

CITY OF TORONTO

Bill 369

BY-LAW -2024

To amend City of Toronto Municipal Code Chapter 608, Parks, to establish a process for designating parks at which the possession and consumption of liquor will be allowed, and to amend Schedule A to include additional parks.

Whereas under sections 7 and 8 of the City of Toronto Act, 2006, the City may pass by-laws respecting the use of its parks system; and

Whereas subsection 41(1) of the *Liquor Licence and Control Act* allows council of a municipality to designate by by-law a public area for persons to consume liquor; and

Whereas Council has authorized changes to Municipal Code Chapter 608, Parks, to establish a process for allowing the possession and consumption of liquor in parks, and to include additional parks in Schedule A;

The Council of the City of Toronto enacts:

1. Chapter 608, Parks, of the City of Toronto Municipal Code is amended as follows:

(a) by deleting Section § 608-8. Liquor and replacing it with the following:

"§ 608-8. Liquor.

A. While in a park no person shall:

- (1) Have in their possession an open container of any liquor, unless in a designated area, authorized by permit and with the approval of the Alcohol and Gaming Commission of Ontario;
- (2) Provide, supply or in any way make liquor available to persons who on the basis of age are not permitted to be supplied with liquor under the Ontario Liquor Licence and Control Act, 2019; or
- (3) Consume, serve or sell liquor unless in a designated area, authorized by permit and with the approval of the Alcohol and Gaming Commission of Ontario.
- (4) Despite Subsections A(1) and A(3), a person may possess an open container of liquor and consume liquor in the parks listed in Schedule A between the hours of 5:30 a.m. and 12 a.m. without a permit or the approval of the Alcohol and Gaming Commission of Ontario, provided that this exception does not apply to a person in possession of an open container of liquor or consuming liquor:

- (a) within the boundary of an outdoor swimming pool or deck;
or
 - (b) within the boundary of and a two-metre radius surrounding a:
 - (i) playground safety surface or playground equipment;
 - (ii) wading pool basin or splash pad;
 - (iii) skateboard or BMX park; or
 - (iii) a natural or artificial ice rink.
- B. At least one park in each Ward must be included in Schedule A
- C. The City Solicitor may submit, for enactment by Council, amendments to add parks to Schedule A of this Chapter upon written confirmation from the General Manager that:
- (1) If the Ward includes no parks listed in Schedule A, the Ward Councillor has been consulted about adding the park;
 - (2) If at least one park in a Ward is listed in Schedule A, the Ward Councillor has provided written approval to add the park; and
 - (3) The park meets all of the following criteria:
 - (a) Permanent or temporary washroom in the park;
 - (b) Seasonal drinking water is available in the park;
 - (c) The park is at least 1.5 hectares in size;
 - (d) Not adjacent to a school if the park is smaller than 3.0 hectares; and
 - (e) The park is not situated on the waterfront.
- D. The City Solicitor may submit, for enactment by Council, amendments to remove a park from Schedule A of this Chapter upon written confirmation from the General Manager that Schedule A includes at least two parks in a Councillor's Ward, and the Ward Councillor has provided written approval of the removal."
- (b) by deleting Schedule "A", Parks at Which a Person may Possess an Open Container of Liquor and Consume Liquor under § 608-8D and replacing it with Schedule A attached to this by-law.

Enacted and passed on April , 2024.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)

SCHEDULE A

Parks at Which a Person may Possess an Open Container of Liquor
and Consume Liquor under § 608-8D

1. Ashtonbee Reservoir Park, 21 Ashtonbee Road
2. Bert Robinson Park, 400 Caledonia Road
3. Botany Hill Park, 277 Orton Park Road
4. Campbell Avenue Playground, 225 Campbell Ave
5. Cedarvale Park, 443 Arlington Ave
6. Christie Pits Park, 750 Bloor St W
7. Cloverdale Park, 85 Shaver Ave S
8. Confederation Park, 250 Dolly Varden Blvd
9. Corktown Common, 155 Bayview Ave
10. Dieppe Park, 455 Cosburn Ave
11. Dovercourt Park, 155 Bartlett Ave
12. Dufferin Grove Park, 875 Dufferin St
13. Earls court Park, 1200 Lansdowne Ave
14. East Lynn Park, 1949 Danforth Ave
15. East Toronto Athletic Field, 175 Main St
16. Eglinton Park, 200 Eglinton Ave W
17. Etobicoke Valley Park, 615 Horner Ave
18. Fairfield Park, 90 Lothian Ave
19. Grand Avenue Park, 1 Grand Ave
20. Greenwood Park, 150 Greenwood Ave
21. Hillcrest Park, 950 Davenport Rd
22. Home Smith Park, 4101 Dundas St W
23. June Rowlands Park, 220 Davisville Ave
24. Lee Lifeson Art Park, 45 Princess Ave
25. McCleary Park, 755 Lake Shore Blvd E
26. McCormick Park, 66 Sheridan Avenue
27. Milliken Park, 4325 McCowan Rd
28. Monarch Park, 115 Felstead Ave
29. Morningside Park, 390 Morningside Ave
30. Neilson Park - Scarborough, 1555 Neilson Rd

31. North Bendale Park, 40 Erinlea Crescent
32. Oriole Park - Toronto, 201 Oriole Pkwy
33. Queen's Park, 110 Wellesley St W
34. Riverdale Park East, 550 Broadview Ave
35. Riverdale Park West, 375 Sumach Street
36. Roundhouse Park, 255 Bremner Blvd
37. Scarborough Village Park, 23 Gatesview Ave
38. Sir Winston Churchill Park, 301 St. Clair Ave W
39. Skymark Park, 3500 Don Mills Rd
40. Stan Wadlow Park, 373 Cedarvale Ave
41. Thomson Memorial Park, 1005 Brimley Road
42. Trinity Bellwoods Park, 790 Queen St W
43. Underpass Park, 33 St. Lawrence St
44. Wallace Emerson Park, 1260 Dufferin Street
45. Withrow Park, 725 Logan Ave