

Authority: Motion MM30.12, moved by Councillor Kelly, seconded by Councillor Milczyn,
as adopted by City of Toronto Council on January 27 and 28, 2009
Enacted by Council: January 28, 2009

CITY OF TORONTO

BY-LAW No. 137-2009

**To appoint a Deputy Chief Building Official for the City of Toronto and to amend
By-law No. 10-1999.**

WHEREAS Bruce Ashton has resigned from the position of Director and Deputy Chief Building Official effective July 1, 2008 and a competition was held and Mark Sraga was selected to fill the vacancy; and

WHEREAS Subsection 3(2) of the *Building Code Act, 1992*, requires the council of each municipality to appoint a chief building official; and

WHEREAS under section 77 of the *Legislation Act, 2006* words directing the appointment of a public officer to administer an Act also include the power of appointing a deputy to have all the powers and authority of the public officer or such limited powers and authority as the instrument appointing him or her prescribes; and

WHEREAS under By-law No. 10-1999, Bruce Ashton was appointed Deputy Chief Building Official for the City of Toronto; and

WHEREAS By-law No. 10-1999 set out assigned areas where each Deputy Chief Building Official would exercise their powers and duties. As assigning areas in a by-law is no longer required, directors will be assigned to an area by the Chief Building Official in accordance with operational requirements;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Mark Sraga is appointed as a Deputy Chief Building Official for the City of Toronto effective on the date of enactment of this by-law.
2. The appointment of Bruce Ashton as a Deputy Chief Building Official for the City of Toronto is rescinded.
3. By-law No. 10-1999 is amended by deleting section 3(2) of the By-law and replacing it with the following new section 3(2):

“Each Deputy Chief Building Official named in this By-law has all of the powers and duties of the Chief Building Official within the area of the City of Toronto assigned by the Chief Building Official.”

ENACTED AND PASSED this 28th day of January, A.D. 2009.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)