

# **The Corporation of the Town of Essex**

## **By-Law Number 2008**

### **Being a By-Law to amend By-Law Number 1666, 1682, 1698, 1715, 1734, 1793, 1807, 1808, 1824, 1837, 1849, 1859, 1860, 1861, 1871, 1904, 1920, 1964, 1968, 1987, being by-laws to authorize Drainage works pursuant to the Drainage Act, R.S.O. 1990**

Whereas the Council of The Corporation of the Town of Essex did pass By-Laws listed in Schedule A, Schedule B and Schedule C;

And whereas the purpose of By-Laws listed in Schedule A is to provide for drainage works pursuant to the Drainage Act, R.S.O. 1990;

And whereas Council of The Corporation of the Town of Essex desires to amend Section 3 of the By-Laws listed in Schedule A, Schedule B and Schedule C;

Now therefore The Corporation of the Town of Essex enacts as follows:

1. That the Section 3 of the by-laws listed in Schedule A be amended to read as follows:

That the Corporation may issue debentures for the amount borrowed less the total amount of:

- Grants received under Section 85 of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended, 2010;
- Commuted payments made in respect of lands and roads assessed within the Municipality;
- Money paid under Section 61(3) of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended 2010;

and such debentures shall be made payable: a) in the case of assessments in value of between \$500.00 and \$9,999.99 within (5) five years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s); or b) in the case of assessments in value of \$10,000.00 and greater, within (10) ten years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s).

2. That the Section 3 of the by-law listed in Schedule B be amended to read as follows:

That the Corporation may issue debentures for the amount borrowed less the total amount of:

- Grants received under Section 85 of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended, 2010;
- Commuted payments made in respect of lands and roads assessed within the Municipality;
- Money paid under Section 61(3) of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended 2010;

and such debentures shall be made within (5) five years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the lending rates as posted by Infrastructure Ontario for municipalities.

3. That the Section 3 of the by-laws listed in Schedule C be amended to read as follows:

That the Corporation may issue debentures for the amount borrowed less the total amount of:

- Grants received under Section 85 of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended, 2010;
- Commuted payments made in respect of lands and roads assessed within the Municipality;
- Money paid under Section 61(3) of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended 2010;

and such debentures shall be made payable: a) in the case of assessments in value of between \$500.00 and \$9,999.99 within (5) five years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s); or b) in the case of assessments in value of \$10,000.00 and greater, within (10) ten years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s); or c) upon request and approval from the Town, in the case of assessments of \$1,500.00 and \$9,999.99 within (10) ten years from the date of the debenture and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s).

4. That By-Laws listed in Schedule A, B and C be amended.
5. That By-Law Number 2008 takes full effect on the final passing thereof.

**Read a first, a second and a third time and finally passed on April 19, 2021.**

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Mayor

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Clerk

## Schedule A

By-Law Number	Description
1666	Thompson Drain: Kelly Strong Bridge and Bridge for Davin and Karen Kendrick, Part of Lots 31 and 32 N.M.R. Concession, and Updated Maintenance Schedule, Geophraphic Township of Colchester North, Project REI2016D025, Town of Essex County of Essex
1682	Shepley Drain: Bridge for Joseph and Susan Chisholm, Part of Lot 7, Gore Concession and Updated Maintenance Schedule, Geographic Township of Colchester South, Project REI2016D027, Town of Essex, County of Essex
1698	8 <sup>th</sup> Concession West Drain: Bridge for Walter and Amy Howson, Part of Lot 14, Concession 8) Geographic Township of Colchester North, Project REI2017D025, Town of Essex, County of Essex
1715	White Drain, Bridge for Corporation of the County of Essex and Essex-Windsor Solid Waste Authority, Parcel 360-00300, Part Lot 16, Concession 7, Geographic Township of Colchester North, Project REI2018D006, Town of Essex, County of Essex
1734	Sucker Creek Drain Updated Maintenance Schedule of Assessment Report, Geographic Township of Colchester North, Town of Essex and Geographic Township of Anderdon in the Town of Amherstburg, County of Essex, Project REI2015D017
1793	Bowler/South Malden Road Drain: Bridge for Keith Shepley, Parcel 440-00300, Part of Lot 14, Concession S.M.R. and updated Maintenance Schedule, Geographic Township of Colchester North, Project REI2018D014, Town of Essex, County of Essex
1807	James Shepley Drain: Updated Maintenance Schedule of Assessment and Bridge for Karl Neudorf, Parcel 510-00300, Geographic Township of Colchester North, Project REI2015D015, Town of Essex, County of Essex
1808	8 <sup>th</sup> Concession West Drain: Bridge for Frank Preston, Parcel 370-05800, Geographic Township of Colchester North, Project REI2018D013, Town of Essex, County of Essex
1824	Sydenham Street Drain (East Side) and Bagot Street Drain (West Side) (Petition for Drainage) Part of Lots 11, 12 and 13, Registered Plan 18, Geographic Township of Colchester South, Project REI2015D036, Town of Essex, County of Essex
1837	West Townline Drain: New Bridge for Union Gas (Part Lot 1, Con. 3 and Updated Maintenance Schedule of Assessment, Geographic Township of Colchester South, Project REI2016D061, Town of Essex, County of Essex
1849	South Malden Road Drain: Replacement Bridge for David and Jamie Kendrick, Part Lot 32, Concession SMR, Geographic Township of Colchester North, Project REI2018D025, Town of Essex, County of Essex

By-Law Number	Description
1859	Thompson Drain: New Bridge for Cindy Brockman, Part of Lot 32, N.M.R. Concession, Geographic Township of Colchester North, Project REI2019D005, Town of Essex, County of Essex
1860	Batten Drain: Replacement Bridge for Abram Harms Holdings, Inc., Part of Lot 27, N.M.R. Concession, Geographic Township of Colchester North, Project REI2019D024, Town of Essex, County of Essex
1861	Philip Ferris Drain: Drain Diversion for Atlas Tube Inc., Geographic Township of Colchester South, Project REI2019D007, Town of Essex, County of Essex
1871	Shepley Drain: Replacement Bridge for Elwood Defour and Garry and Bonny Quick (Part of Lots 6 and 7, Gore Concession), Geographic Township of Colchester South, Project REI2018D024, Town of Essex, County of Essex
1904	Bayliss Drain: Bridge Replacement and Maintenance Schedule, Geographic Township of Colchester South, Project REI2016D024, Town of Essex, County of Essex
1920	Crystal Beach Drain: Repair and Improvement of Covered Drains, Geographic Township of Colchester South, Town of Essex, County of Essex, REI2018D012
1987	Relocation of the Rush Drain, Former Township of Colchester North Now in the Town of Essex, File No. 19-1023

Schedule B

By-Law Number	Description
1666	Thompson Drain: Kelly Strong Bridge and Bridge for Davin and Karen Kendrick, Part of Lots 31 and 32 N.M.R. Concession, and Updated Maintenance Schedule, Geophraphic Township of Colchester North, Project REI2016D025, Town of Essex County of Essex

Schedule C

By-Law Number	Description
1964	North Rear Road Drain South Side (New Bridge for Grondin), Geographic Township of Colchester North, Project REI2020D010, Town of Essex, County of Essex
1968	Szakacs Drain: Repair and Improvement, Geographic Township of Colchester South, Project REI2016D004, Town of Essex, County of Essex