

***THE CITY OF VAUGHAN***

***BY-LAW***

**BY-LAW NUMBER XXX-2024**

**A By-law to amend City of Vaughan By-law 1-88, as amended.**

**WHEREAS** the matters herein set out are in conformity with the Official Plan of the Vaughan Planning Area, which is approved and in force at this time;

**AND WHEREAS** there has been no amendment to the Vaughan Official Plan adopted by Council but not approved at this time, with which the matters herein set out are not in conformity;

**NOW THEREFORE** the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. That City of Vaughan By-law Number 1-88, as amended, be and it is hereby further amended by:

a) Adding the definition of “Seasonal Temporary Outdoor Patio” under Part 2.0, Definitions, Part 2.2, Vaughan Metropolitan Centre Definitions and Part 2.3, Carville Centre Definitions as follows:

**“Seasonal Temporary Outdoor Patio:** Means a temporary uncovered area located outside of a building used for the accommodation of patrons of an Eating Establishment, Restaurant or Banquet Hall use.”

b) Deleting paragraph 5.1.1.f)ii) and replacing with the following:

ii) Outdoor Patios and Seasonal Temporary Outdoor Patios shall be permitted within the required landscape strip.

c) Renumbering paragraph “5.1.6 Outdoor Patio” to “5.1.6.1 Outdoor Patio”.

d) Adding a new paragraph 5.1.6.2 to Part “5.1 General Provisions” as follows:

**“5.1.6.2 Seasonal Temporary Outdoor Patio**

A seasonal temporary outdoor patio shall only be permitted as an accessory use to an “Eating Establishment”, “Convenience Eating Establishment”, “Convenience Eating Establishment with Drive-Through”, “Restaurant” or “Banquet Hall”, and only in accordance with the following provisions:

- a) Any lighting facilities illuminating a seasonal temporary outdoor patio shall be arranged so as to deflect light away from adjoining properties and streets;
- b) The use of musical instruments, or other mechanical or electrical music equipment, and dancing, theatrical performances or audiovisual presentations, music concerts and shows, shall not be permitted in areas designated for seasonal temporary outdoor patio use;
- c) A seasonal temporary outdoor patio shall not occupy or obstruct any accessible parking spaces, aisles, loading spaces and vehicular circulation routes for the site;
- d) A seasonal temporary outdoor patio may occupy parking spaces that are not intended for a residential use and are abutting a building which contains an eating establishment, restaurant or banquet hall use to which the seasonal temporary outdoor patio is accessory, and not be separated by aisles, loading spaces or vehicular circulation routes;
- e) In a multi-unit building, a seasonal temporary outdoor patio shall not extend beyond the width of the unit where the eating establishment, restaurant or banquet hall use is located;
- f) A seasonal temporary outdoor patio shall not impede pedestrian or vehicular access to the site;

#### Potential Parking Standards

- g) Additional parking shall not be required for a seasonal temporary outdoor patio;

#### OR A COMBINATION OF PROVISIONS NOTED BELOW, BUT NOT LIMITED TO

- h) A seasonal temporary outdoor patio shall not exceed ##% of the gross floor area of the principal use in conjunction with which the seasonal temporary outdoor patio use is permitted;
- i) A seasonal temporary outdoor patio may occupy no more than # existing parking spaces; and

- j) In a multi-unit building, a seasonal temporary outdoor patio shall not extend beyond the width of the unit where the restaurant or banquet hall use is located.
  - e) A seasonal temporary outdoor patio shall be permitted in any Zone where an eating establishment, restaurant or banquet hall is permitted.
2. Schedules “1” and “2” shall be and hereby form part of this By-law.

Voted in favour by City of Vaughan Council this 22<sup>nd</sup> day of April, 2024.

\_\_\_\_\_  
Steven Del Duca, Mayor

\_\_\_\_\_  
Todd Coles, City Clerk

Authorized by Item No. \_\_\_\_ of Report No. \_\_\_\_ of the Committee \_\_\_\_\_  
Report adopted by Vaughan City Council on April 22<sup>nd</sup>, 2024.  
City Council voted in favour of this by-law on April 22<sup>nd</sup>, 2024.  
Approved by Mayoral Decision MDC XXX-2023 dated \_\_\_\_\_.  
**Effective Date of By-Law: (Mayoral approval date)**

## **SUMMARY TO BY-LAW XXX-2024**

This Amendment applies to all of the lands within the corporate boundaries of the City of Vaughan.

The purpose of this By-law is to permit the use of seasonal temporary outdoor patios for Eating Establishment, Restaurant and Banquet Hall uses on a seasonal basis.

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