

By-law Number 2025-001
of the Regional Municipality of Durham

Being a by-law to amend By-law #04-2023 to provide the Commissioner of Works and their designate with the authority to declare the beginning and end of Significant Weather Events, for the purposes of O.Reg. 239/02: *Minimum Maintenance Standards for Municipal Highways* under the *Municipal Act, 2001*, S.O. 2001, c. 25.

Whereas when a Significant Weather Event is declared, roadways, bicycle lanes, and sidewalks with respect to which the municipality has maintenance obligations are declared to be in a state of repair during the event.

Whereas the municipality must provide notification to the public when declaring the beginning or end of a Significant Weather Event using the municipality’s website or social media platforms, by sending a press release or similar communication, through the municipality’s police service, or by any other notification method required by a by-law of the municipality.

Whereas section 23.1(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, provides for a municipality to delegate its powers, duties under this or any other Act to a person or body subject to certain restrictions.

Whereas the Council of the Regional Municipality of Durham has deemed it desirable and efficient to delegate certain powers pursuant to the provisions of the *Municipal Act, 2001* and the restrictions and provisions of this By-law.

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. That the table in Schedule “A” to By-law #04-2023 be amended under Category 3. Works by adding thereto the following Section identified as Section 3.40.

| # | Delegation of Authority | Delegate | Delegation Process | Document | Reporting Existing/ Proposed |
|------|--|--|--------------------|-------------------------|------------------------------|
| 3.40 | The authority to declare the beginning and end of a Significant Weather Event and issue the prescribed notifications to the public pursuant to O. Reg. 239/02 under the <i>Municipal Act, 2001</i> . | Commissioner of Works or their Designate | | Regional Infrastructure | |

This By-law Read and Passed on the 29th day of January, 2025.

J. Henry, Regional Chair and CEO

A. Harras, Regional Clerk