

**THE CORPORATION OF THE TOWN OF PERTH**

**BY-LAW NO. 5041**

**BEING A BY-LAW TO APPOINT A BUILDING INSPECTOR - SHANE ATKINSON**

**Recitals:**

1. Section 23.1 of the Municipal Act authorizes a municipality to delegate its powers and duties.
2. Authority is granted pursuant to subsection 2 of Section 3 of *The Building Code Act*, S.O. 1992, Chapter 23, as amended, to appoint a Building Inspector.
3. The Committee of the Whole has reviewed Report 2022-COW-6.6 and concurs with the recommendation, to appoint a Building Inspector to enforce *The Building Code and Regulations* thereunder in the absence of the Chief Building Official.
4. The Council of the Corporation of the Town of Perth deems it necessary and expedient to appoint a Building Inspector to enforce *The Building Code and Regulations* thereunder in the absence of the Chief Building Official.

Accordingly, the Council of the Corporation of the Town of Perth enacts as follows:

**1. AUTHORIZATION:**

- (a) The following person is appointed as Building Inspector for the purposes of the Building Code Act, 1992, Chapter 23, as amended:
  - Shane Atkinson
- (b) As directed by the Chief Building Official, the Building Inspector listed in subsection (a) may perform and have all the powers and duties of the Building Inspector under the Building Code Act, as amended from time to time, limited to the scope of the Building Inspector's qualifications as registered with the Ministry of Municipal Affairs and Housing.
- (c) As directed by the Chief Building Official, or when the Chief Building Official is absent, the Building Inspector listed in subsection (a) may perform and have all the powers and duties of the Chief Building Official under the Building Code Act, as amended from time to time, limited to the scope of the Building Inspector's qualifications as registered with the Ministry of Municipal Affairs and Housing.
- (d) Notwithstanding subsection (b) and (c), the Chief Building Official shall retain the authority to review and amend or rescind an order issued by

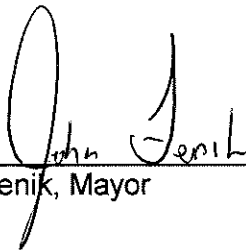
the Building Inspector, pursuant to Section 22(1) of the Building Code Act, as amended from time to time.

- (e) For the purposes of this section, "absent" includes:
- a. Annual leave or vacation
  - b. Illness, disability or death
  - c. Attendance at training courses and seminars
  - d. Bereavement leave
  - e. Attendance at court or legal proceedings, and
  - f. A conflict of interest.

**2. EFFECTIVE DATE:**

- (a) This By-law shall come into force and effect on the day it is passed by Council.

Read a first time, second time and third time and finally passed this 28<sup>th</sup> day of June, 2022.

  
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John Fenik, Mayor

  
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Susan Beckel, Clerk