

The Corporation of the City of Kawartha Lakes

By-Law 2018-

A By-law to Appoint a Drainage Superintendent for the City of Kawartha Lakes and to Repeal By-law 2010-014

Recitals

1. Section 93 (1) of the *Drainage Act*, R.S.O. 1990, c.D.17 authorizes the appointment of a Drainage Superintendent.
2. Council deems it appropriate to appoint a staff person(s) to fulfil the position as a Drainage Superintendent.
3. Council adopted by-law 2010-014 on February 2, 2010 to appoint two Drainage Superintendents
4. Due to staffing changes, the provisions of this by-law replace the provisions of 2010-014, and thus Council deems it appropriate to repeal By-law 2010-014.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2018- .

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;

“Council” or “City Council” means the municipal council for the City;

“Director of Engineering and Corporate Assets” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council;

“Drainage Superintendent” means the person who holds that position and his or her delegate(s) or, in the event of the organizational changes, another person designated by Council.

1.02 Interpretation Rules:

(a) 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: Appointments

- 2.01 **Drainage Superintendents:** Michael Farquhar, and Juan Rojas are appointed as a Drainage Superintendent for the City of Kawartha Lakes in accordance with Section 93(1) of the Drainage Act, R.S.O. 1990, c.D.17.
- 2.02 **Remuneration:** The Drainage Superintendent shall receive the remuneration mutually agreed upon by it and approved in the annual operating budget.
- 2.03 **Duties:** The Drainage Superintendent is authorized and directed to carry out the duties imposed by the Drainage Act, R.S.O. 1990, c.D.17, and shall submit reports and carry out the duties as may be required by Council from time to time.
- 2.04 **Reporting Relationship:** Michael Farquhar shall report to and be under the direction of the Director of Engineering and Corporate Assets.

Section 3.00: Repeal

- 3.01 **Repeal:** By-law 2010-014 is repealed.

Section 4.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The Director of Engineering and Corporate Assets 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 25th day of September, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk