

**From:** "Johnston, Sadhu" <Sadhu.Johnston@vancouver.ca>

**To:** "Direct to Mayor and Council - DL"

**CC:** "City Manager's Correspondence Group - DL"

"Kelley, Gil" <Gil.Kelley@vancouver.ca>

"LaClaire, Lon" <lon.laclaire@vancouver.ca>

"Adcock, Jessie" <Jessie.Adcock@vancouver.ca>

**Date:** 10/26/2020 1:31:01 PM

**Subject:** Memo: - RTS # 14062 - Zoning and Development By-law Amendment to allow Temporary Patios for Businesses on Private Property

**Attachments:** Memo to Mayor and Council- Zoning and Development By-law Amendment to al....pdf

Greetings Mayor and Council,

The Zoning and Development By-law Amendment to allow Temporary Patios for Businesses on Private Property was referred to Public Hearing at Standing Committee on Policy and Strategic Priorities October 7, 2020. At the meeting further information was requested on whether patios on private property enabled through the Zoning and Development By-law change have encroached onto the public realm and impacted sidewalks space. This memo has been prepared in response.

Please find summary below. (RTS #14062)

- In total 79 Patios have been approved on private property and the ZDBL amendment enabled 8 patios to be installed at accessory lounges for brewery, distillery and winery uses. All 79 private patios do not encroach or reduce the amount of usable sidewalk space.
- Patios on public property (curbside or sidewalk) are not controlled through the Zoning and Development By-Law. Any patio on public property must comply with the public realm clearance and accessibility requirements identified in the Temporary Expedited Patio Program Info Guide for patios on public property

Best,

Sadhu

Sadhu Aufochs Johnston | City Manager  
Office of the City Manager | City of Vancouver  
604.873.7627 | [sadhu.johnston@vancouver.ca](mailto:sadhu.johnston@vancouver.ca)

Pronouns: he, him, his



*The City of Vancouver acknowledges that it is situated on the unceded traditional territories of the Musqueam, Squamish, and Tsleil-Waututh peoples.*

## MEMORANDUM

October 23, 2020

TO: Mayor and Council

CC: Sadhu Johnston, City Manager  
Paul Mochrie, Deputy City Manager  
Karen Levitt, Deputy City Manager  
Lynda Graves, Administration Services Manager, City Manager's Office  
Rena Kendall-Craden, Civic Engagement and Communications Director  
Rosemary Hagiwara, Acting City Clerk  
Anita Zaenker, Chief of Staff, Mayor's Office  
Neil Monckton, Chief of Staff, Mayor's Office  
Alvin Singh, Communications Director, Mayor's Office  
Chris Robertson, Assistant Director, City-wide and Regional Planning  
Jessie Adcock, General Manager, Development, Buildings and Licensing  
Lon La Claire, General Manager, Engineering Services  
Paul Storer, Director of Transportation, Engineering Services  
Margaret Wittgens, Deputy General Manager, Engineering Services  
Lisa Parker, Branch Manager, Street Activities, Engineering Services  
Scott Edwards, Manager, Street Use Management, Engineering Services  
Kathryn Holm, Chief Licence Inspector and Director of Licensing and Community Standards

FROM: Gil Kelley  
General Manager, Planning, Urban Design and Sustainability

SUBJECT: Zoning and Development By-law Amendment to allow Temporary Patios for Businesses on Private Property - RTS # 14062

---

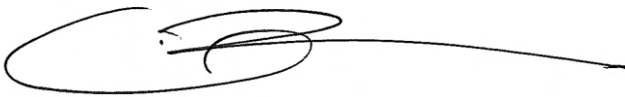
The Zoning and Development By-law Amendment to allow Temporary Patios for Businesses on Private Property was referred to Public Hearing at Standing Committee on Policy and Strategic Priorities October 7, 2020. At the meeting further information was requested on whether patios on private property enabled through the Zoning and Development By-law change have encroached onto the public realm and impacted sidewalks space. This memo has been prepared in response.

Within the Zoning and Development By-law there are restrictions that require some uses to be carried on completely within an enclosed building. On June 30, 2020, Council approved amendments to allow the Director of Planning to permit a use to be carried on outside of a completely enclosed building until October 31, 2020 to enable temporary patios on private

property and a greater number of businesses to benefit from the Temporary Expedited Patio Program (TEPP).

Through TEPP, 79 patios have been approved on private property and 8 of these were enabled through the Zoning and Development By-law amendment on June 30, 2020. The 8 patios were installed at accessory lounges for brewery, distillery and winery uses. All 79 patios located on private property do not encroach onto or reduce the amount of usable sidewalk space. The patios do not occupy spaces where that the public would perceive to be part of the sidewalk.

Through TEPP, 336 patios (approximately 80%) have been approved on public spaces (curbside or sidewalk). These patios would not be impacted by the proposed Zoning and Development By-law amendment referred to Public Hearing, as they are located on street right of way and the Zoning and Development By-law would not apply. For reference, any patio either partially or wholly on a public space, must comply with the public realm clearance and accessibility requirements identified in the 'Temporary Expedited Patio Program Info Guide for patios on public property'. The clearance requirements for these patios are wider than those of standard programs to allow for greater social distancing.

A handwritten signature in black ink, consisting of a large, stylized 'G' followed by a horizontal line that tapers to the right.

Gil Kelley, FAICP  
General Manager, Planning, Urban Design and Sustainability  
604.873.7456 | [gil.kelley@vancouver.ca](mailto:gil.kelley@vancouver.ca)