

**The Corporation of the Town of Minto  
By-law No. 2024-053**

to provide for drainage works in the Town of Minto  
known as Municipal Drain No. 120-2024

**WHEREAS** the Council of the Town of Minto has procured a report under Section 4 of the Drainage Act R.S.O. 1990 for a new municipal drainage works known as Municipal Drain No. 120:

**WHEREAS** a report prepared by Headway Engineering of Kitchener, Ontario dated August 23, 2024, has been filed with the Corporation of the Town of Minto.

**WHEREAS** the estimated total cost of constructing the drainage works is \$315,900.

**AND WHEREAS** the Council is of the opinion that the drainage of the area is desirable:

**NOW THEREFORE, the Council of the Town of Minto under the Drainage Act hereby enacts as follows:**

1. The Headway Engineering of Kitchener, Ontario dated August 23, 2024, is hereby provisionally adopted, and the drainage works as therein indicated and set forth are hereby authorized and shall be completed in accordance therewith.
2. The following attachment is extracted from the Engineer's report and is hereby adopted and forms part of this by-law as Schedule "A" - Assessment of Costs
3. A special annual rate sufficient to recover the costs of the drainage works and associated interest costs shall be levied upon the lands as set forth in the attached Schedule "A" to be collected in the same manner and at the same time as other taxes are collected in each year for (5) five years after the passing of this by-law.
4. The Town of Minto may borrow on the credit of the Corporation the amount of \$207,000 being the amount necessary for construction of the drainage works. The Corporation may issue debentures for the amount borrowed less the total amount of:
  - a) grants received under Section 85 of the Act.
  - b) commuted payments made in respect of the lands and roads assessed within the Municipality.
  - c) monies paid under Subsection 61 (3) of the Act; and
  - d) monies assessed in and payable by another municipality, and such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by the lender on the date of sale of such debentures.
5. A special equal annual rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in Schedule "A" attached to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this By-law.
  - a) For paying the amount assessed upon the landowners in accordance with the schedule of Assessment as provided in the report, a special rate sufficient to pay the amount assessed plus interest therein shall be levied upon each of the assessed owners, to be collected in the same manner and at the same time as other taxes are collected.
6. All assessments over \$1,000.00 will automatically be placed on the tax roll without further notification unless the Treasurer is contacted by the owner to have the amount debentured for five years at the going rate.
7. All assessments of \$1,000.00 or less are payable in the first year in which the assessment is imposed or will automatically be placed on the tax roll without further notification.

8. The Treasurer and Collector of taxes are hereby authorized to accept part payment, from time to time, on account of any taxes due and to give a receipt for such payment provided that acceptance of any such payment shall not affect the collection of any percentage charge imposed and collectable under this Clause hereof in respect of nonpayment of any taxes or any class of taxes or of any installment thereof.

9. In respect to the payment of taxes by tenants of lands owned by the Crown or in which the Crown has an interest provision is hereby provided that where any such tenant has been employed either within or outside the municipality by the same employer for not less than thirty (30) days such employer shall pay over to the Treasurer or Collector on demand out of any wages, salary or other remuneration due to such employee the amount then payable for taxes under this By-law and any such payment shall relieve the employer from any liability to the employee for the amount so paid.

10. This by-law shall come into force and effect upon the third and final reading and may be cited as "Municipal Drain No. 120-2024 By-law, 2024-053"

Read a first and second time and provisionally adopted in open Council this 1<sup>st</sup> day of October, 2024.

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Dave Turton, Mayor

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Annilene McRobb, Clerk

Read a third time and passed in open Council this            day of            2024.

