

# **The Corporation of The City of Kawartha Lakes**

## **By-Law 2022-**

### **A By-Law to Provide for The Section 78 Drainage Improvement on The Hugh Davidson Municipal Drain in The City of Kawartha Lakes**

#### **Recitals**

1. The work to be included in the engineers report under Section 78 of the Drainage Act includes the examination of the existing Hugh Davidson Drain with regard to enclosing a portion of the open channel on Part of the West ½ of Lot 19, Concession 8 in the former Township of Mariposa in the City of Kawartha Lakes.
2. The Council of the City of Kawartha Lakes subsequently directed that a report be prepared under the provisions of the Drainage Act.
3. The Council of the City of Kawartha Lakes received a report made by M. Gerrits Consulting Inc. Inc. dated December 23, 2021 (the "Report").
4. The estimated total cost of constructing the drainage works is \$89,403.00.
5. At the conclusion of the meeting held on January 20, 2022 to consider the Hugh Davidson Improvement Report, the Drainage Board recommended that Council adopt the engineer's report.

#### **Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-Law 2022-XXX pursuant to the Drainage Act.**

1. The Report is adopted and the drainage works described in it are authorized. These works shall be completed in accordance with the Report.
2. The City of Kawartha Lakes may borrow on the City's credit the amount of \$89,403.00, which is the amount necessary for the construction of the drainage works.
3. A special rate shall be levied upon lands and roads as set forth in the assessment schedules included as Schedules A and B to this By-law, less the total amount of:
  - (a) grants to the agricultural lands under Section 85 of the Act, where applicable; and
  - (b) allowances granted under Section 29 to 33 of the Act, where applicable.

The special rate shall become due and payable as a single cash payment within 30 days of the invoicing of it by the City, or if single cash payment has not been made within 30 days of the invoicing,

then the amount shall be levied upon the lands and roads as set forth in Schedules A to D to this By-law and collected in the same manner and at the same time as other taxes are collected; and

- (c) If requested in writing, the Corporation of the City of Kawartha Lakes may arrange for the issue of debentures as stipulated in Policy CP2021-017, being the Credit Granting Policy, that is in effect at the time of the passing of the actual cost by-law.
4. For paying the amount of \$1,291.00 which is the amount assessed upon lands and roads belonging to or controlled by the municipality, a special rate sufficient to pay the amount assessed, plus interest, shall be levied upon the whole rateable property within the City of Kawartha Lakes and shall be collected as a single cash payment.
5. This By-law shall come into force on the passing thereof and may be cited as the “Hugh Davidson Municipal Drain Improvement By-law”.

By-law read a first and second time on the 22<sup>nd</sup> day of March, 2022 and provisionally adopted.

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Andy Letham, Mayor

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Cathy Ritchie, City Clerk

By-law read a third time on the \_\_\_\_ day of \_\_\_\_, 2022.

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Andy Letham, Mayor

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Cathie Ritchie, City Clerk



Schedule A -  
Construction Assess



Schedule B -  
Maintenance Assess



Appendix A - Hugh  
Davidson Municipal