

The Corporation of the City of Stratford Court of Revision under the Drainage Act AGENDA

Date:Monday, June 5, 2023Time:6:00 P.M.Location:Council Chamber, City Hall

To watch the Court of Revision live, please click the following link: <u>https://video.isilive.ca/stratford/live.html</u> A video recording of the meeting will also be available through a link on the City's website <u>https://calendar.stratford.ca/meetings</u> following the meeting.

1. Call to Order

The Clerk to call the meeting to order.

2. Nomination of Chair of the Court of Revision

3. Introduction and Purpose of the Court of Revision

The purpose of the meeting is to hear from any affected owners who wish to appeal their assessment or any part thereof as set out in the Drainage Report for the Kelly Drain 2023 prepared by K. Smart Engineering dated April 5, 2023.

4. Communications

4.1 Notice of First Sitting of Court of Revision for the Kelly Drain 2023

5. Overview of Assessments

Joel Miller, Engineer from K. Smart Engineering, to provide information on the assessments for the Kelly Drain.

6. Order of Appeals

All appeals are required to be received in writing 10 days (May 26, 2023) prior

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to the date of the Court of Revision as per the May 12, 2023, Notice. There were no written appeals received.

- 7. Deliberations
- 8. Decision of the Court of Revision
- 9. Adjournment

Motion by _____ THAT the June 5, 2023 Court of Revision meeting adjourn. City of Stratford 1 Wellington Street Stratford, Ontario N5A 6W1

Notice of Sitting of Court of Revision

Drainage Act, R.S.0. 1990, c. D.17, subs. 46(1) and (2)

To: Enter Name and Current Address of Property Owner

Re: Kelly Drain 2023

	(1	Designation of drainage	works)	
Take notice that your property is asses	sed for the const	ruction and impro	ovement	of the above mentioned drainage works
under section 78 of the Dr	<i>rainage Act</i> . Attach	ed is a provisional l	by-law exclus	ive of the engineer's report. Details of your
assessment are contained in the engin	eer's report dated	2023/04/05 Date (yyyy/mm/dd)	, which has I	been previously sent to you or is available at
the municipal office				

An owner of land assessed for the drainage works may appeal to the Court of Revision on any of the following grounds:

- Any land or road has been assessed an amount that is too high or too low;
- Any land or road that should have been assessed has not been assessed; and/or
- · Due consideration has not been given to the use being made of the land.

Pursuant to section 52(1) of the Drainage Act, objections or appeals to the assessment must be forwarded in writing, to the attention of the undersigned, at least ten (10) days prior to the date of the Court of Revision.

The Court of Revision will take place:

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Date (yyyy/mm/dd) 2023/06/05	Time 6:00PM	Location Strat Ford City Hall, Council Chambers 1 Wellington St., Strat Ford
Name of Clerk (Last Name, First Name) Dafoe, Tatiana		δ
Name of Municipality City of Stratford		n na
Signature of Clerk		Date (yyyy/mm/dd) 2033/05/12

Right of Appeal – Any owner of land or public utility affected by the above mentioned drainage works may appeal to the Referee regarding legal issues or the Agriculture, Food and Rural Affairs Appeal Tribunal regarding technical issues within forty (40) days of the sending of this notice. *Drainage Act*, R.S.O. 1990, c. D.17, subs. 47(1) and 48(1).



Disponible en français



BY-LAW NUMBER 68-2023 OF THE CORPORATION OF THE CITY OF STRATFORD

BEING a By-law to provide for the repair and improvements to the Kelly Drain 2023 in the City of Stratford.

WHEREAS the Council of The Corporation of the City of Stratford received a request under section 78 of the Drainage Act, R.S.O 1990, to provide for the repair and improvement of the Kelly Drain;

AND WHEREAS the Council of The Corporation of the City of Stratford in the County of Perth authorized Joel Miller, P.Eng., of K. Smart Associates Limited to prepare a report and said engineer's report dated April 5, 2023, can be referenced as Schedule A, as attached hereto;

AND WHEREAS notice of the Meeting to consider the Engineering Report was given in accordance with the Drainage Act;

AND WHEREAS the report was considered at the May 8, 2023, Regular Council meeting;

AND WHEREAS the Council of The Corporation of the City of Stratford is of the opinion that the repair and improvement of the Kelly Drain is desirable;

NOW THEREFORE BE IT ENACTED by the Council of The Corporation of the City of Stratford as follows:

- 1. That the report dated April 5, 2023 and attached hereto as "Schedule A" is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized and shall be completed in accordance therewith.
- 2. The total costs for the drainage works being \$243,000.
- 3. That the Mayor and Clerk, or their respective delegates, are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firm or corporations, subject to the approval of the Council to be declared by resolution.
- 4. This By-Law comes into force and effect on the final passing thereof and may be cited as the "Kelly Drain 2023 By-Law."

Read a FIRST and SECOND time on the 8^{th} day of May, 2023.

Mayor – Martin Ritsma

Clerk – Tatiana Dafoe