THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER 03-088

BEING A BY-LAW TO PROVIDE FOR INTERIM CONTROL
OF ROOF-TOP PATIOS

WHEREAS by resolution dated May 12, 2003, Council determined that a review be made of the location, size, and/or occupancy of roof-top patios;

AND WHEREAS in the interim period, it is deemed desirable to regulate the occupancy of roof-top patios prior to the completion of the review and the passage of any related by-law;

AND WHEREAS it is deemed to be in the public interest to establish a period of interim control pursuant to Section 38 of The Planning Act, R.S.O. 1990, c.P.13, as amended.

THEREFORE, THE CORPORATION OF THE CITY OF PETERBOROUGH BY THE COUNCIL THEREOF ENACTS AS FOLLOWS:

1. In this by-law, “roof-top patio” shall mean an unenclosed area, located on the roof of a building, which is used as the whole or a portion of an establishment for the sale of food and/or beverages.

2. No person shall use any land, building or structure within the City of Peterborough for the purpose of a roof-top patio which has an occupant load of more than 60 persons, as determined by reference to Table 3.1.16.1 of the Ontario Building Code.

3. This by-law shall come into force and take effect for a period of six (6) months from the date of passing hereof.

By-law read a first and second time this 20th day of May, 2003

By-law read a third time and finally passed this 20th day of May, 2003

(Sgd.) Sylvia Sutherland, Mayor

(Sgd.) Nancy Wright-Laking, City Clerk