

# THE CORPORATION OF HALDIMAND COUNTY

By-law Number /19

**Being a by-law to levy the actual cost of maintenance of the Horseshoe Bay Main Branch, Black Creek, South Forks, Chrysler, Deamude, Byers, Girling, Ellsworth, Tweed, Crow Road and East Kelly municipal drains on the assessed lands**

**WHEREAS** Section 61 of the *Drainage Act*, R.S.O. 1990, c.D17 provides that the council of the local municipality that is required to raise the cost of drainage works shall by by-law impose the costs upon the assessed land, payable in such installments as the council may prescribe;

**WHEREAS** Section 74 of the *Drainage Act*, R.S.O. 1990, c.D17 requires that the local municipality raise the cost of maintenance of drainage work at the expense of all upstream lands and roads in any way assessed for the construction or improvement of the drainage works;

**WHEREAS** the Horseshoe Bay Main Branch Municipal Drain was maintained by Haldimand County at a total project cost of \$10,532.16 and now requires the remaining costs, after any applicable grants/allowances, of \$607.77 to be recovered from the lands benefiting from said work;

**WHEREAS** the Black Creek Municipal Drain was maintained by Haldimand County at a total project cost of \$93,408.86 and now requires the remaining costs, after any applicable grants/allowances, of \$18,961.12 to be recovered from the lands benefiting from said work;

**WHEREAS** the South Forks Municipal Drain was maintained by Haldimand County at a total project cost of \$1,679.04 and now requires the remaining costs, after any applicable grants/allowances, of \$482.58 to be recovered from the lands benefiting from said work;

**WHEREAS** the Chrysler Municipal Drain was maintained by Haldimand County at a total project cost of \$37,361.62 and now requires the remaining costs, after any applicable grants/allowances, of \$8,819.24 to be recovered from the lands benefiting from said work;

**WHEREAS** the Deamude Municipal Drain was maintained by Haldimand County at a total project cost of \$21,939.73 and now requires the remaining costs, after any applicable grants/allowances, of \$3,791.92 to be recovered from the lands benefiting from said work;

**WHEREAS** the Byers Municipal Drain was maintained by Haldimand County at a total project cost of \$4,601.70 and now requires the remaining costs, after any applicable grants/allowances, of \$1,453.85 to be recovered from the lands benefiting from said work;

**WHEREAS** the Girling Municipal Drain was maintained by Haldimand County at a total project cost of \$4,666.16 and now requires the remaining costs, after any applicable grants/allowances, of \$1,140.62 to be recovered from the lands benefiting from said work;

**WHEREAS** the Ellsworth Municipal Drain was maintained by Haldimand County at a total project cost of \$21,139.25 and now requires the remaining costs, after any applicable grants/allowances, of \$5,849.38 to be recovered from the lands benefiting from said work;

**WHEREAS** the Tweed Municipal Drain was maintained by Haldimand County at a total project cost of \$41,319.16 and now requires the remaining costs, after any applicable grants/allowances, of \$11,650.16 to be recovered from the lands benefiting from said work;

**WHEREAS** the Crow Road Municipal Drain was maintained by Haldimand County at a total project cost of \$3,641.48 and now requires the remaining costs, after any applicable grants/allowances, of \$741.23 to be recovered from the lands benefiting from said work;

**AND WHEREAS** the East Kelly Municipal Drain was maintained by Haldimand County at a total project cost of \$8,378.32 and now requires the remaining costs, after any applicable grants/allowances, of \$1,616.65 to be recovered from the lands benefiting from said work,

**NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:**

1. **THAT** The Treasurer shall levy the amount of \$9,924.39 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "A", attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Horseshoe Bay Main Branch Drain.
2. **THAT** The Treasurer shall levy the amount of \$74,447.74 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "B", attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Black Creek Drain.
3. **THAT** The Treasurer shall levy the amount of \$1,196.46 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "C", attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the South Forks Drain.
4. **THAT** The Treasurer shall levy the amount of \$28,542.38 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "D", attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Chrysler Drain.
5. **THAT** The Treasurer shall levy the amount of \$18,147.81 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "E", attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Deamude Drain.

6. **THAT** The Treasurer shall levy the amount of \$3,147.85 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “F”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Byers Drain.
7. **THAT** The Treasurer shall levy the amount of \$3,525.54 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “G”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Girling Drain.
8. **THAT** The Treasurer shall levy the amount of \$15,289.87 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “H”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Ellsworth Drain.
9. **THAT** The Treasurer shall levy the amount of \$29,669.00 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “I”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Tweed Drain.
10. **THAT** The Treasurer shall levy the amount of \$2,900.25 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “J”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the Crow Road Drain.
11. **THAT** The Treasurer shall levy the amount of \$6,761.67 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule “K”, attached hereto, and being the amounts to be charged for completing the maintenance of drainage works known as the East Kelly Drain.
12. **THAT** should the assessed owners of the lands elect to pay the amounts levied over a five (5) year period, such amounts shall be assessed, levied and collected in the same manner and at the same time as other taxes of the municipality are assessed, levied and collected, upon and from such parcels of land listed in the aforementioned Schedules “A” through “K”, together with interest thereon at a rate that shall be established as 6.0% per annum except where the assessment against any parcel of land is five hundred dollars (\$500.00) or less, where such assessment shall be paid in four installments over one calendar year.
13. **AND THAT** this by-law shall come into force and take effect on the day of passing

READ a first and second time this 16<sup>th</sup> day of December, 2019.

READ a third time and finally passed this 16<sup>th</sup> day of December, 2019.

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MAYOR

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CLERK