

## BYLAW 20275 - FALL GENERAL REPEALING BYLAW

### RECOMMENDATION

1. That Bylaw 20275 be given the appropriate readings.
2. That the motions listed in Attachment 3 of the October 17, 2022, Office of the City Clerk report OCC01412, be rescinded.

### Purpose

Twice a year Administration presents a report to Council to amend or repeal, as applicable, bylaws that have expired or are otherwise no longer relevant, as well as to rescind expired or redundant motions and amend clerical errors.

### Readings

Bylaw 20275 is ready for three readings.

A majority vote of City Council on all three readings is required for passage.

If Council wishes to give three readings during a single meeting, then prior to moving third reading, Council must unanimously agree “that Bylaw 20275 be considered for third reading”.

### Position of Administration

Administration supports this Bylaw.

### Report Summary

This is a general repealing report to amend bylaws that have sections no longer relevant, as well as to rescind expired or redundant motions, and to amend clerical errors.

### REPORT

This report amends bylaws that have sections no longer relevant, as well as rescinds expired or redundant motions and amends clerical errors.

The Office of the City Clerk coordinates this review with Administration and will continue to bring similar reports to Council twice per year. Additionally, Administration continues to work through a

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list of potentially outdated bylaws and will include any appropriate items for repeal in future General Repealing Bylaw reports.

Administration has identified six bylaws that need to be amended to correct clerical errors, delete sections no longer relevant or make changes without materially affecting the bylaw in principle or practice.

- Revised Charter Bylaw 18826 - Public Notification Bylaw is amended to correct a typographical error, which resulted in section 9(b) being listed twice in the charter bylaw.
- Bylaw 2202 - Parkland Bylaw is amended to correct typographical errors in section numbering beginning in section 3.
- Bylaw 19870 - Council Committee Code of Conduct is amended to confirm that it applies to all members of the General Assembly of the City of Edmonton Youth Council as well as the Office of the Councillors Budget Review Task Force.
- Bylaw 17002 - Accessibility Advisory Committee is amended to delete section 27 given that the date stated has passed.
- Bylaw 13521 - City Streets Access is amended to correct a typographical error in section 5, update the bylaw with gender neutral language, and update the reference to the Court of King's Bench.
- Bylaw 14126 - Youth Council Bylaw is amended to delete section 16 given that the date stated has passed.

One motion for rescission by motion, including justifications for the proposed action, is listed in Attachment 3.

### **COMMUNITY INSIGHT**

Community insights were not considered for this report given it is an administrative reconciliation report.

### **Legal Implications**

The *Municipal Government Act* (MGA) allows City Council only to make revisions to its bylaws in situations where errors must be corrected, and such revisions must be done by bylaw. In addition, prior to the first reading of a revision bylaw, the City Manager must certify that the revisions were prepared in accordance with the MGA. This certification is provided in Attachment 2.

When a bylaw is revised in accordance with the MGA, the revisions operate retrospectively as well as prospectively, and the usual prescribed process for amending these bylaws, such as the requirement for a public hearing, is deemed to have been completed. As a result, neither advertising nor a public hearing are required for these corrections.

### **ATTACHMENTS**

1. Bylaw 20275 - Fall 2022 General Repealing Bylaw
2. Revision Certificate - Fall 2022 General Repealing Bylaw

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3. Motions to be Rescinded
4. Revised Charter Bylaw 18826 Public Notification Bylaw
5. Bylaw 2202 - Parkland Bylaw
6. Bylaw 19870 - Council Committee Code of Conduct Bylaw
7. Bylaw 17002 - Accessibility Advisory Committee Bylaw
8. Bylaw 13521 - City Streets Access Bylaw
9. Bylaw 14126 - Youth Council Bylaw

### **OTHERS REVIEWING THIS REPORT**

- M. Plouffe, City Solicitor