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)