



DATE: Regular Council Meeting SUPPLEMENTARY Agenda
Wednesday, June 10, 2026
TIME: 5:00 PM
PLACE: Council Chambers

Page

1. CALL TO ORDER

- 1.1. For more information, please see the link for the full agenda below:
[2026 06 10 Regular Council Meeting Agenda](#)

9. STAFF REPORTS

- 2 - 5 9.8. Request for Improvement (Section 78) - Maw-Ellerker Drain
That the report by Ryan Tamming, Drainage Coordinator, dated June 4, 2026, regarding a request for Drain Improvement for the Maw-Ellerker Drain be received; and that Council appoint R. Dobbin Engineering Inc. under Section 78 of the *Drainage Act* to produce a report based on the improvement request received June 2nd, 2026.
[Staff Report - SR-26-092 - Pdf](#)

STAFF REPORT

Report To: Mayor & Members of Council
Approved by: Adam Sobanski, Chief Administrative Officer
CC: Paul daSilva, Director of Public Works
From: Ryan Tamming, Drainage Coordinator
Department: Public Works
Date: June 4, 2026
Re: Request for Improvement (Section 78) - Maw-Ellerker Drain

RECOMMENDATION:

That the report by Ryan Tamming, Drainage Coordinator, dated June 4, 2026, regarding a request for Drain Improvement for the Maw-Ellerker Drain be received; and that Council appoint R. Dobbin Engineering Inc. under Section 78 of the *Drainage Act* to produce a report based on the improvement request received June 2nd, 2026.

BACKGROUND INFORMATION:

The Town of Plympton-Wyoming has received a request for drain improvement, as follows:

<u>Drain Name</u>	<u>Request</u>	<u>Applicant</u>
Maw-Ellerker Drain	Section 78 Improvement	D.Shea Lot 26, Con 9

The Maw-Ellerker is comprised of a tile drain that flows into an open channel. This channel would likely be deemed a 'natural watercourse', as it is not governed by a Drainage Act By-law. The drain begins in Lot 29, Concession 9, East of Brush Road. The drain flows South-West, crossing Brush Road, where it outlets into the open channel where it meets the Archer Drain. Downstream of the junction of the Archer and Maw-Ellerker Drains, the channel is blocked with downed trees and debris.

The upstream landowner has requested that portion of the watercourse be cleaned. Without first extending the Municipal Drain further downstream, the Town and Superintendent have no authority to perform the work or assess the costs.

The Conservation Authority has waived its right to an Environmental Assessment on this project.

DISCUSSION:

Requests for engineer reports under Section 78 of the *Drainage Act* may be submitted by the landowner(s) on a drain; however, the appointment of an engineer is initiated by Council. Council's duty under the Act is to maintain and repair drainage works and ultimately Council makes the decision on whether to proceed with reports under Section 78 of the Act. If Council feels the request

