

CITY OF KELOWNA

BYLAW NO. 9172

A bylaw of the City of Kelowna to authorize the Council to impose a parcel tax under Section 200 of the *Community Charter* on all benefiting parcels in the Hein Road Local Improvement Area

WHEREAS the Council of the City of Kelowna has, by Hein Road Local Improvement Construction Bylaw No. 8913 (File No. 651), authorized the construction of local improvements under Part 19 of the *Local Government Act* and has provided that a portion of the capital costs of local improvement authorized will be paid by a parcel tax based on taxable frontage of the parcel levied in 20 annual instalments within the benefiting area created by the bylaw;

AND WHEREAS the Council now is desirous of imposing the parcel tax based on taxable frontage of the parcels;

NOW THEREFORE, the Municipal Council of the City of Kelowna, in open meeting assembled, enacts as follows:

1. Hein Road Local Improvement Construction Bylaw No. 8913 (File No. 651) authorized the construction of local improvements under Part 19 of the *Local Government Act*. The real property immediately benefited by works undertaken as local improvements pursuant to the Hein Road Local Improvement Construction Bylaw No. 8913 (File No. 651) are identified as the Hein Road Frontage Tax Assessment Roll.
2. The rate of tax to be paid per unit of taxable frontage is as follows:

Road drainage	\$83.00 per metre
Road widening	\$28.00 per metre
Concrete curb and gutter	\$44.00 per metre
Landscape Boulevard	\$23.00 per metre
3. The parcel tax assessment based on taxable frontage of the parcel is hereby imposed upon the parcels liable for the payment of the owners' portion of the cost and the interest thereon, over and above all other rates and taxes, and the said rates shall be collected annually by the Collector of Taxes for the said City, in twenty (20) annual installments, at the same time and in the same manner as other annual rates and taxes, and shall be subject to the same penalties for non-payment. The first such payment shall be due and payable on the 2nd day of July, 2004.
4. Any person whose parcel is subject to being specially assessed may commute for a payment in cash, by paying the portion of the cost assessed by the deadline established by the Collector.
5. This bylaw shall come into full force and effect and be binding on all persons for the 2004 taxation year for a period of twenty (20) years up to and including the 2023 taxation year.
6. This bylaw shall be cited as "Hein Road Local Improvement Parcel Tax Bylaw No. 9172".

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Read a first, second and third time by the Municipal Council this 9th day of February, 2004.

Adopted by the Municipal Council of the City of Kelowna this ____ day of _____, 2004.

Mayor

City Clerk