

CITY OF SURREY

BY-LAW NO. 16179

A by-law to establish the local area service for water main extension to provide services to the parcels on 152 Street from 40 Avenue to 44 Avenue, to authorize the construction, operation and maintenance of a water main and related appurtenances and service connections to service parcels within the local service area; to authorize the acquisition of all appliances, equipment, materials, real property, easements and rights-of-way required to construct, operate and maintain the local area service; to define the boundaries of the local service area; and to impose local service taxes.

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WHEREAS Council has been petitioned to construct a water main to service parcels on 152 Street from 40 Avenue to 44 Avenue, pursuant to Section 212 of the *Community Charter*, S.B.C. 2003, c. 26;

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 that 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 the City's Local Area Service Policy R-6 dated May 2, 2005 provides that the cost of constructing water system extensions shall be recovered in whole from each of the existing parcels of land that will be served by the water system extension and the costs shall be apportioned by the frontage of each property;

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 Area Service Water main Extension [Project # 1206-902] By-law, 2006, No. 16179."
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 40 Avenue to

44 Avenue and laterals, as shown in Schedule "A", which is attached to and forms part of this By-law.

3. The local service 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 Schedule "A".
4. The costs for the Works will be recovered as follows: (a) the City pays for a portion of the water main frontage from the tie-in point at 44 Avenue to the southern property line of the 4322 - 152 Street, 563 m length, at 50% of the water main construction costs, at an estimated cost of \$68,249.68; (b) the balance between the total estimated cost and the City's contribution will be recovered as a local service tax imposed on the properties within the local service area. The costs are apportioned among the properties within the local service area by the frontage of each property, pursuant to the provisions of the City's Local Area Service Policy R-6 dated May 2, 2005, the details of which are set out in Schedule "B", which is attached to and forms part of this By-law.
5. The General Manager, Engineering, has compiled the report and estimates of the costs relating to the Works as shown in "Schedule "B".
6. 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.
7. 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.
8. 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.
9. The Works shall be carried out under the supervision and according to the directions of the General Manager, Engineering.
10. The General Manager, Finance & Technology upon completion of the Works shall prepare a certified statement setting out the final cost of the Works and submit the statement to Council.

