

THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE

BY-LAW NO. 46/2015

Being a By-law to amend By-law 64/2007, as amended being a By-law to Designate and Establish the Port Hope Heritage Business Improvement Area and to Establish a Board of Management and Repeal By-law 58/2013

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 Council adopted By-law 64/2007 to Designate and Establish the Port Hope Heritage Business Improvement Area and to Establish a Board of Management;

AND WHEREAS Council has considered a Staff Report at the Council meeting held on June 2, 2015 regarding a request from the Heritage Downtown Business Improvement Area Board of Management to revise the composition of the Board of Management as set out in Section 5.0 of By-law 64/2007;

AND WHEREAS the Municipal Act, Section 204 provides Council authority to amend the establishing By-law to amend the composition of the HBIA Board of Management;

NOW THEREFORE the Council of the Corporation of the Municipality of Port Hope hereby enacts as follows:

1. That Section 5. to 5.3 is hereby deleted in its entirety and replaced with the following:
 5. The Board shall consist of a minimum of six (6) and a maximum of eleven (11) Directors to be approved by Resolution of Council as follows:
 - 5.1 One (1) member of Council to be appointed by Council;
 - 5.2 A minimum of five (5) and a maximum of ten (10) members appointed by Municipality of Port Hope selected by a vote of the HBIA membership at a General Meeting of which not more than 2 shall be owners assessed for business assessment in respect of land in the HBIA who do not operate a commercial business from their assessed property in the HBIA or nominees of a corporate member of the HBIA, to be appointed by Council; and
 - 5.3 Three ex-officio representatives as non-voting members, one each shall be from the Heritage Port Hope Advisory Committee, the Port Hope and District Chamber of Commerce and the Economic Development and Tourism Department, to be appointed by Council;
 - 5.4 In addition, the Board may appoint ex-officio/non voting members to the Board at its own discretion.
2. That By-law 58/2013 to amend the composition of the Board of Management as set out in By-law 64/2007 and amending By-law 111/2007 be repealed.

3. THAT this By-law shall come into force and take effect the day it is finally passed.

READ a FIRST, SECOND and THIRD time and finally passed in Open Council this 2nd day of June, 2015.

R.J. Sanderson, Mayor

S.C. Bernardi, Municipal, Clerk