

TO:	CHAIR AND MEMBERS CIVIC WORKS COMMITTEE MEETING ON JANUARY 21, 2013
FROM:	MIKE TURNER DEPUTY CITY TREASURER
SUBJECT:	TILE DRAIN LOAN 731615 ONTARIO LIMITED

RECOMMENDATION



That, on the recommendation of the Deputy City Treasurer the following actions be taken with respect to Tile Drain Loan applications:

- a) the attached proposed Borrowing By-law authorizing the borrowing capacity of the City of London with respect to Tile Drain Loans BE INTRODUCED at the Municipal Council meeting to be held on January 29, 2013; and
- b) the application submitted by 731615 Ontario Limited, for the property located at Con 8 N Pt Lot 15 Glanworth Dr. City of London (formerly Town of Westminster) for a Tile Drain Loan in the estimated amount of \$50,000.00 **BE APPROVED**, subject to the funding and approval of the loan being received from the Province of Ontario.

BACKGROUND

An application has been received from the property owner for a Tile Drain Loan in accordance with the provisions of the *Tile Drainage Act*. As per Ontario Regulation 403/02 section 4(4), debt under the Tile Drainage Act does not affect the long-term debt or financial obligation limit of the city.

The loan will be repaid by the property owner over a ten (10) year period.

SUBMITTED BY:	RECOMMENDED BY:
	
JIM LOGAN DIVISION MANAGER, TAXATION AND REVENUE	MIKE TURNER DEPUTY CITY TREASURER

/mp

- c: D. Simpson
M. Perkowska
A. Ripepi

Bill No.
2013

By-law No. DR-

A by-law to raise \$200,000 to aid in the construction of drainage works under the *Tile Drainage Act*, R.S.O. 1990, c. T.8.

The Municipal Council of The Corporation of the City of London, pursuant to the *Tile Drainage Act*, enacts as follows:

BORROWING BY-LAW

1. The Corporation of the City of London may, subject to the provisions of this by-law, borrow on the credit of the Corporation such sums not exceeding in the whole \$200,000 as determined by the council, and may issue debentures of the Corporation for the amount borrowed as provided in the *Act* payable to the Minister of Finance, which debentures shall reserve the right to prepay the whole or any part of principal and interest owing at the time of such prepayment.
2. Where an application for a loan under the *Act* is approved by the council and the inspector of drainage has filed with the clerk an Inspection and Completion Certificate, the council may include a sum, not exceeding the amount applied for or seventy-five percent of the total cost of the drainage works with respect to which the loan is made, in a debenture payment to the Minister of Finance in accordance with the *Act*, and may approve of the Corporation lending the said sum to the applicant.
3. A special annual rate shall be imposed, levied and collected over and above all other rates upon the land in respect of which the money is borrowed, sufficient for the payment of the principal and interest as provided by the *Act*.
4. This by-law comes into force on the day it is finally passed and enacted as a by-law of the Corporation.

PASSED in Open Council on January 29, 2013.

Joe Fontana
Mayor

Catharine Saunders
City Clerk

First Reading – January 29, 2013
Second Reading – January 29, 2013
Third Reading – January 29, 2013

To the council of the City of London
Property Ownership

If property is owned in partnership, all partners must be listed. If property is owned by a corporation, list the corporation's name and the name and corporate position of the authorized officer. Only the owner(s) of the property may apply for the loan.

Ownership Type Corporation

Name of Corporation

731615 Ontario Limited - Mayfield Farms

Authorized Officer

Last Name

Bradish

First Name

John

Middle Initial

W.

Position/Title

President

Applicant Mailing Address and Primary Contact Information

Last Name

Bradish

First Name

John

Middle Initial

W.

Unit Number

Street/Road Number

41397

Street/Road Name

Shorlea Line

PO Box

City/Town

St. Thomas

Province

Ontario

Postal Code

N5P 3T1

Telephone Number

519 633-4430 ext.

Cellphone Number (optional)

Email Address (optional)

Location of Land to be Drained

Lot or Part Lot

N1/2 Lot 15

Concession

8

Geographic Township

Westminster TWP. (City of London)

Parcel Roll Number

080-020-036-00

Civic Address

Unit Number

Street/Road Number

2847

Street/Road Name

Glanworth Drive

PO Box

City/Town

City of London

Province

Ontario

Postal Code

Description of Drainage System

Please attach a sketch of the location of the land you are planning to drain.

A mapping tool is available at: www.ontario.ca/drainage

Approximate Length of Pipe Material

ft/m

80,000 Feet

Area to be Drained

acre/ha

80 Acres

Proposed Outlet

Municipal Drain

Anticipated Date of Commencement

December 18, 2012

Anticipated Date of Completion

December 28, 2012

Estimated Total Cost of Drainage System

Material	\$80,000.00
Installation	
Inspection Fee	\$50.00
Other	
Total Cost	\$80,050.00

Amount of Loan Requested*	\$50,000.00	* Must be a multiple of \$100 not exceeding 75% of total cost of drainage work.
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Terms of Agreement

In making this application for a loan, I understand and agree to the following:

- The granting of the loan is conditional upon all work being conducted in accordance with the *Agricultural Tile Drainage Installation Act*;
- The approval or refusal of the application is at the discretion of council whose decision is final;
- I will be advised in writing of council's decision regarding the application;
- Should the loan application be approved, an inspector of drainage will complete an Inspection and Completion Certificate and submit it to council;
- Council shall levy and collect for the term of ten years, over and above all other rates upon the land in respect of which the loan is made, a special equal annual rate sufficient to discharge the principal and interest of the loan;
- The *Tile Drainage Act* sets out procedural matters which pertain to this application for a loan; and
- The sum of all loans issued to me, as an individual, or in my role in a partnership or corporation in this and any other municipality does not exceed \$50,000 for the period of April 1st to March 31st.

Signature of Owner(s)/Primary Contact



Date (yyyy/mm/dd)

DEC 5/2012

Signature of Owner(s)/Primary Contact

Date (yyyy/mm/dd)

Notice of Collection of Personal Information

Any personal information collected on this form is collected under the authority of the *Tile Drainage Act*, R.S.O. 1990, c. T.8 and will be used for the purposes of administering the Act. Questions concerning the collection of personal information should be directed to:

where the form is addressed to a municipality (*municipality to complete*)

City of London

and where the form is addressed to a territory without municipal organization, the Drainage Coordinator, Ministry of Agriculture, Food and Rural Affairs, 1 Stone Rd W, Guelph ON N1G 4Y2, 519 826-3552.



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<p>MAP LEGEND</p> <ul style="list-style-type: none"> Parks Major Pipelines Assessment Parcels Buildings Aerial Photos 	<p>Roll number: 080020036000000</p> <p>Owner: 731615 ONTARIO LIMITED</p> <p>Mailing address: 1769 MANNING DR LONDON ON N6N 1K1</p> <p>Legal description: CON 8 N PT LOT 15 IRREG 61.52AC FR D</p>	<p>Roll/Returned CVA: 251,000</p> <p>FTEP: 251000</p> <p>Assessment land use description: Farm property without buildings</p> <p>Electoral ward: 14 Click here for ward info</p> <p>GIS ID#: 79712</p>
	<p>0 metres 200 400 600 800</p>	