Minute No. 764
Report - Standing Policy Committee on Public Works - October 11, 2005

Item No. 2 Local Improvement Projects to be funded and constructed in 2007
File SL(2007)

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Public Works and adopted the following:

1. That the following local improvement projects be proceeded with, namely:

   A. Work Order No. 99-04-010-1-08, Wastewater Sewer, in Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

   B. Work Order No. 99-04-020-1-05, Land Drainage Sewer (Laterals and Trunks), in Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

   C. Work Order No. 99-04-060-1-05, Watermain, in Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

   D. Work Order No. 99-04-200-1-92, 25'x 6" Concrete Street Pavement, 25 feet wide (6 inches thick) on Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

   E. Work Order No. 99-04-230-1-01, Boulevard, (12.5 feet), 12.5 feet wide on the east and west sides of Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

   F. Word Order No. 99-04-270-1-03, Ornamental Street Lighting, on Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

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DECISION MAKING HISTORY:

Moved by Councillor Eadie,

That the recommendation of the Standing Policy Committee on Public Works be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 19, 2005, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Public Works and the Riel Community Committee and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On October 11, 2005, the Standing Policy Committee concurred in the recommendation of the Riel Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On September 13, 2005, the Riel Community Committee concurred in the administrative recommendation and recommended that the local improvement projects under Work Order Nos. 99-04-010-1-08, 99-04-020-1-05, 99-04-060-1-05, 99-04-200-1-92, 99-04-230-1-01, 99-04-270-1-03, be proceeded with.

TO: Mr. Marc Pittet, Riel Community Committee Clerk

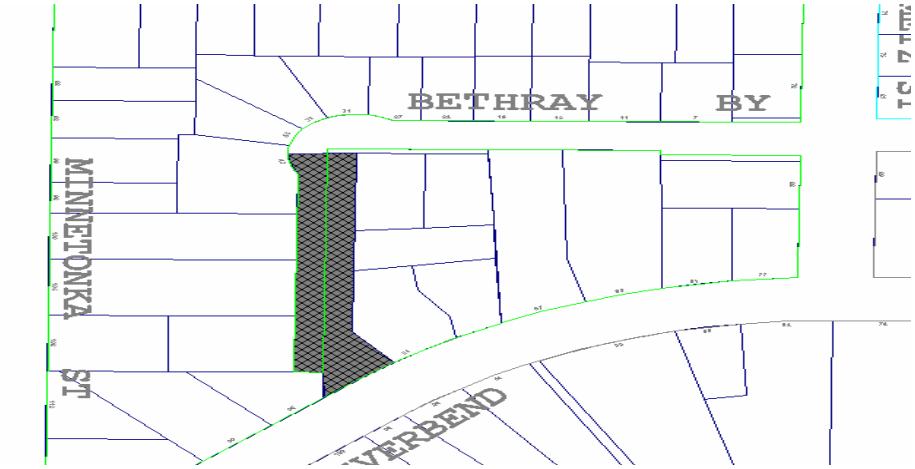
FROM: Mr. Norm Dobson, Co-ordinator of Tax Accounting & Administration

SUBJECT: RESULTS OF PETITIONS FOR PROPOSED 2007 LOCAL IMPROVEMENTS

DATE: September 2, 2005

On June 24, 2005, Petitions "For" were issued to Mr. Karl Falk on behalf of Mr. Frederick C. Taylor of 96 Minnetonka Street for proposed local improvements within your Community and Ward boundary. The Office of the City Clerk's had received these Petitions "For" on July 19, 2005. The Riel Community Committee is, therefore, requested to specifically review and recommend to the Standing Committee on Public Works on the Local Improvement projects as follows:

Work Order No.	***Local Improvement***	***Location***
99-04-010-1-08	Wastewater Sewer	In Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 49.71*%* of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Petitioners For Represent	354.90 feet
Percentage Signed	***49.71%***

However, in accordance with Section 410(2) of *The City of Winnipeg Charter*, it states:

> ***"Where real property benefited is exempt***
> ***410(2)*** *If real property that is to be benefited by a proposed local improvement is exempt from taxation, the city is deemed to be the registered owner of the real property for the purpose of any petition for, or objection to, the local improvement."*

