

TOWN OF BEAUSEJOUR

BY-LAW NO. 1240/92

BEING a By-Law of the Town of Beausejour to provide an equitable mode of assessing for local improvements, triangular or other irregularly shaped pieces of land under provisions of Part XI of The Municipal Act.

The Town of Beausejour, in Council assembled, enacts as follows:

1. Interpretation

Where used in this By-Law

- (a) "frontage" in respect of a lot abutting on two intersecting streets means the shorter of its two boundaries upon said streets;
- (b) "flankage" means that side of a corner lot which abuts on a street and forms an angle with the frontage of said lot;
- (c) "intersection" means the area of a street which is within the real or projected boundaries of a lane or another street which meets or crosses said street;
- (d) "lot" means and includes any piece or parcel of land in one holding, whether subdivided or not;
- (e) "pie-shaped lot" means a lot that is not the same width at both the frontage and rear thereof;
- (f) "street" means a street, boulevard, court, drive or other similar thoroughfare given a distinctive name on a registered plan or by a By-Law of the Town of Beausejour;
- (g) "lane" means a thoroughfare other than a street, at the rear or side of any lot shown on a registered plan or opened by a By-Law of the Town of Beausejour;
- (h) "local improvement" means any work undertaken by the Town of Beausejour under provisions of the Municipal Act and assessed as a local improvement.

2. Mode of Assessment:

The assessable frontage of triangularly shaped and pie-shaped lots shall be computed as follows, namely:

- 1. The horizontal distance between the sides of any lot, measured at right angles to the lot depth at a point midway between the frontage (front lot line) and the rear lot line or forty (40) feet back from the frontage, whichever is the lesser width. (See Schedule A)

2. Where the chargeable frontage of an irregularly shaped lot or a subdividable lot is not conducive to determination in accordance with the above provisions, or where any lot requires special consideration having regard to its value, situation, area, or suitability for building purposes, the Council may make such adjustment to actual frontage as it deems just and equitable.

3. Where Council has made an adjustment under paragraph 2, any owner affected by the adjustment may apply to Council for review of its decision. After such notice and hearing as Council deems necessary, Council may confirm or alter the adjustment, subject to the approval, if required, of the Municipal Board. If the owner is not satisfied with the decision of Council, the owner may apply to the Municipal Board in the form of an application for remission under section 661 of The Municipal Act.

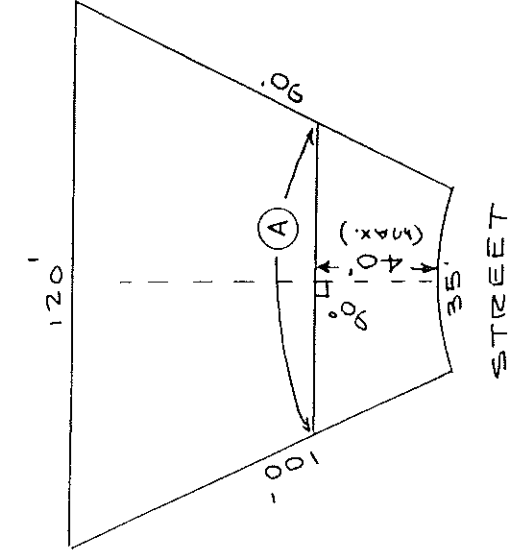
DONE AND PASSED by Council of the Town of Beausejour
assembled at Beausejour, in the Province of Manitoba, this
day of A.D. 1992.

.....
MAYOR

.....
SECRETARY-TREASURER

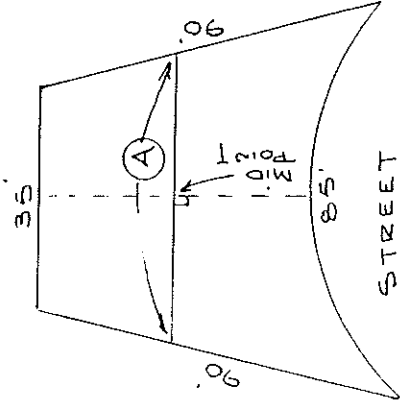
SCHEDULE "A"

EXAMPLE "A"

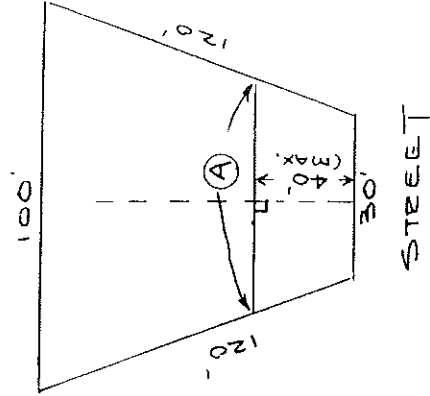


In the case of Ex. "A" 40' back from the street is the lesser width and would be the (A) assessable frontage.

EXAMPLE "B"

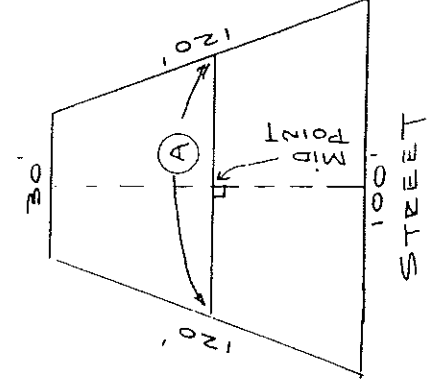


In the case of Ex. "B" the midpoint back from the street is the lesser width and would be the (A) assessable frontage.



EXAMPLE "C"

(Definition)
(as in Ex. "A")



EXAMPLE "D"

(Definition)
(as in Ex. "B")

EXAMPLE A, B, C & D APPLY TO PIE OR SIMILAR IRREGULAR-SHAPED LOTS.