

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 47-2023

**A by-law to authorize the construction of a sanitary sewer on Embleton Road, in the City of Brampton, Ward 6, and undertake such work as a local improvement.**

WHEREAS the owners of properties abutting on Embleton Road, in the City of Brampton, as set out in Schedule A to this by-law, have petitioned for the construction of a sanitary sewer on Embleton Road, in the City of Brampton, Ward 6, hereinafter referred to as "the Works";

AND WHEREAS, the Regional Clerk has certified that the petition for undertaking the Works is sufficient pursuant to the requirements set out in *Ontario Regulation 586/06 Local Improvement Charges - Priority Lien Status*, made pursuant to the *Municipal Act, 2001*, S.O. 2001, c. 25 hereinafter referred to as "the Regulation";

AND WHEREAS, notice of the Region's intention to pass a by-law to undertake the Works as a local improvement at the meeting of Regional Council held on the 26<sup>th</sup> day of October, 2023 was given to the public on the Region's Website Public Notice Page on September 25, 2023 posted to the Brampton Guardian website on September 29, 2023 and sent by letter to the owners of the lots on Embleton Road, on September 17, 2023, in accordance with section 4 and 6 of the Regulation;

AND WHEREAS, the Council of the Regional Corporation has by Resolution passed on the 26<sup>th</sup> day of October, 2023 authorized the construction of the Works under Capital Project 23-2730;

NOW THEREFORE, the Council of the Regional Corporation enacts as follows:

1. That the Regional Corporation shall construct the Works at a total estimated cost of approximately \$879,211 (excluding applicable taxes);
2. That the Regional Corporation shall undertake the Works as a local improvement for the purpose of raising the cost of the Works by imposing special charges on lots abutting on the Works and/or immediately benefiting from the works in accordance with the provisions set out in the Regulation;
3. That the Commissioner of Public Works or the consulting engineer for the Regional Corporation shall take such action as may be necessary for the preparation of a contract or contracts for the execution of the Works under their supervision;

- 4. That pursuant to the Regulation, the total cost of the Works shall be financed as follows:
  - a) a portion of the cost of the Works estimated at approximately \$392,532 (subject to Council approval), shall be specially charged upon the land abutting directly on the Works and/or immediately benefiting from the Works; and
  - b) the portion of costs attributed to the Huttonville Public School lands, approximately \$486,679, be paid by the Region in accordance with Section 12(7) of the Regulation; and
  - c) the imposition of sanitary sewer cost per property be resolved amongst the benefitting properties, based fifty percent on assessed lot frontage, and fifty percent on assessed lot size, for equitable distribution of cost given the irregular shaped nature of the lots on Embleton Road.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 26<sup>th</sup> day of October, 2023.

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Regional Clerk

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Regional Chair