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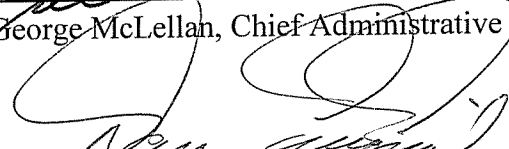
PO Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Halifax Regional Council
November 4, 2003

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY:


George McLellan, Chief Administrative Officer


Dan English, Deputy Chief Administrative Officer

DATE: October 27, 2003

SUBJECT: By-Law S-413, Respecting Local Improvement Charges, New Paving Projects Outside the Core Area - 2002

ORIGIN

HRM Council meeting of August 20, 2002.

RECOMMENDATION

It is recommended that Council approve in principle and begin the formal process for the adoption of By-Law S-413 Respecting Charges for Street Improvements, on Capital Account No. CXR00483, New Paving Projects Outside the Core Area.

BACKGROUND

The New Paving Projects Outside the Core Area - 2002 were approved by Council in the 2002 Capital Budget. These projects are subject to Local Improvement Charges (LIC).

DISCUSSION

These projects were approved by Council on August 20, 2002 as LIC projects under the Aid-to-Municipalities Program with the Nova Scotia Department of Transportation and Public Works (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 streets paved under this program were Foxwood Crescent, Hage's Lane, Jamil's Court, Riverfront Court, Stillwater Court, Stoney Creek Drive, Windsor Drive, Oxford Court and Longburn Drive.

These streets were successfully petitioned in 1999 by residents of the street or by the Councillor for the district. Longburn Drive was petitioned by residents of the street and did not include an estimated cost per foot frontage. The balance of the streets were petitioned at a rate of \$15.00 per foot.

HRM's share of the paving project is \$311,968.42. The total recoverable frontage is 18,191.55 feet. Therefore, the proposed frontage rate of \$17.15 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, Streets Outside the Core Area, in the amount of \$623,936.84, with \$311,968.42, (50%) in cost being paid by Nova Scotia Department of Transportation and Public Works, and \$311,968.42, (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.

<u>CXR00483-New Paving, Streets Outside the Core Area</u>	
Cumulative Unspent Budget	\$1,478,427.00
Less: Total Project Cost	\$ 623,936.84
Plus: 50% NSDOT	\$ 311,968.42
Plus: 50% Recoverable from LIC's	<u>\$ 311,968.42</u>
	\$1,478,427.00

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

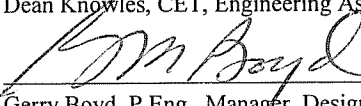
There are no recommended alternatives.

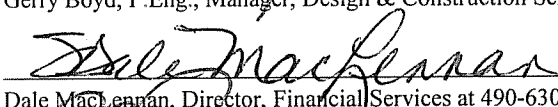
ATTACHMENTS

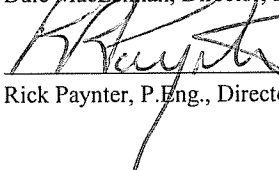
By-Law Number S-413

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: 
Gerry Boyd, P.Eng., Manager, Design & Construction Services at 490-4845

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

Report Approved by: 
Rick Paynter, P.Eng., Director, Public Works and Transportation Services at 490-4855

By-Law: Number S-413
By-Law Name: Respecting Charges for Street Improvements, New Paving Projects Outside the Core Area - 2002".

Objective: The proposed By-Law is to establish the Local Improvement Charges to properties on Foxwood Crescent, Riverfront Court, Stillwater Court, Stoney Creek Drive, Hage's Lane, Jamil's Court, Windor Drive, Oxford Court and Longburn Drive.

By-Law: **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 (6) the following:

