

An Act to amend the Act respecting the Municipal Institutions of Upper Canada, so far as relates to local improvements in Cities and Towns.

**WHEREAS** it is desirable to amend the Act "respecting the Municipal Institutions of Upper Canada," passed in the twenty-second year of Her Majesty's reign, and to provide for the effecting of local improvements in Cities and Towns at the expense of the parties interested therein; Therefore Her Majesty, &c., enacts as follows:

1. In addition to the purposes mentioned in the said Act, the Council of every City and Town may respectively pass By-laws for the following purposes:

City and Town Councils make By-laws for certain purposes.

1. For providing the means of ascertaining and determining what real property will be immediately benefitted by any proposed improvement, the expense of which is proposed to be assessed as hereinafter mentioned upon the real property immediately benefitted thereby; and of ascertaining and determining the proportions in which the assessment is to be made on the various portions of the real estate so benefitted; subject in every case to an appeal to the County Court Judge, in the same manner and on the same terms, as nearly as may be, as an appeal from the Court of Revision in the case of an ordinary assessment.

Ascertaining the property to be benefitted by a local improvement.

2. For assessing and levying upon the real property to be immediately benefitted by the making, enlarging or prolonging of any common sewer, or the opening, widening, prolonging or altering, macadamizing, grading, levelling, paving or planking of any street, lane, or alley, public way or place, or of any sidewalk therein, on the petition of at least two-thirds in number and one-half in value of such real property of the owners of such real property, a special rate, sufficient to include a sinking fund, for the repayment of Debentures which such Councils are hereby authorized to issue in such cases respectively on the security of such rates respectively, to provide funds for such improvements, and for so assessing and levying the same:

Assessing such property for such improvement:—and in what manner.

(1.) By an annual rate in the pound on the real property so benefitted, according to the assessed value thereof, including the improvements thereon;

(2.) Or by an annual rate in the pound on the real property so benefitted, according to the value thereof, exclusive of the improvements thereon;