

THE CORPORATION OF THE DISTRICT OF SURREY

BY-LAW NO. 10359

A by-law to authorize the construction of
sanitary sewer main and related
appurtenances and service connections on
140 Street from 78A Avenue to 79
Avenue.

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WHEREAS pursuant to Section 651 of the "Municipal Act", Chapter 290, R.S.B.C., 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. That a sanitary sewer main, together with the necessary related appurtenances and service connections, be constructed on 140 Street from 78A Avenue to 79 Avenue, pursuant to the provisions of Section 651 of the "Municipal Act" being Chapter 290, R.S.B.C., 1979 and any amendments thereto.
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 superintendence 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 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 works pending the completion of it.
6. The special assessment shall be paid by fifteen (15) annual installments and shall be levied in pursuance of 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 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 instalment plan.
8. The Municipal Clerk is hereby directed to prepare a frontage tax assessment roll for each of the hereinbefore mentioned works.
9. 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

OFFICE: 4789-914 BY-LAW NO. 10359

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

RE: Sanitary Sewer Extension for Pollution Clean Up on 140 Street from #7831 to 79 Avenue

- (a) Actual frontage and flankage reported by the

Municipal Clerk 177.5m

- (b) Taxable frontage reported by the Collector
or some other person appointed by Council 80.0m
- (c) Taxable frontage for sanitary sewer purposes 80.0m
- (d) The cost of the work(s) is \$28,715
- (e) The Municipal share of the total is \$15,793.25
- (f) The owner's share is \$12,921.75
- (g) The cost per metre of taxable frontage is \$161.52
- (h) The life time of the work is estimated to be 40 years
- (i) Amortized over 15 years @ 11% the annual
cost per metre taxable frontage is \$22.46
- (j) Remaining unallocated prior to approval of this \$622,000
project

12. This By-law may be cited for all purposes as "Local Improvement Sewer Main Construction By-law, 1990, No. 10359."

PASSED THREE READINGS by the Municipal Council on the 8th day of January, 1990.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 22nd day of January, 1990.

_____MAYOR

_____CLERK

