

1990 JULY 17

TO: MUNICIPAL MANAGER  
FROM: DIRECTOR ENGINEERING

SUBJECT: LOCAL IMPROVEMENT PAVING PROJECT 89-017, ON TRIUMPH STREET FROM INGLETON AVENUE TO BOUNDARY ROAD

PURPOSE: To respond to a delegation requesting that Council approve local improvement roadworks on Triumph Street, Ingleton Avenue to Boundary Road.

RECOMMENDATION:

1. THAT the Rev. Jeanette Stigger of 3863 Cambridge Street, Burnaby, B.C., V5C 1G2, be provided with a copy of this report.

REPORT

Appearing on this Council agenda under Delegations is a representative of the Parish of Saint Nicolas who wishes to speak on the proposed local improvement roadworks on Triumph Street from Ingleton Avenue to Boundary Road. Additionally, an item of correspondence from the Rev. Jeannete Stigger pertaining to this subject appeared on Council agenda of 1990 July 03.

The subject project was initiated as a local improvement project in 1990 February. Petitions opposing the proposed works were received from the majority of property owners. The Municipal Clerk, in accordance with the Municipal Act, advised that Council was precluded from proceeding with this project.

The Rev. Jeanette Stigger will be addressing what she indicates as a majority support for road improvements on Triumph Street from Ingleton to Esmond Avenues (3800 block). This report reviews the history of LIP requests on Triumph Street and addresses Rev. Stigger's concerns.

Current practice requires that a written request be submitted to the Engineering Department, in order for a street to be included in a proposed local improvement paving program. To demonstrate a significant interest in the proposed improvements, the request must also include the signatures of the lesser of ten, or 50% of the affected property owners. A request for road improvements in the 3800 block of Triumph Street which met the above requirements was received in the Engineering Department on 1988 April 29.

In accordance with current practice, staff undertook a review of the proposed project to determine its overall viability. The feasibility study included a condition assessment of underground utilities, consideration for sidewalks and storm drainage requirements in the area. These checks suggested that appropriate local improvement limits would extend between Ingleton Avenue and Boundary Road. The addition of what would have been the last remaining "unfinished" block in the immediate vicinity, provides continuity in a finished standard of pavement, consistent with the overall objective of the LIP program.

Statistics pertaining to the proposed works as presented in the Certificate of Sufficiency are shown in the table below. For the purposes of this report, specific results from the 3800 block are shown in isolation.

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Statistics - 3700 & 3800 Blocks Triumph Street

	3700 & 3800 Blocks	3800 Block Only
No. of Property Owners	29	11
Required to Defeat Project	15	6
No. of Objections	19	7
Total Value of Land	(\$) 3,706,650	1,930,400
Petitioner's Assessment	(\$) 1,996,800	710,100
	(%) 54	37

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

"... 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 specifically charged, petition the council not to proceed with it, the work may be undertaken as a local improvement."

The above statistics clearly indicate a substantial rejection of the combined project, ie. both the 3700 and 3800 blocks. As Council is aware, the Municipal Clerk in accordance with the Municipal Act advised that Council was precluded from proceeding with this project.

However, had there been a separate initiation for the 3800 block, indications are that only one of the two conditions required for defeating a project would have been met.

Staff have discussed the contents of this report with the Rev. Stigger.

*W.C. Sube*  
DIRECTOR ENGINEERING

AAS:je  
Attach.  
cc: Municipal Clerk



