

Edmonton Composite Assessment Review Board

Citation: CVG v The City of Edmonton, 2013 ECARB 01950

Assessment Roll Number: 1171008

Municipal Address: 8506 169 Street NW

Assessment Year: 2013

Assessment Type: Annual New

Between:

CVG

Complainant

and

The City of Edmonton, Assessment and Taxation Branch

Respondent

POSTPONEMENT DECISION OF Steven Kashuba, Presiding Officer

Issue(s)

[1] Should a rescheduling of the 2013 Annual New Realty Assessment hearing for the subject roll number be granted as requested by the Complainant?

Legislation

[2] The *Matters Relating to Assessment Complaints Regulation*, AR 310/2009, reads:

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.

Position Of The Complainant

[3] The Complainant requested a rescheduling of the merit hearing currently scheduled for September 27, 2013 because the roll number is part of a project comprising of three roll numbers, and it will be convenient for all parties if the hearings on all three roll numbers are scheduled on the same date. The other two roll numbers (1173004 and 1174002) are scheduled for September 25, 2013.

Position Of The Respondent

[4] The Respondent consented to the Complainant's request to have this matter heard with the related roll numbers on September 25, 2013.

Decision

[5] The Board grants the rescheduling request.

[6] The hearing is rescheduled to:

Date: September 25, 2013

Time: 9:00 AM

Location: Edmonton Assessment Review Board Offices

Disclosure of Complainant's Evidence: August 13, 2013

Disclosure of Respondent's Evidence: September 10, 2013

Disclosure of Complainant's Rebuttal Evidence: September 17, 2013

[7] No new notice of the postponed hearing will be sent.

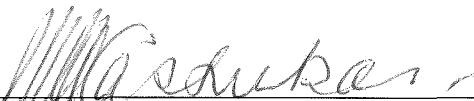
Reasons For The Decision

[8] In the opinion of the Board, the Complainant's request for a postponement of the merit hearing is based on an exceptional circumstance as required by the legislation.

[9] The Board notes that the Respondent consented to the postponement request.

Heard on July 5, 2013.

Dated this 5th day of July, 2013, at the City of Edmonton, Alberta.


Steven Kashuba, 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.