



Bill No. 040

BY-LAW NUMBER 2011-

A By-law of The Corporation of the City of Barrie to appoint a Municipal Law Enforcement Officer as authorized under the provision of the Police Services Act for the purposes of enforcing the City of Barrie Open Air Burning By-law and Outdoor Solid Fuel Burning Appliance By-law.

WHEREAS pursuant to the Police Services Act, R.S.O. 1990, c. P.15, as amended, the Council of any municipality may appoint Municipal Law Enforcement Officers who shall be Peace Officers for the purpose of enforcing the by-laws of the municipality;

AND WHEREAS pursuant to the Building Code Act S.O. 1992, c. 23 the Council of each municipality shall appoint a chief building official and such inspectors as are necessary for the enforcement of the Building Code Act;

AND WHEREAS Section 8 of the Municipal Act, 2001, S.O. 2001, c.M.25 ("the Municipal Act, 2001"), provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act;

AND WHEREAS Section 9 of the Municipal Act, 2001, provides that Sections 8 and 11 shall be interpreted broadly so as to confer broad authority on municipalities to (a) enable municipalities to govern their affairs as they consider appropriate and, (b) enhance their ability to respond to municipal issues;

AND WHEREAS Section 11 of the Municipal Act, 2001, provides that a single-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction set out therein;

AND WHEREAS pursuant to Section 227, of the Municipal Act, 2001, it is the role of the officers and employees of the municipality to implement council's decisions and establish administrative practices and procedures to carry out council's decisions; to undertake research and provide advice to Council on the policies and programs of the municipality and to carry out other duties as required under this or any Act and other duties assigned by the municipality;

AND WHEREAS the Council of The Corporation of the City of Barrie passed By-law 2004-185 on June 21, 2004 being a by-law to regulate the setting of open air fires, including establishing the times during which open air fires may be set;

AND WHEREAS the Council of The Corporation of the City of Barrie passed By-law 2007-210 on September 24, 2007 being a by-law to regulate outdoor solid fuel burning appliances;

AND WHEREAS it is deemed expedient that the Council of the Corporation of the City of Barrie appoint Municipal Law Enforcement Officers to enforce By-laws 2004-185 and 2007-210;

NOW THEREFORE the Council of The Corporation of the City of Barrie enacts as follows:

1. **THAT** Julie Lynne Daer be appointed as a Municipal Law Enforcement Officer in accordance with the Police Services Act, R.S.O. 1990, c. P. 15, as amended for the purpose of enforcing By-law 2004-185 Open Air Burning By-law and By-law 2007-210, Outdoor Solid Fuel Burning Appliance By-law for the term of her employment as a Fire Prevention Officer.
2. **THAT** this By-law shall come into force and effect immediately upon the final passing thereof.

READ a first and second time this 21st day of March, 2011.

READ a third time and finally passed this 21st day of March, 2011.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR - J.R. LEHMAN

CITY CLERK – DAWN A. MCALPINE