



**Committee Meeting of Council  
Wednesday, May 27, 2015 at 6:00 PM  
Council Chambers – City Hall**

**Mayor Clifford Lee Presiding**

**Present:** Deputy Mayor Mike Duffy                      Councillor Terry Bernard  
Councillor Melissa Hilton                      Councillor Jason Coady  
Councillor Mitchell Tweel                      Councillor Edward Rice  
Councillor Terry MacLeod                      Councillor Greg Rivard  
Councillor Bob Doiron                      Councillor Kevin Ramsay

**Also:** Donna Waddell, DCS                      Paul Smith, PC

**Regrets:** Roy Main, CAO

**OPEN**

**1. Resolution – Meet as ‘Committee of the Whole Council’**

**Moved by Councillor Terry Bernard  
Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That Members of Charlottetown City Council meet as a ‘Committee of the Whole’ pursuant to Section 19 (5) of the Charlottetown Area Municipalities Act (CAMA) Cap. C-4.1

**CARRIED 10-0**

**2. Street Vendors Bylaw**

Councillor Coady introduced the agenda item, noting that he suggested to the Mayor this matter be brought to Council as it was a decision made 12 months ago and in the interim five new members have been elected to Council. The amendment that was introduced in May 2014 rolled back the time from 2:30 am to 12 Midnight for those selling hotdogs/sausages on the street. He felt that in fairness to the Council, this should be reviewed again. Councillor Tweel noted that it was his recollection at the time that there was more discussion regarding the decks north and south of Euston Street and the time change may have been overlooked. He also noted that he received and forwarded to all members of Council an email from Hunters Ale House asking that patios be allowed to stay open later creating an equal level playing field. He suggested that if

City Council is going to revisit the timing for the hotdog vendors then Council should be fair to all businesses particularly for those who pay taxes all year round. The Mayor asked the Police Chief to provide more background on the topic. He noted there were six areas in the city covered by the Street Vendors Bylaw – three for push carts and three for food trucks. The amendments to the bylaw had occurred as a result of this new phenomenon (food trucks). The allocated spaces are placed in Schedule “A” of the bylaw to allow for change without having to amend the bylaw.

The Mayor noted that one of the spaces is in a residential zone (Great George St. & Water St.). Upon questioning, Councillor Coady noted that the previous committee received a number of noise complaints regarding push carts. The Police Chief also commented that the reason for the amendments is to have some consistency regarding push carts and food trucks. He further noted that all outdoor decks on public property are closed at 11:00 pm with the exception of Victoria Row. Victoria Row had the first outdoor patio on public property and does not have any pedestrians on the street. Those decks are permitted to be open until 12 midnight. It was noted there is a large outdoor deck on the waterfront but that it is on private property and not regulated by the Police.

The Police Chief noted there are two problems the Committee is addressing 1) noise complaints and 2) after the bars close, people congregating with the potential of fighting. The Police Chief also noted upon questioning that although the bylaw passed last year, a number of the licenses had been issued in advance of the bylaw passing therefore it was inappropriate to apply the new bylaw retroactively. Many of the vendors just heard about the change this year when they applied for renewal.

The Mayor suggested that what he was hearing from Council was there are two distinct areas – commercial and residential. Any food trucks or push carts in the residential area should close at 11:00 pm but in the commercial areas, the clause should be eliminated to restrict time. Council were agreeable. The Mayor asked if it was possible to do both first and second reading of the bylaw at the meeting scheduled for Thursday, May 28. It was the consensus of Council to consider first and second reading of the Street Vendors Bylaw on Thursday. Councillor Tweel asked the Committee to review the rules and regulations regarding patios and decks. Councillor Coady took the request under advisement.

**The meeting adjourned at 6:45 PM**