

THE CORPORATION OF THE TOWN OF KINGSVILLE

BY-LAW 25-2018

*Being a by-law to provide for the construction of
a replacement bridge over the Loyst Drain
Owner: Todd Porter & Monica Totten [590-07500]
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 Loyst Drain;

AND WHEREAS the report dated January 9th, 2018 has been authored by Gerard Rood, P. Eng. and the attached report forms part of this by-law;

AND WHEREAS \$26,900.00 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 \$26,900.00 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 \$26,900.00 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

Loyst Drain
Town of Kingsville

SCHEDULE OF ASSESSMENT
LOYST DRAIN
Porter & Totten Bridge
Town of Kingsville

3. MUNICIPAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Hectares Aff'd	Acres Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
		County Road 34		2.430	6.00	County of Essex	\$ -	\$ 864.00	\$ -	\$ 864.00
		North Talbot Road		4.320	10.67	Town of Kingsville	\$ -	\$ 1,538.00	\$ -	\$ 1,538.00
		Inman Side Road		1.100	2.72	Town of Kingsville	\$ -	\$ 392.00	\$ -	\$ 392.00
		Road 7 East		0.150	0.37	Town of Kingsville	\$ -	\$ 53.00	\$ -	\$ 53.00
		Road 6 East		0.485	1.20	Town of Kingsville	\$ -	\$ 173.00	\$ -	\$ 173.00
Total on Municipal Lands							\$ -	\$ 3,020.00	\$ -	\$ 3,020.00

4. PRIVATELY OWNED - NON-AGRICULTURAL LANDS:

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Hectares Aff'd	Acres Aff'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
410-00520	STR	Pt Lot 259	0.89	0.360	0.89	Andreas & Elvira Miller	\$ -	\$ 36.00	\$ -	\$ 36.00
410-00650	STR	Pt Lot 260	1.14	0.461	1.14	Dale Chen	\$ -	\$ 43.00	\$ -	\$ 43.00
420-00700	NTR	Pt Lot 259	1.69	0.684	1.69	Ronald & Emily Hicks	\$ -	\$ 55.00	\$ -	\$ 55.00
420-00901	NTR	Pt Lot 260	1.10	0.445	1.10	Heinrich & Helena Redecop	\$ -	\$ 42.00	\$ -	\$ 42.00
420-02500	NTR	Pt Lot 263	0.48	0.194	0.48	Frank Shepley & Judith Pfahl	\$ -	\$ 45.00	\$ -	\$ 45.00
420-02701	NTR	Pt Lot 262	0.86	0.348	0.86	Chad & Sonya Bedal	\$ -	\$ 70.00	\$ -	\$ 70.00
420-02900	5	Pt Lot 16	2.00	0.809	2.00	Jack & Cheryl Robinson	\$ -	\$ 121.00	\$ -	\$ 121.00
480-00270	6	Pt Lot 16	0.55	0.223	0.55	Douglas & Ruby Cowell	\$ -	\$ 49.00	\$ -	\$ 49.00
480-00510	6	Pt Lot 16	0.46	0.186	0.46	Brian & Sharon Haggins	\$ -	\$ 45.00	\$ -	\$ 45.00
590-07500	NTR	Pt Lot 264	0.28	0.057	0.14	Todd Porter & Monica Totten	\$ 9,873.00	\$ 15.00	\$ -	\$ 9,888.00
Total on Privately Owned - Non-Agricultural Lands							\$ 9,873.00	\$ 521.00	\$ -	\$ 10,394.00

