

THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE

BY-LAW NO. 111/2007

*Being a By-law to Amend By-law 64/2007 being a By-law to Designate and Establish the Port Hope Heritage Business Improvement Area and to Establish a Board of Management*

WHEREAS Section 204(1) of the Municipal Act, S.O. 2001, c. 25, as amended, provides that a local municipality may designate an area as an improvement area and may establish a board of management to oversee the improvement, beautification and maintenance of municipally-owned land, buildings and structures in the area beyond that provided at the expense of the municipality generally, and to promote the area as a business or shopping area;

AND WHEREAS By-law 64/2007 was adopted by Council to establish the Port Hope Heritage Business Improvement Area and to Establish a Board of Management on July 3, 2007;

AND WHEREAS the Council of the Corporation of the Municipality of Port Hope deems it expedient to clarify the composition of By-law 64/2007, establishing the Board composition;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE ENACTS AS FOLLOWS:

1. That Section 5 and 6 of By-law Number 64/2007 be deleted in their entirety and replaced with a new Section 5 and 6 as follows:
  5. The Board shall consist of fourteen Directors to be approved by Resolution of Council, and selected as follows:
    - 5.1 One Member of Council to be appointed by Council.
    - 5.2 Nine members as per Section 204 (4) and (5) of the Act, of which not more than 2 shall be owners assessed for business assessment in respect of land in the Heritage Business Improvement Area (HBIA) who do not operate a commercial business from their assessed property in the HBIA or nominees of a corporate member of the HBIA.
    - 5.3 Four ex-officio representatives, one each shall be from the Heritage Port Hope, the Port Hope & District Chamber of Commerce, the Port Hope Bed & Breakfast Association, and the Economic Development & Tourism Department, to be appointed by Council. The four ex-officio Directors shall act in an advisory capacity to the Board of Management and shall be non-voting Directors of the Board of Management.
  6. Each Member of an improvement area has one vote regardless of the number of properties that the Member may own, lease, or represent as an officer of a corporation which owns or leases properties, in the Port Hope Heritage Business Improvement Area.

2. That this By-law comes into force and takes effect upon the final passing thereof.

READ a FIRST, SECOND and THIRD time and finally passed in Open Council this 6<sup>th</sup> day of November, 2007.

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Linda Thompson, Mayor

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S.C. Dawe, Municipal Clerk