

Staff Report to Council

Title: Roach Mutual Agreement Drain

Report Number: Environmental Services-2023-38

Director: Infrastructure &
Development

Manager: Environmental Services

Meeting Date:
Wednesday, November 8, 2023

Date to be considered by Council:
Wednesday, November 8, 2023

Recommendation:

That Council accepts the Mutual Agreement Drain (MAD) report as provided and pass a By-law to authorize the Agreement.

Executive Summary:

In 2020, a request was made under Section 2 of the Drainage Act and requested to the Municipality for consideration. This request was forwarded to the Drainage Superintendent for review and determination of boundaries and watershed area. This process indicated four private property owners who would benefit from the drainage works, and the Municipality of Kincardine as well. The process of starting a Mutual Agreement Drain commenced which concluded in October 2023.

Strategic Priorities:

B.6-Protect and preserve our environment

Financial Considerations:

The estimated cost associated with the project is \$4,000 dollars excluding legal costs to have this registered with each property. Through the MAD agreement cost sharing proportions were agreed to for current and future drainage works. At this time there are no financial impacts to the Municipality of Kincardine.

Policy: N/A

Context and Background Information:

The proposed works consists of installation of 66 feet of High-Density Polyethylene Pipe (HDPE) and two catch basins. The agreement also uses existing drainage tiles already in place to include drainage from all affected properties. The Municipality of Kincardine is also a stakeholder in the project for any future works. This would include roadworks and culvert replacement if required for future upgrades or maintenance.

Consultation Overview:

The project was reviewed by the Municipalities Drainage Superintendent, and consultation was discussed with the four property owners associated with the MAD agreement and the Municipality. The agreement includes cost sharing for these current works, as well as any future works and who will be responsible for these works and fees.

Origin:

Landowner Request

Implementation Considerations:

The works highlighted in this MAD agreement have already taken place on each property. The importance of accepting and signing the agreement is to have this MAD registered on all properties, and include responsibilities for future maintenance.

Risk Analysis:

With an agreement in place, it will ensure maintenance and upkeep of the works is done and at the cost of the benefiting landowners in place of the Municipality.

Attachments: Agreement Drain-Roach Drain

Prepared by: Mark O'Leary

Submitted by: Mark O'Leary