

## Report to Council

<b>Report Title:</b>	H and L Koelen Farms Ltd. Petition for Drainage Works		
<b>Prepared By:</b>	Stephen Cobean, Drainage Superintendent		
<b>Department:</b>	Drainage		
<b>Date:</b>	September 10, 2019		
<b>Report Number:</b>	DRAIN2019-01	<b>File Number:</b>	C11DR, E09KO
<b>Attachments:</b>	Letter to Resident – Koelen Drainage Outlet Request Petition for Drainage Works by Owners – Form 1		

### Recommendation:

That the Council of the Municipality of Brockton hereby accepts Report Number DRAIN2019-01 – H and L Koelen Farms Ltd. Petition for Drainage Works, prepared by Stephen Cobean, Drainage Superintendent, and in doing so accepts the petition for the new drainage works on the Koelen Municipal Drain, and further appoints an Engineer to examine the location at Lot 10, Concession 14, Township of Greenock.

### Report:

#### Background:

This report is in response to a 'Petition for Drainage Works by Owners Form 1', received from H & L Koelen Farms Ltd. c/o Harry Koelen, 1217 Bruce Rd. 19, Paisley, ON, N0G 2N0, for Lot 10, Concession 14, in the former Township of Greenock.

The petitioner is requesting that a municipal drain be constructed so that his property can be tile drained in the future and that the collected water can be directed to a legal outlet. The location of the proposed municipal drain would likely be constructed across Lot 11, Concession 14 located to the west of the petitioner's property.

There was an attempt by the former Drainage Superintendent in 2017 to contact the owner of Lot 11 to discuss constructing a private drain through his property rather than proceeding through the Municipal Drain process. This letter has been attached to the report for Council's information.

This attempt however was unsuccessful and therefore, the petitioner would like to proceed with the process to establish a new Municipal Drain in order to secure a legal outlet for his proposed tile drain system. The Form 1 Petition for Drainage Works by Owner has been attached to this report for Council's information.

### **Analysis:**

It is recommended that the Municipality of Brockton accept the Petition and proceed with the appointment of a Drainage Engineer. Staff have prepared a By-Law to appoint a Drainage Engineer for the Koelen Municipal Drain.

The Clerk or Engineer will send notice of an on-site meeting to examine the area in accordance with Section 9 of the Drainage Act, prior to making a report.

If the Petition fails to comply with Section 4 of the Drainage Act at the 'meeting to consider the final report' because one or all of the petitioners have decided to withdraw their names, the original petitioner will be liable for all costs incurred on the project to date.

### **Sustainability Checklist:**

What aspect of the Brockton Sustainable Strategic Plan does the content/recommendations in this report help advance?

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|---|-----|
| • Do the recommendations help move the Municipality closer to its Vision? | Yes |
| • Do the recommendations contribute to achieving Cultural Vibrancy?       | N/A |
| • Do the recommendations contribute to achieving Economic Prosperity?     | Yes |
| • Do the recommendations contribute to Environmental Integrity?           | Yes |
| • Do the recommendations contribute to the Social Equity?                 | N/A |

### **Financial Impacts/Source of Funding:**

- Do the recommendations represent a sound financial investment from a sustainability perspective? Yes

### **Reviewed By:**



**Trish Serratore, Chief Financial Officer**

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### **Respectfully Submitted by:**



**Stephen Cobean, Drainage Superintendent**

### **Reviewed By:**



**Sonya Watson, Chief Administrative Officer**