CITY OF THE MUNICIPALITY OF WEST GREY
RESOLUTION NO. 295-07

August 8, 2007

WHEREAS, section 36(8) of the Ontario Building Code Act, 1992, as amended, states that “No proceeding under this section shall be commenced more than one year after the time when the subject-matter of the proceeding arose”;

AND WHEREAS, the effect of this clause is to restrict the ability of a municipality to take appropriate legal action in circumstances where buildings and structures have been placed on municipal properties without first having obtained building permits for same;

BE IT RESOLVED THAT, the Municipality of West Grey hereby supports amending section 36(8) of the Building Code Act, 1992, as amended, to provide municipalities a time limit of two (2) years from the date of discovery for commencing legal proceedings:

AND FURTHER THAT, a letter be forwarded to the Minister of Municipal Affairs; Ministry of Municipal Affairs, Building & Development Branch; Ontario Building Officials Association (OBOA); and to the Association of Municipalities of Ontario for distribution and support from all municipalities in Ontario.

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