

# **THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN**

## **BY-LAW NO. 2020-115**

### **A BY-LAW TO ESTABLISH A COURT OF REVISION UNDER THE PROVISIONS OF THE DRAINAGE ACT, R.S.O. 1990, CHAPTER D.17 & REPEAL BY-LAW 2018-112.**

**WHEREAS** it is provided by Section 97 of the Drainage Act, R.S.O. 1990 Chapter D. 17, that the Court of Revision for the purposes of the Drainage Act shall consist of three (3) or five (5) members appointed by the Council of the initiating municipality and such members, other than members of the Council, may be paid such remuneration and expenses as the Council may by by-law provide;

#### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN ENACTS AS FOLLOWS:**

1. That a Court of Revision for the Township of West Lincoln be and the same is hereby established pursuant to the provisions of the Drainage Act, R.S.O. 1990, Chapter D.17.
2. That the following persons be and they are hereby appointed to the said Court of Revision, namely:
  - (a) Ken Durham
  - (b) Lyle Killins
  - (c) Councillor Shelley Bradaric
3. That, the said members so appointed to the Court of Revision shall hold office for the remainder of the term of the Council to November 15, 2022 or until their successors are appointed.
4. That the said members of the Court of Revision shall elect a Chair from among its members to hold office during his/her appointment or until his/her successor is appointed.
5. Each member of the Court of Revision so appointed, other than members of the Council, shall be paid as remuneration the sum of Sixty (\$60.00) dollars for each sitting of the Court attended. For the purpose of this section, a sitting of the Court of Revision shall be deemed to commence with the opening of Court and to conclude when the Court adjourns for the day, provided that if the number of matters to be dealt with requires the Court to sit for more than three consecutive hours shall be deemed to be a second sitting of the Court.
6. The members of the Court of Revision so appointed, other than Members of the Council of the Township of West Lincoln, shall further be paid a mileage allowance at a rate equivalent to the Region of Niagara's mileage policy in respect of each kilometer necessarily traveled in and about the business of the said Court of Revision, including but not so as to limit the generality of the foregoing, attendance at sittings of the Court of Revision, meetings to make decisions on evidence heard at the sittings of the Court, and inspections as are necessary in connection with the business of the said Court of Revision.
7. That, By-law 2018-112 be and is hereby repealed.

**READ A FIRST, SECOND AND THIRD  
TIME AND FINALLY PASSED THIS  
14<sup>th</sup> DAY OF DECEMBER, 2020.**

---

**MAYOR DAVE BYLSMA**

---

**JOANNE SCIME, CLERK**