

CITY OF SURREY

BY-LAW NO. 13807

<b>Amended B/L 14357 04/09/01</b>
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A by-law to authorize the construction, operation and maintenance of a water main and related appurtenances and service connections to service parcels on 152 Street from 44 Avenue to 54A Avenue and on 48 Avenue from 156 Street west to Serpentine River; to authorize the acquisition of all appliances, equipment, materials, real property, easements and rights-of-way required to construct, operate and maintain the works; to define the benefiting lands; and to establish that the cost of the works and services shall be borne by the owners of real property within such defined area.

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WHEREAS Council has been petitioned to construct a water main to service parcels on 152 Street from 44 Avenue to 54A Avenue and on 48 Avenue from 156 Street west to Serpentine, pursuant to Section 623(1)(d) of the *Municipal Act*, R.S.B.C. 1996, c. 323, as amended (*the "Municipal Act"*);

AND WHEREAS the City Clerk has certified that the petition received for the works does constitute a sufficient petition signed by majority of the owners, representing at least half of the value of the parcels which are liable to be specially charged;

AND WHEREAS it is deemed expedient to grant the prayers of the petitioners in the manner hereinafter provided and proceed with the works;

AND WHEREAS "Surrey Water Main Extension Regulation By-law, 1992, No. 11345", as amended, provides that the cost of constructing water system extensions shall be recovered in part or in whole from each of the existing parcels of land that will be served by the water system extension;

NOW THEREFORE, the City Council of the City of Surrey ("the City"), in open meeting assembled, ENACTS AS FOLLOWS:

1. This By-law shall be cited for all purposes as "Local Improvement Water Main Construction [Agricultural Lands - Project # 1299-903] By-law, 1999, No. 13807".

2. A water main, together with the necessary related appurtenances and service connections ("the Works") shall be constructed to service parcels on 152 Street from 44 Avenue to 54 A Avenue and on 48 Avenue from 156 Street west to Serpentine, as a local improvement under Part 19 of the *Municipal Act*.
3. The specific area of the City for the benefit of which the Works are to be established, operated and maintained is defined as the area outlined in the attached Schedule "A", which is appended hereto and forms part of this By-law.
4. The General Manager, Engineering, has compiled the report and estimates of the costs relating to the Works as shown in the attached "Schedule "B", which is appended hereto and forms part of this By-law.
5. The General Manager, Engineering is directed to have the necessary plans and specifications for the Works prepared and to have the Works carried out or to provide the specifications necessary for the preparation of a contract to construct the Works, or any part thereof.
6. The General Manager, Finance & Technology may, subject to the approval of Council, agree with any bank or person for temporary advances of money to meet the cost of the Works pending the completion of the Works.
7. The Mayor and City Clerk are authorized to cause a contract for the construction of the Works to be made and entered into with some person or persons, firm or corporation, subject to the approval of Council to be declared by resolution.
8. The Works shall be carried out under the supervision and according to the directions of the General Manager, Engineering.
9. The General Manager, Finance & Technology upon completion of the execution and financing of the Works shall submit to Council a certified statement setting out the cost of the Works and shall charge the proportion of the owner's individual cost against the Existing Parcels as a special assessment.

10. The General Manager, Engineering shall bring forth an amendment to this By-law with revised Schedule "B" when the final costs of the Works are determined and apportionment thereof to the benefiting property owners calculated.
11. The special assessment on the Existing Parcels shall be payable by fifteen (15) annual installments and shall be levied pursuant to the provisions of Section 5(a) of "Local Improvements Cost Sharing By-law, 1970, No. 3250," as amended.
12. The City Clerk is hereby directed to prepare a frontage tax assessment roll for each Existing Parcel.
13. Each Existing Parcel shall be deemed to have the same specified taxable charge.
14. Any person whose parcel of land is specially assessed under this By-law may commute for a payment in cash the special rates imposed thereon, by paying the portion of the cost assessed upon such lot, without interest, forthwith after the special assessment roll has been confirmed and authenticated by a Court of Revision.

PASSED THREE READINGS by Council on the 26th day of July, 1999.

