



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number _____ - 2021

A By-law to delegate authority to temporarily close or restrict the common law right of passage over and access to certain portions of Downtown Brampton to facilitate business and other uses and promote social distancing in response to COVID-19.

WHEREAS sections 23.1(5) and 23.2(5) of the *Municipal Act, 2001* S.O. 2001 c. 25, as amended, provides the Council may delegate some of its powers and duties, including the power to close a highway temporarily;

WHEREAS Section 35 of the *Municipal Act 2001* authorizes a municipality to pass by-laws removing or restricting the common law right of passage over and access to a highway;

WHEREAS the World Health Organization has declared a worldwide pandemic regarding the 2019 Novel Coronavirus Disease (COVID-19);

AND WHEREAS the economic impacts of COVID-19 have been felt by residents and businesses throughout the City and City Council wishes to assist in relieving such impacts where possible;

AND WHEREAS City Council has determined that it is appropriate to delegate the authority to temporarily close or to remove or restrict the common law rights of passage over and access to streets within Downtown Brampton to accommodate the Farmer's Market and to accommodate the temporary expansion of outdoors patios and other business uses and facilitate social distancing in response to COVID-19;

AND WHEREAS City Council is of the opinion that the power delegated by this by-law is of a minor nature having regard to the duration and areas affected by an exercise of the power and the economic impact of the COVID-19 restrictions on the businesses in downtown Brampton;

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

1. The Commissioner of Public Works & Engineering is hereby delegated the authority to temporarily close and/or remove or restrict the common law right of public passage and the right of adjoining owners to access such portion(s) of the following streets as the Commissioner from time to time considers necessary to accommodate the operations of the Farmers' Market and the temporary expansion of patios and other uses for businesses fronting on the following streets and to promote physical distancing, for such period or periods

as may be designated by the Commissioner between the date hereof and January 2, 2022:

- (a) Main Street between Theatre Lane/Nelson Street West and Wellington Street;
- (b) Queen Street between George Street and Chapel Street/Theatre Lane;
- (c) George Street North/South; and
- (d) Wellington Street West between Main Street South and George Street South.

ENACTED and PASSED this 19th day of May 2021.

THE CORPORATION OF THE CITY OF BRAMPTON

Approved as to
form.

2021/04/01

C. Grant

Patrick Brown, Mayor

Approved as to
content.

2021/March/31

[C. Kummer]

Peter Fay, City Clerk