



BY-LAW STATUS REPORT

For City Council – December 13, 2021

From: Legal Services

Date: December 06, 2021

Title: By-law No. Z-5.249 – 359 and 365 Smythe Street, Zone Amendment (Fredericton Exhibition LTD.)

Description: By-law No. Z-5.249, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, Adoption of Terms & Conditions, Reading by Summary, Third Reading of By-law No. Z-5.249, by title

FOR CITY COUNCIL ON DECEMBER 13, 2021:

- Adoption of Terms and Conditions
- Reading by Summary
- Third Reading of By-law No. Z-5.249, by title

Additional Information

The purpose of proposed By-law No. Z-5.249 is to amend By-law No. Z-5 under the Institutional Exhibition Zone (IEX) in order to permit the serving of alcohol for special events (the receipt of a permanent “Special Facilities” Liquor License) on the property located at 359 and 365 Smythe Street.

↪ City Council Meeting – December 13, 2021

- Council adopted a resolution referring the application to PAC, authorizing Section 111 advertising, preparation of a by-law to amend the Zoning By-law, and set the date for consideration of objections/support to the proposed by-law.

↪ Planning Advisory Committee Meeting – November 17, 2021

- Staff recommended approval
- PAC recommended approval (1 letter of objection, 1 letter of support received at PAC)

↪ City Council – November 22, 2021

- Receipt of the Planning Advisory Committee Report
- Hearing of Objections/Support (no letters of support/objection received by the City Clerk’s office)
- First Reading of By-law No. Z-5.249, by title
- Second Reading of By-law No. Z-5.249, by title

RECOMMENDATION:

It is recommended that the following resolutions be considered by City Council:

BE IT RESOLVED THAT with respect to an application by Fredericton Exhibition LTD. for a zone amendment of the Institutional Exhibition Zone (IEX) in order to permit the serving of alcohol for special events on the properties located at 359 and 365 Smythe Street as outlined in proposed By-law No. Z-5.249, the Council of the City of Fredericton, pursuant to Section 59(1) of the *Community Planning Act* hereby imposes the attached Terms and Conditions.

BE IT RESOLVED THAT the Council of the City of Fredericton hereby authorizes that By-law No. Z-5.249, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, be read by summary pursuant to Section 15(4) of the *Local Governance Act*.

WHEREAS municipalities may make by-laws pursuant to the *Local Governance Act* and the *Community Planning Act*; and City Council has authorized the reading of By-law No. Z-5.249, by summary;

BE IT RESOLVED THAT the Council of the City of Fredericton hereby reads a summary of the by-law as follows: The purpose of proposed By-law No. Z-5.249 is to amend By-law No. Z-5 under the Institutional Exhibition Zone (IEX) in order to permit the serving of alcohol for special events (Special Facilities License) on the property located at 359 and 365 Smythe Street; and **THAT** the said by-law be given third reading by title.

Prepared by: Vicki Buchanan, Administrative Assistant, Legal Services

Approved by: Michelle Brzak, City Solicitor