

REVISED BY BY-LAW 125-81
252-93



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

67-81

Number _____

Being a By-law to authorize an application to the Ontario Municipal Board to establish an urban service area.

WHEREAS the Council of The Corporation of the City of Brampton is authorized to make application to the Ontario Municipal Board in order to establish an urban service area;

AND WHEREAS section 14, subsection 12, of The Ontario Municipal Act, R.S.O., 1970, chapter 294, as amended, states:

"The Municipal Board may, by any order made pursuant to an application under this section or by subsequent order or orders, define urban services and cost of urban services and establish and, after establishment, alter one or more urban service areas within the municipality as enlarged by an annexation or resulting from an amalgamation and determine the manner in which and upon what lands or rateable property the cost of providing urban services is to be levied and raised by the municipality, and determine the manner in which and upon what lands or rateable property the liabilities, in respect of urban services of any of the municipalities as they existed prior to the annexation or amalgamation or in respect of urban services in whole or in part within an urban service area, shall be discharged by the imposition of rates in an urban service area."

AND WHEREAS the Council of The Corporation of the City of Brampton deems it equitable and expedient to establish an urban service area and have all other matters ancillary thereto determined and made an order by the Ontario Municipal Board;

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

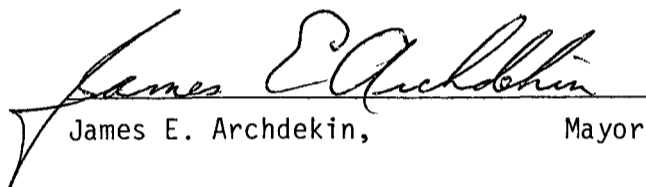
1. That application be made to the Ontario Municipal Board pursuant to section 14, subsection 12 of The Ontario Municipal Act in order to establish an urban service area and have all other matters incidental thereto heard and determined by the Board.

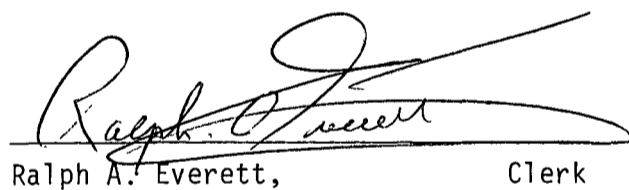
2. That the application be made in accordance with the general statement of terms expressed in Schedule A attached hereto subject to proposed revisions by the Ontario Municipal Board.

3. That the Clerk and the Mayor be authorized to execute any documents required for the completion and perfection of the said application.

4. This by-law shall come into force on the 16th day of March, 1981.

READ a FIRST, SECOND and THIRD, TIME and PASSED in Open Council this 16th day of March, 1981.


James E. Archdekin, Mayor


Ralph A. Everett, Clerk

SCHEDULE A

WHEREAS The Corporation of the City of Brampton was created on the 1st day of January, 1974, by The Regional Municipality of Peel Act, 1973, which amalgamated the former Corporation of the Town of Brampton and the Corporation of the Township of Toronto Gore as a City municipality bearing the name The Corporation of the City of Brampton and annexed to such City, portions of the Town of Mississauga and the Township of Chinguacousy.

AND WHEREAS The Regional Municipality of Peel Act, S.O. 1973, c.60, as amended, prescribes that the creation of The Corporation of the City of Brampton is deemed to be effected by orders of The Ontario Municipal Board pursuant to applications made under sections 14 and 25 of The Municipal Act.

AND FURTHER that the Ontario Municipal Board is empowered to exercise any of its powers consequent upon such amalgamations, annexations and dissolutions.

WHEREAS The Corporation of the City of Brampton deems it equitable and expedient to establish an urban service area and have all other matters ancillary thereto determined and made an order by the Board;

THEREFORE The Corporation of the City of Brampton requests that the Ontario Municipal Board consider an application for an order pursuant to section 14, subsection 12 of The Municipal Act pursuant to the following proposed terms, more or less:

IT IS PROPOSED THAT IN THIS ORDER:

1. DEFINITIONS

- (a) "cost" includes the cost of constructing, equipping, extending, enlarging, altering and replacing public works for the purpose of providing any urban service, the cost of

managing, operating and maintaining any urban service, the cost of any utility supplied and of any land, buildings and equipment necessary therefor, and the cost of the issue and sale of debentures and any discount allowed to the purchasers of them;

- (b) "City" means The Corporation of the City of Brampton;
- (c) "urban service" means,
 - (i) the maintenance, operation, extension, and provision of a public bus transportation system;
 - (ii) the collection, transmission and disposal of storm water;
 - (iii) the maintenance, operation, extension and provision of street lighting;
 - (iv) the maintenance, operation, extension and provision of sidewalks;
 - (v) the removal of snow and ice from sidewalks; and
 - (vi) the provision and operation of crossing guards at roads and intersections, or any other place.

