



## Planning Advisory Committee Report

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**Report Number:** ENG2022-004  
**Meeting Date:** February 9, 2022  
**Title:** **Assumption of Trails of the Kawarthas Subdivision, Lindsay**  
**Description:** Stormwater Management Pond Servicing Phases 1 through 4  
**Type of Report:** Regular Meeting  
**Author and Title:** Christina Sisson, Manager, Development Engineering

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### Recommendation(s):

**That** Report ENG2022-004, **Assumption of Trails of the Kawarthas Subdivision – Stormwater Management Pond**, be received; and

**That** the Assumption of Trails of the Kawarthas Subdivision – Stormwater Management Pond, Geographic Town of Lindsay, City of Kawartha Lakes, be approved;

**That** an Assumption By-Law, substantially in the form attached as Appendix 'A' to Report ENG2022-004 be approved and adopted by Council.

**That** the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Department Head:** \_\_\_\_\_

**Legal/Other:** \_\_\_\_\_

**Chief Administrative Officer:** \_\_\_\_\_

## **Background:**

The City of Kawartha Lakes entered into four subdivision agreements with 1523561 Ontario Inc. for the subdivision known as Trails of the Kawarthas – Phase 1 through 4 over the years 2006 through 2011. Further to a request from Mr. Greg DeFreitas, President of 1523561 Ontario Inc., the Engineering & Corporate Assets Department is recommending formal assumption of the stormwater management pond, servicing Phases 1 through 4 of the Trails of the Kawarthas Subdivision. The pond was not assumed during the assumptions of the phases of the subdivision pending supporting information for assumption, operation and maintenance, and Ministry of the Environment requirements to be provided by the developer and engineer.

The City has now received the operations and maintenance manual for the existing stormwater management pond. The pond has been cleaned out, inspected, and certified to the satisfaction of the City. A formal by-law is required for assumption.

The City, pursuant to the Subdivision Agreement, is now obliged to assume the Stormwater Management Pond, Block 66, Plan 57M-768 PIN: 63237-0977.

## **Rationale:**

The supporting information has been provided by the developer and engineer. The operations and maintenance manual and confirmation of compliance with the Ministry of the Environment, Conservation and Parks approval have been received. Inspections have been conducted, and the pond is now in a condition to be assumed.

## **Other Alternatives Considered:**

Council could decide not to proceed with assumption of the stormwater management pond identified; however, this would not be consistent with our commitment through the Subdivision Agreements and reports previously supported to date.

## **Alignment to Strategic Priorities:**

The City's 2020-2023 Strategic Plan outlines the strategic goals of a vibrant and growing economy, an exceptional quality of life, and a healthy environment. The assumption of this stormwater management pond aligns with the City's efforts to provide water quality control to protect the downstream receiver, the Scugog River, and ultimately, Sturgeon Lake.

## **Financial / Operation Impacts:**

Currently, the City holds \$25,000.00 in security specifically for the stormwater management pond. As per our previous reporting, the City retained this security to ensure compliance with the Certificate of Approval requirements and conditions issued by the Ministry of the Environment, Conservation and Parks and to ensure the technical operations and maintenance package is submitted to the City for ultimate assumption of the stormwater management pond.

Upon assumption of the stormwater management pond, the City will be responsible for the general maintenance and operation of the pond, and associated funds will need to be allocated in future budgets.

## **Servicing Comments:**

One Stormwater Management Pond is to be assumed - Certificate of Approval Number 1729-6F5G2V. The ownership of this approval will be facilitated to be transferred to the City upon registration of the assumption by-law.

## **Consultations:**

N/A

## **Attachments:**

Appendix 'A' - Draft Assumption By-Law



Appendix 'A' - Draft  
Assumption By-Law.doc

Appendix 'B' - Plan 57M-768 – Plan of Subdivision, Trails of the Kawarthas – Phase 1



Appendix 'B' - Plan  
57M-768.docx

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**Department Head:** **Juan Rojas**

**Department File:**