Waiver of Encroachment Charges in Connection with Certain Long-Standing Boulevard Encroachments

WHEREAS it is deemed expedient in the interest of The Corporation of the City of Brampton acting fairly and reasonably to waive encroachment charges in connection with approved Encroachment Agreements relating to long-standing enclosing encroachments on City boulevards in instances where certain criteria are met;

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

1) The Manager of Realty Services is hereby authorized to waive encroachment charges in instances of City boulevard-enclosing encroachments where the following criteria are met:

a) the enclosing hedge, wall or fence encroachment has been in place since Spring 2004 or before as evidenced by the City's archival aerial photography or otherwise;

b) with regard to operations, health and safety, it is acceptable to stakeholder staff that the encroachment remains on City property as is or with modifications;

c) there are no recurring enforcement issues on file regarding the encroaching hedge, wall or fence currently being reviewed by Realty Services; and

d) the owner of the property from which the encroaching hedge, wall or fence extends has paid the Encroachment Application Fee and has executed the City's Encroachment Agreement.

READ a FIRST, SECOND and THIRD TIME and PASSED in Council, this 6th day of August, 2014.

Approved as to form
Legal Services
Aug 11 14

Approved as to content
Realty Services
Aug 11 14

SUSAN FENNE L
MAYOR

PETER FAY
CITY CLERK