

CORPORATION OF THE TOWNSHIP OF PELEE

BY-LAW NO. 2009-17

Being a by-law to amend the assessment schedule based on actual costs incurred for constructing the Gamo Drain Main Branch

WHEREAS By-law number 1633, enacted the 25th day of January, 2006 provided for the construction of the Gamo Drain Main Branch based on the estimates contained in a drainage report dated October 5th, 2005 as submitted by Eric Westerberg of the firm Dillon Consulting.

AND WHEREAS the lowest tender received for construction of the said drainage works was \$38,907.75 being 121.03(%) of the engineer's estimate of \$32,146.00.

AND WHEREAS discussions with landowners were held and the municipality and the landowners were in agreement to continue with this project in phases which resulted in extra costs

AND WHEREAS, Council complied with Section 59 (1) (2) of the *Drainage Act*, and the actual construction costs incurred were \$45,909.02 as the result of additional expenditures.

AND WHEREAS the Drainage Works were completed as per the Engineer's report and the total actual costs incurred were \$45,909.02 compared to an original estimated cost of \$32,146.00. Actual costs for construction of the drain were 142.81% of the Engineer's estimate.

NOW THEREFORE THE Council of the Township of Pelee pursuant to the *Drainage Act*, 1990, and amendments thereto, enacts the following assessment schedule:


See schedule "A"

SCHEDULE "A"

Schedule "A" forms part of this by-law.

1. The assessments listed in the overall total value column shall be levied and assessed against the appropriate lands.

Read three times and passed in open Council this 15th day of June, 2009.



Mayor



Clerk/Treasurer

"Schedule A" (1)

