



## VILLAGE OF HARRISON HOT SPRINGS

### STATEMENT RESPECTING THE COUNCIL'S REASONS FOR ADOPTING A BYLAW

Pursuant to section 8(9) of the *Community Charter*, the following is a statement respecting the Council's reasons for adopting Bylaw 929 Officer Establishment and Appointment.

Since May of 1999 and December of 2004, Council adopted Bylaw No. 733 as the "Officers Bylaw", Bylaw No. 818 "Officer Establishment Bylaw" and Bylaw No. 823 "Officer Establishment Amendment Bylaw".

In order to correct references to the *Municipal Act* and establish officer positions that are current and consistent with the powers, duties and responsibilities of these positions, it seems prudent to repeal the old bylaws and adopt a new Officer Establishment and Appointment Bylaw.

Therefore, the Council of the Village of Harrison Hot Springs deemed it necessary to implement a bylaw to address this situation.



## VILLAGE OF HARRISON HOT SPRINGS BYLAW NO. 929

### A bylaw to establish officer positions of the Village of Harrison Hot Springs

The Village of Harrison Hot Springs is empowered, by bylaw under section 146 of the *Community Charter*, to establish officer positions in relation to the powers, duties and functions of such officers;

NOW THEREFORE, the Council of the Village of Harrison Hot Springs, in open meeting assembled, hereby enacts as follows:

#### 1. CITATION

This bylaw may be cited for all purposes as "Officer Establishment Bylaw No. 929, 2009".

#### 2. OFFICER POSITIONS

- a) In accordance with section 146 of the *Community Charter*, the Council hereby establishes the following positions:
  - i) "Chief Administrative Officer" to have the powers, duties and functions under section 147 of the *Community Charter*;
  - ii) "Corporate Officer" to have the powers, duties and functions under section 148 of the *Community Charter*;
  - iii) "Director of Finance" to have the powers, duties and functions under section 149 of the *Community Charter*.

#### 3. DEPUTY POSITIONS

- a) The Council may appoint a person or persons to act in a Deputy or Acting capacity for any of the foregoing officer positions.

#### 4. DELEGATION INCLUDES DEPUTY

A delegation of a power, duty or function under this bylaw includes a delegation to a person who is from time to time the deputy of the delegate.

**5. APPOINTMENT**

- a) Nothing in this bylaw shall prevent the appointment of the same person to two or more officer positions.

**6. DEFERRAL OF APPOINTMENT**

Nothing in this bylaw shall be interpreted as restricting the right of the Council to defer an appointment to any position other than a position by statute.

**7. SEVERABILITY**

If any section, subsection, sentence, clause or phrase of this bylaw is, for any reason, held invalid by the decision of any court or competent jurisdiction, the invalid portion shall be severed and the decision that is invalid shall not affect the validity of the remainder of this bylaw.

**8. REPEAL**

The following bylaws are hereby repealed:

- (a) The Corporation of the Village of Harrison Hot Springs Officers Bylaw No. 733, 1999;
- (b) The Corporation of the Village of Harrison Hot Springs Officer Establishment Bylaw No. 818, 2004; and
- (c) The Corporation of the Village of Harrison Hot Springs Officer Establishment Amendment Bylaw No. 823, 2004.

READ A FIRST TIME this 7<sup>th</sup> day of December, 2009.

READ A SECOND TIME this 7<sup>th</sup> day of December, 2009.

READ A THIRD TIME this 21<sup>st</sup> day of December, 2009.

ADOPTED this 11<sup>th</sup> day of January, 2010.

  
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Mayor

  
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Corporate Officer