

APPROVED

As to Form.....  
City Solicitor  
As to Contents.....  
Head of Department  
As to Contents.....  
Head of Finance

BYLAW NO. 10198 (as amended)

A Bylaw to authorize the construction of Asphalt Lane Paving as a local improvement, the assessment and levy of the cost, and the incurring of an indebtedness by The City of Edmonton.

WHEREAS the Council of the City of Edmonton desires to undertake certain local improvements on its own motion at the locations and of the nature described in Appendices "A" and "B" hereto and to assess and levy the cost thereof against the lots described in the said appendices; and

WHEREAS pursuant to the provisions in Section 157 of the Municipal Taxation Act, Chapter M-31, R.S.A. 1980, as amended, the Council has given proper notice of its intention to undertake and complete the construction of Asphalt Lane Paving, at the locations described in Appendices "A" and "B" with the cost or a portion of the cost thereof to be assessed against the abutting owners in accordance with the attached appendices, and no sufficiently signed and valid petition against the said proposal has been received by Council; and

WHEREAS as permitted by Section 329 of the Municipal Government Act, R.S.A. 1980, Chapter M-26, the Council has decided to borrow \$148,758.00 and to assess the said sum as a special frontage assessment against the properties described in Appendices "A" and "B" to meet the cost of the above local improvements; and

WHEREAS the estimated lifetime of the local improvements

is Ten (10) years; and

WHEREAS the said indebtedness is to be repaid over a period of Ten (10) years in annual instalments with interest not exceeding Fourteen per centum (14%), or with interest not exceeding the interest rate fixed from time to time by the Alberta Municipal Financing Corporation, per annum payable annually; and

WHEREAS the total amount of the equalized assessment in the City as last determined and fixed by the Assessment Equalization Board is \$18,157,518,410.00; and

WHEREAS the total amount of the existing Debenture debt of the City excluding local improvements is the sum of \$1,950,574,347.79 at December 31, 1991 and no part of the principal or interest thereof is in arrears.

NOW THEREFORE the Municipal Council of the City of Edmonton, duly assembled, enacts as follows:

1. The proper officers of the City are hereby authorized to carry out the local improvements set forth in the appendices attached hereto as Appendices "A" and "B" and to impose the cost thereof in the sum of \$148,758.00 against the several lands abutting on the local improvements, as set forth in the said appendices on the special frontage assessment system, based on the 1992 Uniform Unit Rate set forth in Unit Rate Bylaw No.10006.
2. The Mayor and Treasurer of the City of Edmonton are hereby authorized and empowered to borrow for the said purpose,

in the name of, on behalf of and on the credit of the City of Edmonton, a sum or sums not exceeding in the aggregate the sum of \$148,758.00 and to issue one or more Debentures of the City for the sum or sums so borrowed and the proper officers of the City are hereby authorized to carry out or to enter into a contract or contracts for the carrying out of the said local improvements.

3. (1) The Debentures to be issued under this bylaw shall be for the said sum of \$148,758.00 of which amount 100% shall be charged as special frontage assessments and which Debentures shall be dated on such day as may be appropriate having regard to the date of the borrowing of the money, and shall be issued in such manner that the principal and interest will be combined and be made payable in as nearly as possible equal annual instalments during a period of Ten (10) years.

(2) The Debentures maturing in each of such years shall bear interest during the currency of the Debentures at a rate not exceeding Fourteen per centum (14%), or with interest not exceeding the interest rate fixed from time to time by the Alberta Municipal Financing Corporation, per annum payable on such day as may be appropriate having regard to the date of the borrowing, during the currency of the Debentures. The Debentures may have coupons attached thereto for the payment of interest and the Debentures may be in any denominations in the aggregate not exceeding the amount authorized in this bylaw.

4. (1) The Debenture or Debentures shall be in such form as

may be approved by the Local Authorities Board of the Province of Alberta, shall be sealed with the seal of the City and shall be signed by the Mayor or by some person authorized by bylaw to sign the same in her stead and by the City Treasurer or by some person authorized by bylaw to sign in his stead, whose signatures may be engraved or lithographed thereon.

(2) The coupons, if any, attached to the Debentures shall be signed by the Mayor or such person authorized to sign in her stead and by the City Treasurer or such person authorized to sign in his stead.

(3) (a) The signature of the Mayor or such person authorized to sign in her stead on such Debentures may be engraved or lithographed thereon;

(b) The signatures of the Mayor and Treasurer or such persons authorized to sign in their steads respectively on such coupons, if any, may be engraved or lithographed thereon;

(c) The signature of the Treasurer or such person authorized to sign in his stead on the memorandum of registration of Debentures in the Debenture Register endorsed on the Debentures may be engraved or lithographed.

5. The principal and interest to be repaid by the City as hereinbefore provided shall be paid in Canadian funds at the

principal office of the Toronto-Dominion Bank either in the City of Edmonton, in the Province of Alberta, or at its principal office in the City of Toronto, in the Province of Ontario.

6. The Mayor and Treasurer of the City of Edmonton shall authorize such bank or financial institution to make payments to the holder of the Debentures on such dates and in such amounts as specified in the repayment schedule attached thereto or according to the coupons attached thereto, as the case may be, forming part of each Debenture.

7. During the currency of the said Debentures there shall be raised annually for payment of the cost and interest thereon by special frontage assessment under The Municipal Taxation Act, R.S.A., 1980, the respective sums shown as yearly payments on the said appendices attached hereto as Appendices "A" and "B" and there is hereby imposed on all lands fronting or abutting on that portion of the streets or places whereon the said improvements are to be laid, a special frontage assessment sufficient to cover the cost of the said local improvements and the interest thereon payable at the unit rate or rates set forth in said appendices. The said special frontage assessment shall be in addition to all other rates and taxes.

