

By-law 2023-148

**A By-law of the City of Greater Sudbury to Confirm the
Proceedings of Council at its Meeting of September 26, 2023**

Whereas Section 5 of the *Municipal Act, 2001*, S.O. 2001, Chapter 25, as amended, requires a municipal Council to exercise its powers by By-law except where otherwise provided;

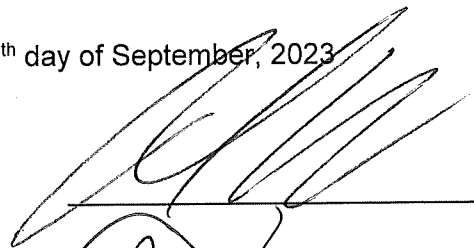
And Whereas in many cases, action which is taken or authorized to be taken by Council or by a Committee of Council does not lend itself to an individual By-law;

And Whereas Council of the City of Greater Sudbury deems it desirable to confirm certain proceedings of Council;


Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

1. The actions of Council at its regular meeting of September 26, 2023 with respect to each motion, resolution and other action passed and taken by Council at the said meeting, are hereby adopted, ratified and confirmed as if such proceedings and actions were expressly adopted and confirmed by By-law.
2. Where no individual By-law has been or is passed with respect to the taking of any action authorized in or by the above-mentioned minutes or with respect to the exercise of any powers by Council in the above-mentioned minutes, this By-law shall be deemed for all purposes to be the By-law required for approving and authorizing and taking of any action authorized therein or thereby, or required for the exercise of any powers therein by Council.
3. The Mayor of Council and the proper officers of the City are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and, except where otherwise provided, the Mayor and Clerk are hereby authorized and directed to execute all necessary documents and to affix the corporate seal of the City to all such documents.

Read and Passed in Open Council this 26th day of September, 2023



Mayor



Clerk

By-law 2023-149

A By-law of the City of Greater Sudbury to Amend By-Law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol Risk Management Policy

Whereas Council for the City of Greater Sudbury deems it advisable to amend By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol Risk Management Policy, as amended;

Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

Amend Subsection 5.2 of Schedule “A”

1. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by repealing subsection 5.2 of Schedule “A” and enacting the following subsection 5.2 in its place and stead:

“5.2 Provision of Low Alcohol Beverages

Low alcohol and non alcohol beverages must be available throughout the duration of the event, at no charge or at a price substantially lower than that charged for alcohol drinks.”

2. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by enacting the following paragraph 5.5.4 of Schedule “A” immediately after paragraph 5.5.3 and before subsection 5.6:

“5.5.4 Fetal Alcohol Spectrum Disorder

A sign warning of the dangers of fetal alcohol spectrum disorder, in the form prescribed under the regulations under the *Liquor Licence and Control Act*, 2019 as amended or replaced from time to time shall be displayed at all times, in accordance with the requirements of the then current regulations under the *Liquor Licence and Control Act*, 2019.”

3. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by repealing paragraph 5.8.8 of Schedule “A” and enacting the following paragraph 5.8.8 in its place and stead:

“5.8.8 All event workers must wear highly visible identification. Event workers who require Smart Serve training must provide proof of certification upon request.”

4. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by repealing paragraph 5.8.15 of Schedule "A" and enacting the following paragraph 5.8.15 in its place and stead:

"5.8.15 All bottles must be retained within the bar area. Except in the case of formal functions, including weddings, banquets and business meetings, all drinks must be served in cans or in plastic or paper cups. Bottled wine will be permitted at tables for formal functions."

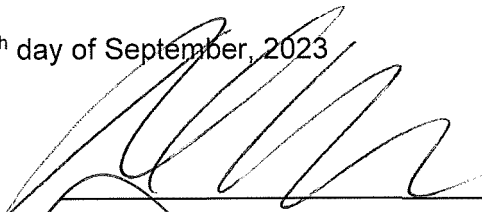
5. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by repealing paragraph 5.8.17 of Schedule "A" and enacting the following paragraph 5.8.17 in its place and stead:

"5.8.17 If there is no ticket system, each person will be limited to a serving of two (2) alcohol drinks at a time."

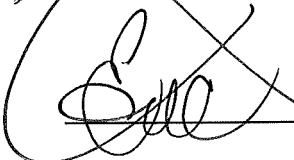
6. By-law 2003-209 being a By-law of the City of Greater Sudbury to Adopt an Alcohol-Risk Management Policy, as amended, is hereby further amended by repealing Exhibit "A" to Schedule "A", and enacting, in its place and stead, Exhibit "A" attached hereto as Schedule "A" and forming part of this By-law

7. This By-law shall come into full force and effect upon passage.

Read and Passed in Open Council this 26th day of September, 2023



Mayor



Clerk

EXHIBIT “A”

Facilities Designated for the Conditional Use of Alcohol

- Bell Park - Amphitheatre Area (Grace Hartman)
- Bell Park - Grassy Area between the Amphitheatre and the Jim Gordon Boardwalk
- Bell Park - William Bell Gazebo
- Bell Park - Catherine Bell Gazebo
- Capreol Cross Country Ski Club
- Capreol Lion's Pavilion
- Carrefour Senator Rheal Belisle cultural centre
- Centennial Field Picnic Gazebo
- Centennial Park (main building) & Pavilion
- Delki Dozzi Memorial Park field house
- Dowling Civic Leisure Centre
- Ella Lake Campgrounds
- Falconbridge Curling Club
- Fielding Memorial Park Pavilion
- Howard Armstrong Recreation Centre
- James Jerome Sports Complex
- Kinsman Hall, Lively
- Kinsmen Sports Complex (Hillcrest)
- Kivi Park - Non Playfield Grounds
- Memorial Park
- Naughton Trail Centre building
- Norman Recreation Hall, Capreol
- Northern Water Sports Centre Building
- Oja Sports Complex
- Old Town Hall (Chelmsford)
- Older Adult Centre Sudbury
- Onaping Curling Club
- Simon Lake Park multi-use building
- Sunnyside Playground Centre

Schedule "A"

To By-law 2023-149 of the City of Greater Sudbury

Page 2 of 2

- Terry Fox Sports Complex
- Tom Davies Square
- Vale Chalet at Adanac Ski Hill
- Whitewater Park Pavilion

By-law 2023-150

**A By-law of the City of Greater Sudbury to Amend By-law 2015-87
being a By-law of the City of Greater Sudbury to Create the Position of
Chief Administrative Officer**

Whereas Council for the City of Greater Sudbury deems it advisable to amend By-law 2015-87 being a By-law of the City of Greater Sudbury to Create the Position of Chief Administrative Officer to delegate additional authority to the Chief Administrative Officer;

Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

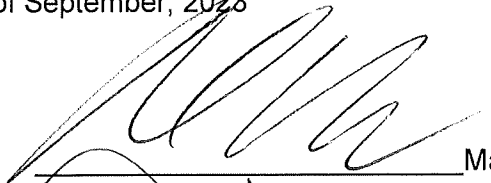
1. By-law 2015-87 being a By-law of the City of Greater Sudbury to Create the Position of Chief Administrative Officer, is amended by enacting the following section 6A immediately after section 6 and before section 7:

"6A.-(1) The Council for the City of Greater Sudbury hereby delegates to the Chief Administrative Officer the authority to adjust the pay structure of all or some categories of non-union employees other than the first level of senior management of the City of Greater Sudbury when, in the opinion of the Chief Administrative Officer it is appropriate to do so, based on the compensation philosophy established in the salary administration plan approved by Council for the City of Greater Sudbury from time to time and provided such adjustments are within the limits of and consistent with the compensation philosophy.

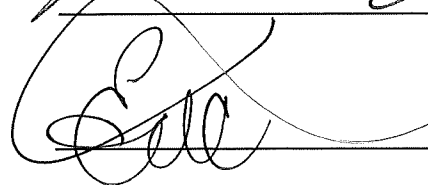
(2) The Chief Administrative Officer shall review the current pay structure for non-union employees other than the first level of senior management relative to the external market and report on the outcome and areas of variance as part of one of the quarterly Chief Administrative Officer performance presentations in each calendar year.

