

THE CORPORATION OF THE TOWN OF KINGSVILLE

BY-LAW 109-2018

*Being a by-law to provide for the replacement of
a bridge and subsequent maintenance schedules
over the 3rd Concession – Clifford Drain
Roll Number: 370-07300
in the Town of Kingsville, in the County of Essex*

WHEREAS the Council of the Town of Kingsville, in the County of Essex, has procured a report under section 78 of the *Drainage Act* for the bridge construction over the 3rd Concession – Clifford Drain;

AND WHEREAS the report dated August 24th, 2018 has been authored by Antonio B. Peralta, P. Eng. and the attached report forms part of this by-law;

AND WHEREAS \$69,855.00 is the amount to be contributed by the Town of Kingsville for the drainage works;

AND WHEREAS Council is of the opinion that the report of the area is desirable;

THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF KINGSVILLE, PURSUANT TO THE DRAINAGE ACT 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 Kingsville may borrow on the credit of the Corporation the amount of \$69,855.00 being the amount necessary for the completion of the drainage works.

3. DEBENTURES

The Corporation may arrange for the issue of debenture(s) on its behalf 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 2 (two) or 5 (five) years (as determined by the Director of Financial Services or designate) from the date of the debenture(s) and 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 2 (two) or 5 (five) years (as determined by the Director of Financial Services or designate) after the passing of this by-law.
- 2) For paying the amount \$69,855.00 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 Kingsville in each year for 2 (two) or 5 (five) years (as determined by the Director of Financial Services or designate) 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 \$100.00 or less are payable in the first year in which the assessments are imposed.

5. SCHEDULE OF ASSESSMENTS OF LAND AND ROADS

CONSTRUCTION SCHEDULE OF ASSESSMENT

3RD CONCESSION - CLIFFORD DRAIN IMPROVEMENTS

TOWN OF KINGSVILLE

3. MUNICIPAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
Road 3 West			6.60	2.671		Town of Kingsville	\$ 111.00	\$ 1,778.00	\$ -	\$ 1,889.00
Total on Municipal Lands.....							\$ 111.00	\$ 1,778.00	\$ -	\$ 1,889.00

4. PRIVATELY OWNED - NON-AGRICULTURAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-04510	2	H	0.57	0.57	0.231	[REDACTED]	\$ 7.00	\$ 128.00	\$ -	\$ 135.00
370-04810	2	I	0.51	0.25	0.101	[REDACTED]	\$ 3.00	\$ 93.00	\$ -	\$ 96.00
370-07005	3	I	0.85	0.85	0.344	[REDACTED]	\$ 11.00	\$ 180.00	\$ -	\$ 191.00
370-07210	3	H	3.67	3.67	1.485	[REDACTED]	\$ 46.00	\$ 564.00	\$ -	\$ 600.00
Total on Privately Owned - Non-Agricultural Lands.....							\$ 67.00	\$ 965.00	\$ -	\$ 1,022.00

5. PRIVATELY OWNED - AGRICULTURAL LANDS (grantable):

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-03700	2	G	96.20	5.00	2.023	[REDACTED]	\$ 38.00	\$ 149.00	\$ -	\$ 187.00
370-04500	2	H	39.90	16.00	6.475	[REDACTED]	\$ 98.00	\$ 953.00	\$ -	\$ 1,051.00
370-04600	2	H	57.34	5.00	2.023	[REDACTED]	\$ 42.00	\$ 303.00	\$ -	\$ 345.00
370-07000	3	I	98.58	49.15	19.891	[REDACTED]	\$ 158.00	\$ 3,075.00	\$ -	\$ 3,233.00

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Affrd	Hectares Affrd	Owner's Name	Value of		Value of Special Benefit	TOTAL VALUE
							Benefit	Outlet		
370-07100	3	H	50.00	50.00	20.235		\$ 161.00	\$ 3,069.00	\$ -	\$ 3,230.00
370-07200	3	H	71.04	46.33	18.749		\$ 136.00	\$ 2,788.00	\$ -	\$ 2,924.00
370-07300	3	G	100.00	36.00	14.569		\$ 55,063.00	\$ 911.00	\$ -	\$ 55,974.00
Total on Privately Owned - Agricultural Lands (grantable).....							\$ 55,695.00	\$ 11,248.00	\$ -	\$ 66,944.00
TOTAL ASSESSMENT							\$ 55,874.00	\$ 13,981.00	\$ -	\$ 69,855.00

1 Hectare = 2.471 Acres
D-17-030
August 24th, 2018

MAINTENANCE SCHEDULE OF ASSESSMENT

3RD CONCESSION - CLIFFORD DRAIN

TOWN OF KINGSVILLE

3. MUNICIPAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
Road 3 West			6.60	2.671			\$ 389.00	\$ 751.00	\$ -	\$ 1,140.00
Total on Municipal Lands.....							\$ 389.00	\$ 751.00	\$ -	\$ 1,140.00

