

**Appendix D to COR-2024-XXX**

BY-LAW NUMBER 24-XXX

OF THE

CORPORATION OF THE CITY OF KITCHENER

Being a by-law to require a By-Election to fill the vacancy for  
the office of a member of council representing Ward 10.

WHEREAS Section 259(1) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (the Act), establishes that the office of a member of council of a municipality becomes vacant if the member resigns from their office and the resignation is effective under section 260;

WHEREAS Section 260 (1) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (the Act), establishes that a member may resign from office in writing filed with the clerk of the municipality;

AND WHEREAS the written resignation by the member of council representing Ward 10, Aislinn Clancy, was received December 13, 2023;

AND WHEREAS Section 262 (1) of the Act, states that if the office of a member of council becomes vacant, the council shall declare the office to be vacant at its' next meeting;

AND WHEREAS City of Kitchener Council declared the office of a member of council representing Ward 10 vacant on December 14, 2023;

AND WHEREAS Section 263 of the Act, establishes that where a vacancy occurs in the office of a member of Council of a municipality, if filling the vacancy through by-election, the Council shall pass a by-law requiring that a by-election be held;

NOW THEREFORE the Council of The Corporation of the City of Kitchener enacts as follows:

1. THAT a by-election be held to fill the vacancy for the office of a member of council representing Ward 10 in the City of Kitchener.
2. THAT said by-election be conducted in accordance with Section 65 of the *Municipal Elections Act, S.O. 1996, c. 32, Sched.*
3. THAT said by-election be administered in accordance with By-law 2006-135 to authorize the use of vote-counting machines.
4. THAT Voting Day be Monday, April 8, 2024.
5. AND THAT this by-law shall come into force and full effect on the date of passing.

PASSED at the Council Chambers in the City of Kitchener this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk