

The Corporation of the City of Kawartha Lakes

By-Law 2019-XXX

A By-law to Authorize the Civil Marriage Solemnization Service in the City of Kawartha Lakes

Recitals

1. Ontario Regulation 285/04 provides the Clerk or designate of a local municipality with the authority to solemnize marriages under the authority of a licence.
2. As per Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public.
3. As per Section 228 (4) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the clerk may delegate in writing to any person, other than a member of council, any of the clerk's power and duties under this and any other Act.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2019-XXX.

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 or Deputy 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;

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: Civil Marriage Solemnization Service

- 2.01 The Council for the City of Kawartha Lakes hereby directs that the civil marriage solemnization service be implemented within the Province of Ontario;
- 2.02 The Council for the City of Kawartha Lakes recognizes that Cathie Ritchie, City Clerk is authorized to solemnize marriages as set out under Ontario Regulation 285/04 and the Marriage Act, R.S.O. 1990, Chapter M. 3 for the Province of Ontario;
- 2.03 The City Clerk is authorized to delegate Ann Rooth, Deputy Clerk and Joel Watts, Deputy Clerk to solemnize marriages;
- 2.04 That the fee structure for Civil Marriage Solemnization services shall be established in the City of Kawartha Lakes Consolidated Fees By-law.

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 the 1st day of April, 2019.

By-law read a first, second and third time, and finally passed, this 19 day of February, 2019.

Andy Letham, Mayor

Cathie Ritchie, City Clerk