

The Corporation of the City of Kawartha Lakes

By-Law 2018-

A By-law to Repeal and Replace By-law 2007-008, as Amended, being a By-law to Establish and Govern The City of Kawartha Lakes Accessibility Advisory Committee.

Recitals

1. Subsection 29(1) of the Accessibility for Ontarians with Disabilities Act, 2005 (S.O. 2005, c. 11) requires that the Council establish an Accessibility Advisory Committee to advise and assist on all matters relating to Part 7 of the Act.
2. The Kawartha Lakes Accessibility Advisory Committee was previously established by By-law 2007-008. The committee will continue to fulfill its obligations under the Act.

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;

"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;

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

“Disability” means

- 1) any degree of physical disability, infirmity, malformation or disfigurement that is caused by bodily injury, birth defect of illness and, without limiting the generality of the foregoing, includes diabetes mellitus, epilepsy, a brain injury, any degree of paralysis, amputation, lack of physical co-ordination, blindness or visual impediment, deafness or hearing impediment, muteness or speech impediment, or physical reliance on a guide dog or other animal or on a wheelchair or other remedial appliance or device,
- 2) a condition of mental impairment or a developmental disability,

- 3) a learning disability, or a dysfunction in one or more of the processes involved in understanding or using symbols or spoken language,
- 4) a mental disorder, or
- 5) an injury or disability for which benefits were claimed or received under the insurance plan established under the Workplace Safety and Insurance Act, 1997 (S.O. 1997, c. 16, Schedule "A").

"AAC" is an acronym representing the "Accessibility Advisory Committee", and is the Kawartha Lakes Accessibility Advisory Committee established by this By-law pursuant to the Act.

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: Establishment of The City of Kawartha Lakes Accessibility Advisory Committee

2.01 The City of Kawartha Lakes Accessibility Advisory Committee is established as a Committee of Council under the provisions of the Accessibility for Ontarians with Disabilities Act. The Committee is to be known as the "Kawartha Lakes Accessibility Advisory Committee" or Kawartha Lakes "AAC".

Section 3.00: Terms of Reference for the City of Kawartha Lakes Accessibility Advisory Committee

3.01 The City of Kawartha Lakes Accessibility Advisory Committee shall be governed by the Accessibility for Ontarians with Disabilities Act and by the Council approved Terms of Reference for the Committee.

3.02 In the event of a conflict between the provisions of this By-law or the Council approved Terms of Reference for the City of Kawartha Lakes Accessibility Advisory Committee and the Accessibility for Ontarians with Disabilities Act or any other Act or Regulations, the provision of the Act or Regulations shall prevail.

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.

Section 400: Repeals

- 4.01 **Repeal:** By-laws 2007-008 and 2007-295 are repealed.

By-law read a first, second and third time, and finally passed, this 11th day of December, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk