



The Corporation of the City of Courtenay

# Staff Report

**To:** Council

**File No.:** 6630-01

**From:** Director of Development Services

**Date:** January 10, 2024

**Subject:** Mansfield Lift Station Latecomer Agreement Bylaw No. 3119

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## PURPOSE:

For Council to consider administrative amendments to Mansfield Lift Station Latecomer Agreement Bylaw NO. 3119 and rescind third reading given on December 6, 2023 and reconsider third reading of Mansfield Lift Station Latecomer Agreement Bylaw No. 3119.

## BACKGROUND:

Council gave first, second and third reading of Mansfield Lift Station Latecomer Agreement No. 3119 on December 6, 2023. Staff have identified some administrative errors to the Bylaw and are recommending rescinding third reading of Mansfield Lift Station Latecomer Agreement Bylaw No. 3119, and Council reconsider third reading of Mansfield Lift Station Latecomer Agreement Bylaw No. 3119, as amended.

## DISCUSSION:

The following administrative amendments have been done to Bylaw No. 3119:

- The Title has been amended to add “Mansfield Lift Station Latecomer Agreement “before Bylaw No. 3119.
- The purpose of the bylaw has been completed to add “Mansfield Lift Station” after in relation to.
- The Citation has removed “The Municipality Excess or Extender Services latecomer Fee” and replaced with “Mansfield Lift Station Latecomer Agreement” before Bylaw No. 3119, 2023.
- Under Latecomer Charges (5) in the bylaw the description of Bylaw No. 2005 has been amended to read “The Interest Charges on Latecomer Payments Bylaw No. 2005, 1997”.
- Under interpretation in the latecomer agreement, 1 (d) added “Except Air Space Parcel Plan EPP91977 and amended Schedule D of the agreement.
- Schedule A of the Bylaw has been amended to add “Except Air Space Parcel Plan EPP91977.
- Schedule A of Bylaw and Schedule D of the Latecomer agreement have been amended to reflect the full legal description of Parcel 5 and not the truncated version, the amendment reads as:

“LOT D, DISTRICT LOT 82, COMOX DISTRICT, PLAN 2119, EXCEPT THOSE PARTS DESCRIBED AS COMMENCING AT A POINT IN THE NORTH WESTERLY BOUNDARY OF SAID LOT DISTANT 157 FEET FROM THE MOST WESTERLY CORNER OF SAID LOT, THENCE SOUTH EASTERLY AT RIGHT ANGLES A DISTANCE OF 80 FEET, THENCE NORTH EASTERLY AND PARALLEL TO THE SAID NORTH WESTERLY BOUNDARY TO AN INTERSECTION WITH HIGH WATER MARK OF COMOX HARBOUR, THENCE NORTH WESTERLY ALONG THE SAID HIGH WATER MARK TO AN INTERSECTION WITH THE SAID NORTH WESTERLY BOUNDARY, THENCE SOUTH WESTERLY ALONG THE SAID NORTH WESTERLY BOUNDARY AND PRODUCTIONS THEREOF TO THE POINT OF COMMENCEMENT”

## OPTIONS:

1. THAT Council rescind third reading of Mansfield Lift Station Latecomer Agreement Bylaw No. 3119; and

THAT Council give third reading to Mansfield Lift Station Latecomer Agreement Bylaw No. 3119 as amended.

2. THAT Council provide alternative direction to staff.
3. THAT Council not proceed.

**ATTACHMENTS:**

1. Mansfield Lift Station Latecomer Agreement Bylaw No. 3119 as amended
2. Attachments to Mansfield Lift Station Latecomer Agreement Bylaw No. 3119 as amended

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