APPROX. ACRES LOT AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 111 44	0.25	G. & M. Oosterveld	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 45, 46	0.50	J.&V.Riddell	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111 47, 48 & E Pt A	0.70	M. & M. Rowe	\$ 280.00	\$ 142.00	\$ 422.00	424.57
R.P. 111 49	0.25	P. Sheppard	\$ 310.00	\$ 51.00	\$ 361.00	363.20
R.P. 111 50, 51	0.55	P. Sheppard	\$ 380.00	\$ 112.00	\$ 492.00	495.00
R.P. 111 52,NPt53	0.30	E. Sim	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111 S Pt 53	0.20	J. Prow	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111 54,Pt 55	0.25	D.&B.Dafao	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 Pts 55,56 57,58	0.70	Hilderleys Garage Ltd.	\$ 280.00	\$ 142.00	\$ 422.00	424.57
<u>Queen Street E/S</u>						
R.P. 111 61	0.20	H.&L.Burgees	\$ 280.00	\$ 41.00	\$ 321.00	322.96
*R.P. 111 62-64 115-117,Pt121 122-124 & 126	5.0	C.Matheson	\$ 4,460.00	\$ 630.00	\$ 5,090.00	3,156.57
R.P. 111 65	0.30	C.&L.Stadden	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111 66Pt 67	0.40	R.&R. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 68,69	0.40	R.&V. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 71 -74	0.80	S.&V. Smith	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 111 75, 76	0.40	B.&V. McIntyre	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 77, 78	0.40	L.&M. Smith	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111 79, 80	0.40	C.&M. Thompson	\$ 210.00	\$ 81.00	\$ 291.00	292.78
R.P. 111 97, 98,81	1.2	N. Brooks	\$ 740.00	\$ 223.00	\$ 963.00	968.88
*R.P. 111 82-88, 85 Pt89 Pt91 Pt92	3.0	T.McIntyre	\$ 3,560.00	\$ 522.00	\$ 4,082.00	4,106.91
<u>Briar Drive W/S</u>						
R.P. 1071 1	0.25	J.&C. Saurer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 2	0.25	Innerkip Homesites Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 3	0.25	R.&J. Hall	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Briar Drive S/S</u>						
R.P. 1071 4	0.25	E.&B.Horrook	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 5	0.25	D.&H. Eaton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 6	0.25	B.&V.Chambers	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 7	0.25	J.&J. Cunningham	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 8	0.25	H.&A.Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 9	0.25	C.&J. Czerniawski	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 10	0.25	C.&F.Harper	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 11	0.25	R.&M.Gebbie	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Briar Drive N/S</u>						
R.P. 1071 12	0.25	B. Curren	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 13	0.25	G.&M. Scott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 14	0.25	G.&C.H.Millar	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 15	0.25	M. West	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 16	0.25	A. Pullman	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 17	0.25	R.&D. Seger	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 1071	18	0.25	K. & C. Fallowfield	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	19	0.25	P.&P.Bhatt	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	20	0.40	N.&M. Takacs	\$ 280.00	\$ 81.00	\$ 361.00	363.20
<u>Thames Ave. S/S</u>							
R.P. 1071	21, Pt 20	0.20	L.&D. Smith	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 1071	22	0.30	J. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 1071	23	0.25	G.&A. Shaw	\$ 280.00	\$ 51.00	\$ 331.00	
R.P. 1071	24	0.25	R.&J. Thornton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	25	0.25	J.&E. Whitlow	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	26	0.25	N.Vernooy	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	27	0.25	K.&L.Priest	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	28	0.25	J.&J.Bryan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	29	0.25	W.&H. Marshall	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Thames Ave. N/S</u>							
R.P. 1071	30	0.25	R. Brown	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	31	0.25	D.&D.Beres	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	32	0.25	G.&M.Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	33	0.25	L.&J. Hanenburg	\$ 200.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	34	0.25	R.&L.Devine	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	35	0.25	L. Takacs	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	36, 37	0.55	R.&L. Hilderley	\$ 280.00	\$ 112.00	\$ 392.00	394.39
R.P. 1071	38	0.25	D.&A. Ferguson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	39	0.25	W.&M.Spicer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	40	0.25	K.&I.Deller	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	41	0.25	M. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Burton Street S/S</u>							
R.P. 35	Wpts 2, 3, 4	0.35	J.Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	Epts 2, 3, 4	0.35	J. & E. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
<u>Vincent Street N/S</u>							
R.P. 35	Ept 11	0.10	Canadian Order of Foresters	\$ 280.00	\$ 20.00	\$ 300.00	301.83
<u>Balsam Street N/S</u>							
R.P. 35	Ept 23	0.1	R. & J. Christensen	\$ Deleted by Court of Revision	\$ 20.00	\$ 200.00 20.00	20.13
*R.P. 111	135	2.5	J.&M. Jonker	\$ 1,538.00	\$ 272.00	\$ 1,810.00	1,821.04
*R.P. 111	130-134	2.8	C.Matheson	\$ 1,743.00	\$ 308.00	\$ 2,051.00	1,272.08
R.P. 111	99-104	1.2	H.Matheson	\$ 1,280.00	\$ 181.00	\$ 1,461.00	905.86
<u>Balsam Street S/S</u>							
R.P. 111	Wpt A Ept 13, 14	0.35	J.&H.Vanco	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	105-108	0.80	H. Matheson	\$ 715.00	\$ 127.00	\$ 842.00	521.85
*R.P. 111	70, 109-114 127-129 & Pt 136 & 137	6.0	C.Matheson	\$ 7,243.00	\$ 688.00	\$ 7,931.00	4,917.64

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
<u>Main Street S/S</u>							
R.P. 80 & 17	E Pt 1 & Pt 10	0.75	H.G.Culver	\$ 280.00	\$ 152.00	\$ 432.00	434.64
17	Pt 10	0.35	P.&M.McMahon	\$ 280.00	\$ 71.00	\$ 351.00	353.14
17	Pt 9	0.25	W. Oerton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
17	Pt 9	0.40	A.Gauthier	\$ 280.00	\$ 81.00	\$ 361.00	363.20
*17	Pt 9	4.0	J.&M.Jonker	\$ 840.00	\$ 239.00	\$ 1,079.00	1,085.58
17	Pt 9	0.35	J.&M.Jonker	\$ 210.00	\$ 71.00	\$ 281.00	282.71
<u>Main Street N/S</u>							
R.P. 111	EPt1,2,3	0.25	M.Ross	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	SPt 57,58	0.25	M.McIntyre	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	59, 60	0.45	H. Zehr	\$ 280.00	\$ 91.00	\$ 371.00	373.26
R.P. 111	118, 119	0.50	W. Elliott	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	120,Pt121	0.50	J.Matheson	\$ 210.00	\$ 101.00	\$ 311.00	312.90
R.P. 111	Pt124	0.35	F.&J.Peeters	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt124,125	0.35	C.&M.Zandee	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pts 136- 138 & Pts 124 & 125	7.0	Innerkip Cemetery	\$ 800.00	--	\$ 800.00	804.88
<u>Young Street S/S</u>							
*R.P. 111 17 &	Pt 94-96 & 133	3.8	E. & J. Eaton	\$ 4,268.00	\$ 489.00	\$ 4,757.00	4,786.02
R.P. 111	Pt 10 & Pt93 & 94	0.5	J. & J. Thompson	\$ 210.00	\$ 101.00	\$ 311.00	312.90
<u>Young Street N/S</u>							
R.P. 111	Pts 91 & 92	0.5	G.&R.Shields	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.5	A.&D.Thomson	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.35	D.&L.Foster	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt 89-92 -93	0.25	E.&G.Braun	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 92	0.25	J.&C. Rutherford	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	F.&E.Chesney	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	93	0.25	J.&S.Hague	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	S.&C.Dykstra	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 & 17	Pt 93 & Pt 10	0.25	T. Thompson	\$ 140.00	\$ 51.00	\$ 191.00	192.18
Total Assessment on Lands				\$105,202.00	\$38,183.00	\$143,465.00	\$137,543.66
<u>Coleman Street</u>							
Coleman Street	3.0	Township of East Zorra	\$ 3,125.00	\$ 6,900.00	\$ 10,025.00	\$ 10,086.17	
<u>Blandford Street</u>							
Blandford Street	5.5	County of Oxford	\$ 30,330.00	\$ 9,420.00	\$ 47,750.00	\$ 48,041.34	
<u>Queen Street</u>							
Queen Street	3.0	Township of East Zorra	\$ 4,714.00	\$ 6,900.00	\$ 11,614.00	\$ 11,684.86	
<u>James Street</u>							
James Street	2.0	Township of East Zorra	\$ 850.00	\$ 2,300.00	\$ 3,150.00	\$ 3,169.22	
<u>George Street</u>							
George Street	0.25	Township of East Zorra	\$ 750.00	\$ 575.00	\$ 1,325.00	\$ 1,333.08	
<u>Main Street</u>							
Main Street	2.0	Township of East Zorra	\$ 3,750.00	\$ 4,600.00	\$ 8,350.00	\$ 8,400.95	
<u>Burton Street</u>							
Burton Street	0.50	Township of East Zorra	\$ 2,300.00	\$ 1,150.00	\$ 3,450.00	\$ 3,471.05	
<u>Vincent Street</u>							
Vincent Street	0.50	Township of East Zorra		\$ 1,150.00	\$ 1,150.00	\$ 1,157.02	

Day Street	1.0 Township of East Zorra		\$ 2,300.00	\$ 2,300.00	\$ 2,314.03
Briar Drive	1.5 Township of East Zorra	\$ 500.00	\$ 3,450.00	\$ 3,950.00	\$ 3,974.10
Thames Ave.	1.25 Township of East Zorra	\$ 500.00	\$ 2,875.00	\$ 3,375.00	\$ 3,395.59
Balsam Street	2.0 Township of East Zorra	\$ 10,525.00	\$ 4,600.00	\$ 15,125.00	\$ 15,217.28
Stratford Street	0.5 Township of East Zorra		\$ 1,150.00	\$ 1,150.00	\$ 1,157.02
Young Street	2.0 Township of East Zorra	\$ 5,000.00	\$ 4,600.00	\$ 9,600.00	\$ 9,658.57
County Rd. 33	7.5 County of Oxford	\$ 3,100.00	\$ 9,681.00	\$ 12,781.00	\$ 12,858.98
Hill Street	0.25 Township of East Zorra		\$ 575.00	\$ 575.00	\$ 578.51
Road Cons. 16 & 17	8.5 Township of East Zorra		\$ 765.00	\$ 765.00	\$ 769.67
Total Assessment on Roads			<u>\$ 73,444.00</u>	<u>\$ 62,991.00</u>	<u>\$ 136,435.00</u>
					<u>\$ 137,267.44</u>

Total Assessment on Innerkip Drainage Works					\$279,900.00
Revision by Court of Revision					(280.00)
Revision by County Court					\$279,620.00
					(5,001.00)
					<u>\$274,619.00</u>

NOTE: ALL LANDS WITH THE EXCEPTION OF THOSE NOTED WITH AN
 ASTERISK ARE CLASSIFIED AS NON-AGRICULTURAL

SPECIAL PROVISIONS
FOR
INNERKIP DRAINAGE WORKS

S.P.1. APPLICABLE SPECIFICATIONS

The General Conditions, Open Drain, Tile Drain and Storm Drains and Appurtenances sections of the Specifications for Construction of Municipal Drainage Works, February 1974 hereinafter referred to as the Specifications shall apply to the construction of this drain except where superseded by these Special Provisions or by notes on the attached drawings.

S.P.2. TENDER

Tenders to be entitled to consideration must be made on the form provided therefore and shall be enclosed in a sealed opaque envelope which shall be addressed to:

Corporation of the Township of East Zorra-Tavistock
c/o Mr. J. Killing, Clerk-Treasurer
HICKSON, Ontario

and shall be endorsed "Tender for Innerkip Drainage Works".

The Township reserves the right to reject all or any tenders received.

Prices for each item as required must be legible. The Tender must be signed by an officer of the company, designating his position and executed with the company seal. In the case of an individual trading as a company, the signature of the person signing the Tender must be witnessed.

All of the blanks in the Tender Form shall be filled in.

An extra copy of the Form of Tender is included for the contractor's own records.

Tenders that are incomplete, conditional, illegible, obscure, or that contain additions not called for, reservations, erasures, errors, alterations or irregularities of any kind or are not properly signed may be rejected as informal.

The tender shall be accompanied by a security in the amount equal to ten per cent (10%) of the amount of the tender.

Security may be either cash, negotiable government bonds, or a certified cheque.

Tender security shall be made payable to the Owner.

S.P.3. EXAMINATION OF THE SITE

For the information of all tenderers and at a time to be indicated on the Tender advertisement and forms, but prior to the closing of tenders, test holes will be dug on the site by the municipality. No additional payment will be allowed for additional work resulting from unfavourable soil conditions other than solid rock excavation with the exception of the costs of supplying and installing rubber gaskets along the affected lengths of pipe. This supersedes the provisions of Section S.21, paragraph 3 and T.10.

S.P.4. ROADWAY CROSSINGS

Applicable sections of the Specifications, eg. G.13., D.10., T.12. and S.3.3. are superseded in that all work along or across roadways are to be governed by the Typical Sections and notes, etc. on the attached drawings. Asphalt roadway surfaces shall be reconstructed by the authority having jurisdiction over the affected road.

S.P.5. TESTS

The township shall be responsible for the costs involved in testing only pipe or tile materials and if tests are requested no more than 3 lengths of any or each size of pipe or tile will be submitted for testing, unless in the opinion of the engineer, faulty materials are involved and additional tests are warranted.

S.P.6. BACKFILLING OF TRENCHES

Section S.3.2. of the Specifications shall be supplemented and superseded in part by the notes and details on the drawings of this Contract.

S.P.7. CATCH BASINS, MANHOLES AND APPURTENANCES

Sections S.10.3. to S.10.7. inclusive of the Specifications are superseded in that all applicable products of Oaks Precast Industries Ltd. (or equals) may be substituted for those specified. Also welded frames and grates, if approved by the Engineer, may be substituted for the cast-iron frames and grates in those locations described on the drawings.

S.P.8. PRIVATE DRAIN CONNECTIONS

Private drain connections will not be required except where necessary to replace an existing connection into an existing drain herein being replaced, damaged or cut off. Where required, the construction of Private Drain Connections, shall be in accordance with the general note on the drawings and the payment for each will be, including joints, on a lump sum basis as established on this Tender form. If lengths in excess of 25 feet are required for any connection, that amount of the connection in excess of 25 feet will be paid on a time and materials basis. Saddles rather than tees or the use of well constructed and grouted simple insertions into the pipe may be used for making the connection if approved by the engineer. Connections described to be made by the drawings will not be paid under this category as the tender provides for such connections. Note that the drawings call for rigid materials on granular bedding with cemented joints for all connections.

S.P.9. SOLID ROCK EXCAVATION

Should solid rock be encountered and normal trench excavation methods are not capable of removing the rock the contractor will be reimbursed on a time and materials basis for the costs in excavating the rock plus for his net loss of production due to time lost during rock excavation. The method of removing solid rock, if encountered, must be approved by the engineer and all unit costs in doing such work must be approved by the engineer prior to commencement of operations.

S.P.10. RESTORATION

Section S.14. of the Specifications is superseded in that all lawn areas on private lands disturbed or damaged by construction must be fully restored to an original condition. The trench backfill must be sufficiently compacted to reduce future settlement and shall be covered over with 6" of approved topsoil; and then shall be levelled, graded and covered with approved nursery sods (Merion or Kentucky Blue Grass or equal) by an approved landscape sub-contractor or equal if approved by the Engineer.

All field areas if disturbed shall have the topsoil stripped back and then replaced upon completion of construction.

All garden areas shall have a minimum of 12 inches of topsoil placed over areas disturbed by construction.

All customarily travelled areas (lanes or roads) shall be re-surfaced with 12 inches of pit-run gravel base (Granular 'B') with maximum stone size of 4" and 6" of crushed gravel surface (Granular 'A') except where noted differently on the drawings. All granular shall be compacted in place using equipment described in the drawings.

Gravel shoulders shall be restored with 6" of compacted crushed gravel (Granular 'A').

All shrubs, plants, ornamental trees, clothes-line poles, etc., if necessary to move shall be temporarily relocated during construction and shall be replaced in their original location during restoration.

Grass-seed mixture used must be equal to commercial lawn seeds and must be approved by the engineer in advance.

S.P.11. GABION STRUCTURES

The Gabion baskets used shall be "Heavily Galvanized Gabions-River Type" as available from Maccaferri Gabions of Canada Ltd. All wire used for binding shall be as supplied by the Manufacturer (0.086" diameter).

ASSEMBLY Upon delivery each bundle shall be opened and each unit unfolded.

The sides, ends, and diaphragms are to be lifted into vertical position and the four corners are to be wired together and the diaphragm edges to the gabion sides.

INSTALLATION Level the base where the gabions will be placed to a smooth finish and the right elevation.

Wire each unit securely to the adjacent units along the top and vertical edges prior to placing stone. Stretch gabions before filling if necessary.

FILLING Use a 3" to 8" durable hard stone as supplied by Forwell's of Kitchener or equal.

Choice of equipment, front end loader, gradall or backhoe etc. is up to the contractor but voids are to be kept to a minimum. Hand placement will be necessary at times. For the 36" deep gabions only, the baskets are to be filled in 1 foot lifts and between each lift connecting wires are to be placed in both directions between opposite sides and looped around two meshes at each end.

After filling is complete, the top is to be folded shut and wired to the ends, side and diaphragm.

Empty baskets placed on top of a completed row must be wired to the filled gabions at front and back.

S.P.12. SACKED CONCRETE RIP-RAP PROTECTION

A sacked concrete protection shall be built around the drain outlet as indicated on the drawings. Burlap bags containing a volume of one (1) cubic foot of concrete when filled shall be used and shall be hand placed. Dry concrete is not permitted.

S.P.13. WINTER WORK

If any work is started and not fully completed prior to winter or frost, all areas partially or fully affected by the construction shall be temporarily or fully restored in accordance with the specifications and drawings of this contract with the exception that no sodding will be required until the following spring. However, final restoration will have to be attended to as soon as conditions permit during the ensuing year. All temporary and final restoration will be at the contractors expense. Particular attention must be given to the prevention of ponded surface waters, of interference with snow plowing operations, of soft or muddy laneways and roadways and of damage to any materials used or to be used on the project if work ceases due to winter conditions. No additional payment will be provided on account of increases in costs of materials or labour over, or resulting from the winter period. If construction on formerly paved roadways is not completed in time to allow the authority to resurface the road, the

contractor of this contract will be required to scarify, regrade and compact the upper portions in the following spring. The maintenance of all roads, over the winter period shall be the road authority's responsibility however.

S.P.14. EXTRA WORK

Section G.7. of the General Conditions is partially superseded in that if the contractor undertakes extra work as directed by the engineer he will be paid in accordance with the unit price for such work evident from the tender forms if applicable or alternatively if such unit price is not evident, he will be paid on a time and materials basis. In case of time and materials work the contractor will be allowed a further 17% of the total cost for his involvement. Such allowance shall be compensation in full for management, overhead, profit, etc.

If the quantity of any items in the tender form changes by more than 10% from the estimated amount a re-negotiated unit price may be used if mutually agreed by the engineer and the contractor. As well if the quantity increases by more than 10% the contractor shall be entitled to the allowance of 17% on the quantities in excess of the 10% amount.

T. TILE DRAIN

T.1. TILE

The Contractor is to state the type and manufacturer of the tile which he proposes to use and is to be prepared to submit alternative prices for concrete or clay tile in the sizes available, if required.

Standard clay drain tile shall meet all A.S.T.M. specifications, as set out in Designation C4-62 and Designation C498 with the exception of the Absorption Factor and the Freeze and Thaw Test. Extra quality drain tile and heavy duty drain tile shall meet all specifications as set out in Designation C4-62 and Designation C498.

Concrete drain tile shall meet all A.S.T.M. specifications as set out in Designation C412 with the exception that the nominal length of drain tile 5 to 12 inches diameter inclusive shall not be less than 12 inches and that tile of 12 to 24 inches in diameter inclusive shall have nominal lengths not less than the diameters.

Where any of the above referred to standards are amended or superseded, such amendments or revisions shall apply.

T.2. STAKES

Stakes are set along the course of the drain at intervals of 100 feet.

Bench marks have been established, which are to govern the elevations of the drain. The location and elevations of the bench marks are given on the plan and profile drawings.

The Contractor will ensure that the stakes are not disturbed unless approval is obtained from the Engineer.

T.3. LINE

The drain shall run in as straight a line as possible throughout its length, except that at intersections of other water courses or at sharp corners, it shall run on a curve of at least 50 foot radius. The new tile drain shall be constructed at an offset from and parallel with any ditch or defined watercourse in order that fresh backfill in the trench will not be eroded by the flow of surface water. The Contractor shall exercise care not to disturb any existing tile drain or drains which parallel the course of the new drain, particularly where the new and the existing tile act together to provide the necessary capacity. Where any such existing tile is disturbed or damaged the Contractor shall perform the necessary correction or repair at his expense.

T.4. LAYING

The tile is to be laid with close joints and in regular grade and alignment in accordance with the plan and profile drawings. The Contractor is to erect cross-arm sights and use a boning rod in the laying of the tile. The tiles are to be bevelled, if necessary, to ensure close joints. Rather than bevelling the tile on sharp bends, the Contractor may wrap the wide joints with a 6" wide band of 15 pound felt building paper. The inside of the tile is to be kept clear when laid.

Where soil conditions warrant, the Engineer may require that the tile be wrapped with a fibreglass wrapping such as Tile Guard Felt, manufactured by Globe Glass Saturaters or approved equal. Any such work shall be considered as an extra to the contract. The Contractor shall submit with his tender the extra cost for wrapping the tiles, if required.

The sides of the tile are to be supported by partial filling of the trench prior to inspection by the Engineer. The remainder of the excavated material shall be used to restore and maintain the natural surface of the ground.

No tile shall be backfilled until inspected by the Commissioner or Engineer unless directed otherwise by the Engineer.

The tile shall be backfilled such that a sufficient mound of backfill is placed over the trench to ensure that no depression remains after settling occurs in the backfill.

T.5. LOWERING OF SURFACE GRADES

Where required, the Contractor shall strip off the top layer of earth in order that the tiling machine may trench to the correct depths. His tender price shall include the cost of stripping the topsoil, bulldozing of subsoil to depth required and subsequent replacing of subsoil and topsoil.

T.6. TRIBUTARY DRAINS

Any tributary tile encountered in the course of the drain is to be carefully taken up by the Contractor and placed clear of the excavated earth. If the tributary tile drains encountered are clean or reasonably clean, they shall be connected into the new drain. Where existing drains are full of sediment, the decision to connect or not to connect to the new drain shall be left to the Engineer or Commissioner. The Contractor shall be paid for each tributary drain hook-up as outlined in the tender form. Where the Contractor is requested by the Engineer or Commissioner to hook up an existing tile which is not encountered in the course of the drain, the cost of such work shall constitute an extra and the basis of payment shall be determined by the Engineer or Commissioner subject to the provisions of Section G.7.

The method and materials proposed for the connection are to be approved by the Commissioner or Engineer.

T.7. OUTLET PROTECTION

Corrugated metal pipe shall be used to protect the tile at its outlet. The joint between the metal pipe and the field tile shall be sealed with mortar. A sacked concrete protection, unless otherwise specified, shall be built around the corrugated pipe and extended downstream a minimum distance of three feet. The protection shall extend to the top of the backfilled trench and below the pipe to 12' under the streambed. The protection shall also extend 2 feet into undisturbed soil on either side of the backfilled trench. Where the outlet occurs at the end of the open ditch the above sacked concrete rip-rap protection will extend all around the end of the ditch and to a point 3' downstream on either side. Where heavy overflow is likely to occur, sufficient additional rip-rap shall be placed as directed by the Engineer to prevent the water cutting around the protection. A concrete structure may be required to protect against heavy overflow if so indicated on the drawings.

in the report. The corrugated metal pipe shall have a hinged metal grate on the outlet end to prevent the entry of small animals. Maximum spacing between bars shall be two inches.

T.8. CATCHBASINS

Catchbasins shall be constructed, using a minimum 3,000 p.s.i. concrete with inside dimensions 2 feet square, walls and floors 6 inches thick and the bottom 18 inches below the invert of the tile or the catchbasins may be constructed of a 2 foot diameter concrete sewer pipe placed on a 6 inch slab of concrete. The catchbasin top shall be a substantial iron grate, easily removable for cleaning. Precast catchbasins and manholes may be used if prior approval is given by the Engineer. Minimum wall thickness permitted for catchbasins without reinforcement is 6" and with reinforcement is 4", provided that either is acceptable to the road authority. Where a catchbasin is located on a road allowance, the type of catchbasin and grate to be used and its proposed elevation shall be approved by the Engineer, or the Road Superintendent. Catchbasins may be offset from the drain, where practical and shall have 8 inch concrete tile or metal pipe leads. Catchbasin leads shall have a minimum of 24 inches of cover.

Catchbasins located on highways shall be the M.T.C. type Standard DD-702 or the M.T.C. precast type Standard DD-711. The catchbasin top shall be the M.T.C. Standard DD-706. (If required, contact the engineer for the applicable standards.) Standard DD-716-A shall apply for ditch-inlet catchbasins.

All catchbasins located on Highways, County Roads and Township roads shall be backfilled with porous backfill placed to a minimum thickness of one (1) foot on all sides. The backfill material shall be satisfactorily tamped. If settling occurs after construction, the Contractor shall supply and place sufficient granular material to maintain the backfill level flush with adjacent ground as part of the contract.

Where rip-rap protection is called for at any catchbasin location, the rip-rap shall be sacked concrete and shall extend a minimum distance of 12" away from the outer edge of each side of the catchbasin, and shall be placed so that the finished surface of the rip-rap is flush with the existing ground.

Unless otherwise noted the tops of all standard catchbasins shall be 6" above adjacent normal ground levels.

T.9. BRUSH, TREES, DEBRIS, ETC.

The contract is to include the removal of all excavation of whatever nature, disposal of materials, removal and cutting of all brush, supplying of all labour and completing the whole work in accordance with the plan, profile and this specification. Any trees, necessarily removed, are to be brushed and left for the owner of the property on which they are found. All brush, limbs, etc. are to be put in piles by the Contractor and left for disposal by the owner. Where, in the opinion of the Engineer the drain or proposed location of the drain is heavily overgrown with small trees and brush, the Contractor may use a bulldozer or other such equipment to clear a minimum width of 100 feet. The resulting debris shall be placed where directed by the Engineer and left for disposal by the owner. Where roots may interfere with the new drain all such roots shall be grubbed and placed in a pile convenient for disposal by the owner. No additional payment will be made for such work.

T.10. QUICKSAND

The Contractor shall immediately contact the Engineer or Commissioner if quicksand is encountered. The Engineer or Commissioner shall direct the Contractor to lay the tile on plank or to construct a temporary open drain to lower the water table, or to lay the tile on a crushed stone mat, or to take such other action as may appear to be necessary. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.11. ROCK

The Contractor shall immediately contact the Engineer or Commissioner if boulders of sufficient size and number are encountered such that the Contractor cannot continue trenching with a tiling machine. The Engineer or Commissioner may direct the Contractor to use some other method of excavating to install the drain. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.12. ROADS

On any road crossing the contractor may use original ground as backfill to within 24 inches of finished grade only if adequate compaction is obtained and if the use of original ground backfill has been approved beforehand by the affected road authority.

When imported backfill is used, the excavated ground being replaced shall be disposed of within the right-of-way as directed by the road authority. If it is necessary to haul any material to another site additional payment will be allowed.

For further specifications for roadway crossings refer to specification G.13.

T.13 JUNCTION BOXES

Junction Boxes shall be constructed of concrete mixed one part cement to five parts clean pit run gravel. The sides, bottom and top shall be four inches (4") thick. The inside dimensions of the box shall be a minimum of one foot by one foot wide and one foot high but in no instance shall they be less than four inches larger than the diameter of the largest tile being connected.

T.14. RECOMMENDED PRACTICE FOR CONSTRUCTION OF SUBSURFACE DRAINAGE SYSTEMS

The report of the Ontario Farm Drainage Association, Construction Standards Committee, of January 1972, and its amendments, dealing with the construction of Subsurface Drainage Systems, Sections 4 to 12 inclusive, shall be the guide to all methods and materials to be used in the construction of tile drains except where superseded by other specifications of this contract.

An Act respecting the
Township of East Zorra-Tavistock

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. EATON

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr29

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting the
Township of East Zorra-Tavistock**

MR. EATON

BILL Pr29

1977

An Act respecting the Township of East Zorra-Tavistock

WHEREAS The Corporation of the Township of East Zorra-Tavistock, herein called the Corporation, hereby represents that the council of the Corporation passed By-law 27-75 authorizing the construction of a drainage works known as the Innerkip Drainage Works and authorizing the debenturing of certain sums required to pay for the said drainage works and authorizing the Corporation to assess, levy and collect the amount of special rates set forth as a schedule of assessment contained in an engineer's report prepared pursuant to *The Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, as revised by a Court of Revision, and further revised by His Honour Judge Dick, of the County Court of the County of Oxford; that the council of the Corporation passed the said by-law pursuant to the provisions of *The Drainage Act*, but not in strict compliance therewith; that the said by-law was not amended to carry out the revisions made to the said schedule of assessment by the Court of Revision and by the judge of the County Court; and further that the said by-law contained an error in that it authorized the Corporation to issue debentures instead of The Corporation of the County of Oxford; that the Corporation proceeded to apply to the Ontario Municipal Board to authorize the issuance of the said debentures in the sum of \$120,200 but that the Corporation proceeded with the said drainage works without first obtaining the approval of the Ontario Municipal Board; and whereas the applicant hereby applies for special legislation validating the said by-law, and amending the said by-law; and whereas it is expedient to grant the application;

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 *The Drainage Act*, being chapter 136 of the Revised Statutes of Ontario, 1970, *The Drainage Act*,

By-law 27-75,
as amended,
ratified

1975, c. 79
R.S.O. 1970,
c. 323
1974, c. 57

1975 or section 65 of *The Ontario Municipal Board Act*, and subject to section 91 of *The County of Oxford Act, 1974*, By-law 27-75 of the Corporation, as amended by this Act and set out in Schedule A hereto, finally passed by the council of the Corporation on the 18th day of May, 1977, authorizing construction of the Innerkip Drainage Works and authorizing the issuance of debentures to provide funds otherwise not provided for and providing for the assessment, levy and collection of the special rates set out in the aforesaid engineer's report, as revised by a Court of Revision and further revised by the judge of the County Court of the County of Oxford and set out as Schedule B hereto, is hereby declared to be valid, in full force and effect and binding upon the Corporation and its respective ratepayers in accordance with the provisions thereof.

By-law 27-75,
amended

2. Section 2 of By-law 27-75 of the Corporation is amended by striking out the expression "may issue debentures of the Corporation" where that expression occurs and inserting in lieu thereof "The Corporation of the County of Oxford may issue debentures on behalf of the Corporation".

R.S.O. 1970,
c. 323,
ss. 55, 56 not
to apply to
By-law 27-75

3. Sections 55 and 56 of *The Ontario Municipal Board Act* do not apply with respect to By-law 27-75 of the Corporation.

Order of
O.M.B.
deemed
issued

4. 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 of the Innerkip Drainage Works referred to in section 1 and authorizing The Corporation of the County of Oxford to issue the debentures mentioned in section 1.

Payment to
Innerkip
Ratepayers
Association
Inc.

5. Notwithstanding any general or special Act, the Corporation shall pay the sum of \$3,000 to the Innerkip Ratepayers Association Inc.

Commence-
ment

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

Short title

7. The short title of this Act is *The Township of East Zorra-Tavistock Act, 1977*.

SCHEDULE A

THE CORPORATION OF THE TOWNSHIP OF
 EAST ZORRA - TAVISTOCK
 COUNTY OF OXFORD

BY-LAW NO. 27-75

INNERKIP DRAINAGE WORKS

A By-law to provide for a Drainage Work in the Township of East Zorra-Tavistock in the County of Oxford and for borrowing on the credit of the Municipality the sum of

Two hundred and seventy four thousand, six hundred nineteen dollars
 (\$274,619.00)
 being the amount necessary for completing the drainage work.

WHEREAS Council has received a petition of the Road Superintendent for improvement of drainage of road allowances in Innerkip

AND WHEREAS Council has appointed an Engineer under Section 53 of the Drainage Act R.S.O. 1970, for the better use of the Hall, Joe Sim, Yeo and Thomas Drains as affecting the Village of Innerkip being the following lands

Con. 16, Pt. Lots 10-13; Con. 17, Pt. Lots 9-14; Reg. Plan 1071, Lots 1-42; Reg. Plan 35, Lots 2-28, 36 & 37; Reg. Plan 241, Lots 1-5; Reg. Plan 80, Lots 1-12; Reg. Plan 111, Lots 1-138 & Block "A"; Reg. Plan 59, Block "A"; Coleman St., Blandford St., Queen St., James St., George St., Main St., Burton St., Vincent St., Day St., Briar Drive, Thames Ave., Balsam St., Stratford St., Cty Rd., #33, Mill St., Con. Rd. 16 & 17, Young St.

AND WHEREAS the Council of the Township of East Zorra-Tavistock procured a report made by Ken A. Smart, P.Eng., 13 Spetz Street, Kitchener, Ontario and the report is as previously circulated;

AND WHEREAS the Council is of the opinion that the drainage of the area is desirable:

THEREFORE the Council of the Township of East Zorra-Tavistock pursuant to the Drainage Act 1970, enacts as follows:

1. The report is hereby adopted and the drainage work as herein indicated and set forth is authorized and shall be completed in accordance therewith.
2. The Corporation of the Township of East Zorra-Tavistock may borrow on the Credit of the Corporation, the sum of:

Two hundred and seventy four thousand, six hundred nineteen dollars
 (274,619.00)

being the funds necessary for the drainage works not otherwise provided for; provided that such sums shall be reduced by the amount of grants & commuted payments with respect to the lands and roads assessed, and may issue debentures of the Corporation to that amount in sums of not less than \$50.00 each, and payable within five (5) years from the date of such debentures with interest at the prevailing rates at the time construction of the drain is completed.

3. The payments shall be assessed, levied and collected in the same manner and at the same time as other taxes are levied and collected upon and from the parcels or part of parcel, herein mentioned and the amount of total special rates and interest against each parcel or part of parcel respectively shall be divided into five (5) equal parts and one such part shall be assessed, levied and collected as aforesaid in each year for five (5) years, after the passing of this by-law during which the debentures have to run.

4. All sums of money of \$25.00 or under are payable by cash only.
5. That this by-law be printed and a copy mailed to each ratepayer in the watershed.

6. That this by-law comes into force on the final passing thereof, and may be cited as the Innerkip Drainage Works By-law.

READ a first and second time this 28th. day of May, 1975.

READ a third time and finally passed this 13th day of May 197⁵.

J. V. Killing
J.V. Killing, Clerk-Treasurer

H. Voigt
Harold VOGT, (Mayor)

NOTICE

NOTICE is hereby given that the Drainage COURT OF REVISION will be held in the TOWNSHIP HALL, Hickson, Ontario on Wednesday, June 25th., 1975 at 1:15 p.m. to hear and consider any complaints which may be made under the foregoing by-law over which the said Court has jurisdiction. All appeals to be in writing and be in the Clerk's Office on or before Friday, June 13th., 1975 at 4:30 p.m.

AND further Notice is hereby given that anyone intending to appeal to have the by-law quashed, must not later than ten (10) days after the final passing thereof, serve a notice in writing upon the Clerk of the Municipality of his intention to make application for that purpose to the Referee, during the three months after the final passing of the said by-law.

John V. Killing, Clerk-Treasurer,
Township of East Zorra-Tavistock,
Hickson, Ontario

Certified a true copy of By-law #27-75

SCHEDULE B

INNERKIP DRAINAGE WORKS

TOWNSHIP OF EAST ZORRA-TAVISTOCK

Engineer's Report,
amended to reflect revisions of a
Court of Revision and of His Honour
Judge Dick, in the County Court of
the County of Oxford, in a Judgment
dated the 4th day of November, 1976.

Kitchener, Ontario

February 26, 1975

INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

To the Mayor and Council of
the Township of East Zorra-Tavistock

Gentlemen:

I am pleased to present my report on the construction of the Innerkip Drainage Works. This drainage works involves the reconstruction, improvement to, consolidation of and/or extension of the Yeo, Thomas, Hall and Joa Sim Drains presently serving parts of the Police Village of Innerkip plus other lands in Lots 9 to 14, Concessions 16 and 17 in the Township of East Zorra-Tavistock. As well new branch drains are involved to better serve the affected lands and roads.

This report was prepared in accordance with instructions received from your Clerk with respect to a motion of the Township Council, said Council being responsible for both the maintenance and reconstruction of existing municipal drains and for obtaining improved road drainage.

The attached plan, profile, and detail Drawings No.'s 1 to 8, Job No. 7367, specifications and the instructions to tenderers form part of this report. They show and describe in detail the location and extent of the work to be done and the lands which are affected.

Very few records exist of the Thomas, Yeo and Hall (and Gillespie Drain -upstream of the Hall Drain) but the drawings numbered 1 and 2 show the approximate locations of same. The Thomas Drain runs generally easterly from near the intersection of Stratford and Blandford Streets within Innerkip to a catch basin on the east side of Queen Street at which point waters being carried by the drain are allowed to find an outlet in the limestone which underlies the majority of the village at a relatively shallow depth. The Yeo Drain commences in Lot 12, Concession 16 and runs generally southerly and easterly to a point in Lot 10, Concession 17 where, similar to the Thomas Drain, the conveyed waters find an outlet in the limestone strata. (The Gillespie Drain commences in the west part of Lot 13, Concession 17 and runs generally south-easterly to an outlet in the Hall Drain in the south-east corner of

Lot 11, Concession 17.) The Joe Sim Drain the most recent of the drainage works serving the affected lands was constructed in 1964 and lies along Young Street from Coleman Street east to east of Queen Street. The Hall Drain runs southeasterly through built up portions of Innerkip, providing an outlet for the Joe Sim Drain near Young Street and continuing on in a southeasterly direction to an outlet in the Thames River.

I have made an examination of the drainage systems in the affected areas and have found many problems either directly or indirectly related to the functioning of the systems. I found that the Hall and Thomas drains were sized to serve primarily rural lands (and at a level of service below that required by recent design) and are not capable of providing the expected drainage outlet for all adjacent and tributary lands. As a result, there are occasions during any year when adjacent lands and roads are submerged with water. Tributary lands to these drains can not get an adequate outlet and as a result some areas remain undrained thereby adversely affecting the performance of sanitary waste disposal systems. Also the performance of the local roads is reduced by the lack of a drainage outlet. Because of the lack of drainage as described and because of the outletting of two drains (Yeo and Thomas) into rock strata potential sources of problems with water supply systems which originate in the limestone are created. Areas that could be developed for residential or other land uses are faced in many cases with either no outlet or else with an undersized outlet traversing the lands that could be developed.

It is therefore my recommendation that a new drainage system for the village of Innerkip and tributary lands be constructed to eliminate or reduce the above problems.

My proposed drainage scheme involves the construction of the following systems. Firstly, I recommend that a new drain, the Young Street and Mill Side Road Branches, be constructed from the point where the Yeo Drain intersects the north limits of the Mill Side Road (Co. Rd. 33), that it run easterly along but north of the north limits of the County Road to an intersection with the Hall Drain, from this point generally following the route of the Hall Drain to Young Street and from here run along the south side of Young Street to an outlet in the Thames River. This drain would provide an improved outlet for the Yeo and Gillespie Drains serving agricultural lands to the north, would provide an outlet for future residential lands north of the Mill Side Road and along Young Street, would create an adequate sized drain through this part of Innerkip to reduce flooding along the path of the existing Hall Drain and

would provide the required outlet for any other existing or proposed drains required to serve existing residential lands including the Joe Sim Drain. The second drainage system I recommend to be constructed commences at the rock outlet of the Yeo Drain (the Balsam, Blandford, Burton Street and James Street Branches) in Lot 10, Concession 17, runs easterly to Burton Street, along Burton Street to Blandford Street (Co. Rd. 4), north along Blandford Street to Balsam Street and east along Balsam Street to an outlet in the Thames River. There would be three extensions to this drain. The first is proposed south along Blandford Street to the corner of George Street, the second, west along Balsam Street from Blandford Street to Coleman Street and then south along Coleman Street to Briar Drive and the third involves a branch to the south along the unopened James Street up to the rock outlet of the Thomas Drain together with a short extension further south on James Street. This drain and extensions thereto would eliminate the emptying of the Yeo and Thomas Drains into the rock, would provide an outlet to residential lands west of Blandford Street presently lacking such, would reduce or eliminate the flooding of lands east of Blandford Street, would relieve and also provide an outlet for the Thomas Drain, would provide an outlet for future residential lands on both sides of Balsam Street, and would provide an improved outlet for the lands of and adjacent to the public school. The remaining system, I recommend, to be constructed, the Main Street Branch, involves a drain along Main Street from the intersection with the unopened James Street easterly to an outlet in the Thames River. This branch will reduce existing outlet problems along Main Street, provide a potential outlet for a small acreage of developable lands immediately adjacent to Main Street and will also serve to intercept shallow ground water movement, affecting lands in the village in this area.

The proposed work, therefore, consists of approximately 17,402 lineal feet of closed drain including approximately 10,942 lineal feet of 10 to 24 inch diameter concrete field tile, 4,275 lineal feet of 24" to 42" concrete sewer pipe and 2,185 lineal feet of 8" to 54" corrugated steel pipe and 56 concrete catch basins, manholes and junction boxes.

In accordance with Section 8 of the Drainage Act, R.S.O., 1970, I determine the allowances payable to owners entitled thereto as follows:

R.P. or CON.	LOT	OWNER	ALLOWANCE FOR LANDS AND CROPS
<u>Young Street & Mill Side Road Branches</u>			
17	Pt 10	T. Thompson	\$ 290.00
R.P. 111	Pt 93	C. Dykstra	\$ 40.00

R.P. or CON	LOT	OWNER	ALLOWANCES FOR LANDS AND CROPS
17	Pt 10	J. & J. Thompson	\$ 105.00
R.P. 111	Lts 94 - 96	R. & J. Eaton	\$ 970.00
R.P. 111	97	N. Brooks	\$ 115.00
R.P.III	82,83,91	T. McIntyre	\$ 530.00
R.P.III	37	W. & J. Lenhardt	\$ 250.00
R.P.III	35 & 36	M. Racz	\$ 870.00
R.P.III	Pt 25	H. Caldecott	\$ 40.00
R.P.III	26	Lena Brown	\$ 820.00
R.P.35	Pts 36 & 37	Knechtel Milling Co.	\$ 460.00
17	PtSPt 11	J. & L. Matika	\$ 2,890.00

Balsam Street Branch

17 &			
R.P.III	Pt 10 & 135	J. & J. Jonker	\$ 670.00
R.P.III	130, 134	C. Matheson	\$ 190.00
R.P.III	103, 104	H. Matheson	\$ 100.00
R.P.III	75	B. & J. McIntyre	\$ 50.00
R.P.III	129, 137	C. Matheson	\$ 150.00
R.P.III	105, 106	H. Matheson	\$ 100.00

Main Street Branch

17	Pt 10	J. & J. Jonker	\$ 235.00
----	-------	----------------	-----------

Burton Street Branch

17	PtWPt 10	Francis Yeo Est.	\$ 1,150.00
----	----------	------------------	-------------

James Street Branches

R.P.III	62-64 115-117 Pts 121, 122-124 & 126	C. Matheson	\$ 85.00
R.P.III	70, 109-114 127-129 136 & 137	C. Matheson	\$ 1,030.00
R.P.III	65	R. & V. Hilderley	\$ 60.00

Total Allowances

\$11,200.00

Total Allowances under Section 8 of the Drainage

Act, R.S.O., 1970 \$ 11,200.00

I have made an estimate of the cost of the proposed work which is outlined in detail as follows:

LABOUR AND EQUIPMENT

1) Balsam Street Branch

Construction of 20 Gabion Baskets (6' X 3' X 3' each) including baskets, stone and installation	\$ 1,500.00
Installation of 2 - 30" steel pipe culverts with gates at tile outlets	\$ 250.00
Installation of 2,160 feet of 24" concrete field tile by tiling machine	\$ 5,400.00
Installation of 172 feet of 24" corrugated steel pipe	\$ 1,200.00
Installation of 338 feet of 36" concrete sewer pipe (no gaskets)	\$ 4,200.00
Installation of 54 feet of 21" corrugated steel pipe	\$ 200.00
Installation of 297 feet of 21" concrete field tile by tiling machine	760.00
Installation of 45 feet of 21", 60 feet of 18" and 60 feet of 15" corrugated steel pipe across roadways	\$ 880.00
Installation of 64 feet of 18" concrete field tile by tiling machine	\$ 225.00
Installation of 260 feet of 16" concrete field tile by tiling machine	\$ 495.00
Construction of 7 - 3' X 4' concrete catch basins with welded grates and concrete aprons	\$ 2,100.00
Construction of 2 - 6' X 6' concrete catch basins with cast iron grates	\$ 2,000.00
Construction of 2 - 2' X 2' concrete catch basins with welded grates and concrete aprons	\$ 400.00
Construction of 3 - 2' X 2' concrete catch basins with cast iron grates and concrete aprons	\$ 900.00
Installation of 15 feet of 8" corrugated steel pipe as catch basin leads	\$ 110.00
Stripping and replacing topsoil and trenching for tiling machine along Balsam Street East and Coleman Street	\$ 750.00

Seeding grassed areas	\$	300.00
Asphalt removal and disposal	\$	150.00
Supply and placement of approximately 850 cu. yd. of gravel	\$	3,000.00
Paving of existing asphalt lane	\$	300.00
Establishment and operation of detour	\$	150.00

ii) Blandford Street Branch

Installation of 152 feet of 30" concrete sewer pipe (no gaskets)	\$	1,800.00
Installation of 1,154 feet of 27" concrete sewer pipe (no gaskets)	\$	11,480.00
Installation of 298 feet of 24" concrete sewer pipe (no gaskets)	\$	3,000.00
Installation of 676 feet of 8" corrugated steel pipe (perforated) (by tiling machine)	\$	1,250.00
Construction of 5 - 60" dia. precast concrete catch basins with cast iron grates	\$	4,500.00
Construction of 3 - 2' X 2' concrete catch basins ditch inlet type with welded grates, one to have a concrete apron	\$	700.00
Construction of 2 - 2' X 2' concrete catch basins with cast iron grates	\$	700.00
Installation of 5 feet of 10", 22 feet of 12", 22 feet of 12" and 35 feet of 12" corrugated steel pipe as catch basin leads	\$	340.00
Removal and disposal of existing asphalt pavement	\$	1,500.00
Sidewalk reconstruction	\$	300.00
Supply and placement of approximately 1,700 cu. yd. of gravel	\$	6,000.00
Establishment and operation of detour	\$	300.00

iii) Burton Street Branch

Installation of 409 feet of 10" corrugated steel pipe by tiling machine (perforated)	\$	820.00
Installation of 1,180 feet of 10" farm tile by tiling machine	\$	1,770.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate		

1 - 2' X 2' concrete catch basin with cast iron grate	
and 1 - 2' X 2' concrete catch basin ditch inlet type with sacked concrete rip-rap protection	\$ 800.00
Trenching for tiling machine	\$ 100.00
Paving of existing asphalt lane	\$ 300.00
Regrading of erroded areas	\$ 100.00
Supply and placement of 100 cu. yd. of gravel	\$ 350.00

iv) James Street Branches: Deleted by decision of His Honour Judge Dick.

v) Main Street Branch

Construction of 9 Gabion Baskets (6' X 3' X 1.5' each) including baskets, stone and installation	\$ 800.00
Installation of 168 feet of 18" corrugated steel pipe with gate	\$ 1,000.00
Installation of 626 feet of 18" concrete field tile by tiling machine wrapped in fiberglass	\$ 1,565.00
Installation of 44 feet of 18" corrugated steel pipe	\$ 350.00
Installation of 384 feet of 16" concrete field tile by tiling machine wrapped in fibreglass	\$ 960.00
Construction of 1 - 2' X 2' concrete catch basin with welded grate	\$ 200.00
Construction of 8 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 2,000.00
Construction of 3 - 2' X 2' concrete junction boxes	\$ 450.00
Installation of 45 feet of 10" and 30 feet of 8" corrugated steel pipe as catch basin leads	\$ 550.00
Excavating edge of road and disposing of materials	\$ 1,000.00
Stripping and replacing sods and topsoil on bank at outlet	\$ 200.00
Supply and placement of 400 cu. yds. of gravel	\$ 1,600.00
Establishment and operation of detour	\$ 150.00

vi) Young Street Branch

Construction of 10 Gabion Baskets (6' X 3' X 2' each) and 5 Gabion Baskets (6' X 2' X 3' each) including baskets, stone and installation	\$ 1,000.00
Installation of 20 feet of 54" corrugated steel pipe with grills	\$ 400.00
Installation of 2,333 feet of 42" concrete sewer pipe with rubber gaskets including 384 feet of radius pipe	\$ 24,670.00
Construction of 8 - 6' X 6' concrete catch basins (4 with ditch inlet lifts and welded grates, 3 with cast iron grates and 1 with vertical grate)	\$ 8,200.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with concrete aprons	\$ 500.00
Installation of 5 feet of 10", 15 feet of 18", 70 feet of 12", 50 feet of 8", 20 feet of 12" and 20 feet of 8" corrugated steel pipe as catch basin leads and drain connections	\$ 500.00
Construction of 60 bags (1 cu. ft. each) of sacked concrete rip-rap at drain outlet	\$ 120.00
Stripping and replacing sods and topsoil along bank at outlet	\$ 300.00
Temporary relocating and replanting of small trees	\$ 400.00
Sodding (with commercial nursery sods) existing lawn areas (private lands only)	\$ 2,700.00
Stripping and/or replacing topsoil	\$ 1,000.00
Clearing and grubbing including removal from site	\$ 200.00
Fence construction	\$ 400.00
Reconstruction of concrete sidewalk	\$ 50.00
Filling of existing ditches and regrading of lands as noted	\$ 200.00
Asphalt removal and disposal	\$ 150.00
Removal of existing laneway culvert	\$ 50.00
Supply and placement of 1,000 cu. yd. of gravel	\$ 3,500.00
Establishment and operation of detour	\$ 150.00

vii) Mill Side Road Branch

Stripping and replacing topsoil	\$ 1,500.00
Excavation of 4,000 cu. yd. of existing ground stockpiling and replacement above completed drain	\$ 3,000.00
Installation of 2,350 feet of 24" concrete field tile by tiling machine	\$ 6,815.00
Installation of 2,270 feet of 21" concrete field tile by tiling machine	\$ 5,675.00
Construction of 2 - 3' X 4' concrete catch basins with concrete apron and welded grates	\$ 600.00
Construction of 2 - 2' X 2' concrete catch basins ditch inlet type with welded grates	\$ 650.00
Construction of 1 - 3' X 6' concrete catch basin	\$ 1,000.00
Installation of 10 feet of 10", 28 feet of 21", and 17 feet of 18" corrugated steel pipe as catch basin leads	\$ 225.00
Installation of 20 feet of 18" tile as catch basin lead	\$ 40.00
Clearing	\$ 50.00
Sub-total Labour and Equipment	<u>\$136,250.00</u>

i) Concrete Field Tile

Supply of the following:

4,510 feet of 24" tile	
2,567 feet of 21" tile	
1,150 feet of 18" tile	
644 feet of 16" tile	
397 feet of 12" tile	
1,674 feet of 10" tile	\$ 26,914.00

ii) Concrete Sewer Pipe

Supply of the following pipe:

1,949 feet of 42" concrete pipe(III R.C.) including 1 elbow section and 1 tee section 15" X 42"	
384 feet of 42" concrete pipe(III R.G.) radius pipe (296 feet 55' radius, 88 feet 100' radius)	
338 feet of 36" concrete pipe III M.J.	
152 feet of 30" concrete pipe III M.J.	
1,154 feet of 27" concrete pipe III M.J.	
298 feet of 24" concrete pipe II M.J.	\$ 63,170.00

iii) Corrugated Steel Pipe

Supply of the following pipe:

- 20 feet of 54" corrugated steel pipe, 12 Ga.
- 2 - 30 foot lengths of 30" corrugated steel pipe, 14 Ga. with rodent gates
- 172 feet of 24" corrugated steel pipe, 14 Ga.
- 1 - 30 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 24 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 45 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 28 foot length of 21" corrugated steel pipe, 16 Ga.
- 1 - 60 foot length of 18" corrugated steel pipe, 16 Ga.
- 168 feet of 18" corrugated steel pipe with rodent gate
- 1 - 24 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 27 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 17 foot length of 18" corrugated steel pipe, 16 Ga.
- 1 - 15 foot length of 18" corrugated steel pipe, 16 Ga.
- 60 feet of 15" corrugated steel pipe 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 35 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 22 foot length of 12" corrugated steel pipe, 16 Ga.
- 1 - 20 foot length of 12" corrugated steel pipe, 16 Ga.
- 70 feet of 12" corrugated steel pipe, 16 Ga.
- 409 feet of 10" corrugated steel pipe, 16 Ga. perforated and asphalt coated
- 2 - 5 foot lengths of 10" corrugated steel pipe, 16 Ga.
- 1 - 10 foot length of 10" corrugated steel pipe, 16 Ga.
- 1 - 30 foot length of 10" corrugated steel pipe, 16 Ga.

1 - 15 foot length of 10" corrugated steel pipe, 16 Ga.	
1 - 5 foot length of 8" corrugated steel pipe, 16 Ga.	
2 - 10 foot lengths of 8" corrugated steel pipe, 16 Ga.	
2 - 6 foot lengths of 8" corrugated steel pipe, 16 Ga.	
1 - 16 foot length of 8" corrugated steel pipe, 16 Ga.	
1 - 20 foot length of 8" corrugated steel pipe, 16 Ga.	
50 feet of 8" corrugated steel pipe, 16 Ga.	
676 feet of 8" corrugated steel pipe, 16 Ga. perforated and asphalt coated	\$ 7,590.00
Sub-total Materials	<u>\$ 97,674.00</u>
Allowances under Section 8 of the Drainage Act, R.S.O., 1970	\$ 11,200.00
Survey, Plan, and Report	\$ 8,530.00
Assistance and Expenses	\$ 3,645.00
Clerk's Fees	\$ 2,000.00
By-laws	\$ 1,600.00
Contingencies	\$ 5,720.00
Supervision & Final Inspection	<u>\$ 8,000.00</u>
Total Estimated Cost	<u>\$274,619.00</u>

Repairs or improvements rendered necessary to any road culvert or bridge by the performance of this work shall be made by and at the expense of the road authority responsible for the structure.

After completion, this drain shall be maintained by the Township of East Zorra-Tavistock at the expense of all lands and roads assessed in the schedule of assessment and in the same relative proportions, until such time as the assessment is changed under the Drainage Act, R.S.O., 1970.

The existing Hall, Yeo (south of the county road) and Thomas Drains shall hereafter be considered as private drains and the maintenance of such shall be at the discretion of the affected landowner.

The existing Joe Sim Drain is herein incorporated as part of the Innerkip Drainage Works, thereby consolidating the remaining drainage works in the built up portion of Innerkip with this proposed works. In accordance with section 15(2) of the Drainage Act, R.S.O., 1970. I have made an allowance in the assessments to the owners of lands affected by the Joe Sim Drain for their prior outlet assessment of that drainage works. The future maintenance of the Joe Sim Drain shall be at the expense of all lands and roads assessed in the schedule of assessment herein and in the same relative proportions until such time as the assessment is changed under the Drainage Act, R.S.O. 1970.

Should additional and future drainage works, constructed under the Drainage Act, R.S.O., 1970, be required along any lands or roads in the built-up portions including all lands covered by a registered plan of the village of Innerkip if defined to be in the watershed of this report, I recommend that all lands assessed in the schedule of assessment to this report except for lands considered to be agriculture at the time of the future report be assessed for the costs of such further works except for special assessments for benefit to the affected lands and roads in the new report (s). Any outlet assessment against an affected local road (s) shall be distributed amongst all local roads assessed herein (excluding county roads).

It shall be the full responsibility of any affected owner to relocate or replant any legal survey bars affected by the construction of this drainage works. If requested, the engineer will reference any bar that he is made aware of, prior to construction, to possibly facilitate the owners replanting of same.

Respectfully submitted,



K. A. Smart, P. Eng.

KAS:cjn

SCHEDULE OF ASSESSMENT
INNERKIP DRAINAGE WORKS
TOWNSHIP OF EAST ZORRA-TAVISTOCK

Job No. 7367	February 26, 1975					AS PRO-RATED TO REFLECT REVISIONS MADE BY THE COURT OF REVISION AND BY THE COUNTY COURT
CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET TOTAL	
*16	N1/2 10	1.0	Mac Ross	\$	45.00 \$ 45.00	45.27
16	PtEPt 11	0.5	E. & S. Bond	\$	45.00 \$ 45.00	45.27
16	PtEPt 11	0.5	R. & G. Breen	\$	45.00 \$ 45.00	45.27
16	PtEPt 11	1.5	V. & R. Jeanson	\$	135.00 \$ 135.00	135.82
*16	E1/2 E1/2 11	23.0	Francis Yeo Est.	\$	1,035.00 \$ 1,035.00	1,041.31
*16	SEPt 12	14.0	E. Taylor	\$	630.00 \$ 630.00	633.84
*16	NE1/4 12	15.0	A. Werkema	\$	675.00 \$ 675.00	679.11
*16	SE1/4 13	13.0	J. Pelton	\$	585.00 \$ 585.00	588.57
*16	NE1/4 13	1.0	W. Valant Klaphek	\$	45.00 \$ 45.00	45.27
*17	WPt 10	46.0	Francis Yeo Est.	\$ 2,120.00	\$ 2,226.00 \$ 4,346.00	4,372.52
*17	PtNPt & PtSPt 11	07.0	J. & L. Matika	\$23,710.00	\$ 6,368.00 \$30,078.00	30,261.51
*17	NEPt 11	36.0	J. & E. Vink	\$	1,620.00 \$ 1,620.00	1,629.88
*17	S1/2 12	55.0	Wm. Chesney & Sons	\$	2,475.00 \$ 2,475.00	2,490.10
*17	N1/2 12	60.0	V. Turkington	\$	2,700.00 \$ 2,700.00	2,716.47
*17	W1/2 13	67.0	J. Yeo	\$	3,015.00 \$ 3,015.00	3,033.40
17	PtW1/2 13	0.25	J. Yeo	\$	23.00 \$ 23.00	23.15
*17	W1/2 14	11.0	Harold Smith	\$	495.00 \$ 495.00	498.02
<u>Village of Innerkip</u>						
<u>Coleman Street W/S</u>						
17	Pt 10	0.35	C. & B. Miller	\$	280.00 \$ 71.00 \$ 351.00	353.14
17	Pt 10	0.35	June Goff	\$	280.00 \$ 71.00 \$ 351.00	353.14
R.P. 1071	42	5.5	Oxford Cty. Board of Education	\$	820.00 \$ 359.00 \$ 1,179.00	1,186.19
<u>Coleman Street E/S</u>						
R.P. 35	5	0.25	S. Harwood	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	6	0.25	E. Hagon, Est.	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	7	0.25	C. & J. Versteeg	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	8	0.25	C. Hagon	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	9 & 10	0.50	United Church of Canada	\$	280.00 \$ 101.00 \$ 381.00	383.32
R.P. 35	WPt 11	0.15	T. Siemiernik	\$	280.00 \$ 30.00 \$ 310.00	311.89
R.P. 35	12	0.25	J. Jacques	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	13	0.25	I. Moyer	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	14	0.25	M. Hilderley	\$	290.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	15 & 16	0.50	Bell Canada	\$	280.00 \$ 101.00 \$ 381.00	333.02
R.P. 35	WPts 17, 18, 19	0.45	W. Hamilton	\$	280.00 \$ 91.00 \$ 371.00	373.26
R.P. 35	20	0.25	B. & S. Stewart	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	21	0.25	D. & J. Mikitish	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	22	0.25	R. & V. Page	\$	280.00 \$ 51.00 \$ 331.00	333.02
R.P. 35	Pt23 S1/2 24	0.35	R. Hilderley	\$	280.00 \$ 71.00 \$ 351.00	353.14
R.P. 35	Pts 24 & 25	0.35	M. Curtis	\$	280.00 \$ 61.00 \$ 341.00	343.08
R.P. 35	26SPt 27	0.40	G. Yeo	\$	280.00 \$ 51.00 \$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 35	NPt 27E28	0.30	G. & R. Arnett	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	Pts 1&2	0.30	Oxfodd Cty. Board of Education	\$ 210.00	\$ 21.00	\$ 231.00	232.41
R.P. 241	Pt 3 & Spt 4	0.35	F. Saunders	\$ 140.00	\$ 41.00	\$ 181.00	182.10
R.P. 241	5Pt 4,5	0.45	F. Running	\$ 280.00	\$ 91.00	\$ 371.00	373.26

Blandford Street West Side

17	PtW1/2 9	0.10	M. Hussey	\$ 280.00	\$ 20.00	\$ 300.00	301.83
17	PtW1/2 9	0.50	L. Kading	\$ 280.00	\$ 101.00	\$ 381.00	383.32
17	PtW1/2 9 & 10	4.2	Village of Innerkip	\$ 280.00	\$ 347.00	\$ 627.00	630.83
P.P. 35	2	0.25	J. Watson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
K.P. 35	3,4,&Pt5	0.50	R. & J. Eaton	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 35	E1/2 5	0.10	R. & J. Eaton	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	6,W1/2 5	0.40	P. Bright	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 35	S1/2 7	0.10	Masonic Lodge	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	PtW1/2 7	0.10	H. Curtis	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 35	8,NW1/4 7	0.30	J. Long	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	9	0.25	V. Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	10	0.25	R. Pezza	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	11	0.25	G. Thompson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	12	0.25	F. Lock	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	13	0.25	W. & A. Burton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	14	0.25	G. & L. Erb	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	15	0.25	J. & C. Stadden	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	16	0.25	W. Gamble	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	17,18, Ept17,18 Coleman 19 rear	0.80	E. Carter	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 35	19	0.25	R. & E. Hansenburg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	20,S1/2 21	0.35	J. Jankauskas	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	N1/2 21,22	0.35	M. Malcolm	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 35	23	0.25	D. & D. Schaefer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 35	24	0.25	R. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 35	25	0.25	H. Curtis	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	26	0.25	D. & S. Wettlaufer	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	27	0.25	M. & R. Carter	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 35	28	0.25	M. Hall	\$ 280.00	\$ 31.00	\$ 311.00	312.90
R.P. 241	1 & 2	0.60	J. & C. Kreuger	\$ 280.00	\$ 72.00	\$ 352.00	354.15
R.P. 241	3,Spt 4	0.3	F. Saunders	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 241	5NPt 4	0.45	L. & L. Stevenson	\$ 280.00	\$ 91.00	\$ 371.00	373.26
17 & R.P. 35	PtE1/2 11 & Pts 36, 37	2.00	Knechtel Milling Ltd.	\$ 785.00	\$ 406.00	\$ 1,191.00	1,198.27
17	PtE1/2 11	0.25	D. A. Peat	\$ 210.00	\$ 51.00	\$ 261.00	262.59

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
---------------------	-----	---------------------------	-------	---------	--------	-------	--------------

Flandford Street E/S

			W. & C.				
17	Pt 9	0.10	Hanenburg	\$ 140.00	\$ 20.00	\$ 160.00	160.98
P.P. 80	12, Pt 11	0.10	J. Chesney	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	9, 10, Ptl 11	0.15	D. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	7 & 8	0.15	A. Carter	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	6	0.10	E. & B. Pushie	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	5	0.10	I. Lock	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	3, 4	0.15	G. Fallister	\$ 140.00	\$ 30.00	\$ 170.00	171.04
R.P. 80	2	0.10	L. & J. Vanderwal	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 80	Pt 1	0.10	J. Long	\$ 140.00	\$ 20.00	\$ 160.00	160.98
R.P. 111	Pt 1	0.20	W. Murray	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111	Pt 1	0.30	W. & M. Gillespie	\$ 280.00	\$ 61.00	\$ 341.00	343.68
R.P. 111	2	0.30	M. Skillings	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	3	0.25	R. Bean	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	4	0.50	I. & W. Remington	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	S 1/2 5	0.25	H. Curtis	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	N 1/2 5	0.25	Hilderleys Garage Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	S 1/2 6	0.30	J. & M. Hilderley	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	N 1/2 6	0.25	C. & C. Velocci	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 7	0.15	Major Farm Equip.	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	Pt 7	0.15	E. Townsend	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	S Pt 8	0.40	J. Watson	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	N Pt 8	0.35	M. Pelton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	9 & 10	1.1	Presbyterian Church of Can.	\$ 280.00	\$ 206.00	\$ 486.00	488.97
R.P. 111	11	0.25	L. Callan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	12	0.25	J. Walton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 13	0.10	Township of E. Zorra	\$ 280.00	\$ 20.00	\$ 300.00	301.83
R.P. 111	Pts 13, 14	0.15	W. & L. Murray	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	15, 16	0.50	G. & B. Chesney	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	17 S1/2 18	0.35	G. & B. Eaton	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	N 1/2 1B	0.15	R. & J. Krafft	\$ 280.00	\$ 30.00	\$ 310.00	311.89
R.P. 111	19 & 20	0.35	G. Rowe	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	21 & 22	0.50	E. Sim	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	23, 24 & Pt 25	0.65	M. Caldecott	\$ 330.00	\$ 132.00	\$ 462.00	464.82
R.P. 111	Pt 25 & 26	0.35	Lena Brown	\$ 780.00	\$ 71.00	\$ 851.00	856.19
R.P. 111	Pt 26 & 27	0.25	D. & B. Eltom	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	28	0.25	G. Snarey	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	8	0.60	N. Currah	\$ 280.00	\$ 122.00	\$ 402.00	404.45
R.P. 59	Pt A	0.25	R. Caldecott	\$ 210.00	\$ 51.00	\$ 261.00	262.59

Queen Street W/S

R.P. 111	Pt 29	0.10	S. & L. Addley	\$ 210.00	\$ 20.00	\$ 230.00	231.40
R.P. 111	30, 31, 32, 33	1.00	J. & Y. Major	\$ 280.00	\$ 203.00	\$ 483.00	485.95
R.P. 111	34, 35, 36	0.75	M. Racz	\$ 1,020.00	\$ 152.00	\$ 1,172.00	1,179.15
R.P. 111	37, 38, 39	0.55	W. & J. Lenhardt	\$ 380.00	\$ 122.00	\$ 502.00	505.06
R.P. 111	40, 41, 42	0.60	G. Piggott	\$ 280.00	\$ 82.00	\$ 362.00	364.21
R.P. 111	43	0.25	F. & G. Birch	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 111	44	0.25	G. & M. Onsterveld	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	45, 46	0.50	J.&V.Riddell	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	47, 48 & E Pt A	0.70	H. & M. Rowe	\$ 280.00	\$ 142.00	\$ 422.00	424.57
R.P. 111	49	0.25	P. Sheppard	\$ 310.00	\$ 51.00	\$ 361.00	363.20
R.P. 111	50, 51	0.55	P. Sheppard	\$ 380.00	\$ 112.00	\$ 492.00	495.00
R.P. 111	52, N Pt 53	0.30	E. Sim	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	S Pt 53	0.20	J. Prow	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 111	54, Pt 55	0.25	D.&B.Dafoe	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pts 55, 56 57, 58	0.70	Hilderleys Garage Ltd.	\$ 280.00	\$ 142.00	\$ 422.00	424.57
<u>Queen Street E/S</u>							
R.P. 111	61	0.20	H.&L.Burgess	\$ 280.00	\$ 41.00	\$ 321.00	322.96
*R.P. 111	62-64 115-117, Pt 121 122-124 & 126	5.0	C.Matheson	\$ 4,460.00	\$ 630.00	\$ 5,090.00	3,156.57
R.P. 111	65	0.30	C.&L.Stadden	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 111	66 Pt 67	0.40	R.&R. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	68, 69	0.40	R.&V. Hilderley	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	71 -74	0.80	S.&V. Smith	\$ 280.00	\$ 162.00	\$ 442.00	444.70
R.P. 111	75, 76	0.40	R.&V. McIntyre	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	77, 78	0.40	L.&M. Smith	\$ 280.00	\$ 81.00	\$ 361.00	363.20
R.P. 111	79, 80	0.40	C.&M. Thompson	\$ 210.00	\$ 81.00	\$ 291.00	292.78
R.P. 111	97, 98, 81	1.2	N. Brooks	\$ 740.00	\$ 223.00	\$ 963.00	968.88
*R.P. 111	82-88, 85 Pt 89 Pt 91 Pt 92	3.0	T.McIntyre	\$ 3,560.00	\$ 522.00	\$ 4,082.00	4,106.91
<u>Briar Drive W/S</u>							
R.P. 1071	1	0.25	J.&C. Saurer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	2	0.25	Innarkip Homesites Ltd.	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	3	0.25	R.&J. Hall	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Briar Drive S/S</u>							
R.P. 1071	4	0.25	E.&B.Horrocks	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	5	0.25	D.&H. Eaton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	6	0.25	B.&V.Chambers	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	7	0.25	J.&J. Cunningham	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	8	0.25	H.&A.Piggott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	9	0.25	C.&J. Czerniawski	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	10	0.25	C.&F.Harper	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	11	0.25	R.&M.Gebbie	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Briar Drive N/S</u>							
R.P. 1071	12	0.25	B. Currah	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	13	0.25	G.&H. Scott	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	14	0.25	G.&H.Millar	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	15	0.25	M. West	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	16	0.25	A. Pullen	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071	17	0.25	R.&D. Sager	\$ 280.00	\$ 51.00	\$ 331.00	333.02

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
R.P. 1071 18		0.25	K. & C. Fallowfield	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 19		0.25	P.&P.Bhatt	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 20		0.40	N.&M. Takacs	\$ 280.00	\$ 81.00	\$ 361.00	363.20
<u>Thames Ave. S/S</u>							
R.P. 1071 21, Pt 20		0.20	L.&D. Smith	\$ 280.00	\$ 41.00	\$ 321.00	322.96
R.P. 1071 22		0.30	J. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 1071 23		0.25	G.&A. Shaw	\$ 280.00	\$ 51.00	\$ 331.00	
R.P. 1071 24		0.25	R.&J. Thornton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 25		0.25	J.&E. Whitlow	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 26		0.25	N.Vernooy	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 27		0.25	K.&L.Priest	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 28		0.25	J.&J.Bryan	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 29		0.25	W.&M. Marshall	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Thames Ave. N/S</u>							
R.P. 1071 30		0.25	R. Brown	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 31		0.25	D.&D.Beres	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 32		0.25	G.&M.Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 33		0.25	L.&J. Hansenburg	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 34		0.25	R.&L.Devine	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 35		0.25	L. Takacs	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 36, 37		0.55	R.&L. Hilderley	\$ 280.00	\$ 112.00	\$ 392.00	394.39
R.P. 1071 38		0.25	D.&A. Ferguson	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 39		0.25	W.&M.Spicer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 40		0.25	K.&I.Deller	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 1071 41		0.25	M. Moyer	\$ 280.00	\$ 51.00	\$ 331.00	333.02
<u>Burton Street S/S</u>							
R.P. 35	WPts 2, 3, 4	0.35	J.Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
R.P. 35	EPts 2, 3, 4	0.35	J. & E. Piggott	\$ 280.00	\$ 61.00	\$ 341.00	343.08
<u>Vincent Street N/S</u>							
R.P. 35	Ept 11	0.10	Canadian Order of Foresters	\$ 280.00	\$ 20.00	\$ 300.00	301.83
<u>Balsam Street N/S</u>							
R.P. 35	Ept 23	0.1	R. & J. Christensen	Deleted by Court of Revision \$	20.00	\$ 20.00 300.00	20.13
*R.P. 111	135	2.5	J.&M. Jonker	\$ 1,538.00	\$ 272.00	\$ 1,810.00	1,821.04
*R.P. 111	130-134	2.8	C.Matheson	\$ 1,743.00	\$ 308.00	\$ 2,051.00	1,272.08
R.P. 111	99-104	1.2	H.Matheson	\$ 1,280.00	\$ 181.00	\$ 1,461.00	905.86
<u>Balsam Street S/S</u>							
R.P. 111	Wpt A Ept 13, 14	0.35	J.&H.Vanco	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	105-108	0.80	H. Matheson	\$ 715.00	\$ 127.00	\$ 842.00	521.85
*R.P. 111	70, 109-114 127-129 & Pt 136 & 137	6.0	C.Matheson	\$ 7,243.00	\$ 688.00	\$ 7,931.00	4,917.64

CON. or R.P. NO.	LOT	APPROX. ACRES AFFECTED	OWNER	BENEFIT	OUTLET	TOTAL	AS PRO-RATED
<u>Main Street S/S</u>							
R.P. 80 & 17	EPt 1 & Pt 10	0.75	H.G.Culver	\$ 280.00	\$ 152.00	\$ 432.00	434.64
17	Pt 10	0.35	P.&M.McMahon	\$ 280.00	\$ 71.00	\$ 351.00	353.14
17	Pt 9	0.25	W. Oerton	\$ 280.00	\$ 51.00	\$ 331.00	333.02
17	Pt 9	0.40	A.Gauthier	\$ 280.00	\$ 81.00	\$ 361.00	363.20
*17	Pt 9	4.0	J.&M.Jonker	\$ 840.00	\$ 239.00	\$ 1,079.00	1,085.58
17	Pt 9	0.35	J.&M.Jonker	\$ 210.00	\$ 71.00	\$ 281.00	282.71
<u>Main Street N/S</u>							
R.P. 111	EPt1,2,3	0.25	M.Ross	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	SPt 57,58	0.25	M.McIntyre	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	59, 60	0.45	H. Zehr	\$ 280.00	\$ 91.00	\$ 371.00	373.26
R.P. 111	118, 119	0.50	W. Elliott	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	120,Pt121	0.50	J.Matheson	\$ 210.00	\$ 101.00	\$ 311.00	312.90
R.P. 111	Pt124	0.35	F.&J.Peeters	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt124,125	0.35	C.&H.Zandee	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pts 136- 138 & Pts 124 & 125	7.0	Innerkip Cemetery	\$ 800.00	\$ --	\$ 800.00	804.88
<u>Young Street S/S</u>							
*R.P. 111 & 17 &	Pt 94-96 & 133	3.8	R. & J. Eaton	\$ 4,268.00	\$ 489.00	\$ 4,757.00	4,786.02
R.P. 111	Pt 10 & Pt93 & 94	0.5	J. & J. Thompson	\$ 210.00	\$ 101.00	\$ 311.00	312.90
<u>Young Street N/S</u>							
R.P. 111	Pts 91 & 92	0.5	G.&R.Shields	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.5	A.&D.Thomson	\$ 280.00	\$ 101.00	\$ 381.00	383.32
R.P. 111	Pt 92	0.35	D.&L.Foster	\$ 280.00	\$ 71.00	\$ 351.00	353.14
R.P. 111	Pt 89-92 -93	0.25	E.&G.Braun	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 92	0.25	J.&C. Rutherford	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	F.&E.Chesney	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	J.&S.Hague	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111	Pt 93	0.25	S.&C.Dykstra	\$ 280.00	\$ 51.00	\$ 331.00	333.02
R.P. 111 & 17	Pt 93 & Pt 10	0.25	T. Thompson	\$ 140.00	\$ 51.00	\$ 191.00	192.18
Total Assessment on Lands				\$201,202.00	\$38,183.00	\$143,465.00	\$137,543.61
<u>Coleman Street</u>							
3.0 Township of East Zorra				\$ 3,125.00	\$ 6,900.00	\$ 10,025.00	\$ 10,086.17
<u>Rlandford Street</u>							
5.5 County of Oxford				\$ 38,330.00	\$ 9,420.00	\$ 47,750.00	\$ 48,041.34
<u>Queen Street</u>							
3.0 Township of East Zorra				\$ 4,714.00	\$ 6,900.00	\$ 11,614.00	\$ 11,684.86
<u>James Street</u>							
2.0 Township of East Zorra				\$ 850.00	\$ 2,300.00	\$ 3,150.00	\$ 3,169.22
<u>George Street</u>							
0.25 Township of East Zorra				\$ 750.00	\$ 575.00	\$ 1,325.00	\$ 1,333.08
<u>Main Street</u>							
2.0 Township of East Zorra				\$ 3,750.00	\$ 4,600.00	\$ 8,350.00	\$ 8,400.95
<u>Burton Street</u>							
0.50 Township of East Zorra				\$ 2,300.00	\$ 1,150.00	\$ 3,450.00	\$ 3,471.05
<u>Vincent Street</u>							
0.50 Township of East Zorra					\$ 1,150.00	\$ 1,150.00	\$ 1,157.02

Day Street	1.0 Township of East Zorra		\$ 2,300.00	\$ 2,300.00	\$ 2,314.03
Briar Drive	1.5 Township of East Zorra	\$ 500.00	\$ 3,450.00	\$ 3,950.00	\$ 3,974.10
Thames Ave.	1.25 Township of East Zorra	\$ 500.00	\$ 2,875.00	\$ 3,375.00	\$ 3,395.59
Balsam Street	2.0 Township of East Zorra	\$ 10,525.00	\$ 4,600.00	\$ 15,125.00	\$ 15,217.28
Stratford Street	0.5 Township of East Zorra		\$ 1,150.00	\$ 1,150.00	\$ 1,157.02
Young Street	2.0 Township of East Zorra	\$ 5,000.00	\$ 4,600.00	\$ 9,600.00	\$ 9,658.57
County Rd. 33	7.5 County of Oxford	\$ 3,100.00	\$ 9,681.00	\$ 12,781.00	\$ 12,858.98
Mill Street	0.25 Township of East Zorra		\$ 575.00	\$ 575.00	\$ 578.51
Road Cons. 16 & 17	8.5 Township of East Zorra		\$ 765.00	\$ 765.00	\$ 769.67
Total Assessment on Roads			<u>\$ 73,444.00</u>	<u>\$ 62,991.00</u>	<u>\$ 137,267.44</u>

Total Assessment on Innerkip Drainage Works	\$279,900.00
Revision by Court of Revision	(280.00)
Revision by County Court	\$279,620.00
	<u>(5,001.00)</u>
	<u>\$274,619.00</u>

NOTE: ALL LANDS WITH THE EXCEPTION OF THOSE NOTED WITH AN ASTERISK ARE CLASSIFIED AS NON-AGRICULTURAL

SPECIAL PROVISIONS
FOR
INNERKIP DRAINAGE WORKS

S.P.1. APPLICABLE SPECIFICATIONS

The General Conditions, Open Drain, Tile Drain and Storm Drains and Appurtenances sections of the Specifications for Construction of Municipal Drainage Works, February 1974 hereinafter referred to as the Specifications shall apply to the construction of this drain except where superseded by these Special Provisions or by notes on the attached drawings.

