

 city of Woodstock	<b>City of Woodstock Policy Manual</b>
<b>Subject:</b>	<b>Delegation of Powers and Duties</b>
<b>Policy Number:</b>	<b>GA017</b>
<b>Revision:</b>	<b>12</b>
<b>Approved by Council:</b>	<b>December 13, 2007</b>
<b>Amended:</b>	<b>May 6, 2021</b>

### **Statement of Principle**

To establish a policy in regards to the delegation of powers and duties for routine and/or administrative matters. By delegating some of Council's traditional powers and duties, Council's decision making process can be streamlined and Council is able to focus on the larger issues in a more strategic manner and allow the public access to a streamlined process to achieving certain routine administrative matters.

### **Purpose**

The *Municipal Act, 2001, as amended*, (the Act) requires that all municipalities adopt and maintain a policy with respect to the manner in which the municipality will try to ensure that it is accountable to the public for its actions and the manner in which the municipality will try to ensure that its actions are transparent to the public. The purpose of this policy is to provide guidance for the delivery of the municipality's activities and services in accordance with the principles outlined herein. This policy has been developed to comply with the provisions of Section 270 of the Act.

### **Scope of Power**

All delegations of Council powers, duties or functions shall be effected by by-law, resolution or policy adopted by Council.

Unless a power, duty or function of Council has been expressly delegated by by-law, resolution or policy, all of the powers, duties and functions remain with Council.

A delegation may be restricted or revoked at any time without notice unless the delegation by-law, resolution or policy, specifically limits Council's power to restrict or revoke the delegation. This limitation to Council's power shall not extend beyond the term of the current council and will not restrict the power of succeeding council's to revoke the delegation.

A delegation may provide that only the delegate can exercise the delegated power.

Where a power is delegated, the power is deemed to be delegated subject to any limits on the power and to any procedural requirements, including such conditions, approvals and appeals as Council considers appropriate.

Council has the authority to establish an appeal body to hear appeals or review decisions made under the delegated power as per Section 284.1 of the Act. This includes the power to determine procedures, powers and rules of those conducting the appeal.

<b>Delegated Power</b>	<b>Authority</b>
<b>1.</b> Approval of Parades, Walk-a-thons, Bike-a-thons to the Chief of Police	Policy GA004-Parades, Walk-a-thons & Bike-a-thons
<b>Purpose</b> <i>Operational-This policy was implemented in 2011 for the purpose of providing direction to groups or organizations that wish to conduct parades, walk-a-thons, bike-a-thons or similar events involving processions on City Streets. Such events shall not include the closure of any streets or highways.</i>	
<b>2.</b> Approval of minor variances where a consent is involved to the County Land Division Committee	By-law 2476-83 authorized the agreement.
<b>Purpose</b> <i>Reduce the length of time for an applicant to obtain necessary approvals by reducing administration for the applicant, staff and the public (i.e. one public meeting).</i>	
<b>3.</b> Approval for Special Occasion Permits and Temporary Extension of Liquor Sales Licence (Streetfest) clearance letters to the City Clerk	Policy Number GA-007-Special Occasion Permits
<b>Purpose</b> <i>No ongoing reporting to Council. If the City Clerk deems the request to be controversial in nature or the commenting Departments have concerns, the approval may be referred to Council for consideration.</i>	
<b>4.</b> Approval of Site Plans to Planning Commissioner –Director of Policy and Development	By-law 7087-94
<b>Purpose</b> <i>Review of Site Plan considered a technical exercise-In practice; the following persons are in attendance at the site plan meetings in addition to the applicant, staff team consisting of the City Engineer, City Planner, Chief Building Official and the Fire Chief. Agreements are drafted by the City Engineer’s department</i>	

<b>Delegated Power</b>	<b>Authority</b>
<b>5.</b> Approval of one day street and road closures to the City Engineer	By-law Number 8344-07
<b>6.</b> Authority for the issuance, administration, and enforcement of lotteries to the City Clerk and persons designated by the City Clerk.	By-law Number 8492-08
<b>7.</b> Authority to enforce by-laws	Municipal Code Chapter 127
<b>8.</b> Authority to handle Freedom of Information & Protection of Privacy matters to the City Clerk	Municipal Code Chapter 129
<b>9.</b> Authority to issue building permits	Municipal Code Chapter 127
<b>10.</b> Authority for the Mayor and City Clerk to sign certain documents - Conditional Permit Agreement, Development Agreements, Easement Agreements, Encroachment Outdoor Sidewalk Cafe, Severance Agreements, Site Plan Control Agreements, release or exchange of security lots, Subdivision Agreements	By-law Number 8085-05 By-law Number 8208-06
<b>11.</b> Authority for the certain municipal officials (CAO, City Clerk, City Solicitor) to execute appeals or any processes under the Planning Act.	By-law Number 8443-08
<b>12.</b> Authority for the Clerk or designate to make minor corrections to By-laws limited to non-material matters such as numbering, spelling etc. which do not change the intended purpose of the by-law.	By-law Number 9098-16
<b>13.</b> Authority for the Deputy Treasurer to act as the Appeals Representative for the purposes of the Assessment Review Board	By-law number 9143-17
<b>14.</b> Authority for the Treasurer to act as the Complaints Representative for the purposes of the Assessment Review Board.	By-law number 9143-17
<b>15.</b> Authority for the Treasurer and Deputy Treasurer to bind the Corporation of the City of Woodstock for the purposes of the Assessment Review Board.	By-law number 9143-17 By-law number 9383-20 (to include Treasurer)

