

THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

BY-LAW NO. 2007-12

A by-law to establish procedures for
notices in accordance with the
Municipal Act, 2001

WHEREAS Section 251 of the Municipal Act, 2001, S.O. 2001, c. 25 (the “Act”) provides that a municipality, when so required to give notice under the Act, shall give notice in a form and in the manner and at the times that the Council considers adequate to give reasonable notice.

NOW THEREFORE BE IT ENACTED as a by-law of the Corporation of the Municipality of Powassan as follows:

1. Where notice is required to be given under the Act for a public meeting or the passage of a by-law, except as otherwise provided in the Act, the notice shall include the following:
 - (a) the date, time and location of the public meeting;
 - (b) a brief explanation of the purpose of the public meeting or the passage of the by-law;
 - (c) if applicable, the name of a contact person who could provide more information regarding the proposed public meeting or the proposed by-law.
2. The public meeting shall not be held or the by-law shall not be passed less than ten (10) days after the requirements for giving notice have been complied with and any person who attends the meeting shall be given the opportunity to make representation.
3. That for the purposes of the following sections of the Municipal Act, S.O. 2001, Chapter 25 notice as outlined in sections 1 and 2 will be given for:
 - Section 34- Highway Closings
 - Section 47- Naming Highways
 - Section 48- Naming Private Roads
 - Section 99- Advertising Devices, Including Signs
 - Section 150(4)- Licensing By-law
 - Section 238(4)- Procedure By-law
 - Section 268- Sale of Land
 - Section 291- Adoption of Budget and Budget Amendment

4. Notice under section 1 shall be given in compliance with clauses (a), (b) or (c) but need not be given in compliance with more than one of these clauses:
 - (a) publication in a newspaper that, in the opinion of the Municipal Clerk, is of sufficiently general circulation in the municipality that it would give the public reasonable notice of the public meeting or passage of the by-law;
 - (b) by listing the public meeting or the passage of the by-law on the Council agenda two weeks prior to the Council meeting at which the public meeting will be held or the by-law passed.

5. If a by-law is passed in the case of an emergency without complying with the provisions of this By-Law, the Council shall, as soon as is practicable after its passage, hold the meeting and give the notice referred to in section 4 and may, after that meeting, amend or repeal the by-law without the requirements of a further meeting.

Adopted this 20th day of March 2007

Mayor

Clerk