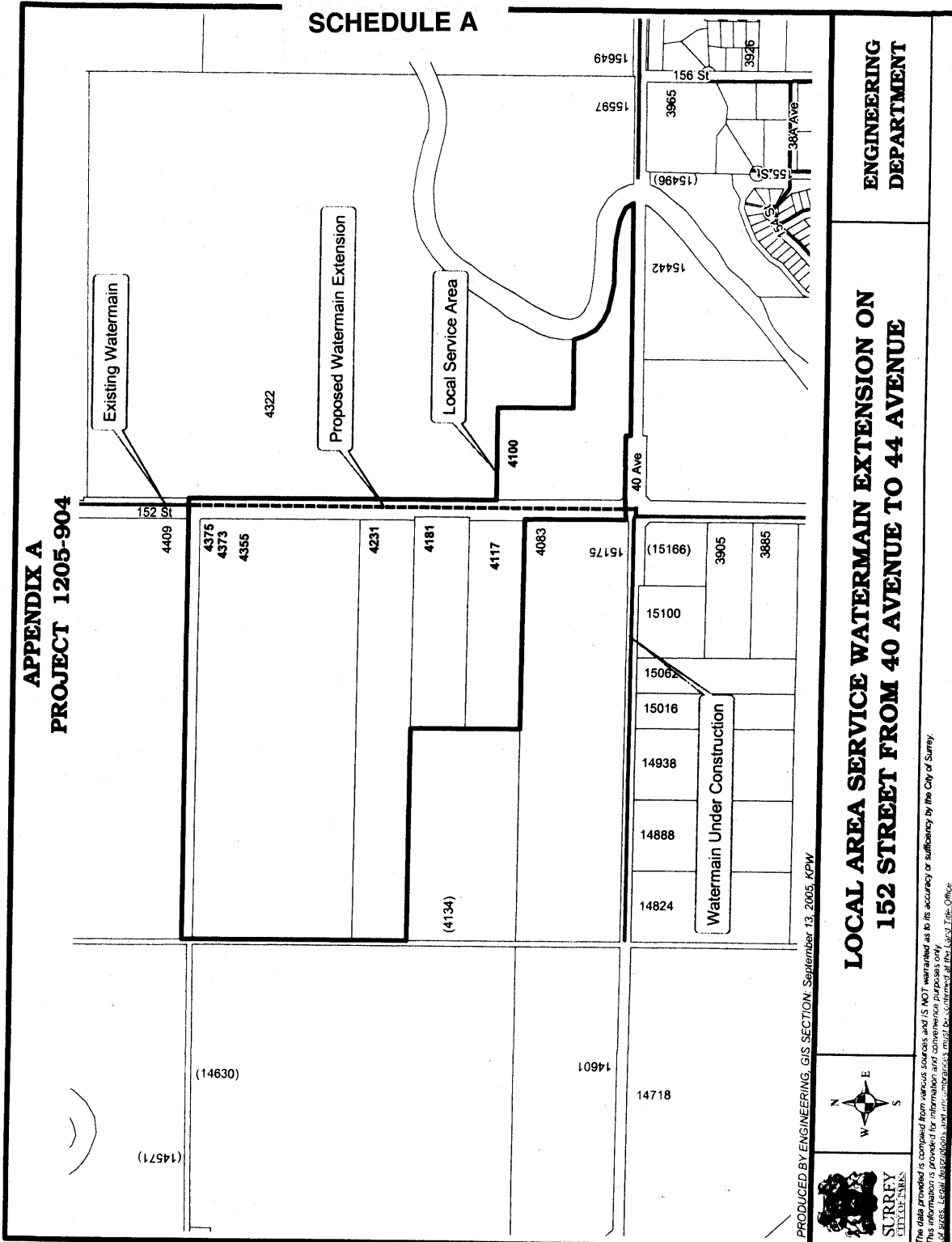
11. The General Manager, Engineering shall prepare a revised Schedule "B" setting out the final cost of the Works and apportionment within the local service area and bring forth to Council the revised schedule as an amendment insertion to this By-law.
12. Upon Council's adoption of the revised Schedule "B", the General Manager, Finance & Technology shall impose a local service tax on the owners of properties within the local service area as a parcel tax, as shown in Schedule "B".
13. Upon Council's approval of the revised Schedule "B" with final costs, the City Clerk is authorized to append it to this By-law and it shall then form part of this By-law, superseding the original Schedule "B" with estimated costs.
14. When the works are completed, the Collector shall prepare an assessment roll for each property within the local service area.
15. The local service tax on each parcel shall be payable by ten (10) annual installments and shall be levied pursuant to the provisions of the City's Local Area Service Policy R-6, the details of which are set out in Schedule "B".
16. Owners whose parcels are subject to the local area service tax under this By-law may commute the special charges imposed on them by making a payment in cash in the sum of the outstanding aggregate principal amount without further interest or penalty.

PASSED THREE READINGS by Council on the 4th day of December, 2006.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 18th day of December, 2006.

_____MAYOR

_____CLERK



**CITY OF SURREY
ENGINEER'S REPORT (*)
LOCAL AREA SERVICE - WATER MAIN EXTENSION
By FORMAL PETITION**

Pursuant to Section 212 of the Community Charter, I wish to advise in regard to the following work resolved to be undertaken as a Local Area Service.

Location: Water Main Extension on 152 Street from 44 Avenue to 40 Avenue, as shown in the Appendix A.

Total Estimated Cost	\$ 237,000(*)
City's Estimated Contribution	\$68,249.67(**)
LAS Water main Extension Estimated Cost Share	\$168,750.33
Total Frontage of the Properties in the Local Service Area	899,88 l.m.
Cost Per Linear Metre for the LAS Cost Share	\$187.53
Amortization Period	10 years(***)
Annual Interest Rate	7.5%(*)

Cost Distribution

Address		Adjusted Frontage	Total Costs Per Lot	Annual payment over 10 years
House	Road			
4100	152 Street	228.65	\$42,877.87	\$5,810.89
4117	152 Street	101.39	\$19,013.28	\$2,576.71
4181	152 Street	101.39	\$19,013.28	\$2,576.71
4231	152 Street	175.93	\$32,990.73	\$4,470.96
4373	152 Street	292.52	\$54,855.16	\$7,434.07
		899.88	\$168,750.33	

(*) All costs are estimates only. A revised Engineer's Report with the actual cost and the appropriate interest rate for amortization will be prepared upon completion of the work.

(**) City's estimated contribution is half of the cost for extending the water main (no service connections included) from the tie-in point at 44 Avenue to the furthest property line of the lot 4322 152 Street.

(**) The majority of the property owners agreed with the 10 years amortization period.