

DISTRICT OF SEHELDT

MERGED SEWER SPECIFIED AREA BYLAW NO. 393, 2001

A Bylaw to merge existing Sewer Specified Area Bylaws and impose a single sewer parcel tax on owners of land within the merged service area

WHEREAS Section 650 of the *Local Government Act* provides that Council may, by bylaw, merge two or more specified areas defined under Section 646 into one specified area;

AND WHEREAS Council wishes to merge the existing Village, Trunk and Treatment Sewer Specified Area Bylaws, and accompanying debt into one single Sewer Specified Area Bylaw;

AND WHEREAS the specified area debt is to be merged by bylaw, the assent of the owners of the parcels to be specially charged is required under Section 629 of the *Local Government Act*;

AND WHEREAS Council has proceeded on an Initiative Plan in accordance with Section 629 of the *Local Government Act* by mailing to the owners of the parcels liable to be specially charged Notice of the Intention of Council to merge Sechelt Sanitary Sewer Specified Area and Frontage Tax Bylaw No. 111, 1990 and subsequent amendments; Sanitary Sewer Specified Area Extension Bylaw No. 152, 1992 and subsequent amendment; Western Sechelt Sanitary Sewer Trunk Specified Area Bylaw No. 153, 1992; and Western Sechelt Sanitary Sewer Treatment Expansion Specified Area Establishment Bylaw No. 156, 1992.

AND WHEREAS Notice of Intention of Council to proceed has been given by publication of a Notice under Section 629 of the *Local Government Act*;

AND WHEREAS any Petition received against the proposed merger was not sufficient to prevent Council from proceeding with the merger of Sewer Specified Area Bylaws pursuant to Section 630 and 632 of the *Local Government Act*;

AND WHEREAS the provisions of Part 19, Division 2 of the *Local Government Act* have been complied with;

NOW THEREFORE, the Council of the District of Sechelt in open meeting assembled enacts as follows:

1. **TITLE:**

This Bylaw may be cited as District of Sechelt "Merged Sewer Specified Area Bylaw No. 393", 2001.

2. **MERGE OF BYLAWS:**

(1) Council is hereby empowered and authorized to establish a single Sewer Specified Area by merging the following bylaws:

- (a) Sechelt Sanitary Sewer Specified Area and Frontage Tax Bylaw No. 111, 1990; Sechelt Sanitary Sewer Specified Area and Frontage Tax Amendment Bylaw No. 111-1, 1994; and Sechelt Sanitary Sewer Specified Area and Frontage Tax Amendment Bylaw No. 111-2, 1995;
- (b) Sanitary Sewer Specified Area Extension Bylaw No. 152, 1992 and Sanitary Sewer Specified Area Extension Amendment Bylaw No. 152-1, 1994;
- (c) Western Sechelt Sanitary Sewer Trunk Specified Area Bylaw No. 153, 1992;
- (d) Western Sechelt Sanitary Sewer Treatment Expansion Specified Area Establishment Bylaw No. 156, 1992;

3. **METHOD OF COST RECOVERY:**

- (1) The method of cost recovery for the merged sewer specified area shall be by way of a parcel tax in accordance with Section 646(4) of the *Local Government Act*.
- (2) Should the funds collected by parcel tax in accordance with Section 3(1) be insufficient, funds may be collected by way of an ad valorem tax on properties within the merged specified area.

READ A FIRST TIME THIS 5th DAY OF DECEMBER, 2001

READ A SECOND TIME THIS 5th DAY OF DECEMBER, 2001

READ A THIRD TIME THIS 5th DAY OF DECEMBER, 2001

NOTICE PUBLISHED IN THE COAST REPORTER ON December 16th, 2001

DEADLINE FOR PETITIONS TO BE RECEIVED FROM OWNERS: January 17, 2002

RECONSIDERED AND FINALLY ADOPTED THIS 23rd DAY OF JANUARY, 2002.

Mayor

Municipal Clerk

I hereby certify this is a true and accurate copy of District of Sechelt "Merged Sewer Specified Area Bylaw No. 393".

Municipal Clerk