

BYLAW NO. 450/04

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

TO APPROVE A LOCAL IMPROVEMENT CHARGE FOR WATER SERVICING FROM 94TH AVENUE ALONG 94TH AND 95TH STREET TO 87TH AVENUE; FROM THE WEST SIDE OF PLAN 052 0560, BLOCK 5, LOT 1 ALONG 87TH AVENUE TO 93RD STREET; FROM 87TH AVENUE ALONG 93RD STREET TO 92ND AVENUE; FROM 94TH STREET ALONG 91ST AND 92ND AVENUE TO THE EAST SIDE OF PLAN 052 0560 BLOCK 05, LOT 08 IN THE HAMLET OF LA CRETE

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 Fifty Two Thousand Three Hundred Seventy Six Dollars (\$152,376.00) is required to construct water servicing along the Residential portion from 94th Avenue along 94th and 95th Street to 87th Avenue; from the west side Of Plan 052 0560, Block 5, Lot 1 along 87th Avenue to 93rd Street; from 87th Avenue along 93rd Street to 92nd Avenue; from 94th Street along 91st and 92nd Avenue to the East Side of Plan 052 0560, Block 05, Lot 08 in the Hamlet of La Crete. This amount 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, 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 be subject to the sum of One Hundred Fifty Two Thousand Three Hundred Seventy Six Dollars (\$152,376.00) or the actual project cost, whichever is greater, 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 in semi-annual or annual installments.

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 semi-annual or annual installments over a period of ten (10) years, in accordance with Schedule A, attached.
6. The proper officers of the Municipality are hereby authorized to issue debenture(s) on behalf of the Municipal District of Mackenzie for the amount and purpose as authorized by this by-law, namely the local improvement bylaw.
7. The Municipality shall levy and raise in each year municipal taxes sufficient to pay indebtedness.
8. 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.
9. 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.
10. That this bylaw shall come into force and take effect upon receiving third and final reading thereof.

First Reading given on the 8TH day of June 2004.

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

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

Second Reading given on the 8th day of February 2005.

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

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

Third Reading and Assent given on the 8th day of February 2005.

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

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

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Schedule A

Water Servicing along 94th Avenue for Residential Lots (Isaac Dyck's).

1. Properties to be assessed:

Plan	Block	Lot	Unit Rate Per Lot
992 0893	01	01	5,442.00
992 0893	01	02	5,442.00
992 0893	01	03	5,442.00
992 0893	01	04	5,442.00
992 0893	01	05	5,442.00
992 0893	01	07	5,442.00
992 0893	01	08	5,442.00
022 6056	02	02	5,442.00
022 6056	03	01	5,442.00
022 6056	03	03	5,442.00
022 6056	04	01	5,442.00
022 6056	04	02	5,442.00
022 6056	04	03	5,442.00
052 0560	04	04	5,442.00
052 0560	04	05	5,442.00
052 0560	04	06	5,442.00
052 0560	04	07	5,442.00
052 0560	04	08	5,442.00
052 0560	04	09	5,442.00
052 0560	01	09	5,442.00
052 0560	05	01	5,442.00
052 0560	05	02	5,442.00
052 0560	05	03	5,442.00
052 0560	05	04	5,442.00
052 0560	05	05	5,442.00
052 0560	05	06	5,442.00
052 0560	05	07	5,442.00
052 0560	05	08	5,442.00

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| 2. | Total Assessment Per Residential Lot | \$5,442.00 |
| 3 | Annual Unit Rate Per Lot to be payable for a period of 10 years calculated at 5.276%. | \$ 714.24 |
| 4 | Total Yearly Assessment against all above Properties | \$ 19,998.72 |

EFFECTIVE THIS EIGHTH DAY OF FEBRUARY 2005