



Report
Staff Report
The Corporation of the City of Brampton
5/29/2024

Date: 2024-05-14

Subject: Amendment to Building Division Appointment By-law 308-2012 to Appoint a Chief Building Official

Contact: Colleen Grant, Deputy City Solicitor,
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Report number: Legislative Services-2024-459

RECOMMENDATIONS:

1. That the report titled **Amendment to Building Division Appointment By-law 308-2012 to Appoint a Chief Building Official**, dated May 14, 2024, to the Council meeting of May 29, 2024, be received; and
2. That a by-law be enacted, to amend Building Division Appointment By-law 308-2012, as amended, substantially in a form and based on content set out in Appendix 1 to this report.

OVERVIEW:

- The *Building Code Act, 1992, S.O. 1992, c.23*, ("BCA"), requires the Council of each municipality to appoint a Chief Building Official ("CBO") and such inspectors as are necessary for the purposes of the enforcement of the BCA.
- By-law 308-2012 as amended is the Building Division Appointment Bylaw currently in effect.
- From time to time, in response to staffing changes, the by-law is amended to add or delete appointed persons.
- Amendments to By-law 308-2012, as amended, are required to appoint Farhad Habibi as CBO.
- Amendments are required to update Inspector appointments.

BACKGROUND:

Subsection 3 (2) of the *Building Code Act, 1992, S.O. 1992, c.23*, ("BCA"), requires the Council of each municipality to appoint a Chief Building Official and Inspectors to enforce the Act and the regulations made under the BCA. The current Building Division Appointment By-law 308-2012, as amended, was enacted in 2012. Recent staffing changes require that the by-law be amended.

Current Situation:

The following changes are required to update the current Building Division Appointment By-law:

1. The appointment of Farhad Habibi as the Chief Building Official for the City, effective May 29, 2024.
2. Updates to the Schedules in the by-law listing the Inspectors appointed to enforce the BCA and regulations.

The draft amending by-law to the Building Division Appointment By-law 308-2012 is attached as Appendix 1.

Corporate Implications:Financial Implications:

There are no additional financial implications as a result of amending By-law 308-2012.

Other Implications:**Legal Implications:**

The Council of each municipality is responsible for the enforcement of the BCA in the municipality and is responsible for appointing a CBO and Inspectors to carry out the enforcement of the Act.

Term of Council Priorities:

This report achieves the Strategic Plan priority of a Well-Run City by maintaining transparent and accountable position authorities in accordance with municipal legislation.

CONCLUSION:

Due to the recent announcement of Farhad Habibi as the Chief Building Official for the City, changes to the Building Division Appointment By-law, 308-2012, as amended, are necessary, as well as regular housekeeping changes for Inspectors. Compliance with the BCA requires that the Council of the municipality appoint a CBO and Inspectors for the enforcement of the Act and the Building Code.

Authored by:

Reviewed by:

Colleen Grant
Deputy City Solicitor

Steve Ganesh
Commissioner, Planning, Building and
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Approved by:

Approved by:

Laura Johnston
Commissioner of Legislative Services

Marlon Kallideen
Chief Administrative Officer

Attachments:

- Appendix 1 – Draft By-law – To Amend By-law 308-2012, being the “Building Division Appointment By-law

Appendix 1



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW**Number** _____ - 2024

A By-law to amend By-law 308-2012, being the
"Building Division Appointment By-law"

RECITALS:

WHEREAS Subsection 3(2) of the *Building Code Act, 1992*, S.O. 1992, c.23, as amended requires the Council of each municipality to appoint a Chief Building Official and such inspectors as are necessary for the purposes of the enforcement of the *Building Code Act, 1992*;

WHEREAS Section 15 of the *Police Services Act*, R.S.O. 1990, c. P.15, as amended, authorizes a municipal council to appoint Municipal By-law Enforcement Officers, who shall be peace officers for the purpose of enforcing municipal by-laws;

NOW THEREFORE the Council of The Corporation of the City of Brampton
ENACTS as follows:

1. By-law 308-2012, as amended, is further amended by deleting section 2 and replacing it with the following:

"2. Farhad Habibi is appointed as the Chief Building Official for the City of Brampton."
2. Schedule 1 of By-law 308-2012, is amended as follows:
 - (a) Graham, D., Paradis, J., and Pham, V. are **deleted** from the list.
 - (b) Racanelli, N. and Singh, K. are **added** to the list.

Appendix 1

- 3. Schedule 2 of By-law 308-2012, is amended as follows:
 - (a) Graham, D., Paradis, J., and Pham, V. are **deleted** from the list.
 - (b) Barbato, A., Gasper, P., Racanelli, N., and Singh, K. are **added** to the list.

- 4. Attached as Schedule 1 and 2 to this By-law are revised schedules that set out the changes listed in sections 1 and 2 of this By-law and these schedules shall replace Schedule 1 and 2 in By-law 308-2012, as amended.

ENACTED AND PASSED this 29th day of May, 2024.

Approved as to
form.
yyyy/mm/dd

Patrick Brown, Mayor

Approved as to
content.
yyyy/mm/dd

Charlotte Gravlev, Acting City Clerk