

THE REGIONAL MUNICIPALITY OF YORK

BILL NO. 37

BY-LAW NO. A-0387-2007-036

A By-law to support a minor restructuring proposal

WHEREAS Section 172 of the *Municipal Act, 2001*, S.O. 2001 c.25, as amended authorizes the Minister of Municipal Affairs and Housing to approve minor restructuring proposals;

AND WHEREAS The Corporation of the City of Vaughan has submitted a minor restructuring proposal for the annexation of lands described herein that are presently part of the City of Brampton;

AND WHEREAS Special Committees established by the Councils of the Regional Municipality of Peel, The Regional Municipality of York, The Corporation of the City of Vaughan and The Corporation of the City of Brampton held a joint public meeting on January 18, 2007 at Ebenezer Hall in the City of Brampton to consider the minor restructuring proposal;

AND WHEREAS the Special Committees voted to recommend to their respective councils that the minor restructuring proposal be supported;

NOW THEREFORE the Council of The Regional Municipality of York enacts as follows:

1. That The Regional Municipality of York hereby supports the minor restructuring proposal of The Corporation of the City of Vaughan attached as Schedule "A" to this by-law providing for the annexation by the City of Vaughan of the lands described in Schedules "B1" and "B2" to this by-law.

2. The Chair and Clerk are hereby authorized to execute all documents required to implement the minor restructuring proposal in a form approved by the Regional Solicitor.

ENACTED AND PASSED this 19th day of April, 2007.

Denis Kelly
Regional Clerk

Bill Fisch
Regional Chair

Authorized by the Clause 1, Report 1 of the Commissioner of Transportation and Works and Regional Solicitor, adopted by Regional Council at its meeting on April 19, 2007.

SCHEDULE "A"

RESTRUCTURING PROPOSAL

The Restructuring Proposal of the City of Vaughan, the Region of York, the City of Brampton and the Region of Peel is hereby approved by all four municipal councils for submission to the Minister of Municipal Affairs and Housing under section 173 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended.

REGIONAL MUNICIPALITY OF YORK, REGIONAL MUNICIPALITY OF PEEL CITY OF VAUGHAN, CITY OF BRAMPTON

DEFINITIONS

1. In this proposal:

"annexed area" means the area comprised of the lands described in Schedule "A" to this Proposal and shown on the Map set out in Schedule "B" to this Proposal;

"York" shall mean The Corporation of the Regional Municipality of York;

"Peel" shall mean The Corporation of the Regional Municipality of Peel.

"Vaughan" shall mean The Corporation of the City of Vaughan;

"Brampton" shall mean The Corporation of the City of Brampton;

ANNEXATION

2. (1) On July 1, 2007 the portion of the City of Brampton and the Regional Municipality of Peel described in Schedule "A" is annexed to the City of Vaughan and the Regional Municipality of York and shall form part of Ward Two of the City of Vaughan.

(2) All real property including any highway, street, fixture, waterline, easement and restrictive covenant running with the land of the City of Brampton located in the annexed area vests in the City of Vaughan on July 1, 2007.

(3) All real property including any highway, street, fixture, waterline, easement and restrictive covenant running with the land of Peel located in the annexed area vests in York on July 1, 2007.

(4) Subject to subsection (2) all assets and liabilities of the City of Brampton that are located in the annexed area remain the assets or liabilities of the City of Brampton.

(5) Subject to subsection (3) all assets and liabilities of Peel that are located in the annexed area remain the assets or liabilities of Peel.

ASSESSMENT

3. For the purposes of the assessment roll to be prepared for the City of Vaughan under the *Assessment Act* for the 2007 taxation year, the annexed area shall be deemed to be part of the City of Vaughan effective July 1, 2007 and the annexed area shall be assessed on the same basis that the assessment roll for the City of Vaughan is prepared.

BY-LAWS

4. (1) On July 1, 2007, the by-laws of York and the City of Vaughan extend to the annexed area and the by-laws of Peel and the City of Brampton cease to apply to such area except,

(a) by-laws of the Region of Peel or the City of Brampton as the case may be that apply within the annexed area

(i) that were passed under section 34 or 41 of the *Planning Act* or predecessor or those sections; and

(ii) that were passed under the *Highway Traffic Act* or the *Municipal Act* that regulate the use of highways by vehicles and pedestrians and that regulate the encroachment or projection of buildings or any portion thereof upon or over highways,

which shall remain in force until repealed by the council of York or the City of Vaughan respectively as the case may be;

(b) by-laws of the City of Brampton passed under the *Development Charges Act* which shall remain in force as by-laws of the City of Brampton until amended or repealed by the council of the City of Vaughan or expire under that Act;

(c) by-laws of Peel passed under the *Development Charges Act* which shall remain in force as by-laws of Peel until amended or repealed by the council of York or expire under that Act; and

(d) by-laws conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed by the council of the City of Brampton.

(2) The Official Plan of the City of Brampton, as it applies to the annexed area, becomes an Official Plan of the City of Vaughan and shall remain in force until amended or repealed.

(3) The Official Plan of Peel, as it applies to the annexed area, becomes an Official Plan of York and shall remain in force until amended or repealed.

(4) If the City of Brampton has commenced procedures to enact a by-law under any Act or to adopt an official plan or an amendment thereto under the *Planning Act*, and that by-law, official plan or amendment applies to the annexed area and is not in force on July 1, 2007, the council of the City of Vaughan may continue the procedures to enact the by-law or adopt the official plan or amendment to the extent that it applies to the annexed area.

