

**THE CORPORATION OF THE UNITED COUNTIES
OF PRESCOTT AND RUSSELL
BY-LAW NUMBER 2019-25**

A BY-LAW TO DELEGATE CONSENT GRANTING AUTHORITY TO AN OFFICER OF THE UNITED COUNTIES OF PRESCOTT AND RUSSELL IN ACCORDANCE WITH SUBSECTION 54(4) OF THE *PLANNING ACT*, R.S.O. 1990, c. P.13, AS AMENDED.

REF: Consent Authority By-Law

WHEREAS the term of office of the members of the Land Division Committee expired on November 30, 1997;

AND WHEREAS the Council of the Corporation of the United Counties of Prescott and Russell has been delegated consent granting authority under the *Planning Act*, R.S.O. 1990, c. P.13, as amended (the "*Planning Act*");

AND WHEREAS subsection 54(4) of the *Planning Act* authorizes the council of an upper-tier municipality by by-law to delegate the authority or any part of the authority for the giving of consents under section 53 of the said Act to an appointed officer identified in the by-law by name or position occupied;

AND WHEREAS section 23.1 of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, empowers Council to delegate administrative powers and duties under this or any other Act to a person or body;

AND WHEREAS Council deems it necessary to further appoint Officials limited to the issuance of the Certificates of Consent only to ensure efficient and expedient services;

AND WHEREAS Council deems it necessary to control costs while ensuring efficient and expedient service.

NOW THEREFORE the Council of the Corporation of the United Counties of Prescott and Russell enacts as follows:

**Part 1
CONSENT AUTHORITY**

1.1 Established Officer – Director of Planning and Forestry

The Director of Planning and Forestry has delegated to him/her all authority of the Council of the United Counties of Prescott and Russell with respect to the giving of consents under section 53 of the *Planning Act*, and its associated regulations, as amended, or any part of such authority, and, in this capacity, the said Director of Planning and Forestry shall act as the "United Counties of Prescott and Russell Consent Authority".

1.2 Approval Authority - Director of Planning and Forestry Absence

When the Director of Planning and Forestry is absent or his/her office is vacant, the Senior Planner (Planner 3), or when he/she is absent or his/her office is vacant, the Clerk of the United Counties of Prescott and Russell shall act in the place and stead of the Director of Planning and Forestry under this By-law and while so acting, the Senior Planner or the Clerk has and may exercise all the rights, powers, and authority of the Director of Planning and Forestry as delegated by this By-law subject to the same responsibilities and limitations as set out in Part 1.1 of this By-law.

Part 2
CERTIFICATE OF CONSENT

2.1 Officials

When a provisional consent has been given under section 53 of the *Planning Act* by the United Counties of Prescott and Russell Consent Authority, the authority limited to the issuance of a Certificate of Official to the applicant stating that the consent has been given pursuant to subsection 53(42) of said Act, is delegated to the positions of Director of Planning and Forestry, Planner 1, Senior Planner (Planner 3), and Clerk.

2.2 Renewal

These appointments shall be subject to renewal by Council at the same time as the delegated authority with respect to the granting of consents under section 53 of the *Planning Act*.

Part 3
REPEAL - ENACTMENT

3.1 By-law - previous

By-law 98-51 and By-law 2009-32 and all of their amendments are hereby repealed.

3.2 Effective date

This By-law shall come into force and take effect on the day of its passing.

DONE AND PASSED in open Council this 24th day of April, 2019.

Robert Kirby, Warden

Mélissa Cadieux, Clerk