



Bylaw No. 2009-71

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available from the Office of the City Clerk and must be consulted for purposes of interpretation and application of the law.

Office Consolidation

THE APPOINTMENT AND AUTHORIZATION OF CITY OFFICIALS BYLAW, 2009

Bylaw No. 2009-71

Including Amendments to September 20, 2023

This Bylaw has been consolidated under the authority of the City Clerk. It represents proof, in absence of evidence to the contrary of:

- a) the original bylaw and of all bylaws amending it; and**
- b) the fact of passage of the original and all amending bylaws.**

AMENDMENTS

DATE PASSED

Bylaw No. 2010-18

December 20, 2010

Bylaw No. 2011-64

December 19, 2011

Bylaw No. 2012-98

December 17, 2012

Bylaw No. 2013-83

December 16, 2013

Bylaw No. 2014-77

October 14, 2014

Bylaw No. 2014-86

December 15, 2014

Bylaw No. 2015-82

December 21, 2015

Bylaw No. 2016-74

December 19, 2016

Bylaw No. 2017-46

November 27, 2017

Bylaw No. 2018-44

September 24, 2018

Bylaw No. 2019-60

December 3, 2019

Bylaw No. 2021-1

January 27, 2021

Bylaw No. 2021-71

November 24, 2021

Bylaw No. 2022-58

November 23, 2022

Bylaw No. 2023-59

September 20, 2023

BYLAW NO. 2009-71

THE APPOINTMENT AND AUTHORIZATION OF CITY OFFICIALS BYLAW, 2009

THE COUNCIL OF THE CITY OF REGINA ENACTS AS FOLLOWS:

Purpose

1 The purpose of this Bylaw is to:

- (a) appoint and authorize City officials as required or permitted by various provincial statutes;
- (b) update existing authorizations that have become outdated due to the corporate reorganization and staff changes; and
- (c) make authorizations and/or delegations by bylaw where previously made by resolution to enhance transparency.

Statutory Authority

2 The authority for this Bylaw is:

- (a) section 28 of *The Alcohol Control Regulations, 2002*;
- (b) sections 8, 28, 100 and 337 of *The Cities Act*;
- (c) section 6 of *The Weed Control Act*;
- (d) section 13 of *The Pest Control Act*;
- (e) section 4 of *The Plumbing and Drainage Regulations, 1996*;
- (f) sections 2 and 5 of *The Uniform Building and Accessibility Standards Act*;
- (g) subsection 23(5) of *The Heritage Property Act*; and
- (h) section 8.2 of *The Forest Resources Management Act*.
(#2010-18, s. 1, 2010, #2014-77, s. 4, 2014, #2015-82, s. 3.2, 2015)

PART I APPOINTMENTS AND AUTHORIZATIONS MADE PURSUANT TO
PROVINCIAL LEGISLATION

3 For the purposes of section 28 of *The Alcohol Control Regulations, 2002* the Executive Director, City Services, or his or her designate, is authorized to consider and in his or her judgment approve or deny applications for special occasion permits for outdoor premises.

(#2011-64, s. 22, 2011, #2015-82, s. 3.3, 2015)

4 The Director, Fire and Protective Services, or his or her designate, is delegated the authority to appoint weed inspectors for the purposes of *The Weed Control Act*.

(#2010-18, s. 1, 2010; #2011-64, s. 22, 201, #2015-82, s. 3.4, 2015)

5 For the purposes of *The Pest Control Act*, the following persons are hereby appointed as Pest Control Officers for the City of Regina from January 1, 2023 until December 31, 2023, unless the officer's employment with the City of Regina is sooner terminated:

(a) Ryan Johnston; and

(b) Burton Gerspacher

5.1 The Executive Director, City Services or his or her designate, is delegated the authority to appoint and define the duties of Municipal Inspectors for the purposes of enforcing *The Forest Resources Management Act* and any regulations made thereunder.

(#2010-18, s. 1, 2010; #2011-64, s. 22, 2011, #2012-98, s. 4, 2012, #2013-83, s. 4, 2013, #2014-86, s. 4, 2014, #2015-82, ss. 3.5 and 3.6, 2015, #2016-74, s. 3.2, 2016, #2017-46, s. 3.2, 2017, #2018-44, s. 5, 2018, #2019-60, s. 2, 2019, #2021-1, s.2, 2021, #2021-71, s. 2, 2021, #2022-58, s. 4, 2022)

6 For the purposes of section 4 of *The Plumbing and Drainage Regulations, 1996*, persons employed by the City of Regina in the positions of Mechanical Inspector I and Mechanical Inspector II are hereby appointed as plumbing inspectors for the City of Regina.

