

BYLAW NO. 310/02

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

**TO APPROVE
A LOCAL IMPROVEMENT CHARGE FOR ROAD IMPROVEMENTS
ON SPECIFIC PROPERTIES WITHIN THE MUNICIPALITY**

WHEREAS, under the authority and pursuant to the provisions of the Municipal Government Act, Statutes of Alberta, 1994, Chapter M-26.1, 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 for the purpose of constructing the road improvements on 100 Street between 176.74 meters south of 94th avenue and the northern boundary of Township Road 106-2, the estimated sum of \$ 2,940,000. The portion of the project subject to the local improvement charge is approximately \$560,000 of which 30% or \$168,000 will be collected by way of special assessment as herein provided in attached Schedule "A".
2. That Council of the Municipality has given proper notice of intention to undertake and complete the construction of the road improvements on 100 Street between 176.74 meters south of 94th avenue and the northern boundary of Township Road 106-2, and costs or portion of the costs thereof to be assessed against abutting owners in accordance with the attached Schedule "A" and no sufficiently signed and valid petition against the said proposal has been received by the Council.
3. That funding to be provided under this by-law shall not exceed the sum of one hundred and sixty eight thousand dollars (\$168,000), 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 Municipal Finance Corporation, 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 a accordance with the schedule 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 institutional, commercial and industrial 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. That this bylaw shall come into force and take effect upon receiving third and final reading thereof.

First Reading given on the 22nd day of May, 2002.

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

"E. Schmidt" (Signed)
Eva Schmidt,
Executive Assistant

Second Reading given on the 4th day of June, 2002.

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

"E. Schmidt" (Signed)
Eva Schmidt,
Executive Assistant

Third Reading and Assent given on the 4th day of June, 2002.

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

"E. Schmidt" (Signed)
Eva Schmidt,
Executive Assistant

Schedule "A" to By-law No. 310/02

Road Improvements on 100 Street between 176.74 meters south of 94th avenue and the northern boundary of Township Road 106-2.

1. Properties to be assessed:

ON	FROM	TO	SIDE	FRONTAGE
100 Street	176.74 meters south of 94 th avenue	Northern Boundary of Township Road 106-02	West	1,727.42 meters
100 Street	176.74 meters south of 94 th avenue	Northern Boundary of Township Road 106-02.	East	1,606.37 meters
			Total	3,333.79 meters

2. Total Assessable Frontage 3,333.79 meters

3. Total Special Assessment Against All Properties \$168,000

4. Total Assessment Per Front Meter Frontage \$50.39

5. Annual Unit Rate Per Front Meter of Frontage to be payable for period of 10 years calculated at 6%. \$6.85

6. Total Yearly Assessment Against All Above Properties \$22,825.82

7. Pursuant to Section 404 of the Municipal Government Act, parcels of land of a difference size or shape, or corner lots are assessed in the following manner:

The front meter of frontage for irregular shaped lots or parcels are calculated using the meters of the back property line as follows:

- Lot 1, Block 1, Plan 1160NY;
- Lots 34 and 35, Block 5, Plan 962 4008;
- Lots 1 and 9 (easterly portion), block 2, Plan 1160NY;
- Lots 1 and 9, Block 3, Plan 1160NY;
- Lot 5, Block 4, Plan 982 0781;
- Lot 1, Block 4, Plan 1160NY;
- Lot 1, Block 6, Plan 5232TR;

Schedule "A" to By-law No. 310/02

7. Continued

Lot 18, Block 5, Plan 902 0454;
Lots 1 and 7, Block 15, Plan 762 0383;
Northwest of section 10, Township 106, Range 15, West of 5th Meridian
north of plan 012 0063 and south of the southern boundary of Township
Road 106-2.