

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BY-LAW NO. 1780

BEING a By-law to authorize the construction of a concrete sidewalk one and one-half metres wide on the southerly side of Admirals Road from the westerly boundary of Lot 1, Plan 32155 to the easterly boundary of Lot 4, Block 15, Plan 2546, as a work of Local Improvement under the provisions of Part 16 of the "Municipal Act".

WHEREAS, Peter C. and Leslie L. Finn, et al, have lodged with the Clerk a petition to the Council to construct as a work of Local Improvement the work hereinafter described and the Clerk has certified that the said petition is sufficient and it is deemed expedient to grant the prayer in the said petition.

AND WHEREAS no part of the said work is to be incurred at street intersections and the whole of the cost of the said work is to be assessed upon the lots benefitting from or abutting the work.

AND WHEREAS pursuant to Section 662 of the "Municipal Act" the Council has procured to be made by the Municipal Engineer a report as to the various matters in the said Section referred to, and it appears from the said report that the estimated cost of the said work is \$22,875.00 and that the estimated lifetime of the said work is not less than forty years.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESQUIMALT, in open meeting assembled, enacts as follows:

1. That there be constructed as a work of Local Improvement under the provisions of Part 16 of the "Municipal Act" a concrete sidewalk on the southerly side of Admirals Road from the westerly boundary of Lot 1, Plan 32155 to the easterly boundary of Lot 4, Block 15, Plan 2546.
2. That the Municipal Engineer do forthwith make such plans, profiles and specifications as may be necessary for the execution of the said work.
3. That the said work shall be carried on and executed under the superintendence of the Municipal Engineer and according to the plans, profiles and specifications and to the directions and orders of the said Municipal Engineer.

4. For the purpose of calculating the owner's portion of the cost of the work, each parcel benefitting from or abutting the said work shall be deemed to have a taxable frontage of fifteen (15) metres; provided that in respect of any parcel of land that may be lawfully subdivided the same shall be deemed an irregular shaped lot and shall be charged on the basis of having a taxable frontage of fifteen (15) metres for each potential lot into which such lot could be subdivided.
5. The special assessment for the cost of the said work shall be paid in fifteen annual instalments.
6. Any person whose lot is specially assessed may commute for a payment in cash the special rate imposed thereon by paying the portion of the cost of construction assessed upon such lot without interest within one month after the Special Assessment Roll has been certified by the Court of Revision, the specific rate of interest to be determined by a resolution of the Council prior to the preparation of the Special Assessment Roll.
7. The cost of the said work which is to be specially assessed upon the Lots abutting directly on the said work shall be financed from the "Local Improvement Fund" set up and established under By-law 1260, cited as the "Local Improvement Fund Establishment By-law, 1969" and the said special assessments, being the share of the cost of the said work to be borne by the owners of the lots abutting thereon, shall be paid into the said "Local Improvement Fund" not later than the 31st day of December in each year in which the said special assessments are levied.
8. This By-law may be cited as the "ADMIRALS ROAD SIDEWALK LOCAL IMPROVEMENT BY-LAW, 1984".

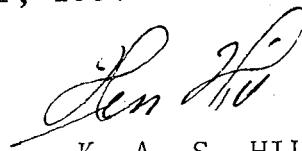
Read a first time by the Municipal Council on 1st October, 1984.

Read a second time by the Municipal Council on 1st October, 1984.

Read a third time by the Municipal Council on 1st October, 1984.

RECONSIDERED, ADOPTED and FINALLY PASSED by the Municipal Council on 22nd October, 1984

  
G. MERZ  
MUNICIPAL CLERK

  
K. A. S. HILL  
MAYOR