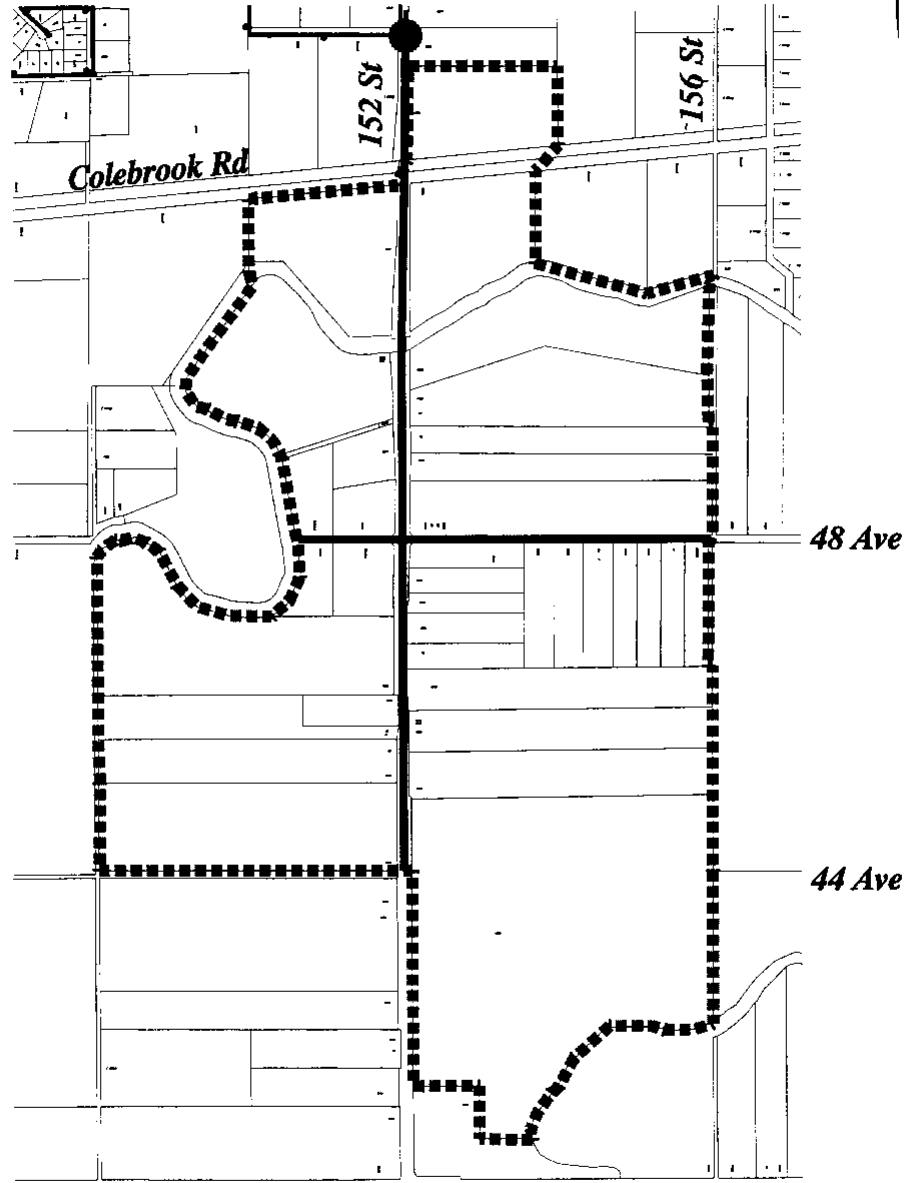
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 7th day of September, 1999.

\_\_\_\_\_ MAYOR

\_\_\_\_\_ CLERK

**SCHEDULE "A"**  
**BY-LAW 13807**

Water Main Extension  
152 St : 54A - 44 Ave  
48 Ave : 156 St West to Serpentine River



1297-903

ENGINEERING DEPARTMENT <i>Sewer &amp; Water Planning</i>	STATUS <i>Preliminary</i>	DRAWING NUMBER <b>SK 1</b>
	DATE <i>June 4, 1998</i>	
	DRAWN BY <i>jtc</i>	

**CITY OF SURREY**

**ENGINEER'S REPORT (\*)**

**LOCAL IMPROVEMENT - WATER DISTRIBUTION SYSTEM**  
**by FORMAL PETITION**

Pursuant to Section 662(1) of the Municipal Act, I wish to advise in regard to the following work resolved to be undertaken as a Local Improvement.

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Location: Water Main Extension on 152 St from 44 Ave. to 54 A Ave.  
& on 48 Ave: 156 St. to Serpentine.

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Total Estimated Cost	\$ 683,280	(*)	(A)
Number of Lots	36		(B)

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**Cost Distribution**

36 Owner's Share	\$ 683,280	(*)	(D)
Individual Owner's Share (D/B) based on per property charge	\$ 18,980	(*)	(E)
Individual Owner's Share (E) Amortized over 15 years at 7 <sup>3</sup> / <sub>4</sub> % p.a.	\$ 2,184	(*)	p.a.
Life of work	40 years		

Paul Ham, P. Eng.,  
Manager, Utilities & Construction

AL/

(\*) All costs are estimates only. A revised Engineer's Report will be prepared upon completion of the work.



**Certificate of Sufficiency**  
**of a formal petition for local improvement work**

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Pursuant to Section 632 of the Municipal Act, R.S.B.C. 1996, c. 323, as amended, I, *Donna Kenny*, the City Clerk for City of Surrey, British Columbia certify that a formal petition for undertaking the following work as a Local Improvement has been received and is determined to be sufficient.

General Description of the Work: *WATERMAIN EXTENSION*  
*Project #1297-903*  
*152 Street, 54A Avenue to 44 Avenue*  
*48 Avenue, 156 Street West to Serpentine River*

The Council may, by bylaw, undertake the work described above as a local improvement.

*Donna Kenny*  
Donna Kenny, City Clerk  
Manager, Legislative Services

Date: *July 8, 1999*