

REPORT
REGULAR COUNCIL MEETING
1987 November 09

File: D 04 03 03

THE CORPORATION OF THE DISTRICT OF BURNABY

CERTIFICATE OF SUFFICIENCY

1986 LOCAL IMPROVEMENT PROGRAM

ORNAMENTAL STREET LIGHTING

RECOMMENDATIONS:

1. THAT Council receive the Municipal Clerk's Certificate of Sufficiency covering the 1986 Local Improvement Program - Ornamental Street Lighting;
2. THAT Council authorize the preparation of Local Improvement Construction Bylaws for each of the projects.

R E P O R T

Section 656 (1) of the Municipal Act provides, in part, as follows:

"656 (1) - unless within one month after the publication of the notice a majority of the owners, representing at least 1/2 of the value of the parcels which are liable to the specially charged, petition the council not to proceed with it, the work may be undertaken as a local improvement."


Petitions have been received against the following Local Improvement Projects as more particularly detailed in the attached schedule:

86-032 and 86-052

All of the foregoing petitions are hereby certified as sufficient as these petitions represent a majority of owners of each project who, in turn, represent at least one-half of the value of the parcels liable to be specially charged. The Council is, therefore, precluded from proceeding with any of these projects.

In addition, I wish to draw Council's attention to the NOTE appearing on the last page of the Certificate of Sufficiency with respect to project number 86-039 - Ornamental Street Lighting on Littlewood Avenue from Kincaid Street to Forest Street.

I hereby certify that sufficient petitions have not been received against the balance of the works shown on the attached schedule and Council may proceed with the works as provided for in Section 656 (1) of the Municipal Act.


CHARLES A. TURPIN
MUNICIPAL CLERK

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THE CORPORATION OF THE DISTRICT OF BURNABY

HIS WORSHIP, THE MAYOR
AND ALDERMEN

Gentlemen/Madam:

1986 LOCAL IMPROVEMENT PROGRAM - ORNAMENTAL STREET LIGHTING

In accordance with Section 656 (1) of the Municipal Act, I wish to report that I have published in a newspaper circulating in the Municipality and also served upon the owners of properties affected, Notice of Intention to construct, as a Local Improvement, the works described below:

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
86-024	Balmoral Street from Colbourne Avenue to Sperling Avenue	21	11	Nil	2,397,200	1,198,600	Nil
	<u>Ornamental Street Lighting</u>						
86-025	Beta Avenue from Lougheed Highway south to cul-de-sac	6	4	Nil	2,488,900	1,244,450	Nil
	<u>Ornamental Street Lighting</u>						
86-026	Booth Avenue from Grafton Street to Grange Street	19	10	Nil	1,810,850	905,425	Nil
	<u>Ornamental Street Lighting</u>						
86-027	Burford Street from Griffiths Avenue to Imperial Street	25	13	Nil	1,568,500	784,250	Nil
	<u>Ornamental Street Lighting</u>						

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
86-028	Canada Way - Sixth Street Being the area generally bounded by Canada Way, Sixth Street, Eleventh and Nineteenth Avenues	275	138	4	18,869,200	9,434,600	263,100
	<u>Ornamental Street Lighting</u>						
86-029	Carnegie Street from Kensington Avenue to Brooklyn Avenue	19	10	7	1,229,650	614,825	457,100
	<u>Ornamental Street Lighting</u>						
86-030	Chaffey Avenue from Grange Street to Burke Street	78	40	Nil	3,900,150	1,950,075	Nil
	<u>Ornamental Street Lighting</u>						
86-031	Clinton Street from Hedley Avenue west to lane east of Gilley Avenue	34	18	1	2,204,150	1,102,075	67,300
	<u>Ornamental Street Lighting</u>						
86-032	Duncan Avenue from Union Street to Hastings Street	13	7	7	1,172,350	586,175	828,200
	<u>Ornamental Street Lighting</u>						

54

50

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
86-033	Eglinton Street east from the west property line of Lot 172 (5734 Eglinton Street) on the south and the west property line of Lot 168 (5735 Eglinton Street) on the north to cul-de-sac	12	7	2	909,050	454,525	152,400
<u>Ornamental Street Lighting</u>							
86-034	Elsom Avenue from Sardis Street to Grafton Street	22	12	1	1,350,600	675,300	65,750
<u>Ornamental Street Lighting</u>							
86-035	Elwell Street from Canada Way to Sixth Street	33	17	1	2,292,200	1,146,100	77,600
<u>Ornamental Street Lighting</u>							
86-036	Fir Street from Smith Avenue to MacDonald Avenue	30	16	1	2,116,900	1,058,450	62,050
<u>Ornamental Street Lighting</u>							
86-037	Goodlad Street from Canada Way to Sixth Street	37	19	2	2,351,200	1,175,600	125,600
<u>Ornamental Street Lighting</u>							

