

**THE CORPORATION OF THE
TOWNSHIP OF EDWARDSBURGH CARDINAL**

BY-LAW NO. 2020- 23

**“BEING A BYLAW TO LEVY THE REVISED ASSESSMENT OF THE JAMES
REILLY DEWIT RICHTER MUNICIPAL DRAIN”**

WHEREAS the Corporation of the Township of Edwardsburgh Cardinal enacted Bylaw 2009-53 on August 4, 2009 to provide for drainage works on the James Reilly/Dewit Richter drain; and

WHEREAS the Corporation of the Township of Edwardsburgh Cardinal enacted By-law 2015-68 on November 23, 2015 to levy assessments for works performed on the James Reilly/Dewit-Richter municipal drain; and

WHEREAS the decision of the Acting Drainage Referee included an order that the Township of Edwardsburgh Cardinal initiate a Section 78 process under the Drainage Act to incorporate the changes to the culvert crossing located on Lot 4 Concession 6 and the relocation of the drain and culvert on Lot 3 Concession 6; and

WHEREAS the decision of the Acting Drainage Referee deemed By-law 2015-68 to be invalid; and

WHEREAS Section 61(1) of the Drainage Act, RSO 1990, Chapter D17 requires that a Council that is required to raise the whole or part of the cost of a drainage works shall impose upon the lands assessed for the drainage works the assessment with which it is chargeable; and

WHEREAS Section 61(2), (3), (4) and (5) of the Drainage Act, RSO 1990, Chapter D17 authorizes the manner and means by which the charges may be levied and collected; and

WHEREAS Section 85 of the Drainage Act, RSO 1990, Chapter D17 provides that grants may be made in respect of assessments made under this Act upon lands used for agricultural purposes; and

NOW THEREFORE the Council of the Corporation of the Township of Edwardsburgh Cardinal enacts as follows:

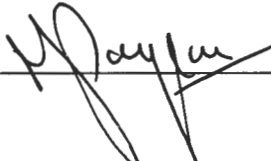

1. That the assessments of cost less applicable grants are hereby imposed on the respective properties pursuant to Schedule “A”, attached hereto and forming part of this bylaw, based on the ruling of the Court of the Drainage Referee and the Section 78 Engineer’s Report.
2. Where the assessment against any parcel of land under Schedule “A” of this bylaw is less than the assessment levied under Schedule “A” of Bylaw 2015-68 a refund for the difference will be issued back to the property once this bylaw comes into force and takes effect.
3. That a refund of \$20.00 or less will be added to the property tax account as a credit.
4. That refunds more than \$20.00 will be issued by cheque.
5. Where the assessment against any parcel of land under Schedule “A” of this bylaw is more than the assessment levied under Schedule “A” of Bylaw 2015-68 an invoice for the difference will be issued to the property once this bylaw comes into force and takes effect.
6. Where the assessment against any parcel of land is \$10.00 or less, the assessment shall be paid out of general funds of the Municipality.
7. That all assessments more than \$10.00 and less than \$300.00 shall be due and payable within thirty (30) days of the invoice date, following which all outstanding balances in default shall be added to the Tax Collector’s Roll and

recovered as taxes pursuant to the provisions of the Municipal Act, 2001, as amended.

8. That all assessments more than \$300.00 and less than \$5,000.00 may be paid over twelve (12) months with monthly payments by post-dated cheques with no interest charges, following which all outstanding balances in default shall be added to the Tax Collector's Roll and recovered as taxes pursuant to the provisions of the Municipal Act, 2001, as amended.
9. That all assessments more than \$5,000.00 may enter into a formal agreement with the Township of Edwardsburgh Cardinal for equal annual payments, bearing no interest, to be collected in the same manner and at the same time as other taxes are collected in each year for ten (10) years once this bylaw comes into force and takes effect.
10. That Bylaw 2015-68 is hereby repealed.

Read a first and second time in open Council this 23 day of March, 2020.

Read a third and final time, passed, signed and sealed in open Council this 23 day of March, 2020.

