



Bill No. 191

**BY- LAW NUMBER 2012-**

**A By-law of The Corporation of the City of Barrie to amend By-law 2010-166 as amended being a by-law to provide for the delegation of authority to approve draft plans of subdivision including extensions, revisions and draft plans of condominium and part lot control exemption.**

**WHEREAS** Section 8 of the Municipal Act, 2001, S.O. 2001, c.M.25, 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** by motion 12-G-247, the Council of The Corporation of the City of Barrie deems it expedient to amend By-law 2010-166 as amended to delegate the authority to approve applications for deeming by-laws.

**AND WHEREAS** the Planning Services Department is charged with the responsibility for processing applications for deeming by-laws.

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

1. **THAT** By-law 2010-166 be amended by adding the following as paragraphs 6 and 7 and the remaining paragraph be re-numbered accordingly.

**"Deeming By-laws**

6. That the Director of Planning Services, Manager of Development Control and Manager of Policy Planning be delegated the authority to approve applications for deeming by-laws.
  7. That the deeming by-law approval process (including extensions and revisions) provide the opportunity for referral or "bump up" to General Committee and City Council by the applicant, any member of Council, the Director of Planning Services, the Manager of Development Control, or the Manager of Policy Planning, in the event that there are unresolved issues and/or conditions of approval."
2. **THAT** this By-law comes into force and effect on the day it is passed.

**READ** a first and second time this 22<sup>nd</sup> day of October, 2012.

**READ** a third time and finally passed this 22<sup>nd</sup> day of October, 2012.

**THE CORPORATION OF THE CITY OF BARRIE**

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**MAYOR – J.R. LEHMAN**

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**CITY CLERK – DAWN A. MCALPINE**