



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 120-88

To amend By-law 56-83
(former geographic Township of
Toronto Gore)

The council of The Corporation of the City of Brampton ENACTS as follows:

1. By-law 56-83, as amended, is hereby further amended:

(1) by adding to Section 5 thereof, the following subsection:

"RECREATION FACILITY shall mean an area, surface, place, installation or device which is designed and used for the active recreational pursuits of persons during their leisure time. A recreation facility may include, but shall not be limited to, a tennis court, ice skating rink, horseshoe pit, bocce court, lawn bowling court, croquet pitch and shuffleboard court."

(2) by deleting subsection 10.7 thereof and substituting therefor the following subsection:

"10.7 Uncovered Swimming Pools and Recreation Facilities

10.7.1 A private, uncovered swimming pool or recreation facility shall only be permitted in the rear or side yard of a lot provided that it is no closer than 4.0 metres to any lot line or easement.

10.7.2 In the instance of a corner lot within a residential zone where the rear lot line of the corner lot coincides with the interior side lot line of an abutting lot with frontage on the same street which forms the flankage lot line of the corner lot, a private, uncovered swimming pool or recreation facility shall not be permitted in the exterior side yard of the corner lot plus an area delineated by the exterior side yard, the rear lot line and a line projected from the rear corner of the dwelling

situated on the corner lot, closest to the flankage lot line, and the front corner of the dwelling situated on the abutting lot described above, closest to the corner lot, provided a habitable room is situated on the ground storey level at the front corner of the dwelling situated on the abutting lot.

If the front or interior side yard of the abutting lot which abuts the rear yard area of the corner lot is occupied by an attached or detached garage or carport which effectively separates the rear corner of the dwelling situated on the corner lot and the applicable front corner of the dwelling situated on the abutting lot, then the restriction imposed by this subsection shall not apply to the corner lot.

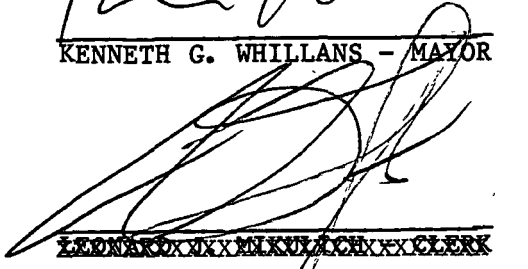
If one of the two dwellings referred to above is not constructed, then the minimum required yard setbacks will be used to establish the rear or front corner of the dwelling which is not constructed.

All uncovered swimming pools or recreation facilities which existed prior to April 25, 1988 or for which a permit was issued prior to April 25, 1988 shall be deemed to comply with this subsection."

READ a FIRST, SECOND and THIRD TIME, and PASSED, in OPEN COUNCIL,

this 24th day of May 1988.


KENNETH G. WHILLANS - MAYOR


~~LEONARD XXXXXXXXXXXX CLERK~~
ROBERT D. TUFTS, ACTING CLERK

79/87/10

APPROVED
TO FORM
BY DEPT.
EMPTON

DATE 11/11

IN THE MATTER OF the Planning Act,
1983, section 34;

AND IN THE MATTER OF the City of
Brampton By-law 120-88.

DECLARATION

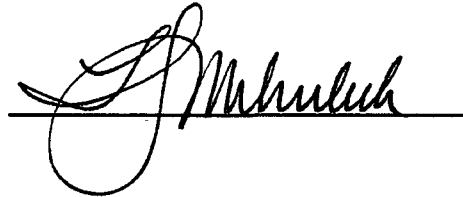
I, LEONARD J. MIKULICH, of the City of Brampton, in
the Region of Peel, DO SOLEMNLY DECLARE THAT:

1. I am the Clerk of The Corporation of the City
of Brampton and as such have knowledge of the
matters herein declared.
2. By-law 120-88 was passed by the Council of the
Corporation of the City of Brampton at its
meeting held on March 24th, 1988.
3. Written notice of By-law 120-88 as required by
section 34 (17) of the Planning Act, 1983 was
given on June 1st, 1988, in the manner and in
the form and to the persons and agencies
prescribed by the Planning Act, 1983.
4. No notice of appeal under section 34 (18) of
the Planning Act, 1983 has been filed with me
to the date of this declaration.

DECLARED before me at the)
City of Brampton in the)
Region of Peel this 29th)
day of June, 1988.)



A Commissioner, etc.



ROBERT D. TUFTS, a Commissioner,
etc., Judicial District of Peel, for The
Corporation of the City of Brampton.
Expires May 25th, 1991.