

**CORPORATION OF THE VILLAGE OF MERRICKVILLE-WOLFORD**

**BY - LAW No 34 - 16**

**WHEREAS** Section 74 of the *Drainage Act* R.S.O. 1990, c.D.17, requires that any drainage works constructed under authority of a bylaw passed under that Act shall be maintained and repaired by each local municipality;

**WHEREAS** the Garland Municipal Drain was constructed under Bylaw 860 by the former Township of Wolford, now in the Village of Merrickville-Wolford;

**WHEREAS** the appointed Drainage Superintendent has inspected a portion of the drainage works and recommends to the Council of the Village of Merrickville-Wolford that certain repairs be carried out;

**WHEREAS** the Council of the Village of Merrickville-Wolford, upon the recommendation of the Drainage Superintendent does deem that certain repairs to the Garland Municipal Drain are advisable;

**WHEREAS**, in accordance to the *Drainage Act* R.S.O. 1990 c.D.17 Section 75, the Council of the Village of Merrickville-Wolford, having determined that repairs may be undertaken without the report of an engineer, before carrying out the repairs shall;

- a) Give two readings to a bylaw for undertaking the repairs which bylaw shall recite the description, extent and estimated cost of the repairs and the amount to be contributed by each municipality, and
- b) Serve upon the head or clerk of any municipality liable to contribute, a copy of the bylaw;

**AND WHEREAS** the description, extent as well as the summation of estimated costs of the repairs are given on Schedule 'A' which forms part of this Bylaw

**NOW THEREFORE**, in accordance to the applicable requirements of the *Drainage Act* R.S. O. 1990, c.D.17, the Council of the Corporation of the Village of Merrickville-Wolford enacts as follows;

1. The costs of the maintenance shall be billed to all affected property owners and Village roads assessed with benefit in the Village of Merrickville-Wolford and within the Township of Elizabethtown-Kitley in accordance to the original engineer's report by R.L. Mucklestone, dated August 14th, 1981 forming part of Bylaw 860 with necessary modifications to allow for land division, etc. since that date.

2. This By-Law shall be cited as the "Garland Municipal Drain Provisional By-Law"

READ a first and second time this 28<sup>th</sup> day of November, 2016

READ a third and final time and passed this 13 day of Feb...2017

  
David Nash, Mayor

  
John Regan, CAO/CLERK

Schedule "A"

By-Law 34 - 16

Village of Merrickville - Wolford

Location of repairs to drainage works;

Part Lots 25 and 26, Concession 5  
Farm access laneway on south side of Weedmark Road  
Assessment Roll No. 711-025-049-00-0000

Description and extent of repairs to drainage works;

To be read in conjunction with page 2 of the Village of Merrickville-Wolford RFQ-16-17,  
General Description of Work;

Replace existing triple culverts in farm access laneway with new 3 new metal 1400mm diameter corrugated steel pipes of 8m in length. Replace all existing top soil and granular material with acceptable new material and complete all work to the satisfaction of Rideau Valley Conservation Authority, Drainage Superintendent and their agents.

Itemization of estimated costs of repairs;

1. Total estimated cost of construction by contractor	\$24,000.00
2. <u>Cost of Rideau Valley Conservation Authority permit</u>	\$1780.00
<b>TOTAL</b>	<b>\$25,780.00</b>

Itemization of estimated contributing costs to affected parties;

3. Amount to be contributed by affected ratepayers of Merrickville-Wolford	\$17,000.00
4. Amount to be contributed by affected roads in Merrickville-Wolford	\$195.00
5. <u>Amount to be contributed by affected ratepayers of Elizabethtown-Kitley</u>	\$8,585.00
<b>TOTAL</b>	<b>\$25,780.00</b>