



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW 219-2019

A By-law to Amend and Designate By-Laws to be subject to the Administrative Penalties (Non-Parking) By-Law No. 218 -2019

RECITALS:

WHEREAS Section 434.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25 (the "*Municipal Act*") authorizes a municipality to require a person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under the *Municipal Act, 2001*, in order to assist the municipality in promoting compliance with its by-laws.

AND WHEREAS Section 15.4.1 of the Building Code Act, 1992, S.O. 1992, c. 23 (the "*Building Code Act*") authorizes a municipality to require a person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalties if the municipality is satisfied that the person has failed to comply with a by-law passed under section 15.1 of the Building Code Act or an order issued under section 15.2(2) of the Building Code Act.

AND WHEREAS The Corporation of the City of Brampton considers it desirable to designate certain by-laws or parts of such by-laws to which administrative penalties under section 434.1 of the *Municipal Act* and section 15.4.1 of the Building Code Act shall apply.

AND WHEREAS The Corporation of the City of Brampton considers it desirable to amend such designated by-laws to provide for the application of administrative penalties under section 434.1 of the *Municipal Act* and section 15.4.1 of the Building Code Act.

NOW THEREFORE The Corporation of the City of Brampton enacts as follows: ADULT ENTERTAINMENT BY-LAW NO. 114-2017

1. Adult Entertainment By-law No. 114-2017, is hereby amended to add the following subsection to section 41 of the By-law:

41(6) Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218 - 2019.

BOULEVARD MAINTENANCE BY-LAW 163-2013

2. Boulevard Maintenance By-Law 163-2013 is hereby amended to add the following subsection to section 14 of the By-law:

14 (3) Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City

of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019.

BUSINESS LICENSING BY-LAW 332-2013

3. Business Licensing By-law No. 332--2013, is hereby amended to add the following subsection to section 41 of the By-law:

41(6) Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019.

FIREWORKS BY-LAW NO. 163-2016

4. Fireworks By-Law No. 163-2016 is hereby amended to add the following as section 31 and to consecutively re-number all subsequent sections beginning with the section heading SEIZURE:

31 Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019.

GRASS AND WEED CUTTING BY-LAW NO. 166-2011

5. Grass and Weed Cutting By-Law No. 166-2011 is hereby amended to re-number section 9 to be section 10 and to add the following as section 9:

9 Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019.

MOBILE LICENSING BY-LAW NO. 67-2014

6. Mobile Licensing By-Law No. 67-2014 is hereby amended to add the following subsection to section 55 of the By-law:

55 (6) Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~218~~ - 2019.

NUMBERING OF LOTS BY-LAW 157-2005

7. Numbering of Lots By-law No. 157-2005 is hereby amended to add the following:

14 Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019.

POOL ENCLOSURE BY-LAW NO. 202-2011

8. Pool Enclosure By-Law No. 202-2011 is hereby amended to add the following:

8.2 Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties By-law (Non-Parking) ~~215~~ 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019.

PUBLIC NUISANCE BY-LAW NO. 136-2018

9. Public Nuisance By-Law No. 136-2018 is hereby amended to add the following:

11 (5) Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019.

11 (6) Nothing in this By-law limits the City's right or ability to enforce this By-law by any other and all legal means.

REFUSE AND DUMPING BY-LAW 381-2005

10. Refuse and Dumping By-law 381-2005 is hereby amended to add the following as section 16 under the heading Penalty, and to consecutively renumber all subsequent sections:

16 Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law ~~215~~ 218 - 2019.

11. Refuse and Dumping By-law 381-2005, as amended, is hereby amended by deleting section 6.

SNOW AND ICE REMOVAL BY-LAW 242-76

12. Snow and Ice Removal By-law 242-76 is hereby amended to add the following section:

7 Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218 - 2019.

TRAFFIC BY-LAW NO. 93-93

13. Traffic By-law No. 93-93 is hereby amended to add the following Part and subsections after subsection 61.3:

PART X

ADMINISTRATIVE MONETARY PENALTIES (NON-PARKING)

61.4 Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218 - 2019.

VACANT BUILDING BY-LAW 155-2012

14. Vacant Building By-law 155-2012 is hereby amended to add the following section:

9.7 Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218 - 2019.

VITAL SERVICES BY-LAW NO. 68-2018

15. The Vital Services By-Law No. 68 -2018, is hereby amended by deleting section 13 replacing it with the following:

13. Administrative Penalties (Non-Parking) By-law 218 - 2019, as amended, applies to this By-law. Every Person who contravenes a provision of this By-law designated in Schedule A of the Administrative Penalties (Non-Parking) By-law 218 - 2019, shall upon issuance of a Penalty Notice be and is liable to pay to the City of Brampton an administrative penalty in the amount set out in the Administrative Penalties (Non-Parking) By-law 218 - 2019

EFFECTIVE DATE AND VALIDITY

16. This By-law shall come into force and effect on January 1, 2020.


17. If a court of competent jurisdiction declares any provision, or any part of a provision, of this By-law to be invalid, or to be of no force and effect, it is the intention of the Council in enacting this By-law, that each and every other provision of this By-law authorized by law, be applied and enforced in accordance with its terms to the extent possible according to law.

ENACTED and PASSED this 25th day of September, 2019.

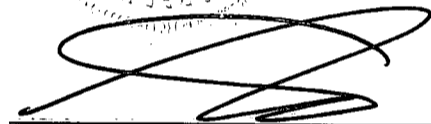
THE CORPORATION OF THE CITY OF BRAMPTON

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form.
2019/Sept/17
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