



The Corporation of the Town of Fort Erie By-law 94-2024

Being a By-law to Approve the Final Assessment Levy for the Zavitz Municipal Drain

Whereas By-law 16-2014 was given first and second reading and provisionally adopted by the Municipal Council of the Town of Fort Erie on February 10th, 2014 to adopt the Engineer's Report prepared by Amec Foster Wheeler Environment and Infrastructure dated July 2013 and filed with the Clerk on July 30, 2013 to provide for drainage works for the Zavitz Municipal Drain and associated Branch Drains; and

Whereas following the Agriculture, Food and Rural Affairs Appeal Tribunal and appeals thereto, the Decision of the Agriculture, Food and Rural Affairs Appeal Tribunal dated February 13, 2017 ordered as follows:

1. The appeal of Mr. Priebe and Ms. Hilmayer from the revised Engineer's Report, relating to their benefit assessment is denied
2. The non-administrative costs of the Municipality incurred with respect to this appeal shall form part of the cost of the drainage works, and such costs shall include the Engineer's fees and expenses only for preparing for and attending the Tribunal hearing; and
3. There shall be no other Order as to costs and all parties shall be responsible for their own costs; and

Whereas the revised Engineer's Report dated October, 2016 reflects the Decision of the Agriculture, Food and Rural Affairs Appeal Tribunal; and

Whereas By-law 16-2014 received third and final reading on April 24th, 2017; and

Whereas the Drainage Works was completed as per the Engineer's Report, as amended, and the total actual costs incurred were \$266,835 compared to an original estimated cost of \$375,418. Actual costs for constructing the drain were 29% under the Engineer's estimate; and

Whereas a Certificate of Completion of the drainage works was dated May 29, 2020; and

Whereas Section 61(2) of the *Drainage Act* provides the council of any local municipality may provide that persons whose lands are assessed may commute for a payment in cash the assessments imposed thereon and may prescribe the terms and conditions thereof; and

Whereas pursuant to the *Drainage Act*, it is necessary that the final assessments listed in Schedule A, Schedule B, Schedule C and Schedule D attached to this by-law in the amount of \$266,835.00, shall be levied and assessed against the appropriate lands as apportioned by the revised Engineer's Report dated October, 2016 as amended by the Agriculture, Food and Rural Affairs Appeal Tribunal dated February 13, 2017 prepared by Amec Foster Wheeler Environment and Infrastructure;

Now therefore the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

1. **That** the Treasurer invoice the City of Port Colborne \$180,158 in accordance with the amended assessment schedule as set out in Schedule A, Schedule B, Schedule C and Schedule D, attached hereto, and being the amounts to be charged for completing the construction of the drainage works known as the Zavitz Municipal Drain Sherkston North Branch Drain East & West Trail Branch Drains for the portions of work within the City of Port Colborne, with the invoice being due within 30 days of the invoice date.

2. **That** the final assessments listed in Schedule A attached to this by-law in the amount of \$60,296 shall be levied and assessed against the appropriate lands as apportioned by the Engineer's Report dated October 2016 as amended by the Agriculture, Food and Rural Affairs Appeal Tribunal dated is adopted and approved.
3. **That** all assessments shall be paid as follows:
 - (a) All assessments of \$5.00 or less shall be payable by the municipality from the general funds of the municipality;
 - (b) Assessments up to \$100.00 shall be added to the property tax account;
 - (c) Assessments greater than \$100.00 up to \$5,000.00 may be paid in full within seventy-five (75) days from the date of the assessment billing and if not, shall be distributed over five (5) years from the date of the assessment billing and shall be calculated at an interest rate of 3.38% on the date of such billing and added to the tax roll;
 - (d) Assessments greater than \$5,000.00 can be distributed over a five (5) year period with an interest rate of 3.38% or a ten (10) year period with an interest rate of 3.68% if notification is provided to the Town of Fort Erie from the benefitting land owners within seventy-five (75) days and added to the tax roll.
4. **That** the amount of the special rate levied upon each parcel of land or part thereof shall, where applicable in accordance with Section 2, be divided into five (5) or ten (10) equal amounts and one such amount shall be collected in each year for five (5) or ten (10) years after the passing of this by-law.
5. **That** the Clerk of the Town is authorized to affect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

Read a first, second and third time and finally passed this 23rd day of September, 2024.

