

# CITY OF HAMILTON

## MOTION

General Issues Committee: March 22, 2023

**MOVED BY COUNCILLOR T. MCMEEKIN.....**

**SECONDED BY COUNCILLOR .....**

### **2023 Temporary Outdoor Patio Program Fees**

WHEREAS, the City of Hamilton first launched the temporary On-Street Patio Pilot Program in 2016, which became the permanent Temporary Outdoor Patio Program in 2022;

WHEREAS, the Temporary Outdoor Patio Program provides an opportunity for restaurants and cafes to open temporary outdoor patios in on-street parking spaces, off-street parking lots, sidewalks, alleyways and boulevards;

WHEREAS, the Temporary Outdoor Patio Program provides an important opportunity for local restaurants and cafes to increase their capacity through outdoor dining, and also helps to animate local commercial areas;

WHEREAS, during COVID, the City waived all applicable City fees for the Temporary Outdoor Patio Program in order to support economic recovery;

WHEREAS, the Mayor's Task Force on Economic Recovery recommended as one of its priority initiatives the waiving of City fees for the Temporary Outdoor Patio Program;

WHEREAS, the waiving of City fees expired in 2022, resulting in potential costs to local businesses in 2023 (above and beyond the costs of the patio itself) as follows:

- (1) City Fee Temporary Outdoor Patio Application Fee - \$676.11
- (2) City Fee Temporary Patio Occupation of Parking Space fee (if applicable) - \$875/space
- (3) City Fee Temporary Patio Installation of Safety Devices fee (if applicable) - \$800
- (4) Provincial Fee Liquor License Extension - \$815
- (5) City Fee City Liquor Licensing fee - \$561.83

WHEREAS, in addition to the above fees, in 2022, as a result of new Restaurant Patio Guidelines within the Right of Way document that was released by the Provincial

Ontario Traffic Council, additional safety measures are now required that will cost business owners an estimated \$4,500 per patio for on-street patios;

WHEREAS, local restaurants and cafes continue to be impacted by reduced business as a result of hybrid working and reduced foot traffic in some of our commercial areas; and,

WHEREAS, a number of BIAs have reached out to the City to request a phased approach to returning to full fee recovery for the Temporary Outdoor Patio Program;

THEREFORE BE IT RESOLVED:

- (a) That for the 2023 season, the application fee for the Temporary Outdoor Patio Program of \$676.11 be waived and the costs recovered through the Economic Development Initiatives Reserve (112221);
- (b) That for the 2023 season, the City fee for Temporary Patio Installation of Safety Devices fee (if applicable) of \$800 be waived and the costs recovered through the Economic Development Initiatives Reserve (112221); and,
- (c) That local businesses be responsible for covering all other costs associated with the Temporary Outdoor Patio Program.