

8. **Motion – Councillor I. Skalski –
Delegated Authority of Section 65 of the *Drainage Act***
- Motion – Conseillère I. Skalski –
Pouvoirs délégués aux termes de l'article 65 de la *Loi sur le drainage***

Committee recommendation(s)

That Council:

- 1. Delegate authority to the General Manager, Infrastructure and Water Services and the Director, Water Linear and Customer Services to appoint a qualified engineer for the purposes of preparing any report required under Section 65 of the *Drainage Act*; and**
- 2. Approve that the General Manager report back to Council through annual delegated authority reporting, on any engineer appointments made under this delegated authority, including the purpose of the appointment and a summary of the resulting Section 65 report.**

Recommandation(s) du comité

Que le Conseil :

- 1. délègue à la directrice générale des Services d'infrastructure et d'eau et à la directrice des Services linéaires d'eau et à la clientèle le pouvoir de nommer une ingénieure qualifiée ou un ingénieur qualifié dont le mandat sera de préparer tout rapport requis en vertu de l'article 65 de la *Loi sur le drainage*; et**
- 2. approuve que la directrice générale rende compte au Conseil de toute nomination d'ingénieure ou d'ingénieur dans un rapport annuel sur l'utilisation des pouvoirs délégués dans lequel elle expliquera notamment la visée de la nomination et résumera les constatations du rapport d'ingénierie préparé en vertu de l'article 65.**

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**Extract of Draft Minutes 33
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**Extrait de l'ébauche du procès-verbal 33
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Documentation/Documentation

1. Extract of draft Minutes, Agriculture and Rural Affairs Committee, 5 February 2026.

Extrait de l'ébauche du procès-verbal du Comité de l'agriculture et des affaires rurales, le 5 février 2026.

2. Members' Motion submitted to Agriculture and Rural Affairs Committee, dated March 5, 2026 (ACS2026-OCC-CCS-0029).

Motion d'un membre soumise au Comité de l'agriculture et des affaires rurales, daté le 5 mars 2026 (ACS2026-OCC-CCS-0029)

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Motion – Councillor I. Skalski –
Delegated Authority of Section 65 of the *Drainage Act*

File No. ACS2026-OCC-CCS-0029

Councillor Skalski introduced the following Motions:

Motion No. ARAC 2026-33-03

Moved by Councillor Skalski:

That the Rules of Procedure be waived to consider this Motion at today's meeting to ensure the timely future appointment of Drainage Engineers.

Carried

Motion No. ARAC 2026-33-04

Moved by Councillor Skalski:

WHEREAS Section 65 of the *Drainage Act*, R.S.O. 1990, c. D.17, provides the legislative framework for reapportioning drainage assessments when land is divided, severed, or otherwise altered in a way that affects an existing municipal drain; and

WHEREAS the municipality may be required to appoint an engineer to prepare a report under Section 65 when changes to property configuration or drainage area occur and no landowner agreement exists under subsection 65(2); and

WHEREAS certain Section 65 matters may be administrative or time sensitive in nature, including those where prompt instruction to an engineer is required to fulfill statutory obligations, respond to development

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**timelines, or maintain the integrity of the municipal drain
assessment schedule; and**

**WHEREAS the appointment of an engineer for more substantial works for
new and existing municipal drains under Sections 4 and 78 of the *Drainage
Act* would still require approval by Committee and Council.**

**THEREFORE BE IT RESOLVED that Agriculture and Rural Affairs
Committee recommend Council delegate authority to the General Manager,
Infrastructure and Water Services and the Director, Water Linear
and Customer Services to appoint a qualified engineer for the purposes of
preparing any report required under Section 65 of the *Drainage Act*; and**

**BE IT FURTHER RESOLVED that the General Manager shall report back to
Council through annual delegated authority reporting, on any engineer
appointments made under this delegated authority, including the purpose
of the appointment and a summary of the resulting Section 65 report.**

Councillor Skalski spoke briefly to provide background and context for her
Motion. Mr. Dave Ryan, Drainage Superintendent, Infrastructure and Water
Services Department was present to respond to questions following which,
Motion No. ARAC 2026 33-04 was put before Committee and was 'Carried',
as presented.

Carried