

1994

## c Pr12 Brampton (City of) Act, 1994

Ontario

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CHAPTER Pr12

An Act respecting the City of Brampton

Assented to May 31, 1994

Preamble

The Corporation of the City of Brampton, referred to in this Act as the Corporation, has applied for special legislation in respect of the matters set out in this Act.

It is appropriate to grant the application.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Agreements respecting land abutting highways

1. (1) The council of the Corporation may by by-law enter into agreements with the owners or lessees of land abutting on a highway,

- (a) for the construction, maintenance and use of buildings or parts thereof, over, across or under the highway upon such terms as may be agreed; and
- (b) for leasing, selling or licensing the airspace over the highway or the use of the land under the highway upon such terms as may be agreed.

(2) Subsection (1) applies only to highways under the jurisdiction and control of the Corporation.

Limitation

(3) An agreement made under subsection (1) affecting a highway or highway right of way which is a connecting link, within the meaning of section 21 of the *Public Transportation and Highway Improvement Act*, is of no effect until approved by the Minister of Transportation.

Approval

2. The council of the Corporation may, in a by-law passed under clause 297 (1) (a) of the *Municipal Act*, establish or lay out a highway on land even though the Corporation does not own all of the airspace over the land or all of the subsurface rights beneath the land, if the Corporation owns the airspace for the first 5.15 metres above the finished elevation of the highway.

Airspace requirement

3. This Act comes into force on the day it receives Royal Assent.

Commencement

4. The short title of this Act is the *City of Brampton Act, 1994*.

Short title