

**THE CORPORATION OF THE TOWN OF AMHERSTBURG**

**BY-LAW NO. 2013 - 71**

**By-law to provide for the Repair and Improvement  
of the 4<sup>th</sup> Concession Road Drain South based on  
the Drainage Report by Crozier Baird Engineers.**

**WHEREAS** as request for repair and improvement of the 4<sup>th</sup> Concession Road Drain South was received under section 78 of the Drainage Act;

**WHEREAS** Council of the Corporation of the Town of Amherstburg felt it necessary to appoint an engineer for the purpose of preparation of an engineer's report for the repair and improvement under section 78 of the Drainage Act;

**WHEREAS** Council of the Corporation of the Town of Amherstburg has authorized Halliday Pearson, P. Eng., Crozier Baird Engineers to prepare a report and said report dated June 5, 2013 is attached hereto and forms part of this by-law;

**WHEREAS** \$11, 585.00 is the amount to be contributed by the Town of Amherstburg for the drainage works;

**AND WHEREAS** the report was considered and adopted by Council at the meeting held on Monday July 15, 2013.

**NOW THEREFORE** the Council of the Corporation of the Town of Amherstburg 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 Town of Amherstburg may borrow on the credit of the Corporation the amount of \$11,585.00 being the amount necessary for the improvements of the drainage works.

This project being the 4<sup>th</sup> Concession Road Drain South.

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 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s).

- (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 \$11,585.00 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 Town of Amherstburg 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 \$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% | Equal Bi-Annual Rate to be Imposed |
|----------------------|------------|---------------------|-----------------|------------------------------------|--------------------------|------------------------------------|
| Lot or Part Lot No.  | Concession | Geographic Township | Parcel Roll No. |                                    |                          |                                    |
| Part Lot 37          | 4          | Malden              | 580-01400       | \$11,585.00                        | \$0.00                   | \$1,238.00                         |
| <b>Total</b>         |            |                     |                 | <b>\$15,945.00</b>                 | <b>\$0.00</b>            |                                    |

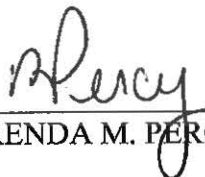
Read a first and second time and provisionally adopted this 15<sup>th</sup> day of July, 2013.

  
 \_\_\_\_\_  
 MAYOR - WAYNE HURST

  
 \_\_\_\_\_  
 CLERK - BRENDA M. PERCY

Read a third time and finally passed this \_\_\_ day of \_\_\_\_\_, 2013.

  
 \_\_\_\_\_  
 MAYOR - WAYNE HURST

  
 \_\_\_\_\_  
 CLERK - BRENDA M. PERCY