



Municipality of French River

Court of Revision Agenda Dupuis, Timony & Highway 607 Drains

Wednesday, February 28, 2018 at 7:00 p.m.
held in the Council Chambers

The purpose of the Court of Revision under the Drainage Act is to allow landowners to appeal their assessment on the New Schedule of Assessments for the Dupuis, Timony & Highway 607 Drains.

The Court of Revision has no authority to change the engineer's report in any way other than to alter the schedule of assessments; if one assessment is reduced, others must be increased.

The jurisdiction of the Court of Revision is limited; any owner of land assessed for the drainage works can appeal to the Court of Revision on the following grounds:

- land or road has been assessed too high or too low.
- land or road should have been assessed but has not been assessed.
- due consideration has not been given to the type of use of the land.

Court of Revision Members:

Mayor Claude Bouffard
Councillor Michel Bigras
Councillor Dean Wenborne

Staff:

Marc Gagnon, Chief Administrative Officer
Mélanie Bouffard, Clerk
Neal Morris, P. Eng., K. Smart Associates Ltd
John Linley, Drainage Superintendent, K. Smart Associates Ltd

Agenda Items

- 1. Call to order, roll call and adoption of the agenda**
- 2. Disclosure of Pecuniary Interest**
- 3. Appointment of Chair of Court of Revision**
- 4. Appointment of Secretary of Court of Revision**

5. Written Appeals of Assessment Received by the Clerk

Drain	Landowner Name	Roll No.
Hwy 607 Drain	Claude & Lorraine Courchesne	5201-010-000-36500-0000
Dupuis Drain	Ken & Debbie Owen	5201-030-000-16300-0000

5.1 Overview of Appeals to the Engineer's Report

- The Engineer will provide an overview of the appeals in the order they were received.

5.2 Landowner Appeals

- The appellants will be invited to present their evidence for their appeal in the order provided.

6. Late Written Appeals of Assessment Received by the Clerk

*a resolution will be required to allow any late appeals

6.1 Landowner Late Appeals

- The appellants will be invited to present their evidence for their appeal in the order provided.

7. Deliberation and Meeting Recess

- The Court of Revision will recess and meet to consider the information and evidence received and obtain advice from the Engineer to assist with their decisions.

8. Decisions of the Court and Meeting Reconvene

- The Court of Revision will reconvene to announce the decisions of the appeals.

8.1 Court of Revision Decisions

9. Adjournment

If the Court of Revision decides to reduce a property's assessment and is adding this reduction to another property whose owner was not in attendance, the court must adjourn and the Clerk must schedule a second sitting of the Court and notify all property owners affected by the change of assessment who were not present to allow them to appeal.

After the Court of Revision pronounces their decision, a written decision will follow with instruction on the process to appeal the decisions of the Court of Revision to the Ontario Drainage Tribunal.