

## **Explanatory Note**

**To**

### **By-Law No. 2024–57**

(Appointment of Alternate Risk Management Official and Risk Management Inspector)

This purpose of this by-law is for the Council of the Town of Wasaga Beach to appoint an Alternate Risk Management Official and a Risk Management Inspector for the purpose of enforcement of Part IV of the Clean Water Act, 2006.

In accordance with the Clean Water Act (2006), each Municipality in Ontario within the defined boundaries of the Act must implement a Source Water Protection Plan (SWPP) to define measures and policies in order to reduce potential threats to drinking water supply systems at the source. Each Municipality must implement, carryout and enforce the policies of the SWPP in accordance with the Clean Water Act (CWA) including appointing a Risk Management Official (RMO) and Risk Management Inspector (RMI).

The RMO is to negotiate the terms of Risk Management Plans (RMPs) for each property that may pose a significant drinking water threat and the RMI is to obtain data and enforce compliance of mitigation measures identified in the RMPs.

This By-law is properly before Council for consideration.

# THE CORPORATION OF THE TOWN OF WASAGA BEACH

## BY-LAW NO. 2024-57

A By-law to appoint an alternate Risk Management Official and Risk Management Inspector for the purpose of the Clean Water Act, 2006, for the Town of Wasaga Beach

**WHEREAS** pursuant to section 9 of the *Municipal Act*, 2001 S.O. 2001, chapter 25 a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**AND WHEREAS** pursuant to section 8. (1) of the *Municipal Act*, 2001 S.O. 2001, chapter 25 the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate to enhance the municipality's ability to respond to municipal issues;

**AND WHEREAS** pursuant to subsection 47(1)(b) of the Clean Water Act, 2006 (the "Act"), provides that the council of a lower-tier municipality that has authority to pass by-laws respecting water production, treatment and storage under the Municipal Act, 2001 is responsible for the enforcement of this Part in the municipality;

**AND WHEREAS** pursuant to subsection 47(6) of the Act provides that a municipality that is responsible for the enforcement of Part IV of the Act shall appoint a risk management official and such risk management inspectors as are necessary for that purpose;

**AND WHEREAS** the Council of the Town of Wasaga Beach deems it necessary and expedient to pass a by-law to appoint a Risk Management Inspector and Alternate Risk Management Official for the Town of Wasaga Beach for the purpose of the Clean Water Act, 2006;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF WASAGA BEACH HEREBY ENACTS AS FOLLOWS:**

1. **THAT** David Hatherley is hereby appointed as a Risk Management Inspector and Alternate Risk Management Official under subsection 47(6) of the Act for the Town of Wasaga Beach.

2. **THAT** this By-Law shall come into force and take effect on the date of its final passing

**BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 11<sup>TH</sup> DAY OF JULY, 2024.**

**THE CORPORATION OF THE TOWN OF WASAGA BEACH**

---

Brian Smith, Mayor

---

Nicole Rubli, Director, Legislative Services & Clerk