 _____ Mayor	 _____ D/Clerk
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Cty Rd 22 Maintenance 2014/Bruce Crossing
SCHEDULE OF ASSESSMENT FOR MAINTENANCE
THE JAMES REILLY / DEWITT RICHTER MUNICIPAL DRAIN
TOWNSHIP OF EDWARDSBURG/CARDINAL

Roll No.	Section	Owners	Property		Maintenance • Cost Bruce Crossing	Section 78 Report Contribution	Revised Costs County Rd 22	Total Costs Bruce Crossing/Cty Rd 22	1/3 Grant	Total	
			Lot	Conc.						Net	Cost
0701-701-035-06700		Bruce, David & Arlene	4	6	31,882.35	3,900.00	\$ -	\$ 35,782.35	\$ 11,927.44	\$ -	\$ 23,854.91
0701-701-30-25200	5	Mty of Nat Resources	15	5			\$ 14.80	\$ 14.80	\$ -	\$ -	\$ 14.80
0701-701-30-25200	5	Mty of Nat Resources	15	5			\$ 5.92	\$ 5.92	\$ -	\$ -	\$ 5.92
0701-701-35-04600	5	Michael Berk & Alicia War	13	5			\$ 82.58	\$ 82.58	\$ -	\$ -	\$ 82.58
0701-701-35-04600	5	Michael Berk & Alicia War	13	5			\$ 102.91	\$ 102.91	\$ -	\$ -	\$ 102.91
0701-701-35-05000	5	Julia & David Cryderman	14	5			\$ 40.58	\$ 40.58	\$ 13.53	\$ -	\$ 27.05
0701-701-35-05000	5	Julia & David Cryderman	14	5			\$ 65.94	\$ 65.94	\$ 21.98	\$ -	\$ 43.96
0701-701-35-05101	5	Marcus Johnston & Kath	15	5			\$ 49.56	\$ 49.56	\$ -	\$ -	\$ 49.56
0701-701-35-05101	5	Peter & Susan Cobill	15	5			\$ 21.79	\$ 21.79	\$ -	\$ -	\$ 21.79
0701-701-35-05110	5	Kenneth Reynolds	15	5			\$ 14.42	\$ 14.42	\$ -	\$ -	\$ 14.42
0701-701-35-05110	5	Kenneth Reynolds	15	5			\$ 6.19	\$ 6.19	\$ -	\$ -	\$ 6.19
0701-701-35-05120	5	Arthur & Sarah Card	15	5			\$ 10.67	\$ 10.67	\$ -	\$ -	\$ 10.67
0701-701-35-05120	5	Arthur & Sarah Card	15	5			\$ 5.01	\$ 5.01	\$ -	\$ -	\$ 5.01
0701-701-35-07200	4	Linda & Joseph Skrubis	5&6	6			\$ 2.34	\$ 2.34	\$ -	\$ -	\$ 2.34
0701-701-35-07201	4	JF Dobbie & Sons	5&6	6			\$ 1,188.01	\$ 1,188.01	\$ 396.00	\$ -	\$ 792.01
0701-701-35-07704	4	Gordon & Sally Thornburn	7	6			\$ 16.58	\$ 16.58	\$ -	\$ -	\$ 16.58
0701-701-35-07705	4	Michael & Lisa Yates	7	6			\$ 16.42	\$ 16.42	\$ -	\$ -	\$ 16.42
0701-701-35-07801	4	Catherine Hilsman	7	6			\$ 277.54	\$ 277.54	\$ -	\$ -	\$ 277.54
0701-701-35-07802	4	JF Dobbie & Sons	7	6			\$ 687.29	\$ 687.29	\$ 229.10	\$ -	\$ 458.19
0701-701-35-08100	4	Dobbie Farms Inc.	7&8	6			\$ 35.60	\$ 35.60	\$ 11.87	\$ -	\$ 23.73
0701-701-35-08200	4	Shawn Miller	6	6			\$ 1,212.84	\$ 1,212.84	\$ 404.28	\$ -	\$ 808.56
0701-701-35-08501	4	Russell & Brenda Bennett	8&9	6			\$ 43.98	\$ 43.98	\$ 14.66	\$ -	\$ 29.32
0701-701-35-08600	4	James & Jennifer Lalonde	9	6			\$ 1,496.98	\$ 1,496.98	\$ -	\$ -	\$ 1,496.98
0701-701-35-08800	4	Dobbie Farms Inc.	9&10	6			\$ 170.56	\$ 170.56	\$ 56.85	\$ -	\$ 113.71
0701-701-35-08904	4	Andrew & Janet Zywoiko	11	6			\$ 39.57	\$ 39.57	\$ -	\$ -	\$ 39.57
0701-701-35-09000	4	Robert & Betty Carmichael	10	6			\$ 1,348.12	\$ 1,348.12	\$ 449.37	\$ -	\$ 898.74
0701-701-35-09000	5	Robert & Betty Carmichael	10	6		4,800.00	\$ 198.38	\$ 4,998.38	\$ 1,668.12	\$ -	\$ 3,332.25
0701-701-35-09000	5	Robert & Betty Carmichael	10	6			\$ 488.03	\$ 488.03	\$ 162.68	\$ -	\$ 325.35