Mayor

Clerk

ZAVITZ MUNICIPAL DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - ZAVITZ DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	SEC. 87 GRANT	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10		11	12
Landowners in the City of Port Colborne								
271104000119800	\$ -	\$ -	\$ -	\$ 12	\$ 12	\$ -	\$ 12	
271104000119700	\$ -	\$ -	\$ -	\$ 188	\$ 188	\$ -	\$ 188	
271104000119600	\$ -	\$ -	\$ -	\$ 137	\$ 137	\$ -	\$ 137	
271104000119502	\$ -	\$ -	\$ -	\$ 146	\$ 146	\$ -	\$ 146	
271104000119501	\$ -	\$ -	\$ -	\$ 158	\$ 158	\$ -	\$ 158	
271104000119500	\$ -	\$ -	\$ -	\$ 213	\$ 213	\$ -	\$ 213	
271104000105800	\$ -	\$ -	\$ -	\$ 210	\$ 210	\$ -	\$ 210	
271104000106700	\$ -	\$ -	\$ -	\$ 454	\$ 454	\$ -	\$ 454	
271104000106600	\$ -	\$ -	\$ -	\$ 162	\$ 162	\$ -	\$ 162	
271104000106500	\$ -	\$ -	\$ -	\$ 169	\$ 169	\$ -	\$ 169	
271104000106400	\$ -	\$ -	\$ -	\$ 280	\$ 280	\$ -	\$ 280	
271104000104700	\$ -	\$ -	\$ -	\$ 171	\$ 171	\$ -	\$ 171	
271104000104600	\$ -	\$ -	\$ -	\$ 376	\$ 376	\$ -	\$ 376	
271104000104500	\$ -	\$ -	\$ -	\$ 148	\$ 148	\$ -	\$ 148	
271104000104400	\$ -	\$ -	\$ -	\$ 145	\$ 145	\$ -	\$ 145	
271104000104300	\$ -	\$ -	\$ -	\$ 124	\$ 124	\$ -	\$ 124	
271104000122300	\$ -	\$ -	\$ -	\$ 44	\$ 44	\$ -	\$ 44	
271104000138600	\$ -	\$ -	\$ -	\$ 80	\$ 80	\$ -	\$ 80	
271104000138700	\$ -	\$ -	\$ -	\$ 95	\$ 95	\$ -	\$ 95	
271104000138301	\$ -	\$ -	\$ -	\$ 429	\$ 429	\$ 143	\$ 286	*
271104000138500	\$ -	\$ -	\$ -	\$ 665	\$ 665	\$ 222	\$ 443	*
271104000138800	\$ -	\$ -	\$ -	\$ 291	\$ 291	\$ 97	\$ 194	*
271104000138300	\$ -	\$ -	\$ -	\$ 568	\$ 568	\$ -	\$ 568	
271104000138200	\$ -	\$ -	\$ -	\$ 1,315	\$ 1,315	\$ 438	\$ 877	*
271104000138202	\$ -	\$ -	\$ -	\$ 162	\$ 162	\$ 54	\$ 108	*
271104000138000	\$ -	\$ -	\$ -	\$ 1,007	\$ 1,007	\$ 336	\$ 671	*
271104000122200	\$ -	\$ -	\$ -	\$ 183	\$ 183	\$ -	\$ 183	
271104000122100	\$ -	\$ -	\$ -	\$ 128	\$ 128	\$ -	\$ 128	
271104000120200	\$ -	\$ -	\$ -	\$ 2,663	\$ 2,663	\$ 888	\$ 1,775	*
271104000122000	\$ -	\$ -	\$ -	\$ 1,651	\$ 1,651	\$ 550	\$ 1,101	*
271104000121900	\$ -	\$ -	\$ -	\$ 51	\$ 51	\$ -	\$ 51	
271104000121400	\$ -	\$ -	\$ -	\$ 157	\$ 157	\$ -	\$ 157	
271104000121300	\$ -	\$ -	\$ -	\$ 574	\$ 574	\$ -	\$ 574	
271104000121302	\$ -	\$ -	\$ -	\$ 570	\$ 570	\$ -	\$ 570	
271104000121200	\$ -	\$ -	\$ -	\$ 904	\$ 904	\$ -	\$ 904	
271104000121205	\$ -	\$ -	\$ -	\$ 352	\$ 352	\$ -	\$ 352	
271104000121805	\$ -	\$ -	\$ -	\$ 157	\$ 157	\$ -	\$ 157	
271104000121800	\$ -	\$ -	\$ -	\$ 146	\$ 146	\$ -	\$ 146	
271104000121700	\$ -	\$ -	\$ -	\$ 175	\$ 175	\$ -	\$ 175	
271104000121600	\$ -	\$ -	\$ -	\$ 208	\$ 208	\$ -	\$ 208	
271104000121501	\$ -	\$ -	\$ -	\$ 161	\$ 161	\$ -	\$ 161	
271104000121500	\$ -	\$ -	\$ -	\$ 482	\$ 482	\$ -	\$ 482	