4. PRIVATELY OWNED - NON-AGRICULTURAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-04510	2	H	0.57	0.57	0.231		\$ 25.00	\$ 54.00	\$ -	\$ 79.00
370-04810	2	I	0.51	0.25	0.101		\$ 11.00	\$ 46.00	\$ -	\$ 57.00
370-07005	3	I	0.85	0.85	0.344		\$ 38.00	\$ 93.00	\$ -	\$ 131.00
370-07210	3	H	3.67	3.67	1.485		\$ 162.00	\$ 225.00	\$ -	\$ 387.00
Total on Privately Owned - Non-Agricultural Lands.....							\$ 236.00	\$ 418.00	\$ -	\$ 654.00

5. PRIVATELY OWNED - AGRICULTURAL LANDS (grantable):

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-03700	2	G	96.20	5.00	2.023		\$ 135.00	\$ 54.00	\$ -	\$ 189.00
370-04500	2	H	39.90	16.00	6.475		\$ 345.00	\$ 344.00	\$ -	\$ 689.00
370-04600	2	H	57.34	5.00	2.023		\$ 147.00	\$ 127.00	\$ -	\$ 274.00
370-07000	3	I	98.58	49.15	19.891		\$ 554.00	\$ 1,580.00	\$ -	\$ 2,134.00

Tax Roll No.	Plan No.	Lot or Part of Lot	Acres Owned	Acres All'd	Hectares All'd	Owner's Name	Value of		Value of		Special Benefit	TOTAL VALUE
							Benefit	Benefit	Outlet	Benefit		
370-07100	3	H	50.00	50.00	20.235		\$ 564.00	\$ 1,397.00	\$ -	\$ 1,961.00		
370-07200	3	H	71.04	46.33	18.749		\$ 477.00	\$ 1,100.00	\$ -	\$ 1,577.00		
370-07300	3	G	100.00	36.00	14.569		\$ 883.00	\$ 499.00	\$ -	\$ 1,382.00		
Total on Privately Owned - Agricultural Lands (grantable).....							\$ 3,105.00	\$ 5,101.00	\$ -	\$ 8,206.00		
TOTAL ASSESSMENT							\$ 3,730.00	\$ 6,270.00	\$ -	\$ 10,000.00		

1 Hectare = 2.471 Acres

D-17-030

August 24th, 2018

SCHEDULE OF ASSESSMENT FOR FUTURE ACCESS BRIDGE STRUCTURE MAINTENANCE

3RD CONCESSION - CLIFFORD DRAIN

TOWN OF KINGSVILLE

3. MUNICIPAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
Road 3 West			5.85	2.367			\$ -	\$ 383.00	\$ -	\$ 383.00
Total on Municipal Lands.....							\$ -	\$ 383.00	\$ -	\$ 383.00

4. PRIVATELY OWNED - NON-AGRICULTURAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-04510	2	H	0.57	0.57	0.231		\$ -	\$ 28.00	\$ -	\$ 28.00
370-04810	2	I	0.51	0.25	0.101		\$ -	\$ 20.00	\$ -	\$ 20.00
370-07005	3	I	0.85	0.85	0.344		\$ -	\$ 38.00	\$ -	\$ 38.00
370-07210	3	H	3.67	3.67	1.485		\$ -	\$ 121.00	\$ -	\$ 121.00
Total on Privately Owned - Non-Agricultural Lands.....							\$ -	\$ 207.00	\$ -	\$ 207.00

5. PRIVATELY OWNED - AGRICULTURAL LANDS (grantable):

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-03700	2	G	96.20	5.00	2.023		\$ -	\$ 33.00	\$ -	\$ 33.00
370-04500	2	H	39.90	16.00	6.475		\$ -	\$ 210.00	\$ -	\$ 210.00
370-04600	2	H	57.34	5.00	2.023		\$ -	\$ 66.00	\$ -	\$ 66.00
370-07000	3	I	98.58	49.15	19.891		\$ -	\$ 646.00	\$ -	\$ 646.00

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Acres Aff'd	Hectares Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
370-07100	3	H	50.00	50.00	20.235		\$ -	\$ 657.00	\$ -	\$ 657.00
370-07200	3	H	71.04	46.33	18.749		\$ -	\$ 609.00	\$ -	\$ 609.00
370-07300	3	G	100.00	18.00	7.285		\$ -	\$ 189.00	\$ -	\$ 189.00
Total on Privately Owned - Agricultural Lands (grantable)							\$ -	\$ 2,410.00	\$ -	\$ 2,410.00
TOTAL ASSESSMENT							\$ -	\$ 3,000.00	\$ -	\$ 3,000.00

1 Hectare = 2.471 Acres
 D-17-030
 August 24th, 2018

6. CITATION

This by-law comes into force on the passing thereof and may be cited as the "3rd Concession – Clifford Drain Improvements [370-07300]" by-law.

**READ A FIRST AND SECOND TIME AND PROVISIONALLY ADOPTED
THIS 9th DAY OF OCTOBER, 2018.**



MAYOR, Nelson Santos



CLERK, Jennifer Astrologo

**READ A THIRD TIME AND FINALLY PASSED ON THIS DAY OF
2018.**

MAYOR, Nelson Santos

CLERK, Jennifer Astrologo