

Attachment 3 - 742-10-12. Decks

742-10.12. Decks.

A. No permit holder shall install or permit the installation of a deck on a permit area without the permit holder having first obtained permission from the Executive Director and the Chief Building Official.

B. Decks are only permitted on frontage cafés with permit areas where the sidewalks exceed a slope of 5 percent or special accommodation is being made to protect mature trees. [Amended 2023-02-08 by By-law 162-2023]

C. All decks on frontage café permit areas shall meet the following requirements:

(1) not be higher than what is required to accommodate a level area and the deck framing members which shall be the minimum depth required to achieve a level area;

(2) have a skirt or screen wherever there is a gap or opening between the surface of the sidewalk and the bottom boards of the deck;

(3) not be physically attached to the street;

(4) comply with the Accessibility for Ontarians with Disabilities Act and the Ontario Building Code;

(5) provide a break in the railing of a minimum width of 1 metre at the high side of the slope to provide wheelchair access;

(6) not be constructed over existing utilities such as hydro vaults, chambers, maintenance holes, etc., except with prior written approval given by the relevant utility or service;

(7) not impede sidewalk or roadway drainage; and (8) not exceed a height of 0.6 metres measured from the surface of the sidewalk. [Added 2023-02-08 by By-law 162-2023]

D. A permit holder shall, at the expense of the permit holder, remove a deck to the satisfaction of the Executive Director upon 30 days' notice from the Executive Director.