S.P.2. TENDER

Tenders to be entitled to consideration must be made on the form provided therefore and shall be enclosed in a sealed opaque envelope which shall be addressed to:

Corporation of the Township of East Zorra-Tavistock
c/o Mr. J. Killing, Clerk-Treasurer
HICKSON, Ontario

and shall be endorsed "Tender for Innerkip Drainage Works".

The Township reserves the right to reject all or any tenders received.

Prices for each item as required must be legible. The Tender must be signed by an officer of the company, designating his position and executed with the company seal. In the case of an individual trading as a company, the signature of the person signing the Tender must be witnessed.

All of the blanks in the Tender Form shall be filled in.

An extra copy of the Form of Tender is included for the contractor's own records.

Tenders that are incomplete, conditional, illegible, obscure, or that contain additions not called for, reservations, erasures, errors, alterations or irregularities of any kind or are not properly signed may be rejected as informal.

The tender shall be accompanied by a security in the amount equal to ten per cent (10%) of the amount of the tender.

Security may be either cash, negotiable government bonds, or a certified cheque.

Tender security shall be made payable to the Owner.

S.P.3. EXAMINATION OF THE SITE

For the information of all tenderers and at a time to be indicated on the Tender advertisement and forms, but prior to the closing of tenders, test holes will be dug on the site by the municipality. No additional payment will be allowed for additional work resulting from unfavourable soil conditions other than solid rock excavation with the exception of the costs of supplying and installing rubber gaskets along the affected lengths of pipe. This supersedes the provisions of Section S.21. paragraph 3 and T.10.

S.P.4. ROADWAY CROSSINGS

Applicable sections of the Specifications, eg. G.13., D.10., T.12. and S.3.3. are superseded in that all work along or across roadways are to be governed by the Typical Sections and notes, etc. on the attached drawings. Asphalt roadway surfaces shall be reconstructed by the authority having jurisdiction over the affected road.

S.P.5. TESTS

The township shall be responsible for the costs involved in testing only pipe or tile materials and if tests are requested no more than 3 lengths of any or each size of pipe or tile will be submitted for testing, unless in the opinion of the engineer, faulty materials are involved and additional tests are warranted.

S.P.6. BACKFILLING OF TRENCHES

Section S.3.2. of the Specifications shall be supplemented and superseded in part by the notes and details on the drawings of this Contract.

S.P.7. CATCH BASINS, MANHOLES AND APPURTENANCES

Sections S.10.3. to S.10.7. inclusive of the Specifications are superseded in that all applicable products of Oaks Precast Industries Ltd. (or equals) may be substituted for those specified. Also welded frames and grates, if approved by the Engineer, may be substituted for the cast-iron frames and grates in those locations described on the drawings.

S.P.8. PRIVATE DRAIN CONNECTIONS

Private drain connections will not be required except where necessary to replace an existing connection into an existing drain herein being replaced, damaged or cut off. Where required, the construction of Private Drain Connections, shall be in accordance with the general note on the drawings and the payment for each will be, including joints, on a lump sum basis as established on this Tender form. If lengths in excess of 25 feet are required for any connection, that amount of the connection in excess of 25 feet will be paid on a time and materials basis. Saddles rather than tees or the use of well constructed and grouted simple insertions into the pipe may be used for making the connection if approved by the engineer. Connections described to be made by the drawings will not be paid under this category as the tender provides for such connections. Note that the drawings call for rigid materials on granular bedding with cemented joints for all connections.

S.P.9. SOLID ROCK EXCAVATION

Should solid rock be encountered and normal trench excavation methods are not capable of removing the rock the contractor will be reimbursed on a time and materials basis for the costs in excavating the rock plus for his net loss of production due to time lost during rock excavation. The method of removing solid rock, if encountered, must be approved by the engineer and all unit costs in doing such work must be approved by the engineer prior to commencement of operations.

S.P.10. RESTORATION

Section S.14. of the Specifications is superseded in that all lawn areas on private lands disturbed or damaged by construction must be fully restored to an original condition. The trench backfill must be sufficiently compacted to reduce future settlement and shall be covered over with 6" of approved topsoil; and then shall be levelled, graded and covered with approved nursery sods (Merion or Kentucky Blue Grass or equal) by an approved landscape sub-contractor or equal if approved by the Engineer.

All field areas if disturbed shall have the topsoil stripped back and then replaced upon completion of construction.

All garden areas shall have a minimum of 12 inches of topsoil placed over areas disturbed by construction.

All customarily travelled areas (lanes or roads) shall be re-surfaced with 12 inches of pit-run gravel base (Granular 'B') with maximum stone size of 4" and 6" of crushed gravel surface (Granular 'A') except where noted differently on the drawings. All granular shall be compacted in place using equipment described in the drawings.

Gravel shoulders shall be restored with 6" of compacted crushed gravel (Granular 'A').

All shrubs, plants, ornamental trees, clothes-line poles, etc., if necessary to move shall be temporarily relocated during construction and shall be replaced in their original location during restoration.

Grass-seed mixture used must be equal to commercial lawn seeds and must be approved by the engineer in advance.

S.P.11. GABION STRUCTURES

The Gabion baskets used shall be "Heavily Galvanized Gabions-River Type" as available from Maccaferri Gabions of Canada Ltd. All wire used for binding shall be as supplied by the Manufacturer (0.086" diameter).

ASSEMBLY Upon delivery each bundle shall be opened and each unit unfolded.

The sides, ends, and diaphragms are to be lifted into vertical position and the four corners are to be wired together and the diaphragm edges to the gabion sides.

INSTALLATION Level the base where the gabions will be placed to a smooth finish and the right elevation.

Wire each unit securely to the adjacent units along the top and vertical edges prior to placing stone. Stretch gabions before filling if necessary.

FILLING Use a 3" to 8" durable hard stone as supplied by Forwell's of Kitchener or equal.

Choice of equipment, front end loader, gradall or backhoe etc. is up to the contractor but voids are to be kept to a minimum. Hand placement will be necessary at times. For the 36" deep gabions only, the baskets are to be filled in 1 foot lifts and between each lift connecting wires are to be placed in both directions between opposite sides and looped around two meshes at each end.

After filling is complete, the top is to be folded shut and wired to the ends, side and diaphragm.

Empty baskets placed on top of a completed row must be wired to the filled gabions at front and back.

S.P.12. SACKED CONCRETE RIP-RAP PROTECTION

A sacked concrete protection shall be built around the drain outlet as indicated on the drawings. Burlap bags containing a volume of one (1) cubic foot of concrete when filled shall be used and shall be hand placed. Dry concrete is not permitted.

S.P.13. WINTER WORK

If any work is started and not fully completed prior to winter or frost, all areas partially or fully affected by the construction shall be temporarily or fully restored in accordance with the specifications and drawings of this contract with the exception that no sodding will be required until the following spring. However, final restoration will have to be attended to as soon as conditions permit during the ensuing year. All temporary and final restoration will be at the contractors expense. Particular attention must be given to the prevention of ponded surface waters, of interference with snow plowing operations, of soft or muddy laneways and roadways and of damage to any materials used or to be used on the project if work ceases due to winter conditions. No additional payment will be provided on account of increases in costs of materials or labour over, or resulting from the winter period. If construction on formerly paved roadways is not completed in time to allow the authority to resurface the road, the

contractor of this contract will be required to scarify, regrade and compact the upper portions in the following spring. The maintenance of all roads, over the winter period shall be the road authority's responsibility however.

S.P.14. EXTRA WORK

Section G.7. of the General Conditions is partially superseded in that if the contractor undertakes extra work as directed by the engineer he will be paid in accordance with the unit price for such work evident from the tender forms if applicable or alternatively if such unit price is not evident, he will be paid on a time and materials basis. In case of time and materials work the contractor will be allowed a further 17% of the total cost for his involvement. Such allowance shall be compensation in full for management, overhead, profit, etc.

If the quantity of any items in the tender form changes by more than 10% from the estimated amount a re-negotiated unit price may be used if mutually agreed by the engineer and the contractor. As well if the quantity increases by more than 10% the contractor shall be entitled to the allowance of 17% on the quantities in excess of the 10% amount.

T. TILE DRAIN

T.1. TILE

The Contractor is to state the type and manufacturer of the tile which he proposes to use and is to be prepared to submit alternative prices for concrete or clay tile in the sizes available, if required.

Standard clay drain tile shall meet all A.S.T.M. specifications, as set out in Designation C4-62 and Designation C498 with the exception of the Absorption Factor and the Freeze and Thaw Test. Extra quality drain tile and heavy duty drain tile shall meet all specifications as set out in Designation C4-62 and Designation C498.

Concrete drain tile shall meet all A.S.T.M. specifications as set out in Designation C412 with the exception that the nominal length of drain tile 5 to 12 inches diameter inclusive shall not be less than 12 inches and that tile of 12 to 24 inches in diameter inclusive shall have nominal lengths not less than the diameters.

Where any of the above referred to standards are amended or superseded, such amendments or revisions shall apply.

T.2. STAKES

Stakes are set along the course of the drain at intervals of 100 feet.

Bench marks have been established, which are to govern the elevations of the drain. The location and elevations of the bench marks are given on the plan and profile drawings.

The Contractor will ensure that the stakes are not disturbed unless approval is obtained from the Engineer.

T.3. LINE

The drain shall run in as straight a line as possible throughout its length, except that at intersections of other water courses or at sharp corners, it shall run on a curve of at least 50 foot radius. The new tile drain shall be constructed at an offset from and parallel with any ditch or defined watercourse in order that fresh backfill in the trench will not be eroded by the flow of surface water. The Contractor shall exercise care not to disturb any existing tile drain or drains which parallel the course of the new drain, particularly where the new and the existing tile act together to provide the necessary capacity. Where any such existing tile is disturbed or damaged the Contractor shall perform the necessary correction or repair at his expense.

T.4. LAYING

The tile is to be laid with close joints and in regular grade and alignment in accordance with the plan and profile drawings. The Contractor is to erect cross-arm sights and use a boning rod in the laying of the tile. The tiles are to be bevelled, if necessary, to ensure close joints. Rather than bevelling the tile on sharp bends, the Contractor may wrap the wide joints with a 6" wide band of 15 pound felt building paper. The inside of the tile is to be kept clear when laid.

Where soil conditions warrant, the Engineer may require that the tile be wrapped with a fibreglass wrapping such as Tile Guard Felt, manufactured by Globe Glass Saturaters or approved equal. Any such work shall be considered as an extra to the contract. The Contractor shall submit with his tender the extra cost for wrapping the tiles, if required.

The sides of the tile are to be supported by partial filling of the trench prior to inspection by the Engineer. The remainder of the excavated material shall be used to restore and maintain the natural surface of the ground.

No tile shall be backfilled until inspected by the Commissioner or Engineer unless directed otherwise by the Engineer.

The tile shall be backfilled such that a sufficient mound of backfill is placed over the trench to ensure that no depression remains after settling occurs in the backfill.

T.5. LOWERING OF SURFACE GRADES

Where required, the Contractor shall strip off the top layer of earth in order that the tiling machine may trench to the correct depths. His tender price shall include the cost of stripping the topsoil, bulldozing of subsoil to depth required and subsequent replacing of subsoil and topsoil.

T.6. TRIBUTARY DRAINS

Any tributary tile encountered in the course of the drain is to be carefully taken up by the Contractor and placed clear of the excavated earth. If the tributary tile drains encountered are clean or reasonably clean, they shall be connected into the new drain. Where existing drains are full of sediment, the decision to connect or not to connect to the new drain shall be left to the Engineer or Commissioner. The Contractor shall be paid for each tributary drain hook-up as outlined in the tender form. Where the Contractor is requested by the Engineer or Commissioner to hook up an existing tile which is not encountered in the course of the drain, the cost of such work shall constitute an extra and the basis of payment shall be determined by the Engineer or Commissioner subject to the provisions of Section G.7.

The method and materials proposed for the connection are to be approved by the Commissioner or Engineer.

T.7. OUTLET PROTECTION

Corrugated metal pipe shall be used to protect the tile at its outlet. The joint between the metal pipe and the field tile shall be sealed with mortar. A sacked concrete protection, unless otherwise specified, shall be built around the corrugated pipe and extended downstream a minimum distance of three feet. The protection shall extend to the top of the backfilled trench and below the pipe to 12' under the streambed. The protection shall also extend 2 feet into undisturbed soil on either side of the backfilled trench. Where the outlet occurs at the end of the open ditch the above sacked concrete rip-rap protection will extend all around the end of the ditch and to a point 3' downstream on either side. Where heavy overflow is likely to occur, sufficient additional rip-rap shall be placed as directed by the Engineer to prevent the water cutting around the protection. A concrete structure may be required to protect against heavy overflow if so indicated on the drawings.

in the report. The corrugated metal pipe shall have a hinged metal grate on the outlet end to prevent the entry of small animals. Maximum spacing between bars shall be two inches.

T.8. CATCHBASINS

Catchbasins shall be constructed, using a minimum 3,000 p.s.i. concrete with inside dimensions 2 feet square, walls and floors 6 inches thick and the bottom 18 inches below the invert of the tile or the catchbasins may be constructed of a 2 foot diameter concrete sewer pipe placed on a 6 inch slab of concrete. The catchbasin top shall be a substantial iron grate, easily removable for cleaning. Precast catchbasins and manholes may be used if prior approval is given by the Engineer. Minimum wall thickness permitted for catchbasins without reinforcement is 6" and with reinforcement is 4", provided that either is acceptable to the road authority. Where a catchbasin is located on a road allowance, the type of catchbasin and grate to be used and its proposed elevation shall be approved by the Engineer, or the Road Superintendent. Catchbasins may be offset from the drain, where practical and shall have 8 inch concrete tile or metal pipe leads. Catchbasin leads shall have a minimum of 24 inches of cover.

Catchbasins located on highways shall be the M.T.C. type Standard DD-702 or the M.T.C. precast type Standard DD-711. The catchbasin top shall be the M.T.C. Standard DD-706. (If required, contact the engineer for the applicable standards.) Standard DD-716-A shall apply for ditch-inlet catchbasins.

All catchbasins located on Highways, County Roads and Township roads shall be backfilled with porous backfill placed to a minimum thickness of one (1) foot on all sides. The backfill material shall be satisfactorily tamped. If settling occurs after construction, the Contractor shall supply and place sufficient granular material to maintain the backfill level flush with adjacent ground as part of the contract.

Where rip-rap protection is called for at any catchbasin location, the rip-rap shall be sacked concrete and shall extend a minimum distance of 12" away from the outer edge of each side of the catchbasin, and shall be placed so that the finished surface of the rip-rap is flush with the existing ground.

Unless otherwise noted the tops of all standard catchbasins shall be 6" above adjacent normal ground levels.

T.9. BRUSH, TREES, DEBRIS, ETC.

The contract is to include the removal of all excavation of whatever nature, disposal of materials, removal and cutting of all brush, supplying of all labour and completing the whole work in accordance with the plan, profile and this specification. Any trees, necessarily removed, are to be brushed and left for the owner of the property on which they are found. All brush, limbs, etc. are to be put in piles by the Contractor and left for disposal by the owner. Where, in the opinion of the Engineer the drain or proposed location of the drain is heavily overgrown with small trees and brush, the Contractor may use a bulldozer or other such equipment to clear a minimum width of 100 feet. The resulting debris shall be placed where directed by the Engineer and left for disposal by the owner. Where roots may interfere with the new drain all such roots shall be grubbed and placed in a pile convenient for disposal by the owner. No additional payment will be made for such work.

T.10. QUICKSAND

The Contractor shall immediately contact the Engineer or Commissioner if quicksand is encountered. The Engineer or Commissioner shall direct the Contractor to lay the tile on plank or to construct a temporary open drain to lower the water table, or to lay the tile on a crushed stone mat, or to take such other action as may appear to be necessary. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.11. ROCK

The Contractor shall immediately contact the Engineer or Commissioner if boulders of sufficient size and number are encountered such that the Contractor cannot continue trenching with a tiling machine. The Engineer or Commissioner may direct the Contractor to use some other method of excavating to install the drain. The basis of payment for such extra work shall be determined by the Engineer or Commissioner.

T.12. ROADS

On any road crossing the contractor may use original ground as backfill to within 24 inches of finished grade only if adequate compaction is obtained and if the use of original ground backfill has been approved beforehand by the affected road authority.

When imported backfill is used, the excavated ground being replaced shall be disposed of within the right-of-way as directed by the road authority. If it is necessary to haul any material to another site additional payment will be allowed.

For further specifications for roadway crossings refer to specification G.13.

T.13 JUNCTION BOXES

Junction Boxes shall be constructed of concrete mixed one part cement to five parts clean pit run gravel. The sides, bottom and top shall be four inches (4") thick. The inside dimensions of the box shall be a minimum of one foot by one foot wide and one foot high but in no instance shall they be less than four inches larger than the diameter of the largest tile being connected.

T.14. RECOMMENDED PRACTICE FOR CONSTRUCTION OF SUBSURFACE DRAINAGE SYSTEMS

The report of the Ontario Farm Drainage Association, Construction Standards Committee, of January 1972, and its amendments, dealing with the construction of Subsurface Drainage Systems, Sections 4 to 12 inclusive, shall be the guide to all methods and materials to be used in the construction of tile drains except where superseded by other specifications of this contract.

An Act respecting the
Township of East Zorra-Tavistock

1st Reading

November 9th, 1977

2nd Reading

December 13th, 1977

3rd Reading

December 13th, 1977

MR. EATON

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Chatham

MR. MCGUIGAN

BILL Pr30

1977

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham, Preamble
 herein called the Corporation, hereby represents that on the 1st day of November, 1976 the council of the Corporation gave first and second readings to By-law Number 6890 of the Corporation entitled "A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement"; that the said by-law has been assented to by the municipal electors for the City of Chatham; that the council of the Corporation gave third reading to and finally passed the said by-law on the 13th day of December, 1976; and whereas the Corporation hereby applies for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the application;

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 248 of *The Municipal Act*, By-law 6890 declared valid
 section 64 of *The Ontario Municipal Board Act*, and sub-section 3 of section 2 of *The City of Chatham Act, 1958*, R.S.O. 1970, cc. 284, 323 1958, c. 129
 By-law Number 6890 of the Corporation set forth in the Schedule hereto, and the agreement annexed as Schedule "X" to the said By-law, are hereby declared to be valid and binding upon the Corporation, and the ratepayers and inhabitants of the City of Chatham and upon J. I. DeNure (Chatham) Limited.

- Application **2.** The by-law and agreement referred to in section 1 do not affect,
- R.S.O. 1970,
c. 392 (a) any licence granted under *The Public Vehicles Act*;
- (b) the right of a board of education to,
- (i) provide, operate and maintain transportation for pupils,
- (ii) enter into agreements for the provision of transportation of pupils; or
- (c) the right of any person to provide, operate and maintain transportation of pupils pursuant to an agreement entered into under subclause ii of clause b.
- Commence-
ment **3.** This Act comes into force on the day it receives Royal Assent.
- Short title **4.** The short title of this Act is *The City of Chatham Act, 1977*.

SCHEDULE

BY-LAW NUMBER 6890

OF THE CORPORATION OF THE CITY OF CHATHAM

A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement.

FINALLY PASSED the 13th day of December, A.D. 1976.

WHEREAS since the year 1948 a passenger transportation system has been operated and maintained for and on behalf of The Corporation of the City of Chatham by J. I. DeNure (Chatham) Limited under an exclusive franchise as set forth in By-laws of the City of Chatham and Agreements between the City of Chatham and J. I. DeNure (Chatham) Limited.

AND WHEREAS the current exclusive franchise to maintain and operate buses for the conveyance of passengers held by J. I. DeNure (Chatham) Limited pursuant to enabling By-law of and Agreement with The Corporation of the City of Chatham will expire on December 31, 1977.

AND WHEREAS J. I. DeNure (Chatham) Limited has requested that its exclusive franchise be extended for a further period of ten years from the 1st day of January, 1978 to the 31st day of December, 1987.

AND WHEREAS Council of The Corporation of the City of Chatham is of the opinion that the transportation system offered by J. I. DeNure (Chatham) Limited presents a transportation service on the most economical and satisfactory terms available or likely to be available over the proposed period of the exclusive franchise.

AND WHEREAS Council of The Corporation of the City of Chatham deems it advisable to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the 1st day of January, 1978 but subject to certain terms and conditions as embodied by agreement.

AND WHEREAS the said Agreement will obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with a profit in the exercise of such franchise to the extent set forth in the Agreement.

BE IT THEREFORE ENACTED by the Municipal Council of The Corporation of the City of Chatham as follows:

1. That The Corporation of the City of Chatham does hereby grant to J. I. DeNure (Chatham) Limited the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the

1st day of January, 1978 to and inclusive of the 31st day of December, 1987 in, over and upon the streets or highways within the limits of the City of Chatham upon the terms and conditions as set forth in the Agreement, a copy of which is annexed hereto and marked Schedule "X".

2. That the Mayor and Clerk of The Corporation of the City of Chatham be and they are hereby authorized to execute the said Agreement annexed hereto as Schedule "X" on behalf of The Corporation of the City of Chatham and to affix the corporate seal thereto.

This By-law shall come into full force and effect upon the final passing thereof and when the Agreement annexed hereto as Schedule "X" has been executed by the parties thereto.

READ A FIRST AND SECOND TIME this 1st day of November, 1976.

D. G. ALLIN,

Mayor.

WM. L. FOREMAN,

Clerk.

SCHEDULE "X"

TO BY-LAW 6890

THIS AGREEMENT made in duplicate this 1st day of January, 1978.

BETWEEN:

THE CORPORATION OF THE CITY OF CHATHAM,
hereinafter called the "Corporation",

OF THE FIRST PART,

—and—

J. I. DENURE (CHATHAM) LIMITED,
hereinafter called the "Contractor",

OF THE SECOND PART.

WHEREAS the Contractor has been operating a bus transportation system for the Corporation from the year 1948 and is currently operating such bus transportation system pursuant to the terms of an Agreement between the Corporation and the Contractor dated the 13th of October, 1966, which Agreement and the Franchise granted pursuant thereto terminate on the 31st of December, 1977.

AND WHEREAS the parties hereto are desirous of entering into a further agreement to provide for the continuation of the exclusive Franchise granted to the Contractor by the Corporation on the terms and conditions hereinafter set forth.

WITNESSETH THAT in consideration of the premises and the covenants and agreements hereinafter contained and other good and valuable consideration, the parties hereto agree as follows:—

1. Subject to the due performance by the Contractor of its obligations under this Agreement, the Corporation hereby grants to the Contractor the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of 10 years from and including the 1st day of January, 1978 to and inclusive of the 31st day of December, 1987 and for such purpose to maintain, lease, own and operate buses and other vehicles operated by gasoline or other power together with any rolling stock and equipment necessary and incidental thereto, but upon the terms mentioned in and authorized hereby and further for such purpose to use, keep and operate such buses and vehicles upon the streets of the City of Chatham. The Franchise hereby granted relates only to the picking up, conveyance and discharge of passengers within the limits of the City of Chatham and does not extend or apply to the operation of buses operating between any point within the City of Chatham and points outside the City of Chatham where passengers are not conveyed from one point within the City of Chatham to another and does not apply to passengers conveyed within the City of Chatham by taxicab or ambulance. Without restricting the generality of the foregoing, it is understood and agreed that the Contractor shall have the exclusive right to pick up, convey and discharge students within the limits of the City of Chatham and the right to enter into any contract for the conveyance of students within the limits of the said City of Chatham, provided however, that The Kent County Board of Education and The Kent County Roman Catholic Separate School Board each shall have the right to pick up, convey and discharge students within the City of Chatham who are in attendance at their schools on buses owned, operated or sub-contracted for by the said Boards on condition that it is done without charge to such students.

2. During the period of this Agreement, the Contractor covenants and agrees to maintain and operate a transportation service as required by the Corporation from time to time upon such streets and upon such routes and upon such schedule as to days of the week, daily service, frequency of service, stopping places and fares as required by the Corporation, and as the Corporation shall by resolution determine and in the meantime, on such streets, upon such routes and upon such schedule as are set forth in the schedule presently on file with the Clerk of the Corporation and initialled by both parties; provided that the Contractor shall not be required to accept routes over unpaved streets for more than a period of one year and provided that the mileage per day shall not be reduced below what will average 125 miles per bus per day and further provided that the minimum requirements set forth in Paragraph 14 hereof shall be maintained and satisfied. The Contractor shall also provide and operate special buses at a frequency of service and at a cost to the Corporation to be mutually agreed upon and failing agreement, to be settled by arbitration to be provided for by Section 20 hereof. The Corporation agrees to consult with the Contractor with respect to proposed changes in routes and schedules but the decision of the Corporation in this regard shall be final. The Corporation will give the Contractor reasonable notice of any changes in routes and schedules and the Corporation shall cause any such changes to be properly advertised and posted at its expense.

3. All vehicles used or operated under the authority of this Agreement shall be at all times fully equipped with approved safety devices and shall be kept and maintained in first class, serviceable condition and present at all times a good appearance and all vehicles while in operation shall be kept in a clean, sanitary condition. Notwithstanding the generality of the foregoing, such buses shall be lighted and heated at such hours and at such periods of the year as may be necessary.

4. The Contractor shall before operating any vehicles under the authority of this Agreement, obtain from the Board of Commissioners of

Police for the City of Chatham, a license for each vehicle and shall pay the requisite fee for such license or licenses. The Contractor shall maintain such licenses and permits as may be necessary to carry out its obligations under this Agreement.

5. The Contractor will indemnify and save harmless the Corporation from any and all claims or demands made or brought against the Corporation by any person or persons for damages arising out of the maintenance and operation of buses by the Contractor for the conveyance of passengers within the limits of the City of Chatham or other operations carried on by the Contractor within the limits of the City of Chatham, save and except those claims or demands which arise from the negligence of the Corporation, its servants and agents. The Contractor shall maintain public liability insurance and property damage coverage, inclusive in the minimum amount of \$5,000,000.00 for any one occurrence and shall file proof of such insurance with the Clerk of the Corporation, provided however, that the amount of such insurance coverage shall be reviewed annually by the parties and shall be subject to increase as may be mutually agreed upon to provide reasonable coverage for the parties.

6. The Corporation agrees to pass such by-laws as the Corporation in its sole and untrammelled opinion and discretion deems to be essential to conduct a proper transportation system in, over and upon the streets or highways within the limits of the City of Chatham.

7. The Corporation shall during the terms of this Agreement by by-law provide sufficient bus stops as the Contractor may require to conduct its business of carrying passengers as may be agreed upon between the parties hereto and the Corporation shall adequately mark and maintain said bus stops at its expense. The Corporation shall provide for the reservation of such bus stops for the use of the buses of the Contractor during scheduled hours and shall prohibit parking on such reserved spaces during the said scheduled hours. The Corporation shall post such signs and notices at bus stops as shall be required by the Corporation or as shall be mutually agreed upon.

8. The Corporation shall during the term of this Agreement by by-law regulate traffic in the City of Chatham to enable the Contractor to operate its buses efficiently. The Corporation agrees to assist the Contractor in preventing railroads from blocking streets or highways for periods of over 5 minutes at one time except as permitted by law.

9. The Corporation agrees to keep all streets and highways upon which the Contractor is operating regular routes under the terms hereof in a reasonably good state of repair at all times and if by reason of unusual weather conditions or other circumstances, any of such streets or highways become impassable, then in such event, the Corporation agree to act as promptly as is possible in making such streets or highway passable. Until such condition as caused by unusual weather conditions or other circumstances is remedied, the Contractor may on notice to the City Manager of the Corporation, re-route its buses over such other streets or highways in the City of Chatham as in the opinion of the Contractor may be deemed advisable.

10. During the term of this Agreement or until the termination thereof the Corporation shall not in any way depreciate the right, privilege or franchise hereby granted, and shall not grant or permit to be granted to any other person, partnership, firm or corporation, any right, privilege, license or franchise to construct, maintain, use or operate any lines of railway for local passenger trips, or any bus, jitney or other similar vehicles for the purpose of transporting passengers for gain or hire, the operation of which will come into competition with the transportation system of the Contractor.

Provided that any such grant to operate a bus or jitney or other similar vehicle between any points in the City and any locality outside of the City not served by the transportation system of the Contractor shall not be deemed to depreciate the said right, privilege or franchise. In no case shall any bus, jitney or similar vehicle be permitted to take on passengers within the City and discharge the said passengers within the City. Provided further that this section shall not apply to any ordinary cabs or taxicabs kept for hire and used for transportation not over a fixed route, at fares fixed by the Board of Police Commissioners of the City of Chatham. In the event of any transportation of passengers over which the Corporation has no power or control, then the Corporation is not to be held liable for any loss or damage sustained by the Contractor by reason thereof.

11. The rate of fares for conveyance of passengers shall be,

- (a) Adult Fare—.30¢ cash or 4 tickets for \$1.00.
- (b) Children being transported to and from Elementary and Secondary Schools on school days only—.20¢ cash or 6 tickets for \$1.00.
- (c) Children under 12 years in age, at all times—.20¢ cash or 6 tickets for \$1.00.
- (d) Senior Citizens at all times—.20¢ cash or 6 tickets for \$1.00.
- (e) Children under 5 years of age—free when accompanied by an adult person.

For the purposes of this Agreement, a Senior Citizen is one who has attained the age of 65 years and who produces an identification card identifying him as such a person.

The Contractor shall collect the fares in accordance with the foregoing schedule on behalf of the Corporation and all revenue collected for transportation provided pursuant to the terms of this Agreement shall be the property of the Corporation and delivery of such revenue shall be made when and where the Corporation may require.

The fares in accordance with the foregoing shall not be changed, altered or otherwise varied by the parties hereto except by Council of the Corporation as expressed by resolution.

12. The Corporation covenants to pay to the Contractor, a price for each mile its buses are operated in providing the transportation service required hereunder (excluding mileage for special buses and chartered trips within the City) determined as hereinafter set forth. The mileage to be paid for shall be determined on a basis whereby the distances of the routes travelled are logged by both parties and in default of agreement to be settled by arbitration as hereinafter set forth. The total number of trips over such routes are counted and the mileage shall be determined by multiplying the mileage distance of the routes by the number of trips made over each of such routes. Payments on account of the price per mile shall be made every two weeks according to the mileage logged during the immediately preceding two weeks.

The price per mile shall be determined by January 1 and July 1 of each year by adding to the cost as determined by audited statements dated December 31 and June 30, immediately preceding based on the cost factors listed under Column "Item" in Schedule "A" hereto, 3.3¢ per mile, provided however, that in lieu of the actual cost of wages as set forth in such schedule,

the estimated actual cost of wages for the succeeding six month period shall be used in the determination of the price per mile. When the audited statement at the end of each six months has been prepared and released, an adjustment shall be made so as to bring the payments made over the previous six months to the actual cost per mile plus 3.3¢ per mile. Any payment due to either party on such adjustment shall be made within thirty days after demand therefor. Semi-annual auditor's statements of the Contractor's operations under this Agreement shall be furnished to the Corporation within 30 days from the end of the six month period immediately preceding and all business records of the Contractor pertaining to operations by the Contractor under the terms of this Agreement shall be made available if requested, by the Corporation to the Corporation or its auditors.

The operating costs and depreciation charges in respect of the special buses referred to in Paragraph 2 of this Agreement shall be excluded in calculating operating costs per mile, but these costs and charges shall be billed to and paid by the Corporation as may be mutually agreed upon.

If after the payments of the stipulated price per mile is made to the Contractor as herein provided there then remains a surplus of receipts from fares in any calendar year. The surplus up to what would amount to 3¢ per mile of operation (in respect of the amount of mileage upon which the Contractor is being paid as set forth in this paragraph) in such calendar year shall be and remain the property of the Corporation and should there be any surplus over the amount as is reserved to the Corporation, such additional surplus shall be divided equally between the parties.

13. The Contractor covenants and agrees that prior to entering into any new employment contract with its employees which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, the Contractor will obtain the approval of the Corporation to the terms of such new employment contract. The Contractor further covenants and agrees that salaries for management which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, shall not be changed except in accordance with Paragraph 21 hereof.

14. The Contractor covenants and agrees to put in service a minimum of seven modern buses in good condition and to have ready at all times for service, three spare buses also in good condition; the Contractor covenants and agrees to expand and extend its service to meet all requirements of a passenger transportation system within the limits of the City of Chatham from time to time and for this purpose to obtain such further new buses subject to an allowance of reasonable time to obtain delivery thereof.

15. The performance under this Agreement by the Contractor as to the service to be provided by it shall be excused during such time as performance may be rendered impossible by strike, disaster, act of God, or act of the Corporation or other cause beyond the control of the Contractor.

16. The Contractor shall not assign this Agreement and/or sell its capital assets which are required for the due performance of its obligations hereunder to any person, corporation or entity without the express consent of the Corporation as expressed by resolution of Council.

17. In the event that either party does not fully perform its obligations hereunder and fails to correct the default within 10 days of receiving a written demand to do so or in the event that the Contractor fails to operate the passenger transportation system and fails to correct that default within 72 hours of receiving a written demand to do so and provided that any such default as herein set out is not exonerated by virtue of Paragraph 15 hereof

then the other party may forthwith terminate this Agreement by giving the defaulting party a notice in writing to this effect.

18. Either Party may terminate its obligations under this Agreement after December 31st, 1978 or any December 31st thereafter upon giving at least six months' notice in writing to the other Party prior to the December 31st of the year in which the Agreement is to be terminated. If this Agreement is terminated by the Corporation prior to December 31st, 1987, except where terminated by reason of default of the Contractor, the Corporation shall, if requested by the Contractor, purchase all buses owned by the Contractor, used in the City service under this Agreement, at their then book value as established by the auditors' records prepared for the Contractor at the time. The Contractor agrees that in its accounting, its buses shall be depreciated ten percent of cost per annum for a period of ten years from the date of purchase of each bus, and that when, in respect of each bus, the ten-year period has expired, no charge for depreciation of such bus shall thereafter be included in its operating costs.

19. The Corporation agrees to apply to the Province of Ontario for such powers as will enable it to do, perform and carry out each and every of the Agreements and covenants on its part as herein contained.

20. If at any time during or after the term of the Agreement any dispute, difference or question shall arise between the parties hereto, or any of their representatives, touching this Agreement, or any part thereof, or the construction, meaning or effect of this Agreement or any part thereof, or anything herein contained, or the rights or liabilities of the parties, or their representatives, under this Agreement or otherwise, in relation to the premises, and if said matter cannot be settled by the parties hereto by negotiation, then every such dispute, difference or question shall be referred to a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by each party to the reference, and the third arbitrator to be appointed by the other two arbitrators, in writing before they enter upon the business of the reference. If either party shall refuse, or neglect to appoint an arbitrator within thirty days after the other party shall have appointed an arbitrator, and shall have served a written notice upon the first mentioned party requiring such party to make such appointment, then the arbitrator first appointed shall, at the request of the party appointing him, proceed to hear and determine the matter in difference as if he were a single arbitrator appointed by both parties for the purpose and the award or determination which shall be final and binding on the parties herein, their successors and assigns, and shall not be subject to appeal to any Court or Courts.

21. The parties agree that the percentages and the allocation for management provided in Schedule "A" hereto may be changed by mutual agreement, and in the event that either party desires a change in any of such percentage figures or allocation to which the other party does not agree, the proposed change in the percentage or allocation shall be submitted to and settled by arbitration as provided for in Section 20 hereof. The allowance (which is set at 3.3¢ per mile as set forth on Schedule "A" and referred to in Paragraph 12 hereof) may be changed by the mutual agreement of the parties hereto but it is not an item which may be submitted to arbitration in default of agreement thereon.

22. The Corporation and the Contractor agree that the Contractor, its servants, agents and employees shall under no circumstances be deemed agents or representatives of the Corporation and except as the Corporation may specifically authorize in writing shall have no right to enter into any contracts or commitments in the name of or on behalf of the Corporation or to bind the Corporation in any respect whatsoever.

23. This Agreement shall be governed in accordance with the laws of the Province of Ontario.

24. Any notice required or permitted to be given under this Agreement shall be in writing and shall be given by any means reasonably calculated to reach the other party, including without limiting the generality of the foregoing, telegram, cablegram or prepaid mail addressed at its address. Such notice if given by telegram or cablegram shall be deemed to have been received on the day following the dispatch thereof and the notice given as aforesaid by prepaid mail shall be deemed to have been received not later than the second day following the mailing thereof. For the purpose of this Agreement, the address of the Corporation shall be as follows:

City Hall,
P.O. Box 640,
Chatham, Ontario,

and the address of the Contractor shall be as follows:

165 King Street East,
Chatham, Ontario.

Either party by notice in writing given as hereinbefore provided may change its address for notice hereunder and such address as so changed shall be deemed to be the address of such party for the purposes of notice hereunder.

25. The Contractor shall not be prohibited by this Agreement from conducting its operations by way of charter bus operation within the City of Chatham, provided however, that such charter bus operation shall not in any way affect or be in competition with any services to be provided by the Contractor under this Agreement.

26. This Agreement shall be binding upon and enure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals duly attested by the hands of their proper officers.

SIGNED, SEALED AND DELIVERED
in the presence of

THE CORPORATION OF THE CITY OF
CHATHAM

.....
Mayor

.....
Clerk

J. I. DENURE (CHATHAM) LIMITED

.....
.....

SCHEDULE "A"

**STATEMENT OF OPERATING COSTS
CHARGED TO CITY RUNS
PERIOD OF SIX MONTHS ENDED**

ITEM	BASIS OF CALCULATION	AMOUNT CHARGED
Bus sundry expense	20%	
Garage supplies & expenses	20%	
Gasoline or diesel fuel	Actual Cost	
Grease & oil	20%	
Insurance—buses—fire, theft & liability (liability—public liability and prop- erty damage up to \$5,000,000.00 in- clusive)	Actual Cost	
Licences	Actual Cost	
Bus repairs, parts	20%	
Bus repairs, tires	1 ¢ per mile travelled	
Taxes property and business	20%	
Unemployment insurance	Actual Cost	
Uniforms	60%	
Wages	Actual Cost	
Water	50%	
Depreciation provisions		
Building—10% of depreciated value (declining balance method)		
Buses—10% of cost price to contractor (straight line method)		
Service truck—50% of depreciation based on 20% of depreciated value (declining balance method)		
Radios—10% of cost price to contractor (straight line method)		
Management	40%	
Accounting	20%	
General Expense	20%	
Group insurance, OHIP and compensation	Actual Cost	
Light and heat	20%	
Office expense	20%	
Pension Fund	5% of wages	
Parking Lot rent	20%	
Stationery and printing	Actual Cost	
Telephone	20%	
Insurance on buildings	20%	
Body shop labour	Actual Cost	
TOTAL		\$

Calculation of price per mile —

(a) Miles travelled in City operations		
(b) Charged to City operations		
(c) Cost per mile — City operations	(b) =	¢
	(a)	
(d) Allowance		3.3 ¢
Price per mile is (c) plus (d)	=	_____





An Act respecting the City of Chatham

1st Reading

November 15th, 1977

2nd Reading

3rd Reading

MR. MCGUGAN

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Chatham

MR. MCGUIGAN

(Reprinted as amended by the Administration of Justice Committee)

BILL Pr30

1977

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham, ^{Preamble} herein called the Corporation, hereby represents that on the 1st day of November, 1976 the council of the Corporation gave first and second readings to By-law Number 6890 of the Corporation entitled "A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement"; that the said by-law has been assented to by the municipal electors for the City of Chatham; that the council of the Corporation gave third reading to and finally passed the said by-law on the 13th day of December, 1976; and whereas the Corporation hereby applies for special legislation in respect of the matter herein-after set forth; and whereas it is expedient to grant the application;

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 248 of *The Municipal Act*, ^{By-law 6890 declared valid} section 64 of *The Ontario Municipal Board Act*, and sub-section 3 of section 2 of *The City of Chatham Act, 1958*, ^{R.S.O. 1970, cc. 284, 323 1958, c. 129} By-law Number 6890 of the Corporation set forth in the Schedule hereto, and the agreement annexed as Schedule "X" to the said By-law, are hereby declared to be valid and binding upon the Corporation, and the ratepayers and inhabitants of the City of Chatham and upon J. I. DeNure (Chatham) Limited.

- Application** **2.** The by-law and agreement referred to in section 1 do not affect,
- R.S.O. 1970,
c. 392** (a) any licence granted under *The Public Vehicles Act*;
- (b) the right of a school board to,
- | (i) provide, operate and maintain vehicles for
 | the transportation of pupils,
- (ii) enter into agreements for the provision of
 transportation of pupils; or
- (c) the right of any person to provide, operate and
 maintain vehicles for the transportation of pupils
 pursuant to an agreement entered into under sub-
 clause ii of clause b.
- Commence-
ment** **3.** This Act comes into force on the day it receives Royal
Assent.
- Short title** **4.** The short title of this Act is *The City of Chatham*
Act, 1977.

SCHEDULE

BY-LAW NUMBER 6890

OF THE CORPORATION OF THE CITY OF CHATHAM

A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement.

FINALLY PASSED the 13th day of December, A.D. 1976.

WHEREAS since the year 1948 a passenger transportation system has been operated and maintained for and on behalf of The Corporation of the City of Chatham by J. I. DeNure (Chatham) Limited under an exclusive franchise as set forth in By-laws of the City of Chatham and Agreements between the City of Chatham and J. I. DeNure (Chatham) Limited.

AND WHEREAS the current exclusive franchise to maintain and operate buses for the conveyance of passengers held by J. I. DeNure (Chatham) Limited pursuant to enabling By-law of and Agreement with The Corporation of the City of Chatham will expire on December 31, 1977.

AND WHEREAS J. I. DeNure (Chatham) Limited has requested that its exclusive franchise be extended for a further period of ten years from the 1st day of January, 1978 to the 31st day of December, 1987.

AND WHEREAS Council of The Corporation of the City of Chatham is of the opinion that the transportation system offered by J. I. DeNure (Chatham) Limited presents a transportation service on the most economical and satisfactory terms available or likely to be available over the proposed period of the exclusive franchise.

AND WHEREAS Council of The Corporation of the City of Chatham deems it advisable to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the 1st day of January, 1978 but subject to certain terms and conditions as embodied by agreement.

AND WHEREAS the said Agreement will obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with a profit in the exercise of such franchise to the extent set forth in the Agreement.

BE IT THEREFORE ENACTED by the Municipal Council of The Corporation of the City of Chatham as follows:

1. That The Corporation of the City of Chatham does hereby grant to J. I. DeNure (Chatham) Limited the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the

1st day of January, 1978 to and inclusive of the 31st day of December, 1987 in, over and upon the streets or highways within the limits of the City of Chatham upon the terms and conditions as set forth in the Agreement, a copy of which is annexed hereto and marked Schedule "X".

2. That the Mayor and Clerk of The Corporation of the City of Chatham be and they are hereby authorized to execute the said Agreement annexed hereto as Schedule "X" on behalf of The Corporation of the City of Chatham and to affix the corporate seal thereto.

This By-law shall come into full force and effect upon the final passing thereof and when the Agreement annexed hereto as Schedule "X" has been executed by the parties thereto.

READ A FIRST AND SECOND TIME this 1st day of November, 1976.

D. G. ALLIN,

Mayor.

WM. L. FOREMAN,

Clerk.

SCHEDULE "X"

To BY-LAW 6890

THIS AGREEMENT made in duplicate this 1st day of January, 1978.

BETWEEN:

THE CORPORATION OF THE CITY OF CHATHAM,
hereinafter called the "Corporation",

OF THE FIRST PART,

—and—

J. I. DENURE (CHATHAM) LIMITED,
hereinafter called the "Contractor",

OF THE SECOND PART.

WHEREAS the Contractor has been operating a bus transportation system for the Corporation from the year 1948 and is currently operating such bus transportation system pursuant to the terms of an Agreement between the Corporation and the Contractor dated the 13th of October, 1966, which Agreement and the Franchise granted pursuant thereto terminate on the 31st of December, 1977.

AND WHEREAS the parties hereto are desirous of entering into a further agreement to provide for the continuation of the exclusive Franchise granted to the Contractor by the Corporation on the terms and conditions hereinafter set forth.

WITNESSETH THAT in consideration of the premises and the covenants and agreements hereinafter contained and other good and valuable consideration, the parties hereto agree as follows:—

1. Subject to the due performance by the Contractor of its obligations under this Agreement, the Corporation hereby grants to the Contractor the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of 10 years from and including the 1st day of January, 1978 to and inclusive of the 31st day of December, 1987 and for such purpose to maintain, lease, own and operate buses and other vehicles operated by gasoline or other power together with any rolling stock and equipment necessary and incidental thereto, but upon the terms mentioned in and authorized hereby and further for such purpose to use, keep and operate such buses and vehicles upon the streets of the City of Chatham. The Franchise hereby granted relates only to the picking up, conveyance and discharge of passengers within the limits of the City of Chatham and does not extend or apply to the operation of buses operating between any point within the City of Chatham and points outside the City of Chatham where passengers are not conveyed from one point within the City of Chatham to another and does not apply to passengers conveyed within the City of Chatham by taxicab or ambulance. Without restricting the generality of the foregoing, it is understood and agreed that the Contractor shall have the exclusive right to pick up, convey and discharge students within the limits of the City of Chatham and the right to enter into any contract for the conveyance of students within the limits of the said City of Chatham, provided however, that The Kent County Board of Education and The Kent County Roman Catholic Separate School Board each shall have the right to pick up, convey and discharge students within the City of Chatham who are in attendance at their schools on buses owned, operated or sub-contracted for by the said Boards on condition that it is done without charge to such students.

2. During the period of this Agreement, the Contractor covenants and agrees to maintain and operate a transportation service as required by the Corporation from time to time upon such streets and upon such routes and upon such schedule as to days of the week, daily service, frequency of service, stopping places and fares as required by the Corporation, and as the Corporation shall by resolution determine and in the meantime, on such streets, upon such routes and upon such schedule as are set forth in the schedule presently on file with the Clerk of the Corporation and initialled by both parties; provided that the Contractor shall not be required to accept routes over unpaved streets for more than a period of one year and provided that the mileage per day shall not be reduced below what will average 125 miles per bus per day and further provided that the minimum requirements set forth in Paragraph 14 hereof shall be maintained and satisfied. The Contractor shall also provide and operate special buses at a frequency of service and at a cost to the Corporation to be mutually agreed upon and failing agreement, to be settled by arbitration to be provided for by Section 20 hereof. The Corporation agrees to consult with the Contractor with respect to proposed changes in routes and schedules but the decision of the Corporation in this regard shall be final. The Corporation will give the Contractor reasonable notice of any changes in routes and schedules and the Corporation shall cause any such changes to be properly advertised and posted at its expense.

3. All vehicles used or operated under the authority of this Agreement shall be at all times fully equipped with approved safety devices and shall be kept and maintained in first class, serviceable condition and present at all times a good appearance and all vehicles while in operation shall be kept in a clean, sanitary condition. Notwithstanding the generality of the foregoing, such buses shall be lighted and heated at such hours and at such periods of the year as may be necessary.

4. The Contractor shall before operating any vehicles under the authority of this Agreement, obtain from the Board of Commissioners of

Police for the City of Chatham, a license for each vehicle and shall pay the requisite fee for such license or licenses. The Contractor shall maintain such licenses and permits as may be necessary to carry out its obligations under this Agreement.

5. The Contractor will indemnify and save harmless the Corporation from any and all claims or demands made or brought against the Corporation by any person or persons for damages arising out of the maintenance and operation of buses by the Contractor for the conveyance of passengers within the limits of the City of Chatham or other operations carried on by the Contractor within the limits of the City of Chatham, save and except those claims or demands which arise from the negligence of the Corporation, its servants and agents. The Contractor shall maintain public liability insurance and property damage coverage, inclusive in the minimum amount of \$5,000,000.00 for any one occurrence and shall file proof of such insurance with the Clerk of the Corporation, provided however, that the amount of such insurance coverage shall be reviewed annually by the parties and shall be subject to increase as may be mutually agreed upon to provide reasonable coverage for the parties.

6. The Corporation agrees to pass such by-laws as the Corporation in its sole and untrammelled opinion and discretion deems to be essential to conduct a proper transportation system in, over and upon the streets or highways within the limits of the City of Chatham.

7. The Corporation shall during the terms of this Agreement by by-law provide sufficient bus stops as the Contractor may require to conduct its business of carrying passengers as may be agreed upon between the parties hereto and the Corporation shall adequately mark and maintain said bus stops at its expense. The Corporation shall provide for the reservation of such bus stops for the use of the buses of the Contractor during scheduled hours and shall prohibit parking on such reserved spaces during the said scheduled hours. The Corporation shall post such signs and notices at bus stops as shall be required by the Corporation or as shall be mutually agreed upon.

8. The Corporation shall during the term of this Agreement by by-law regulate traffic in the City of Chatham to enable the Contractor to operate its buses efficiently. The Corporation agrees to assist the Contractor in preventing railroads from blocking streets or highways for periods of over 5 minutes at one time except as permitted by law.

9. The Corporation agrees to keep all streets and highways upon which the Contractor is operating regular routes under the terms hereof in a reasonably good state of repair at all times and if by reason of unusual weather conditions or other circumstances, any of such streets or highways become impassable, then in such event, the Corporation agree to act as promptly as is possible in making such streets or highway passable. Until such condition as caused by unusual weather conditions or other circumstances is remedied, the Contractor may on notice to the City Manager of the Corporation, re-route its buses over such other streets or highways in the City of Chatham as in the opinion of the Contractor may be deemed advisable.

10. During the term of this Agreement or until the termination thereof the Corporation shall not in any way depreciate the right, privilege or franchise hereby granted, and shall not grant or permit to be granted to any other person, partnership, firm or corporation, any right, privilege, license or franchise to construct, maintain, use or operate any lines of railway for local passenger trips, or any bus, jitney or other similar vehicles for the purpose of transporting passengers for gain or hire, the operation of which will come into competition with the transportation system of the Contractor.

Provided that any such grant to operate a bus or jitney or other similar vehicle between any points in the City and any locality outside of the City not served by the transportation system of the Contractor shall not be deemed to depreciate the said right, privilege or franchise. In no case shall any bus, jitney or similar vehicle be permitted to take on passengers within the City and discharge the said passengers within the City. Provided further that this section shall not apply to any ordinary cabs or taxicabs kept for hire and used for transportation not over a fixed route, at fares fixed by the Board of Police Commissioners of the City of Chatham. In the event of any transportation of passengers over which the Corporation has no power or control, then the Corporation is not to be held liable for any loss or damage sustained by the Contractor by reason thereof.

11. The rate of fares for conveyance of passengers shall be,

- (a) Adult Fare—.30¢ cash or 4 tickets for \$1.00.
- (b) Children being transported to and from Elementary and Secondary Schools on school days only—.20¢ cash or 6 tickets for \$1.00.
- (c) Children under 12 years in age, at all times—.20¢ cash or 6 tickets for \$1.00.
- (d) Senior Citizens at all times—.20¢ cash or 6 tickets for \$1.00.
- (e) Children under 5 years of age—free when accompanied by an adult person.

For the purposes of this Agreement, a Senior Citizen is one who has attained the age of 65 years and who produces an identification card identifying him as such a person.

The Contractor shall collect the fares in accordance with the foregoing schedule on behalf of the Corporation and all revenue collected for transportation provided pursuant to the terms of this Agreement shall be the property of the Corporation and delivery of such revenue shall be made when and where the Corporation may require.

The fares in accordance with the foregoing shall not be changed, altered or otherwise varied by the parties hereto except by Council of the Corporation as expressed by resolution.

12. The Corporation covenants to pay to the Contractor, a price for each mile its buses are operated in providing the transportation service required hereunder (excluding mileage for special buses and chartered trips within the City) determined as hereinafter set forth. The mileage to be paid for shall be determined on a basis whereby the distances of the routes travelled are logged by both parties and in default of agreement to be settled by arbitration as hereinafter set forth. The total number of trips over such routes are counted and the mileage shall be determined by multiplying the mileage distance of the routes by the number of trips made over each of such routes. Payments on account of the price per mile shall be made every two weeks according to the mileage logged during the immediately preceding two weeks.

The price per mile shall be determined by January 1 and July 1 of each year by adding to the cost as determined by audited statements dated December 31 and June 30, immediately preceding based on the cost factors listed under Column "Item" in Schedule "A" hereto, 3.3¢ per mile, provided however, that in lieu of the actual cost of wages as set forth in such schedule,

the estimated actual cost of wages for the succeeding six month period shall be used in the determination of the price per mile. When the audited statement at the end of each six months has been prepared and released, an adjustment shall be made so as to bring the payments made over the previous six months to the actual cost per mile plus 3.3¢ per mile. Any payment due to either party on such adjustment shall be made within thirty days after demand therefor. Semi-annual auditor's statements of the Contractor's operations under this Agreement shall be furnished to the Corporation within 30 days from the end of the six month period immediately preceding and all business records of the Contractor pertaining to operations by the Contractor under the terms of this Agreement shall be made available if requested, by the Corporation to the Corporation or its auditors.

The operating costs and depreciation charges in respect of the special buses referred to in Paragraph 2 of this Agreement shall be excluded in calculating operating costs per mile, but these costs and charges shall be billed to and paid by the Corporation as may be mutually agreed upon.

If after the payments of the stipulated price per mile is made to the Contractor as herein provided there then remains a surplus of receipts from fares in any calendar year. The surplus up to what would amount to 3¢ per mile of operation (in respect of the amount of mileage upon which the Contractor is being paid as set forth in this paragraph) in such calendar year shall be and remain the property of the Corporation and should there be any surplus over the amount as is reserved to the Corporation, such additional surplus shall be divided equally between the parties.

13. The Contractor covenants and agrees that prior to entering into any new employment contract with its employees which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, the Contractor will obtain the approval of the Corporation to the terms of such new employment contract. The Contractor further covenants and agrees that salaries for management which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, shall not be changed except in accordance with Paragraph 21 hereof.

14. The Contractor covenants and agrees to put in service a minimum of seven modern buses in good condition and to have ready at all times for service, three spare buses also in good condition; the Contractor covenants and agrees to expand and extend its service to meet all requirements of a passenger transportation system within the limits of the City of Chatham from time to time and for this purpose to obtain such further new buses subject to an allowance of reasonable time to obtain delivery thereof.

15. The performance under this Agreement by the Contractor as to the service to be provided by it shall be excused during such time as performance may be rendered impossible by strike, disaster, act of God, or act of the Corporation or other cause beyond the control of the Contractor.

16. The Contractor shall not assign this Agreement and/or sell its capital assets which are required for the due performance of its obligations hereunder to any person, corporation or entity without the express consent of the Corporation as expressed by resolution of Council.

17. In the event that either party does not fully perform its obligations hereunder and fails to correct the default within 10 days of receiving a written demand to do so or in the event that the Contractor fails to operate the passenger transportation system and fails to correct that default within 72 hours of receiving a written demand to do so and provided that any such default as herein set out is not exonerated by virtue of Paragraph 15 hereof

then the other party may forthwith terminate this Agreement by giving the defaulting party a notice in writing to this effect.

18. Either Party may terminate its obligations under this Agreement after December 31st, 1978 or any December 31st thereafter upon giving at least six months' notice in writing to the other Party prior to the December 31st of the year in which the Agreement is to be terminated. If this Agreement is terminated by the Corporation prior to December 31st, 1987, except where terminated by reason of default of the Contractor, the Corporation shall, if requested by the Contractor, purchase all buses owned by the Contractor, used in the City service under this Agreement, at their then book value as established by the auditors' records prepared for the Contractor at the time. The Contractor agrees that in its accounting, its buses shall be depreciated ten percent of cost per annum for a period of ten years from the date of purchase of each bus, and that when, in respect of each bus, the ten-year period has expired, no charge for depreciation of such bus shall thereafter be included in its operating costs.

19. The Corporation agrees to apply to the Province of Ontario for such powers as will enable it to do, perform and carry out each and every of the Agreements and covenants on its part as herein contained.

20. If at any time during or after the term of the Agreement any dispute, difference or question shall arise between the parties hereto, or any of their representatives, touching this Agreement, or any part thereof, or the construction, meaning or effect of this Agreement or any part thereof, or anything herein contained, or the rights or liabilities of the parties, or their representatives, under this Agreement or otherwise, in relation to the premises, and if said matter cannot be settled by the parties hereto by negotiation, then every such dispute, difference or question shall be referred to a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by each party to the reference, and the third arbitrator to be appointed by the other two arbitrators, in writing before they enter upon the business of the reference. If either party shall refuse, or neglect to appoint an arbitrator within thirty days after the other party shall have appointed an arbitrator, and shall have served a written notice upon the first mentioned party requiring such party to make such appointment, then the arbitrator first appointed shall, at the request of the party appointing him, proceed to hear and determine the matter in difference as if he were a single arbitrator appointed by both parties for the purpose and the award or determination which shall be final and binding on the parties herein, their successors and assigns, and shall not be subject to appeal to any Court or Courts.

21. The parties agree that the percentages and the allocation for management provided in Schedule "A" hereto may be changed by mutual agreement, and in the event that either party desires a change in any of such percentage figures or allocation to which the other party does not agree, the proposed change in the percentage or allocation shall be submitted to and settled by arbitration as provided for in Section 20 hereof. The allowance (which is set at 3.3¢ per mile as set forth on Schedule "A" and referred to in Paragraph 12 hereof) may be changed by the mutual agreement of the parties hereto but it is not an item which may be submitted to arbitration in default of agreement thereon.

22. The Corporation and the Contractor agree that the Contractor, its servants, agents and employees shall under no circumstances be deemed agents or representatives of the Corporation and except as the Corporation may specifically authorize in writing shall have no right to enter into any contracts or commitments in the name of or on behalf of the Corporation or to bind the Corporation in any respect whatsoever.

23. This Agreement shall be governed in accordance with the laws of the Province of Ontario.

24. Any notice required or permitted to be given under this Agreement shall be in writing and shall be given by any means reasonably calculated to reach the other party, including without limiting the generality of the foregoing, telegram, cablegram or prepaid mail addressed at its address. Such notice if given by telegram or cablegram shall be deemed to have been received on the day following the dispatch thereof and the notice given as aforesaid by prepaid mail shall be deemed to have been received not later than the second day following the mailing thereof. For the purpose of this Agreement, the address of the Corporation shall be as follows:

City Hall,
P.O. Box 640,
Chatham, Ontario,

and the address of the Contractor shall be as follows:

165 King Street East,
Chatham, Ontario.

Either party by notice in writing given as hereinbefore provided may change its address for notice hereunder and such address as so changed shall be deemed to be the address of such party for the purposes of notice hereunder.

25. The Contractor shall not be prohibited by this Agreement from conducting its operations by way of charter bus operation within the City of Chatham, provided however, that such charter bus operation shall not in any way affect or be in competition with any services to be provided by the Contractor under this Agreement.

26. This Agreement shall be binding upon and enure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals duly attested by the hands of their proper officers.

SIGNED, SEALED AND DELIVERED
in the presence of

THE CORPORATION OF THE CITY OF
CHATHAM



.....
Mayor

.....
Clerk

J. I. DENURE (CHATHAM) LIMITED

.....

.....

SCHEDULE "A"

**STATEMENT OF OPERATING COSTS
CHARGED TO CITY RUNS
PERIOD OF SIX MONTHS ENDED**

ITEM	BASIS OF CALCULATION	AMOUNT CHARGED
Bus sundry expense	20%	
Garage supplies & expenses	20%	
Gasoline or diesel fuel	Actual Cost	
Grease & oil	20%	
Insurance—buses—fire, theft & liability (liability—public liability and prop- erty damage up to \$5,000,000.00 in- clusive)	Actual Cost	
Licences	Actual Cost	
Bus repairs, parts	20%	
Bus repairs, tires	1 ¢ per mile travelled	
Taxes property and business	20%	
Unemployment insurance	Actual Cost	
Uniforms	60%	
Wages	Actual Cost	
Water	50%	
Depreciation provisions		
Building—10% of depreciated value (declining balance method)		
Buses—10% of cost price to contractor (straight line method)		
Service truck—50% of depreciation based on 20% of depreciated value (declining balance method)		
Radios—10% of cost price to contractor (straight line method)		
Management	40%	
Accounting	20%	
General Expense	20%	
Group insurance, OHIP and compensation	Actual Cost	
Light and heat	20%	
Office expense	20%	
Pension Fund	5% of wages	
Parking Lot rent	20%	
Stationery and printing	Actual Cost	
Telephone	20%	
Insurance on buildings	20%	
Body shop labour	Actual Cost	
TOTAL		\$

Calculation of price per mile —

(a) Miles travelled in City operations

(b) Charged to City operations

(c) Cost per mile — City operations $\frac{(b)}{(a)} =$ ¢

(d) Allowance 3.3 ¢

Price per mile is (c) plus (d) = _____



An Act respecting the City of Chatham

1st Reading

November 15th, 1977

2nd Reading

3rd Reading

MR. MCGUGAN

*(Reprinted as amended by the Administration
of Justice Committee)*

BILL Pr30

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Chatham

MR. MCGUIGAN



BILL Pr30

1977

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham, ^{Preamble} herein called the Corporation, hereby represents that on the 1st day of November, 1976 the council of the Corporation gave first and second readings to By-law Number 6890 of the Corporation entitled "A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement"; that the said by-law has been assented to by the municipal electors for the City of Chatham; that the council of the Corporation gave third reading to and finally passed the said by-law on the 13th day of December, 1976; and whereas the Corporation hereby applies for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the application;

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 248 of *The Municipal Act*, ^{By-law 6890} section 64 of *The Ontario Municipal Board Act*, and sub-^{declared} section 3 of section 2 of *The City of Chatham Act, 1958*, ^{valid} By-law Number 6890 of the Corporation set forth in the Schedule hereto, and the agreement annexed as Schedule "X" to the said By-law, are hereby declared to be valid and binding upon the Corporation, and the ratepayers and inhabitants of the City of Chatham and upon J. I. DeNure (Chatham) Limited.

R.S.O. 1970,
cc. 284, 323
1958, c. 129

- Application **2.** The by-law and agreement referred to in section 1 do not affect,
- R.S.O. 1970,
c. 392 (a) any licence granted under *The Public Vehicles Act*;
- (b) the right of a school board to,
- (i) provide, operate and maintain vehicles for the transportation of pupils,
- (ii) enter into agreements for the provision of transportation of pupils; or
- (c) the right of any person to provide, operate and maintain vehicles for the transportation of pupils pursuant to an agreement entered into under sub-clause ii of clause *b*.
- Commence- **3.** This Act comes into force on the day it receives Royal
ment Assent.
- Short title **4.** The short title of this Act is *The City of Chatham Act, 1977*.

SCHEDULE

BY-LAW NUMBER 6890

OF THE CORPORATION OF THE CITY OF CHATHAM

A By-law to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from the 1st day of January, 1978, to authorize the execution of an Agreement setting forth the terms and conditions upon which such franchise is to be granted and to obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with the profit in the exercise of such franchise to the extent set forth in the Agreement.

FINALLY PASSED the 13th day of December, A.D. 1976.

WHEREAS since the year 1948 a passenger transportation system has been operated and maintained for and on behalf of The Corporation of the City of Chatham by J. I. DeNure (Chatham) Limited under an exclusive franchise as set forth in By-laws of the City of Chatham and Agreements between the City of Chatham and J. I. DeNure (Chatham) Limited.

AND WHEREAS the current exclusive franchise to maintain and operate buses for the conveyance of passengers held by J. I. DeNure (Chatham) Limited pursuant to enabling By-law of and Agreement with The Corporation of the City of Chatham will expire on December 31, 1977.

AND WHEREAS J. I. DeNure (Chatham) Limited has requested that its exclusive franchise be extended for a further period of ten years from the 1st day of January, 1978 to the 31st day of December, 1987.

AND WHEREAS Council of The Corporation of the City of Chatham is of the opinion that the transportation system offered by J. I. DeNure (Chatham) Limited presents a transportation service on the most economical and satisfactory terms available or likely to be available over the proposed period of the exclusive franchise.

AND WHEREAS Council of The Corporation of the City of Chatham deems it advisable to grant to J. I. DeNure (Chatham) Limited an exclusive franchise to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the 1st day of January, 1978 but subject to certain terms and conditions as embodied by agreement.

AND WHEREAS the said Agreement will obligate The Corporation of the City of Chatham to pay annually to J. I. DeNure (Chatham) Limited such amount of money as may be necessary to provide J. I. DeNure (Chatham) Limited with a profit in the exercise of such franchise to the extent set forth in the Agreement.

BE IT THEREFORE ENACTED by the Municipal Council of The Corporation of the City of Chatham as follows:

1. That The Corporation of the City of Chatham does hereby grant to J. I. DeNure (Chatham) Limited the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of ten years from and including the

1st day of January, 1978 to and inclusive of the 31st day of December, 1987 in, over and upon the streets or highways within the limits of the City of Chatham upon the terms and conditions as set forth in the Agreement, a copy of which is annexed hereto and marked Schedule "X".

2. That the Mayor and Clerk of The Corporation of the City of Chatham be and they are hereby authorized to execute the said Agreement annexed hereto as Schedule "X" on behalf of The Corporation of the City of Chatham and to affix the corporate seal thereto.

This By-law shall come into full force and effect upon the final passing thereof and when the Agreement annexed hereto as Schedule "X" has been executed by the parties thereto.

READ A FIRST AND SECOND TIME this 1st day of November, 1976.

D. G. ALLIN,

Mayor.

WM. L. FOREMAN,

Clerk.

SCHEDULE "X"

TO BY-LAW 6890

THIS AGREEMENT made in duplicate this 1st day of January, 1978.

BETWEEN:

THE CORPORATION OF THE CITY OF CHATHAM,
hereinafter called the "Corporation",

OF THE FIRST PART,

—and—

J. I. DENURE (CHATHAM) LIMITED,
hereinafter called the "Contractor",

OF THE SECOND PART.

WHEREAS the Contractor has been operating a bus transportation system for the Corporation from the year 1948 and is currently operating such bus transportation system pursuant to the terms of an Agreement between the Corporation and the Contractor dated the 13th of October, 1966, which Agreement and the Franchise granted pursuant thereto terminate on the 31st of December, 1977.

AND WHEREAS the parties hereto are desirous of entering into a further agreement to provide for the continuation of the exclusive Franchise granted to the Contractor by the Corporation on the terms and conditions hereinafter set forth.

WITNESSETH THAT in consideration of the premises and the covenants and agreements hereinafter contained and other good and valuable consideration, the parties hereto agree as follows:—

1. Subject to the due performance by the Contractor of its obligations under this Agreement, the Corporation hereby grants to the Contractor the exclusive right, franchise and privilege to maintain and operate buses for the conveyance of passengers within the limits of the City of Chatham for a period of 10 years from and including the 1st day of January, 1978 to and inclusive of the 31st day of December, 1987 and for such purpose to maintain, lease, own and operate buses and other vehicles operated by gasoline or other power together with any rolling stock and equipment necessary and incidental thereto, but upon the terms mentioned in and authorized hereby and further for such purpose to use, keep and operate such buses and vehicles upon the streets of the City of Chatham. The Franchise hereby granted relates only to the picking up, conveyance and discharge of passengers within the limits of the City of Chatham and does not extend or apply to the operation of buses operating between any point within the City of Chatham and points outside the City of Chatham where passengers are not conveyed from one point within the City of Chatham to another and does not apply to passengers conveyed within the City of Chatham by taxicab or ambulance. Without restricting the generality of the foregoing, it is understood and agreed that the Contractor shall have the exclusive right to pick up, convey and discharge students within the limits of the City of Chatham and the right to enter into any contract for the conveyance of students within the limits of the said City of Chatham, provided however, that The Kent County Board of Education and The Kent County Roman Catholic Separate School Board each shall have the right to pick up, convey and discharge students within the City of Chatham who are in attendance at their schools on buses owned, operated or sub-contracted for by the said Boards on condition that it is done without charge to such students.

2. During the period of this Agreement, the Contractor covenants and agrees to maintain and operate a transportation service as required by the Corporation from time to time upon such streets and upon such routes and upon such schedule as to days of the week, daily service, frequency of service, stopping places and fares as required by the Corporation, and as the Corporation shall by resolution determine and in the meantime, on such streets, upon such routes and upon such schedule as are set forth in the schedule presently on file with the Clerk of the Corporation and initialled by both parties; provided that the Contractor shall not be required to accept routes over unpaved streets for more than a period of one year and provided that the mileage per day shall not be reduced below what will average 125 miles per bus per day and further provided that the minimum requirements set forth in Paragraph 14 hereof shall be maintained and satisfied. The Contractor shall also provide and operate special buses at a frequency of service and at a cost to the Corporation to be mutually agreed upon and failing agreement, to be settled by arbitration to be provided for by Section 20 hereof. The Corporation agrees to consult with the Contractor with respect to proposed changes in routes and schedules but the decision of the Corporation in this regard shall be final. The Corporation will give the Contractor reasonable notice of any changes in routes and schedules and the Corporation shall cause any such changes to be properly advertised and posted at its expense.

3. All vehicles used or operated under the authority of this Agreement shall be at all times fully equipped with approved safety devices and shall be kept and maintained in first class, serviceable condition and present at all times a good appearance and all vehicles while in operation shall be kept in a clean, sanitary condition. Notwithstanding the generality of the foregoing, such buses shall be lighted and heated at such hours and at such periods of the year as may be necessary.

4. The Contractor shall before operating any vehicles under the authority of this Agreement, obtain from the Board of Commissioners of

Police for the City of Chatham, a license for each vehicle and shall pay the requisite fee for such license or licenses. The Contractor shall maintain such licenses and permits as may be necessary to carry out its obligations under this Agreement.

5. The Contractor will indemnify and save harmless the Corporation from any and all claims or demands made or brought against the Corporation by any person or persons for damages arising out of the maintenance and operation of buses by the Contractor for the conveyance of passengers within the limits of the City of Chatham or other operations carried on by the Contractor within the limits of the City of Chatham, save and except those claims or demands which arise from the negligence of the Corporation, its servants and agents. The Contractor shall maintain public liability insurance and property damage coverage, inclusive in the minimum amount of \$5,000,000.00 for any one occurrence and shall file proof of such insurance with the Clerk of the Corporation, provided however, that the amount of such insurance coverage shall be reviewed annually by the parties and shall be subject to increase as may be mutually agreed upon to provide reasonable coverage for the parties.

6. The Corporation agrees to pass such by-laws as the Corporation in its sole and untrammelled opinion and discretion deems to be essential to conduct a proper transportation system in, over and upon the streets or highways within the limits of the City of Chatham.

7. The Corporation shall during the terms of this Agreement by by-law provide sufficient bus stops as the Contractor may require to conduct its business of carrying passengers as may be agreed upon between the parties hereto and the Corporation shall adequately mark and maintain said bus stops at its expense. The Corporation shall provide for the reservation of such bus stops for the use of the buses of the Contractor during scheduled hours and shall prohibit parking on such reserved spaces during the said scheduled hours. The Corporation shall post such signs and notices at bus stops as shall be required by the Corporation or as shall be mutually agreed upon.

8. The Corporation shall during the term of this Agreement by by-law regulate traffic in the City of Chatham to enable the Contractor to operate its buses efficiently. The Corporation agrees to assist the Contractor in preventing railroads from blocking streets or highways for periods of over 5 minutes at one time except as permitted by law.

9. The Corporation agrees to keep all streets and highways upon which the Contractor is operating regular routes under the terms hereof in a reasonably good state of repair at all times and if by reason of unusual weather conditions or other circumstances, any of such streets or highways become impassable, then in such event, the Corporation agree to act as promptly as is possible in making such streets or highway passable. Until such condition as caused by unusual weather conditions or other circumstances is remedied, the Contractor may on notice to the City Manager of the Corporation, re-route its buses over such other streets or highways in the City of Chatham as in the opinion of the Contractor may be deemed advisable.

10. During the term of this Agreement or until the termination thereof the Corporation shall not in any way depreciate the right, privilege or franchise hereby granted, and shall not grant or permit to be granted to any other person, partnership, firm or corporation, any right, privilege, license or franchise to construct, maintain, use or operate any lines of railway for local passenger trips, or any bus, jitney or other similar vehicles for the purpose of transporting passengers for gain or hire, the operation of which will come into competition with the transportation system of the Contractor.

Provided that any such grant to operate a bus or jitney or other similar vehicle between any points in the City and any locality outside of the City not served by the transportation system of the Contractor shall not be deemed to depreciate the said right, privilege or franchise. In no case shall any bus, jitney or similar vehicle be permitted to take on passengers within the City and discharge the said passengers within the City. Provided further that this section shall not apply to any ordinary cabs or taxicabs kept for hire and used for transportation not over a fixed route, at fares fixed by the Board of Police Commissioners of the City of Chatham. In the event of any transportation of passengers over which the Corporation has no power or control, then the Corporation is not to be held liable for any loss or damage sustained by the Contractor by reason thereof.

11. The rate of fares for conveyance of passengers shall be,

- (a) Adult Fare—.30¢ cash or 4 tickets for \$1.00.
- (b) Children being transported to and from Elementary and Secondary Schools on school days only—.20¢ cash or 6 tickets for \$1.00.
- (c) Children under 12 years in age, at all times—.20¢ cash or 6 tickets for \$1.00.
- (d) Senior Citizens at all times—.20¢ cash or 6 tickets for \$1.00.
- (e) Children under 5 years of age—free when accompanied by an adult person.

For the purposes of this Agreement, a Senior Citizen is one who has attained the age of 65 years and who produces an identification card identifying him as such a person.

The Contractor shall collect the fares in accordance with the foregoing schedule on behalf of the Corporation and all revenue collected for transportation provided pursuant to the terms of this Agreement shall be the property of the Corporation and delivery of such revenue shall be made when and where the Corporation may require.

The fares in accordance with the foregoing shall not be changed, altered or otherwise varied by the parties hereto except by Council of the Corporation as expressed by resolution.

12. The Corporation covenants to pay to the Contractor, a price for each mile its buses are operated in providing the transportation service required hereunder (excluding mileage for special buses and chartered trips within the City) determined as hereinafter set forth. The mileage to be paid for shall be determined on a basis whereby the distances of the routes travelled are logged by both parties and in default of agreement to be settled by arbitration as hereinafter set forth. The total number of trips over such routes are counted and the mileage shall be determined by multiplying the mileage distance of the routes by the number of trips made over each of such routes. Payments on account of the price per mile shall be made every two weeks according to the mileage logged during the immediately preceding two weeks.

The price per mile shall be determined by January 1 and July 1 of each year by adding to the cost as determined by audited statements dated December 31 and June 30, immediately preceding based on the cost factors listed under Column "Item" in Schedule "A" hereto, 3.3¢ per mile, provided however, that in lieu of the actual cost of wages as set forth in such schedule,

the estimated actual cost of wages for the succeeding six month period shall be used in the determination of the price per mile. When the audited statement at the end of each six months has been prepared and released, an adjustment shall be made so as to bring the payments made over the previous six months to the actual cost per mile plus 3.3¢ per mile. Any payment due to either party on such adjustment shall be made within thirty days after demand therefor. Semi-annual auditor's statements of the Contractor's operations under this Agreement shall be furnished to the Corporation within 30 days from the end of the six month period immediately preceding and all business records of the Contractor pertaining to operations by the Contractor under the terms of this Agreement shall be made available if requested, by the Corporation to the Corporation or its auditors.

The operating costs and depreciation charges in respect of the special buses referred to in Paragraph 2 of this Agreement shall be excluded in calculating operating costs per mile, but these costs and charges shall be billed to and paid by the Corporation as may be mutually agreed upon.

If after the payments of the stipulated price per mile is made to the Contractor as herein provided there then remains a surplus of receipts from fares in any calendar year. The surplus up to what would amount to 3¢ per mile of operation (in respect of the amount of mileage upon which the Contractor is being paid as set forth in this paragraph) in such calendar year shall be and remain the property of the Corporation and should there be any surplus over the amount as is reserved to the Corporation, such additional surplus shall be divided equally between the parties.

13. The Contractor covenants and agrees that prior to entering into any new employment contract with its employees which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, the Contractor will obtain the approval of the Corporation to the terms of such new employment contract. The Contractor further covenants and agrees that salaries for management which might affect the terms of this Agreement or the payments to be made by the Corporation to the Contractor hereunder, shall not be changed except in accordance with Paragraph 21 hereof.

14. The Contractor covenants and agrees to put in service a minimum of seven modern buses in good condition and to have ready at all times for service, three spare buses also in good condition; the Contractor covenants and agrees to expand and extend its service to meet all requirements of a passenger transportation system within the limits of the City of Chatham from time to time and for this purpose to obtain such further new buses subject to an allowance of reasonable time to obtain delivery thereof.

15. The performance under this Agreement by the Contractor as to the service to be provided by it shall be excused during such time as performance may be rendered impossible by strike, disaster, act of God, or act of the Corporation or other cause beyond the control of the Contractor.

16. The Contractor shall not assign this Agreement and/or sell its capital assets which are required for the due performance of its obligations hereunder to any person, corporation or entity without the express consent of the Corporation as expressed by resolution of Council.

17. In the event that either party does not fully perform its obligations hereunder and fails to correct the default within 10 days of receiving a written demand to do so or in the event that the Contractor fails to operate the passenger transportation system and fails to correct that default within 72 hours of receiving a written demand to do so and provided that any such default as herein set out is not exonerated by virtue of Paragraph 15 hereof

then the other party may forthwith terminate this Agreement by giving the defaulting party a notice in writing to this effect.

18. Either Party may terminate its obligations under this Agreement after December 31st, 1978 or any December 31st thereafter upon giving at least six months' notice in writing to the other Party prior to the December 31st of the year in which the Agreement is to be terminated. If this Agreement is terminated by the Corporation prior to December 31st, 1987, except where terminated by reason of default of the Contractor, the Corporation shall, if requested by the Contractor, purchase all buses owned by the Contractor, used in the City service under this Agreement, at their then book value as established by the auditors' records prepared for the Contractor at the time. The Contractor agrees that in its accounting, its buses shall be depreciated ten percent of cost per annum for a period of ten years from the date of purchase of each bus, and that when, in respect of each bus, the ten-year period has expired, no charge for depreciation of such bus shall thereafter be included in its operating costs.

19. The Corporation agrees to apply to the Province of Ontario for such powers as will enable it to do, perform and carry out each and every of the Agreements and covenants on its part as herein contained.

