

# VILLAGE OF PORT CLEMENTS

## BYLAW No. 370, 2009

### Sewer Frontage Tax bylaw

**WHEREAS** The Council of the Village of Port Clements is empowered by the *Community Charter* to impose and levy a frontage tax to meet the cost of works and services that benefit the land within the municipality

**AND WHEREAS** The Current rates stated in Bylaw 190, 1988 are not consistent for all properties.

**AND WHEREAS** at the date hereof, the amount required to be raised annually to service the sewer system under this bylaw is \$33,000.00 (thirty three thousand dollars).

**AND WHEREAS** according to the sewerage frontage tax assessment roll, the total taxable foot-frontage is 17,385feet (seventeen thousand three hundred and eighty five feet) or 5,299meters (five thousand two hundred ninety nine meters)

**NOW THEREFORE** The Village of Port Clements Council in open meeting assembled enacts as follows:

1. In this bylaw, unless context otherwise requires,

**“Actual frontage”** means the number of feet/meters of a parcel of land which actually abuts the sewer line or highway;

**“Collector”** means the Municipal Clerk/Treasurer

**“Taxable Frontage”** means the actual frontage or where applicable the number of feet/ meters of a parcel of land deemed to abut on the sewer line or highway, and in respect of which parcel the frontage tax is levied for;

**“Total actual frontage”** Means the sum of the actual frontage in feet/meters for each parcel of property;

**“Total taxable frontage”** Means the sum of the frontage in feet/meters of the parcels of land that are deemed to abut the sewer line or highway.

2. A tax shall be and is hereby imposed upon the owners of land or real property within the Village of Port Clements which is capable of being connected with such sewer main; the aforesaid tax to be hereinafter referred to as “frontage tax”
3. 1) the frontage tax shall be levied in each year on each parcel of land aforementioned and the amount hereof, except as otherwise provided in this bylaw, will be the product of the taxable frontage

- 2) The annual rate shall be \$1.90 (one dollar ninety cents) per foot
4. For the purpose of this, the following calculations have been made from a study of land within the municipality.
  - a) The total actual frontage is 17,385feet or 5299meters
  - b) The total taxable frontage is 17,385feet or 5299meters
  - c) The sum required to be raised annually is the amount provided by multiplying the total taxable frontage time the annual rate.
5. The frontage tax shall be imposed annually as long as the municipality operates and maintains the sewer system.
6. For the purpose of this bylaw a regularly shaped parcel of land is rectangular.
7. (1) to place the frontage tax on fair and equitable basis the taxable frontage of the following parcels of land shall be the number of feet measured by the assessor.
  - a) A triangular or irregularity shaped parcel of land; or
  - b) A parcel of land wholly is unfit for building purposes:  
or
  - c) A parcel of land which does not abut on the work but is nevertheless deemed to abut on the work, as the case may be.
8. Bylaw No. 88, 1980 is hereby repealed
9. Bylaw No. 190, 1988 is hereby repealed
10. This bylaw may be cited as "Sewer Frontage Tax bylaw No. 370, 2009"

READ A FIRST TIME THIS                      6th DAY OF APRIL, 2009.

READ A SECOND TIME THIS                      23rd DAY OF APRIL, 2009.

READ A THIRD TIME THIS                      23rd DAY OF APRIL, 2009.

RECONSIDERED AND FINALLY ADOPTED THIS 4<sup>th</sup> DAY OF MAY, 2009.

  
Cory Delves,  
MAYOR

  
Heather Nelson-Smith,  
CLERK/TREASURER

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CERTIFIED TO BE A TRUE COPY  
VILLAGE OF PORT CLEMENTS  
Sewer Frontage Bylaw No. 370