

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 10233

A by-law to provide for the establishment of a sanitary sewer specified area; to authorize the construction of sanitary sewer main and related appurtenances and service connections on Marine Drive, from 134A Street to 136 Street and to authorize the operation and maintenance of such system; to authorize the acquisition of all appliances, equipment, materials, real property, easements and rights of way required, therefore, in and for the special benefit of a specified area of the Municipality; to define such area; and to determine that a portion of the cost of the said works and service shall be borne by the owners of real property within such defined area.

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WHEREAS Council has been petitioned to construct a sewer main on Marine Drive, from 134A Street to 136 Street, under Section 658 of the "Municipal Act" being Chapter 290, R.S.B.C., 1979, and any amendments thereto;

AND WHEREAS the Clerk has certified that the petition is sufficient;

AND WHEREAS it is deemed expedient to grant the prayers of the petitioners in the manner hereinafter provided;

AND WHEREAS pursuant to the Municipal Act, "Surrey Sewer Rates and Extension Regulation By-law, 1964, No. [2240](#)" provides that where sewer system expansion towards which the Corporation bears any portion of the cost thereof, such costs shall be recoverable in part or whole from each of the existing as well as future parcels of land that will be served by the sewer system expansion.

NOW THEREFORE, the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. That a sanitary sewer main, together with the necessary related appurtenances and service connections hereinafter defined as "the Works", be constructed on Marine Drive, from 134A Street to 136 Street, as a Local Improvement under Section 651 and Section 694 of the "Municipal Act" being Chapter 290, R.S.B.C., 1979, and any amendments thereto.

The specified area of the Municipality for the special benefit of which the Works are to be established, operated and maintained, is defined as comprising those lands within the Corporate boundaries as outlined in the attached

Schedule A which is appended hereto as part of this By-law and further identified in Schedule "B" also appended hereto as part of this By-law.

2. That the Municipal Engineer is hereby directed to prepare the necessary plans and specifications for the works herein authorized and to carry out the Works or to provide the specifications necessary for the preparation of a contract to construct the Works, or any part thereof.
3. The Works shall be carried out under the supervision and according to the directions of the Municipal Engineer.
4. The Mayor and Municipal Clerk are authorized to cause a contract for the construction of the Works to be made and entered into with some person or persons, firm or corporation, subject to the approval of this Council to be declared by resolution.
5. The Municipal Treasurer may, subject to the approval of the Municipal Council, agree with any Bank or person for temporary advances of money to meet the cost of the Works pending the completion of it.
6. The special assessment charge or rate for those properties identified in the attached Schedule "B" and listed under Part 1 - Properties Participating in Local Improvement shall be paid by fifteen (15) annual installments and shall be levied pursuant to the provisions of Section Five (5)(b) of "Local Improvement Cost Sharing By-law, 1970, No. [3250](#)," as amended from time to time.
7. The Corporation's proportionate capital cost towards servicing future parcels of land that will be served by the Works shall be recovered as a "specified charge" as identified in the attached "Schedule B" which charge shall incur an annual financing charge of eleven (11) percent per annum calculated on the balance owing and added on annually until it is paid in full or for a period of ten years whichever occurs first.
8. The Debentures to be issued for the loan to be effected to pay for the cost of the works when completed shall bear interest and be made payable within fifteen (15) years on the installment plan.
9. The Municipal Clerk is hereby directed to prepare a frontage tax assessment roll for each of the hereinbefore mentioned works.
10. For the proposed Works, each existing as well as future parcel benefitting from or abutting the Works shall be deemed to have the same specified taxable frontage of 20 (twenty) metres.
11. Any person whose parcel of land is specially assessed or charged may commute for a payment in cash the special rates imposed thereon, by paying the portion of the cost of construction assessed upon such lot, without interest, forthwith after the special assessment roll has been confirmed and authenticated by a Court of Revision.
12. In regard to this Local Improvement Project specified area and by-law herein, the Municipal Engineer has compiled the report and estimate as shown in the attached "Schedule C" which is appended hereto as part of this By-law.

13. This By-law may be cited for all purposes as "Local Improvement Sewer Main Construction By-law, 1989, No. 10233."

PASSED FIRST AND SECOND READINGS by the Municipal Council on the 2nd day of October, 1989.

PASSED THIRD READING by the Municipal Council on the 26th day of March, 1990.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 2nd day of April, 1990.

_____MAYOR

_____CLERK

FILE: 4787-717 BY-LAW NO. 10233

**ACTUAL CONSTRUCTION COSTS AS REPORTED BY
TREASURY DEPARTMENT, MARCH 21, 1991, AND
CALCULATED BY THE ENGINEERING DEPARTMENT**

RE: Sanitary Sewer Extension - Marine Drive; 134A St. to 136 St.

- (a) The cost of the work(s) \$69,077.70
- (b) Total number of properties to be included 24
in the scheme (21 existing plus 3 future)
- (c) The 100% cost per property is \$2,875
- (d) Cost Distribution: \$2,878.24

Existing Lots (Twenty-one)

- . Cost apportioned to existing properties \$60,442.99

- . Municipal contribution (50%) per lot
for pollution clean up - 21 lots \$30,221.49

- . Owners' portion of the total cost \$30,221.49

- . Net cost per property owner \$1,439.12

- . With 20m taxable frontage for each of the
21 properties cost per taxable metre frontage \$71.96

- . Amortized over 15 years @ 11% the annual
cost per property connection is \$200.13

- . Annual cost per taxable metre frontage \$10.0065

Future Lots (Three)

- . Cost chargeable to future lots but borne \$8,625
initially by the Municipality

- . Charge per connection (1990) \$2,875

Charge together with annual interest of 11%
to be payable at the time of application
for connection

- (e) The life time of the work is estimated to be 40 years

- (f) Remaining unallocated L.I.P. funds prior to \$664,700
approval of this project

Colin S. Wright, P.Eng.
Deputy Municipal Engineer