20. If at any time during or after the term of the Agreement any dispute, difference or question shall arise between the parties hereto, or any of their representatives, touching this Agreement, or any part thereof, or the construction, meaning or effect of this Agreement or any part thereof, or anything herein contained, or the rights or liabilities of the parties, or their representatives, under this Agreement or otherwise, in relation to the premises, and if said matter cannot be settled by the parties hereto by negotiation, then every such dispute, difference or question shall be referred to a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by each party to the reference, and the third arbitrator to be appointed by the other two arbitrators, in writing before they enter upon the business of the reference. If either party shall refuse, or neglect to appoint an arbitrator within thirty days after the other party shall have appointed an arbitrator, and shall have served a written notice upon the first mentioned party requiring such party to make such appointment, then the arbitrator first appointed shall, at the request of the party appointing him, proceed to hear and determine the matter in difference as if he were a single arbitrator appointed by both parties for the purpose and the award or determination which shall be final and binding on the parties herein, their successors and assigns, and shall not be subject to appeal to any Court or Courts.

21. The parties agree that the percentages and the allocation for management provided in Schedule "A" hereto may be changed by mutual agreement, and in the event that either party desires a change in any of such percentage figures or allocation to which the other party does not agree, the proposed change in the percentage or allocation shall be submitted to and settled by arbitration as provided for in Section 20 hereof. The allowance (which is set at 3.3¢ per mile as set forth on Schedule "A" and referred to in Paragraph 12 hereof) may be changed by the mutual agreement of the parties hereto but it is not an item which may be submitted to arbitration in default of agreement thereon.

22. The Corporation and the Contractor agree that the Contractor, its servants, agents and employees shall under no circumstances be deemed agents or representatives of the Corporation and except as the Corporation may specifically authorize in writing shall have no right to enter into any contracts or commitments in the name of or on behalf of the Corporation or to bind the Corporation in any respect whatsoever.

23. This Agreement shall be governed in accordance with the laws of the Province of Ontario.

24. Any notice required or permitted to be given under this Agreement shall be in writing and shall be given by any means reasonably calculated to reach the other party, including without limiting the generality of the foregoing, telegram, cablegram or prepaid mail addressed at its address. Such notice if given by telegram or cablegram shall be deemed to have been received on the day following the dispatch thereof and the notice given as aforesaid by prepaid mail shall be deemed to have been received not later than the second day following the mailing thereof. For the purpose of this Agreement, the address of the Corporation shall be as follows:

City Hall,
P.O. Box 640,
Chatham, Ontario,

and the address of the Contractor shall be as follows:

165 King Street East,
Chatham, Ontario.

Either party by notice in writing given as hereinbefore provided may change its address for notice hereunder and such address as so changed shall be deemed to be the address of such party for the purposes of notice hereunder.

25. The Contractor shall not be prohibited by this Agreement from conducting its operations by way of charter bus operation within the City of Chatham, provided however, that such charter bus operation shall not in any way affect or be in competition with any services to be provided by the Contractor under this Agreement.

26. This Agreement shall be binding upon and enure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals duly attested by the hands of their proper officers.

SIGNED, SEALED AND DELIVERED
in the presence of

THE CORPORATION OF THE CITY OF
CHATHAM

.....
Mayor

.....
Clerk

J. I. DENURE (CHATHAM) LIMITED

.....
.....

SCHEDULE "A"

STATEMENT OF OPERATING COSTS
CHARGED TO CITY RUNS
PERIOD OF SIX MONTHS ENDED

ITEM	BASIS OF CALCULATION	AMOUNT CHARGED
Bus sundry expense	20%	
Garage supplies & expenses	20%	
Gasoline or diesel fuel	Actual Cost	
Grease & oil	20%	
Insurance—buses—fire, theft & liability (liability—public liability and property damage up to \$5,000,000.00 in- clusive)	Actual Cost	
Licences	Actual Cost	
Bus repairs, parts	20%	
Bus repairs, tires	1 ¢ per mile travelled	
Taxes property and business	20%	
Unemployment insurance	Actual Cost	
Uniforms	60%	
Wages	Actual Cost	
Water	50%	
Depreciation provisions		
Building—10% of depreciated value (declining balance method)		
Buses—10% of cost price to contractor (straight line method)		
Service truck—50% of depreciation based on 20% of depreciated value (declining balance method)		
Radios—10% of cost price to contractor (straight line method)		
Management	40%	
Accounting	20%	
General Expense	20%	
Group insurance, OHIP and compensation	Actual Cost	
Light and heat	20%	
Office expense	20%	
Pension Fund	5% of wages	
Parking Lot rent	20%	
Stationery and printing	Actual Cost	
Telephone	20%	
Insurance on buildings	20%	
Body shop labour	Actual Cost	
TOTAL		\$

Calculation of price per mile —

(a) Miles travelled in City operations

(b) Charged to City operations

(c) Cost per mile – City operations $\frac{(b)}{(a)} =$ ¢

(d) Allowance 3.3 ¢

Price per mile is (c) plus (d) = _____



An Act respecting the City of Chatham

1st Reading

November 15th, 1977

2nd Reading

November 25th, 1977

3rd Reading

November 25th, 1977

MR. MCGUIGAN

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Garnet Holdings Limited

MR. JOHNSON

BILL Pr31

1977

An Act respecting Garnet Holdings Limited

WHEREAS Frances Pendrith hereby represents that Preamble
 Pendrith Machinery Company, Limited, herein called
 the Corporation, was incorporated by letters patent dated
 the 23rd day of December, 1930; that by supplementary
 letters patent, dated October 25th, 1962, the name of the
 Corporation was changed to Garnet Holdings Limited;
 that the Minister of Consumer and Commercial Relations
 by order dated the 5th day of July, 1972, and made under
 the authority of subsection 3 of section 251 of *The Business* R.S.O. 1970,
 c. 53
Corporations Act, cancelled the certificate of incorporation
 for default in filing annual returns and declared it to be
 dissolved on the 9th day of August, 1972; that the applicant
 was the holder of the majority of the common shares of the
 Corporation; that default in filing annual returns occurred
 by reason of inadvertence; that the Corporation at the time
 of its dissolution owned certain real property; and whereas
 the applicant hereby applies for special legislation reviving
 the Corporation; and whereas it is expedient to grant the
 application;

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

1. Garnet Holdings Limited, incorporated by letters patent Garnet
 Holdings
 Limited
 revived
 dated the 23rd day of December, 1930, as amended by
 supplementary letters patent dated October 25th, 1962,
 changing the name to Garnet Holdings Limited from
 Pendrith Machinery Company, Limited is hereby revived and
 is, subject to any rights acquired by any person after its
 dissolution, hereby restored to its legal position as a com-
 pany incorporated by letters patent, including all its prop-
 erty, 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. The short title of this Act is *The Garnet Holdings Limited Act, 1977*.





An Act respecting
Garnet Holdings Limited

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. JOHNSON

(Private Bill)

BILL Pr31

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Garnet Holdings Limited

MR. JOHNSON



BILL Pr31

1977

An Act respecting Garnet Holdings Limited

WHEREAS Frances Pendrith hereby represents that Preamble
 Pendrith Machinery Company, Limited, herein called
 the Corporation, was incorporated by letters patent dated
 the 23rd day of December, 1930; that by supplementary
 letters patent, dated October 25th, 1962, the name of the
 Corporation was changed to Garnet Holdings Limited;
 that the Minister of Consumer and Commercial Relations
 by order dated the 5th day of July, 1972, and made under
 the authority of subsection 3 of section 251 of *The Business* R.S.O. 1970.
 c. 53
Corporations Act, cancelled the certificate of incorporation
 for default in filing annual returns and declared it to be
 dissolved on the 9th day of August, 1972; that the applicant
 was the holder of the majority of the common shares of the
 Corporation; that default in filing annual returns occurred
 by reason of inadvertence; that the Corporation at the time
 of its dissolution owned certain real property; and whereas
 the applicant hereby applies for special legislation reviving
 the Corporation; and whereas it is expedient to grant the
 application;

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

1. Garnet Holdings Limited, incorporated by letters patent Garnet
 Holdings
 Limited
 revived
 dated the 23rd day of December, 1930, as amended by
 supplementary letters patent dated October 25th, 1962,
 changing the name to Garnet Holdings Limited from
 Pendrith Machinery Company, Limited is hereby revived and
 is, subject to any rights acquired by any person after its
 dissolution, hereby restored to its legal position as a com-
 pany incorporated by letters patent, including all its prop-
 erty, 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. The short title of this Act is *The Garnet Holdings Limited Act, 1977*.



1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. JOHNSON

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Stanley Starr Limited

MR. CUREATZ



BILL Pr32

1977

An Act respecting Stanley Starr Limited

WHEREAS Stanley Starr hereby represents that Stanley Starr Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 16th day of April, 1963; that the Minister of Consumer and Commercial Relations by order dated the 7th day of March, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 7th day of March, 1973; that the applicant was a director and the holder of a majority of the common shares of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by subsection 2 of section 251 of *The Business Corporations Act*, although sent to the applicant as director, was not received by him 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 and is now carrying on active business; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970.
c. 53

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

1. Stanley Starr Limited, incorporated by letters patent dated the 16th day of April, 1963 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.

Stanley
Starr
Limited
revived

Commence-
ment

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

Short title

3. The short title of this Act is *The Stanley Starr Limited Act, 1977*.





An Act respecting Stanley Starr Limited

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. CUREATZ

(Private Bill)

BILL Pr32

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Stanley Starr Limited

MR. CUREATZ



BILL Pr32

1977

An Act respecting Stanley Starr Limited

WHEREAS Stanley Starr hereby represents that Stanley ^{Preamble} Starr Limited, hereinafter called the Corporation, was incorporated by letters patent dated the 16th day of April, 1963; that the Minister of Consumer and Commercial Relations by order dated the 7th day of March, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared the Corporation to be dissolved on the 7th day of March, 1973; that the applicant was a director and the holder of a majority of the common shares of the Corporation at the time of its dissolution; that the notice of default in filing annual returns required by subsection 2 of section 251 of *The Business Corporations Act*, although sent to the applicant as director, was not received by him 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 and is now carrying on active business; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application; ^{R.S.O. 1970, c. 53}

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

1. Stanley Starr Limited, incorporated by letters patent dated the 16th day of April, 1963 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. ^{Stanley Starr Limited revived}

Commence-
ment

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

Short title

3. The short title of this Act is *The Stanley Starr Limited Act, 1977*.



1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. CUREATZ

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Kedna Enterprises Limited

MR. MACKENZIE



BILL Pr33

1977

An Act respecting Kedna Enterprises Limited

WHEREAS Edward R. Madronich, Mary N. Madronich ^{Preamble} and Mary A. Hall hereby represent that Kedna Enterprises Limited, herein called the Corporation, was incorporated by letters patent dated the 16th day of August, 1967; that the Minister of Consumer and Commercial Relations by order dated the 21st day of November, 1973, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, ^{R.S.O. 1970, c. 53} cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 26th day of December, 1973; that the applicants were all the directors and the holders of all the common shares of the Corporation at the time of its dissolution; and that the Corporation at the time of its dissolution was and is now carrying on an active business in premises known as 1192 Barton Street East, Hamilton, Ontario; that the applicants have been advised that since the dissolution of the Corporation that another company has been incorporated with a name similar to that of the Corporation and that pursuant to the provisions of *The Business Corporations Act*, the name Kedna Enterprises Limited is no longer available to the Corporation; and whereas the applicants hereby apply for special legislation changing the name and reviving the Corporation; and whereas it is expedient to grant the application;

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

1. Kedna Enterprises Limited, incorporated by letters ^{Kedna Enterprises Limited revived} patent dated the 16th day of August, 1967, 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.

Change
of name

2. The name of the Corporation is hereby changed from Kedna Enterprises Limited to 205406 Ontario Limited.

Commence-
ment

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

Short title

4. The short title of this Act is *The Kedna Enterprises Limited Act, 1977*.





An Act respecting
Kedna Enterprises Limited

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. MACKENZIE

(Private Bill)

BILL Pr33

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting Kedna Enterprises Limited

MR. MACKENZIE

BILL Pr33

1977

An Act respecting Kedna Enterprises Limited

WHEREAS Edward R. Madronich, Mary N. Madronich ^{Preamble} and Mary A. Hall hereby represent that Kedna Enterprises Limited, herein called the Corporation, was incorporated by letters patent dated the 16th day of August, 1967; that the Minister of Consumer and Commercial Relations by order dated the 21st day of November, 1973, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 26th day of December, 1973; that the applicants were all the directors and the holders of all the common shares of the Corporation at the time of its dissolution; and that the Corporation at the time of its dissolution was and is now carrying on an active business in premises known as 1192 Barton Street East, Hamilton, Ontario; that the applicants have been advised that since the dissolution of the Corporation that another company has been incorporated with a name similar to that of the Corporation and that pursuant to the provisions of *The Business Corporations Act*, the name Kedna Enterprises Limited is no longer available to the Corporation; and whereas the applicants hereby apply for special legislation changing the name and reviving the Corporation; and whereas it is expedient to grant the application;

R.S.O. 1970,
c. 53

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

1. Kedna Enterprises Limited, incorporated by letters patent dated the 16th day of August, 1967, 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.

Kedna
Enterprises
Limited
revived

Change
of name

2. The name of the Corporation is hereby changed from Kedna Enterprises Limited to 205406 Ontario Limited.

Commence-
ment

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

Short title

4. The short title of this Act is *The Kedna Enterprises Limited Act, 1977*.





An Act respecting
Kedna Enterprises Limited

1st Reading

October 27th, 1977

2nd Reading

November 15th, 1977

3rd Reading

November 15th, 1977

MR. MACKENZIE

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sarnia

MR. BLUNDY

THE UNIVERSITY OF CHICAGO PRESS

BILL Pr34

1977

An Act respecting the City of Sarnia

WHEREAS The Corporation of the City of Sarnia hereby ^{Preamble} represents that the Corporation has received a conveyance of the lands described in the Schedule hereto, which lands form part of an assembly of lands acquired by the Corporation for the purposes of the Ontario Downtown Revitalization Programme; that it has been ascertained that the estate in fee simple to the lands described in the Schedule hereto has not been previously conveyed since 1850; that the lands described in the Schedule hereto have been described as lanes or rights-of-way and have been used, occupied and maintained by J. L. Kennedy Limited for at least twenty-five years, and have also been used during that time for passage by the public at large; that over a period in excess of thirty years, J. L. Kennedy Limited acquired title in fee simple to all of the lands abutting the lands described in the Schedule hereto; that on the 20th day of September, 1977, J. L. Kennedy Limited conveyed to The Corporation of the City of Sarnia all of the lands abutting the lands described in the Schedule hereto; that all interests of J. L. Kennedy Limited in the lands described in the Schedule hereto were conveyed to The Corporation of the City of Sarnia by a deed in fee simple dated the 15th day of September, 1977, and registered in the Registry Office for the Registry Division of Lambton on the 20th day of September, 1977, as Instrument Number 421017; that for the purposes of implementing the said Ontario Downtown Revitalization Programme it is desirable to assure to the Corporation the estate in the said lands subject to no other interest or claim; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

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

1. The lands described in the Schedule hereto shall be deemed to have vested in fee simple in The Corporation of <sup>Lands
vested in
Corporation</sup>

the City of Sarnia on the 20th day of September, 1977, and to have been on that date immediately after registration of a deed by J. L. Kennedy Limited to The Corporation of the City of Sarnia dated the 15th day of September, 1977, free from all rights, trusts, interests, limitations, restrictions or covenants whatsoever.

Commence-
ment

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

Short title

3. The short title of this Act is *The City of Sarnia Act, 1977*.

SCHEDULE

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Sarnia, County of Lambton and Province of Ontario, more particularly described as follows:

Firstly, All of the land shown as a lane on Registered Plan Number 30 for the City of Sarnia, designated as Part 16 on a Plan deposited in the Registry Office for the Registry Division of Lambton as Number 25R 2288;

Secondly, Part of Lot lettered "G" on the East side of Christina Street and North side of George Street, according to Registered Plan 14 for the City of Sarnia and designated as Part 10 on said Plan 25R 2288; and

Thirdly, Part of Lot lettered "K" on the East side of Christina Street and North side of George Street, according to Registered Plan 14 for the City of Sarnia and designated as Part 13 on said Plan 25R 2288.







An Act respecting the City of Sarnia

1st Reading

October 27th, 1977

2nd Reading

3rd Reading

MR. BLUNDY

(Private Bill)

BILL Pr34

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Sarnia

MR. BLUNDY



BILL Pr34

1977

An Act respecting the City of Sarnia

WHEREAS The Corporation of the City of Sarnia hereby ^{Preamble} represents that the Corporation has received a conveyance of the lands described in the Schedule hereto, which lands form part of an assembly of lands acquired by the Corporation for the purposes of the Ontario Downtown Revitalization Programme; that it has been ascertained that the estate in fee simple to the lands described in the Schedule hereto has not been previously conveyed since 1850; that the lands described in the Schedule hereto have been described as lanes or rights-of-way and have been used, occupied and maintained by J. L. Kennedy Limited for at least twenty-five years, and have also been used during that time for passage by the public at large; that over a period in excess of thirty years, J. L. Kennedy Limited acquired title in fee simple to all of the lands abutting the lands described in the Schedule hereto; that on the 20th day of September, 1977, J. L. Kennedy Limited conveyed to The Corporation of the City of Sarnia all of the lands abutting the lands described in the Schedule hereto; that all interests of J. L. Kennedy Limited in the lands described in the Schedule hereto were conveyed to The Corporation of the City of Sarnia by a deed in fee simple dated the 15th day of September, 1977, and registered in the Registry Office for the Registry Division of Lambton on the 20th day of September, 1977, as Instrument Number 421017; that for the purposes of implementing the said Ontario Downtown Revitalization Programme it is desirable to assure to the Corporation the estate in the said lands subject to no other interest or claim; and whereas the applicant hereby applies for special legislation for such purposes; and whereas it is expedient to grant the application;

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

1. The lands described in the Schedule hereto shall be deemed to have vested in fee simple in The Corporation of ^{Lands vested in Corporation}

the City of Sarnia on the 20th day of September, 1977, and to have been on that date immediately after registration of a deed by J. L. Kennedy Limited to The Corporation of the City of Sarnia dated the 15th day of September, 1977, free from all rights, trusts, interests, limitations, restrictions or covenants whatsoever.

Commence-
ment

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

Short title

3. The short title of this Act is *The City of Sarnia Act, 1977*.

SCHEDULE

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Sarnia, County of Lambton and Province of Ontario, more particularly described as follows:

Firstly, All of the land shown as a lane on Registered Plan Number 30 for the City of Sarnia, designated as Part 16 on a Plan deposited in the Registry Office for the Registry Division of Lambton as Number 25R 2288;

Secondly, Part of Lot lettered "G" on the East side of Christina Street and North side of George Street, according to Registered Plan 14 for the City of Sarnia and designated as Part 10 on said Plan 25R 2288; and

Thirdly, Part of Lot lettered "K" on the East side of Christina Street and North side of George Street, according to Registered Plan 14 for the City of Sarnia and designated as Part 13 on said Plan 25R 2288.







An Act respecting the City of Sarnia

1st Reading

October 27th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

November 22nd, 1977

MR. BLUNDY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Shore and Horwitz Construction Company Limited**

MR. HANDLEMAN

1000

1000

BILL Pr35

1977

An Act respecting Shore and Horwitz Construction Company Limited

WHEREAS Philip Horwitz, J. C. Horwitz and Audrey Horwitz hereby represent that Shore and Horwitz Construction Company Limited, herein called the Corporation, was incorporated by letters patent dated the 17th day of December, 1951; that the Minister of Consumer and Commercial Relations by order dated the 16th day of May, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 20th day of June, 1973; that the applicants were all the directors of the Corporation at the time of its dissolution; that default in filing annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was and is now carrying on active business; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,
c. 53

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

1. Shore and Horwitz Construction Company Limited, incorporated by letters patent dated the 17th day of December, 1951, 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.

Shore and
Horwitz
Construction
Company
Limited
revived

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

Commence-
ment

3. The short title of this Act is *The Shore and Horwitz Construction Company Limited Act, 1977*.

Short title

An Act respecting
Shore and Horwitz Construction
Company Limited

1st Reading

November 9th, 1977

2nd Reading

3rd Reading

MR. HANDLEMAN

(Private Bill)

BILL Pr35

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Shore and Horwitz Construction Company Limited**

MR. HANDLEMAN

1872

Office of the
Secretary of the
Board of
Education

BILL Pr35

1977

An Act respecting Shore and Horwitz Construction Company Limited

WHEREAS Philip Horwitz, J. C. Horwitz and Audrey Horwitz hereby represent that Shore and Horwitz Construction Company Limited, herein called the Corporation, was incorporated by letters patent dated the 17th day of December, 1951; that the Minister of Consumer and Commercial Relations by order dated the 16th day of May, 1973 and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 20th day of June, 1973; that the applicants were all the directors of the Corporation at the time of its dissolution; that default in filing annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution was and is now carrying on active business; and whereas the applicants hereby apply for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

Preamble

R.S.O. 1970,
c. 53

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

1. Shore and Horwitz Construction Company Limited, incorporated by letters patent dated the 17th day of December, 1951, 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.

Shore and
Horwitz
Construction
Company
Limited
revived

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

Commence-
ment

3. The short title of this Act is *The Shore and Horwitz Construction Company Limited Act, 1977*.

Short title

An Act respecting
Shore and Horwitz Construction
Company Limited

1st Reading

November 9th, 1977

2nd Reading

November 22nd, 1977

3rd Reading

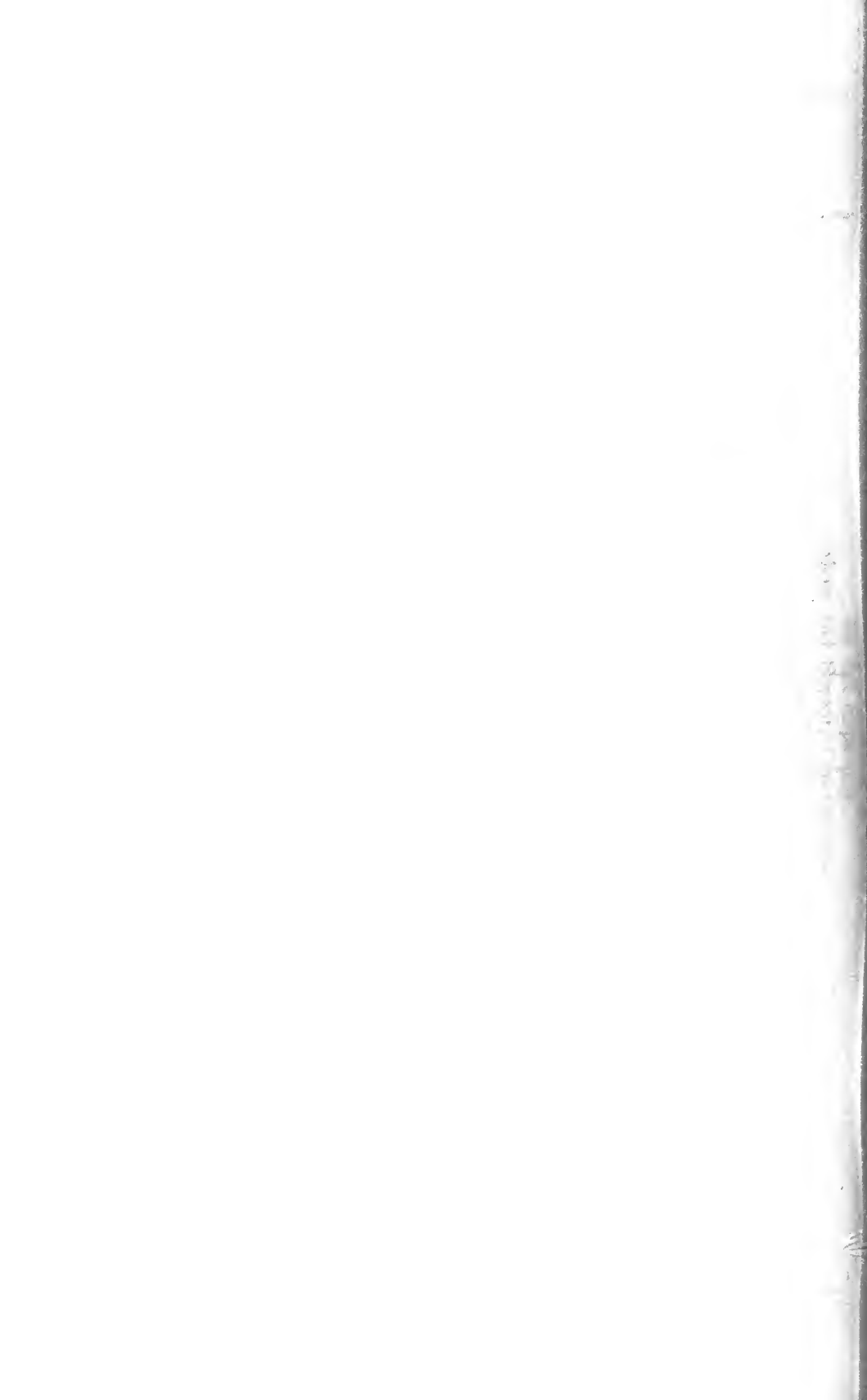
November 22nd, 1977

MR. HANDLEMAN

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Thunder Bay

MR. HENNESSY



An Act respecting the City of Thunder Bay

WHEREAS The Corporation of the City of Thunder Bay, ^{Preamble} herein called the Corporation, represents that for the purpose of constructing one or more pedestrian promenades as part of a redevelopment plan under section 22 of *The Planning Act*, the council of the Corporation requires powers in addition to any which it may have under any general or special Act; and whereas the Corporation hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application;

R.S.O. 1970,
c. 349

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) "enclosed or covered pedestrian promenade" includes a pedestrian promenade which is,
- (i) wholly or partly enclosed, or
 - (ii) wholly or partly covered;
- (b) "highway" includes a common and public highway, a street, lane, sidewalk, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, intended for or used by the general public for the passage of vehicular or pedestrian traffic;
- (c) "occupant" means any person or persons over the age of eighteen years in possession of the land, building, structure or premises in connection with which the word is used;
- (d) "owner" includes the person for the time being managing or receiving the rent of the land, building, structure 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, and shall also include a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property;

- (e) "pedestrian promenade" means a pedestrian promenade established under this Act.

Power
to pass
by-laws
respecting
pedestrian
promenades
R.S.O. 1970,
c. 349

2.—(1) Notwithstanding any general or special Act, the council of the Corporation, for the purpose of carrying out a redevelopment plan under section 22 of *The Planning Act*, may pass by-laws for,

- (a) establishing all or any part of any highway under the jurisdiction of the Corporation solely or principally as a pedestrian promenade;
- (b) regulating or prohibiting the access to and the use of a pedestrian promenade by persons or vehicles or any class thereof except to such extent or for such period or periods of time as may be specified;
- (c) permitting the obstruction of any highway established as a pedestrian promenade in such manner and to such extent as the by-law may provide;
- (d) constructing, maintaining and operating pedestrian promenades;
- (e) enclosing or covering, wholly or partly, a pedestrian promenade;
- (f) requiring the owner of any land abutting, or of any building or structure situate on land abutting a pedestrian promenade to permit the installation or attachment of any structure or thing required to enclose or cover, wholly or partly, a pedestrian promenade, on or to the land, building or structure of such owner;
- (g) authorizing the Corporation to enter into agreements with the owners of lands, buildings, or structures abutting a pedestrian promenade for the construction, maintenance, use and operation of such pedestrian promenade and such agreements when registered on the title of the land shall run with the land to the benefit of the Corporation;

- (h) requiring the owners of the whole or any part of any building or structure situate on lands abutting an enclosed or covered pedestrian promenade to provide and maintain in or for the building or structure or part thereof, such heating, ventilating, air conditioning, fire sprinkler, fire alarm and fire prevention and control systems and facilities as the by-law may require and regulating the time and manner of operation of such systems;
- (i) regulating and controlling the construction, maintenance and use of all doors, windows and other openings to an enclosed or covered pedestrian promenade whether from a highway abutting the pedestrian promenade or from lands or from buildings or structures situate on lands abutting the pedestrian promenade;
- (j) regulating the exchange of air, heat, sound, odour and light between an enclosed or covered pedestrian promenade and buildings or structures situate on lands abutting the pedestrian promenade;
- (k) prohibiting the occupancy or use of the whole or any part of any building or structure that does not comply with, or is used in a manner contrary to, the by-law;
- (l) prohibiting access to an enclosed or covered pedestrian promenade from lands, buildings and structures abutting thereon in respect of which there is a contravention of a by-law enacted pursuant to clause g, h, i, j or k or for reasons of safety;
- (m) entering into leases and licensing agreements respecting areas in or on a pedestrian promenade with such persons, and for such purposes as the council of the Corporation considers appropriate including purposes otherwise prohibited, regulated or governed by by-laws passed pursuant to *The Municipal Act*, and upon such terms as the council of the Corporation may deem desirable; and
- (n) prohibiting persons from soliciting or importuning in or on a pedestrian promenade others to travel in or employ any vehicle or vessel, or to go to any motel, hotel, tourist home, restaurant, auction, game, exhibition, display, theatre, show or other place for the lodging, reception, refreshment, amuse-

ment or entertainment of the public, or for regulating persons so employed.

Application
of
R.S.O. 1970,
c. 349, s. 36

(2) A by-law passed for the purposes of clause *h*, *i*, *j* or *k* of subsection 1 shall be deemed to have been passed pursuant to section 36 of *The Planning Act*.

Special
rates

3.—(1) A by-law passed pursuant to this Act may provide, with the approval of the Ontario Municipal Board, that the capital cost of any enclosed or covered pedestrian promenade or any part thereof or any operating deficit in the previous year or any part thereof shall be levied as a special rate against the lands in a defined area within the redevelopment area that in the opinion of the council of the Corporation derive special benefit therefrom, provided the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area.

Computation
of
special
rates

(2) Where a by-law includes provision for a special rate pursuant to subsection 1, the entire costs chargeable to lands in the defined area shall be apportioned among all the parcels by any or all or any combination of the following methods,

(a) in accordance with the benefits accruing to a parcel of land from the establishment or operation of the enclosed or covered pedestrian promenade;

(b) in the proportion that the assessment of each parcel of land bears to the total assessment of the parcels in the defined area;

(c) by an equal special rate per foot of frontage of the parcels of land abutting directly on the enclosed or covered pedestrian promenade, according to the extent of their respective frontages thereon.

Exemption
from, or
reduction
of, special
rate

(3) Where the council of the Corporation is of the opinion that any parcel of land has not benefitted from the establishment of an enclosed or covered pedestrian promenade to the same extent as other parcels within a defined area, the council of the Corporation may, in the by-law levying the costs, exempt such parcel from the special rate or make a reduction in the amount of the costs that would otherwise be levied against that parcel.

Commutation
of special
rates

(4) The council of the Corporation may by general by-law or by a by-law applicable to the particular pedestrian promenade prescribe the terms and conditions upon which

persons whose lands are specially charged may commute for a payment in cash the special rate imposed thereon in respect of the capital costs of a pedestrian promenade.

(5) The net revenue derived from the operation of the enclosed or covered pedestrian promenade shall be used firstly to reduce any special rate levied under subsection 1 to be made against the lands in a defined area in the proportion that the special rate made against each parcel of land bears to the total special rate.

Application
of
revenues
from
operation
of
pedestrian
promenade

(6) Where, subsequent to the effective date of the by-law imposing a special rate pursuant to subsection 1, the council of the Corporation is of the opinion that,

Reapportionment

- (a) the special benefit derived from the enclosed or covered pedestrian promenade by a parcel of land in the defined area has increased or decreased from that shown in the by-law;
- (b) a parcel of land in the defined area has begun to derive or has ceased to derive a special benefit from the enclosed or covered pedestrian promenade; or
- (c) a parcel of land outside the defined area has begun to derive a special benefit therefrom,

the council of the Corporation may at any time and from time to time by a by-law, passed with the approval of the Ontario Municipal Board,

- (d) reapportion the balance of the costs mentioned in subsection 1 so that such costs shall be apportioned against each parcel of land that, in the opinion of the council of the Corporation, derives such special benefit; and
- (e) redefine the area in the municipality that, in the opinion of the council of the Corporation, contains the lands that derive a special benefit from the enclosed or covered pedestrian promenade.

(7) The special rates imposed under this section shall be deemed to be taxes, and the provisions of *The Municipal Act* as to the collection and recovery of taxes and the proceedings that may be taken in default of payment thereof, apply.

Application
of
R.S.O. 1970,
c. 284

4. Part XXI of *The Municipal Act* applies to a by-law enacted pursuant to section 2.

Enforcement
and
penalties

Commence-
ment

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

Short title

6. The short title of this Act is *The City of Thunder Bay Act, 1977*.





An Act Respecting
the City of Thunder Bay

1st Reading

December 8th, 1977

2nd Reading

3rd Reading

MR. HENNESSY

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Thunder Bay

MR. HENNESSY

(Reprinted as amended by the Administration of Justice Committee)



BILL Pr36

1977

An Act respecting the City of Thunder Bay

WHEREAS The Corporation of the City of Thunder Bay, Preamble
 herein called the Corporation, represents that for the
 purpose of constructing one or more pedestrian promenades
 as part of a redevelopment plan under section 22 of *The R.S.O. 1970,*
Planning Act, the council of the Corporation requires powers c. 349
 in addition to any which it may have under any general or
 special Act; and whereas the Corporation hereby applies
 for special legislation for such purpose; and whereas it
 is expedient to grant the application;

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,

Interpre-
tation

- (a) "enclosed or covered pedestrian promenade" includes a pedestrian promenade which is,
 - (i) wholly or partly enclosed, or
 - (ii) wholly or partly covered;
- (b) "highway" includes a common and public highway, a street, lane, sidewalk, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, intended for or used by the general public for the passage of vehicular or pedestrian traffic;
- (c) "occupant" means any person or persons over the age of eighteen years in possession of the land, building, structure or premises in connection with which the word is used;
- (d) "owner" includes the person for the time being managing or receiving the rent of the land, building, structure 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, and shall also include a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property;

- (e) "pedestrian promenade" means a pedestrian promenade established under this Act.

Power
to pass
by-laws
respecting
pedestrian
promenades
R.S.O. 1970,
c. 349

2.—(1) Notwithstanding any general or special Act, the council of the Corporation, for the purpose of carrying out a redevelopment plan under section 22 of *The Planning Act*, may pass by-laws for,

- (a) establishing all or any part of any highway under the jurisdiction of the Corporation solely or principally as a pedestrian promenade;
- (b) regulating or prohibiting the access to and the use of a pedestrian promenade by persons or vehicles or any class thereof except to such extent or for such period or periods of time as may be specified;
- (c) permitting the obstruction of any highway established as a pedestrian promenade in such manner and to such extent as the by-law may provide;
- (d) subject to *The Building Code Act, 1974*, constructing, maintaining and operating pedestrian promenades;
- (e) subject to *The Building Code Act, 1974*, enclosing or covering, wholly or partly, a pedestrian promenade;
- (f) requiring the owner of any land abutting, or of any building or structure situate on land abutting a pedestrian promenade to permit the installation or attachment of any structure or thing required to enclose or cover, wholly or partly, a pedestrian promenade, on or to the land, building or structure of such owner;
- (g) authorizing the Corporation to enter into agreements with the owners of lands, buildings, or structures abutting a pedestrian promenade for the construction, maintenance, use and operation of such pedestrian promenade and such agreements when registered on the title of the land shall run with the land to the benefit of the Corporation;

- (h) requiring the owners of the whole or any part of any building or structure situate on lands abutting an enclosed or covered pedestrian promenade to provide and maintain in or for the building or structure or part thereof, such heating, ventilating, air conditioning, fire sprinkler, fire alarm and fire prevention and control systems and facilities as the by-law may require and regulating the time and manner of operation of such systems;
- (i) regulating and controlling the construction, maintenance and use of all doors, windows and other openings to an enclosed or covered pedestrian promenade whether from a highway abutting the pedestrian promenade or from lands or from buildings or structures situate on lands abutting the pedestrian promenade;
- (j) regulating the exchange of air, heat, sound, odour and light between an enclosed or covered pedestrian promenade and buildings or structures situate on lands abutting the pedestrian promenade;
- (k) prohibiting the occupancy or use of the whole or any part of any building or structure that does not comply with, or is used in a manner contrary to, the by-law;
- (l) prohibiting access to an enclosed or covered pedestrian promenade from lands, buildings and structures abutting thereon in respect of which there is a contravention of a by-law enacted pursuant to clause *g*, *h*, *i*, *j* or *k* or for reasons of safety;
- (m) entering into leases and licensing agreements respecting areas in or on a pedestrian promenade with such persons, and for such purposes as the council of the Corporation considers appropriate including purposes otherwise prohibited, regulated or governed by by-laws passed pursuant to *The Municipal Act*, and upon such terms as the council of the Corporation may deem desirable; and
- (n) prohibiting persons from soliciting or importuning in or on a pedestrian promenade others to travel in or employ any vehicle or vessel, or to go to any motel, hotel, tourist home, restaurant, auction, game, exhibition, display, theatre, show or other place for the lodging, reception, refreshment, amuse-

ment or entertainment of the public, or for regulating persons so employed.

Application
of
R.S.O. 1970,
c. 349, s. 36

(2) A by-law passed for the purposes of clause *h, i, j* or *k* of subsection 1 shall be deemed to have been passed pursuant to section 36 of *The Planning Act* and subsections 1 and 4 to 23 of the said section 36 apply, with all necessary modifications, to any such by-law.

Special
rates

3.—(1) A by-law passed pursuant to this Act may provide, with the approval of the Ontario Municipal Board, that the capital cost of any enclosed or covered pedestrian promenade or any part thereof or any operating deficit in the previous year or any part thereof shall be levied as a special rate against the lands in a defined area within the redevelopment area that in the opinion of the council of the Corporation derive special benefit therefrom, provided the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area.

Computation
of
special
rates

(2) Where a by-law includes provision for a special rate pursuant to subsection 1, the entire costs chargeable to lands in the defined area shall be apportioned among all the parcels by any or all or any combination of the following methods,

- (a) in accordance with the benefits accruing to a parcel of land from the establishment or operation of the enclosed or covered pedestrian promenade;
- (b) in the proportion that the assessment of each parcel of land bears to the total assessment of the parcels in the defined area;
- (c) by an equal special rate per foot of frontage of the parcels of land abutting directly on the enclosed or covered pedestrian promenade, according to the extent of their respective frontages thereon.

Exemption
from, or
reduction
of, special
rate

(3) Where the council of the Corporation is of the opinion that any parcel of land has not benefitted from the establishment of an enclosed or covered pedestrian promenade to the same extent as other parcels within a defined area, the council of the Corporation may, in the by-law levying the costs, exempt such parcel from the special rate or make a reduction in the amount of the costs that would otherwise be levied against that parcel.

Commutation
of special
rates

(4) The council of the Corporation may by general by-law or by a by-law applicable to the particular pedestrian promenade prescribe the terms and conditions upon which

persons whose lands are specially charged may commute for a payment in cash the special rate imposed thereon in respect of the capital costs of a pedestrian promenade.

(5) The net revenue derived from the operation of the enclosed or covered pedestrian promenade shall be used firstly to reduce any special rate levied under subsection 1 to be made against the lands in a defined area in the proportion that the special rate made against each parcel of land bears to the total special rate.

Application of revenues from operation of pedestrian promenade

(6) Where, subsequent to the effective date of the by-law imposing a special rate pursuant to subsection 1, the council of the Corporation is of the opinion that,

Reapportionment

- (a) the special benefit derived from the enclosed or covered pedestrian promenade by a parcel of land in the defined area has increased or decreased from that shown in the by-law;
- (b) a parcel of land in the defined area has begun to derive or has ceased to derive a special benefit from the enclosed or covered pedestrian promenade; or
- (c) a parcel of land outside the defined area has begun to derive a special benefit therefrom,

the council of the Corporation may at any time and from time to time by a by-law, passed with the approval of the Ontario Municipal Board,

- (d) reapportion the balance of the costs mentioned in subsection 1 so that such costs shall be apportioned against each parcel of land that, in the opinion of the council of the Corporation, derives such special benefit; and
- (e) redefine the area in the municipality that, in the opinion of the council of the Corporation, contains the lands that derive a special benefit from the enclosed or covered pedestrian promenade.

(7) The special rates imposed under this section shall be deemed to be taxes, and the provisions of *The Municipal Act* as to the collection and recovery of taxes and the proceedings that may be taken in default of payment thereof, apply.

Application of R.S.O. 1970, c. 284

4. Part XXI of *The Municipal Act* applies to a by-law enacted pursuant to section 2.

Enforcement and penalties

Commence-
ment

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

Short title

6. The short title of this Act is *The City of Thunder Bay Act, 1977*.







An Act respecting
the City of Thunder Bay

1st Reading

December 8th, 1977

2nd Reading

3rd Reading

MR. HENNESSY

*(Reprinted as amended by the
Administration of Justice Committee)*

BILL Pr36

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the City of Thunder Bay

MR. HENNESSY

An Act respecting the City of Thunder Bay

WHEREAS The Corporation of the City of Thunder Bay, ^{Preamble} herein called the Corporation, represents that for the purpose of constructing one or more pedestrian promenades as part of a redevelopment plan under section 22 of *The Planning Act*, the council of the Corporation requires powers in addition to any which it may have under any general or special Act; and whereas the Corporation hereby applies for special legislation for such purpose; and whereas it is expedient to grant the application;

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>Interpre-
tation</sup>

- (a) "enclosed or covered pedestrian promenade" includes a pedestrian promenade which is,
 - (i) wholly or partly enclosed, or
 - (ii) wholly or partly covered;
- (b) "highway" includes a common and public highway, a street, lane, sidewalk, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, intended for or used by the general public for the passage of vehicular or pedestrian traffic;
- (c) "occupant" means any person or persons over the age of eighteen years in possession of the land, building, structure or premises in connection with which the word is used;
- (d) "owner" includes the person for the time being managing or receiving the rent of the land, building, structure 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, and shall also include a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property;

- (e) "pedestrian promenade" means a pedestrian promenade established under this Act.

Power
to pass
by-laws
respecting
pedestrian
promenades
R.S.O. 1970,
c. 349

2.—(1) Notwithstanding any general or special Act, the council of the Corporation, for the purpose of carrying out a redevelopment plan under section 22 of *The Planning Act*, may pass by-laws for,

- (a) establishing all or any part of any highway under the jurisdiction of the Corporation solely or principally as a pedestrian promenade;
- (b) regulating or prohibiting the access to and the use of a pedestrian promenade by persons or vehicles or any class thereof except to such extent or for such period or periods of time as may be specified;
- (c) permitting the obstruction of any highway established as a pedestrian promenade in such manner and to such extent as the by-law may provide;
- (d) subject to *The Building Code Act, 1974*, constructing, maintaining and operating pedestrian promenades;
- (e) subject to *The Building Code Act, 1974*, enclosing or covering, wholly or partly, a pedestrian promenade;
- (f) requiring the owner of any land abutting, or of any building or structure situate on land abutting a pedestrian promenade to permit the installation or attachment of any structure or thing required to enclose or cover, wholly or partly, a pedestrian promenade, on or to the land, building or structure of such owner;
- (g) authorizing the Corporation to enter into agreements with the owners of lands, buildings, or structures abutting a pedestrian promenade for the construction, maintenance, use and operation of such pedestrian promenade and such agreements when registered on the title of the land shall run with the land to the benefit of the Corporation;

- (h) requiring the owners of the whole or any part of any building or structure situate on lands abutting an enclosed or covered pedestrian promenade to provide and maintain in or for the building or structure or part thereof, such heating, ventilating, air conditioning, fire sprinkler, fire alarm and fire prevention and control systems and facilities as the by-law may require and regulating the time and manner of operation of such systems;
- (i) regulating and controlling the construction, maintenance and use of all doors, windows and other openings to an enclosed or covered pedestrian promenade whether from a highway abutting the pedestrian promenade or from lands or from buildings or structures situate on lands abutting the pedestrian promenade;
- (j) regulating the exchange of air, heat, sound, odour and light between an enclosed or covered pedestrian promenade and buildings or structures situate on lands abutting the pedestrian promenade;
- (k) prohibiting the occupancy or use of the whole or any part of any building or structure that does not comply with, or is used in a manner contrary to, the by-law;
- (l) prohibiting access to an enclosed or covered pedestrian promenade from lands, buildings and structures abutting thereon in respect of which there is a contravention of a by-law enacted pursuant to clause *g, h, i, j* or *k* or for reasons of safety;
- (m) entering into leases and licensing agreements respecting areas in or on a pedestrian promenade with such persons, and for such purposes as the council of the Corporation considers appropriate including purposes otherwise prohibited, regulated or governed by by-laws passed pursuant to *The Municipal Act*,
R.S.O. 1970,
c. 284 and upon such terms as the council of the Corporation may deem desirable; and
- (n) prohibiting persons from soliciting or importuning in or on a pedestrian promenade others to travel in or employ any vehicle or vessel, or to go to any motel, hotel, tourist home, restaurant, auction, game, exhibition, display, theatre, show or other place for the lodging, reception, refreshment, amuse-

ment or entertainment of the public, or for regulating persons so employed.

Application
of
R.S.O. 1970,
c. 349, s. 36

(2) A by-law passed for the purposes of clause *h*, *i*, *j* or *k* of subsection 1 shall be deemed to have been passed pursuant to section 36 of *The Planning Act* and subsections 1 and 4 to 23 of the said section 36 apply, with all necessary modifications, to any such by-law.

Special
rates

3.—(1) A by-law passed pursuant to this Act may provide, with the approval of the Ontario Municipal Board, that the capital cost of any enclosed or covered pedestrian promenade or any part thereof or any operating deficit in the previous year or any part thereof shall be levied as a special rate against the lands in a defined area within the redevelopment area that in the opinion of the council of the Corporation derive special benefit therefrom, provided the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area.

Computation
of
special
rates

(2) Where a by-law includes provision for a special rate pursuant to subsection 1, the entire costs chargeable to lands in the defined area shall be apportioned among all the parcels by any or all or any combination of the following methods,

- (a) in accordance with the benefits accruing to a parcel of land from the establishment or operation of the enclosed or covered pedestrian promenade;
- (b) in the proportion that the assessment of each parcel of land bears to the total assessment of the parcels in the defined area;
- (c) by an equal special rate per foot of frontage of the parcels of land abutting directly on the enclosed or covered pedestrian promenade, according to the extent of their respective frontages thereon.

Exemption
from, or
reduction
of, special
rate

(3) Where the council of the Corporation is of the opinion that any parcel of land has not benefitted from the establishment of an enclosed or covered pedestrian promenade to the same extent as other parcels within a defined area, the council of the Corporation may, in the by-law levying the costs, exempt such parcel from the special rate or make a reduction in the amount of the costs that would otherwise be levied against that parcel.

Commutation
of special
rates

(4) The council of the Corporation may by general by-law or by a by-law applicable to the particular pedestrian promenade prescribe the terms and conditions upon which

persons whose lands are specially charged may commute for a payment in cash the special rate imposed thereon in respect of the capital costs of a pedestrian promenade.

(5) The net revenue derived from the operation of the enclosed or covered pedestrian promenade shall be used firstly to reduce any special rate levied under subsection 1 to be made against the lands in a defined area in the proportion that the special rate made against each parcel of land bears to the total special rate.

Application
of
revenues
from
operation
of
pedestrian
promenade

(6) Where, subsequent to the effective date of the by-law imposing a special rate pursuant to subsection 1, the council of the Corporation is of the opinion that,

Reapportionment

- (a) the special benefit derived from the enclosed or covered pedestrian promenade by a parcel of land in the defined area has increased or decreased from that shown in the by-law;
- (b) a parcel of land in the defined area has begun to derive or has ceased to derive a special benefit from the enclosed or covered pedestrian promenade; or
- (c) a parcel of land outside the defined area has begun to derive a special benefit therefrom,

the council of the Corporation may at any time and from time to time by a by-law, passed with the approval of the Ontario Municipal Board,

- (d) reapportion the balance of the costs mentioned in subsection 1 so that such costs shall be apportioned against each parcel of land that, in the opinion of the council of the Corporation, derives such special benefit; and
- (e) redefine the area in the municipality that, in the opinion of the council of the Corporation, contains the lands that derive a special benefit from the enclosed or covered pedestrian promenade.

(7) The special rates imposed under this section shall be deemed to be taxes, and the provisions of *The Municipal Act* as to the collection and recovery of taxes and the proceedings that may be taken in default of payment thereof, apply.

Application
of
R.S.O. 1970,
c. 284

4. Part XXI of *The Municipal Act* applies to a by-law enacted pursuant to section 2.

Enforcement
and
penalties

Commence-
ment

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

Short title

6. The short title of this Act is *The City of Thunder Bay Act, 1977*.

An Act respecting
the City of Thunder Bay

1st Reading

December 8th, 1977

2nd Reading

December 15th, 1977

3rd Reading

December 15th, 1977

MR. HENNESSY

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting
Loubill Hobbies and Sports Limited**

MR. MACKENZIE



BILL Pr37

1977

**An Act respecting
Loubill Hobbies and Sports Limited**

WHEREAS Clayton John St. Louis hereby represents Preamble that Loubill Hobbies and Sports Limited, herein called the Corporation, was incorporated by letters patent dated the 19th day of March, 1964; that the Minister of Consumer and Commercial Relations, by order dated the 17th day of May, 1972, and made under the authority of subsection 3 of section 251 of *The Business Corporations Act*, cancelled R.S.O. 1970,
c. 53 the letters patent of the Corporation for default in filing annual returns and declared it to be dissolved on the 21st day of June, 1972; that the applicant was one of the directors of the Corporation at the time of the said dissolution; that default in filing annual returns occurred by reason of inadvertence; that the Corporation at the time of its dissolution owned certain real property; and whereas the applicant hereby applies for special legislation reviving the Corporation; and whereas it is expedient to grant the application;

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

1. Loubill Hobbies and Sports Limited, incorporated Loubill
Hobbies
and Sports
Limited
revived by letters patent dated the 19th day of March, 1964, 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-
ment Assent.

3. The short title of this Act is *The Loubill Hobbies and Sports Limited Act, 1977.* Short title

An Act respecting
Loubill Hobbies and Sports Limited

1st Reading

December 8th, 1977

2nd Reading

3rd Reading

MR. MACKENZIE

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act respecting the Borough of Scarborough

MR. MCCAFFREY

.



BILL Pr38

1977

An Act respecting the Borough of Scarborough

WHEREAS The Corporation of the Borough of Scar- Preamble
borough, herein called the Corporation, hereby applies
for special legislation in respect of the matter hereinafter
set forth; and whereas it is expedient to grant the appli-
cation;

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

1. In addition to any of the powers conferred on the council Power to
restrain
contra-
vention
of by-laws
of the Corporation by any general or special Act, the council of
the Corporation may, in exercising any of its powers to pass
by-laws, provide in the same or in another by-law authority
to a court, wherein an information is first laid, and to any
court of competent jurisdiction thereafter, to issue an order
prohibiting the continuation or repetition of the offence
by the person convicted, and such order shall be in addition
to any other penalty imposed on the person convicted.

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

3. The short title of this Act is *The Borough of Scar-* Short title
borough Act, 1977.

An Act respecting
the Borough of Scarborough

1st Reading

December 8th, 1977

2nd Reading

3rd Reading

MR. MCCAFFREY

(Private Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to amend
The Unified Family Court Act, 1976**

THE HON. R. MCMURTRY
Attorney General

EXPLANATORY NOTES

SECTIONS 1 AND 2. The amendments result from the postponement of the passing of *The Family Law Reform Act, 1977* as proposed in Bill 6. Adjustments are needed to permit the Unified Family Court to adjudicate between July 1st and the date that Act comes into force when passed in matters originally designed to be replaced by *The Family Law Reform Act* on July 1st but now postponed. This includes the temporary inclusion in the schedule of existing forms of action and the temporary requirement that judges of the Court be surrogate court judges having jurisdiction respecting custody of children.

SECTION 3. The new provision provides for the enforcement by the Unified Family Court, between July 1st and the date when *The Family Law Reform Act, 1977* comes into force, of previously rendered orders and judgments for support. *The Family Law Reform Act, 1977* would provide similar authority after it takes effect.

Also provision is made for variation by the Unified Family Court, between July 1st and the date when *The Family Law Reform Act, 1977* comes into force, of previously rendered orders for support. *The Family Law Reform Act, 1977* would provide similar authority after it takes effect.

**An Act to amend
The Unified Family Court Act, 1976**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Subsection 1 of section 3 of *The Unified Family Court Act, 1976*, being chapter 85, is amended by inserting after “Court” in the third line “and a judge of a surrogate court”. s. 3 (1),
amended
- (2) Subsection 2 of the said section 3 is amended by inserting after “Court” in the third line “and a judge of a surrogate court”. s. 3 (2),
amended
- (3) Subsection 3 of the said section 3 is amended by striking out “under the statutory provisions” in the second line. s. 3 (3),
amended
- (4) Subsection 4 of the said section 3 is amended by, s. 3 (4),
amended
- (a) striking out “or” in the second line and inserting after “division” in the third line “or a judge of a surrogate court”; and
- (b) striking out “or” in the fourth line and inserting after “division” in the fifth line “or a surrogate court”.
- (5) Subsection 4 of the said section 3 is further amended by striking out “under the statutory provisions” in the sixth line. s. 3 (4),
amended
- (6) Subsections 1, 2 and 4 are repealed on a day to be named by proclamation of the Lieutenant Governor. Repeal of
subss. 1, 2, 4
2. Subsection 1 of section 4 of the said Act is amended by striking out “under the statutory provisions” in the second line and inserting in lieu thereof “in the matters”. s. 4 (1),
amended
- 3.—(1) The said Act is amended by adding thereto the following section: s. 5a,
enacted

Enforcement
of orders
under
R.S.O. 1970,
c. 369, s. 25

5a.—(1) Section 25 of *The Provincial Courts Act* applies, with necessary modifications, to the filing of judgments or orders in the Court and their enforcement, and judgments and orders filed in the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth under the said section 25 shall be transferred to and be deemed to be filed in the Court.

Variation
of orders
under
R.S.O. 1970,
c. 128

(2) The jurisdiction of the Court under section 8 of *The Deserted Wives' and Children's Maintenance Act* to rehear applications applies notwithstanding that the original order was made by a judge of the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth.

Repeal of
section

(2) This section is repealed on a day to be named by proclamation of the Lieutenant Governor.

s. 23,
amended

4. Section 23 of the said Act is amended by adding thereto the following subsections:

Application
of subs. 1
to proceed-
ings already
commenced

(2) Where a proceeding is commenced in the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth before subsection 1 comes into force and no evidence has been heard in the proceeding before subsection 1 comes into force, other than in respect of an interim order, the proceeding shall be deemed to be an application in the Unified Family Court subject to such directions as the court considers appropriate.

Idem

(3) Notwithstanding subsection 1, the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth continues to exist for the purpose of completing proceedings commenced in it before this section comes into force and to which subsection 2 does not apply.

Enforcement
of orders

(4) The Court may enforce orders made by the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth in place of that court.

s. 24,
re-enacted

5. Section 24 of the said Act is repealed and the following substituted therefor:

Repeal

24. This Act is repealed on the 1st day of July, 1980.

Schedule,
re-enacted

6.—(1) The Schedule to the said Act is repealed and the following substituted therefor:

SCHEDULE

Jurisdiction in respect of actions for alimony and under the following statutory provisions:

SECTION 4. This section provides for the transfer of cases pending in the existing Hamilton Family Court to the new Unified Family Court and for the continued enforcement of its orders.

SECTION 5. The automatic repeal is three years after January 17th, 1977, the date when the organization of the Court began. The amendment moves the date to three years after July 1st, 1977, the date when the Court first will operate as a Court.

SECTION 6. See explanatory note for sections 1 and 2.



<i>Statutes</i>	<i>Provisions</i>
<i>Annulment of Marriages Act (Ontario)</i> (Canada)	All
<i>The Child Welfare Act</i>	Parts II, III and IV
<i>The Children's Boarding Homes Act</i>	Section 10
<i>The Children's Maintenance Act</i>	All
<i>The Deserted Wives' and Children's Maintenance Act</i>	All
<i>Divorce Act</i> (Canada)	All
<i>The Education Act, 1974</i>	Sections 29 and 30
<i>The Infants Act</i>	All
<i>Juvenile Delinquents Act</i> (Canada)	All
<i>The Marriage Act</i>	Sections 9 and 11
<i>The Married Women's Property Act</i>	Section 12
<i>The Matrimonial Causes Act</i>	Sections 1 to 4
<i>The Minors' Protection Act</i>	Section 2
<i>The Parents' Maintenance Act</i>	All
<i>The Partition Act</i> in so far as its application is ancillary to an order under section 12 of <i>The Married Women's Property Act</i>	All
<i>The Reciprocal Enforcement of Maintenance Orders Act</i>	All
<i>The Training Schools Act</i>	Section 9

(2) On a day to be named by proclamation of the Lieutenant Governor, the Schedule to the said Act, as re-enacted by subsection 1, is repealed and the following substituted therefor:

SCHEDULE

Jurisdiction under the following statutory provisions:

<i>Statutes</i>	<i>Provisions</i>
<i>Annulment of Marriages Act (Ontario)</i> (Canada)	All
<i>The Child Welfare Act</i>	Parts II and IV
<i>The Children's Boarding Homes Act</i>	Section 10
<i>Divorce Act</i> (Canada)	All
<i>The Education Act, 1974</i>	Sections 29 and 30

<i>The Family Law Reform Act, 1977</i>	All, except Part V
<i>The Infants Act</i>	All
<i>Juvenile Delinquents Act (Canada)</i>	All
<i>The Marriage Act, 1977</i>	Sections 6 and 9
<i>The Minors' Protection Act</i>	Section 2
<i>The Reciprocal Enforcement of Maintenance Orders Act</i>	All
<i>The Training Schools Act</i>	Section 9

Commence-
ment

7.—(1) This Act, except sections 3 and 4, comes into force on the day it receives Royal Assent.

Idem

(2) Sections 3 and 4 come into force on the 1st day of July, 1977.

Short title

8. The short title of this Act is *The Unified Family Court Amendment Act, 1977*.







An Act to amend
The Unified Family Court Act, 1976

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. R. McMURTRY
Attorney General

(Government Bill)

BILL 1

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to amend
The Unified Family Court Act, 1976**

THE HON. R. MCMURTRY
Attorney General

110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200

BILL 1

1977

**An Act to amend
The Unified Family Court Act, 1976**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Subsection 1 of section 3 of *The Unified Family Court Act, 1976*, being chapter 85, is amended by inserting after “Court” in the third line “and a judge of a surrogate court”. s. 3 (1),
amended
- (2) Subsection 2 of the said section 3 is amended by inserting after “Court” in the third line “and a judge of a surrogate court”. s. 3 (2),
amended
- (3) Subsection 3 of the said section 3 is amended by striking out “under the statutory provisions” in the second line. s. 3 (3),
amended
- (4) Subsection 4 of the said section 3 is amended by, s. 3 (4),
amended
- (a) striking out “or” in the second line and inserting after “division” in the third line “or a judge of a surrogate court”; and
- (b) striking out “or” in the fourth line and inserting after “division” in the fifth line “or a surrogate court”.
- (5) Subsection 4 of the said section 3 is further amended by striking out “under the statutory provisions” in the sixth line. s. 3 (4),
amended
- (6) Subsections 1, 2 and 4 are repealed on a day to be named by proclamation of the Lieutenant Governor. Repeal of
subs. 1, 2, 4
2. Subsection 1 of section 4 of the said Act is amended by striking out “under the statutory provisions” in the second line and inserting in lieu thereof “in the matters”. s. 4 (1),
amended
- 3.—(1) The said Act is amended by adding thereto the following section: s. 5a,
enacted

Enforcement
of orders
under
R.S.O. 1970,
c. 369, s. 25

5a.—(1) Section 25 of *The Provincial Courts Act* applies, with necessary modifications, to the filing of judgments or orders in the Court and their enforcement, and judgments and orders filed in the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth under the said section 25 shall be transferred to and be deemed to be filed in the Court.

Variation
of orders
under
R.S.O. 1970,
c. 128

(2) The jurisdiction of the Court under section 8 of *The Deserted Wives' and Children's Maintenance Act* to rehear applications applies notwithstanding that the original order was made by a judge of the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth.

Repeal of
section

(2) This section is repealed on a day to be named by proclamation of the Lieutenant Governor.

s. 23,
amended

4. Section 23 of the said Act is amended by adding thereto the following subsections:

Application
of subs. 1
to proceed-
ings already
commenced

(2) Where a proceeding is commenced in the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth before subsection 1 comes into force and no evidence has been heard in the proceeding before subsection 1 comes into force, other than in respect of an interim order, the proceeding shall be deemed to be an application in the Unified Family Court subject to such directions as the court considers appropriate.

Idem

(3) Notwithstanding subsection 1, the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth continues to exist for the purpose of completing proceedings commenced in it before this section comes into force and to which subsection 2 does not apply.

Enforcement
of orders

(4) The Court may enforce orders made by the Provincial Court (Family Division) of the Judicial District of Hamilton-Wentworth in place of that court.

s. 24,
re-enacted

5. Section 24 of the said Act is repealed and the following substituted therefor:

Repeal

24. This Act is repealed on the 1st day of July, 1980.

Schedule,
re-enacted

6.—(1) The Schedule to the said Act is repealed and the following substituted therefor:

SCHEDULE

Jurisdiction in respect of actions for alimony and under the following statutory provisions:

<i>Statutes</i>	<i>Provisions</i>
<i>Annulment of Marriages Act (Ontario) (Canada)</i>	All
<i>The Child Welfare Act</i>	Parts II, III and IV
<i>The Children's Boarding Homes Act</i>	Section 10
<i>The Children's Maintenance Act</i>	All
<i>The Deserted Wives' and Children's Maintenance Act</i>	All
<i>Divorce Act (Canada)</i>	All
<i>The Education Act, 1974</i>	Sections 29 and 30
<i>The Infants Act</i>	All
<i>Juvenile Delinquents Act (Canada)</i>	All
<i>The Marriage Act</i>	Sections 9 and 11
<i>The Married Women's Property Act</i>	Section 12
<i>The Matrimonial Causes Act</i>	Sections 1 to 4
<i>The Minors' Protection Act</i>	Section 2
<i>The Parents' Maintenance Act</i>	All
<i>The Partition Act</i> in so far as its application is ancillary to an order under section 12 of <i>The Married Women's Property Act</i>	All
<i>The Reciprocal Enforcement of Maintenance Orders Act</i>	All
<i>The Training Schools Act</i>	Section 9

- (2) On a day to be named by proclamation of the Lieutenant ^{idem} Governor, the Schedule to the said Act, as re-enacted by subsection 1, is repealed and the following substituted therefor:

SCHEDULE

Jurisdiction under the following statutory provisions:

<i>Statutes</i>	<i>Provisions</i>
<i>Annulment of Marriages Act (Ontario) (Canada)</i>	All
<i>The Child Welfare Act</i>	Parts II and IV
<i>The Children's Boarding Homes Act</i>	Section 10
<i>Divorce Act (Canada)</i>	All
<i>The Education Act, 1974</i>	Sections 29 and 30

<i>The Family Law Reform Act, 1977</i>	All, except Part V
<i>The Infants Act</i>	All
<i>Juvenile Delinquents Act (Canada)</i>	All
<i>The Marriage Act, 1977</i>	Sections 6 and 9
<i>The Minors' Protection Act</i>	Section 2
<i>The Reciprocal Enforcement of Maintenance Orders Act</i>	All
<i>The Training Schools Act</i>	Section 9

Commence-
ment

7.—(1) This Act, except sections 3 and 4, comes into force on the day it receives Royal Assent.

Idem

(2) Sections 3 and 4 come into force on the 1st day of July 1977.

Short title

8. The short title of this Act is *The Unified Family Court Amendment Act, 1977*.



An Act to amend
The Unified Family Court Act, 1976

1st Reading

June 27th, 1977

2nd Reading

June 27th, 1977

3rd Reading

June 28th, 1977

THE HON. R. MCMURTRY
Attorney General

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to amend
The Environmental Assessment Act, 1975**

THE HON. G. A. KERR
Minister of the Environment

EXPLANATORY NOTE

The amendment adds Part III-A to the Act to provide for the appointment of persons to inquire into such matters related to the purpose of the Act as may be set out in the appointment and to report thereon to the Minister.

Section 24*b* provides that an appointment may be made by the Lieutenant Governor in Council upon the recommendation of the Minister.

Section 24*c* states that the purpose of an inquiry and report under the Part is to provide information and advice to the Minister.

Section 24*d* provides that the conduct of and the procedure to be followed on an inquiry, including at a hearing held in the course of an inquiry, is under the control and direction of the appointee. The section also provides that, except in special circumstances, hearings held in the course of an inquiry shall be open to the public, and the appointee may take into account evidence, information and views expressed at hearings and otherwise.

Section 24*e* requires an appointee to give to any person that the appointee specifies has an interest in the subject-matter of the inquiry an opportunity to give evidence and, where the appointee holds a hearing, to call and examine or to cross-examine witnesses on evidence relevant to the person's interest.

Section 24*f* provides for class representation at a hearing held in the course of an inquiry.

Sections 24*g*, 24*h*, 24*i* and 24*j* relate to the receipt of evidence, information and views, oaths and affirmations, and protection of witnesses against self-crimination.

Sections 24*k* and 24*l* authorize an appointee to summon witnesses and to state a case to the Divisional Court to punish a witness for contempt.

Section 24*m* entitles the Minister, by counsel or otherwise, to take part in a hearing held in the course of an inquiry.

Section 24*n* provides for the stating of a case for determination by the Divisional Court where an appointment or the authority of an appointee is questioned. Subsection 4 of the section authorizes the appointee to proceed with any aspect of the inquiry not in issue in the stated case.

Section 24*o* provides for the release of documents and the copying of documents produced in evidence to an appointee.

Section 24*p* authorizes an individual appointee, where two or more persons are appointed to conduct an inquiry, to administer oaths and affirmations, to summon witnesses, and to release documents and to copy or permit the copying of documents produced in evidence.

Section 24*q* states that a report under the Part is not binding with respect to any decision or determination under the Act.

Section 24*r* provides for public inspection of reports made under the Part.

**An Act to amend
The Environmental Assessment Act, 1975**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Environmental Assessment Act, 1975*, being chapter 69, Part III-A, (ss. 24a-24f), enacted is amended by adding thereto the following Part:

PART III-A

INQUIRIES

24a. In this Part,

Interpre-
tation

- (a) "appointee" means the person or persons appointed to conduct an inquiry;
- (b) "hearing" means a hearing held in the course of an inquiry;
- (c) "inquiry" means an inquiry under this Part.

24b. The Lieutenant Governor in Council, on the recommendation of the Minister, may appoint one or more persons to inquire into such matters relating to the purpose of this Act as may be set out in the appointment and to report thereon to the Minister. Appointment of person or persons to inquire and report

24c. The purpose of an inquiry and report under this Part is to provide information and advice to the Minister. Purpose of inquiry and report

24d.—(1) The conduct of and the procedure to be followed on an inquiry, including at a hearing, is under the control and direction of the appointee. Procedure

(2) An appointee may take into account evidence, information and views expressed at hearings and otherwise. Receiving of views

Public
hearings

(3) All hearings shall be open to the public except where the appointee is of the opinion that matters may be disclosed at a hearing that are of such a nature, having regard to the circumstances, that the desirability of avoiding disclosure thereof in the interest of any person affected or in the public interest outweighs the desirability of adhering to the principle that hearings be open to the public, in which case, the appointee may hold the hearing concerning any such matters *in camera*.

Rights of
interested
persons

24e. An appointee shall give to any person who the appointee, in his opinion, having regard to the purpose of this Act, specifies has an interest in the subject-matter of the inquiry an opportunity during the inquiry to give evidence and, where the appointee holds a hearing, to call and examine or to cross-examine witnesses personally or by the person's counsel on evidence relevant to the person's interest.

Class
repre-
sentation

24f. Where the appointee holds a hearing, the appointee may designate from among a class of persons having, in the opinion of the appointee, a common interest in the subject-matter of the inquiry, a person to represent the class in the hearing, but any other member of the class for which the appointment was made, with the consent of the appointee, may take part in the inquiry notwithstanding the designation.

Privilege

24g. Nothing is admissible in evidence at a hearing that would be inadmissible in a court by reason of any privilege under the law of evidence.

Unsworn
evidence

24h. An appointee may accept, at a hearing or otherwise, evidence, information and views not given under oath or affirmation.

Oaths
and
affirmations

24i. An appointee has power to administer oaths and affirmations and may require evidence to be given under oath or affirmation.

Protection
of witnesses

24j.—(1) A witness at a hearing shall be deemed to have objected to answer any question asked him upon the ground that his answer may tend to criminate him or may tend to establish the liability of the witness to civil proceedings at the instance of the Crown or of any person, and no answer given by a witness at a hearing shall be used or be receivable in evidence against the witness in any trial or other proceedings against the witness thereafter taking place, other than a prosecution for perjury in giving such evidence.

(2) Where it appears at any stage of a hearing that the evidence that a witness is about to give may tend to criminate him or may tend to establish his liability to a civil proceeding at the instance of the Crown or of any person, the appointee shall ensure that the witness is informed of the protection against self-crimination under section 5 of the *Canada Evidence Act*.

Right to
object
under
R.S.C. 1970,
c. E-10

24k.—(1) An appointee may require any person by summons, in the form prescribed by the regulations,

Power to
summon
witnesses

(a) to give evidence on oath or affirmation at a hearing; or

(b) to produce in evidence at a hearing such documents and things as the appointee may specify,

relevant to the subject-matter of the inquiry and not inadmissible in evidence at a hearing under section 24g.

(2) A summons issued under subsection 1 shall be served personally on the person summoned, and the person shall be paid at the time of service the like fees and allowances for attendance as a witness before the appointee as are paid for the attendance of a witness summoned to attend before the Supreme Court.

Form and
service
of summons

24l. Where any person without lawful excuse,

Stated case
for failure
to attend
hearing, etc.

(a) on being duly summoned under subsection 1 of section 24k as a witness at a hearing, makes default in attending at the hearing; or

(b) being in attendance as a witness at a hearing refuses to take an oath or to make an affirmation legally required by the appointee to be taken or made, or to produce any document or thing in his power or control legally required by the appointee to be produced to the appointee, or to answer any question to which the appointee may legally require an answer; or

(c) does any other thing that would, if the appointee had been a court of law having power to commit for contempt, have been in contempt of that court,

the appointee may state a case to the Divisional Court setting out the facts and that court may, on the application of the appointee or of the Minister, inquire into the matter and, after hearing any witnesses who may be produced against or on behalf of that person and after

hearing any statement that may be offered in defence, punish or take steps for the punishment of that person in like manner as if that person had been guilty of contempt of the court.

Minister
entitled
to be heard

24*m.* The Minister is entitled by counsel or otherwise to take part in a hearing.

Stated case

24*n.*—(1) Where the appointment of an appointee under this Part or the authority of an appointee to do any act or thing proposed to be done or done by the appointee in the course of an inquiry is called into question by a person affected, the appointee may of his own motion or upon the request of the person state a case in writing to the Divisional Court setting forth the material facts and the grounds upon which the appointment or the authority of the appointee to do the act or thing are questioned.

Order
directing
stated case

(2) If an appointee refuses to state a case under subsection 1, the person requesting it may apply to the Divisional Court for an order directing the appointee to state such a case.

Court to
hear and
determine
stated case

(3) Where a case is stated under subsection 1 or 2, the Divisional Court shall hear and determine in a summary manner the question raised.

Proceedings
stayed

(4) Pending the decision of the Divisional Court on a case stated under subsection 1 or 2, no further proceedings shall be taken by the appointee with respect to the subject-matter of the stated case but he may continue the inquiry into matters not in issue in the stated case.

Release of
documents

24*o.*—(1) Documents and things produced in evidence to an appointee shall, upon the request of the person who produced them or the person entitled thereto, be released to the person by the appointee within a reasonable time.

Copies of
documents

(2) Where a document has been produced in evidence before an appointee, the appointee may, or the person producing it may, with the leave of the appointee, cause the document to be photocopied and the photocopy may be filed in evidence in the place of the document produced, and a document purporting to be a copy of a document produced in evidence, certified to be a true copy thereof by the appointee, is admissible in evidence in proceedings in which the document produced is admissible, as evidence of the document produced.

24p. Where two or more persons are appointed to conduct an inquiry, any one of them may exercise the powers conferred by section 24i, 24k or 24o. Powers of each of two or more appointees

24q. A report under this Part is not binding with respect to any decision or determination under this Act. Effect of report

24r. On the request of any person, the Minister shall make available for inspection by the person any report made pursuant to this Part as soon as practicable after the receipt of the report. Inspection of report

2. This Act comes into force on the day it receives Royal Assent. Commencement
3. The short title of this Act is *The Environmental Assessment Amendment Act, 1977*. Short title

An Act to amend
The Environmental Assessment Act, 1975

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. G. A. KERR
Minister of the Environment

(Government Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to require The Essex County Board of Education to
provide a French-language Secondary School**

THE HON. T. L. WELLS
Minister of Education

EXPLANATORY NOTE

The Bill requires The Essex County Board of Education to proceed with the selection of a site for and the planning and construction of a French-language secondary school designed to accommodate 750 French-speaking secondary school pupils and to thereafter conduct and maintain the school as a French-language secondary school in accordance with *The Education Act, 1974* and the regulations made thereunder.

Where the Board fails to proceed in the manner directed in the Bill, provision is made for the Minister to do all things necessary to cause the school to be constructed and to recover from the Board the expenses in so doing, beyond the amount of any grants payable to the Board by the Minister in respect of the construction of the school.

BILL 3

1977

An Act to require The Essex County Board of Education to provide a French-language Secondary School

WHEREAS the French-language advisory committee of ^{Preamble} The Essex County Board of Education has, since 1969, consistently recommended that a French-language secondary school be provided; and whereas, upon such recommendation having been rejected by the Board in the year 1974, the Languages of Instruction Commission of Ontario recommended that the Board provide such a school; and whereas The Essex County Board of Education, having initially rejected the recommendation of the Commission, subsequently agreed in April, 1975 to proceed with construction of a French-language secondary school, but on and after the 23rd day of February, 1976 ceased to proceed therewith; and whereas a mediator appointed by order in council No. 1452/76 recommended in February, 1977 that the Board build such school, but the Board, on or about the 8th day of March, 1977, decided not to build the school and it is now apparent that no such school will be provided at this time; and whereas there are sufficient French-speaking secondary school pupils resident in or adjacent to the area of jurisdiction of The Essex County Board of Education who have elected to be taught in the French language to warrant the provision of a French-language secondary school; and whereas the public interest, and in particular the interests of such French-speaking secondary school pupils, requires that such a school be constructed;

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,

Interpre-
tation

(a) "Board" means The Essex County Board of Education;

- (b) "Deputy Minister" means the Deputy Minister of Education;
- (c) "Minister" means the Minister of Education;
- (d) "Ministry" means the Ministry of Education;
- (e) "School" means the French-language secondary school required to be constructed by this Act.

Deemed
resolution
of Board

2. On the day upon which this Act comes into force, the Board is deemed to have passed a resolution to construct a building suitable for a School to accommodate seven hundred and fifty French-speaking secondary school pupils.

Board to
construct
School

3. Within thirty days after the coming into force of this Act, the Board shall, at a special meeting of the Board,

- (a) select a site for the School that is not, on the day this Act comes into force, the location of an existing school; and
- (b) appoint an architect and any other persons required for the purpose of building the School,

and following such meeting, the Board shall forthwith proceed with the planning and design of the building, obtain all approvals required for construction of the School and, upon receipt of such approvals, proceed in accordance with the policies of the Board to tender and contract for the construction of the School.

Notice
by
Minister

4.—(1) Where, in the opinion of the Minister, the Board fails to take any action or proceeding that it is required to take under section 3, the Minister may, by notice in writing to the Board, specify the action or proceeding that the Board has failed to take and direct the Board to take such action or proceeding within such time, being not less than ten days after the notice is sent, as the notice specifies.

Minister
may cause
School to be
constructed

(2) Where the Minister has sent notice to the Board under subsection 1 and the Board fails to take the action or proceeding specified in the notice within the time limited therefor, the Minister may thereupon cause all such things to be done as are necessary to construct the School including, but not limited to, the selection of a site, the appointment of an architect, the planning and design of the building, the obtaining of all necessary approvals and the tendering and contracting for the construction of the School.

(3) Where the site selected by the Minister under subsection 2 is owned by the Board, the Board shall be deemed to have given possession of the site to the Crown in right of Ontario for the purpose of the construction of the School. Possession of site deemed given to Crown

(4) Where the site selected under subsection 2 is not owned by the Board or by the Crown in right of Ontario, the site shall be acquired under *The Ministry of Government Services Act, 1973*. Acquisition of site under 1973, c. 2

(5) Where construction of the School is not carried out by the Board, the ownership of the School, and of the site where the site is acquired under subsection 4, shall, upon completion of the School as certified by the architect, vest in the Board. Building and site vested in Board

(6) The expenses incurred by the Minister in taking any action or proceeding that the Minister is authorized to take under subsection 2 that are in excess of any moneys payable to the Board by way of grant by the Minister in respect of the construction of the School are a debt due to the Crown by the Board and may be recovered with costs, by action in a court of competent jurisdiction. Expenses recoverable from Board

(7) The Minister, in exercising the powers conferred on him under subsection 2, may make use of the services and facilities of any ministry, board, commission or agency of the Government of Ontario. Use of services and facilities of ministries, etc.

