



## ASSESSMENT REVIEW BOARD

MAIN FLOOR CITY HALL  
1 SIR WINSTON CHURCHILL SQUARE  
EDMONTON, ALBERTA T5J 2R7  
(780) 496-5026 FAX (780) 496-8199

### NOTICE OF DECISION POSTPONEMENT/ ADJOURNMENT REQUEST 0098 247/10

Old Strathcona Farmers' Market Society  
10310 83 Avenue NW  
Edmonton, AB T6E 5C3

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 September 20, 2010, respecting a postponement request for:

<b>Roll Number</b> 9990905	<b>Municipal Address</b> 11 Tommy Banks Way NW	<b>Legal Description</b> Null
<b>Assessed Value</b> \$4,111,500	<b>Assessment Type</b> Annual - New	<b>Assessment Notice for</b> 2010

#### Before:

Larry Loven, Presiding Officer  
Petra Hagemann, Board Member  
Howard Worrell, Board Member

**Board Officer:** Annet N. Adetunji

#### Persons Appearing: Complainant

None

#### Persons Appearing: Respondent

Chris Rumsey, Assessment and Taxation Branch  
Cam Ashmore, Law Branch

#### ISSUE

Should the postponement request from the Respondent be granted?

#### POSITION OF THE RESPONDENT

The lawyer for the Respondent municipality, Veronika Ferenc-Berry requests a postponement on the ground that she is commencing an unexpected medical leave.

## **POSITION OF THE COMPLAINANT**

The Complainant agrees to the granting of the postponement.

## **LEGISLATION**

S. 15(1) of the *Matters Relating to Assessment Complaints Regulation*, Alberta Regulation 310/2009 (MRAC), states:

- (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.

## **REASONS FOR THE DECISION**

The Board is satisfied that a postponement is warranted as the lawyer for the Respondent municipality is unavailable due to medical reasons.

As per s. 15(3) of MRAC, the Board has rescheduled the hearing as follows:

Date: October 12, 2010

Time: 9:00 AM

Location: Edmonton

The Board directs that the original disclosure dates remain unchanged and no further hearing notices will be issued.

Dated this 20<sup>th</sup> day of September, 2010, at the City of Edmonton, in the Province of Alberta.

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Presiding Officer

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CC: Municipal Government Board  
Shauna Finley, Fraser Milner Casgrain LLP  
City Of Edmonton Asset Management & Public Works