
HALDIMAND COUNTY



Memorandum ENG-M01-2023 Notice of Withdrawal From Petition for Extension of the Weikman Municipal Drain

For Consideration by Council in Committee on February 7, 2023

To: Mayor Bentley and Members of Council
From: Kristopher R. Franklin, Manager, Engineering Services

Petitioning for a drain is one of the legal processes available to proponents to establish a legal and adequate outlet for the drainage of land. The petition process is legislated by the Drainage Act which is the Provincial legislation that provides for the creation of drainage works and the establishment of a legal and adequate outlet for stormwater and/or subsurface drainage.

As identified in Report ENG-15-2022 Petition for Extension of the Weikman Municipal Drain, Frederick and Deborah Goit, who are owners of property in the Weikman Municipal Drain watershed, submitted a petition to extend the drain approximately 450 metres upstream of the current start of the drain.

In response to this petition Council approved the following resolutions through Report ENG-15-2022 at the September 20, 2022 Council in Committee meeting:

1. *THAT Report ENG-15-2022 Petition for Extension of the Weikman Municipal Drain be received;*
2. *AND THAT the Petition For Drainage Work By Owners be accepted;*
3. *AND THAT staff be authorized to seek the services of a qualified Drainage Engineer for subsequent Council appointment as required by the petition process.*

Through the procurement process to hire a Drainage Engineer, the Goits continued to pursue an alternative solution to their drainage problem through a Mutual Agreement Drain, which is both faster and less costly than the Municipal Drain process. The Mutual Agreement Drain process is governed by the Drainage Act and requires willing landowners to work together to agree on a solution.

The Goits were successful in obtaining a Mutual Agreement Drain with their neighbor and have notified the Clerk in writing, withdrawing their names from the petition.

As there is no longer a valid petition and no costs have been incurred, this matter can be closed and no further actions are required.

REFERENCES:

1. [ENG-15-2022 Petition for Extension of the Weikman Municipal Drain.](#)

ATTACHMENTS:

None.