



## Staff Report

**Report Title: Bruce Beach Municipal Drain – Phase 1 Tribunal Appeals**

**Prepared By: Grant Collins, Drainage Superintendent**

**Department: Drain**

**Date: Sep. 8, 2021**

**Report Number: DRAIN-2021-09-20**

**File Number:**

**E09-BBD Ph1**

**Attachments: Pollock Appeal, Gancevich Appeal, Brisbin Appeal**

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### **Recommendation:**

THAT the Township of Huron-Kinloss Committee of the Whole hereby receives for information Report DRAIN-2021-09-20 prepared by Grant Collins, Drainage Superintendent.

### **Background:**

The Court of Revision for the Bruce Beach-Phase 1 Municipal drain was held on August 9, 2021. The purpose of the Court of Revisions is to deal with appeals from members of the watershed that feel that they have been inappropriately assessed for the cost of the work.

There were two written appeals submitted by the deadline for submissions. No late appeals either written or verbal were accepted by the Court.

As a result, one comment was made by a member of the watershed concerning assessments. Any member of the watershed who has appealed to the Court and is dissatisfied with the result may appeal further to the Ontario Drainage Tribunal.

### **Discussion:**

The Township has received three appeals that have been forwarded to the Tribunal.

1. Gary and Karen Pollock, 726 Lake Range Drive-Sec. 54
2. Gancevich Family, 98 Bruce Beach Road-Sec. 54
3. David Brisbin, 111-2 Bruce Beach Road-Sec. 48 (the Clerk has requested confirmation from the appellant as Sec 48 is related to the Drainage report and the information provided speaks to a Sec 54 appeal)

The Township will be advised by the Tribunal when the appeals can be heard, and the appellants will be notified.

This is part of the due process of the Drainage Act to ensure fairness to any member of the watershed who is assessed for costs of a project.

**Financial Impacts:**

Associated legal costs are unknown at this time.

**Strategic Alignment / Link:**

We are an accessible community by being open and transparent

**Respectfully Submitted By:**

Grant Collins, Drainage Superintendent

**Approved By:**

Mary Rose Walden, Chief Administrative Officer