

# THE CORPORATION OF THE CITY OF BURLINGTON

## BY-LAW 50-2021

### **Appointments of a Chief Building Official, Deputies and Inspectors** **File: 565-01 (BB-07-21)**

**WHEREAS** section 3 of the *Building Code Act, 1992* provides for the appointment of a Chief Building Official and Inspectors, and subsection 28(o) of the *Interpretation Act, R.S.O. 1990, c. I. 11*, provides for the appointment of Deputies;

**AND WHEREAS** section 23.1 of the *Municipal Act* authorizes a municipality to delegate its powers and duties;

**AND WHEREAS** Council deems it necessary to provide for the appointment of a Chief Building Official, of Deputy Chief Building Officials, to assist in carrying out the duties of the Chief Building Official, and of Inspectors;

**NOW THEREFORE** the Council of the City of Burlington enacts as follows:

1. (a) The Chief Building Official for the purposes of the *Building Code Act, 1992* is the person holding the position of Director of Building & By-law in the Building & By-law Department, and
- (b) The Chief Building Official has all the power and duties of such office assigned by statute and under by-laws of the City of Burlington.
2. (a) The persons holding the following positions in the Building & By-law Department are appointed Deputy Chief Building Officials and Inspectors for the purposes of the *Building Code Act, 1992*:
  - (i) Manager of Building Permits;
  - (ii) Manager of Building Inspections; and
  - (iii) Manager of Policy & Regulatory Services
- (b) As directed by the Chief Building Official or when the Chief Building Official is absent, the Deputies listed in subsection 2.(a)(i-iii) may perform and have all the powers and duties of the Chief Building Official.
- (c) For the purposes of this section, “absent” includes when the Chief Building Official is ill or unavailable for any reason, or when the office is vacant.

3. The Chief Building Official is authorized to carry out the administrative function of appointing Inspectors, including the function of revoking such appointments, under section 3 of the *Building Code Act, 1992*, subject to the following conditions:
  - (a) the Chief Building Official maintains an up-to-date list of Inspectors; and
  - (b) prior to their appointment, each candidate for appointment hold the necessary legislated qualifications for an Inspector.
4. City of Burlington By-law No. 16-2017 is repealed.
5. This by-law comes into force on the day it is passed.

ENACTED AND PASSED THIS \_\_\_\_ day of \_\_\_\_, 2021.

\_\_\_\_ MAYOR

Marianne Meed-Ward

\_\_\_\_ CITY CLERK

Kevin Arjoon