

REGION OF OTTAWA-CARLETON
RÉGION D'OTTAWA-CARLETON

REPORT
RAPPORT

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DATE 16 June 2000

TO/DEST. A/Co-ordinator
 Corporate Services and Economic Development Committee

FROM/EXP. A/Regional Solicitor

SUBJECT/OBJET **LEGISLATION - BILL 62**
 AMENDMENTS TO THE CITY OF OTTAWA ACT

DEPARTMENTAL RECOMMENDATION

That the Corporate Services and Economic Development Committee and Council receive this report for information.

BACKGROUND

Bill 62, the *Direct Democracy Through Municipal Referendums Act, 2000*, received Royal Assent on June 8, 2000. In addition to revising the process for municipal referendums, which will be the subject of a later information report, the bill also enacts several amendments to the *City of Ottawa Act, 1999*.

The main object of the amendments to the *City of Ottawa Act* is to ensure that the new city has all of the present powers vested in the Region and the area municipalities. In many areas, the Region draws authority from the *Regional Municipalities Act* and *The Regional Municipality of Ottawa-Carleton* that is not found in general municipal legislation such as the *Municipal Act*. As a single tier municipality, the new City of Ottawa would not be able to utilise this authority unless it was specifically incorporated into the new City's parent legislation. It is this goal that Bill 62 sought to achieve.

SUMMARY

The following is a summary of the major provisions of Bill 62 as they specifically apply to the new City of Ottawa:

1. The City may establish forests and zoological gardens.
2. The City may pass by-laws for prohibiting the sale of goods on a street or in a public park.
3. The City may pass by-laws for regulating parades and processions.
4. The City may regulate street vendors.
5. The City may regulate privately owned sanitary and storm sewers and storm water treatment ponds.
6. Any person operating a waste manage service or waste disposal facility requires a consent from the new City to do so.
7. The City may operate and maintain a public transit system, including a system of private roads (e.g. the Transitway). The City may prohibit any other person, except operators of buses used to transport pupils, from operating a bus system within the City unless a specific consent is obtained from the City.

Bill 62 also provides that the Lieutenant Governor in Council may by regulation authorise the new City to do anything for which there is not specific statutory authorisation. However, the Act also provides that such a regulation cannot be in conflict with any Act of the Legislature.

Approved by
E. A. Johnston

EAJ/TCM/pc