



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 103-2006

A by-law to amend Licensing By-law 1-2002,
as amended

WHEREAS By-law 1-2002 was passed pursuant to the *Municipal Act, 2001*, S.O. 2001, respecting the issue of licences in the City of Brampton;

AND WHEREAS, pursuant to Committee of Council Recommendation CW107-2006 approved by City Council on April 10, 2006, the Licensing By-law is to be amended with respect to the use of drop boxes for the collection of second hand goods;

AND WHEREAS, pursuant to Committee of Council Recommendation CW106-2006 approved by City Council on April 10, 2006, the Licensing By-law is to be amended with respect to the sale of fresh flowers from the "roadside" for specified occasions during the year;

AND WHEREAS, Section 150 (3) of the *Municipal Act, 2001*, S.O. 2001 requires an explanation be included in the by-law as to why the municipality is imposing licencing controls or conditions;

AND WHEREAS, the required explanation for Section 1 of this by-law is that Council wishes to relax controls on drop boxes that are not required for nuisance control or consumer protection;

AND WHEREAS, the required explanation for Section 2 of this by-law is that Council wishes to regulate the selling of fresh flowers in locations adjacent to the road side in order to enhance consumer protection and health and safety in the City;

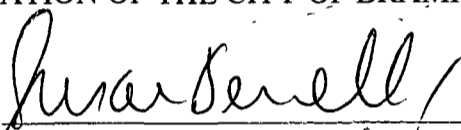
NOW THEREFORE the Council of The Corporation of the City of Brampton
ENACTS as follows:

1. That Schedule S-7 to By-law 1-2002, as amended, is hereby amended to delete Clause 10.
2. That Schedule S-16 to By-law 1-2002, as amended, is hereby amended to add the following:
 - "5. (3) Subject to Clause 7 below, establishments whose primary business is the sale of fresh flowers."
 - "7. For establishments whose primary business is the sale of fresh flowers, the sale of fresh flowers adjacent to the roadside, on Valentine's Day, Mother's Day and on Easter week-end, shall be permitted, subject to the following:

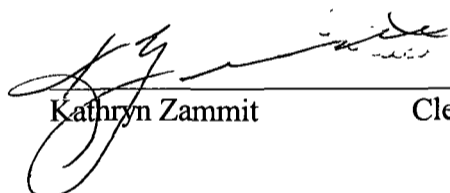
- (a) The location of the sales shall be in close proximity (within sight) to the flower shop's main premise; and
- (b) The location of the sales shall be such that it will not encourage drivers to stop, and/or park, their vehicles on the road, thereby creating a hazardous condition; and
- (c) The vendor shall have written permission from the property owner, and shall produce this permission upon request by an enforcement officer; and
- (d) The vendor shall have written confirmation identifying the flower shop on the flower shops' letterhead, and shall produce this confirmation upon request by an enforcement officer."

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 10th day of April, 2006

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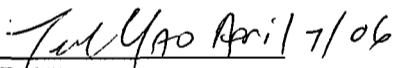


Susan Fennell Mayor



Kathryn Zammit Clerk

Approved as to form and content



Ted Yao
Legal Counsel