



**CITY OF KINGSTON  
REPORT TO COUNCIL**

**Report No.: 10-277**

**TO:** Mayor and Council  
**FROM:** Denis Leger, Commissioner, Transportation, Properties and Emergency Services  
**RESOURCE STAFF:** Sheila Kidd, Director of Transportation Services  
Paula Nichols, Manager of Parking Operations  
**DATE OF MEETING:** September 7, 2010  
**SUBJECT:** **Renewal of Parking Space Agreement – Kingston Brewing Company**

**EXECUTIVE SUMMARY:**

The license agreement with the Kingston Brewing Company for the parking space on Clarence Street is expiring and should be renewed on an annual basis until such time as a comprehensive policy on designated on-street parking and related fees is brought forth for consideration.

**RECOMMENDATION:**

**THAT** Council authorize the Mayor and Clerk to execute a license agreement with the Kingston Brewing Company in a form satisfactory to the Director of Legal Services, for a parking space for the Kingston Brewing Company's historic vehicle at 34 Clarence Street at an annual license fee of \$1,983.71 plus applicable taxes; for a one-year term commencing October 1, 2010; with the option to renew for a further one-year term at an annual increase of 2.5%, it being understood that any further options or agreement would be subject to policy review.

**AUTHORIZING SIGNATURES:**

<p>ORIGINAL SIGNED BY COMMISSIONER</p> <p>_____ Denis Leger, Commissioner of Transportation, Properties and Emergency Services</p>
<p>ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER</p> <p>_____ Gerard Hunt, Chief Administrative Officer</p>

**CONSULTATION WITH THE FOLLOWING COMMISSIONERS:**

Cynthia Beach, <i>Sustainability &amp; Growth</i>	N/R
Terry Willing, <i>Community Services</i>	N/R
Jim Keech, <i>President and CEO, Utilities Kingston</i>	N/R

September 7, 2010

- Page 2 -

---

**OPTIONS/DISCUSSION:**

The Kingston Brewing Company (Brew Pub) has parked their historic red vehicle outside their premises on Clarence Street for approximately fifteen years; the last five years have been under a license agreement with the City. This agreement assists in ensuring access to their laneway for deliveries as they can move the vehicle when necessary. If the space is designated as metered parking, then other vehicles could block their deliveries. The vehicle is also a unique feature on the street.

When the license agreement was established, consideration was given of this long-standing practice to allow for continued access for deliveries through their laneway, while at the same time generating revenue. In 2005, the Brew Pub paid City the equivalent of 50% of the daily meter space rental rate. In 2005, this amounted to \$1,806 annually, which has been adjusted according to the CPI every year.

The current annual payment is \$1,935.33 plus HST. This calculates to \$161.28 plus HST per month. It is recommended that this, plus 2.5%, be established as the new base amount with an annual increase thereafter of 2.5%. This rate is approximately 61% of the daily meter rental rate. The City's monthly rate at the Sheraton garage next door is \$87.55 plus HST, so the Kingston Brewing Company would be paying 184% of the City's neighbouring monthly rate.

The agreement would be for a one-year term with the option for a further one-year renewal upon written agreement of both parties.

In 2011, staff will begin a review of the parking space rental policies and pricing, and licenses will be a part of this review.

**EXISTING POLICY/BY LAW:**

By-law 24 "A by-law for regulating traffic in the highways of the City of Kingston"

By-law 2010-128 "A by-law to regulate parking", Sec. 4.19, Sec. 4.21

**NOTICE PROVISIONS:**

N/A

**ACCESSIBILITY CONSIDERATIONS:**

N/A

**FINANCIAL CONSIDERATIONS:**

The revenues of \$1,935.33 generated by this license agreement have been incorporated in the 2010 budget. With annual adjustments set at 2.5%, it is anticipated that the increase in revenues will cover any increase in costs incurred by the municipality to maintain the area.

**CONTACTS:**

Sheila Kidd, Director, Transportation Services

(613) 546-4291, Ext. 2221

Paula Nichols, Manager, Parking Operations

(613) 546-4291, Ext. 2392

**OTHER CITY OF KINGSTON STAFF CONSULTED:**

Alan McLeod, Senior Legal Counsel

**EXHIBITS ATTACHED:**

Exhibit "A" - Map depicting licensed area



# Clarence Street Parking

Market Square Rink

CityHall

King St

297

216

Market St

20

18

16

47

45

37

Clarence St

285

Licensed Area

200

209

Sheraton Four Points

40

38

194

192

Ontario St

193

189

178

185

35



174

172

Geographic Information Systems  
Important Notice

For illustration purposes only, this map is not intended to provide legal or business advice. This map was compiled using data that is known to contain unspecified errors and omissions. Any reliance on this information is solely at the user's own risk. The Corporation disclaims all liability for any consequences that may result from the unauthorized reproduction or use of this work whatsoever. This is not a Plan of Survey. All information protected by copyright.  
February 09, StreetView