



## BY-LAW

No. 2022 -

---

### A BY-LAW TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS AND PROPERTY STANDARDS OFFICERS FOR THE MUNICIPALITY OF KINCARDINE

---

**WHEREAS** pursuant to The Police Services Act, R.S.O. 1990, c. P.15, Part 1, s. 15, as amended, a Municipal Council is given authority to appoint persons to enforce the by-laws of the municipality;

**AND WHEREAS** the Provincial Offences Act empowers Provincial Offences Officers to issue parking tickets, Provincial Offences tickets and any summons that may be necessary to enforce by-laws;

**AND WHEREAS** the Solicitor General of Ontario has designated all Municipal Law Enforcement Officers as Provincial Offences Officers;

**AND WHEREAS** Section 8 of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

**AND WHEREAS** the Building Code Act, as amended, outlines the parameters of property standards within a municipality including the adoption of policies, committees, officers and programs;

**AND WHEREAS** the Property Standards By-law for the Municipality of Kincardine states that the Council of the Municipality of Kincardine shall appoint a Property Standards Officer to be responsible for the administration and enforcement of the Property Standards By-law;

**AND WHEREAS** Section 9 of The Municipal Act, 2001, S. O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**AND WHEREAS** Section 10 of The Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a lower tier municipality may pass by-laws respecting matters as set out therein;

**AND WHEREAS**, pursuant to Section 7.1(4) of The Fire Protection and Prevention Act, 1997, S.O. 1997, c. 4, as amended, provides that a municipality may appoint officers to enforce by-laws passed pursuant to said Act;

**AND WHEREAS** the Council of the Corporation of the Municipality of Kincardine, deems it necessary to appoint staff members of James Special Services Inc. as Municipal Law Enforcement Officers and Property Standards Officers to fulfill the statutory and administrative duties of the positions;

**NOW THEREFORE** the Council of The Corporation of the Municipality of Kincardine **ENACTS** as follows:

- 1) That the following James Special Services Inc. staff are hereby appointed as Municipal Law Enforcement Officers and Property Standards Officers for the Municipality of Kincardine:
- James, Andrew #9127
  - Fluney, Jerry #9115
  - Long, Nicole #9113
  - Preece, Ryan #9111
  - Perk, Julia #9151
  - Thompson-Bradley, Tylor #9169
  - Dvernychuk, Montana #9135
  - Jones-Wright, Ryan #9122
  - Aiden McKay - #9174
  - Chris Adlys - #9183
  - Anthony Travale - #9187
  - Nick Stubbington - #9192
  - Jack Hodgins - #9191
  - Haleigh Allison - #9164
- 2) That By-law No. 2022-020 be hereby repealed.
- 3) That this by-law shall come into full force and effect upon its final passage.
- 4) That this by-law may be cited as the “Appointment By-law Enforcement (James Special Services Inc.) June 2022 By-law”

**READ** a **FIRST** and **SECOND TIME** this 20<sup>th</sup> day of June, 2022.

**READ** a **THIRD TIME** and **FINALLY PASSED** this 20<sup>th</sup> day of June, 2022.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk