

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 157-2009

A By-law to establish the position of Screening Officer and Hearings Officer and to appoint persons as Screening Officers and Hearings Officers.

WHEREAS Council of The Corporation of the City of Vaughan considers it desirable and necessary to establish the position of a Screening Officer and Hearings Officer to who may be delegated quasi-judicial and other authority under various City By-laws.

AND WHEREAS Council of The Corporation of the City of Vaughan deems it advisable to appoint the Screening Officers and Hearings Officers hereinafter referred to for the purposes designated.

NOW THEREFORE the Council of The Corporation of the City of Vaughan **ENACTS AS FOLLOWS:**

1. In this By-law:
 - a. "City" means The Corporation of the City of Vaughan;
 - b. "Council" means the council of the City;
 - c. "Delegated Power of Decision" means a power or right, conferred by or under a City By-law, to make a decision deciding or prescribing the legal rights, powers, privileges, immunities, duties or liabilities of any person or party;
 - d. "Hearings Officer" means the person from time to time appointed by Council pursuant to the By-law;
 - e. "Relative" includes any of the following persons:
 - i. Spouse, common-law partner, or any person with whom the person is living as a spouse outside of marriage;
 - ii. Parent, including step-child and grandchild;
 - iii. Siblings and children of siblings;
 - iv. Aunt, uncle, niece, and nephew;
 - v. In-laws, including mother, father, sister, brother, daughter, and son; or
 - vi. Any other person who lives with the person on a permanent basis
 - f. "Screening Officer" means the person from time to time appointed by Council pursuant to this By-law; and
2. The position of Screening Officer is established for the purpose of exercising Delegated Powers of Decision, and shall be appointed by Council.
3. The following are not eligible for appointment as a Screening Officer:
 - a. A member of Council of the City; or

- b. The relative of a person referenced in paragraph 3(a);
 - 4. The position of Hearings Officer is established for the purpose of exercising Delegated Powers of Decision, and shall be appointed by Council.
 - 5. The following are not eligible for appointment as a Hearings Officer:
 - a. An employee or member of Council of the City;
 - b. The Relative of a person referenced in paragraph 5(a); or
 - c. A person indebted to the City other than
 - i. In respect of current real property taxes; or
 - ii. Pursuant to an agreement with the City the terms with which the person is in compliance.
 - 6. No person shall attempt, directly or indirectly, to communicate for the purpose of influencing a Screening Officer or a Hearings Officer respecting the determination of an issue respecting a Delegated Power of Decision in a proceeding that is or will be pending before the Screening Officer or Hearings Officer except a person who is entitled to be heard in the proceeding or the person's lawyer or licensed paralegal and only by that person or the person's lawyer or licensed paralegal during the hearing of the proceeding in which the issue arises. Failure to comply with this section constitutes an offence.
 - 7. The persons listed in Appendix A are appointed as Hearings Officers.
 - 8. The persons listed in Appendix B are appointed as Screening Officers.
- READ a FIRST, SECOND and THIRD time and finally passed this 30th day of June, 2009.

Linda D. Jackson, Mayor

Jeffrey A. Abrams, City Clerk

Appendix A

Ted Yao
Donald Luther

Appendix B

Nicoline Brusco
Daniela Galipo
Janice Heron
Rick Girard