

Temporary Patios on Public Land || 2022

To support Kitimat's food and liquor serving premises adhere to the Covid-19 restrictions ordered by the Provincial Health Officer (PHO), Kitimat Council passed a motion to relax the conditions, design guidelines, locations and seasons outlined in the Commercial Use Patios on Public Land for 2022 and waive the application fees (Motion: C21-175).

Commercial businesses will be able to submit an application to build a temporary patio on public lands to help ensure the business can continue to serve their customers. Temporary patios will be permitted until October 31st 2022. Please carefully read through the following information to avoid any potential delays in your application process.

Application Process for Temporary Patios || 2022

1. Download the temporary patio application form from kitimat.ca
2. \$3,000,000 liability insurance, naming the District of Kitimat as additionally insured is required. Contact your insurance company to include the District of Kitimat in your policy and provide that copy of proof with your application.
3. Read the Public Access Agreement Form, which is included in the temporary patio application, and sign at the time of submitting the application.
4. Provide a site plan with dimensions and include:
 - An overview of the property and where the patio space is proposed;
 - Patio entrance location(s) and patron queuing locations
 - Description of furnishings and proposed patio enclosure (design / material)
 - Locations of any District services or utilities (fire hydrants, storm drains, street lights, etc.)
 - Locations of nearby transportation infrastructure (drive aisles, parking lots, bus stops, etc.)
5. Make sure the application form is complete and all the requested information has been provided. Ensure that if you are submitting the application on behalf of the property owner, that the property owner either also signs the form or provides a Letter of Authorization.
6. Completed applications with the supporting documents can be emailed to planning@kitimat.ca or dropped off at the District of Kitimat's front desk. No application fee applies.
7. District staff will try to process your application as quickly as possible. Approval will be from the Director of Planning and the Director of Engineering via email.

General Regulations for Temporary Patios || 2022

1. Temporary patios cannot have:
 - Accessory structures (decking, platforms, enclosures).
 - Increased occupancy of what is permitted in the business license.
 - Drilling or anchoring into the street, boulevard or sidewalk.
 2. The locations of temporary patios must not interfere with District utilities and services or impede in the maintenance of such services by District crews. Examples include fire hydrants, storm water catch basins, light poles, or street signs.
 3. The locations of temporary patios must not create a safety concern for pedestrians, cyclists, or vehicles.
 4. The fencing for temporary patios must ensure that property visibility is maintained by the business patrons, passersby and vehicles. A maximum railing height of 1.5 metre is encouraged to help facilitate this requirement.
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Applicants Must Ensure:

1. Compliance with all applicable orders from the Provincial Health Officer, which includes occupancy, seating configuration, gathering restrictions, etc. Please review the most up-to-date information.
 2. Valid BC liquor license for patio options that allow liquor and that railings are installed and maintained for liquor service areas.
 3. Patios are accessible to people of all abilities (ramps and seating options).
 4. Compliance with all applicable District bylaws.
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Additional Information || 2022

The Temporary Patio application only applies to commercial businesses that want to operate on public lands. If you are a business wanting to construct a temporary patio on private property, then no application is required. Just contact planning@kitimat.ca and provide a brief overview and site plan of your proposed temporary patio, which will be reviewed by the Director of Planning and Building Services to ensure that the patio will not create any safety concerns related to the movement of traffic or pedestrians and with the BC Building Code.

If you are interested in constructing a permanent patio on private land in Downtown Kitimat, then a development permit application is required. Contact planning@kitimat.ca for more information.