

Bill No. 394
2016

By-law No. A.-_____

A by-law to delegate authority for executing
Alternate Locate Agreements.

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS subsection 8 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that the powers of a municipality under that Act shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their own affairs as they consider appropriate and enhance their ability to respond to municipal issues;

AND WHEREAS subsection 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 the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended;

AND WHEREAS subsection 23.2(1)(c) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipality may delegate legislative and quasi-judicial powers under any Act only to an individual who is an officer, employee or agent of the municipality;

AND WHEREAS subsection 23.2(4) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipality may delegate legislative and quasi-judicial powers under any Act only to an individual who is an officer, employee or agent of the municipality if the power being delegated is of a minor nature, with Council having regard to the number of people, the size of geographic area and the time period affected by an exercise of the power;

AND WHEREAS it is deemed expedient for the Municipal Council to delegate authority for Alternate Locate Agreements to the City Engineer.

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

1. The City Engineer is hereby delegated the authority to execute Alternate Locate Agreements from utility owners, subject to the approval of the City Solicitor, on behalf of The Corporation of The City of London,
2. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council November 8, 2016.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First reading – November 8, 2016
Second reading – November 8, 2016
Third Reading – November 8, 2016