



**Staff Report CL2024-009**

**Title of Report:** CL2024-009 – Petition for Drainage Works – Engineer Appointment – Martin-Bauman-McDonald  
**Department:** Clerks  
**Branch:** Legislative and Council Services  
**Council Date:** April 3, 2024

**Recommendation:**

**Be it resolved that** Council receive Staff Report CL2024-009 for information; and **That** Council accepts the Petition for Drainage Works under Section 4 of the *Drainage Act*, signed by Marlin and Rita Martin and Joseph M and Adina Bauman, owners in partner of Lots 7 and 8, Concession 12, Geographic Township of Proton and Brendan McDonald, owner of Lot 7, Concession 13, Geographic Township of Proton; and

**That** Council directs the Clerk to notify the petitioners and the Saugeen Valley Conservation Authority of its decision to proceed as required by Section 5 of the *Drainage Act*; and

**That** Council appoint Tom Pridham, P. Eng., of R.J. Burnside & Associates Ltd. as the Engineer to make an examination of the area requiring drainage in the received drainage petition and to provide a report to Council in accordance with Section 8 of the *Drainage Act*, for consideration at a future meeting of Council.

**Background:**

A petition for drainage works has been received from the owners of lands described as Lots 7 and 8, Concession 12 and Lot 7, Concession 13, former geographic Township of Proton, as follows (yellow highlight):



**Staff Comments:**

The purpose of the drainage petition is to construct a new open channel and deepen or widen an existing watercourse. The petition is included in this staff report as Attachment #1.

Staff are recommending that Council accept the petition for drainage works and appoint Tom Pridham, P. Eng., of R.J. Burnside & Associates Ltd. as the Engineer to complete this work.

The *Drainage Act, 1990*, provides the following:

*5 (1) Where a petition in accordance with section 4 has been filed, the council shall forthwith consider the petition and shall, within thirty days after the filing of the petition,*

*(a) if it decides not to proceed with the drainage works, send notice of its decision to each petitioner; or*

*(b) if it decides to proceed with the drainage works, send notice of the petition and of its decision to the prescribed persons.*

If Council does not proceed, the petitioners may appeal to the Tribunal for a subsequent order.

**Financial Implications:**

There are not currently any financial implications to the Township as a result of this report. There will be future financial implications to the Township that are unknown at this time, cost estimates would be provided through a future engineer’s report.

**Communications & Strategic Plan Impact:**

None.

**Concluding Comments:**

That Council accept the petition for drainage works, direct staff to notify petitioners and the conservation authority and appoint Tom Pridham, P. Eng., of R.J. Burnside & Associates Ltd. to make an examination of the area requiring drainage as described in the received drainage petition and to provide a report to Council for consideration at a future Council meeting.

Respectfully Submitted,

**Dept. Head:** Original Signed By  
Lindsey Green, Clerk

**Dept. Head:** Original Signed By  
Jim Ellis, Public Works Manager

**CAO Approval:** Original Signed By  
Dina Lundy, CAO

**Attachment #1** – Petition for Drainage Works – Martin/Bauman/McDonald