

**NOTICE OF CONSENT DECISION**

**NO. 0098 05/12**

CVG  
1200-10665 JASPER AVENUE  
EDMONTON, AB T5J 3S9

The City of Edmonton  
Assessment and Taxation Branch  
600 Chancery Hall  
3 Sir Winston Churchill Square  
Edmonton AB T5J 2C3

This is a decision of the Composite Assessment Review Board (CARB) from a hearing held on May 24, 2012 respecting a postponement or adjournment request for:

<b>Roll Number</b>	<b>Municipal Address</b>	<b>Legal Description</b>	<b>Assessed Value</b>	<b>Assessment Type</b>	<b>Assessment Notice for:</b>
2917805	11425 132 Street NW	Plan: 7720986 Block: 17 Lot: 1	\$4,697,000	Annual New	2012

**Before:**

Peter Irwin, Presiding Officer

**Board Officer:** Rhoda Lemphers

**Persons Appearing on behalf of Complainant:**

No appearance.

**Persons Appearing on behalf of Respondent:**

No appearance.

**ISSUE**

Should a postponement of the 2012 Annual New Realty Assessment hearing scheduled for July 18, 2012 be granted as requested by the Complainant?

## **POSITION OF THE COMPLAINANT**

The Complainant requests this postponement due to the fact that the subject property is associated with eight other properties that are already scheduled to be heard on August 27, 2012.

The Complainant states that the roll numbers of the eight other properties are as follows:

- 2917904
- 2918159
- 2918258
- 2918324
- 2918449
- 10054328
- 2917854
- 2818209

The Complainant requests the subject property be added to the roll numbers scheduled for August 27, 2012 in order to have all of the associated properties heard on the same day.

The Complainant requests the disclosure dates also be postponed.

## **POSITION OF THE RESPONDENT**

The Respondent consents to the postponement request and does not object to the request for postponement of the disclosure dates.

## **LEGISLATION**

*Matters Relating to Assessment Complaints Regulation, AR 310/2009*

- 15(1) Except in exceptional circumstances as determined by an assessment review board, an assessment review board may not grant a postponement or adjournment of a hearing.
- (2) A request for a postponement or an adjournment must be in writing and contain reasons for the postponement or adjournment, as the case may be.
- (3) Subject to the timelines specified in section 468 of the Act, if an assessment review board grants a postponement or adjournment of a hearing, the assessment review board must schedule the date, time and location for the hearing at the time the postponement or adjournment is granted.

## **DECISION**

The Board grants the postponement request and extends the disclosure deadlines accordingly.

## **REASONS FOR THE DECISION**

The Board finds that dealing with the subject property along with the related properties would be the most efficient way to proceed. Postponing this hearing in order for it to be heard on the same day as the other properties would be convenient to the Board and to both parties involved. Considering this, and the fact that the Respondent has no objection, the Board finds an exceptional circumstance exists thereby warranting a rescheduling of the hearing.

**The Board confirms that the new hearing date will be as follows:**

Date: **Monday, August 27, 2012**  
Time: **10:30 AM**  
Location: Edmonton

**The Board confirms that the new disclosure deadlines will be as follows:**

Complainant Disclosure: Monday, July 16, 2012  
Respondent Disclosure: Monday, August 13, 2012  
Complainant Rebuttal Disclosure: Monday, August 20, 2012

**A new hearing notice will not be sent.**

Dated this 30<sup>th</sup> day of May at the City of Edmonton, in the Province of Alberta.

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Peter Irwin, Presiding Officer

*This decision may be appealed to the Court of Queen's Bench on a question of law or jurisdiction, pursuant to Section 470(1) of the Municipal Government Act, RSA. 2000, c M-26.*

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cc: OSGOOD PROPERTY CLEARING ACCT  
OSGOOD PROPERTIES