8. The said indebtedness is contracted on the credit and security of the City of Edmonton at large.

9. The net amount realized by the issue and sale of Debentures issued under this bylaw shall be applied only for the

purpose for which the indebtedness was created, unless otherwise authorized by City Council and approved by the Local Authorities Board.

10. This bylaw shall not take effect until the approval of the Local Authorities Board for such debenture borrowings has been secured pursuant to the Local Authorities Board Act.


READ a first time this 11th day of August A.D. 1992

READ a second time this 25th day of August A.D. 1992

READ a third time and duly passed this 25th day of August  
A.D. 1992

THE CITY OF EDMONTON

  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
CITY CLERK

Appendix "A" to Bylaw #10198  
(as amended)

SCHEDULE OF PROPOSED ASPHALT LANE PAVING 4 METERS WIDE ON EXISTING GRAVEL  
RESIDENTIAL

1992 CONSTRUCTION Unit Rate

Assessable Meter (Per Annum for 10 years)	\$15.15
Foot (Per Annum for 10 years)	\$4.62
Meter (Cash Pay Out)	\$95.63

PROJECT NO.	WORK ORDER NO.	ESTIMATED CONSTRUCTION					ASSESSABLE LENGTHS METERS	ESTIMATED PROPERTY SHARE COST \$
		LENGTH METERS	SIDE	ON	FROM	TO		
65			N	L/N 83 Avenue	91 Street	93 Street	161	15,397.00
65			S	L/N 83 Avenue	91 Street	Approx. 100m West	101	9,659.00
68			E-W	L/W 95 Street	176 Avenue	177 Avenue	145	13,867.00
69			W	L/E 78 Street	158 Avenue	L/N 158 Avenue	171	16,353.00
69			E	L/E 78 Street	158 Avenue	Approx. 240m North	187	17,883.00
69			N-S	L/N 158 Avenue	78 Street	L/E 78 Street	10	957.00
69			W	L/E 78 Street	L/N 158 Avenue	Approx. 48m North	51	4,878.00
70			N-S	L/N 76 Avenue	184 Street	Approx. 103 m East	173	16,544.00
71			E-W	L/W 63 Street	122 Avenue	L/N 122 Avenue	176	16,831.00
71			S	L/N 122 Avenue	63 Street	64 Street	12	1,148.00
72			E-W	L/W 95 Street	97 Avenue	L/S 98 Avenue	278	26,586.00
72			S	L/S 98 Avenue	95 Street	96 Street	12	1,148.00
							1,477.00	141,251.00
<b>TOTAL ANNUAL PAYMENT</b>								<b>22,376.55</b>

Appendix "B" to Bylaw #10198  
(as amended)

**SCHEDULE OF PROPOSED ASPHALT LANE PAVING 4 METERS WIDE ON EXISTING GRAVEL  
COMMERCIAL AND INDUSTRIAL**

**1992 CONSTRUCTION Unit Rate**  
**Assessable Meter (Per Annum for 10 years) \$13.83**  
**Foot (Per Annum for 10 years) \$4.21**  
**Meter (Cash Pay Out) \$67.29**

PROJECT NO.	WORK ORDER NO.	ESTIMATED CONSTRUCTION				FROM	TO	ASSESSABLE LENGTHS METERS	ESTIMATED PROPERTY SHARE COST \$
		LENGTH METERS	SIDE	ON					
72			N	L/S 98 Avenue	95 Street	96 Street	86	7,507.00	
							86.00	7,507.00	
<b>TOTAL ANNUAL PAYMENT</b>								<b>1,189.38</b>	





LOCAL AUTHORITIES BOARD

BOARD ORDER No. 20440

FILE: EDMO/C

IN THE MATTER OF THE "Local Authorities Board Act":

AND IN THE MATTER OF THE "Municipal Government Act":

AND IN THE MATTER OF an application by the City of Edmonton for authorization to borrow by way of debenture issuance.

WHEREAS an application has been made to the Local Authorities Board by the City of Edmonton, in the Province of Alberta, for authorization to borrow by way of debenture an amount not exceeding the sum of one hundred forty-eight thousand seven hundred fifty-eight dollars (\$148,758.00) for the purpose of asphalt lane paving, in accordance with the provisions of By-law No. 10198, passed on the 25th day of August, 1992, a copy of the said By-law having been filed with the Board:

AND WHEREAS the City of Edmonton has satisfied the Board that it has complied with the requirements of Section 329 of the Municipal Government Act.

THEREFORE THE LOCAL AUTHORITIES BOARD, having read the said By-law and other material filed, HEREBY ORDERS:

I. The issuance of debentures by the CITY OF EDMONTON in an amount not exceeding the sum of ONE HUNDRED FORTY-EIGHT THOUSAND SEVEN HUNDRED FIFTY-EIGHT DOLLARS (\$148,758.00) for the purpose set out above and in accordance with the provisions of said By-law No. 10198 is hereby authorized.

II. That the net amount realized from the sale of debentures issued under this Order shall be applied only for the purpose for which the indebtedness was created.

III. That the debenture(s) to be issued under this Order may be dated upon such day as may be appropriate having regard to the date of the borrowing of the money, may be payable in ten (10) annual instalments of principal and interest, and may bear interest at a rate not exceeding fourteen per centum (14%), or the interest rate fixed from time to time by the Alberta Municipal Financing Corporation, per annum, payable annually.

Dated and signed at the City of Edmonton, in the Province of Alberta, this 8th day of September, 1992.

LOCAL AUTHORITIES BOARD

CERTIFIED A TRUE COPY

(SGD.) ARCHIE R. GROVER  
CHAIRMAN

  
A SECRETARY