ZAVITZ MUNICIPAL DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - ZAVITZ DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	SEC. 87 GRANT	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10		11	12
271104000121401	\$ -	\$ -	\$ -	\$ 161	\$ 161	\$ -	\$ 161	
271104000105500	\$ -	\$ -	\$ -	\$ 54	\$ 54	\$ -	\$ 54	
271104000105400	\$ -	\$ -	\$ -	\$ 76	\$ 76	\$ -	\$ 76	
271104000105400	\$ 19	\$ 387	\$ -	\$ 2,241	\$ 2,627	\$ -	\$ 2,608	
271104000105600	\$ -	\$ -	\$ -	\$ 17	\$ 17	\$ -	\$ 17	
271104000105600	\$ -	\$ -	\$ -	\$ 554	\$ 554	\$ -	\$ 554	
271104000121210	\$ -	\$ -	\$ -	\$ 216	\$ 216	\$ -	\$ 216	
271104000138400	\$ 1,294	\$ 2,055	\$ 2,247	\$ 2,457	\$ 6,759	\$ -	\$ 5,464	
271104000105300	\$ 307	\$ 1,205	\$ 2,247	\$ 693	\$ 4,145	\$ -	\$ 3,838	
271104000105200	\$ -	\$ -	\$ -	\$ 787	\$ 787	\$ -	\$ 787	
271104000105100	\$ -	\$ -	\$ -	\$ 801	\$ 801	\$ -	\$ 801	
271104000104000	\$ -	\$ -	\$ -	\$ 228	\$ 228	\$ -	\$ 228	
271104000104000	\$ -	\$ -	\$ -	\$ 94	\$ 94	\$ -	\$ 94	
271104000104200	\$ -	\$ -	\$ -	\$ 395	\$ 395	\$ -	\$ 395	
271104000104200	\$ -	\$ -	\$ -	\$ 365	\$ 365	\$ -	\$ 365	
271104000104005	\$ -	\$ -	\$ -	\$ 152	\$ 152	\$ -	\$ 152	
271104000104005	\$ -	\$ -	\$ -	\$ 12	\$ 12	\$ -	\$ 12	
271104000138100	\$ -	\$ -	\$ -	\$ 97	\$ 97	\$ -	\$ 97	
TOTAL : Landowners in the City of Port Colborne	\$ 1,621	\$ 3,646	\$ 4,495	\$ 25,709	\$ 33,850	\$ 2,728	\$ 29,501	

City of Port Colborne Road Allowances

Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 1,763	\$ 1,763	\$ -	\$ 1,763	
Pleasant Beach Road (for Branch Drains)	\$ -	\$ -	\$ -	\$ 352	\$ 352	\$ -	\$ 352	
Sherkston Road	\$ -	\$ -	\$ -	\$ 1,597	\$ 1,597	\$ -	\$ 1,597	
Holloway Bay Road (South of Highway 3)	\$ -	\$ -	\$ -	\$ 849	\$ 849	\$ -	\$ 849	
Holloway Bay Road (South of Highway 3) (for Branch Drains)	\$ -	\$ -	\$ -	\$ 80	\$ 80	\$ -	\$ 80	
Holloway Bay Road (North of Highway 3)	\$ -	\$ -	\$ -	\$ 446	\$ 446	\$ -	\$ 446	
Unopened Road Allowance (Zavitz Rd) between Roll #271104000138301 & #271104000138300	\$ -	\$ -	\$ -	\$ 70	\$ 70	\$ -	\$ 70	
TOTAL: City of Port Colborne Road Allowances	\$ -	\$ -	\$ -	\$ 5,158	\$ 5,158	\$ -	\$ 5,158	

