



BY-LAW 300-25-06

A BY-LAW IN AMENDMENT TO BY-LAW 300-25, A BY-LAW RELATING TO LOCAL IMPROVEMENTS IN THE TOWN OF RIVERVIEW

ASHBURN AVENUE

WHEREAS the Town Council of the Town of Riverview is committed to the upgrading of the streets within the Town; and

WHEREAS Section 2a) of *By-Law 300-25 – A By-Law Relating to Local Improvements* provides that the Council may authorize the undertaking of the following improvements:

- i. Opening, constructing, widening, straightening, extending, grading, gravelling, leveling, diverting, surfacing or paving of a street;
- ii. Constructing a sidewalk;
- iii. Curbing, sodding or planting a street;
- iv. Constructing, deepening, enlarging, extending or making connections with a surface sewer, domestic sewer, sewerage works, water main or water system.

WHEREAS Section 4(b) of *By-Law 300-25 – A By-Law Relating to Local Improvements* provides that the Town may, by By-Law authorizing the work to be undertaken, determine and fix the cost of such work to be paid by the owner; and

NOW THEREFORE, BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF RIVERVIEW THAT:

1. The Director of Engineering and Works is hereby authorized to cause to be undertaken the water main replacement and full reconstruction of Ashburn Avenue (approximately 400m of roadway), including all materials, equipment and labour required for the construction of new roadbed, catch basins, new water main, water laterals, new fire hydrants, concrete curb and gutter, asphalt base, sanitary and storm sewer main upgrades and intends to specially assess the cost upon the owners of lands abutting directly on the work.
2. Said work will proceed unless:
 - i. The majority of the owners of the abutting parcels to be specially assessed, having a value of at least one-half of all the abutting parcels, petition against proceeding with the proposed work, within the time period allowed; and
 - ii. The Town Council, upon receiving a petition against proceeding with the proposed work, does not vote unanimously to declare the work to be necessary or requisite in the general interest of the community.
3. Except as provided in the Municipalities Act, the cost of the work set out in Section 1 hereof shall be raised through the levy of special frontage assessment on every owner of every abutting lot or parcel of land abutting on that portion of the street whereon a work is or is to be made according to its actual frontage for the owner's portion of the cost of the work.
4. The uniform rate for the special assessment shall be set at \$115 (one hundred & fifteen dollars) per metre of frontage.
5. Payment may be made in a lump sum or may be made in ten (10) annual installments. If paid by installments, there will be additional charges of \$200 for a lien and interest.
6. The first installment shall be paid to the Town one month from the date of issuance of the original bill and the annual installments shall be paid on or before this date, in each year.

7. Interest on outstanding amounts of the levy and arrears shall be at a rate determined by the Director of Finance.

First Reading:

Second Reading:

Third Reading:

MAYOR
Ann Seamans

TOWN CLERK
Annette Crummey