



Court of Revision Minutes

July 6, 2021, 5 PM

Location: Electronic Meeting

Graveline Drain New Bridge at MN 1241 & Maintenance Schedule of Assessment

Geographic Township of Colchester North, Project REI2020D031,

Town of Essex, County of Essex

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

This is pursuant to the report prepared by Gerard Rood, Professional Engineer, Rood Engineering Inc., dated April 28th, 2021 which was considered and adopted at a Consideration Meeting held May 19th, 2021 and pursuant to By-Law No. 2023 which received two readings by Council at its regular meeting held June 7, 2021.

This sitting of this Court of Revision was duly appointed by Council on June 7, 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 July 27, 2021. At the first Council meeting after this date the third reading to By-Law No. 2023 will be given.

The 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
Janice Dougherty, Court of Revision Member

Also Present: Robert Auger, Town Solicitor, Legal and Legislative Services/Clerk
Lindsay Dean, Drainage Superintendent
Tanya Tuzlova, Drainage Clerk
Gerard Rood, Professional Engineer, Rood Engineering Incorporated

From General Public: Nick Mastromattei/2442747 Ontario LTD
1241 South Malden Road, Essex, ON, N9V 2Y7

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 July 6, 2021

COR21-06-001

Moved by Luke Martin

Seconded by Janice Dougherty

That the published agenda for the June 6, 2021 Court of Revision be adopted as presented.

Carried

4. Adoption of Minutes

4.1 Court of Revision Minutes for Barrette Drain, Repairs and Improvements held on May 5, 2021

COR21-06-002

Moved by Luke Martin

Seconded by Janice Dougherty

That the minutes of the Court of Revision for Barrette Drain held on May 5, 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.

The Clerk informed that there were no appeals.

6. Public Presentations

6.1 Gerard Rood, Professional Engineer

Re: Report from Rood Engineering Incorporated dated April 28th, 2021 regarding Graveline Drain New Bridge at MN 1241 & Maintenance Schedule of Assessment, Geographic Township of Colchester North, Project REI2020D031, Town of Essex, County of Essex.

Mr. Rood presented the detailed overview of the report. Mr. Rood added that after the Consideration of Report meeting, he was notified that the date of the on-site meeting was

wrong. The updated page 2 of the report with the corrected date was mailed out to the property owners with the Court of Revision Notice and provisional by-law#2023.

There were no questions or concerns from Court of Revision members and Mr. Mastromattei.

COR21-06-003

Moved by Luke Martin

Seconded by Janice Dougherty

That the assessments contained in the schedules of assessment Report for the Graveline Drain New Bridge at MN 1241 & Maintenance Schedule of Assessment, Geographic Township of Colchester North Project REI2020D031, Town of Essex, County of Essex as prepared by Gerard Rood, Professional Engineer, dated April 28th, 2021 be confirmed as presented.

Carried

7. Adjournment

COR21-006-004

Moved by Janice Dougherty

Seconded by Luke Martin

That the meeting be adjourned at 5:08 PM

Carried

Chair

Recording Secretary