

Re: 1976 LOCAL IMPROVEMENT PROGRAM  
(CERTIFICATE OF SUFFICIENCY, MAY 3, 1976)

ITEM 4  
MANAGER'S REPORT NO. 31  
COUNCIL MEETING May 10/76

The following report from the Municipal Engineer contains the information that Council requested on three items that were included in the Certificate of Sufficiency that appeared on the agenda for the May 3, 1976 meeting of Council.

Relevant background information on the items in question as extracted from the Certificate of Sufficiency is attached.

Upon further reflection of the information contained in the Certificate, the Municipal Manager is of the opinion that Project 76-015 should be deleted from the program because the majority of the affected property owners expressed a desire to have the project defeated. The circumstances suggest that this criterion should be used as the critical measurement in determining whether or not to abandon the project, notwithstanding the fact that the majority of persons objecting represent less than one-half of the total value of the parcels that are liable to be specially charged.

The Municipal Manager also recommends that Project 76-002 be abandoned because objections have been received from one of the two owners, and the work as proposed is not essential to the overall project, although the Manager agrees with the Engineer that from a public works point of view, it is still a desirable project. The risk we take in dropping the project, is that the one owner who did not sign the petition may really want the work, but with a one on one situation, it does not appear to be a project that we should "go to the mat" on.

RECOMMENDATIONS:

1. THAT local improvement projects 76-015 and 76-002 not proceed; and
2. THAT authority be given to have local improvement project 76-021 proceed as proposed.

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TO: MUNICIPAL MANAGER  
FROM: MUNICIPAL ENGINEER  
RE: 1976 LOCAL IMPROVEMENT PROGRAM

4 MAY, 1976

The Municipal Council, when considering the Municipal Clerk's Certificate of Sufficiency regarding the 1976 Local Improvement Program, asked the Municipal Engineer to comment on three projects as follows.

- 76-002 - To construct a curb on the east side of Carleton Avenue from Triumph Street to Dundas Street.
- 76-015 - To construct a curb only on the south side of Kitchener Street from Madison Avenue to Willingdon Avenue and a 5 foot curb sidewalk on the north side of Kitchener Street from the lane east of Madison Avenue to Willingdon Avenue.
- 76-021 - To construct 28 foot pavement with 5 foot curb sidewalks both sides on Spruce Street from Royal Oak Avenue to Canada Way.

Project No. 76-002 was one of eight intiations on Carleton Avenue between Albert Street and McGill Street to complete curbs and gutters on the street, together with missing sections of separated four foot walks. Six sections were initiated for separated four foot walks of which three were approved and three were defeated. Three sections were initiated for curb and gutter of which one was approved, one was defeated and the remaining one is project No. 76-002. There is considerable difference of opinion on Carleton Avenue as to the desirability of bringing the street to a finished standard. This resulted in the section for curb and gutter between Dundas Street and McGill Street being defeated whereas the section of curb and gutter between Triumph Street and Albert Street was approved. Under these circumstances, it is not significant one way or the other whether or not the curb is added to the east side from Triumph Street to Dundas Street (Project No. 76-002).

- 2 -

ITEM	4
MANAGER'S REPORT NO.	31
COUNCIL MEETING	May 10/76

Project No. 76-015 would bring Kitchener Street from Madison Avenue to Willingdon Avenue up to finished standard and provide for a sidewalk continuously on the north side. A sidewalk was not included in the Local Improvement for the south side as it was considered only essential to have the walk on one side and the walk had already been constructed and in place on the north side from Madison Avenue to the lane east of Madison Avenue. This street has an undesirable open ditch in two of the three blocks which, together with some failure of the existing pavement, would indicate from a public works point of view that it would be quite desirable to proceed with the project.

Project No. 76-021 will provide a five foot curbwalk on both sides of Spruce Street from Royal Oak Avenue to Canada Way. This project unlike the other two, is not borderline, i.e., the number of property owners required to defeat the project was thirty-eight and only nine objections were received. The pavement on Spruce Street is badly cut and repaired subsequent to the installation of a storm sewer which was recently installed in preparation for Local Improvement. The ditches have been filled in on a temporary basis in preparation for Local Improvement and therefore from a public works point of view it is highly desirable that this project should proceed.

RECOMMENDATION:

THAT Project No. 76-002, because it is not an essential part of the overall, not proceed, whereas Project Nos. 76-015 and 76-021 should proceed as each one is an entity unto itself and from the public works point of view is desirable to bring the street to its finished standard.

VK:wlh

cc: ( ) Municipal Clerk  
( ) Municipal Treasurer

*[Signature]*  
MUNICIPAL ENGINEER

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	51% REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
1. <u>28' Pavement with Curb on One Side Only</u>							
76-002	Curb on East Side of Carleton Avenue from Triumph Street to Dundas Street	2	2	1	\$ 20,645	\$ 10,322	\$ 11,305
2. <u>28' Pavement with Curb on One Side and 5' Curb Sidewalk on Other Side</u>							
76-015	Curb only on South Side of Kitchener Street from Madison Avenue to Willing- don Avenue and 5' Curb Sidewalk on North Side of Kitchener Street from lane East of Madison Avenue to Willingdon Avenue	22	12	14	327,035	163,517	143,710
A petition has been received against Local Improvement Project 76-015 which, while representing a majority of the owners, does not represent at least one-half of the value of the parcels liable to be specially charged. The average assessed land value of 21 of the 22 properties affected by this Local Improvement Project is \$10,205. The remaining property from which no objection to the project was received, however, has an assessed land value of \$112,725.							
3. <u>28' Pavement with 5' Curb Sidewalks on Both Sides</u>							
76-021	Spruce Street from Royal Oak to Canada Way	74	38	9	778,455	389,227	90,070

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COUNCIL MEETING May 10/76