

AGENDA INFORMATION

Regular Meeting

Date: October 18, 2021

Workshop (open to public)

Date: _____


Dept.
Manager


Director


CAO

**The District of North Vancouver
REPORT TO COUNCIL**

October 5th, 2021

File: 09.3900.20/000.000

AUTHOR: Genevieve Lanz, Deputy Municipal Clerk

SUBJECT: **Bylaw 8532: Fees and Charges (Temporary Outdoor Business Areas)**

RECOMMENDATION:

THAT "Fees and Charges Bylaw 6481, 1992 Amendment Bylaw 8532, 2021 (Amendment 76)" is ADOPTED.

BACKGROUND:

Bylaw 8532 received First, Second and Third Readings on October 4th, 2021. The bylaw is now ready to be considered for Adoption by Council.

OPTIONS:

1. Adopt the bylaw;
2. Give no further Readings to the bylaw and abandon the bylaw at Third Reading; or,
3. Rescind Third Reading and debate possible amendments to the bylaw.

Respectfully submitted,

For 
Genevieve Lanz
Deputy Municipal Clerk

Attachments:

1. Fees and Charges Bylaw 6481, 1992, Amendment Bylaw 8532, 2021 (Amendment 76)
2. Staff Report dated September 16th, 2021

REVIEWED WITH:

- Sustainable Community Dev. _____
- Development Services _____
- Utilities _____
- Engineering Operations _____
- Parks & Environment _____
- Economic Development _____
- Human resources _____

- Clerk's Office _____
- Communications _____
- Finance _____
- Fire Services _____
- ITS _____
- Solicitor _____
- GIS _____

- External Agencies:
- Library Board _____
 - NS Health _____
 - RCMP _____
 - Recreation Com. _____
 - Museum & Arch. _____
 - Other: _____

The Corporation of the District of North Vancouver

Bylaw 8532

A bylaw to amend Fees and Charges Bylaw 6481, 1992

The Council for The Corporation of the District of North Vancouver enacts as follows:

Citation

- 1) This bylaw may be cited as "Fees and Charges Bylaw 6481, 1992 Amendment Bylaw 8532, 2021 (Amendment 76)".

Amendments

- 2) Fees and Charges Bylaw 6481, 1992 is amended as follows:
 - a) by changing the dates under the heading "Liquor Related Applications" in Schedule "B" from October 31, 2021 to June 1, 2022;
 - b) by changing the date under the heading "Development Permit - Minor" in Schedule "B" from October 31, 2021 to June 1, 2022;
 - c) by changing the dates under the heading "Building Permit Fee" in Schedule "B" from October 31, 2021 to June 1, 2022;
 - d) by changing the date in the last row under the heading "Development Permit - Major" in Schedule "B" from October 31, 2021 to June 1, 2022; and,
 - e) by changing the date in the first row under the heading "Permit" in Schedule "B" from October 31, 2021 to June 1, 2022.
- 3) Bylaw 8443, 2020 is amended as follows: by changing the date in section 2(f) from October 31, 2021 to June 1, 2022.

READ a first time October 4th, 2021

READ a second time October 4th, 2021

READ a third time October 4th, 2021

ADOPTED

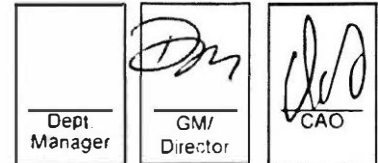
Mayor

Municipal Clerk

Certified a true copy

Municipal Clerk

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting:	Date: <u>October 04, 2021</u>
<input type="checkbox"/> Other:	Date: _____



The District of North Vancouver REPORT TO COUNCIL

Date: September 16, 2021
File: 08.3170.20/513.000

AUTHOR: Dan Milburn, General Manager of Planning, Properties and Permits

SUBJECT: Extension of Temporary Outdoor Business Areas to October 2022 – Covid-19 Recovery

RECOMMENDATIONS:

