

ITEM	17
MANAGER'S REPORT NO.	47
COUNCIL MEETING	1979 07 03

RE: 1979 LOCAL IMPROVEMENT ORNAMENTAL STREET LIGHTING PROGRAM

The following is a report from the Municipal Treasurer re the above.

RECOMMENDATION

1. THAT the recommendations of the Municipal Treasurer be adopted.

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1979 June 28

TO: MUNICIPAL MANAGER

File: I52-10

FROM: MUNICIPAL TREASURER

RE: 1979 LOCAL IMPROVEMENT ORNAMENTAL STREET LIGHTING PROGRAM

RECOMMENDATIONS

1. THAT the program as submitted be approved; and
2. THAT a rate per front foot of 60¢ annually for each of ten years be approved; and
3. THAT By-law No. 6828 be amended to include this rate; and
4. THAT the Municipal Clerk be instructed to initiate the works.

REPORT

Attached is a local improvement cost report per Section 601 of the Municipal Act setting out the proposed ornamental street lighting program for 1979.

Burnaby Local Improvement Charges By-law 1976, Amendment By-law 1979, By-law No. 7311, setting out local improvement rates for 1979, was passed by Council on 1979 January 29. This by-law amended By-law No. 6828. At the time, there was insufficient information on hand to permit the inclusion of a rate for ornamental street lighting. Now that the program is on hand, By-law No. 6828 must be further amended before the works may be initiated.

The frontage tax rules for street works are that full frontages are taxable except for odd size lots which must be treated pursuant to Section 415(5) of the Municipal Act which reads:

- "Where a frontage tax is levied on
- (a) a triangular or irregularly shaped parcel of land; or
 - (b) a parcel of land wholly or in part unfit for building purposes; or
 - (c) a parcel of land which does not abut on the work or highway but is nevertheless deemed to abut on the work or highway, as the case may be; or
 - (d) a parcel of land which not only abuts on a sewer but is also traversed by the sewer,

the taxable foot-frontage shall be the number of feet fixed by the Assessor, who, in fixing the number of feet, shall have due regard to the condition, situation, value, and superficial area of the parcel as compared with other parcels of land, or to the benefit derived from the work or service, so as to bring the frontage tax, when imposed, to a fair and equitable basis."

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and except for corner lots for which the following rules have been approved by Council and are included in the Charges By-law:

- "(a) where a parcel of land is situated at the junction or intersection of highways and the work or service is provided on or along more than one side of the parcel, the taxable foot-frontage shall be the actual foot-frontage of the shortest of the two frontages plus 25% of the actual frontage of the longer of the two frontages;
- (b) where a parcel of land is situated at the junction or intersection of highways and the work is provided on or along the longer of the two frontages of the parcel, the taxable foot-frontage shall be the actual foot-frontages of the shortest of the two frontages;
- (c) where a similar work or service payable by special charges has previously been provided on or along one side of a parcel, the taxable foot-frontage shall be 25% of the actual frontage of the longer of the two frontages;
- (d) where the frontage of a parcel of land abutting the works is less than five feet, the taxable frontage shall be established at five feet."

As with the street construction program, it is recommended that benefiting owners pay sixty percent of the annual cost of retiring the debt created for this purpose. The rate so calculated is 60¢ per front foot annually for each of ten years, which is the rate that was in effect in 1978.

R. D. McMillan
MUNICIPAL TREASURER

EM:gw
Attach.

cc. Municipal Clerk
Municipal Solicitor
Director of Planning
Municipal Engineer