

2021-08-26

From David Brisbin, Cottage 111-2 Bruce Beach Road.

Further to my verbal submission to the Court of Revision on 9 August, regarding the Bruce Beach Municipal Drain, Phase 1.

Below is my Appeal of the decision of the Court of Revision under section 48(1) (b) 'the drainage works should be modified on the grounds to be stated' and section 50(2)(g) 'reason for appeal' – that the assessment against lands and roads within the limits of the appealing municipality and roads under its jurisdiction is illegal, unjust or excessive.

My wife and I reside in Elora, which is in Center Wellington, and have a cottage as stated above. A number of years ago C.W. council realized that there were some 50 bridges in the county that needed to be repaired and to that end initiated a 'levy' to all taxpayers to enable them to make repairs on a yearly basis until all the bridges have been repaired. I think that Huron Kinloss should do the same with respect to this Municipal Drain that affects Bruce Beach. By way of argument, let's just say that county road 30 in Huron Kinloss needed a bridge. I don't think council would make an assessment to the property owners along that road to pay for the bridge. In the same vein, it is my respectful opinion that all taxpayers in Huron Kinloss should bear the cost of this drain. Making only the property owners in the vicinity of the watershed will be setting a dangerous precedent, in that you will be forced for future capital expenses to only assess the cost to the property owners in the area of that particular project.

I would have thought when the Headway Engineering report of July 8 2021 was presented and the various assessments were published, that council would have been stunned when seeing amounts like \$63,373, \$24,242, \$29,199, \$40,284 etc etc that was being assessed to these property owners. I would like to think that you would, just for a moment, have put yourselves in the position of those property owners and wonder what would your reaction have been and how they will be able to come up with that kind of money.

This 'issue' first came to the attention of council in 2009, so there has been a number of years for council to put money aside in a 'rainy day' fund. I implore you to do the right thing.

Regards



David Brisbin