Provincial Road Allowances in Port Colborne

Highway 3	\$ -	\$ 97	\$ -	\$ 4,985	\$ 5,082	\$ -	\$ 5,082	
TOTAL: Provincial Road Allowances in Port Colborne	\$ -	\$ 97	\$ -	\$ 4,985	\$ 5,082	\$ -	\$ 5,082	

Other Lands in Port Colborne

Friendship Trail - West of Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 758	\$ 758	\$ -	\$ 758	
Friendship Trail - Pleasant Beach Road to 205m east of Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 528	\$ 528	\$ -	\$ 528	
Friendship Trail - 145m west of Holloway Bay Road to 205m east of Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 826	\$ 826	\$ -	\$ 826	
TOTAL: Other Lands in Port Colborne	\$ -	\$ -	\$ -	\$ 2,112	\$ 2,112	\$ -	\$ 2,112	

ZAVITZ MUNICIPAL DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - ZAVITZ DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	SEC. 87 GRANT	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10		11	12

Special Assessments to Port Colborne

IV. CITY OF PORT COLBORNE (Pleasant Beach Rd)					\$ 242			
					\$ 242			

SUBTOTAL: Lands and Roads in the City of Port Colborne	\$ 1,621	\$ 3,743	\$ 4,495	\$ 37,963	\$ 46,444	\$ 2,728	\$ 41,853	
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Landowners in the Town of Fort Erie

20025038010000	\$ -	\$ -	\$ -	\$ 427	\$ 427	\$ -	\$ 427	
20025040000000	\$ -	\$ -	\$ -	\$ 11,662	\$ 11,662	\$ 3,887	\$ 7,775	*
20018339000000	\$ 900	\$ 2,019	\$ -	\$ 10,377	\$ 12,396	\$ 4,132	\$ 7,364	*
20018338000000	\$ 843	\$ 1,621	\$ -	\$ 7,854	\$ 9,475	\$ 3,158	\$ 5,474	*
20025041000000	\$ -	\$ -	\$ -	\$ 241	\$ 241	\$ -	\$ 241	
20025040010000	\$ -	\$ -	\$ -	\$ 1,317	\$ 1,317	\$ -	\$ 1,317	
20025035000000	\$ -	\$ -	\$ -	\$ 1,737	\$ 1,737	\$ 579	\$ 1,158	*
20025018000000	\$ -	\$ -	\$ -	\$ 273	\$ 273	\$ 91	\$ 182	*
20018337000000	\$ 543	\$ 1,045	\$ -	\$ 3,185	\$ 4,230	\$ 1,410	\$ 2,277	*
20018337010000	\$ 483	\$ 929	\$ 4,585	\$ 3,213	\$ 8,726	\$ 2,909	\$ 5,335	*
20018336000000	\$ 561	\$ 1,080	\$ 4,153	\$ 2,440	\$ 7,672	\$ 2,557	\$ 4,554	*
20018335000000	\$ 285	\$ 549	\$ 4,045	\$ 330	\$ 4,924	\$ 1,641	\$ 2,997	*
TOTAL : Landowners in the Town of Fort Erie	\$ 3,616	\$ 7,241	\$ 12,783	\$ 43,056	\$ 63,080	\$ 20,365	\$ 39,099	

Town of Fort Erie Road Allowances

Holloway Bay Road (South of Highway 3)	\$ -	\$ 299	\$ -	\$ 989	\$ 1,289	\$ -	\$ 1,289	
Holloway Bay Road (North of Highway 3)	\$ -	\$ -	\$ -	\$ 969	\$ 969	\$ -	\$ 969	
Mathews Road	\$ -	\$ 82	\$ -	\$ 2,741	\$ 2,823	\$ -	\$ 2,823	
Nigh Road	\$ -	\$ -	\$ -	\$ 1,481	\$ 1,481	\$ -	\$ 1,481	
Unopened Road Allowance between Concession 2 LE & 3 LE, Lot 34	\$ -	\$ -	\$ -	\$ 1,260	\$ 1,260	\$ -	\$ 1,260	
TOTAL: Town of Fort Erie Road Allowances	\$ -	\$ 381	\$ -	\$ 7,441	\$ 7,822	\$ -	\$ 7,822	

