

**CITY OF PRINCE GEORGE**

**BYLAW NO. 6021**

A Bylaw of the City of Prince George to authorize the construction of works as a local improvement project and the borrowing of monies therefore under the provisions of Part 16 of the Municipal Act.

**WHEREAS** Section 651 of the Municipal Act authorizes Council to undertake various works on the initiative of Council, or by petition, as a local improvement;

**AND WHEREAS** the Council of the City of Prince George wishes to undertake:

1993 Storm Sewer Main Program - Marleau Subdivision

as a local improvement on the initiative plan;

**AND WHEREAS** the required notice of the intention of Council to undertake the work was given by publication of a notice and by the mailing of such notice to the owners of the parcels of land liable to be specially charged;

**AND WHEREAS** no petition against the work signed by a majority of owners, representing at least one-half of the value of the parcels which are to be specially charged has been presented within one month after the publication of the notice;

**AND WHEREAS** a report has been received by Council stating:

- a) The lifetime of the work is 20 years;
- b) The estimated cost of the work is \$694,000;
- c) The share or proportion of the total cost which will be specially charged against the parcels benefitting from or abutting on the work is 66 2/3%.

**AND WHEREAS** Council has established, by Bylaw No, 5928, 1993, the proportion of the cost applicable to the class of work to be undertaken by this bylaw, and has deposited a copy of the said bylaw with the Inspector of Municipalities;

**AND WHEREAS** the amount of debt proposed to be created by this bylaw is SIX HUNDRED NINETY-FOUR THOUSAND Dollars (\$694,000);

**AND WHEREAS** the total amount proposed to be borrowed does not exceed the total amount of borrowing approved by the inspector for local improvement purposes;

**NOW THEREFORE**, The Council of the City of Prince George, in open meeting assembled, **ENACTS AS FOLLOWS**:

1. Council is hereby empowered and authorized to undertake and carry out the construction of the following 1993 project as a local improvement:  
  
Storm Sewer Main Program - Marleau Subdivision
  - a) Along Marleau Road from the intersection of Marleau Road and O'Grady Road in an easterly direction to the end of Marleau Road, including the construction of such mains as are necessary to connect the main to the City's main in Domano Boulevard.
  - b) Along Parent Road from the intersection of Parent Road and O'Grady Road in an easterly direction to the end of Parent Road.
  - c) Along Bernard Road from the intersection of Bernard Road and Domano Boulevard in a westerly direction to the westerly border of Lot 11, District Lot 754, Plan 10486, Cariboo District, and the construction of such mains as are necessary to connect the main to the City's main in O'Grady Road.
  - d) Along O'Grady Road from the intersection of Marleau Road and O'Grady Road in a southerly direction to the intersection of O'Grady Road and Parent Road.
  - e) Along a right-of-way from a point 13 metres north of the northwest corner of Lot 44, in a southerly direction to a point 13 metres south of the southwest corner of Lot 41, both of District Lot 754, Plan 10486, Cariboo District.
2. Council is hereby empowered and authorized to:
  - (1) Spend the amount of \$694,000 for the aforesaid purpose;
  - (2) Acquire all such property, easements, rights-of-way, licenses, rights or authorities as may be requisite or desirable for or in connection with the construction of the said work; and
  - (3) To borrow upon the credit of the City a sum not exceeding \$694,000.
3. The total actual frontage of parcels of land abutting on or deemed to abut on the work is 4,184.346 metres and the total taxable frontage abutting or deemed to abut on the work is 3,972.702 metres.
4. A frontage tax assessment roll shall be prepared by the Collector for those parcels subject to be specially charged.

- 5. The owners' portion of the cost of the work, shall be in conformity with the "Local Improvement Charges Bylaw No. 5928, 1993".
- 6. Persons whose parcels are subject to being specially charged for the works to be constructed pursuant to this bylaw may commute for a payment in cash the special charges imposed on them, in accordance with the following:
  - (1) The amount of the payment in cash shall be determined by multiplying the cost as certified pursuant to section 660(2) of the Municipal Act by the owners' portion of the cost as set out in the said Bylaw No. 5928, 1993, dividing by the total taxable frontage, and multiplying by the taxable frontage of the person's parcel.
  - (2) In order to commute for a payment in cash the special charges imposed on them, owners whose parcels are subject to being specially charged for the works to be constructed pursuant to this bylaw must make payment in full of the amount determined pursuant to subsection (1) not later than 14 days after the authentication of the Local Improvement Frontage Tax Assessment Roll by the Court of Revision.
- 7. For the purposes of a Security Issuing Bylaw under Part 6 of the Municipal Act, this bylaw is deemed to be a loan authorization bylaw.
- 8. This bylaw may be cited as "Local Improvement Construction Bylaw No. 6021, 1993".

READ A FIRST TIME THIS THE 9<sup>th</sup> DAY OF August, 1993.  
 READ A SECOND TIME THIS THE 9<sup>th</sup> DAY OF August, 1993.  
 READ A THIRD TIME THIS THE 9<sup>th</sup> DAY OF August, 1993.

All Three readings passed by a UNANIMOUS decision of Members of City Council present and eligible to vote.

RECONSIDERED, FINALLY PASSED AND ADOPTED THIS THE 16<sup>th</sup> DAY OF August, 1993, BY UNANIMOUS DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT AND ELIGIBLE TO VOTE.

  
 MAYOR

  
 CLERK