



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

*Number* \_\_\_\_\_ - 2021

Appendix 4\_Supportive Housing Types 1 and 2 Registration By-Law.docx

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WHEREAS section 11, Part II, of the *Municipal Act*, 2001, authorizes a municipality to pass by-laws related to Business licensing 2006, c.32, Sched. A, s.8.

AND WHEREAS section 163 of the *Municipal Act* authorizes a municipality to pass a business license by-law for group homes (supportive housing residence) when the establishment is permitted, section 34 of the *Planning Act*.

AND WHEREAS section 436 of the *Municipal Act* authorizes a municipality to pass by-laws providing that a person who contravenes a by-law passed under this act is guilty of an offence;

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

## **1.0 ADMINISTRATION**

1.1 This by-law shall be administered and enforced by the Commissioner of Planning, Building and Economic Development and by the Commissioner of Legislative Services.

## **2.0 DEFINITIONS**

In this by-law:

**“Commissioner”** shall mean the Commissioner of Planning, Building and Economic Development and/or the Commissioner of Legislative Services for the City of Brampton or such person as they may designate to carry out their duties under this by-law;

**“Supportive Housing Residence Type 1”** shall mean a single dwelling unit in a residential dwelling of any kind that is licensed, approved or funded under Federal or Provincial statute for the accommodation of 3 to 10 residents, exclusive of staff, that provides a group living arrangement under responsible supervision. A Supportive Housing Residence Type 1 shall not include a

Supportive Housing Residence Type 2 or have any correctional purpose;

**“Supportive Housing Residence Type 2”** shall mean a single dwelling unit that is licensed, approved or funded under Federal or Provincial statute for the accommodation of 3 to 10 residents, exclusive of staff, that provides housing and rehabilitation for persons on probation, parole, early or re-release, or any other form of executive, judicial or administrative release from a penal institution. A Supportive Housing Residence Type 2 shall not include a Supportive Housing Residence Type 1;

**“Residential Care Home”** shall mean a building or place offering supervised living accommodation that may include associated support services, accessory uses and amenities, and:

- a. is licensed or funded under Federal or Provincial legislation;
- b. is for persons requiring semi-independent or supervised group living arrangements; and,
- c. is for more than 10 residents, exclusive of staff.

### **3.0 REGULATIONS AND PROHIBITIONS**

- 3.1. The Commissioner is responsible for the administration and enforcement of this by-law.
- 3.2. Every Person who contravenes any provision of this By-law, including failing to comply with an order made under this By-law, is guilty of an offence and is liable to a fine, and such other penalties, as provided for in the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended (the “Provincial Offences Act”) and the Municipal Act, 2001.
- 3.3. Every person owning or operating a Supportive Housing Residence Type 1 or Supportive Housing Residence Type 2 shall register it with the Commissioner of Planning, Building and Economic Development prior to, or no later than thirty (30) days after, taking possession thereof, or commencing operation therein, as the case may be.
- 3.4. Every person owning or operating a Supportive Housing Residence Type 1 or Supportive Housing Residence Type 2 registered under this by-law shall, in each year, before the 31<sup>st</sup> day of December of that year, renew the registration of the Supportive Housing Residence Type 1 or Supportive Housing Residence Type 2 for the next calendar year.
- 3.5. A person seeking to register, or renew the registration of, a Supportive Housing Residence Type 1 or Supportive Housing Resident Type 2 shall use the application forms authorized by the Commissioner and shall provide all of the information required by such forms.
- 3.6. A person shall not be entitled to renew the registration of a Supportive Housing Residence Type 1 or a Supportive Housing Residence Type 2 unless the supportive housing residence has been and remains registered for the calendar year in which the application for the renewal of registration is made.

- 3.7. A person shall not own or operate a Supportive Housing Residence Type 1 or Supportive Housing Residence Type 2 that is not registered in accordance with the provisions of this by-law.

#### **4.0 APPLICATIONS**

- 4.1. Every Supportive Housing Residence Type 1 or Type 2 registration application shall include:
- a) A complete application in the form specified by the Commissioner of Planning, Building and Economic Development;
  - b) A copy of the licence from the appropriate Ministry;
  - c) A copy of the Insurance Certificate under the Name of the Supportive Housing Residence;
  - d) A letter of inspection from the Fire & Emergency Services Department stating the Supportive Housing Residence complies with all Fire Regulations;
  - e) A letter of inspection from the Property Standards Department stating that the Supportive Housing Residence complies with municipal standards;
  - f) Each Supportive Housing Residence shall comply with the Ontario Building Code.
  - g) Payment non-refundable \$100 registration fee;
  - h) Registration of each Supportive Housing Residence shall be renewed on an annual basis.

#### **5.0 ENFORCEMENT**

- 5.1 The provisions of this by-law may be enforced by an officer appointed by City Council for the administration and enforcement of this by-law.

#### **6.0 PENALTY**

- 6.1 Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*.

#### **7.0 REPEAL**

- 7.1 By-law 244-82, as amended, is hereby repealed.

ENACTED and PASSED this    day of    , 2021.

Approved as to  
form.

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Patrick Brown, Mayor

Approved as to  
content.

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Peter Fay, City Clerk