

The Corporation of the City of Kawartha Lakes

By-Law 2025-XXX

A By-law to Authorize a By-Election and an Alternative Voting Method in the City of Kawartha Lakes

Recitals

1. Section 262 (5)(1ii) of the Municipal Act, 2001, S.O. 2001, c. 25 authorizes the City of Kawartha Lakes to pass a by-law requiring a by-election be held to fill the vacancy.
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 43 of the Municipal Elections Act, 1996, c.32 as amended regarding advance voting shall apply in respect of the 2025 municipal by-election.
4. This by-law puts into effect the decision of Council made by Resolution CR2024-664.
5. Section 11 of the Municipal Elections Act 1996, S.O. 1996, c.32 the clerk of a local municipality is responsible for conducting elections within that municipality.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2025-_____.

Section 1.00: Definitions and Interpretation

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

“By-Election” means an election other than a regular election as prescribed in Section 262 (5)(1ii) of the Municipal Act, 2001, S.O. 2001, c. 25;

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

"Clerk (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: By-Election

- 2.01 That a by-election be held to fill the vacancy of one (1) Councillor Position for Ward Five (5), in accordance with the Municipal Elections Act, 1996;
- 2.02 That the voting day for said by-election be Thursday, April 10, 2025 with Nomination Day being Monday, February 24, 2025.

Section 3.00: Alternative Voting Method

- 3.01 **Internet Voting:** That the City of Kawartha Lakes authorizes the use of internet voting and vote counting equipment for the 2025 Ward Five (5) Councillor Municipal By-Election.

Section 4.00: Advance and Proxy Vote

- 4.01 All advance voting, as established by the City Clerk, shall use the same alternative voting method of internet voting for the 2025 Ward Five (5) Councillor Municipal By-Election.
- 4.02 Proxy voting provisions shall not be permitted for the 2025 Ward Five (5) Councillor Municipal By-Election.

Section 5.00: Administration and Effective Date

- 5.01 **Administration of the By-law:** The City Clerk is responsible for the administration of this by-law.
- 5.02 **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 14th day of January, 2025.

Doug Elmslie, Mayor

Cathie Ritchie, City Clerk