



THE CORPORATION OF THE CITY OF WATERLOO

BY-LAW NO. 2020 –

TEMPORARY USE ZONING BY-LAW CITY OF WATERLOO

SOLER Initiative

WHEREAS:

1. By-law 2018-050 was passed by the Council of The Corporation of the City of Waterloo on September 10, 2018 and, pursuant to an order of the Local Planning Appeal Tribunal dated November 28, 2019 (PL180874), is in full force and effect with the exception of two geographic site specific appeals.
2. Section 39 of the Planning Act R.S.O. 1990 c.P.23 (the “Act”) enables the council of a local municipality to pass a by-law under Section 34 of the Act to authorize the temporary use of land, buildings or structures for any purpose that is otherwise prohibited by the applicable Zoning By-law.
3. The Council of The Corporation of the City of Waterloo deems it desirable to pass this temporary use zoning by-law pursuant to Section 39 of the Act.

THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF WATERLOO ENACTS AS FOLLOWS:

1. Pursuant to subsection 39(1) of the Act, the following uses are temporarily permitted in accordance with the provisions of this by-law:
 - A. Off-street parking areas, LOADING SPACES, and other spaces on Municipal Lands may be temporarily used for any commercial or cultural use.
“Municipal Lands” herein means lands owned or under the control of The Corporation of the City of Waterloo and/or The Corporation of the Regional Municipality of Waterloo.
 - B. Off-street parking areas, LOADING SPACES, and other spaces on non-Municipal Lands may be temporarily used for any use permitted in the zoning applied to said lands.

- C. Temporary OUTDOOR DISPLAY AREAS in any YARD, notwithstanding Section 3.P.1.4 of By-law 2018-050.
 - D. PATIOS and OUTDOOR DISPLAY AREAS may temporarily obstruct and/or eliminate a PARKING SPACE and/or LOADING SPACE, notwithstanding Section 3.P.2.3 of By-law 2018-050.
 - E. PATIOS in YARDS abutting a LOW RISE RESIDENTIAL AREA, notwithstanding Section 3.P.2.2 of By-law 2018-050.
2. Pursuant to subsection 39(2) of the Act, this by-law shall apply to all lands governed by City of Waterloo Zoning By-law 2018-050.
 3. Pursuant to subsection 39(2) of the Act, the temporary use zoning herein shall be in effect until December 31, 2020.
 4. Notwithstanding Clause 3, the temporary use zoning herein may be revoked prior to December 31, 2020 by by-law of The Corporation of the City of Waterloo in relation to one or more properties and/or uses.
 5. Capitalized words and terms herein shall have the corresponding meaning as set out in City of Waterloo Zoning By-law 2018-050.
 6. This by-law shall come into force and effect on the date of its final passing thereof by the Council of the Corporation of the City of Waterloo, subject to the provisions of the Act.

Enacted this _____ day of _____, 2020.

D. Jaworsky, Mayor

O. Smith, City Clerk