

Report Type: Open Session – Consent

Report To: Council

Meeting Date: November 20, 2023

Subject: Information Report on the Access to Adjoining Property By-law

Recommendation(s)

1. That report BYL-23-05, Information Report on the Access to Adjoining Property By-law, dated November 20, 2023 be received for information.

Purpose

The purpose of this report is to provide information to Council on the Access to Adjoining Property By-law.

Background

On November 6, 2023, Council approved a Notice of Motion for staff to bring forward a By-law to the November 20, 2023 Council Meeting for the purpose of neighbouring properties requiring access to adjoining lands for the purpose of repairs.

The Notice of Motion states:

Whereas there has been ongoing concerns across the Town of Grimsby with residents requiring access to a neighbouring property for the purpose of necessary repairs on structures, and these neighbouring residents refusing access; and

Whereas there are situations in which urgent repairs are required on residential homes before the upcoming winter season; and

Whereas the Town of Grimsby does not currently have an Access to Adjoining Property By-law.

Therefore be it resolved that staff be directed to draft and bring forward an Access to Adjoining Property By-law at the next Council meeting.

Analysis/Comments

The draft Access to Adjoining Property By-law (as shown in **Appendix A**) allows residents to access adjoining lands for the purpose of repairs to their lands. Below are the steps that a resident would take to utilize this By-law:

1. Attend Town Hall, and bring forward any information set out in Section 3.1;
2. Once approved by the Town of Grimsby, staff would deliver the notice to the adjoining land owner or occupant, notifying them of the work that is taking place and timelines associated with the work;
3. The resident or contractors can begin the prescribed work within the approved timeline. Once the work is completed, they would return the lands to its original condition.

The By-law was written in this manner to ensure that no residents are taken advantage of.

Financial Impact

There are no financial impacts to this report.

Conclusion

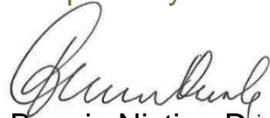
In conclusion, Staff recommend that this report be received for information.

Respectfully prepared and submitted by,



Henry Boese
Coordinator of Municipal Law Enforcement

Respectfully reviewed by,



Bonnie Nistico-Dunk
Director of Legislative Services/Town Clerk

Respectfully approved by,



Sarah Kim
Chief Administrative Officer

Attachments:

- **Appendix A** – Draft Access to Adjoining Property By-law