

The Corporation of the Town of LaSalle

Date	May 2, 2017	Report No:	CL-10-17
Directed To:	Mayor and Members of Council	Attachments:	
Department:	Council Services	Policy References:	
Prepared By:	B. Andreatta, Director Council Services/Clerk		
Subject:	Court of Revision		

RECOMMENDATION:

That the Clerk BE AUTHORIZED to advertise for expressions of interest to serve on the Court of Revision.

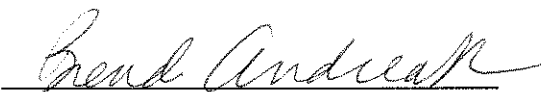
REPORT:

History

Council will recall approving a report from the Director Public Works in 2016 to commence using the *Drainage Act* for drainage works. To date, drainage engineers have been appointed for works on the Howard Avenue, Chappus and Bessette Drains. The engineers will prepare reports for the proposed drainage works, a Schedule of Assessment of properties affected by the works and the assessed costs. Once the report is provisionally adopted by Council, a notice of the Court of Revision is sent to all affected property owners stating a time and place for the sitting of the Court of Revision. The purpose of the Court of Revision is to hear any objections to the charges being assessed to individual property owners for proposed Drainage works outlined in the report. Any person who owns property that is being assessed for charges may object to the charges by filing an objection with the Clerk within 10 days of the sitting of the Court of Revision, setting out the objection and reasons in support of it. Assessed charges can be revised if the Court of Revision supports the proposed objection. The operations of the Court of Revision are governed by the *Statutory Powers and Procedures Act*.

A Court of Revision is required under Section 97 of the *Drainage Act* and consists of 3 or 5 members. The Court of Revision may be composed of members of Council or persons eligible to be a member of Council. The *Act* precludes members of Council from being paid if they sit on a Court of Revision however, lay representatives may be paid remuneration. It is important to note that Council members appointed to a Court of Revision must act and make decisions on the Court of Revision as members of that body and not as members of Council. For this reason many municipalities appoint a Court of Revision comprised of lay representatives to avoid Council members being put in the position of essentially wearing two hats.

Direction is sought from Council as to the preferred composition and should lay representatives be sought, advertisements and recruitment will commence.



Brenda Andreatta
Director Council Services/Clerk

Reviewed by:							
CAO	Finance	Council Services	Public Works	DSI	Culture & Rec	Fire	

