

# 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 14<sup>th</sup> day of January, 2025.

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Doug Elmslie, Mayor

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Cathie Ritchie, City Clerk