

The Corporation of the Municipality of Brockton



By-Law 2022-099

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Being a By-Law to Appoint the Chief Administrative Officer and the Building and Planning Manager as Authorized Persons for Site Plan Control Approval.

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**Whereas** The Council for The Corporation of the Municipality of Brockton deems it expedient to establish policies;

**And Whereas** the *Municipal Act 2001*, S.O. 2001, c 25, Section 5(3), as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by by-law;

**And Whereas** the *Municipal Act 2001*, S.O. 2001, c. 25, Section 23.1 authorized municipal Councils to delegate powers and duties subject to the restrictions set out in Part II thereof;

**And Whereas** the *Planning Act, R.S.O. 1990, c. P.13*, as amended, Section 41(4.0.1) provides that A council that passes a by-law under subsection (2) shall appoint an officer, employee or agent of the municipality as an authorized person for the purposes of Site Plan Control;

**Now Therefore** the Council of The Corporation of the Municipality of Brockton enacts as follows:

- 1.0 That the Chief Administrative Officer and the Building and Planning Manager be appointed as authorized persons for the purpose of determining approval of plans or drawings submitted for site plan control purposes under Section 41(4.0.1) of the *Planning Act, 1990*.
- 2.0 The Chief Administrative Officer and Building and Planning Manager be appointed to approve all Site Plan Control Approvals and to authorize and execute Site Plan Control Agreements.
- 3.0 In the event that any individual fulfilling a position or title referred to in this by-law is unable to perform his or her duties, this by-law shall permit his or her alternate, as designated by the Chief Administrative Officer, to act in the place of such individual.
- 4.0 No delegation of authority in this by-law shall constrain or limit in any manner whatsoever any delegation of authority existing in any other Municipality of Brockton by-law or resolution; and in the event of any inconsistency between this by-law and any other Brockton by-law or Council resolution, the provision that most effectively delegates authority prevails to the extent of the inconsistency.
- 5.0 This By-Law shall come into full force and effect upon final passage.
- 6.0 This By-Law may be cited as the "Site Plan Control Appointment By-Law".

**Read, Enacted, Signed and Sealed this 21st day of June, 2022.**

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Mayor – Chris Peabody

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Director of Legislative and Legal Services (Clerk)  
– Fiona Hamilton