

THE CORPORATION OF THE TOWNSHIP OF PELEE

BY-LAW NO. 2023 – 06

**By-law to provide for the Repair and Improvement
of the Hamel Drain based on
the Drainage Report by R Dobbin Engineering Inc.**

WHEREAS as request for repair and improvement of the Hamel Drain was received under section 78 of the Drainage Act;

WHEREAS Council of the Corporation of the Township of Pelee felt it necessary to appoint an engineer for the purpose of preparation of an engineer's report for the repair and improvement of the Hamel Drain under section 78 of the Drainage Act;

WHEREAS Council of the Corporation of the Township of Pelee has authorized Josh Warner, P. Eng., R Dobbin Engineering Inc. to prepare a report for the Hamel Drain and said report dated January 6, 2023 is attached hereto and forms part of this by-law;

WHERE AS \$8,078 is the amount to be contributed by the Township of Pelee of the total \$145,121 for the drainage works;

AND WHEREAS the report was considered and adopted by the Township of Pelee at the meeting held on Tuesday, January 31, 2023.

NOW THEREFORE the Council of the Corporation of the Township of Pelee hereby enacts as follows:

1. AUTHORIZATION

The attached report is adopted and the drainage works is authorized and shall be completed as specified in the report

2. BORROWING

The Corporation of the Township of Pelee may borrow on the credit of the Corporation the amount of \$106,806 being the amount necessary for the improvements of the drainage works.

This project being the Hamel Drain.

3. DEBENTURE(S)

The Corporation may issue debenture(s) for the amount borrowed less the total amount of:

- (a) Grants received under section 85 of the Drainage Act;
- (b) Monies paid as allowances;
- (c) Commuted payments made in respect of lands and roads assessed with the municipality;
- (d) Money paid under subsection 61(3) of the Drainage Act; and
- (e) Money assessed in and payable by another municipality.

4. PAYMENT

Such debenture(s) shall be made payable within 5 years from the date of the debenture(s) shall bear interest at a rate not higher than 1% more than the municipal lending rates as posted by The Township of Pelee's Bank's Prime Lending Rate on the date of sale of such debenture(s) and will adhere to the Township of Pelee Financing of Drainage Construction and Local Improvement Policy approved November 7, 2022 and subsequent amendments.

- (1) A special equal annual rate sufficient to redeem the principal and interest on the debenture(s) shall be levied upon the lands and roads as shown in the schedule and shall be collected in the same manner and at the same as other taxes are collected in each year for 5 years after the passing of this by-law.
- (2) For paying the amount \$145,121.00 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 rateable property in the Township of Pelee in each year for 5 years after the passing of this by-law to be collected in the same manner and at the same time as other taxes collected.
- (3) All assessments of \$1,500.00 or less are payable in the first year in which the assessments are imposed.

5. SCHEDULE OF ASSESSMENTS OF LANDS AND ROADS

Property Description				Estimated Assessment as per Report	Estimated Grants 33 1/3%	Estimated Equal Bi-Annual Rate to be Imposed
Lot or Part Lot No.	Concession	Geographic Township	Parcel Roll No.			
N Pt Lot 19	384	Pelee	030-02800	\$24,216.00		\$2,871.55
S Pt Lot 19	384	Pelee	030-01100	\$26,691.00		\$3,165.03
Lot 16	384	Pelee	030-027900	\$3,458.00	1,152.67	\$273.37
N Pt Lot 53	388	Pelee	030-01200	\$37,401.00	12,467.00	\$2,956.69
S Pt Lot 53	388	Pelee	030-01300	\$8,070.00	\$4,155.67	\$464.16
Lot 54	388	Pelee	030-01400	\$18,731.00	\$6,243.67	\$1,480.75
Lot 55 & 56	388	Pelee	030-01500	\$18,387.00	\$6,129.00	\$1,453.56
Total				\$136,954.00	\$30,148.00	

Read a first and second time and provisionally adopted this 31st day of January, 2023.

Original Signed By:

MAYOR – CATHERINE MILLER

Original Signed By:

CLERK – KRISTINE HORST

Read a third time and finally passed this _____ day of _____, 2023.

Original Signed By:

MAYOR – CATHERINE MILLER

Original Signed By:

CLERK – KRISTINE HORST