0701-701-35-09001	4	Brent Dobbie	11	6			\$ 160.22	\$ 160.22	\$ 53.41	\$ -	\$ 106.82
0701-701-35-09001	5	Brent Dobbie	11	6			\$ 110.36	\$ 110.36	\$ 36.79	\$ -	\$ 73.57
0701-701-35-09001	5	Brent Dobbie	11	6			\$ 262.12	\$ 262.12	\$ 87.37	\$ -	\$ 174.75
0701-701-35-09300	4	Richard Schutten	11&12	6			\$ 259.56	\$ 259.56	\$ 86.52	\$ -	\$ 173.04
0701-701-35-09400	4	Brent Dobbie	11&12	6			\$ 247.15	\$ 247.15	\$ 82.38	\$ -	\$ 164.76
0701-701-35-09400	5	Brent Dobbie	11&12	6			\$ 376.09	\$ 376.09	\$ 126.03	\$ -	\$ 250.06
0701-701-35-09400	5	Brent Dobbie	11&12	6			\$ 903.54	\$ 903.54	\$ 301.18	\$ -	\$ 602.36
0701-701-35-09401	5	Greg & MaryAnn Moulton	11	6			\$ 50.34	\$ 50.34	\$ -	\$ -	\$ 50.34
0701-701-35-09401	5	Greg & MaryAnn Moulton	11	6			\$ 27.43	\$ 27.43	\$ -	\$ -	\$ 27.43
0701-701-35-09500	4	J.F. Dobbie & Sons Ltd	13	6			\$ 67.47	\$ 67.47	\$ -	\$ -	\$ 67.47
0701-701-35-09500	5	J.F. Dobbie & Sons Ltd	13	6			\$ 92.07	\$ 92.07	\$ -	\$ -	\$ 92.07
0701-701-35-09500	5	J.F. Dobbie & Sons Ltd	13	6			\$ 133.43	\$ 133.43	\$ -	\$ -	\$ 133.43
0701-701-35-09501	5	Bradley MacDonald	13	6			\$ 19.65	\$ 19.65	\$ -	\$ -	\$ 19.65
0701-701-35-09501	5	Bradley MacDonald	13	6			\$ 13.56	\$ 13.56	\$ -	\$ -	\$ 13.56
0701-701-35-09502	5	Manon Kelso	13	6			\$ 12.18	\$ 12.18	\$ -	\$ -	\$ 12.18
0701-701-35-09502	5	Manon Kelso	13	6			\$ 19.65	\$ 19.65	\$ -	\$ -	\$ 19.65
0701-701-35-09600	4	Ricky Young & Silvia D'Or	13&14	6			\$ 311.35	\$ 311.35	\$ 103.78	\$ -	\$ 207.57
0701-701-35-09700	4	David & Julia Cryderman	13	6			\$ 64.03	\$ 64.03	\$ -	\$ -	\$ 64.03
0701-701-35-09700	5	David & Julia Cryderman	13	6			\$ 69.44	\$ 69.44	\$ -	\$ -	\$ 69.44
0701-701-35-09700	5	David & Julia Cryderman	13	6			\$ 91.60	\$ 91.60	\$ -	\$ -	\$ 91.60
0701-701-35-09800	5	William & Joedy VanCam	13	6			\$ 3.88	\$ 3.88	\$ -	\$ -	\$ 3.88
0701-701-35-09800	5	William & Joedy VanCam	13	6			\$ 4.56	\$ 4.56	\$ -	\$ -	\$ 4.56
0701-701-35-09900	4	David & Julia Cryderman	14	6			\$ 62.72	\$ 62.72	\$ 20.91	\$ -	\$ 41.81
0701-701-35-09900	5	David & Julia Cryderman	14	6			\$ 61.37	\$ 61.37	\$ 20.46	\$ -	\$ 40.91
0701-701-35-09900	5	David & Julia Cryderman	14	6			\$ 57.54	\$ 57.54	\$ 19.18	\$ -	\$ 38.36
0701-701-35-10000	4	Maureen Mapp	14&15	6			\$ 122.86	\$ 122.86	\$ -	\$ -	\$ 122.86
0701-701-35-10000	5	Maureen Mapp	14&15	6			\$ 198.15	\$ 198.15	\$ -	\$ -	\$ 198.15
0701-701-35-10000	5	Maureen Mapp	14&15	6			\$ 85.73	\$ 85.73	\$ -	\$ -	\$ 85.73
0701-701-35-10100	4	William Bannan	14	6			\$ 87.39	\$ 87.39	\$ -	\$ -	\$ 87.39
0701-701-35-10101	5	Jacob McPhair-Monty	15	6			\$ 12.71	\$ 12.71	\$ -	\$ -	\$ 12.71
0701-701-35-10101	5	Jacob McPhair-Monty	15	6			\$ 27.97	\$ 27.97	\$ -	\$ -	\$ 27.97
0701-701-35-10212	4	Andrew Cann & Gabrielle	15	6			\$ 16.42	\$ 16.42	\$ -	\$ -	\$ 16.42
0701-701-35-10215	4	Darren & Janice Johnston	15	6			\$ 38.94	\$ 38.94	\$ -	\$ -	\$ 38.94
0701-701-35-10400	4	Colleen Bailey	6	16			\$ 38.14	\$ 38.14	\$ -	\$ -	\$ 38.14

