

THE CORPORATION OF THE
T O W N O F P E L H A M
BY-LAW #672 (1981)

Being a by-law to provide for a drainage works
in the Town of Pelham, in the Regional Municipality of Niagara, known as the Nunn Drain.

WHEREAS the drainage works in question was originally constructed in the year 1919 and was authorized by the Council of the Township of Pelham by its By-law #841 (1919), passed the 29th. day of July, 1919, A.D.;

AND WHEREAS under the provisions of Section 74 of The Drainage Act, 1975, any drainage works constructed under a by-law passed under that Act or any predecessor of that Act shall be maintained and repaired by the local municipality through which it passes at the expense of all the upstream lands and roads in any way assessed for the construction or improvement of the drainage works and in the proportion determined by the most current by-law pertaining to the drainage works;

AND WHEREAS the Council of the Town of Pelham deems it necessary and desirable to excavate to the original profile, approximately 2.380 metres of the Nunn Drain from its commencement at Regional Road #24 to a point 2,380 metres downstream;

AND WHEREAS the estimated total cost of constructing the drainage works is \$4,600.00;

AND WHEREAS \$4,059.04 is the amount to be contributed by the municipality for construction of the drainage works;

AND WHEREAS \$540.96 is being assessed in the Township of West Lincoln, in the Regional Municipality of Niagara;

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

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM, PURSUANT TO THE DRAINAGE ACT, 1975, ENACTS AS FOLLOWS:

- (1) THAT the drainage works as herein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
- (2) (i) The Corporation of the Town of Pelham may borrow on the credit of the Corporation, the amount of \$2,931.20 being the amount to be contributed by the municipality for construction of the drainage works less the total amount of,
 - (a) grants received under Section 85 of the Act; and
 - (b) commuted payments made in respect of the lands and roads assessed.

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(ii) The Corporation may arrange for the issue of debentures on its behalf for the amount borrowed and such debentures shall be made payable within ten 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) (i) For paying the amount of \$5,629.66 being,
(a) the amount assessed upon the lands and roads,
except the lands and roads belonging to or controlled
by the municipality; and,
(b) the amount required to pay interest on the
portion of the amount borrowed represented by
the amount in clause (a);

less the amount of,

- (c) grants under Section 85 of the Act,
(d) moneys paid under subsection 3 of Section 61 of the Act; and,
(e) commuted payments made in respect of the lands and roads assessed.

a special rate shall be levied upon lands and roads as set forth in the Schedule to be collected in the same manner and at the same time as other taxes are collected.

(ii) The amount of the special rate levied upon each parcel of land or part thereof shall be divided into ten equal amounts and one such amount shall be collected in each year for ten years after the passing of this by-law.

OWNER	CONCESSION	S C H E D U L E				
		LOT	ASSESSMENT	INTEREST FOR 10 YEARS @ 14%	TOTAL SPECIAL RATE	ANNUAL PAYMENT FOR 10 YEARS
GAJDOS, P.	9	20	77.93	71.47	149.40	14.94
SCHOLMAN, H.	9	20	7.31			
HISSEM, J.	9	20	3.65			
HISSEM, G.	9	20	3.65			
PYTLAK, M.	9	20	7.31			
VAVAROUTSOS, L.	10	20	105.94	97.16	203.10	20.31
LOPINSKI, G.	10	20	34.91			
LOPINSKI, W.	10	20	67.38	61.82	129.20	12.92
STOKES, K.	10	20	71.03	65.17	136.20	13.62
LOPINSKI, J.	11	20	172.92	158.58	331.50	33.15
BANTEEN, L.	11	20	133.54	122.46	256.00	25.60
DAOULAS, J.	11	20	222.03	203.67	425.70	42.57
STOCK, J.	11	20	93.36	85.64	179.00	17.90
BANTTEN, L.	11	19	92.95	85.25	178.20	17.82

