

BYLAW NO. 449/04

**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 92ND STREET TO 95TH AVENUE; FROM 92ND STREET
ALONG 95TH AVENUE, 95TH STREET and 100TH AVENUE TO THE EAST SIDE OF
PLAN 042 4700, Block 2, Lot 13; ALONG 94TH STREET SOUTH OF 100TH AVENUE
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 Two Hundred One Thousand Three Hundred Fifty Four Dollars (\$201,354.00) is required to construct water servicing along the Residential portion from 94th Avenue along 92nd Street to 95th Avenue; from 92nd Street along 95th Avenue, 95th Street and 100th Avenue to the East Side of Plan 042 4700, Block 2, Lot 13; and along 94th Street south of 100th Avenue 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 Two Hundred One Thousand Three Hundred Fifty Four Dollars (\$201,354.00), 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-annually 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 debentures on behalf of the Municipal District of Mackenzie for the amount and purpose as authorized by the bylaw, 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 shown 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 14th day of December, 2004.

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

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

Third Reading and Assent given on the 14th day of December, 2004.

"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 (Frank Goertzen's) .

1. Properties to be assessed:

Plan	Block	Lot	UNIT PER LOT
032 5931	03	01	5,442.00
032 5931	03	02	5,442.00
032 5931	03	03	5,442.00
032 5931	03	04	5,442.00
032 5931	03	05	5,442.00
032 5931	03	06	5,442.00
032 5931	04	01	5,442.00
032 5931	04	02	5,442.00
032 5931	04	03	5,442.00
032 5931	04	04	5,442.00
032 5931	04	05	5,442.00
022 5319	01	02	5,442.00
022 5319	01	03	5,442.00
032 5939	01	04	5,442.00
032 5939	01	05	5,442.00
032 5931	02	05	5,442.00
032 5931	02	06	5,442.00
022 5319	02	01	5,442.00
022 5319	02	02	5,442.00
022 5319	01	06	5,442.00
022 5319	01	07	5,442.00
022 5319	01	08	5,442.00
022 5319	01	09	5,442.00
022 5319	02	03	5,442.00
022 5319	02	04	5,442.00
042 4700	01	10	5,442.00
042 4700	01	11	5,442.00
042 4700	01	12	5,442.00
042 4700	01	13	5,442.00
042 4700	01	14	5,442.00
042 4700	02	05	5,442.00
042 4700	02	06	5,442.00
042 4700	02	07	5,442.00
042 4700	02	09	5,442.00
042 4700	02	10	5,442.00
042 4700	02	12	5,442.00
042 4700	02	13	5,442.00

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	\$ 26,426.88