



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 133-97

A By-law to require the owners or occupants of properties abutting municipal highways to maintain the boulevard portion of the abutting highway _____

WHEREAS Section 1 of an Act respecting the City of Brampton, being Chapter Pr18 of the Statutes of Ontario, 1996, provides (*inter alia*) that, The Corporation of the City of Brampton may pass by-laws requiring the owners or occupants of any designated class of building in the municipality or any designated area thereof to maintain the boulevard portion of any highway or part of a highway or any class thereof, including any paved portion thereof which may form part of a driveway apron, in front of, alongside or at the rear of any occupied or unoccupied building or vacant lot, or any class thereof;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF BRAMPTON HEREBY ENACTS AS FOLLOWS:

1. Every owner or occupant of land shall maintain the grassy boulevard portion of any highway or part thereof, and any paved portion which may form part of a driveway apron, in front of, alongside or at the rear of any building or property.
2. For the purposes of this by-law:
 - (a) "boulevard" means that portion of the highway between the City property line and the roadway which is not used or intended for use for vehicular travel by the general public, and includes any landscaped areas and any driveway apron, but does not include any paved or poured hard-surface sidewalk;
 - (b) "driveway apron" means that portion of any driveway, parking lot, or other hard-surface, whether paved, poured, laid or otherwise constituted, which extends from private property onto the highway.
3. When any boulevard is not maintained in accordance with the requirements of this By-law, the Corporation shall give the Owner a notice, in writing, directing the owner or occupant of the property abutting the boulevard to maintain the boulevard, and the notice shall specify the time allowed to comply with the direction but the time specified in the notice shall not be sooner than seven (7) days after the giving of the notice.

4. The notice shall be either delivered personally to the owner or occupant or mailed by registered mail to the last known address of the owner or occupant.
5. If the Corporation is unable to effect service personally or by registered mail, notice may be given by placing a placard containing the terms of the notice in a conspicuous place on the property, and the placing of the placard shall be deemed to be sufficient service of the notice on the owner or occupant.
6. Wherever this By-law directs or requires anything to be done, in default of it being done by the person directed or required to do it, such thing may be done at the expense of the owner, and the Corporation may recover the expense incurred in doing it by action or the same may be recovered in like manner as municipal taxes.

READ a FIRST, SECOND and THIRD TIME and PASSED in OPEN COUNCIL, this **9th** day of **June**, 1997.


PETER ROBERTSON MAYOR


LEONARD J. MIKULICH CLERK

APPROVED
AS TO FORM
DEPT.
DATE 1/4/97