
CITY OF KELOWNA

MEMORANDUM

Date: January 21, 2008
File No.: 5340-09
To: City Manager
From: Wastewater Manager
Subject: Miscellaneous Local Area Service project (Spec Area) amendments

RECOMMENDATION:

THAT Council receive the Report of the Wastewater Manager dated January 21, 2008 recommending the addition of Lot 2, Plan 18558 to Local Area Service No. 23 – South-West Rutland and Lot A, Plan 25058 to Local Area Service No. 30 – Acland Road;

AND THAT Council receive the Certificate of Sufficiency dated January 23, 2008 pertaining to the owner initiated petition for inclusion of Lot 2, Plan 18558 into Local Area Service No. 23 (South West Rutland);

AND THAT Council receive the Certificate of Sufficiency dated January 23, 2008 pertaining to the owner initiated petition for inclusion of Lot A, Plan 25058 into Local Area Service No. 30 (Acland Road)

AND THAT Bylaw No. 9930, being Amendment No. 2 to Local Area Service (Sewer Specified Area) No. 23 - Bylaw No. 9244 (South West Rutland), be forwarded to Council for reading consideration;

AND THAT once included in Sewer Specified Area No. 23 – South-West Rutland, Lot 2, Plan 18588 be subject to all fees and charges specified by the original Bylaw No. 9244;

AND THAT Bylaw No. 9931, being Amendment No. 2 to Local Area Service (Sewer Specified Area) No. 30 – Bylaw No. 9817 (Acland Road), be forwarded to Council for reading consideration;

AND FURTHER THAT once included in Sewer Specified Area No. 30 – Acland Road, Lot A, Plan 2508 be subject to all fees and charges specified by the original Bylaw No. 8917;

BACKGROUND:

After Local Area Service project (Sewer Spec Area) bylaws have been adopted by Council and the detailed design and construction work is complete, there are often cases where it is determined that additional properties may join these Service Areas. In these cases, certain properties may abut a sewer main being installed as part of the project, and the owners request a connection which requires them to join the Service Area. In some cases, development occurs on a parcel of land that obtains its sewer service from a Spec Area main, after the owners in the area have commuted. The properties identified in this report represent those property owners that have connected to sewer mains installed through a Local Area Service project and are required to join the Local Service Area in their neighbourhood.



The respective property owners have signed petitions for inclusion in the applicable local service area boundary. Those petitions are sufficient, as shown in the attached Certificates of Sufficiency and in accordance with the *Community Charter*, for Council to consider Bylaw No. 9930 and Bylaw No. 9931.

LEGAL/STATUTORY AUTHORITY:

Community Charter Sections 211, 212, 218

LEGAL/STATUTORY PROCEDURAL REQUIREMENTS:

The Corporate Officer must determine the sufficiency of a petition received for inclusion in an already established local service area in accordance with the *Community Charter*.

FINANCIAL/BUDGETARY CONSIDERATIONS:

No effect on City. LAS additions will reduce the annual payment amounts for the other property owners in the area that are paying annually.

Considerations that were not applicable to this report:

INTERNAL CIRCULATION TO:

EXISTING POLICY:

PERSONNEL IMPLICATIONS:

TECHNICAL REQUIREMENTS:

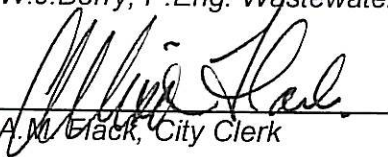
EXTERNAL AGENCY/PUBLIC COMMENTS:

ALTERNATE RECOMMENDATION:

Submitted by:



W.J. Berry, P.Eng. Wastewater Manager



A.M. Elack, City Clerk

Approved for Inclusion:



J. Vos, P.Eng. Director of Works & Utilities

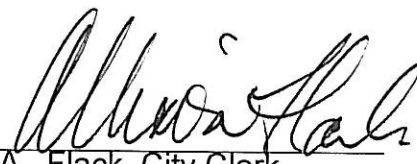
cc: Revenue Manager
CAD Technician

CITY OF KELOWNA

CLERK'S CERTIFICATE OF SUFFICIENCY

I hereby certify that the **OWNER INITIATED** petition for the inclusion of Lot 2, Plan 18558 in Local Area Service (Sewer Specified Area) No. 23 – (South-West Rutland) is sufficient in accordance with the *Community Charter*.

Dated this 23rd day of January, 2008.


