



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 186-2008

A By-law to make a number of housekeeping amendments to
Minimum Maintenance By-law 104-96, as amended,

WHEREAS section 15.1 of the *Building Code Act, 1992*, S.O. 1992, c. 23, as amended, permits the council of a municipality to pass a by-law prescribing standards for the maintenance and occupancy of property within the municipality if an official plan that includes provisions relating to property conditions is in effect in the municipality;

AND WHEREAS the Official Plan adopted by By-law 358-2006 on October 11, 2006, which includes provisions relating to property conditions, is in effect in the City of Brampton;

AND WHEREAS section 2.11(7)(b) of Procedure By-law 160-2004, as amended, authorizes the City Clerk to make minor deletions, additions, or other changes in form to any by-law before the by-law is signed, sealed, numbered, and enacted as a by-law, for the purpose of ensuring correct and complete implementation of the actions that form the subject matter of the by-law;

AND WHEREAS Council for The Corporation of the City of Brampton desires to make a number of housekeeping amendments to improve the standards for the maintenance and occupancy of property within the municipality;

NOW THEREFORE the Council of The Corporation of the City of Brampton
ENACTS as follows:


1. In this By-law, Minimum Maintenance By-law 104-96, as amended, is referred to as By-law 104-96.
2. The heading under Part IV of By-law 104-96 is replaced by the following:
"General Provisions – Interior".
3. Section 31 of By-law 104-96 and its sub-heading are replaced by the following:
"Handrails And Guards"
 31. A barrier such as a handrail and guard shall be installed at a minimum height of 1.07 metres (42 inches) and maintained in good repair on the open side of a balcony, porch, landing and stairwell with a difference of 1.53 metres (5 feet) or more in elevation."
4. Section 51 of By-law 104-96 is replaced by the following:

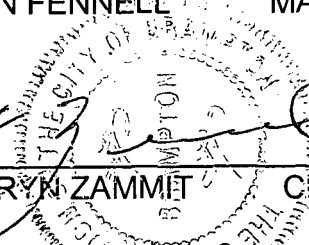
- "51. (1) An owner who fails to comply with an order that is final and binding is guilty of an offence and on conviction is liable to a fine of not more than \$50,000.00 for a first offence and to a fine of not more than \$100,000.00 for any subsequent offence.
- (2) Despite subsection (1), if a corporation is convicted of an offence, the maximum penalty that may be imposed upon the corporation is \$100,000.00 for a first offence and \$200,000.00 for any subsequent offence."
5. The Index to By-law 104-96 will take the form set out in Schedule "A" to this By-law, and the City Clerk may make minor deletions, additions, or other changes in form from time to time.
6. All of the other terms and provisions of By-law 104-96, including the Schedule thereto, remain in full force and effect and unamended.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 6th day of August, 2008.


THE CORPORATION OF THE CITY OF BRAMPTON


SUSAN FENNELL MAYOR


KATHRYN ZAMMIT CLERK



Approved as to form and content

 08/05/08
Christopher C. Cooper
Acting Director of Litigation & Administrative Law Services

SCHEDULE "A" TO BY-LAW 186 -2008

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Minimum Maintenance By-Law 104-96
(Property Standards)**

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