



BY-LAW

NO. 2024 –

Being a By-law to Authorize the Maintenance and Repair of a Municipal Drain Under the Provisions of the Drainage Act, R.S.O. 1990 (Kincardine-Kinloss Municipal Drain - Kinloss)

Whereas By-law No. 86-21 of The Corporation of the Municipality of Kincardine Township of Kincardine was passed by Council September 15, 1986 providing for the construction of the Kincardine-Kinloss Municipal Drain - Kinloss, being the current by-law; and

Whereas Council wishes to maintain and repair this Drain, without a new report of an Engineer, but in accordance with specifications outlined in the current Engineer's Report dated June 30, 1986 prepared by Paragon Engineering Ltd., as contained within the above mentioned by-law; and

Whereas in accordance with section 74 of the Drainage Act, the cost of maintenance and repair of a Municipal Drain is to be at the expense of all the upstream land and roads in any way assessed for the construction or improvement of the drainage works and, in the proportion, determined by the then current by-law pertaining thereto; and

Whereas the cost of this repair is \$12,418.64 and a grant of \$3858.41 was received leaving \$8,560.23 to be raised by a cash assessment and \$0.00 as the amount to be contributed by the Municipality for the maintenance and repair of the municipal drain; now therefore be it

Resolved that the Council of The Corporation of the Municipality of Kincardine **Enacts** as follows:

1. That the Kincardine-Kinloss Municipal Drain - Kinloss be maintained and repaired to the specifications outlined in the Engineer's Report by Paragon Engineering Ltd.
2. That the actual costs of this drainage repair and maintenance, attached hereto as Schedule 'A', be assessed as per the current by-law less any grant money received for lands eligible to receive agricultural grants.
3. That the amount of \$8,560.23 necessary to be raised by the Municipality for such drainage works shall be made a cash assessment upon the roads and lands affected by the proposed work. All assessments are payable in the first year in which the assessment is imposed.
4. For paying the amount of \$0.00 being the amount assessed upon the lands and roads belonging to or controlled by the Municipality a special rate sufficient to pay the amount assessed plus interest thereon shall be levied upon the whole ratable property in the Municipality of Kincardine after the passing of this by-law to be collected in the same manner and at the same time as other taxes are collected.
5. This by-law shall come into full force and effect upon its final passage.
6. This by-law may be cited as the "Kincardine-Kinloss Municipal Drain – Kinloss Maintenance (2024) By-law".

Read a First, Second and Third Time and Finally passed this 14th day of February, 2024.

Mayor

Clerk

MAINTENANCE ASSESSMENT SCHEDULE
TOWNSHIP OF HURON-KINLOSS - KINLOSS WARD
KINCARDINE-KINLOSS MUNICIPAL DRAIN - Tile Repair AND Cleanout Lot 32/33, Concession 4
MAIN DRAIN - OPEN PORTION

Repair Cost =		<u>\$12,418.64</u>			Costs	Percentage of	Feb-24	grant	Costs
Project Completion Date		6-Sep-22			Benefit & Outlet	Maintenance Costs		dollars as per ADIP 2.3 c (ii)	(1/3 grant applied if applicable)
Conc.	Lot	Roll #	Area ha.	Owner	By-Law #	By-Law #	Costs \$		
					86 - 21	86 - 21			
Agricultural Lands (Kinloss Twp)									
Kinloss				Lands	52.839	93.21%	\$11,575.24	\$3,858.41	\$7,716.82
Total Assessment on Agricultural Lands					<u>52.839</u>	<u>93.21%</u>	<u>\$11,575.24</u>	<u>\$3,858.41</u>	<u>\$7,716.82</u>
Non-Agricultural Lands									
Kinloss				Lands	0.000	0.00%	\$0.00		\$0.00
Total Assessment on Non-Agricultural Lands					<u>0.000</u>	<u>0.00%</u>	<u>\$0.00</u>		<u>\$0.00</u>
Roads (Kincardine Twp)									
Twp Line			0.8	Twp of Kinloss	0.103	0.18%	\$22.56		\$22.56
Highway 9			3.6	MTO	0.986	1.74%	\$216.00		\$216.00
Boundary Road			4	Twp of Kinloss	0.727	1.28%	\$159.26		\$159.26
Conc Rd 2/3			4	Twp of Kinloss	0.823	1.45%	\$180.29		\$180.29
Sdrd 10/11			4.5	Twp of Kinloss	1.211	2.14%	\$265.29		\$265.29
Total Assessment on Roads					<u>3.850</u>	<u>6.79%</u>	<u>\$843.40</u>		<u>\$843.40</u>
Total Assessment on Lands and Roads					<u>56.689</u>	<u>100.00%</u>	<u>\$12,418.64</u>		<u>\$8,560.22</u>