

October 21, 2019

Dear Sir / Madam,

**Re: Meeting to Consider the Engineer's Report for the Epp Drain (Peller Estates)**

As authorized by the Council of the Town of Niagara-on-the-Lake, an Engineer's Report was prepared by K. Smart Associates Limited for the improvement of a portion of the Epp Municipal Drain located along the west side of the entrance driveway to the Peller Estates Winery.

A Notice of the Meeting to Consider the Engineer's Report is included with this letter. If the share of the project cost assessed to your property is greater than \$100.00, a copy of the Engineer's Report is also included. If you have not received a copy of the Report and wish to have one, copies are available at the reception counter at the entrance to the Town Administration Offices.

The Meeting to Consider the Report will be held in the Town of Niagara-on-the-Lake Council Chambers at the meeting of Council at **6:00 PM, Monday November 11, 2019**. The Meeting to Consider will **not** deal with individual assessment concerns; these can only be dealt with at a Court of Revision, which will be held at a date after the Meeting to Consider.

If you cannot attend the Meeting to Consider or if you have any questions concerning this matter, please contact the Town staff listed below so that your comments and concerns can be noted.

René Landry  
Drainage Support Technician  
905-468-6435, ext. 327  
[rene.landry@notl.com](mailto:rene.landry@notl.com)

Town of Niagara-on-the-Lake  
1593 Four Mile Creek Road, Box 100  
Virgil, Ontario  
L0S 1T0

## Notice of Meeting to Consider the Engineer's Report

*Drainage Act, R.S.O. 1990, c. D.17, s. 42*

To:  
**Enter Name and Current Address of Property Owner**

In accordance with section 42 of the *Drainage Act*, you as an owner of land affected by the proposed drainage works for the

Epp Drain (Peller Estates)

(Name of drain)

are requested to attend a council meeting to consider the final report filed with the **Town**

of Niagara-on-the-Lake

for this drainage works.

The meeting will take place:

Date (yyyy/mm/dd)  
2019/11/11

Time  
6:00 p.m

Location  
Municipal Office

If the share of the project cost assessed to your property is more than \$100, a copy of the report is included with this notice.

Name of Clerk (Last Name, First Name )

Todd, Peter

Name of Municipality

Niagara-on-the-Lake

Signature of Clerk

Date (yyyy/mm/dd)

2019/10/21

**Failure to attend meeting:** If you do not attend the meeting, it will proceed in your absence. If you are affected or assessed by this proposed project, you will continue to receive notification as required by *the Drainage Act*.

### Activities at the meeting to consider the report:

- Usually the engineer will present a summary of the report to council
- For drains initiated by petition:
  - Petitioners will be given an opportunity to withdraw their name from the petition
  - Other owners that benefit from the drain will be given an opportunity to add their name to the petition
- Council must decide whether or not to proceed with the project by provisionally adopting the engineer's report by by-law; they also have the option to refer the report back to the engineer for modifications.
- All property owners affected by the drain will have an opportunity to influence council's decision
- There is no right to appeal assessments or other aspects of the engineer's report at this meeting; these appeal rights will be made available later in the procedure. *Drainage Act, R.S.O. 1990, c. D.17, s. 47 - 54.*

**Petitioners:** After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the original petitioners are responsible for the costs in shares proportional to their assessment in the engineer's report. *Drainage Act, R.S.O. 1990, c. D. 17 s. 43.*

