

# Staff Report to Council

**Title:** Vanderveeken Mutual Agreement Drain

**Report Number:** Environmental Services-2024-03

**Director:** Infrastructure & Development

**Manager:** Environmental Services

**Meeting Date:**  
Wednesday, January 10, 2024

**Date to be considered by Council:**  
Wednesday, January 10, 2024

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## Recommendation:

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

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## Executive Summary:

In 2022, 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 two 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 December 2023.

## Strategic Priorities:

B.6-Protect and preserve our environment

## Financial Considerations:

The estimated cost associated with the project is \$16,500 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. Currently there are no financial impacts to the Municipality of Kincardine.

**Policy:**

N/A

**Context and Background Information:**

The proposed works consists of installation of quarry stone riprap at the outlet with 20 feet High-Density Polyethylene Pipe (HDPE) outlet pipe with rodent grate. An additional 820 feet of 10-inch Plastic Drainage Tubing (PDT) and two catch basins will be installed. The Municipality of Kincardine is 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 two 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.

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**Attachments:** Vanderveeken Mutual Agreement Drain

**Prepared by:** Mark O'Leary

**Submitted by:** Mark O'Leary