

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

BYLAW NO. 1625

A bylaw to establish a local area service for the construction of a municipal water distribution system for the benefit of a specified area in the District of Central Saanich

WHEREAS section 210 of the *Community Charter* authorizes a municipality to establish a local area service for the particular benefit of a part of the municipality, to be paid for in whole or in part by a property value tax or a parcel tax, or both, imposed only within the local service area,

WHEREAS pursuant to section 212 of the *Community Charter*, the owners of parcels within the Mount Newton Cross Road/Senanus Drive Local Service Area (as defined in this bylaw) have submitted a sufficient and valid petition proposing the service of the construction of a water distribution system as contemplated in this bylaw and the cost recovery methods for that service;

WHEREAS the Council of the District of Central Saanich wishes to provide the local area service contemplated in this bylaw and considers that such service will provide particular benefit to the Mount Newton Cross Road/Senanus Drive Local Service Area,

NOW THEREFORE the Council of the District of Central Saanich, in open meeting assembled, enacts as follows:

Establishment of Local Area Service

1. The District hereby establishes a local area service for the construction of a Municipal water system, including mains, pipes, pumps, fittings and associated infrastructure for the distribution of Municipal water (the "Water Distribution Works") from its present termination point on the Mount Newton Cross Road to service those parcels of land in the Mount Newton Cross Road/Senanus Drive Local Service Area (as defined below) for domestic potable water purposes only. The Water Distribution Works will be limited to one 19 mm (3/4 inch) connection per parcel and will not be provided for fire protection or agricultural or commercial irrigation purposes.

Local Service Area Boundaries

2. The District shall undertake the Water Distribution Works for the benefit of, but only to the property line of, those parcels within the area outlined in bold on the plan attached to and forming part of this bylaw as Schedule "A" (the "Mount Newton Cross Road/Senanus Drive Local Service Area")

Cost Recovery Method

3. The cost of providing the local area service established under this bylaw is estimated to be \$1,690,000 and the actual cost of providing the local area service, including interest, will be recovered by the following means:
 - Two thirds (2/3), up to a maximum of \$1,226,666 from moneys received by the District under the Canada - British Columbia Municipal Rural Infrastructure Grant program, and
 - All remaining costs, including interest, to be recovered by means of a parcel tax imposed by separate bylaw on the basis of a single amount for each taxable parcel within the Mount Newton Cross Road/Senanus Drive Local Service Area.

General

4. This bylaw may be cited as the "**Mount Newton Cross Road/Senanus Drive Local Area Service Establishment Bylaw No. 1625, 2009**".

READ A FIRST TIME on this day of 2009.
READ A SECOND TIME on this day of 2009.
READ A THIRD TIME on this day of 2009.

RECONSIDERED, FINALLY PASSED AND ADOPTED by the Municipal Council, signed by the Mayor and Municipal Clerk, and sealed with the Seal of the Corporation on this day of , 2009.

Jack Mar
Mayor

Sara C. Ribeiro
Municipal Clerk