

DOCUMENT 2

BY-LAW NO. 2020-XX

A By-law of the City of Ottawa to provide for the addition of Branch No. 4 to the existing Wilson-Johnston Municipal Drain in Lot 25, Concession X, Cumberland Ward, former Township of Cumberland in the City of Ottawa.

WHEREAS, Andy Robinson, P. Eng. of Robinson Consultants Inc. (the "Drainage Engineer"), was appointed on September 12, 2018 by the Council of the City of Ottawa in accordance with the provisions of Section 4 of the *Drainage Act*, R.S.O. 1990, c. D.17 (the "*Drainage Act*") to prepare an engineer's report to accommodate the change in land use in Block E on Dwg. No. 18004-A3 located in part of Lots 24 and 25, Con. XI Cumberland 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 Branch No. 4 Wilson-Johnston Municipal Drain, dated February 2020 (the "Engineer's Report") and the report is attached hereto as Schedule "A";

AND WHEREAS the Wilson-Johnston Municipal Drain, Branch 4 upon enactment and passage of this by-law and shall be maintained in accordance with the Engineer's Report and provisions of the *Drainage Act*;

AND WHEREAS in accordance with the Engineer's Report the entire costs of the required drainage work shall be borne by the owners of the property requesting the modifications being the owner/developer of lands identified as Block E on Dwg. No. 18004-A3 as described in Sections 2.0, 7.4 and 7.5.1 of the Engineer's Report;

AND WHEREAS in accordance with the Engineer's Report the injuring liability assessment shall be borne by the owners of the property requesting the modifications being the owner/developer of lands identified as Block E on Dwg. No. 18004-A3 as described in Section 7.9.2 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 1st and 2nd 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 Branch No. 4 Wilson-Johnston Municipal Drain, dated February 2020, 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 cost of future maintenance of the drainage works will continue to be in accordance with Schedule "A1" Summary for future maintenance of Branch No. 4 of the Wilson-Johnston Municipal Drain, Engineer's Report Branch No. 4 Wilson-Johnston Municipal Drain, dated February 2020 by Robinson Consultants Inc.

3. This by-law comes into force on the passing thereof and may be cited as the "Wilson-Johnston Municipal Drain, Branch No. 4 By-law, 2020".

ENACTED AND PASSED this day of , 2020

CITY CLERK

MAYOR

SCHEDULE "A"

See copy of Engineer's Report Branch No. 4 Wilson-Johnston Municipal Drain, dated February 2020.

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1st Reading.....September 9, 2020
2nd Reading.....September 9, 2020
3rd Reading.....XXX XX, 2020

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Enacted and passed this day of , 2020.

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LEGAL SERVICES

COUNCIL AUTHORITY:

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