(8) The Minister may in writing delegate to the Deputy Minister or to any officer or officers of the Ministry, subject to such limitations, restrictions, conditions or requirements as the Minister sets out in his delegation, any of the powers conferred on the Minister under subsection 2. Delegation of Minister's powers

5. The School that is constructed under this Act shall be conducted and maintained by the Board as a French-language secondary school in accordance with *The Education Act, 1974* and the regulations made thereunder. Conduct of School 1974, c. 109

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

7. The short title of this Act is *The Essex County French-language Secondary School Act, 1977*. Short title



An Act to require The Essex County
Board of Education to provide a
French-language Secondary School

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. T. L. WELLS
Minister of Education

(Government Bill)

BILL 3

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to require The Essex County Board of Education to
provide a French-language Secondary School**

THE HON. T. L. WELLS
Minister of Education



BILL 3

1977

An Act to require The Essex County Board of Education to provide a French-language Secondary School

WHEREAS the French-language advisory committee of ^{Preamble} The Essex County Board of Education has, since 1969, consistently recommended that a French-language secondary school be provided; and whereas, upon such recommendation having been rejected by the Board in the year 1974, the Languages of Instruction Commission of Ontario recommended that the Board provide such a school; and whereas The Essex County Board of Education, having initially rejected the recommendation of the Commission, subsequently agreed in April, 1975 to proceed with construction of a French-language secondary school, but on and after the 23rd day of February, 1976 ceased to proceed therewith; and whereas a mediator appointed by order in council No. 1452/76 recommended in February, 1977 that the Board build such school, but the Board, on or about the 8th day of March, 1977, decided not to build the school and it is now apparent that no such school will be provided at this time; and whereas there are sufficient French-speaking secondary school pupils resident in or adjacent to the area of jurisdiction of The Essex County Board of Education who have elected to be taught in the French language to warrant the provision of a French-language secondary school; and whereas the public interest, and in particular the interests of such French-speaking secondary school pupils, requires that such a school be constructed;

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,

Interpre-
tation

(a) "Board" means The Essex County Board of Education;

- (b) "Deputy Minister" means the Deputy Minister of Education;
- (c) "Minister" means the Minister of Education;
- (d) "Ministry" means the Ministry of Education;
- (e) "School" means the French-language secondary school required to be constructed by this Act.

Deemed
resolution
of Board

2. On the day upon which this Act comes into force, the Board is deemed to have passed a resolution to construct a building suitable for a School to accommodate seven hundred and fifty French-speaking secondary school pupils.

Board to
construct
School

3. Within thirty days after the coming into force of this Act, the Board shall, at a special meeting of the Board,

- (a) select a site for the School that is not, on the day this Act comes into force, the location of an existing school; and
- (b) appoint an architect and any other persons required for the purpose of building the School,

and following such meeting, the Board shall forthwith proceed with the planning and design of the building, obtain all approvals required for construction of the School and, upon receipt of such approvals, proceed in accordance with the policies of the Board to tender and contract for the construction of the School.

Notice
by
Minister

4.—(1) Where, in the opinion of the Minister, the Board fails to take any action or proceeding that it is required to take under section 3, the Minister may, by notice in writing to the Board, specify the action or proceeding that the Board has failed to take and direct the Board to take such action or proceeding within such time, being not less than ten days after the notice is sent, as the notice specifies.

Minister
may cause
School to be
constructed

(2) Where the Minister has sent notice to the Board under subsection 1 and the Board fails to take the action or proceeding specified in the notice within the time limited therefor, the Minister may thereupon cause all such things to be done as are necessary to construct the School including, but not limited to, the selection of a site, the appointment of an architect, the planning and design of the building, the obtaining of all necessary approvals and the tendering and contracting for the construction of the School.

(3) Where the site selected by the Minister under subsection 2 is owned by the Board, the Board shall be deemed to have given possession of the site to the Crown in right of Ontario for the purpose of the construction of the School. Possession of site deemed given to Crown

(4) Where the site selected under subsection 2 is not owned by the Board or by the Crown in right of Ontario, the site shall be acquired under *The Ministry of Government Services Act, 1973*. Acquisition of site under 1973, c. 2

(5) Where construction of the School is not carried out by the Board, the ownership of the School, and of the site where the site is acquired under subsection 4, shall, upon completion of the School as certified by the architect, vest in the Board. Building and site vested in Board

(6) The expenses incurred by the Minister in taking any action or proceeding that the Minister is authorized to take under subsection 2 that are in excess of any moneys payable to the Board by way of grant by the Minister in respect of the construction of the School are a debt due to the Crown by the Board and may be recovered with costs, by action in a court of competent jurisdiction. Expenses recoverable from Board

(7) The Minister, in exercising the powers conferred on him under subsection 2, may make use of the services and facilities of any ministry, board, commission or agency of the Government of Ontario. Use of services and facilities of ministries, etc.

(8) The Minister may in writing delegate to the Deputy Minister or to any officer or officers of the Ministry, subject to such limitations, restrictions, conditions or requirements as the Minister sets out in his delegation, any of the powers conferred on the Minister under subsection 2. Delegation of Minister's powers

5. The School that is constructed under this Act shall be conducted and maintained by the Board as a French-language secondary school in accordance with *The Education Act, 1974* and the regulations made thereunder. Conduct of School 1974, c. 109

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

7. The short title of this Act is *The Essex County French-language Secondary School Act, 1977*. Short title





An Act to require The Essex County
Board of Education to provide a
French-language Secondary School

1st Reading

June 27th, 1977

2nd Reading

July 11th, 1977

3rd Reading

July 11th, 1977

THE HON. T. L. WELLS
Minister of Education

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide for Successor Rights on the Transfer
of an Undertaking to or from the Crown**

THE HON. J. A. C. AULD
Chairman, Management Board of Cabinet

EXPLANATORY NOTE

The Bill preserves the representation and bargaining rights of organizations representing employees employed in undertakings transferred from the Crown to other employers and in undertakings transferred from other employers to the Crown.

The Bill provides for the determination of questions that may arise on such a transfer. Where the transfer is to an employer other than the Crown, the determinations are to be made by the Ontario Labour Relations Board. Where the transfer is to the Crown, the determinations are to be made by the Ontario Public Service Labour Relations Tribunal. Where a trade union or council of trade unions is the certified bargaining agent in respect of an undertaking transferred to the Crown, the trade union or council of trade unions is required to qualify as an employee organization within the meaning of *The Crown Employees Collective Bargaining Act, 1972* and where an employee organization has representation rights in respect of an undertaking transferred from the Crown to another employer, the employee organization is required to qualify as a trade union or council of trade unions under *The Labour Relations Act*.

BILL 4

1977

An Act to provide for Successor Rights on the Transfer of an Undertaking to or from the Crown

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Interpre-
tation

- (a) “bargaining agent” means an employee organization that has representation rights under *The Crown Employees Collective Bargaining Act, 1972*, c. 67 or a trade union or council of trade unions that is certified as a bargaining agent under *The Labour Relations Act*; R.S.O. 1970,
c. 232
- (b) “Board” means the Ontario Labour Relations Board;
- (c) “collective agreement” means an agreement in writing between the Crown or an employer and an employee organization, trade union or council of trade unions covering terms and conditions of employment;
- (d) “Crown” means Her Majesty in right of Ontario;
- (e) “employer” means an employer other than the Crown;
- (f) “transfer” means a conveyance, disposition or sale;
- (g) “Tribunal” means the Ontario Public Service Labour Relations Tribunal;
- (h) “undertaking” means a business, enterprise, institution, program, project, work or a part of any of them.

Idem (2) For the purposes of an application or other proceeding before the Tribunal under this Act, "employee" has the same meaning as in *The Crown Employees Collective Bargaining Act, 1972*.

Where collective agreement binding on employer **2.**—(1) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has a collective agreement with the Crown in respect of employees employed in the undertaking, the employer is bound by the collective agreement as if a party to the collective agreement until the Board declares otherwise.

Where application before Tribunal (2) Where an undertaking is transferred from the Crown to an employer while an application is before the Tribunal for representation rights in respect of employees employed in the undertaking or for a declaration that an employee organization no longer represents employees employed in the undertaking, the application shall be transferred to the Board and the employer is the employer for the purposes of the application as if named as the employer in the application until the Board declares otherwise.

Rights of bargaining agent (3) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has been granted representation rights under any Act and has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Board declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

Where collective agreement binding on Crown **3.**—(1) Where an undertaking is transferred from an employer to the Crown and a bargaining agent has a collective agreement with the employer in respect of employees employed in the undertaking, the Crown is bound by the collective agreement as if a party to the collective agreement until the Tribunal declares otherwise.

Where application before Board (2) Where an undertaking is transferred from an employer to the Crown while an application is before the Board for certification or termination of bargaining rights in respect of employees employed in the undertaking, the application shall be transferred to the Tribunal and the Crown is the employer for the purposes of the application as if named as the employer in the application until the Tribunal declares otherwise.

(3) Where an undertaking is transferred from an employer to the Crown and a trade union or council of trade unions has been certified by the Board as bargaining agent or has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Tribunal declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the body representing the Crown or to the Crown, as the case requires, written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

4.—(1) Where an undertaking was transferred from the Crown to an employer or from an employer to the Crown and an employee organization, trade union or council of trade unions was the bargaining agent in respect of employees employed in the undertaking immediately before the transfer and,

- (a) a question arises as to what constitutes a unit of employees that is appropriate for collective bargaining purposes in respect of the undertaking; or
- (b) any person, employee organization, trade union or council of trade unions claims that by virtue of section 2 or 3, a conflict exists as to the bargaining rights of the employee organization, trade union or council of trade unions,

any person, employee organization, trade union or council of trade unions concerned may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, and the Board or the Tribunal, as the case requires,

- (c) may determine the composition of the unit of employees referred to in clause a;
- (d) may amend, to such extent as the Tribunal or the Board considers necessary,
 - (i) any bargaining unit in any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,

- (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of the undertaking, or
- (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of the undertaking.

Idem

(2) Where an undertaking is transferred from the Crown to an employer or from an employer to the Crown, any person, employee organization, trade union or council of trade unions may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown,

- (a) within sixty days after the transfer of the undertaking; or
- (b) within sixty days after written notice is given by the employee organization, trade union or council of trade unions of desire to bargain to make or renew, with or without modifications, a collective agreement,

and the Board or the Tribunal, as the case requires, may terminate the bargaining rights of the employee organization, trade union or council of trade unions bound by a collective agreement in respect of employees employed in the undertaking or that has given notice, as the case may be, if in the opinion of the Board or the Tribunal, the transferee of the undertaking has changed the character of the undertaking so that it is substantially different from the undertaking as it was carried on immediately before the transfer.

Where
employees
intermingled

5.—(1) Notwithstanding section 2, where an undertaking is transferred from the Crown to an employer who intermingles the employees employed in the undertaking immediately before the transfer with employees employed in one or more other undertakings carried on by the employer or an undertaking is transferred from an employer to the Crown and employees employed in the undertaking immediately before the transfer are intermingled with employees employed in other undertakings of the Crown and an employee organization, trade union or council of trade unions that is the bargaining agent in respect of employees

employed in any of the undertakings applies to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, the Board or the Tribunal, as the case requires,

- (a) may declare that the employer or the Crown, as the case may be, is no longer bound by the collective agreement referred to in section 2 or 3;
- (b) may determine whether the employees concerned constitute one or more appropriate bargaining units;
- (c) may declare which employee organization, trade union or council of trade unions shall be the bargaining agent in respect of each such bargaining unit; and
- (d) may amend, to such extent as the Board or the Tribunal considers necessary,
 - (i) any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,
 - (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of any of the undertakings, or
 - (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of any of the undertakings.

(2) Where an employee organization, trade union or council of trade unions is declared to be a bargaining agent under subsection 1 and it is not already bound by a collective agreement with the successor employer in respect of employees employed in the undertaking that was transferred, the employee organization, trade union or council of trade unions is entitled to give to the successor employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement.

- 6.—(1)** Notwithstanding any other provision of this Act,
- (a) a trade union or council of trade unions shall not exercise representation rights or act as bargaining

Where bargaining agent ascertained

Compliance with requirements for bargaining agent

1972, c. 67,

agent in respect of employees employed in an undertaking transferred from an employer to the Crown unless the trade union or council of trade unions qualifies as an employee organization under *The Crown Employees Collective Bargaining Act, 1972*; and

- (b) an employee organization shall not exercise representation rights or act as bargaining agent in respect of employees employed in an undertaking transferred from the Crown to an employer unless the employee organization qualifies as a trade union or council of trade unions under *The Labour Relations Act*.

R.S.O. 1970,
c. 232Application
of
R.S.O. 1970,
c. 232;
1972, c. 67

(2) Except as otherwise provided in this Act, where an undertaking is transferred from the Crown to an employer, *The Labour Relations Act* applies to a bargaining agent that has representation rights in respect of the employees employed in the undertaking and to the employees and where an undertaking is transferred from an employer to the Crown, *The Crown Employees Collective Bargaining Act, 1972* applies to a bargaining agent that is certified as a bargaining agent in respect of the employees employed in the undertaking and to the employees.

Powers of
Board or
Tribunal
before
disposing of
application

7. Before disposing of an application under this Act, the Board or the Tribunal, as the case may be, may require the production of such evidence and the doing of such things, or may hold such representation votes, as it considers appropriate.

Where Crown
or employer
not
required to
bargain

8. Where an application is made under this Act, the Crown or the employer, as the case may be, is not required, notwithstanding that a notice has been given by an employee organization, trade union or council of trade unions to bargain with the employee organization, trade union or council of trade unions, as the case may be, concerning the employees to whom the application relates until the Board or the Tribunal, as the case requires, has disposed of the application and has declared which employee organization, trade union or council of trade unions, if any, has the right to bargain with the Crown or the employer, as the case may be, on behalf of the employees concerned in the application.

Effect of
notice or
declaration

9. For the purposes of *The Crown Employees Collective Bargaining Act, 1972* and *The Labour Relations Act*, notice given under this Act of desire to bargain, to make or renew, with or without modifications, a collective agreement or a

declaration by the Board or the Tribunal that an employee organization, trade union or council of trade unions is the bargaining agent in respect of the employees in a bargaining unit has the same effect as the granting of representation rights or certification as bargaining agent.

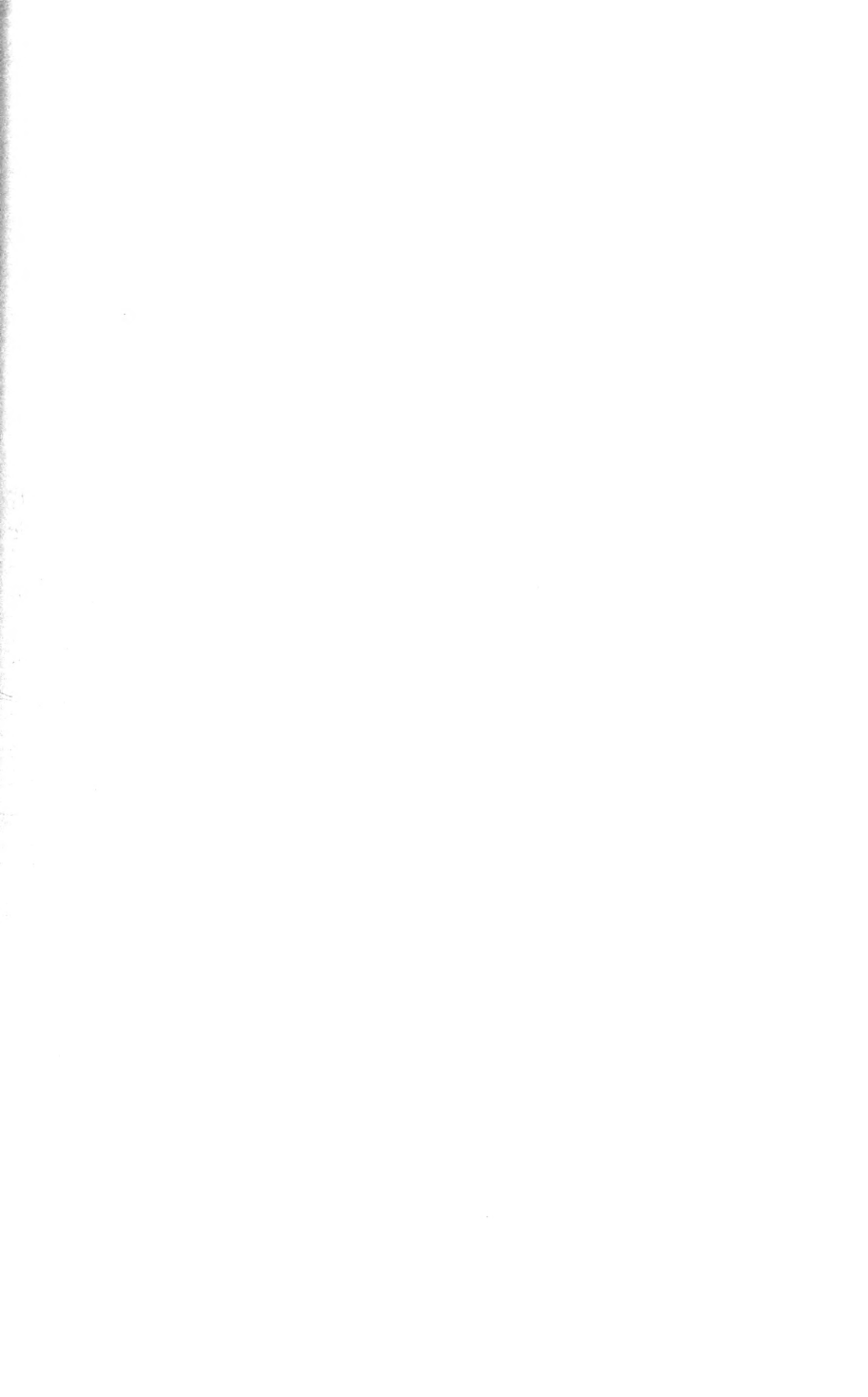
10.—(1) Where, on an application before the Board under this Act, a question arises as to whether an undertaking has been transferred from the Crown to an employer, the Board shall determine the question and its decision is final and conclusive for the purposes of this Act. ^{Power to determine whether transfer}

(2) Where, on an application before the Tribunal under this Act, a question arises as to whether an undertaking has been transferred from an employer to the Crown, the Tribunal shall determine the question and its decision is final and conclusive for the purposes of this Act. ^{Idem}

(3) Where, on an application under this Act, an employee organization, trade union or council of trade unions alleges that an undertaking was transferred from the Crown to an employer or from an employer to the Crown, the respondents to the application shall adduce at the hearing all facts within their knowledge that are material to the allegation. ^{Duty of respondent}

11. This Act shall be deemed to have come into force on the 31st day of March, 1977. ^{Commencement}

12. The short title of this Act is *The Successor Rights (Crown Transfers) Act, 1977*. ^{Short title}



An Act to provide for Successor Rights on
the Transfer of an Undertaking to or from
the Crown

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. J. A. C. AULD
Chairman, Management Board
of Cabinet

(Government Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide for Successor Rights on the Transfer
of an Undertaking to or from the Crown**

THE HON. J. A. C. AULD
Chairman, Management Board of Cabinet

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

EXPLANATORY NOTE

The Bill preserves the representation and bargaining rights of organizations representing employees employed in undertakings transferred from the Crown to other employers and in undertakings transferred from other employers to the Crown.

The Bill provides for the determination of questions that may arise on such a transfer. Where the transfer is to an employer other than the Crown, the determinations are to be made by the Ontario Labour Relations Board. Where the transfer is to the Crown, the determinations are to be made by the Ontario Public Service Labour Relations Tribunal. Where a trade union or council of trade unions is the certified bargaining agent in respect of an undertaking transferred to the Crown, the trade union or council of trade unions is required to qualify as an employee organization within the meaning of *The Crown Employees Collective Bargaining Act, 1972* and where an employee organization has representation rights in respect of an undertaking transferred from the Crown to another employer, the employee organization is required to qualify as a trade union or council of trade unions under *The Labour Relations Act*.

BILL 4

1977

An Act to provide for Successor Rights on the Transfer of an Undertaking to or from the Crown

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Interpre-
tation

- (a) “bargaining agent” means an employee organization that has representation rights under *The Crown Employees Collective Bargaining Act, 1972*, c. 67 or a trade union or council of trade unions that is certified as a bargaining agent under *The Labour Relations Act*, R.S.O. 1970, c. 232;
- (b) “Board” means the Ontario Labour Relations Board;
- (c) “collective agreement” means an agreement in writing between the Crown or an employer and an employee organization, trade union or council of trade unions covering terms and conditions of employment;
- (d) “Crown” means Her Majesty in right of Ontario;
- (e) “employer” means an employer other than the Crown;
- (f) “transfer” means a conveyance, disposition or sale;
- (g) “Tribunal” means the Ontario Public Service Labour Relations Tribunal;
- (h) “undertaking” means a business, enterprise, institution, program, project, work or a part of any of them.

Idem (2) For the purposes of an application or other proceeding before the Tribunal under this Act, "employee" has the same meaning as in *The Crown Employees Collective Bargaining Act, 1972*.

1972, c. 67

Where collective agreement binding on employer

2.—(1) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has a collective agreement with the Crown in respect of employees employed in the undertaking, the employer is bound by the collective agreement as if a party to the collective agreement until the Board declares otherwise.

Where application before Tribunal

(2) Where an undertaking is transferred from the Crown to an employer while an application is before the Tribunal for representation rights in respect of employees employed in the undertaking or for a declaration that an employee organization no longer represents employees employed in the undertaking, the application shall be transferred to the Board and the employer is the employer for the purposes of the application as if named as the employer in the application until the Board declares otherwise.

Rights of bargaining agent

(3) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has been granted representation rights under any Act and has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Board declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

Where collective agreement binding on Crown

3.—(1) Where an undertaking is transferred from an employer to the Crown and a bargaining agent has a collective agreement with the employer in respect of employees employed in the undertaking, the Crown is bound by the collective agreement as if a party to the collective agreement until the Tribunal declares otherwise.

Where application before Board

(2) Where an undertaking is transferred from an employer to the Crown while an application is before the Board for certification or termination of bargaining rights in respect of employees employed in the undertaking, the application shall be transferred to the Tribunal and the Crown is the employer for the purposes of the application as if named as the employer in the application until the Tribunal declares otherwise.

(3) Where an undertaking is transferred from an employer to the Crown and a trade union or council of trade unions has been certified by the Board as bargaining agent or has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Tribunal declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the body representing the Crown or to the Crown, as the case requires, written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

Rights of
bargaining
agent

4.—(1) Where an undertaking was transferred from the Crown to an employer or from an employer to the Crown and an employee organization, trade union or council of trade unions was the bargaining agent in respect of employees employed in the undertaking immediately before the transfer and,

Powers of
Board and
Tribunal

- (a) a question arises as to what constitutes a unit of employees that is appropriate for collective bargaining purposes in respect of the undertaking; or
- (b) any person, employee organization, trade union or council of trade unions claims that by virtue of section 2 or 3, a conflict exists as to the bargaining rights of the employee organization, trade union or council of trade unions,

any person, employee organization, trade union or council of trade unions concerned may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, and the Board or the Tribunal, as the case requires,

- (c) may determine the composition of the unit of employees referred to in clause *a*;
- (d) may amend, to such extent as the Tribunal or the Board considers necessary,
 - (i) any bargaining unit in any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,

- (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of the undertaking, or
- (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of the undertaking.

Idem

(2) Where an undertaking is transferred from the Crown to an employer or from an employer to the Crown, any person, employee organization, trade union or council of trade unions may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown,

- (a) within sixty days after the transfer of the undertaking; or
- (b) within sixty days after written notice is given by the employee organization, trade union or council of trade unions of desire to bargain to make or renew, with or without modifications, a collective agreement,

and the Board or the Tribunal, as the case requires, may terminate the bargaining rights of the employee organization, trade union or council of trade unions bound by a collective agreement in respect of employees employed in the undertaking or that has given notice, as the case may be, if in the opinion of the Board or the Tribunal, the transferee of the undertaking has changed the character of the undertaking so that it is substantially different from the undertaking as it was carried on immediately before the transfer.

Where employees intermingled

5.—(1) Notwithstanding section 2, where an undertaking is transferred from the Crown to an employer who intermingles the employees employed in the undertaking immediately before the transfer with employees employed in one or more other undertakings carried on by the employer or an undertaking is transferred from an employer to the Crown and employees employed in the undertaking immediately before the transfer are intermingled with employees employed in other undertakings of the Crown and an employee organization, trade union or council of trade unions that is the bargaining agent in respect of employees

employed in any of the undertakings applies to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, the Board or the Tribunal, as the case requires,

- (a) may declare that the employer or the Crown, as the case may be, is no longer bound by the collective agreement referred to in section 2 or 3;
- (b) may determine whether the employees concerned constitute one or more appropriate bargaining units;
- (c) may declare which employee organization, trade union or council of trade unions shall be the bargaining agent in respect of each such bargaining unit; and
- (d) may amend, to such extent as the Board or the Tribunal considers necessary,
 - (i) any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,
 - (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of any of the undertakings, or
 - (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of any of the undertakings.

(2) Where an employee organization, trade union or council of trade unions is declared to be a bargaining agent under subsection 1 and it is not already bound by a collective agreement with the successor employer in respect of employees employed in the undertaking that was transferred, the employee organization, trade union or council of trade unions is entitled to give to the successor employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement.

- 6.—(1)** Notwithstanding any other provision of this Act,
- (a) a trade union or council of trade unions shall not exercise representation rights or act as bargaining agent

Where bargaining agent ascertained

Compliance with requirements for bargaining agent

1972, c. 67,

agent in respect of employees employed in an undertaking transferred from an employer to the Crown unless the trade union or council of trade unions qualifies as an employee organization under *The Crown Employees Collective Bargaining Act, 1972*; and

- (b) an employee organization shall not exercise representation rights or act as bargaining agent in respect of employees employed in an undertaking transferred from the Crown to an employer unless the employee organization qualifies as a trade union or council of trade unions under *The Labour Relations Act*.

R.S.O. 1970,
c. 232Application
of
R.S.O. 1970,
c. 232;
1972, c. 67

(2) Except as otherwise provided in this Act, where an undertaking is transferred from the Crown to an employer, *The Labour Relations Act* applies to a bargaining agent that has representation rights in respect of the employees employed in the undertaking and to the employees and where an undertaking is transferred from an employer to the Crown, *The Crown Employees Collective Bargaining Act, 1972* applies to a bargaining agent that is certified as a bargaining agent in respect of the employees employed in the undertaking and to the employees.

Application
for
declaration of
qualification
by Tribunal
or Board

7.—(1) An application may be made to the Tribunal or to the Board and,

- (a) the Tribunal may declare whether or not a trade union or council of trade unions qualifies as an employee organization under *The Crown Employees Collective Bargaining Act, 1972*; and
- (b) the Board may declare whether or not an employee organization qualifies as a trade union or council of trade unions under *The Labour Relations Act*.

Declaration
by Tribunal
or Board

(2) Where the Tribunal is not satisfied that the trade union or council of trade unions is so qualified or the Board is not satisfied that the employee organization is so qualified, the Tribunal or the Board, as the case may be, may specify the steps necessary to so qualify and when satisfied that the steps have been taken,

- (a) the Tribunal shall declare that the trade union, council of trade unions or the successor of either of them is so qualified; or

(b) the Board shall declare that the employee organization or its successor is so qualified.

(3) A trade union, council of trade unions or successor of either of them that is declared by the Tribunal to be so qualified shall be deemed to have been qualified as an employee organization under *The Crown Employees Collective Bargaining Act, 1972* from and including the day of the transfer to the Crown of the undertaking to which the declaration relates.

Effect of
declaration
by Tribunal

1972, c. 67

(4) An employee organization or its successor that is declared by the Board to be so qualified shall be deemed to have been qualified as a trade union or council of trade unions under *The Labour Relations Act* from and including the day of the transfer to the employer of the undertaking to which the declaration relates.

Effect of
declaration
by Board

R.S.O. 1970,
c. 232

8. Before disposing of an application under this Act, the Board or the Tribunal, as the case may be, may require the production of such evidence and the doing of such things, or may hold such representation votes, as it considers appropriate.

Powers of
Board or
Tribunal
before
disposing of
application

9. Where an application is made under this Act, the Crown or the employer, as the case may be, is not required, notwithstanding that a notice has been given by an employee organization, trade union or council of trade unions, to bargain with the employee organization, trade union or council of trade unions, as the case may be, concerning the employees to whom the application relates until the Board or the Tribunal, as the case requires, has disposed of the application and has declared which employee organization, trade union or council of trade unions, if any, has the right to bargain with the Crown or the employer, as the case may be, on behalf of the employees concerned in the application.

Where Crown
or employer
not
required to
bargain

10. For the purposes of *The Crown Employees Collective Bargaining Act, 1972* and *The Labour Relations Act*, notice given under this Act of desire to bargain, to make or renew, with or without modifications, a collective agreement or a declaration by the Board or the Tribunal that an employee organization, trade union or council of trade unions is the bargaining agent in respect of the employees in a bargaining unit has the same effect as the granting of representation rights or certification as bargaining agent.

Effect of
notice or
declaration

11.—(1) Where, on an application before the Board under this Act, a question arises as to whether an under-

Power to
determine
whether
transfer

taking has been transferred from the Crown to an employer, the Board shall determine the question and its decision is final and conclusive for the purposes of this Act.

Idem

(2) Where, on an application before the Tribunal under this Act, a question arises as to whether an undertaking has been transferred from an employer to the Crown, the Tribunal shall determine the question and its decision is final and conclusive for the purposes of this Act.

Duty of respondent

(3) Where, on an application under this Act, an employee organization, trade union or council of trade unions alleges that an undertaking was transferred from the Crown to an employer or from an employer to the Crown, the respondents to the application shall adduce at the hearing all facts within their knowledge that are material to the allegation.

Commencement

12. This Act shall be deemed to have come into force on the 31st day of March, 1977.

Short title

13. The short title of this Act is *The Successor Rights (Crown Transfers) Act, 1977*.

Handwritten text, possibly a page number or reference, located on the left edge of the page.

An Act to provide for Successor Rights on
the Transfer of an Undertaking to or from
the Crown

1st Reading

June 27th, 1977

2nd Reading

July 11th, 1977

3rd Reading

THE HON. J. A. C. AULD
Chairman, Management Board
of Cabinet

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

BILL 4

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide for Successor Rights on the Transfer
of an Undertaking to or from the Crown**

THE HON. J. A. C. AULD
Chairman, Management Board of Cabinet

An Act to provide for Successor Rights on the Transfer of an Undertaking to or from the Crown

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Interpre-
tation

- (a) “bargaining agent” means an employee organization that has representation rights under *The Crown Employees Collective Bargaining Act, 1972* ^{R.S.O. c. 67} or a trade union or council of trade unions that is certified as a bargaining agent under *The Labour Relations Act*; ^{R.S.O. 1970, c. 232}
- (b) “Board” means the Ontario Labour Relations Board;
- (c) “collective agreement” means an agreement in writing between the Crown or an employer and an employee organization, trade union or council of trade unions covering terms and conditions of employment;
- (d) “Crown” means Her Majesty in right of Ontario;
- (e) “employer” means an employer other than the Crown;
- (f) “transfer” means a conveyance, disposition or sale;
- (g) “Tribunal” means the Ontario Public Service Labour Relations Tribunal;
- (h) “undertaking” means a business, enterprise, institution, program, project, work or a part of any of them.

Idem (2) For the purposes of an application or other proceeding before the Tribunal under this Act, "employee" has the same meaning as in *The Crown Employees Collective Bargaining Act, 1972*.

1972, c. 67

Where collective agreement binding on employer

2.—(1) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has a collective agreement with the Crown in respect of employees employed in the undertaking, the employer is bound by the collective agreement as if a party to the collective agreement until the Board declares otherwise.

Where application before Tribunal

(2) Where an undertaking is transferred from the Crown to an employer while an application is before the Tribunal for representation rights in respect of employees employed in the undertaking or for a declaration that an employee organization no longer represents employees employed in the undertaking, the application shall be transferred to the Board and the employer is the employer for the purposes of the application as if named as the employer in the application until the Board declares otherwise.

Rights of bargaining agent

(3) Where an undertaking is transferred from the Crown to an employer and a bargaining agent has been granted representation rights under any Act and has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Board declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

Where collective agreement binding on Crown

3.—(1) Where an undertaking is transferred from an employer to the Crown and a bargaining agent has a collective agreement with the employer in respect of employees employed in the undertaking, the Crown is bound by the collective agreement as if a party to the collective agreement until the Tribunal declares otherwise.

Where application before Board

(2) Where an undertaking is transferred from an employer to the Crown while an application is before the Board for certification or termination of bargaining rights in respect of employees employed in the undertaking, the application shall be transferred to the Tribunal and the Crown is the employer for the purposes of the application as if named as the employer in the application until the Tribunal declares otherwise.

(3) Where an undertaking is transferred from an employer to the Crown and a trade union or council of trade unions has been certified by the Board as bargaining agent or has given or is entitled to give written notice of desire to bargain to make or renew a collective agreement in respect of employees employed in the undertaking, the bargaining agent continues, until the Tribunal declares otherwise, to be the bargaining agent in respect of the employees and is entitled to give to the body representing the Crown or to the Crown, as the case requires, written notice of desire to bargain to make or renew, with or without modifications, a collective agreement, as the case requires.

Rights of
bargaining
agent

4.—(1) Where an undertaking was transferred from the Crown to an employer or from an employer to the Crown and an employee organization, trade union or council of trade unions was the bargaining agent in respect of employees employed in the undertaking immediately before the transfer and,

Powers of
Board and
Tribunal

- (a) a question arises as to what constitutes a unit of employees that is appropriate for collective bargaining purposes in respect of the undertaking; or
- (b) any person, employee organization, trade union or council of trade unions claims that by virtue of section 2 or 3, a conflict exists as to the bargaining rights of the employee organization, trade union or council of trade unions,

any person, employee organization, trade union or council of trade unions concerned may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, and the Board or the Tribunal, as the case requires,

- (c) may determine the composition of the unit of employees referred to in clause *a*;
- (d) may amend, to such extent as the Tribunal or the Board considers necessary,
 - (i) any bargaining unit in any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,

- (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of the undertaking, or
- (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of the undertaking.

Idem

(2) Where an undertaking is transferred from the Crown to an employer or from an employer to the Crown, any person, employee organization, trade union or council of trade unions may apply to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown,

- (a) within sixty days after the transfer of the undertaking; or
- (b) within sixty days after written notice is given by the employee organization, trade union or council of trade unions of desire to bargain to make or renew, with or without modifications, a collective agreement,

and the Board or the Tribunal, as the case requires, may terminate the bargaining rights of the employee organization, trade union or council of trade unions bound by a collective agreement in respect of employees employed in the undertaking or that has given notice, as the case may be, if in the opinion of the Board or the Tribunal, the transferee of the undertaking has changed the character of the undertaking so that it is substantially different from the undertaking as it was carried on immediately before the transfer.

Where
employees
intermingled

5.—(1) Notwithstanding section 2, where an undertaking is transferred from the Crown to an employer who intermingles the employees employed in the undertaking immediately before the transfer with employees employed in one or more other undertakings carried on by the employer or an undertaking is transferred from an employer to the Crown and employees employed in the undertaking immediately before the transfer are intermingled with employees employed in other undertakings of the Crown and an employee organization, trade union or council of trade unions that is the bargaining agent in respect of employees

employed in any of the undertakings applies to the Board, in the case of the transfer of the undertaking to an employer, or to the Tribunal, in the case of the transfer of the undertaking to the Crown, the Board or the Tribunal, as the case requires,

- (a) may declare that the employer or the Crown, as the case may be, is no longer bound by the collective agreement referred to in section 2 or 3;
- (b) may determine whether the employees concerned constitute one or more appropriate bargaining units;
- (c) may declare which employee organization, trade union or council of trade unions shall be the bargaining agent in respect of each such bargaining unit; and
- (d) may amend, to such extent as the Board or the Tribunal considers necessary,
 - (i) any certificate issued to any trade union or council of trade unions,
 - (ii) any bargaining unit defined in any collective agreement,
 - (iii) any unit of employees determined by the Tribunal to be appropriate for collective bargaining purposes in respect of any of the undertakings, or
 - (iv) any unit of employees that is designated by the Lieutenant Governor in Council as an appropriate bargaining unit for collective bargaining purposes in respect of any of the undertakings.

(2) Where an employee organization, trade union or council of trade unions is declared to be a bargaining agent under subsection 1 and it is not already bound by a collective agreement with the successor employer in respect of employees employed in the undertaking that was transferred, the employee organization, trade union or council of trade unions is entitled to give to the successor employer written notice of desire to bargain to make or renew, with or without modifications, a collective agreement.

- 6.**—(1) Notwithstanding any other provision of this Act,
- (a) a trade union or council of trade unions shall not exercise representation rights or act as bargaining agent

Where bargaining agent ascertained

Compliance with requirements for bargaining agent

agent in respect of employees employed in an undertaking transferred from an employer to the Crown unless the trade union or council of trade unions qualifies as an employee organization under *The Crown Employees Collective Bargaining Act, 1972*; and

1972, c. 67,

- (b) an employee organization shall not exercise representation rights or act as bargaining agent in respect of employees employed in an undertaking transferred from the Crown to an employer unless the employee organization qualifies as a trade union or council of trade unions under *The Labour Relations Act*.

R.S.O. 1970,
c. 232

Application
of
R.S.O. 1970,
c. 232;
1972, c. 67

(2) Except as otherwise provided in this Act, where an undertaking is transferred from the Crown to an employer, *The Labour Relations Act* applies to a bargaining agent that has representation rights in respect of the employees employed in the undertaking and to the employees and where an undertaking is transferred from an employer to the Crown, *The Crown Employees Collective Bargaining Act, 1972* applies to a bargaining agent that is certified as a bargaining agent in respect of the employees employed in the undertaking and to the employees.

Application
for
declaration of
qualification

7.—(1) An application may be made to the Tribunal or to the Board and,

- (a) the Tribunal may declare whether or not a trade union or council of trade unions qualifies as an employee organization under *The Crown Employees Collective Bargaining Act, 1972*; and
- (b) the Board may declare whether or not an employee organization qualifies as a trade union or council of trade unions under *The Labour Relations Act*.

Declaration
by Tribunal
or Board

(2) Where the Tribunal is not satisfied that the trade union or council of trade unions is so qualified or the Board is not satisfied that the employee organization is so qualified, the Tribunal or the Board, as the case may be, may specify the steps necessary to so qualify and when satisfied that the steps have been taken,

- (a) the Tribunal shall declare that the trade union, council of trade unions or the successor of either of them is so qualified; or

(b) the Board shall declare that the employee organization or its successor is so qualified.

(3) A trade union, council of trade unions or successor of either of them that is declared by the Tribunal to be so qualified shall be deemed to have been qualified as an employee organization under *The Crown Employees Collective Bargaining Act, 1972* from and including the day of the transfer to the Crown of the undertaking to which the declaration relates. Effect of declaration by Tribunal 1972, c. 67

(4) An employee organization or its successor that is declared by the Board to be so qualified shall be deemed to have been qualified as a trade union or council of trade unions under *The Labour Relations Act* from and including the day of the transfer to the employer of the undertaking to which the declaration relates. Effect of declaration by Board R.S.O. 1970, c. 232

8. Before disposing of an application under this Act, the Board or the Tribunal, as the case may be, may require the production of such evidence and the doing of such things, or may hold such representation votes, as it considers appropriate. Powers of Board or Tribunal before disposing of application

9. Where an application is made under this Act, the Crown or the employer, as the case may be, is not required, notwithstanding that a notice has been given by an employee organization, trade union or council of trade unions, to bargain with the employee organization, trade union or council of trade unions, as the case may be, concerning the employees to whom the application relates until the Board or the Tribunal, as the case requires, has disposed of the application and has declared which employee organization, trade union or council of trade unions, if any, has the right to bargain with the Crown or the employer, as the case may be, on behalf of the employees concerned in the application. Where Crown or employer not required to bargain

10. For the purposes of *The Crown Employees Collective Bargaining Act, 1972* and *The Labour Relations Act*, notice given under this Act of desire to bargain, to make or renew, with or without modifications, a collective agreement or a declaration by the Board or the Tribunal that an employee organization, trade union or council of trade unions is the bargaining agent in respect of the employees in a bargaining unit has the same effect as the granting of representation rights or certification as bargaining agent. Effect of notice or declaration

11.—(1) Where, on an application before the Board under this Act, a question arises as to whether an under- Power to determine whether transfer

taking has been transferred from the Crown to an employer, the Board shall determine the question and its decision is final and conclusive for the purposes of this Act.

Idem

(2) Where, on an application before the Tribunal under this Act, a question arises as to whether an undertaking has been transferred from an employer to the Crown, the Tribunal shall determine the question and its decision is final and conclusive for the purposes of this Act.

Duty of respondent

(3) Where, on an application under this Act, an employee organization, trade union or council of trade unions alleges that an undertaking was transferred from the Crown to an employer or from an employer to the Crown, the respondents to the application shall adduce at the hearing all facts within their knowledge that are material to the allegation.

Commencement

12. This Act shall be deemed to have come into force on the 31st day of March, 1977.

Short title

13. The short title of this Act is *The Successor Rights (Crown Transfers) Act, 1977*.

21 / 10 / 1904

An Act to provide for Successor Rights on
the Transfer of an Undertaking to or from
the Crown

1st Reading

June 27th, 1977

2nd Reading

July 11th, 1977

3rd Reading

October 18th, 1977

THE HON. J. A. C. AULD
Chairman, Management Board
of Cabinet

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Income Tax Act

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTES

SECTION 1.—Subsections 1 and 2. Subsection 3 of section 3 now reads as follows:

(3) *For the purposes of this section, the percentage of the tax payable under the Federal Act to be used for computing the tax payable under this section is,*

(a) *16 per cent in respect of the 1962 taxation year;*

(b) *17 per cent in respect of the 1963 taxation year;*

(c) *18 per cent in respect of the 1964 taxation year;*

(d) *21 per cent in respect of the 1965 taxation year;*

(e) *24 per cent in respect of the 1966 taxation year;*

(f) *28 per cent in respect of the 1967, 1968, 1969 and 1970 taxation years;*

(g) *27.5 per cent in respect of the 1971 taxation year; and*

(h) *30.5 per cent in respect of the 1972, 1973, 1974, 1975, 1976 and 1977 taxation years.*

The amendments provide a new rate of income tax for the 1977 taxation year which is intended to increase the Province's share of the total income tax payable by a resident of Ontario to Canada and to Ontario. Income tax payable to Canada will decrease under arrangements made between the Province and the Federal Government and the increased rate proposed by the amendment will transfer to Ontario the reduction in Canada's share of the total personal income tax payable.

Subsection 3. Subclause ii of clause b of section 3 (6) now reads as follows:

(ii) *the taxpayer's income,*

(A) *for the year, if section 114 of the Federal Act is not applicable, or*

(B) *if section 114 of the Federal Act is applicable, for the period or periods in the year referred to in paragraph a thereof,*

minus any amounts deductible under clause b of subsection 1 of section 111 or section 112 of the Federal Act for the year or such period or periods, as the case may be.

These amendments are consequential to changes made in the Federal Act by Federal Bill C-22, which was assented to on February 24, 1977. The words added are intended, firstly, to clarify the application of subclause ii to income earned in Ontario, and secondly, to add a reference to section 110.1 of the Federal Act so that a taxpayer's deduction for eligible interest and dividends will not reduce his claim for a foreign tax credit against income tax.

An Act to amend The Income Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clause *g* of subsection 3 of section 3 of *The Income Tax Act*, being chapter 217 of the Revised Statutes of Ontario, 1970, as enacted by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 3, is amended by striking out “and” in the second line. s. 3 (3) (g),
amended
 - (2) Clause *h* of subsection 3 of the said section 3, as re-enacted by the Statutes of Ontario, 1976, chapter 81, section 1, is repealed and the following substituted therefor: s. 3 (3) (h),
re-enacted
 - (h) 30.5 per cent in respect of the 1972, 1973, 1974, 1975 and 1976 taxation years; and
 - (i) 44 per cent in respect of the 1977 taxation year.
 - (3) Subclause ii of clause *b* of subsection 6 of the said section 3, as re-enacted by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 3 and amended by the Statutes of Ontario, 1976, chapter 12, section 1, is further amended, s. 3 (6) (b) (ii),
amended
 - (a) by inserting after “income” in the first line “earned in Ontario”; and
 - (b) by striking out “clause” in the tenth line and inserting in lieu thereof “section 110.1 or paragraph”.
2. Subsection 2 of section 5 of the said Act, as amended by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 5, is repealed and the following substituted therefor: s. 5 (2),
re-enacted
 - (2) Subsection 1 applies only in the case of an individual whose chief source of income throughout the averaging period was from farming or fishing. Application
of subs. 1

s. 6a,
amended

3. Section 6a of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 12, section 2, is amended by striking out "\$1,534" in the second line and inserting in lieu thereof "\$1,680".

s. 10 (1),
amended

- 4.—(1) Subsection 1 of section 10 of the said Act, as amended by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 10, is further amended by adding thereto the following clause:

(da) an amount as a benefit under the *Unemployment Insurance Act, 1971* (Canada).

1970-71-72,
c. 229 (Can.)

s. 10 (1),
amended

- (2) Subsection 1 of the said section 10 is further amended by striking out "or" at the end of clause g and by adding thereto the following clauses:

(i) an adult training allowance under the *Adult Occupational Training Act* (Canada);

(j) a payment out of or under a registered retirement savings plan or a plan referred to in subsection 12 of section 146 of the Federal Act as an amended plan; or

(k) an amount as, on account of, or in lieu of payment of, or in satisfaction of proceeds of the surrender, cancellation or redemption of an income averaging annuity contract,

Commence-
ment

5. This Act shall be deemed to have come into force on the 1st day of January, 1977.

Short title

6. The short title of this Act is *The Income Tax Amendment Act, 1977*.

SECTION 2. Subsection 2 of section 5 now reads as follows:

(2) *Subsection 1 applies only in the case of an individual who,*

(a) *throughout the averaging period,*

(i) *resided in Ontario, and*

(ii) *did not carry on a business with a permanent establishment (which, in this subsection, has the meaning given to that expression under the regulations made pursuant to section 120 of the Federal Act) outside Ontario; or*

(b) *throughout the averaging period,*

(i) *resided outside Ontario, and*

(ii) *had no income other than his income from the carrying on of a business with a permanent establishment in Ontario and nowhere else.*

The re-enactment provides that the income averaging provisions for farmers and fishermen apply, with respect to Ontario income tax, where the taxpayer has carried on farming or fishing during the averaging period in a province other than Ontario. The repealed subsection 2 applied only if the farmer or fisherman, during the averaging period, carried on business in Ontario. The re-enactment will provide that the income-averaging provisions are available to a farmer or fisherman regardless of where he carried on business or in what province he resided so long as his chief source of income, during the averaging period, is from farming or fishing. This will give the same basis of averaging liability to Ontario's personal income tax as is available to a farmer or fisherman in averaging his liability to federal income tax.

SECTION 3. The effect of the amendment is to increase to \$1,680 the level of taxable income below which no Ontario income tax is payable.

SECTION 4. Subsection 1 of section 10 now reads as follows:

(1) *Every person paying,*

(a) *salary or wages or other remuneration to an officer or employee;*

(b) *a superannuation or pension benefit;*

(c) *a retiring allowance;*

(d) *an amount upon or after the death of an officer or employee, in recognition of his services, to his legal representative or widow or to any other person whatsoever;*

(e) *an amount as a benefit under a supplementary unemployment benefit plan;*

(f) *an annuity payment;*

(g) *fees, commissions or other amounts for services; or*

(h) *a payment under a deferred profit-sharing plan or a plan referred to in section 147 of the Federal Act as a revoked plan,*

at any time in a taxation year shall deduct or withhold therefrom such amount as is prescribed and shall, at such time as is prescribed, remit that amount to the Treasurer on account of the payee's tax for the year under this Act.

These amendments are required to bring the provincial Act into conformity with the federal *Income Tax Act*. They will require deductions at source to be made with respect to unemployment insurance benefits, adult training allowances, and lump sum payments under registered retirement savings plans and income averaging annuity contracts. The changes reflect amendments recently made to the Federal Act.



An Act to amend
The Income Tax Act

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

BILL 5

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Income Tax Act

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

TORONTO

PRINTED BY J. C. THATCHER, QUEEN'S PRINTER FOR ONTARIO



An Act to amend The Income Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clause *g* of subsection 3 of section 3 of *The Income Tax Act*, being chapter 217 of the Revised Statutes of Ontario, 1970, as enacted by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 3, is amended by striking out “and” in the second line. ^{s. 3(3)(g), amended}
- (2) Clause *h* of subsection 3 of the said section 3, as re-enacted ^{s. 3(3)(h), re-enacted} by the Statutes of Ontario, 1976, chapter 81, section 1, is repealed and the following substituted therefor:
 - (h) 30.5 per cent in respect of the 1972, 1973, 1974, 1975 and 1976 taxation years; and
 - (i) 44 per cent in respect of the 1977 taxation year.
- (3) Subclause ii of clause *b* of subsection 6 of the said section 3, as re-enacted by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 3 and amended by the Statutes of Ontario, 1976, chapter 12, section 1, is further amended, ^{s. 3(6)(b)(ii), amended}
 - (a) by inserting after “income” in the first line “earned in Ontario”; and
 - (b) by striking out “clause” in the tenth line and inserting in lieu thereof “section 110.1 or paragraph”.
2. Subsection 2 of section 5 of the said Act, as amended by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 5, is repealed and the following substituted therefor: ^{s. 5(2), re-enacted}
 - (2) Subsection 1 applies only in the case of an individual whose chief source of income throughout the averaging period was from farming or fishing. ^{Application of subs. 1}

s. 6a,
amended

3. Section 6a of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 12, section 2, is amended by striking out "\$1,534" in the second line and inserting in lieu thereof "\$1,680".

s. 10 (1),
amended

- 4.—(1) Subsection 1 of section 10 of the said Act, as amended by the Statutes of Ontario, 1971 (2nd Session), chapter 1, section 10, is further amended by adding thereto the following clause:

1970-71-72,
c. 229 (Can.)

(da) an amount as a benefit under the *Unemployment Insurance Act, 1971* (Canada).

s. 10 (1),
amended

- (2) Subsection 1 of the said section 10 is further amended by striking out "or" at the end of clause g and by adding thereto the following clauses:

R.S.C. 1970,
c. A-2

(i) an adult training allowance under the *Adult Occupational Training Act* (Canada);

(j) a payment out of or under a registered retirement savings plan or a plan referred to in subsection 12 of section 146 of the Federal Act as an amended plan; or

(k) an amount as, on account of, or in lieu of payment of, or in satisfaction of proceeds of the surrender, cancellation or redemption of an income averaging annuity contract,

.

Commence-
ment

5. This Act shall be deemed to have come into force on the 1st day of January, 1977.

Short title

6. The short title of this Act is *The Income Tax Amendment Act, 1977*.







An Act to amend
The Income Tax Act

1st Reading

June 27th, 1977

2nd Reading

June 28th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to amend
The Ontario Unconditional Grants Act, 1975**

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTES

SECTION 1. The sections being re-enacted as they presently read are set out below, showing underlined the per capita and other sums that will be increased.

3. *In each year there shall be paid to each regional municipality a payment or payments in accordance with the population of the area municipalities within the regional municipality as follows:*
 1. \$9 per capita.
 2. An amount per capita in accordance with Schedule 1 based on the density of each area municipality.
 3. \$12 per capita where a regional municipality is deemed to be a city for the purposes of The Police Act.
 4. \$8 per capita based on the population of each area municipality providing its own law enforcement by maintaining its own police force or being under contract for the policing of the municipality by the Ontario Provincial Police Force in accordance with The Police Act.

4. *In each year, the regional municipality shall credit each area municipality with an amount calculated by multiplying the population of the area municipality by the sum of,*
 - (a) \$9;
 - (b) the per capita amount in relation to the area municipality in accordance with Schedule 1 based on the density of the area municipality;
 - (c) \$12 where a regional municipality is deemed to be a city for the purposes of The Police Act; or
 - (d) \$8 in relation to each area municipality to which paragraph 4 of section 3 applies.

**An Act to amend
The Ontario Unconditional Grants Act, 1975**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 3 and 4 of *The Ontario Unconditional Grants Act*, ss. 3, 4, 1975, being chapter 7, are repealed and the following substituted therefor: re-enacted

3. In each year there shall be paid to each regional municipality a payment or payments in accordance with the population of the area municipalities within the regional municipality as follows: Per capita grants

1. \$10 per capita.
2. An amount per capita in accordance with Schedule 1 based on the density of each area municipality.
3. \$15 per capita where a regional municipality is deemed to be a city for the purposes of *The Police Act*. R.S.O. 1970, c. 351
4. \$10 per capita based on the population of each area municipality providing its own law enforcement by maintaining its own police force or being under contract for the policing of the municipality by the Ontario Provincial Police Force in accordance with *The Police Act*.

4. In each year, the regional municipality shall credit each area municipality with an amount calculated by multiplying the population of the area municipality by the sum of, Credit to area municipalities

(a) \$10;

(b) the per capita amount in relation to the area municipality in accordance with Schedule 1 based on the density of the area municipality;

R.S.O. 1970,
c. 351

(c) \$15 where a regional municipality is deemed to be a city for the purposes of *The Police Act*; or

(d) \$10 in relation to each area municipality to which paragraph 4 of section 3 applies.

s. 5 (3),
re-enacted

2. Subsection 3 of section 5 of the said Act is repealed and the following substituted therefor:

Idem

(3) In each year, payments of \$10 per capita shall be made to each municipality providing its own law enforcement by maintaining its own police force, or being under contract for the policing of the municipality by the Ontario Provincial Police Force in accordance with *The Police Act*.

s. 6 (3),
repealed

3. Subsection 3 of section 6 of the said Act is repealed.

s. 7 (4),
repealed

4. Subsection 4 of section 7 of the said Act is repealed.

s. 8,
re-enacted

5. Section 8 of the said Act is repealed and the following substituted therefor:

Transitional
grants

8. The Lieutenant Governor in Council may, to minimize changes in the incidence of local taxation and to promote the development of services on a regional basis, by order, upon such terms and conditions as he considers appropriate, provide for payments to be made,

(a) to any regional municipality or lower tier municipality affected by an amalgamation, annexation or change in the responsibility for the provision of services, for a period not exceeding five years after the effective date of such amalgamation, annexation or change in responsibility; and

(b) to the Township of Goulbourn, the Township of Rideau, and the Township of West Carleton for a period not exceeding five years from the 1st day of January, 1974.

s. 9,
re-enacted

6. Section 9 of the said Act is repealed and the following substituted therefor:

Resource
equalization
grants

9. In each year there shall be paid a resource equalization grant to each lower tier municipality whose equalized assessment per capita in the preceding year is below \$10,650, or such other amount as may be prescribed, in an amount based, in the manner prescribed, on the proportion that 60 per cent of such deficiency of equalized assessment per capita bears to \$10,650 as applied to the net levy of the lower tier municipality.

SECTION 2. The effect of the re-enactment is to increase from \$8 to \$10 the per capita payments to each municipality that maintains its own police force or is under contract for policing by the Ontario Provincial Police Force.

SECTION 3. The subsection presently reads as follows:

- (3) *There shall be paid to each municipality set out in column 1 of Schedule 3,*
- (a) *in the year 1975, the sum set opposite the name of the municipality in column 2; and*
 - (b) *in the year 1976, the sum, if any, set opposite the name of the municipality in column 3.*

Providing as it does for certain payments to municipalities in the years 1975 and 1976 only, the subsection is being repealed as spent.

SECTION 4. The subsection presently reads as follows:

- (4) *Where in 1975 in any lower tier municipality, the mill rates that would have been levied on residential and farm property for all purposes, other than school purposes, would increase more than 5 per cent over the mill rates which would have been levied on such property had the method of calculating such mill rates not changed, the Minister may, by order, make a grant to such municipality under such terms and conditions as the Minister considers necessary in the circumstances.*

Similar in intent to section 3 of the Bill; the provision is repealed as spent.

SECTION 5. Section 8 presently reads as follows:

8. *The Lieutenant Governor in Council may, to minimize changes in the incidence of local taxation and to promote the development of services on a regional basis, by order, upon such terms and conditions as he considers appropriate, provide for payments to be made,*
- (a) *to The Regional Municipality of Niagara, The Regional Municipality of Ottawa-Carleton, The Regional Municipality of York, The District Municipality of Muskoka and to any arca municipality therein for a period not exceeding five years from the 23rd day of July, 1971;*
 - (b) *to any other regional municipality or lower tier municipality affected by any amalgamation, annexation or change in the responsibility for the provision of services, for a period not exceeding five years after the effective date of such amalgamation, annexation or change in responsibility; and*
 - (c) *notwithstanding clause a, to the Township of Goulbourn, the Township of Rideau, and the Township of West Carleton for a period not exceeding five years from the 1st day of January, 1974.*

The effect of the re-enactment is to repeal the present clause *a* as spent; minor consequential amendments to the present clauses *b* and *c* (now to appear as clauses *a* and *b*) are indicated by the underlining of the words to be deleted.

SECTION 6. The effect of the re-enactment is to increase from \$10,400 to \$10,650 the equalized assessment per capita of a municipality as the basis of qualification for a resource equalization grant.

SECTION 7. Subsection 3 of section 10 as it presently reads, showing underlined the words to be deleted, is set out below; applying as it does to the year 1975 only, the provision is spent.

- (3) *In each year, the clerk of every lower tier municipality that received a resource equalization grant in the preceding year shall provide, on or before the 1st day of April, to the upper tier municipality, a statement of the amount of the resource equalization grant in respect of the preceding year and the amount to be added to the equalized assessment of the municipality under subsection 1, provided that in 1975, lower tier municipalities in the County of Oxford shall use the estimated 1975 resource equalization grant.*

SECTION 8. Subsection 2 of section 11 as it presently reads, showing underlined the words to be deleted, is set out below:

- (2) *For the purposes of subsection 1, the portion shall be the ratio of taxes levied on commercial assessment in the preceding year for the upper tier municipality to the total taxes levied on commercial assessment in the preceding year for all purposes, other than school purposes, provided that for the County of Oxford in 1975, the ratio shall be determined using the estimated current year taxes.*

The provision applies to the year 1975 only and accordingly is spent.

SECTION 9. The subsection to be repealed reads as follows:

- (2) *In the case of the County of Oxford, a preliminary apportionment may be made in 1975 notwithstanding section 10 and an adjustment to that apportionment shall be made when the amount of the 1975 resource equalization grant entitlement for all area municipalities in the County is determined.*

It is repealed as applying to the year 1975 only, and accordingly is spent.

SECTION 10. Section 14 reads as follows:

14.—(1) *In the case of the County of Oxford, in 1975, and for the purposes of section 10, the equalized assessment of a lower tier municipality shall for apportionment purposes, other than for school purposes or apportionment between merged areas, be increased by an amount that would have produced the amount of the resource equalization grant entitlement in 1975 by the taxation of real property at the mill rate determined by dividing the total estimated taxes levied by the lower tier municipality in 1975 for all purposes other than school purposes on commercial assessment for 1975 by the total equalized commercial assessment for 1975, times 1,000.*

- (2) *In determining the taxes levied on commercial assessment under subsection 1, there shall be excluded the taxes added to the collector's roll under section 43 of The Assessment Act and the assessment on which such taxes are based.*

Applying to the year 1975 only, it is repealed as spent.

7. Subsection 3 of section 10 of the said Act is amended by striking out "provided that in 1975, lower tier municipalities in the County of Oxford shall use the estimated 1975 resource equalization grant" in the seventh, eighth, ninth and tenth lines. s. 10 (3),
amended

8. Subsection 2 of section 11 of the said Act is amended by striking out "provided that for the County of Oxford in 1975, the ratio shall be determined using the estimated current year taxes" in the fifth, sixth and seventh lines. s. 11 (2),
amended

9. Subsection 2 of section 13 of the said Act is repealed. s. 13 (2),
repealed

10. Section 14 of the said Act is repealed. s. 14,
repealed

11. Sections 16 and 17 of the said Act are repealed and the following substituted therefor: ss. 16, 17,
re-enacted

16. In each year there shall be paid a special support grant of 18 per cent, or such other percentage as may be prescribed, of the net levy of each upper tier municipality and each lower tier municipality, to each such municipality that is situate in the northern part of Ontario. Special
support
grant

17. In each year there shall be paid to the Township of Chisholm, the Township of Airy, the Improvement District of Cameron and any lower tier municipality situated in the Territorial District of Parry Sound, a special support grant of 18 per cent, or such other percentage as may be prescribed, of the net levy of such municipality. Idem

12.—(1) Schedule 2 to the said Act is repealed and the following substituted therefor: Sched. 2,
re-enacted

SCHEDULE 2

POPULATION RANGE	RATE OF GRANT
0 - 5,000	\$7.00 × (Pop.)
5,001 - 10,000	\$ 35,000 + \$7.40 × (Pop. over 5,000)
10,001 - 15,000	\$ 72,000 + \$7.60 × (Pop. over 10,000)
15,001 - 20,000	\$ 110,000 + \$7.80 × (Pop. over 15,000)
20,001 - 25,000	\$ 149,000 + \$8.00 × (Pop. over 20,000)
25,001 - 50,000	\$ 189,000 + \$8.20 × (Pop. over 25,000)
50,001 - 75,000	\$ 394,000 + \$8.40 × (Pop. over 50,000)
75,001 - 100,000	\$ 604,000 + \$8.60 × (Pop. over 75,000)
100,001 - 200,000	\$ 819,000 + \$8.80 × (Pop. over 100,000)
200,001 or more	\$1,699,000 + \$9.00 × (Pop. over 200,000)

(2) Schedule 3 to the said Act is repealed. Sched. 3,
repealed

Commence-
ment

13. This Act shall be deemed to have come into force on the 1st day of January, 1977.

Short title

14. The short title of this Act is *The Ontario Unconditional Grants Amendment Act, 1977*.

SECTION 11. The sections being re-enacted as they presently read are set out below showing underlined the percentages applicable to a special support grant that will be increased to 18 per cent in each case.

16. *In each year there shall be paid a special support grant of 15 per cent, or such other percentage as may be prescribed, of the net levy of each upper tier municipality and each lower tier municipality, to each such municipality that is situate in the northern part of Ontario.*

17. *In each year there shall be paid to the Township of Chisholm, the Improvement District of Cameron and any lower tier municipality situated in the Territorial District of Parry Sound, a special support grant of 7.5 per cent, or such other percentage as may be prescribed, of the net levy of such municipality.*

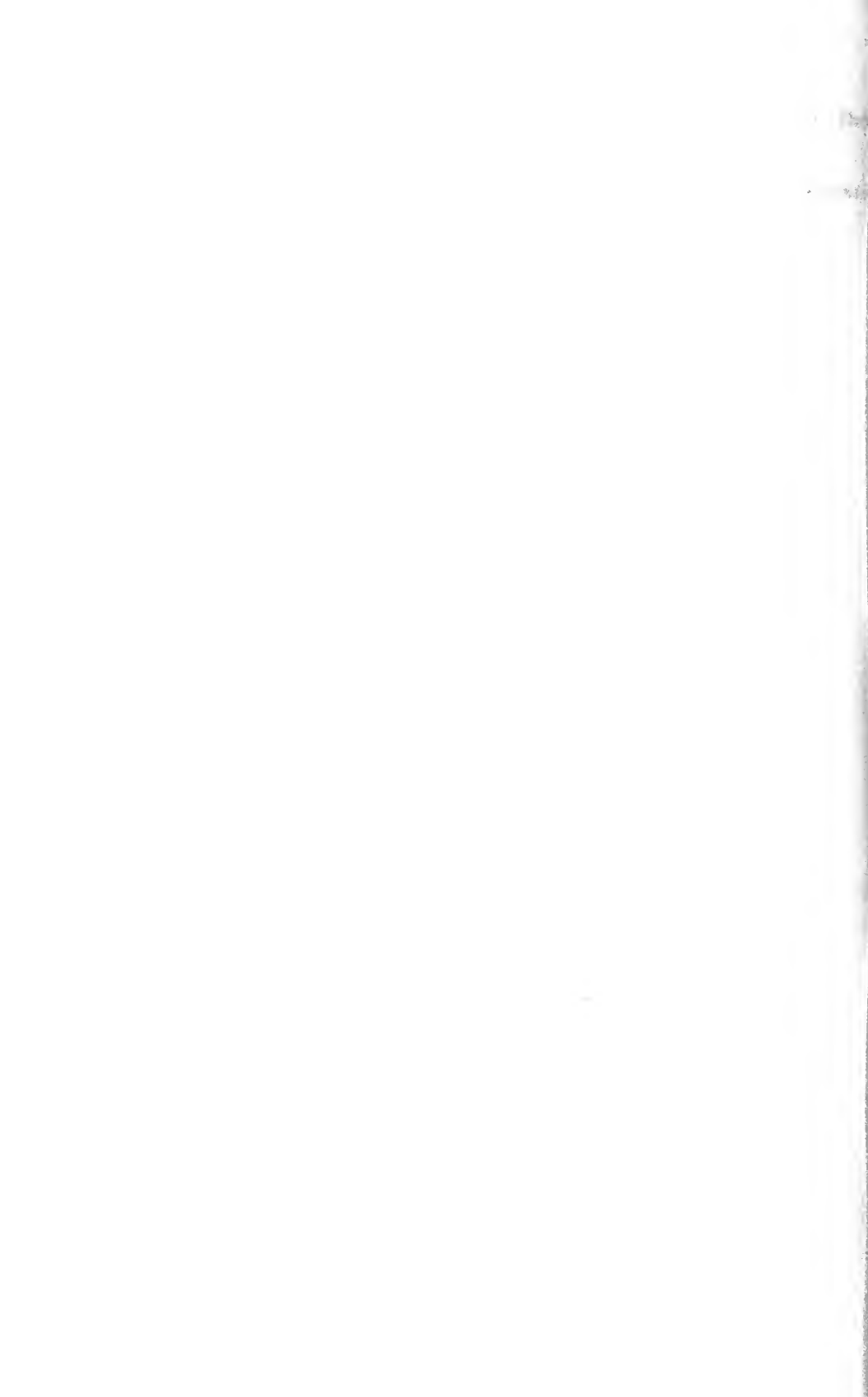
SECTION 12.—Subsection 1. Schedule 2 now reads as follows:

SCHEDULE 2

<i>Population Range</i>	<i>Rate of Grant</i>
0 - 5,000	\$6.00 × (Pop.)
5,001 - 10,000	\$ 30,000 + \$6.40 × (Pop. over 5,000)
10,001 - 15,000	\$ 62,000 + \$6.60 × (Pop. over 10,000)
15,001 - 20,000	\$ 95,000 + \$6.80 × (Pop. over 15,000)
20,001 - 25,000	\$ 129,000 + \$7.00 × (Pop. over 20,000)
25,001 - 50,000	\$ 164,000 + \$7.20 × (Pop. over 25,000)
50,001 - 75,000	\$ 344,000 + \$7.40 × (Pop. over 50,000)
75,001 - 100,000	\$ 529,000 + \$7.60 × (Pop. over 75,000)
100,001 - 200,000	\$ 719,000 + \$7.80 × (Pop. over 100,000)
200,001 or more	\$ 1,499,000 + \$8.00 × (Pop. over 200,000)

The effect of the re-enactment is to increase the amount of grants paid to municipalities on the basis of population by an across-the-board amount of \$1 per capita.

Subsection 2. Complementary to section 3 of the Bill; the Schedule being repealed sets out certain named municipalities and the amount of grants payable to them in the years 1975 and 1976.





An Act to amend
The Ontario Unconditional Grants
Act, 1975

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

BILL 6

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to amend
The Ontario Unconditional Grants Act, 1975**

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

**An Act to amend
The Ontario Unconditional Grants Act, 1975**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 3 and 4 of *The Ontario Unconditional Grants Act, 1975*, being chapter 7, are repealed and the following substituted therefor: ss. 3, 4,
re-enacted

3. In each year there shall be paid to each regional municipality a payment or payments in accordance with the population of the area municipalities within the regional municipality as follows: Per capita
grants

1. \$10 per capita.
2. An amount per capita in accordance with Schedule 1 based on the density of each area municipality.
3. \$15 per capita where a regional municipality is deemed to be a city for the purposes of *The Police Act*. R.S.O. 1970,
c. 351
4. \$10 per capita based on the population of each area municipality providing its own law enforcement by maintaining its own police force or being under contract for the policing of the municipality by the Ontario Provincial Police Force in accordance with *The Police Act*.

4. In each year, the regional municipality shall credit each area municipality with an amount calculated by multiplying the population of the area municipality by the sum of, Credit to
area muni-
cipalities

(a) \$10;

(b) the per capita amount in relation to the area municipality in accordance with Schedule 1 based on the density of the area municipality;

R.S.O. 1970,
c. 351

(c) \$15 where a regional municipality is deemed to be a city for the purposes of *The Police Act*; or

(d) \$10 in relation to each area municipality to which paragraph 4 of section 3 applies.

s. 5 (3),
re-enacted

2. Subsection 3 of section 5 of the said Act is repealed and the following substituted therefor:

Idem

(3) In each year, payments of \$10 per capita shall be made to each municipality providing its own law enforcement by maintaining its own police force, or being under contract for the policing of the municipality by the Ontario Provincial Police Force in accordance with *The Police Act*.

s. 6 (3),
repealed

3. Subsection 3 of section 6 of the said Act is repealed.

s. 7 (4),
repealed

4. Subsection 4 of section 7 of the said Act is repealed.

s. 8,
re-enacted

5. Section 8 of the said Act is repealed and the following substituted therefor:

Transitional
grants

8. The Lieutenant Governor in Council may, to minimize changes in the incidence of local taxation and to promote the development of services on a regional basis, by order, upon such terms and conditions as he considers appropriate, provide for payments to be made,

(a) to any regional municipality or lower tier municipality affected by an amalgamation, annexation or change in the responsibility for the provision of services, for a period not exceeding five years after the effective date of such amalgamation, annexation or change in responsibility; and

(b) to the Township of Goulbourn, the Township of Rideau, and the Township of West Carleton for a period not exceeding five years from the 1st day of January, 1974.

s. 9,
re-enacted

6. Section 9 of the said Act is repealed and the following substituted therefor:

Resource
equalization
grants

9. In each year there shall be paid a resource equalization grant to each lower tier municipality whose equalized assessment per capita in the preceding year is below \$10,650, or such other amount as may be prescribed, in an amount based, in the manner prescribed, on the proportion that 60 per cent of such deficiency of equalized assessment per capita bears to \$10,650 as applied to the net levy of the lower tier municipality.

7. Subsection 3 of section 10 of the said Act is amended by striking out "provided that in 1975, lower tier municipalities in the County of Oxford shall use the estimated 1975 resource equalization grant" in the seventh, eighth, ninth and tenth lines. s. 10 (3),
amended
8. Subsection 2 of section 11 of the said Act is amended by striking out "provided that for the County of Oxford in 1975, the ratio shall be determined using the estimated current year taxes" in the fifth, sixth and seventh lines. s. 11 (2),
amended
9. Subsection 2 of section 13 of the said Act is repealed. s. 13 (2),
repealed
10. Section 14 of the said Act is repealed. s. 14,
repealed
11. Sections 16 and 17 of the said Act are repealed and the following substituted therefor: ss. 16, 17,
re-enacted
16. In each year there shall be paid a special support grant of 18 per cent, or such other percentage as may be prescribed, of the net levy of each upper tier municipality and each lower tier municipality, to each such municipality that is situate in the northern part of Ontario. Special
support
grant
17. In each year there shall be paid to the Township of Chisholm, the Township of Airy, the Improvement District of Cameron and any lower tier municipality situated in the Territorial District of Parry Sound, a special support grant of 18 per cent, or such other percentage as may be prescribed, of the net levy of such municipality. Idem
- 12.—(1) Schedule 2 to the said Act is repealed and the following substituted therefor: Sched. 2,
re-enacted

SCHEDULE 2

POPULATION RANGE	RATE OF GRANT
0 - 5,000	\$7.00 × (Pop.)
5,001 - 10,000	\$ 35,000 + \$7.40 × (Pop. over 5,000)
10,001 - 15,000	\$ 72,000 + \$7.60 × (Pop. over 10,000)
15,001 - 20,000	\$ 110,000 + \$7.80 × (Pop. over 15,000)
20,001 - 25,000	\$ 149,000 + \$8.00 × (Pop. over 20,000)
25,001 - 50,000	\$ 189,000 + \$8.20 × (Pop. over 25,000)
50,001 - 75,000	\$ 394,000 + \$8.40 × (Pop. over 50,000)
75,001 - 100,000	\$ 604,000 + \$8.60 × (Pop. over 75,000)
100,001 - 200,000	\$ 819,000 + \$8.80 × (Pop. over 100,000)
200,001 or more	\$1,699,000 + \$9.00 × (Pop. over 200,000)

- (2) Schedule 3 to the said Act is repealed.

Sched. 3,
repealed

Commence-
ment

13. This Act shall be deemed to have come into force on the 1st day of January, 1977.

Short title

14. The short title of this Act is *The Ontario Unconditional Grants Amendment Act, 1977*.



An Act to amend
The Ontario Unconditional Grants
Act, 1975

1st Reading

June 27th, 1977

2nd Reading

June 29th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. MCKEUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Succession Duty Act

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTES

GENERAL

In accordance with the Treasurer's Budget, the amendments proposed in this Bill provide that the duty-free threshold for estates is raised from \$250,000 to \$300,000. As well, the additional rate will not apply to receipts by an individual of \$300,000 or less. The amendment provides that capital gains tax arising from the deemed disposition at death provisions of the *Income Tax Act* (Canada) may be fully credited against succession duty payable, rather than deducted from aggregate value as a debt of the estate, at the election of the executor. Provision is made for release of new classes of property without the consent of the Minister of Revenue.

SECTION 1.—Subsections 1 and 2. The repeal of clauses *bb* and *cc* of subsections 1 and 5 of section 7 of the Act result in increasing the minimum value of the dutiable estate passing to the preferred and the collateral beneficiaries from \$250,000 to \$300,000.

Subsection 3. The amendment serves to increase the deduction allowed in computing the aggregate value of an estate from \$250,000 to \$300,000.

Subsection 4. The amendment alters the notch provision contained in section 7 (8) (c) (i) to increase the value to be deducted from the aggregate value of the estate from \$250,000 to \$300,000.

SECTION 2. The amendment enacts a new section to permit the executors of an estate to elect to have taxes payable under the *Income Tax Act* (Canada) in respect of certain deemed disposition at death treated as a credit against succession duty payable by each beneficiary. Taxes payable in respect of deemed dispositions under the *Income Tax Act* (Canada) will be disallowed as a debt of the estate in calculating the aggregate value. The amount of such taxes will be allocated as a credit against any succession duty payable by each beneficiary in proportion to that beneficiary's share of the estate to the extent of that beneficiary's liability for succession duty. There may be credited only that portion of such taxes that dutiable value bears to the total value of the estate and only to the extent of that beneficiary's liability for succession duty.

An Act to amend The Succession Duty Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clause *bb* of subsection 1 of section 7 of *The Succession Duty Act*, being chapter 449 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s.7 (1) (bb), repealed
- (2) Clause *cc* of subsection 5 of the said section 7, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s.7 (5) (cc), repealed
- (3) Clause *b* of subsection 7 of the said section 7, as enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed and the following substituted therefor: s.7 (7) (b), re-enacted
- (b) \$300,000.
- (4) Subclause *i* of clause *c* of subsection 8 of the said section 7, as amended by the Statutes of Ontario, 1975, chapter 14, section 1, is further amended by striking out “\$250,000” in the amendment of 1975 and inserting in lieu thereof “\$300,000”. s.7 (8) (c) (i), amended
2. The said Act is amended by adding thereto the following section: s.7a, enacted

7a.—(1) Where,

Application

(a) subsections 5, 5.1 and 5.2 of section 70 of the *Income Tax Act* (Canada) are applicable in respect of a deceased; and 1970-71, c. 63 (Can.)

(b) the executor so elects,

the provisions of this section apply.

Rules that
apply where
election
made under
subs. 1

(2) Where an executor has made a valid election under subsection 1 in the form and manner and at the times prescribed by the regulations, in computing the duty payable by a beneficiary under this Act, the following rules shall apply:

1. Allowance shall not be made under subsection 6 of section 3 for the amount of any tax on deemed dispositions of the deceased.

2. The amount of duty otherwise payable by each beneficiary under this Act shall be reduced by the lesser of,

(a) that proportion of the amount of tax on deemed dispositions of the deceased that,

(i) the elected dutiable value of all property situate in Ontario that passes on the death of the deceased to or for the benefit of the beneficiary, plus the elected dutiable value of all transmissions to the beneficiary, plus the elected dutiable value of all dispositions to the beneficiary that do not come within clause g of subsection 1 of section 5, bears to,

(ii) the elected aggregate value; and

(b) the amount of duty otherwise payable by the beneficiary under this Act.

(3) For the purposes of this section, elected aggregate value and elected dutiable value shall be computed in the manner prescribed by the regulations.

How
elected
aggregate
value
computed

(4) In this section,

Interpre-
tation

(a) "duty otherwise payable" means the duty levied on a beneficiary and on property passing on the death of the deceased to or for the benefit of that beneficiary determined in accordance with this Act as though paragraph 2 of subsection 2 did not apply

(b) "tax on deemed dispositions of the deceased" means the prescribed proportion of tax payable under *The Income Tax Act*, being chapter 217 of the Revised Statutes of Ontario, 1970, and the *Income Tax Act* (Canada) in respect of the deceased fo



SECTION 3. The amendment adds subsection 6a to section 10 of the Act and permits the classes of property that may be disposed of or transferred without the Minister's consent to be broadened by regulation.

SECTION 4. This amendment will enable the current Affidavit of Value and Relationship to be replaced by a simplified return of the estate. A return may also be filed by an executor or person administering the estate.

the taxation year, determined in accordance with those Acts, in which the deceased died, minus an amount equal to the amount of any payment deemed by subsection 6 of section 164 of the *Income Tax Act* (Canada) to have been made.

1970-71,
c. 63 (Can.)

3. Section 10 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 4, is further amended by adding thereto the following subsection: s. 10,
amended

(6a) Notwithstanding anything in this Act, any person or class of persons prescribed by the Minister by regulation may, without the consent of the Minister, deliver, assign, transfer or pay, or permit the delivery, assignment, transfer or payment of, any property or class of property prescribed by the Minister by regulation that is, Where
no consent
necessary

(a) property in which the deceased had at the time of his death any beneficial interest; or

(b) property passing on the death of the deceased,

and that passes on the death of the deceased to or for the benefit of any person or class of persons prescribed by the Minister by regulation.

4. Section 13 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 109, section 5, is repealed and the following substituted therefor: s. 13,
re-enacted

13.—(1) Every person, Filing
return

(a) who is the executor, or one of the executors of, the deceased acting in the administration of his estate; or

(b) to whom or for whose benefit any property situate in Ontario passes on the death of the deceased or to whom there is a transmission or to whom a disposition is made, any of which property, disposition or transmission is not included in a return made under this section by a person described in clause *a* or *c*; or

(c) who, not being an executor of the deceased, is acting in the administration of the estate of the deceased,

shall, within six months after the death of the deceased or within such further period as may be allowed by the Minister,

make and file with the Minister a return, in such form and containing such information as is prescribed by the Minister by regulation, setting forth,

- (d) an inventory of all the property passing on the death of the deceased and of all dispositions made by the deceased of which he has knowledge, and such inventory shall show the value of such property and dispositions; and
- (e) the names of all persons to whom or for whose benefit any property passes on the death of the deceased or to whom there is a transmission or to whom any disposition is made, their places of residence and the degree of relationship in which they stand to the deceased.

