

CITY OF EDMONTON

BYLAW 20768

Bylaw 20768 to authorize the City of Edmonton to construct, finance and assess Sidewalk Reconstruction Local Improvements in the Boyle Street Neighbourhood

WHEREAS:

- A. The Council of the City of Edmonton has decided to issue a bylaw pursuant to Sections 251, 263, 404 and 405, of the *Municipal Government Act*, R.S.A. 2000, c. M-26, to authorize the City of Edmonton to construct, finance and assess Sidewalk Reconstruction Local Improvements in the Boyle Street Neighbourhood (the “Project”);
- B. The Council has also decided to set uniform tax rates based on average costs throughout the municipality pursuant to Section 398 of the *Municipal Government Act*, R.S.A. 2000, c. M-26 for the types of local improvements authorized by this Bylaw;
- C. These rates will apply whether the actual cost of the local improvement is greater or less than the uniform tax rate;

- D. The total estimated cost of the Project is \$2,317,160.00 of which \$1,158,580.00 will be funded by the City at large and \$1,158,580.00 will be funded by way of local improvement assessment against the abutting property owners as calculated using the unit tax rates established in this Bylaw;
- E. In order to construct and complete the said Project, it will be necessary for the City of Edmonton to borrow the sum of \$1,158,580.00 for the property owner's share on the terms and conditions referred to in this bylaw;
- F. The City of Edmonton will repay the indebtedness over a period not exceeding twenty (20) years in semi-annual or annual instalments, with interest not exceeding nine per cent (9%) per annum, payable semi-annually or annually;
- G. The amount of the existing debenture debt of the City of Edmonton on December 31, 2022 is \$3,940,329,274.54 as calculated in accordance with the City of Edmonton Debt Management Fiscal Policy C203D, no part of which is in arrears;
- H. The estimated lifetime of the Project is a minimum of twenty (20) years;
- I. The proposed construction will serve about 5,836 assessable metres of frontage;
- J. All required approvals for the Project have been obtained and the Project is in compliance with all Acts and Regulations of the Province of Alberta; and
- K. The Council of the City of Edmonton has given proper notice of intention to undertake the Project, the costs or a portion of the costs thereof to be assessed against abutting owners in accordance with the attached Schedule "A", and no sufficiently signed and valid petition against the said Project has been received by Council.

THEREFORE, THE COUNCIL OF THE CITY OF EDMONTON DULY ASSEMBLED ENACTS AS FOLLOWS:

1. That a unit tax rate of \$16.93 per assessable metre per annum for twenty (20) years be set for the Project, residential and commercial standard, undertaken in 2024. For condominium titled units the assessable metres for the frontage and/or flankage of the condominium plan, where the local improvement is undertaken, will be divided by the number of titled condominium units. Each titled condominium unit will bear a per parcel share of such amount as calculated in this section 1 and as applicable as calculated in section 2.
2. With respect to parcels of land which are districted RS, RSF, RR, A, PS, PSN, UF and PU pursuant to Zoning Bylaw 20001, as amended, otherwise known as the City of Edmonton Zoning Bylaw, and with respect to local improvement construction;
 - a) The assessed frontage (the abutting portion of the parcel) shall be calculated, dependent on the parcel shape and dimensions by using one of the following methods:
 - i) for parcels of land having equal front and rear parcel dimensions, the assessed frontage shall be equal to the abutting parcel dimension,
 - ii) for irregular shaped parcels of land having a front and rear parcel dimension that are different but do not exceed the other by more than twice as much, the assessed frontage shall be equal to the average lot dimensions of the front and rear of the parcel;

- iii) for odd or pie shaped parcels of land having a front and rear parcel dimension that are different and exceed the other by more than twice as much, the assessed frontage shall be equal to the average of the front length of the parcel and the scaled dimension of the rear of the parcel (based on a projection of the shortest parcel flankage length being imposed to that point on the longest parcel flankage length) and this average shall not exceed by more than two times the front length of the parcel.
 - b) With respect to the side or flankage of such parcels, they shall be assessed fifteen per cent (15%) of the total number of lineal metres along the side or flankage thereof abutting the road where the local improvement is undertaken.
- 3. That the foregoing unit tax rate was calculated based on a five and seven hundred-thirty-thousandths per cent (5.730%) interest charge per annum for a twenty (20) year assessment.
- 4. That for the purpose of the Project the sum of \$1,158,580.00 will be borrowed by way of debenture on the credit and security of the City of Edmonton at large, of which amount the sum of \$1,158,580.00 is to be collected by way of local improvement assessment as provided in Schedule "A".
- 5. The debentures to be issued under this Bylaw shall not exceed the sum of \$1,158,580.00, and may be in any denomination not exceeding the amount authorized by this Bylaw and shall be dated having regard to the date of the borrowing.

6. The debentures shall be payable in lawful money of Canada and shall bear interest during the currency of the debentures, at a rate not exceeding nine per cent (9%) per annum, payable semi-annually or annually.
7. The debentures shall be issued for a period of twenty (20) years and the City of Edmonton will repay the principal and interest in semi-annual or annual instalments.
8. For the purpose of this Bylaw, the Chief Elected Official (as defined by the *Municipal Government Act*) means the Mayor, and the Chief Administrative Officer (as defined by the *Municipal Government Act*) means the City Manager of the City of Edmonton. At least two of the following positions; the Mayor, the Chief Financial Officer, or the City Manager, shall authorize such bank or financial institution to make payments to the holder of the debentures, on such date and in such amounts as specified in the repayment schedule forming part of each debenture.
9. The debentures shall be signed by at least two of the following positions: the Chief Financial Officer, the City Manager or the Mayor of the City of Edmonton and the City Manager shall affix thereto the corporate seal of the City of Edmonton to the debentures.
10. After applying the local improvement assessments, there shall be levied and raised in each year of the currency of the debentures a rate on all benefiting properties in the City of Edmonton, collectible at the same time and in the same manner as other taxes, in an amount sufficient to pay any of the principal and interest falling due in such year on such debentures.
11. The indebtedness is contracted on the credit and security of the City of Edmonton at large.

