

Report to Council

Report Title:	Sidewalk Patio Application and Requirements		
Prepared By:	Sonya Watson, Chief Administrative Officer, Gregg Furtney Director of Operations and Cally Mann, Municipal Executive Coordinator		
Department:	Administration		
Date:	June 23, 2020		
Report Number:	CAO2020-12	File Number:	C11AD
Attachments:	Encroachment Applications for Use of Sidewalks Adjacent to County Roads Sidewalk Patio Application and Requirements		

Recommendation:

That the Council of the Municipality of Brockton hereby approves Report Number CAO2020-12 – Sidewalk Patio Application and Requirements, prepared by Sonya Watson, Chief Administrative Officer, Gregg Furtney Director of Operations and Cally Mann, Municipal Executive Coordinator and in doing so approves bringing a By-Law forward to adopt the Sidewalk Patio Requirements and Application Process as outlined and further approves the inclusion of a \$100 yearly Sidewalk Patio Fee in the Consolidated Fees By-Law; and further that any municipal fees for sidewalk patios in Brockton be waived for 2020 to support business recovery efforts.

Report:

Background:

As small businesses adjust to the “new normal” and re-opening with continued physical distancing and other health protocols due to COVID-19, many restaurant and pub establishments will need additional space for their operations. With the arrival of summer, sidewalk and on-street patios can provide businesses with expanded space to accommodate patrons safely, while also contributing to vibrant and active commercial districts and streets. The intention in reviewing sidewalk patio application and requirements is to ensure that universal accessibility, public safety and streetscape experience is enhanced and not negatively impacted by the introduction of a patio.

The attached Sidewalk Patio Requirements and Application Process document will outline the design requirements for patios within the public right of way. These standards apply to the establishment of patios throughout the entire Municipality, regardless of which road they are on. These guidelines do not apply to patios located on private property. In the event that the Sidewalk Patio Application is located on a Bruce County roadway (Durham Street), the application is sent to Bruce County’s Transportation and Environmental Services Department for the Encroachment Agreement, which does include a municipal review. Attached is

Bruce County's Encroachment Application for reference. It should be noted that Bruce County's application does come at a cost of \$400 for the application (\$300 of which is a refundable deposit).

Analysis:

Sidewalk patios can activate the street and create a more vibrant urban environment as well as provide restaurants with additional tables to ensure appropriate social distancing. By providing opportunities for outdoor dining, the Municipality, and the businesses within it, can encourage the use and enjoyment of the public realm

Utilizing the parking spaces directly in front of the restaurants will allow for more patrons to visit the establishment and contribute to the economic sustainability of Brockton's businesses as the restaurant reopens to the public. Staff have reviewed the Sidewalk Patio requirements from other municipalities and have created the attached Sidewalk Patio Requirements and Application Process for Councils approval.

Spruce the Bruce is also providing grants for installation of patios up to \$4,000 per application for:

- installation of a sidewalk, rooftop or back patio
- COVID-19 patio adaptations, including expansions to support physical distancing
- Permanent exterior ramps
- Architectural feature improvements, amendments and additions

Staff have been working with and supporting local restaurants on applying for this funding.

The Municipality currently has a \$250.00 Fee for Encroachment Agreements. This would be applicable for patios encroaching on the Municipal Road allowance. We propose a \$100 yearly fee per application be included in the Consolidated Fees By-Law for renewals. However, we also recommend the fee be waived for 2020 to support local initiatives for business recovery.

Sustainability Checklist:

What aspect of the Brockton Sustainable Strategic Plan does the content/recommendations in this report help advance?

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| • Do the recommendations help move the Municipality closer to its Vision? | Yes |
| • Do the recommendations contribute to achieving Cultural Vibrancy? | Yes |
| • Do the recommendations contribute to achieving Economic Prosperity? | Yes |
| • Do the recommendations contribute to Environmental Integrity? | N/A |
| • Do the recommendations contribute to the Social Equity? | N/A |

Financial Impacts/Source of Funding:

- Do the recommendations represent a sound financial investment from a sustainability perspective? Yes

Staff time to review applications, prepare the Encroachment Agreement and work with proprietors are the costs associated with this initiative.

Reviewed By:



Trish Serratore, Chief Financial Officer

Respectfully Submitted by:



Sonya Watson, Chief Administrative Officer



Gregg Furtney Director of Operations

Cally Mann, Municipal Executive Coordinator