

Ordinance No. *72*.....

An ordinance providing for the improvement of Elm Street from a point 4 1/2 feet south of the center line of Third Street to a point 4 1/2 feet south of the center line of Fourth Street.

WHEREAS due and legal notice of the determination and intention of the Common Council of the City of Warrenton to make the improvement above specified has been given as appears from the proof of posting notices, as required by Charter on file with the Auditor and Police Judge, and the Committee on Streets and Public Ways has made estimates of the costs and expenses of constructing said improvement and specifications for the proposed work, and no remonstrance has been filed against said improvement;

THEREFORE THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:-

Section I. That Elm Street from a point 4 1/2 feet south of the center line of Third Street to a point 4 1/2 feet south of the center line of Fourth Street be and it is hereby ordered improved as follows:-

By planking the same on the present grade through the middle thereof, *3" x 1 1/2"* which shall be laid and nailed on *four stringers* with fir planks 9 feet long, 3" x 6"; one stringer shall be placed at each end of the width of the improvement and the other two at equal distance apart between the ends of the planks.

Section 2. That the Committee on Streets and Public Ways be, and the same is hereby authorized and directed to advertise for bids for the construction of said improvement and to report the same to the Council and upon the acceptance of the lowest bid by the Council to enter into contract with such bidder for the construction of the said improvement.

Section 3. The contract shall provide that such improvement shall be constructed and completed to the satisfaction of the Committee on Streets and Public Ways, and that said improvement shall be completed on or before the *7th* day of *February* 1912, unless the time be extended by ordinance, and for each day delay in the completion of said improvement, unless extended, the contractor shall forfeit and pay to the City of Warrenton as stipulated damages, the sum of \$ *300*.....

Section 4. That said improvement shall be made strictly as provided by the plans and specifications filed with the Auditor and Police Judge by the Committee on Streets and Public Ways and in accordance with this ordinance, and the contractor shall have full charge of the work and shall be responsible for all accidents and injuries occurring upon the street during the progress of the work and save the City harmless from all damages on account of any injury to any person happening upon the said portion of said street while in the course of construction.

Section 5. That payments shall be made in warrants of the City of Warrenton, upon a special fund constituted to defray the costs and expenses of the said improvement, and that payment shall be made within ninety days from the time the improvement shall be accepted. The contractors shall be required to give bond with two or more sureties in the penal sum of \$ *200*.....conditioned for the faithful performance of the contract.

Section 6. That planking and timbers upon any portion of said street after the same is taken up by the contractor will be removed by the City of Warrenton, and all ~~said~~ old planking and timbers not required by the City and all rubbish upon the streets after the improvement is completed, shall be removed by the contractor.

Passed the Common Council this *24<sup>th</sup>* day of *November*.....1811.  
Approved this *8<sup>th</sup>* day of *November*.....1811.



Attest:

*John Evenden*

.....  
Auditor and Police Judge of the City of Toronto.

*G. D. Murray*  
.....  
Mayor of the City of Toronto.