Therefore, by ***excluding*** the "flankage" property from the total assessable frontage, the signatures obtained from the benefiting property owners would then represent ***100%*** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Less: Flankage	(359.00) feet
Total Assessable Frontage (excluding "flankage")	354.90 feet
Petitioners For Represent	354.90 feet
Percentage Signed	***100.00%***

Also, in accordance with Section 409(4) of *The City of Winnipeg Charter*, it states:

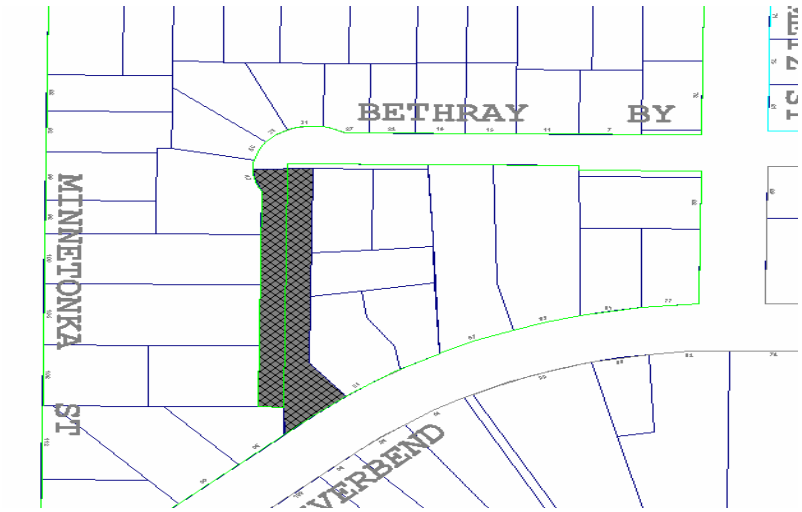
> ***"When notice and hearing not required***
> ***409(4)*** *Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it."*

Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $62,500 of which 21.58% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

Work Order No.	*Local Improvement*	*Location*
99-04-020-1-05	Land Drainage Sewer (Laterals & Trunks)	In Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 49.71**%** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Petitioners For Represent	354.90 feet
Percentage Signed	***49.71%***

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> ***410(2)*** *If real property that is to be benefited by a proposed local improvement is exempt from taxation, the city is deemed to be the registered owner of the real property for the purpose of any petition for, or objection to, the local improvement."*

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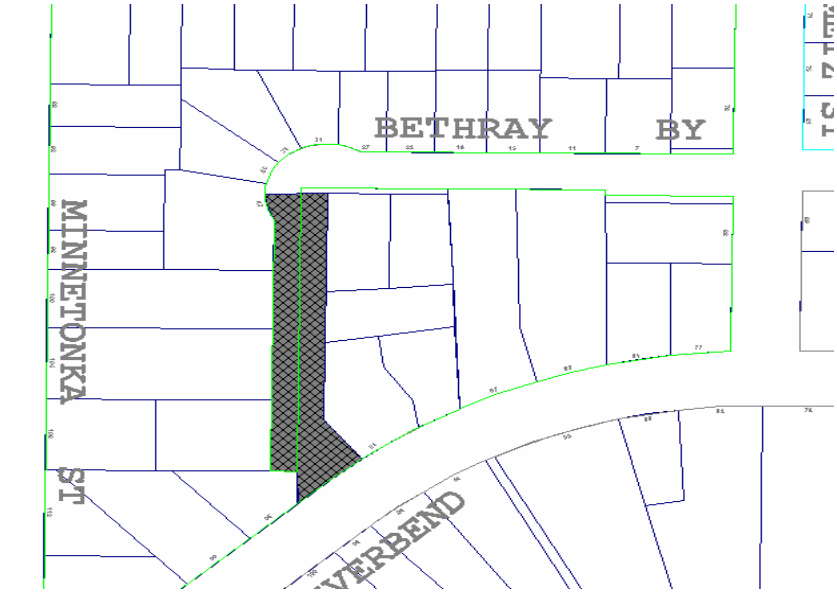
> ***"When notice and hearing not required***
> ***409(4)*** *Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it."*

Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $90,000 of which 18.93% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

Work Order No.	*Local Improvement*	*Location*
99-04-060-1-05	Watermain	In Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 49.71**%** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Petitioners For Represent	354.90 feet
Percentage Signed	***49.71%***

However, in accordance with Section 410(2) of *The City of Winnipeg Charter*, it states:

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> ***410(2)*** *If real property that is to be benefited by a proposed local improvement is exempt from taxation, the city is deemed to be the registered owner of the real property for the purpose of any petition for, or objection to, the local improvement."*

Therefore, by ***excluding*** the "flankage" property from the total assessable frontage, the signatures obtained from the benefiting property owners would then represent ***100%*** of the total assessable frontage as indicated below:

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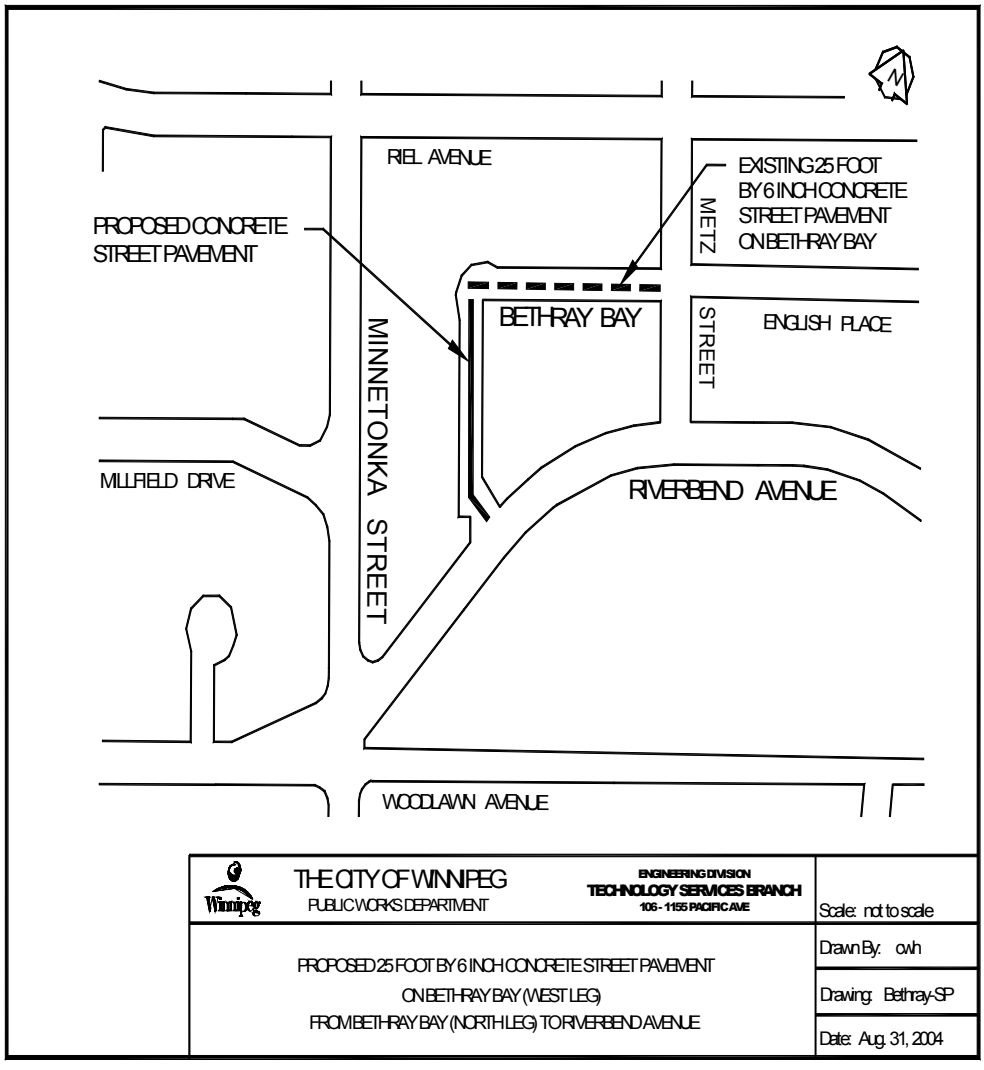
> ***"When notice and hearing not required***
> ***409(4)*** *Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it."*

Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $69,000 of which 18.52% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

Work Order No.	*Local Improvement*	*Location*
99-04-200-1-02	25' x 6" Concrete Street Pavement	25 feet wide (6 inches thick) on Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 56.66**%** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Petitioners For Represent	404.50 feet
Percentage Signed	**56.*66%***

However, in accordance with Section 410(2) of *The City of Winnipeg Charter*, it states:

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> ***410(2)*** *If real property that is to be benefited by a proposed local improvement is exempt from taxation, the city is deemed to be the registered owner of the real property for the purpose of any petition for, or objection to, the local improvement."*

Therefore, by ***excluding*** the "flankage" property from the total assessable frontage, the signatures obtained from the benefiting property owners would then represent ***100%*** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	713.90 feet
Less: Flankage	(309.40) feet
Total Assessable Frontage (excluding "flankage")	404.50 feet
Petitioners For Represent	404.50 feet
Percentage Signed	***100.00%***

Also, in accordance with Section 409(4) of *The City of Winnipeg Charter*, it states:

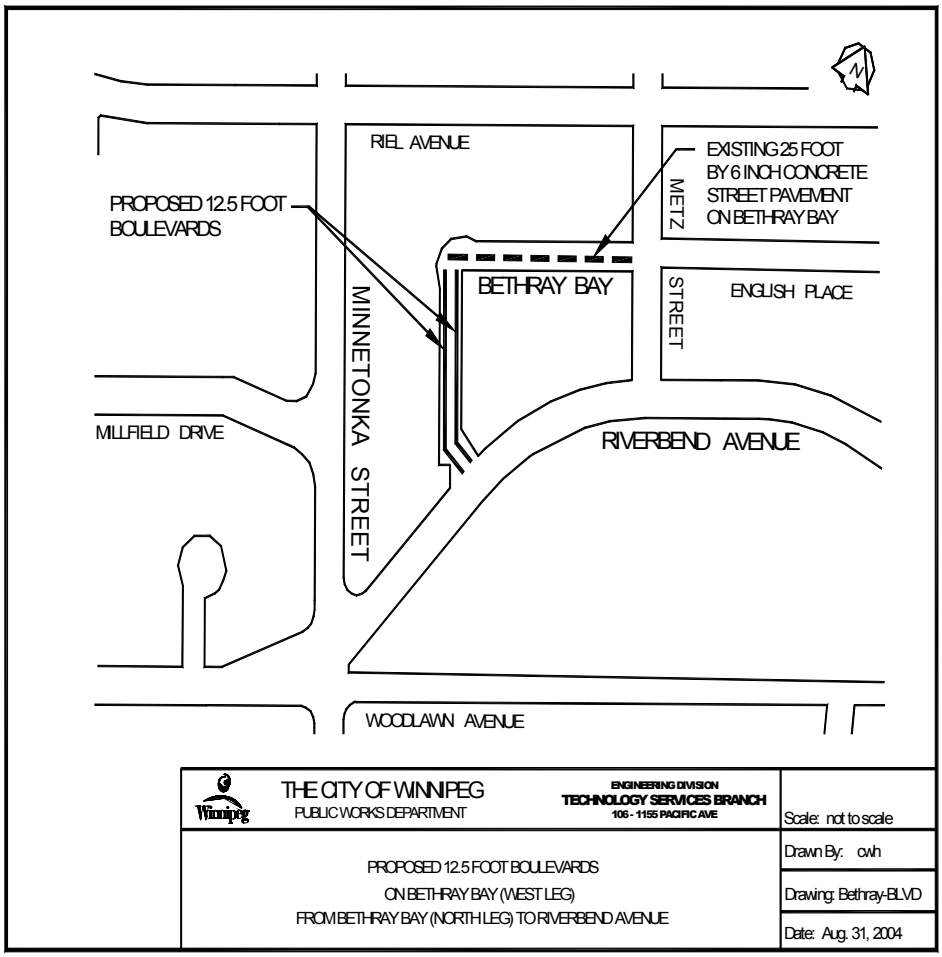
> ***"When notice and hearing not required***
> ***409(4)*** *Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it."*

Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $102,000 of which 51.55% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

Work Order No.	*Local Improvement*	*Location*
99-04-230-1-01	Boulevard, (12.5 feet)	12.5 feet wide on the east and west sides of Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 56.66**%** of the total assessable frontage as indicated below:

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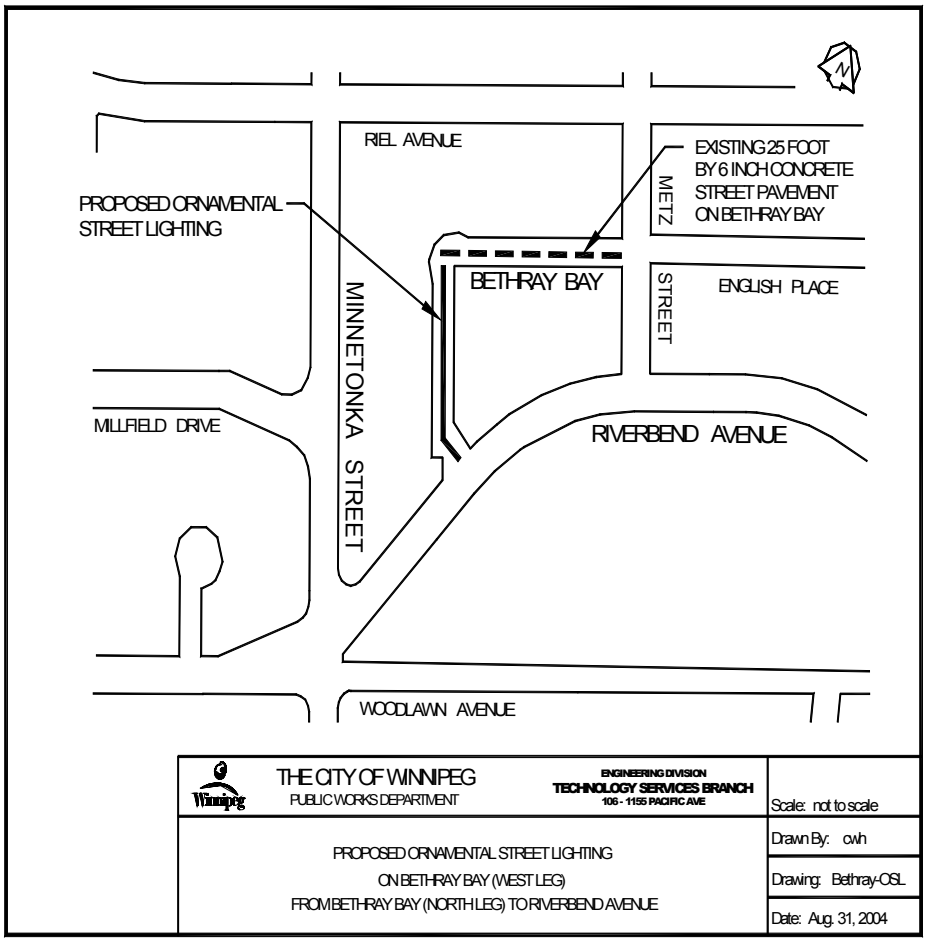
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Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $10,000 of which 55.62% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

Work Order No.	*Local Improvement*	*Location*
99-04-270-1-03	Ornamental Street Lighting	On Bethray Bay (west leg) from Bethray Bay (north leg) to Riverbend Avenue.



It has been ascertained that the signatures obtained from the benefiting property owners represented 49.71*%* of the total assessable frontage as indicated below:

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Therefore, it will ***not*** be necessary to advertise this proposed local improvement in March 2006.

It is estimated that the total cost of the project is $12,000 of which 27.80% is to be recovered from the registered property owners' share.

City's Administration Recommendation: The undertaking of this Local Improvement project may proceed as part of the 2007 Local Improvement Capital Budget.

[Original Signed By Norm Dobson]
Co-ordinator of Tax Accounting & Administration

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