Additional
information

(2) Where the Minister considers it necessary, he may in writing demand from any person a statement or information or a return verified by affidavit or in the form of an affidavit deposing the facts known to the deponent concerning any matter or information relating to subsection 1 specified by the Minister in such demand.

Penalty

(3) Every person in Ontario who makes default in complying with subsection 1 or 2 may be required to pay to the Treasurer as a penalty the sum of \$10 for each day during which the default continues.

s. 14 (2),
amended

5. Subsection 2 of section 14 of the said Act is amended by striking out "an affidavit purporting to be the affidavit required by subsection 1 or 2" in the eighth and ninth lines and inserting in lieu thereof "a return purporting to be the return required by subsection 1".

s. 44,
amended

- 6.—(1) Section 44 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 8, is further amended by striking out clause *a* and by adding thereto the following clauses:

- (g) prescribing the form and manner and the times at which an election under section 7*a* shall be made;
- (h) prescribing the terms and conditions and providing for the method of the calculations for the purposes of section 7*a*.

s. 44
amended

- (2) The said section 44 is further amended by adding thereto the following subsections:

SECTION 5. Complementary to section 4 of the Bill.

SECTION 6.—Subsection 1. This amendment adds to the regulation-making power of the Lieutenant Governor in Council those things prescribed by the Act to be done by regulation. Provision is made for the form and manner of calculation to determine the credit against succession duty and the manner of election provided for in section 7*a*. The regulations, if they so provide, will have retroactive effect. The provisions of section 6 are subject to passage of section 2 of this Bill.

Subsection 2. This amendment gives the Minister authority to make regulations where the Act contemplates regulations and to prescribe forms.

Subsection 3. This amendment authorizes retroactive regulations to be made.

SECTION 7.—Subsection 1. Subsection 4 of section 50 of *The Registry Act* is amended to dispense with the Minister's consent for any discharge of mortgage.

Subsection 2. The new subsection 4a is added to section 50 to dispense with the Minister's consent for the registration of conveyances of property for which the Minister's consent is not required under *The Succession Duty Act*.

Subsection 3. The amendment to subsection 9 of section 50 is to up-date the requirement for the registration of consents by dispensing with the Minister's consents for registration of conveyances in respect of deaths occurring prior to January 1, 1950.

SECTION 8.—Subsections 1, 2 and 3. Section 140 of *The Land Titles Act* is amended to parallel the amendments to *The Registry Act* made by section 7 of the Bill.

(2) The Minister may make regulations,

Regulations
by Minister

(a) prescribing, defining or determining anything that the Minister is permitted or required by this Act to prescribe, define or determine;

(b) prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

(3) A regulation, if it so provides, is effective with reference to a period before it was filed. Regulation
may be
retroactive

7.—(1) Subsection 4 of section 50 of *The Registry Act*, being chapter 409 of the Revised Statutes of Ontario, 1970, is amended by striking out "discharge of mortgage" in the third and fourth lines. R.S.O. 1970,
c. 409,
s. 50 (4),
amended

(2) The said section 50, as amended by the Statutes of Ontario, 1972, chapter 133, section 20, is further amended by adding thereto the following subsection: s. 50,
amended

(4a) Notwithstanding subsection 4, the consent of the Minister of Revenue is not required to be attached to or endorsed on any deed, grant, conveyance, mortgage, assignment of mortgage or other instrument purporting to convey, transfer or assign any property that is property prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be property that may be conveyed, transferred or assigned without the consent of the Minister of Revenue. Where
consent
of Minister
not required

(3) Subsection 9 of the said section 50 is repealed and the following substituted therefor: s. 50 (9),
re-enacted

(9) Subsections 4 to 7 do not apply where the deceased person died prior to the 1st day of January, 1950. Application
of subss. 4-7

8.—(1) Subsection 1 of section 140 of *The Land Titles Act*, being chapter 234 of the Revised Statutes of Ontario, 1970, is amended by striking out "and, in the case of the death of the registered owner of a charge where no such entry is being applied for but a cessation of the charge is tendered for registration, such cessation shall not be registered until the above consent is attached thereto or endorsed thereon" in the tenth, eleventh, twelfth, thirteenth and fourteenth lines. R.S.O. 1970,
c. 234,
s. 140 (1),
amended

s. 140,
amended

(2) The said section 140 is amended by adding thereto the following subsection:

Where consent
of Minister
not required

(1a) Notwithstanding subsection 1, the consent of the Minister of Revenue is not required to be attached to or endorsed on the application for transmission of interest or application for entry in respect of any land, charge or interest that is prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be land or a charge or interest that may be conveyed, transferred or assigned without the consent of the Minister of Revenue.

R.S.O. 1970,
c. 449

s. 140 (2),
re-enacted

(3) Subsection 2 of the said section 140 is repealed and the following substituted therefor:

Saving

(2) Subsections 1 and 1a do not apply where the death of the registered owner occurred prior to the 1st day of January, 1950.

Commence-
ment

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

Idem

(2) Sections 1, 2, 3, 4, 5 and 6, shall be deemed to have come into force on the 20th day of April, 1977 and apply in respect of deceased persons dying on and after that date.

Short title

10. The short title of this Act is *The Succession Duty Amendment Act, 1977*.







An Act to amend
The Succession Duty Act

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. MCKEUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Succession Duty Act

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

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

EXPLANATORY NOTES

GENERAL

In accordance with the Treasurer's Budget, the amendments proposed in this Bill provide that the duty-free threshold for estates is raised from \$250,000 to \$300,000. As well, the additional rate will not apply to receipts by an individual of \$300,000 or less. The amendment provides that capital gains tax arising from the deemed disposition at death provisions of the *Income Tax Act* (Canada) may be fully credited against succession duty payable, rather than deducted from aggregate value as a debt of the estate, at the election of the executor. Provision is made for release of new classes of property without the consent of the Minister of Revenue.

SECTION 1.—Subsections 1 and 2. The repeal of clauses *bb* and *cc* of subsections 1 and 5 of section 7 of the Act result in increasing the minimum value of the dutiable estate passing to the preferred and the collateral beneficiaries from \$250,000 to \$300,000.

Subsection 3. The amendment serves to increase the deduction allowed in computing the aggregate value of an estate from \$250,000 to \$300,000.

Subsection 4. The amendment alters the notch provision contained in section 7 (8) (c) (i) to increase the value to be deducted from the aggregate value of the estate from \$250,000 to \$300,000.

SECTION 2. The amendment enacts a new section to permit the executors of an estate to elect to have taxes payable under the *Income Tax Act* (Canada) in respect of certain deemed disposition on death treated as a credit against succession duty payable by each beneficiary. Taxes payable in respect of deemed dispositions under the *Income Tax Act* (Canada) will be disallowed as a debt of the estate in calculating the aggregate value. The amount of such taxes will be allocated as a credit against any succession duty payable by each beneficiary in proportion to that beneficiary's share of the estate to the extent of that beneficiary's liability for succession duty. There may be credited only that portion of such taxes that dutiable value bears to the total value of the estate and only to the extent of that beneficiary's liability for succession duty.

BILL 7

1977

An Act to amend The Succession Duty Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clause *bb* of subsection 1 of section 7 of *The Succession Duty Act*, being chapter 449 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s. 7 (1) (bb), repealed
 - (2) Clause *cc* of subsection 5 of the said section 7, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s. 7 (5) (cc), repealed
 - (3) Clause *b* of subsection 7 of the said section 7, as enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed and the following substituted therefor: s. 7 (7) (b), re-enacted

(b) \$300,000.
 - (4) Subclause *i* of clause *c* of subsection 8 of the said section 7, as amended by the Statutes of Ontario, 1975, chapter 14, section 1, is further amended by striking out “\$250,000” in the amendment of 1975 and inserting in lieu thereof “\$300,000”. s. 7 (8) (c) (i), amended
2. The said Act is amended by adding thereto the following section: s. 7a, enacted

7a.—(1) Where,

Application

(a) subsections 5, 5.1 and 5.2 of section 70 of the *Income Tax Act* (Canada) are applicable in respect of a deceased; and 1970-71, c. 63 (Can.)

(b) the executor so elects,

the provisions of this section apply.

Rules that
apply where
election
made under
subs. 1

(2) Where an executor has made a valid election under subsection 1 in the form and manner and at the times prescribed by the regulations, in computing the duty payable by a beneficiary under this Act, the following rules shall apply:

1. Allowance shall not be made under subsection 6 of section 3 for the amount of any tax on deemed dispositions of the deceased.

2. The amount of duty otherwise payable by each beneficiary under this Act shall be reduced by the lesser of,

(a) that proportion of the amount of tax on deemed dispositions of the deceased that,

(i) the elected dutiable value of all property situate in Ontario that passes on the death of the deceased to or for the benefit of the beneficiary, plus the elected dutiable value of all transmissions to the beneficiary, plus the elected dutiable value of all dispositions to the beneficiary that do not come within clause *g* of subsection 1 of section 5, bears to,

(ii) the elected aggregate value; and

(b) the amount of duty otherwise payable by the beneficiary under this Act.

(3) For the purposes of this section, elected aggregate value and elected dutiable value shall be computed in the manner prescribed by the regulations.

(4) In this section,

(a) "duty otherwise payable" means the duty levied on a beneficiary and on property passing on the death of the deceased to or for the benefit of that beneficiary determined in accordance with this Act as though paragraph 2 of subsection 2 did not apply;

(b) "tax on deemed dispositions of the deceased" means the prescribed proportion of tax payable under *The Income Tax Act*, being chapter 217 of the Revised Statutes of Ontario, 1970, and the *Income Tax Act* (Canada) in respect of the deceased for

How
elected
aggregate
value
computed

Interpre-
tation



SECTION 3. The amendment adds subsection 6a to section 10 of the Act and permits the classes of property that may be disposed of or transferred without the Minister's consent to be broadened by regulation.

SECTION 4. This amendment will enable the current Affidavit of Value and Relationship to be replaced by a simplified return of the estate. A return may also be filed by an executor or person administering the estate.

the taxation year, determined in accordance with those Acts, in which the deceased died, minus an amount equal to the amount of any payment deemed by subsection 6 of section 164 of the *Income Tax Act* (Canada) to have been made.

1970-71,
c. 63 (Can.)

3. Section 10 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 4, is further amended by adding thereto the following subsection:

s. 10,
amended

(6a) Notwithstanding anything in this Act, any person or class of persons prescribed by the Minister by regulation may, without the consent of the Minister, deliver, assign, transfer or pay, or permit the delivery, assignment, transfer or payment of, any property or class of property prescribed by the Minister by regulation that is,

Where
no consent
necessary

(a) property in which the deceased had at the time of his death any beneficial interest; or

(b) property passing on the death of the deceased,

and that passes on the death of the deceased to or for the benefit of any person or class of persons prescribed by the Minister by regulation.

4. Section 13 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 109, section 5, is repealed and the following substituted therefor:

s. 13,
re-enacted

13.—(1) Every person,

Filing
return

(a) who is the executor, or one of the executors of, the deceased acting in the administration of his estate; or

(b) to whom or for whose benefit any property situate in Ontario passes on the death of the deceased or to whom there is a transmission or to whom a disposition is made, any of which property, disposition or transmission is not included in a return made under this section by a person described in clause *a* or *c*; or

(c) who, not being an executor of the deceased, is acting in the administration of the estate of the deceased,

shall, within six months after the death of the deceased or within such further period as may be allowed by the Minister,

make and file with the Minister a return, in such form and containing such information as is prescribed by the Minister by regulation, setting forth,

- (d) an inventory of all the property passing on the death of the deceased and of all dispositions made by the deceased of which he has knowledge, and such inventory shall show the value of such property and dispositions; and
- (e) the names of all persons to whom or for whose benefit any property passes on the death of the deceased or to whom there is a transmission or to whom any disposition is made, their places of residence and the degree of relationship in which they stand to the deceased.

Additional
information

(2) Where the Minister considers it necessary, he may in writing demand from any person a statement or information or a return verified by affidavit or in the form of an affidavit deposing the facts known to the deponent concerning any matter or information relating to subsection 1 specified by the Minister in such demand.

Penalty

(3) Every person in Ontario who makes default in complying with subsection 1 or 2 may be required to pay to the Treasurer as a penalty the sum of \$10 for each day during which the default continues.

s. 14 (2),
amended

5. Subsection 2 of section 14 of the said Act is amended by striking out "an affidavit purporting to be the affidavit required by subsection 1 or 2" in the eighth and ninth lines and inserting in lieu thereof "a return purporting to be the return required by subsection 1".

s. 44,
amended

- 6.—(1) Section 44 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 8, is further amended by striking out clause *a* and by adding thereto the following clauses:

- (g) prescribing the form and manner and the times at which an election under section 7*a* shall be made;
- (h) prescribing the terms and conditions and providing for the method of the calculations for the purposes of section 7*a*.

s. 44
amended

- (2) The said section 44 is further amended by adding thereto the following subsections:

SECTION 5. Complementary to section 4 of the Bill.

SECTION 6.—Subsection 1. This amendment adds to the regulation-making power of the Lieutenant Governor in Council those things prescribed by the Act to be done by regulation. Provision is made for the form and manner of calculation to determine the credit against succession duty and the manner of election provided for in section 7*a*. The regulations, if they so provide, will have retroactive effect. The provisions of section 6 are subject to passage of section 2 of this Bill.

Subsection 2. This amendment gives the Minister authority to make regulations where the Act contemplates regulations and to prescribe forms.

Subsection 3. This amendment authorizes retroactive regulations to be made.

SECTION 7.—Subsection 1. Subsection 4 of section 50 of *The Registry Act* is amended to dispense with the Minister's consent for any discharge of mortgage.

Subsection 2. The new subsection 4a is added to section 50 to dispense with the Minister's consent for the registration of conveyances of property for which the Minister's consent is not required under *The Succession Duty Act*.

Subsection 3. The amendment to subsection 9 of section 50 is to up-date the requirement for the registration of consents by dispensing with the Minister's consents for registration of conveyances in respect of deaths occurring prior to January 1, 1950.

SECTION 8.—Subsections 1, 2 and 3. Section 140 of *The Land Titles Act* is amended to parallel the amendments to *The Registry Act* made by section 7 of the Bill.

(2) The Minister may make regulations,

Regulations
by Minister

- (a) prescribing, defining or determining anything that the Minister is permitted or required by this Act to prescribe, define or determine;
- (b) prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

(3) A regulation made under subsection 1 or 2 may be made effective retroactively to a date not earlier than the 20th day of April, 1977.

Regulation
may be
retroactive

7.—(1) Subsection 4 of section 50 of *The Registry Act*, being chapter 409 of the Revised Statutes of Ontario, 1970, is amended by striking out "discharge of mortgage" in the third and fourth lines.

R.S.O. 1970,
c. 409,
s. 50 (4),
amended

(2) The said section 50, as amended by the Statutes of Ontario, 1972, chapter 133, section 20, is further amended by adding thereto the following subsection:

s. 50,
amended

(4a) Notwithstanding subsection 4, the consent of the Minister of Revenue is not required to be attached to or endorsed on any deed, grant, conveyance, mortgage, assignment of mortgage or other instrument purporting to convey, transfer or assign any property that is property prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be property that may be conveyed, transferred or assigned without the consent of the Minister of Revenue.

Where
consent
of Minister
not required

R.S.O. 1970,
c. 449

(3) Subsection 9 of the said section 50 is repealed and the following substituted therefor:

s. 50 (9),
re-enacted

(9) Subsections 4 to 7 do not apply where the deceased person died prior to the 1st day of January, 1950.

Application
of subs. 4-7

8.—(1) Subsection 1 of section 140 of *The Land Titles Act*, being chapter 234 of the Revised Statutes of Ontario, 1970, is amended by striking out "and, in the case of the death of the registered owner of a charge where no such entry is being applied for but a cessation of the charge is tendered for registration, such cessation shall not be registered until the above consent is attached thereto or endorsed thereon" in the tenth, eleventh, twelfth, thirteenth and fourteenth lines.

R.S.O. 1970,
c. 234,
s. 140 (1),
amended

s. 140,
amended

- (2) The said section 140 is amended by adding thereto the following subsection:

Where consent
of Minister
not required

(1a) Notwithstanding subsection 1, the consent of the Minister of Revenue is not required to be attached to or endorsed on the application for transmission of interest or application for entry in respect of any land, charge or interest that is prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be land or a charge or interest that may be conveyed, transferred or assigned without the consent of the Minister of Revenue.

R.S.O. 1970,
c. 449

s. 140 (2),
re-enacted

- (3) Subsection 2 of the said section 140 is repealed and the following substituted therefor:

Saving

(2) Subsections 1 and 1a do not apply where the death of the registered owner occurred prior to the 1st day of January, 1950.

Commence-
ment

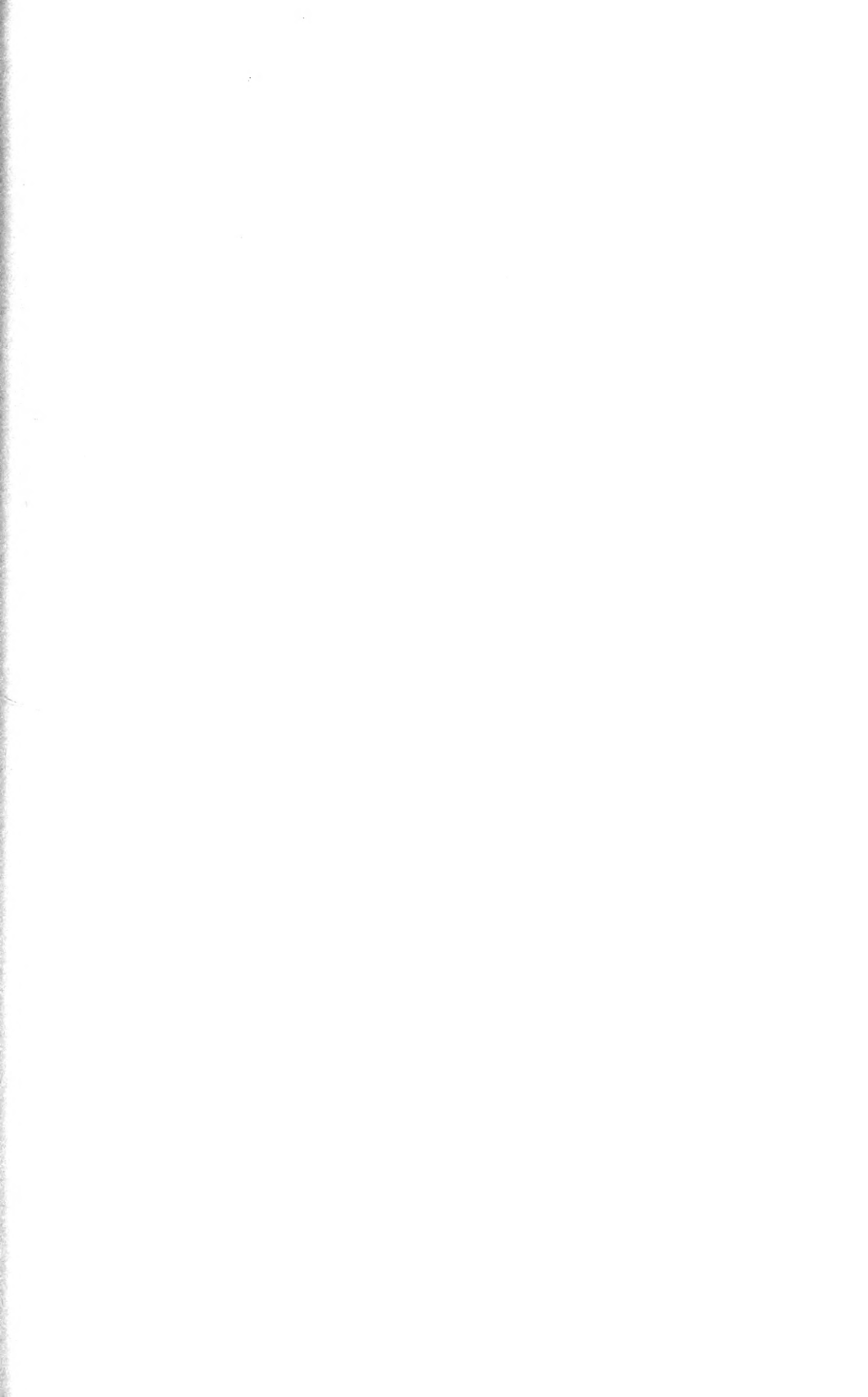
- 9.—(1) This Act, except sections 1, 2, 3, 4, 5 and 6, comes into force on the day it receives Royal Assent.

Idem

- (2) Sections 1, 2, 3, 4, 5 and 6, shall be deemed to have come into force on the 20th day of April, 1977 and apply in respect of deceased persons dying on and after that date.

Short title

10. The short title of this Act is *The Succession Duty Amendment Act, 1977*.







An Act to amend
The Succession Duty Act

1st Reading

June 27th, 1977

2nd Reading

June 30th, 1977

3rd Reading

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

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

BILL 7

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Succession Duty Act

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs



An Act to amend The Succession Duty Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clause *bb* of subsection 1 of section 7 of *The Succession Duty Act*, being chapter 449 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s. 7 (1) (bb), repealed
- (2) Clause *cc* of subsection 5 of the said section 7, as re-enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed. s. 7 (5) (cc), repealed
- (3) Clause *b* of subsection 7 of the said section 7, as enacted by the Statutes of Ontario, 1975, chapter 14, section 1, is repealed and the following substituted therefor: s. 7 (7) (b), re-enacted
- (b) \$300,000.
- (4) Subclause *i* of clause *c* of subsection 8 of the said section 7, as amended by the Statutes of Ontario, 1975, chapter 14, section 1, is further amended by striking out "\$250,000" in the amendment of 1975 and inserting in lieu thereof "\$300,000". s. 7 (8) (c) (i), amended
2. The said Act is amended by adding thereto the following section: s. 7a, enacted

7a.—(1) Where,

Application

(a) subsections 5, 5.1 and 5.2 of section 70 of the *Income Tax Act* (Canada) are applicable in respect of a deceased; and 1970-71, c. 63 (Can.)

(b) the executor so elects,

the provisions of this section apply.

Rules that
apply where
election
made under
subs. 1

(2) Where an executor has made a valid election under subsection 1 in the form and manner and at the times prescribed by the regulations, in computing the duty payable by a beneficiary under this Act, the following rules shall apply:

1. Allowance shall not be made under subsection 6 of section 3 for the amount of any tax on deemed dispositions of the deceased.

2. The amount of duty otherwise payable by each beneficiary under this Act shall be reduced by the lesser of,

(a) that proportion of the amount of tax on deemed dispositions of the deceased that,

(i) the elected dutiable value of all property situate in Ontario that passes on the death of the deceased to or for the benefit of the beneficiary, plus the elected dutiable value of all transmissions to the beneficiary, plus the elected dutiable value of all dispositions to the beneficiary that do not come within clause g of subsection 1 of section 5, bears to,

(ii) the elected aggregate value; and

(b) the amount of duty otherwise payable by the beneficiary under this Act.

(3) For the purposes of this section, elected aggregate value and elected dutiable value shall be computed in the manner prescribed by the regulations.

How
elected
aggregate
value
computed

Interpre-
tation

(4) In this section,

(a) "duty otherwise payable" means the duty levied on a beneficiary and on property passing on the death of the deceased to or for the benefit of that beneficiary determined in accordance with this Act as though paragraph 2 of subsection 2 did not apply;

(b) "tax on deemed dispositions of the deceased" means the prescribed proportion of tax payable under *The Income Tax Act*, being chapter 217 of the Revised Statutes of Ontario, 1970, and the *Income Tax Act* (Canada) in respect of the deceased for

the taxation year, determined in accordance with those Acts, in which the deceased died, minus an amount equal to the amount of any payment deemed by subsection 6 of section 164 of the *Income Tax Act* (Canada) to have been made.

1970-71,
c. 63 (Can.)

3. Section 10 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 4, is further amended by adding thereto the following subsection:

s. 10,
amended

(6a) Notwithstanding anything in this Act, any person or class of persons prescribed by the Minister by regulation may, without the consent of the Minister, deliver, assign, transfer or pay, or permit the delivery, assignment, transfer or payment of, any property or class of property prescribed by the Minister by regulation that is,

Where
no consent
necessary

(a) property in which the deceased had at the time of his death any beneficial interest; or

(b) property passing on the death of the deceased,

and that passes on the death of the deceased to or for the benefit of any person or class of persons prescribed by the Minister by regulation.

4. Section 13 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 109, section 5, is repealed and the following substituted therefor:

s. 13,
re-enacted

13.—(1) Every person,

Filing
return

(a) who is the executor, or one of the executors of, the deceased acting in the administration of his estate; or

(b) to whom or for whose benefit any property situate in Ontario passes on the death of the deceased or to whom there is a transmission or to whom a disposition is made, any of which property, disposition or transmission is not included in a return made under this section by a person described in clause *a* or *c*; or

(c) who, not being an executor of the deceased, is acting in the administration of the estate of the deceased,

shall, within six months after the death of the deceased or within such further period as may be allowed by the Minister,

make and file with the Minister a return, in such form and containing such information as is prescribed by the Minister by regulation, setting forth,

- (d) an inventory of all the property passing on the death of the deceased and of all dispositions made by the deceased of which he has knowledge, and such inventory shall show the value of such property and dispositions; and
- (e) the names of all persons to whom or for whose benefit any property passes on the death of the deceased or to whom there is a transmission or to whom any disposition is made, their places of residence and the degree of relationship in which they stand to the deceased.

Additional
information

(2) Where the Minister considers it necessary, he may in writing demand from any person a statement or information or a return verified by affidavit or in the form of an affidavit deposing the facts known to the deponent concerning any matter or information relating to subsection 1 specified by the Minister in such demand.

Penalty

(3) Every person in Ontario who makes default in complying with subsection 1 or 2 may be required to pay to the Treasurer as a penalty the sum of \$10 for each day during which the default continues.

s. 14 (2),
amended

5. Subsection 2 of section 14 of the said Act is amended by striking out "an affidavit purporting to be the affidavit required by subsection 1 or 2" in the eighth and ninth lines and inserting in lieu thereof "a return purporting to be the return required by subsection 1".

s. 44,
amended

- 6.—(1) Section 44 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 20, section 8, is further amended by striking out clause *a* and by adding thereto the following clauses:

- (g) prescribing the form and manner and the times at which an election under section 7*a* shall be made;
- (h) prescribing the terms and conditions and providing for the method of the calculations for the purposes of section 7*a*.

s. 44
amended

- (2) The said section 44 is further amended by adding thereto the following subsections:

(2) The Minister may make regulations,

Regulations
by Minister

- (a) prescribing, defining or determining anything that the Minister is permitted or required by this Act to prescribe, define or determine;
- (b) prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

(3) A regulation made under subsection 1 or 2 may be made effective retroactively to a date not earlier than the 20th day of April, 1977. Regulation may be retroactive

7.—(1) Subsection 4 of section 50 of *The Registry Act*, being chapter 409 of the Revised Statutes of Ontario, 1970, is amended by striking out "discharge of mortgage" in the third and fourth lines. R.S.O. 1970, c. 409, s. 50 (4), amended

(2) The said section 50, as amended by the Statutes of Ontario, 1972, chapter 133, section 20, is further amended by adding thereto the following subsection: s. 50, amended

(4a) Notwithstanding subsection 4, the consent of the Minister of Revenue is not required to be attached to or endorsed on any deed, grant, conveyance, mortgage, assignment of mortgage or other instrument purporting to convey, transfer or assign any property that is property prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be property that may be conveyed, transferred or assigned without the consent of the Minister of Revenue. Where consent of Minister not required

(3) Subsection 9 of the said section 50 is repealed and the following substituted therefor: s. 50 (9), re-enacted

(9) Subsections 4 to 7 do not apply where the deceased person died prior to the 1st day of January, 1950. Application of subss. 4-7

8.—(1) Subsection 1 of section 140 of *The Land Titles Act*, being chapter 234 of the Revised Statutes of Ontario, 1970, is amended by striking out "and, in the case of the death of the registered owner of a charge where no such entry is being applied for but a cessation of the charge is tendered for registration, such cessation shall not be registered until the above consent is attached thereto or endorsed thereon" in the tenth, eleventh, twelfth, thirteenth and fourteenth lines. R.S.O. 1970, c. 234, s. 140 (1), amended

s. 140,
amended

(2) The said section 140 is amended by adding thereto the following subsection:

Where consent
of Minister
not required

(1a) Notwithstanding subsection 1, the consent of the Minister of Revenue is not required to be attached to or endorsed on the application for transmission of interest or application for entry in respect of any land, charge or interest that is prescribed by the Minister of Revenue by regulations made under *The Succession Duty Act* to be land or a charge or interest that may be conveyed, transferred or assigned without the consent of the Minister of Revenue.

R.S.O. 1970,
c. 449

s. 140 (2),
re-enacted

(3) Subsection 2 of the said section 140 is repealed and the following substituted therefor:

Saving

(2) Subsections 1 and 1a do not apply where the death of the registered owner occurred prior to the 1st day of January, 1950.

Commence-
ment

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

Idem

(2) Sections 1, 2, 3, 4, 5 and 6, shall be deemed to have come into force on the 20th day of April, 1977 and apply in respect of deceased persons dying on and after that date.

Short title

10. The short title of this Act is *The Succession Duty Amendment Act, 1977*.







An Act to amend
The Succession Duty Act

1st Reading

June 27th, 1977

2nd Reading

June 30th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to authorize the Raising of Money on the Credit
of the Consolidated Revenue Fund**

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

TORONTO

PRINTED BY J. C. THATCHER, QUEEN'S PRINTER FOR ONTARIO

EXPLANATORY NOTE

The Bill provides authority for the borrowing of moneys not otherwise authorized by any other Act.

The principal borrowings authorized under *The Ontario Loan Act* in recent years have been.

1. Borrowings from the Canada Pension Plan.
2. The Ontario Treasury Bill program.
3. CMHC Waste Control Loans.
4. Federal-Provincial-Municipal Loan programs.

The authorization in the Bill to raise by way of loan up to \$1 billion is intended to cover the following estimated borrowing requirements:

1. Canada Pension Plan borrowings through to June, 1978.
2. Repayment of Ontario debt maturities.
3. Interim financing, as necessary.

BILL 8

1977

An Act to authorize the Raising of Money on the Credit of the Consolidated Revenue Fund

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Lieutenant Governor in Council is hereby authorized to raise from time to time by way of loan in any manner provided by *The Financial Administration Act* such sum or sums of money as are considered necessary for discharging any indebtedness or obligation of Ontario, for making any payments authorized or required by any Act to be made out of the Consolidated Revenue Fund or for reimbursing the Consolidated Revenue Fund for any moneys expended for any of such purposes, provided that the principal amount of any securities issued and temporary loans raised under the authority of this Act shall not exceed in the aggregate \$1,000,000,000.

Loans up to
\$1,000,000,000

R.S.O. 1970,
c. 166

(2) The sum or sums of money authorized to be raised by subsection 1 for the purposes mentioned therein shall be in addition to all sums of money authorized to be raised by way of loan under any other Act.

Idem

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

Royal
Commence-
ment

3. The short title of this Act is *The Ontario Loan Act, 1977*.

Short title

An Act to authorize the Raising of Money
on the Credit of the Consolidated Revenue
Fund

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

BILL 8

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to authorize the Raising of Money on the Credit
of the Consolidated Revenue Fund**

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs



BILL 8

1977

An Act to authorize the Raising of Money on the Credit of the Consolidated Revenue Fund

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Lieutenant Governor in Council is hereby authorized to raise from time to time by way of loan in any manner provided by *The Financial Administration Act* such sum or sums of money as are considered necessary for discharging any indebtedness or obligation of Ontario, for making any payments authorized or required by any Act to be made out of the Consolidated Revenue Fund or for reimbursing the Consolidated Revenue Fund for any moneys expended for any of such purposes, provided that the principal amount of any securities issued and temporary loans raised under the authority of this Act shall not exceed in the aggregate \$1,000,000,000.

Loans up to \$1,000,000,000
R.S.O. 1970, c. 166

(2) The sum or sums of money authorized to be raised by subsection 1 for the purposes mentioned therein shall be in addition to all sums of money authorized to be raised by way of loan under any other Act.

Idem

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

Commencement

3. The short title of this Act is *The Ontario Loan Act, 1977*.

Short title

An Act to authorize the Raising of Money
on the Credit of the Consolidated Revenue
Fund

1st Reading

June 27th, 1977

2nd Reading

June 29th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. MCKEUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting the
Registration of Venture Investment Corporations**

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTE

The purpose of this Bill is to provide a means of mobilizing new sources of risk capital and managerial assistance for small businesses. Ancillary amendments to *The Corporations Tax Act, 1972* will be introduced later this year.

For taxation purposes, a corporate investor investing in a registered venture investment corporation will be permitted to deduct 250 per cent of the investment from its taxable income. This deduction may be carried forward indefinitely against future income. Upon disposition of the shares in the venture investment corporation on transfer or redemption of such shares or on revocation of registration of the venture investment corporation, 250 per cent of the proceeds of disposition will be included in the investor's income for that year. Proceeds in excess of the original investment will be taxed in the hands of the recipient as capital gains. Capital losses will not be allowed since the deferred taxes on the loss portion of the investment will not be recovered. Venture investment corporations will be subject, in the usual manner, to income and capital taxes.

The major provisions of the Bill are as follows:

1. A system of registration for venture investment corporations is established under the Ministry of Consumer and Commercial Relations.
2. A corporation incorporated under *The Business Corporations Act* may be registered as a venture investment corporation by filing a proposal containing prescribed information. A corporation is entitled to registration unless it fails to comply with the provisions of the Bill.
3. Where a corporation is refused registration or registration is proposed to be revoked, the corporation has the right of appeal to the Ontario Securities Commission.
4. A corporation may be registered as a venture investment corporation only if,
 - (a) the corporation has never previously carried on business;
 - (b) a majority of the directors are resident Canadians;
 - (c) the corporation has objects only to assist in the development of small businesses by,
 - (i) providing capital through the acquisition and holding of shares and notes, bonds, debentures or similar applications, and
 - (ii) providing business and managerial expertise to small businesses;
 - (d) the corporation has issued and outstanding capital of the value of \$250,000 or more; and
 - (e) the corporate name includes the words "venture investment corporation".

5. A venture investment corporation is required to maintain a requisite level of issued and outstanding capital. At the end of the fourth year of its registration and thereafter, a venture investment corporation must maintain at least \$750,000 of issued and outstanding capital.
6. Prior to the end of its first fiscal year, a venture investment corporation must have invested and at all times maintain 60 per cent or more of its capital in "eligible investments". Prior to the end of its second fiscal year and thereafter, such a corporation must have invested and at all times maintain 80 per cent or more of its capital in "eligible investments".
7. An "eligible investment" is one in which all of the following criteria are met:
 - (a) the investment must be in a small business that meets the prescribed limits of number of employees and amount of assets and profits;
 - (b) 90 per cent or more of the assets of the small business are situate in Ontario and 90 per cent or more of its wages and salaries are paid to residents of Ontario;
 - (c) the investment must not be used by the small business for the purpose of relending, investment in land, or reinvestment outside Canada;
 - (d) the venture investment corporation must not hold more than 40 per cent of the equity shares of the small business; and
 - (e) the small business must meet Canadian control requirements.
8. A small business is not Canadian controlled if the total number of equity shares owned by non-residents exceeds 25 per cent of the total number of issued and outstanding equity shares or if any single non-resident owns 10 per cent or more of the total number of issued and outstanding equity shares.
9. Once a small business ceases to be an eligible investment by reason of moving outside of the small business criteria or failing to meet the Canadian control test, the investment will be considered to remain eligible for a period of two years.
10. All investments made by a venture investment corporation must be at arm's-length of its shareholders, officers and directors. Provision is made to ensure that the venture investment corporation will not be able to invest in a subsidiary, affiliate, related person or holding corporation of itself or of any investor in the venture investment corporation or of any officer or director of the venture investment corporation.
11. In lending money to a small business, a venture investment corporation may not require the personal guarantee of or security from any individual.
12. A venture investment corporation is not permitted to offer its securities to the public.
13. Every venture investment corporation, notwithstanding that it may otherwise be exempt under the provisions of *The Business*

Corporations Act, is required to appoint an auditor and to keep the financial statements required by *The Business Corporations Act*.

14. Financial statements of a venture investment corporation are required to be kept on a corporate fiscal year basis. These financial statements must be filed with the Minister.
15. A venture investment corporation is required to keep a record of all amounts of money or other consideration received from any small business, including the amount, if any, received by the venture investment corporation as fees for providing business and management counselling.
16. A venture investment corporation is required to supply the Minister with particulars of any purchase and sale of securities.
17. The Minister is given authority to examine the books and records of a venture investment corporation.
18. The Bill contains a prohibition against disclosure of any information obtained from a venture investment corporation.

An Act respecting the Registration of Venture Investment Corporations

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Interpre-
tation

- (a) “articles of incorporation” or “articles” means the original or restated articles of incorporation, articles of amalgamation, letters patent, supplementary letters patent, a special Act and any other instrument by which a corporation is incorporated, and includes any amendments thereto;
- (b) “associate”, where used to indicate a relationship with any person, means,
 - (i) any body corporate of which such person beneficially owns, directly or indirectly, equity shares carrying more than 10 per cent of the voting rights attached to all equity shares of the body corporate for the time being,
 - (ii) any partner of that person acting by or for the partnership of which they are both partners,
 - (iii) any trust or estate in which such person has a substantial beneficial interest or in respect of which such person serves as trustee or in a similar capacity,
 - (iv) any spouse, parent, son or daughter, brother or sister of that person, or
 - (v) any relative of such person or of his spouse, other than a relative referred to in subclause iv, who has the same home as such person;

- (c) "body corporate" means any body corporate whether or not it is a corporation to which *The Business Corporations Act* applies;
- (d) "certified copy" means,
- (i) in relation to a document of a body corporate, a copy of the document certified to be a true copy under the seal of the body corporate and signed by an officer thereof,
 - (ii) in relation to a document issued by a court, a copy of the document certified to be a true copy under the seal of the court and signed by the registrar or clerk thereof,
 - (iii) in relation to a document in the custody of the Ministry, a copy of the document certified to be a true copy under the seal of the Minister and signed by the Minister or by such officer of the Ministry as is designated by the regulations;
- (e) "corporation" means a body corporate with share capital to which *The Business Corporations Act* applies;
- (f) "debt obligation" means a bond, debenture, note or other similar obligation of a body corporate, whether secured or unsecured;
- (g) "director" means a member of the board of directors of a body corporate or any other individual who performs functions for the body corporate similar to those normally performed by an individual occupying the position of director;
- (h) "eligible investment" means an investment in a small business that complies with section 10;
- (i) "equity share" means any share of any class of shares of a body corporate carrying voting rights under all circumstances and any share of any class of shares carrying voting rights by reason of the occurrence of any contingency that has occurred and is continuing;
- (j) "investment" means the purchase or acquisition from a small business by a venture investment corporation of the securities issued by that small business;

- (k) "land" includes land and any estate, right or interest therein, a leasehold interest or estate, the interest of an optionee, the interest of a purchaser under an agreement to sell land or goodwill attributable to the location of land or to the existence thereon of any building or fixture, and fixtures;
- (l) "Minister" means the Minister of Consumer and Commercial Relations or such other member of the Executive Council to whom the administration of this Act is assigned;
- (m) "Ministry" means the Ministry of the Minister;
- (n) "officer" means the chairman or any vice-chairman of the board of directors, the president, any vice-president, the secretary, any assistant secretary, the treasurer, any assistant treasurer, the general manager, or any other person designated an officer by by-law or resolution of the directors or any other individual who performs functions for the body corporate similar to those normally performed by an individual occupying any such office;
- (o) "prescribed" means prescribed by the regulations;
- (p) "register" means the register under this Act;
- (q) "regulations" means the regulations made under this Act;
- (r) "related person", where used to indicate a relationship with any person, means,
- (i) any spouse, parent, son or daughter, brother or sister of that person,
 - (ii) any relative of such person or of his spouse, other than a relative referred to in subclause i, who has the same home as such person, or
 - (iii) any body corporate of which such person and any of the persons referred to in subclause i or ii or the partner or employer of such person, either alone or in combination beneficially owns, directly or indirectly, equity shares carrying more than 50 per cent of the voting rights attached to all equity shares of a body corporate for the time being outstanding;

- (s) "resident Canadian" means an individual who is a Canadian citizen or has been lawfully admitted to Canada for permanent residence and who is ordinarily resident in Canada;
- (t) "security" means any share of any class of shares or any debt obligation of a body corporate;
- (u) "small business" means a body corporate having the number of employees and the amount of assets and profits that fall within the prescribed limits;
- (v) "Tribunal" means the Ontario Securities Commission;
- (w) "venture investment corporation" means a corporation registered under this Act.

Interpre-
tation:
subsidiary
body
corporate

(2) For the purposes of this Act, a body corporate shall be deemed to be a subsidiary of another body corporate if, but only if,

(a) it is controlled by,

(i) that other,

(ii) that other and one or more bodies corporate each of which is controlled by that other, or

(iii) two or more bodies corporate each of which is controlled by that other; or

(b) it is a subsidiary of a body corporate that is that other's subsidiary.

holding
body
corporate

(3) For the purposes of this Act, a body corporate shall be deemed to be another's holding body corporate if, but only if, that other is its subsidiary.

affiliated
body
corporate

(4) For the purposes of this Act, one body corporate shall be deemed to be affiliated with another body corporate if, but only if, one of them is the subsidiary of the other or both are subsidiaries of the same body corporate or each of them is controlled by the same person.

Control

(5) Unless otherwise prescribed, a body corporate shall be deemed to be controlled by another person or by two or more bodies corporate if, but only if,

- (a) shares of the first-mentioned body corporate carrying more than 50 per cent of the votes for the election of directors are held, other than by way of security only, by or for the benefit of such other person or by or for the benefit of such other bodies corporate; and
- (b) the votes carried by such shares are sufficient if exercised to elect a majority of the board of directors of the first-mentioned body corporate.

(6) In calculating the total number of equity shares of a body corporate beneficially owned or controlled, for the purposes of this Act, the total number shall be calculated as the total of all the shares actually owned or controlled, but each share that carries the right to more than one vote shall be calculated as the number of shares equalling the total number of votes carried.

Calculation of total number of equity shares

(7) In determining the number of shareholders of a body corporate, for the purposes of this Act, two or more persons holding the same share or shares jointly shall be counted as one shareholder.

Number of shareholders

(8) For the purpose of determining whether or not a body corporate is a small business, there shall be taken into account the number of employees and the amount of assets and profits of any affiliate of such body corporate.

Determination of small business

2.—(1) Where all the shares of a corporation are with par value, its issued and outstanding capital shall be expressed in Canadian or other currency, or partly in one currency and partly in another, and is an amount equal to the total of the products of the number of such issued and outstanding shares of each class multiplied by the par value thereof less such decreases in the issued and outstanding capital as from time to time have been effected by the corporation in accordance with *The Business Corporations Act*.

Issued capital: par value shares

R.S.O. 1970, c. 53

(2) Where the shares of a corporation are without par value or where part of its shares are with par value and part are without par value, its issued and outstanding capital shall be expressed in Canadian or other currency, or partly in one currency and partly in another, and is an amount equal to the total of the products of the number of issued and outstanding shares of each class with par value multiplied by the par value thereof, together with the amount of the consideration for which the shares without par value from time to time outstanding were issued and together with such amounts as from time to time by by-law of the cor-

no par value shares

poration may be transferred thereto and less such decreases in the issued and outstanding capital as from time to time have been effected by the corporation in accordance with *The Business Corporations Act*.

R.S.O. 1970,
c. 53

REGISTER

Register **3.**—(1) The Minister shall maintain a register of venture investment corporations in which he shall list all corporations registered under this Act.

Delegation by Minister (2) The Minister may delegate in writing any of his duties or powers under this Act to any public servant in the Ministry.

REGISTRATION

Registration **4.**—(1) A corporation may apply to be registered under this Act by delivering to the Minister a proposal in duplicate.

Contents of proposal (2) A proposal shall set out:

1. The name of the corporation.
2. The location of the head office of the corporation in Ontario, including the street and number, if any.
3. The authorized capital, the classes of shares, if any, into which it is to be divided, the number of shares in each class, and the par value of each share, or, where the shares are without par value, the consideration, if any, exceeding which each share may not be issued or the aggregate consideration, if any, exceeding which all other shares of each class may not be issued.
4. The issued capital of each class of shares, including the aggregate consideration therefor.
5. The amounts and kinds of debt obligations, if any, issued by the corporation.
6. The number of directors of the corporation and the names in full and the residence addresses of each, giving the street and number, if any.
7. The names in full of the officers of the corporation and the residence addresses of each, giving the street and number, if any.
8. Any other matter prescribed to be set out in the proposal.

(3) A proposal shall be accompanied by a certified copy of ^{Articles of incorporation} the corporation's articles of incorporation.

(4) The proposal shall be executed under the seal of the ^{Execution of proposal} corporation and signed by two officers or one director and one officer of the corporation and certified by affidavit of one of the officers or directors signing the proposal.

5.—(1) No corporation shall be registered under this Act ^{Conditions of registration} unless,

- (a) the corporation has never previously carried on business;
- (b) a majority of the directors on the board of directors are resident Canadians;
- (c) the corporation has objects only to assist in the development of small businesses by,
 - (i) providing capital through the acquisition and holding of shares and notes, bonds, debentures or similar obligations, and
 - (ii) providing business and managerial expertise to small businesses;
- (d) the corporation has issued and outstanding capital of a value of \$250,000 or more; and
- (e) the corporate name includes the words "venture investment corporation".

(2) A ^{Continuing conditions} venture investment corporation shall at all times comply with the provisions of clauses *b*, *c* and *e* of subsection 1.

(3) No corporation, association, partnership or individual ^{Use of "venture investment corporation"} not being a corporation registered under this Act shall use in Ontario, without the consent of the Minister, a name that includes the words "venture investment corporation" or any abbreviation or derivation thereof, whether or not the word, abbreviation or derivation is used in or in connection with the name.

6.—(1) Subject to subsection 4, a corporation is entitled ^{Registration} to registration by the Minister except where,

- (a) the applicant fails to comply with section 4 or 5, as the case may be; or

(b) the applicant fails to file the material required by this Act or the regulations.

Refusal to register

(2) Subject to section 8, the Minister may refuse to register a corporation where in the Minister's opinion the applicant is disentitled to registration under subsection 1 of this section.

Revocation of registration

(3) Subject to section 8, the Minister may revoke a registration where the registrant fails to comply with any provision of this Act or the regulations.

Minister may suspend further registrations

(4) Where the Minister is of the opinion that the number of corporations registered under this Act is sufficient to meet the objectives of this Act or where he is of the opinion that it is in the public interest to do so, the Minister may, subject to the approval of the Lieutenant Governor in Council, by order, suspend the further registration of corporations under this Act for such period of time as is specified in the order.

Registration

7. If a corporation complies with sections 4 and 5, the Minister shall, when all prescribed fees have been paid,

- (a) endorse on each duplicate of the proposal the word "Registered" and the day, month and year of the registration thereof;
- (b) file one of the duplicates in his office;
- (c) place the name of the corporation in the register of venture investment corporations; and
- (d) issue to the registrants a certificate of registration to which he shall affix the other duplicate.

Notice of proposal to refuse or revoke

8.—(1) Where the Minister proposes to refuse to grant or proposes to revoke a registration, he shall serve notice of his proposal, together with written reasons therefor, on the applicant or registrant.

Notice requiring hearing

(2) A notice under subsection 1 shall inform the applicant or registrant that he is entitled to a hearing by the Tribunal if he mails or delivers, within fifteen days after the notice under subsection 1 is served on him, notice in writing requiring a hearing to the Minister and the Tribunal, and he may so require such a hearing.

Powers of Minister where no hearing

(3) Where an applicant or registrant does not require a hearing by the Tribunal in accordance with subsection 2,

the Minister may carry out the proposal stated in his notice under subsection 1.

(4) Where an applicant or registrant requires a hearing by the Tribunal in accordance with subsection 2, the Tribunal shall appoint a time for and hold the hearing and, on application made at the hearing, may by order direct the Minister to carry out his proposal or refrain from carrying out his proposal and to take such action as the Tribunal considers the Minister ought to take in accordance with this Act and the regulations, and for such purposes the Tribunal may substitute its opinion for that of the Minister. ^{Powers of Tribunal where hearing}

(5) The Tribunal may attach such terms and conditions to its order or to the registration as it considers proper to give effect to the purposes of this Act. ^{Conditions of order}

(6) The Minister, the applicant or the registrant who has required the hearing and such other persons as the Tribunal may specify are parties to the proceedings before the Tribunal under this section. ^{Parties}

(7) Notwithstanding subsection 1, the Minister may cancel a registration upon the request in writing of the registrant in the prescribed form surrendering its registration. ^{Voluntary cancellation}

(8) Notwithstanding that an applicant or registrant appeals from an order of the Tribunal, the order takes effect immediately, but the Tribunal may grant a stay until disposition of the appeal. ^{Order effective, stay}

9.—(1) In each fiscal year, a venture investment corporation shall maintain issued and outstanding capital of a value that is not less than the requisite issued and outstanding capital. ^{Requisite value of capital}

(2) For the purposes of subsection 1, the requisite issued and outstanding capital of a venture investment corporation is, ^{Idem}

- (a) \$250,000 or more during its first fiscal year;
- (b) \$350,000 or more prior to the end of its second fiscal year;
- (c) \$500,000 or more prior to the end of its third fiscal year;

(d) \$750,000 or more prior to the end of its fourth fiscal year;

(e) \$750,000 or more during each subsequent fiscal year.

Minimum
percentage
of eligible
investments

(3) Prior to the end of its first fiscal year, a venture investment corporation shall have invested at least 60 per cent of its requisite issued and outstanding capital in eligible investments.

Idem

(4) Prior to the end of its second fiscal year, a venture investment corporation shall have invested at least 80 per cent of its requisite issued and outstanding capital in eligible investments.

Idem

(5) Prior to the end of its third fiscal year, a venture investment corporation shall have invested an average of at least 80 per cent, calculated on the last day of each month of its fiscal year, of its requisite issued and outstanding capital in eligible investments.

Idem

(6) After the end of its third fiscal year, a venture investment corporation shall at all times maintain an average of at least 80 per cent, calculated on the last day of each month of the immediately preceding twelve months, of its requisite issued and outstanding capital in eligible investments.

Idem

(7) If at any time a venture investment corporation has issued and outstanding capital in excess of the requisite capital provided for in subsection 2, such venture investment corporation shall maintain at least 80 per cent of such excess in eligible investments.

Fiscal year

(8) A venture investment corporation shall have a fiscal year that commences upon the date of its registration under this Act and ends upon the anniversary of the date of its registration.

ELIGIBLE INVESTMENTS

Eligible
investments

10.—(1) An investment shall be an eligible investment if, but only if,

(a) the investment is made in a small business in which 90 per cent or more of its,

(i) assets are situate in Ontario, and

- (ii) wages and salaries are paid to residents of Ontario;
- (b) the investment is not used by the small business for the purpose of,
- (i) relending,
 - (ii) investment in land except such land as is incidental and ancillary to the principal objects of the small business, or
 - (iii) reinvestment outside Canada;
- (c) the number of equity shares taken by the venture investment corporation in the small business, or any affiliated body corporate of such small business, in which the venture investment corporation invests does not at any time exceed 40 per cent, determined in the manner prescribed by subsection 2, of all issued and outstanding equity shares of such small business;
- (d) the investment is made in a small business in which,
- (i) the total number of equity shares of the body corporate beneficially owned, directly or indirectly, by non-residents over which non-residents exercise control or direction does not exceed 25 per cent of the total number of issued and outstanding equity shares of the body corporate, or
 - (ii) the total number of equity shares of the body corporate beneficially owned, directly or indirectly, by a non-resident or over which he exercises his control or discretion, together with other shareholders associated with him, if any, does not exceed 10 per cent of the total number of issued and outstanding equity shares of the body corporate; and
- (e) the small business or investment is not of a type prescribed by the regulations.

(2) In determining the percentage of issued and outstanding equity shares of a small business for the purposes of clause c of subsection 1, there shall be included, Manner of determining percentage of equity shares

- (a) the number of equity shares into which any debt obligation of such small business may be converted;

- (b) any option or right to purchase equity shares of such small business; and
- (c) any equity shares, convertible debt obligations and any options or rights of such small business beneficially owned or held by an associate of the venture investment corporation, any shareholder of it, or an associate or affiliated body corporate of either of them.

Investments 11.—(1) A venture investment corporation shall maintain its assets in,

- (a) eligible investments;
- (b) liquid reserves;
- (c) securities that were eligible investments at the time they were acquired by such venture investment corporation; or
- (d) such other form as may be prescribed.

Organization, etc., expenses (2) The Minister may prescribe the kinds of expenses that a venture investment corporation may claim in the organization, promotion and operation of its business and affairs and may impose limits thereon.

Liquid reserves (3) Assets of the corporation maintained in liquid reserves shall be deposited from time to time in any chartered bank to which the *Bank Act* (Canada) applies, or in any trust company or loan corporation that is registered under *The Loan and Trust Corporations Act*, or with the Province of Ontario Savings Office or in such other investments as may be prescribed, upon such terms and conditions and for such period as the corporation considers expedient.

Interpretation 12.—(1) In this section and in clause *d* of subsection 1 of section 10,

- (a) “body corporate” includes an association, partnership or other organization;
- (b) “non-resident” means,
 - (i) an individual who is not a resident Canadian,
 - (ii) a body corporate incorporated, formed or otherwise organized elsewhere than in Canada,

- (iii) a body corporate that is controlled directly or indirectly by non-residents as defined in subclause i or ii,
- (iv) a trust established by a non-resident as defined in subclause i, ii or iii, or a trust in which non-residents as so defined have more than 50 per cent of the beneficial interest, or
- (v) a body corporate that is controlled directly or indirectly by a trust mentioned in subclause iv;

(c) "resident" means an individual, body corporate or trust that is not a non-resident.

(2) For the purpose of clause *d* of subsection 1 of section 10, ^{Idem} a shareholder shall be deemed to be associated with another shareholder if,

- (a) one shareholder is a body corporate of which the other shareholder is an officer or director;
- (b) one shareholder is a partnership of which the other shareholder is a partner;
- (c) one shareholder is a body corporate that is controlled directly or indirectly by the other shareholder;
- (d) both shareholders are bodies corporate and one shareholder is controlled directly or indirectly by the same individual or body corporate that controls directly or indirectly the other shareholder;
- (e) both shareholders are members of a voting trust where the trust relates to shares of a body corporate; or
- (f) both shareholders are associated within the meaning of clauses *a* to *e* with the same shareholder.

13.—(1) A venture investment corporation shall not ^{Prohibited investments} invest or maintain an investment in a small business if,

- (a) any of the shares of such small business are held by,
 - (i) a major shareholder or an associate thereof of the venture investment corporation,

- (ii) an officer or director or an associate thereof of a venture investment corporation or an officer or director or an associate thereof of a major shareholder of the venture investment corporation, or
- (iii) a voting trust where the trust relates to the shares of the venture investment corporation; or

(b) such small business is a subsidiary, a holding body corporate or affiliated body corporate of the venture investment corporation.

Interpre-
tation

(2) In this section, a "major shareholder" means a person who holds 10 per cent or more of the voting rights attached to all equity shares of the venture investment corporation for the time being outstanding.

Restriction
on security

14. In making an eligible investment, no venture investment corporation shall, at any time, require or accept, either directly or indirectly, the personal guarantee of any person or the giving of a charge, mortgage, hypothec, pledge or like secured interest in the assets of any individual.

Restriction
on
investment

15.—(1) Except where a venture investment corporation is widely held, it shall not invest in a small business if the proceeds of that investment are used or are intended to be used, in whole or in part, to finance the purchase or sale of goods or services provided to such small business through any shareholder of the venture investment corporation or any associate or affiliated body corporate of such shareholder.

Interpre-
tation

(2) For the purposes of subsection 1, a widely held venture investment corporation is one having five or more shareholders, each holding not more than 20 per cent of the issued and outstanding equity shares of that corporation.

Material
change

16.—(1) In this section, a material change occurs if, but only if, the investment of a venture investment corporation ceases to be,

- (a) a small business; or
- (b) an eligible investment.

Notification

(2) A venture investment corporation shall notify, in the prescribed form, the Minister of any material change in any of its investments within thirty days of the occurrence thereof.

(3) Where there is a material change, the investment by a Eligible investment venture investment corporation shall remain an eligible investment, notwithstanding any other provision of this Act, for a period of two years from the date of the material change.

17.—(1) No securities and no option or right to acquire Restriction on transfer, etc., of securities securities of a small business or of a body corporate that has ceased to be a small business or an eligible investment shall be transferred or granted by a venture investment corporation without first granting to the holders of the equity shares of such small business or body corporate the right to acquire the whole or any part of such securities, option or right upon the same terms and conditions.

(2) Only a holder of equity shares that is not a venture Proviso investment corporation may exercise the right to acquire securities, options or rights under subsection 1.

18. Where the Minister is of the opinion that the venture Avoidance of taxes investment corporation or its security holders are conducting their business and affairs primarily so as to avoid payment of taxes, in a manner that is contrary to the spirit and intent of this Act, the Minister may, subject to section 8, revoke the registration of the venture investment corporation.

19. No corporation registered under this Act shall offer No public offering its securities to the public unless such offering is exempt from the registration and prospectus requirements of *The R.S.O. 1970, c. 426* *Securities Act*.

20. Notwithstanding the provisions of section 167 of Application of R.S.O. 1970, c. 53 *The Business Corporations Act*, every venture investment corporation shall comply with the provisions of sections 168 and 169, subsections 1 to 4 of section 170 and section 171 and clause *c* of subsection 1 and subsection 3 of section 172 of that Act in each year.

21. Within ninety days of the date to which it is made Filing of financial statements up, a venture investment corporation shall file with the Minister its financial statements and the auditor's report thereon.

INFORMATION

22.—(1) Within ninety days after each anniversary of the Returns date of its registration, every venture investment corporation shall make out, verify and file with the Minister, a return in the prescribed form setting out, as of its anniversary date, the information required by such return.

Change in
authorized
capital

(2) Where shares of a class are donated to, redeemed, purchased, accepted or surrendered or converted by a venture investment corporation, the venture investment corporation shall, within thirty days of the date in which the donation, redemption, purchase, surrender or conversion is effected, file with the Minister a notice setting out,

- (a) the number of shares of the class donated, redeemed, purchased, surrendered or converted;
- (b) the number of shares of the class cancelled;
- (c) the number and class or classes of shares into which the shares were converted; and
- (d) the date on which the donation, redemption, purchase, surrender or conversion was effected.

Enlargement
of time by
Minister

(3) The Minister may, in his discretion, enlarge the time for filing any notice or return under this section.

Record
of moneys
received

23.—(1) A venture investment corporation shall at all times maintain a record of all amounts of money or any other consideration received from any small business and shall indicate in such record the purpose for which the money or other consideration was received.

Records to
be filed

(2) Within thirty days after each anniversary of the date of its registration, every venture investment corporation shall file with the Minister a copy of the records maintained under subsection 1.

Notice to
Minister

24.—(1) Within thirty days of acquiring or selling an eligible investment, a venture investment corporation shall notify the Minister in the prescribed form of such acquisition or sale.

Particulars
of eligible
investments

(2) The Minister shall maintain a file in respect of each venture investment corporation in which there shall be recorded particulars of all eligible investments held by the venture investment corporation.

Non-
disclosure of
information

(3) The Minister or any employee of the Ministry shall not disclose information contained in a file or return under this section, or section 20, except where the disclosure is necessary for the administration or enforcement of this Act or *The Corporations Tax Act, 1972*, or where the disclosure is required by a court or the Tribunal for the purposes of an action, prosecution or proceeding.

(4) Upon the request of either the venture investment corporation or the Minister of Revenue, where the information is required for the administration or enforcement of *The Corporations Tax Act, 1972*, the Minister may issue to such venture investment corporation or the Minister of Revenue, a certificate as to registration under this Act or as to particulars of eligible investments held by such venture investment corporation during the period of time specified in the certificate.

Certifications of eligible investments, etc.
1972, c. 143

25.—(1) Where this Act requires or authorizes the Minister to issue a certificate or to certify any fact, the certificate shall be issued under the seal of the Minister and shall be signed by him or by such officer of the Ministry as is designated by the Minister.

Certificates to be under seal

(2) Any certificate purporting to be under the seal of the Minister and signed by a person authorized by or under subsection 1, or any certified copy, is receivable in evidence in any action, prosecution or other proceedings as *prima facie* proof of the facts so certified without proof of the seal or the signature or the official position of the person appearing to have signed the certificate.

Certificates to be *prima facie* proof

26.—(1) The Minister may at any time by notice require any venture investment corporation to file within the time specified in the notice a return upon any subject connected with its affairs and relevant to the administration or enforcement of this Act.

Information required by the Minister

(2) The Minister or any employee of the Ministry shall not disclose information contained in a return made under subsection 1, except where the disclosure is necessary for the administration or enforcement of this Act or *The Corporations Tax Act, 1972*, or where the disclosure is required by a court or the Tribunal for the purposes of an action, prosecution or proceeding.

Idem. disclosure of

27. A venture investment corporation that enters into a management agreement shall file with the Minister a copy of the agreement, together with any amendments thereto, within thirty days after the making of the agreement or amendment.

Management agreements

OFFENCES

28.—(1) Every person who makes or assists in making a statement in any document required by or for the purposes of this Act or the regulations that, at the time and in the light of the circumstances under which it was made, is false

Offence

or misleading in respect of any material fact or that omits to state any material fact the omission of which makes the statement false or misleading is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000 or if such person is a corporation to a fine of not more than \$20,000.

Exception (2) No person is guilty of an offence under subsection 1 if he did not know that the statement was false or misleading and in the exercise of reasonable diligence could not have known that the statement was false or misleading.

Offence **29.**—(1) Every person who, while employed in the administration of this Act, has communicated or allowed to be communicated to a person not legally entitled thereto any information obtained under this Act, or has allowed any such person to inspect or to have access to any written statement furnished under this Act is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000.

Saving (2) Subsection 1 does not apply to the communication of information among the Ministry and the Ministry of Revenue and the Ministry of Treasury, Economics and Intergovernmental Affairs.

Inspection **30.** The Minister or any person designated by him in writing may at all reasonable times enter into any premises or place where any business is carried on or any property is kept or any thing is done in connection with any business of a venture investment corporation or any books or records are or should be kept by the registrant pursuant to this Act and may make an inspection to ensure that the provisions of this Act and the regulations relating to registration and the maintenance of records are being complied with.

Powers on inspection **31.**—(1) Upon an inspection under section 30, the person inspecting,

(a) is entitled to free access of all books of account, cash, documents, bank accounts, vouchers, correspondence and records of every description of the venture investment corporation being inspected;

(b) may, upon giving a receipt therefor, remove any material referred to in clause *a* that relates to the purpose of the inspection for the purpose of making a copy thereof, providing that such copying is carried out with reasonable dispatch and the material in question is promptly thereafter returned to the person being inspected,

and no person shall obstruct the person inspecting or withhold or destroy, conceal or refuse to furnish any information or thing required by the person inspecting for the purposes of the inspection.

(2) Any copy made as provided in subsection 1 and purport- ^{Copy} ing to be certified by an inspector is admissible in evidence in any action, proceeding or prosecution as being of actual proof of the original.

(3) Every person who contravenes subsection 1 is guilty of ^{Offence} an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$20,000.

32. Every corporation that has failed to deliver a return ^{Offence} as and when required by this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than \$25 for each day of default.

33. The Minister may require any fact relevant to the ^{Affidavit} performance of his duties under this Act or the regulations to be verified by affidavit or otherwise.

34. The Lieutenant Governor in Council may make ^{Regulations} regulations,

- (a) requiring the payment of fees for any matter required to be done in the administration of this Act and prescribing the amounts thereof;
- (b) designating officers of the Ministry who may sign certificates for the purposes of section 26;
- (c) prescribing the particulars that the Minister shall maintain in the register of venture investment corporations;
- (d) prescribing forms and providing for their use;
- (e) requiring any person to make information returns respecting any class of information required in assessing compliance with this Act;
- (f) authorizing a designated officer or class of officers employed by the Government of Ontario to exercise powers or perform duties of the Minister under this Act;

- (g) defining any word or expression used in this Act that has not already been expressly defined in this Act;
- (h) prescribing the manner in which any calculation under section 9 is to be made;
- (i) prescribing the manner and any conditions upon which a right of purchase may be exercised under section 17;
- (j) determining the method of calculation to be used in measuring the percentage of assets that a small business has situate in Ontario;
- (k) prescribing any matter required by this Act to be prescribed by the regulations.

Commence-
ment

35. This Act comes into force on a day to be named by proclamation of the Lieutenant Governor.

Short title

36. The short title of this Act is *The Venture Investment Corporations Registration Act, 1977*.







An Act respecting the Registration of
Venture Investment Corporations

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

BILL 9

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act respecting the
Registration of Venture Investment Corporations**

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs



An Act respecting the Registration of Venture Investment Corporations

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) In this Act,

Interpre-
tation

- (a) “articles of incorporation” or “articles” means the original or restated articles of incorporation, articles of amalgamation, letters patent, supplementary letters patent, a special Act and any other instrument by which a corporation is incorporated, and includes any amendments thereto;
- (b) “associate”, where used to indicate a relationship with any person, means,
 - (i) any body corporate of which such person beneficially owns, directly or indirectly, equity shares carrying more than 10 per cent of the voting rights attached to all equity shares of the body corporate for the time being,
 - (ii) any partner of that person acting by or for the partnership of which they are both partners,
 - (iii) any trust or estate in which such person has a substantial beneficial interest or in respect of which such person serves as trustee or in a similar capacity,
 - (iv) any spouse, parent, son or daughter, brother or sister of that person, or
 - (v) any relative of such person or of his spouse, other than a relative referred to in subclause iv, who has the same home as such person;

- (c) "body corporate" means any body corporate whether or not it is a corporation to which *The Business Corporations Act* applies;
- (d) "certified copy" means,
- (i) in relation to a document of a body corporate, a copy of the document certified to be a true copy under the seal of the body corporate and signed by an officer thereof,
 - (ii) in relation to a document issued by a court, a copy of the document certified to be a true copy under the seal of the court and signed by the registrar or clerk thereof,
 - (iii) in relation to a document in the custody of the Ministry, a copy of the document certified to be a true copy under the seal of the Minister and signed by the Minister or by such officer of the Ministry as is designated by the regulations;
- (e) "corporation" means a body corporate with share capital to which *The Business Corporations Act* applies;
- (f) "debt obligation" means a bond, debenture, note or other similar obligation of a body corporate, whether secured or unsecured;
- (g) "director" means a member of the board of directors of a body corporate or any other individual who performs functions for the body corporate similar to those normally performed by an individual occupying the position of director;
- (h) "eligible investment" means an investment in a small business that complies with section 10;
- (i) "equity share" means any share of any class of shares of a body corporate carrying voting rights under all circumstances and any share of any class of shares carrying voting rights by reason of the occurrence of any contingency that has occurred and is continuing;
- (j) "investment" means the purchase or acquisition from a small business by a venture investment corporation of the securities issued by that small business;

- (k) "land" includes land and any estate, right or interest therein, a leasehold interest or estate, the interest of an optionee, the interest of a purchaser under an agreement to sell land or goodwill attributable to the location of land or to the existence thereon of any building or fixture, and fixtures;
- (l) "Minister" means the Minister of Consumer and Commercial Relations or such other member of the Executive Council to whom the administration of this Act is assigned;
- (m) "Ministry" means the Ministry of the Minister;
- (n) "officer" means the chairman or any vice-chairman of the board of directors, the president, any vice-president, the secretary, any assistant secretary, the treasurer, any assistant treasurer, the general manger, or any other person designated an officer by by-law or resolution of the directors or any other individual who performs functions for the body corporate similar to those normally performed by an individual occupying any such office;
- (o) "prescribed" means prescribed by the regulations;
- (p) "register" means the register under this Act;
- (q) "regulations" means the regulations made under this Act;
- (r) "related person", where used to indicate a relationship with any person, means,
 - (i) any spouse, parent, son or daughter, brother or sister of that person,
 - (ii) any relative of such person or of his spouse, other than a relative referred to in subclause i, who has the same home as such person, or
 - (iii) any body corporate of which such person and any of the persons referred to in subclause i or ii or the partner or employer of such person, either alone or in combination beneficially owns, directly or indirectly, equity shares carrying more than 50 per cent of the voting rights attached to all equity shares of a body corporate for the time being outstanding;

- (s) "resident Canadian" means an individual who is a Canadian citizen or has been lawfully admitted to Canada for permanent residence and who is ordinarily resident in Canada;
- (t) "security" means any share of any class of shares or any debt obligation of a body corporate;
- (u) "small business" means a body corporate having the number of employees and the amount of assets and profits that fall within the prescribed limits;
- (v) "Tribunal" means the Ontario Securities Commission;
- (w) "venture investment corporation" means a corporation registered under this Act.

Interpre-
tation:
subsidiary
body
corporate

(2) For the purposes of this Act, a body corporate shall be deemed to be a subsidiary of another body corporate if, but only if,

(a) it is controlled by,

(i) that other,

(ii) that other and one or more bodies corporate each of which is controlled by that other, or

(iii) two or more bodies corporate each of which is controlled by that other; or

(b) it is a subsidiary of a body corporate that is that other's subsidiary.

holding
body
corporate

(3) For the purposes of this Act, a body corporate shall be deemed to be another's holding body corporate if, but only if, that other is its subsidiary.

affiliated
body
corporate

(4) For the purposes of this Act, one body corporate shall be deemed to be affiliated with another body corporate if, but only if, one of them is the subsidiary of the other or both are subsidiaries of the same body corporate or each of them is controlled by the same person.

Control

(5) Unless otherwise prescribed, a body corporate shall be deemed to be controlled by another person or by two or more bodies corporate if, but only if,

- (a) shares of the first-mentioned body corporate carrying more than 50 per cent of the votes for the election of directors are held, other than by way of security only, by or for the benefit of such other person or by or for the benefit of such other bodies corporate; and
- (b) the votes carried by such shares are sufficient if exercised to elect a majority of the board of directors of the first-mentioned body corporate.

(6) In calculating the total number of equity shares of a body corporate beneficially owned or controlled, for the purposes of this Act, the total number shall be calculated as the total of all the shares actually owned or controlled, but each share that carries the right to more than one vote shall be calculated as the number of shares equalling the total number of votes carried.

Calculation of total number of equity shares

(7) In determining the number of shareholders of a body corporate, for the purposes of this Act, two or more persons holding the same share or shares jointly shall be counted as one shareholder.

Number of shareholders

(8) For the purpose of determining whether or not a body corporate is a small business, there shall be taken into account the number of employees and the amount of assets and profits of any affiliate of such body corporate.

Determination of small business

2.—(1) Where all the shares of a corporation are with par value, its issued and outstanding capital shall be expressed in Canadian or other currency, or partly in one currency and partly in another, and is an amount equal to the total of the products of the number of such issued and outstanding shares of each class multiplied by the par value thereof less such decreases in the issued and outstanding capital as from time to time have been effected by the corporation in accordance with *The Business Corporations Act*.

Issued capital: par value shares

R.S.O. 1970, c. 53

(2) Where the shares of a corporation are without par value or where part of its shares are with par value and part are without par value, its issued and outstanding capital shall be expressed in Canadian or other currency, or partly in one currency and partly in another, and is an amount equal to the total of the products of the number of issued and outstanding shares of each class with par value multiplied by the par value thereof, together with the amount of the consideration for which the shares without par value from time to time outstanding were issued and together with such amounts as from time to time by by-law of the cor-

no par value shares

poration may be transferred thereto and less such decreases in the issued and outstanding capital as from time to time have been effected by the corporation in accordance with *The Business Corporations Act*.

R.S.O. 1970,
c. 53

REGISTER

Register **3.**—(1) The Minister shall maintain a register of venture investment corporations in which he shall list all corporations registered under this Act.

**Delegation
by Minister** (2) The Minister may delegate in writing any of his duties or powers under this Act to any public servant in the Ministry.

REGISTRATION

Registration **4.**—(1) A corporation may apply to be registered under this Act by delivering to the Minister a proposal in duplicate.

**Contents of
proposal** (2) A proposal shall set out:

1. The name of the corporation.
2. The location of the head office of the corporation in Ontario, including the street and number, if any.
3. The authorized capital, the classes of shares, if any, into which it is to be divided, the number of shares in each class, and the par value of each share, or, where the shares are without par value, the consideration, if any, exceeding which each share may not be issued or the aggregate consideration, if any, exceeding which all other shares of each class may not be issued.
4. The issued capital of each class of shares, including the aggregate consideration therefor.
5. The amounts and kinds of debt obligations, if any, issued by the corporation.
6. The number of directors of the corporation and the names in full and the residence addresses of each, giving the street and number, if any.
7. The names in full of the officers of the corporation and the residence addresses of each, giving the street and number, if any.
8. Any other matter prescribed to be set out in the proposal.

(3) A proposal shall be accompanied by a certified copy of the corporation's articles of incorporation. Articles of incorporation

(4) The proposal shall be executed under the seal of the corporation and signed by two officers or one director and one officer of the corporation and certified by affidavit of one of the officers or directors signing the proposal. Execution of proposal

5.—(1) No corporation shall be registered under this Act unless, Conditions of registration

(a) the corporation has never previously carried on business;

(b) a majority of the directors on the board of directors are resident Canadians;

(c) the corporation has objects only to assist in the development of small businesses by,

(i) providing capital through the acquisition and holding of shares and notes, bonds, debentures or similar obligations, and

(ii) providing business and managerial expertise to small businesses;

(d) the corporation has issued and outstanding capital of a value of \$250,000 or more; and

(e) the corporate name includes the words "venture investment corporation".

(2) A venture investment corporation shall at all times comply with the provisions of clauses *b*, *c* and *e* of subsection 1. Continuing conditions

(3) No corporation, association, partnership or individual not being a corporation registered under this Act shall use in Ontario, without the consent of the Minister, a name that includes the words "venture investment corporation" or any abbreviation or derivation thereof, whether or not the word, abbreviation or derivation is used in or in connection with the name. Use of "venture investment corporation"

6.—(1) Subject to subsection 4, a corporation is entitled to registration by the Minister except where, Registration

(a) the applicant fails to comply with section 4 or 5, as the case may be; or

(b) the applicant fails to file the material required by this Act or the regulations.

Refusal to register

(2) Subject to section 8, the Minister may refuse to register a corporation where in the Minister's opinion the applicant is disentitled to registration under subsection 1 of this section.

Revocation of registration

(3) Subject to section 8, the Minister may revoke a registration where the registrant fails to comply with any provision of this Act or the regulations.

Minister may suspend further registrations

(4) Where the Minister is of the opinion that the number of corporations registered under this Act is sufficient to meet the objectives of this Act or where he is of the opinion that it is in the public interest to do so, the Minister may, subject to the approval of the Lieutenant Governor in Council, by order, suspend the further registration of corporations under this Act for such period of time as is specified in the order.

Registration

7. If a corporation complies with sections 4 and 5, the Minister shall, when all prescribed fees have been paid,

- (a) endorse on each duplicate of the proposal the word "Registered" and the day, month and year of the registration thereof;
- (b) file one of the duplicates in his office;
- (c) place the name of the corporation in the register of venture investment corporations; and
- (d) issue to the registrants a certificate of registration to which he shall affix the other duplicate.

Notice of proposal to refuse or revoke

8.—(1) Where the Minister proposes to refuse to grant or proposes to revoke a registration, he shall serve notice of his proposal, together with written reasons therefor, on the applicant or registrant.

Notice requiring hearing

(2) A notice under subsection 1 shall inform the applicant or registrant that he is entitled to a hearing by the Tribunal if he mails or delivers, within fifteen days after the notice under subsection 1 is served on him, notice in writing requiring a hearing to the Minister and the Tribunal, and he may so require such a hearing.

Powers of Minister where no hearing

(3) Where an applicant or registrant does not require a hearing by the Tribunal in accordance with subsection 2,

the Minister may carry out the proposal stated in his notice under subsection 1.

(4) Where an applicant or registrant requires a hearing by the Tribunal in accordance with subsection 2, the Tribunal shall appoint a time for and hold the hearing and, on application made at the hearing, may by order direct the Minister to carry out his proposal or refrain from carrying out his proposal and to take such action as the Tribunal considers the Minister ought to take in accordance with this Act and the regulations, and for such purposes the Tribunal may substitute its opinion for that of the Minister. ^{Powers of Tribunal where hearing}

(5) The Tribunal may attach such terms and conditions to its order or to the registration as it considers proper to give effect to the purposes of this Act. ^{Conditions of order}

(6) The Minister, the applicant or the registrant who has required the hearing and such other persons as the Tribunal may specify are parties to the proceedings before the Tribunal under this section. ^{Parties}

(7) Notwithstanding subsection 1, the Minister may cancel a registration upon the request in writing of the registrant in the prescribed form surrendering its registration. ^{Voluntary cancellation}

(8) Notwithstanding that an applicant or registrant appeals from an order of the Tribunal, the order takes effect immediately, but the Tribunal may grant a stay until disposition of the appeal. ^{Order effective, stay}

9.—(1) In each fiscal year, a venture investment corporation shall maintain issued and outstanding capital of a value that is not less than the requisite issued and outstanding capital. ^{Requisite value of capital}

(2) For the purposes of subsection 1, the requisite issued and outstanding capital of a venture investment corporation is, ^{Idem}

- (a) \$250,000 or more during its first fiscal year;
- (b) \$350,000 or more prior to the end of its second fiscal year;
- (c) \$500,000 or more prior to the end of its third fiscal year;

(d) \$750,000 or more prior to the end of its fourth fiscal year;

(e) \$750,000 or more during each subsequent fiscal year.

Minimum
percentage
of eligible
investments

(3) Prior to the end of its first fiscal year, a venture investment corporation shall have invested at least 60 per cent of its requisite issued and outstanding capital in eligible investments.

Idem

(4) Prior to the end of its second fiscal year, a venture investment corporation shall have invested at least 80 per cent of its requisite issued and outstanding capital in eligible investments.

Idem

(5) Prior to the end of its third fiscal year, a venture investment corporation shall have invested an average of at least 80 per cent, calculated on the last day of each month of its fiscal year, of its requisite issued and outstanding capital in eligible investments.

