



**Council Member Motion
For the Committee of the Whole Meeting of April 27, 2023**

To: Committee of the Whole **Date:** April 20, 2023
From: Mayor Marianne Alto
Subject: Expanding Allowable Patios on Public Space

Background

In December 2022, Council approved a set of goals, principles, and core program components to regulate commercial uses of public space for outdoor food and beverage patios. Staff were directed to prepare a new Patio Regulation Bylaw and create a modern program incorporating lessons learned from temporary initiatives set during the pandemic (generally described in the Business Recovery from Pandemic bylaw).

Patio Regulation Bylaw NO. 23-035 was given three readings March 9, 2023, adopted March 16, 2023, and is consistent with goals previously endorsed by Council – to facilitate patios which enhance public spaces; ensure such patios are safe, accessible and maintain access to public infrastructure; and allow for fair and timely review processes.

The new Patio Regulation Bylaw contains provisions to allow for corporate use of public space while protecting built and natural infrastructure and ensuring that the City is compensated for semi-exclusive uses. Consistent with the existing Sidewalk Café bylaw, patios will not be allowed on softscape boulevards nor can be constructed with walls and roofs.

In a previous staff report (March 9, 2023), staff indicated a capacity to bring forward future recommendations as required to adjust the Bylaw if needed.

Recently, some local establishments have expressed concern about the impact on their temporary patios from the recent expiry of the Business Recovery from Pandemic bylaw (March 31, 2023), and the new bylaw's exclusion of some uses (e.g. softscape) on public spaces.

Resolution

Direct staff to report to Council on the implications of expanding allowable patios on public spaces and including such spaces in the current policy and bylaw.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Marianne Alto".

Mayor Alto