

BY-LAW NUMBER 75-24

-of-

THE CORPORATION OF THE COUNTY OF BRANT

Being a By-law to Provide for Drainage Works in the County of Brant (Bishopsgate Municipal Drain)

WHEREAS the Council of the Corporation of the County of Brant has appointed R.J. Burnside & Associates Limited by resolution under Sections 78 of the Drainage Act, to prepare a report to investigate drainage issues along Bishopsgate Road between County Road 53 and the 8th Concession Road;

AND WHEREAS the Council of The Corporation of The County of Brant has procured a report under Sections 78 of the Drainage Act, R.S.O. 1990, as amended, Chapter D.17, by R.J. Burnside & Associates Limited, dated June 27, 2024 attached hereto as Schedule "A" and forming part of this by-law;

AND WHEREAS the estimated total cost to prepare the report for the drainage works is one million, four hundred seventy three, six hundred ten dollars (\$1,473,610.00)

AND WHEREAS two hundred seventy-four thousand and eight hundred forty-five dollars (\$274,845.00) is the amount to be contributed by the municipality for the County land and road portions of the drainage works;

AND WHEREAS the Council is of the opinion that the proposed works are required;

AND WHEREAS at the Court of Revision held on September 3, 2024, the appeal from David Landsborough of 340 Bishopsgate Rd was granted and the assessment on the property was to be reduced by \$15 000 and added to the assessment to the property owned by the County of Brant;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE COUNTY OF BRANT enacts as follows:

1. **THAT** the report prepared by R.J. Burnside & Associates dated June 27, 2024, and attached hereto as Schedule "A" is hereby adopted, subject to the decision of the Court of Revision;
2. **AND THAT** Corporation of the County of Brant may borrow on the credit of the corporation the amount of \$1,473,610.00 being the amount necessary for the preparation and construction of the report
2. **AND THAT** for paying the amount of one million, four hundred and seventy three, six hundred and ten dollars (\$1,473,610.00) being the amount assessed upon the lands and roads within the municipality, a special rate sufficient to pay the amount assessed, plus interest thereon, shall be levied upon the whole rateable properties in The Corporation of The County of Brant for one (1) year after the passing of this by- law to be collected in the same manner and at the same time as other taxes are collected
3. **AND THAT** the Corporation of the County of Brant may arrange the issue of debentures for the amount borrowed less the total of:
 - (a) grants received under Section 85 of the Drainage Act

- (b) commuted payments made in respect of lands and roads assessed within the municipality
 - (c) moneys paid under Section 61(3) of the Drainage Act
 - (d) And such debentures shall be made payable within ten (10) years from the date of the debenture and shall bear interest at the rate prevailing at the time the debenture(s) is/are sold by the County of Brant.
4. **AND THAT** all assessments of One Thousand Dollars (\$1000.00) or less are payable in the first year in which the assessment is imposed.
5. **AND FINALLY THAT** this by-law comes into force on the passing thereof and may be cited as the Bishopsgate Municipal Drain.

READ a first and second time and provisionally adopted, this 23rd day of July 2024.

THE CORPORATION OF THE COUNTY OF BRANT

David Bailey, Mayor

Alysha Dyjach, Clerk

READ a third time and finally passed in Council, this 24th day September, 2024.

THE CORPORATION OF THE COUNTY OF BRANT

David Bailey, Mayor

Alysha Dyjach, Clerk