

## TOWN OF LADYSMITH

### BYLAW NO. 2041

#### A Bylaw to Amend "Town of Ladysmith Streets and Traffic Bylaw 1998, No. 1309"

**WHEREAS** pursuant to the *Local Government Act*, the Municipal Council is empowered to amend the Streets and Traffic Bylaw;

**AND WHEREAS** the Municipal Council considers it advisable to amend "Streets & Traffic Bylaw 1998, No. 1309";

**NOW THEREFORE** the Council of the Town of Ladysmith in open meeting assembled enacts as follows:

(1) Part X is amended as follows:

a. Subsection 58(1):

- delete "pays a fee of \$25.00" and deleting the comma after "Schedule "E,"; and
- replace the comma in "Schedule "F"" with a period;

b. Subsection 59(1):

- delete "and pays a fee of \$25.00";

c. Add Section 60:

#### "EXEMPTIONS

60. Notwithstanding subsections 58(2) and 59(2) a business may install a sidewalk patio or retail display, provided that the sidewalk patio or retail display:

- 1) abuts the front of the business;
- 2) unless permission from an adjacent business or property owners has been given, is located directly in front of the business for which it serves;
- 3) extends no farther than 1.5 meters from the front property line of the business;
- 4) is situated on a sidewalk with a slope not exceeding 2% in any direction;
- 5) does not cover or alter the existing grade or surfacing of the sidewalk; and
- 6) allows for a minimum of 1.5 meters of unobstructed, clearly delineated sidewalk area for pedestrian travel."

And renumber subsequent sections and references accordingly;

- (2) Schedule "E" is amended as follows:
  - a. delete "I herewith pay my Sidewalk Permit Application \$25.00 non-refundable portion: (check if received)"
  - b. delete "submit a payment of \$5.00 per m<sup>2</sup> for the approved patio area (Schedule "\_\_\_") and";
- (3) Schedule "G" is amended as follows:
  - a. delete condition 2 and renumber subsequent sections accordingly; and
- (4) Schedule "J" is amended as follows:
  - a. delete "I herewith pay my Retail Display Application \$25.00 non-refundable portion: (check if received)".

**CITATION**

This bylaw may be cited for all purposes as "Town of Ladysmith Streets and Traffic Bylaw 1998, No. 1309, Amendment Bylaw #7, 2020, No. 2041".

READ A FIRST TIME	on the	day of	, 2020
READ A SECOND TIME	on the	day of	, 2020
READ A THIRD TIME	on the	day of	, 2020

ADOPTED PURSUANT TO SECTION 12 OF MINISTERIAL ORDER 139/2020 on the  
 day of , 2020.

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 Mayor (A. Stone)

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 Corporate Officer (D. Smith)