



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 99-87

To authorize the encroachment
of certain retaining walls upon
Nelson Street West

WHEREAS paragraph 101 of section 210 of the Municipal Act (R.S.O. 1980, chapter 302, as amended) permits the Council of a local municipality to pass a by-law for allowing any person owning any building or other erection that by inadvertence has been partially erected upon any highway to maintain and use such erection thereon;

AND WHEREAS certain retaining walls located upon the lands described in Schedule "A" hereto has by inadvertence been partially erected upon parts of the highway known as Nelson Street West, as indicated on the sketch attached as Schedule B.

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

1. The owners of the lands described in Schedule "A" attached hereto are hereby given permission to maintain and use the concrete retaining walls erected partially thereon and partially on part of the highway known as Nelson Street West, but only until the retaining walls are demolished or removed from the said lands.
2. The owners shall pay to The Corporation of the City of Brampton, on the 27th day of April, 1987, the sum of Fifty Dollars (\$50.00), and on the 27th day of April

SCHEDULE A to By-law 99-87

Those lands and premises located in the following municipality, namely, the City of Brampton, in the Regional Municipality of Peel, in the Province of Ontario and being composed of:

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the City of Brampton, in the Regional Municipality of Peel (formerly in the Town of Brampton, in the County of Peel) and Province of Ontario, and being composed of part of Block "A" according to registered plan no. 307 for Brampton, more particularly described as follows:

COMMENCING at a point in the north westerly limit of Nelson Street where an iron bar has been planted distant 363 feet 1 1/2 inches from the intersection of the north westerly limit of Nelson Street with the south westerly limit of McMurchy Avenue said intersection being 643 feet more or less north from the south east angle of Block A, Plan 307;

THENCE north 44 degrees 30 minutes 30 seconds west a distance of 288 feet 3 inches to an iron bar planted;

THENCE south 38 degrees 34 minutes west 363 feet 1 1/2 inches to an iron bar planted;

THENCE south 44 degrees 30 minutes 30 seconds east 288 feet 3 inches to an iron bar planted in the north westerly limit of Nelson Street;

THENCE north 38 degrees 34 minutes East along the north westerly limit of Nelson Street 363 feet 1 1/2 inches to the place of beginning, containing by admeasurement 2.386 acres.

SECONDLY:

ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the City of Brampton, in the Regional Municipality of Peel (formerly in the Town of Brampton, in the County of Peel) and Province of Ontario, and being composed of part of Block "A" according to registered plan No. 452, in the said City of Brampton, the boundaries of which said parcel may be more particularly described as follows:

PREMISING that the westerly limit of McMurchy Avenue has an assumed bearing of north 44 degrees 30 minutes west and relating all bearings quoted herein thereto, and

COMMENCING at an iron bar planted at the southwest angle of the said Block "A";

THENCE north 44 degrees 33 minutes west, along the westerly limit of the said Block "A", 211.32 feet to an iron bar planted in the same;

THENCE north 21 degrees 54 minutes 20 seconds west, 25.97 feet to an iron bar planted;

THENCE north 45 degrees 36 minutes 40 seconds east, 350.62 feet to an iron bar planted;

THENCE south 44 degrees 30 minutes east, 190.77 feet to a point in the southerly limit of the said Block "A";

THENCE south 38 degrees 34 minutes west, along the last said limit, 363.10 feet more or less, to the point of commencement.

**PART OF BLOCK "A"
REGISTERED PLAN 307 AND
PART OF BLOCK "A"
REGISTERED PLAN 452**

SCHEDULE B

99-87

BEARINGS SHOWN HEREON ARE ASSUMED
ASTRONOMIC REFERRED TO THE N39°34'00"E
OF NELSON STREET W., AS SHOWN ON
REGISTERED PLAN 452.