6.1 The Director, Fire and Protective Services is delegated the authority to appoint, fix the remuneration of, and define the duties of Bylaw Enforcement Officers pursuant section 337 of *The Cities Act*.

6.2 The Executive Director of City Planning and Development, or his or her designate, is authorized to exercise all of the powers and duties of Council mentioned in section 23 of *The Heritage Property Act*.

(#2012-98, s. 5, 2012, #2014-77, s. 5, 2014, #2015-82, s. 3.7, 2015)

PART II REPEAL OF BYLAWS AND CONSEQUENTIAL AMENDMENTS

Bylaw 2003-7 amended

7 REPEALED (2023-59, s. 49(2), 2023)

Bylaw 10140 repealed

8 Bylaw 10140, being *The Bylaw Enforcement Officers Appointment Bylaw*, is repealed.

Bylaw 9881 amended

9 The definition of “**Bylaw Enforcement Officer**” in section 1 in Bylaw 9881, being *The Clean Property Bylaw* is repealed and the following substituted:

““**Bylaw Enforcement Officer**” means any person employed by the City of Regina in one of the following positions:

- (a) Manager of Bylaw Enforcement;
- (b) Bylaw Standards Officer;
- (c) Senior Bylaw Standards Officer;
- (d) Bylaw Enforcement Officer; and
- (e) Housing Standards Inspector.”

Bylaw 2005-39 amended

10 Section 4 of Bylaw 2005-39, being *The Currie Field Alcohol Bylaw*, is repealed and the following substituted:

“Authorization

4. The General Manager of Community and Protective Services or his or her designate is authorized to consider and in his or her judgement approve or deny applications for Special Events.”

Bylaw 7640 amended

11(1) Bylaw 7640, being *The Domestic Pigeon Control Bylaw*, is amended in the manner set forth in this section.

(2) The following definition is added in section 2 after the definition of “**aviary**”:

“(a.1) “**Bylaw Enforcement Officer**” means any person employed by the City of Regina in one of the following positions:

- (i) Manager of Bylaw Enforcement;
 - (ii) Bylaw Standards Officer;
 - (iii) Senior Bylaw Standards Officer; and
 - (iv) Bylaw Enforcement Officer.”
- (3) The definition of “**Manager of Bylaw Enforcement**” in section 2 is repealed.
- (4) With the exception of sections 2, 5 and 6, “the Manager of Bylaw Enforcement” is struck out and “a Bylaw Enforcement Officer” substituted wherever it appears in Bylaw 7640.

Bylaw 2002-48 amended

- 12(1) Bylaw 2002-48, being *The Forestry Bylaw*, is amended in the manner set forth in this section.
- (2) The definition of “**Director**” in section 1 is repealed and the following substituted:
- ““**Director**” means the Director of Parks and Open Space and anyone acting or authorized by the Director to act on his or her behalf.”
- (3) Subsection 4(2) is repealed and the following substituted:
- “(2) The Director of Roadway Operations or the Director of Water and Sewer Services, or anyone authorized by that Director to act on his or her behalf, may authorize the activities in subsection 4(1) with regard to a Tree that impedes access or interferes with maintenance of public works that is carried out by the City or its agents on an emergent basis.”

Bylaw 2006-86 amended

- 13(1) Bylaw 2006-86, being *The Licensing Bylaw, 2007*, is amended in the manner set forth in this section.
- (2) The definition of “**Director**” in section 5 is repealed.
- (3) The following definition is added in section 5 after the definition of “**dwelling unit**”:
- ““**General Manager**” means the General Manager of Community and Protective Services or his or her designate.”
- (4) “Director” is struck out and “General Manager” substituted wherever it appears in Bylaw 2006-86.

Bylaw 6980 amended

14(1) Bylaw 6980, being *The Noise Abatement Bylaw*, is amended in the manner set forth in this section.

(2) The following clause is added after clause 5(c):

“5(d) No person shall make, continue or cause to allow to be made or continued any noise contrary to this Bylaw in relation to a filming project without first obtaining a written permit from the Coordinator of Arts, Culture and Film employed by the City of Regina, which may be granted at the discretion of the Coordinator of Arts, Culture and Film.”

(3) In section 7, “an inspector, or of the Director of Buildings and Civic Properties” is struck out and “the Manager of Building Standards, the Permit Supervisor, or the Building Inspection Engineer” substituted wherever it appears.

(4) Section 1 of Schedule A is repealed and the following substituted:

“1. Persons employed with the City of Regina in the following positions are designated as inspectors for the purpose of enforcing *The Noise Abatement Bylaw*:

- a) Manager of Building Standards;
- b) Building Inspection Engineer;
- c) Permit Supervisor;
- d) Commercial Inspector; and
- e) Residential Inspector.”

