

Bill No. 309  
2024

By-law No. B.-\_\_\_\_\_

A by-law repeal and replace By-law No. B.-98-166 entitled, "A by-law to appoint the Chief Building Official and Inspectors under the *Building Code Act, 1992*, S.O. 1992, c.23, for the purposes of enforcement of the said Act", and to repeal By-law No. A.-8114-165 entitled, "A by-law to appoint Peter Kokkoros as the Chief Building Official".

WHEREAS subsection 3(1) of the *Building Code Act, 1992*, S.O. 1992, c.23, as amended, (the 'Act'), provides that the Council of each municipality is responsible for the enforcement of the Act in the municipality;

AND WHEREAS subsection 3(2) of the Act provides that the Council of each municipality shall appoint a Chief Building Official and Inspectors for the purposes of the enforcement of the Act in the areas where the municipality has jurisdiction;

AND WHEREAS pursuant to section 77 of the *Legislation Act, 2006*, the Council is empowered to appoint a Deputy Chief Building Official for the purpose of the enforcement of the *Building Code Act, 1992*, as amended;

AND WHEREAS it is deemed expedient to appoint the officials mentioned as aforesaid;

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

1. Alan Shaw is hereby appointed Chief Building Official for The Corporation of the City of London for the purpose of enforcement of the *Building Code Act, 1992*, as amended, and the regulations thereunder.

For the purposes of enforcement of the *Building Code Act, 1992*, as amended, in addition to any other remedies available under the Act or the Building Code, the Chief Building Official is hereby authorized to execute, on behalf of The Corporation of the City of London, limiting distance agreements as provided for in the Building Code.

2. Notwithstanding section 4(e) of By-law No. CPOL.-154-406, the power of appointment of Deputy Chief Building Officials, including the revocation of appointment, for the purposes of enforcement of the *Building Code Act, 1992*, as amended, and any regulations thereunder, with all the powers and duties conferred on the Chief Building Official to be exercised in such manner and upon such occasions as are specified by the Chief Building Official, is hereby delegated from the Municipal Council to the Chief Building Official for the City of London, subject to the following conditions:

- a. The Chief Building Official must maintain a current list, which shall be provided to the City Clerk, of all Deputy Chief Building Officials as appointed under this By-law, as amended, for the purpose of enforcement of the *Building Code Act, 1992*, as amended, in the City of London;
- b. Prior to their appointment, each candidate for appointment as Deputy Chief Building Official must hold the necessary legislated qualifications for the position to which they are to be appointed; and,
- c. The number of Deputy Chief Building Officials shall not exceed two.

3. The power of appointment of inspectors, including the revocation of appointment, under section 3(2) of the *Building Code Act, 1992*, as amended, for the

purposes of enforcement of the *Building Code Act, 1992*, as amended, and any regulations thereunder is hereby delegated from the Municipal Council to the Chief Building Official for the City of London, subject to the following conditions:

- a. The Chief Building Official must maintain a current list, which shall be provided to the City Clerk, of all inspectors appointed under section 3(2) of the *Building Code Act, 1992*, as amended, for the purpose of enforcement of the *Building Code Act, 1992*, as amended, in the City of London; and,
  - b. Prior to their appointment, each candidate for appointment as inspector must hold the necessary legislated qualifications for the position to which they are to be appointed.
4. The City Clerk shall maintain a public registry of all appointed Deputy Chief Building Officials and all inspectors, such public registry to be posted on the City's website.
5. By-law No. B.-98-166 and By-law No. A.-8114-165 are hereby repealed.
6. This by-law comes into effect on the day it is passed subject to the provisions of PART VI.1 of the *Municipal Act, 2001*.

Passed in Open Council on September 24, 2024 subject to the provisions of PART VI.1 of the *Municipal Act, 2001*.

Josh Morgan  
Mayor

Michael Schulthess  
City Clerk

Third Reading – September 24 2024

BY-LAW APPOINTMENTS  
By-law No. B.-XX-XXX

For the purposes of By-law No. B.-XX-XX, as amended, to appoint Deputy Chief Building Officials under the *Building Code Act, 1992* in the City of London; the following individuals are appointed as Deputy Chief Building Officials:

Employee	Date Appointed	Employee	Date Appointed
Sean McHugh	December 21, 2015	Kyle Wilding	August 27, 2024

As of August 27, 2024

Scott Mathers  
Deputy City Manager  
Planning and Economic Development