Provincial Road Allowances in Fort Erie

Highway 3	\$ -	\$ 148	\$ -	\$ 12,797	\$ 12,945	\$ -	\$ 12,945	
TOTAL: Provincial Road Allowances in Fort Erie	\$ -	\$ 148	\$ -	\$ 12,797	\$ 12,945	\$ -	\$ 12,945	

Other Lands in Fort Erie

Friendship Trail	\$ -	\$ -	\$ -	\$ 429	\$ 429	\$ -	\$ 429	
TOTAL: Other Lands in Fort Erie	\$ -	\$ -	\$ -	\$ 429	\$ 429	\$ -	\$ 429	

Annual Payment for Properties Over \$100 Amortized for 5 years (2025 - 2029)	Total Payments after Amortization (including interest)	Annual Payment for Properties Over \$100 Amortized for 10 years (2025 - 2034)	Total Payments after Amortization (including interest)
\$94.17	\$ -		\$ -
\$1,716.11	\$ 8,580.54	\$943.34	\$ 9,433.44
\$1,625.38	\$ 8,126.92	\$893.47	\$ 8,934.74
\$1,208.20	\$ 6,040.98	\$664.15	\$ 6,641.45
\$53.20	\$ 265.99		\$ -
\$290.66	\$ 1,453.32		\$ -
\$255.66	\$ 1,278.32		\$ -
\$40.24	\$ 201.18		\$ -
\$502.58	\$ 2,512.88		\$ -
\$1,177.48	\$ 5,887.42	\$647.26	\$ 6,472.63
\$1,005.11	\$ 5,025.53		\$ -
\$661.56	\$ 3,307.80		\$ -
\$8,630.35	\$42,680.88	\$3,148.23	\$31,482.26

ZAVITZ MUNICIPAL DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - ZAVITZ DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	SEC. 87 GRANT	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10		11	12

Special Assessments to Fort Erie

I. TOWN OF FORT ERIE (Mathews Road)					\$ 31			
II. TOWN OF FORT ERIE (East Side of Holloway Bay Rd)					\$ 1,963			
TOTAL - Special Assessments					\$ 1,995			

Special Assessments to Others

III. MINISTRY OF TRANSPORTATION ONTARIO (HIGHWAY 3 ROW)					\$ 405			
V. ENBRIDGE GAS (PLEASANT BEACH ROAD)					\$ -			
TOTAL - Special Assessments					\$ 405			

SUBTOTAL: Lands and Roads in the Town of Fort Erie	\$ 3,616	\$ 7,771	\$ 12,783	\$ 63,723	\$ 86,677	\$ 20,365	\$ 60,296	
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TOTAL: Zavitz Municipal Drain	\$ 5,237	\$ 11,514	\$ 17,278	\$ 101,687	\$ 133,121	\$ 23,093	\$ 102,148	
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\$ 130,478

Description of Information contained in the Assessment Schedule

\$ 133,121

Column 6: In accordance with Sections 29 and 30 of the Drainage Act, allowance to be paid to landowner based on value of land lost due to:
 construction or improvement of drainage works
 disposal of excavated material
 damage to trees, lawns, fences, lands and crops

Column 7: In accordance with Section 22 of the Drainage Act, increased value of land adjacent to the Drain due to improvement to the Drain

Column 8: In accordance with Section 24 of the Drainage Act, additional work to the drain which has no effect on the functioning of the Drain

Column 9: In accordance Section 23 of the Drainage Act, increased value of land due to improved outlet for lands to be drained.

Column 10: Total Assessment is the Sum of Column 7 (Benefit), Column 8 (Special Benefit), and Column 9 (Outlet)

Column 11: Net Assessment is Column 10 (Total Assessment) less Column 6 (Total Allowance).

Column 12: * Indicates agricultural land which is potentially eligible for OMAFRA subsidy.

Net Assessment can be calculated by subtracting the OMAFRA subsidy from the Net Assessment.

