

**BYLAW NO. 911
OF THE TOWN OF SPIRIT RIVER
IN THE PROVINCE OF ALBERTA**

This bylaw authorizes the Town of Spirit River Council to impose a local improvement tax in respect of all lands that directly benefit from the Replacement of Water and Sanitary Lines on 43rd Avenue between 50th and 51st Street. Those properties benefiting from this local improvement: starting with 5003 through to and including 5021 – 43rd Avenue AND 5004 through to and including 5018 – 43rd Avenue between 50th and 51st Street AND 4220 – 50th Street.

WHEREAS:

The Town of Spirit River Council has decided to issue a bylaw pursuant to Section 397 of the *Municipal Government Act* to authorize a local improvement tax levy to pay for the Replacement of Water and Sanitary Lines on 43rd Avenue between 50th and 51st Street local improvement project.

A local improvement plan was prepared and the required notice of the project given to the benefiting owners in accordance with the attached Schedule A and no sufficient objection to the Replacement of Water and Sanitary Lines on 43rd Avenue between 50th and 51st Street Project has been filed with the Town's Chief Administrative Officer.

The Town of Spirit River Council has decided to set a uniform tax rate based on the frontage or flankage (lineal foot) assessed against the benefiting owners.

The total cost of the Replacement of Water and Sanitary Lines on 43rd Avenue between 50th and 51st Street Project is FIVE HUNDRED AND THIRTY THOUSAND, THREE HUNDRED AND FOURTY DOLLARS (\$530,340.00). The local improvement plan estimated that the following contributions will be applied to the project:

1.	Municipal Share	\$185,619.00
2.	Other Sources	\$185,619.00
3.	Local Improvement	\$159,102.00

The local improvement tax will be collected for TWENTY (20) years and the total amount levied against the benefiting owners is outlined in Schedule A.

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.

NOW, THEREFORE, THE TOWN OF SPIRIT RIVER COUNCIL OF THE MUNICIPALITY DULY ASSEMBLED ENACTS AS FOLLOWS:

1. That for the purpose of collecting the contributions for the Replacement of Water and Sanitary Lines on 43rd Avenue between 50th and 51st Street the sum of **ONE HUNDRED AND FIFTY NINE THOUSAND, ONE HUNDRED AND TWO DOLLARS (\$159,102.00)** be collected by way of an annual local improvement tax assessed against the benefiting owners as provided in Schedule A.
2. The net amount levied under the bylaw shall be applied only to the local improvement project specified by this bylaw.
3. This bylaw shall take effect on the date it is passed.

BYLAW 911
PAGE 2

READ A FIRST TIME THIS _____ DAY OF _____, 2010.

READ A SECOND TIME THIS _____ DAY OF _____, 2010.

READ A THIRD TIME THIS _____ DAY OF _____, 2010.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

APPROVED COUNCIL MAY 17TH, 2010

Schedule A to Bylaw No. 911

LOCAL IMPROVEMENT PLAN
Replacement of Water & Sanitary Lines
43rd Avenue between 50th & 51st Street
In the Town of Spirit River

Nature of Improvement:

Replace water and sewer pipelines and build up road to gravel base. After at least one year and the gravel base has settled, 43rd Avenue work will continue with pavement, curb and gutters under separate local improvement plan.

Areas to be Improved:

Affected properties starting with 5003 through to and including 5021 - 43rd Avenue AND 5004 through to and including 5018 - 43rd Avenue, between 50th & 51st Street, AND 4220 - 50th Street.

Method of Local Improvement Levy:

The Local Improvement Levy Method used for calculation purposes and fair cost sharing is based on the frontage or flankage (lineal foot) method. The owners of each property abutting onto the local improvement will be charged based on their frontages or flankages

Estimated Total cost of the Improvements:

Focus Engineering has projected the cost for the project to be \$530,340.00

Term of the Costs to be Spread

This will be a 20 year term

Allocations of Payments

Municipal Share	\$185,619.00
Other Sources	\$185,619.00
Local Improvement	\$159,102.00 divided by 1190 feet

Resulting unit or 20 year frontage charge

Unit Share per frontage/flankage (lineal foot) = \$ 133.70

Example: If your property frontage/flankage is 50 feet long then 50 feet X \$ 133.70 = \$ 6685.00 required for lump sum pay out in 2010

Frontage/flankage @ 4.75% = \$0.13 X 78.55047 = \$10.21 per frontage/flankage annually for 20 years

Example: If your property frontage/flankage is 50 feet long then 50 feet X \$10.21 = \$ 510.50 per year for 20 years. Local Improvement charges will be broken out into two separate amounts on the municipal taxes: Bylaw 911A for Water and Bylaw 911B for Sewer.