

CITY OF SURREY

BY-LAW NO. 14785

A by-law to authorize the construction, operation and maintenance of a sanitary sewer main and related appurtenances and service connections to service parcels on Dogwood Drive: Crescent Drive to Cedar Drive; 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 sewer main to service parcels on Dogwood Drive: Crescent Drive to Cedar Drive, pursuant to Section 631(2) of the *Local Government Act*, R.S.B.C. 2002, c. 323, as amended (*the "Local Government Act"*);

AND WHEREAS the City Clerk has certified that 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 proceed with the works;

AND WHEREAS "Surrey Sewer Rates and Extension Regulation By-law, 1964, No. 2240", as amended, provides that the cost of constructing sewer system extensions shall be recovered in part or in whole from each of the existing parcels of land that will be served by the sewer 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 Sewer Main Construction [4701-902] By-law, 2002, No. 14785".
2. A sanitary sewer main, together with the necessary related appurtenances and service connections ("the Works") shall be constructed to service parcels on Dogwood Drive:

Crescent Drive to Cedar Drive, as a local improvement under Part 19 of the *Local Government 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. Upon completion of the Works, the General Manager, Engineering shall prepare revised Schedules "B" and "C" setting out the final cost of the Works, calculate apportionment thereof to the benefiting property owners and bring forth to Council these revised schedules as an amendment insertion to this By-law.
11. Upon Council's adoption of the revised Schedules "B" and "C", the General Manager, Finance & Technology shall charge the proportion of the owner's individual cost against the Existing Parcels as a special assessment.
12. The special assessment on each of the Parcels shall be payable by fifteen (15) annual installments and shall be levied pursuant to the provisions of Section 5(b) of "Local Improvements Cost Sharing By-law, 1970, No. 3250," as amended.
13. The City Clerk is hereby directed to prepare a frontage tax assessment roll for each Existing Parcel.
14. Each Existing Parcel shall be deemed to have the same specified taxable charge.
15. 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 3rd day of September, 2002.

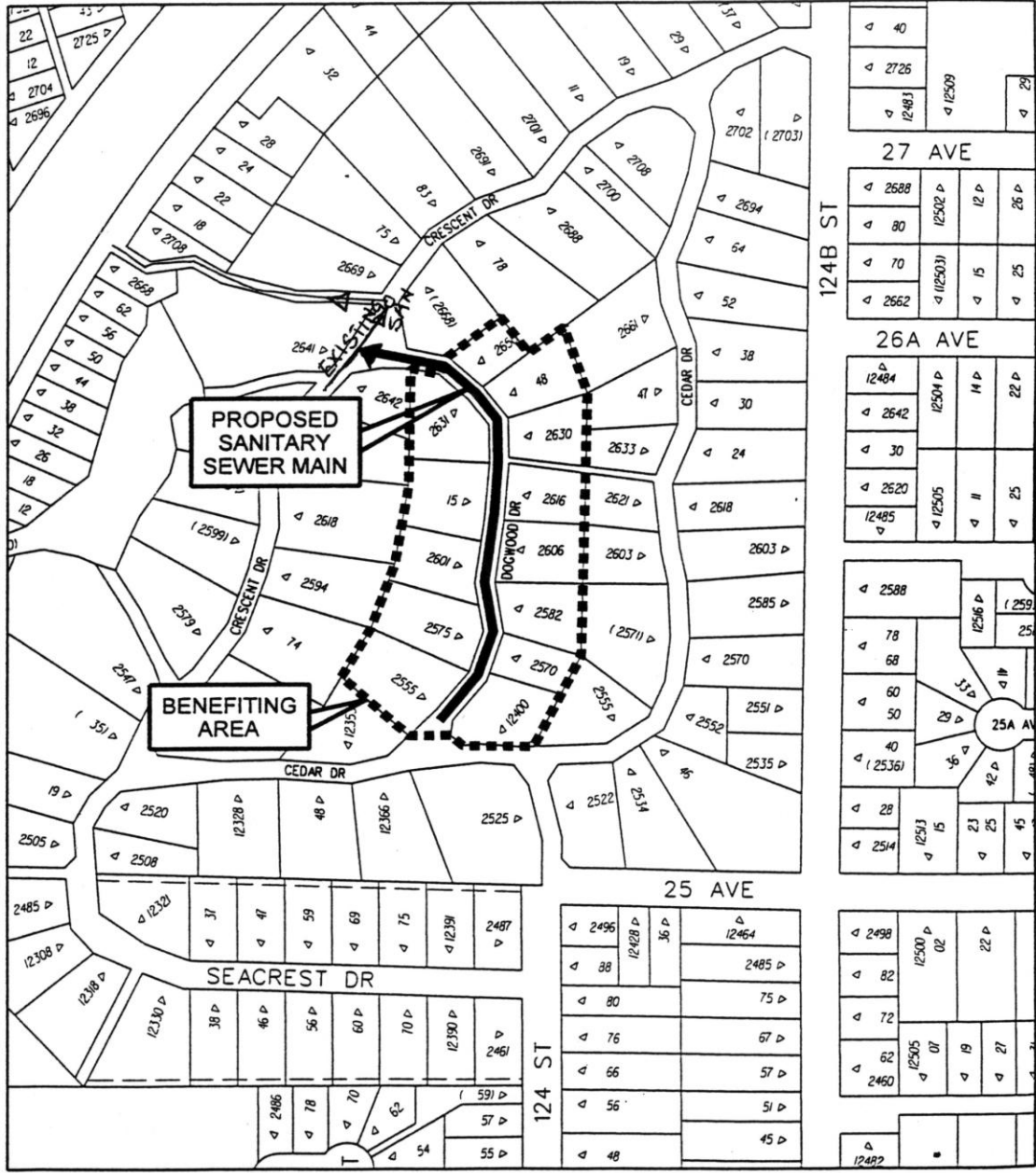
RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 9th day of September, 2002.

\_\_\_\_\_MAYOR

\_\_\_\_\_CLERK

**SCHEDULE "A"  
BYLAW 14785**

**SANITARY SEWER PROJECT  
4701-902**



PRODUCED BY ENGINEERING DRAFTING JULY 26, 2001



**LOCAL IMPROVEMENT  
DOGWOOD DR:  
CRESCENT DR - CEDAR DR**

**ENGINEERING  
DEPARTMENT**

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# Engineer's Report

[Extracted from Corporate Report R 131, June 24, 2002]

## LOCAL IMPROVEMENT - SANITARY SEWER EXTENSION by FORMAL PETITION

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### SANITARY SEWER EXTENSION

Location: Dogwood Drive: From Crescent Drive to Cedar Drive

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Total Estimated Cost of the Works	\$ 171,600	*	(A)
Number of Existing Parcels	13		(B)
Cost per Lot (A/B)	\$ 13,200	*	(C)

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### Cost Distribution

Individual Owner's Share	\$ 13,200	*	C
Per Annum Individual Owner's Share (Amortized over 15 years at 7 % per annum)	\$ 1,450	*	
Life of the Works	40 Years		

**\* All costs are estimates only. "Actual" costs will be determined upon completion of the works.**

**SCHEDULE "C"**  
**BYLAW 14785**



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

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Pursuant to Section 632 of the Local Government Act, R.S.B.C. 1996, c. 323, as amended, I, *Marg Jones*, the Acting 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: *SANITARY SEWER SERVICING*  
*Project #4701-902*  
*Dogwood Drive:*  
*From Crescent Drive to Cedar Drive*

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

Marg Jones, Acting City Clerk

Date: June 19, 2002