



**CITY OF KINGSTON  
REPORT TO COUNCIL**

**Report No.: 12-314**

**TO:** Mayor and Council

**FROM:** Denis Leger, Commissioner, Transportation, Properties and Emergency Services

**RESOURCE STAFF:** Sheila Kidd, Director, Transportation Services  
Paula Nichols, Manager, Parking Operations

**DATE OF MEETING:** October 2, 2012

**SUBJECT:** **Renewal of Parking Space Agreement – Kingston Brewing Company**

**EXECUTIVE SUMMARY:**

The agreement with the Kingston Brewing Company for the license of the parking space on Clarence St. is expiring and requires renewal.

**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 historic vehicle at 34 Clarence Street at an annual license fee of \$2,094.30 plus applicable taxes; for a two year term commencing October 1, 2012; with a 3% price adjustment for year 2.

**AUTHORIZING SIGNATURES:**

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

**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

**OPTIONS/DISCUSSION:**

The Kingston Brewing Company (Brew Pub) has parked their historic red vehicle outside their premises on Clarence St. for approximately seventeen years; the last seven 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, other vehicles could block their deliveries. Also, the vehicle is a unique feature on the street.

When the license agreement was established in 2005, 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 \$2,033.30, plus HST. It is recommended that the current rate, plus 3% (the directed increase as per Fees & Charges By-law) be established as the new base amount, with an increase of 3% for year two. This calculates to \$174.53, plus HST per month. This rate is approximately 65.5% of the daily meter rental rate. The City's monthly rate at the Four Points Sheraton garage next door is \$96.31, plus HST, so the Kingston Brewing Company would be paying 181% of the City's neighbouring monthly rate.

The agreement would be for a two (2) year term in light of the ongoing review of parking space rental policies, pricing and licenses. Although staff is not recommending a renewal option at this time, it does not preclude the city from entering into future agreements with this business for the designated space.

**EXISTING POLICY/BY LAW:**

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 \$2094.30 generated by this license agreement have been incorporated in the 2013 budget. With annual adjustments set at 3%, it is anticipated that the increase in revenues will cover any increase in costs incurred by the municipality to maintain the area.

**October 2, 2012**

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**CONTACTS:**

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**OTHER CITY OF KINGSTON STAFF CONSULTED:**

N/A

**EXHIBITS ATTACHED:**

Exhibit "A" - Map depicting licensed area



# Clarence Street Parking

EXHIBIT "A"

Market Square Rink

CityHall

King St

297

20

18

16

Market St

216

47

45

37

Clarence St

285

Licensed Area

200

209

Sheraton Four Points

40

38

194

192

Ontario St

193

189

178

185

35

N

174

172

6

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 & 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, Esri/Huber