BY-LAW 300-25-17

A BY-LAW RELATING TO LOCAL IMPROVEMENTS IN THE TOWN OF RIVERVIEW

DEVERE ROAD – PINE GLEN TO MONTGOMERY

BE IT ENACTED by the Town Council of the Town of Riverview, under the authority vested in it by Part 12 of the Local Governance Act R.S.N.B. c. 18 as follows:

WHEREAS the Town Council of the Town of Riverview is committed to the upgrading of the streets within the Town; and

WHEREAS Section 121-123 of the Local Governance Act R.S.N.B. c.18 provides that the Council may authorize the undertaking of a capital works project through a by-law proposing a local improvement and charge the costs, in whole or in part, against the real properties that receive the benefit.

BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF RIVERVIEW THAT:

1. The Director of Engineering and Works is hereby authorized to cause to be undertaken the full reconstruction of approximately 330m of roadway, including all materials, equipment and labour for the construction of a new roadbed, new storm sewer (McClellan to Cleveland), catch basins, concrete curb and gutter, paved multi-use trail on South side, and asphalt base. The work also includes some sanitary sewer repairs/upgrades. The Town intends to specially assess the cost upon the owners of lands abutting directly on the work.

2. The cost of the work set out in Section 1 shall be raised through a levy of special frontage assessment on every owner of every abutting lot or parcel of land abutting on that portion of Devere Road where the local improvement work is to be undertaken, as more clearly indicated in Schedule A.

3. The uniform rate for the special assessment shall be set at $115 (one hundred & fifteen dollars) per metre of frontage.

4. The total estimated cost of the entire work for Devere Road, as determined by the Town of Riverview's Engineering Department, is $734,000.00 and the total local improvement charge for Devere Road is $20,631.61.

5. The proportion of the total cost referred to in Section 4 that is due and payable for a period of 60 days constitutes a special lien and charge on the land in priority to every claim, privilege, lien or encumbrance of any person whether the right or title of that person has accrued before or accrues after the lien arises, and the lien is not defeated or impaired by any neglect or omission of the local government or of any officer or employee of the local government or by want of registration.

6. Payment may be made in a lump sum or may be made in annual installments for a period of no longer than ten (10) years. If paid by installments, there will be additional charges of $200 for a lien and annual interest charges.

7. The first installment shall be paid to the Town sixty days from the date of issuance of the original invoice and the annual installments shall be paid on or before this date, in each year.

8. Interest on outstanding amounts and arrears shall be at a rate determined by the Director of Finance.

I certify that this instrument is registered or filed in the Albert County Registry Office, New Brunswick

J'atteste que cet instrument est enregistré ou déposé au bureau de l'enregistrement du comté de Albert Nouveau-Brunswick

