



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

Number 224-2014

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 6<sup>th</sup> day of August, 2014.

Approved as to form Legal Services <i>Aug 1 / 14</i> <i>K.P.</i>
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Approved as to content Realty Services <i>Aug 1 / 14</i> 
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**SUSAN FENNELL** **MAYOR**  
  
**PETER FAY** **CITY CLERK**