

# By-Law No. 2017-183

*A by-law of the City of Ottawa to provide for the partial abandonment of drainage works in the City of Ottawa - Staidler Municipal Drain, Main Drain from station 68+69 to station 116+13 and Staidler Municipal Drain, Brooks Branch from station 0+00 to station 5+60*

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**Enacted On:** 2017-05-24

**OttWatch Bylaw Reference:** <http://ottwatch.ca/bylaws/2017-183>

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BY-LAW NO. 2017 - 183

A by-law of the City of Ottawa to provide for the partial abandonment of drainage works in the City of Ottawa - Staidler Municipal Drain, Main Drain from station 68+69 to station 116+13 and Staidler Municipal Drain, Brooks Branch from station 0+00 to station 5+60.

WHEREAS the Staidler Municipal Drain By-law, being By-law 65-77 of the former Township of Rideau was passed pursuant to the *Drainage Act* R.S.O. 1990, D.17, as amended (the said by-law shall hereinafter be referred to as the "Staidler Municipal Drain By-law");

AND WHEREAS the lands of the former Township of Rideau are now included in the City of Ottawa by virtue of the *City of Ottawa Act, 1999*, S.O. 1999, c.14, Sch.E;

AND WHEREAS every by-law of the Township of Rideau is deemed to be a by-law of the City of Ottawa pursuant to Section 5(6) of the said *City of Ottawa Act, 1999*;

AND WHEREAS a notice of the Council of the City of Ottawa's intention to abandon a portion of the Staidler Municipal Drain has been sent under Subsection 84 (2) of the Drainage to all of the owners of lands assessed under the Staidler Municipal Drain By-law stating Council's intention to abandon the portion of the drainage works specified in the notice unless the clerk of the municipality receives a notice under Subsection 84(1) of the Drainage Act from any owner of assessed land requesting that the report of an engineer be made on the proposed abandonment;

AND WHEREAS as no notice has been received under Subsection 84(1) of the Drainage Act requesting that the report of an engineer be made on the proposed abandonment in accordance with Subsection 84(3) of the Drainage Act, the Council of the City of Ottawa may proceed with the enactment of a by-law to provide for the abandonment of the portion of the drainage works described in the notice that was sent under Subsection 84(2) the Drainage Act, being the portion of the Staidler Municipal Drain, Main Drain from station 68+69 to station 116+13 and Staidler Municipal Drain, Brooks Branch from station 0+00 to station 5+60;

AND WHEREAS there are no costs associated with the partial abandonment of the drainage works under the Staidler Municipal Drain By-law;

THEREFORE the Council of the City of Ottawa enacts as follows:

1. The following portions of the Staidler Municipal Drain are hereby abandoned:
  - a. Main Drain from station 68+69 to station 116+13, Lots, 1,2 and 3, Concession 4; and,
  - b. Brooks Branch from station 0+00 to station 5+60, Lot 2, Concession 4.

2. The City of Ottawa, pursuant to subsection 84(5) of the *Drainage Act*, has no further obligation with respect to those portions of the drainage works under the Staidler Municipal Drain By-law that are described in Section 1 of this By-law.

3. This by-law comes into force on the passing thereof and may be cited as the “Staidler Municipal Drain Partial Abandonment By-law, 2017”.

ENACTED AND PASSED this 24th day of May, 2017

CITY CLERK

MAYOR

BY-LAW NO. 2017 - 183

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Enacted by City Council at its meeting of May 24, 2017.

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LEGAL SERVICES  
CLC/File G04-01 STAI

COUNCIL AUTHORITY:  
City Council, May 10, 2017,  
Bulk Consent Agenda Item G  
(ARAC Report No. 24)