OVERALL
SCHEDULE OF ASSESSMENT
GARNO DRAIN - MAIN BRANCH
IN THE TOWNSHIP OF PELEE
COUNTY OF ESSEX

DESCRIPTION	ROLL NO.	LANDOWNER(S)	AREA AFFT. (Ho.)	VALUE OF SPECIAL BENEFIT	VALUE OF BENEFIT	VALUE OF OUTLET	TOTAL VALUE	LESS 1/3 GRANT	LESS ALLOWANCES	OVERALL TOTAL VALUE
Plan 338 Pt Lot 40	11-157	Steven D. Steingart	0.04	\$0.00	\$4.80	\$35.23	\$40.03	\$13.34	\$0.00	\$26.69
Plan 338 Part Lot 41&42	11-156	G. Grant & Deborah S. Crawford	0.70	\$0.00	\$78.47	\$24.02	\$102.49	\$34.16	\$484.00	-\$415.67
Plan 338 Pt Lot 42 & 43	11-155	Clarence R. Strauch	10.72	\$0.00	\$4,727.27	\$1,284.31	\$6,011.58	\$2,003.86	\$1,026.00	\$2,981.72
Plan 338 Pt Lot 45 RP 12R18443 Part 1 RP 12R17907 Part 1	11-153-7	Richard Hamu	3.34	\$0.00	\$374.72	\$685.39	\$1,060.11	\$353.37	\$0.00	\$706.74
Plan 338 Pt Lot 45 RP 12R9230 Part 1	* 11-154	Hydm One Networks Inc.	0.53	\$0.00	\$166.54	\$304.26	\$470.81	\$0.00	\$0.00	\$470.81
Plan 338 Pt Lot 42	* 11-163	David J. Delellis	0.21	\$0.00	\$608.52	\$123.31	\$731.83	\$0.00	\$0.00	\$731.83
Plan 338 Pt Lot 42 RP 12R7638 Part 1	* 11-162	G. Grant & Deborah S. Crawford	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 42 RP 12R14758 Part 1	* 11-160-6	Lewis & Ruth Garoo	0.26	\$0.00	\$86.47	\$150.53	\$237.00	\$0.00	\$0.00	\$237.00
Plan 338 Pt Lot 42 RP 12R14758 Part 2	* 11-161-5	Mathew & Tammy Schmokenburger	0.27	\$0.00	\$91.28	\$158.54	\$249.82	\$0.00	\$0.00	\$249.82
Plan 338 Pt Lot 42 RP 12R21590 Part 1	* 11-161	Lewis & Ruth Garoo	0.61	\$0.00	\$177.75	\$310.67	\$488.42	\$0.00	\$0.00	\$488.42
Plan 338 Pt Lot 41&42 RP 12R21590 Part 2	* 11-161-30	Heinrich & Elizabeth Peters	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 41RP	* 11-161-25	Peter L. Williams	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 41RP 12R21590 Part 4	* 11-161-20	Brian Lehn	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 41RP 12R21590 Part 5	* 11-161-15	Linda Hooker	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 41RP 12R21590 Part 6	* 11-161-12	Linda Hooker	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 41RP 12R21590 Part 7	* 11-161-10	Linda Hooker	0.34	\$0.00	\$113.70	\$200.17	\$313.87	\$0.00	\$0.00	\$313.87
Plan 338 Pt Lot 40	11-160	Steven D. Steingart	0.47	\$0.00	\$105.69	\$184.16	\$289.85	\$96.62	\$0.00	\$193.23
Plan 35 Pt Lot 16&17	11-169	439410 Ontario Ltd, c/o Otmar Kolber	17.52	\$0.00	\$4,597.56	\$6,037.20	\$10,634.76	\$3,544.92	\$783.00	\$6,306.84
Plan 35 Pt Lot 18	11-179	Dennis & Patricia M. Bonnet	6.63	\$0.00	\$371.52	\$699.80	\$1,071.32	\$357.11	\$0.00	\$714.22
Plan 338 Pt Lot 43&44	11-164	Donald C. & Linda L. Howard	1.30	\$0.00	\$291.45	\$562.08	\$853.54	\$284.51	\$183.00	\$386.03
Plan 338 Pt Lot 44	* 11-165	George A. & Audrey E. Malloch	0.890	\$0.00	\$238.61	\$538.06	\$776.67	\$0.00	\$0.00	\$776.67
Plan 338 Pt Lot 44 RP 12R4481 Part 2	11-167	John Sullivan	1.65	\$0.00	\$184.16	\$337.89	\$522.05	\$174.02	\$124.00	\$224.03
TOTAL, ON LANDS			47.52	\$0.00	\$12,900.71	\$12,836.66	\$25,737.37	\$6,861.91	\$2,600.00	\$16,275.47
Homeward Boulevard	*	Township of Pelee	1.210	\$0.00	\$859.94	\$1,234.66	\$2,094.60	\$0.00	\$0.00	\$2,094.60
Centre Dyke Road	*	Township of Pelee	0.340	\$0.00	\$374.72	\$64.06	\$438.78	\$0.00	\$0.00	\$438.78
TOTAL, ON ROADS			1.55	\$0.00	\$1,234.66	\$1,298.72	\$2,533.38	\$0.00	\$0.00	\$2,533.38
TOTAL ASSESSMENT (excluding Section 26 costs)			49.07	\$0.00	\$14,135.38	\$14,135.38	\$28,270.75	\$6,861.91	\$2,600.00	\$18,808.85
SPECIAL ASSESSMENT UNDER SECTION 26										
Centre Dyke Road	*	Township of Pelee		\$11,063.47	\$0.00	\$0.00	\$11,063.47	\$0.00	\$0.00	\$11,063.47

"Schedule A" (a)

OVERALL
SCHEDULE OF ASSESSMENT
GARNO DRAIN - MAIN BRANCH
IN THE TOWNSHIP OF PELEE
COUNTY OF ESSEX

DESCRIPTION	ROLL NO.	LANDOWNER(S)	AREA AFPT. (Ha.)	VALUE OF SPECIAL BENEFIT	VALUE OF BENEFIT	VALUE OF OUTLIST	TOTAL VALUE	LESS 1/3 GRANT	LESS ALLOWANCES	OVERALL TOTAL VALUE
Homeward Boulevard *		Township of Pelee		\$6,574.80	\$0.00	\$0.00	\$6,574.80	\$0.00	\$0.00	\$6,574.80
		TOTAL ASSESSMENT (Section 26 costs)		\$17,638.27	\$0.00	\$0.00	\$17,638.27	\$0.00	\$0.00	\$17,638.27
		OVERALL ASSESSMENT		\$17,638.27	\$14,135.38	\$14,135.38	\$45,909.02	\$6,861.91	\$2,600.00	\$36,447.12

*Denotes non-agricultural land.