

TOWN OF FORT FRANCES

BY-LAW NO. xx/20

(BEING a by-law to delegate certain authority to the Chief Building Official)

WHEREAS Section 8 (1) of the Municipal Act, 2001, S.O. 2001, c. 25, provides in part, that the powers of a municipality under the Municipal Act shall be interpreted to enable the municipality to govern its affairs as it considers appropriate; and

WHEREAS Section 23.1 (1) of the Municipal Act, 2001, S.O. 2001, c. 25, authorizes a municipality to delegate its powers and duties, subject to certain restrictions; and

WHEREAS Subsection 8.(3.1) of the Building Code Act authorizes that a principal authority may, in writing, delegate to the chief building official the power to enter into agreements described in clause 8.(3)(c) and may impose conditions or restrictions with respect to the delegation; and

WHEREAS Council of the Town of Fort Frances at its May 25th, 2020 Committee of the Whole meeting, approved a report (Conditional Building Permit Agreements) from the Chief Building Official / Municipal Planner respecting the delegation of certain Council authority as recommended by the Planning & Development Executive Committee.

NOW THEREFORE Council for the Corporation of the Town of Fort Frances **HEREBY ENACTS** as follows:

1. That the following authority, be vested in the Chief Building Official:
 - 1) The execution, on behalf of the Corporation, of written agreements (attached to this by-law as Schedules A to D) for the purpose of issuing Conditional Building Permits under subsection 8.(3) and 8.(3.1) of the Building Code Act;
 - 2) That the execution of said agreements be conducted until the emergency declared by the provincial government under and pursuant to the Emergency Management and Civic Protection Act, R.S.O. 1990, chapter E.9 and regulations thereunder, as may be amended, be lifted.

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 8th day of June 2020.

J. Caul, Mayor

E. Slomke, Clerk