Winnipeg
CORPORATE FINANCE DEPARTMENT • SERVICE DES FINANCES GÉNÉRALES
TAXATION AND MISCELLANEOUS REVENUE DIVISION • DIVISION DE L'IMPÔT ET DES RECETTES DIVERSES

In Reply Please Refer To: George J. Wladyka
(204) 986-2539

October 18, 2004

Chris Rygiel
2031 Logan Avenue
Winnipeg, MB R2R 0H8

COPY

Dear Chris Rygiel:

**Re: Proposed 2004 Lane Lighting On Wood Pole Local Improvement – On the first north-south lane east of King Edward Street from Gallagher Avenue to Logan Avenue.**

Subsequent to receipt of your *"Petition For"* on October 14, 2004 from the Office Of The City Clerk's pertaining to the aforementioned proposed local improvement project, it has been ascertained that the signatures obtained from the benefiting property owners represented **89.45%** of the total assessable frontage as indicated below:

| | |
|---|---|
| Total Assessable Frontage *(includes City-owned property)* | 472.00 feet |
| Petitioners For Represent | 422.20 feet |
| ***Percentage Signed*** | ***89.45%*** |

However, in accordance to Section 410(1) of *The City of Winnipeg Charter,* it states:

> ***"Where city's real property benefited***
> ***410(1)*** *If the city is the registered owner of real property to be benefited by a proposed local improvement, the city is to be regarded as having refrained from exercising its ability to petition for, or object to, the local improvement."*

Therefore, by ***excluding*** the City-owned 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 City-owned property)* | 472.00 feet |
| *Less: City-owned Frontage* | (49.80) feet |
| Total Assessable Frontage *(excluding City-owned property)* | 422.20 feet |
| Petitioners For Represent | 422.20 feet |
| ***Percentage Signed*** | ***100.00%*** |

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Also, in accordance to 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."*

As a result, ***it will not be necessary*** to advertise this proposed local improvement in March 2005.

Therefore, since this *"Petition For"* does have signatures representing 60% of the total assessable frontage, we will be recommending to the Assiniboia Community Committee that this proposed local improvement project ***may proceed.***

Our recommendation will be on the agenda for the Assiniboia Community Committee Meeting on Tuesday, November 9, 2004.

For additional information, please contact the Assiniboia Community Committee Clerk, Ms. Josie Marques at 986-4228.

Yours truly,

George J. Wladyka
Senior Local Improvement Clerk

c.c. Scott Payne, Public Works
Chuck Holatko, Public Works
✓ Josie Marques, Assiniboia Community Committee Clerk

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