

Authority: Item 4, Committee of the Whole  
Report 01-016 (FCSO1048)  
CM: May 29, 2001

Bill No. 090

CITY OF HAMILTON

BY-LAW NO. 01-090

BEING A BY-LAW TO RAISE \$200,000 TO AID IN  
THE CONSTRUCTION OF DRAINAGE WORKS  
UNDER THE TILE DRAINAGE ACT IN THE CITY  
OF HAMILTON.

WHEREAS pursuant to the provisions of the City of Hamilton Act, 1999, on January 1, 2001, the former municipalities of the City of Hamilton, the City of Stoney Creek, the Town of Ancaster, the Town of Flamborough, the Town of Dundas and the Township of Glanbrook and the Regional Municipality of Hamilton-Wentworth (hereinafter collectively referred to as the "Former Municipalities") amalgamated to become the City of Hamilton;

AND WHEREAS also pursuant to the provisions of the City of Hamilton Act, 1999 every by-law or resolution of a Former Municipality that was in force on December 31, 2000 shall be deemed to be a by-law or a resolution of the City Council on January 1, 2001 and remains in force in respect of the part of the municipal area to which it applied on December 31, 2000 until it expires or is repealed or amended to provide otherwise;

AND WHEREAS prior to January 1, 2001 the Former Municipalities had passed borrowing by-laws under the authority of Section 2 of the Tile Drainage Act (the "Act");

AND WHEREAS it is considered desirable the City of Hamilton enact a new by-law under the authority of Section 2 of the Act for the purpose of any future borrowings:

NOW THEREFORE, be it enacted by the Council of the City of Hamilton as follows:

1. No further borrowing will be permitted under the following by-laws:

- |                  |                   |
|------------------|-------------------|
| (a) Stoney Creek | By-law No.3068-71 |
| (b) Ancaster     | By-law No.83-130  |
|                  | By-law No. 88-17  |
|                  | By-law No. 92-57  |

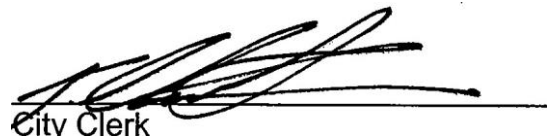
- (c) Flamborough                      By-law No. 82-77-T  
    By-law No. 8546-T
- (d) Glanbrook                         By-law No. 332-86  
    By-law No. 445-91
- (e) Regional Municipality  
    of Hamilton-Wentworth      By-law No. R88-108  
    By-law No. R77-173  
    By-law No. R85-095  
    By-law No. R85-96  
    By-law No. R97-083

2. The City may from time to time, subject to the provisions of this by-law, borrow on the credit of the City such sums not exceeding in the whole \$200,000, as may be determined by the Council, and may in the manner hereinafter provided, issue debentures of the City for the amount so borrowed as provided in the Act payable to the Minister of Finance at the Parliament Buildings, Toronto, which debentures shall reserve the right to prepay the whole or any part of principal and interest owing at the time of such prepayment.
3. Where an application for a loan under the Act is approved by the Council and an Inspector of Drainage has filed with the Clerk an Inspection and Completion Certificate, the Council may include a sum, not exceeding the lesser of the amount applied for or 75 percent of the total cost of the drainage work (rounded down to the nearest \$100) with respect to which the loan is made, in a debenture payable to the Minister of Finance in accordance with the Act and may approve of the City lending the said sum to the applicant.
4. A special annual rate shall be imposed, levied and collected over and above all other rates upon the land in respect of which the money is borrowed, sufficient for the payment of the principal and interest as provided by the Act.

PASSED and enacted this 29th day of May, 2001.



Acting Mayor



City Clerk