

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 11312

A by-law to authorize the installation of storm sewers on both sides of 136A Street between 96 Avenue and 97A Avenue, on both sides of 137 Street between 96 Avenue and 97A Avenue and on both sides of 97A Avenue from 137 Street to King George Highway

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WHEREAS pursuant to Section 651 of the "Municipal Act", RSBC, 1979, the Municipal Council may proceed to undertake a work as a local improvement, without petition, on the initiative of the Municipal Council;

AND WHEREAS the Municipal Council of The Corporation of the District of Surrey has decided to undertake the works more particularly hereinafter set forth on such initiative plan;

AND WHEREAS the Council pursuant to such intention did publish and serve upon the owners of the parcels of land liable to be specially assessed a notice of such intention;

AND WHEREAS a majority of the owners of such parcels of land representing at least one-half of the value of the parcels of land liable to be so specially assessed did not petition the Council not to proceed with such works;

AND WHEREAS the Council has accordingly decided to proceed with the said works and to undertake the same as a local improvement;

NOW THEREFORE, the Municipal Council of The Corporation of the District of Surrey, in open meeting assembled, enacts as follows:

1. Pursuant to the provisions of Division (1) of Part 16 of the "Municipal Act", the following works are to be undertaken as a local improvement:

That storm sewers be installed on:

- (a) both sides of 136A Street: 96 Avenue to 97A Avenue;
- (b) both sides of 137 Street: 96 Avenue to 97A Avenue;
- (c) both sides of 97A Avenue: 137 Street to King George Highway

2. 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 Municipal Engineer has compiled the following report and estimate in regard to this Local Improvement Project:

## ENGINEER'S REPORT

### LOCAL IMPROVEMENT - PUBLIC WORKS

#### **Storm sewer installation by initiation**

Pursuant to Section 662 (1) of the Municipal Act, I wish to advise in regard to the following work resolved to be undertaken as a local improvement:

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LOCATION: 136A Street: 96 Avenue to 97A Avenue

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(a) The estimated frontage and flankage 448m

(b) The estimated taxable frontage  
and flankage 219m

(c) The estimated taxable frontage  
for storm sewer purposes 93m

(d) Estimated cost of the work(s) \$59,214

(e) Owner's cost per metre of taxable  
frontage set by By-law [3250](#) \$91.45

(f) Annual owner's cost per taxable  
metre, if amortized over 10 years  
@ 11% \$15.50

(g) Estimated owner's share of the  
total cost \$8,505

- (h) Estimated municipal share of  
the total cost \$50,709
- (i) Estimated lifetime of the work 20 years

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

## ENGINEER'S REPORT

### LOCAL IMPROVEMENT - PUBLIC WORKS

#### **Storm sewer installation by initiation**

Pursuant to Section 662 (1) of the Municipal Act, I wish to advise in regard to the following work resolved to be undertaken as a local improvement:

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LOCATION: 137 Street: 96 Avenue to 97A Avenue

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- (a) The estimated frontage and flankage 251m
- (b) The estimated taxable frontage  
and flankage 222m
- (c) The estimated taxable frontage  
for storm sewer purposes 142m
- (d) Estimated cost of the work(s) \$44,625
- (e) Owner's cost per metre of taxable  
frontage set by By-law [3250](#) \$91.45
- (f) Annual owner's cost per taxable  
metre, if amortized over 10 years  
@ 11% \$15.50
- (g) Estimated owner's share of the

total cost \$12,986

(h) Estimated municipal share of  
the total cost \$31,639

(i) Estimated lifetime of the work 20 years

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

## ENGINEER'S REPORT

### LOCAL IMPROVEMENT - PUBLIC WORKS

#### **Storm sewer installation by initiation**

Pursuant to Section 662 (1) of the Municipal Act, I wish to advise in regard to the following work resolved to be undertaken as a local improvement:

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LOCATION: 97 Avenue: 137 Street to King George Highway

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(a) The estimated frontage and flankage 278m

(b) The estimated taxable frontage  
and flankage 191m

(c) The estimated taxable frontage  
for storm sewer purposes 130m

(d) Estimated cost of the work(s) \$32,385

(e) Owner's cost per metre of taxable  
frontage set by By-law [3250](#) \$91.45

(f) Annual owner's cost per taxable

metre, if amortized over 10 years

@ 11% \$15.50

(g) Estimated owner's share of the  
total cost \$11,889

(h) Estimated municipal share of  
the total cost \$20,497

(i) Estimated lifetime of the work 20 years

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

4. The works shall be carried out under the superintendence and according to the directions of the Municipal Engineer.

5. The Mayor and Municipal Clerk are authorized to cause a contract for the construction of the work 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.

6. The Treasurer may, subject to the approval of this Council, agree with any Bank or person for temporary advances of money to meet the cost of the work pending the completion of it.

7. The special assessment shall be paid by ten (10) annual instalments and shall be levied in pursuance of the provisions of Section Two (2) of "Local Improvement Cost Sharing By-law, 1970, No. [3250](#)," as amended from time to time.

8. The Debentures to be issued for the loan to be effected to pay for the cost of the work when completed shall bear interest and be made payable within ten (10) years on the instalment 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 purpose of the preparation of such frontage tax assessment roll, the Municipal Clerk shall be governed by the following regulations:

(a) A regularly shaped parcel of land shall be a parcel of land not abutting on more than one street and being rectangular in shape.

(b) Where similar works are provided by local improvement by-law on both sides of a parcel, 35% of the taxable metre flankage shall be deemed to be the taxable metre flankage.

(c) Where a similar work is not provided by local improvement by-law on the frontage, 65% of the taxable metre flankage shall be deemed to be the taxable metre flankage.

(d) Where works on a flanking street are provided by local improvement by-law at a taxable metre flankage levy at 65%, the taxable metre frontage shall be adjusted later so as to reflect the charges under (a) above.

(e) For a triangular or irregularly shaped parcel of land; a parcel of land wholly or in part unfit for building purposes; or a parcel of land which does not abut on the work or highway, but is nevertheless deemed to abut on the work, the taxable frontage shall be the distance fixed by the Municipal Clerk, who, in fixing the distance, shall have due regard to the condition, situation, value and superficial area of the parcel compared with other parcels of land, or to the benefit derived from the work or service, to bring the frontage tax, when imposed, to a fair and equitable basis.

11. Any person whose parcel of land is specially assessed 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. This By-law may be cited for all purposes as "Local Improvement Construction By-law (5003-622), 1992, No. 11312"

PASSED THREE READINGS by the Municipal Council on the 25th day of May, 1992.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 1st day of June, 1992.

\_\_\_\_\_MAYOR

\_\_\_\_\_CLERK