

THE CORPORATION OF THE DISTRICT OF OAK BAY

BYLAW NO. 3416

(**amended by Bylaws No. 3587, 3649, 3679, 3709, 3747, 3808, 3991, 4120, 4150, 4184
4224, 4316, 4362, 4466, 4540 and 4560)

A Bylaw to levy a frontage tax to defray a portion of the annual cost
of maintaining certain boulevards

CONSOLIDATED FOR CONVENIENCE ONLY

The Municipal Council of The Corporation of the District of Oak Bay, in open meeting assembled, enacts as follows:

- 1 In this Bylaw, "BOULEVARD" means that portion of a street other than a roadway or sidewalk.
- 2 The Boulevard Roll established under Bylaw No. 3032, being the "*Boulevard Rate Bylaw, 1974*", is hereby continued.
- 3 For each street or portion thereof named in Schedule "A" hereto, the annual charge set out therein for cutting grass and weeds, trimming trees and shrubbery, and watering of the boulevard shall be levied against the parcels of land abutting the boulevard.
- 4 For each street or portion thereof named in Schedule "A" hereto, the portion of the annual charge payable by each parcel of land abutting the boulevard shall be determined by multiplying the taxable frontage of the parcel, as recorded on the Boulevard Roll, by the rate shown in the appropriate column opposite the name of that street in Schedule "A".
- 5 (a) In respect of a corner parcel of land where the lot line abutting the boulevard maintained under this Bylaw is a side line rather than a front line, the taxable frontage recorded on the Boulevard Roll shall be one-half of the actual distance which the parcel abuts the boulevard.
(b) For the purpose of this section, "SIDE LINE" means the longer of the street boundary lines of the corner parcel of land.
- 6 Except as provided in section 5 hereof, any difference between taxable frontage and actual frontage shall be determined in accordance with s.481(4) of the *Municipal Act*, R.S.B.C. 1979, c.290.
- 7 There is hereby established a Local Court of Revision consisting of not less than three (3) and not more than five (5) persons, who shall be appointed by the Municipal Council at the inaugural meeting on the first Monday after December 1 in each year.
- 8 Every revision of the Boulevard Roll shall be considered and dealt with by the Local Court of Revision.
- 9 The procedure of the Local Court of Revision shall be governed by ss.484, 485 and 486 of the *Municipal Act*, R.S.B.C. 1979, c.290.
- 10 The following Bylaws are hereby repealed:

- (a) Bylaw No. 3032, *Boulevard Rate Bylaw, 1974*
- (b) Bylaw No. 3202, *Boulevard Rate Bylaw Amendment Bylaw, 1977*
- (c) Bylaw No. 3288, *Boulevard Rate Bylaw Amendment Bylaw, 1979*
- (d) Bylaw No. 3320, *Boulevard Rate Bylaw Amendment Bylaw, 1989*, and
- (e) Bylaw No. 3360, *Boulevard Rate Bylaw Amendment Bylaw, 1981*.

11 This Bylaw may be cited as the "***BOULEVARD FRONTAGE TAX BYLAW, 1982***".

READ a first, second and third time by the Municipal Council on June 14, 1982

RECONSIDERED, ADOPTED AND FINALLY PASSED by the Municipal Council on June 28, 1982

Mayor

Municipal Clerk

Sealed with the Seal of The Corporation of the
District of Oak Bay.

**"Schedule 'A'(1) Annual Charge and Taxable Frontage, by Street

<u>Street Name</u>	<u>From</u>	<u>To</u>	<u>Code</u>	<u>Rate/Ft. Frontage</u>	<u>Taxable Frontage</u>	<u>Charge</u>
Uplands Rd.	Cadboro Bay Rd	Cotswold Rd.	40	2.57	2545	\$6,540.65
Cotswold Rd.	Uplands Rd.	Midland Rd.	40	2.57	1684	4,327.88
Midland Rd.	Midland Circle	Beach Dr.	40	2.57	3658	9,401.06
Beach Dr.	Rutland Rd.	Cadboro Bay Rd	40	2.57	7678	19,732.46
Lansdowne Rd.	Cadboro Bay Rd	Beach Dr.	40	2.57	6580	16,910.60
Rutland Rd.	--	--	40	2.57	1481	3,806.17
Ripon Rd.	--	--	40	2.57	3184	8,182.88
Bowker Ave.	Cadboro Bay Rd	Eastdowne Rd.	40	2.57	1190	3,058.30
Wilmot Pl.	--	--	40	2.57	1832	4,708.24
Roslyn Rd.	Brighton Ave.	Windsor Rd.	40	2.57	1296	3,330.72
King George Tce.	Beach Dr.	Sunny Lane	40	2.57	646	1,660.22
Humber Rd.	(abutting Lot 1, Block 9, Plan 1216A and Lot B, Plan 23714)		40	2.57	194	498.58
Florence St.	--	--	36	2.28	2131	4,858.68
Monterey Ave.	Oak Bay Ave.	McNeill Ave.	36	2.28	3529	8,046.12
Oliver St.	--	--	36	2.28	7417	16,910.76
St. Patrick St.	--	--	36	2.28	8053	18,360.84
St. David St.	--	--	36	2.28	3607	8,223.96
Newport Ave.	Windsor Rd.	Beach Dr.	36	2.28	7639	17,416.92
Victoria Ave.	Granite St.	Windsor Rd.	36	2.28	2012	4,587.36
Windsor Rd	(abutting Lot 6, Plan 1007)		36	2.28	40	91.20
Chaucer St.	--	--	36	2.28	1442	3,287.76
Hampshire Rd.	Oak Bay Ave.	Bowker Creek	24	1.56	2187	3,411.72

(2) Total Actual Frontage, Total Taxable Frontage and Total Annual Charge

<u>Code</u>	<u>Actual Frontage</u>	<u>Taxable Frontage</u>	<u>Annual Charge</u>
40	35922.00	31968	\$82,157.76
36	38486.44	35870	81,783.60
24	2247.00	2187	3,411.72
			\$167,353.08

- (**Bylaw 4150, adopted May 13, 2002 - repealed)
- (**Bylaw 4184, adopted May 12 2003)
- (**Bylaw 4224, adopted May 10, 2004)
- (**Bylaw 4316, adopted May 8, 2006)
- (**Bylaw 4362, adopted May 7, 2007)
- (**Bylaw 4466, adopted May 13, 2009)
- (**Bylaw 4540, adopted May 16, 2011)
- (**Bylaw 4560, adopted May 14, 2012)