

The Corporation of the City of Richmond Hill

By-law 146-20

A By-law Extend Temporary Use By-law 91-20

Whereas the Province of Ontario has issued Ontario Regulation 345/20: ORDER UNDER SUBSECTION 7.0.2 (4) OF THE ACT – PATIOS which provides that this temporary use by-law is exempt from subsections 34 (12) to (14.3), (14.5) to (15) and (19) of the Planning Act and paragraphs 4 and 5 of subsection 6 (9) of Ontario Regulation 545/06 under the Planning Act;

And Whereas By-law 91-20 is a temporary use by-law to provide temporary relief for Outdoor Patios for commercial properties in the City of Richmond Hill until such time as By-law 91-20 expires (the “Temporary Use By-law 91-20”);

And Whereas Temporary Use By-law 91-20 is scheduled to expire on January 1, 2021;

And Whereas subsection 39(3) of the *Planning Act* provides that Council may by by-law grant further periods of not more than three years each during which the temporary use is authorized;

And Whereas Council at its Council Meeting of December 9, 2020, directed that this By-law be brought forward to Council for its consideration;

And Whereas the lands affected by this extending temporary use by-law are situated in the City of Richmond Hill as identified in Schedule A to Temporary Use By-law 91-20;

Now therefore the Council of The Corporation of the City of Richmond Hill enacts as follows:

1. That the period of time that Temporary Use By-law 91-20 is in force and effect shall be hereby extended to January 1, 2022, at which time it shall expire, in accordance with the provisions of Section 39 of the Planning Act, RSO, 1990, c P .13 as amended.
2. This extending temporary use by-law shall expire on January 1, 2022, in accordance with the provisions of Section 39 of the *Planning Act*, RSO, 1990, c P.13 as amended.
3. That upon the expiration of Temporary Use By-law 91-20, as extended by By-law 146-20, the temporary use permissions effected through Temporary Use By-law 91-20, as extended by By-law 146-20, shall be of no further force or effect.

Passed this 9th day of December, 2020.

Dave Barrow
Mayor

Stephen M.A. Huycke
City Clerk

The Corporation of The City Of Richmond Hill

Explanatory Note to By-Law 146-20

By-law 146-20 affects the Subject Lands shown on Schedule "A" to Temporary Use By-law 91-20.

The purpose and effect of this extending temporary use Zoning By-law 146-20 is to extend By-law 91-20 which established temporary uses with appropriate development standards with respect to the establishment and expansion of outdoor patios throughout the City in response to the recent direction from the Province of Ontario to support the resumption of business during the COVID-19 Emergency. This by-law will remain in effect until January 1, 2022.