

APPENDIX B

The Corporation of the City of Burlington

City of Burlington By-law 2020.411

A By-law to amend By-law 2020, as amended, to permit
entertainment/recreation uses on downtown patios through
a temporary use by-law with a timeframe not to exceed 3 years
File No.: 520-05/19 (PB-35-19)

Whereas through Section 39(1) of the Planning Act, R.S.O. 1990, c. P. 13, as amended, the council of a local municipality may, in a by-law passed under section 34, authorize the temporary use of land, buildings or structures for any purpose set out therein that is otherwise prohibited by the by-law; and

Whereas the Council of the Corporation of the City of Burlington approved the Recommendation contained in PB-35-19 on July 15, 2019, to amend the City's existing Zoning By-law 2020, as amended, to permit a temporary use by-law to permit entertainment/recreational uses on Downtown patios;

NOW THEREFORE the Council of The Corporation of the City of Burlington hereby enacts as follows:

1. THAT Zoning By-law 2020 is hereby amended as follows:

a) By adding Footnote (j) to Table 6.2.1 in Part 6 and Footnote (f) to Table 6.2.2 as set out in Schedule 2 to this By-law.

2. AND THAT this By-law shall come into force in accordance with Section 34 of the *Planning Act*.

ENACTED AND PASSED THIS 15th day of July, 2019.

_____ MAYOR

Marianne Meed Ward

_____ CITY CLERK

Angela Morgan

APPENDIX B

SCHEDULE 2

1. Footnote (j) to Table 6.2.1

- a. Outdoor patios shall be permitted to have entertainment and/or recreational uses until July 15, 2022 in accordance with the temporary use by-law in effect subject to the following:
 - i. Electronic devices intended to amplify sound are not permitted.
 - ii. Outdoor entertainment / recreational uses are permitted between the hours of 12:00 pm to 10:00 pm with the exception of Sundays and holidays when such uses are permitted between the hours of 12:00 pm and 6:00 pm.
 - iii. Outdoor entertainers are limited to one entity (one group or performer) at a time.
 - iv. The outdoor entertainment / recreational uses remain subject to all other City by-laws in effect, including the City's Nuisance and Noise By-law.
- b. Upon expiry of this by-law, entertainment and/or recreational uses will no longer be permitted on outdoor patios.

2. Footnote (f) to Table 6.2.2

- a. Outdoor patios shall be permitted to have entertainment and/or recreational uses until July 15, 2022 in accordance with the temporary use by-law in effect subject to the following:
 - i. Electronic devices intended to amplify sound are not permitted.
 - ii. Outdoor entertainment / recreational uses are permitted between the hours of 12:00 pm to 10:00 pm with the exception of Sundays and holidays when such uses are permitted between the hours of 12:00 pm and 6:00 pm.
 - iii. Outdoor entertainers are limited to one entity (one group or performer) at a time.
 - iv. The outdoor entertainment / recreational uses remain subject to all other City by-laws in effect, including the City's Nuisance and Noise By-law.
- b. Upon expiry of this by-law, entertainment and/or recreational uses will no longer be permitted on outdoor patios.