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

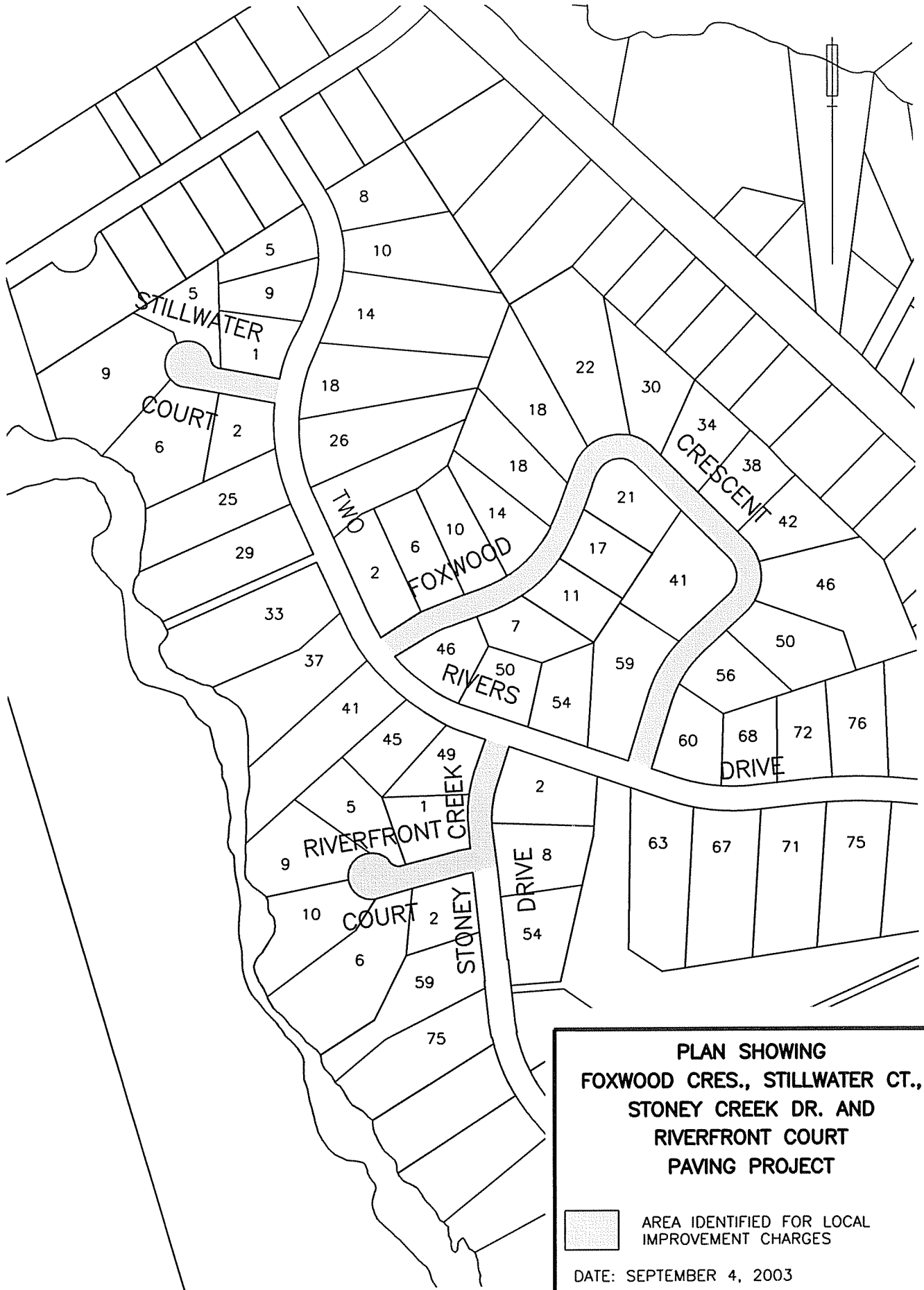
SCHEDULE " E "

2. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Foxwood Crescent, Stillwater Court., Stoney Creek Dr., Riverfront Court in the area identified on the "Plan Showing Foxwood Crescent, Stillwater Court, Stoney Creek Dr., Riverfront Court, Plan No. 1, dated September 4, 2003," attached hereto, shall be \$17.15 per foot.
3. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Hage's Lane and Jamil's Court, in the area identified on the "Plan Showing Hage's Lane and Jamil's Court, Plan No. 2, dated September 4, 2003" attached hereto, shall be \$17.15 per foot.
4. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Windsor Drive and Oxford Court, in the area identified on the "Plan Showing Windsor Drive and Oxford Plan No. 3, dated September 4, 2003" attached hereto, shall be \$17.15 per foot.
5. The Local Improvement Charges for properties fronting or abutting in whole or in part, on Longburn Drive, in the area identified on the "Plan Showing Longburn Drive Plan No. 4, dated September 4, 2003" attached hereto, shall be \$17.15 per foot.
6. The Local Improvement Charges imposed under this Schedule may be paid over a 10-year period with interest. Notwithstanding Section 4 of By-Law Number S-400, the unpaid balance is subject to an interest rate based on the maximum of the prime rate as set by the Royal Bank of Canada plus 2% at time of notification.

Done and passed by Council this day of , 2003.

MAYOR

MUNICIPAL CLERK



**PLAN SHOWING
 FOXWOOD CRES., STILLWATER CT.,
 STONEY CREEK DR. AND
 RIVERFRONT COURT
 PAVING PROJECT**

 AREA IDENTIFIED FOR LOCAL IMPROVEMENT CHARGES

DATE: SEPTEMBER 4, 2003

NTS

PLAN 1



**PLAN SHOWING
HAGES LANE AND
JAMILS ROAD
PAVING PROJECT**



AREA IDENTIFIED FOR LOCAL
IMPROVEMENT CHARGES

DATE: SEPTEMBER 4, 2003

NTS

PLAN 2

