

THE CORPORATION OF HALDIMAND COUNTY

By-law Number /22

Being a by-law to levy the actual cost of construction of the Little Marsh and Seneca Greens Municipal Drains on the assessed lands

WHEREAS Section 61 of the *Drainage Act*, R.S.O. 1990, c.D17 (Act) 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 60 of the Act requires that the local municipality raise the cost of construction 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 Little Marsh was constructed by Haldimand County at a total project cost of \$161,524.95 and now requires the remaining costs, after any applicable grants/allowances, of \$126,315.91 to be recovered from the lands benefiting from said work ;

AND WHEREAS the Seneca Greens Municipal Drain was constructed by Haldimand County at a total project cost of \$8,790.00 and now requires the remaining costs, after any applicable grants/allowances, of \$8,790.00 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 \$126,615.91 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "1", attached hereto, and being the amounts to be charged for completing the construction of drainage works known as the Little Marsh Drain.
2. **THAT** the Treasurer shall levy the amount of \$8,790.00 against the lands and roads in the municipality in accordance with the amended assessment schedule as set out in Schedule "2", attached hereto, and being the amounts to be charged for completing the construction of drainage works known as the Seneca Greens Drain.
3. **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 "1" and "2", 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.

4. **AND THAT** this by-law shall come into force and take effect on the date of passing.

READ a first and second time this 7th day of November, 2022.

READ a third time and finally passed this 7th day of November, 2022.

MAYOR

CLERK