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT	CS
86-038	Harken Drive Area Limits: Pioneer Avenue from Grassmere Street north to north property line of Lot B (4927 Pioneer Avenue) and on Harken Drive - Pioneer Avenue east to north property line of Lot 262 (4661 Harken Drive); and on Harken Drive from west property line of Lot 251 (4560 Harken Drive) to east property line of Lot 280 (4584 Harken Drive); and on Beamish Court - Harken Drive north to north property line of Lot 256 (4968 Beamish Court)	36	19	3	2,615,150	1,307,575	312,400	
	<u>Ornamental Street Lighting</u>							
86-039 (SEE NOTE AT END OF REPORT)	Littlewood Avenue from Kincaid Street to Forest Street	3	2	2	394,600	197,300	136,700	
	<u>Ornamental Street Lighting</u>							
86-040	MacDonald Avenue from Fir Street to Pine Street	6	4	Nil	454,750	227,375	Nil	
	<u>Ornamental Street Lighting</u>							
86-041	MacDonald Avenue from William Street to Kitchener Street	6	4	Nil	397,100	198,550	Nil	
	<u>Ornamental Street Lighting</u>							

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
86-042	McKay Avenue from Rumble Street to Boxer Street	31	16	Nil	2,221,650	1,110,825	Nil
	<u>Ornamental Street Lighting</u>						
86-043	Malvern Avenue from Burris Street to Imperial Street	80	41	Nil	5,638,276	2,819,138	Nil
	<u>Ornamental Street Lighting</u>						
86-044	Napier Street from Douglas Road to Gilmore Avenue	52	27	1	3,384,200	1,692,100	53,550
	<u>Ornamental Street Lighting</u>						
86-045	Patterson Avenue from Kingsway south to the south property line of NW 2265, D.L. 151, Lots 1 to 238 (4134 and 4194 Maywood Street)	574	288	Nil	15,868,900	7,934,450	Nil
	<u>Ornamental Street Lighting</u>						
86-046	Paulus Crescent Area Limits: Being the area generally bounded by Cliff Avenue, Duthie Avenue, Buchanan Street and Paulus Crescent	150	76	5	11,124,150	5,562,075	364,900
	<u>Ornamental Street Lighting</u>						

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT	80 LC
86-047	Price Street from Boundary Road to Smith Avenue	27	14	1	1,597,300	798,650	51,700	
	<u>Ornamental Street Lighting</u>							
86-048	Randolph Avenue from Imperial Street to Bryant Street	32	17	1	2,296,650	1,148,325	69,250	
	<u>Ornamental Street Lighting</u>							
86-049	Ridgelawn Drive from Woodway Place to Springer Avenue	2	2	Nil	1,090,000	545,000	Nil	
	<u>Ornamental Street Lighting</u>							
86-050	Seventh Avenue from Canada Way to Mary avenue	40	21	2	1,981,050	990,525	110,250	
	<u>Ornamental Street Lighting</u>							
86-051	Springer Avenue from Parker Street to Loughheed Highway	198	100	4	7,783,250	3,891,625	270,750	
	<u>Ornamental Street Lighting</u>							
86-052	Sumas Street from Rosser Avenue east to cul-de-sac	3	2	2	1,678,300	839,150	1,090,500	
	<u>Ornamental Street Lighting</u>							

PROJECT NUMBER	DESCRIPTION OF WORK	NO. OF OWNERS	MAJORITY REQUIRED TO DEFEAT PROJECT	NO. OF OBJECTIONS	TOTAL ASSESSED VALUE OF LAND	50% REQUIRED	TOTAL PETITIONERS' ASSESSMENT
86-053	Burns Place from Kisbey Street east to cul-de-sac	10	6	Nil	685,750	342,875	Nil

Ornamental Street Lighting

NOTE:

86-039 Ornamental Street Lighting on Littlewood Avenue from Kincaid Street to Forest Street

A total of three owners are affected by this project which would require two valid objections to defeat the work. Two valid objections were received, however, section 656 (1) of the Municipal Act states, in part "... and unless within one month after the publication of the notice a majority of the owners, representing at least 1/2 of the value of the parcels which are liable to be specially charged, petition the council not to proceed with it, the work may be undertaken as a local improvement." In this particular instance, the combined value of the three parcels which are liable to be specially charged is \$394,600 which, in compliance with section 656 (1) of the Municipal Act, would require a total petitioner assessment of \$197,300 to defeat the work. The combined value of the two objecting owners is \$136,700.

In summary, there are two owners objecting to this project, however, their combined land value does not represent 50% of the value of the parcels which are liable to be specially charged which precludes the Municipal Clerk from rendering the petitions sufficient to defeat this project.

The Director Engineering has reviewed the relative seriousness of the public need to provide the lighting on Littlewood and has concluded that the wishes of the two residential property owners should be given precedence; he therefore recommends that the Council not proceed with project no. 86-039.

CHARLES A. TURPIN, MUNICIPAL CLERK