

# The Corporation of the City of Kawartha Lakes

## By-Law 2022-\_\_\_

### A By-law to Amend By-Law 2018-020, Being the City Lands Disposition By-Law for the Corporation of the City of Kawartha Lakes

#### Recitals

1. The Corporation of the City of Kawartha Lakes passed By-Law 2018-020 on February 13, 2018, setting out the procedure to be followed by City Staff when disposing of City-owned property.
2. Section 3.06 of By-Law 2018-020 requires an amendment in order to clarify the current practices.
3. Section 3.06 currently states that public notice is required with the exception “Where real property has been disposed of by the City through a tender process or a request for proposal process or a public auction, there is no requirement to provide public notice of the Disposition of the real property except in the manner provided in Section 3.05 (b) of this By-law.”
4. The airport advertises onsite and to the aviation publication that target the appropriate audience and prevents confusion to the general public if it was advertised through the local newspaper.
5. This change requires amendments to the original By-Law.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2022-\_\_\_.**

#### **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;

##### 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: Amendment to By-Law 2018-020**

2.01 **Amendment to Section 3.06:** Section 3.06 is amended “Exemption” to “Exemptions”.

Section 3.06 is amended to add after “Exemptions:”

“Exemptions: exemptions to 3.05 for Public Notice are as follow:

- (a) Where real property has been disposed of by the City through a tender process or a request for proposal process or a public auction, there is no requirement to provide public notice of the Disposition of the real property except in the manner provided in Section 3.05 (b) of this By-law; or
- (b) Where real property has been disposed of by the City through the Municipal Airport, advertisement is completed through advertising on site on the notice boards for three consecutive weeks and in the current aviation publication (for example: Canadian Owners and Pilots Association [COPA] monthly publications), there is no requirement to provide public notice of the Disposition of the real property as referenced in section 3.05 of this By-law.”

## **Section 3.00: Administration and Effective Date**

3.01 **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 17<sup>th</sup> day of May, 2022.

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Andy Letham, Mayor

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Cathie Ritchie, City Clerk