

WELCOME TO THE CITY OF HAMILTON

# Temporary Use By-laws to Zoning By-law No. 05-200 – Outdoor Commercial Patios and Tents (CI-20-F(2))

October 6, 2020 – Planning Committee Meeting

## Background

- On August 21, 2020, City Council passed a Temporary Use By-law No. 20-181. It
  - permits outdoor commercial patios, under certain conditions, in a side/rear yard that abuts a residential lot for certain commercial lands and,
  - allows entertainment on outdoor commercial patios within the Downtown area.

The By-law is in effect until December 31, 2020.

# Proposed Temporary Use By-law 20-181 Extension

- extends By-law No. 20-181 from December 31, 2020 to October 31, 2021
- adds a new regulation to allow temporary outdoor commercial patios to be located within required parking spaces

## Proposed Temporary Use By-law – Tent Regulations

- To allow temporary tents for restaurants (outdoor commercial patios), places of worship, hospitals and schools for 6 consecutive months, provided they are setback 5 m from a residential zone
- The current regulation restricts the erection of temporary tents to 5 consecutive days
- This Temporary use By-law would be in effect until October 31, 2021

## Proposed Temporary Use By-law – Tent Regulations (cont'd)

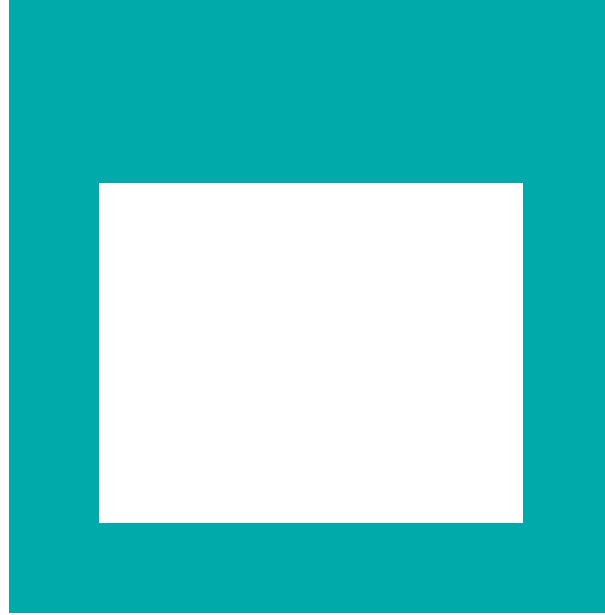
- Downtown Zones - Central Business District (D1) Zone, Prime Retail Streets (D2) Zone, Mixed Use (D3) Zone, and Local Commercial (D4) Zone
- Commercial Zones - Neighbourhood Commercial (C2) Zone, Community Commercial (C3) Zone, Mixed Use High Density (C4) Zone, Mixed Use Medium Density (C5) Zone, Mixed Use Medium Density - Pedestrian Focus (C5a) Zone, District Commercial (C6) Zone, and Arterial Commercial (C7) Zone

## Proposed Temporary Use By-law – Tent Regulations (cont'd)

- Transit Oriented Corridor Zones - Mixed Use (TOC1) Zone, Local Commercial (TOC2) Zone, and Mixed Use High Density (TOC4) Zone
- Institutional Zones - Neighbourhood Institutional (I1) Zone; Community Institutional (I2) Zone; Major Institutional (I3) Zone
- The purpose of these temporary tent regulations is to accommodate physical distancing
- Tents are not permitted to be used for human habitation

## Recommendations

- Extend By-law 20-181 until October 31, 2021 and add an additional regulation to allow outdoor commercial patios within required parking spaces.
- Pass a new temporary use by-law to allow a temporary tent for restaurants (outdoor commercial patios), places of worship, hospital and educational establishments to be erected for 6 consecutive months provided it is setback 5 metres from a Residential Zone
- Effective Date: October 31, 2021



THANK YOU

THE CITY OF HAMILTON PLANNING COMMITTEE