

**THE CORPORATION OF THE TOWNSHIP OF WELLINGTON NORTH
SUPPLEMENTARY MEETING AGENDA OF COUNCIL;
PUBLIC MEETING; COMMITTEE OF ADJUSTMENT
MAY 7, 2018 @ 2:00 P.M.
MUNICIPAL OFFICE COUNCIL CHAMBERS, KENILWORTH**

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ITEMS FOR CONSIDERATION	
6. ADMINISTRATION	
a. Report CLK 2018-019 being a report on the Engineer Report for Cormack Drain	001
BY-LAWS	
a. By-law Number 044-18 being a Provisional Drain Repair By-law (Cormack Drainage Works)	004



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001

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**TO: MAYOR AND MEMBERS OF COUNCIL
MEETING OF MAY 7, 2018**

FROM: KARREN WALLACE, CLERK

**SUBJECT: REPORT CLK 2018-019 BEING A REPORT TO CONSIDER THE
ENGINEER'S REPORT FOR THE PROPOSED DRAINAGE
WORKS FOR CORMACK DRAIN AND TO APPOINT A COURT
OF REVISION**

RECOMMENDATION

THAT Council of the Corporation of Wellington North receive Report CLK 2018-019 being a report consider the final engineer's report for the proposed drainage works for the Cormack Drain;

AND FURTHER THAT Council hereby approves the final engineer's report dated April 13, 2018, prepared by K. Smart Associates Limited;

AND FURTHER THAT Council give first and second reading to a provisional by-law to adopt the final engineers report;

AND FURTHER THAT Council set the date for the Court of Revision as June 4, 2018 at 2:00 p.m. to hear any appeals filed in this matter.

AND FURTHER THAT Council of the Township of Wellington North hereby appoint the following individuals to sit on the Court of Revision

Councillor _____

Councillor _____ and

Councillor _____

AND FURTHER THAT the Mayor and Clerk be authorized to sign the by-law to appoint those members to the Court of revision.

PREVIOUS REPORTS PERTINENT TO THIS MATTER
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Report CLK 2016-059 being a report regarding a petition for drainage works under the Drainage Act on part Lot 5, Concession 11 (formerly Arthur Township)

BACKGROUND

Council passed a motion at the September 26, 2016 meeting, approving drainage works under the *Drainage Act* on Part Lot 5, Concession 11 in the Township of Wellington North, formerly Arthur Twp. and appointed K. Smart Associates Limited to prepare a report on the work to be undertaken.

An on-site meeting was held on August 15, 2017 to scope local drainage issues and to hear concerns of impacted landowners. On February 15, 2018 a public meeting was held with impacted landowners to review the process, the watershed boundary, the proposed work and landowner costs related to the project.

The final engineers report was submitted by K. Smart Associates Limited on April 13, 2018 and copy is available in the Clerk's office at the Township of Wellington North. Additionally all impacted landowners, plus agencies were circulated with a copy of the report.

The engineering report indicates the work will consist of the excavation of 214m of open drain (including the incorporation of 39m of ditch and 15m of culvert across Sally Street), the installation of a 9m long laneway culvert and the installation of 23m of closed drain.

The estimated cost of the project is \$68,100.00.

Pursuant to the *Drainage Act*, the report was circulated to impacted landowners and agencies within 30 days of receipt of the report and a notice was provided advising landowners and agencies the date, time and location of the meeting at which the report will be considered.

Pursuant to the Act, Council must approve the engineer's report and adopt a provisional by-law by first and second reading or not approve the report and provide the reasons for their decision.

If Council approves the work, a Court of Revision will be held on Monday June 4, 2018 at 2:00 pm, at which landowners may appeal their assessment. All landowners who are affected must then be advised of any revisions and provisions for further appeals.

After the appeal process has expired, the by-law will be given third reading, the process for construction of the drainage works can begin and benefitting landowners and road authorities will be assessed costs in accordance with the approved engineer's report.

**THE CORPORATION OF THE
TOWNSHIP OF WELLINGTON NORTH**

BY-LAW NUMBER 044-18

PROVISIONAL DRAIN REPAIR BYLAW

BEING a Provisional Drain Repair By-law to provide for the construction of the Cormack Drainage Works.

WHEREAS the Township of Wellington North is required to undertake such repairs in accordance with Section 74 and Section 75 of *The Drainage Act*, R.S.O. 1990.

AND WHEREAS the work to be done is:
excavation of 214m of open drain (including the incorporation of 39m of ditch and 15m of culvert across Sally Street),
installation of a 9m long laneway culvert
installation of 23m of closed drain.

AND WHEREAS the estimated cost of such repairs is: \$68,100.00

AND WHEREAS the costs of the repairs shall be assessed against all lands and roads in the watershed upstream of the point of commencement of the repair work being done, prorata with the last revised Schedule of Assessment for the respective drain;

**By-law No. 044-18
Page 2 of 2**

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WELLINGTON NORTH enacts as follows:

1. That the estimated costs of repair shall be prorated as outlined in Schedule "A" attached hereto;

READ A FIRST, SECOND TIME THIS 7th DAY OF MAY, 2018.

ANDREW LENNOX MAYOR

KARREN WALLACE, CLERK

READ A THIRD TIME AND FINALLY PASSED THIS _____ DAY OF _____, 20____.

ANDREW LENNOX, MAYOR

KARREN WALLACE, CLERK

April 13, 2018

**SCHEDULE A - SCHEDULE OF ASSESSMENTS
CORMACK DRAIN
Township of Wellington North**

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File No. 16-305

Con	Lot	Roll No.	Owner	Total Ha Affected	Benefit (\$)	Outlet (\$)	Total (\$)
<i>Geographic Township of Arthur</i>							
12	Pt S½ 6	009-11185	D. & H. Ward	0.05	0	67	67
12	Pt S½ 6	009-11190	M. & J. Brubacher	0.07	0	92	92
12	Pt S½ 6	009-11195	B. & J. Crawford	0.65	0	824	824
12	N½ 6	009-11200	P. Oakes	2.20	9,100	1,849	10,949
11	N½ 5	009-11300	N. & S. Brouwer	3.10	0	2,606	2,606
11	Pt S½ 5	009-11400	R. & N. Hawkrigg	0.90	0	1,135	1,135
11	Pt S½ 5	009-11500	D. & G. Cormack	19.30	13,600	13,996	27,596
Total Assessments on Lands:				26.27	22,700	20,569	43,269
Sally Street Township of Wellington North				1.10	3,200	1,934	5,134
Special Assessment to Sally Street				--	18,520	0	18,520
Sideroad 3 West Township of Wellington North				0.60	0	1,177	1,177
Total Assessments on Roads:				1.70	21,720	3,111	24,831
TOTAL ASSESSMENTS ON CORMACK DRAIN:				27.97	44,420	23,680	68,100

Notes:

- Roll numbers are per the Municipality's last revised assessment roll, names included for convenience.