



Municipality of Middlesex Centre
By-Law 2019-072

Being a by-law to provide drainage works to be known as reconstruction of the Martin Road Development Drain

WHEREAS the requisite number of owners have petitioned the Council of the Municipality of Middlesex Centre in accordance with the provisions of the *Drainage Act*, requesting that the following lands and roads may be drained by a drainage works as follows:

Martin Road Development Drain servicing part of Lot 5 Concession 1 (former Delaware Township) in the Municipality of Middlesex Centre.

AND WHEREAS the Council of the Municipality of Middlesex Centre in the County of Middlesex has procured a report made by Strik, Baldinelli, Moniz Ltd.;

AND WHEREAS the estimated total cost of reconstructing the drainage works is \$132,552.58;

AND WHEREAS \$ **2,620.19** is the amount to be contributed by the Municipality for construction of the drainage works;

AND WHEREAS the Council is of the opinion that the drainage of the area is desirable;

THEREFORE the Council of the Municipality of Middlesex Centre pursuant to the *Drainage Act* enacts as follows;

1. The report dated June 5, 2019 is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
2. (1) The Municipality of Middlesex Centre may borrow on the credit of the Corporation the amount of **\$129,932.39**, the amount necessary for reconstruction of the drainage works.
 - (2) The Corporation may issue debentures for the amount borrowed less the total amount of:
 - a) grants received under Section 85 of the *Act*;
 - b) commuted payments made in respect of the lands and roads assessed within the Municipality;
 - c) monies paid under Subsection 61 (3) of the *Act*; and
 - d) monies assessed in and payable by another municipality, and such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by the Ontario Municipal Improvement Corporation on the date of sale of such debentures.
3. A special equal annual rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in Schedule "A" attached to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this By-law.
4. For paying the amount of **\$2,620.19** being the amount assessed upon the lands and roads belonging to or controlled by the municipality.

5. For paying the amount of **\$129,932.39** being the amount assessed upon the landowners in accordance with the schedule of Net Assessment and Special Assessment as provided in the report, a special rate sufficient to pay the amount assessed plus interest therein shall be levied upon each of the assessed owners, to be collected in the same manner and at the same time as other taxes are collected.
6. All assessments over \$1,000.00 will automatically be placed on the tax roll without further notification unless the Treasurer is contacted by the owner to have the amount debentured for five years at the going rate.
7. All assessments of \$1,000.00 or less are payable in the first year in which the assessment is imposed or will automatically be placed on the tax roll without further notification.
8. The Treasurer and Collector of taxes are hereby authorized to accept part payment, from time to time, on account of any taxes due and to give a receipt for such payment provided that acceptance of any such payment shall not affect the collection of any percentage charge imposed and collectable under this Clause hereof in respect of non-payment of any taxes or any class of taxes or of any installment thereof.
9. In respect to the payment of taxes by tenants of lands owned by the Crown or in which the Crown has an interest provision is hereby provided that where any such tenant has been employed either within or outside the municipality by the same employer for not less than thirty (30) days such employer shall pay over to the Treasurer or Collector on demand out of any wages, salary or other remuneration due to such employee the amount then payable for taxes under this By-law and any such payment shall relieve the employer from any liability to the employee for the amount so paid.
10. In accordance with Ontario Regulation 403/02 the Treasurer has calculated the Annual Repayment limit for long-term debt charges and has certified the present capacity available to the Corporation is\$ **3,006,852.00** and that this By-law is not in contravention of the Regulation.
11. THAT by-law 2019-006 be repeal;
12. AND THAT this By-law comes into force on the passing thereof and may be cited as Martin Road Development Drain.

Provisionally adopted this 19th day of June, 2019.