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OWNER	CONCESSION	LOT	ASSESSMENT	INTEREST FOR 10 YEARS @ 14%	TOTAL SPECIAL RATE	ANNUAL PAYMENT FOR 10 YEARS
TRUESPORT HUNT CLUB	11	19	19.89			
VANDERLEE, C.	12	17	41.81			
GOLEC, E.	12	18	205.79	188.71	394.50	39.45
CLARK, D.	12	18	205.79	188.71	394.50	39.45
GOLEC, E.	12	19	224.47	205.83	430.30	43.03
CLARK, D.	12	19	8.93			
STOKES, C.	12	19	6.49			
TRAVER, R.	12	19	19.08			
ROBBINS, K.	12	19	50.33	46.17	96.50	9.65
ROBBINS, K.	12	20	388.86	356.44	745.50	74.55
COOK, B.	13	16	66.97	61.43	128.40	12.84
CHAMBERS, D.	13	16	30.85			
McCONNELL, Wm.	13	16	138.41	126.99	265.40	26.54
GOWER, L.	13	16	66.97	61.43	128.40	12.84
McCONNELL, B.	13	16	66.97	61.43	128.40	12.84
VANDERLEE, E.	13	17	100.26	91.94	192.20	19.22
EBERT, H.	13	17	169.26	155.24	324.50	32.45
HOLLO MAPLE FARMS	13	17	50.33	46.17	96.50	9.65
CHICHON, E.	13	18	127.05	116.55	243.60	24.36
BROUGHTON, S.	13	18	42.21			
RIVERVIEW DOWNS LTD.	13	18	17.05			
T. H. & B. RAILROAD			6.49			
TOWN OF PELHAM ROADS			910.87			
			<u>4,059.04</u>	<u>2,658.46</u>	<u>5,567.00</u>	<u>555.70</u>
TOWNSHIP OF WEST LINCOLN						
MIKOLASEK	1	28	200.16	183.54	383.70	38.37
ROZINSKI	1	28	113.60	104.20	217.80	21.78
CORKA	1	28	48.69			
MAZUROS	2	28	75.73	69.47	145.20	14.52
REGIONAL MUNICIPALITY OF NIAGARA			102.78			
			<u>540.96</u>	<u>357.21</u>	<u>746.70</u>	<u>74.67</u>

- (4) For paying the amount of \$910.87 being,
- (a) the amount assessed upon the lands and roads belonging to or controlled by the municipality; and,
 - (b) the amount required to pay interest on the portion of the amount borrowed represented by the amount in clause (a),

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a special rate shall be levied upon the whole rateable property in the Town of Pelham, in each year for ten years after the passing of this by-law to be collected in the same manner and at the same time as other taxes are collected.

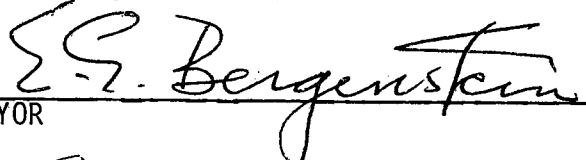
(5) All assessments of \$50.00 or less are payable in the first year in which the assessment is imposed,


(6) This by-law comes into force on the passing thereof and may be cited as "The Nunn Drain By-law."

FIRST READING - January 26th., 1981 A.D.

SECOND READING - January 26th., 1981 A.D.

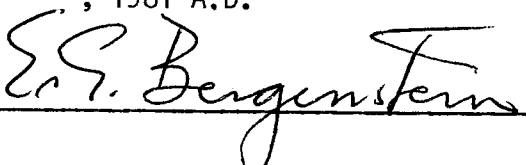
PROVISIONALLY ADOPTED THIS 26th, DAY OF JANUARY, 1981 A.D.

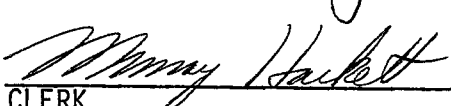

MAYOR


CLERK

THIRD READING - April 6th., 1981 A.D.

ENACTED THIS 6th. DAY OF APRIL, 1981 A.D.


MAYOR


CLERK