



Community Planning Regulation and Mobility Committee-Public

Minutes

Date: March 20, 2023
Time: 6:30 pm
Location: Hybrid meeting- virtual and Council Chambers, City Hall

Members Present: Paul Sharman (Chair), Shawna Stolte, Kelvin Galbraith, Lisa Kearns, Rory Nisan, Angelo Bentivegna, Mayor Marianne Meed Ward

Staff Present: Tim Commisso, Brynn Nheiley, Jamie Tellier, Craig Kummer, David Thompson (Audio/Video Specialist), Jo-Anne Rudy (Clerk)

1. **Declarations of Interest:**

None

2. **Statutory Public Meetings:**

The Community Planning, Regulation and Mobility Committee, in accordance with the Planning Act, held Public Meeting No. 4-23 on March 20, 2023, regarding City of Burlington Outdoor Patio Program for 2023. Having considered the oral and written comments received from staff and the public, the Community Planning, Regulation and Mobility Committee approved community planning department report PL-06-23.

2.1 City of Burlington Outdoor Patio Program for 2023 (PL-06-23)

Note: this item will be considered at the March 21, 2023 Council meeting.

Moved by Councillor Galbraith

Enact By-law 2020.455, attached as Appendix A to community planning department report PL-06-23, to permit temporary outdoor patios on private property; and

Waive the fees and requirements for site plan approval and zoning clearance certificate for temporary outdoor patios and temporary tents (structures) on private property until Jan. 1, 2024, and on public property until Oct. 31, 2023; and

Authorize the Executive Director of Community Planning, Regulation and Mobility, working in consultation with the Director of Community Planning, to approve temporary outdoor patios on private property, subject to such criteria and conditions as staff deem appropriate; and

Direct the Director of Community Planning to initiate an application process to implement a plan for the use of public property in Downtown Burlington for temporary outdoor patios; and

Authorize the Executive Director of Community Planning, Regulation and Mobility, working in consultation with the Director of Transportation, to approve temporary outdoor patios for restaurant and/or retail spaces on public property in Downtown Burlington, subject to such criteria and conditions as staff deem appropriate; and

Authorize the Executive Director of Legal Services and Corporation Counsel, working in consultation with the Executive Director of Community Planning, Regulation and Mobility to approve licence agreements or such other agreements or documents as may be required to permit the temporary use of public property for approved temporary outdoor restaurant and/or retail space patios; and

Enact By-law 10-2023, attached as Appendix B to community planning department report PL-06-23 to authorize the Director of Transportation to temporarily restrict the common law right-of-passage for vehicles over certain portions of streets within Downtown Burlington to facilitate the installation of temporary outdoor patios for restaurant and/or temporary retail space and create safe pedestrian passage ways; and

Authorize the Executive Director of Community Planning, Regulation and Mobility to execute any agreements necessary to implement the recommendations set out in community planning department report PL-06-23 in a form satisfactory to the Executive Director of Legal Services and Corporation Counsel and with content satisfactory to the Executive Director of Community Planning, Regulation and Mobility; and

Authorize the Director of Community Planning to grant or revoke such other approvals, consents, agreements or other authorizations and to take any such other steps as may from time to time be required to implement the recommendations set out in community planning development report PL-06-23.

CARRIED

- a. Correspondence from Brian Dean, representing Burlington Downtown Business Association and Burlington Restaurant Association, regarding City of Burlington Outdoor Patio Program for 2023 (PL-06-23)
- b. Staff presentation regarding City of Burlington Outdoor Patio Program for 2023 (PL-06-23)

3. Delegation(s):

- 3.1 TJ Cieciora, Design Plan Services Inc., spoke to the Official Plan and Zoning By-law amendments for 4103 Palladium Way (PL-13-23)

4. Consent Items:

None

5. Regular Items:

- 5.1 Official Plan and Zoning By-law amendments for 4103 Palladium Way (PL-13-23)

Note: this item will be considered at the March 21, 2023 Council meeting.

Moved by Councillor Bentivegna

Approve the application for the Official Plan and Zoning By-law amendments, to allow a five (5) storey Long Term Care Facility building and a six (6) storey Retirement Home building with associated ancillary uses with access to Palladium Way; and

Approve Official Plan Amendment No.134 to the City of Burlington Official Plan, as provided in Appendix C of community planning department report PL-13-23, to permit a Long Term Care Facility and Retirement Home uses; and

Deem that Section 17(21) of the Planning Act has been met; and

Instruct the City Clerk to prepare the necessary by-law adopting Official Plan Amendment No.134 as contained in Appendix C of community planning department report PL-13-23; and

Approve Zoning By-law 2020.454, attached as Appendix D of community planning report PL-13-23, which amends the site-specific “BC1-505” zone of the subject lands; and

Deem that the amending zoning by-law will conform to the Official Plan for the City of Burlington once Official Plan Amendment No.134 is adopted; and

State that the amending zoning by-law will not come into force and effect until Official Plan Amendment No.134 is adopted.

CARRIED

6. Confidential Items and Closed Session:

None

7. Rise and Report from Closed Session:

None

8. Procedural Motions:

None

9. Information Items:

Moved by Councillor Stolte

Receive and file the following two items, having been given due consideration by the Community Planning, Regulation and Mobility Committee.

CARRIED

- 9.1 Staff presentation regarding Official Plan and Zoning By-law amendments for 4103 Palladium Way (PL-13-23)
- 9.2 Delegation material from TJ Cieciora, Design Plan Services Inc., regarding Official Plan and Zoning By-law amendments for 4103 Palladium Way (PL-13-23)

10. Staff Remarks:

11. Committee Remarks:

12. Adjournment:

6:43 p.m. (recessed), 6:53 p.m. (reconvened)

Chair adjourned the meeting at 7:25 p.m.