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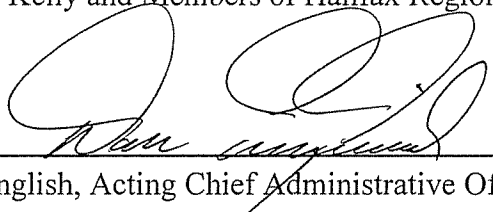


PO Box 1749  
Halifax, Nova Scotia  
B3J 3A5 Canada

Halifax Regional Council  
December 14, 2004  
*January 11, 2005*

**TO:** Mayor Kelly and Members of Halifax Regional Council

**SUBMITTED BY:**

  
\_\_\_\_\_  
Dan English, Acting Chief Administrative Officer

**DATE:** December 3, 2004

**SUBJECT:** By-Law S-416 Respecting Local Improvement Charges, New Paving  
Projects Outside the Core Area - 2003

**ORIGIN**

HRM Council meeting of July 8, 2003.

**RECOMMENDATION**

It is recommended that Council:

1. Approve an increase in the budget of Capital Account No. CXR00483, New Paving of Subdivision Streets Outside the Core Area by \$54,974.18 to cover the total project cost, which is recovered through cost sharing with Nova Scotia Department of Transportation and Public Works (NSDOT & PW) and HRM, with no effect on the Net Budget.
2. Approve in principle and begin the formal process for the adoption of By-Law S-416 Respecting Charges for Street Improvements, on Capital Account No. CXR00483, New Paving of Subdivision Streets Outside the Core Area.

## **BACKGROUND**

The New Paving Projects Outside the Core Area - 2003 were approved by Council in the 2003/04 Capital Budget. These projects are subject to Local Improvement Charges (LIC).

## **DISCUSSION**

These particular projects were approved by Council on July 8, 2003 as LIC projects under the Aid-to-Municipalities Program with NSDOT & PW. Under this program, 50% of the cost will be shared by NSDOT & PW and 50% by HRM. The total HRM share will be recovered by levying LIC's to abutting properties on these streets on a frontage basis. The approved estimated amount by Council was \$616,500.

The streets paved under this program were Country Lake Drive, Minna Drive, Cheshire Lane, Paddington Way, MacDonald Lake Drive and Bayview Drive.

These streets were successfully petitioned in 1999 and included an estimated cost per foot frontage of \$19.00. Due to the increasing cost for paving, the property owners were notified in writing that the Local Improvement rate would increase to \$25.19 per foot of frontage. Country Lake Drive was petitioned again at a rate of \$26.00 per linear foot and was successful with 93% of the recoverable frontage in favour.

HRM's share of the paving project is \$335,737.09. The total recoverable frontage is 15,677 feet. Therefore, the proposed frontage rate of \$21.42 per foot will provide the funding necessary to recover HRM's share of the project cost.

## **BUDGET IMPLICATIONS**

The paving projects are approved under Capital Account No. CXR00483, New Paving of Subdivision Streets Outside the Core Area, in the amount of \$671,474.18, with \$335,737.09 (50%) in cost being paid by NSDOT & PW, and \$335,737.09 (50%) by HRM being fully recovered through Local Improvement Charges, thus having no net cost to HRM. The budget availability has been approved by Financial Services.

**Budget Summary:      Capital Account No. CXR00483, New Paving of Subdivision  
Streets Outside the Core Area**

Cumulative Unspent Budget	\$ 726,025.95
Plus: Budget Increase	\$ 54,974.18
Less: Total Project Cost	<u>\$ 671,474.18 *</u>
	\$ 109,525.95

* Cost Breakdown:	50% NSDOT & PW	\$ 335,737.09
	50% Recoverable from LIC's	\$ 335,737.09
	Net Cost to HRM	<u>\$ 0.00</u>
		\$ 671,474.18

**FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN**

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

**ALTERNATIVES**

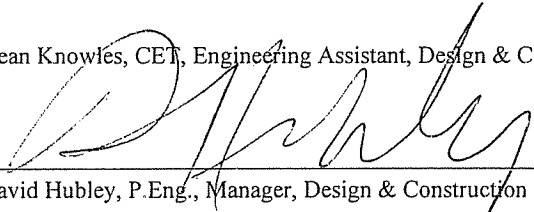
There are no recommended alternatives.