(5) If Peel has commenced procedures to enact a by-law under any Act or to adopt an official plan or an amendment thereto under the *Planning Act*, and that by-law, official plan or amendment applies to the annexed area and is not in force on July 1, 2007, the council of York may continue the procedures to enact the by-law or adopt the official plan or amendment to the extent that it applies to the annexed area.

Dated the 23rd day of April, 2007.

Schedule "A" to the Restructuring Proposal

Lands constituting Area to be Annexed

Part of PIN's 14021-0489 and 14021-0283 (LT)

Part Lot 1, Concession 9, ND TOR. Gore , Parts 1 & 6, Plan 43R-24780, Brampton, Regional Municipality of Peel.

Part of PIN's 14021-0283 and 14021-0489 (LT)

Part Lot 1, Concession 9, ND TOR. Gore , Parts 2 & 5, Plan 43R-24780, Brampton, Regional Municipality of Peel.

SCHEDULE “B1”

Part of PIN’s 14021-0489 and 14021-0283 (LT)

Part Lot 1, Concession 9, ND TOR. Gore, Parts 1 & 6, Plan 43R-24780, Brampton, Regional Municipality of Peel.

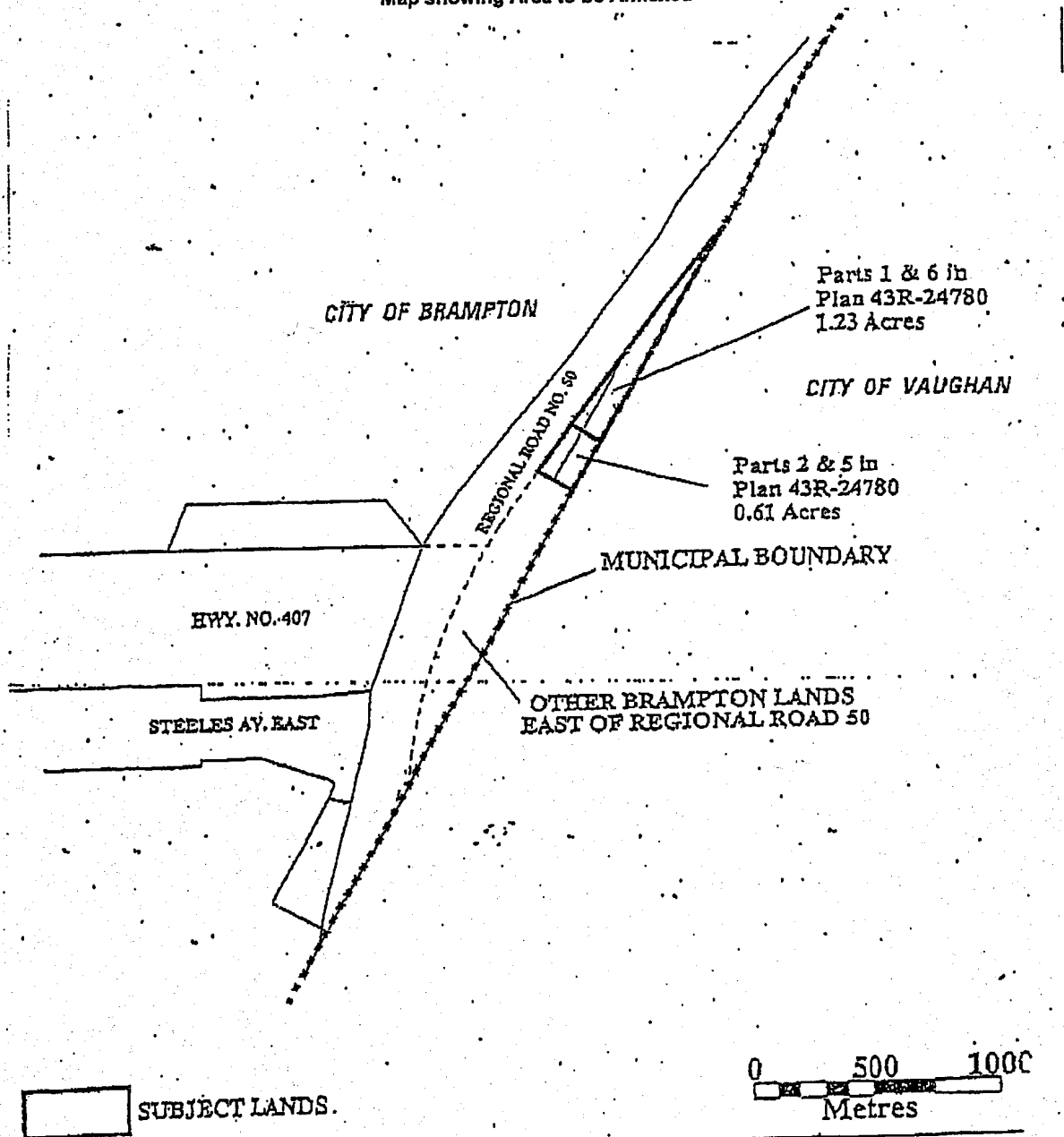
Part PIN’s 14021-0283 and 14021-0489 (LT)

Part Lot 1, Concession 9, ND TOR. Gore, Parts 2 & 5, Plan 43R-24780, Brampton, Regional Municipality of Peel.

SCHEDULE "B2"

SCHEDULE "B" TO THE RESTRUCTURING PROPOSAL

Map showing Area to be Annexed



CITY OF BRAMPTON

Date: April 05, 2006 Drawn By: J. Kennedy
File name: wva_bound.dgn



FIGURE 2
SUBJECT LANDS

PLANNING, DESIGN & DEVELOPMENT DEPARTMENT