TO: Chair and Members Planning Committee  
WARD(S) AFFECTED: CITY WIDE

COMMITTEE DATE: July 10, 2012

SUBJECT/REPORT NO:  
Appointment By-law under the Building Code Act (PED12111) (City Wide)

SUBMITTED BY:  
Tim McCabe  
General Manager  
Planning and Economic Development Department

PREPARED BY:  
Jorge M. Caetano 905-546-2424 ext 3931

SIGNATURE:

RECOMMENDATION

That the By-law attached to Report PED12111 to repeal and replace City of Hamilton By-law 08-223, as amended, being a By-law to appoint a Chief Building Official, Deputies and Inspectors under Section 3 of the Building Code Act, be approved.

EXECUTIVE SUMMARY

The attached By-law replaces and updates the Chief Building Official and list of Inspectors appointed under the Building Code Act.

Alternatives for Consideration – Not Applicable

FINANCIAL / STAFFING / LEGAL IMPLICATIONS (for Recommendation(s) only)

Financial: There are no financial implications.

Staffing: There are no staffing implications.
Legal: The appointment of a Chief Building Official and Inspectors is required under the Building Code Act.

**HISTORICAL BACKGROUND** (Chronology of events)

The Council of the City of Hamilton must appoint a Chief Building Official and Inspectors for the purpose of enforcement of the Building Code Act. The attached by-law reflects staff changes with the Building Services Division and will replace the existing By-law 08-223, as amended.

**POLICY IMPLICATIONS**

Approval of this recommendation will not alter or contravene any established City Policy.

**RELEVANT CONSULTATION**

Legal Services was consulted in the preparation of this report and By-law.

**ANALYSIS / RATIONALE FOR RECOMMENDATION**

(include Performance Measurement/Benchmarking Data, if applicable)

The proposed By-law reflects staff changes due to resignations, omissions, the hiring of a new Chief Building Official, and the hiring of new staff within the Building Services Division since By-law 08-223, as amended, came into force. All persons named under the By-law have achieved the required qualifications as mandated by the Building Code Act.

**ALTERNATIVES FOR CONSIDERATION**

(include Financial, Staffing, Legal and Policy Implications and pros and cons for each alternative)

Not applicable.

**CORPORATE STRATEGIC PLAN** (Linkage to Desired End Results)


**Growing Our Economy**

- Permit and inspections are carried out in a timely manner by qualified individuals.
Healthy Community

- The appointment of a Chief Building Official and Inspectors to enforce the Ontario Building Code assists in the protection of public safety.

APPENDICES / SCHEDULES

Appendix “A” to Report PED12111 - By-law to Appoint a Chief Building Official, Deputies and Inspectors

JMC/fd
CITY OF HAMILTON

BY-LAW NO. 12 -

Respecting

THE APPOINTMENTS OF A CHIEF BUILDING OFFICIAL,
DEPUTIES AND INSPECTORS


AND WHEREAS Council deems it necessary to provide for the appointment of a Chief Building Official, of Deputy Chief Building Officials, to assist in carrying out the duties of the Chief Building Official, and of Inspectors;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. (a) The following person is appointed Chief Building Official and Inspector for the purposes of the Building Code Act, 1992, S.O. 1992, c. 23:

Ed VanderWindt

(b) The Chief Building Official has all the power and duties of such office assigned by statute and under by-laws of the City of Hamilton, including any by-law of the former area municipalities comprising the City which remains in force and effect.
2. (a) The following persons are appointed Deputy Chief Building Officials and Inspectors for the purposes of the Building Code Act, 1992, S.O. 1992, c. 23:

(i) Dio Ortiz, P. Eng.;

(ii) Jorge M. Caetano; and

(iii) John W. Lane.

(b) As directed by the Chief Building Official or when the Chief Building Official is absent, the Deputies listed in subsection (a) may perform and have all the powers and duties of the Chief Building Official.

(c) For the purposes of this section, “absent” includes when the Chief Building Official is ill or unavailable for any reason, or when the office is vacant.

3. The persons listed in Schedule “A”, attached to and forming part of this By-law, are appointed as Inspectors for the purposes of the Building Code Act, 1992, S.O. 1992, c.23.

4. City of Hamilton By-law No. 08-223, as amended, is repealed.

5. This By-law comes into force and effect on the date of its passing and enactment.

PASSED and ENACTED this day of , 2012.

____________________________________    ________________________________
R. Bratina                             R. Caterini
Mayor                                 City Clerk
Schedule “A”

To City of Hamilton By-law No. 12 –

List of Persons Appointed Inspectors

1. Asmaa Al-Hashimi
2. Nick Anastasopoulos
3. Jay Appell
4. Chris Atchison
5. David Bain
6. Brian Baxter
7. Corey Benn
8. Jorge M. Caetano
9. Gary Daly
10. Kevin Danielson
11. Fabio DiVincenzo
12. Ron Doucet
13. Patricia Douel
14. Nancy Drapeau
15. Bill Dupont
16. Ken Edgar
17. Jeff Evans
18. Debbie Eydt
19. Dean Fantuz
20. Frank Fernandez
21. Mauro Fortunato
22. Monica German
23. Peter Gobbo
24. Len Gray
25. Christine Hey
26. Essam Ishak
27. John Ivezic
28. Don Jeffrey
29. Liza Jones
30. Trudy Kennedy
31. Zoran Kristo
32. Steve Kuczerepa
33. Rick Kuipers
34. Robert Lalli
35. John W. Lane
36. Mike Loucks
37. Robyn Maloney
38. Morris Marsalla
39. Glen McCrory
40. Tom McDermott
41. Lori McGilvery
42. Ned Mijatovic
43. David Norman
44. Dio Ortiz
45. Susan Parker
46. Gene Penko
47. Frank Peter
48. Joe Pizzoferrato
49. Collin Potter
50. Angie Renault
51. Bruce Robinson
52. George Robis
53. Mike Shepherd
54. LauraLee Shore
55. Lisa Simmons
56. Jason Simpson
57. Rob Stumpo
58. Natalie Teal
59. Steve Teal
60. John Thomas
61. Ed VanderWindt
62. Mike Verboom
63. Joyanne Wagner
64. Eric Wong
65. George Wong
66. A.J. Zmudczynski