Aina DeViet, Mayor

Ann Wright, Clerk

Third reading and finally passed this 14th day of August, 2019

Aina DeViet, Mayor

Ann Wright, Clerk

MUNICIPALITY OF MIDDLESEX CENTRE
DEBT CAPACITY
2019

GROSS DEBT CHARGES			
Principal	Sch 74 Ln 3099 01	1,545,425	
Interest	Sch 74 Ln 3099 02	<u>788,473</u>	2,333,898
DEBT CHARGE ON PROVINCIAL PROJECTS	Sch 74 Ln 2810-40		N/A
PAYMENT IN RESPECT TO LONG TERM COMMITMENT	Sch 42 Ln 6010		N/A
SUBTOTAL : DEBT CHARGES			<u>2,333,898</u>
DEBT CHARGES FOR MUNICIPAL UTILITIES			-
PAYMENTS TO PROVINCE FOR DOWNTOWN REVITALIZATION LOANS			N/A
DEBT CHARGES FOR TILE LOANS	Sch 74 Ln 3015 01-02		39,660
LUMP SUM REPAYMENTS OF LONG TERM DEBT	Sch 74 line 3110 01 + Sch 74 Ln 3110 02)		-
SUBTOTAL : DEBT CHARGES TO BE EXCLUDED			<u>39,660</u>
NET DEBT CHARGES			<u>2,294,238</u>
CALCULATION OF ANNUAL REPAYMENT LIMIT :			
TOTAL REVENUE FUND REVENUES	Sch 10 Ln 9910		42,284,247
FEES TO PROVINCE FOR DOWNTOWN REVITALIZATION LOANS			N/A
FEES FOR TILE DRAINAGE AND SHORELINE	Sch 12 Ln 1850		9,150
EXCLUDED REVENUE AMOUNTS			
Ontario Grants	Sch 10 Ln 699+810+815	1,465,567	
Canada Grants	Sch 10 Ln 820+825	805,872	
Deferred Revenue Earned (Canada Gas Tax)	Sch 10 Ln 831	873,404	
Other Municipalities	Sch 10 Ln 1099	167,590	
Gain/Loss on sale of land & capital assets	Sch 10 Ln 1811	9,867	
Deferred Revenue Earned (Development Charges)	Sch 10 Ln 1812	6,198,891	
Deferred Revenue Earned (Recreation Land)	Sch 10 Ln 1813	-	
Donated Tangible Capital Assets	Sch 53 Ln 0610 01	<u>6,139,367</u>	15,660,558
NET REVENUE FUND REVENUES			26,614,539
25% OF NET REVENUE FUND REVENUES			6,653,635
ANNUAL REPAYMENT LIMIT			<u>4,359,397</u>
ADDITIONAL LONG TERM DEBT COMMITMENTS			
COUNCIL COMMITMENTS FOR PLANNED PROJECTS	Debenture Date		
2014 Approvals:			
Pattyn Drain - \$57,300 @ 4%	5 yrs		12,871
2016 Approvals:			
McKellar Drain - \$30,910 @4%	5 yrs		6,943
2017 Approvals:			
Coldstream Fire Hall - \$2,237,008 @4%	20 yrs		164,603
Bear Creek Municipal Drain Branch No. 3 & 3C - \$318,790 @4%	5 yrs		71,609
Munro Creek Drain Relocation - \$4,400 @ 4%	5yrs		988
2018: Approvals			
2018 Debt for Development Charges \$13,344,000 @4%	20 yrs		981,875
Government Municipal Drain No. 2, Branch 5 \$17,936.25 @4%	5yrs		4,029
McKellar Municipal Drain Trunk 8 \$27,150.00 @4%	5yrs		6,099
Squires Drain \$114,732.00 @4%	5yrs		25,772
Ross-Moir Municipal Drain - \$17,832.62 @4%	5 yrs		4,006
Watson Municipal Drain Extension - \$198,390.00 @4%	5 yrs		44,564
Martin Road Development Drain- \$129,932.39 @4%	5 yrs		29,186
TOTAL NEW COMMITMENTS			<u>1,352,545</u>
REVISED NET DEBT CHARGES			<u>3,646,783</u>
MMA REPAYMENT LIMIT		4,359,397	
CHANGE IN REPAYMENT LIMIT		<u>1,352,545</u>	
REVISED ANNUAL REPAYMENT LIMIT			<u>3,006,852</u>

TREASURER'S CERTIFICATION

I certify that I have recalculated the annual repayment limit of the Municipality of Middlesex Centre in accordance with the procedure of Ontario Regulation 403/02, as amended, and that the updated Annual Repayment Limit is \$ 3,006,852

Dated this 19th day of June, 2019


Director of Corporate Services