

BY-LAW NO. 2025 -

A By-law of the City of Ottawa to provide for drainage works in the City of Ottawa to be known as the McKinnons Creek Municipal Drain in Lots 8 to 13, Concession 9, Lots 5 to 9 and to 11 Concession 10 and Lots 4 and 5 Concession 11, Orleans South-Navan Ward, former Township of Cumberland in the City of Ottawa.

AND WHEREAS the lands of the former Township of Cumberland are now included in the City of Ottawa by virtue of the City of Ottawa Act, 1999, S.O. 1999, c.14, Sch.E;

AND WHEREAS, Andy Robinson, P. Eng. of Robinson Consultants Inc. (the "Drainage Engineer"), was appointed on December 14, 2016 by the Council of the City of Ottawa in accordance with the provisions of Section 8 of the *Drainage Act* to prepare an engineer's report response to a petition under Section 4 of the Drainage Act by the developers/property owners of the proposed development lands in Lots 1, 2 and 4 to 6, Concession 11, Orleans South-Navan Ward, former Township of Cumberland in the City of Ottawa;

AND WHEREAS the Drainage Engineer has prepared an engineer's report entitled Engineer's Report for the McKinnons Creek Municipal Drain, dated May 2025 (the "Engineer's Report") and the report is attached hereto as Schedule "A";

AND WHEREAS the McKinnons Creek Municipal Drain upon enactment and passage of this by-law shall be maintained in accordance with the Engineer's Report and provisions of the *Drainage Act*;

AND WHEREAS the Richard Clark Municipal Drain will be incorporated into the McKinnons Creek Municipal Drain, therefore the Richard Clark Municipal Drain is no longer required.

AND WHEREAS in accordance with the Engineer's Report the entire costs of the required drainage work shall be collected as per assessment schedules "Schedule A for the construction of the McKinnons Creek Municipal Drain" and "Schedule B Summary (all sections) for the future maintenance of the McKinnons Creek Municipal Drain", "Schedule C Section 1 for the future maintenance of the McKinnons Creek Municipal Drain", "Schedule D Section 2 for the future maintenance of the

McKinnons Creek Municipal Drain”, “Schedule E Section 3 for the future maintenance of the McKinnons Creek Municipal Drain”, “Schedule F Section 4 for the future maintenance of the McKinnons Creek Municipal Drain” and “Schedule G Section 5 for the future maintenance of the McKinnons Creek Municipal Drain” in the Engineer’s Report dated May 2025 as described in Sections 7.6.1 and 7.6.2 of the Engineer’s Report;

AND WHEREAS Council of the City of Ottawa has considered the Engineer’s Report in accordance with Section 42 of the *Drainage Act*, has made the decision to adopt the Engineer’s Report and is therefore giving this by-law 1<sup>st</sup> and 2<sup>nd</sup> reading so that it is provisionally adopted under Section 45 of the *Drainage Act*,

THEREFORE the Council of the City of Ottawa enacts as follows:

1. The report entitled Engineer’s Report McKinnons Creek Municipal Drain, dated May 2025, attached hereto as Schedule “A”, is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized and shall be completed in accordance therewith.
2. The remaining cost of the construction of the drainage works shall be charged to the landowners in the drainage basin in accordance with “Schedule A for the construction of the McKinnons Creek Municipal Drain” in the Engineer’s Report dated May 2025 prepared by Robinson Consultants Inc.
3. In accordance with Subsection 61(1) of the *Drainage Act*, the remaining cost of the construction of the drainage works may be charged, and are so payable, in three installments, as follows:
  - a) Following receipt of an interim invoice for costs incurred up to and including the date of the third reading of this By-law;
  - b) Following receipt of an interim invoice for costs incurred from the date of the third reading of this By-law to the completion of construction; and
  - c) Following receipt of a final invoice at the conclusion of the warranty period, for any remaining costs not previously paid.
4. The cost of future maintenance of the drainage works shall be charged to the landowners in the drainage basin in accordance “Schedule B Summary (all sections) for the future maintenance of the McKinnons Creek Municipal Drain”, “Schedule C Section 1 for the future maintenance of the McKinnons Creek Municipal Drain”, “Schedule D

Section 2 for the future maintenance of the McKinnons Creek Municipal Drain”, “Schedule E Section 3 for the future maintenance of the McKinnons Creek Municipal Drain”, “Schedule F Section 4 for the future maintenance of the McKinnons Creek Municipal Drain” and “Schedule G Section 5 for the future maintenance of the McKinnons Creek Municipal Drain” in the Engineer’s Report dated May 2025 prepared by Robinson Consultants Inc.

5. Richard Clark Municipal Drain is hereby abandoned and, pursuant to Subsection 84(5) of the *Drainage Act*, the City of Ottawa has no further obligation with respect thereto.

6. This by-law comes into force on the passing thereof and may be cited as the “McKinnons Creek Municipal Drain By-law, 2025”.

ENACTED AND PASSED this      day of      , 2025

CITY CLERK

MAYOR

## SCHEDULE "A"

See copy of Engineer's Report for the McKinnons Creek Municipal Drain, dated May 2025.

BY-LAW NO. 2025 -

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A by-law of the City of Ottawa to provide for modifications to the existing  
Wilson-Cowan Municipal Drain Lots 1 to 12, Concession A and Lots 1 and 2  
Concession 2, Rideau-Jock Ward, former Township of Rideau in the City of  
Ottawa.

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1<sup>st</sup> Reading.....XXX XX, 2025

2<sup>nd</sup> Reading.....XXX XX, 2025

3<sup>rd</sup> Reading.....XXX XX, 2025

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Enacted and passed this      day of      ,2025.

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LEGAL SERVICES

COUNCIL AUTHORITY:

*Drainage Act*, R.S.O. 1990, c.D.17, section 45