2. This By-law shall come into full force and effect upon passage.

Read and Passed in Open Council this 26th of September, 2023



Mayor



Clerk

By-law 2023-151

A By-law of the City of Greater Sudbury to Close Part of Old Wanup Road, Wanup legally described as PIN 73470-0605(LT), Parts 1 and 2, Plan 53R-21681, City of Greater Sudbury

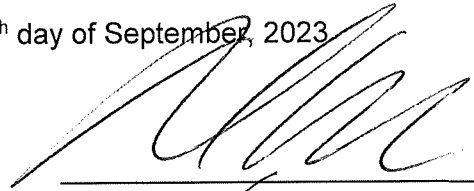
Whereas in accordance with the provisions of Section 34 of the *Municipal Act, 2001*, S.O. 2001, c. 25, the Council of every municipality may pass by-laws for permanently closing a highway or part of a highway;

And Whereas Council of the City of Greater Sudbury deems it desirable that a by-law be passed closing that part of abandoned Old Wanup Road in Wanup legally described as PIN 73470-0605(LT), Parts 1 and 2, Plan 53R-21681, City of Greater Sudbury;

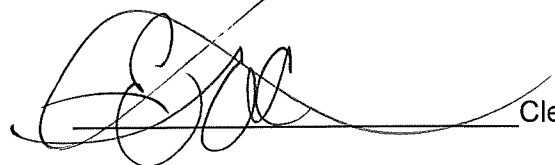
Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

1. That part of abandoned Old Wanup Road in Wanup legally described as PIN 73470-0605(LT), Parts 1 and 2, Plan 53R-21681, City of Greater Sudbury is hereby permanently closed.
2. This By-law shall come into force and take effect when registered in the Land Registry Office for the Land Registry Division of Sudbury (No. 53) pursuant to Section 34 of the *Municipal Act, 2001*.

Read and Passed in Open Council this 26th day of September, 2023



Mayor



Clerk

By-law 2023-152

**A By-law of the City of Greater Sudbury to Authorize the Sale of
Part of Old Wanup Road, Wanup legally described as PIN
73470-0605(LT), Parts 1 and 2, Plan 53R-21681, City of Greater
Sudbury to Timothy Desjardins and Chenelle Teahen**

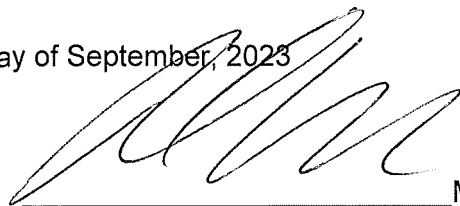
Whereas the City of Greater Sudbury has authority to sell the lands legally described as as Part of PIN 73470-0319(LT), Parts 1 and 2, Plan 53R-21681, City of Greater Sudbury, in accordance with the *Municipal Act, 2001*, S.O. 2001, c.25. as amended;

And Whereas the City of Greater Sudbury has received an offer to purchase these lands;

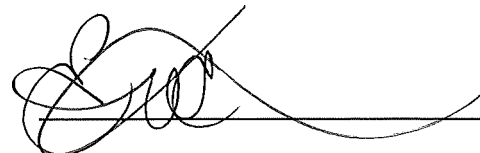
Now therefore Council of the City of Greater Sudbury hereby enacts as follows:

1. A sale of part of the abandoned Old Wanup Road in Wanup closed by By-law 2023-151 legally described as PIN 73470-0605(LT), Parts 1 and 2, Plan 53R-21681, City of Greater Sudbury to Timothy Desjardins and Chenelle Teahen for \$5,000.00 plus H.S.T., if applicable, is hereby approved.
2. The City Solicitor and Clerk is hereby authorized to execute all required documents to complete this transaction.
3. The net proceeds of the sale are to be credited to the Capital Financing Reserve Fund – General.
4. This By-law shall come into full force and effect upon passage.

Read and Passed in Open Council this 26th day of September, 2023



Mayor



Clerk