2. URBAN SERVICE AREA

The urban service area for The Corporation of the City of Brampton means all that part of the municipality being Part 1 on the Plan attached to this application and bordered in red, and more particularly described and referred to as:

FIRSTLY, that part of the Corporation of the City of Brampton commencing at a point on the west side of Airport Road which point is also a point on the south side of Central Road (Sideroad No. 15), to wit: the southwest intersecting point of Airport Road and Central Road;

THEN proceeding westerly along the south side of Central Road (Sideroad No. 15) to the west side of that part of

Heart Lake Road which intersects with Central Road;
THENCE northerly along the west side of Heart Lake
Road to the southwest point of the intersection of
Sideroad No. 17 and Heart Lake Road;

THENCE westerly following the boundary for the
municipality and including the area of the municipality
known as Snelgrove and proceeding westerly to a point
being the southwest corner of McLaughlin Road (First
Line West) and intersecting with Sideroad No. 17;

THENCE southerly along the west side of McLaughlin
Road to a point where Sandalwood Parkway intersects
with McLaughlin Road;

THENCE directly westerly to the east side of Second
Line West Road (which line runs parallel with Sideroad
No. 15);

THENCE southerly following the east border of Second
Line West Road to a point immediately south of the
property allowance for the Canadian Pacific Railway;

THENCE southeast, more or less to a point on Steeles
Avenue West located halfway, more or less, between
Second Line West and McLaughlin Road;

THENCE southerly (along a line parallel with McLaughlin
Road) to the border of the municipality with the
Corporation of the City of Mississauga;

THENCE easterly following the south border of the
municipality to a point on the west side of Highway
No. 50 which point is also the southwest point of the
Gore Road which intersects Highway No. 50;

THENCE northerly along the west side of the Gore Road
to Highway No. 7;

THENCE westerly, more or less, along the south side of
Highway No. 7 to Goreway Drive;

THENCE northerly along the west side of Goreway Drive
to the northwest corner of Castlemore Road;

THENCE along the north side of Castlemore Road to the
intersection with Airport Road;

THENCE northerly along the west side of Airport Road

to the point of commencement.

3. ALTERATION OF URBAN SERVICE AREA

No alteration of the boundaries of the urban service area may be made without the approval of the Ontario Municipal Board.

4. COST OF URBAN SERVICES

The aggregate amount of the sums necessary in each year to pay the cost of providing urban services in or for the benefit of any part of the urban service area, including the corporation's portion of all debenture charges for works constructed under The Local Improvement Act and debenture charges for debentures issued under any other Act in connection with the provision of any such service, except to the extent that such cost is raised by special assessments or rates under any general or special Act or otherwise, shall be levied in the manner provided by The Municipal Act upon all the rateable property in the urban service area, and no part of such cost shall be levied on the part of the municipality lying outside the urban service area.

R.S.O.
1970,
c. 255

R.S.O.
1970,
c. 284

5. LIABILITIES

All liabilities of the City for the provision of urban services which were liabilities on the 1st day of January , 1981 , shall be discharged by the imposition of rates upon all the rateable property in the urban service area.

6. APPLICATION OF ORDER TO TAX EXEMPTIONS

(1) Nothing herein affects any exemption or partial exemption from taxation or rates or provision therefor in any general or special Act.

APPLICATION OF THE ASSESSMENT ACT

(2) Section 29 of The Assessment Act applies to lands situated in the urban service area with respect to

R.S.O.
1970,
c.32

taxation or rates levied under or by virtue of this Act as if the urban service area were the whole municipality.

7. RATES IN CITY OUTSIDE URBAN SERVICE AREA

R.S.O.
1970,
c. 255

Nothing herein prevents the council of the municipality from imposing rates under The Local Improvement Act or any other general or special Act upon defined areas in the City outside the urban service area in respect of urban services provided to or for the benefit of any part of the municipality outside the urban service area.

