

**Meeting Date:** November 20, 2023  
**Department:** Engineering and Public Works  
**Report No.:** EPW-2023-63  
**Prepared by:** Steve Morriss, Drainage Superintendent  
**Submitted by:** Jake Straus, Director of Engineering and Public Works  
**Approved by:** Trisha McKibbin, Chief Administrative Officer  
**SUBJECT:** **Boersma-Burwell Road Drain 2023, Court of Revision**

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**RECOMMENDATION: THAT: Subject to any appeals, provisional By-law No. 75-23 be referred to the Consideration of By-laws section of the agenda for third and final reading.**

## **BACKGROUND:**

A petition for new drainage works under section 4 of the Drainage Act was received by the Municipality of Strathroy-Caradoc on February 18, 2022. Council accepted the petition on April 4, 2022 and appointed Spriet Associates Ltd. to prepare the engineer's report.

The required on-site meeting was held on July 12, 2022 with the affected landowners to discuss the petition where information was exchanged at that time and through later discussions. Landowners expressed that the area is currently served by a private main tile which does not provide a proper drainage outlet. Landowners requested that a new municipal drain be constructed to replace the existing private tile.

The engineer conducted investigations of the existing conditions on March 17, 2023 with further data collected on April 14, 2023. The results determined that the affected watershed does not have a legal sub-surface or surface drain and is relying on an aged private drain tile. Investigations further confirmed that the private tile is undersized for today's standards and in poor working condition.

On September 7, 2023 the municipality held an informal public meeting to present the preliminary design and cost distribution prepared by the engineers. Further input by the affected landowners was provided at that time. On October 16, 2023, Council held the statutory meeting to consider the final engineer's report and to adopt the report by by-law where council then gave the first and second reading for by-law #75-23.

## **COMMENTS:**

The purpose of this meeting is to provide landowners an opportunity to appeal their assessment under Section 46 of the *Drainage Act*. Assessed owners are requested to provide in writing a minimum of ten days prior to the meeting their appeal so that the Engineer can review and provide comment at the court. At this time, no appeals have been submitted.

### **CONSULTATION:**

This report was reviewed in consultation with:

- Director of Engineering and Public Works
- Manager of Public Works
- Drainage Superintendent
- Spriet Associates Ltd.

### **FINANCIAL IMPLICATIONS:**

- Boersma–Burwell Road Drain 2023 - Schedule of Net Assessment.

### **STRATEGIC PLAN ALIGNMENT:**

This matter is in accord with the following strategic priorities:

- Local Infrastructure - Households and businesses in Strathroy-Caradoc are supported by reliable, financially responsible and well-maintained infrastructure networks.

### **ATTACHMENTS:**

- Spriet & Associates Engineering Report on the Boersma–Burwell Road Drain 2023
- Provisional By-Law 75-23 – Boersma–Burwell Road Drain 2023