

THE CORPORATION OF THE CITY OF BROCKVILLE

BY-LAW 76-94

A BY-LAW OF THE CITY OF BROCKVILLE TO IMPLEMENT THE  
MUNICIPAL STRATEGY FOR ABATEMENT (MISA) STARTUP  
PROGRAM.

WHEREAS pursuant to section 210.150 of the Municipal Act, R.S.O. 1990, c.M45 amended, the council of a local municipality may pass bylaws for prohibiting, regulating and inspecting the discharge of any gaseous, liquid or solid matter into land drainage works, private branch drains and connections to any sewer, sewer system or sewage works for the carrying away of domestic sewage or industrial wastes or both, whether connected to a treatment works or not.

WHEREAS the City is compelled by Provincial Regulations to monitor its sewers and contributing facilities to ensure compliance with the Sewer Use By-Law.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BROCKVILLE ENACTS AS FOLLOWS:

1. DEFINITIONS:- (In this section),

(a) "municipality" means a municipality as defined in the  
Municipal Affairs Act.

2. THAT the Misa Startup Program be undertaken including the purchase of equipment required by the City to undertake and enforce monitoring protocols.

3. THAT the estimated cost of the said undertaking is Three Hundred Thousand Dollars (\$300,000.)

	<u>CITY</u>	<u>TOTAL</u>
<u>Phases I, II, III</u>	<u>\$ 300,000.</u>	<u>\$ 300,000.</u>
<u>TOTAL</u>	<u>\$ 300,000.</u>	<u>\$ 300,000.</u>

4. THAT the Treasurer of the Corporation be and is hereby authorized to expend the sum of Three Hundred Thousand Dollars (\$300,000.) for the purposes aforesaid provided that funding for each phase of the said undertaking be separately authorized by Council in the approved Capital Budget of the Municipality.

5(a) THAT the Mayor and Treasurer of the Corporation are hereby authorized to obtain from any bank or banks or other lenders, temporary advances at a borrowing rate not exceeding the banks prime lending rate to Municipalities, by way of a promissory note or notes or otherwise but not to exceed the sum of Three Hundred Thousand Dollars (\$300,000.) being the total estimated cost of the said works, until and pending completion of said works provided that each phase of the said undertaking be separately authorized in the approved Capital Budget of the Municipality.

5(b) THAT a promissory note or notes or other vouchers sealed with the seal of the Corporation and signed on behalf of the Corporation by the Mayor and Treasurer be given to the bank or banks or other lenders for advances obtained on the authority of this instrument and providing for repayment of said advances with interest thereon.

5(c) THAT the Treasurer of the Corporation is hereby directed and authorized to apply in payment of said advances with interest thereon all monies borrowed on the credit of the Corporation to defray the cost of the said works and all monies from other sources properly applicable to the cost of said works.

5(d) THAT the Treasurer of the Corporation is hereby authorized to approve for payment additional expenditures for the said capital project, from contingency funds allocated for this purpose, subject to the following conditions and limitations;

1. That the request for the additional expenditure is submitted by the Director of Engineering in writing to the City Treasurer; and
2. That the approval of the Chief Administrative Officer has been obtained for the requested additional expenditure; and
3. That the amount of the additional expenditure shall not exceed Ten Percent (10%) of the approved capital project cost; and
4. That the amount of the additional expenditure approved as aforesaid shall not exceed the greater of the balance remaining in the contingency fund or the amount that Ten Percent is of the approved capital project cost providing that this amount is no greater than Twenty-Five Percent (25%) of the contingency funds available.

6. THAT the Certificate of the Treasurer and the Project Manager's report, Schedules A and B of this by-law. shall be read with and form part of this by-law.

7. THAT By-Laws 48-91 and 49-93 are repealed.

GIVEN UNDER THE SEAL OF THE CORPORATION OF  
THE CITY OF BROCKVILLE AND PASSED  
THIS 12th DAY OF April A.D. 1994

MAYOR

CLERK

SCHEDULE "A" FORMING PART OF BY-LAW 76-94  
TREASURER'S REPORT  
APPROVALS AND AVAILABILITY OF FUNDS

DATE OF REPORT: APRIL 12, 1994  
NAME OF PROJECT: MISA STARTUP PROGRAM  
ACCOUNT NO: C4060-EN08 PROJECT: CB1994 - 6.6

APPROVALS

STATUTORY AUTHORITY: Section 210.150, Municipal Act, c.M43,  
R.S.O.1990, amended

ESTIMATED LIFE OF ASSET: N/A LIFETIME OF WORK: 4 years

AMOUNT CONTAINED IN CAPITAL BUDGET FOR 1994: \$50,000.

