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REPORT TITLE: **Crane Swing 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

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## **RECOMMENDATION**

- 1. That the temporary encroachment of a crane swing to be erected on the adjacent property known municipally as 260 Malta Avenue, Brampton, be permitted to encroach within a portion of the air space above Regional Road 15 (Steeles Avenue), City of Brampton, in accordance with the terms and conditions contained in the Crane Swing 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 a crane swing from the crane to be erected on the adjacent property to temporarily encroach through a portion of the air space within the widened limits of Regional Road 15 (Steeles Avenue), Brampton.

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## **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 a crane to swing through and temporarily encroach upon a portion of the air space (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, c25, 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 Crane Swing Agreement with The Regional Municipality of Peel (the “Region”) to permit the Encroachment to temporarily remain within the widened limits of Regional Road 15 (Steeles Avenue) as shown on Appendix I – Location Sketch and Appendix II – Crane Placement Plan.

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

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

**RISK CONSIDERATIONS**

The temporary encroachment of a crane swing described in this report poses limited risk to the Region of Peel.

**APPENDICES**

Appendix I – Location Sketch

Appendix II – Crane Placement Plan

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

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