

CITY OF TORONTO

Bill 237

BY-LAW -2022

To amend City of Toronto Municipal Code Chapter 742, Sidewalk Cafés, Parklets and Marketing Displays, to permit certain curbside cafés and frontage cafés under the CaféTO program to continue until no later than August 31, 2022 and extend the live music on cafés pilot until November 7, 2022.

Whereas Council previously authorized the General Manager, Transportation Services, to establish a program to allow for the review, approval, installation and maintenance of sidewalk cafés, curb lane/parklet cafés or public parklets for a period ending no later than April 14, 2022 without applicants having to comply with all requirements of City of Toronto Municipal Code Chapter 742, Sidewalk Cafés, Parklets and Marketing Displays; and

Whereas Council wishes to extend a portion of the program until no later than August 31, 2022 and extend the live music on cafés pilot until November 7, 2022;

The Council of the City of Toronto enacts:

1. Chapter 742, Sidewalk Cafés, Parklets and Marketing Displays, of the City of Toronto Municipal Code is amended by:
 - (a) amending the definition for "2020/22 CAFÉ" in § 742-1.1A to add the following subsection (6):
 - (6) a curbside café or frontage café which was also approved during the term described in Subsection (3) from no earlier than April 15, 2022 to no later than August 31, 2022, inclusive;
 - (b) adding a new § 742-9.9C as follows:
 - C. Despite Subsection A, from May 1, 2022 to November 7, 2022, inclusive, amplified sound on a sidewalk café is permitted if:
 - (1) the permit area is located in Ward 4, 9, 10, 11, 13, 14, 19, or 21;
 - (2) the amplified sound is played only between the hours of:
 - (i) 5:00 p.m. to 10:00 p.m. on Thursday or Friday;
 - (ii) Noon to 10:00 p.m. on Saturday; or
 - (iii) Noon to 6:00 p.m. on Sunday;

- (3) the permit area is not located on a local road;
- (4) the permit holder has not been convicted of an offence under the City of Toronto Municipal Code or the Reopening Ontario (A Flexible Response to COVID-19) Act, 2020 in the previous 12 months, unless in the opinion of the General Manager, Economic Development and Culture, measures have been taken to adequately resolve past issues of non-compliance; and
- (5) the permit holder complies with Chapter 591, Noise, at all times.

2. This by-law shall come into force on the day it is passed.

Enacted and passed on April , 2022.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)