5. PRIVATELY OWNED - AGRICULTURAL LANDS (grantable):

Tax Roll No.	Plan No.	Lot or Part of Lot	Acres Owned	Hectares Affid	Acres Affid	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
410-00400	STR	Pt Lot 259	49.80	10.117	25.00	Jubus & Martha Hies	\$ -	\$ 328.00	\$ -	\$ 328.00
410-00600	STR	Pt Lot 260	65.95	20.234	50.00	Hillside Hothouse Limited	\$ -	\$ 655.00	\$ -	\$ 655.00
410-00800	STR	Pt Lot 260	53.95	3.237	8.00	John & Linda Upcott	\$ -	\$ 105.00	\$ -	\$ 105.00
420-00600	NTR	Pt Lot 259	50.00	4.047	10.00	John Sinclair	\$ -	\$ 131.00	\$ -	\$ 131.00
420-00800	NTR	Pt Lot 259 & 260	125.29	42.221	104.33	Richard & Jennifer Hicks	\$ -	\$ 1,708.00	\$ -	\$ 1,708.00
420-00900	NTR	Pt Lot 260 & 261	49.00	18.656	46.10	Gordon Daniher	\$ -	\$ 604.00	\$ -	\$ 604.00
420-01000	NTR	Pt Lot 261	21.00	6.475	16.00	John & Linda Upcott	\$ -	\$ 210.00	\$ -	\$ 210.00
420-01100	NTR	Pt Lot 261	59.01	9.915	24.50	Jeffrey & Stewart Stevenson	\$ -	\$ 321.00	\$ -	\$ 321.00
420-01200	NTR	Pt Lot 261	115.00	32.375	80.00	Roger & Bonita Moore	\$ -	\$ 1,048.00	\$ -	\$ 1,048.00
420-02400	NTR	Pt Lot 263	47.90	4.280	10.58	Kelly Armstrong	\$ -	\$ 277.00	\$ -	\$ 277.00
420-02450	NTR	Pt Lot 263	49.42	20.000	49.42	Linda & Henry Armstrong	\$ -	\$ 1,295.00	\$ -	\$ 1,295.00
420-02600	NTR	Pt Lot 262	50.00	10.522	26.00	James Stevenson	\$ -	\$ 681.00	\$ -	\$ 681.00
420-02700	NTR	Pt Lot 262	49.14	10.578	26.14	Wanda Stevenson	\$ -	\$ 685.00	\$ -	\$ 685.00
420-02800	5	Pt Lot 16	16.60	6.718	16.60	Faye DeVries	\$ -	\$ 435.00	\$ -	\$ 435.00
420-03000	5	Pt Lot 17	92.26	6.455	15.95	Delellis Farms Limited	\$ -	\$ 418.00	\$ -	\$ 418.00
480-00300	6	Pt Lot 16	55.94	5.145	12.71	Douglas & Ruby Cowell	\$ -	\$ 333.00	\$ -	\$ 333.00
480-00400	6	Pt Lot 16	39.60	4.047	10.00	405851 Ontario Limited	\$ -	\$ 262.00	\$ -	\$ 262.00
480-00500	6	Pt Lot 16	49.54	5.463	13.50	Raymond & Brian Haggins	\$ -	\$ 354.00	\$ -	\$ 354.00
590-00100	NTR	Pt Lot 264	72.75	10.927	27.00	Thomas & Carole Boyd	\$ -	\$ 707.00	\$ -	\$ 707.00
590-00300	NTR	Pt Lot 264	45.90	3.238	8.00	Gordon Daniher	\$ -	\$ 210.00	\$ -	\$ 210.00
590-07600	NTR	Pt Lot 264	26.55	8.596	21.24	Patrick Gaspar	\$ -	\$ 557.00	\$ -	\$ 557.00
590-07700	NTR	Pt Lot 264	51.30	20.760	51.30	Robert Boyd	\$ -	\$ 1,344.00	\$ -	\$ 1,344.00
Total on Privately Owned - Agricultural Lands (grantable)							\$ -	\$ 12,668.00	\$ -	\$ 12,668.00

5. PRIVATELY OWNED - AGRICULTURAL LANDS (non-grantable):

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Owned	Hectares Affid	Acres Affid	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
410-00510	STR	Pt Lot 259	48.85	19.769	48.85	John & Jennifer Fittler	\$ -	\$ 640.00	\$ -	\$ 640.00
480-00301	6	Pt Lot 16	29.4	2.746	6.79	Richard & Debra Cowell	\$ -	\$ 178.00	\$ -	\$ 178.00
Total on Privately Owned - Agricultural Lands (non-grantable):							\$ -	\$ 818.00	\$ -	\$ 818.00
TOTAL ASSESSMENT							\$ 9,873.00	\$ 17,027.00	\$ -	\$ 26,900.00

1 Hectare = 2.471 Acres
Project No REI2016D049
January 9th, 2018

6. CITATION

This by-law comes into force on the passing thereof and may be cited as the "Bridge over the Loyst Drain – Todd Porter & Monica Totten [590-07500]" by-law.

**READ A FIRST AND SECOND TIME AND PROVISIONALLY ADOPTED
THIS 26th DAY OF MARCH, 2018.**



MAYOR, Nelson Santos



CLERK, Jennifer Astrologo

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

MAYOR, Nelson Santos

CLERK, Jennifer Astrologo