

**THE CORPORATION  
OF THE  
MUNICIPALITY OF HURON EAST  
BY-LAW NO. 56 FOR 2015**

**MAINTENANCE OF SMITH MUNICIPAL DRAIN**

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Being a By-Law to authorize maintenance of a Municipal Drain under the provisions of the Drainage Act.

**WHEREAS** Council have received a notice for repair of the Smith Municipal Drain;

**AND WHEREAS** this drain (or this portion of the drain) was last repaired under (or according to) a report by James A. Howes., dated September 20, 1952 and incorporated in By-Law No. 8 of 1953 being the current By-Law;

**AND WHEREAS** this drain is incorporated into the Smith Municipal Dain, which the Municipality of Morris Turnberry will only be assessed for their portion of the Smith Municipal Drain;

**AND WHEREAS** in accordance with Section 74 of the Drainage Act, the cost of maintenance of Municipal Drains is to be at the expense of all upstream lands and roads in any way assessed for the construction or improvement of the drainage works and in the proportion determined by the then current By-Law pertaining thereto;

**AND WHEREAS** the estimated cost of the repair is \$7,500.00;

**AND WHEREAS** \$1,440.06 is the amount to be contributed by the Municipality of Huron East, Grey Ward, County of Huron for maintenance of the drainage works;

**AND WHEREAS** \$6,059.94 is being assessed in the Municipality of Morris Turnberry, Morris Ward;

**AND WHEREAS** the Council is of the opinion that the maintenance is desirable;

**THEREFORE** the Council of the Municipality of Huron East, pursuant to the Drainage Act, enacts as follows:

1. The following maintenance is hereby authorized and shall be completed in accordance with the following:
  - a) Removal of silt and minor vegetation from the ditch.
  - b) Spreading and leveling of the spoil.
  - c) Other repairs as required and directed by the Drainage Superintendent in the field.

2. The amount of \$7,500.00, necessary to be raised by this Municipality for such drainage works, shall be made a cash assessment upon lands and roads affected by the proposed drainage work provided such sum shall be reduced by the amount of any grants received, with interest, at the rate being charged at the time of collection, added after the date payment is called for on same, provided such sum shall be reduced by the amount of any grant received.

This By-Law comes into force on passing thereof and may be sited as “Maintenance of the Smith Municipal Drain, Improvement”, By-Law No. 56 for 2015.

**READ** a first and second time this 25<sup>th</sup> day of August 2015.

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Mayor, Bernie MacLellan

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Clerk, Brad Knight

**READ** a third time and finally passed this 8<sup>th</sup> day of September, 2015.

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