



The Corporation of the Town of Tecumseh

Public Works & Engineering Services

To: Mayor and Members of Council

From: Phil Bartnik, Director Public Works & Engineering Services

Date to Council: September 12, 2023

Report Number: PWES-2023-46

Subject: Request to Levy 2022 Municipal Drain Maintenance Costs

Recommendations

It is recommended:

That Report PWES-2023-46 Request to Levy 2022 Municipal Drain Maintenance Costs, **be received;**

And that By-Law 2023-070 to levy maintenance costs for the drains attached in Appendix A, **be adopted.**

Background

The purpose of this report is to authorize the Chief Financial Officer to recover the costs incurred during maintenance of the Municipal Drains listed in Appendix A (Attachment 1) in accordance with Section 61(1) of the *Drainage Act* (the Act).

Section 74 of the Act instructs that any drainage works constructed under a by-law passed under the Act shall be maintained and repaired by each municipality through which it passes at the expense of all upstream lands and roads in the proportions determined by the then current by-law.

The Town has completed maintenance and applied for a grant on May 1, 2023, to the Ministry of Agriculture, Food and Rural Affairs (OMAFRA) for the Municipal Drains listed in Appendix A. Costs associated with these projects are now eligible to be levied and collected by the Town.

Comments

Section 61(1) of the Act stipulates that Council shall by by-law impose upon the land assessed for drainage works the assessment with which it is chargeable and the amount so imposed is payable in such installments as Council may prescribe. The individual assessments to the affected lands are to be in the proportions set out in the current adopted by-law for the respective municipal drain. OMAFRA advises that municipalities not yet completing maintenance levying should do so in accordance with the Act.

Consultations

Financial Services

Financial Implications

Other than the costs to administer the projects, the cost of maintenance is 100% recoverable by the affected lands and road authorities including the Town's portion as detailed in Appendix A.

A total of \$12,113.49 of drain maintenance was carried out in 2022 on 15 municipal drains. The total assessment to the Town for the drain maintenance is \$1,697.30, which will be funded out of the Municipal Drain Lifecycle Reserve.

Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input checked="" type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input checked="" type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

Communications

Not applicable

Website

Social Media

News Release

Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Alessia Mussio, E.I.T.
Drainage Superintendent

Reviewed by:

Phil Bartnik, P.Eng.
Director Public Works & Engineering Services

Reviewed by:

Tom Kitsos, CPA, CMA, BComm
Director Financial Services & Chief Financial Officer

Recommended by:

Margaret Misek-Evans, MCIP, RPP
Chief Administrative Officer

Attachment Number	Attachment Name
1	Appendix A – 2022 Drain Maintenance Costs
2	Schedule A – Drainage Act Excerpts