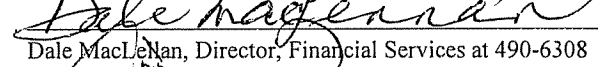
**ATTACHMENTS**

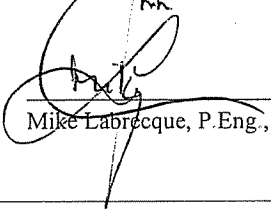
By-Law S-416

Additional copies of this report, and information on its status, can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Dean Knowles, CET, Engineering Assistant, Design & Construction Services at 490-6825

Report Approved by:   
David Hubley, P.Eng., Manager, Design & Construction Services at 490-4845

Report Approved by:   
Dale MacLennan, Director, Financial Services at 490-6308

Report Approved by:   
Mike Labrecque, P.Eng., A/Director, Public Works and Transportation Services at 490-4851

DHK/

**HALIFAX REGIONAL MUNICIPALITY  
BY-LAW S-416  
RESPECTING CHARGES FOR STREET IMPROVEMENTS**

**BE IT ENACTED** by the Council of the Halifax Regional Municipality that By-Law Number S-400, the By-Law Respecting Charges for Street Improvements, Section 2 is hereby amended as follows:

1. Section 2 of By-Law S-400 is amended by adding as Subsection (8) the following:

"Notwithstanding Subsections (1), (2) and (3) a charge is hereby imposed on those areas listed in Schedule " F " as is more particularly set out in that Schedule."

**SCHEDULE " F "**

2. The Local Improvement Charges for properties fronting or abutting in whole or in part, on County Lake Drive in the area identified on the "Plan Showing County Lake Road, Plan No. 1, dated September 10, 2004," attached hereto, shall be \$21.42 per foot.
3. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Cheshire Lane, Minna Drive, and Paddington Way, in the area identified on the "Plan Showing Cheshire Lane, Minna Drive, Paddington Way, Plan No. 2, dated September 10, 2004" attached hereto, shall be \$21.42 per foot.
4. The Local Improvement Charges for properties fronting or abutting in whole or in part, on MacDonald Lake Drive in the area identified on the "Plan Showing MacDonald Lake Drive Plan No. 3, dated September 10, 2004" attached hereto, shall be \$21.42 per foot.
5. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Bayview Drive, in the area identified on the "Plan Showing Bayview Drive Plan No. 4, dated September 10, 2004" attached hereto, shall be \$21.42 per foot.

Done and passed by Council this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
MUNICIPAL CLERK

I, Jan Gibson, Municipal Clerk of the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on \_\_\_\_\_, 2004.

\_\_\_\_\_  
Jan Gibson, Municipal Clerk

Notice of Motion:

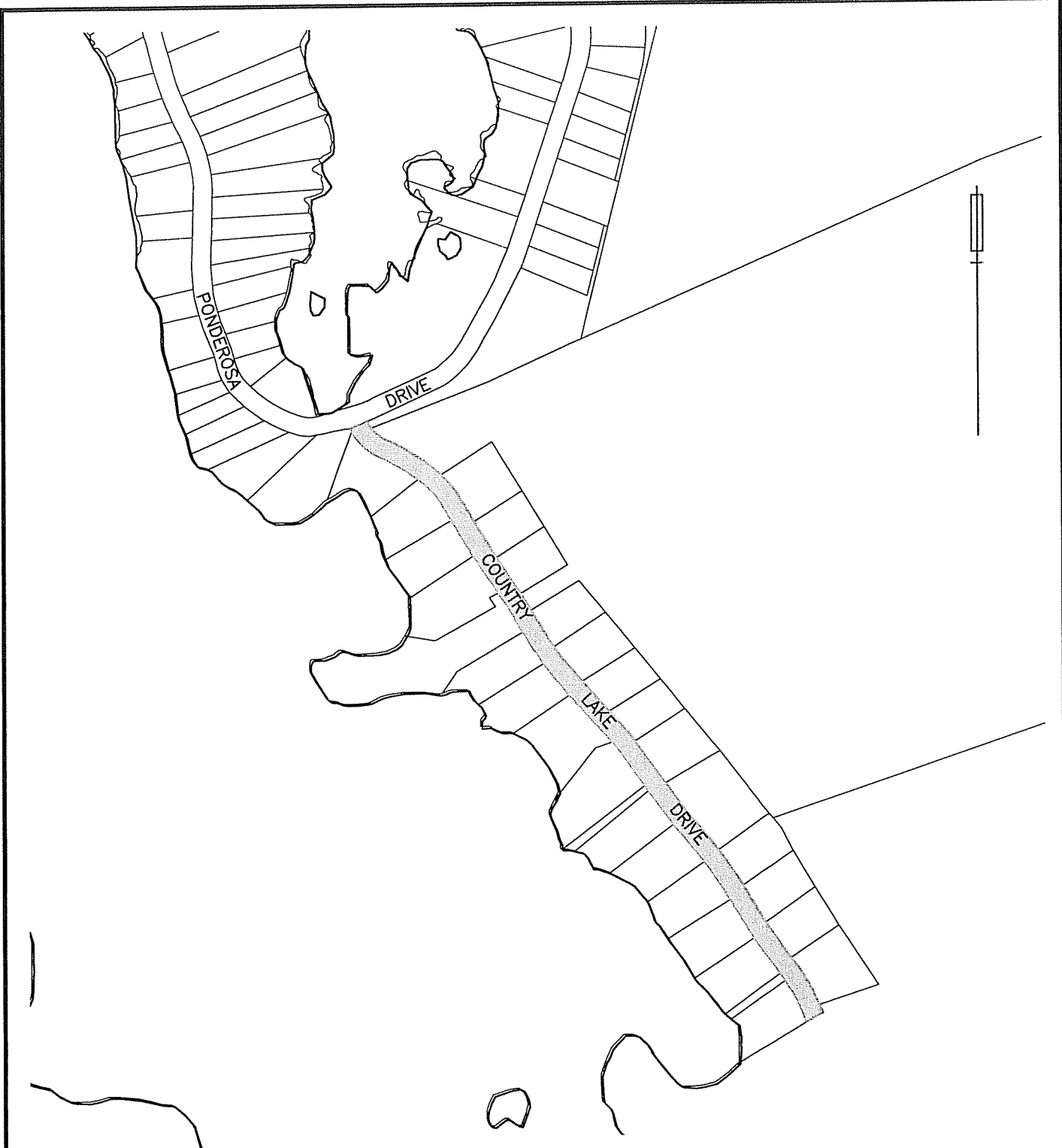
First Reading:

"Notice of Public Hearing" Publication:

Second Reading:

Approval of Service Nova Scotia and Municipal Affairs:

Effective Date:

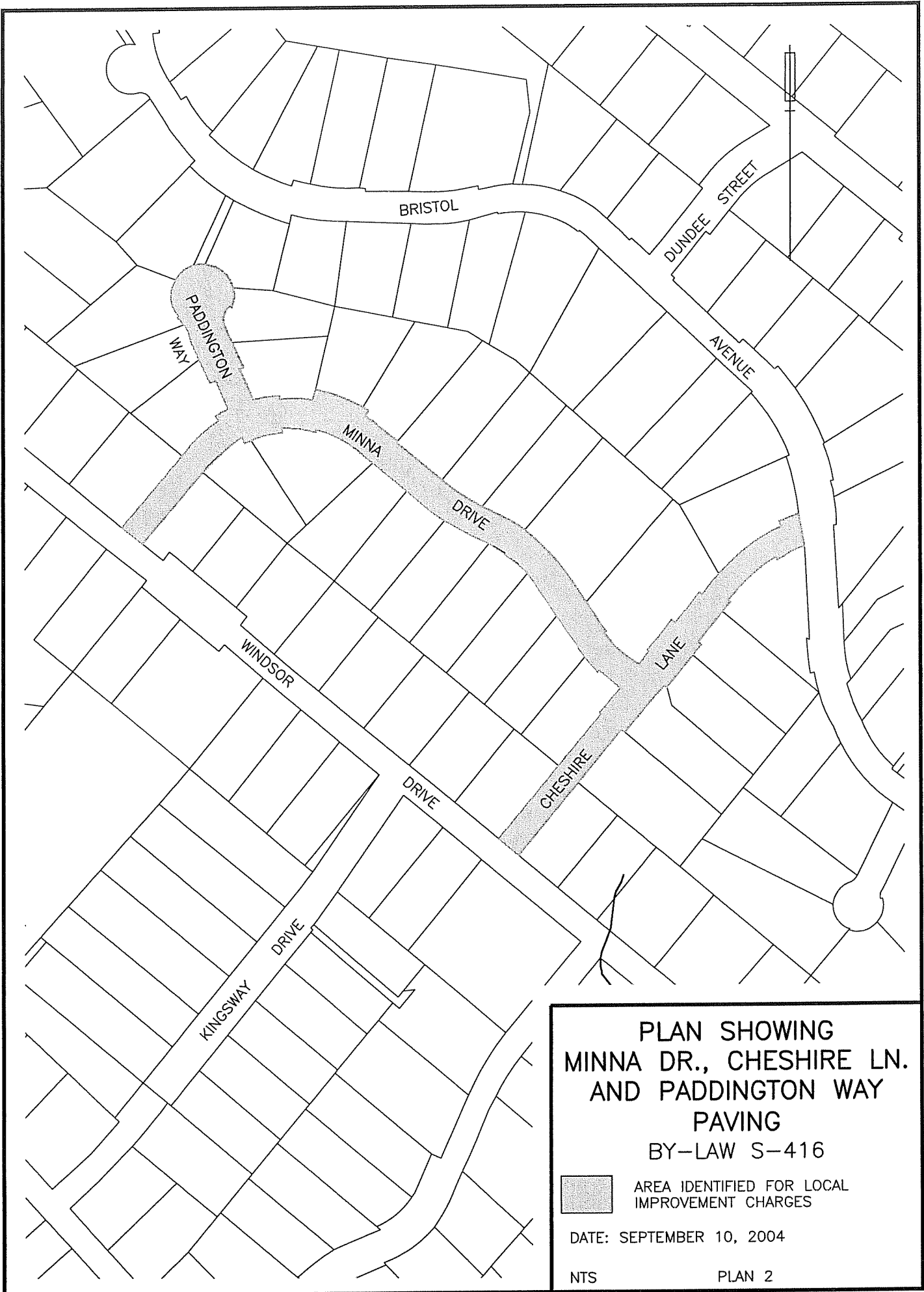


**PLAN SHOWING  
COUNTRY LAKE DRIVE  
PAVING**

**BY-LAW S-416**

 AREA IDENTIFIED FOR LOCAL IMPROVEMENT CHARGES

DATE: SEPTEMBER 10, 2004



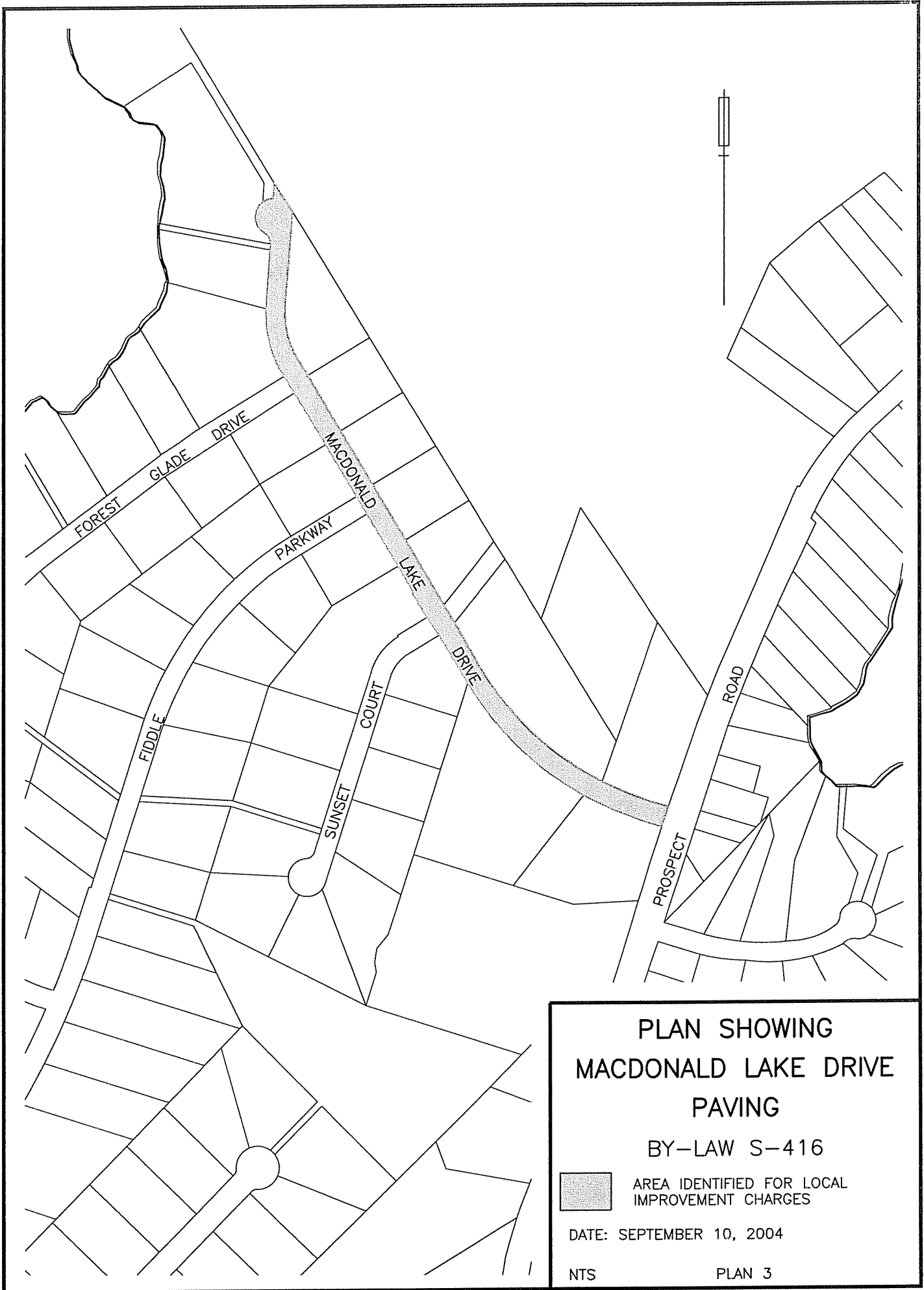
**PLAN SHOWING  
MINNA DR., CHESHIRE LN.  
