

CITY OF SURREY

BYLAW NO. 18028

A bylaw to establish the local area service for road opening of 51B Avenue and 188 Street to provide services to the parcels from #19012 51B Avenue west to 188 Street and south from 51B Avenue to #4938 188 Street, to authorize the construction, operation and maintenance of a paved road 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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**As amended by By-law Nos. 19312, 07/27/17; 19504, 02/19/18; 19532, 04/09/18**

THIS IS A CONSOLIDATED BYLAW PREPARED BY THE CITY OF SURREY FOR CONVENIENCE ONLY. THE CITY DOES NOT WARRANT THAT THE INFORMATION CONTAINED IN THIS CONSOLIDATION IS CURRENT. IT IS THE RESPONSIBILITY OF THE PERSON USING THIS CONSOLIDATION TO ENSURE THAT IT ACCURATELY REFLECTS CURRENT BYLAW PROVISIONS.

WHEREAS Council has been petitioned to construct a paved road to service parcels from #19012 51B Avenue west to 188 Street and south from 51B Avenue to #4938 188 Street, 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 the local service tax;

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 road opening shall be recovered in whole from each of the existing parcels of land that will be served by the new roads and the costs shall be apportioned by the lot area of each property;

NOW THEREFORE, the City Council of the City of Surrey ("the City"), ENACTS AS FOLLOWS:

1. This Bylaw shall be cited for all purposes as "Local Area Service Road Opening [Project # 5013-1010-00] Bylaw, 2013, No. 18028"
2. Road opening, together with the necessary related appurtenances and service connections ("the Works") shall be constructed to service parcels from #19012 51B Avenue west to 188 Street and south from 51B Avenue to #4938 188 Street, as shown in Schedule A, which is attached to and forms part of this Bylaw.
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 100% 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 lot area of each property, the details of which are set out in Schedule B, which is attached to and forms part of this Bylaw.
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 banks, persons or institutions 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 Bylaw.
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 Bylaw and it shall then form part of this Bylaw, 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 fifteen (15) annual installments, the details of which are set out in Schedule B.
16. Owners whose parcels are subject to the local area service tax under this Bylaw 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 FIRST READING on the 22nd day of July, 2013.

PASSED SECOND READING on the 20th day of February, 2017.

PASSED THIRD READING on the 20th day of February, 2017.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 6th day of March, 2017.

\_\_\_\_\_MAYOR

\_\_\_\_\_CLERK

## Schedule B

### CITY OF SURREY

### ENGINEER'S REPORT

### LOCAL AREA SERVICE - ROAD CONSTRUCTION

### 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.

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Location: Road opening of 51B Avenue and 188 Street

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Total Estimated Cost	\$1,031,149.54
Property Owner Contribution Total Cost	\$1,031,149.54
Total Lot Area of the Properties in the Local Service Area	251,862 m <sup>2</sup>
Cost Per Square Metre for the LAS Cost Share	\$4.09
Amortization Period	15 years
Annual Interest Rate	5.4%

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### Cost Distribution

Address			Lot Area (m <sup>2</sup> )	Total Costs Per Lot	Annual payment over 15 years
House	Road	PID			
18818	51B Ave	007-502-583	19,974	\$ 81,775.66	\$ 8,092.89
18866	51B Ave	007-502-630	19,971	\$ 81,763.38	\$ 8,091.68
18940	51B Ave	007-502-672	19,974	\$ 81,775.66	\$ 8,092.89
4938	188 St	004-706-846	86,787	\$ 355,315.11	\$ 35,163.62
5074	188 St	007-502-737	54,562	\$ 223,382.57	\$ 22,106.97
5151	188 St	007-437-692	19,033	\$ 77,923.11	\$ 7,711.63
5053	188 St	012-128-716	31,561	\$ 129,214.06	\$ 12,787.62
			<b>251,862</b>	<b>\$ 1,031,149.54</b>	