ZAVITZ MUNICIPAL DRAIN - SHERKSTON NORTH BRANCH DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

Schedule B to By-law 94-2024

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - SHERKSTON NORTH BRANCH DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	NET ASSESS.		SUMMARY NET ASSESS.
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)		(\$)
2	6	7	8	9	10	11	12	13
Landowners in the City of Port Colborne								
271104000119800	\$ -	\$ -	\$ -	\$ 69	\$ 69	\$ 69		\$ 69
271104000119700	\$ -	\$ -	\$ -	\$ 1,071	\$ 1,071	\$ 1,071		\$ 1,071
271104000119600	\$ -	\$ -	\$ -	\$ 778	\$ 778	\$ 778		\$ 778
271104000119502	\$ -	\$ -	\$ -	\$ 829	\$ 829	\$ 829		\$ 829
271104000119501	\$ -	\$ -	\$ -	\$ 6	\$ 6	\$ 6		\$ 900
271104000119501	\$ -	\$ -	\$ -	\$ 894	\$ 894	\$ 894		\$ 900
271104000119500	\$ -	\$ -	\$ -	\$ 282	\$ 282	\$ 282		\$ 1,320
271104000119500	\$ -	\$ -	\$ -	\$ 1,038	\$ 1,038	\$ 1,038		\$ 1,320
271104000105800	\$ -	\$ -	\$ -	\$ 539	\$ 539	\$ 539		\$ 1,398
271104000105800	\$ -	\$ -	\$ -	\$ 859	\$ 859	\$ 859		\$ 1,398
271104000106700	\$ -	\$ -	\$ -	\$ 1,237	\$ 1,237	\$ 1,237		\$ 3,053
271104000106700	\$ -	\$ -	\$ -	\$ 1,816	\$ 1,816	\$ 1,816		\$ 3,053
271104000106600	\$ -	\$ -	\$ -	\$ 623	\$ 623	\$ 623		\$ 1,156
271104000106600	\$ -	\$ -	\$ -	\$ 533	\$ 533	\$ 533		\$ 1,156
271104000104700	\$ -	\$ -	\$ -	\$ 673	\$ 673	\$ 673		\$ 1,225
271104000104700	\$ -	\$ -	\$ -	\$ 553	\$ 553	\$ 553		\$ 1,225
271104000104600	\$ -	\$ -	\$ -	\$ 1,497	\$ 1,497	\$ 1,497		\$ 2,704
271104000104600	\$ -	\$ -	\$ -	\$ 1,207	\$ 1,207	\$ 1,207		\$ 2,704
271104000104500	\$ -	\$ -	\$ -	\$ 626	\$ 626	\$ 626		\$ 1,081
271104000104500	\$ -	\$ -	\$ -	\$ 454	\$ 454	\$ 454		\$ 1,081
271104000104400	\$ -	\$ -	\$ -	\$ 626	\$ 626	\$ 626		\$ 1,061
271104000104400	\$ -	\$ -	\$ -	\$ 435	\$ 435	\$ 435		\$ 1,061
271104000104300	\$ -	\$ -	\$ -	\$ 1,134	\$ 1,134	\$ 1,134		\$ 1,414
271104000104300	\$ -	\$ -	\$ -	\$ 279	\$ 279	\$ 279		\$ 1,414
271104000104000	\$ -	\$ -	\$ -	\$ 3,874	\$ 3,874	\$ 3,874		\$ 3,874
271104000104200	\$ -	\$ -	\$ -	\$ 1,483	\$ 1,483	\$ 1,483		\$ 1,483
271104000104005	\$ -	\$ -	\$ -	\$ 1,590	\$ 1,590	\$ 1,590		\$ 1,590
271104000106500	\$ 439	\$ 359	\$ -	\$ 689	\$ 1,048	\$ 610		\$ 610
271104000106400	\$ 753	\$ 359	\$ -	\$ 1,600	\$ 1,959	\$ 1,207		\$ 1,207
271104000105400	\$ 316	\$ 1,134	\$ -	\$ 126	\$ 1,260	\$ 943		\$ 1,779
271104000105400	\$ 263	\$ 1,094	\$ -	\$ 5	\$ 1,099	\$ 836		\$ 1,779
271104000105600	\$ 61	\$ 995	\$ -	\$ 35	\$ 1,030	\$ 969		\$ 969
TOTAL : Landowners in the City of Port Colborne	\$ 1,832	\$ 3,940	\$ -	\$ 27,463	\$ 31,404	\$ 29,571		\$ 29,571

