

Edmonton Composite Assessment Review Board

Citation: Paul Visser v The City of Edmonton, 2014 ECARB 00319

Assessment Roll Number: 1101948

Municipal Address: 2506 195 AVENUE NE

Assessment Year: 2014

Assessment Type: Annual New

Between:

Paul Visser

Complainant

and

The City of Edmonton, Assessment and Taxation Branch

Respondent

POSTPONEMENT DECISION OF Jerry Krysa, Presiding Officer

Issue(s)

[1] Should a postponement of the 2014 Annual New Realty Assessment hearing scheduled for May 30, 2014 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 submitted a request for postponement on May 21, 2014, citing the requirement to attend to seasonal farming operations.

Position of the Respondent

[4] The Respondent takes no position regarding the Complainant's postponement request.

Decision

[5] The Board grants the postponement request.

[6] The hearing is rescheduled to:

Date: **July 24, 2014**

Time: **9:00 a.m.**

Location: **Edmonton Assessment Review Board Offices**

Disclosure of Complainant's Evidence: **June 11, 2014**

Disclosure of Respondent's Evidence: **July 09, 2014**

Disclosure of Complainant's Rebuttal Evidence: **July 16, 2014**

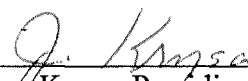
[7] **No new notice of the postponed hearing will be sent.**

Reasons For The Decision

[8] The Board finds that the Complainant's requirement to attend to seasonal farming operations constitutes an exceptional circumstance under section 15 of MRAC.

[9] The Board notes that the Respondent takes no position in respect of the Complainant's postponement request, and further, that there remains ample time within the legislated complaint timeline to hear and decide the matter rescheduled above.

Dated this 23rd day of May, 2014, at the City of Edmonton, Alberta.



Jerry Krysa, 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.