

**CHERRY CREEK WATERWORKS DISTRICT**

**BYLAW NO. 302**

**“CAPITAL EXPENDITURE CHARGES FOR DEVELOPMENT WITHIN THE  
CHERRY CREEK WATERWORKS DISTRICT”**

---

**WHEREAS** the Board may, pursuant to the Local Government Act, impose, by bylaw, capital expenditure charges;

**AND WHEREAS** the capital expenditure charges imposed by this Bylaw are for the purpose of providing funds to assist Cherry Creek Waterworks District to pay the capital cost of providing, altering or expanding water facilities to service directly or indirectly, development in respect of which the charges are imposed;

**NOW THEREFORE**, the Board of Trustees of the Cherry Creek Waterworks District in open meeting assembled enacts as follows:

**1. INTERPRETATION**

Definitions:

**“Dwelling Unit”** means a self-contained unit consisting of one or more rooms designed occupied or intended for occupancy as a separate household with sleeping, sanitary and cooking facilities and includes a manufactured home.

**"Gross Floor Area"** means the total area of all the floors measured to the extreme outer limits of the building, or to the centre of the firewalls, and areas giving access thereto, such as corridors, hallways, landing, foyers, staircases, and stairwells.

**“Gross Site Area”** means the total land and water surface area contained within the boundaries of a parcel proposed for development.

**"Subdivision"** means a subdivision of land under the Land Title Act or the Strata Property Act.

## **2. APPLICATION**

This Bylaw applies to subdivisions and development in the Cherry Creek Waterworks District Service Area.

## **3. CHARGES AND PAYMENT**

- 3.1 Every person who obtains approval of a Subdivision or approval of an application for connection to the water service shall pay, at the time of the approval of the subdivision or the approval of the application for service to the District the applicable capital expenditure charges as set out in Schedule "A" attached to and forming part of this bylaw.
- 3.2 In the case of a comprehensive development area consisting of a parcel that has different uses permitted in different parts of the parcel, the capital expenditure charges under this Bylaw shall be calculated separately for each part of the comprehensive development based on the types of development as described in Schedule A.

## **4. RESERVE FUND**

Funds collected pursuant to this Bylaw shall be deposited in a reserve fund and shall be used for the purpose of providing, altering or expanding water facilities in the Cherry Creek Waterworks District Service Area.

## **5. SEVERABILITY**

In the event that any portion of this Bylaw is declared invalid it shall be severed and the remainder of the Bylaw shall continue in full force and effect.

## **6. CITATION**

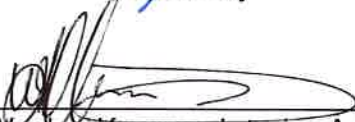
This Bylaw may be cited as the "Capital Expenditure Charges for Development Within The Cherry Creek Waterworks District No. 302"

INTRODUCED and given first reading by the Trustees on the 16<sup>th</sup> day of June 2021.


RECONSIDERED and finally passed by the Trustees on the 20<sup>th</sup> day of April 2022.

Original signed by:

  
\_\_\_\_\_  
Vida Jackway, Chair of Trustees

  
\_\_\_\_\_  
Wesley Kovacs, Interim-Administrator

I hereby certify under the seal of Cherry Creek Waterworks District that this is a True copy of Bylaw No. 302 of the Cherry Creek Waterworks District passed by the Trustees on the 20<sup>th</sup> day of April, 2022.

  
\_\_\_\_\_  
Wesley Kovacs, Interim-Administrator

**Schedule 'A'**

Capital Expenditure Charges Payable

<b>Type of Development</b>	<b>Basis of Assessment</b>	<b>Charge</b>
Residential Dwelling, Single Family	one dwelling unit	\$5,023
Residential Dwelling, Two Family (duplex)	two dwelling units	\$10,046
Residential Dwelling, Three Family (triplex)	three dwelling units	\$15,069
Residential Dwelling, Four Family (four plex)	four dwelling units	\$20,092
Residential Dwelling, Multi Family	per dwelling unit	\$4,186
Commercial	per square metre of gross floor area	\$18.80
Institutional	per square metre of gross floor area	\$23.00
Industrial	per hectare of gross site area	\$94,188