AND PADDINGTON WAY  
PAVING**

**BY-LAW S-416**

 AREA IDENTIFIED FOR LOCAL  
IMPROVEMENT CHARGES

DATE: SEPTEMBER 10, 2004





**PLAN SHOWING  
MACDONALD LAKE DRIVE  
PAVING**

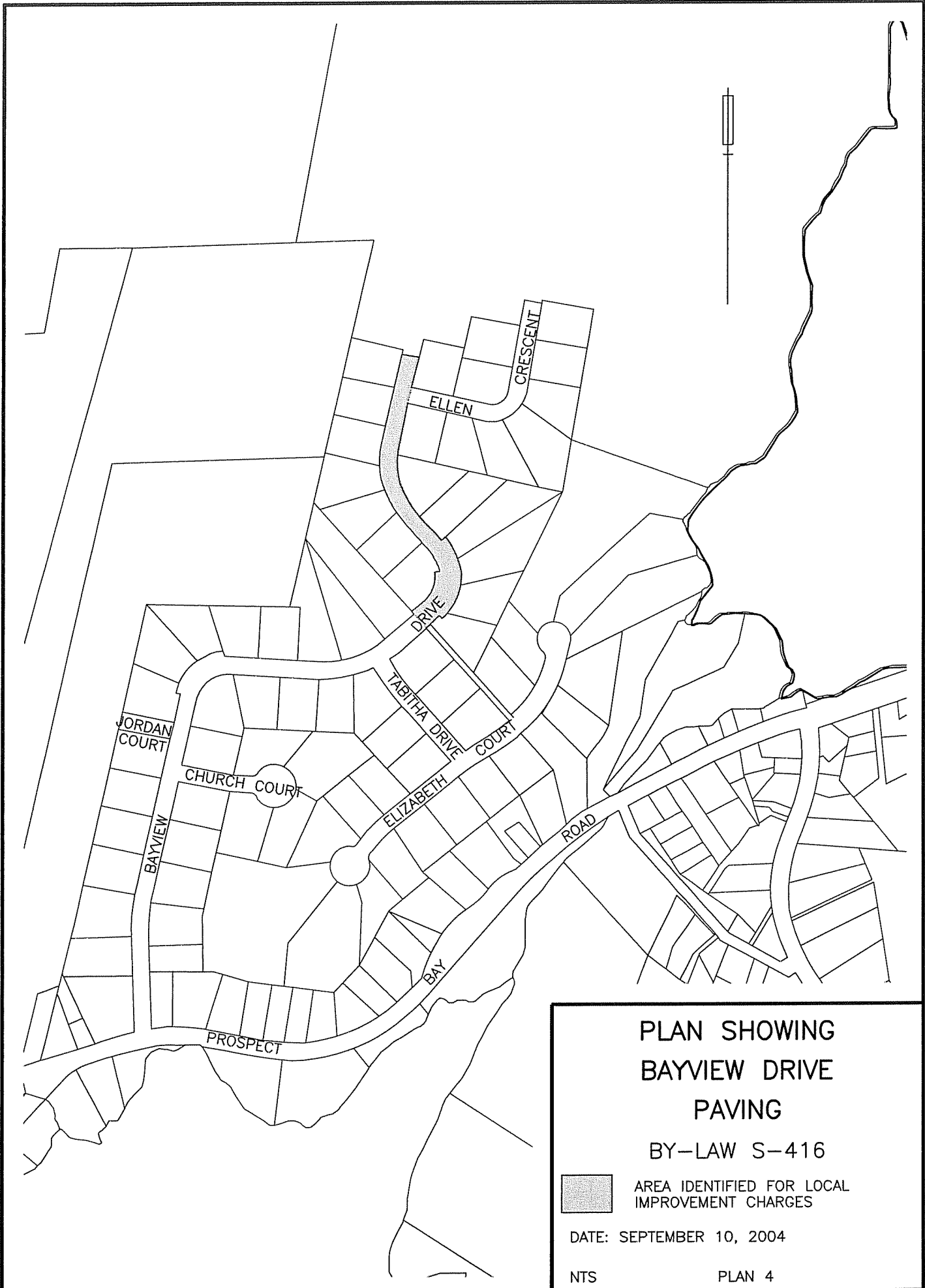
**BY-LAW S-416**

 AREA IDENTIFIED FOR LOCAL  
IMPROVEMENT CHARGES

DATE: SEPTEMBER 10, 2004

NTS

PLAN 3



**PLAN SHOWING  
BAYVIEW DRIVE  
PAVING**

**BY-LAW S-416**

 **AREA IDENTIFIED FOR LOCAL  
IMPROVEMENT CHARGES**

**DATE: SEPTEMBER 10, 2004**

**NTS PLAN 4**