

Authority: Executive Committee Item EX9.18, adopted as amended, by City of Toronto Council on November 8 and 9, 2023

City Council voted in favour of this by-law on November 9, 2023

Written approval of this by-law was given by Mayoral Decision 23-2023 dated November 9, 2023

CITY OF TORONTO

BY-LAW 1157-2023

To amend City of Toronto Municipal Code Chapter 742, Sidewalk Cafés, Parklets and Marketing Displays, to update the permit process for sidewalk cafés in a flankage area.

Whereas Council wishes to amend the permit process for sidewalk cafés in a flankage area;

The Council of the City of Toronto enacts:

1. City of Toronto Municipal Code Chapter 742, Sidewalk Cafés, Parklets and Marketing Displays, amended by:

- (a) adding the following definition for "FLANKAGE CAFÉ" to § 742-1.1A in alphabetical order:

FLANKAGE CAFÉ: a sidewalk café which complies with the requirements for a curb lane café, curbside café or frontage café, as applicable, and is located on a local road that is adjacent to a corner business unit.

- (b) adding a new § 742-2.3 as follows:

§ 742-2.3. Notice, permit areas on local roads.

A. Upon receipt of a complete application for a flankage café, the Executive Director or General Manager will notify the following people or entities:

1. the Applicant;
2. the local Ward Councillor;
3. the local Business Improvement Area, if any;
4. any resident associations registered with the City Clerk that includes the proposed café location within its area of representation; and
5. all property owners and occupants located within a 60-metre radius of the proposed café location.

- B. All applicants for flankage cafés must display a notice of the application in a form, size and location satisfactory to the Executive Director on the associated establishment for no less than 21 days commencing on a date specified by the Executive Director.
- (c) adding a new § 742-3.2A(2) as follows:
- (2) in the case of an application for a flankage café, the City receives multiple objections to the application from members of the public during the 21-day period of public notice; and
- (d) adding a new § 742-4.3B(2) as follows:
- (2) Any person who submitted an objection to the application.
2. This by-law shall come into force on the day it is passed.

Enacted and passed on November 9, 2023.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)