

The Corporation of the City of Richmond Hill

By-Law 37-23

A By-Law to adopt the Local Improvement Roll for Powell Street and Wright Street, from Mill Street to Hall Street 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Whereas the *Municipal Act, 2001*, repealed the *Local Improvement Act* and replaced it with the Ontario Regulation 586/06 of the *Municipal Act, 2001* - Local Improvement Charges - Priority Lien Status,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 City of Richmond Hill authorized the reconstruction of Powell Street and Wright Street, from Mill Street to Hall Street as a Local Improvement under the provisions of Ontario Regulation 586/06, as amended, at its meeting held on April 8, 2020;

And Whereas the works authorized by the Council of The Corporation of the City of Richmond Hill at its meeting held on April 8, 2020 have been reconstructed on Powell Street and Wright Street, from Mill Street to Hall Street 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 City of Richmond Hill at its meeting of May 24, 2023 adopted the recommendation of the Committee of the Whole at its meeting of May 17, 2023 as set out in the Staff Report SRCFS.23.016 pertaining to the approval of the Local Improvement Roll for Powell Street and Wright Street, from Mill Street to Hall Street reconstruction Local Improvement Project;

Now Therefore The Council Of The Corporation Of The City Of Richmond Hill Enacts As Follows:

1. That the Local Improvement Roll certified on April 24, 2023 and attached hereto as Schedule "A" be adopted as the Local Improvement Roll for Powell Street and Wright Street, from Mill Street to Hall Street reconstruction Local Improvement Project completed pursuant to By-law 31-20 of The Corporation of the City 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.

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(continued)

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 2.89%. 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 24th day of May, 2023.

David West
Mayor

Stephen M.A. Huycke
City Clerk