



DISTRICT OF LANTZVILLE

Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of Bylaw No. 143 with the bylaws listed below. The amending bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. The District does not warrant that the information contained in this consolidation is current. Certified copies of the original bylaws should be consulted to ensure accurate, current bylaw provisions.

| Date of Adoption | Amending Bylaw | Bylaw Citation |
|-------------------------|-----------------------|---|
| February 5, 2020 | Bylaw No. 220 | District of Lantzville Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017, Amendment Bylaw No. 220, 2019 |
| March 9, 2022 | Bylaw No. 270 | District of Lantzville Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017, Amendment (Boundary Adjustment) Bylaw No. 270, 2022 |
| October 3, 2022 | Bylaw No. 320 | District of Lantzville Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017, Amendment (Enlarge Boundary) Bylaw No. 320, 2022 |

The bylaw numbers in bold in the margin of this consolidation refer to the last bylaw that amended each section of the principal bylaw: District of Lantzville Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017.

**DISTRICT OF LANTZVILLE
BYLAW NO. 143, 2017**

**A BYLAW TO ESTABLISH A LOCAL AREA SERVICE FOR THE CONSTRUCTION OF
A SANITARY SEWER COLLECTION SYSTEM BENEFITING PART OF THE MUNICIPALITY**

WHEREAS Section 210 of the *Community Charter* provides authority for local area services, a municipal service that is to be paid for in whole or in part by a local service tax under Section 216 for services that the Council considers provide particular benefit to part of the municipality;

AND WHEREAS Section 211(1)(b) of the *Community Charter* authorizes Council to establish a local area service by bylaw, if the service and its cost recovery methods have been proposed by Council initiative subject to a petition against by the property owners subject to the local service tax;

AND WHEREAS Council has initiated a local area service subject to petition against to extend sanitary sewer service to an area to be known as Phase III, pursuant to Section 213 of the *Community Charter*;

AND WHEREAS the *Community Charter* provides for a part of the cost to be borne by property owners benefitting from a local area service and for the levy and imposition of a local service tax to be imposed on benefitting properties to recover the owners' portion of the costs;

AND WHEREAS the Corporate Officer has certified that the petition against received for the works does not constitute a sufficient petition signed by a majority of the owners, representing at least half of the assessed value of the parcels that would be subject to the local service tax;

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

Citation

1. This Bylaw may be cited as "District of Lantzville Phase III Sanitary Sewer Collection System Local Area Service Establishment Bylaw No. 143, 2017".

Establishment of Local Area Service

2. The District hereby establishes a local area service under the provisions of Section 211 of the *Community Charter* to be known as the "Phase III Sanitary Sewer Collection System Local Area Service".

Description of Service

3. The description of the local area service is the construction of a sanitary sewer collection system to serve a specified local service area.

Boundaries of Local Service Area

4. The Phase III Sanitary Sewer Collection System Local Service Area includes all of the parcels within the area outlined in heavy dashed black line on the plan attached to and forming part of this bylaw as Schedule 'A' – Phase III Sanitary Sewer Collection System Local Service Area Boundaries (the "Local Service Area").

Method of Cost Recovery

[Bylaw 220]

5. The entire cost of providing the service established under this bylaw, net of grants, will be recovered by way of a parcel tax under Division 4 of Part 7 of the *Community Charter* imposed only within the Local Service Area on the basis of a single amount for each parcel.

As an alternative to the preceding cost recovery method, an owner of a parcel within the Local Service Area may elect to pay their portion of the Local Area Service charge levied for their parcel in the form of a one-time cash payment.

READ A FIRST TIME this 24th day of July, 2017.

READ A SECOND TIME this 24th day of July, 2017.

READ A THIRD TIME this 24th day of July, 2017.

ADOPTED this 11th day of September, 2017.

ORIGINAL SIGNED

ORIGINAL SIGNED

Mayor

Director of Corporate Administration

[Bylaw 320]

SCHEDULE "A" **Phase III Sanitary Sewer Collection System Local Area Service Boundaries**

