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**CITY OF KELOWNA**  
**MEMORANDUM**

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**Date:** August 3, 2004  
**File No.:** Bylaw No. 9244  
**To:** City Manager  
**From:** City Clerk  
**Subject:** Local Service Area No. 23 (South West Rutland)  
**Report by:** Corinne Boback, Legislative Coordinator

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**RECOMMENDATION:**

THAT Council receive the Certificate of Sufficiency dated August 3, 2004 pertaining to the proposed Local Service Area No. 23 (South West Rutland);

AND THAT Local Service Area No. 23 (South West Rutland) Bylaw No. 9244 be advanced for final adoption consideration.

**BACKGROUND:**

The petition period for owners of properties to be included in Local Service Area No. 23 ended on July 26, 2004 at 4:00 p.m. As of that deadline, the City Clerk's Office had received valid petitions from 53 of the 1353 properties involved, representing 5.9% of the total assessed value of those properties. In addition, 13 petitions were received which were determined to be invalid because the majority of registered owners of the properties did not sign or incorrect information was supplied on the petition form. After the closing of the petition period, the City Clerk's Office received a submitted petition form consisting of 3 signatures from affected property owners. Since these signatures were received after the deadline, they hold no validity to the petition process.

In order for the petitions against the proposed bylaw to have been successful, the owners of a majority of the properties (677 or more of the 1353 properties), representing at least 50% of the total assessed value (\$60,484,633.50 of the total \$120,969,267.00), would have had to submit valid petitions. The petitions received were insufficient.

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S. Fleming, Acting City Clerk

cc: Bill Berry, Waste Water Manager

# **CITY OF KELOWNA**

## **CERTIFICATE OF SUFFICIENCY**

I HEREBY CERTIFY that sufficient petitions **HAVE NOT** been received from the owners of the properties proposed to be included in Local Service Area No. 23 (South West Rutland) Bylaw No. 9244, as detailed below.

Dated this 3<sup>rd</sup> day of August, 2004.

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S. Fleming, Acting City Clerk

<b>Bylaw No.</b>	<b>Description Of Work</b>	<b>No. of Properties Affected</b>	<b>No. Required to Petition Against</b>	<b>No. of Valid Petitions Received</b>	<b>50% of Total Assessed Value of Proposed Area to be Added</b>	<b>Total Petitioners' Assessment</b>
9244	Sewer Service	1353	677	53	\$60,484,633.50	\$7,099,800.00