

The Corporation of the Town of Richmond Hill

By-law 49-18

A By-law to adopt the Local Improvement Roll for
Anzac Road from Axminster Drive to Taylor Mills Drive South
Local Improvement Project

Whereas the *Municipal Act, 2001*, repealed the *Local Improvement Act* and replaced it with the Ontario Regulation 586/06 of the *Municipal Act, 2001* – Local Improvement Charges – Priority Lien Status, as amended (hereinafter referred to as Ontario Regulation No. 586/06, as amended);

And Whereas the Council of The Corporation of the Town of Richmond Hill authorized the reconstruction of Anzac Road from Axminster Drive to Taylor Mills Drive South as Local Improvements under the provisions of Ontario Regulation 586/06, as amended, at its meeting held on January 25, 2016;

And Whereas the works authorized by the Council of The Corporation of the Town of Richmond Hill at its meeting held on January 25, 2016 have been reconstructed on Anzac Road from Axminster Drive to Taylor Mills Drive South in Richmond Hill;

And Whereas Section 20 of Ontario Regulation 586/06, as amended, indicates that before a special assessment is imposed, Council shall cause a Local Improvement Roll to be made, in which shall be entered,

- a) the cost of the work;
- b) every lot to be specially charged, the name of the owner and the number of metres of its frontage to be specially charged;
- c) every lot but for Section 12(7), would be exempt from being specially charged and the number of metres of its frontage;
- d) the annual special charge per metre frontage with which each lot is to be specially charged;
- e) the number of years the annual special charges described in clause (d) shall be paid; and
- f) the lifetime of the work.

And Whereas Section 30 of Ontario Regulation 586/06, as amended, provides that Council may also, either by general by-law or by a by-law applicable to the particular work, prescribe the terms and conditions upon which persons whose lots are specially assessed may commute for a payment in cash the special rates imposed thereon;

And Whereas the Council of The Corporation of the Town of Richmond Hill at its meeting of May 28, 2018 adopted the recommendation of the Committee of the Whole at its meeting of May 22, 2018 in Staff Report SRCFS.18.019 pertaining to the approval of the Local Improvement Roll for Anzac Road from Axminster Drive to Taylor Mills Drive South reconstruction Local Improvement Project;

The Council of The Corporation of The Town of Richmond Hill enacts as follows:

1. That the Local Improvement Roll certified on April 24, 2018 and attached hereto as Schedule “A” be adopted as the Local Improvement Roll for Anzac Road from Axminster Drive to Taylor Mills Drive South reconstruction Local Improvement Project completed pursuant to By-law 5-16 of The Corporation of the Town of Richmond Hill under the provisions of Ontario Regulation 586/06, as amended.
2. That Schedule “A” attached hereto shall form part of this By-law.
3. That the owners of the lands set out in Schedule “A” may commute the special rates imposed on their lots by paying in cash the amounts described in Schedule “A” as “Total Cost” within sixty (60) days of the mailing to the owners of the Notice of Imposition of Charges (hereinafter referred to as the “Notice”) pursuant to Section 30 or within such greater time as may be set out in the Notice.
4. That the owners of the lands set out in Schedule “A” may pay the amounts imposed on their lots as described in Schedule “A” as “Total Cost” over a ten (10) year period with a fixed interest rate of 2.37%. At any time in that ten year period the owners may commute the remaining payments for an amount equal to the remaining principal plus interest since the last annual payment was applied to the tax account.

Passed this 28th day of May, 2018.

Dave Barrow
Mayor

Stephen M.A. Huycke
Town Clerk