



**CITY OF HAMILTON**  
**PUBLIC WORKS DEPARTMENT**  
**Engineering Services Division**

<b>TO:</b>	Chair and Members Public Works Committee
<b>COMMITTEE DATE:</b>	June 2, 2014
<b>SUBJECT/REPORT NO:</b>	Municipal Act Project - Sanitary and Storm Sewer on Eleanor Avenue (PW14053) - (Ward 7)
<b>WARD(S) AFFECTED:</b>	Ward 7
<b>PREPARED BY:</b>	Alfonso Salemi 905-546-2424, Extension 2388
<b>SUBMITTED BY:</b>	Gary Moore, P.Eng. Acting General Manager Public Works
<b>SIGNATURE:</b>	

**RECOMMENDATION**

- (a) That pursuant to Section 250.1 of the Municipal Act, 2001, S.O. 2001, a full cost recovery mechanism be implemented for the construction cost of the sanitary and storm sewer extension in order to recover, for the City, the total estimated cost of \$516,591.56, for sanitary sewer on Eleanor Avenue from 35m south of Dulgaren Street to 190m north and storm sewer on Dulgaren Street from Eleanor Avenue to 23m west and on Eleanor Avenue from Dulgaren Street to 190m north. This cost also includes one (1) sanitary and one (1) storm sewer private drain per property from the main sewer to the property line. The actual cost will be recovered in total from benefiting property owners on Eleanor Avenue, on a property frontage basis for the mainline sewer and a linear meter basis for private drains;
- (b) That the charges for the municipal sanitary and storm sewer extension outlined in Recommendation (a) of Report PW14053 shall be payable upon the completion of the construction works by the benefiting property owners;
- (c) That the General Manager of Finance and Corporate Services be authorized and directed to prepare the necessary full cost recovery by-law.

**EXECUTIVE SUMMARY**

This report seeks authorization for the preparation of a full cost recovery by-law, under the Municipal Act for the construction cost of the extension of sanitary sewer on Eleanor Avenue from 35m south of Dulgaren Street to 190m north and storm sewer on Dulgaren Street from Eleanor Avenue to 23m west and on Eleanor Avenue from Dulgaren Street to 190m north in the City of Hamilton.

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The sewers will be constructed in conjunction with the replacement of the existing watermain (Capital Budget Program) on Eleanor Avenue from Dulgaren Street to Stone Church Road East and road reconstruction of 8.5 meters of pavement on Eleanor Avenue from Dulgaren Street to Stone Church Road East. In doing so, this will achieve a cost savings to this project. There will be no cost to the existing property owners for the replacement of the existing watermain. Also, the existing property owners will only be charged for the restoration of the sewer trenches and not the reconstruction of the road.

If additional private drains or water services are requested, the owners will have to pay for these additions upon the completion of construction.

This Municipal Act project (Appendix "A") consists of the construction of sanitary sewer on Eleanor Avenue from 35m south of Dulgaren Street to 190m north and storm sewer on Dulgaren Street from Eleanor Avenue to 23m west and on Eleanor Avenue from Dulgaren Street to 190m north, including sanitary and storm sewer private drains. Cost recovery from benefiting property owners on Eleanor Avenue (Appendix "B") will be repaid to the City.

This sanitary and storm sewer extension and private drains are in accordance with Report TOE02005b/FCS02026b/PED07248 "Funding Methodology for Municipal Extensions Review and Updates". This project is an owner initiated Municipal Act sanitary and storm sewer extension where the benefiting properties repay the City upon the completion of the construction.

***Alternatives for Consideration - See Page 3***

**FINANCIAL - STAFFING - LEGAL IMPLICATIONS**

Financial: N/A  
Staffing: N/A  
Legal: N/A

**HISTORICAL BACKGROUND**

Owner Initiated Municipal Act sanitary and storm sewer extension petition was "Sufficiently Petitioned For" under the Municipal Act, 2001, S.O. 2001 by the City Clerk's Office on November 13, 2013. As a result there is no financial risk to the City of Hamilton.

**POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

This project is in compliance with the "Funding Methodology for Municipal Infrastructure Extensions Review and Update" (TOE02005b/FCS02026b/PED07248) approved by Council.

**RELEVANT CONSULTATION**

The property owner of 60 Eleanor Ave was provided with the estimates and package to approach the other affected property owners to complete a sufficient petition.

Planning and Economic Development - Infrastructure Planning was consulted on the future growth in the area. Some properties have potential for subdividing in future. Asset Management, Public Works was consulted with respect to co-ordination activities. It was determined that the road and watermain works are to be constructed along with this Municipal Act sewer project to achieve cost efficiencies. It was determined not to urbanize the road due to potential future road cuts.

## **ANALYSIS AND RATIONAL FOR RECOMMENDATION**

As per the owner initiated "Sufficiently Petitioned For" Municipal Act project, the sanitary and storm sewers will be constructed on Eleanor Avenue. Approval of the recommendations contained in this report will enable the City to recover the costs from the benefitting property owners for this project, upon the completion of the construction of the works.

## **ALTERNATIVES FOR CONSIDERATION**

The alternative would be that the City pays for the construction of the sanitary and storm sewer. This is not recommended as it does not follow the Council approved procedure.

## **ALIGNMENT TO THE 2012 - 2015 STRATEGIC PLAN**

### **Strategic Priority #1**

A Prosperous & Healthy Community

*WE enhance our image, economy and well-being by demonstrating that Hamilton is a great place to live, work, play and learn.*

#### **Strategic Objective**

- 1.2 Continue to prioritize capital infrastructure projects to support managed growth and optimize community benefit.
- 1.5 Support the development and implementation of neighbourhood and City wide strategies that will improve the health and well-being of residents.

### **Strategic Priority #2**

Valued & Sustainable Services

*WE deliver high quality services that meet citizen needs and expectations, in a cost effective and responsible manner.*

#### **Strategic Objective**

- 2.1 Implement processes to improve services, leverage technology and validate cost effectiveness and efficiencies across the Corporation.

## **APPENDICES AND SCHEDULES ATTACHED**

Appendix A	Location Map - Eleanor Avenue
Appendix B	Eleanor Avenue - Owner Initiated Municipal Act