



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

*Number* 213-2000

**A BY-LAW TO DESIGNATE CERTAIN  
DISEASED FRUIT TREES AS LOCAL  
WEEDS IN THE CITY OF BRAMPTON**

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WHEREAS the Weed Control Act, R.S.O. 1990, Chapter W.5, as amended, authorizes a Municipal Council that has appointed a Municipal Weed Inspector to designate by by-law, a local weed any plant that is not defined as a noxious weed under the Weed Control Act;

AND WHEREAS pursuant to Section 10(2) of the Weed Control Act, plants so designated by a local municipality shall be deemed to be noxious weeds for purposes of the Act;

AND WHEREAS the Council of The Corporation of the City of Brampton has by by-law appointed a Municipal Weed Inspector;

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

1. Definitions:

- (1) "Diseased fruit tree" shall be a fruit tree as herein defined, whether dead or alive, which fruit tree is part of a planting of greater than 0.25 hectares and which planting is within 375 metres of a commercial fruit growing operation or plant nursery operation and which planting has been neglected from normal standards of good farming practices, such that it exhibits fruit tree disease or populations of insects which represent a threat by movement to such commercial fruit growing operation;
- (2) "Fruit tree disease" means any disease of or injury of a fruit tree that is caused by an insect, virus, fungus, bacterium or other organism;
- (3) "Fruit tree" means any fruit producing tree, vine, shrub or cane and includes apple trees, cherry trees, apricot trees, grape vines, peach trees, pear trees, plum trees, nectarine trees, nut trees, blueberry bushes, currant bushes, goseberry bushes or raspberry canes;
- (4) "Inspector" means a Weed Inspector appointed by the Council of The Corporation of the City of Brampton;
- (5) "Owner" means the person shown as the owner of the property on the last revised assessment roll;
- (6) "City" shall mean The Corporation of the City of Brampton or the geographic boundaries of its residents as the context may, from time to time, require;

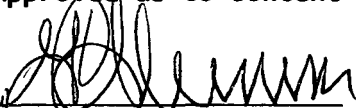
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2. This by-law shall apply to the whole of The Corporation of the City of Brampton.
3. Diseased fruit trees are hereby designated as local weeds pursuant to the provisions of the Weed Control Act, R.S.O. 1990, Chapter W.5.
4. This by-law shall not take effect until it has been approved by the Minister of Agriculture, Food and Rural Affairs.

READ a FIRST, SECOND and THIRD time, and PASSED in OPEN COUNCIL,  
this 11th day of October, 2000.

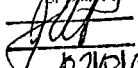
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Approved as to content



C. Sherman  
Manager of Enforcement  
Legal Services

  
PETER ROBERTSON MAYOR  
LEONARD J. MIKULICH CLERK

APPROVED  
AS TO FORM  
LAW DEPT.  
BRAMPTON  
  
DATE 12/10/00