8. COMMENCEMENT

This Order shall be deemed to come into force on the 1st day of January, 1981.



M 81102

Ontario Municipal Board

**IN THE MATTER OF Section 14(12) of
The Municipal Act, (R.S.O. 1970,
c. 284)**

- and -

**IN THE MATTER OF an application by
The Corporation of the City of
Brampton for an Order approving the
establishment of an urban service
area in accordance with By-law 67-81
as amended by By-law 125-81 of the
applicant Corporation**

B E F O R E :

**A.H. ARRELL, Q.C.
Vice-Chairman**

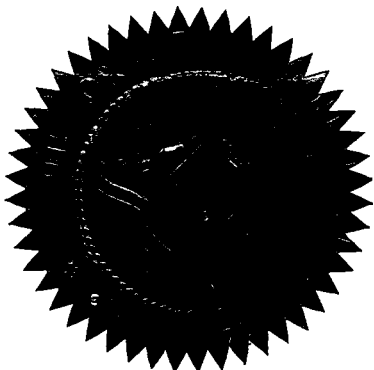
- and -

**D.S. COLBOURNE
Vice-Chairman**

]
]
] Wednesday, the 27th day
]
] of May, 1981
]
]

UPON IT APPEARING that notice of this application had been duly given in accordance with the directions of the Board and objections that were filed have subsequently been withdrawn;

THE BOARD ORDERS that the area in the City of Brampton, described in Schedule "A" and shown on Schedule "B" attached hereto, is hereby established as an urban service area, in accordance with By-law 67-81, as amended by By-law 125-81 passed by Council of the Corporation of the City of Brampton on the 25th day of May, 1981.



SECRETARY

[Handwritten signature]

ENTERED
O. B. No. 181-1
Folio No. 46
JUN 22 1981
[Handwritten signature]
SECRETARY, ONTARIO MUNICIPAL BOARD



M 81102

Ontario Municipal Board

SCHEDULE "A"

to the Order of the Ontario Municipal Board
made on the 27th day of May, 1981

The urban service area for The Corporation of the City of Brampton means all that part of the municipality being Part 1 on the Plan attached to this application and bordered in a heavy dark broken line, and more particularly described and referred to as:

FIRSTLY, that part of the Corporation of the City of Brampton commencing at a point on the west side of Airport Road which point is also a point on the south side of Central Road (Sideroad No. 15), to wit: the southwest intersecting point of Airport Road and Central Road;

THEN proceeding westerly along the south side of Central Road (Sideroad No. 15) to the west side of that part of Heart Lake Road which intersects with Central Road.

THENCE northerly along the west side of Heart Lake Road to the southwest point of the intersection of Sideroad No. 17 and Heart Lake Road;

THENCE westerly following the boundary for the municipality and including the area of the municipality known as Snelgrove and proceeding westerly to a point being the southwest corner of McLaughlin Road (First Line West) and intersecting with Sideroad No. 17;

THENCE southerly along the west side of McLaughlin Road to a point where Sandalwood Parkway intersects with McLaughlin Road excluding four residential lots being Part of Lots 14 and 15, Concession 1, West of Hurontario Street as bordered by the heavy dark line outlined in Plan 2;

THENCE Directly Westerly to include the East 1/2 of Lot 13, Concession 2, West of Hurontario Street as shown and bordered by the heavy dark line outlined in Plan 3;

THENCE to the east side of McLaughlin Road;

THENCE southerly following the east side of McLaughlin Road to a point on the south side of Highway #7 where such highways intersect;

THENCE westerly along the south side of Highway #7 to the east side of Second Line West Road;

THENCE southerly following the east border of Second Line West Road to a point immediately south of the property allowance for the Canadian Pacific Railway;

THENCE southwest, more or less to a point on Steeles Avenue West located halfway, more or less, between Second Line West and McLaughlin Road;

THENCE southerly (along a line parallel with McLaughlin Road) to the border of the municipality with the Corporation of the City of Mississauga;

THENCE easterly following the south border of the municipality to a point on the west side of Highway No. 50 which point is also the southwest point of the Gore Road which intersects Highway No. 50;

THENCE northerly along the west side of the Gore Road to Highway No. 7;

THENCE westerly, more or less, along the south side of Highway No. 7 to Goreway Drive;

THENCE northerly along the west side of Goreway Drive to the northwest corner of Castlemore Road;

THENCE along the north side of Castlemore Road to the intersection with Airport Road;

THENCE northerly along the west side of Airport Road to the point of commencement.



