
REPORT TITLE: **Tie-Back Agreement – 260 Malta Avenue, City of Brampton, Ward 4 – Owner: National Brixen (Steeles) Inc.**

FROM: Gary Kent, CPA, CGA, ICD.D, Chief Financial Officer and Commissioner of Corporate Services

RECOMMENDATION

- 1. That the encroachment of tie-backs from construction of a residential apartment building on the adjacent property known as 260 Malta Avenue, Brampton, be permitted to encroach within a portion of Regional Road 15 (Steeles Avenue), City of Brampton, in accordance with the terms and conditions contained in the Tie-Back Agreement between The Regional Municipality of Peel and National Brixen (Steeles) Inc.; and**
- 2. That the necessary by-law be presented for enactment.**

REPORT HIGHLIGHTS

- Regional Council approval is required to permit the tie-backs from the construction of a residential apartment building on the adjacent property to encroach within a portion of the widened limits of Regional Road 15 (Steeles Avenue).

DISCUSSION

1. Background

National Brixen (Steeles) Inc. (the “Owner”) is the owner of the lands municipally known as 260 Malta Avenue, located on the south side of Regional Road 15 (Steeles Avenue) and west of Malta Avenue, in the City of Brampton.

The Owner submitted a Site Plan Application (SP-21-143B) and, as part of Site Plan approval, the Owner is seeking permission for tie-backs to encroach (the “Encroachment”) within the widened limits of Regional Road 15 (Steeles Avenue).

Pursuant to Section 11(3) of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, the Region has authority to pass by-laws relating to roads under its jurisdiction. Council approval is required to permit the Encroachment. By requirement, the Owner will enter into a Tie-Back Agreement with The Regional Municipality of Peel (the “Region”) to permit the Encroachment to remain within the widened limits of Regional Road 15 (Steeles Avenue) as shown on Appendix I – Location Sketch.

The Owner shall be responsible for all maintenance, costs and liability associated with the Encroachment.

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Regional staff have no objections to the Encroachment within the widened limits of Regional Road 15 (Steeles Avenue), Brampton.

RISK CONSIDERATIONS

The encroachment of tie-backs within a portion of Regional Road 15 (Steeles Avenue), City of Brampton as described in this report poses limited risk to the Region.

Tie-backs do not constitute permanent structural features of the development although they will remain in the ground in the Regional right-of-way. They are a temporary part of the structural support system used during the construction of buildings.

APPENDICES

Appendix I – Location Sketch



Gary Kent, CPA, CGA, ICD.D, Chief Financial Officer and Commissioner of Corporate Services

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