12. During the currency of the debentures, there shall be raised annually for payment of the owners' portion of the cost and interest thereon, by local improvement assessment, the respective sums shown as yearly payments on Schedule "A" and there is hereby imposed on all lands fronting or abutting on that portion of the streets or places whereon the improvements are to be laid, a local improvement assessment sufficient to cover the owners' portion of the cost of the said work and the interest thereon payable at the unit rate or rates set forth in said Schedule "A". The local improvement assessment shall be in addition to all other rates and taxes.

13. The net amount realized by the issue and sale of debentures authorized under this Bylaw shall be applied only for the purposes for which the indebtedness was created.

14. This Bylaw shall take effect on the day of the final passing thereof.

READ a first time this	day of	2024;
READ a second time this	day of	2024;
READ a third time this	day of	2024;
SIGNED AND PASSED this	day of	2024.

THE CITY OF EDMONTON

.....
MAYOR

.....
CITY CLERK

PROPOSED SIDEWALK RECONSTRUCTION 2024 (50/50 PROGRAM) LOCAL IMPROVEMENTS
BOYLE STREET NEIGHBOURHOOD
\$198.52 CASH COST PER METRE
UNIT RATE OF \$16.93 PER METRE PER YEAR FOR 20 YEARS

L.I. PLAN No.	REF.	SIDE	ON	FROM	TO	ASSESSABLE LENGTHS (METRES)	PROPERTY SHARE (\$)
1	A	SOUTH-NORTH	101A AVENUE	95 STREET	JASPER AVENUE	230	45,660
1	B	SOUTH-NORTH	101A AVENUE	EWEN NELSON WAY	95 STREET	243	48,241
1	C	SOUTH-NORTH	103 AVENUE	A/W 93 STREET	A/E 96 STREET	596	118,318
1	D	NORTH	104 AVENUE	95 STREET	96 STREET	150	29,779
1	E	NORTH	105 AVENUE	95 STREET	95 STREET END	29	5,758
1	F	EAST-WEST	96 STREET	101 AVENUE	JASPER AVENUE	52	10,324
1	G	WEST	95A STREET	101 AVENUE	101A AVENUE	46	9,132
1	H	EAST-WEST	94A STREET	94A STREET END	JASPER AVENUE	138	27,396
1	I	WEST	94 STREET CUL-DE-SAC	JASPER AVENUE	94 STREET CUL-DE-SAC S	61	12,110
1	J	EAST-WEST	93 STREET	JASPER AVENUE	103A AVENUE	113	22,433
1	K	EAST-WEST	92 STREET CUL-DE-SAC	JASPER AVENUE	JASPER AVENUE	76	15,088
1	L	SOUTH-NORTH	103 AVENUE	96 STREET	97 STREET	324	64,321
1	M	EAST	94 STREET CUL-DE-SAC	94 STREET CUL-DE-SAC S	EWEN NELSON WAY	64	12,706

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L.I. PLAN No.	REF.	SIDE	ON	FROM	TO	ASSESSABLE LENGTHS (METRES)	PROPERTY SHARE (\$)
2	A	NORTH	104 AVENUE	92 STREET	93 STREET	44	8,735
2	B	SOUTH-NORTH	104 AVENUE	93 STREET	95 STREET	357	70,872
2	C	SOUTH-NORTH	105 AVENUE	92 STREET	95 STREET	371	73,651
2	D	SOUTH-NORTH	105A AVENUE	90 STREET	92 STREET	44	8,735
2	E	SOUTH	105A AVENUE	92 STREET	93 STREET	68	13,500
2	F	SOUTH-NORTH	90 STREET	JASPER AVENUE SERVICE ROAD	105A AVENUE	111	22,036
2	G	SOUTH	106 AVENUE	92 STREET	93 STREET	42	8,338
2	H	SOUTH-NORTH	106 AVENUE	90 STREET	92 STREET	98	19,455
2	I	EAST	106 AVENUE	87 STREET	90 STREET	25	4,964
2	J	EAST-WEST	106 AVENUE	86 STREET	87 STREET	177	35,139
2	K	WEST	JASPER AVENUE SERVICE ROAD	86 STREET	A/S 90 STREET	50	9,927
2	L	EAST-WEST	93 STREET	103A AVENUE	106 AVENUE	395	78,416
2	M	EAST-WEST	92 STREET	103A AVENUE	APPR. 11m N 106A AVENUE	704	139,759
2	N	SOUTH	91 STREET	JASPER AVENUE	A/W JASPER AVENUE	8	1,589
2	O	EAST-WEST	90 STREET	105A AVENUE	106 AVENUE	108	21,441
2	P	SOUTH	86 STREET	JASPER AVENUE SERVICE ROAD	106 AVENUE	80	15,882
2	Q	SOUTH-NORTH	87 STREET	JASPER AVENUE SERVICE ROAD	106 AVENUE	139	27,595
2	R	EAST	84 STREET	JASPER AVENUE	111 AVENUE	308	61,145
2	S	WEST	106A AVENUE	APPR.65m S 85 STREET	92 STREET	440	87,349
2	T	EAST	106A AVENUE	A/N 92 STREET	92 STREET	145	28,786
						5,836	S 1,158,580
TOTAL ANNUAL PAYMENT						S	98,803.48