Idem

(6) After the end of its third fiscal year, a venture investment corporation shall at all times maintain an average of at least 80 per cent, calculated on the last day of each month of the immediately preceding twelve months, of its requisite issued and outstanding capital in eligible investments.

Idem

(7) If at any time a venture investment corporation has issued and outstanding capital in excess of the requisite capital provided for in subsection 2, such venture investment corporation shall maintain at least 80 per cent of such excess in eligible investments.

Fiscal year

(8) A venture investment corporation shall have a fiscal year that commences upon the date of its registration under this Act and ends upon the anniversary of the date of its registration.

ELIGIBLE INVESTMENTS

Eligible
investments

10.—(1) An investment shall be an eligible investment if, but only if,

(a) the investment is made in a small business in which 90 per cent or more of its,

(i) assets are situate in Ontario, and

- (ii) wages and salaries are paid to residents of Ontario;
- (b) the investment is not used by the small business for the purpose of,
- (i) relending,
 - (ii) investment in land except such land as is incidental and ancillary to the principal objects of the small business, or
 - (iii) reinvestment outside Canada;
- (c) the number of equity shares taken by the venture investment corporation in the small business, or any affiliated body corporate of such small business, in which the venture investment corporation invests does not at any time exceed 40 per cent, determined in the manner prescribed by subsection 2, of all issued and outstanding equity shares of such small business;
- (d) the investment is made in a small business in which,
- (i) the total number of equity shares of the body corporate beneficially owned, directly or indirectly, by non-residents over which non-residents exercise control or direction does not exceed 25 per cent of the total number of issued and outstanding equity shares of the body corporate, or
 - (ii) the total number of equity shares of the body corporate beneficially owned, directly or indirectly, by a non-resident or over which he exercises his control or discretion, together with other shareholders associated with him, if any, does not exceed 10 per cent of the total number of issued and outstanding equity shares of the body corporate; and
- (e) the small business or investment is not of a type prescribed by the regulations.

(2) In determining the percentage of issued and outstanding equity shares of a small business for the purposes of clause c of subsection 1, there shall be included, Manner of determining percentage of equity shares

- (a) the number of equity shares into which any debt obligation of such small business may be converted;

- (b) any option or right to purchase equity shares of such small business; and
- (c) any equity shares, convertible debt obligations and any options or rights of such small business beneficially owned or held by an associate of the venture investment corporation, any shareholder of it, or an associate or affiliated body corporate of either of them.

Investments **11.**—(1) A venture investment corporation shall maintain its assets in,

- (a) eligible investments;
- (b) liquid reserves;
- (c) securities that were eligible investments at the time they were acquired by such venture investment corporation; or
- (d) such other form as may be prescribed.

Organization, etc., expenses (2) The Minister may prescribe the kinds of expenses that a venture investment corporation may claim in the organization, promotion and operation of its business and affairs and may impose limits thereon.

Liquid reserves

R.S.C. 1970,
c. B-1
R.S.O. 1970,
c. 254

(3) Assets of the corporation maintained in liquid reserves shall be deposited from time to time in any chartered bank to which the *Bank Act* (Canada) applies, or in any trust company or loan corporation that is registered under *The Loan and Trust Corporations Act*, or with the Province of Ontario Savings Office or in such other investments as may be prescribed, upon such terms and conditions and for such period as the corporation considers expedient.

**Interpre-
tation**

12.—(1) In this section and in clause *d* of subsection 1 of section 10,

- (a) “body corporate” includes an association, partnership or other organization;
- (b) “non-resident” means,
 - (i) an individual who is not a resident Canadian,
 - (ii) a body corporate incorporated, formed or otherwise organized elsewhere than in Canada,

- (iii) a body corporate that is controlled directly or indirectly by non-residents as defined in subclause i or ii,
- (iv) a trust established by a non-resident as defined in subclause i, ii or iii, or a trust in which non-residents as so defined have more than 50 per cent of the beneficial interest, or
- (v) a body corporate that is controlled directly or indirectly by a trust mentioned in subclause iv;

(c) "resident" means an individual, body corporate or trust that is not a non-resident.

(2) For the purpose of clause *d* of subsection 1 of section 10, ^{Idem} a shareholder shall be deemed to be associated with another shareholder if,

- (a) one shareholder is a body corporate of which the other shareholder is an officer or director;
- (b) one shareholder is a partnership of which the other shareholder is a partner;
- (c) one shareholder is a body corporate that is controlled directly or indirectly by the other shareholder;
- (d) both shareholders are bodies corporate and one shareholder is controlled directly or indirectly by the same individual or body corporate that controls directly or indirectly the other shareholder;
- (e) both shareholders are members of a voting trust where the trust relates to shares of a body corporate; or
- (f) both shareholders are associated within the meaning of clauses *a* to *e* with the same shareholder.

13.—(1) A venture investment corporation shall not ^{Prohibited investments} invest or maintain an investment in a small business if,

- (a) any of the shares of such small business are held by,
 - (i) a major shareholder or an associate thereof of the venture investment corporation,

- (ii) an officer or director or an associate thereof of a venture investment corporation or an officer or director or an associate thereof of a major shareholder of the venture investment corporation, or
- (iii) a voting trust where the trust relates to the shares of the venture investment corporation; or

(b) such small business is a subsidiary, a holding body corporate or affiliated body corporate of the venture investment corporation.

Interpre-
tation

(2) In this section, a "major shareholder" means a person who holds 10 per cent or more of the voting rights attached to all equity shares of the venture investment corporation for the time being outstanding.

Restriction
on security

14. In making an eligible investment, no venture investment corporation shall, at any time, require or accept, either directly or indirectly, the personal guarantee of any person or the giving of a charge, mortgage, hypothec, pledge or like secured interest in the assets of any individual.

Restriction
on
investment

15.—(1) Except where a venture investment corporation is widely held, it shall not invest in a small business if the proceeds of that investment are used or are intended to be used, in whole or in part, to finance the purchase or sale of goods or services provided to such small business through any shareholder of the venture investment corporation or any associate or affiliated body corporate of such shareholder.

Interpre-
tation

(2) For the purposes of subsection 1, a widely held venture investment corporation is one having five or more shareholders, each holding not more than 20 per cent of the issued and outstanding equity shares of that corporation.

Material
change

16.—(1) In this section, a material change occurs if, but only if, the investment of a venture investment corporation ceases to be,

- (a) a small business; or
- (b) an eligible investment.

Notification

(2) A venture investment corporation shall notify, in the prescribed form, the Minister of any material change in any of its investments within thirty days of the occurrence thereof.

(3) Where there is a material change, the investment by a venture investment corporation shall remain an eligible investment, notwithstanding any other provision of this Act, for a period of two years from the date of the material change. Eligible investment

17.—(1) No securities and no option or right to acquire securities of a small business or of a body corporate that has ceased to be a small business or an eligible investment shall be transferred or granted by a venture investment corporation without first granting to the holders of the equity shares of such small business or body corporate the right to acquire the whole or any part of such securities, option or right upon the same terms and conditions. Restriction on transfer, etc., of securities

(2) Only a holder of equity shares that is not a venture investment corporation may exercise the right to acquire securities, options or rights under subsection 1. Proviso

18. Where the Minister is of the opinion that the venture investment corporation or its security holders are conducting their business and affairs primarily so as to avoid payment of taxes, in a manner that is contrary to the spirit and intent of this Act, the Minister may, subject to section 8, revoke the registration of the venture investment corporation. Avoidance of taxes

19. No corporation registered under this Act shall offer its securities to the public unless such offering is exempt from the registration and prospectus requirements of *The Securities Act*. No public offering
R.S.O. 1970,
c. 426

20. Notwithstanding the provisions of section 167 of *The Business Corporations Act*, every venture investment corporation shall comply with the provisions of sections 168 and 169, subsections 1 to 4 of section 170 and section 171 and clause *c* of subsection 1 and subsection 3 of section 172 of that Act in each year. Application of
R.S.O. 1970,
c. 53

21. Within ninety days of the date to which it is made up, a venture investment corporation shall file with the Minister its financial statements and the auditor's report thereon. Filing of financial statements

INFORMATION

22.—(1) Within ninety days after each anniversary of the date of its registration, every venture investment corporation shall make out, verify and file with the Minister, a return in the prescribed form setting out, as of its anniversary date, the information required by such return. Returns

Change in
authorized
capital

(2) Where shares of a class are donated to, redeemed, purchased, accepted or surrendered or converted by a venture investment corporation, the venture investment corporation shall, within thirty days of the date in which the donation, redemption, purchase, surrender or conversion is effected, file with the Minister a notice setting out,

- (a) the number of shares of the class donated, redeemed, purchased, surrendered or converted;
- (b) the number of shares of the class cancelled;
- (c) the number and class or classes of shares into which the shares were converted; and
- (d) the date on which the donation, redemption, purchase, surrender or conversion was effected.

Enlargement
of time by
Minister

(3) The Minister may, in his discretion, enlarge the time for filing any notice or return under this section.

Record
of moneys
received

23.—(1) A venture investment corporation shall at all times maintain a record of all amounts of money or any other consideration received from any small business and shall indicate in such record the purpose for which the money or other consideration was received.

Records to
be filed

(2) Within thirty days after each anniversary of the date of its registration, every venture investment corporation shall file with the Minister a copy of the records maintained under subsection 1.

Notice to
Minister

24.—(1) Within thirty days of acquiring or selling an eligible investment, a venture investment corporation shall notify the Minister in the prescribed form of such acquisition or sale.

Particulars
of eligible
investments

(2) The Minister shall maintain a file in respect of each venture investment corporation in which there shall be recorded particulars of all eligible investments held by the venture investment corporation.

Non-
disclosure of
information

(3) The Minister or any employee of the Ministry shall not disclose information contained in a file or return under this section, or section 20, except where the disclosure is necessary for the administration or enforcement of this Act or *The Corporations Tax Act, 1972*, or where the disclosure is required by a court or the Tribunal for the purposes of an action, prosecution or proceeding.

(4) Upon the request of either the venture investment corporation or the Minister of Revenue, where the information is required for the administration or enforcement of *The Corporations Tax Act, 1972*, the Minister may issue to such venture investment corporation or the Minister of Revenue, a certificate as to registration under this Act or as to particulars of eligible investments held by such venture investment corporation during the period of time specified in the certificate.

Certifications of eligible investments, etc.

1972, c. 143

25.—(1) Where this Act requires or authorizes the Minister to issue a certificate or to certify any fact, the certificate shall be issued under the seal of the Minister and shall be signed by him or by such officer of the Ministry as is designated by the Minister.

Certificates to be under seal

(2) Any certificate purporting to be under the seal of the Minister and signed by a person authorized by or under subsection 1, or any certified copy, is receivable in evidence in any action, prosecution or other proceedings as *prima facie* proof of the facts so certified without proof of the seal or the signature or the official position of the person appearing to have signed the certificate.

Certificates to be *prima facie* proof

26.—(1) The Minister may at any time by notice require any venture investment corporation to file within the time specified in the notice a return upon any subject connected with its affairs and relevant to the administration or enforcement of this Act.

Information required by the Minister

(2) The Minister or any employee of the Ministry shall not disclose information contained in a return made under subsection 1, except where the disclosure is necessary for the administration or enforcement of this Act or *The Corporations Tax Act, 1972*, or where the disclosure is required by a court or the Tribunal for the purposes of an action, prosecution or proceeding.

Idem. disclosure of

27. A venture investment corporation that enters into a management agreement shall file with the Minister a copy of the agreement, together with any amendments thereto, within thirty days after the making of the agreement or amendment.

Management agreements

OFFENCES

28.—(1) Every person who makes or assists in making a statement in any document required by or for the purposes of this Act or the regulations that, at the time and in the light of the circumstances under which it was made, is false

Offence

or misleading in respect of any material fact or that omits to state any material fact the omission of which makes the statement false or misleading is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000 or if such person is a corporation to a fine of not more than \$20,000.

Exception

(2) No person is guilty of an offence under subsection 1 if he did not know that the statement was false or misleading and in the exercise of reasonable diligence could not have known that the statement was false or misleading.

Offence

29.—(1) Every person who, while employed in the administration of this Act, has communicated or allowed to be communicated to a person not legally entitled thereto any information obtained under this Act, or has allowed any such person to inspect or to have access to any written statement furnished under this Act is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000.

Saving

(2) Subsection 1 does not apply to the communication of information among the Ministry and the Ministry of Revenue and the Ministry of Treasury, Economics and Intergovernmental Affairs.

Inspection

30. The Minister or any person designated by him in writing may at all reasonable times enter into any premises or place where any business is carried on or any property is kept or any thing is done in connection with any business of a venture investment corporation or any books or records are or should be kept by the registrant pursuant to this Act and may make an inspection to ensure that the provisions of this Act and the regulations relating to registration and the maintenance of records are being complied with.

Powers on inspection

31.—(1) Upon an inspection under section 30, the person inspecting,

- (a) is entitled to free access of all books of account, cash, documents, bank accounts, vouchers, correspondence and records of every description of the venture investment corporation being inspected;
- (b) may, upon giving a receipt therefor, remove any material referred to in clause *a* that relates to the purpose of the inspection for the purpose of making a copy thereof, providing that such copying is carried out with reasonable dispatch and the material in question is promptly thereafter returned to the person being inspected,

and no person shall obstruct the person inspecting or withhold or destroy, conceal or refuse to furnish any information or thing required by the person inspecting for the purposes of the inspection.

(2) Any copy made as provided in subsection 1 and purport- Copy
ing to be certified by an inspector is admissible in evidence in any action, proceeding or prosecution as being of actual proof of the original.

(3) Every person who contravenes subsection 1 is guilty of Offence
an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$20,000.

32. Every corporation that has failed to deliver a return Offence
as and when required by this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than \$25 for each day of default.

33. The Minister may require any fact relevant to the Affidavit
performance of his duties under this Act or the regulations to be verified by affidavit or otherwise.

34. The Lieutenant Governor in Council may make Regulations
regulations,

- (a) requiring the payment of fees for any matter required to be done in the administration of this Act and prescribing the amounts thereof;
- (b) designating officers of the Ministry who may sign certificates for the purposes of section 26;
- (c) prescribing the particulars that the Minister shall maintain in the register of venture investment corporations;
- (d) prescribing forms and providing for their use;
- (e) requiring any person to make information returns respecting any class of information required in assessing compliance with this Act;
- (f) authorizing a designated officer or class of officers employed by the Government of Ontario to exercise powers or perform duties of the Minister under this Act;

- (g) defining any word or expression used in this Act that has not already been expressly defined in this Act;
- (h) prescribing the manner in which any calculation under section 9 is to be made;
- (i) prescribing the manner and any conditions upon which a right of purchase may be exercised under section 17;
- (j) determining the method of calculation to be used in measuring the percentage of assets that a small business has situate in Ontario;
- (k) prescribing any matter required by this Act to be prescribed by the regulations.

Commence-
ment

35. This Act comes into force on a day to be named by proclamation of the Lieutenant Governor.

Short title

36. The short title of this Act is *The Venture Investment Corporations Registration Act, 1977*.



An Act respecting the Registration of
Venture Investment Corporations

1st Reading

June 27th, 1977

2nd Reading

June 29th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Tobacco Tax Act

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTES

Pursuant to the announcement in the Treasurer's Budget, this Bill increases the rates of tax on tobacco products. For cigarettes, the rate is increased by 5 cents on a package of 20 cigarettes. The new rate of tax is 19.2 cents for 20 cigarettes. The rate of tax on cigars is, on the average, doubled. For higher priced cigars, the new tax rate will be 2 cents for every 5 cents of the retail price of the cigar. The rate of tax on other tobacco products, such as pipe tobacco and fine cut tobacco for rolling cigarettes, is approximately doubled and, to meet the approaching adoption by tobacco manufacturers of the metric system, is now to be based on grams of tobacco rather than ounces. The new tax rate for this class of tobacco is thirty-five one-hundredths of a cent on each gram of tobacco, which is roughly equivalent to 10 cents for each ounce.

In addition, a number of other changes are made to the Act to provide the same administrative procedures with respect to assessments, appeals and collection of tax as are contained in the Province's other major revenue statutes.

SECTION 1.—Subsection 1. Subsection 1 of section 2 of the Act now reads as follows:

(1) Every consumer shall pay to Her Majesty in right of Ontario a tax computed as follows:

- (a) seventy-one one-hundredths of 1 cent on every cigarette purchased by him;*
- (b) 2.5 cents for every one-half of one ounce or part thereof of any tobacco, other than cigarettes or cigars, purchased by him;*
- (c) 1 cent on every cigar purchased by him for a price at retail of not more than 7 cents;*
- (d) 2 cents on every cigar purchased by him for a price at retail of more than 7 cents but not more than 10 cents;*
- (e) 3 cents on every cigar purchased by him for a price at retail of more than 10 cents but not more than 15 cents;*
- (f) 4 cents on every cigar purchased by him for a price at retail of more than 15 cents but not more than 20 cents, and thereafter an additional 1 cent for each additional 5 cents that the price at retail exceeds 20 cents.*

The re-enacted subsection contains the new rates of tax proposed by the Treasurer's Budget.

Subsection 2. The subsection added provides that amounts that are paid in lieu of or on account of tax are to be dealt with, and may be collected, as though they were tax.

An Act to amend The Tobacco Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Subsection 1 of section 2 of *The Tobacco Tax Act*, being ^{s. 2(1),} ^{re-enacted} chapter 463 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1972, chapter 16, section 1 and amended by the Statutes of Ontario, 1976, chapter 24, section 1, is repealed and the following substituted therefor:

(1) Every consumer shall pay to Her Majesty in right of ^{Tax on} Ontario a tax computed as follows: ^{consumer}

- (a) ninety-six one-hundredths of 1 cent on every cigarette purchased by him;
 - (b) thirty-five one-hundredths of 1 cent on every gram or part thereof of any tobacco, other than cigarettes or cigars, purchased by him;
 - (c) 2 cents on every cigar purchased by him for a price at retail of not more than 7 cents;
 - (d) 4 cents on every cigar purchased by him for a price at retail of more than 7 cents but not more than 10 cents; and
 - (e) 6 cents on every cigar purchased by him for a price at retail of more than 10 cents but not more than 15 cents, and thereafter an additional 2 cents for each additional 5 cents that the price at retail of a cigar purchased by him exceeds 15 cents.
- (2) The said section 2 is amended by adding thereto the ^{s. 2,} ^{amended} following subsection:

Amounts in lieu of tax

(4) Where any person selling tobacco receives any payment made as or in lieu of the tax payable under this Act, such payment shall be dealt with and accounted for as tax under this Act, and any person who fails to deal with and account for such payment in accordance with this Act and the regulations is liable to the same penalties and fines, and is guilty of the same offences, as would apply if the payment were the tax payable under this Act, and the Minister may collect and receive such payment by the same remedies and procedures as are provided by this Act or the regulations for the collection and enforcement of the tax payable under this Act.

s. 6(1),
re-enacted

2. Subsection 1 of section 6 of the said Act is repealed and the following substituted therefor:

Sales of tobacco under R.S.O. 1970, c. 52

(1) No wholesale dealer shall dispose of his stock through a sale in bulk as defined in *The Bulk Sales Act* without first obtaining a certificate in duplicate from the Minister that all taxes collectable or payable under this Act by such wholesale dealer have been paid or that such person has entered into an arrangement satisfactory to the Minister for the payment of such taxes or for securing their payment.

s. 8(2),
amended

3.—(1) Subsection 2 of section 8 of the said Act is amended by striking out “and it shall bear interest at the rate prescribed by the regulations from the day the amount was due until it is paid” in the eighth, ninth and tenth lines

s. 8(3) (a, b),
re-enacted

(2) Clauses *a* and *b* of subsection 3 of the said section 8 as enacted by the Statutes of Ontario, 1976, chapter 24 section 2, are repealed and the following substituted therefor:

(a) \$700; or

(b) the aggregate of,

(i) 4 per cent of the tax collected by him in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$75 or more,

(ii) \$3 for each return with respect to tax collected by him in such period that is made in accordance with this Act and the regulation and in which the tax shown to have been so collected exceeds \$3 and is less than \$75, and

SECTION 2. Subsection 1 of section 6 of the Act now reads as follows:

- (1) *No wholesale dealer shall dispose of his stock through a sale in bulk as defined in The Bulk Sales Act without first obtaining a certificate in duplicate from the Minister that all taxes collectable or payable under this Act by such wholesale dealer have been paid.*

The subsection is enlarged to permit a bulk sale where the Minister issues a certificate that an arrangement has been entered into that secures the payment of tax.

SECTION 3.—Subsection 1. Subsection 2 of section 8 of the Act now reads as follows:

- (2) *If any person who has collected any tax imposed by this Act fails to pay it over to the Treasurer at the time and in the manner prescribed by the regulations or by agreement made under the regulations, as the case may be, the amount thereof becomes a debt due to Her Majesty in right of Ontario and is a lien upon the property in Ontario of the person in default and, subject to the Bankruptcy Act (Canada), has priority over all other claims of other persons, and it shall bear interest at the rate prescribed by the regulations from the day the amount was due until it is paid.*

The amendment removes the provisions relating to the payment of interest and fixing the rate thereof. Those provisions will now appear in the new section 8c.

Subsection 2. Subsection 3 of section 8 now reads as follows:

- (3) *For each twelve-month period commencing on the 1st day of April and not earlier than the 1st day of April, 1976, there may be paid to each wholesale dealer designated a collector under this Act or the regulations the lesser of,*
- (a) *\$500; or*
 - (b) *the aggregate of,*
 - (i) *3 per cent of the tax collected by him in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$67 or more,*
 - (ii) *\$2 for each return with respect to tax collected by him in such period that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected exceeds \$2 and is less than \$67, and*
 - (iii) *the tax collected by him in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$2,*

as compensation for his services in collecting and remitting the tax imposed by this Act, and such collector may deduct such compensation from the amount otherwise to be remitted to the Treasurer in accordance with this Act and the regulations.

The amendments increase the compensation for a wholesale dealer who collects tax. The rate of compensation is increased from 3 to 4 per cent. The maximum compensation payable in any year is increased from \$500 to \$700.

SECTION 4. This amendment adds nine new sections to the Act.

The new section 8*a* provides, in subsections 1 and 2, for the making of returns to the Minister and for the verification of those returns. This provision is presently in the regulations under the Act. Subsection 3 provides for the payment of a penalty on assessment therefor for the late filing of a return. The penalty is 5 per cent of the tax covered by the return, but not less than \$10 and not more than \$500. Subsections 4 and 5 provide offences for the failure to file a return and for filing an incomplete return. The fine that may be imposed for such offence is \$200.

The new section 8*b* adds provisions enabling the Minister to assess the tax payable under the Act. These assessment provisions are similar to those in other revenue statutes, and will replace the limited provision for assessment now contained in the regulations under the Act.

The new section 8*c* deals, in subsection 1, with interest on unpaid taxes, in subsection 2 with the application of payments first to discharge interest, and in subsection 3, the Minister is enabled to relieve against full payment of interest in special circumstances.

The new section 8*d* provides a procedure, similar to other revenue statutes, to enable a person who has been assessed to object to the assessment, and requires the Minister to consider the objection and make a decision confirming or varying the assessment.

The new section 8*e* provides a procedure, similar to other revenue statutes, to enable a person assessed to appeal the assessment to the Supreme Court and to provide for the Minister to give a reply to bring the matter before the Court.

The new section 10*a* provides, as in other revenue statutes, for actions by the Minister to recover or collect tax and for the issue of a warrant of execution having the same force and effect as a writ of execution to collect unpaid taxes. Subsection 2 allows proof by affidavit of certain evidentiary matters. Subsection 3 ensures that the remedies for tax collection and recovery provided in the Act may be exercised independently so that the use of one remedy will not bar the use of others.

The new section 10*b* adds the garnishment procedures in other revenue statutes. Where a taxpayer who owes money to the Crown is, in turn, owed money by another person the new section provides a procedure by which the Minister can garnish the debt of that person to the taxpayer to discharge the taxpayer's obligation to the Crown.

The new section 11*a* provides a penalty to be imposed on a collector who fails to collect the tax that, as agent of the Minister, he is required to collect under the Act and the regulations.

The new section 11*b* provides that the officers of a corporation that commit an offence under the Act are guilty of that offence if they took part in authorizing the corporation to commit it.

- (iii) the tax collected by him in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$3,

4. The said Act is amended by adding thereto the following sections:

ss. 8a-8e,
10a, 10b,
11a, 11b,
enacted

8a.—(1) Every person designated a collector according to the regulations shall, without notice or demand, deliver to the Minister, at the time and in the manner prescribed by the regulations, a return of tax, that he, as agent of the Minister, is responsible to collect, and shall, at the time and in the manner prescribed by the regulations, remit such tax with his return.

Returns by
collector

(2) Every return shall be verified by a certificate of the person designated a collector according to the regulations and, if such person is not an individual, of any one of its officers or servants or its resident manager or representative in Ontario, certifying that the financial and other statements of information included therein or attached thereto are in agreement with the books of such person and exhibit truly, correctly and completely all information for the period covered by the return.

Idem

(3) Every person designated a collector according to the regulations who files a return after the time prescribed by the regulations shall pay, when assessed therefor, a penalty of,

Penalty for
late filing

(a) \$10; or

(b) 5 per cent of the tax payable by him and 5 per cent of the tax collectable by him,

whichever is the greater, but in no case shall such penalty be more than \$500.

(4) Every person designated a collector according to the regulations who fails to file a return as required by this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of \$200.

Offence

(5) Every person designated a collector according to the regulations who fails to complete the information required in the return to be delivered to the Minister under subsection 1 is guilty of an offence and on summary conviction is liable to a fine of \$200.

Idem

Assessment

8b.—(1) The Minister may, at any time he considers reasonable, assess or reassess any tax that any person, as agent of the Minister, has collected and has failed to remit and any tax, interest or penalty, as the case may be, payable by him for which he has not accounted.

Assessment on inspection

(2) Where it appears from an inspection, audit or examination of the books of account, records or documents of any consumer or dealer that this Act or the regulations have not been complied with, the person making the inspection, audit or examination shall calculate the tax collectable or payable in such manner and form and by such procedure as the Minister considers adequate and expedient, and the Minister shall assess the amount of tax that any person as agent of the Minister has collected and has failed to remit and the amount of the tax, interest or penalty, as the case may be, payable by him for which he has not accounted.

Notice of Assessment

(3) Where the Minister has made an assessment under subsection 1 or 2, he shall deliver a notice of assessment by personal service or shall send such notice of assessment by mail or registered mail to the person so assessed at his last known address, or where the person has more than one address, one of which is in Ontario, to his address in Ontario, and the amount of the assessment shall, subject to subsection 4, be remitted to the Treasurer by the person so assessed within thirty days from the date of personal service or mailing of the notice of assessment.

Idem

(4) Where the Minister has made an assessment under subsection 1 or 2, the notice of assessment may provide that the amount assessed is payable forthwith.

Continuation of liability for tax

(5) Liability for tax imposed by this Act is not affected by an incorrect or incomplete assessment or by the fact that no assessment has been made.

Minister not bound by returns

(6) The Minister is not bound by a return or information delivered by or on behalf of any person under this Act and may, notwithstanding that any return or information has been delivered, assess the tax payable under this Act.

Assessment valid and binding

(7) An assessment, subject to being varied or vacated on an objection or appeal and subject to a reassessment, shall be deemed to be valid and binding notwithstanding any error, defect or omission therein or in any proceeding under this Act relating thereto.

Idem

(8) The amount of any assessment is payable within the time required by the notice of assessment whether or not

an objection or appeal from the assessment is made or taken.

8c.—(1) Any amount that is payable or to be remitted to the Treasurer under this Act or the regulations, or that is payable as a penalty imposed under this Act otherwise than a penalty imposed as a result of a prosecution for an offence under this Act, bears interest at the rate prescribed by the regulations from the day on which the amount should have been paid or remitted to the day of payment. Unpaid taxes to bear interest

(2) Any payment to the Treasurer under this Act that is not a fine shall first be applied to any interest payable by the person making a payment or on whose account payment is made. Payment applied first to interest

(3) Where, owing to special circumstances, it is considered inequitable that the whole amount of interest payable by any person under this Act be paid, the Minister may exempt the person from any payment of the whole or any part of such interest. Exemption from payment of interest

8d.—(1) Where a person objects to an assessment made under section 8b, he may, within ninety days from the day of mailing or delivery by personal service of the notice of assessment, serve on the Minister a notice of objection in duplicate in the form prescribed by the regulations setting out the reasons for the objection and all relevant facts. Notice of objection

(2) A notice of objection under this section shall be served by being sent by registered mail addressed to the Minister. Service

(3) Upon receipt of a notice of objection, the Minister shall with all due dispatch reconsider the assessment and vacate, confirm or vary the assessment or reassess, and he shall thereupon notify the person who has made the objection of his action by registered mail. Reconsideration

8e.—(1) After the Minister has given the notification required by subsection 3 of section 8d, a person who has served notice of objection under section 8d may appeal to the Supreme Court to have the assessment vacated or varied or reassessed, but no appeal under this section shall be instituted after the expiration of ninety days from the day notice has been mailed to such person under subsection 3 of section 8d and an appeal under this section shall not be made to the Divisional Court. Appeal

(2) An appeal to the Supreme Court shall be instituted by serving on the Minister a notice of appeal in duplicate Appeal, how instituted

in the form prescribed by the regulations and by filing a copy thereof with the Registrar of the Supreme Court or with the local registrar of the Supreme Court for the county or district in which the person appealing resides or has his place of business.

Service

(3) A notice of appeal shall be served on the Minister by being sent by registered mail addressed to the Minister.

Content of notice of appeal

(4) The person appealing shall set out in the notice of appeal a statement of the allegations of fact and the statutory provisions and reasons that he intends to submit in supporting his appeal.

Reply to notice of appeal

(5) After the service on him of a notice of appeal under this section, the Minister shall with all due dispatch serve on the person appealing and file in the Supreme Court where the notice of appeal was filed a reply to the notice of appeal admitting or denying the facts alleged and containing a statement of such further allegations of fact and of such statutory provisions and reasons as he intends to rely on.

Matter deemed action

(6) Upon the filing of the material referred to in subsection 5, the matter shall be deemed to be an action in the court.

Disposition of appeal

(7) The court may dispose of the appeal by,

(a) dismissing it;

(b) allowing it; or

(c) allowing it, and

(i) vacating the assessment,

(ii) varying the assessment,

(iii) restoring the original assessment, or

(iv) referring the assessment back to the Minister for reconsideration and reassessment.

Idem

(8) The court may, in delivering judgment disposing of an appeal, order payment or refund of tax by the appellant or by the Treasurer, as the case may be, and may make such order as to costs as is considered proper.

Procedure

(9) The practice and procedure of the Supreme Court, including the right of appeal and the practice and procedure

relating to appeals, apply to every matter that is deemed to be an action under subsection 6, and every judgment and order given or made in every such action may be enforced in the same manner and by the like process as a judgment or order given or made in an action commenced in the court.

(10) No assessment shall be vacated or varied on appeal by reason only of an irregularity, informality, omission or error on the part of any person in the observance of any directory provision of this Act. Irregularities

(11) The time within which a notice of objection under subsection 1 of section 8*d* or a notice of appeal under subsection 1 of this section is to be served may be extended by the Minister if application for extension is made before expiration of the time for service of the notice of objection or notice of appeal, as the case may be. Extension of time

10*a*.—(1) Upon default of payment of an amount assessed under section 8*b*, Recovery of tax

- (a) the Minister may bring an action for recovery thereof in any court in which a debt or money demand of a similar amount may be collected, and every such action shall be brought and executed in and by the name of the Minister or his name of office and may be continued by his successor in office as if no change had occurred and shall be tried without a jury; and
- (b) the Minister may issue a warrant directed to the sheriff of any county or district in which any property of a person liable to make a payment or remittance under this Act is located or situate for the amount of the tax, interest and penalty or any of them owing by him, together with interest thereon from the date of the issue of the warrant and the costs and expenses of the sheriff, and such warrant has the same force and effect as a writ of execution issued out of the Supreme Court.

(2) For the purpose of any proceeding taken under this Act, the facts necessary to establish compliance on the part of the Minister with this Act as well as the failure of any person, partnership, syndicate, trust or corporation to comply with the requirements of this Act shall, unless evidence to the contrary satisfactory to the court is adduced, Compliance to be proved by affidavit

be sufficiently proved in any court of law by affidavit of the Minister or of any officer of the Ministry of Revenue.

Remedies
for recovery
of tax

(3) The use of any of the remedies provided by this section does not bar or affect any of the other remedies therein provided, and the remedies provided by this Act for the recovery and enforcement of the payment of any tax imposed by this Act are in addition to any other remedies existing by law, and no action or other proceeding taken in any way prejudices, limits or affects any lien, charge or priority existing under this Act or at law in favour of Her Majesty in right of Ontario.

Garnishment

10b.—(1) When the Minister has knowledge or suspects that a person is or is about to become indebted or liable to make any payment to a person liable to make a payment or remittance under this Act, he may, by registered letter or by a letter served personally, require the first-named person to pay the moneys otherwise payable to the second-named person in whole or in part to the Treasurer on account of the liability under this Act.

Idem

(2) The receipt of the Treasurer for moneys paid as required under this section is a good and sufficient discharge of the original liability to the extent of the payment.

Liability
of debtor

(3) Every person who has discharged any liability to a person liable to make a payment or remittance under this Act without complying with the requirements under this section is liable to pay to the Treasurer an amount equal to the liability discharged or the amount he was required under this section to pay to the Treasurer, whichever is the lesser.

Service of
garnishee

(4) Where a person who is or is about to become indebted or liable to make a payment to a person liable to make a payment or remittance under this Act carries on business under a name and style other than his own name, the registered or other letter under subsection 1 may be addressed to the name or style under which he carries on business and, in the case of personal service, shall be deemed to have been validly served if it has been left with an adult person employed at the place of business of the addressee.

Idem

(5) Where persons who are or are about to become indebted or liable to make a payment to a person liable to make a payment or remittance under this Act carry on business in partnership, the registered or other letter under subsection 1 may be addressed to the partnership name and, in the case of personal service, shall be deemed to have been



SECTION 5. The new subsection 2 makes it an offence for a person who is buying tobacco for resale, and is therefore not a consumer, to buy tobacco from anyone who is not a collector under the Act and charged with the enforcement of the collection of tax as agent of the Minister.

validly served if it has been served on one of the partners or left with an adult person employed at the place of business of the partnership.

(6) Subject to *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally.

Garnishment
of wages
R.S.O. 1970,
c. 486

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit.

Failure
to remit

11a. Every dealer who has failed to collect tax that he is responsible to collect under this Act or the regulations shall pay a penalty, when assessed therefor, equal to not more than twice the amount of tax that he failed to collect.

Penalty for
failure to
collect

11b. Any officer, director or agent of a corporation who directed, authorized, assented to, acquiesced in or participated in the commission of any act that is an offence under this Act for which the corporation would be liable for prosecution is guilty of an offence and on summary conviction is liable to the punishment provided for the offence whether or not the corporation has been prosecuted or convicted.

Liability of
officers of
corporations

5. Section 13 of the said Act is amended by adding thereto the following subsection:

s. 13,
amended

(2) Every person who purchases tobacco for resale from any person who is not designated a collector according to the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than the amount of tax that would be exigible on the tobacco so purchased by him if such tobacco had been purchased by a consumer and not more than an amount equal to twice the amount of such tax so ascertained and is in addition liable to imprisonment for a term not exceeding six months.

Offence

ss. 15a, 15b,
enacted

6. The said Act is further amended by adding thereto the following sections:

Over-
payments

15a.—(1) Where a person has remitted to the Treasurer a greater amount of money for a period than was required by this Act to be remitted for that period, or a greater amount than was payable by the person, the Treasurer shall either refund the overpayment or, at the option of the Minister, apply the amount of the overpayment to liability of the person with respect to a previous or subsequent period, in which latter case the Minister shall notify the person of such action.

Idem

(2) Where an amount in respect of an overpayment is refunded or applied on other liability, interest at such rate as is prescribed by the regulations shall be paid or applied thereon for the period commencing on the day the overpayment arose and ending with the day of refunding or application on other liability, unless the amount of interest so calculated is less than \$5 in which event no interest need be paid or applied under this subsection.

Idem

(3) Where by a decision of the Minister under section 8d or by a decision of the court it is finally determined that the tax payable under this Act by a person is less than the amount assessed by the assessment to which objection was made or from which the appeal was taken and the decision makes it appear that there has been an overpayment of tax, the interest payable under subsection 2 on the overpayment shall be computed at the rate prescribed by the regulations.

Refunds

15b. Any amount refunded under this Act in excess of the amount to which the person receiving the refund was entitled shall be deemed to be tax owing to the Treasurer, and the sections of this Act relating to the assessment (including objection and appeal therefrom) and collection of taxes apply *mutatis mutandis* to the said amount.

s. 16 (1) (n),
repealed

- 7.—(1) Clause *n* of subsection 1 of section 16 of the said Act is repealed.

s. 16,
amended

- (2) The said section 16, as amended by the Statutes of Ontario, 1972, chapter 16, section 2 and 1976, chapter 24, section 3, is further amended by adding thereto the following subsection:

Minister
may
prescribe
forms

(1a) The Minister may make regulations prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

SECTION 6. The amendment adds two new sections.

The new section 15*a* provides that overpayments of tax are to be refunded or may be applied against other liability to the Treasurer of the person who made the overpayment. Interest on such overpayments will be paid if the amount of interest is not less than \$5.

The new section 15*b* provides that where an excessive refund has been made, the overpayment by the Treasurer may be recovered by the Minister in the same way as tax under the Act may be recovered or collected.

SECTION 7. The clause that is repealed by subsection 1 enabled the Lieutenant Governor in Council to prescribe forms for the purpose of the Act. This power is given to the Minister (subsection 2) which is in keeping with other revenue statutes.

SECTION 8. This substantive section validates the increased tobacco tax levied and collected during the period between the 1st reading, at the last session of the Legislature, of Bill 45, an Act to amend The Tobacco Tax Act, and the day of the dissolution of the Legislature.

This present Bill re-imposes the same increases in tax on tobacco products as were embodied in Bill 45.

8. The tax levied and collected under *The Tobacco Tax Act* in respect of purchases of tobacco made during the period from and including the 20th day of April, 1977 to and including the 29th day of April, 1977 that would have been lawfully levied and collected had subsection 1 of section 2 of *The Tobacco Tax Act*, as re-enacted by subsection 1 of section 1 of this Act, been in force during that period shall be deemed to have been lawfully levied and collected. ^{Tax deemed lawfully levied}
- 9.—(1) This Act, except subsection 2 of section 3, shall be deemed to have come into force on the 28th day of June, 1977. ^{Commencement}
- (2) Subsection 2 of section 3 shall be deemed to have come into force on the 1st day of April, 1977. ^{Idem}
10. The short title of this Act is *The Tobacco Tax Amendment Act, 1977*. ^{Short title}

An Act to amend
The Tobacco Tax Act

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

BILL 10

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Tobacco Tax Act

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs



BILL 10

1977

An Act to amend The Tobacco Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Subsection 1 of section 2 of *The Tobacco Tax Act*, being ^{s. 2(1),} ^{re-enacted} chapter 463 of the Revised Statutes of Ontario, 1970, as re-enacted by the Statutes of Ontario, 1972, chapter 16, section 1 and amended by the Statutes of Ontario, 1976, chapter 24, section 1, is repealed and the following substituted therefor:

(1) Every consumer shall pay to Her Majesty in right of ^{Tax on} Ontario a tax computed as follows:

- (a) ninety-six one-hundredths of 1 cent on every cigarette purchased by him;
- (b) thirty-five one-hundredths of 1 cent on every gram or part thereof of any tobacco, other than cigarettes or cigars, purchased by him;
- (c) 2 cents on every cigar purchased by him for a price at retail of not more than 7 cents;
- (d) 4 cents on every cigar purchased by him for a price at retail of more than 7 cents but not more than 10 cents; and
- (e) 6 cents on every cigar purchased by him for a price at retail of more than 10 cents but not more than 15 cents, and thereafter an additional 2 cents for each additional 5 cents that the price at retail of a cigar purchased by him exceeds 15 cents.

- (2) The said section 2 is amended by adding thereto the ^{s. 2,} ^{amended} following subsection:

Amounts in lieu of tax

(4) Where any person selling tobacco receives any payment made as or in lieu of the tax payable under this Act, such payment shall be dealt with and accounted for as tax under this Act, and any person who fails to deal with and account for such payment in accordance with this Act and the regulations is liable to the same penalties and fines, and is guilty of the same offences, as would apply if the payment were the tax payable under this Act, and the Minister may collect and receive such payment by the same remedies and procedures as are provided by this Act or the regulations for the collection and enforcement of the tax payable under this Act.

s. 6 (1), re-enacted

2. Subsection 1 of section 6 of the said Act is repealed and the following substituted therefor:

Sales of tobacco under R.S.O. 1970, c. 52

(1) No wholesale dealer shall dispose of his stock through a sale in bulk as defined in *The Bulk Sales Act* without first obtaining a certificate in duplicate from the Minister that all taxes collectable or payable under this Act by such wholesale dealer have been paid or that such person has entered into an arrangement satisfactory to the Minister for the payment of such taxes or for securing their payment.

s. 8 (2), amended

- 3.—(1) Subsection 2 of section 8 of the said Act is amended by striking out "and it shall bear interest at the rate prescribed by the regulations from the day the amount was due until it is paid" in the eighth, ninth and tenth lines.

s. 8 (3) (a, b), re-enacted

- (2) Clauses *a* and *b* of subsection 3 of the said section 8, as enacted by the Statutes of Ontario, 1976, chapter 24, section 2, are repealed and the following substituted therefor:

(a) \$700; or

(b) the aggregate of,

(i) 4 per cent of the tax collected by him in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$75 or more,

(ii) \$3 for each return with respect to tax collected by him in such period that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected exceeds \$3 and is less than \$75, and

- (iii) the tax collected by him in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$3,

4. The said Act is amended by adding thereto the following sections:

ss. 8a-8e,
10a, 10b,
11a, 11b,
enacted

8a.—(1) Every person designated a collector according to the regulations shall, without notice or demand, deliver to the Minister, at the time and in the manner prescribed by the regulations, a return of tax, that he, as agent of the Minister, is responsible to collect, and shall, at the time and in the manner prescribed by the regulations, remit such tax with his return.

Returns by
collector

(2) Every return shall be verified by a certificate of the person designated a collector according to the regulations and, if such person is not an individual, of any one of its officers or servants or its resident manager or representative in Ontario, certifying that the financial and other statements of information included therein or attached thereto are in agreement with the books of such person and exhibit truly, correctly and completely all information for the period covered by the return.

Idem

(3) Every person designated a collector according to the regulations who files a return after the time prescribed by the regulations shall pay, when assessed therefor, a penalty of,

Penalty for
late filing

(a) \$10; or

(b) 5 per cent of the tax payable by him and 5 per cent of the tax collectable by him,

whichever is the greater, but in no case shall such penalty be more than \$500.

(4) Every person designated a collector according to the regulations who fails to file a return as required by this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of \$200.

Offence

(5) Every person designated a collector according to the regulations who fails to complete the information required in the return to be delivered to the Minister under subsection 1 is guilty of an offence and on summary conviction is liable to a fine of \$200.

Idem

Assessment

8b.—(1) The Minister may, at any time he considers reasonable, assess or reassess any tax that any person, as agent of the Minister, has collected and has failed to remit and any tax, interest or penalty, as the case may be, payable by him for which he has not accounted.

Assessment on inspection

(2) Where it appears from an inspection, audit or examination of the books of account, records or documents of any consumer or dealer that this Act or the regulations have not been complied with, the person making the inspection, audit or examination shall calculate the tax collectable or payable in such manner and form and by such procedure as the Minister considers adequate and expedient, and the Minister shall assess the amount of tax that any person as agent of the Minister has collected and has failed to remit and the amount of the tax, interest or penalty, as the case may be, payable by him for which he has not accounted.

Notice of Assessment

(3) Where the Minister has made an assessment under subsection 1 or 2, he shall deliver a notice of assessment by personal service or shall send such notice of assessment by mail or registered mail to the person so assessed at his last known address, or where the person has more than one address, one of which is in Ontario, to his address in Ontario, and the amount of the assessment shall, subject to subsection 4, be remitted to the Treasurer by the person so assessed within thirty days from the date of personal service or mailing of the notice of assessment.

Idem

(4) Where the Minister has made an assessment under subsection 1 or 2, the notice of assessment may provide that the amount assessed is payable forthwith.

Continuation of liability for tax

(5) Liability for tax imposed by this Act is not affected by an incorrect or incomplete assessment or by the fact that no assessment has been made.

Minister not bound by returns

(6) The Minister is not bound by a return or information delivered by or on behalf of any person under this Act and may, notwithstanding that any return or information has been delivered, assess the tax payable under this Act.

Assessment valid and binding

(7) An assessment, subject to being varied or vacated on an objection or appeal and subject to a reassessment, shall be deemed to be valid and binding notwithstanding any error, defect or omission therein or in any proceeding under this Act relating thereto.

Idem

(8) The amount of any assessment is payable within the time required by the notice of assessment whether or not

an objection or appeal from the assessment is made or taken.

8c.—(1) Any amount that is payable or to be remitted to the Treasurer under this Act or the regulations, or that is payable as a penalty imposed under this Act otherwise than a penalty imposed as a result of a prosecution for an offence under this Act, bears interest at the rate prescribed by the regulations from the day on which the amount should have been paid or remitted to the day of payment. Unpaid taxes
to bear
interest

(2) Any payment to the Treasurer under this Act that is not a fine shall first be applied to any interest payable by the person making a payment or on whose account payment is made. Payment
applied first
to interest

(3) Where, owing to special circumstances, it is considered inequitable that the whole amount of interest payable by any person under this Act be paid, the Minister may exempt the person from any payment of the whole or any part of such interest. Exemption
from
payment of
interest

8d.—(1) Where a person objects to an assessment made under section 8b, he may, within ninety days from the day of mailing or delivery by personal service of the notice of assessment, serve on the Minister a notice of objection in duplicate in the form prescribed by the regulations setting out the reasons for the objection and all relevant facts. Notice of
objection

(2) A notice of objection under this section shall be served by being sent by registered mail addressed to the Minister. Service

(3) Upon receipt of a notice of objection, the Minister shall with all due dispatch reconsider the assessment and vacate, confirm or vary the assessment or reassess, and he shall thereupon notify the person who has made the objection of his action by registered mail. Recon-
sideration

8e.—(1) After the Minister has given the notification required by subsection 3 of section 8d, a person who has served notice of objection under section 8d may appeal to the Supreme Court to have the assessment vacated or varied or reassessed, but no appeal under this section shall be instituted after the expiration of ninety days from the day notice has been mailed to such person under subsection 3 of section 8d and an appeal under this section shall not be made to the Divisional Court. Appeal

(2) An appeal to the Supreme Court shall be instituted by serving on the Minister a notice of appeal in duplicate Appeal, how
instituted

in the form prescribed by the regulations and by filing a copy thereof with the Registrar of the Supreme Court or with the local registrar of the Supreme Court for the county or district in which the person appealing resides or has his place of business.

Service

(3) A notice of appeal shall be served on the Minister by being sent by registered mail addressed to the Minister.

Content of notice of appeal

(4) The person appealing shall set out in the notice of appeal a statement of the allegations of fact and the statutory provisions and reasons that he intends to submit in supporting his appeal.

Reply to notice of appeal

(5) After the service on him of a notice of appeal under this section, the Minister shall with all due dispatch serve on the person appealing and file in the Supreme Court where the notice of appeal was filed a reply to the notice of appeal admitting or denying the facts alleged and containing a statement of such further allegations of fact and of such statutory provisions and reasons as he intends to rely on.

Matter deemed action

(6) Upon the filing of the material referred to in subsection 5, the matter shall be deemed to be an action in the court.

Disposition of appeal

(7) The court may dispose of the appeal by,

- (a) dismissing it;
- (b) allowing it; or
- (c) allowing it, and
 - (i) vacating the assessment,
 - (ii) varying the assessment,
 - (iii) restoring the original assessment, or
 - (iv) referring the assessment back to the Minister for reconsideration and reassessment.

Idem

(8) The court may, in delivering judgment disposing of an appeal, order payment or refund of tax by the appellant or by the Treasurer, as the case may be, and may make such order as to costs as is considered proper.

Procedure

(9) The practice and procedure of the Supreme Court, including the right of appeal and the practice and procedure

relating to appeals, apply to every matter that is deemed to be an action under subsection 6, and every judgment and order given or made in every such action may be enforced in the same manner and by the like process as a judgment or order given or made in an action commenced in the court.

(10) No assessment shall be vacated or varied on appeal by reason only of an irregularity, informality, omission or error on the part of any person in the observance of any directory provision of this Act. ^{Irregularities}

(11) The time within which a notice of objection under subsection 1 of section 8*d* or a notice of appeal under subsection 1 of this section is to be served may be extended by the Minister if application for extension is made before expiration of the time for service of the notice of objection or notice of appeal, as the case may be. ^{Extension of time}

10*a*.—(1) Upon default of payment of an amount assessed under section 8*b*, ^{Recovery of tax}

(*a*) the Minister may bring an action for recovery thereof in any court in which a debt or money demand of a similar amount may be collected, and every such action shall be brought and executed in and by the name of the Minister or his name of office and may be continued by his successor in office as if no change had occurred and shall be tried without a jury; and

(*b*) the Minister may issue a warrant directed to the sheriff of any county or district in which any property of a person liable to make a payment or remittance under this Act is located or situate for the amount of the tax, interest and penalty or any of them owing by him, together with interest thereon from the date of the issue of the warrant and the costs and expenses of the sheriff, and such warrant has the same force and effect as a writ of execution issued out of the Supreme Court.

(2) For the purpose of any proceeding taken under this Act, the facts necessary to establish compliance on the part of the Minister with this Act as well as the failure of any person, partnership, syndicate, trust or corporation to comply with the requirements of this Act shall, unless evidence to the contrary satisfactory to the court is adduced, ^{Compliance to be proved by affidavit}

be sufficiently proved in any court of law by affidavit of the Minister or of any officer of the Ministry of Revenue.

Remedies
for recovery
of tax

(3) The use of any of the remedies provided by this section does not bar or affect any of the other remedies therein provided, and the remedies provided by this Act for the recovery and enforcement of the payment of any tax imposed by this Act are in addition to any other remedies existing by law, and no action or other proceeding taken in any way prejudices, limits or affects any lien, charge or priority existing under this Act or at law in favour of Her Majesty in right of Ontario.

Garnishment

10b.—(1) When the Minister has knowledge or suspects that a person is or is about to become indebted or liable to make any payment to a person liable to make a payment or remittance under this Act, he may, by registered letter or by a letter served personally, require the first-named person to pay the moneys otherwise payable to the second-named person in whole or in part to the Treasurer on account of the liability under this Act.

Idem

(2) The receipt of the Treasurer for moneys paid as required under this section is a good and sufficient discharge of the original liability to the extent of the payment.

Liability
of debtor

(3) Every person who has discharged any liability to a person liable to make a payment or remittance under this Act without complying with the requirements under this section is liable to pay to the Treasurer an amount equal to the liability discharged or the amount he was required under this section to pay to the Treasurer, whichever is the lesser.

Service of
garnishee

(4) Where a person who is or is about to become indebted or liable to make a payment to a person liable to make a payment or remittance under this Act carries on business under a name and style other than his own name, the registered or other letter under subsection 1 may be addressed to the name or style under which he carries on business and, in the case of personal service, shall be deemed to have been validly served if it has been left with an adult person employed at the place of business of the addressee.

Idem

(5) Where persons who are or are about to become indebted or liable to make a payment to a person liable to make a payment or remittance under this Act carry on business in partnership, the registered or other letter under subsection 1 may be addressed to the partnership name and, in the case of personal service, shall be deemed to have been

validly served if it has been served on one of the partners or left with an adult person employed at the place of business of the partnership.

(6) Subject to *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally.

Garnishment
of wages
R.S.O. 1970,
c. 486

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit.

Failure
to remit

11a. Every dealer who has failed to collect tax that he is responsible to collect under this Act or the regulations shall pay a penalty, when assessed therefor, equal to not more than twice the amount of tax that he failed to collect.

Penalty for
failure to
collect

11b. Any officer, director or agent of a corporation who directed, authorized, assented to, acquiesced in or participated in the commission of any act that is an offence under this Act for which the corporation would be liable for prosecution is guilty of an offence and on summary conviction is liable to the punishment provided for the offence whether or not the corporation has been prosecuted or convicted.

Liability of
officers of
corporations

5. Section 13 of the said Act is amended by adding thereto the following subsection:

s. 13,
amended

(2) Every person who purchases tobacco for resale from any person who is not designated a collector according to the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than the amount of tax that would be exigible on the tobacco so purchased by him if such tobacco had been purchased by a consumer and not more than an amount equal to twice the amount of such tax so ascertained and is in addition liable to imprisonment for a term not exceeding six months.

Offence

ss. 15a, 15b,
enacted

6. The said Act is further amended by adding thereto the following sections:

Over-
payments

15a.—(1) Where a person has remitted to the Treasurer a greater amount of money for a period than was required by this Act to be remitted for that period, or a greater amount than was payable by the person, the Treasurer shall either refund the overpayment or, at the option of the Minister, apply the amount of the overpayment to liability of the person with respect to a previous or subsequent period, in which latter case the Minister shall notify the person of such action.

Idem

(2) Where an amount in respect of an overpayment is refunded or applied on other liability, interest at such rate as is prescribed by the regulations shall be paid or applied thereon for the period commencing on the day the overpayment arose and ending with the day of refunding or application on other liability, unless the amount of interest so calculated is less than \$5 in which event no interest need be paid or applied under this subsection.

Idem

(3) Where by a decision of the Minister under section 8d or by a decision of the court it is finally determined that the tax payable under this Act by a person is less than the amount assessed by the assessment to which objection was made or from which the appeal was taken and the decision makes it appear that there has been an overpayment of tax, the interest payable under subsection 2 on the overpayment shall be computed at the rate prescribed by the regulations.

Refunds

15b. Any amount refunded under this Act in excess of the amount to which the person receiving the refund was entitled shall be deemed to be tax owing to the Treasurer, and the sections of this Act relating to the assessment (including objection and appeal therefrom) and collection of taxes apply *mutatis mutandis* to the said amount.

s. 16 (1) (n),
repealed

- 7.—(1) Clause n of subsection 1 of section 16 of the said Act is repealed.

s. 16,
amended

(2) The said section 16, as amended by the Statutes of Ontario, 1972, chapter 16, section 2 and 1976, chapter 24, section 3, is further amended by adding thereto the following subsection:

Minister
may
prescribe
forms

(1a) The Minister may make regulations prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

8. The tax levied and collected under *The Tobacco Tax Act* in respect of purchases of tobacco made during the period from and including the 20th day of April, 1977 to and including the 29th day of April, 1977 that would have been lawfully levied and collected had subsection 1 of section 2 of *The Tobacco Tax Act*, as re-enacted by subsection 1 of section 1 of this Act, been in force during that period shall be deemed to have been lawfully levied and collected. ^{Tax deemed lawfully levied}
- 9.—(1) This Act, except subsection 2 of section 3, shall be deemed to have come into force on the 28th day of June, 1977. ^{Commencement}
- (2) Subsection 2 of section 3 shall be deemed to have come into force on the 1st day of April, 1977. ^{Idem}
10. The short title of this Act is *The Tobacco Tax Amendment Act, 1977*. ^{Short title}





An Act to amend
The Tobacco Tax Act

1st Reading

June 27th, 1977

2nd Reading

June 29th, 1977

3rd Reading

June 30th, 1977

THE HON. W. D. McKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide Employment Opportunities for
Youth in Ontario**

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

EXPLANATORY NOTE

The Bill provides for the establishment of a Youth Employment Program that will encourage the farming and business communities to increase employment of youth in Ontario by creating youth summer job opportunities and that will provide young people with work experience and skills to better equip them for full-time participation in the labour market.

The Bill enables the Lieutenant Governor in Council to establish a Youth Employment Program by regulation. Pursuant to such a Program, the Treasurer of Ontario may make employment grants to "eligible employers" who hire "eligible employees".

All employers, other than federal, provincial or municipal governments or their agencies, boards and commissions will be eligible for employment grants if they have been actively engaged in business or farming in Ontario for at least one year immediately prior to the commencement of the Youth Employment Program.

Eligible employees are those who are,

- (a) resident in Ontario;
- (b) eligible to work in Ontario;
- (c) between the ages of fifteen and twenty-four years inclusive at the commencement of the Program; and
- (d) not related to the employer.

The Youth Employment Program established under the Bill will ensure that jobs created under the Program are in addition to those normally provided by the employer and will not result in the dismissal, lay-off or reduction in hours or period of work of any existing employees.

The Program will be subject to both ongoing and post-audit checks. The Bill contains provision for inspection to ensure that grants are properly made under the Program. Penalties are also provided for persons who obtain grants on the basis of false information.

BILL 11

1977

An Act to provide Employment Opportunities for Youth in Ontario

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,

Interpre-
tation

- (a) "eligible employee" means a person who is resident and eligible to work in Ontario and who at the time of the commencement of the youth employment program has attained the age of fifteen years but has not attained the age of twenty-five years;
- (b) "eligible employer" means a person who has been actively engaged in business or farming in Ontario for at least one year immediately prior to the commencement of the youth employment program but does not include a municipality or local board thereof, the Government of Canada or the government of any province or any agency, board or commission thereof, or any person prescribed not to be eligible as an employer;
- (c) "employee" means an employee within the meaning of *The Employment Standards Act, 1974*; 1974, c. 112
- (d) "employer" means an employer within the meaning of *The Employment Standards Act, 1974*;
- (e) "farming" includes tillage of the soil, the breeding, raising or grazing of live stock of all kinds, the raising of poultry and the production of poultry products, fur-farming, dairy farming, fruit growing, the growing of food for human consumption or for the feeding of live stock and the keeping of bees;
- (f) "local board" means a local board as defined in *The Municipal Affairs Act*; R.S.O. 1970,
c. 118

- (g) "Minister" means the Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs or such other member of the Executive Council as is designated by the Lieutenant Governor in Council to administer this Act;
- (h) "municipality" means a city, town, village, township or improvement district and includes a metropolitan, regional or district municipality;
- (i) "prescribed" means prescribed by the regulations;
- (j) "regulations" means the regulations made under this Act.

Purpose
of Act

2. The purpose of this Act is to provide for the establishment of a youth employment program that will encourage the farming and business communities in Ontario to achieve increased employment of youth in Ontario by creating new summer job opportunities and that will provide young people with work experience and skills that better equip them for full-time participation in the labour market.

Minister
may make
grants

3. The Minister may make grants in the prescribed amount to eligible employers who hire eligible employees in accordance with the terms and conditions of the youth employment program established under this Act.

Effect of
program

4.—(1) The youth employment program established under this Act shall ensure,

- (a) that employment created under the program is in addition to that normally provided by an employer and that it does not result in the dismissal, lay-off or reduction in regular hours or period of work of any existing employees of an employer; and
- (b) that employment is not provided under the program to an employee where the employer is a related person.

Interpre-
tation

(2) For the purposes of clause *b* of subsection 1, "related person" means,

- (i) any spouse, parent, son or daughter, brother or sister of the employee,
- (ii) any relative of the employee or of his spouse, other than a relative referred to in subclause i, who has the same home as the employee, or

- (iii) any body corporate of which the employee and any of the persons referred to in subclause i or ii or the partner or employer of the employee, either alone or in combination beneficially owns, directly or indirectly, equity shares carrying more than 50 per cent of the voting rights attached to all equity shares of a body corporate for the time being outstanding.

5.—(1) Every person who receives a grant or distribution of money under this Act or the youth employment program shall, at such times and in such manner as may be prescribed, make a return to the Minister in such form as the Minister requires. Returns

(2) Every person who fails to make a return as and when required by subsection 1 is guilty of an offence and on summary conviction is liable to a fine not exceeding \$500. Offence

6. The Minister, or any person designated by him in writing, may at all reasonable times enter into any premises or place where any business is carried on or any property is kept, or any thing is done in connection with any business or any books or records are or should be kept pursuant to the provisions of this Act or the regulations to ensure that the provisions of this Act and the regulations are being complied with. Inspection

7.—(1) Upon an inspection under section 6, the person inspecting, Powers of
inspector

- (a) is entitled to free access to all books of account, cash, documents, bank accounts, vouchers, correspondence and records of every description of the person being inspected; and
- (b) may, upon giving a receipt therefor, remove any material referred to in clause *a* that relates to the purpose of the inspection for the purpose of making a copy thereof, providing that such copying is carried out with reasonable dispatch and the material in question is promptly thereafter returned to the person being inspected,

and no person shall obstruct the person inspecting or withhold or destroy, conceal or refuse to furnish any information or other thing required by the person inspecting for the purposes of the inspection.

(2) Any copy made as provided in subsection 1 and purporting to be certified by the inspector is admissible in evidence Copies

in any action, proceeding or prosecution as being of actual proof of the original.

Offence

(3) Every person who contravenes subsection 1 is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Non-disclosure

(4) No person employed in the administration or enforcement of this Act shall disclose information obtained under this Act, except where the disclosure is necessary for the administration or enforcement of this Act or where the disclosure is required by a court for the purposes of an action, prosecution or proceeding.

Offence

8.—(1) Every person who makes or assists in making a statement in any document required by or for the purposes of this Act or the regulations that, at the time and in related circumstances under which it was made, is false or misleading in respect of any material fact or omits to state any material fact, the omission of which makes the statement false or misleading is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Saving

(2) No person is guilty of an offence under subsection 1 if he did not know that the statement was false or misleading, and in the exercise of reasonable diligence could not have known that the statement was false or misleading.

Recovery of grant made on basis of false application

9. Where any person obtains a grant or disbursement of funds under this Act or the regulations, on the basis of information that is false or misleading or an application that contains any false or misleading statement, the amount of such grant or disbursement together with interest thereon at the prescribed rate, shall be deemed to be a debt due to the Crown and may be recovered by an action in a court of competent jurisdiction.

Regulations

10.—(1) The Lieutenant Governor in Council may make regulations establishing, amending or revoking a youth employment program and fixing the time of commencement and duration of the program, and, without restricting the generality of the foregoing,

- (a) prescribing the amounts of grants that may be made under the program to employers;
- (b) prescribing the terms and conditions upon which grants under the program may be made;

- (c) prescribing the manner in which eligibility for grants shall be determined;
- (d) prescribing the manner and method by which grants under the program shall be made;
- (e) prescribing the books and records to be kept by employers relating to employees in respect of whom grants under the program may be made;
- (f) prescribing the information and returns to be filed by employers in connection with the program;
- (g) prescribing the rate of interest for the purposes of section 9;
- (h) defining any word or expression used in this Act or the regulations that has not already been expressly defined in this Act;
- (i) prescribing any matter that is required or permitted by this Act to be prescribed by regulation;
- (j) prescribing forms and providing for their use and requiring any information given in a form to be verified by statutory declaration.

(2) A regulation made under subsection 1 may be made effective retroactively to a date not earlier than the 19th day of April, 1977. Regulation may be retroactive

11. Notwithstanding *The Summary Convictions Act*, proceedings to enforce any provision of this Act or the regulations may be instituted within two years after the time the subject-matter of the proceedings arose. Institution of proceedings R.S.O. 1970, c. 450

12. The moneys required for the purposes of this Act shall, until the 31st day of March, 1978, be paid out of the Consolidated Revenue Fund and thereafter shall be paid out of the moneys appropriated therefor by the Legislature. Moneys

13. This Act shall be deemed to have come into force on the 19th day of April, 1977. Commencement

14. The short title of this Act is *The Ontario Youth Employment Act, 1977*. Short title

An Act to provide
Employment Opportunities for Youth
in Ontario

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. W. D. MCKEOUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

(Government Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide Employment Opportunities for
Youth in Ontario**

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs

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

EXPLANATORY NOTE

The Bill provides for the establishment of a Youth Employment Program that will encourage the farming and business communities to increase employment of youth in Ontario by creating youth summer job opportunities and that will provide young people with work experience and skills to better equip them for full-time participation in the labour market.

The Bill enables the Lieutenant Governor in Council to establish a Youth Employment Program by regulation. Pursuant to such a Program, the Treasurer of Ontario may make employment grants to "eligible employers" who hire "eligible employees".

All employers, other than federal, provincial or municipal governments or their agencies, boards and commissions will be eligible for employment grants if they have been actively engaged in business or farming in Ontario for at least one year immediately prior to the commencement of the Youth Employment Program.

Eligible employees are those who are,

- (a) resident in Ontario;
- (b) eligible to work in Ontario;
- (c) between the ages of fifteen and twenty-four years inclusive at the commencement of the Program; and
- (d) not related to the employer.

The Youth Employment Program established under the Bill will ensure that jobs created under the Program are in addition to those normally provided by the employer and will not result in the dismissal, lay-off or reduction in hours or period of work of any existing employees.

The Program will be subject to both ongoing and post-audit checks. The Bill contains provision for inspection to ensure that grants are properly made under the Program. Penalties are also provided for persons who obtain grants on the basis of false information.

BILL 11

1977

An Act to provide Employment Opportunities for Youth in Ontario

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,

Interpre-
tation

- (a) "eligible employee" means a person who is resident and eligible to work in Ontario and who at the time of the commencement of the youth employment program has attained the age of fifteen years but has not attained the age of twenty-five years;
- (b) "eligible employer" means a person who has been actively engaged in business or farming in Ontario for at least one year immediately prior to the commencement of the youth employment program but does not include a municipality or local board thereof, the Government of Canada or the government of any province or any agency, board or commission thereof, or any person prescribed not to be eligible as an employer;
- (c) "employee" means an employee within the meaning of *The Employment Standards Act, 1974*; 1974, c. 112
- (d) "employer" means an employer within the meaning of *The Employment Standards Act, 1974*;
- (e) "farming" includes tillage of the soil, the breeding, raising or grazing of live stock of all kinds, the raising of poultry and the production of poultry products, fur-farming, dairy farming, fruit growing, the growing of food for human consumption or for the feeding of live stock and the keeping of bees;
- (f) "local board" means a local board as defined in *The Municipal Affairs Act*; R.S.O. 1970,
c. 118

- (g) "Minister" means the Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs or such other member of the Executive Council as is designated by the Lieutenant Governor in Council to administer this Act;
- (h) "municipality" means a city, town, village, township or improvement district and includes a metropolitan, regional or district municipality;
- (i) "prescribed" means prescribed by the regulations;
- (j) "regulations" means the regulations made under this Act.

**Purpose
of Act**

2. The purpose of this Act is to provide for the establishment of a youth employment program that will encourage the farming and business communities in Ontario to achieve increased employment of youth in Ontario by creating new summer job opportunities and that will provide young people with work experience and skills that better equip them for full-time participation in the labour market.

**Minister
may make
grants**

3. The Minister may make grants in the prescribed amount to eligible employers who hire eligible employees in accordance with the terms and conditions of the youth employment program established under this Act.

**Effect of
program**

4.—(1) The youth employment program established under this Act shall ensure,

- (a) that employment created under the program is in addition to that normally provided by an employer and that it does not result in the dismissal, lay-off or reduction in regular hours or period of work of any existing employees of an employer; and
- (b) that employment is not provided under the program to an employee where the employer is a related person.

**Interpre-
tation**

(2) For the purposes of clause *b* of subsection 1, "related person" means,

- (i) any spouse, parent, son or daughter, brother or sister of the employee,
- (ii) any relative of the employee or of his spouse, other than a relative referred to in subclause i, who has the same home as the employee, or

- (iii) any body corporate of which the employee and any of the persons referred to in subclause i or ii or the partner or employer of the employee, either alone or in combination beneficially owns, directly or indirectly, equity shares carrying more than 50 per cent of the voting rights attached to all equity shares of a body corporate for the time being outstanding.

5.—(1) Every person who receives a grant of money under the youth employment program established under this Act shall, at such times and in such manner as may be prescribed, make a return to the Minister in such form as the Minister requires. Returns

(2) Every person who fails to make a return as and when required by subsection 1 is guilty of an offence and on summary conviction is liable to a fine not exceeding \$500. Offence

6. The Minister, or any person designated by him in writing, may at all reasonable times enter into any premises or place where any business is carried on or any property is kept, or any thing is done in connection with any business or any books or records are or should be kept pursuant to the provisions of this Act or the regulations to ensure that the provisions of this Act and the regulations are being complied with. Inspection

7.—(1) Upon an inspection under section 6, the person inspecting, Powers of inspector

- (a) is entitled to free access to all books of account, cash, documents, bank accounts, vouchers, correspondence and records of every description of the person being inspected; and
- (b) may, upon giving a receipt therefor, remove any material referred to in clause *a* that relates to the purpose of the inspection for the purpose of making a copy thereof, providing that such copying is carried out with reasonable dispatch and the material in question is promptly thereafter returned to the person being inspected,

and no person shall obstruct the person inspecting or withhold or destroy, conceal or refuse to furnish any information or other thing required by the person inspecting for the purposes of the inspection.

(2) Any copy made as provided in subsection 1 and purporting to be certified by the inspector is admissible in evidence Copies

in any action, proceeding or prosecution as being of actual proof of the original.

Offence

(3) Every person who contravenes subsection 1 is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Non-disclosure

(4) No person employed in the administration or enforcement of this Act shall disclose information obtained under section 6 or this section, except where the disclosure is necessary for the administration or enforcement of this Act or where the disclosure is required by a court for the purposes of an action, prosecution or proceeding.

Offence

8.—(1) Every person who makes or assists in making a statement in any document required by or for the purposes of this Act or the regulations that, at the time and in related circumstances under which it was made, is false or misleading in respect of any material fact or omits to state any material fact, the omission of which makes the statement false or misleading is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Saving

(2) No person is guilty of an offence under subsection 1 if he did not know that the statement was false or misleading, and in the exercise of reasonable diligence could not have known that the statement was false or misleading.

Recovery of grant made on basis of false application

9. Where any person obtains a grant or disbursement of funds under this Act or the regulations, on the basis of information that is false or misleading or an application that contains any false or misleading statement, the amount of such grant or disbursement together with interest thereon at the prescribed rate, shall be deemed to be a debt due to the Crown and may be recovered by an action in a court of competent jurisdiction.

Regulations

10.—(1) The Lieutenant Governor in Council may make regulations establishing, amending or revoking a youth employment program and fixing the time of commencement and duration of the program, and, without restricting the generality of the foregoing,

(a) prescribing the amounts of grants that may be made under the program to employers;

(b) prescribing the terms and conditions upon which grants under the program may be made;

- (c) prescribing the manner in which eligibility for grants shall be determined;
- (d) prescribing the manner and method by which grants under the program shall be made;
- (e) prescribing the books and records to be kept by employers relating to employees in respect of whom grants under the program may be made;
- (f) prescribing the information and returns to be filed by employers in connection with the program;
- (g) prescribing the rate of interest for the purposes of section 9;
- (h) defining any word or expression used in this Act or the regulations that has not already been expressly defined in this Act;
- (i) prescribing any matter that is required or permitted by this Act to be prescribed by regulation;
- (j) prescribing forms and providing for their use and requiring any information given in a form to be verified by statutory declaration.

(2) A regulation made under subsection 1 may be made ^{Regulation may be retroactive} effective retroactively to a date not earlier than the 19th day of April, 1977.

11. Notwithstanding *The Summary Convictions Act*, pro- ^{Institution of proceedings}ceedings to enforce any provision of this Act or the regulations ^{R.S.O. 1970, c. 450} may be instituted within two years after the time the subject-matter of the proceedings arose.

12. The moneys required for the purposes of this Act ^{Moneys} shall, until the 31st day of March, 1978, be paid out of the Consolidated Revenue Fund and thereafter shall be paid out of the moneys appropriated therefor by the Legislature.

13. This Act shall be deemed to have come into force ^{Commencement} on the 19th day of April, 1977.

14. The short title of this Act is *The Ontario Youth* ^{Short title} *Employment Act, 1977.*

An Act to provide
Employment Opportunities for Youth
in Ontario

1st Reading

June 27th, 1977

2nd Reading

July 4th, 1977

3rd Reading

THE HON. W. D. MCKEUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

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

BILL 11

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

**An Act to provide Employment Opportunities for
Youth in Ontario**

THE HON. W. D. McKEOUGH
Treasurer of Ontario and Minister of Economics and
Intergovernmental Affairs



BILL 11

1977

An Act to provide Employment Opportunities for Youth in Ontario

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,

Interpre-
tation

- (a) "eligible employee" means a person who is resident and eligible to work in Ontario and who at the time of the commencement of the youth employment program has attained the age of fifteen years but has not attained the age of twenty-five years;
- (b) "eligible employer" means a person who has been actively engaged in business or farming in Ontario for at least one year immediately prior to the commencement of the youth employment program but does not include a municipality or local board thereof, the Government of Canada or the government of any province or any agency, board or commission thereof, or any person prescribed not to be eligible as an employer;
- (c) "employee" means an employee within the meaning of *The Employment Standards Act, 1974*; 1974, c. 112
- (d) "employer" means an employer within the meaning of *The Employment Standards Act, 1974*;
- (e) "farming" includes tillage of the soil, the breeding, raising or grazing of live stock of all kinds, the raising of poultry and the production of poultry products, fur-farming, dairy farming, fruit growing, the growing of food for human consumption or for the feeding of live stock and the keeping of bees;
- (f) "local board" means a local board as defined in *The Municipal Affairs Act*; R.S.O. 1970,
c. 118

- (g) "Minister" means the Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs or such other member of the Executive Council as is designated by the Lieutenant Governor in Council to administer this Act;
- (h) "municipality" means a city, town, village, township or improvement district and includes a metropolitan, regional or district municipality;
- (i) "prescribed" means prescribed by the regulations;
- (j) "regulations" means the regulations made under this Act.

**Purpose
of Act**

2. The purpose of this Act is to provide for the establishment of a youth employment program that will encourage the farming and business communities in Ontario to achieve increased employment of youth in Ontario by creating new summer job opportunities and that will provide young people with work experience and skills that better equip them for full-time participation in the labour market.

**Minister
may make
grants**

3. The Minister may make grants in the prescribed amount to eligible employers who hire eligible employees in accordance with the terms and conditions of the youth employment program established under this Act.

**Effect of
program**

4.—(1) The youth employment program established under this Act shall ensure,

- (a) that employment created under the program is in addition to that normally provided by an employer and that it does not result in the dismissal, lay-off or reduction in regular hours or period of work of any existing employees of an employer; and
- (b) that employment is not provided under the program to an employee where the employer is a related person.

**Interpre-
tation**

(2) For the purposes of clause *b* of subsection 1, "related person" means,

- (i) any spouse, parent, son or daughter, brother or sister of the employee,
- (ii) any relative of the employee or of his spouse, other than a relative referred to in subclause i, who has the same home as the employee, or

- (iii) any body corporate of which the employee and any of the persons referred to in subclause i or ii or the partner or employer of the employee, either alone or in combination beneficially owns, directly or indirectly, equity shares carrying more than 50 per cent of the voting rights attached to all equity shares of a body corporate for the time being outstanding.

5.—(1) Every person who receives a grant of money under the youth employment program established under this Act shall, at such times and in such manner as may be prescribed, make a return to the Minister in such form as the Minister requires. Returns

(2) Every person who fails to make a return as and when required by subsection 1 is guilty of an offence and on summary conviction is liable to a fine not exceeding \$500. Offence

6. The Minister, or any person designated by him in writing, may at all reasonable times enter into any premises or place where any business is carried on or any property is kept, or any thing is done in connection with any business or any books or records are or should be kept pursuant to the provisions of this Act or the regulations to ensure that the provisions of this Act and the regulations are being complied with. Inspection

7.—(1) Upon an inspection under section 6, the person inspecting, Powers of inspector

- (a) is entitled to free access to all books of account, cash, documents, bank accounts, vouchers, correspondence and records of every description of the person being inspected; and
- (b) may, upon giving a receipt therefor, remove any material referred to in clause a that relates to the purpose of the inspection for the purpose of making a copy thereof, providing that such copying is carried out with reasonable dispatch and the material in question is promptly thereafter returned to the person being inspected,

and no person shall obstruct the person inspecting or withhold or destroy, conceal or refuse to furnish any information or other thing required by the person inspecting for the purposes of the inspection.

(2) Any copy made as provided in subsection 1 and purporting to be certified by the inspector is admissible in evidence Copies

in any action, proceeding or prosecution as being of actual proof of the original.

Offence

(3) Every person who contravenes subsection 1 is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Non-disclosure

(4) No person employed in the administration or enforcement of this Act shall disclose information obtained under section 6 or this section, except where the disclosure is necessary for the administration or enforcement of this Act or where the disclosure is required by a court for the purposes of an action, prosecution or proceeding.

Offence

8.—(1) Every person who makes or assists in making a statement in any document required by or for the purposes of this Act or the regulations that, at the time and in related circumstances under which it was made, is false or misleading in respect of any material fact or omits to state any material fact, the omission of which makes the statement false or misleading is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, or if such person is a corporation, to a fine of not more than \$10,000.

Saving

(2) No person is guilty of an offence under subsection 1 if he did not know that the statement was false or misleading, and in the exercise of reasonable diligence could not have known that the statement was false or misleading.

Recovery of grant made on basis of false application

9. Where any person obtains a grant or disbursement of funds under this Act or the regulations, on the basis of information that is false or misleading or an application that contains any false or misleading statement, the amount of such grant or disbursement together with interest thereon at the prescribed rate, shall be deemed to be a debt due to the Crown and may be recovered by an action in a court of competent jurisdiction.

Regulations

10.—(1) The Lieutenant Governor in Council may make regulations establishing, amending or revoking a youth employment program and fixing the time of commencement and duration of the program, and, without restricting the generality of the foregoing,

- (a) prescribing the amounts of grants that may be made under the program to employers;
- (b) prescribing the terms and conditions upon which grants under the program may be made;

- (c) prescribing the manner in which eligibility for grants shall be determined;
- (d) prescribing the manner and method by which grants under the program shall be made;
- (e) prescribing the books and records to be kept by employers relating to employees in respect of whom grants under the program may be made;
- (f) prescribing the information and returns to be filed by employers in connection with the program;
- (g) prescribing the rate of interest for the purposes of section 9;
- (h) defining any word or expression used in this Act or the regulations that has not already been expressly defined in this Act;
- (i) prescribing any matter that is required or permitted by this Act to be prescribed by regulation;
- (j) prescribing forms and providing for their use and requiring any information given in a form to be verified by statutory declaration.

(2) A regulation made under subsection 1 may be made ^{Regulation may be} effective retroactively to a date not earlier than the 19th ^{retroactive} day of April, 1977.