2019-04-17 15:44:45 38954658
date/date time/heure number/numéro

Emma Knight
Registrar-Conservateur

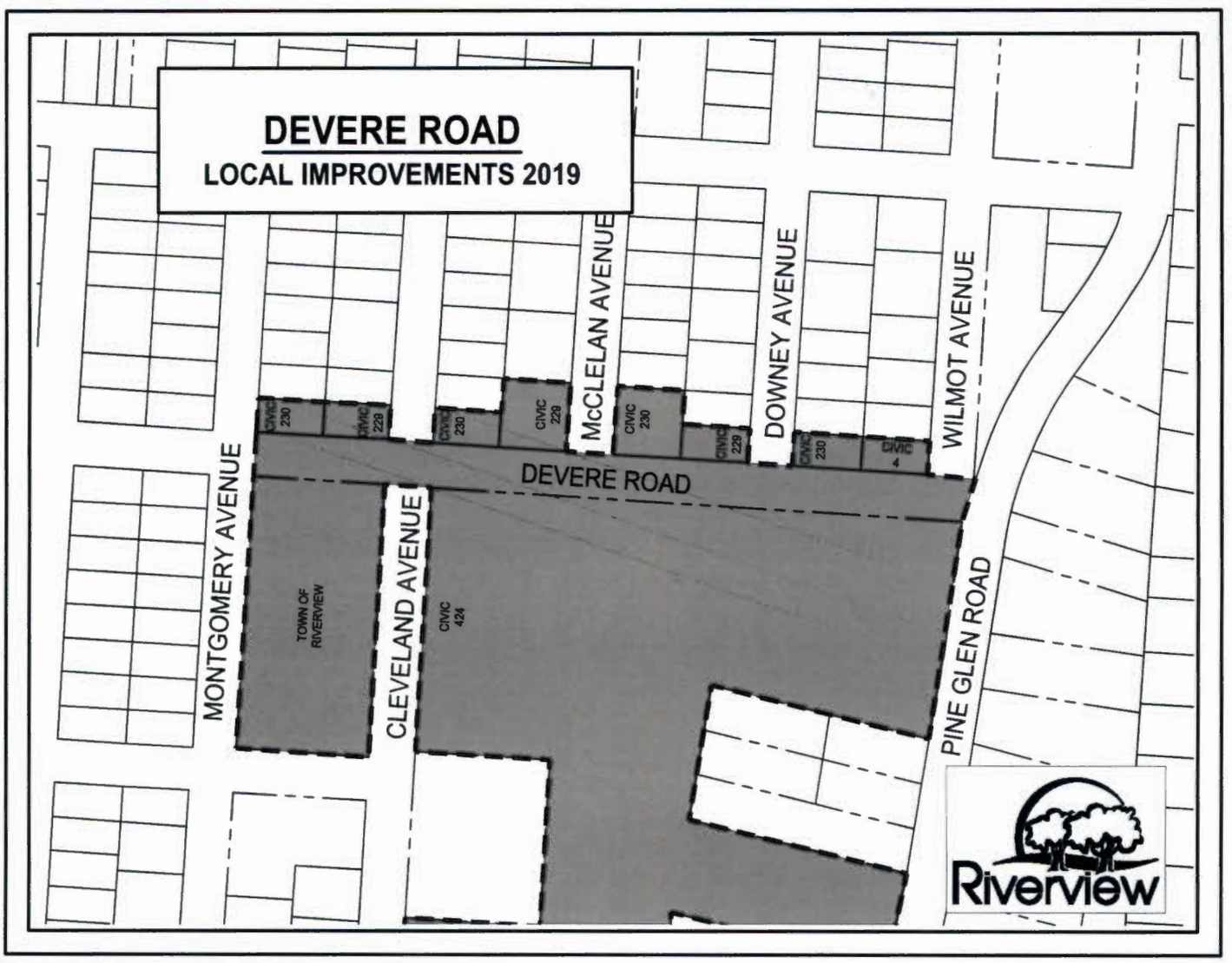
9. This local improvement project shall proceed with a two-thirds vote of Council in favour of this by-law.

First Reading:	March 11, 2019
Second Reading:	April 8, 2019
Third Reading:	April 8, 2019

MAYOR
Ann Seamans

TOWN CLERK
Annette Crummey

SCHEDULE "A"


DEVERE ROAD
LOCAL IMPROVEMENTS 2019
DEVERE ROAD
MONTGOMERY AVENUE
CLEVELAND AVENUE
McCLELAN AVENUE
DOWNEY AVENUE
WILMOT AVENUE
PINE GLEN ROAD
TOWN OF RIVERVIEW
CIVIC 424
CIVIC 230
CIVIC 229
CIVIC 230
CIVIC 229
CIVIC 230
CIVIC 229
CIVIC 230
CIVIC 4
Riverview

TOWN OF RIVERVIEW

CERTIFICATION

I, **ANNETTE CRUMMEY,** Town Clerk, of the Town of Riverview do hereby certify that the attached copy of the Town of Riverview By-Law No. 300-25-17, A By-Law Relating to Local Improvements in the Town of Riverview, which was duly enacted after being read three (3) separate times; sealed with the corporate seal of the Town of Riverview; signed by the Town Clerk and the Mayor; that it was ordained and passed on the 8th day of April, 2019

Annette Crummey
Town Clerk

SWORN to at the Town of Riverview, in the County of Albert and Province of New Brunswick, this 10 day of April, 2019.

BEFORE ME:

DENYSE C. RICHARD
MY COMMISSION OF
OATHS EXPIRES
DEC 31 2022

TOWN OF RIVERVIEW

SOLEMN DECLARATION

I, **ANNETTE CRUMMEY**, of the Town of Riverview, in the County of Albert and Province of New Brunswick, Town Clerk, **DO SOLEMNLY DECLARE:**

1. **THAT** I am the Clerk of the Town of Riverview, a municipal corporation, and have personal knowledge of the facts herein declared.

2. **THAT** By-Law 300-25-17, A By-Law Relating to Local Improvements in the Town of was passed by the Riverview Town Council on April 8, 2019.

   AND I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the Evidence Act.

Annette Crummey
TOWN CLERK

DECLARED before me at the Town of Riverview in the County of Albert and Province of New Brunswick, this 10th day of April, 2019.
BEFORE ME:

DENYSE C. RICHARD
MY COMMISSION OF
OATHS EXPIRES
DEC 31 2022