1. THAT Bylaw 8532, to amend the Fees and Charges Bylaw, be given first, second and third readings.

REASON FOR REPORT:

On June 15, 2020, Council approved Bylaw 8443 which amended the Fees and Charges Bylaw, to establish the bylaw fees and charges associated with Temporary Business Areas at \$0.00 until October 31, 2020. The Provincial Government subsequently extended their Temporary Expanded Service Area (TESA) authorization to October 31, 2021, and on October 5, 2020, Council approved Bylaw 8463 to extend these fee rates until October 31, 2021. Consistent with the Provincial government's most recent extension, this report provides a bylaw amendment to further extend the expiry date of the amended Fees and Charges Bylaw until June 1, 2022, for Temporary Business Areas.

ANALYSIS

On May 22, 2020, the Provincial Liquor and Cannabis Regulation Branch (LCRB) issued Policy Directive no. 20-13 enabling food primary (e.g. restaurants), liquor primary (e.g. pubs), and manufacturing licensees (e.g. wineries, breweries and distilleries) to apply for a Temporary Expanded Service Area (TESA) Authorization. All TESA authorizations were originally set to expire on October 31, 2020. On September 18, 2020, the Province issued Policy Directive 20-26 extending the expiry of the TESA authorizations until October 31, 2021. On June 15, 2021, the Province issued Policy Directive 21-09 further extending the expiry of TESA authorizations until June 1, 2022. As noted by the Province, these amendments will support local governments by providing additional time to review applications where required for permanent expansions to licensed service areas, and also to update any associated policies or requirements. It will also support licensees by providing additional time to apply for a permanent expansion to their service area, and mitigate risks of disruption in the use of the expanded area during the application process.

**SUBJECT: Expansion of Temporary Outdoor Business Areas to October 2022 –
Covid-19 Recovery**

September 16, 2021

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The District has approved 26 Temporary Business Areas both on-site (private property) and off-site (public property, such as road allowances). Businesses continue to look for ways to accommodate physical distancing, the Temporary Outdoor Business Areas increases the size of the existing service areas allowing for increased person/patron capacities. Businesses have expressed that the Temporary Business Areas should be extended, and are looking for innovative ways to attract person/patrons throughout coming fall and winter.

Fees and Charges Bylaw Amendment

The proposed bylaw amendment is included as Attachment 1. The amendment allows for the fees and charges associated with Temporary Outdoor Business Areas to be \$0.00, including any fees that would otherwise be payable for the temporary relocation of activities associated with a business to District road allowance, for the purpose of meeting COVID-19 guidelines established by senior levels of government. The proposed bylaw amendment will expire on June 1, 2022.

Temporary Outdoor Business Area Policy and Guidelines

Staff are reviewing and updating the Zoning Bylaw and administrative and guidelines policy Permanent Outdoor Business Areas for patios and retail spaces both on-site (private property) and off-site (public property).

Staff will contact each business owner that has an approved Temporary Outdoor Business Area, to discuss any changes in the policy and guidelines. The existing permits will be extended until June 1, 2022, if requested by the business owner. Staff will also continue to expedite any new applications for Temporary Outdoor Business Areas.

CONCLUSION

Temporary patio spaces and outdoor business areas are tools for businesses to expand their service areas to fulfil public health objectives for physical distancing. The amendment to the Fees and Charges Bylaw will set the bylaw fees at \$0.00 for Temporary Outdoor Business Areas through to June 1, 2022.

Options:

1. THAT Bylaw 8532, to amend the Fees and Charges Bylaw, be given first, second and third readings; (Staff Recommendation)

OR

2. THAT no further action be taken at this time.

**SUBJECT: Expansion of Temporary Outdoor Business Areas to October 2022 –
Covid-19 Recovery**

September 16, 2021

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Respectfully submitted,



Dan Milburn
General Manager, Planning Properties & Permits

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies:	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch.	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		
<input type="checkbox"/> Review and Compliance	_____	<input type="checkbox"/> Planning	_____		

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