

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2017 - ____

A BY-LAW TO AUTHORIZE THE USE OF VOTING AND VOTE-COUNTING EQUIPMENT, THE USE OF ALTERNATIVE VOTING METHODS AND TO AUTHORIZE ADVANCE VOTING IN THE CITY OF KAWARTHA LAKES

Recitals

1. Section 42 of the Municipal Elections Act, 1996, S.O. c.32, as amended, provides that the council of a municipality may, by by-law, authorize the use of voting and vote-counting equipment for municipal elections.
2. Section 42 of the Municipal Elections Act, 1996, S.O. c.32, as amended, provides the authority for the council of a local municipality to pass by-laws authorizing electors to use an alternative voting method that does not require electors to attend at a voting place in order to vote.
3. Section 42 of the Municipal Elections Act, 1996, S.O. c.32, as amended, provides that when a by-law authorizing the use of an alternative voting method is in effect, Section 43 (advance votes) apply only if the by-law so specifies.
4. This by-law puts into effect the decision of Council made by Resolution CR2017-

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-____.

Section 1.00: Definitions and Interpretation

- 1.01 **Definitions:** In this by-law,

“**City**”, “**City of Kawartha Lakes**” or “**Kawartha Lakes**” means The Corporation of the City of Kawartha Lakes and includes its entire geographic area.

“**City Clerk**” means the person appointed by Council to carry out the duties of the clerk described in section 228 of the *Municipal Act, 2001*, S.O. 2001, c.25;

“**Council**” or “**City Council**” means the municipal council for the City.

- 1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Alternative Voting Method

- 2.01 **Voting Method:** That the City of Kawartha Lakes use voting and vote-counting equipment for the 2018 municipal election and each election or by-election thereafter.
- 2.02 **Internet/Telephone:** That the City of Kawartha Lakes use the alternative voting method of internet/telephone voting combination for the 2018 municipal election and each election or by-election thereafter.
- 2.03 **Advance Vote:** That with the use of internet/telephone voting combination it is considered to include the advanced vote and therefore the requirements of Section 43 of the Municipal Elections Act, 1996, S.O., 1996, c.32, as amended, do not apply.

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The City Clerk is responsible for the administration of this by-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 24th day of January, 2017.

Andy Letham, Mayor

Judy Currins, City Clerk