

**BYLAW NO. 918  
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 Paving on 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street and shortfall in Local Improvement from Bylaw 911 of \$8690.50. Those properties benefiting from this local improvement: starting with 5003 through to and including 5021 – 43<sup>rd</sup> Avenue AND 5004 through to and including 5018 – 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street AND 4220 – 50<sup>th</sup> 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 Paving on 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street and shortfall in Local Improvement Bylaw 911.

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 Paving on 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street Project and shortfall in Local Improvement Bylaw 911 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 Paving on 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street Project is ONE HUNDRED AND SEVENTY TWO THOUSAND, SIX HUNDRED AND NINETY ONE DOLLARS and TWENTY FOUR CENTS (\$172,691.24). The shortfall in Local Improvement Bylaw 911 is EIGHT THOUSAND SIX HUNDRED AND NINTEY DOLLARS and FIFTY CENTS (8,690.50). The local improvement plan estimated that the following contributions will be applied to the project:

Municipal Share	\$60,441.93	
Other Sources	\$60,441.93	Provincial Grant
Local Improvement	\$51,807.38	
Shortfall Bylaw #911	<u>\$ 8,690.50</u>	
	\$60,497.88	Divided by 1125 feet

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 Paving on 43<sup>rd</sup> Avenue between 50<sup>th</sup> and 51<sup>st</sup> Street the sum of ONE HUNDRED AND SEVENTY TWO THOUSAND, SIX HUNDRED AND NINETY ONE DOLLARS and TWENTY FOUR CENTS (\$172,691.24). The shortfall in Local Improvement Bylaw 911 is EIGHT THOUSAND SIX HUNDRED AND NINTEY DOLLARS and FIFTY CENTS (8,690.50). are 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.

READ A FIRST TIME THIS 16 DAY OF May, 2011.

READ A SECOND TIME THIS 16 DAY OF May, 2011.

READ A THIRD TIME THIS 16 DAY OF May, 2011.

  
MAYOR

  
CHIEF ADMINISTRATIVE OFFICER

**Schedule A to Bylaw No. 918**

**LOCAL IMPROVEMENT PLAN**

**Paving**

**43rd Avenue between 50<sup>th</sup> & 51<sup>st</sup> Street**

**In the Town of Spirit River**

**Nature of Improvement:**

This project will include the paving of the road, installation of curb, gutter and sidewalk on the north side of 43<sup>rd</sup> Avenue and shortfall in Local Improvement Bylaw 911 of \$8690.50.

**Areas to be Improved:**

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

**Total cost of the Improvements:**

Focus Engineering, the cost for the project is \$172,691.24

**Term of the Costs to be Spread**

This will be a 20 year term

**Allocations of Payments**

Municipal Share	\$60,441.93	
Other Sources	\$60,441.93	Provincial Grant
Local Improvement	\$51,807.38	
Shortfall Bylaw #911	<u>\$ 8,690.50</u>	
	\$60,497.88	Divided by 1125 feet

**Resulting unit or 20 year frontage charge**

Unit Share per frontage/flankage (lineal foot) = \$ 53.78

Example: If your property frontage/flankage is 50 feet long then 50 feet X \$53.78 = \$2,689.00 required for lump sum pay out in 2011

Frontage/flankage @ 4.75% = \$0.05 X 78.55047 = \$3.93 per frontage/flankage annually for 20 years

Example: If your property frontage/flankage is 50 feet long then 50 feet X \$3.93 = \$196.50 per year for 20 years.



## Town of Spirit River

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### LOCAL IMPROVEMENT PLAN

#### Capital Plan 2010 -

#### Paving Project of 43<sup>rd</sup> Avenue

#### between 50<sup>th</sup> & 51<sup>st</sup> Street

#### in the Town of Spirit River

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Approved at the May 16<sup>th</sup>, 2011 Meeting of Council