

**IN THE MATTER OF A COMPLAINT** filed with the City of Lethbridge (CARB) pursuant to Part 11 of the *Municipal Government Act* being Chapter M-26 of the Revised Statutes of Alberta 2000 (Act).

**BETWEEN:**

Altus Group - Complainant

- a n d -

City of Lethbridge - Respondent

**BEFORE:**

Members:

J. Acker, Presiding Officer

**Roll Number: 1040035150001 Location: 0413226 13 1**

An assessment complaint for the 2010 tax year was filed with the City of Lethbridge Composite Assessment Review Board (CARB) respecting the above noted property. The CARB scheduled a hearing for August 4, 2010.

The Municipal Government Board (MGB) has not yet released its decision on the 2009 assessment appeal for the same property. The parties jointly submitted that the issues with respect to the 2010 complaint are similar to those being decided in the 2009 appeal, and that once the decision on the 2010 appeal is known to the parties, it is possible that the 2010 complaint may be resolved without the need for a hearing. For that reason, the parties requested the CARB to postpone the CARB hearing of the 2010 complaint until September 21, 2010. The parties were reasonably sure that the MGB decision on the 2009 appeal would be made available to them prior to that date.

The CARB agrees that it would be an imprudent use of resources to proceed as scheduled without the benefit of the 2009 MGB appeal decisions, especially given the fact that those decisions may result in the resolution of the complaints and eliminate the need for CARB hearings. The CARB is of the opinion that this is an exceptional circumstance justifying a postponement because this is a transitional period during which various timelines have been varied by the new legislation.

## **DECISION**

The CARB hearing on the 2010 assessment complaint filed with respect to the above noted property is postponed to September 21, 2010. The CARB administration is directed to prepare new hearing notices accordingly.

It is so ordered.

Dated at Edmonton in the Province of Alberta, this 24<sup>th</sup> day of June, 2010.

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(SGD.) J. Acker, Presiding Officer