Delegated Power	Authority
<p><b>16.</b> Authority for staff to provide comments to the Alcohol and Gaming Commission of Ontario with respect to any Cannabis store licence applications.</p>	<p>By-law number 9268-19</p>
<p><b>17.</b> Authority for the Mayor and Clerk or Clerk/Designate to sign annual land use agreements of vacant industrial land at the request of the Development Commissioner.</p>	<p>By-law number 9289-19</p>
<p><b>18.</b> That the Director of Administrative Services and the City Engineer or their designates have the authority to sign deferred development charge agreements.</p>	<p>By-law number 9359-20</p>
<p><b>19.</b> Authority for the Cultural Manager/Museum Curator, Director/Curator, Woodstock Art Gallery, Manager, The Small Business Centre, Supervisor of Recreational Programs and Sponsorship, Manager Facility Operations Cowan Park Sportsplex, City Engineer, and Director of Public Works to sign applications to any Federal or Provincial Government department, ministry, agency, fund, or program or to any non-governmental organization or foundation for compensation, funding, subsidies or grants related to any City programs, activities, operations or approved capital projects, and subsequent submissions, declarations, representations and any other documentation required in connection with the application.</p>	<p>By-law number 9447-21</p>
<p><b>20.</b> Authority for the Mayor and Clerk to sign short-term use or lease agreements for vacant municipal buildings as requested by the Office of the Development Commissioner. Agreements must be non-renewing, less than 6 months, and cannot be extended beyond the approved termination date.</p>	<p>By-law Number 9455-21</p>
<p><b>21.</b> Authority for the Chief Administrative Officer to:</p>	<p>(Outlined in the Job Description)</p>
<ul style="list-style-type: none"> <li>• Within Statutory limits and Council limits, to direct the performance of staff through the organization's Department Heads, Deputy Department Heads and Supervisory Staff;</li> <li>• To recommend to Council the appointment, employment, suspension or</li> </ul>	

Delegated Power	Authority
<p>dismissal of Directors;</p> <ul style="list-style-type: none"> <li>• In cooperation with the appropriate Director to appoint, employ, promote, transfer, suspend or dismiss employees not covered by collective bargaining agreements or those employees not covered in the previous paragraph;</li> <li>• In cooperation with the appropriate Director to appoint and employ all other employees of the Municipality in accordance with procedures laid down in collective bargaining agreements or to dismiss or suspend such employees for cause.</li> </ul>	

Revision Date	Rev #	Particulars
November 11, 2009	01	Amended (housekeeping)
August 11, 2011	02	Repeal and replace
July 12, 2012	03	Formerly GA020
November 17, 2016	04	Additions are per by-law 9098-16
May 18, 2017	05	Delegated authority to the City Clerk to approve temporary extensions to liquor licences for Streetfest
July 13, 2017	06	Delegated authority to the Treasurer and Deputy Treasurer for matters relating to the Assessment Review Board.
February 7, 2019	07	Delegated authority to staff to provide comments to the Alcohol and Gaming Commission of Ontario with respect to any Cannabis store licence applications.
April 4, 2019	08	Delegation of signing authority for annual land use agreements of vacant industrial land.
April 16, 2020	09	Delegated authority to the Director of Administrative Services and the City Engineer to sign deferred development charge agreements
July 9, 2020	10	Also delegate authority to the Treasurer to bind the Corporation in matters related to Assessment Appeals before the Assessment Review Board.
April 1, 2021	11	Delegated authority to various staff members to sign compensation, funding, subsidies, and grant submissions and applications on behalf of the City of Woodstock.
<b>May 6, 2021</b>	12	Delegated authority to the Mayor and Clerk to sign short-term lease agreements for the use of vacant municipal properties.