AVAILABILITY OF INTERIM FINANCING: Bank Loan or Loan from Reserve Funds

	<u>FINANCING</u>	
(1) <u>ESTIMATED COST OF PROJECT:</u>	IN 1994 PHASE III	\$ 50,000.
	INTEREST COST	

(1) <u>TOTAL ESTIMATED COST OF PHASE III:</u>	\$ 50,000.
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(2)

	<u>REVENUES:</u>	
CONTRIBUTION FROM CURRENT: 1994		\$ 25,000.
CONTRIBUTION FROM CAPITAL PROJECT C4060-E350		\$ 25,000.
SHORT TERM LOANS:SOURCE:		\$
MISCELLANEOUS CONT:		\$

OWN SOURCE FUNDS AND SUBSIDIES IN 1994 CAPITAL BUDGET: \$ 50,000.

AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	\$
AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	\$
<u>TOTAL DEBENTURES TO BE ISSUED:</u>		<u>\$ NIL</u>

I hereby certify that the above indicated sources of funds are eligible, approved, and will be made available for the undertaking of this project subject to the restrictions imposed by any Ministry or Regulatory Agency as it pertains to the purpose(s) intended.

  
TREASURER

NOTE: This certificate is contingent on all the above documentation, approvals, and required certificates being on hand and complete in every respect prior to the commencement of the undertaking.

SCHEDULE "B" FORMING PART OF BY-LAW \_\_\_\_\_  
THE CORPORATION OF THE CITY OF BROCKVILLE

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DATE: 1994 04 12

PROJECT NO: CB1994 - 6.6  
ACCOUNT NO: C4060-EN08

REPORT OF THE PROJECT MANAGER  
ON THE CAPITAL PROJECT

NAME OF PROJECT: MISA START-UP EQUIPMENT

TO THE COUNCIL OF THE CITY OF BROCKVILLE:

GENTLEMEN and LADIES:

I wish to report as follows on the subject project:

1. Description of the Undertaking:

MOEE will be mandating that municipalities enforce the industrial compliance program. Project incorporates equipment required by the City to undertake and enforce monitoring protocols.

2. Estimated Cost:

	1994 Budget	Total Proposed Cost Estimate	Previously Adopted Cost Estimate
Construction: \$	50 000	\$ 300 000	\$ 300 000
Engineering : \$	-	\$ -	\$ -
Financing : \$	-	\$ -	\$ -
TOTAL: \$	50 000	\$ 300 000	\$ 300 000

3. Corporation's Statutory Authority to Proceed:

Municipal Act, Chapter M45, Section(s) 210.150, R.S. O. 1990 as amended.

4. Statutory Authority for Ontario Municipal Board Approval:

N/A

5. Other Approvals Required:

N/A

PROJECT MANAGERS REPORT  
PROJECT NO: CB1994 - 6.6  
ACCOUNT NO: C4060-EN08

PAGE 2 OF 2  
Date: 1994 04 12

6. Lifetime of Work:

2 years

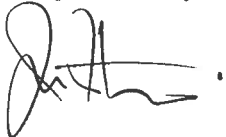
7. Recommended Funding:

	1994 Capital Budget	Total of Proposed Funding	Previously Adopted Funding
Reserve:	\$ 25 000	\$ 25 000	\$ -
Debenture:	\$ -	\$ -	\$ -
Contribution from Current:	\$ 25 000	\$ 275 000	\$ 300 000
Development Charges:	\$ -	\$ -	\$ -
TOTAL:	<u>\$ 50 000</u>	<u>\$ 300 000</u>	<u>\$ 300 000</u>

8. Method of Recovery

Mill rate on all rateable property \$275 000

Respectfully submitted



J. McIntosh, Director of Engineering