

The Corporation of the City of Burlington

By-law Number 2020.434

A By-law to extend By-law 2020.427,
being a temporary use by-law to permit
temporary outdoor patios with a timeframe
to expire on October 31, 2021.
(PL-55-21)

Whereas pursuant to section 39 of the Planning Act, R.S.O. 1990, c.P.13, as amended, the council of a local municipality may in a zoning by-law passed under section 34 of the *Planning Act*, authorize the temporary use of land, buildings or structures for such purpose as set out therein, limited to a period of time not exceeding three years; and

Whereas pursuant to section 39 (3) of the Planning Act, R.S.O. 1990, c.P.13, as amended, the council of a local municipality may by by-law grant further periods of not more than three years each during which the temporary use is authorized; and

Whereas Ontario Regulation 345/20, issued under the Reopening Ontario (A Flexible Response to COVID-19) Act, 2020 exempts by-laws that would authorize the temporary use of land for a restaurant or bar patio under section 39 of the *Planning Act* from certain procedural requirements under section 34 of the *Planning Act*; and

Whereas Council of the Corporation of the City of Burlington considers it desirable to enact a temporary use by-law to permit temporary outdoor patios in the City of Burlington in connection with COVID-19 Pandemic recovery efforts and to prescribe regulations for such patios;

Now therefore the Council of The Corporation of the City of Burlington hereby enacts as follows:

1. By-law 2020.427 is hereby amended by deleting the title in its entirety and replacing it with the following:

“A By-law to amend By-law 2020, as amended, to permit temporary outdoor patios through a temporary use by-law with a timeframe to expire on April 14, 2022.”

2. By-law 2020.427 is hereby amended by revising Section 2. by deleting “October 31, 2021” and replacing it with the following: “April 14, 2022”

ENACTED AND PASSED THIS 19th day of October 2021.

Mayor Marianne Meed Ward _____

City Clerk Kevin Arjoon _____