



THE CORPORATION OF THE TOWNSHIP OF MCGARRY

BY-LAW NUMBER 2022-19

**BEING A BY-LAW TO AUTHORIZE THE DELAGATION
OF AUTHORITY FOR CERTAIN ACTS
AFTER NOMINATION DAY – LAME DUCK PERIOD**

AND WHEREAS Subsection 275(1) of the *Municipal Act*, 2001, S.O. 2001, c.25 states that the council of a local municipality shall not take any action described in subsection (3) after the first day during the election, commonly referred as the “Lame Duck” period;

AND WHEREAS Section 275(3) of the *Municipal Act*, 2001, S.O. 2001, c.25 restricts council from taking action on items including:

1. The appointment or removal from office of any officer of the municipality;
2. The hiring or dismissal of any employee of the municipality;
3. The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal; and
4. Making any expenditure or incurring any other liability which exceeds \$50,000.

AND WHEREAS Section 275(6) of the *Municipal Act*, 2001, S.O. 2001, c.25 states that nothing in this section prevents any person or body exercising authority of a municipality that is delegated to the person or body prior to nomination day for the election of the new council;

AND WHEREAS Council deems it expedient to delegate authority to the Clerk-Treasurer to take action, where necessary on certain acts during the Lame Duck Period;

**NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF MCGARRY
HEREBY ENACTS AS FOLLOWS:**

1. THAT Council delegates authority to the Clerk-Treasurer of the Township of McGarry to take action, where necessary between Nomination Day and the commencement of the Council Term.
2. AND THAT the Clerk-Treasurer report to Council in an open meeting on the use of authority in these matters
3. AND THAT this bylaw is in effect for the 2022 Municipal Election.
4. AND THAT this bylaw shall come into force on the day of its passing.
5. AND THAT this bylaw may be cited as the “Lame Duck Delegation of Powers By-Law”.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS
14th DAY OF JUNE, 2022.**

MAYOR

CLERK-TREASURER