



**Municipality of Middlesex Centre  
By-Law Number 2020 - 054**

**Being a by-law to provide a drainage works to be known as the Pfister Municipal Drain**

**WHEREAS** the requisite number of owners have petitioned the Council of the Municipality of Middlesex Centre in accordance with the provisions of the *Drainage Act*, requesting that the following lands and roads may be drained by a drainage works as follows:

**Serving parts of Lots 5, 6 and 7, Concessions 8 and 9 (geographic London) in the Municipality of Middlesex Centre**

**AND WHEREAS** the Council of the Municipality of Middlesex Centre in the County of Middlesex has procured a report made by Spriet Associates;

**AND WHEREAS** the estimated total cost of extending the drainage works is **\$181,800.00;**

**AND WHEREAS \$ 55,116.00** is the amount to be contributed by the Municipality for construction of the drainage works;

**AND WHEREAS** the Council is of the opinion that the drainage of the area is desirable;

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the Municipality of Middlesex Centre pursuant to the *Drainage Act* enacts as follows;

1. THAT the report originally dated May 11, 2020 but revised and resubmitted June 25, 2020 is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
2.
  - (1) THAT the Municipality of Middlesex Centre may borrow on the credit of the Corporation the amount of **\$41,835.00** the amount necessary for reconstruction of the drainage works.
  - (2) THAT the Corporation may issue debentures for the amount borrowed less the total amount of:
    - a) grants received under Section 85 of the *Act*;
    - b) commuted payments made in respect of the lands and roads assessed within the Municipality;
    - c) monies paid under Subsection 61 (3) of the *Act*; and
    - d) monies assessed in and payable by another municipality, and such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by the Ontario Municipal Improvement Corporation on the date of sale of such debentures.
3. THAT a special equal annual rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in Schedule "A" attached to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this By-law.
4. THAT the amount of **\$55,116.00** being the amount assessed upon the lands and roads belonging to or controlled by the municipality.

5. THAT the amount of **\$41,835.00** being the amount assessed upon the landowners in accordance with the schedule of Net Assessment and Special Assessment as provided in the report, a special rate sufficient to pay the amount assessed plus interest therein shall be levied upon each of the assessed owners, to be collected within 21 days of being invoiced.
6. THAT all assessments over \$1,000.00 will be invoiced and unpaid amounts will automatically be placed on the tax roll without further notification unless the Treasurer is contacted by the owner to have the amount debentured for five years at the going rate.
7. THAT assessments that remain unpaid after the specified due date, the amount unpaid shall be considered to be in arrears and shall be subject to interest of 1.25% per month. Any unpaid balances shall be transferred onto the tax roll without further notification, to be collected in the same manner as taxes.
8. THAT the Treasurer and Collector of taxes are hereby authorized to accept part payment, from time to time, on account of any taxes due and to give a receipt for such payment provided that acceptance of any such payment shall not affect the collection of any percentage charge imposed and collectable under this Clause hereof in respect of non-payment of any taxes or any class of taxes or of any installment thereof.
9. THAT in respect to the payment of taxes by tenants of lands owned by the Crown or in which the Crown has an interest provision is hereby provided that where any such tenant has been employed either within or outside the municipality by the same employer for not less than thirty (30) days such employer shall pay over to the Treasurer or Collector on demand out of any wages, salary or other remuneration due to such employee the amount then payable for taxes under this By-law and any such payment shall relieve the employer from any liability to the employee for the amount so paid.
10. THAT in accordance with Ontario Regulation 403/02 the Treasurer has calculated the Annual Repayment limit for long-term debt charges and has certified the present capacity available to the Corporation is **\$ 4,188,758.00** and that this By-law is not in contravention of the Regulation.
11. THAT this By-law comes into force on the passing thereof and may be cited as Pfister Municipal Drain.

Provisionally adopted the 15<sup>th</sup> day of July, 2020.

Third reading and finally passed this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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Aina DeViet, Mayor

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James Hutson, Municipal Clerk