

BYLAW NO. 426/04

**BEING A BYLAW OF THE
MUNICIPAL DISTRICT OF MACKENZIE NO. 23,
IN THE PROVINCE OF ALBERTA,**

**TO APPROVE A LOCAL IMPROVEMENT CHARGE
FOR CURB, GUTTER AND SIDEWALKS
ON SPECIFIC PROPERTIES WITHIN THE MUNICIPALITY**

WHEREAS, under the authority and pursuant to the provisions of the Municipal Government Act, Revised Statutes of Alberta, 2000, Chapter M-26, the municipality has authority to issue local improvement charges; and

WHEREAS, the Council of the Municipal District of Mackenzie No. 23 in the Province of Alberta has deemed it advisable to charge a local improvement charge to specific locations,

NOW THEREFORE, the Council of the Municipal District of Mackenzie No. 23 in the Province of Alberta, duly assembled, enacts as follows:

1. That the estimated sum of One Hundred Fifteen Thousand Dollars (\$115,000.00) is required to construct curb, gutter and sidewalk along 93 Avenue from west boundary of Lot 22, Block 1, Plan 032 3177 to 101 Street, along 101 Street from 93 Avenue to south boundary of Lot 17, Block 2, Plan 032 3177 and along 101 Street from northern boundary of Lot 5, Block 4, Plan 032 3177 to 87 Avenue and along 87 Avenue from 101 Street to 6.0 meters west of the west boundary of Lot 9, Block 6, Plan 032 3177 in the Hamlet of La Crete. The portion of the project subject to the local improvement charge is approximately One Hundred Fifteen Thousand Dollars (\$115,000.00) or 100% of the estimated sum. This 100% portion will be collected by way of special assessment as herein provided in Schedule A, attached.
2. That Council of the Municipality has given proper notice of intention to undertake and complete the construction of curb, gutter and sidewalk along 93 Avenue from west boundary of Lot 22, Block 1, Plan 032 3177 to 101 Street, along 101 Street from 93 Avenue to south boundary of Lot 17, Block 2, Plan 032 3177 and along 101 Street from northern boundary of Lot 5, Block 4, Plan 032 3177 to 87 Avenue and along 87 Avenue from 101 Street to 6.0 meters west of the west boundary of Lot 9, Block 6, Plan 032 3177 in the Hamlet of La Crete, and costs thereof to be assessed against abutting owners in accordance with the attached Schedule A. Council has not received any sufficiently signed or valid petition against the said proposal.
3. That funding to be provided under this by-law shall not exceed the sum of One Hundred Fifteen Thousand Dollars (\$115,000.00), and may be in any

denomination not exceeding the amount authorized by this by-law and shall be dated having regard to the date of the borrowing.

4. The funding shall bear interest, at a rate not exceeding ten per centum (10%), or the interest rate fixed from time to time by the Alberta Capital Finance Authority, per annum, payable annually.
5. The funding shall be issued in such manner that the principal and interest will be combined and made payable in, as nearly as possible, equal annual installments over a period of ten (10) years, in accordance with Schedule A, attached.
6. During the currency of the debenture there shall be raised annually for the payment of the owners' portion of the cost and interest thereon, by special assessment, the respective sums show as yearly payments on Schedule A hereto attached, and there is hereby imposed on lands fronting or abutting on that portion of the streets or places whereon the improvements are to be laid, a special assessment to cover the owners' portion of the cost of the said work and the interest thereon payable at the unit rate or rates set forth in said Schedule A. The said special assessment shall be in addition to all other rates and taxes.
7. All required approvals for the project have been obtained and the project is in compliance with all acts and regulations of the Province of Alberta.
8. That this bylaw shall come into force and take effect upon receiving third and final reading thereof.

First Reading given on the 6th day of April 2004.

"B. Neufeld" (signed)
Bill Neufeld, Reeve

"B. Spurgeon" (signed)
Barbara Spurgeon, Executive Assistant

Second Reading given on the 18th day of May 2004.

"B. Neufeld" (signed)
Bill Neufeld, Reeve

"B. Spurgeon" (signed)
Barbara Spurgeon, Executive Assistant

Third Reading and Assent given on the 18th day of May 2004.

"B. Neufeld" (signed)
Bill Neufeld, Reeve

"B. Spurgeon" (signed)
Barbara Spurgeon, Executive Assistant

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Schedule A

Curb, gutter and sidewalk along 93 Avenue from west boundary of Lot 22, Block 1, Plan 032 3177 to 101 Street, along 101 Street from 93 Avenue to south boundary of Lot 17, Block 2, Plan 032 3177 and along 101 Street from northern boundary of Lot 5, Block 4, Plan 032 3177 to 87 Avenue and along 87 Avenue from 101 Street to 6.0 meters west of the west boundary of Lot 9, Block 6, Plan 032 3177 in the Hamlet of La Crete.

1. Properties to be assessed:

<u>Plan</u>	<u>Block</u>	<u>Lot</u>	<u>Assessable Frontage</u>
032 3177	2	11	32.60
032 3177	2	12	27.01
032 3177	2	13	27.01
032 3177	2	14	27.01
032 3177	2	15	27.00
032 3177	2	16	27.01
032 3177	2	17	27.01
032 3177	1	22	43.40
032 3177	1	23	39.86
032 3177	1	24	39.29
032 3177	1	25	28.01
032 3177	1	26	28.01
032 3177	1	28	28.01
032 3177	1	29	28.01
032 3177	1	30	28.01
032 3177	1	31	28.01
032 3177	1	32	8.00
032 3177	4	5	31.65
032 3177	4	6	30.00
032 3177	6	4	30.00
032 3177	6	5	30.79
032 3177	6	6	38.83
032 3177	6	7	42.91
032 3177	6	8	33.21
032 3177	6	9	30.21

2.	Total Assessable Frontage	760.78 meters
3.	Total Assessment Per Front Meter Frontage	\$151.16
4.	Annual Unit Rate Per Front Meter of Frontage to be payable for a period of 10 years calculated at 4.02%.	\$18.66
5.	Total Yearly Assessment Against All Above Properties	\$14,192.58