



AMENDED BY BY-LAW 260-2003

80-2007

REPEALED BY BY-LAW 378-2007

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 393-2002

A by-law to prescribe the form and manner
and times for the provision of notice

WHEREAS the *Municipal Act, 2002, S.O. 2002, c. 25, S. 251* provides that where a municipality is required to give notice under a provision of this Act, the municipality shall give the notice in a form and in the manner and at the times that the council considers adequate to give reasonable notice under the provision;

AND WHEREAS it is deemed advisable to set out the minimum notice requirements for those actions for which the notice requirements are not prescribed under the provisions of the Municipal Act or its regulations;

NOW THEREFORE the Council of the Corporation of the City of Brampton enacts as follows:

DEFINITIONS

1. In this by-law:

“Act” means the *Municipal Act, 2001, S.O. 2001, c. 25*

“Clerk” means the Clerk of the City of Brampton;

“newspaper” means a printed publication in sheet form that, in the opinion of the clerk, is of sufficiently general circulation

NOTICE OF INTENTION TO PASS BY-LAW – NOTICE OF PUBLIC MEETING

Manner of Notice

2. Where notice of intention to pass a by-law or notice of a public meeting is required to be given, the Clerk shall cause such notice to be published in a newspaper.

Time of Notice

3. Where notice of intention to pass a by-law or notice of a public meeting is required to be given, such notice shall be provide in the time frame prescribed in the Act or its regulations, and if not so prescribed, notice shall be given at least once during the period of a minimum of five (5) and not more than twenty-one (21) days prior to the Council or Committee Meeting at which the matter is to be considered, except where otherwise provided in this by-law.

Form of Notice

4. Unless otherwise prescribed in the Act, its regulations or elsewhere in this by-law, where notice of intention to pass a by-law or notice of a public meeting is required to be given, the form of the notice shall include the following information:

Unless otherwise prescribed in legislation, notice will include:

- (1) A description of the purpose
- (2) The date, time and location of the meeting
- (3) Where appropriate, a key map showing the affected lands
- (4) The name and address of the person who will receive written comments on the issue and the deadline for receiving such comments.

FINANCIALAdoption of Annual Budget

5. The notice provisions set out in Sections 2, 3 and 4 shall apply to the adoption of the annual budget in total.

Amendments to Budget

6. Where expenditure estimates approved in the budget have been subject to quotation or tenders quoting an amount greater than the estimated expenditure for that item, the approval process set out under the City's purchasing by-law shall apply, and notice of such amendment to the budget shall be included in the report and the printing of this item on the Council or Committee Agenda, with the notation "Amendment to Budget" shall constitute sufficient notice.
7. New projects that have not been included in the annual budget shall be detailed in a staff report and notice of such amendment to the budget shall be included in the report and the printing of this item on the Council and/or Committee Agenda, with the notation "Amendment to Budget", shall constitute sufficient notice.

Operating Costs Incurred Prior to Budget Approval

8. Normal operating costs incurred prior to the adoption of the annual budget shall not require notice, and approval of such expenditures shall be deemed ratified upon the adoption of the annual budget.

Improvements to Service

9. Unless otherwise designated by regulation, notice of improvements in the efficiency and effectiveness of the delivery of services by the County and its local boards; and barriers identified by the City and its local boards to achieving improvements in the efficiency and effectiveness of the delivery of services by them, shall be published in the newspaper at the same time as prescribed in the Act for the publication of the Financial Statements of the municipality.

GENERAL

10. Where separate by-laws have been enacted in accordance with provisions contained in the Act, the notice provisions set out in such by-laws shall prevail.
11. No notice shall be required under this by-law with respect to matters to be considered by Council at a meeting or part of a meeting that is closed to the public in accordance with the provisions of Section 239 of the Act.
12. Nothing in this by-law shall prevent the Clerk from using more comprehensive methods of notice or providing for a longer notice period.

EMERGENCY PROVISION

13. If a matter arises, which in the opinion of the City Manager, in consultation with the Mayor, is considered to be of an urgent or time sensitive nature, or which could affect the health or well-being of the residents of or property in the City of Brampton, or if a State of Emergency is declared, or if so advised by a Provincial Ministry, the notice requirements of this by-law may be waived and the Clerk shall make reasonable efforts to provide as much notice as is reasonable under the circumstances.

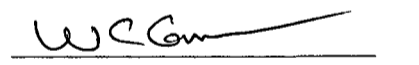
EFFECTIVE DATE

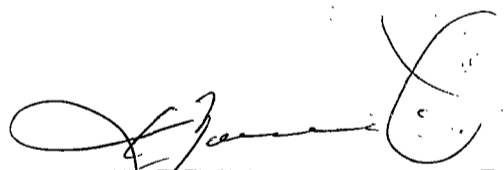
14. This by-law shall come into full force and effect on January 2, 2003.

READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 18th DAY OF DECEMBER, 2002


Susan Fennell, Mayor

Approved as to Content


W. C. Connor
Corporation Counsel &
Director of Real Estate Services


K. Zammit, Acting City Clerk