(5) Section 2 of Schedule A is repealed and the following substituted:

“2. For the purpose of enforcing clause 6(d) of this Bylaw, the following persons are designated as inspectors:

- (a) any member of the Regina Police Service;
- (b) employees of the Regina Humane Society; and
- (c) any person employed by the City of Regina in the following positions:
 - (i) Manager of Bylaw Enforcement;

- (ii) Senior Bylaw Standards Officer;
- (iii) Bylaw Standards Officer; and
- (iv) Bylaw Enforcement Officer.”

Bylaw 2004-27 amended

15 The definition of “**Director**” in section 3 of Bylaw 2004-27, being *The Parks and Open Spaces Bylaw, 2004*, is repealed and the following substituted:

““**Director**” means the Director of Parks and Open Space and anyone acting in that position.”

Bylaw 2003-69 amended

16 The following section is added after section 5.1 in Bylaw 2003-69, being *The Regina Administration Bylaw*:

“5.2 For the purposes of section 348 of *The Cities Act*, the Director of Information Technology Services or any person authorized to act on his or her behalf, is a designated officer.”

Bylaw 2009-44 amended

17(1) Bylaw 2009-44, being *The Regina Animal Bylaw, 2009*, is amended in the manner set forth in this section.

(2) Clause 3(a) is repealed and the following substituted:

“(a) “**agency approved by the General Manager**” includes the Regina Humane Society Inc. and the office of any veterinarian registered pursuant to *The Veterinarians Act, 1987* located in the City of Regina.

(a.1) “**animal**” means any mammal excluding humans, or any reptile or amphibian.”

(3) Clause 6(1)(c) is repealed and the following substituted:

“(c) annually obtain a dog license by making application to the General Manager or any other agency approved by the General Manager and paying the applicable fee set out in Schedule “A”.”

Bylaw 2005-18 amended

18 Subsection 46(1) of Bylaw 2005-18, being *The Regina Fire Bylaw*, is repealed and the following substituted:

“46(1) The City Manager and the Risk Manager have the authority to consent to a fireworks display or a pyrotechnics display to be held on property owned or controlled by the City.”

Bylaw 2008-48 amended

19 The definition of “**Designated Officer**” in clause 3(g) of Bylaw 2008-48, being *The Regina Property Maintenance Bylaw*, is repealed and the following substituted:

“(g) “**Designated Officer**”, for the purposes of the administration of this Bylaw and ss. 324 to 337 of *The Cities Act*, means any person employed by the City of Regina in one of the following positions:

- (i) Manager of Bylaw Enforcement;
- (ii) Senior Bylaw Standards Officer;
- (ii) Bylaw Standards Officer;
- (iv) Bylaw Enforcement Officer; and
- (v) Housing Standards Officer.”

Bylaw 9900 amended

20(1) Bylaw 9900, being *The Regina Traffic Bylaw, 1997*, is amended in the manner set forth in this section.

(2) The definition of “**Director**” in section 1 is repealed and the following definition substituted:

““**Director**” means the Director of Transportation and Material Services and anyone authorized to act on his or her behalf.”

(3) The definition of “**Director of Finance**” in section 1 is repealed.

(4) The following definition is added in section 1 after the definition of “**garage**”:

““**General Manager**” means the General Manager of Community and Protective Services and anyone authorized to act on his or her behalf.”

(5) “Director of Finance” is struck out and “General Manager” is substituted wherever it appears in Bylaw 9900.

(6) In section 58, “the Director” is struck out and “the General Manager” is substituted wherever it appears.

- (7) Wherever “commissionaires on contract with the City of Regina” appears in Bylaw 9900 it is struck out and “commissionaires on contract with the Regina Police Service or the City of Regina” is substituted.

Bylaw 9935 amended

- 21 The following definition is added in section 1 of Bylaw 9935, being *The Regina Waste Management Bylaw*, after the definition of “**Bundle**”:

“**Bylaw Enforcement Officer**” means any person employed by the City of Regina in one of the following positions:

- (a) Manager of Bylaw Enforcement;
- (b) Senior Bylaw Standards Officer;
- (c) Bylaw Standards Officer; and
- (d) Bylaw Enforcement Officer.”

Bylaw 9635 amended

- 22(1) Bylaw 9635, being *The Taxi Bylaw, 1994*, is amended in the manner set forth in this section.