SECRETARY

PASSED March 16th, 19 81

AMENDED BY BY-LAW 252-93

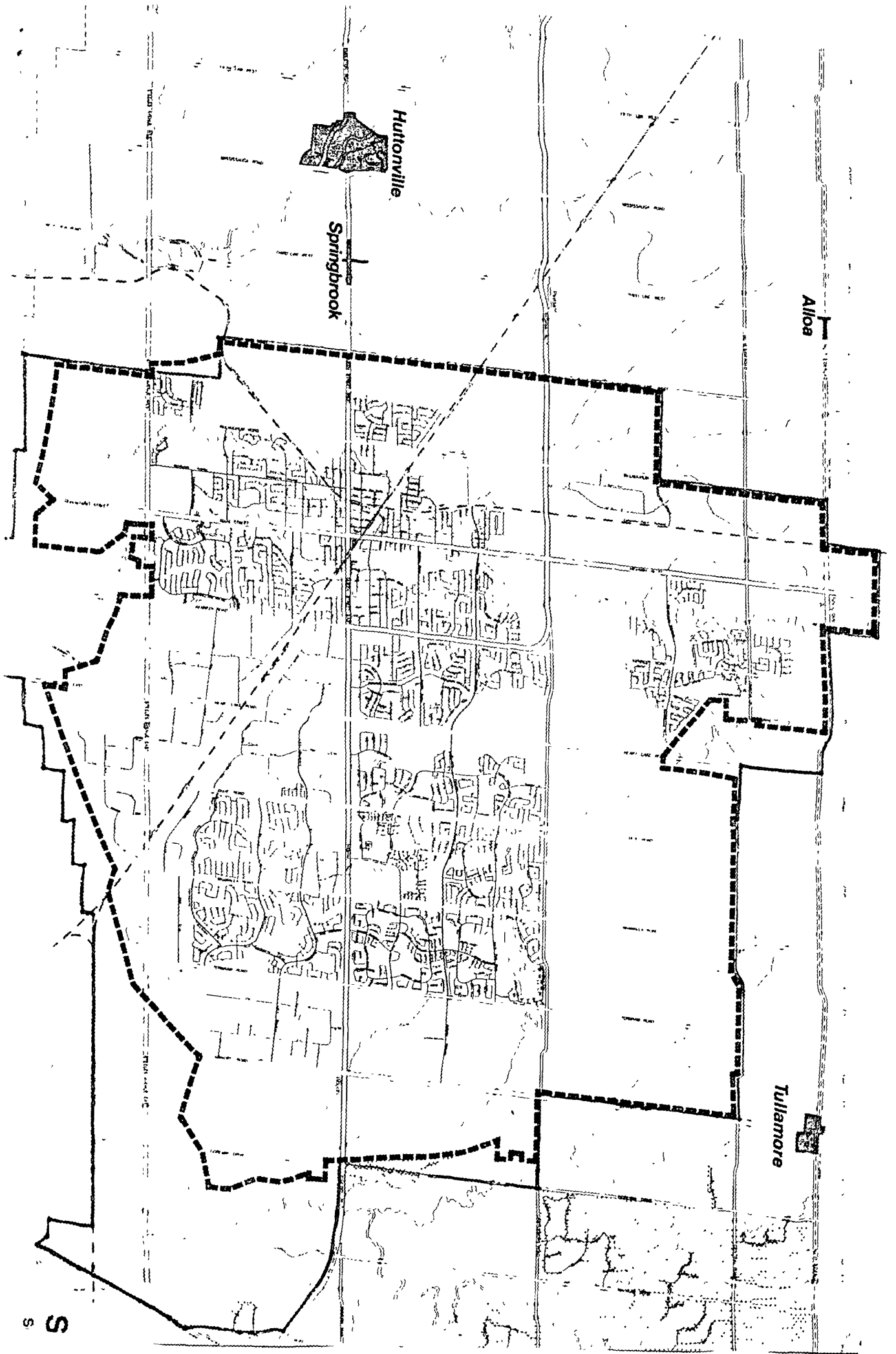


BY-LAW

No. 67-81

Being a By-law to authorize
an application to the Ontario
Municipal Board to establish
an urban service area.

 of the City of Brampton 



Huttonville

Springbrook

Alloa

Tullamore

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