



CITY OF PORT COLBORNE
Municipal Offices
66 Charlotte Street
Port Colborne, Ontario
L3K 3C8

OPERATIONAL, PLANNING & DEVELOPMENT SERVICES

May 29, 2003

Dear Mr. & Mrs. -----,

Municipal Drains Assessment Apportionments

Enclosed please find the agreement form for the apportionment of the assessments for the Beaverdam Municipal Drain for the severance of property Roll No. 040 006 ----, as well as the assessment apportionment calculations.

The assessments of four residential parcels in the immediate area were compared, and since the new severed parcel is about the same size as the *John Doe* property, the values assessed to the new parcel will be the same as those assessed to the *John Doe* property.

The percentages derived from the assessed values will be used to determine what share each parcel will pay of the cost of future maintenance of the applicable reaches of the Main Branch (Schedule "B").

Section 65, subsection 6, of *The Drainage Act* allows the owners of subdivided land to mutually agree on the share of the drainage assessment that each should pay. A written agreement indicating these shares must be entered into and filed with the Clerk of the Municipality.

You are under no obligation to agree to the percentages recommended in the agreement form, but if you do not agree to a method of sharing approved by the Drainage Superintendent, Subsection 1 of Section 65 allows the Clerk to instruct an Engineer to apportion the assessment. Subsection 4 of Section 65 states that the costs incurred, including the fees of the Engineer, shall be paid by the land owners involved.

If you agree with the recommended percentages, please sign and date the form, have your signatures witnessed, and return it to my attention at City Hall. You can keep the calculations for your records. Once Council sets the apportionments by resolution, you will be sent a copy of the agreement form. Feel free to call me if you have any questions concerning this issue.

Yours truly,

René Landry, C.E.T., CST
DRAINAGE SUPERINTENDENT/
ENGINEERING ASSISTANT