



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF ENGINEERING AND PUBLIC WORKS

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Sam Paglia	Report Date: March 12, 2025
Author's Phone: 519 736-3664 ext. 2318	Date to Drainage Board: April 1, 2025
Author's E-mail: spaglia@amherstburg.ca	Resolution #: N/A

To: Members of the Drainage Board

Subject: Levying By-Law – 2024 Maintenance

1. RECOMMENDATION:

It is recommended that:

1. The report from the Drainage Superintendent and Engineering Coordinator dated March 12, 2025 regarding the recovery of cost for money spent in 2024 to maintain and repair Municipal Drains **BE RECEIVED**;
2. That By-Law 2025-028 **BE READ 3 TIMES** to become the Levying By-Law to allow the collection of cost for maintenance performed by the Town in 2024.

2. BACKGROUND:

The Town has the responsibility to perform maintenance and repairs to all Municipal Drains upon the requirement to do so, or the request to do so by an affected landowner.

Each calendar year, the Drainage Superintendent completes a summary of maintenance performed and prepares an application to the Ministry of Agriculture, Food and Rural Affairs (OMAFRA) for Provincial Grant according to the Agricultural Drainage Infrastructure Program (ADIP) Policy. Grants are awarded to all Agricultural lands that are up to date with the Farm property class tax rate program or Farm Tax Credit (FTC). OMAFRA pays to the Town, 33% of all eligible drainage assessments for these lands.

Section 61 of the Drainage Act, requires that the Town of Amherstburg, who is required to raise the necessary funds in whole or any part for drainage works completed under the Act, shall by By-Law impose upon the lands assessed for the drainage works, the assessment with which it is chargeable, and the amount so imposed is payable in such instalments as the council may prescribe.

The Town has prepared the assessment to all affected lands and will add a line item on the respective tax account of each of the affected lands, for the amount chargeable to those lands.

3. DISCUSSION:

Unlike Capital Drain projects where an Engineer is appointed and invoices are sent to affected lands once the general ledger account is reconciled, and the grant application is submitted, maintenance costs are added to the tax bill of the lands assessed, and in the current year that the assessments are levied for maintenance, not the year the maintenance was performed.

4. RISK ANALYSIS:

There is risk in not maintaining Municipal Drains at the requests of landowners.

5. FINANCIAL MATTERS:

The Town administered \$178,655 of work on Municipal Drains for 2024, where \$165,706.79 was performed on maintenance and repair within the Town limits. Requests for maintenance were satisfied for a variety of reasons on several grantable and non-grantable projects. The Towns maintenance projects are summarized annually and submitted to the Ministry of Agriculture, Food and Agri Business (OMAFRA) and farm parcels may be eligible for a 33% grant on their drainage assessment through the Agricultural Drainage Infrastructure program Policy (ADIP). Of the \$146,080.51 of work on the following 12 projects the Town anticipates to recover \$25,801.96 from ADIP/OMAFRA and \$120,278.55 from affected landowners. The Towns share of liability on these projects is \$15,787.02. The Town utilizes the drain reserve fund to pay for drainage assessed to the Town.

2024 Town of Amherstburg maintenance works completed on a Municipal Drain - Grantable				
Drain	Total Assessment	Grant	Net Assessment	Town Portion
7th Conc. South	\$ 6,105.61	\$ 1,656.42	\$ 4,449.19	\$ 515.98
9th Concession Drain	\$ 2,289.60	\$ 634.77	\$ 1,654.83	\$ 224.36
Beaudoin Drain North Branch	\$ 625.82	\$ 177.98	\$ 447.84	\$ 91.88
Beaudoin Drain North	\$ 1,367.91	\$ 230.02	\$ 1,137.89	\$ 339.13
Beetham Drain	\$ 1,343.23	\$ 427.74	\$ 915.49	\$ 24.15
Charles Shepley Drain	\$ 18,313.28	\$ 4,067.58	\$ 14,245.70	\$ 4,905.92
Gore Atkins Drain	\$ 1,556.92	\$ 476.27	\$ 1,080.65	\$ 128.11
Hamel Bezaire Drain	\$ 1,831.68	\$ 502.40	\$ 1,329.28	\$ 188.11
Howie Drain	\$ 14,010.61	\$ 4,609.01	\$ 9,401.60	\$ -
Leo Beaudoin	\$ 86,509.81	\$ 11,547.93	\$ 74,961.88	\$ 7,468.47
McKee Drain	\$ 3,520.77	\$ 899.30	\$ 2,621.47	\$ -
Willow Beach Pump	\$ 8,605.27	\$ 572.54	\$ 8,032.73	\$ 1,900.90
Total	\$ 146,080.51	\$ 25,801.96	\$ 120,278.55	\$ 15,787.02

Eight (8) maintenance projects are non-grantable and seen below. \$8,616 is recovered from private landowners and \$11,010.28 is the Towns share of drainage for these projects. The Town utilizes the drain reserve fund to pay for drainage assessed to the Town.

2024 Town of Amherstburg maintenance works completed on a Municipal Drain - Non-Grantable				
Drain	Total Assessment	Grant	Net Assessment	Town Portion
7th Conc. South	\$ 6,105.61	0	\$ 6,105.61	\$ 6,105.61
Conc. 2 N	\$ 1,810.31	\$ -	\$ 1,810.31	\$ 1,810.31
Conc. 2 S	\$ 1,119.69	\$ -	\$ 1,119.69	\$ 282.01
Bailey Beach	\$ 3,114.63	\$ -	\$ 3,114.63	\$ 886.00
Lemay Cookson	\$ 2,184.86	\$ -	\$ 2,184.86	\$ 872.20
Lakewood #1	\$ 1,226.29	\$ -	\$ 1,226.29	\$ 256.22
Lakewood #2	\$ 544.12	\$ -	\$ 544.12	\$ 178.12
Mickle Pump	\$ 3,520.77	\$ -	\$ 3,520.77	\$ 619.81
Totals	\$ 19,626.28	\$ -	\$ 19,626.28	\$ 11,010.28

Two (2) projects were completed and funded by the Council of the Town of Essex, where \$9,829.93 is recoverable from privately owned landowners and \$3,118.28 is the Towns share of drainage for these projects and is taken from the drain reserve fund.

2024 Town of Essex maintenance works completed on a Municipal Drain and Billed to Town Amherstburg Lands. Non-Grantable				
Drain	Total Assessment	Grant	Net Assessment	Town Portion
Caya	\$ 12,649.47	\$ -	\$ 12,649.47	\$ 2,980.62
Charles Shepley Drain	\$ 298.74	\$ -	\$ 298.74	\$ 137.66
Totals	\$ 12,948.21	\$ -	\$ 12,948.21	\$ 3,118.28

The Town’s total portion of drainage assessment for its use of the aforementioned drain maintenance works in 2024 is \$29,915.58.

6. **CONSULTATIONS:** N/A

7. **CONCLUSION:**

Administration is recommending that

1. That By-Law 2025-028 **BE READ 3 TIMES** to become the Levying By-Law to allow the collection of cost for maintenance performed by the Town in 2024.



Sam Paglia, P.Eng., - **Drainage Superintendent and Engineering Coordinator**