

Authority: Item 2, Planning Committee
Report 16-010 (PED16111)
CM: May 25, 2016

Bill No. 143

CITY OF HAMILTON

BY-LAW NO. 16-143

Respecting

THE APPOINTMENTS OF A CHIEF BUILDING OFFICIAL, DEPUTIES AND INSPECTORS

WHEREAS section 3 of the *Building Code Act, 1992* provides for the appointment of a Chief Building Official and Inspectors, and section 77 of the *Legislation Act, 2006*, provides for the appointment of Deputies;

AND WHEREAS section 23.1 of the *Municipal Act* authorizes a municipality to delegate its powers and duties;

AND WHEREAS Council deems it necessary to provide for the appointment of a Chief Building Official, of Deputy Chief Building Officials, to assist in carrying out the duties of the Chief Building Official, and of Inspectors;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. (a) The following person is appointed Chief Building Official and Inspector for the purposes of the *Building Code Act, 1992*:

Ed VanderWindt
- (b) The Chief Building Official has all the power and duties of such office assigned by statute and under by-laws of the City of Hamilton, including any by-law of the former area municipalities comprising the City that remains in force.
2. (a) The following persons are appointed Deputy Chief Building Officials and Inspectors for the purposes of the *Building Code Act, 1992*:
 - (i) Jorge M. Caetano;
 - (ii) John W. Lane;
 - (iii) Dio Ortiz, P. Eng.; and
 - (iv) Wai Shing George Wong

- (b) As directed by the Chief Building Official or when the Chief Building Official is absent, the Deputies listed in subsection (a) may perform and have all the powers and duties of the Chief Building Official.
 - (c) For the purposes of this section, “absent” includes when the Chief Building Official is ill or unavailable for any reason, or when the office is vacant.
3. The Chief Building Official is authorized to carry out the administrative function of appointing Inspectors, including the function of revoking such appointments, under section 3 of the *Building Code Act, 1992*, subject to the following conditions:
- (a) the Chief Building Official maintains an up-to-date list of Inspectors; and
 - (b) prior to their appointment, each candidate for appointment hold the necessary legislated qualifications for an Inspector.
4. City of Hamilton By-law No. 15-085 is repealed.
5. This By-law comes into force on the day it is passed.

PASSED this 25th day of May, 2016.

F. Eisenberger
Mayor

J. Pilon
Acting City Clerk