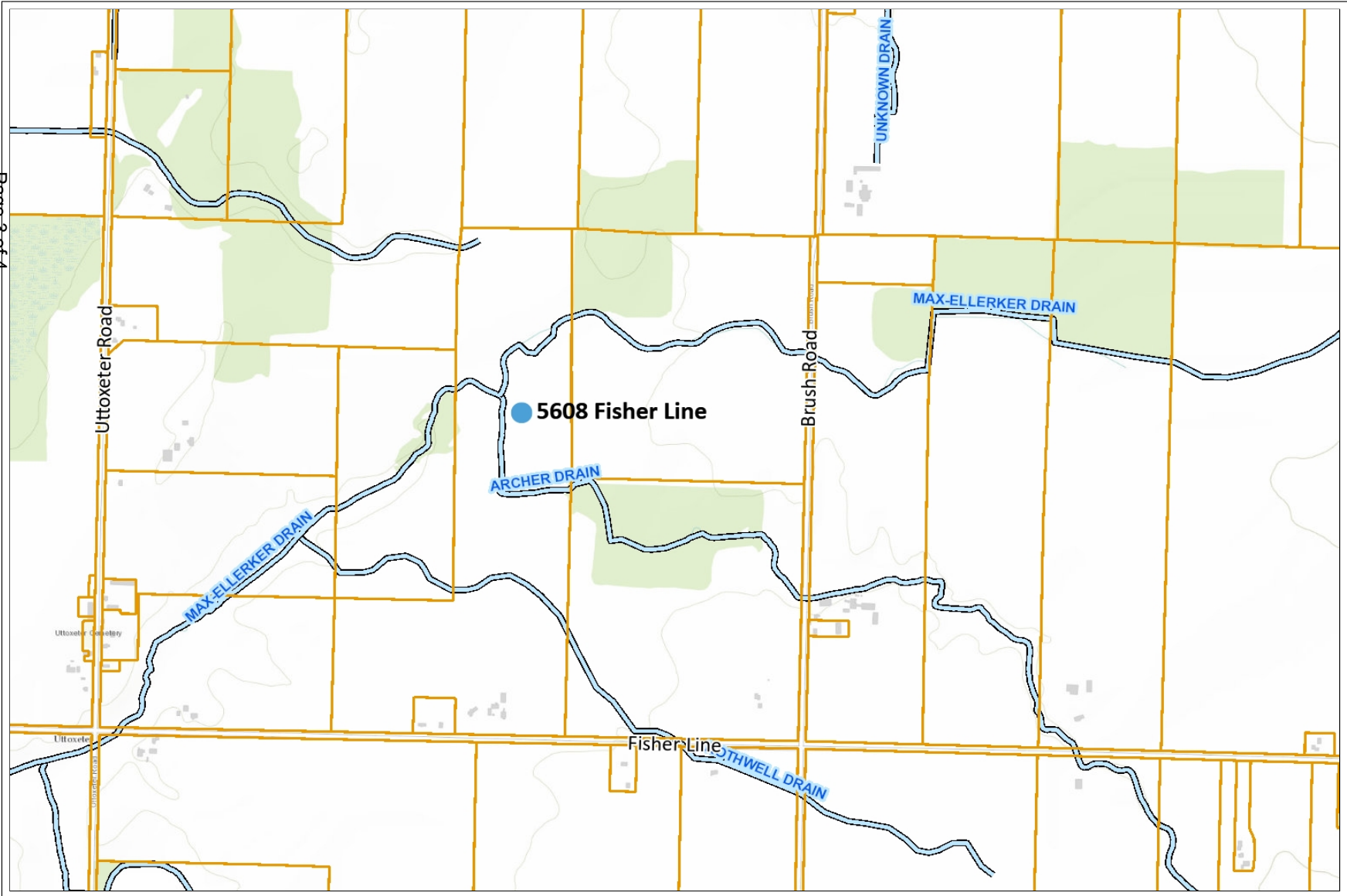
is in the best interest of the drainage community (the persons and lands affected by the Maw-Ellerker Drain) it may proceed to appoint an engineer. If Council does not agree that the request is in the best interest of the drainage community, they have the right to refuse. As always, the decision is appealable by the landowner.

FINANCIAL IMPACT:

The cost of the drainage work will be apportioned to the drain in the manner outlined in the Drainage Report, as per the requirements of the *Drainage Act*.

ATTACHMENTS:

[Maw-Ellerker Drain - location map](#)
[sc. 78 request - D. Shea_Redacted](#)



671 0 336 671



Metres

1: 13,217



This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.





Section 78

REQUEST FOR IMPROVEMENT OF A MUNICIPAL DRAIN

We, the undersigned landowners, hereby request the Council of the Town of Plympton-Wyoming, to appoint an Engineer to prepare a new report under Section 78 of the Drainage Act R.S.O. 1990.

Drain Name: MAW. ELERKER / ARCHER DRAIN Lot: 26 Con: 9
(If needed, draw a map on the backside of this page.)

Work Required:

- Changing the course of the drainage works
- Closing in of existing open channel
- New or replacement drain crossing
- Deepening or widening of an existing Municipal Drain
- Other: _____

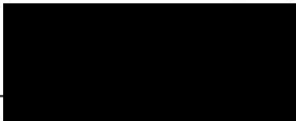
Estimated length of project: _____


General description of soils in the area: _____

Purpose of proposed work (check one):

- Tile drainage only
- Surface water drainage only
- Both

NOTE: When signing this petition, owners are advised that they may be charged for work performed by the appointed engineer should the works not proceed as requested.

Signature:  Date: JUNE 2/2026

OFFICE USE
RECEIVED BY:  Date: JUNE 3/2026