A. Flack, City Clerk


Local Area Service	No. of Owners	Majority Required to Authorize Inclusion	No. of Valid Petitions Received	Total Assessment of Land & Improvements	50% of Assessment of Land & Improvements	Total Petitioner's Assessment
Local Area Service (Sewer Specified Area) No. 23 – (South-West Rutland), established by Bylaw No. 9244. To provide sanitary sewer collection system to serve the established Local Service Area No. 23	1	1	1	\$406,000.	\$203,000.	\$406,000.

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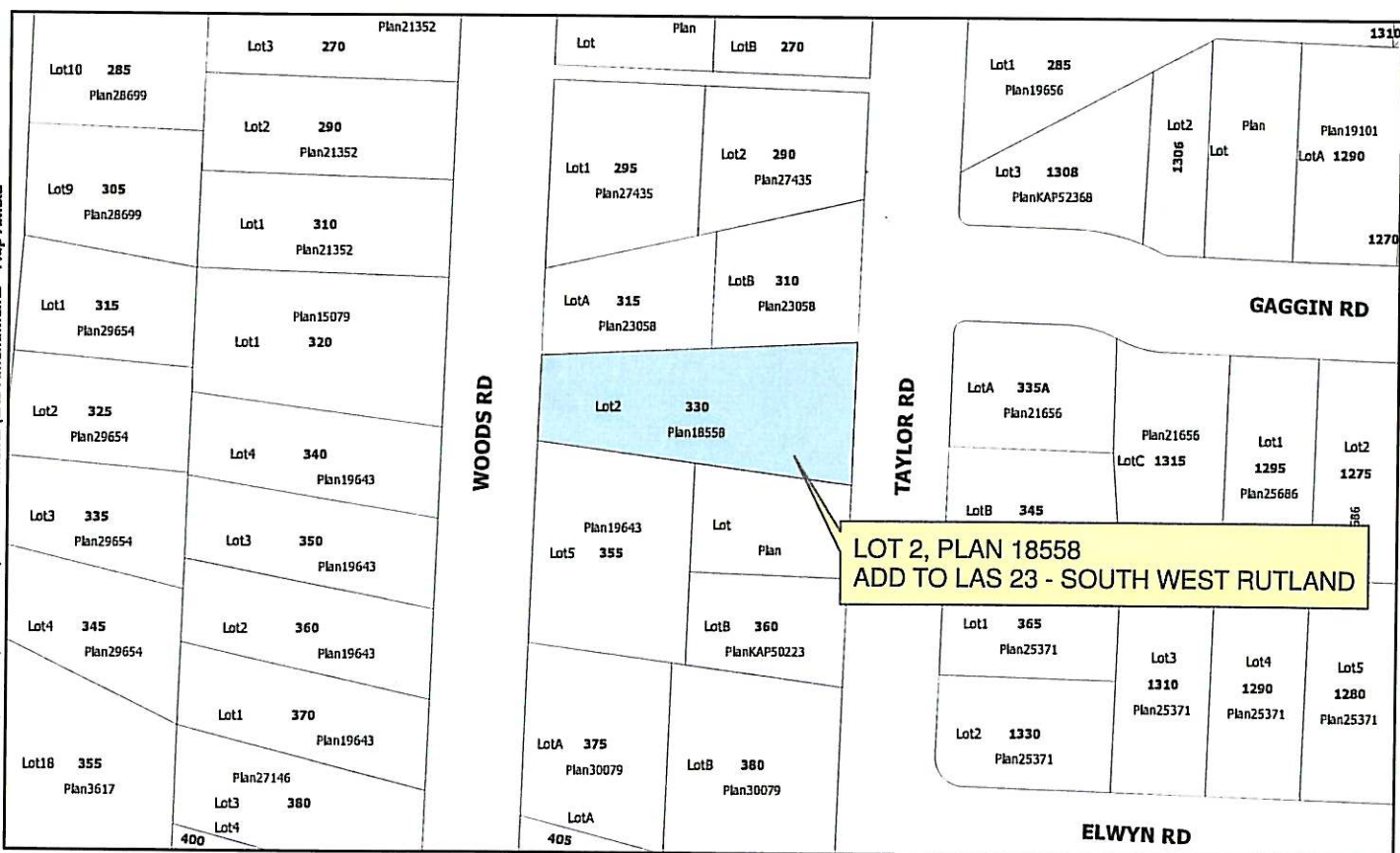
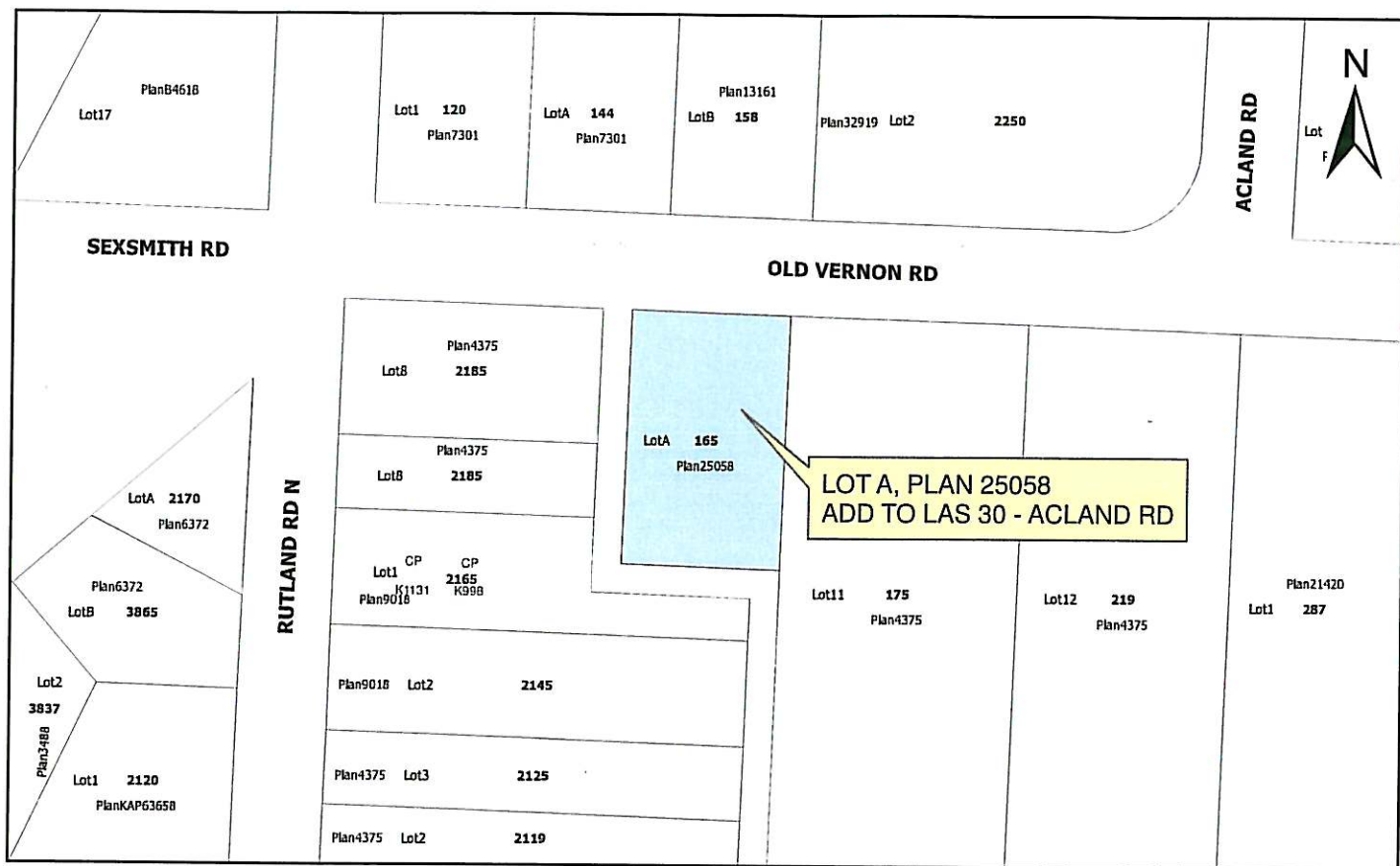
CLERK'S CERTIFICATE OF SUFFICIENCY

I hereby certify that the **OWNER INITIATED** petition for the inclusion of Lot A, Plan 25058 in Local Area Service (Sewer Specified Area) No. 30 – (Acland Road) is sufficient in accordance with the *Community Charter*.

Dated this 23rd day of January, 2008.


A. Plack, City Clerk

Local Area Service	No. of Owners	Majority Required to Authorize Inclusion	No. of Valid Petitions Received	Total Assessment of Land & Improvements	50% of Assessment of Land & Improvement	Total Petitioner's Assessment
Local Area Service (Sewer Specified Area) No. 30 – (Acland Road), established by Bylaw No. 8917. To provide sanitary sewer collection system to serve the established Local Service Area No. 30	1	1	1	\$726,000.	\$363,000.	\$726,000.



DATE: Jan. 2008