



## BY-LAW

NO. 2025 –

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**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 (Hewitt Municipal Drain – Tile Repair Lot 24, Concession 4)**

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**Whereas** By-law 609 of The Township of Kincardine was passed by Council on the 7<sup>th</sup> day of May, 1962 providing for the construction of the Hewitt Municipal Drain, being the current by-law; and

**Whereas** Council of The Corporation of the Municipality of Kincardine wishes to maintain and repair this Drain; 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 \$886.94 and a grant of \$224.02 was received leaving \$455.52 to be raised by a cash assessment and \$207.40 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 Hewitt Municipal Drain be maintained and repaired.
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 \$662.92 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 \$207.40 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 "Hewitt Municipal Drain Maintenance Assessment (2025) By-law".

**Read a First and Second Time** this 12<sup>th</sup> day of March, 2025.

**Read a Third Time and Finally Passed** this 12<sup>th</sup> day of March, 2025.

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Mayor

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Clerk