



## Court of Revision Minutes

March 17, 2021, 5 PM

Location: Electronic Meeting

Accessible formats or communication supports are available upon request. Please contact the Clerk's Office at [clerks@essex.ca](mailto:clerks@essex.ca) or 519-776-7336 extension 1100 or 1101.

This is pursuant to the reconsidered report prepared by Gerard Rood, Professional Engineer, Rood Engineering Inc., dated January 12<sup>th</sup>, 2021 which was considered and adopted at a Consideration Meeting held February 3, 2021 and pursuant to By-Law No.1988 which received two readings by Council at its regular meeting held February 16, 2021.

This sitting of this Court of Revision was duly appointed by Council on February 16, 2021.

Section 54 (1) of The Drainage Act provides that the decision of the Court of Revision can be appealed to the Drainage Tribunal within twenty-one (21) days from the date of the Court of Revision. The final day for appeal is April 7, 2021. At the first Council meeting after this date the third reading to By-Law No. 1988 will be given.

The Deputy Clerk confirmed that all notices have been sent in accordance with The Drainage Act.

Present: Percy Dufour, Court of Revision Chair  
Luke Martin, Court of Revision Member  
Kirk Carter, Court of Revision Member

Also Present: Shelley Brown, Deputy Clerk, Legal and Legislative Services  
Norm Nussio, Manager, Operations and Drainage  
Lindsay Dean, Drainage Superintendent  
Tanya Tuzlova, Operations/Drainage Clerk  
Gerard Rood, Professional Engineer, Rood Engineering Incorporated

From General Public: None

Regrets: None

Absent: None

### **1. Call to Order**

The Chair called the meeting to order at 5:00 PM

### **2. Declarations of Conflict of Interest**

There were no declarations of conflict of interest noted at this time.

### **3. Adoption of Published Agenda**

#### **3.1 Court of Revision Agenda for March 17, 2021**

##### **COR21-03-001**

Moved by Luke Martin

Seconded by Percy Dufour

**That** the published agenda for the March 17, 2021 Court of Revision be adopted as presented.

**Carried**

### **4. Adoption of Minutes**

#### **4.1 Court of Revision Minutes for February 24, 2021**

##### **COR21-03-002**

Moved by Luke Martin

Seconded by Kirk Carter

**That** the minutes of the Court of Revision for Rush Drain Relocation held on February 24, 2021 be adopted as circulated.

**Carried**

### **5. List of Written Appeals**

The Chair advised that the purpose of the Court of Revision is to hear appeals regarding the schedule of assessment only. The schedule of assessment may be altered, but the total assessment must remain the same. If one assessment is reduced then another must be increased to balance.

Deputy Clerk informed that there were no appeals.

### **6. Public Presentations**

#### **6.1 Gerard Rood, Professional Engineer**

Re: Reconsidered Report from Rood Engineering Incorporated dated January 12<sup>th</sup>, 2021 regarding 13<sup>th</sup> Concession West Drain New Bridge for Martin, Geographic Township of Colchester North, Project REI2020D027, Town of Essex, County of Essex.

#### **6.2 Court of Revision Decision**

##### **COR21-03-003**

Moved by Kirk Carter

Seconded by Luke Martin

**That** the assessments contained in the schedules of assessment Reconsidered Report for the 13<sup>th</sup> Concession West Drain New Bridge for Martin, Geographic Township of

Colchester North, Project REI2020D027, Town of Essex, County of Essex as prepared by Gerard Rood, Professional Engineer, dated January 12th, 2021 be confirmed as presented.

**Carried**

**7. Adjournment**

**COR21-003-004**

Moved by Kirk Carter  
Seconded by Luke Martin

**That** the meeting be adjourned at 5:07 PM

**Carried**

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Chair

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Recording Secretary