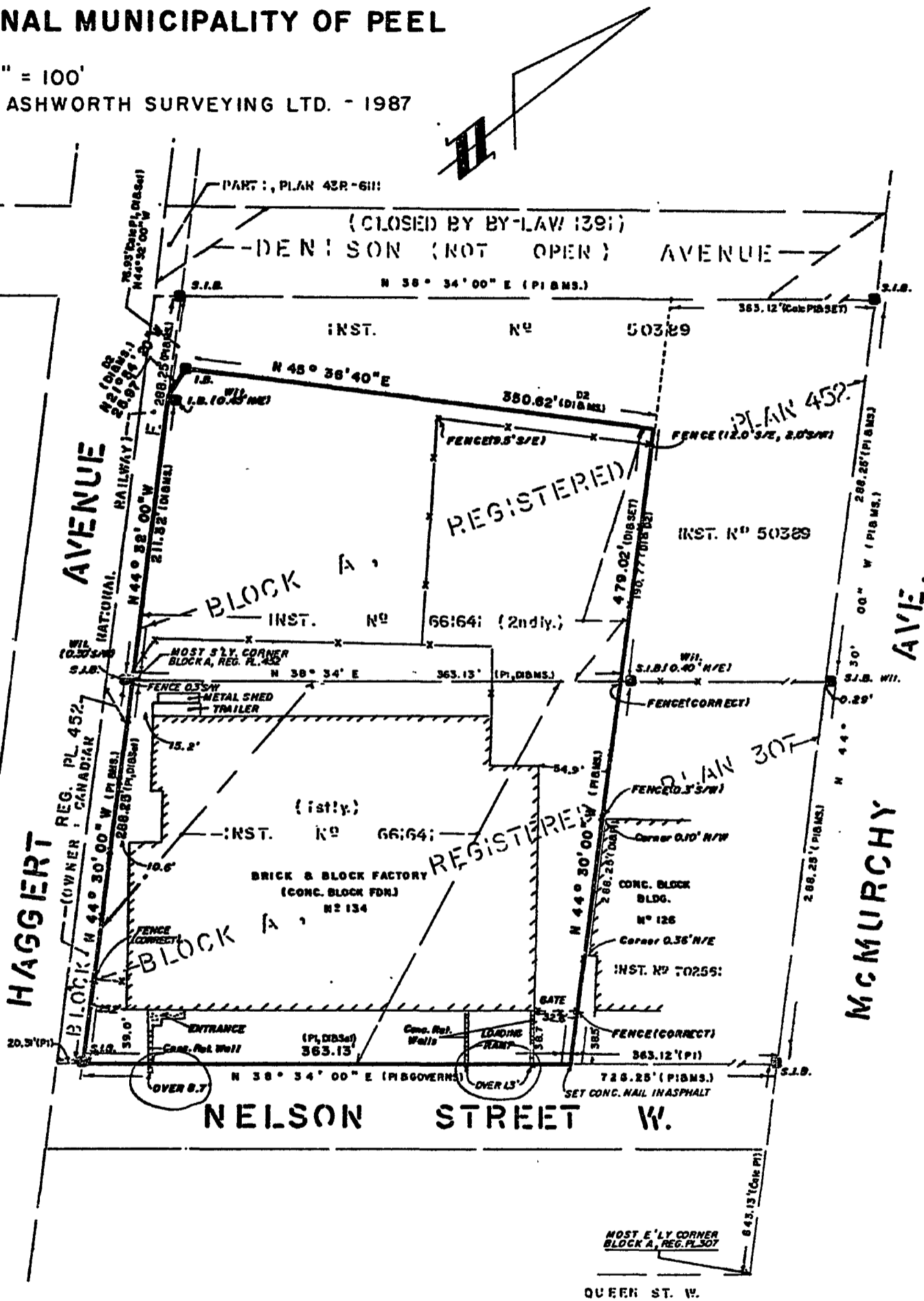
FORMERLY IN THE TOWN OF BRAMPTON AND
COUNTY OF PEEL, NOW IN THE

**CITY OF BRAMPTON
REGIONAL MUNICIPALITY OF PEEL**

- S.I.B. DENOTES STANDARD IRON BAR
- I.B. DENOTES IRON BAR
- DENOTES SURVEY MONUMENT FOUND
- PI DENOTES REGISTERED PLAN 452
- D1 DENOTES INST. N° 681841
- X-X DENOTES 20yr. OLD CHAIN LINK FENCE
- W11 DENOTES WITNESS
- D2 DENOTES INST. N° 50389

SCALE: 1" = 100'

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SURVEYOR'S CERTIFICATE

I CERTIFY THAT;
THE FIELD SURVEY AND THIS PLAN ARE CORRECT AND IN
ACCORDANCE WITH THE SURVEYS ACT, THE REGULATIONS
HEREUNDER AND THE STANDARDS FOR SURVEYS OF THE A.O.L.S.,
AND

THE FIELD SURVEY OF THE LIMITS SHOWN HEREON AS HEAVY
SOLID LINES WAS COMPLETED ON THE 4th. DAY OF APRIL 1987

APR 2nd, 1987

Duncan Ashworth
DUNCAN ASHWORTH
ONTARIO LAND SURVEYOR



DUNCAN ASHWORTH SURVEYING LTD.

37 GEORGE ST. N. BRAMPTON ONTARIO L6X 1R5 (416) 453-1770

DRAWN BY: A.D.S. CHECKED BY: D.A. SCALE: 1" = 100' REF. N° 499-87


CLIENT: LAW FIRM OF - ATLIN GOLDENBERG

in each subsequent year the sum of One (\$1.00) per year for the privilege granted by this by-law.

Read a FIRST, SECOND and THIRD time and PASSED in open Council this 27th day of April , 1987.



Frank Andrews Acting Mayor



LEONARD J. MIKULICH, CLERK

APPROVED
AS TO FORM
LAW DEPT.
SRAMPTON
WCC
DATE *5/1/87*