

**CITY HALL
WINDSOR, ONTARIO
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CAO APPROVAL

The Acting Chief Administrative Officer approved the following recommendation:

Report Number: CAO 108/2022

Approved: May 10, 2022

That the application from the *Walkerville Business Improvement Association* for permission to occupy a portion of the public right-of-way for the purpose of conducting four *sidewalk sales* throughout the 2022 season, on Wyandotte Street East from Gladstone Avenue to Devonshire Road, Lincoln Road to Anchor Coffee and along the west side of Argyle Road to Brant Street, on the following four dates: Saturday May 21st (Rain Date - May 28th), Saturday June 18th (Rain Date - June 25th), Saturday September 10th (Rain Date - September 17th), Saturday October 22nd, (Rain Date - October 29th) from 10:00 a.m. to 5:00 p.m. **BE APPROVED**, subject to the following conditions:

1. Booths are to be constructed to the satisfaction of the City Engineer and occupy not more than one-third of the sidewalk (maintaining a 4'-0" minimum unobstructed aisle way for pedestrians) on the understanding that the owners and occupiers of the booths will restrict the size of their booths to the widths of their respective frontages, and that such booths and counters will not be positioned on the public sidewalk earlier than one (1) hour prior to commencement of the sale on the approved day and hour, and removed from there by no later than one (1) hour after approved time for that day. The area within a ten (10) foot radius of all fire hydrants to remain unobstructed at all times.
2. Indemnify the City of Windsor against all claims which may arise by reason of its occupying sections of the public right-of-way herein before listed and file with the Corporation a Certificate of Insurance evidencing proof of Commercial General Liability insurance with limits of at least \$2,000,000.00 per occurrence, with an endorsement naming the Corporation of the City of Windsor as an additionally insured, and including cross liability and 30 days notice of cancellation provisions.
3. Comply with the requirements of the Windsor-Essex County Health Unit respecting the sale of any food as well as the Regulations under the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020* and any other relevant legislations, as



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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well as any Public Health Directives issued by the local Medical Officer of Health.

4. Repair, replace and clean the public sidewalk and any other public property upon completion of the sale days, to the satisfaction of the City Engineer.
5. The applicant agrees to obtain one Street Opening Permit for the 2022 season, at a cost of \$212.00, complete with inspections for all four sidewalk sales at a cost of \$66.00 per additional inspection.
6. Prior to permit issuance, deposit the sum of \$1,000.00, for any clean up that may be required by Public Works.
7. Roaming entertainment (musicians, clowns, magicians, etc.) is not included as a part of this permit.

Report Number: CAO 108/2022
Clerk's File: MI2022

Anna Ciacelli

Deputy City Clerk/Supervisor of Council Services
May 12, 2022

Department Distribution

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