11. Notwithstanding *The Summary Convictions Act*, proceedings to enforce any provision of this Act or the regulations may be instituted within two years after the time the subject-matter of the proceedings arose. ^{Institution of proceedings R.S.O. 1970, c. 450}

12. The moneys required for the purposes of this Act shall, until the 31st day of March, 1978, be paid out of the Consolidated Revenue Fund and thereafter shall be paid out of the moneys appropriated therefor by the Legislature. ^{Moneys}

13. This Act shall be deemed to have come into force on the 19th day of April, 1977. ^{Commencement}

14. The short title of this Act is *The Ontario Youth Employment Act, 1977*. ^{Short title}

An Act to provide
Employment Opportunities for Youth
in Ontario

1st Reading

June 27th, 1977

2nd Reading

July 4th, 1977

3rd Reading

July 5th, 1977

THE HON. W. D. MCKEUGH
Treasurer of Ontario and
Minister of Economics and
Intergovernmental Affairs

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Retail Sales Tax Act

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

In accordance with the Treasurer's Budget, this Bill,

- (a) extends the present exemption for thermal insulation materials to many other classes of energy conservation equipment;
- (b) includes in the fair value of a canned soft drink the amount of the tax to be imposed by *The Environmental Tax Act, 1977* so that retail sales tax will apply to the retail price of the canned soft drink plus the amount of the environmental tax;
- (c) exempts from tax the price of admission to a place of amusement where the price of admission is \$3 or less. Tax formerly applied when the price was more than \$.75 and will now apply only where the price exceeds \$3;
- (d) provides for exempting from tax disposable tangible personal property that is used in the provision of transient accommodation by the operators of hotels, motels, etc.;
- (e) raises from \$5 to \$6 the exemption for the price of a prepared meal;
- (f) increases the amount of compensation payable to vendors who collect retail sales tax for the Crown.

In addition, the Bill contains other amendments to clarify the provisions of the Act and to deal with taxes collected in trust for the Crown.

SECTION 1.—Subsection 1. The provision added by the amendment will include the amount of tax under *The Environmental Tax Act, 1977* as part of the purchase price of a canned soft drink (which is tangible personal property under *The Retail Sales Tax Act*) on which retail sales tax is levied.

Subsection 2. The paragraph amended defines "place of amusement". The definition is amended to make it clear that a place of amusement includes an amusement park and other places of entertainment.

SECTION 2.—Subsection 1. The amendment raises the exemption for prepared meals from \$5.00 to \$6.00.

Subsection 2. The amendment provides that tax on the price of admission is payable only when the price exceeds \$3.00. The subsection that is replaced by the amendment now reads as follows:

- (4) *Every purchaser of admission to a place of amusement shall pay to Her Majesty in right of Ontario a tax on the price of admission as follows:*

<i>Price of Admission</i>	<i>Tax</i>
<i>More than 75 cents and not more than 84 cents</i>	<i>— 6 cents</i>
<i>More than 84 cents and not more than 90 cents</i>	<i>— 7 cents</i>
<i>More than 90 cents and not more than 92 cents</i>	<i>— 8 cents</i>

and where the price of admission is more than 92 cents, a tax at the rate of 10 per cent, calculated upon the price of admission.

An Act to amend The Retail Sales Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Paragraph 4 of section 1 of *The Retail Sales Tax Act*, ^{s. 1, par. 4, amended} being chapter 415 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1976, chapter 23, section 1, is further amended by adding thereto the following clause:

(ba) the amount of the tax payable under *The Environmental Tax Act*, 1977, c. ...

- (2) Paragraph 7 of the said section 1 is amended by inserting ^{s. 1, par. 7, amended} after "means" in the first line "an amusement park or" and by inserting after "performance" in the sixth line "or entertainment".

- 2.—(1) Paragraph 2 of subsection 2 of section 2 of the said Act, ^{s. 2(2), par. 2, re-enacted} as re-enacted by the Statutes of Ontario, 1976, chapter 23, section 2, is repealed and the following substituted therefor:

2. prepared meals sold at a price of over \$6.00.

- (2) Subsection 4 of the said section 2 is repealed and the ^{s. 2(4), re-enacted} following substituted therefor:

(4) Every purchaser of admission to a place or places of ^{Tax on admission to a place of amusement} amusement shall pay to Her Majesty in right of Ontario a tax computed at the rate of 10 per cent of the price of admission where the price of admission exceeds \$3.00.

- (3) Subsection 6 of the said section 2 is repealed and the ^{s. 2(6), re-enacted} following substituted therefor:

(6) Where the Minister considers it necessary or advisable, ^{Determination of fair value} he may determine the amount of any price of admission, or

the fair value of any tangible personal property or taxable service, for the purposes of taxation under this Act, and thereupon the price of admission, or fair value of such tangible personal property or taxable service, for such purpose shall be as so determined by him unless, in proceedings instituted by an appeal under section 20, it is established that the determination is unreasonable.

s. 4 (1),
amended

- 3.—(1) Subsection 1 of section 4 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 23, section 3, is further amended by striking out “as defined in *The Bulk Sales Act*” in the second line and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 4 (2),
amended

- (2) Subsection 2 of the said section 4 is amended by striking out “as defined in *The Bulk Sales Act*” in the first and second lines and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 5 (1), par. 2,
amended

- 4.—(1) Paragraph 2 of subsection 1 of section 5 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the second line and in the fourth line, as inserted by the amendment of 1976, and inserting in lieu thereof in each instance “\$6.00”.

s. 5 (1), par. 2a,
amended

- (2) Paragraph 2a of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the sixth line, as inserted by the amendment of 1976, and inserting in lieu thereof “\$6.00”.

s. 5 (1), par. 24b,
re-enacted

- (3) Paragraph 24b of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1976, chapter 23, section 3, is repealed and the following substituted therefor:

24b. materials or equipment that are used for the conservation of energy and that are,

- (a) thermal insulation materials, as defined by the Minister, that are sold primarily to insulate buildings and that are not primarily for a use prescribed by the Minister to be excluded from the exemption conferred by this paragraph,
- (b) heat pumps for use principally to provide heat in the heating system of a building,

Subsection 3. The subsection is re-enacted to make it clear that the Minister's authority to determine fair value applies to the price of admission and to the value of taxable services. The provision being replaced by the amendment referred only to property, and created some doubt as to how far the subsection extended. The replaced subsection now reads as follows:

- (6) *Where the Minister deems it necessary or advisable, he may determine the fair value of any such property for the purposes of taxation under this Act, and thereupon the fair value of such property for such purpose shall be as so determined by him.*

SECTION 3. The amendments clarify that the certificate required by section 4 of the Act is necessary only when the sale in bulk is one to which *The Bulk Sales Act* applies. Under section 2 of *The Bulk Sales Act*, certain classes of sales are exempted from the application of this Act, although they are defined to be sales in bulk. These exempted sales will no longer require a certificate under section 4 of *The Retail Sales Tax Act*.

SECTION 4.—Subsections 1 and 2. These amendments are consequential on the increase from \$5.00 to \$6.00 in the exemption for prepared meals.

Subsection 3. This amendment adds two paragraphs, 24b and 24c, to the list of exemptions contained in subsection 1 of section 5 of the Act.

The new paragraph 24b provides for the exemption of the classes of energy conservation equipment and material that are proposed by the Treasurer's Budget to be exempt from retail sales tax. Paragraph 24b, prior to this amendment, exempted only thermal insulation materials for existing buildings. The amendment retains this exemption, but extends it to thermal insulation materials in all buildings, and includes many other energy conserving devices. The former paragraph 24b read:

24b. *thermal insulation materials, as defined by the Minister, that are purchased exclusively to insulate a building the construction of which has been completed and that is occupied permanently or seasonally for residential purposes if, with respect to such purchase, the person selling such materials is provided with either,*

- (a) *the completed exemption certificate for thermal insulation materials in the form prescribed by the Minister, and signed by the purchaser; or*
- (b) *where the person acquiring such materials holds a valid permit under section 3, a single purchase exemption certificate or a blanket purchase exemption certificate issued in accordance with the regulations,*

but the exemption conferred by this paragraph does not apply to the purchase of such materials used to insulate any commercial or industrial building, any hotel, motel or lodge or similar establishment, or any new residential premises in the process of construction.

The new paragraph 24c provides for the exemption of tangible personal property to be consumed in the provision of transient accommodation. Transient accommodation includes the rental of hotel rooms, motel rooms, etc., and, in general, lodging for periods of less than a month. As indicated in the Treasurer's Budget, the items to be exempted under this paragraph are items such as facial tissue, matches, soap and similar items provided by hotels and motels for the temporary convenience of those to whom accommodation is rented. The list of items exempt under this paragraph will be prescribed by regulation.

SECTION 5. This section increases the amount of compensation payable to vendors who are responsible to collect the retail sales tax. Compensation is increased from 3 per cent a year to 4 per cent a year with a maximum of \$700 in any year. The maximum compensation was formerly \$500 in any year. In addition, the minimum compensation for each return filed by a vendor is increased from \$2 to \$3 or the tax covered by the return if the return shows the tax to be less than \$3.

- (c) heat recovery units or devices for extracting heat from exhaust air or waste water to recover energy,
- (d) solar cells to be used to produce directly from sunlight electricity to charge batteries,
- (e) solar furnaces, panels and tubes specially designed to collect and convert solar energy into heat for use in a solar heating system,
- (f) windmills and wind-powered generators that produce mechanical or electrical energy, and pumps and generators specially designed for use directly with such devices,
- (g) timer-controlled thermostats for heating systems in buildings and automatic timer controls for electrical equipment,
- (h) wood-burning stoves and wood-burning furnaces, or
- (i) wind deflectors for trucks;

24c. tangible personal property that is prescribed by the Minister for the purpose of this paragraph and that is purchased by a vendor to be consumed by him in the provision of transient accommodation.

5. Clauses *a* and *b* of subsection 1 of section 11 of the said Act, ^{s. 11 (1)(a, b),} as enacted by the Statutes of Ontario, 1975, chapter 9, section 5, ^{re-enacted} are repealed and the following substituted therefor:

(a) \$700; or

(b) the aggregate of,

- (i) 4 per cent of the tax collected by the vendor in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$75 or more,
- (ii) \$3 for each return with respect to tax collected by the vendor in such period that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected exceeds \$3 and is less than \$75, and

- (iii) the tax collected by the vendor in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$3,

s. 18,
amended

6. Section 18 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 9, section 7, is further amended by adding thereto the following subsections:

Trust money
in liquidation
proceedings

(2) Where, by the order of a court or otherwise, any property of a vendor is lawfully taken from his control or possession for the purposes of liquidation in receivership proceedings, winding-up proceedings or for the purpose of a distribution to creditors pursuant to a general assignment made for the benefit of creditors, an amount equal to the amount of tax that was collected by the vendor and that by subsection 1 is deemed to be held in trust for Her Majesty in right of Ontario, shall, to the extent of the amount of tax that was collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and was not remitted to the Treasurer as required by subsection 1, be deemed to be separate from, and to form no part of, the estate or property in liquidation, whether or not that amount has in fact been kept separate and apart from the vendor's own property and in trust in accordance with subsection 1.

Minister's
certificate

R.S.C. 1970,
c. B-3

(3) Every person who, as assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), takes control or possession of the property of any vendor holding a valid and subsisting permit issued under section 3 shall, before distributing such property or the proceeds from the realization thereof under his control, obtain from the Minister a certificate that the tax collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and not remitted by the vendor as required by subsection 1 has been paid or that security therefor acceptable to the Minister has been given, and any assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), who distributes any such property or the proceeds of the realization thereof without having obtained the certificate required by this subsection is personally liable to Her Majesty in right of Ontario for an amount equal to the amount of tax that was collected by the vendor in the

SECTION 6. The amendment provides that, where a vendor who has collected tax that is trust money for the Crown goes into liquidation or receivership, the trust imposed by subsection 1 of section 18 of the Act for collected tax applies to an amount equal to the tax collected and not remitted in the year preceding the liquidation or receivership. A receiver or liquidator is required to obtain a certificate that tax collected in trust during the year is paid, and will be liable to the Crown for any loss sustained if the certificate is not obtained. The requirement to obtain the certificate applies only where the vendor has been issued a permit under section 3 of the Act, and there will be no liability if the tax collected in trust has been paid to the Crown.

SECTION 7. The amendment adds a reference to assessments made under section 15a of the Act so that overpayments of tax finally determined to be payable under an assessment pursuant to section 15a will be returned to the taxpayer with interest. Prior to the amendment, section 30 (2) of the Act had omitted a reference to assessments under section 15a, a section which was added to the Act in 1976, and this omission is now to be corrected and will be made retrospective to the date when section 15a of the Act came into force (April 7, 1976).

SECTION 8. The amendment adds to the section allowing garnishment for unpaid taxes provisions that deal with the garnishment of wages and that allow an application to a judge when a garnishee has failed to honour the garnishment. The amendment with respect to the garnishment of wages limits such garnishments to the provisions of *The Wages Act*.

year immediately preceding the date when the vendor lost control or possession of his property and not remitted to the Treasurer as required by subsection 1.

7. Subsection 2 of section 30 of the said Act is amended by ^{s. 30 (2),} inserting after "15" in the fourth line "or 15a". ^{amended}

8. Section 31 of the said Act is amended by adding thereto the ^{s. 31,} following subsections: ^{amended}

(6) Subject to *The Wages Act*, where the Minister has ^{Garnishment} under this section required an employer to pay to the Treasurer ^{of wages} on account of an employee's liability under this Act ^{R.S.O. 1970,} moneys otherwise payable by the employer to the employee ^{c. 486} as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally.

(7) Where any person, without reasonable excuse, has ^{Failure} failed to remit to the Treasurer the moneys as required under ^{to remit} this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit.

9.—(1) This Act, except section 1, subsections 1 and 2 of section 2, and sections 4, 5 and 7, comes into force on ^{Commence-} the day it receives Royal Assent. ^{ment}

(2) Section 7 shall be deemed to have come into force on the ^{Idem} 7th day of April, 1976.

(3) Section 5 shall be deemed to have come into force on ^{Idem} the 1st day of April, 1977.

(4) Subsection 2 of section 1, subsections 1 and 2 of section 2 ^{Idem} and section 4 shall be deemed to have come into force on the 20th day of April, 1977.

(5) Subsection 1 of section 1 comes into force on the 1st day of ^{Idem} August, 1977.

10. The short title of this Act is *The Retail Sales Tax Amendment* ^{Short title} Act, 1977.

An Act to amend
The Retail Sales Tax Act

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Retail Sales Tax Act

THE HON. MARGARET SCRIVENER
Minister of Revenue

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

EXPLANATORY NOTES

In accordance with the Treasurer's Budget, this Bill,

- (a) extends the present exemption for thermal insulation materials to many other classes of energy conservation equipment;
- (b) exempts from tax the price of admission to a place of amusement where the price of admission is \$3 or less. Tax formerly applied when the price was more than \$.75 and will now apply only where the price exceeds \$3;
- (c) provides for exempting from tax disposable tangible personal property that is used in the provision of transient accommodation by the operators of hotels, motels, etc.;
- (d) raises from \$5 to \$6 the exemption for the price of a prepared meal;
- (e) increases the amount of compensation payable to vendors who collect retail sales tax for the Crown.

In addition, the Bill contains other amendments to clarify the provisions of the Act and to deal with taxes collected in trust for the Crown.

SECTION 1. The paragraph amended defines "place of amusement". The definition is amended to make it clear that a place of amusement includes an amusement park and other places of entertainment.

SECTION 2.—Subsection 1. The amendment raises the exemption for prepared meals from \$5.00 to \$6.00.

Subsection 2. The amendment provides that tax on the price of admission is payable only when the price exceeds \$3.00. The subsection that is replaced by the amendment now reads as follows:

- (4) *Every purchaser of admission to a place of amusement shall pay to Her Majesty in right of Ontario a tax on the price of admission as follows:*

<i>Price of Admission</i>	<i>Tax</i>
<i>More than 75 cents and not more than 84 cents</i>	<i>— 6 cents</i>
<i>More than 84 cents and not more than 90 cents</i>	<i>— 7 cents</i>
<i>More than 90 cents and not more than 92 cents</i>	<i>— 8 cents</i>

and where the price of admission is more than 92 cents, a tax at the rate of 10 per cent, calculated upon the price of admission.

An Act to amend The Retail Sales Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Paragraph 7 of section 1 of *The Retail Sales Tax Act*, being chapter 415 of the Revised Statutes of Ontario, 1970, is amended by inserting after "means" in the first line "an amusement park or" and by inserting after "performance" in the sixth line "or entertainment". s. 1, par. 7,
amended
- 2.—(1) Paragraph 2 of subsection 2 of section 2 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 23, section 2, is repealed and the following substituted therefor: s. 2 (2), par. 2,
re-enacted
 2. prepared meals sold at a price of over \$6.00.
- (2) Subsection 4 of the said section 2 is repealed and the following substituted therefor: s. 2 (4),
re-enacted
- (4) Every purchaser of admission to a place or places of amusement shall pay to Her Majesty in right of Ontario a tax computed at the rate of 10 per cent of the price of admission where the price of admission exceeds \$3.00. Tax on
admission to
a place of
amusement
- (3) Subsection 6 of the said section 2 is repealed and the following substituted therefor: s. 2 (6),
re-enacted
- (6) Where the Minister considers it necessary or advisable, he may determine the amount of any price of admission, or the fair value of any tangible personal property or taxable service, for the purposes of taxation under this Act, and thereupon the price of admission, or fair value of such tangible personal property or taxable service, for such purpose shall be as so determined by him unless, in proceedings instituted by an appeal under section 20, it is established that the determination is unreasonable. Deter-
mination of
fair value

s. 4 (1),
amended

3.—(1) Subsection 1 of section 4 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 23, section 3, is further amended by striking out “as defined in *The Bulk Sales Act*” in the second line and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 4 (2),
amended

(2) Subsection 2 of the said section 4 is amended by striking out “as defined in *The Bulk Sales Act*” in the first and second lines and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 5 (1), par. 2,
amended

4.—(1) Paragraph 2 of subsection 1 of section 5 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the second line and in the fourth line, as inserted by the amendment of 1976, and inserting in lieu thereof in each instance “\$6.00”.

s. 5 (1), par. 2a,
amended

(2) Paragraph 2a of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the sixth line, as inserted by the amendment of 1976, and inserting in lieu thereof “\$6.00”.

s. 5 (1), par. 24b,
re-enacted

(3) Paragraph 24b of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1976, chapter 23, section 3, is repealed and the following substituted therefor:

24b. materials or equipment that are used for the conservation of energy and that are,

(a) thermal insulation materials, as defined by the Minister, that are sold primarily to insulate buildings and that are not primarily for a use prescribed by the Minister to be excluded from the exemption conferred by this paragraph,

(b) heat pumps for use principally to provide heat in the heating system of a building,

(c) heat recovery units or devices for extracting heat from exhaust air or waste water to recover energy,

(d) solar cells to be used to produce directly from sunlight electricity to charge batteries,

Subsection 3. The subsection is re-enacted to make it clear that the Minister's authority to determine fair value applies to the price of admission and to the value of taxable services. The provision being replaced by the amendment referred only to property, and created some doubt as to how far the subsection extended. The replaced subsection now reads as follows:

- (6) *Where the Minister deems it necessary or advisable, he may determine the fair value of any such property for the purposes of taxation under this Act, and thereupon the fair value of such property for such purpose shall be as so determined by him.*

SECTION 3. The amendments clarify that the certificate required by section 4 of the Act is necessary only when the sale in bulk is one to which *The Bulk Sales Act* applies. Under section 2 of *The Bulk Sales Act*, certain classes of sales are exempted from the application of this Act, although they are defined to be sales in bulk. These exempted sales will no longer require a certificate under section 4 of *The Retail Sales Tax Act*.

SECTION 4.—Subsections 1 and 2. These amendments are consequential on the increase from \$5.00 to \$6.00 in the exemption for prepared meals.

Subsection 3. This amendment adds two paragraphs, 24*b* and 24*c*, to the list of exemptions contained in subsection 1 of section 5 of the Act.

The new paragraph 24*b* provides for the exemption of the classes of energy conservation equipment and material that are proposed by the Treasurer's Budget to be exempt from retail sales tax. Paragraph 24*b*, prior to this amendment, exempted only thermal insulation materials for existing buildings. The amendment retains this exemption, but extends it to thermal insulation materials in all buildings, and includes many other energy conserving devices. The former paragraph 24*b* read:

24*b*. *thermal insulation materials, as defined by the Minister, that are purchased exclusively to insulate a building the construction of which has been completed and that is occupied permanently or seasonally for residential purposes if, with respect to such purchase, the person selling such materials is provided with either,*

- (a) *the completed exemption certificate for thermal insulation materials in the form prescribed by the Minister, and signed by the purchaser; or*
- (b) *where the person acquiring such materials holds a valid permit under section 3, a single purchase exemption certificate or a blanket purchase exemption certificate issued in accordance with the regulations,*

but the exemption conferred by this paragraph does not apply to the purchase of such materials used to insulate any commercial or industrial building, any hotel, motel or lodge or similar establishment, or any new residential premises in the process of construction.

The new paragraph 24*c* provides for the exemption of tangible personal property to be consumed in the provision of transient accommodation. Transient accommodation includes the rental of hotel rooms, motel rooms, etc., and, in general, lodging for periods of less than a month. As indicated in the Treasurer's Budget, the items to be exempted under this paragraph are items such as facial tissue, matches, soap and similar items provided by hotels and motels for the temporary convenience of those to whom accommodation is rented. The list of items exempt under this paragraph will be prescribed by regulation.

SECTION 5. This section increases the amount of compensation payable to vendors who are responsible to collect the retail sales tax. Compensation is increased from 3 per cent a year to 4 per cent a year with a maximum of \$700 in any year. The maximum compensation was formerly \$500 in any year. In addition, the minimum compensation for each return filed by a vendor is increased from \$2 to \$3 or the tax covered by the return if the return shows the tax to be less than \$3.

- (e) solar furnaces, panels and tubes specially designed to collect and convert solar energy into heat for use in a solar heating system,
- (f) windmills and wind-powered generators that produce mechanical or electrical energy, and pumps and generators specially designed for use directly with such devices,
- (g) timer-controlled thermostats for heating systems in buildings and automatic timer controls for electrical equipment,
- (h) wood-burning stoves and wood-burning furnaces, or
- (i) wind deflectors for trucks;

24c. tangible personal property that is prescribed by the Minister for the purpose of this paragraph and that is purchased by a vendor to be consumed by him in the provision of transient accommodation.

5. Clauses *a* and *b* of subsection 1 of section 11 of the said Act, ^{s. 11 (1) (a, b), re-enacted} as enacted by the Statutes of Ontario, 1975, chapter 9, section 5, are repealed and the following substituted therefor:

(a) \$700; or

(b) the aggregate of,

- (i) 4 per cent of the tax collected by the vendor in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$75 or more,
- (ii) \$3 for each return with respect to tax collected by the vendor in such period that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected exceeds \$3 and is less than \$75, and
- (iii) the tax collected by the vendor in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$3,

s. 18,
amended

6. Section 18 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 9, section 7, is further amended by adding thereto the following subsections:

Trust money
in liquidation
proceedings

(2) Where, by the order of a court or otherwise, any property of a vendor is lawfully taken from his control or possession for the purposes of liquidation in receivership proceedings, winding-up proceedings or for the purpose of a distribution to creditors pursuant to a general assignment made for the benefit of creditors, an amount equal to the amount of tax that was collected by the vendor and that by subsection 1 is deemed to be held in trust for Her Majesty in right of Ontario, shall, to the extent of the amount of tax that was collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and was not remitted to the Treasurer as required by subsection 1, be deemed to be separate from, and to form no part of, the estate or property in liquidation, whether or not that amount has in fact been kept separate and apart from the vendor's own property and in trust in accordance with subsection 1.

Minister's
certificate

R.S.C. 1970,
c. B-3

(3) Every person who, as assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), takes control or possession of the property of any vendor holding a valid and subsisting permit issued under section 3 shall, before distributing such property or the proceeds from the realization thereof under his control, obtain from the Minister a certificate that the tax collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and not remitted by the vendor as required by subsection 1 has been paid or that security therefor acceptable to the Minister has been given, and any assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), who distributes any such property or the proceeds of the realization thereof without having obtained the certificate required by this subsection is personally liable to Her Majesty in right of Ontario for an amount equal to the amount of tax that was collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and not remitted to the Treasurer as required by subsection 1.

s. 30 (2),
amended

7. Subsection 2 of section 30 of the said Act is amended by inserting after "15" in the fourth line "or 15a".

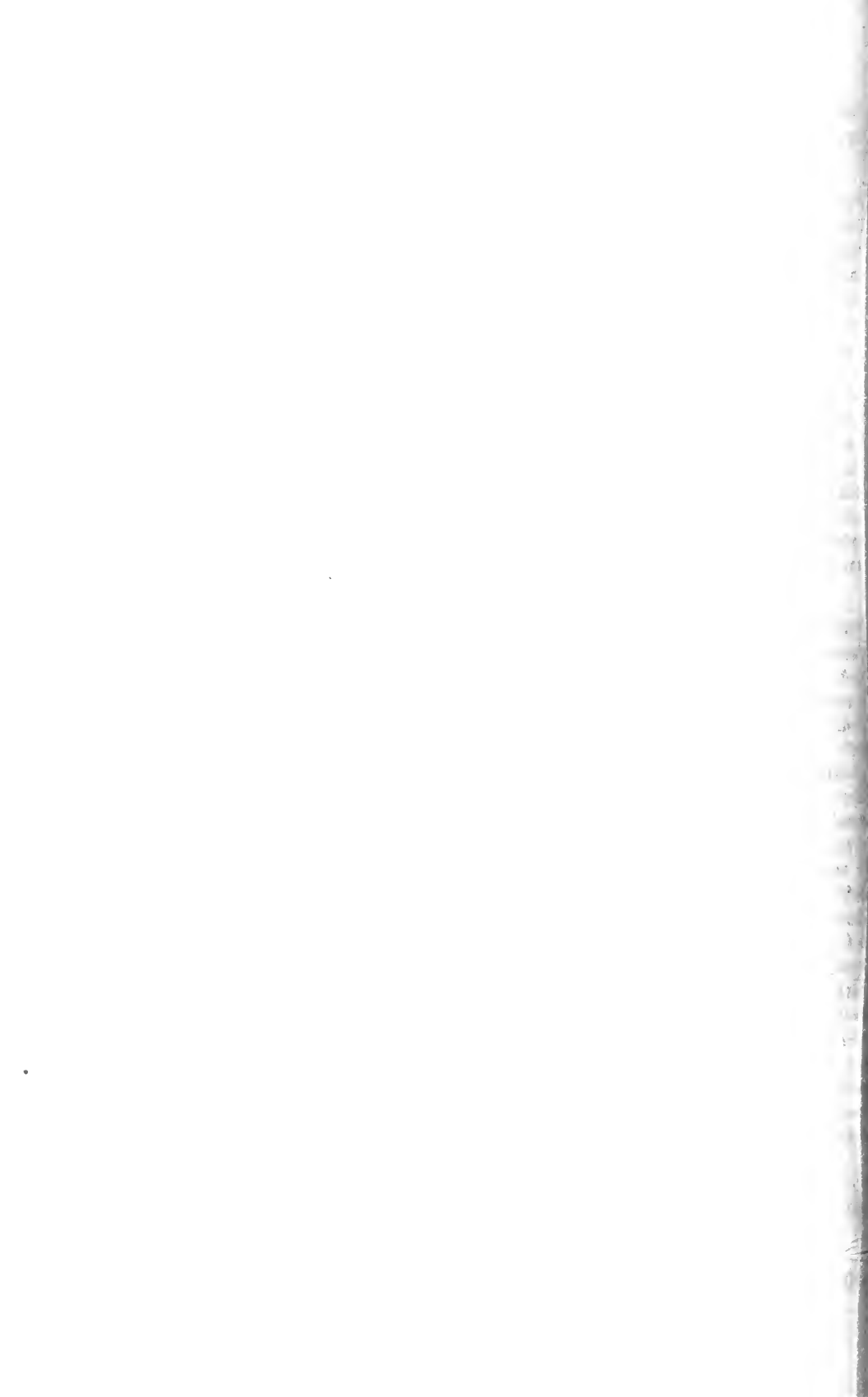
s. 31,
amended

8. Section 31 of the said Act is amended by adding thereto the following subsections:

SECTION 6. The amendment provides that, where a vendor who has collected tax that is trust money for the Crown goes into liquidation or receivership, the trust imposed by subsection 1 of section 18 of the Act for collected tax applies to an amount equal to the tax collected and not remitted in the year preceding the liquidation or receivership. A receiver or liquidator is required to obtain a certificate that tax collected in trust during the year is paid, and will be liable to the Crown for any loss sustained if the certificate is not obtained. The requirement to obtain the certificate applies only where the vendor has been issued a permit under section 3 of the Act, and there will be no liability if the tax collected in trust has been paid to the Crown.

SECTION 7. The amendment adds a reference to assessments made under section 15a of the Act so that overpayments of tax finally determined to be payable under an assessment pursuant to section 15a will be returned to the taxpayer with interest. Prior to the amendment, section 30 (2) of the Act had omitted a reference to assessments under section 15a, a section which was added to the Act in 1976, and this omission is now to be corrected and will be made retrospective to the date when section 15a of the Act came into force (April 7, 1976).

SECTION 8. The amendment adds to the section allowing garnishment for unpaid taxes provisions that deal with the garnishment of wages and that allow an application to a judge when a garnishee has failed to honour the garnishment. The amendment with respect to the garnishment of wages limits such garnishments to the provisions of *The Wages Act*.



(6) Subject to *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally.

Garnishment
of wages
R.S.O. 1970,
c. 486

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit.

Failure
to remit

9.—(1) This Act, except section 1, subsections 1 and 2 of section 2, and sections 4, 5 and 7, comes into force on the day it receives Royal Assent.

Commence-
ment

(2) Section 7 shall be deemed to have come into force on the 7th day of April, 1976.

Idem

(3) Section 5 shall be deemed to have come into force on the 1st day of April, 1977.

Idem

(4) Section 1, subsections 1 and 2 of section 2 and section 4 shall be deemed to have come into force on the 20th day of April, 1977.

Idem

10. The short title of this Act is *The Retail Sales Tax Amendment Act, 1977*.

Short title

An Act to amend
The Retail Sales Tax Act

1st Reading

June 27th, 1977

2nd Reading

July 5th, 1977

3rd Reading

THE HON. MARGARET SCRIVENER
Minister of Revenue

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

BILL 12

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Retail Sales Tax Act

THE HON. MARGARET SCRIVENER
Minister of Revenue

An Act to amend The Retail Sales Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Paragraph 7 of section 1 of *The Retail Sales Tax Act*, being chapter 415 of the Revised Statutes of Ontario, 1970, is amended by inserting after "means" in the first line "an amusement park or" and by inserting after "performance" in the sixth line "or entertainment". s. 1, par. 7,
amended
- 2.—(1) Paragraph 2 of subsection 2 of section 2 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 23, section 2, is repealed and the following substituted therefor: s. 2 (2), par. 2,
re-enacted
 2. prepared meals sold at a price of over \$6.00.
- (2) Subsection 4 of the said section 2 is repealed and the following substituted therefor: s. 2 (4),
re-enacted
 - (4) Every purchaser of admission to a place or places of amusement shall pay to Her Majesty in right of Ontario a tax computed at the rate of 10 per cent of the price of admission where the price of admission exceeds \$3.00. Tax on
admission to
a place of
amusement
- (3) Subsection 6 of the said section 2 is repealed and the following substituted therefor: s. 2 (6),
re-enacted
 - (6) Where the Minister considers it necessary or advisable, he may determine the amount of any price of admission, or the fair value of any tangible personal property or taxable service, for the purposes of taxation under this Act, and thereupon the price of admission, or fair value of such tangible personal property or taxable service, for such purpose shall be as so determined by him unless, in proceedings instituted by an appeal under section 20, it is established that the determination is unreasonable. Deter-
mination of
fair value

s. 4 (1),
amended

3.—(1) Subsection 1 of section 4 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 23, section 3, is further amended by striking out “as defined in *The Bulk Sales Act*” in the second line and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 4 (2),
amended

(2) Subsection 2 of the said section 4 is amended by striking out “as defined in *The Bulk Sales Act*” in the first and second lines and inserting in lieu thereof “to which *The Bulk Sales Act* applies”.

s. 5 (1), par. 2,
amended

4.—(1) Paragraph 2 of subsection 1 of section 5 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the second line and in the fourth line, as inserted by the amendment of 1976, and inserting in lieu thereof in each instance “\$6.00”.

s. 5 (1), par. 2a,
amended

(2) Paragraph 2a of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1973, chapter 23, section 4 and amended by 1976, chapter 23, section 3, is further amended by striking out “\$5.00” in the sixth line, as inserted by the amendment of 1976, and inserting in lieu thereof “\$6.00”.

s. 5 (1), par. 24b,
re-enacted

(3) Paragraph 24b of subsection 1 of the said section 5, as enacted by the Statutes of Ontario, 1976, chapter 23, section 3, is repealed and the following substituted therefor:

24b. materials or equipment that are used for the conservation of energy and that are,

- (a) thermal insulation materials, as defined by the Minister, that are sold primarily to insulate buildings and that are not primarily for a use prescribed by the Minister to be excluded from the exemption conferred by this paragraph,
- (b) heat pumps for use principally to provide heat in the heating system of a building,
- (c) heat recovery units or devices for extracting heat from exhaust air or waste water to recover energy,
- (d) solar cells to be used to produce directly from sunlight electricity to charge batteries,

- (e) solar furnaces, panels and tubes specially designed to collect and convert solar energy into heat for use in a solar heating system,
- (f) windmills and wind-powered generators that produce mechanical or electrical energy, and pumps and generators specially designed for use directly with such devices,
- (g) timer-controlled thermostats for heating systems in buildings and automatic timer controls for electrical equipment,
- (h) wood-burning stoves and wood-burning furnaces, or
- (i) wind deflectors for trucks;

24c. tangible personal property that is prescribed by the Minister for the purpose of this paragraph and that is purchased by a vendor to be consumed by him in the provision of transient accommodation.

5. Clauses *a* and *b* of subsection 1 of section 11 of the said Act, ^{s. 11 (1) (a, b),} as enacted by the Statutes of Ontario, 1975, chapter 9, section 5, ^{re-enacted} are repealed and the following substituted therefor:

(a) \$700; or

(b) the aggregate of,

- (i) 4 per cent of the tax collected by the vendor in such period and shown in a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected is \$75 or more,
- (ii) \$3 for each return with respect to tax collected by the vendor in such period that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected exceeds \$3 and is less than \$75, and
- (iii) the tax collected by the vendor in such period and shown on a return that is made in accordance with this Act and the regulations and in which the tax shown to have been so collected does not exceed \$3,

s. 18,
amended

6. Section 18 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 9, section 7, is further amended by adding thereto the following subsections:

Trust money
in liquidation
proceedings

(2) Where, by the order of a court or otherwise, any property of a vendor is lawfully taken from his control or possession for the purposes of liquidation in receivership proceedings, winding-up proceedings or for the purpose of a distribution to creditors pursuant to a general assignment made for the benefit of creditors, an amount equal to the amount of tax that was collected by the vendor and that by subsection 1 is deemed to be held in trust for Her Majesty in right of Ontario, shall, to the extent of the amount of tax that was collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and was not remitted to the Treasurer as required by subsection 1, be deemed to be separate from, and to form no part of, the estate or property in liquidation, whether or not that amount has in fact been kept separate and apart from the vendor's own property and in trust in accordance with subsection 1.

Minister's
certificate

R.S.C. 1970,
c. B-3

(3) Every person who, as assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), takes control or possession of the property of any vendor holding a valid and subsisting permit issued under section 3 shall, before distributing such property or the proceeds from the realization thereof under his control, obtain from the Minister a certificate that the tax collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and not remitted by the vendor as required by subsection 1 has been paid or that security therefor acceptable to the Minister has been given, and any assignee, liquidator, administrator, receiver, receiver-manager, trustee or other like person, other than a trustee appointed under the *Bankruptcy Act* (Canada), who distributes any such property or the proceeds of the realization thereof without having obtained the certificate required by this subsection is personally liable to Her Majesty in right of Ontario for an amount equal to the amount of tax that was collected by the vendor in the year immediately preceding the date when the vendor lost control or possession of his property and not remitted to the Treasurer as required by subsection 1.

s. 30 (2),
amended

7. Subsection 2 of section 30 of the said Act is amended by inserting after "15" in the fourth line "or 15a".

s. 31,
amended

8. Section 31 of the said Act is amended by adding thereto the following subsections:

(6) Subject to *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally.

Garnishment
of wages
R.S.O. 1970,
c. 486

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit.

Failure
to remit

9.—(1) This Act, except section 1, subsections 1 and 2 of section 2, and sections 4, 5 and 7, comes into force on the day it receives Royal Assent.

Commence-
ment

(2) Section 7 shall be deemed to have come into force on the 7th day of April, 1976.

Idem

(3) Section 5 shall be deemed to have come into force on the 1st day of April, 1977.

Idem

(4) Section 1, subsections 1 and 2 of section 2 and section 4 shall be deemed to have come into force on the 20th day of April, 1977.

Idem

10. The short title of this Act is *The Retail Sales Tax Amendment Act, 1977*.

Short title

An Act to amend
The Retail Sales Tax Act

1st Reading

June 27th, 1977

2nd Reading

July 5th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Land Transfer Tax Act, 1974

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

GENERAL

In accordance with the Treasurer's Budget, the amendments proposed in this Bill provide that the registration of conveyances of commercial, industrial or residential land will attract the same tax, whether the transferee of the conveyance is a resident of Canada or a non-resident person. Non-residents who acquire farmland or recreational land in Ontario will continue to pay tax at the higher rate. In addition to the amendments necessary to implement the Budget proposals, certain administrative amendments are proposed to facilitate the collection of tax and the fairer application of the Act.

SECTION 1. Subsection 1 defines recreational land, residential land and unrestricted land. Unrestricted land includes all land zoned for commercial or industrial use and all land having a residential assessment under *The Assessment Act* or that is in use for commercial, industrial or residential purposes. Unrestricted land does not include land that is assessed or used as farmland, recreational land or woodlands.

Subsection 2 of section 1 provides that the consideration on which tax is based when land is acquired by the foreclosure of a mortgage or charge is the lesser of the amount owing on the mortgage or charge or the fair market value of the land. Thus, where the costs secured by the mortgage at the time of foreclosure exceed the value of the land, tax is determined on the lower value.

Subclause iv of clause *m* now reads as follows:

(*m*) "*value of the consideration*" includes,

(*iv*) *in the case of a final order of foreclosure under any mortgage or charge affecting land, the amount owed under the mortgage at the time it was foreclosed, including principal, interest and all costs and expenses, other than municipal taxes, secured by the mortgage and owing at that time.*

**An Act to amend
The Land Transfer Tax Act, 1974**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Subsection 1 of section 1 of *The Land Transfer Tax Act, 1974*, being chapter 8, as amended by the Statutes of Ontario, 1974, chapter 93, section 1, is further amended by adding thereto the following clauses:

(ha) “recreational land” means land that is not used exclusively as residential land and that is predominantly used for the recreation and enjoyment of its owner or lessee or those, other than persons using the land for agricultural purposes, who are permitted by such owner or lessee to be on the land;

(hb) “residential” means, when used in respect of land, the land subjacent to a building that is the main and principal residence of the occupants, whether as owners or tenants, and includes all immediately contiguous lands necessary and used for such residence;

(la) “unrestricted land” means land that,

(i) under a by-law passed pursuant to section 35 of *The Planning Act*, or under an order made pursuant to section 32 of that Act is zoned for commercial or industrial use, or

(ii) where subclause i does not apply, is assessed under *The Assessment Act* for residential assessment or is lawfully used and occupied or was last lawfully used or occupied for commercial, industrial or residential purposes,

R.S.O. 1970,
c. 32

and that is not assessed under *The Assessment Act*, or is not actually used, as farm or agricultural land, woodlands, recreational land or as an orchard.

s. 1 (1) (m) (iv),
re-enacted

(2) Subclause iv of clause m of subsection 1 of the said section 1 is repealed and the following substituted therefor:

(iv) in the case of a final order of foreclosure under any mortgage or charge affecting land, the lesser of,

(A) the amount owed under the mortgage or charge at the time it was foreclosed, including principal, interest and all other costs and expenses, other than municipal taxes, secured by the mortgage or charge and owing at that time, or

(B) an amount established to the satisfaction of the Minister to be equal to the fair market value of the land that is subject to the mortgage or charge.

s. 2 (1),
re-enacted

2.—(1) Subsection 1 of section 2 of the said Act is repealed and the following substituted therefor:

Tax
imposed

(1) Every person who tenders for registration in Ontario,

(a) a conveyance whereby any land is conveyed to or in trust for any transferee who is not a non-resident person; or

(b) a conveyance that is a conveyance only of unrestricted land and upon which is endorsed or to which is attached a certification by the Minister, or by some person authorized by the Minister in writing to make the certification, that all of the land being conveyed is unrestricted land,

shall, before the conveyance is registered, pay a tax computed at the rate of three-tenths of 1 per cent of the value of the consideration for the conveyance up to and including \$35,000, and at the rate of six-tenths of 1 per cent upon the remainder of the value of the consideration.

s. 2 (2),
amended

(2) Subsection 2 of the said section 2 is amended by inserting after "land" in the second line "that is not unrestricted land".

SECTION 2.—Subsections 1 and 2. These amendments provide that the tax rate of three-tenths of 1 per cent on the first \$35,000 and six-tenths of 1 per cent on the remainder of the consideration for the transfer of land apply to any land purchased by a Canadian resident and to any unrestricted land. The registration of a conveyance of land that is not unrestricted land will continue to attract tax at the rate of 20 per cent when acquired by a non-resident person.

Subsections 1 and 2 of section 2 of the Act now read as follows:

- (1) *Every person who tenders for registration in Ontario a conveyance whereby any land is conveyed to or in trust for any transferee who is not a non-resident person shall, before the conveyance is registered, pay a tax computed at the rate of three-tenths of 1 per cent of the value of the consideration for the conveyance up to and including \$35,000, and at the rate of six-tenths of 1 per cent upon the remainder of the value of the consideration.*
- (2) *Every person who tenders for registration in Ontario a conveyance whereby any land is conveyed to or in trust for any transferee who is a non-resident person shall, before the conveyance is registered, pay a tax computed at the rate of 20 per cent of the value of the consideration for the conveyance.*

Subsection 3. The amendment provides for applying the proper tax rate to the registration of a conveyance of unrestricted land and land that is not unrestricted land.

SECTION 3.—Subsection 1. The amendment provides that the affidavit disclosing the consideration for a conveyance of land must be made by the transferee or his agent or solicitor. This is the same requirement as for the affidavit of residence under the Act. This change will facilitate simplification of the forms under the Act and the combination of these affidavits with other affidavits required to be registered with a conveyance by other statutes. The repealed subsection 2 of section 4 differs materially from the amendment proposed only to the extent that it allowed the affidavit of consideration to be made by either the transferor or the transferee.

The amendment also enables the affidavit of residence and the affidavit of value of consideration to be consolidated in one form.

Subsection 2 of section 4 of the Act now reads as follows:

- (2) *The affidavit required by subsection 1 may be made by the person making the conveyance or by the transferee or by any person acting for either of them under a power of attorney or as an agent authorized in writing so to act, or by the solicitor for the person making the conveyance or for the transferee, or by some other person authorized in writing by the Minister to make the affidavit.*

Subsection 2. The amendment re-enacts subsection 3 to clarify the wording of some clauses and to permit the affidavit of residence to be taken on behalf of a corporation by an officer of that corporation and to be taken by one spouse on behalf of both. The new subsection 4 removes the requirement to attach written authorizations of agency to the affidavits, and requires only that a deponent acting on behalf of another should state his capacity and the name of the person for whom he is acting. The subsections being repealed read:

- (3) *In addition to the affidavit required by subsection 1, there shall be filed with the collector and attached by him to the conveyance to which it relates an affidavit in Form 1 or in such other form as is prescribed, and the affidavit shall be made by,*
- (a) *the transferee to whom or in trust for whom any land is conveyed;*
 - (b) *a trustee to whom any land is conveyed and who is shown as a trustee in the conveyance;*
 - (c) *the transferee named in the conveyance;*
 - (d) *an agent of any person referred to in clause a, b or c, if the agent is authorized in writing to make the affidavit; or*
 - (e) *the solicitor acting in the transaction as the solicitor for any person referred to in clause a, b or c,*

and such affidavit shall state whether the transferee to whom the land is being conveyed is a non-resident person or the trustee for a non-resident person, and shall state such other information as is required in order to complete the affidavit.

- (3) The said section 2, as amended by the Statutes of Ontario, ^{s. 2,} amended 1974, chapter 93, section 2, is further amended by adding thereto the following subsection:

(6) Where only a part of the land being conveyed is unrestricted land and the conveyance is to or in trust for any non-resident person, the Minister may, to the extent that he considers it practicable, determine what amount of the value of the consideration for the conveyance is reasonably attributable to the unrestricted land being conveyed, and the person tendering the conveyance for registration is, notwithstanding subsection 1 or 2, liable to a tax computed at the rate of six-tenths of 1 per cent of such amount so determined, and is liable to a tax computed at the rate of 20 per cent of the amount of the value of the consideration for the conveyance that is determined by the Minister not to be reasonably attributable to the unrestricted land being conveyed. ^{Apportionment of consideration}

- 3.—(1) Subsection 2 of section 4 of the said Act is repealed and the following substituted therefor: ^{s. 4 (2), re-enacted}

(2) The affidavit required by subsection 1 shall be made by the persons who are required to make the affidavit required by subsection 3, and notwithstanding subsection 3, the Minister may prescribe a form in which the affidavits required by subsection 1 or 3 are combined as one affidavit for the purposes of those subsections. ^{Affidavit by whom to be made}

- (2) Subsections 3 and 4 of the said section 4 are repealed and the following substituted therefor: ^{s. 4 (3, 4), re-enacted}

(3) In addition to the affidavit required by subsection 1, there shall be filed with the collector and attached by him to the conveyance to which it relates an affidavit in Form 1 or in such other form as is prescribed, and the affidavit shall be made by, ^{Affidavit as to residence}

- (a) each transferee to whom or in trust for whom any land is conveyed by the conveyance to which the affidavit relates;
- (b) each trustee to whom any land is conveyed and who is shown as a trustee in the conveyance to which the affidavit relates;
- (c) each transferee named in the conveyance to which the affidavit relates;

- (d) an agent of any person referred to in clause *a*, *b* or *c*, if the agent is authorized in writing to make the affidavit;
- (e) the solicitor acting in the transaction as the solicitor for any person referred to in clause *a*, *b* or *c*;
- (f) the presiding officer authorized to act for a corporation that is a person referred to in clause *a*, *b* or *c*, or the Vice-President, Manager, Secretary, Director or Treasurer authorized to act for such corporation; or
- (g) either of two transferees who are married to each other and both of whom are transferees referred to in clause *a*, *b* or *c*, where the transferee making the affidavit is acting on behalf of the other of such transferees,

and such affidavit shall state whether the transferee to whom the land is being conveyed is a non-resident person or the trustee for a non-resident person, and shall state such other information as is required in order to complete the affidavit.

Affidavits,
what to
contain

(4) The affidavit required by subsection 1 or 3 shall state that the person making it has personal knowledge of the facts stated in it, and shall state, where applicable, the capacity in which such person is making the affidavit and the name of any transferee on whose behalf such person is making the affidavit.

s. 4 (6),
amended

(3) Subsection 6 of the said section 4, as amended by the Statutes of Ontario, 1974, chapter 93, section 3, is further amended by striking out "7" in the first line as inserted by the amendment of 1974 and inserting in lieu thereof "7 or 8".

s. 4,
amended

(4) The said section 4 is further amended by adding thereto the following subsection:

Affidavit
as to
residence not
required

(8) Notwithstanding subsection 3, where a conveyance tendered for registration has endorsed upon it or attached to it the certification in accordance with clause *b* of subsection 1 of section 2 that all of the land being conveyed is unrestricted land, no affidavit is required under subsection 3 on the tender of such conveyance for registration.

s. 8,
amended

4. Section 8 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 93, section 5, is further amended by adding thereto the following subsection:

- (4) *The affidavit required by subsection 1 or 3 shall state that the person making it has personal knowledge of the facts stated in it, and there shall be filed with the affidavit the power of attorney or written authorization, if any, referred to in subsection 2 or 3.*

Subsections 3 and 4. The amendments dispense with the affidavit of residence where the land being conveyed is unrestricted land, since the same rates of tax apply regardless of the residence of the transferee.

Subsection 6 of section 4 now reads as follows:

- (6) *Except as provided in subsection 7, where a conveyance is tendered for registration without the affidavit required by subsection 3, tax is payable at the rate provided in subsection 2 of section 2, and the collector shall not register the conveyance until such tax is paid, but if it is subsequently established to the satisfaction of the Minister that, had the affidavit required by subsection 3 been furnished to the collector, tax would have been payable as provided in subsection 1 of section 2, the Minister may refund the amount paid under this subsection in excess of the tax provided for in subsection 1 of section 2.*

SECTION 4. The amendment provides for refunds of tax paid at the higher rate on land that is later established to have been unrestricted land and taxable at the lower rates.

SECTION 5. The amendment provides that an assessment of tax must be made within four years unless there has been misrepresentation or fraud, in which case the four year limitation does not apply. The subsection replaced by this amendment reads as follows:

(4) *The Minister may, at any time he considers reasonable, assess or reassess any tax payable by any person under this Act.*

SECTION 6. The amendment adds two new sections to the Act, sections 14a and 14b. These sections add to the Act provisions similar to those in the other revenue statutes of the Province, and enable the Minister to recover unpaid tax by action in the courts, by execution or by garnishment.

(4) Where tax has been paid with respect to the registration of a conveyance of unrestricted land to or in trust for a non-resident person, and it is established to the satisfaction of the Minister that the certification in accordance with clause *b* of subsection 1 of section 2 was erroneously refused after full and complete disclosure of all relevant circumstances and facts to the person requested to make the certification, the Minister may refund any tax that would not have been payable had the certification been properly given, provided that application for such refund is made within three years of the payment of the tax of which a refund is sought.

Refunds on conveyances of unrestricted land

5. Subsection 4 of section 12 of the said Act is repealed and the following substituted therefor:

s. 12 (4), re-enacted

(4) The Minister may assess or reassess any person for any tax payable by him under this Act within four years from the day such tax became payable, except that, where the Minister establishes that a person has made any misrepresentation that is attributable to neglect, carelessness or wilful default, or has committed any fraud, in supplying any information under this Act, in making any affidavit required by this Act, or in omitting to disclose any information, the Minister may assess or reassess at any time he considers reasonable the tax payable by such person.

Limitation on assessment

6. The said Act is further amended by adding thereto the following sections:

ss. 14a, 14b, enacted

14a.—(1) Upon default of payment of an amount assessed under section 12,

Recovery of tax

- (a) the Minister may bring an action for the recovery thereof in any court in which a debt or money demand of a similar amount may be collected, and every such action shall be brought and executed in and by the name of the Minister or his name of office and may be continued by his successor in office as if no change had occurred and shall be tried without a jury; and
- (b) the Minister may issue a warrant directed to the sheriff of any county or district in which any property of a person assessed for tax under this Act is located or situate for the amount of the tax, interest and penalty or any of them owing by him, together with interest thereon from the date of the issue of the warrant and the costs and expenses of the sheriff, and such warrant has the

same force and effect as a writ of execution issued out of the Supreme Court on a judgment in favour of the Crown.

Compliance to be proved by affidavit

(2) For the purpose of any proceeding taken under this Act, the facts necessary to establish compliance on the part of the Minister with this Act as well as the failure of any person to comply with the requirements of this Act shall, unless evidence to the contrary satisfactory to the court is adduced, be sufficiently proved in any court of law by affidavit of the Minister or of any officer of the Ministry of Revenue.

Remedies for recovery of tax

(3) The use of any of the remedies provided by this section does not bar or affect any of the other remedies therein provided, and the remedies provided by this Act for the recovery and enforcement of the payment of any tax imposed by this Act are in addition to any other remedies existing by law, and no action or other proceeding taken in any way prejudices, limits or affects any lien, charge or priority existing under this Act or at law in favour of the Crown.

Garnishment

14b.—(1) When the Minister has knowledge or suspects that a person is or is about to become indebted or liable to make any payment to a person liable to make a payment under this Act, he may, by registered letter or by a letter served personally, require the first-named person to pay the moneys otherwise payable to the second-named person in whole or in part to the Treasurer on account of the liability under this Act.

Idem

(2) The receipt of the Treasurer for moneys paid as required under this section is a good and sufficient discharge of the original liability to the extent of the payment.

Liability of debtor

(3) Every person who has discharged any liability to a person liable to make a payment under this Act without complying with the requirements under this section is liable to pay to the Treasurer an amount equal to the liability discharged or the amount that he was required under this section to pay to the Treasurer, whichever is the lesser.

Service on garnishee

(4) Where a person who is or is about to become indebted or liable to make a payment to a person liable to make a payment under this Act carries on business under a name or style other than his own name, the registered or other letter under subsection 1 may be addressed to the name or style under which he carries on business and, in the case of personal service, shall be deemed to have been validly



SECTION 7.—Subsection 1. The clauses being repealed enabled the Minister, with the approval of the Lieutenant Governor in Council, to defer or remit tax on the condition that a non-resident corporation acquiring land would become a resident corporation. These clauses are considered no longer to be required now that commercial, industrial and residential land can be acquired by a non-resident person at the lower rates of tax.

Subsection 2. The amendment provides that, where the lessee of land acquires the remaining interest in the land from the lessor, the consideration paid to the lessor can be reduced by the amount of the consideration on which the lessee paid tax under this Act when he acquired his leasehold interest. This provision will only apply where the lease, at the time the lessee acquired it, was for more than fifty years. Leases for a shorter term do not attract tax under the Act. On the leases that are taxable, the tax is based on the fair market value of the land leased, and the amendment will prevent the lessee from paying tax on the same consideration a second time when he acquires the lessor's remaining interest in the land.

served if it has been left with an adult person employed at the place of business of the addressee.

(5) Where the persons who are or are about to become indebted or liable to make a payment to a person liable to make a payment under this Act carry on business in partnership, the registered or other letter under subsection 1 may be addressed to the partnership name and, in the case of personal service, shall be deemed to have been validly served if it has been served on one of the partners or left with an adult person employed at the place of business of the partnership. Idem

(6) Subject to the provisions of *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally. Garnishment
of wages
R.S.O. 1970,
c. 486

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit. Failure
to remit

7.—(1) Subsection 1 of section 16 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 93, section 7, is amended by adding "or" at the end of clause *c* and by striking out clauses *e*, *f* and *g*. s. 16 (1),
amended

(2) The said section 16, as amended by the Statutes of Ontario, 1974, chapter 93, section 7, is further amended by adding thereto the following subsections: s. 16.
amended

(5a) Where a person entitled to the leasehold interest in land acquires the freehold interest therein, the value of the consideration for the conveyance to that person of the freehold interest may be reduced by the amount of the value of the consideration for the conveyance by which such person acquired his leasehold interest in the land if the value of that consideration was determined under sub-clause *v* of clause *m* of subsection 1 of section 1 and if tax was computed and paid with respect to the value of Reduction of
consideration
on lessee
acquiring
freehold

that consideration so determined, but the reduction shall not exceed the value of the consideration for the conveyance of the freehold interest.

Interpre-
tation

(5*b*) For the purposes of clause *b* of subsection 1, farming shall not be considered to be an active commercial or industrial business.

Commence-
ment

8.—(1) This Act, except sections 1, 2, 3, 4 and 7 comes into force on the day it receives Royal Assent.

Idem

(2) Sections 1 and 2, subsections 2, 3 and 4 of section 3, and sections 4 and 7 shall be deemed to have come into force on the 20th day of April, 1977.

Idem

(3) Subsection 1 of section 3 comes into force on a day to be named by proclamation of the Lieutenant Governor.

Short title

9. The short title of this Act is *The Land Transfer Tax Amendment Act, 1977*.







An Act to amend
The Land Transfer Tax Act, 1974

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

BILL 13

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Land Transfer Tax Act, 1974

THE HON. MARGARET SCRIVENER
Minister of Revenue

THE UNIVERSITY OF CHICAGO
LIBRARY

BILL 13

1977

**An Act to amend
The Land Transfer Tax Act, 1974**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 1 of *The Land Transfer Tax Act, 1974*, being chapter 8, as amended by the Statutes of Ontario, 1974, chapter 93, section 1, is further amended by adding thereto the following clauses:

(ha) “recreational land” means land that is not used exclusively as residential land and that is predominantly used for the recreation and enjoyment of its owner or lessee or those, other than persons using the land for agricultural purposes, who are permitted by such owner or lessee to be on the land;

(hb) “residential” means, when used in respect of land, the land subjacent to a building that is the main and principal residence of the occupants, whether as owners or tenants, and includes all immediately contiguous lands necessary and used for such residence;

(la) “unrestricted land” means land that,

(i) under a by-law passed pursuant to section 35 of *The Planning Act*, or under an order made pursuant to section 32 of that Act is zoned for commercial or industrial use, or

(ii) where subclause i does not apply, is assessed under *The Assessment Act* for residential assessment or is lawfully used and occupied or was last lawfully used or occupied for commercial, industrial or residential purposes,

R.S.O. 1970,
c. 32

and that is not assessed under *The Assessment Act*, or is not actually used, as farm or agricultural land, woodlands, recreational land or as an orchard.

s. 1 (1) (m) (iv),
re-enacted

- (2) Subclause iv of clause *m* of subsection 1 of the said section 1 is repealed and the following substituted therefor:

(iv) in the case of a final order of foreclosure under any mortgage or charge affecting land, the lesser of,

(A) the amount owed under the mortgage or charge at the time it was foreclosed, including principal, interest and all other costs and expenses, other than municipal taxes, secured by the mortgage or charge and owing at that time, or

(B) an amount established to the satisfaction of the Minister to be equal to the fair market value of the land that is subject to the mortgage or charge.

s. 2 (1),
re-enacted

- 2.—(1) Subsection 1 of section 2 of the said Act is repealed and the following substituted therefor:

Tax
imposed

- (1) Every person who tenders for registration in Ontario,
- (a) a conveyance whereby any land is conveyed to or in trust for any transferee who is not a non-resident person; or
- (b) a conveyance that is a conveyance only of unrestricted land and upon which is endorsed or to which is attached a certification by the Minister, or by some person authorized by the Minister in writing to make the certification, that all of the land being conveyed is unrestricted land,

shall, before the conveyance is registered, pay a tax computed at the rate of three-tenths of 1 per cent of the value of the consideration for the conveyance up to and including \$35,000, and at the rate of six-tenths of 1 per cent upon the remainder of the value of the consideration.

s. 2 (2),
amended

- (2) Subsection 2 of the said section 2 is amended by inserting after "land" in the second line "that is not unrestricted land".

(3) The said section 2, as amended by the Statutes of Ontario, 1974, chapter 93, section 2, is further amended by adding thereto the following subsection: s.2.
amended

(6) Where only a part of the land being conveyed is unrestricted land and the conveyance is to or in trust for any non-resident person, the Minister may, to the extent that he considers it practicable, determine what amount of the value of the consideration for the conveyance is reasonably attributable to the unrestricted land being conveyed, and the person tendering the conveyance for registration is, notwithstanding subsection 1 or 2, liable to a tax computed at the rate of six-tenths of 1 per cent of such amount so determined, and is liable to a tax computed at the rate of 20 per cent of the amount of the value of the consideration for the conveyance that is determined by the Minister not to be reasonably attributable to the unrestricted land being conveyed. Apportion-
ment of
consideration

3.—(1) Subsection 2 of section 4 of the said Act is repealed and the following substituted therefor: s.4(2),
re-enacted

(2) The affidavit required by subsection 1 shall be made by the persons who are required to make the affidavit required by subsection 3, and notwithstanding subsection 3, the Minister may prescribe a form in which the affidavits required by subsection 1 or 3 are combined as one affidavit for the purposes of those subsections. Affidavit
by whom
to be made

(2) Subsections 3 and 4 of the said section 4 are repealed and the following substituted therefor: s.4(3,4),
re-enacted

(3) In addition to the affidavit required by subsection 1, there shall be filed with the collector and attached by him to the conveyance to which it relates an affidavit in Form 1 or in such other form as is prescribed, and the affidavit shall be made by, Affidavit
as to
residence

- (a) each transferee to whom or in trust for whom any land is conveyed by the conveyance to which the affidavit relates;
- (b) each trustee to whom any land is conveyed and who is shown as a trustee in the conveyance to which the affidavit relates;
- (c) each transferee named in the conveyance to which the affidavit relates;

- (d) an agent of any person referred to in clause *a*, *b* or *c*, if the agent is authorized in writing to make the affidavit;
- (e) the solicitor acting in the transaction as the solicitor for any person referred to in clause *a*, *b* or *c*;
- (f) the presiding officer authorized to act for a corporation that is a person referred to in clause *a*, *b* or *c*, or the Vice-President, Manager, Secretary, Director or Treasurer authorized to act for such corporation; or
- (g) either of two transferees who are married to each other and both of whom are transferees referred to in clause *a*, *b* or *c*, where the transferee making the affidavit is acting on behalf of the other of such transferees,

and such affidavit shall state whether the transferee to whom the land is being conveyed is a non-resident person or the trustee for a non-resident person, and shall state such other information as is required in order to complete the affidavit.

Affidavits,
what to
contain

(4) The affidavit required by subsection 1 or 3 shall state that the person making it has personal knowledge of the facts stated in it, and shall state, where applicable, the capacity in which such person is making the affidavit and the name of any transferee on whose behalf such person is making the affidavit.

s. 4(6),
amended

(3) Subsection 6 of the said section 4, as amended by the Statutes of Ontario, 1974, chapter 93, section 3, is further amended by striking out "7" in the first line as inserted by the amendment of 1974 and inserting in lieu thereof "7 or 8".

s. 4,
amended

(4) The said section 4 is further amended by adding thereto the following subsection:

Affidavit
as to
residence not
required

(8) Notwithstanding subsection 3, where a conveyance tendered for registration has endorsed upon it or attached to it the certification in accordance with clause *b* of subsection 1 of section 2 that all of the land being conveyed is unrestricted land, no affidavit is required under subsection 3 on the tender of such conveyance for registration.

s. 8,
amended

4. Section 8 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 93, section 5, is further amended by adding thereto the following subsection:

(4) Where tax has been paid with respect to the registration of a conveyance of unrestricted land to or in trust for a non-resident person, and it is established to the satisfaction of the Minister that the certification in accordance with clause *b* of subsection 1 of section 2 was erroneously refused after full and complete disclosure of all relevant circumstances and facts to the person requested to make the certification, the Minister may refund any tax that would not have been payable had the certification been properly given, provided that application for such refund is made within three years of the payment of the tax of which a refund is sought.

Refunds on conveyances of unrestricted land

5. Subsection 4 of section 12 of the said Act is repealed and the following substituted therefor:

s. 12(4), re-enacted

(4) The Minister may assess or reassess any person for any tax payable by him under this Act within four years from the day such tax became payable, except that, where the Minister establishes that a person has made any misrepresentation that is attributable to neglect, carelessness or wilful default, or has committed any fraud, in supplying any information under this Act, in making any affidavit required by this Act, or in omitting to disclose any information, the Minister may assess or reassess at any time he considers reasonable the tax payable by such person.

Limitation on assessment

6. The said Act is further amended by adding thereto the following sections:

ss. 14a, 14b, enacted

14a.—(1) Upon default of payment of an amount assessed under section 12,

Recovery of tax

- (a) the Minister may bring an action for the recovery thereof in any court in which a debt or money demand of a similar amount may be collected, and every such action shall be brought and executed in and by the name of the Minister or his name of office and may be continued by his successor in office as if no change had occurred and shall be tried without a jury; and
- (b) the Minister may issue a warrant directed to the sheriff of any county or district in which any property of a person assessed for tax under this Act is located or situate for the amount of the tax, interest and penalty or any of them owing by him, together with interest thereon from the date of the issue of the warrant and the costs and expenses of the sheriff, and such warrant has the

same force and effect as a writ of execution issued out of the Supreme Court on a judgment in favour of the Crown.

Compliance
to be
proved by
affidavit

(2) For the purpose of any proceeding taken under this Act, the facts necessary to establish compliance on the part of the Minister with this Act as well as the failure of any person to comply with the requirements of this Act shall, unless evidence to the contrary satisfactory to the court is adduced, be sufficiently proved in any court of law by affidavit of the Minister or of any officer of the Ministry of Revenue.

Remedies
for recovery
of tax

(3) The use of any of the remedies provided by this section does not bar or affect any of the other remedies therein provided, and the remedies provided by this Act for the recovery and enforcement of the payment of any tax imposed by this Act are in addition to any other remedies existing by law, and no action or other proceeding taken in any way prejudices, limits or affects any lien, charge or priority existing under this Act or at law in favour of the Crown.

Garnishment

14b.—(1) When the Minister has knowledge or suspects that a person is or is about to become indebted or liable to make any payment to a person liable to make a payment under this Act, he may, by registered letter or by a letter served personally, require the first-named person to pay the moneys otherwise payable to the second-named person in whole or in part to the Treasurer on account of the liability under this Act.

Idem

(2) The receipt of the Treasurer for moneys paid as required under this section is a good and sufficient discharge of the original liability to the extent of the payment.

Liability
of debtor

(3) Every person who has discharged any liability to a person liable to make a payment under this Act without complying with the requirements under this section is liable to pay to the Treasurer an amount equal to the liability discharged or the amount that he was required under this section to pay to the Treasurer, whichever is the lesser.

Service on
garnishee

(4) Where a person who is or is about to become indebted or liable to make a payment to a person liable to make a payment under this Act carries on business under a name or style other than his own name, the registered or other letter under subsection 1 may be addressed to the name or style under which he carries on business and, in the case of personal service, shall be deemed to have been validly

served if it has been left with an adult person employed at the place of business of the addressee.

(5) Where the persons who are or are about to become indebted or liable to make a payment to a person liable to make a payment under this Act carry on business in partnership, the registered or other letter under subsection 1 may be addressed to the partnership name and, in the case of personal service, shall be deemed to have been validly served if it has been served on one of the partners or left with an adult person employed at the place of business of the partnership. ^{Idem}

(6) Subject to the provisions of *The Wages Act*, where the Minister has under this section required an employer to pay to the Treasurer on account of an employee's liability under this Act moneys otherwise payable by the employer to the employee as remuneration, the requirement is applicable to all future payments by the employer to the employee in respect of remuneration until the liability under this Act is satisfied and operates to require payments to the Treasurer out of each payment of remuneration of such amount as may be stipulated by the Minister in the registered letter or letter served personally. ^{Garnishment of wages R.S.O. 1970, c. 486}

(7) Where any person, without reasonable excuse, has failed to remit to the Treasurer the moneys as required under this section, the Minister may apply before a judge of the Supreme Court for an order directing such person to remit the moneys which he has failed to remit. ^{Failure to remit}

7.—(1) Subsection 1 of section 16 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 93, section 7, is amended by adding "or" at the end of clause *c* and by striking out clauses *e*, *f* and *g*. ^{s. 16 (1), amended}

(2) The said section 16, as amended by the Statutes of Ontario, 1974, chapter 93, section 7, is further amended by adding thereto the following subsections: ^{s. 16, amended}

(5a) Where a person entitled to the leasehold interest in land acquires the freehold interest therein, the value of the consideration for the conveyance to that person of the freehold interest may be reduced by the amount of the value of the consideration for the conveyance by which such person acquired his leasehold interest in the land if the value of that consideration was determined under sub-clause *v* of clause *m* of subsection 1 of section 1 and if tax was computed and paid with respect to the value of ^{Reduction of consideration on lessee acquiring freehold}

that consideration so determined, but the reduction shall not exceed the value of the consideration for the conveyance of the freehold interest.

Interpre-
tation

(5*b*) For the purposes of clause *b* of subsection 1, farming shall not be considered to be an active commercial or industrial business.

Commence-
ment

8.—(1) This Act, except sections 1, 2, 3, 4 and 7 comes into force on the day it receives Royal Assent.

Idem

(2) Sections 1 and 2, subsections 2, 3 and 4 of section 3, and sections 4 and 7 shall be deemed to have come into force on the 20th day of April, 1977.

Idem

(3) Subsection 1 of section 3 comes into force on a day to be named by proclamation of the Lieutenant Governor.

Short title

9. The short title of this Act is *The Land Transfer Tax Amendment Act, 1977*.



An Act to amend
The Land Transfer Tax Act, 1974

1st Reading

June 27th, 1977

2nd Reading

July 5th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Land Speculation Tax Act, 1974

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

Proposed amendments to *The Land Transfer Tax Act, 1974* necessitate some changes to *The Land Speculation Tax Act, 1974*.

Dispositions of designated land by a change in the ownership of shares of a corporation to non-resident persons within the meaning given to that expression in *The Land Transfer Tax Act, 1974*, will not attract the tax imposed under section 2 (2) of the Act where the designated land being conveyed is "unrestricted land" as defined in amendments to *The Land Transfer Tax Act, 1974* proposed by the Treasurer in his Budget.

The period during which investment property must be held in order to qualify for a complete reduction of tax is reduced from ten to five years. Apportionment for both the investment property reduction and the farm property reduction is now provided for on a monthly rather than annual basis. Certain time periods during which farm land is leased may now be included in the period during which the farm tax reduction may be earned.

A further amendment recognizes that where a transferor grants a taxable lease and then reacquires the rights under that lease, he should be given a write-up to the fair market value of the designated land underlying the lease as of the date of such taxable disposition, thereby recognizing that such transferor has paid tax on the increase in the value of the designated land up to that date.

In addition, certain administrative amendments are proposed to facilitate the collection of tax and the fairer application of the Act.

SECTION 1.—Subsection 1. The amendment is consequential on the addition of the new sub-subclause "BC", added by subsection 2.

Subsection 2. The addition of sub-subclause BC establishes the acquisition cost of a transferor who has granted a lease having a term of more than fifty years which was a taxable disposition and then at a later date reacquires the rights under that lease at a time when the lease has less than fifty years to run. In this case, the transferor has paid tax on any increase in the value of the land up to the date he granted the lease over fifty years. Thus, where he reacquires the rights under that lease, his acquisition cost is the fair market value of the land as of the date he granted the original lease.

Subsection 3. This amendment is consequential on the addition of the new sub-subclause "BC".

Subsection 4. The Act presently provides that, where land acquired before April 9, 1974 is being disposed of, the transferor may use the higher of the fair market value of the designated land on that date or its actual cost of acquisition to him prior to that date. This amendment allows the cost of improvements made to the land by the transferor prior to April 9, 1974 to be added to the actual acquisition cost option so that a person holding land at April 9, 1974 will not be penalized by the fact that he has improved the land beyond its actual fair market value ascertained as of April 9, 1974.

BILL 14

1977

**An Act to amend
The Land Speculation Tax Act, 1974**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Sub-subclause A of subclause i of clause *a* of subsection 1 of section 1 of *The Land Speculation Tax Act, 1974*, being chapter 17, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is further amended by inserting after “BB,” in the amendment of 1974 “BC,”. s. 1 (1) (a)
(1) (A),
amended
- (2) Subclause i of clause *a* of subsection 1 of the said section 1 is amended by adding thereto the following sub-subclause: s. 1 (1) (a) (1),
amended
- (BC) as the result of his reacquisition otherwise than by a disposition described in subclause iii of clause *d*, of the rights under a lease or similar arrangement that, when originally granted or effected, was a disposition by him within the meaning of subclause iii of clause *d*, that amount that was determined to be the proceeds of disposition in accordance with subclause iv of clause *l* with respect to such original disposition by him.
- (3) Sub-subclause C of subclause i of clause *a* of subsection 1 of the said section 1, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is further amended by inserting after “BB” in the amendment of 1974 “, BC”. s. 1 (1) (a)
(1) (C),
amended
- (4) Subclause ii of clause *a* of subsection 1 of the said section 1, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is repealed and the following substituted therefor: s. 1 (1) (a) (ii),
re-enacted

- (ii) where the designated land was acquired by the transferor on or before the 9th day of April, 1974, the higher of either the fair market value of the designated land ascertained as at the 9th day of April, 1974, or the sum of the cost to the transferor of the acquisition of the designated land and the cost of improvements made by him on or before the 9th day of April, 1974.

s. 1,
amended

- (5) The said section 1 is further amended by adding thereto the following subsections:

Disposition
of reversion

(13) Where the transferor is disposing of the fee simple in designated land that is, at the time of such disposition, subject to a lease or other similar arrangement that was originally granted or effected by him, he may, in lieu of the amount required by subclause i or ii of clause *a* of subsection 1 to be added to the adjusted value applicable to such disposition, add an amount equal to either,

- (a) the fair market value of the whole interest in the designated land, ascertained as of the 9th day of April, 1974, if such lease or similar arrangement was granted or effected on or before that date; or
- (b) an amount equal to the fair market value of the whole interest in the designated land at the date of the disposition made by him after the 9th day of April, 1974 by which such lease or similar arrangement was granted or effected and the proceeds of which were required to be determined in accordance with subclause iv of clause *l* of subsection 1.

Proceeds of
disposition
deemed not
to have
arisen

(14) Sub-subclause B of subclause i of clause *a* of subsection 1 as it appears on the day this subsection comes into force shall be deemed to have been in force on and after the 9th day of April, 1974 and with respect to the death of any person on or after that date resulting in a disposition described in subclause iv of clause *d* of subsection 1, no proceeds of disposition shall be deemed to have arisen.

s. 2 (2),
re-enacted

2. Subsection 2 of section 2 of the said Act is repealed and the following substituted therefor:

Idem

(2) Where there is a disposition within the meaning of subclause vi or vii of clause *d* of subsection 1 of section 1 of any designated land that is not unrestricted land, as defined in *The Land Transfer Tax Act, 1974* and the result of the

Subsection 5. The new subsection 13 provides an acquisition cost for a transferor disposing of the reversionary interest in land that is subject to a lease previously granted by him. If he granted the lease before April 9, 1974, he may include in his adjusted value the fair market value of the whole interest in the land as of April 9, 1974 or if he granted the lease having a term of more than fifty years after April 9, 1974, he is given a write-up to the fair market value of the whole interest in the land as of the date of such taxable disposition. The new subsection 14 has the effect of making a previous amendment to the Act retroactive to April 9, 1974 thus giving all persons who have taken land as the result of a death occurring on or after April 9, 1974, an acquisition cost equal to the fair market value of the property on the date of the death.

SECTION 2. The re-enactment provides that a disposition of designated land by a change in the ownership of the shares of a corporation to a non-resident person under *The Land Transfer Tax Act, 1974* will not attract the tax imposed by subsection 2 of section 2 of the Act where the designated land is "unrestricted land" within the meaning given to that expression in *The Land Transfer Tax Act, 1974* which will be amended as proposed in the Treasurer's Budget and *The Land Transfer Tax Amendment Bill* introduced contemporaneously with this Bill.

SECTION 3.—Subsection 1. This amendment removes from section 4 (d) of the Act the reference to “tourist resorts prescribed by the Minister by regulation” since tourist resorts are treated as commercial property under the Act and thus it has not been necessary for such a regulation to be passed.

Subsection 2. This amendment provides that for the purposes of section 4 (g) of the Act the date of disposition will be the time when the purchaser is first entitled to call for delivery of a conveyance of the designated land. This means that in order to claim the exemption provided for in section 4 (g) a transferor will have to construct a structure on the land worth 40 per cent of the proceeds of disposition or renovate to the extent of 20 per cent of his acquisition cost by the time of closing of the transaction rather than by the time the agreement for sale is entered into.

SECTION 4. This amendment adds a new clause that relates to the recreational property exemption described in section 4 (f) of the Act. That exemption is lost if the recreational property is sold to a non-resident and the amendment provides that in respect to the residency requirement set out in that clause, the transferor may claim the exemption if he obtains from the purchaser a residency affidavit in the form required under *The Land Transfer Tax Act, 1974* showing that the purchaser is not a non-resident person.

SECTION 5. This amendment limits the time during which the Minister may assess any person for tax under the Act to four years from the time the tax became payable except for cases of misrepresentation or fraud in which cases the Minister may assess at any time considered reasonable.

disposition is that control of the corporation beneficially interested in the designated land is exercisable by a person or a group of persons different from those by whom control of the corporation was exercisable before the disposition, there shall be imposed and levied, for the uses of Her Majesty in right of Ontario, upon the designated land a tax, in addition to the tax imposed by subsection 1, calculated on the proceeds of disposition of the designated land that is not unrestricted land, as defined in *The Land Transfer Tax Act*, 1974, c. 8, 1974 and computed at the rate of 20 per cent of such proceeds of disposition where the corporation beneficially interested in the designated land is, immediately after the disposition has occurred, a non-resident corporation as defined in *The Land Transfer Tax Act*, 1974.

3.—(1) Clause *d* of section 4 of the said Act is amended by striking out “as a tourist resort of a class, kind or designation prescribed by the Minister by regulation, or” in the second, third and fourth lines. s. 4 (d),
amended

(2) Clause *g* of the said section 4 is amended by adding at the end thereof “and for the purpose of determining the time at which a transferor making a disposition described in this clause is first entitled to the exemption conferred by this clause, the expression ‘time of the disposition’ means the time when the person to whom the disposition is made is first entitled to call for delivery to him of a conveyance or transfer of the designated land disposed of or of some other document or evidence of title the agreement to give which was a disposition of the designated land, and no disposition of designated land that is exempt from tax by virtue of this clause shall be deemed to have occurred, for the purposes of this Act, until the time of the disposition, as defined in this clause”. s. 4 (g),
amended

4. The said Act is amended by adding thereto the following section: s. 4a,
enacted

4a. Notwithstanding clause *f* of section 4, the exemption conferred by that clause may be claimed by a transferor if, at the time he claims the exemption, the person to whom the designated land is disposed of, has furnished to the transferor claiming the exemption the affidavit described in subsection 3 of section 4 of *The Land Transfer Tax Act*, 1974 showing that such person is not a non-resident person as defined in that Act. When
exemption
may be
claimed

5. Subsection 4 of section 8 of the said Act is repealed and the following substituted therefor: s. 8 (4),
re-enacted

(4) The Minister may assess or reassess any tax payable by any person under this Act within four years from the day Assessment
from time
to time

such tax became payable except that, where the Minister establishes that any person liable to tax has made any misrepresentation that is attributable to neglect, carelessness or wilful default or has committed any fraud in making any affidavits or applications or in supplying any information under this Act or in omitting to disclose any information, then the Minister may assess or reassess tax imposed by this Act at any time he considers reasonable.

s. 20 (2),
amended

6.—(1) Subsection 2 of section 20 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 121, section 5, is amended by striking out “one-tenth thereof for each full twelve-month period up to a maximum of ten such periods” in the fourth, fifth and sixth lines and inserting in lieu thereof “ $1\frac{2}{3}$ per cent of such taxable value for each full month up to a maximum of sixty full months”.

s. 20 (3),
amended

(2) Subsection 3 of the said section 20, as enacted by the Statutes of Ontario, 1974, chapter 121, section 5, is amended,

(a) by striking out “one-tenth thereof for each full twelve-month period up to a maximum of ten such periods” in the seventh, eighth and ninth lines and inserting in lieu thereof “five-sixths of one per cent of such taxable value for each full month up to a maximum of 120 full months”; and

(b) by adding at the end thereof “provided that, where such uninterrupted period of time is less than 120 full months, the transferor may, in computing the reduction in taxable value authorized by this subsection, add to such uninterrupted period of time the number of full months prior to such uninterrupted period of time that does not increase such uninterrupted period of time beyond 120 full months and during which either the transferor or his spouse carried on farming on the designated land”.

s. 22a (2),
amended

7. Subsection 2 of section 22a of the said Act, as enacted by the Statutes of Ontario, 1974, chapter 121, section 7, is amended by striking out “shall” in the fifth line and inserting in lieu thereof “may”.