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Dave Turton, Mayor

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Annilene McRobb, Clerk

**Schedule of Estimated Assessment for Construction  
Municipal Drain No. 120**

	Property Details					Drainage Act Instruments of Assessment				For Information				
	Part Lot	Concession	Landowner	Roll Number	Approx. Ha. Affected	Benefit (Sec. 22)	Outlet Liability (Sec. 23)	Special Benefit (Sec. 24)	Special Assessment (Sec. 26)	Total Assessment	Less Gov't Grant	Less Allowances	Net Estimated Expense	
<b>Municipal Drain No. 120</b>	18	3	Mary Pfeffer	4-071-50	4.41	\$ -	\$ 7,902.00			\$ 7,902.00	\$ 2,634.00	\$ -	\$ 5,268.00	
	19	3	Kevin and Mary Pfeffer	4-071-70	19.13	\$ 30,111.00	\$ 30,186.00			\$ 60,297.00	\$ 20,099.00	\$ 500.00	\$ 39,698.00	
	19	3	Alex Hof & Katherine Enns	4-072-01	1.00	\$ -	\$ 2,652.00			\$ 2,652.00	*	\$ -	\$ 2,652.00	
	20	3	David Metzger	4-073-00	4.75	\$ 19,036.00	\$ 7,157.00			\$ 26,193.00	\$ 8,731.00	\$ 4,900.00	\$ 12,562.00	
	20	3	Jeffery and Tamarra Moore	4-073-25	0.74	\$ 470.00	\$ 110.00	\$ 5,100.00		\$ 5,680.00	*	\$ 2,000.00	\$ 3,680.00	
	20	3	Ronald and Christine Good	4-073-30	11.78	\$ 52,069.00	\$ 17,157.00			\$ 69,226.00	\$ 23,075.00	\$ 12,700.00	\$ 33,451.00	
	20	3	Ronald Bridge	4-073-50	6.40	\$ -	\$ 3,595.00			\$ 3,595.00	*	\$ -	\$ 3,595.00	
	21	3	Trillium Crest Poultry Farms Ltd.	1-062-00	14.33	\$ 25,122.00	\$ 906.00			\$ 26,028.00	\$ 8,676.00	\$ 14,940.00	\$ 2,412.00	
	21	3	William Leyland	1-062-50	0.38	\$ -	\$ 211.00			\$ 211.00	*	\$ -	\$ 211.00	
	22	3	Town of Minto	1-062-90	0.40	\$ -	\$ 31.00			\$ 31.00	*	\$ -	\$ 31.00	
	21	4	Schneider Farms Inc.	1-101-00	0.52	\$ -	\$ 116.00			\$ 116.00	\$ 39.00	\$ -	\$ 77.00	
	21	4	Dak, Elizabeth, Donald & Nancy Yungblut	1-101-10	2.50	\$ -	\$ 290.00			\$ 290.00	*	\$ -	\$ 290.00	
	<b>Total Assessments on Lands</b>						<b>\$ 126,808.00</b>	<b>\$ 70,313.00</b>	<b>\$ 5,100.00</b>		<b>\$ 202,221.00</b>	<b>\$ 63,254.00</b>	<b>\$ 35,040.00</b>	<b>\$ 103,927.00</b>
	Wellington Road 5		County of Wellington			1.30	\$ 15,162.00	\$ 8,340.00		\$ 80,100.00	\$ 103,602.00			\$ 103,602.00
	3rd Line		Town of Minto			0.31	\$ -	\$ 2,777.00			\$ 2,777.00			\$ 2,777.00
	Gas Utility		Enbridge Gas Inc.				\$ -	\$ -		\$ 5,800.00	\$ 5,800.00			\$ 5,800.00
	Hydro Utility		Hydro One				\$ -	\$ -		\$ 1,500.00	\$ 1,500.00			\$ 1,500.00
<b>Total Assessments on Roads and Public Utilities</b>						<b>\$ 15,162.00</b>	<b>\$ 11,117.00</b>		<b>\$ 87,400.00</b>	<b>\$ 113,679.00</b>			<b>\$ 113,679.00</b>	
<b>Total Assessments</b>														
<b>Municipal Drain No. 120</b>						<b>\$ 141,970.00</b>	<b>\$ 81,430.00</b>	<b>\$ 5,100.00</b>	<b>\$ 87,400.00</b>	<b>\$ 315,900.00</b>	<b>\$ 63,254.00</b>	<b>\$ 35,040.00</b>	<b>\$ 217,606.00</b>	

- Notes:
- 1 Benefit and Outlet Liability are assessed based on the estimated costs of a typical municipal drain design standard.
  - 2 '\*' Denotes Lands not eligible for ADIP Grants.
  - 3 The Special Benefit Assessment (Sec. 24) is the increased estimated costs of crossing the former railway ROW.
  - 4 The Special Assessments (Sec. 26) shall be a non-proratable assessment. All other assessments are proratable.
  - 5 The Net Estimated Expense is the Total Assessment less gov't grants and allowances (if applicable).