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THE JAMES REILLY / DEWITT RICHTER MUNICIPAL DRAIN
TOWNSHIP OF EDWARDSBURG/CARDINAL

Roll No.	Section	Owners	Property		Maintenance • Cost Bruce Crossing	Section 78 Report Contributio n	Revised Costs County Rd 22	Total Costs Bruce Crossing/Cty Rd 22	1/3 Grant	Total Net Cost
			Lot	Conc.						
0701-701-35-10500	4	Doris Roddick Estate	15	6			\$ 58.85	\$ 58.85	\$ -	\$ 58.85
0701-701-35-10500	5	Doris Roddick Estate	15	6			\$ 39.30	\$ 39.30	\$ -	\$ 39.30
0701-701-35-10500	5	Doris Roddick Estate	15	6			\$ 39.30	\$ 39.30	\$ -	\$ 39.30
0701-701-35-10701	4	Brent & Tania McLaughlin	16	6			\$ 11.87	\$ 11.87	\$ -	\$ 11.87
	4	TWP. of E/C - ROADS					\$ 762.43	\$ 762.43	\$ -	\$ 762.43
	4	County Roads			4,770.00	1,400.00	\$ 325.75	\$ 6,495.75	\$ -	\$ 6,495.75
	5	TWP. of E/C - ROADS					\$ 116.12	\$ 116.12	\$ -	\$ 116.12
	5	TWP. of E/C - ROADS				1,400.00	\$ 667.91	\$ 2,067.91	\$ -	\$ 2,067.91
TOTAL					36,652.35	11,800.00	\$ 13,775.74	\$ 61,928.09	\$ 16,291.89	\$ 45,636.20

TOTAL COST OF REPAIR =

(Section 78
Included in this
amount for
Upstream land
Owners)
\$ 13,775.74
50% \$ 6,887.87
50% \$ 6,887.87