

**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY****BY-LAW NO. 48-2010****Engineer's Report  
Tervit Municipal Drain 2010**

**A By-law to provide for a drainage works in the Municipality of Morris-Turnberry in the County of Huron.**

**Whereas**, the requisite numbers of owners have petitioned the council of the Municipality of Morris-Turnberry, in the County of Huron in accordance with the provisions of the Drainage Act, R.S.O. 1990, c.D. 17, Section 78 , requesting that the following lands and roads be drained by a drainage works:

*Lands and Roads in the Turnberry Ward of the Municipality of Morris-Turnberry, as follows:*

- *Concession 1, Parts of Lots 5 to 9;*

*Lands and Roads in the Wingham Ward of the Township of North Huron, as follows:*

- *Concession 1, Parts of Lots 5 to 6;*

**And Whereas**, the council of the Municipality of Morris-Turnberry, in the County of Huron has procured a report prepared by Dietrich Engineering Limited, Waterloo, Ontario; and the report is attached hereto and forms part of this by-law.

**And Whereas**, the estimated total cost of constructing the drainage works is \$ 95,400; as shown on the Assessment Schedule attached hereto;

**And Whereas**, \$ 92,913.00 is the amount to be contributed by the lands and roads in the Municipality of Morris-Turnberry; and \$2,487.00 is the amount to be contributed by the lands and roads in the Township of North Huron;

**And Whereas**, the council is of the opinion that the drainage of the area is desirable;

**Therefore**, the council of the Municipality of Morris-Turnberry pursuant to the Drainage Act, R.S.O. 1990 c.D. 17, enacts as follows:

- 1/ The report dated May 19,2010 is hereby adopted and the drainage works as therein indicated and set forth is hereby adopted and shall be completed in accordance therewith;
- 2/ a. The Corporation of the Municipality of Morris-Turnberry may borrow on the credit of the Corporation the funds necessary for the construction of the Drainage Works;

- b. The corporation may issue debentures or pay out of current revenue, for the amount borrowed, less the total amount of:
  - b.1. grants received under Section 85 of Act;
  - b.2. commuted payments made in respect of lands and roads assessed within the municipality;
  - b.3. monies paid under Section 61 (3) of the Act; and
  - b.4. monies assessed in and payable by another municipality.
  
- 3/ For paying the amount of \$ 95,400.00 being the amount assessed upon the lands and roads, belonging to or controlled by the municipality, a special rate sufficient to pay the amount assessed, plus interest thereon, shall be levied upon the whole rateable property in the Municipality of Morris-Turnberry and the whole rateable property in the Township of North Huron;
  
- 4/ All assessments of \$1,000.00 or less are payable in the first year in which the assessments are imposed. Under special arrangement by council resolution, assessments may be paid over a three year period;
  
- 5/ All assessments shall be payable 30 days after the invoices have been mailed to the landowners;
  
- 6/ For collecting any amount in arrears, interest will be charged at the rate of 15% per annum and if unpaid will be collected at the same time as other taxes are collected;
  
- 7/ The By-law comes into force on the final passing thereof, and may be cited as the "Tervit Municipal Drain 2010 By-law."

Read a First and Second time this 1<sup>st</sup> day of June, 2010

  
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 Mayor- Dorothy Kelly

  
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 Clerk-Nancy Michie

Read a third time and finally passed this 20<sup>th</sup> day of July, 2010.

  
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 Mayor- Dorothy Kelly

  
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 Clerk-Nancy Michie

I, Nancy Michie, Clerk of the Municipality of Morris-Turnberry do hereby certify this as a true copy of the By-law No. 48-2010 of the Municipality of Morris-Turnberry.

  
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 Nancy Michie, Clerk

**SCHEDULE OF ASSESSMENT FOR CONSTRUCTION**  
**Tervit Municipal Drain 2010**  
**Municipality of Morris-Turnberry**  
**(Turnberry Ward)**

LOT OR PART	CON.	HECTARES AFFECTED	OWNER	APPROX.	ROLL NO.	BENEFIT LIABILITY	OUTLET LIABILITY	TOTAL ASSESSMENT	LESS 1/3		NET ASSESSMENT	
									GOVT GRANT	ALLOWANCES		
<b>Municipality of Morris-Turnberry</b>												
<b>(Turnberry Ward)</b>												
Pt. 5	1	3.4	E. Willis Estate		1-1	\$2,000	\$517	\$517	\$172		\$345	
Pt. 6	1	5.5	E. Willis Estate		1-1	\$2,000	\$1,091	\$3,091	\$1,030	\$150	\$1,911	
Pt. 6	1	2.4	L. & A. Hoy		1-3		\$164	\$164	\$55		\$109	
* Pt. 6	1	1.6	Lynn Hoy Enterprises Ltd.		1-3-05	\$200	\$136	\$336		\$150	\$186	
* S.Pt. 7	1	7.8	Pioneer Hi-Bred International		1-4-50	\$62,500	\$1,876	\$64,376		\$2,500	\$61,876	
S.Pt. 7 & 8	1	28.5	D. & E. Rylaarsdam		1-4	\$9,000	\$8,931	\$17,931	\$5,977	\$1,000	\$10,954	
Pt. 9	1	5.7	Hooper Land Co. Ltd.		1-5		\$2,098	\$2,098	\$699		\$1,399	
Total Assessment on Lands in the Municipality of Morris-Turnberry						\$73,700	\$14,813	\$88,513	\$7,933	\$3,800	\$76,780	
County Road 86						\$4,400		\$4,400			\$4,400	
Total Assessment on Lands and Roads in the Municipality of Morris-Turnberry						\$78,100	\$14,813	\$92,913	\$7,933	\$3,800	\$81,180	
<b>Township of North Huron</b>												
<b>(Town of Wingham)</b>												
Pt. 5	1	2.6	E. Willis Estate		16-2		\$584	\$584	\$195		\$389	
Pt. 6	1	6.7	E. Willis Estate		16-2		\$1,903	\$1,903	\$634		\$1,269	
Total Assessment in the Township of North Huron							\$2,487	\$2,487	\$829		\$1,658	
Total Assessment on Lands and Roads, Tervit Municipal Drain 2010						\$78,100	\$17,300	\$95,400	\$8,762	\$3,800	\$82,838	

NOTES: 1. \* Denotes non-agricultural lands.  
2. The NET ASSESSMENT is the total estimated assessment less a one-third (1/3) Provincial grant, and allowances, if applicable.