ZAVITZ MUNICIPAL DRAIN - SHERKSTON NORTH BRANCH DRAIN

TOWN OF FORT ERIE & CITY OF PORT COLBORNE

Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - SHERKSTON NORTH BRANCH DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	NET ASSESS.		SUMMARY NET ASSESS.
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)		(\$)
2	6	7	8	9	10	11	12	13
City of Port Colborne Road Allowances								
Pleasant Beach Road (from East & West Trail Branch Drains)	\$ -	\$ -	\$ -	\$ 1,618	\$ 1,618	\$ 1,618		\$ 2,386
Pleasant Beach Road (from Sherkston North Branch Drain)	\$ -	\$ -	\$ -	\$ 769	\$ 769	\$ 769		
Sherkston Road Outlet	\$ -	\$ -	\$ 27,052	\$ 8,220	\$ 35,272	\$ 35,272		\$ 35,272
Holloway Bay Road	\$ -	\$ -	\$ -	\$ 744	\$ 744	\$ 744		\$ 744
TOTAL: City of Port Colborne Road Allowances	\$ -	\$ -	\$ 27,052	\$ 11,350	\$ 38,403	\$ 38,403		\$ 38,403
Other Lands in Port Colborne								
Friendship Trail - West of Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 3,320	\$ 3,320	\$ 3,320		
Friendship Trail - Pleasant Beach Road to 200m east of Pleasant Beach Road	\$ -	\$ -	\$ -	\$ 2,387	\$ 2,387	\$ 2,387		\$ 30,487
Friendship Trail - 145m west of Holloway Bay Road to 200m east of Pleasant Beach Road	\$ -	\$ -	\$ 20,512	\$ 4,267	\$ 24,779	\$ 24,779		
TOTAL: Other Lands in Port Colborne	\$ -	\$ -	\$ 20,512	\$ 9,975	\$ 30,487	\$ 30,487		\$ 30,487
TOTAL: SHERKSTON NORTH BRANCH DRAIN	\$ 1,832	\$ 3,940	\$ 47,565	\$ 48,788	\$ 100,293	\$ 98,460		\$ 98,460

ZAVITZ MUNICIPAL DRAIN - EAST TRAIL BRANCH DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - EAST TRAIL BRANCH DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10	11	12
Landowners in the City of Port Colborne							
271104000104200	\$ -	\$ -	\$ -	\$ 2,138	\$ 2,138	\$ 2,138	
271104000104300	\$ -	\$ -	\$ -	\$ 350	\$ 350	\$ 350	
271104000104400	\$ -	\$ -	\$ -	\$ 481	\$ 481	\$ 481	
271104000104500	\$ -	\$ -	\$ -	\$ 431	\$ 431	\$ 431	
271104000104600	\$ -	\$ -	\$ -	\$ 620	\$ 620	\$ 620	
271104000104700	\$ -	\$ -	\$ -	\$ 176	\$ 176	\$ 176	
271104000106400	\$ -	\$ -	\$ -	\$ 58	\$ 58	\$ 58	
TOTAL : Landowners in the City of Port Colborn	\$ -	\$ -	\$ -	\$ 4,254	\$ 4,254	\$ 4,254	
Other Lands in Port Colborne							
Friendship Trail - 145m west of Holloway Bay Road to 205m east of Pleasant Beach Road	\$ -	\$ 598	\$ 7,491	\$ -	\$ 8,090	\$ 8,090	
TOTAL: Other Lands in Port Colborne	\$ -	\$ 598	\$ 7,491	\$ -	\$ 8,090	\$ 8,090	
TOTAL: EAST TRAIL BRANCH DRAIN	\$ -	\$ 598	\$ 7,491	\$ 4,254	\$ 12,344	\$ 12,344	

Future Maintenance costs shall be assessed 50% to the Friendship trail and 50% to private lands as per the outlet assessment.

Description of Information contained in the Assessment Schedule

Column 6 - In accordance with Sections 29 and 30 of the Drainage Act, allowance to be paid to landowner based on value of land lost due to:

- construction or improvement of drainage works
- disposal of excavated material
- damage to trees, lawns, fences, lands and crops

Column 7 - In accordance with Section 22 of the Drainage Act, increased value of land adjacent to the Drain due to improvement to the Drain

Column 8 - In accordance with Section 24 of the Drainage Act, additional work to the drain which has no effect on the functioning of the Drain

Column 9 - In accordance Section 23 of the Drainage Act, increased value of land due to improved outlet for lands to be drained.

