



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 91-89
To amend By-law 166-87
(Parkland Conveyances)

The Council of The Corporation of the City of Brampton hereby ENACTS as follows:

1. By-law 166-87 is amended:

- (1) by adding thereto a new recital as follows at the beginning of the existing recitals thereto:

WHEREAS section 41 of the Planning Act, 1983 permits the Council to enact a by-law requiring land to be conveyed to the Municipality for park or other public recreational purposes, and permits the Municipality to require the payment of money in lieu of such conveyance; and

- (2) by renumbering sections 1 and 2 thereof to sections 2 and 4 respectively; and
- (3) by adding thereto a new section 1 as follows:
1. Subject to section 2 as a condition of development or redevelopment of land, the owner of the land shall convey to the City:

1.1 in the case of land proposed for commercial or industrial purposes, land in the amount of two per cent (2%) of the land to be developed or redeveloped; and

1.2 in the case of land proposed for purposes other than commercial or industrial purposes, land in the amount of five per cent (5%) of the land to be developed or redeveloped; and

the location and the configuration of land required to be conveyed shall be in the discretion of the City and all such conveyances shall be free of all encumbrance.

(4) by adding thereto a new section 3 as follows:

3.1 In lieu of requiring the conveyances referred to in sections 1 and 2, the City may require the payment of money to the value of the lands required to be conveyed.

3.2 The value of the land shall be determined as of the day before the day of the issuance of the building permit in respect of the development or redevelopment or where more than one building permit is required for the development or redevelopment as of the day before the day of the issuance of the first permit.

3.3 The payments required to be made under this By-law shall be made prior to the issuance of a building permit for the land to be developed or redeveloped.

(5) by adding thereto a new section 5 as follows:

5. In this By-law:

5.1 "Development" means the construction, erection, or placing of one or more buildings or structures on land or the making of an addition or alteration to a building or structure that has the effect of substantially increasing the size or useability thereof, or the laying out and establishing of a commercial parking lot; and

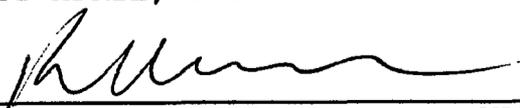
5.2 "Redevelopment" means the removal of a building or structure from land and the further development of the land or the substantial renovation of a building or structure and a change in the character or density of use in connection therewith.

(6) by adding thereto a new section 6 as follows:

6. This By-law applies to all land within the City of Brampton.

2. The amendments to By-law 166-87 shall not apply in respect of the development or redevelopment of any land where an acceptable application for a building permit with respect to the land was received by the City on or before June 1, 1989 and a building permit is issued prior to August 1, 1989.

READ a FIRST, SECOND, and THIRD TIME, and PASSED in open Council this 10th day of APRIL, 1989.


KENNETH G. WHILLANS

MAYOR


LEONARD J. MIKULICH

CLERK

