

TOWN OF HAY RIVER  
LOCAL IMPROVMENT BY-LAW  
BY-LAW NO. 2358/LIP/16

**A BY-LAW** of the Council of the Municipal Corporation of the Town of Hay River in the Northwest Territories pursuant to the Cities, Towns and Villages Act, S.N.W.T. 2003, c. 22 ("Cities, Towns and Villages Act"), to undertake a Local Improvements for the residents of this Town.

**WHEREAS** pursuant to section 58 of the Cities, Towns and Villages Act, a Municipal Corporation may, for a Municipal purpose, establish, deliver and operate services, in the form of installing curbs, gutters, sidewalks, paved surfaces and in the Town of Hay River in the Northwest Territories as shown in a sketch attached hereto as Schedule "A".

**AND WHEREAS**, pursuant to section 70 of the Cities, Towns and Villages Act, a council may make by-laws for Municipal purposes respecting public utilities, programs, services, infrastructure and facilities provided or operated by, or on behalf of, the Municipal Corporation and the enforcement of by-laws;

**AND WHEREAS** the improvements proposed will principally benefit real property as noted in Schedule "A" attached hereto and forming part of this By-Law.

**NOW, THEREFORE**, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE TOWN OF HAY RIVER, in regular session duly assembled, enacts as follows:

**SHORT TITLE**

This By-law may be cited as the "Local Improvements –Curb, Gutters, Sidewalk and Pavement"

**PART 1 - INTERPRETATION**

This by-law pertains to the McRorie Road improvements to include Curb, Gutters and Sidewalks. In this by-law the Local Improvement has been estimated at following terms:

- (1) That the Local Improvements in the areas described project in Schedule "A" attached hereto shall be implemented at the estimated project costs of eighty six thousand, six hundred and eighty dollars (\$86,680). This will include 17 properties of which the property owners will pay half of the total which is \$43,340. This represents the cost of 17 properties at \$2,549.00each.
- (2) That the total cost of the program payable by the Town of Hay River will be recovered by approximately forty three thousand, three and forty dollars (\$43,340.00) from the Town's Infrastructures Reserve, and approximately forty three thousand, three and forty dollars (\$43,340.00) recovered by assessing Local Improvement charges on the assessable lot distance described in Schedule "B" which is attached hereto and forming part of this by-law.
- (3) That the property owners shall have the option to pay as follows:

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- a) Prepay the total cost of the Local Improvement as outlined in Schedule "B" attached hereto, or
- b) Pay annual local improvement charges over a five (5) year period at four point zero (4.00%) per cent annual interest.
- c) Pay annual local improvement charges over a ten (10) year period at four point zero (4.00%) per cent annual interest.
- d) The outstanding principal may be repaid by the property owner at any time during the term of the debenture.

**APPEALS**

- (1) Any person served with an order made pursuant to section 5 of this By-law, may appeal the decision to Council within fourteen (14) days of the date of such order and the decision of Council on such an appeal shall be final subject only to any applicable provision of the Cities, Towns and Villages Act.
- (2) An appeal made under sub-section (1) shall:
  - (a) be in writing, stating the reasons for the appeal;
  - (b) be delivered to the Senior Administrative Officer; and
  - (c) be heard by Council at a Regular or Special Council meeting within twenty-one (21) days from the date it is received.

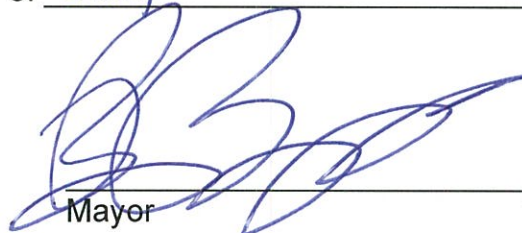
**REPEALS - N/A**

- (1) Local Improvements By-law No. 2358/LIP/16 is a new Bylaw.

**EFFECT**

- (1). Except where otherwise expressly stated in this By-law, this By-law shall come into effect upon receiving Third Reading and otherwise meeting the requirements of Section 75 of the Cities, Towns and Villages Act.

READ A FIRST TIME this 25 day of July, 2016.

  
\_\_\_\_\_  
Mayor

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After a Public Hearing held on the 25 day of August, 2016

READ A SECOND TIME this 29<sup>th</sup> day of August, 2016.

  
\_\_\_\_\_  
Mayor

*After obtaining the approval from sixty (60%) per cent of the ratepayers, who would be required to pay local improvement charges, and which ratepayers represent at least one half (1/2) of the assessed value of all real property in respect of which these local improvements will be levied.*

READ A THIRD AND FINAL TIME this 19<sup>th</sup> day of September, 2016  
and passed with consent of Council.

  
\_\_\_\_\_  
Mayor

CERTIFIED that this bylaw has been made in accordance with the requirements of the Cities, Towns and Villages Act, S.N.W.T., 2003 c.22 and the bylaws of the Municipal Corporation of the Town of Hay River this 19 day of September, 2016.

  
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Senior Administrative Officer

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**SCHEDULE "A"**

**Curb, Gutters and Sidewalk**

***This Bylaw will cover the following areas:  
McRorie Road***

As per section 15, every *person*, including the *ratepayers*, shall pay the fees and charges applicable to them as specified in this schedule.

<b>17 Properties</b>	<b>Charge/Fee/Costs</b>
Total estimated cost -	\$86,680.00
<i>Property Owners to pay half of Total Cost</i>	\$43,340.00
Average cost to the Property Owners (17 properties)	\$ 2,549.00 per each property lot

**SCHEDULE "B"**

**COST BREAKDOWN PER LOT LEVY**

**Fees, Levies and Limits**

<b>Item</b>	<b>Charge/Fee or Quantity</b>
Lump sum Levy	\$2,549.00 per one-time fee
Interest rate selected for this project	Four (4%) per cent per year
These payment are in addition to your current taxed	Taxes plus this levy

**Fees Limits and Levies**

<b>Item</b>	<b>Charge/Fee or Quantity</b>
One payment for the cost of the project per lot	\$ 2,549.00
10-Year payment schedule	\$ 305.00 per each year for 10 years
5-Year payment schedule	\$ 565.00 per each year for 5 years
All credit time payments are based on 4% annual interest	4% per annum
<b>MEMO: SINGLE LOT OWNERS PAY</b>	<b>\$2,549.00</b>
<b>Owner who owns two lots will pay for each lot</b>	<b>\$2,549.00 * 2</b>