Commence-
ment

8. This Act shall be deemed to have come into force on the 20th day of April, 1977.

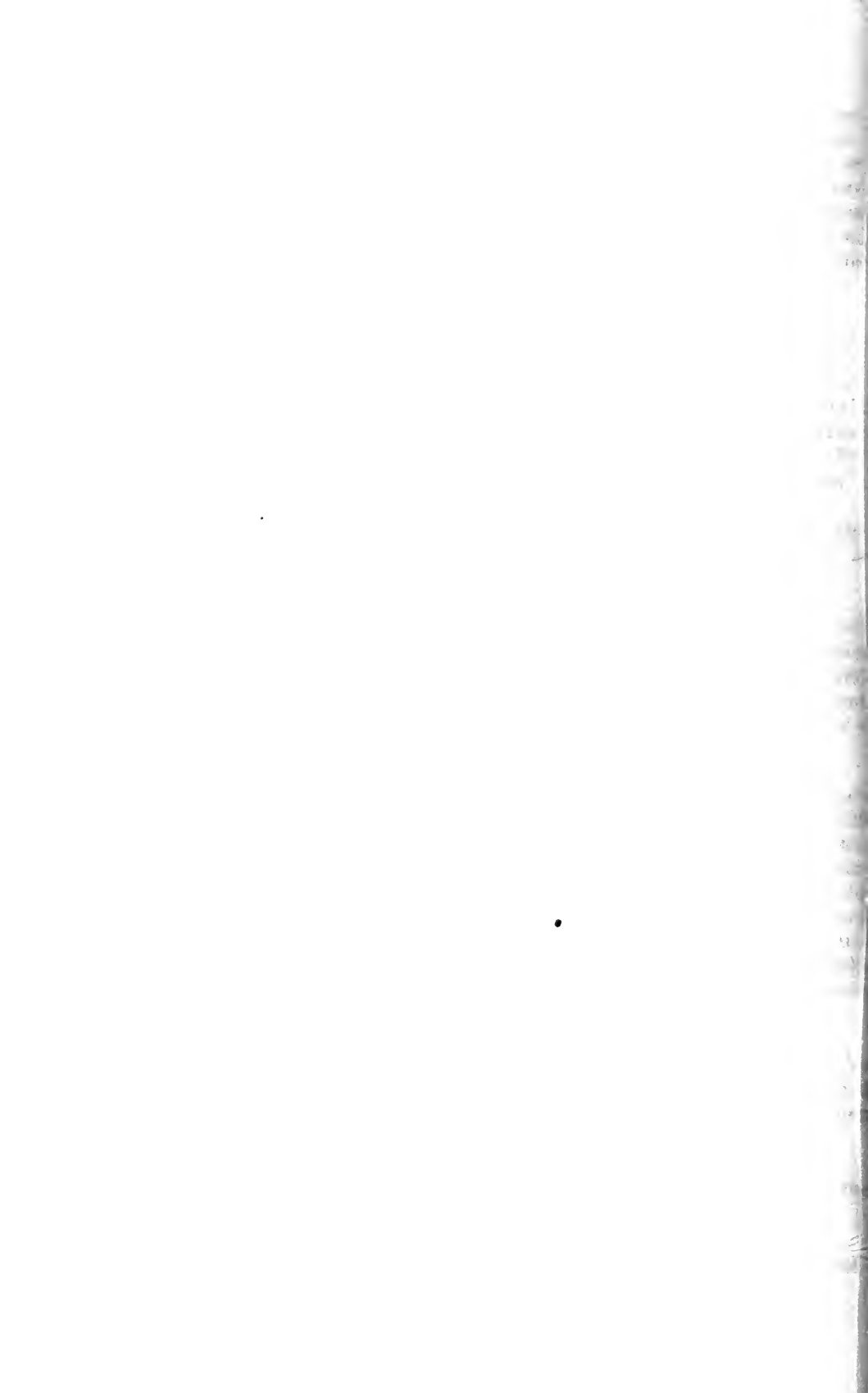
Short title

9. The short title of this Act is *The Land Speculation Tax Amendment Act, 1977*.

SECTION 6.—Subsection 1. This amendment reduces the period from ten to five years during which a property must be held as an investment property in order to qualify for exemption from tax and provides for the apportionment of the investment property tax reduction on a monthly basis rather than on an annual basis.

Subsection 2. This amendment provides for the apportionment of the farm property tax reduction on a monthly basis rather than on an annual basis, and in addition enables a transferor to include in the period for which he can claim a farm property reduction any months in which he or his spouse farmed the designated land. Thus, if the transferor or his spouse have ceased farming (because of age, ill health or some other reason) before the sale of the farm, the farm property reduction can still be claimed for any month in which the transferor or his spouse farmed the land prior to their ceasing to farm it.

SECTION 7. This amendment makes the use of the eligible disposition section permissive rather than mandatory.





An Act to amend
The Land Speculation Tax Act, 1974

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

BILL 14

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Land Speculation Tax Act, 1974

THE HON. MARGARET SCRIVENER
Minister of Revenue

A

BILL 14

1977

**An Act to amend
The Land Speculation Tax Act, 1974**

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Sub-subclause A of subclause i of clause *a* of subsection 1 of section 1 of *The Land Speculation Tax Act, 1974*, being chapter 17, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is further amended by inserting after “BB,” in the amendment of 1974 “BC,” s. 1 (1) (a)
(i) (A),
amended
- (2) Subclause i of clause *a* of subsection 1 of the said section 1 is amended by adding thereto the following sub-subclause: s. 1 (1) (a) (i),
amended
- (BC) as the result of his reacquisition otherwise than by a disposition described in subclause iii of clause *d*, of the rights under a lease or similar arrangement that, when originally granted or effected, was a disposition by him within the meaning of subclause iii of clause *d*, that amount that was determined to be the proceeds of disposition in accordance with subclause iv of clause *l* with respect to such original disposition by him.
- (3) Sub-subclause C of subclause i of clause *a* of subsection 1 of the said section 1, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is further amended by inserting after “BB” in the amendment of 1974 “ , BC” . s. 1 (1) (a)
(i) (C),
amended
- (4) Subclause ii of clause *a* of subsection 1 of the said section 1, as amended by the Statutes of Ontario, 1974, chapter 121, section 1, is repealed and the following substituted therefor: s. 1 (1) (a) (ii),
re-enacted

- (ii) where the designated land was acquired by the transferor on or before the 9th day of April, 1974, the higher of either the fair market value of the designated land ascertained as at the 9th day of April, 1974, or the sum of the cost to the transferor of the acquisition of the designated land and the cost of improvements made by him on or before the 9th day of April, 1974.

s. 1,
amended

- (5) The said section 1 is further amended by adding thereto the following subsections:

Disposition
of reversion

(13) Where the transferor is disposing of the fee simple in designated land that is, at the time of such disposition, subject to a lease or other similar arrangement that was originally granted or effected by him, he may, in lieu of the amount required by subclause i or ii of clause *a* of subsection 1 to be added to the adjusted value applicable to such disposition, add an amount equal to either,

- (a) the fair market value of the whole interest in the designated land, ascertained as of the 9th day of April, 1974, if such lease or similar arrangement was granted or effected on or before that date; or
- (b) an amount equal to the fair market value of the whole interest in the designated land at the date of the disposition made by him after the 9th day of April, 1974 by which such lease or similar arrangement was granted or effected and the proceeds of which were required to be determined in accordance with subclause iv of clause *l* of subsection 1.

Proceeds of
disposition
deemed not
to have
arisen

(14) Sub-subclause B of subclause i of clause *a* of subsection 1 as it appears on the day this subsection comes into force shall be deemed to have been in force on and after the 9th day of April, 1974 and with respect to the death of any person on or after that date resulting in a disposition described in subclause iv of clause *d* of subsection 1, no proceeds of disposition shall be deemed to have arisen.

s. 2(2),
re-enacted

2. Subsection 2 of section 2 of the said Act is repealed and the following substituted therefor:

Idem

(2) Where there is a disposition within the meaning of subclause vi or vii of clause *d* of subsection 1 of section 1 of any designated land that is not unrestricted land, as defined in *The Land Transfer Tax Act, 1974* and the result of the

disposition is that control of the corporation beneficially interested in the designated land is exercisable by a person or a group of persons different from those by whom control of the corporation was exercisable before the disposition, there shall be imposed and levied, for the uses of Her Majesty in right of Ontario, upon the designated land a tax, in addition to the tax imposed by subsection 1, calculated on the proceeds of disposition of the designated land that is not unrestricted land, as defined in *The Land Transfer Tax Act, 1974*, c. 8 and computed at the rate of 20 per cent of such proceeds of disposition where the corporation beneficially interested in the designated land is, immediately after the disposition has occurred, a non-resident corporation as defined in *The Land Transfer Tax Act, 1974*.

3.—(1) Clause *d* of section 4 of the said Act is amended by striking out “as a tourist resort of a class, kind or designation prescribed by the Minister by regulation, or” in the second, third and fourth lines. s. 4 (d), amended

(2) Clause *g* of the said section 4 is amended by adding at the end thereof “and for the purpose of determining the time at which a transferor making a disposition described in this clause is first entitled to the exemption conferred by this clause, the expression ‘time of the disposition’ means the time when the person to whom the disposition is made is first entitled to call for delivery to him of a conveyance or transfer of the designated land disposed of or of some other document or evidence of title the agreement to give which was a disposition of the designated land, and no disposition of designated land that is exempt from tax by virtue of this clause shall be deemed to have occurred, for the purposes of this Act, until the time of the disposition, as defined in this clause”. s. 4 (g), amended

4. The said Act is amended by adding thereto the following section: s. 4a, enacted

4a. Notwithstanding clause *f* of section 4, the exemption conferred by that clause may be claimed by a transferor if, at the time he claims the exemption, the person to whom the designated land is disposed of, has furnished to the transferor claiming the exemption the affidavit described in subsection 3 of section 4 of *The Land Transfer Tax Act, 1974* showing that such person is not a non-resident person as defined in that Act. When exemption may be claimed

5. Subsection 4 of section 8 of the said Act is repealed and the following substituted therefor: s. 8(4), re-enacted

(4) The Minister may assess or reassess any tax payable by any person under this Act within four years from the day Assessment from time to time

such tax became payable except that, where the Minister establishes that any person liable to tax has made any misrepresentation that is attributable to neglect, carelessness or wilful default or has committed any fraud in making any affidavits or applications or in supplying any information under this Act or in omitting to disclose any information, then the Minister may assess or reassess tax imposed by this Act at any time he considers reasonable.

s. 20 (2),
amended

- 6.—(1) Subsection 2 of section 20 of the said Act, as re-enacted by the Statutes of Ontario, 1974, chapter 121, section 5, is amended by striking out “one-tenth thereof for each full twelve-month period up to a maximum of ten such periods” in the fourth, fifth and sixth lines and inserting in lieu thereof “ $1\frac{2}{3}$ per cent of such taxable value for each full month up to a maximum of sixty full months”.

s. 20 (3),
amended

- (2) Subsection 3 of the said section 20, as enacted by the Statutes of Ontario, 1974, chapter 121, section 5, is amended,

(a) by striking out “one-tenth thereof for each full twelve-month period up to a maximum of ten such periods” in the seventh, eighth and ninth lines and inserting in lieu thereof “five-sixths of one per cent of such taxable value for each full month up to a maximum of 120 full months”; and

(b) by adding at the end thereof “provided that, where such uninterrupted period of time is less than 120 full months, the transferor may, in computing the reduction in taxable value authorized by this subsection, add to such uninterrupted period of time the number of full months prior to such uninterrupted period of time that does not increase such uninterrupted period of time beyond 120 full months and during which either the transferor or his spouse carried on farming on the designated land”.

s. 22a (2),
amended

7. Subsection 2 of section 22a of the said Act, as enacted by the Statutes of Ontario, 1974, chapter 121, section 7, is amended by striking out “shall” in the fifth line and inserting in lieu thereof “may”.

Commence-
ment

8. This Act shall be deemed to have come into force on the 20th day of April, 1977.

Short title

9. The short title of this Act is *The Land Speculation Tax Amendment Act, 1977*.



An Act to amend
The Land Speculation Tax Act, 1974

1st Reading

June 27th, 1977

2nd Reading

July 6th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Corporations Tax Act, 1972

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

SECTION 1. This section adds clause *x* to subsection 1 of section 24 of the Act to permit the deduction from the income of oil and gas corporations of a resource allowance in respect of their oil and gas wells and oil sands operations.

SECTION 2. This section re-enacts subsections 1 and 2 of section 62 of the Act in order to allow the depletion allowance in respect of oil and gas corporations to be adjusted as a result of the resource allowance provided by the amendment to section 24 of the Act. Also the rate of depletion allowance will be stated in the regulations rather than in the Act. This amendment is complementary to the amendment in section 1.

BILL 15

1977

An Act to amend The Corporations Tax Act, 1972

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 24 of *The Corporations Tax Act, 1972*, ^{s. 24 (1), amended} being chapter 143, as amended by the Statutes of Ontario, 1973, chapter 157, section 5, 1974, chapter 75, section 3, 1975, chapter 17, section 8 and 1976, chapter 32, section 4, is further amended by adding thereto the following clause:

(x) such amount as is allowed to the corporation by ^{Resource allowance.} regulation in respect of oil or gas resources in Canada, as defined by regulation.

2. Subsections 1 and 2 of section 62 of the said Act, as re-enacted ^{s. 62 (1, 2), re-enacted} by the Statutes of Ontario, 1974, chapter 75, section 4, are repealed and the following substituted therefor:

(1) Except as otherwise provided in this section, there ^{Allowance for oil or gas well, mine or timber limit} may be deducted in computing a corporation's income for a fiscal year such amount as an allowance, if any, in respect of,

(a) an oil or gas well, mineral resource or timber limit; or

(b) the processing, to the prime metal stage or its equivalent, of ore from a mineral resource,

as is allowed by regulation.

(2) For greater certainty, it is hereby declared that, in ^{Regulations} the case of a regulation made under subsection 1,

(a) there may be prescribed by such regulation an amount in respect of any or all,

- (i) oil or gas wells or mineral resources in which the corporation has an interest, or
- (ii) processing operations described in clause *b* of subsection 1 that are carried on by the corporation; and

(*b*) notwithstanding any other provision in this Act, the Lieutenant Governor in Council may prescribe the formula by which the amount that may be allowed to the corporation by such regulation shall be determined.

s. 126 (2) (*b*),
re-enacted

3. Clause *b* of subsection 2 of section 126 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 42, section 11, is repealed and the following substituted therefor:

(*b*) its rest account and all its reserves, whether created from income or otherwise, except any reserve the creation of which is allowed as a charge against income under the provisions of Part II; and

ss. 131, 132,
re-enacted

4. Sections 131 and 132 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 42, sections 14 and 15, respectively, are repealed and the following substituted therefor:

Rate of
capital tax
on non-
banking
corporations

131.—(1) Except as provided in subsection 2, the tax payable under this Part by a corporation for a fiscal year calculated upon its taxable paid-up capital or taxable paid-up capital employed in Canada, as the case may be, in this subsection referred to as the "amount taxable", is three-tenths of 1 per cent of the amount taxable.

Rate of
capital tax
on banks

(2) The tax payable under this Part by a bank for a fiscal year calculated upon its taxable paid-up capital, in this subsection referred to as the "amount taxable", is three-fifths of 1 per cent of the amount taxable.

Deductions
from tax on
paid-up
capital

132.—(1) Except as provided in subsection 2, there may be deducted from the tax otherwise payable under this Part by a corporation for a fiscal year an amount equal to three-tenths of 1 per cent of that portion of the taxable paid-up capital or taxable paid-up capital employed in Canada, as the case may be, that is deemed to be used by the corporation in the fiscal year in each jurisdiction outside Ontario determined under rules prescribed by the regulations.

SECTION 3. This section re-enacts clause *b* of subsection 2 of section 126 of the Act to clarify the amount in respect of reserves that is to be included in the taxable paid-up capital of corporations that carry on the business of banking.

SECTION 4. This section re-enacts section 131 of the Act to increase by 50 per cent the rate of tax on taxable paid-up capital. For corporations other than banking corporations, the rate is increased to three-tenths of 1 per cent (previously one-fifth of 1 per cent), and for banking corporations the rate is increased to three-fifths of 1 per cent (previously two-fifths of 1 per cent).

The re-enactment of section 132 is complementary to the amendment to section 131.

SECTION 5. This section enacts a new section 133a of the Act to provide a flat rate of tax on the taxable paid-up capital, in the amount of \$50 where the taxable paid-up capital used in Ontario does not exceed \$50,000, and \$100 where the taxable paid-up capital used in Ontario exceeds \$50,000 but does not exceed \$100,000.

SECTION 6. This section re-enacts section 136 of the Act to make it clear that the apportionment allowed under that section does not apply to the \$50 minimum tax provided under section 133 of the Act.

(2) There may be deducted from the tax otherwise ^{Idem} payable under this Part by a bank for a fiscal year an amount equal to three-fifths of 1 per cent of that portion of its taxable paid-up capital, that is deemed to be used by the bank in the fiscal year in each jurisdiction outside Ontario determined under rules prescribed by the regulations.

5. The said Act is amended by adding thereto the following ^{s. 133a, enacted} section:

133a.—(1) Notwithstanding sections 131 and 132 and ^{Flat rate tax} except as provided in subsections 1 and 2 of section 135, the tax payable under this Part shall be,

(a) \$50, where the taxable paid-up capital used in Ontario does not exceed \$50,000; or

(b) \$100, where the taxable paid-up capital used in Ontario exceeds \$50,000 but does not exceed \$100,000.

(2) For the purposes of subsection 1, “taxable paid-up ^{Interpretation} capital used in Ontario” means the taxable paid-up capital, or taxable paid-up capital employed in Canada, as the case may be, less that portion thereof that is deemed to be used by the corporation in the fiscal year in a jurisdiction outside Ontario determined under rules prescribed by the regulations.

6. Section 136 of the said Act is repealed and the following ^{s. 136, re-enacted} substituted therefor:

136. Subject to section 133, where a corporation has a ^{Apportionment of capital tax} fiscal year of less than 365 days, the tax otherwise payable by it under this Part shall be in the proportion thereof that the number of days of such fiscal year bears to 365, except that this section does not apply,

(a) to any corporation to which section 135 applies; or

(b) to any corporation the fiscal year of which does not end on the same date each year, but that has been accepted for purposes of assessment under this Act.

7.—(1) This Act, except sections 4 and 5, comes into force on ^{Commencement and application} the day it receives Royal Assent.

(2) Section 4 shall be deemed to have come into force on ^{Idem} the 20th day of April, 1977 and applies to corporations

in respect of all fiscal years ending after the 19th day of April, 1977, except that in determining the tax payable under Part III of the said Act, as amended by this Act, by a corporation in respect of which section 133a of the said Act is not applicable, for a fiscal year that ends after the 19th day of April, 1977 and that includes that day, the following rules apply,

- (a) determine the tax under Part III of the said Act, as amended by this Act that, but for the rules made applicable by this section, would be payable by the corporation for a fiscal year that ends after the 19th day of April, 1977 and that includes that day;
- (b) determine the proportion of the amount determined under clause *a* that the number of days of the fiscal year that follow the 19th day of April, 1977 bears to the total number of days of that fiscal year;
- (c) determine the tax that, but for the rules made applicable by this section, would be payable for the fiscal year that ends after the 19th day of April, 1977, and that includes that day, under Part III of the said Act, as that Part stood prior to the 20th day of April, 1977, and on the assumption that that Part was applicable to that fiscal year;
- (d) determine the proportion of the amount determined under clause *c* that the number of days of the fiscal year prior to the 20th day of April, 1977 bears to the total number of days of that fiscal year;
- (e) determine the aggregate of the amounts determined under clauses *b* and *d* in respect of the corporation,

and the aggregate determined under clause *e* is the tax under Part III of the said Act, as amended by this Act, that is payable by the corporation for its fiscal year that ends after the 19th day of April, 1977 and that includes that day.

Idem

- (3) Section 5 shall be deemed to have come into force on the 20th day of April, 1977 and applies to corporations in respect of all fiscal years that end after the 19th day of April, 1977.

Short title

- 8. The short title of this Act is *The Corporations Tax Amendment Act, 1977*.







An Act to amend
The Corporations Tax Act, 1972

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

BILL 15

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Corporations Tax Act, 1972

THE HON. MARGARET SCRIVENER
Minister of Revenue

BILL 15

1977

An Act to amend The Corporations Tax Act, 1972

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 24 of *The Corporations Tax Act, 1972*, ^{s. 24 (1), amended} being chapter 143, as amended by the Statutes of Ontario, 1973, chapter 157, section 5, 1974, chapter 75, section 3, 1975, chapter 17, section 8 and 1976, chapter 32, section 4, is further amended by adding thereto the following clause:

(x) such amount as is allowed to the corporation by ^{Resource allowance} regulation in respect of oil or gas resources in Canada, as defined by regulation.

2. Subsections 1 and 2 of section 62 of the said Act, as re-enacted ^{s. 62 (1, 2), re-enacted} by the Statutes of Ontario, 1974, chapter 75, section 4, are repealed and the following substituted therefor:

(1) Except as otherwise provided in this section, there ^{Allowance for oil or gas well, mine or timber limit} may be deducted in computing a corporation's income for a fiscal year such amount as an allowance, if any, in respect of,

- (a) an oil or gas well, mineral resource or timber limit; or
- (b) the processing, to the prime metal stage or its equivalent, of ore from a mineral resource,

as is allowed by regulation.

(2) For greater certainty, it is hereby declared that, in ^{Regulations} the case of a regulation made under subsection 1,

- (a) there may be prescribed by such regulation an amount in respect of any or all,

- (i) oil or gas wells or mineral resources in which the corporation has an interest, or
- (ii) processing operations described in clause *b* of subsection 1 that are carried on by the corporation; and

(*b*) notwithstanding any other provision in this Act, the Lieutenant Governor in Council may prescribe the formula by which the amount that may be allowed to the corporation by such regulation shall be determined.

s. 126 (2) (*b*),
re-enacted

3. Clause *b* of subsection 2 of section 126 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 42, section 11, is repealed and the following substituted therefor:

(*b*) its rest account and all its reserves, whether created from income or otherwise, except any reserve the creation of which is allowed as a charge against income under the provisions of Part II; and

ss. 131, 132,
re-enacted

4. Sections 131 and 132 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 42, sections 14 and 15, respectively, are repealed and the following substituted therefor:

Rate of
capital tax
on non-
banking
corporations

131.—(1) Except as provided in subsection 2, the tax payable under this Part by a corporation for a fiscal year calculated upon its taxable paid-up capital or taxable paid-up capital employed in Canada, as the case may be, in this subsection referred to as the "amount taxable", is three-tenths of 1 per cent of the amount taxable.

Rate of
capital tax
on banks

(2) The tax payable under this Part by a bank for a fiscal year calculated upon its taxable paid-up capital, in this subsection referred to as the "amount taxable", is three-fifths of 1 per cent of the amount taxable.

Deductions
from tax on
paid-up
capital

132.—(1) Except as provided in subsection 2, there may be deducted from the tax otherwise payable under this Part by a corporation for a fiscal year an amount equal to three-tenths of 1 per cent of that portion of the taxable paid-up capital or taxable paid-up capital employed in Canada, as the case may be, that is deemed to be used by the corporation in the fiscal year in each jurisdiction outside Ontario determined under rules prescribed by the regulations.

(2) There may be deducted from the tax otherwise payable under this Part by a bank for a fiscal year an amount equal to three-fifths of 1 per cent of that portion of its taxable paid-up capital, that is deemed to be used by the bank in the fiscal year in each jurisdiction outside Ontario determined under rules prescribed by the regulations. ^{Idem}

5. The said Act is amended by adding thereto the following section: ^{s. 133a, enacted}

133a.—(1) Notwithstanding sections 131 and 132 and except as provided in subsections 1 and 2 of section 135, the tax payable under this Part shall be, ^{Flat rate tax}

- (a) \$50, where the taxable paid-up capital used in Ontario does not exceed \$50,000; or
- (b) \$100, where the taxable paid-up capital used in Ontario exceeds \$50,000 but does not exceed \$100,000.

(2) For the purposes of subsection 1, "taxable paid-up capital used in Ontario" means the taxable paid-up capital, or taxable paid-up capital employed in Canada, as the case may be, less that portion thereof that is deemed to be used by the corporation in the fiscal year in a jurisdiction outside Ontario determined under rules prescribed by the regulations. ^{Interpretation}

6. Section 136 of the said Act is repealed and the following substituted therefor: ^{s. 136, re-enacted}

136. Subject to section 133, where a corporation has a fiscal year of less than 365 days, the tax otherwise payable by it under this Part shall be in the proportion thereof that the number of days of such fiscal year bears to 365, except that this section does not apply, ^{Apportionment of capital tax}

- (a) to any corporation to which section 135 applies; or
- (b) to any corporation the fiscal year of which does not end on the same date each year, but that has been accepted for purposes of assessment under this Act.

- 7.—(1) This Act, except sections 4 and 5, comes into force on the day it receives Royal Assent. ^{Commencement and application}

(2) Section 4 shall be deemed to have come into force on the 20th day of April, 1977 and applies to corporations ^{Idem}

in respect of all fiscal years ending after the 19th day of April, 1977, except that in determining the tax payable under Part III of the said Act, as amended by this Act, by a corporation in respect of which section 133a of the said Act is not applicable, for a fiscal year that ends after the 19th day of April, 1977 and that includes that day, the following rules apply,

- (a) determine the tax under Part III of the said Act, as amended by this Act that, but for the rules made applicable by this section, would be payable by the corporation for a fiscal year that ends after the 19th day of April, 1977 and that includes that day;
- (b) determine the proportion of the amount determined under clause *a* that the number of days of the fiscal year that follow the 19th day of April, 1977 bears to the total number of days of that fiscal year;
- (c) determine the tax that, but for the rules made applicable by this section, would be payable for the fiscal year that ends after the 19th day of April, 1977, and that includes that day, under Part III of the said Act, as that Part stood prior to the 20th day of April, 1977, and on the assumption that that Part was applicable to that fiscal year;
- (d) determine the proportion of the amount determined under clause *c* that the number of days of the fiscal year prior to the 20th day of April, 1977 bears to the total number of days of that fiscal year;
- (e) determine the aggregate of the amounts determined under clauses *b* and *d* in respect of the corporation,

and the aggregate determined under clause *e* is the tax under Part III of the said Act, as amended by this Act, that is payable by the corporation for its fiscal year that ends after the 19th day of April, 1977 and that includes that day.

Idem

- (3) Section 5 shall be deemed to have come into force on the 20th day of April, 1977 and applies to corporations in respect of all fiscal years that end after the 19th day of April, 1977.

Short title

- 8. The short title of this Act is *The Corporations Tax Amendment Act, 1977*.



An Act to amend
The Corporations Tax Act, 1972

1st Reading

June 27th, 1977

2nd Reading

July 6th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Gift Tax Act, 1972

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

This Bill implements the proposal in the Treasurer's Budget to increase from \$5,000 to \$10,000 the exemption for gifts to individuals and to increase from \$25,000 to \$50,000 the aggregate amount of such gifts for which exemption may be claimed in a year.

SECTION 1. The amendment clarifies the wording of section 6 so that promissory notes for non-arm's length transactions will be discounted only when the rate of interest provided for in that note is less than the rate prescribed by regulation, now 5 per cent per annum. The provision to be repealed reads as follows:

6. For the purposes of this Act, where an individual makes a loan to, or disposes of property to, a person with whom he is not dealing at arm's length in consideration of a promise or covenant to pay money, with or without interest, at a time in the future, the value of the promise or covenant to pay shall be discounted at a rate of interest prescribed in the regulations.

SECTION 2. The amendment will enable a donor to give to his spouse gifts exempt from tax by way of a trust or settlement. The Act presently denies exemption where a gift is made to a spouse by way of the creation of a settlement or the transfer of property to a trust. The exemption proposed in the amendment applies only to the value of the interest given to the spouse and only if the trust or settlement is in writing, is irrevocable, provides that all of the income earned by the trust during the lifetime of the spouse will belong to the spouse, and does not create interests in the property given in favour of unborn persons or persons whose interest is not absolutely vested in them. The value of any interest given to the beneficiary of a trust, other than the donor's spouse, will be liable to tax.

An Act to amend The Gift Tax Act, 1972

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 6 of *The Gift Tax Act, 1972*, being chapter 12, is ^{s. 6,} repealed and the following substituted therefor: _{re-enacted}

6. For the purposes of this Act, where an individual makes a loan to, or disposes of property to, a person with whom he is not dealing at arm's length in consideration of a promise or covenant to pay money at a time in the future, at a rate of interest less than the rate of interest prescribed in the regulations, the value of the promise or covenant to pay shall be discounted at a rate of interest prescribed in the regulations. ^{Promises to pay as consideration}

2. Subsection 1 of section 10 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 165, section 2, 1975, chapter 15, section 1 and 1976, chapter 11, section 1, is further amended ^{s. 10(1),} by adding thereto the following clause: _{amended}

(ga) the value of any beneficial interest given by a donor to his spouse by way of a gift made by the creation of a settlement or the transfer of property to a trust, if such settlement or trust,

- (i) is made in writing,
- (ii) contains no provision by which any part of the settlement or trust can be revoked, altered or amended in any way by any person,
- (iii) provides that, during the lifetime of the donor's spouse, all property or benefits received by the trustee or trustees as income of, or determined by the trustee or trustees

to be income of, such settlement or trust shall be held for or paid to only the donor's spouse or such spouse's executors or administrators,

- (iv) immediately, absolutely and indefeasibly vests the whole beneficial interest given by the donor only in persons who are alive at the time of the gift and whose interest in such settlement or trust cannot thereafter be divested by the occurrence of any event provided for in such settlement or trust, and
- (v) contains and is subject to no discretion exercisable by any person for or in favour of any object or person other than the donor's spouse.

s. 11 (1),
amended

- 3.—(1) Subsection 1 of section 11 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 165, section 3, and 1975, chapter 15, section 2, is further amended by striking out "five" in the eighth line, as inserted by the amendment of 1975, and inserting in lieu thereof "ten" and by striking out "\$25,000" in the fourteenth line, as inserted by the amendment of 1975, and inserting in lieu thereof "\$50,000".

s. 11,
amended

- (2) The said section 11 is amended by adding thereto the following subsection:

Computation
of taxable
value of
gift

- (3) In computing the taxable value of a gift with respect to any part of which exemption is conferred by clause *ga* of section 10, that part of the value of the property given and to which exemption under clause *ga* of section 10 does not extend shall be determined without regard to the effect thereon of any discretion that is contained in the settlement or trust described in clause *ga* of section 10 or that may otherwise be exercised to make payments out of the property that is subject to such settlement or trust or to alter the interest of any person in such settlement or trust.

s. 18 (1) (b),
re-enacted

4. Clause *b* of subsection 1 of section 18 of the said Act, as re-enacted by the Statutes of Ontario, 1975, chapter 15, section 3, is repealed and the following substituted therefor:

- (b) a gift made to an individual having a value of not more than \$10,000 if the aggregate value of gifts made to individuals by the donor in the year does not exceed \$50,000,

SECTION 3.—Subsection 1. The amendment increases from \$5,000 to \$10,000 the exemption for gifts to individuals otherwise than by way of trust, and increases from \$25,000 to \$50,000 the aggregate amount of the exemption for such gifts in any one year.

Subsection 1 of section 11 of the Act presently reads as follows:

(1) *In computing the taxable value of a gift, except a gift made by the creation of a settlement or the transfer of property to a trust, made by a donor in a year to a donee who is an individual, there may be deducted in the case of gifts made to persons, other than the spouse of the donor, the lesser of,*

(a) *the value of the gift; or*

(b) *the amount, if any, by which five thousand dollars exceeds the value of all other gifts, except gifts that are exempt from tax under this Act and gifts made by the creation of a settlement or the transfer of property to a trust, made by the donor to the donee in the year and before the time when the gift was made,*

but in any year not more than an aggregate of \$25,000 may be deducted under this section from the value of gifts made by the donor in that year.

Subsection 2. The amendment provides for the valuation of an interest other than the interest of the donor's spouse in a trust in which the interest of the donor's spouse is exempt under the amendment proposed in section 2 of this Bill.

SECTION 4. The amendment is consequential on amendments made in section 3 of the Bill. The repealed clause *b* reads:

(b) *a gift made to an individual having a value of not more than \$5,000 if the aggregate value of gifts made to individuals by the donor in the year does not exceed \$25,000,*

SECTION 5.—Subsection 1. The amendments proposed are consequential on the increased exemptions proposed in section 3 of the Bill.

Subsection 6 of section 34 of the Act presently reads as follows:

- (6) *Where, for the purposes of calculating the taxable value of gifts made by a donor in a year, the donor has or is entitled, by virtue of subsection 1 of section 11, to deduct an aggregate of \$25,000, in determining the taxable value of a gift of the class described in subsection 1 of section 11 for the purpose of calculating the liability of the donee of the gift under subsection 1,*
- (a) *the \$25,000 deduction minus any deduction mentioned therein, shall be apportioned pro rata among the donees of gifts of the class described in subsection 1 of section 11 made by the donor in that year on the basis of the total value of those gifts made to each donee except that not more than \$5,000 shall be apportioned to the gifts made to any one donee under this clause; and*
- (b) *the taxable value of those gifts received by each donee shall be determined as the value of the gifts less the portion of the deduction apportioned to that donee.*

Subsection 2. The subsection proposed to be added by the amendment will make the property in Ontario of those who receive gifts from a donor in Ontario but are not resident in Ontario liable to tax if the donor, on whom the primary liability for tax is imposed by the Act, does not pay the tax. The previous six subsections of section 34 impose a secondary liability for tax personally upon donees who are resident in Ontario at the time a gift is made to them. The new subsection, within the limits constitutionally imposed on the Province, extends the liability with respect to donees resident outside the Province, but the liability arises only where such donees have property within the Province.

SECTION 6. The re-enactment of subsection 1 of section 47 extends the lien now conferred by that subsection to real property in Ontario that belongs to a donee who is not resident in Ontario and whose property is, by the amendment proposed in section 5 (2) of this Bill, made liable to tax that the donor fails to pay. In addition, the wording of the proposed subsection has been changed to make it accord more precisely with the practice and procedure in Ontario. The new subsection 1a is intended to provide a method of realizing upon the lien created by subsection 1.

Section 47 (1) of the Act, before the amendments proposed here, reads as follows:

- (1) *Where tax, interest or penalties are payable by any person under this Act, the Minister may file or cause to be filed in the proper registry office or office of land titles, as the case may be, a certificate of lien in prescribed form against real property of which that person is the registered owner setting out a description of the real property and the amount of tax, interest and penalties owing by that person, and, upon the certificate being filed, the interest of that person in the land described therein is subject to a lien in favour of the Crown for the amount owing, subject to any other interests or encumbrances filed prior thereto, and the lien may be enforced in the same manner as a judgment of the Supreme Court in respect of which a certificate of judgment has been filed.*

5.—(1) Subsection 6 of section 34 of the said Act, as amended^{s. 34 (6), amended} by the Statutes of Ontario, 1975, chapter 15, section 4, is further amended by striking out “\$25,000” in the amendment of 1975 in the fourth line and in the amendment of 1975 in the eighth line and inserting in lieu thereof in each instance “\$50,000” and by striking out “\$5,000” in the amendment of 1975 in the thirteenth line and inserting in lieu thereof “\$10,000”.

(2) The said section 34 is amended by adding thereto the^{s. 34, amended} following subsection:

(7) Notwithstanding subsection 1, where a donor fails to^{Non-resident donees} pay, as herein required, all or a portion of the tax payable by him on or in respect of gifts made by him in a year to a donee who is not a resident of Ontario at the time the gift was made, the property of such donee that is situate in Ontario at the time the gift was made, including any property in Ontario comprised in the gift to such donee, is liable for the payment to the Treasurer of Ontario of the same amount of tax as would be payable by the donee in accordance with this section if he were a resident of Ontario at the time the gift was made to him.

6. Subsection 1 of section 47 of the said Act is repealed and^{s. 47 (1), re-enacted} the following substituted therefor:

(1) Where tax, interest or penalties are payable by any^{Lien on real property} person under this Act, or where any property is liable for the payment of any tax, interest or penalties payable under this Act, the Minister may file or cause to be filed in the proper land registry office a certificate of lien in prescribed form against real property belonging to such person, or against any real property liable for the payment of any tax, interest or penalties payable under this Act, and setting out a description of the real property and the amount of tax, interest or penalties for which such person or property is liable, and upon the certificate's being filed, the real property described therein is, to the extent of the interest therein of any person liable to pay any tax, interest or penalties under this Act or whose property in Ontario is liable for the payment thereof, subject to a lien in favour of the Crown for the amount owing, and such lien has priority over all interests in such real property, except interests and encumbrances filed prior to the registration of the certificate and entitled to priority over the Crown.

(1a) Upon the filing of the certificate referred to in sub-^{Enforcement of lien}section 1, the Minister may deliver to the sheriff of the county or district where the real property against which the certi-

ificate has been filed is situated, a warrant of execution issued by or on behalf of the Minister for the amount claimed in the certificate, together with interest accruing thereon under this Act and the costs and expenses of the sheriff, and such warrant has the same force and effect as a writ of execution issued out of the Supreme Court on a judgment in favour of the Crown and shall entitle the Crown to payment in accordance with the priorities and preferences attaching to or resulting from the lien arising under subsection 1.

Commence-
ment

7.—(1) This Act, except sections 1 to 4 and subsection 1 of section 5, comes into force on the day it receives Royal Assent.

Idem

(2) Sections 1, 2, 3, 4 and subsection 1 of section 5 shall be deemed to have come into force on the 1st day of January, 1977.

Short title

8. The short title of this Act is *The Gift Tax Amendment Act, 1977*.







An Act to amend
The Gift Tax Act, 1972

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

BILL 16

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Gift Tax Act, 1972

THE HON. MARGARET SCRIVENER
Minister of Revenue



An Act to amend The Gift Tax Act, 1972

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 6 of *The Gift Tax Act, 1972*, being chapter 12, is ^{s. 6,} repealed and the following substituted therefor: ^{re-enacted}
 6. For the purposes of this Act, where an individual makes a loan to, or disposes of property to, a person with whom he is not dealing at arm's length in consideration of a promise or covenant to pay money at a time in the future, at a rate of interest less than the rate of interest prescribed in the regulations, the value of the promise or covenant to pay shall be discounted at a rate of interest prescribed in the regulations. ^{Promises to pay as consideration}
2. Subsection 1 of section 10 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 165, section 2, 1975, chapter 15, section 1 and 1976, chapter 11, section 1, is further amended ^{s. 10 (1), amended} by adding thereto the following clause:
 - (ga) the value of any beneficial interest given by a donor to his spouse by way of a gift made by the creation of a settlement or the transfer of property to a trust, if such settlement or trust,
 - (i) is made in writing,
 - (ii) contains no provision by which any part of the settlement or trust can be revoked, altered or amended in any way by any person,
 - (iii) provides that, during the lifetime of the donor's spouse, all property or benefits received by the trustee or trustees as income of, or determined by the trustee or trustees

to be income of, such settlement or trust shall be held for or paid to only the donor's spouse or such spouse's executors or administrators,

(iv) immediately, absolutely and indefeasibly vests the whole beneficial interest given by the donor only in persons who are alive at the time of the gift and whose interest in such settlement or trust cannot thereafter be divested by the occurrence of any event provided for in such settlement or trust, and

(v) contains and is subject to no discretion exercisable by any person for or in favour of any object or person other than the donor's spouse.

s. 11 (1),
amended

3.—(1) Subsection 1 of section 11 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 165, section 3, and 1975, chapter 15, section 2, is further amended by striking out "five" in the eighth line, as inserted by the amendment of 1975, and inserting in lieu thereof "ten" and by striking out "\$25,000" in the fourteenth line, as inserted by the amendment of 1975, and inserting in lieu thereof "\$50,000".

s. 11,
amended

(2) The said section 11 is amended by adding thereto the following subsection:

Computation
of taxable
value of
gift

(3) In computing the taxable value of a gift with respect to any part of which exemption is conferred by clause *ga* of section 10, that part of the value of the property given and to which exemption under clause *ga* of section 10 does not extend shall be determined without regard to the effect thereon of any discretion that is contained in the settlement or trust described in clause *ga* of section 10 or that may otherwise be exercised to make payments out of the property that is subject to such settlement or trust or to alter the interest of any person in such settlement or trust.

s. 18 (1) (b),
re-enacted

4. Clause *b* of subsection 1 of section 18 of the said Act, as re-enacted by the Statutes of Ontario, 1975, chapter 15, section 3, is repealed and the following substituted therefor:

(b) a gift made to an individual having a value of not more than \$10,000 if the aggregate value of gifts made to individuals by the donor in the year does not exceed \$50,000,

5.—(1) Subsection 6 of section 34 of the said Act, as amended ^{s. 34 (6), amended} by the Statutes of Ontario, 1975, chapter 15, section 4, is further amended by striking out “\$25,000” in the amendment of 1975 in the fourth line and in the amendment of 1975 in the eighth line and inserting in lieu thereof in each instance “\$50,000” and by striking out “\$5,000” in the amendment of 1975 in the thirteenth line and inserting in lieu thereof “\$10,000”.

(2) The said section 34 is amended by adding thereto the ^{s. 34, amended} following subsection:

(7) Notwithstanding subsection 1, where a donor fails to ^{Non-resident donees} pay, as herein required, all or a portion of the tax payable by him on or in respect of gifts made by him in a year to a donee who is not a resident of Ontario at the time the gift was made, the property of such donee that is situate in Ontario at the time the gift was made, including any property in Ontario comprised in the gift to such donee, is liable for the payment to the Treasurer of Ontario of the same amount of tax as would be payable by the donee in accordance with this section if he were a resident of Ontario at the time the gift was made to him.

6. Subsection 1 of section 47 of the said Act is repealed and ^{s. 47 (1), re-enacted} the following substituted therefor:

(1) Where tax, interest or penalties are payable by any ^{Lien on real property} person under this Act, or where any property is liable for the payment of any tax, interest or penalties payable under this Act, the Minister may file or cause to be filed in the proper land registry office a certificate of lien in prescribed form against real property belonging to such person, or against any real property liable for the payment of any tax, interest or penalties payable under this Act, and setting out a description of the real property and the amount of tax, interest or penalties for which such person or property is liable, and upon the certificate's being filed, the real property described therein is, to the extent of the interest therein of any person liable to pay any tax, interest or penalties under this Act or whose property in Ontario is liable for the payment thereof, subject to a lien in favour of the Crown for the amount owing, and such lien has priority over all interests in such real property, except interests and encumbrances filed prior to the registration of the certificate and entitled to priority over the Crown.

(1a) Upon the filing of the certificate referred to in subsection 1, the Minister may deliver to the sheriff of the county or district where the real property against which the certi- ^{Enforcement of lien}

ificate has been filed is situated, a warrant of execution issued by or on behalf of the Minister for the amount claimed in the certificate, together with interest accruing thereon under this Act and the costs and expenses of the sheriff, and such warrant has the same force and effect as a writ of execution issued out of the Supreme Court on a judgment in favour of the Crown and shall entitle the Crown to payment in accordance with the priorities and preferences attaching to or resulting from the lien arising under subsection 1.

- Commence-
ment **7.**—(1) This Act, except sections 1 to 4 and subsection 1 of section 5, comes into force on the day it receives Royal Assent.
- Idem (2) Sections 1, 2, 3, 4 and subsection 1 of section 5 shall be deemed to have come into force on the 1st day of January, 1977.
- Short title **8.** The short title of this Act is *The Gift Tax Amendment Act, 1977*.

100 100 100 100

An Act to amend
The Gift Tax Act, 1972

1st Reading

June 27th, 1977

2nd Reading

July 6th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Motor Vehicle Fuel Tax Act

THE HON. M. SCRIVENER
Minister of Revenue

EXPLANATORY NOTES

GENERAL

The amendments proposed in this Bill are intended to implement the proposal in the Treasurer's Budget expanding the requirement for registration of those who deal in middle distillate petroleum fuels. The classes of registrant, and their duties, for the implementation of this proposal will be introduced by regulation, the power to make which is proposed as one of the amendments in this Bill. In addition, the Bill proposes many administrative amendments to the Act for the collection of tax and to facilitate the operation of the expanded system of registration.

SECTION 1. The amendment re-enacts section 2 of the Act, which deals with registrants, clarifies the requirements of registration presently in the Act, extends the section to deal with registration required by regulation, provides for hearings before refusal, suspension or cancellation of registration, and proposes a more effective penalty for contravention of the requirement to register.

An Act to amend The Motor Vehicle Fuel Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 2 of *The Motor Vehicle Fuel Tax Act*, being chapter 282 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1975, chapter 10, section 1, is repealed and the following substituted therefor: ^{s. 2, re-enacted}

2.—(1) Unless he is a registrant, no person shall supply fuel that is taxable or exempt from tax under this Act or the regulations to any person, except as authorized in writing by the Minister, and every person in the business of supplying fuel for any purpose shall register with the Minister as required by this section or the regulations. ^{Persons required to register}

(2) Unless he is a registrant or is specifically exempted by the regulations from the application of this subsection, no person shall receive fuel as a registrant. ^{Idem}

(3) Where the Minister is satisfied that the applicant for a registration certificate will be acquiring fuel principally, ^{Idem}

- (a) for resale by the applicant;
- (b) to be used by the applicant in a manner or for a purpose that will render such fuel exempt from tax by virtue of this Act or the regulations, or that will entitle the applicant to apply to the Minister for a full refund of the tax imposed by this Act on such fuel, and that the amount of fuel to be used by the applicant will generally exceed 75 gallons of fuel per month; or
- (c) to be disposed of or consumed by the applicant in a manner prescribed by the regulations for the purpose of this subsection,

the Minister may issue a registration certificate to such applicant, and the certificate may be made subject to such conditions and restrictions as the Minister considers necessary to ensure that fuel acquired by the applicant through his use of the certificate will be dealt with by the applicant in accordance with clause *a*, *b* or *c*, as the case may be.

Idem

(4) Every person required to be a registrant under this section or the regulations shall, by such form and in such manner as the Minister requires, apply for registration, and subject to this Act and the regulations, a registration certificate shall be issued by the Minister, and every such certificate shall expire on the 31st day of March next following the date of its issue, is not transferable, and may be renewed annually if the registrant to whom it is issued is not in contravention of this Act or the regulations and continues to satisfy the conditions under which the certificate is issued.

Refusal to
issue and
cancellation

(5) The Minister may refuse to issue a registration certificate to any applicant, or may suspend or cancel any registration certificate, if the person to whom the certificate is issued, or if an applicant to whom a certificate has been issued, contravenes or has permitted the contravention of the provisions of this Act or the regulations or the conditions or restrictions upon which his certificate is or was issued, but, subject to subsection 6, before any refusal, suspension or cancellation is made, the applicant or registrant, as the case may be, shall be afforded an opportunity, at a hearing before the Minister or some person authorized by the Minister to hold the hearing, to show cause why the issue of a registration certificate should not be refused or why the registration certificate should not be suspended or cancelled, whichever is the case.

Idem

(6) Where a registrant has failed to remit the tax that he has collected under this Act or that is payable by him under this Act at the time and in the manner required by this Act or the regulations, the Minister may, by notice in writing to the registrant and without a hearing, suspend forthwith the registrant's certificate of registration, and the notice shall state the failure of the registrant for which his certificate is suspended and shall fix a day, not more than fifteen days after the date of the suspension, for a hearing before the Minister or some person authorized by him to hold the hearing to determine whether the registrant's suspension should be rescinded or continued and upon what conditions the suspension may be rescinded or continued.

Service of
notice

(7) The notice under subsection 6 and a notice of hearing under subsection 5 is properly served if served either by



SECTION 2. The amendment adds a subsection to provide that amounts paid in lieu of tax shall be treated as tax for the purposes of the Act.

SECTION 3. The reference to "a registrant" added by the amendment will avoid the technical commission of an offence under section 4 by a registrant who, by virtue of his being a registrant, may have fuel in his possession on which he is not required to pay tax under the Act and could not, therefore, as the section formerly stood, prove that tax had been paid.

SECTION 4. The amendments authorize the stopping of a motor vehicle. Without the amendment, section 4a only allows the detention of the vehicle, and the amendment will clarify that this includes the power to stop the vehicle as well as to detain it.

personal service or by registered mail sent to the last known address of the registrant or applicant, as the case may be.

(8) Every person who,

Offence

- (a) is required to become a registrant by this section or by the regulations and who fails to do so;
- (b) being a registrant, contravenes this Act or the regulations or any condition or restriction contained in his certificate of registration issued under this Act or the regulations; or
- (c) not being a registrant, supplies, disposes of, consumes or deals with any fuel in a manner that would require him to be a registrant under this Act or the regulations,

is guilty of an offence and on summary conviction is liable to a fine of not less than the amount of tax, if any, that should have been paid or remitted by such person in compliance with this Act or the regulations, plus an additional amount of not less than \$100 and not more than \$2,000.

2. Section 3 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 14, section 2 and 1972, chapter 147, section 2, is further amended by adding thereto the following subsection:

s. 3,
amended

(10) Where any person selling fuel receives any payment made as or in lieu of the tax payable under this Act, such payment shall be dealt with and accounted for as tax under this Act, and any person who fails to deal with and account for such payment in accordance with this Act and the regulations is liable to the same penalties and fines, and is guilty of the same offences, as would apply if the payment were the tax payable under this Act, and the Minister may collect and receive such payment by the same remedies and procedures as are provided by this Act or the regulations for the collection and enforcement of the tax payable under this Act.

Amounts
in lieu
of tax

3. Subsection 1 of section 4 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 147, section 3, is further amended by adding at the end thereof "or that he is a registrant".

s. 4 (1),
amended

- 4.—(1) Subsection 1 of section 4a of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 147, section 4, is amended by inserting after "may" in the sixth line "stop and".

s. 4a (1),
amended

s. 4a (2),
amended

(2) Subsection 2 of the said section 4a is amended by inserting after "be" in the first line "stopped and".

s. 5,
amended

5.—(1) Section 5 of the said Act is amended by striking out "upon request therefor" in the second line.

s. 5,
amended

(2) The said section 5 is further amended by adding thereto the following subsection:

Respon-
sibility of
purchaser

(2) Upon the request of the Minister, every purchaser of fuel and every person in control of a motor vehicle that contains fuel shall furnish to the Minister proof that the fuel was purchased from a registrant or that tax has been paid on such fuel or that no tax was payable under this Act on such fuel.

s. 7 (2),
re-enacted

6. Subsection 2 of section 7 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 10, section 2, is repealed and the following substituted therefor:

Exception

(2) No registrant shall collect the tax imposed by this Act on fuel supplied by him to a registrant, unless the fuel is supplied by delivering it directly into the fuel tank of a motor vehicle licensed or required to be licensed under *The Highway Traffic Act*, or unless the registrant to whom the fuel is supplied is required or permitted by this Act or the Minister to pay the tax imposed by this Act.

R.S.O. 1970,
c. 202

s. 10b (1),
amended

7.—(1) Subsection 1 of section 10b of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 147, section 7, is amended by inserting after "in" in the second line "subsection 8 of section 2 or in".

s. 10b (2),
amended

(2) Subsection 2 of the said section 10b is amended by inserting after "under" in the first line "subsection 8 of section 2 or under" and by inserting after "collected" in the sixth line and in the seventh line "or paid".

ss. 16a, 16b,
enacted

8. The said Act is amended by adding thereto the following sections:

Investi-
gations

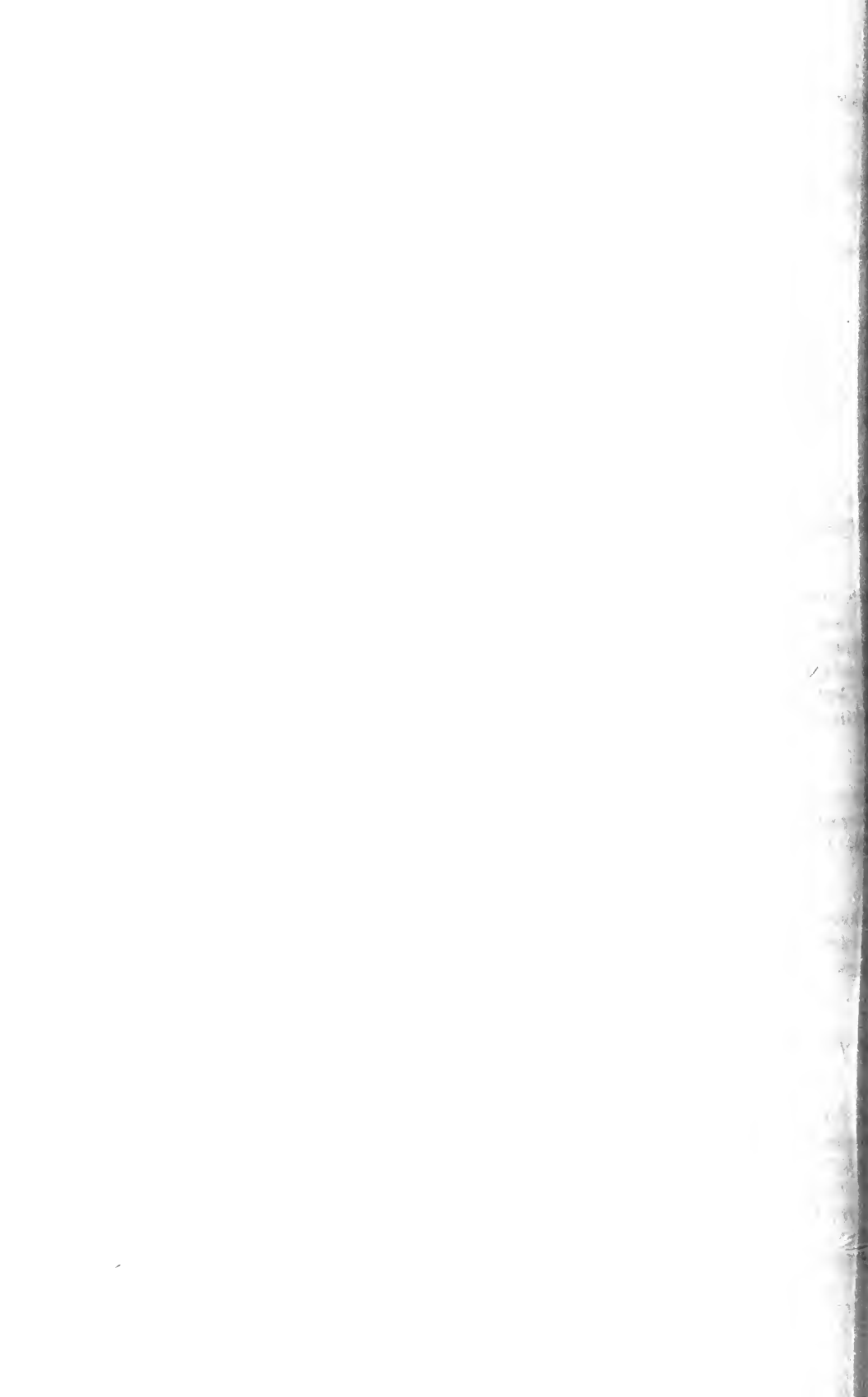
16a.—(1) Any person thereunto authorized by the Minister for any purpose related to the administration or enforcement of this Act or the regulations may at all reasonable times enter and examine any motor vehicle containing fuel or enter into any premises where any business is carried on or any property is kept or anything is done in connection with any business or where any books or records are or should be kept pursuant to this Act or the regulations, and may,

SECTION 5. The amendment in subsection 1 removes the provision that a seller of fuel was required to provide an invoice only when requested to do so. He will now be obliged to provide the invoice without a request being made. The amendment in subsection 2 makes it clear that a purchaser of fuel or the operator of a motor vehicle that consumes fuel must furnish to the Minister proof that the fuel was purchased from a registrant, that tax was paid on the fuel, or that no tax was payable.

SECTION 6. The amendment re-enacts subsection 2 as it was previously in force and adds an exception that will allow a registrant to collect the tax from another registrant where that registrant is required to pay tax (as he might be if he were a purchaser) or where the registrant is permitted to pay tax (as some registrants do for their own convenience).

SECTION 7. The amendments are consequential on the amendment made in section 1 of the Bill.

SECTION 8. The amendment adds two new sections to the Act, sections 16*a* and 16*b*. Section 16*a* adds to the Act investigation provisions that are common in the other revenue statutes of the Province. Section 16*b* will be required to implement the expanded registration system proposed in the Treasurer's Budget. That section will require the giving of certain information by those who carry fuel in bulk in Ontario, and provides for the detention of a carrier's truck until accurate information is given. The rapidity with which fuel can be transported throughout the Province, and the fact that fuel that is taxable when it is used in a motor vehicle is the same as fuel that is exempt from tax when it is used as heating oil make it necessary to obtain the information specified in the amendment to determine that fuel purchased exempt from tax is not subsequently being put to a use that attracts tax.



- (a) audit or examine the books, records, accounts, vouchers, letters, telegrams or other documents that relate or may relate either to the information that is or should be in the books or records or to the amount of tax that is or should be collected, payable or remitted under this Act or the regulations;
- (b) examine any fuel or motor vehicle or the property described by an inventory or any property, process or matter, an examination of which may, in his opinion, assist him in determining the accuracy of any inventory or in ascertaining the information that is or should be in the books or records or the amount of any tax payable under this Act or that should be remitted or collected under this Act or the regulations;
- (c) require a purchaser, retailer, wholesaler, importer, registrant or an operator of a motor vehicle liable to collect or pay or considered possibly liable to collect or pay tax under this Act or, if such purchaser, retailer, wholesaler, importer, registrant or operator is a partnership or corporation, require a partner or the president, manager, secretary or any director, agent or representative thereof or any other person on the premises of such purchaser, retailer, wholesaler, importer or registrant or in the motor vehicle of such operator to give him all reasonable assistance with his audit or examination and to answer all questions relating to the audit or examination either orally, if he so requires, in writing, on oath or by statutory declaration, and for that purpose require such person to attend at the premises with him; and
- (d) if during the course of an audit or examination it appears to him that there has been a contravention of this Act or the regulations, seize and take away any of the records, books, accounts, vouchers, letters, telegrams and other documents and retain them until they are produced in any court proceedings.

(2) The Minister may, for any purpose related to the administration or enforcement of this Act or the regulations, by registered letter or by a demand served personally, require from any purchaser, retailer, wholesaler, importer, registrant, or from the owner or operator of a motor vehicle, or if any of them is a partnership or corporation, from a partner or the president, manager, secretary or any director, agent or representative thereof, ^{idem}

- (a) any information or a return as required under this Act or the regulations; or
- (b) production or production on oath of any books, letters, accounts, invoices, statements, financial or otherwise, or other documents,

within such reasonable time as is stipulated therein.

Idem

(3) The Minister may, for any purpose related to the administration or enforcement of this Act or the regulations, with the approval of a judge of the Supreme Court, which approval the judge is hereby empowered to give upon *ex parte* application, authorize in writing any officer of the Ministry of Revenue, together with such members of the Ontario Provincial Police Force or other peace officers as he calls upon to assist him and such other persons as are named therein, to enter and search, if necessary by force, any building, receptacle or place, or any motor vehicle containing fuel, for documents, books, records, papers or things that may afford evidence as to the contravention of any provision of this Act or the regulations and to seize and take away any such documents, books, records, papers or things and retain them until they are produced in any court proceedings.

Production of evidence to prove tax payable by another person

(4) The Minister may, by registered letter or by a demand that is served personally, require the production, under oath or otherwise, by any person, partnership, syndicate, trust or corporation, or by his or its agent or officer, of any letters, accounts, invoices, statements, financial or otherwise, books or other documents in the possession or in the control of such person, partnership, syndicate, trust or corporation or of his or its agent or officer for the purpose of determining what tax, if any, is collectable or payable under this Act by any purchaser or registrant, and production thereof shall be made within such reasonable time as is stipulated in such registered letter or demand.

Copies

(5) Where a book, record or other document has been seized, examined or produced under this section, the person by whom it is seized or examined or to whom it is produced, or any officer of the Ministry of Revenue, may make, or cause to be made, one or more copies thereof, and a document purporting to be certified by the Minister or a person thereunto authorized by the Minister to be a copy made pursuant to this section is admissible in evidence and has the same probative force as the original document would have had if it had been proved in the ordinary way.

(6) No person shall hinder or molest or interfere with any person doing anything that he is authorized by this section to do, or prevent or attempt to prevent any person doing any such thing. Compliance

(7) Notwithstanding any other law to the contrary, every person shall, unless he is unable to do so, do everything that he is required by this section to do. Idem

(8) Every person who contravenes this section or who fails to provide any information or make any return requested under this section is guilty of an offence and on summary conviction is liable to a fine of \$50 for each day during which the offence continues. Offence

16b.—(1) Every person carrying fuel in a motor vehicle that is equipped to carry more than 40 gallons of fuel in a tank other than the fuel tank of the motor vehicle, and the operator of every such motor vehicle, shall, when requested by the Minister or any person authorized by the Minister, provide any or all of the following information, Information on bulk shipments of fuel

- (a) the name and address of any person from whom the fuel being carried was obtained, and the name and address of any person to whom the fuel so obtained was delivered or is to be delivered;
- (b) the quantity of fuel delivered or to be delivered to any person; or
- (c) the use or intended use, if known, to be made of any fuel delivered or to be delivered from such motor vehicle,

and where no written evidence substantiating such information is available at the time that the request is made, the person to whom the request is made shall orally supply the information and may be required to certify in writing any of such oral statements.

(2) Where the information required to be furnished by subsection 1 is not given, or where the information that is furnished is false, the motor vehicle may be detained by the Minister until the information is provided or until the true information is provided, and during any such detention, the Crown shall not be liable for any damages to the motor vehicle or to its owner or operator or otherwise that may occur or be alleged to occur by reason of the detention of the motor vehicle pending the furnishing of the information required by subsection 1 or the furnishing of accurate information as required by subsection 1. Detention of motor vehicle

s. 21,
amended

9. Section 21 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 147, section 11 and 1975, chapter 10, section 7, is further amended by adding thereto the following subsections:

Idem

(2) The Lieutenant Governor in Council may make regulations establishing a system of registration for the purposes of this Act, and,

- (a) requiring persons who buy, sell, deal in, consume or refine any fuel, including fuel for the heating of homes and buildings, to become registrants under this Act for the purpose of accounting for, collecting or facilitating the administration of the tax imposed by this Act;
- (b) prescribing classes of registrants, the conditions and restrictions affecting any prescribed class of registrant, and the method of collecting or paying the tax imposed by this Act to be followed by any prescribed class of registrant;
- (c) prescribing the information, returns and records to be given, made or kept by any registrant or class of registrants;
- (d) requiring the registration of the operators of commercially-used motor vehicles that consume or carry fuel and that are not vehicles operated exclusively for pleasure or recreation;
- (e) exempting any person or class of persons from the application of subsection 2 of section 2.

Idem

(3) The Minister may make regulations prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

Idem

(4) A regulation, other than a regulation made under subsection 2, is, if it so provides, effective with reference to a period before it was filed.

Commence-
ment

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

Short title

11. The short title of this Act is *The Motor Vehicle Fuel Tax Amendment Act, 1977*.

SECTION 9. The subsections added by the amendment will empower the Lieutenant Governor in Council, by subsection 2, to make regulations implementing the system of expanded registration proposed by the Treasurer for the control of middle distillate fuels. The new subsection 3 will, as in other revenue statutes of the Province, enable the Minister to prescribe forms necessary for the Act or regulations, and subsection 4 will permit regulations to have retrospective effect, except for the regulations to implement the system of expanded registration.

An Act to amend
The Motor Vehicle Fuel Tax Act

1st Reading

June 27th, 1977

2nd Reading

3rd Reading

THE HON. M. SCRIVENER
Minister of Revenue

(Government Bill)

BILL 17

1ST SESSION, 31ST LEGISLATURE, ONTARIO
26 ELIZABETH II, 1977

An Act to amend The Motor Vehicle Fuel Tax Act

THE HON. MARGARET SCRIVENER
Minister of Revenue



An Act to amend The Motor Vehicle Fuel Tax Act

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 2 of *The Motor Vehicle Fuel Tax Act*, being chapter 282 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1975, chapter 10, section 1, is repealed and the following substituted therefor:

2.—(1) Unless he is a registrant, no person shall supply fuel that is taxable or exempt from tax under this Act or the regulations to any person, except as authorized in writing by the Minister, and every person in the business of supplying fuel for any purpose shall register with the Minister as required by this section or the regulations.

(2) Unless he is a registrant or is specifically exempted by the regulations from the application of this subsection, no person shall receive fuel as a registrant.

(3) Where the Minister is satisfied that the applicant for a registration certificate will be acquiring fuel principally,

- (a) for resale by the applicant;
- (b) to be used by the applicant in a manner or for a purpose that will render such fuel exempt from tax by virtue of this Act or the regulations, or that will entitle the applicant to apply to the Minister for a full refund of the tax imposed by this Act on such fuel, and that the amount of fuel to be used by the applicant will generally exceed 75 gallons of fuel per month; or
- (c) to be disposed of or consumed by the applicant in a manner prescribed by the regulations for the purpose of this subsection,

the Minister may issue a registration certificate to such applicant, and the certificate may be made subject to such conditions and restrictions as the Minister considers necessary to ensure that fuel acquired by the applicant through his use of the certificate will be dealt with by the applicant in accordance with clause *a*, *b* or *c*, as the case may be.

Idem

(4) Every person required to be a registrant under this section or the regulations shall, by such form and in such manner as the Minister requires, apply for registration, and subject to this Act and the regulations, a registration certificate shall be issued by the Minister, and every such certificate shall expire on the 31st day of March next following the date of its issue, is not transferable, and may be renewed annually if the registrant to whom it is issued is not in contravention of this Act or the regulations and continues to satisfy the conditions under which the certificate is issued.

Refusal to
issue and
cancellation

(5) The Minister may refuse to issue a registration certificate to any applicant, or may suspend or cancel any registration certificate, if the person to whom the certificate is issued, or if an applicant to whom a certificate has been issued, contravenes or has permitted the contravention of the provisions of this Act or the regulations or the conditions or restrictions upon which his certificate is or was issued, but, subject to subsection 6, before any refusal, suspension or cancellation is made, the applicant or registrant, as the case may be, shall be afforded an opportunity, at a hearing before the Minister or some person authorized by the Minister to hold the hearing, to show cause why the issue of a registration certificate should not be refused or why the registration certificate should not be suspended or cancelled, whichever is the case.

Idem

(6) Where a registrant has failed to remit the tax that he has collected under this Act or that is payable by him under this Act at the time and in the manner required by this Act or the regulations, the Minister may, by notice in writing to the registrant and without a hearing, suspend forthwith the registrant's certificate of registration, and the notice shall state the failure of the registrant for which his certificate is suspended and shall fix a day, not more than fifteen days after the date of the suspension, for a hearing before the Minister or some person authorized by him to hold the hearing to determine whether the registrant's suspension should be rescinded or continued and upon what conditions the suspension may be rescinded or continued.

Service of
notice

(7) The notice under subsection 6 and a notice of hearing under subsection 5 is properly served if served either by

personal service or by registered mail sent to the last known address of the registrant or applicant, as the case may be.

(8) Every person who,

Offence

- (a) is required to become a registrant by this section or by the regulations and who fails to do so;
- (b) being a registrant, contravenes this Act or the regulations or any condition or restriction contained in his certificate of registration issued under this Act or the regulations; or
- (c) not being a registrant, supplies, disposes of, consumes or deals with any fuel in a manner that would require him to be a registrant under this Act or the regulations,

is guilty of an offence and on summary conviction is liable to a fine of not less than the amount of tax, if any, that should have been paid or remitted by such person in compliance with this Act or the regulations, plus an additional amount of not less than \$100 and not more than \$2,000.

2. Section 3 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 14, section 2 and 1972, chapter 147, section 2, is further amended by adding thereto the following subsection:

s. 3,
amended

(10) Where any person selling fuel receives any payment made as or in lieu of the tax payable under this Act, such payment shall be dealt with and accounted for as tax under this Act, and any person who fails to deal with and account for such payment in accordance with this Act and the regulations is liable to the same penalties and fines, and is guilty of the same offences, as would apply if the payment were the tax payable under this Act, and the Minister may collect and receive such payment by the same remedies and procedures as are provided by this Act or the regulations for the collection and enforcement of the tax payable under this Act.

*
Amounts
in lieu
of tax

3. Subsection 1 of section 4 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 147, section 3, is further amended by adding at the end thereof "or that he is a registrant".
- 4.—(1) Subsection 1 of section 4a of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 147, section 4, is amended by inserting after "may" in the sixth line "stop and".

s. 4 (1),
amended

s. 4a (1),
amended

s. 4a (2),
amended

(2) Subsection 2 of the said section 4a is amended by inserting after "be" in the first line "stopped and".

s. 5,
amended

5.—(1) Section 5 of the said Act is amended by striking out "upon request therefor" in the second line.

s. 5,
amended

(2) The said section 5 is further amended by adding thereto the following subsection:

Respon-
sibility of
purchaser

(2) Upon the request of the Minister, every purchaser of fuel and every person in control of a motor vehicle that contains fuel shall furnish to the Minister proof that the fuel was purchased from a registrant or that tax has been paid on such fuel or that no tax was payable under this Act on such fuel.

s. 7 (2),
re-enacted

6. Subsection 2 of section 7 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 10, section 2, is repealed and the following substituted therefor:

Exception

(2) No registrant shall collect the tax imposed by this Act on fuel supplied by him to a registrant, unless the fuel is supplied by delivering it directly into the fuel tank of a motor vehicle licensed or required to be licensed under *The Highway Traffic Act*, or unless the registrant to whom the fuel is supplied is required or permitted by this Act or the Minister to pay the tax imposed by this Act.

R.S.O. 1970,
c. 202

s. 10b (1),
amended

7.—(1) Subsection 1 of section 10b of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 147, section 7, is amended by inserting after "in" in the second line "subsection 8 of section 2 or in".

s. 10b (2),
amended

(2) Subsection 2 of the said section 10b is amended by inserting after "under" in the first line "subsection 8 of section 2 or under" and by inserting after "collected" in the sixth line and in the seventh line "or paid".

ss. 16a, 16b,
enacted

8. The said Act is amended by adding thereto the following sections:

Investi-
gations

16a.—(1) Any person thereunto authorized by the Minister for any purpose related to the administration or enforcement of this Act or the regulations may at all reasonable times enter and examine any motor vehicle containing fuel or enter into any premises where any business is carried on or any property is kept or anything is done in connection with any business or where any books or records are or should be kept pursuant to this Act or the regulations, and may,

- (a) audit or examine the books, records, accounts, vouchers, letters, telegrams or other documents that relate or may relate either to the information that is or should be in the books or records or to the amount of tax that is or should be collected, payable or remitted under this Act or the regulations;
- (b) examine any fuel or motor vehicle or the property described by an inventory or any property, process or matter, an examination of which may, in his opinion, assist him in determining the accuracy of any inventory or in ascertaining the information that is or should be in the books or records or the amount of any tax payable under this Act or that should be remitted or collected under this Act or the regulations;
- (c) require a purchaser, retailer, wholesaler, importer, registrant or an operator of a motor vehicle liable to collect or pay or considered possibly liable to collect or pay tax under this Act or, if such purchaser, retailer, wholesaler, importer, registrant or operator is a partnership or corporation, require a partner or the president, manager, secretary or any director, agent or representative thereof or any other person on the premises of such purchaser, retailer, wholesaler, importer or registrant or in the motor vehicle of such operator to give him all reasonable assistance with his audit or examination and to answer all questions relating to the audit or examination either orally or, if he so requires, in writing, on oath or by statutory declaration, and for that purpose require such person to attend at the premises with him; and
- (d) if during the course of an audit or examination it appears to him that there has been a contravention of this Act or the regulations, seize and take away any of the records, books, accounts, vouchers, letters, telegrams and other documents and retain them until they are produced in any court proceedings.

(2) The Minister may, for any purpose related to the administration or enforcement of this Act or the regulations, by registered letter or by a demand served personally, require from any purchaser, retailer, wholesaler, importer, registrant, or from the owner or operator of a motor vehicle, or if any of them is a partnership or corporation, from a partner or the president, manager, secretary or any director, agent or representative thereof, ^{Idem}

- (a) any information or a return as required under this Act or the regulations; or
- (b) production or production on oath of any books, letters, accounts, invoices, statements, financial or otherwise, or other documents,

within such reasonable time as is stipulated therein.

Idem

(3) The Minister may, for any purpose related to the administration or enforcement of this Act or the regulations, with the approval of a judge of the Supreme Court, which approval the judge is hereby empowered to give upon *ex parte* application, authorize in writing any officer of the Ministry of Revenue, together with such members of the Ontario Provincial Police Force or other peace officers as he calls upon to assist him and such other persons as are named therein, to enter and search, if necessary by force, any building, receptacle or place, or any motor vehicle containing fuel, for documents, books, records, papers or things that may afford evidence as to the contravention of any provision of this Act or the regulations and to seize and take away any such documents, books, records, papers or things and retain them until they are produced in any court proceedings.

Production of evidence to prove tax payable by another person

(4) The Minister may, by registered letter or by a demand that is served personally, require the production, under oath or otherwise, by any person, partnership, syndicate, trust or corporation, or by his or its agent or officer, of any letters, accounts, invoices, statements, financial or otherwise, books or other documents in the possession or in the control of such person, partnership, syndicate, trust or corporation or of his or its agent or officer for the purpose of determining what tax, if any, is collectable or payable under this Act by any purchaser or registrant, and production thereof shall be made within such reasonable time as is stipulated in such registered letter or demand.

Copies

(5) Where a book, record or other document has been seized, examined or produced under this section, the person by whom it is seized or examined or to whom it is produced, or any officer of the Ministry of Revenue, may make, or cause to be made, one or more copies thereof, and a document purporting to be certified by the Minister or a person thereunto authorized by the Minister to be a copy made pursuant to this section is admissible in evidence and has the same probative force as the original document would have had if it had been proved in the ordinary way.

(6) No person shall hinder or molest or interfere with any person doing anything that he is authorized by this section to do, or prevent or attempt to prevent any person doing any such thing. Compliance

(7) Notwithstanding any other law to the contrary, every person shall, unless he is unable to do so, do everything that he is required by this section to do. Idem

(8) Every person who contravenes this section or who fails to provide any information or make any return requested under this section is guilty of an offence and on summary conviction is liable to a fine of \$50 for each day during which the offence continues. Offence

16b.—(1) Every person carrying fuel in a motor vehicle that is equipped to carry more than 40 gallons of fuel in a tank other than the fuel tank of the motor vehicle, and the operator of every such motor vehicle, shall, when requested by the Minister or any person authorized by the Minister, provide any or all of the following information, Information on bulk shipments of fuel

- (a) the name and address of any person from whom the fuel being carried was obtained, and the name and address of any person to whom the fuel so obtained was delivered or is to be delivered;
- (b) the quantity of fuel delivered or to be delivered to any person; or
- (c) the use or intended use, if known, to be made of any fuel delivered or to be delivered from such motor vehicle,

and where no written evidence substantiating such information is available at the time that the request is made, the person to whom the request is made shall orally supply the information and may be required to certify in writing any of such oral statements.

(2) Where the information required to be furnished by subsection 1 is not given, or where the information that is furnished is false, the motor vehicle may be detained by the Minister until the information is provided or until the true information is provided, and during any such detention, the Crown shall not be liable for any damages to the motor vehicle or to its owner or operator or otherwise that may occur or be alleged to occur by reason of the detention of the motor vehicle pending the furnishing of the information required by subsection 1 or the furnishing of accurate information as required by subsection 1. Detention of motor vehicle

s. 21,
amended

9. Section 21 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 147, section 11 and 1975, chapter 10, section 7, is further amended by adding thereto the following subsections:

Idem

(2) The Lieutenant Governor in Council may make regulations establishing a system of registration for the purposes of this Act, and,

- (a) requiring persons who buy, sell, deal in, consume or refine any fuel, including fuel for the heating of homes and buildings, to become registrants under this Act for the purpose of accounting for, collecting or facilitating the administration of the tax imposed by this Act;
- (b) prescribing classes of registrants, the conditions and restrictions affecting any prescribed class of registrant, and the method of collecting or paying the tax imposed by this Act to be followed by any prescribed class of registrant;
- (c) prescribing the information, returns and records to be given, made or kept by any registrant or class of registrants;
- (d) requiring the registration of the operators of commercially-used motor vehicles that consume or carry fuel and that are not vehicles operated exclusively for pleasure or recreation;
- (e) exempting any person or class of persons from the application of subsection 2 of section 2.

Idem

(3) The Minister may make regulations prescribing any form required by this Act or the regulations or that, in his opinion, will assist in the administration of this Act, and prescribing how and by whom any form shall be completed and what information it shall contain.

Idem

(4) A regulation, other than a regulation made under subsection 2, is, if it so provides, effective with reference to a period before it was filed.

Commence-
ment

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

Short title

11. The short title of this Act is *The Motor Vehicle Fuel Tax Amendment Act, 1977*.



An Act to amend
The Motor Vehicle Fuel Tax Act

1st Reading

June 27th, 1977

2nd Reading

July 6th, 1977

3rd Reading

July 6th, 1977

THE HON. MARGARET SCRIVENER
Minister of Revenue



