

BY-LAWS REVIEW 2021-2022

Council Designated Informal Gathering

30 November 2021

Presented by the City of Mitcham




CITY OF
MITCHAM

BY-LAWS REVIEW 2021-2022

What We Will Cover Tonight

- What is a By-Law
- The Process for making By-Laws
- Framing of the Proposed By-Laws
- Proposed Timeframe - Next Steps

City of Mitcham Permits and Penalties By-law 2015



CITY OF MITCHAM
PERMITS AND PENALTIES BY-LAW 2015
By-law No. 1 of 2015

A By-law to create a permit system for Council By-laws, to fix maximum and continuing penalties for offences, and for the construction of Council By-laws.

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What is a By-Law

- By-Laws are local laws made by Council to manage, control and regulate activities & local issues on public land
- *The Local Government Acts* empower local government to make local laws (By-laws)



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What is a By-Law

- They provide Council with the power to respond to community needs and address any local issues within its area
- Introduced to protect public health, community safety, and amenity in the local area



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By-Law Process

- Council is required to follow Section 251 of the Local Government Act 1999
- By-Laws are required to review their By-Laws every 7 years
- The Current By-Laws expire on 1 January 2023



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By-Law Process

- Engaged Kelledy Jones Lawyers to map out and assist in the review process

The logo for Kelledy Jones, featuring the company name in white, bold, sans-serif font on a dark blue rectangular background.

- Current By-Laws being redrafted to reflect current themes and modernize with legislative changes and considerations



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Proposed Draft By-Laws

BY-LAW NO.1 – PERMITS AND PENALTIES

A By-Law to regulate permits and penalties issued by Council



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Proposed Draft By-Laws

BY-LAW NO.2 – MOVEABLE SIGNS

A By-Law to set standards for moveable signs on roads and to provide conditions for the placement of signs.



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Proposed Draft By-Laws

BY-LAW NO.3 – LOCAL GOVERNMENT LAND

A By-Law to regulate activities, access to, and use of Local Government Land (other than roads) and certain public places



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Proposed Draft By-Laws

BY-LAW NO.4 – ROADS

A By-Law to regulate or prohibit certain activities on roads in the Council area



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Proposed Draft By-Laws

BY-LAW NO.5 – DOGS

A By-Law to limit the number of dogs kept on premises and for the management and control of dogs in the Council area



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Proposed Draft By-Laws

BY-LAW NO.6 – CATS

A By-Law to limit the number of cats kept on premises and for the management and control of cats in the Council area;



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Proposed Draft By-Laws

Dog & Cat Management Plan 2018-2023

- Community Feedback supporting a level of cat confinement
- Objective 6.3.4 of the plan is to consider cat confinement

Legislative Council Considerations



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Proposed Draft By-Laws

BY-LAW NO.7 – WASTE MANAGEMENT

A By-Law to regulate the management of waste, recycling and green organic bins and removal of waste from premises



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Proposed Timeframe

- Memo to Elected Members with tonight's presentation
- Feedback to Mark Austin by **Wednesday 10 December 2021**
- Draft By-Laws prepared
- Report provided to Council meeting February with draft By-Laws
- Endorsed to go to public consultation
- Dog & Cat By-Laws are then referred to DCMB for comment
- By-Laws are put out to Public Consultation at least 21 days

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Proposed Timeframe

- Any changes determined from public consultation are incorporated
- Final By-Laws considered and endorsed at the **Council Meeting in April/May 2022**
- By-Laws sent to the Legislative Review Committee for scrutiny
- By-Laws published in the Government Gazette by **26 May 2022** (they will come into operation 4 months following this)
- It is proposed that the By-Laws will then come into effect on **30 September** (subject to Legislative Review Committee Scrutiny)



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QUESTIONS?



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