

**THE CORPORATION OF**  
**THE TOWNSHIP OF WELLINGTON NORTH**

**BAILEY DRAINAGE WORKS, F DRAIN**

**PUBLIC MEETING**

**Monday, March 21, 2011**

**7:15 p.m.**

**Members Present:**

**Mayor: Raymond Tout**  
**Councillors: Sherry Burke**  
**Mark Goetz**  
**Andy Lennox**  
**Dan Yake**

**Also Present:** **Chief Administrative Officer/Clerk: Lorraine Heinbuch**  
**Executive Assistant: Cathy Conrad**  
**Drainage Engineer: Neal Morris**

Mayor Tout opened the meeting.

Neal Morris, K. Smart Associates Ltd., explained that the purpose of the meeting is for Council to consider the Drain Report and to give any person who signed the petition an opportunity to withdraw or add their name to the petition. He then reviewed the report dated February 28, 2011 – area requiring drainage, history, on-site meeting, survey, work required, allowances, assessment, etc.

Mr. Morris explained that the Drainage Act was designed to help farmers obtain a drainage outlet for their land. This work was originally petitioned by the Manager of Public Works. The previous Council passed a policy that any drainage into a ditch must have a legal outlet or go to a major water course. The total cost of this drain is \$20,960. The next step of the process would be a Court of Revision where any assessed land owner can appeal their assessment. The total cost of the drainage works would remain the same; but the costs would be allocated differently.

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An opportunity was given for questions from Council or those affected by the drain.

Robert Checkley, tenant of the land owned by Rick Stroszka, stated that he repaired the tile outlet in 2003, originally installed in 1936. He previously hired a lawyer to show that it was an existing outlet. After the Manager of Public Works petitioned for the municipal drain a site meeting was held. Property owners did not see why the municipal drain was needed as the repair was working well. A meeting was held in Kenilworth, followed by a site visit where the property owners agreed again that nothing further was needed. The Manager of Public Works did not attend these meetings. The property owners have now received a report for a municipal drain. Mr. Checkley questioned if more water will be drained as all the land in this area is systematically drained and runs the other way.

Richard Stroszka stated that there was no water in the ditch at the time of the first meeting. At the second meeting there was water in the ditch because the culvert was plugged and the road ditch was full of debris. At the last meeting it was suggested that a ten inch drain be put in or dig another ditch. The ditch was last cleaned out in 1965. Other ditches have been cleaned out, why not these. The property owners say that the drain isn't the issue; it just needs to be cleaned out.

Councillor Lennox stated that he would speak to issue at the regular Council meeting following the drainage meeting.

Les Davidson, Superintendent of Works, Centre Wellington, attended the drainage meeting last year at the site. The cost was discussed and he said that the water could run down the ditch. The ditch has been cleaned.

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Garth Noecker, Drainage Superintendent, explained that Kenn Smart was the original engineer. Kenn is retiring and Neal has taken over this project. Mr. Noecker examined the drain in October of 2010 and stated that it is not a bad drain but no provision was made to improve the outlet as the culvert is not sufficient. At the second meeting there was a willingness to move the drain onto the road ditch. Originally it was a decent ditch and worked well. The road crossing culvert, of undetermined age, is partially plugged and the ditch is partially filled. There is opposition from the land owners; however, the petition is in place and is still valid. The tile has been there a long time and should remain. The Manager of Public Works felt there was too much outletting of rural properties into municipal road ditches. Mr. Noecker explained that they are obliged to act on the petition.

An opportunity was given for anyone to add or delete their names from the petition.

No one was added or deleted.

Mayor Tout explained that will consider provisionally adopting the by-law.

The meeting was adjourned.

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C.A.O./CLERK

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MAYOR