



The Corporation of the Town of Milton

Report To: Council

From: Jill Hogan, Commissioner, Development Services

Date: May 29, 2023

Report No: DS-027-23

Subject: Housekeeping Update to Road Occupancy, Fouling and Entrance Permit By-Law 035-2020

Recommendation: **THAT DS-027-23, Housekeeping Update to By-Law 035-2020 (Town of Milton Road Occupancy, Fouling and Entrance Permit By-Law) be received for information;**

AND THAT By-Law 035-2020 (Road Occupancy, Fouling and Entrance Permit By-law) be amended as outlined in this Report and Appendix I;

AND FURTHER THAT the appropriate updated by-laws be presented to and approved by Council.

EXECUTIVE SUMMARY

The purpose of this report is to seek Council approval for the housekeeping amendments to By-Law 035-2020, including the repealing and replacing of By-Law 035-2020. The report outlines the required updates to the Town of Milton Road Occupancy, Fouling, and Entrance Permit By-law (035-2020) to ensure enforceability, flexibility and clarity with respect to compliance timelines.

REPORT

Discussion

The Town of Milton Road Occupancy, Fouling, and Entrance Permit By-Law was last amended in 2020 (ref: DS-012-20).

Since these respective amendments, staff in consultation with the Town's solicitor identified additional amendments required to ensure clarity with respect to compliance details and associated timelines. The required housekeeping amendments are outlined below:



Discussion

The Town of Milton Road Occupancy, Fouling and Entrance Permit By-Law (035-2020):

Section 31 of the by-law currently reads as follows:

31. Where the Town has reason to believe that any Person is in contravention of this By-law, or any term or condition of a Permit, the Town, may issue a Work Order directing the Person or Persons to take such actions as are necessary to comply with this By-law or the Permit as the case may be, within ten (10) days of the service of the Order upon the Person or Persons listed in the Order.

Section 31 is to be updated as follows:

31. Where the Town has reason to believe that any Person is in contravention of this By-law, or any term or condition of a Permit, the Town, may issue a Work Order directing the Person or Persons to take such actions as are necessary to comply with this By-law or the Permit as the case may be, by the date set out in the Order.

The recommended change to Section 31 allows for the resident to conduct remedial work related to non-compliance in a time line that allows for professional consultation, retaining a suitable contractor or arranging the necessary resources to ensure compliance.

In addition the change above, there are several minor clerical amendments proposed, as identified in Appendix I to this report.

All other elements of by-law 035-2020 are to remain.

Financial Impact

There is no direct financial impact associated with the By-law amendments being recommended through this report. Permit fees referenced in the By-laws are charged in accordance with the Town's User Fee By-law.

Respectfully submitted,

Jill Hogan
Commissioner, Development Services

For questions, please contact: Diana Jiona
Director, Infrastructure

Phone: Ext. 2513



Attachments

Appendix I – Proposed Changes to By-Law 035-2020

Approved by CAO
Andrew M. Siltala
Chief Administrative Officer

Recognition of Traditional Lands

The Town of Milton resides on the Treaty Lands and Territory of the Mississaugas of the Credit First Nation. We also recognize the traditional territory of the Huron-Wendat and Haudenosaunee people. The Town of Milton shares this land and the responsibility for the water, food and resources. We stand as allies with the First Nations as stewards of these lands.