



COURT OF REVISION

MINUTES

Tuesday, May 23, 2017

6:45 PM

Council Chambers

2021 Division Road N

Kingsville, Ontario N9Y 2Y9

Members of Council Mayor Nelson Santos
 Councillor Thomas Neufeld
 Councillor Larry Patterson
 Deputy Mayor Gord Queen

Absent: Councillor S. Coghill

Members of P. Van Mierlo-West, CAO
Administration K. Vegh, Drainage Supervisor
 J. Astrologo, Director of Corporate Services
 S. Kitchen, Deputy Clerk-Council Services

A. OPENING COURT OF REVISION

Mayor Santos called the Court of Revision to order at 6:45 p.m.

B. DISCLOSURE OF PECUNIARY INTEREST

Mayor Santos reminded the members that any declaration is to be made prior to each item being discussed and to identify the nature of the conflict, if any, as the agenda items come forward.

C. ORDER OF APPEALS OF ASSESSMENTS

1. Henderson Drain and Branches Bridge Maintenance Sharing

Engineer Gerard Rood and Drainage Superintendent K. Vegh were in attendance.

- i) Notice of Sitting of Court of Revision, dated April 18, 2017
- ii) Excerpt of the Report Consideration Minutes, dated April 10, 2017
- iii) By-law 36-2017, provisionally adopted on April 10, 2017.

Engineer Rood indicated there were no correspondence items received since the date of the presentation of the Engineer's Report.

Comments from the audience:

Rod Stapleton 1891 Road 2 West and 1899 Road 2 West asked why the drain has been diverted just before it reaches his property.

Engineer Rood confirmed that the property that was spoken about is outside the watershed based on the past reports and as such the channel is a natural watercourse. As a result Mr. Stapleton is not affected by the provisions of the Drainage Act because the drain is not extending on the portion of his property.

Mr. Stapleton indicated that In the 1960s the drain did come through his property, so he is confused as to why is it now diverting in a different direction. He also asked if the Town would be cleaning out the drain at the back of his property.

Engineer Rood indicated that he does not have any information on that issue. He suggested that past drainage works might have been private works.

Drainage Superintendent Vegh stated that the Town has had discussions with Mr. Lewis and it was indicated that local residents would be removing any of the fallen brush within that drain corridor. The Ministry of Natural Resources and the Essex Region Conservation Authority have indicated that the area is an extremely sensitive area and it would be a challenge to get the equipment there to do so. Therefore, local residents will be removing the brush from the drain.

Mr. Vegh explained that the natural watercourse is out of the Town's jurisdiction.

There were no other comments from anyone in attendance in the audience.

There were no questions or comments from Members of Council.

CR7-2017

Moved by Councillor Larry Patterson

Seconded by Councillor Thomas Neufeld

Approve the Schedule of Assessment for the Henderson Drain and Branches Bridge Maintenance Sharing, Town of Kingsville (Rood Engineering Inc. Project 2015D019).

CARRIED

D. CLOSE COURT OF REVISION

The Court of Revision closed at 6:55 p.m.

E. ADJOURNMENT

MAYOR, Nelson Santos

CLERK, Jennifer Astrologo