Column 10 - Total Assessment is the Sum of Column 7 (Benefit), Column 8 (Special Benefit), and Column 9 (Outlet)

Column 11 - Net Assessment is Column 10 (Total Assessment) less Column 6 (Total Allowance).

Column 12 - * Indicates agricultural land which is potentially eligible for OMAFRA subsidy.

Net Assessment can be calculated by subtracting the OMAFRA subsidy from the Net Assessment.

Schedule D to By-law 94-2024

ZAVITZ MUNICIPAL DRAIN - WEST TRAIL BRANCH DRAIN
 TOWN OF FORT ERIE & CITY OF PORT COLBORNE
 Regional Municipality of Niagara

ASSESSMENT SCHEDULE BASED ON ACTUAL COSTS - WEST TRAIL BRANCH DRAIN

PROPERTY ROLL NO.	TOTAL ALLOW.	TOTAL BENEFIT	SPECIAL BENEFIT	TOTAL OUTLET	TOTAL ASSESS.	NET ASSESS.	
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	
2	6	7	8	9	10	11	12
Landowners in the City of Port Colborne							
271104000119800	\$ -	\$ -	\$ -	\$ 67	\$ 67	\$ 67	
271104000119700	\$ -	\$ -	\$ -	\$ 869	\$ 869	\$ 869	
271104000119600	\$ -	\$ -	\$ -	\$ 562	\$ 562	\$ 562	
271104000119502	\$ -	\$ -	\$ -	\$ 525	\$ 525	\$ 525	
271104000119501	\$ -	\$ -	\$ -	\$ 487	\$ 487	\$ 487	
271104000119500	\$ -	\$ -	\$ -	\$ 452	\$ 452	\$ 452	
271104000105800	\$ -	\$ -	\$ -	\$ 353	\$ 353	\$ 353	
271104000106700	\$ -	\$ -	\$ -	\$ 129	\$ 129	\$ 129	
271104000106600	\$ -	\$ -	\$ -	\$ 12	\$ 12	\$ 12	
271104000106500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
TOTAL : Landowners in the City of Port Colborne	\$ -	\$ -	\$ -	\$ 3,454	\$ 3,454	\$ 3,454	
City of Port Colborne Road Allowances							
Pleasant Beach Road	\$ -	\$ 24	\$ -	\$ 665	\$ 689	\$ 689	
TOTAL: City of Port Colborne Road Allowances	\$ -	\$ 24	\$ -	\$ 665	\$ 689	\$ 689	
Other Lands in Port Colborne							
Friendship Trail - West of Pleasant Beach Road	\$ -	\$ 527	\$ 6,262	\$ 3,206	\$ 9,996	\$ 9,996	
Friendship Trail - Pleasant Beach Road to 205m east of Pleasant Beach Road	\$ -	\$ 408	\$ 6,528	\$ -	\$ 6,937	\$ 6,937	
TOTAL: Other Lands in Port Colborne	\$ -	\$ 936	\$ 12,791	\$ 3,206	\$ 16,933	\$ 16,933	
TOTAL: WEST TRAIL BRANCH DRAIN	\$ -	\$ 960	\$ 12,791	\$ 7,325	\$ 21,076	\$ 21,076	

Future Maintenance costs shall be assessed in the same relative proportion as the outlet assessment for each property.

Description of Information contained in the Assessment Schedule

- Column 6 - In accordance with Sections 29 and 30 of the Drainage Act, allowance to be paid to landowner based on value of land lost due to:
 - construction or improvement of drainage works
 - disposal of excavated material
 - damage to trees, lawns, fences, lands and crops
 - Column 7 - In accordance with Section 22 of the Drainage Act, increased value of land adjacent to the Drain due to improvement to the Drain
 - Column 8 - In accordance with Section 24 of the Drainage Act, additional work to the drain which has no effect on the functioning of the Drain
 - Column 9 - In accordance Section 23 of the Drainage Act, increased value of land due to improved outlet for lands to be drained.
 - Column 10 - Total Assessment is the Sum of Column 7 (Benefit), Column 8 (Special Benefit), and Column 9 (Outlet)
 - Column 11 - Net Assessment is Column 10 (Total Assessment) less Column 6 (Total Allowance).
 - Column 12 - * Indicates agricultural land which is potentially eligible for OMAFRA subsidy.
- Net Assessment can be calculated by subtracting the OMAFRA subsidy from the Net Assessment.