

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BY-LAW NO. 464

BEING a By-Law to provide for a drainage system in a defined area.

WHEREAS the Municipal Council of the Corporation of the Township of Esquimalt deems it expedient to undertake a drainage system for the special benefit of that portion of the Municipality of Esquimalt, hereinafter set out and described.

AND WHEREAS it is deemed desirable and expedient that the entire cost for labour and material to lay down and construct such drainage system amounting to the sum of \$8,500.00 shall be raised by a special rate upon the lands within such defined portion of the Municipality for which a special assessment roll has been duly made and certified. The special assessment roll and a map of the defined portion of the Municipality are filed with the Clerk of the Municipal Council and may be inspected at any time during which the Municipal Hall is open to the public.

AND WHEREAS the amount of the debt intended to be created by this By-Law is the said sum of \$8,500.00

AND WHEREAS it will be necessary to raise annually for the payment of the debt and for the payment of interest the sum set out in Section 7 of this By-Law.

AND WHEREAS the assessed value of the taxable land and improvements in the benefitting area according to the last revised assessment roll, being the assessment roll for the year 1947, is \$88,067.00 for land the \$137,175.00 for improvements.

AND WHEREAS the amount of the whole rateable property of the Municipality according to the last revised assessment roll being assessment roll for the year 1947, is \$2,951,151.50.

THEREFORE the Municipal Council of the Corporation of the Township of Esquimalt, in open meeting assembled, enacts as follows:

1. The portion of the Municipality hereinbefore referred to, that will be benefitted, is described as follows:

Starting at the corner of Fraser and Munro thence South 200 ft. on Fraser, then East on South boundary of Lots 1 to 6, Map 5391. Thence to the South Boundary of Lots 13, 12 and 11, Block 14, Map 195A, Easterly to the South-East corner of Armit and Munro, thence South 200 ft. to a point on East side of Armit, thence Easterly on the South boundary of Lot 6, to the Westerly boundary of Lot 3, thence South to the sea. Thence Easterly to the East boundary of Lot 14, then North to Munro thence Easterly to the Easterly boundary of Lampson

thence North to the South-West corner of Lot 3, Map 3922, thence East to the South-East corner of said Lot, thence North to the North-East corner of Lot 4, Map 3922, thence East to the South-East corner of Lot 7, Block 18, Map 195, then North to the North-East corner of said Lot then East to the South-East corner of Lot 12, Block 18, Map 195, then north to the North-East corner of said Lot 12, then East on Bewdley Avenue to the South-East corner of Bewdley thence North to the North-East corner of Lot 9, Block 19, Map 195A, thence West to the North-West corner of said lot 9, thence South to the North-East corner of Lot 10, Block 19, Map 195A, then West to the North-West corner of said Lot 10, then North to the North-East corner of Lot 22, Block 19, Map 195A, thence West to Lampson Street, then North to a point 78 feet North of the North boundary of Wychbury, thence West on the North boundary of Lot 6, Map 5091 to the East boundary of Lot 4, thence North to the North-East corner of said Lot 4, thence Westerly to the West boundary of Lot 1, Map 5091, thence North to the North-West corner of Lot 5, Map 4729, thence West on the North boundary of Lot 3, Map 4478, thence South to the North boundary of Lot 8, Map 1162, thence West to the Easterly boundary of Lot 8, Map 6016, thence North to the North boundary of Lot 8, Map 6016, then West to the East boundary of Lot 3, Map 5135. Thence South to the North boundary of Lot 8, Map 1054, thence West to the Westerly boundary of Lot 4, Map 1054, then South to the Southerly boundary of Lot 2, Map 1054, the West to Fraser Street, thence South to the point of Commencement, and excepting Lots 1 and 2, Map 2505.

2. The Corporation of the Township of Esquimalt is hereby authorized and empowered to lay down and construct a drainage system for the special benefit of the area defined, including the acquisition of necessary easements, consisting of mains and laterals and in accordance with plan of the same on file in the Municipal Hall at Esquimalt.
3. For the purpose aforesaid there shall be borrowed on the credit of the Corporation at large, the sum of Eight Thousand Five Hundred (\$8,500.00) Dollars and debentures shall be issued therefor and shall have coupons attached thereto for the payment of interest.
4. The debentures shall be dated the second day of June, 1947, and shall be payable in the total shown in Section seven (7) hereof, in each of the years 1948 to 1963 inclusive.
5. The debentures shall bear interest at the rate of three (3%) percent per annum payable half yearly and as to both principal and interest shall be expressed to be and shall be payable in lawful money of Canada at the Bank of Montreal at Esquimalt, British Columbia.
6. The Reeve of the Corporation shall sign and issue the debentures and interest coupons and the debentures shall also be signed by the Treasurer of the Corporation and sealed with the seal of the Corporation.

7. During sixteen years the currency at the debentures there shall be raised annually from the benefitting area for the payment of the debt and interest thereon, the amounts set out as follows:

<u>Year</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
1948	\$ 400.00	\$ 255.00	\$ 655.00
1949	\$ 450.00	\$ 243.00	\$ 693.00
1950	\$ 450.00	\$ 229.50	\$ 679.50
1951	\$ 450.00	\$ 216.00	\$ 666.00
1952	\$ 450.00	\$ 202.50	\$ 652.50
1953	\$ 500.00	\$ 189.00	\$ 689.00
1954	\$ 500.00	\$ 174.00	\$ 674.00
1955	\$ 550.00	\$ 159.00	\$ 709.00
1956	\$ 550.00	\$ 142.50	\$ 692.50
1957	\$ 550.00	\$ 126.00	\$ 676.00
1958	\$ 550.00	\$ 109.00	\$ 659.50
1959	\$ 600.00	\$ 93.00	\$ 693.00
1960	\$ 600.00	\$ 75.00	\$ 675.00
1961	\$ 600.00	\$ 57.00	\$ 657.00
1962	\$ 650.00	\$ 39.00	\$ 689.00
1963	\$ 650.00	\$ 19.50	\$ 669.50
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	\$ 8500.00	\$ 2329.50	\$10829.50

8. For payment of such debt and interest there is hereby imposed upon the lands hereinbefore described and shown on the special assessment roll and the plan thereof and duly filed with the Clerk of the Municipal Council an equal annual special rate of six (6) cents per foot frontage, save as hereinafter appears, upon each lot entered in the special roll according to the frontage thereof over and above all other rates and taxes which said special rate shall be collected annually by the Collector of taxes for the Corporation at the same time and in the same manner and subject to the like incidents as other taxes.

9. The owners of lots facing on more than one street may connect the lateral or connecting drain to the most convenient street main, but a frontage of not more than eighty feet shall be calculated on any one parcel of land. On a subdivision of an existing parcel of land a frontage of a newly created parcel or parcels of land shall be subject to the assessment imposed herein.

10. This By-Law requires the assent of the electors of the Corporation of the Township of Esquimalt whose names are borne on the Special assessment roll in the defined portion of the Municipality and in manner provided by Division 1 of Part VI of the Municipal Act.

11. This By-Law may be cited as the "Kinver Drainage District By-Law, No. 1, 1947".

PASSED the Municipal Council on the 5th day of June, 1947.

Received the assent of the electors the 19th day of June, 1947.

RECONSIDERED, ADOPTED AND FINALLY PASSED the Municipal
Council this 7th day of July, 1947.

"A. J. Thomas"
Reeve

"V. Mesher"
Clerk