




**CITY OF HAMILTON**  
**PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT**  
**Building Division**

<b>TO:</b>	Chair and Members Planning Committee
<b>COMMITTEE DATE:</b>	February 15, 2022
<b>SUBJECT/REPORT NO:</b>	Appointment By-law under the <i>Building Code Act, 1992</i> (PED22025) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Jorge M. Caetano (905) 546-2424 Ext. 3931
<b>SUBMITTED BY:</b>	Ed VanderWindt Director, Building and Chief Building Official Planning and Economic Development Department
<b>SIGNATURE:</b>	

**RECOMMENDATION**

- (a) That the draft By-law attached as Appendix “A” to Report PED22025, respecting the appointment of a Chief Building Official, Deputies and Inspectors, which has been prepared in a form satisfactory to the City Solicitor, be approved and enacted;
- (b) That By-law 16-143, being a by-law respecting the Appointments of a Chief Building Official, Deputies and Inspectors be repealed.

**EXECUTIVE SUMMARY**

The attached By-law updates the list of Deputy Chief Building Officials appointed under the *Building Code Act, 1992* due to the resignation and hiring of a new Manager.

**Alternatives for Consideration – Not Applicable**

## **FINANCIAL – STAFFING – LEGAL IMPLICATIONS**

Financial: Not applicable.

Staffing: Not applicable.

Legal: The recommendation has no legal implications.

## **HISTORICAL BACKGROUND**

The Council of the City of Hamilton must appoint a Chief Building Official, Deputy Chief Building Officials and Inspectors for the purpose of enforcement of the *Building Code Act, 1992*. The attached By-law reflects staff changes within the Building Division and will replace the existing By-law 16-143.

## **POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS**

Approval of this recommendation will not alter or contravene any City Policy or legislated requirements.

## **RELEVANT CONSULTATION**

Legal Services has been consulted.

## **ANALYSIS AND RATIONALE FOR RECOMMENDATION**

The proposed By-law reflects staff changes due to the resignation and hiring of a new Manager within the Building Division since By-law 16-143 came into effect. All persons named under the By-law have achieved the required qualifications as mandated by the *Building Code Act, 1992*.

Staff are also adding a new section to the by-law to clarify that the appointments made under the by-law will terminate once a person appointed under the by-law ceases to be an employee of the City of Hamilton, or if this by-law is repealed or amended to delete the person's name from the by-law or from the list of Inspectors maintained by the Chief Building Official.

Additionally, all of By-law 16-143 is being replaced for ease of reference.

## **ALTERNATIVES FOR CONSIDERATION**

Not applicable.

**ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN**

**Economic Prosperity and Growth**

Hamilton has a prosperous and diverse local economy where people have opportunities to grow and develop.

**APPENDICES AND SCHEDULES ATTACHED**

Appendix “A” – Proposed Appointment By-law