- (2) The definition of “**License Inspector**” in section 2 is repealed and the following substituted:

“**License Inspector**” means any person employed with the City of Regina in the following positions:

- (a) Manager of Licensing and Municipal Fines; and
- (b) Licensing and Municipal Fines Officer.

and includes any member of the Regina Police Service.”

- (3) Subsection 6(25) is repealed and the following substituted:
“(25) upon changing his or her address, notify the License Inspector accordingly within 7 days of the date of such change.”

Bylaw 2005-79 amended

- 23 Section 4 of Bylaw 2005-79, being *The Taylor Field Sale and Consumption of Alcohol Authorization Bylaw, 2005 (No. 2)*, is repealed and the following substituted:

“Authorization

4. The General Manager of Community and Protective Services or his or her designate is authorized to consider and in his or her judgment approve or deny applications for Special Events.”

Coming into Force

24 With the exception of section 7, this Bylaw comes into force on the day of passage.

25 Section 7 of this Bylaw comes into force on the date it receives Ministerial approval pursuant to section 23.1 of *The Uniform Building and Accessibility Standards Act*.

READ A FIRST TIME THIS 23rd DAY OF November 2009.

READ A SECOND TIME THIS 23rd DAY OF November 2009.

READ A THIRD TIME AND PASSED THIS 23rd DAY OF November 2009.

P. FIACCO
Mayor

J. SWIDNICKI
City Clerk (SEAL)

CERTIFIED A TRUE COPY

City Clerk

Amendments to Bylaw 2003-7 approved
by the Minister of Corrections Public
Safety and Policing this 24th
day of December, 2009.

Executive Director Protection & Emergency Services
Minister of Corrections Public Safety and Policing

ABSTRACT

BYLAW NO. 2009-71

THE APPOINTMENT AND AUTHORIZATION OF CITY OFFICIALS BYLAW, 2009

PURPOSE:	The purpose of this Bylaw is to appoint and authorize City officials as required or permitted by various provincial statutes; update existing authorizations that have become outdated due to the corporate reorganization and staff changes; and make authorizations and/or delegations by bylaw where previously made by resolution to enhance transparency.
ABSTRACT:	Historically appointments pursuant to provincial statutes were made by City Council resolution, which made them difficult to locate for members of the public and for City administration. Authorizations in bylaws made prior to the corporate reorganization refer to inaccurate position titles.
STATUTORY AUTHORITY:	Section 28 of <i>The Alcohol Control Regulations, 2002</i> ; Section 7 of <i>The Noxious Weeds Act, 1984</i> ; Section 13 of <i>The Pest Control Act</i> ; Section 4 of <i>The Plumbing and Drainage Regulations, 1996</i> ; Sections 8, 28, 100 and 337 of <i>The Cities Act</i> ; and Sections 2 and 5 of <i>The Uniform Building and Accessibility Standards Act</i> .
MINISTER'S APPROVAL:	Section 23.1 of <i>The Uniform Building and Accessibility Standards Act</i> (required for amendments to Bylaw 2003-7 only)
PUBLIC HEARING:	N/A
PUBLIC NOTICE:	N/A
REFERENCE:	Report EX09-57 from the November 18, 2009 Executive Committee meeting
AMENDS/REPEALS:	Repeals Bylaw 10140, <i>The Bylaw Enforcement Offices Appointment Bylaw</i> ; Amends Bylaw 6980, <i>The Noise Abatement Bylaw</i> ; Bylaw 9900, <i>The Regina Traffic Bylaw</i> ,

1997; Bylaw 9935, The Regina Waste Management Bylaw; Bylaw 9881, The Clean Property Bylaw; Bylaw 7640, The Domestic Pigeon Control Bylaw; Bylaw 2002-48, The Forestry Bylaw; Bylaw 2004-27, The Parks and Open Spaces Bylaw, 2004; Bylaw 2005-18, The Regina Fire Bylaw; Bylaw 2005-29, The Currie Field Alcohol Bylaw; Bylaw 2005-79, The Taylor Field Sale and Consumption of Alcohol Authorization Bylaw, 2005 (No. 2); Bylaw 2008-48, The Regina Property Maintenance Bylaw; Bylaw 2009-44, The Regina Animal Bylaw, 2009; Bylaw 2003-7, A Bylaw of the City of Regina Pursuant to the Provisions of the Uniform Building and Accessibility Standards Act and The Cities Act; Bylaw 2003-69, The Regina Administration Bylaw; Bylaw 2006-86, The Licensing Bylaw, 2007 and Bylaw 9635, The Taxi Bylaw, 1994.

CLASSIFICATION: Regulatory, Administrative

INITIATING DIVISION: Office of the City Manager

INITIATING DEPARTMENT: Office of the City Solicitor