



**City of Kingston
Report to Council
Report Number 19-009**

To: Mayor and Members of Council
From: Jim Keech, President and CEO, Utilities Kingston
Resource Staff: Sheila Kidd, Deputy Commissioner, Operations - Transportation & Infrastructure Services
Date of Meeting: December 18, 2018
Subject: On-Street Area License Agreement – Kingston Brewing Company

Executive Summary:

The Kingston Brewing Company (KBC) has licensed an on-street area on Clarence Street, adjacent to their laneway, since 2005. The license agreement provides the KBC exclusive use of this area to park their historic vehicle. In addition to providing parking for the vehicle, the licensed area also ensures access to their laneway for deliveries as KBC can move the vehicle when necessary. The existing agreement will expire on December 31, 2018.

The purpose of this report is to seek Council approval to enter into a new license agreement with The Kingston Brewing Company for the on-street area adjacent to the laneway entrance of 40 Clarence Street, attached as Exhibit A.

Recommendation:

That Council authorize the Mayor and Clerk to execute a license agreement with The Kingston Brewing Company for the on-street area adjacent to the laneway, located in front of 40 Clarence Street, for the purpose of parking their historic vehicle for a term of two years, commencing on January 1, 2019, in a form satisfactory to the Director of Legal Services and in accordance with the license fees discussed in Council Report Number 19-009.

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Authorizing Signatures:

ORIGINAL SIGNED BY PRESIDENT & CEO, UTILITIES KINGSTON

**Jim Keech, President and CEO,
Utilities Kingston**

ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER

Gerard Hunt, Chief Administrative Officer

Consultation with the following Members of the Corporate Management Team:

Lanie Hurdle, Commissioner, Community Services	Not required
Desiree Kennedy, Chief Financial Officer & City Treasurer	Not required
Denis Leger, Commissioner, Corporate & Emergency Services	Not required

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Options/Discussion:

The Kingston Brewing Company (KBC) has parked their historic red vehicle outside their premises on Clarence Street for approximately 22 years; the last 13 years have been under a license agreement with the City. The licensed parking area is an on-street area that also serves as an access point to the back entrance of the KBC property. If the KBC does not enter into a license agreement for this area, it is likely the area would be designated as "No Parking" to ensure access to the laneway area for their deliveries. This too can be problematic as vehicles may park illegally and block the access. The license agreement entitles the KBC to park their historic vehicle in this area and move it when access to the rear loading area is required.

When the license agreement was established in 2005, consideration was given to this long-standing practice to allow for continued access for deliveries through their laneway, at the same time generating revenue for the City. In 2005, the KBC paid the City the equivalent of 50% of the daily space rental rate. In 2005, this amounted to \$1,806 annually, which has since been adjusted annually for inflation. Under the existing license agreement, the 2018 fee for this area is set at \$2,500.70 as the fee has been escalating with inflation annually.

It is recommended that the 2019 license fee be set to \$2,575.78 inclusive of HST with an escalation of 3% annually thereafter to reflect the inflationary approach used for other fees and charges.

The current license agreement expires on December 31, 2018. It is recommended that Council approve a new license agreement for a term of two years.

Existing Policy/By-law:

By-law 2010-128 – A By-law to Regulate Parking

Notice Provisions:

Not applicable.

Accessibility Considerations:

Not applicable.

Financial Considerations:

The revenue generated by this license agreement has been incorporated in the 2019 budget. With annual adjustments set at 3%, it is anticipated that the increase in revenues will offset any increase in costs incurred by the municipality to maintain the area.

Contacts:

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Marissa Mascaro, Manager, Parking Services, 613-546-4291, Extension 3125

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Other City of Kingston Staff Consulted:

Kim Leonard, Supervisor, Parking Services

Exhibits:

Exhibit A – KBC Licensed Parking Area on Clarence Street

