

**Municipality of Middlesex Centre
By-Law Number 2021 – 087**

Being a by-law of the Corporation of the Municipality of Middlesex Centre to provide for a drainage works to be known as the Vande Borne 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:

Vande Borne Municipal Drain serving parts of Lots 12 to 14, Concessions 13 and 14 (geographic London Township) 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 the drainage works is \$280,400.00

AND WHEREAS \$56,311.00 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;


THEREFORE the Council of the Municipality of Middlesex Centre pursuant to the *Drainage Act* enacts as follows;

1. The report dated June 30, 2021 is hereby adopted and the drainage works as indicated therein and set forth is hereby authorized, and shall be completed in accordance therewith.
2. The Municipality of Middlesex Centre may borrow on the credit of the Corporation the amount of \$224,089.00 the amount necessary for reconstruction of the drainage works.
3. 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.
4. 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 the report 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, for paying the amount of \$56,311.00 being the amount assessed upon the lands and roads belonging to or controlled by the municipality.
5. For paying the amount of \$224,089.00 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. All landowner assessments will be invoiced. Assessments that remain unpaid following the specified due date, will be further subject to interest of 1.25% per month. A landowner may submit a request to the Treasurer to have the amount debentured for a period of five years at the rate determined by the municipality. If no request is submitted, any unpaid balances shall be transferred onto the tax roll without further notification, to be collected in the same manner as taxes.
7. The Treasurer and Tax Collector 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. 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 \$4,758,389 and that this By-law is not in contravention of the Regulation.
10. This By-law shall come into force on the passing thereof and may be cited as the Vande Borne Municipal Drain.

Provisionally adopted this 8th day of September, 2021.


Aina DeViet, Mayor


James Hutson, Municipal Clerk

Third reading and finally passed this ____ day of _____, 20__.

Aina DeViet, Mayor

James Hutson, Municipal Clerk

MUNICIPALITY OF MIDDLESEX CENTRE
DEBT CAPACITY
2021

GROSS DEBT CHARGES			
Principal	Sch 74 Ln 3099 01	1,419,804	
Interest	Sch 74 Ln 3099 02	809,759	2,229,563
DEBT CHARGE ON PROVINCIAL PROJECTS	Sch 74 Ln 2810-40		N/A
PAYMENT IN RESPECT TO LONG TERM COMMITMENT	Sch 42 Ln 6010		N/A
SUBTOTAL : DEBT CHARGES		2,229,563	
DEBT CHARGES FOR MUNICIPAL UTILITIES			
PAYMENTS TO PROVINCE FOR DOWNTOWN REVITALIZATION LOANS			
DEBT CHARGES FOR TILE LOANS	Sch 74 Ln 3015 01-02		N/A
LUMP SUM REPAYMENTS OF LONG TERM DEBT	Sch 74 line 3110 01 + Sch 74 Ln 3110 02)		35,353
SUBTOTAL : DEBT CHARGES TO BE EXCLUDED		35,353	
NET DEBT CHARGES		2,194,210	7.19%
CALCULATION OF ANNUAL REPAYMENT LIMIT :			
TOTAL REVENUE FUND REVENUES	Sch 10 Ln 9910	41,034,244	
FEES TO PROVINCE FOR DOWNTOWN REVITALIZATION LOANS			N/A
FEES FOR TILE DRAINAGE AND SHORELINE	Sch 12 Ln 1850	8,549	
EXCLUDED REVENUE AMOUNTS			
Ontario Grants	Sch 10 Ln 699-810-815	2,708,842	
Canada Grants	Sch 10 Ln 820-825	50,000	
Deferred Revenue Earned (Canada Gas Tax)	Sch 10 Ln 831	109,867	
Other Municipalities	Sch 10 Ln 1099	145,825	
Gain/Loss on sale of land & capital assets	Sch 10 Ln 1811	-	
Deferred Revenue Earned (Development Charges)	Sch 10 Ln 1812	2,076,331	
Other Revenue	Sch 10 Ln 1813	-	
Donated Tangible Capital Assets	Sch 33 Ln 0610 01	37,754	10,503,898
		5,497,919	
NET REVENUE FUND REVENUES		30,521,797	
25% OF NET REVENUE FUND REVENUES		7,630,449	25.00%
ANNUAL REPAYMENT LIMIT		5,436,239	17.81%

ADDITIONAL LONG TERM DEBT COMMITMENTS

Lake Huron Area Primary Water Supply System - \$77,499		77,499	
COUNCIL COMMITMENTS FOR PLANNED PROJECTS			
2016 Approvals:			
McKellar Drain - \$30,910 @4%		6,943	5 yrs
2018 Debt for Development Charges \$3,000,000 @4%		220,745	20 yrs
McKellar Municipal Drain Trunk & \$27,150.00 @4%		6,099	5yrs
Squires Drain \$114,732.00 @4%		25,772	5yrs
Watson Municipal Drain Extension - \$198,390.00 @4%		44,564	5 yrs
Martin Road Development Drain- \$129,932.39 @4%		29,186	5 yrs
2019 Approvals:			
Government Drain No.1 Extension 2019 - \$31,128 @4%		6,992	5 yrs
2020 Approvals:			
Goudy Drain 2020 - \$146,677 @4%		32,948	5 yrs
Lenders Municipal Drain Branch A and B - \$162,700 @4%		36,547	5 yrs
Pflester Municipal Drain - \$41,835 @4%		9,397	5 yrs
Colbert Municipal Drain - \$132,546 @ 4%		29,773	5 yrs
2021 Approvals:			
Etrick Municipal Drain - \$39,763 @4%		8,930	5 yrs
Bear Creek Drain - Branch A - \$16,517 @4%		3,710	5 yrs
Flag Drain Branch A - \$17,242 @ 4%		3,873	5 yrs
Levinston Municipal Drain - \$135,230 @ 4%		31,275	5 yrs
Bear Creek Municipal Drain Branch No. 3 & 3C - \$99,603.75 @4%		22,374	5 yrs
Delkott Drain - \$9,523.23 @4%		1,915	5 yrs
Kenilake Drainage Works, Union Avenue Branch - \$126,980 @4%		28,972	5 yrs
Vande Borne Drainage Works, Union Avenue Branch - \$224,089.00 @4%		50,336	5 yrs
TOTAL NEW COMMITMENTS		677,850	2.22%
REVISED NET DEBT CHARGES		2,872,060	9.41%
MMA REPAYMENT LIMIT		5,436,239	
CHANGE IN REPAYMENT LIMIT		677,850	
REVISED ANNUAL REPAYMENT LIMIT		4,758,389	15.59%

TREASURER'S CERTIFICATION

I certify that I have recalculated the annual repayment limit of the Municipality of Middlesex Centres in accordance with the procedure of Ontario Regulation 403/02, as amended, and that the updated Annual Repayment Limit is

\$

4,758,389

Dated this 8th day of September 2021

Tiffany Thomas

Director of Corporate Services