REPORT OF THE

STANDING POLICY COMMITTEE ON PUBLIC WORKS

DATED MAY 9, 2000

On motion of Councillor Angus, the Report of the Standing Policy Committee on Public Works, dated May 9, 2000, was considered clause by clause.

Moved by Councillor Angus,
That the Consent Agenda, Clauses 3 and 4, be adopted.

Carried.

Amendment to Sewer By-law No. 7070/97 -
Large Volume Sewer Discount Adjustment
File WW-2.3 (Vol. 15)

624 - 1. Council, at its meeting held on May 27, 1996, concurred in the recommendations of the Executive Policy Committee with respect to the proposed relocation and expansion of the J.M. Schneider Plant, including the following:

" I.iii) That as part of the City's economic development strategy, a policy review of industrial sewer rates be undertaken with the view to achieve a targeted sewer rate for large volume users of $3.00/1,000 gallons (1996 dollars) by incrementally reducing the 1997 rate of $4.592/1,000 gallons (as per current Winnipeg City Council Policy) to said target, adjusted for inflation, over the five year period, from 1998 to 2002, and that the detailed implications of this policy direction be presented to the Committee on Works and Operations."

Pursuant thereto, the Director of Water and Waste submitted a report to the Standing Policy Committee on Public Works for its consideration, whose recommendation was amended by Executive Policy Committee recommendation and adopted by Council on January 26, 2000. At that time, Council directed:

" II. That, effective July 1, 2000, a discount sewer rate be provided in support of economic development for large users in accordance with the following guidelines:

a) The industry must contribute to the wealth of the community. Exports (out of the City) must account for at least 25% of revenues.

b) The industry must be one that, in the opinion of the Director of Water and Waste, could reasonably locate (in the case of a new industry) in another competitive city or could have reasonably located (in the case of an existing industry) in another city but had already chosen Winnipeg.

c) Discounts would apply to industries that use over $100,000.00 in sewer services annually.

d) The discount would be 30% of the charges over $100,000.00.

e) Discounts would apply to sewer volume charges and sewer strength surcharges.

IV. That the discount policy be reviewed after five years with a view to phasing it out if Winnipeg sewer rates become more competitive at that time."

The corresponding draft by-law has been prepared by representatives of the Water and Waste Department and Legal Services Division, based on the guidelines approved by Council on January 26, 2000, with the exception of guideline b) above. In the opinion of the Legal Services Division, this guideline would not be legally defensible as it is not a criteria that could be objectively measured when assessing an applicant's eligibility for the discount. The guideline has therefore been redrafted to read as follows:

Report of the Standing Policy Committee on Public Works dated May 9, 2000

" b) the nature of business or undertaking of the owner or occupant is limited to the manufacture, fabrication, assembly or processing of goods and materials at premises located within the City."

This criteria targets the nature of a customer's business and the intent is consistent with the original guideline.

The Water and Waste Department and Legal Services Division therefore recommend:

I. That Council approve amendments to Sewer By-law No. 7070/97, to include:

A) Addition of a new section 42.1 Large Volume Sewer Discount Adjustment, as follows:

42.1 Large Volume Sewer Discount Adjustment

Any *person* may receive a large volume sewer discount adjustment as listed in Schedule "A" subject to meeting all of the following criteria:

1) the *owner* or occupant uses over the base amount shown on Schedule "A" in sewer services (uniform sewer rate and/or over strength wastewater surcharge) in a calendar year; and

2) the *owner* or occupant makes application on a yearly basis by March 15 following the calendar year in which the discount is being requested; and

3) sales outside of the *City* must account for at least twenty-five (25%) percent of the *owner's* or occupant's sales on a calendar year basis. The *owner* or occupant, at their own expense and to the satisfaction of the *Sewer Utility*, must provide an audited statement of sales outside of the *City* and total sales on a calendar year basis, as verified by an independent accounting professional, authorized to provide such opinions in the Province of Manitoba; and

4) the nature of business or undertaking of the *owner* or occupant is limited to the manufacture, fabrication, assembly or processing of goods and materials at *premises* located within the *City*; and

5) an *owner* or occupant is not in default under the Sewer By-law or the Water Works By-law.

The *Sewer Utility* may credit the discount annually. A discount credit will be applied directly to the *owner's* or occupant's sewer services account.

B) Revisions to Schedule "A" of By-law No. 7070/97 as follows:

SCHEDULE "A"

18. Large Volume Sewer Discount Adjustment – Section 42.1

Thirty (30%) percent discount on the total dollar value of sewer services (uniform sewer rate and/or over strength wastewater surcharge) in a calendar year over and above the first one hundred thousand ($100,000.00) dollars of billed services (the "base amount").

which shall come into force and effect on July 1, 2000.

A financial impact statement has not been prepared as it is difficult to estimate the rate of future economic development in Winnipeg. The introduction of a sewer discount for large volume users is expected to cost the Sewer Utility approximately $0.5 million in 2000. The Water and Waste Department estimates that in 2001 onward, economic development will result in incremental revenues greater than or equal to the cost of providing the sewer discount and the financial impact will be nil or positive.

In June, 2000, a letter and application form will be forwarded to approximately 50 customers in June, 2000, who the Water and Waste Department believes will be interested in learning more about the program and their potential eligibility for the large volume sewer discount.

Due to a tie vote, the Standing Policy Committee on Public Works submits same to Executive Policy Committee and Council without recommendation.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

The Executive Policy Committee concurs in the Administrative recommendations, namely:-

I. That Council approve amendments to Sewer By-law No. 7070/97, to include:

A) Addition of a new section 42.1 Large Volume Sewer Discount Adjustment, as follows:

42.1 Large Volume Sewer Discount Adjustment

Any person may receive a large volume sewer discount adjustment as listed in Schedule "A" subject to meeting all of the following criteria:

1) the owner or occupant uses over the base amount shown on Schedule "A" in sewer services (uniform sewer rate and/or over strength wastewater surcharge) in a calendar year; and

2) the owner or occupant makes application on a yearly basis by March 15 following the calendar year in which the discount is being requested; and

3) sales outside of the City must account for at least twenty-five (25%) percent of the owner's or occupant's sales on a calendar year basis. The owner or occupant, at their own expense and to the satisfaction of the Sewer Utility, must provide an audited statement of sales outside of the City and total sales on a calendar year basis, as verified by an independent accounting professional, authorized to provide such opinions in the Province of Manitoba; and

4) the nature of business or undertaking of the owner or occupant is limited to the manufacture, fabrication, assembly or processing of goods and materials at premises located within the City; and

5) an owner or occupant is not in default under the Sewer By-law or the Water Works By-law.

The Sewer Utility may credit the discount annually. A discount credit will be applied directly to the owner's or occupant's sewer services account.

B) Revisions to Schedule "A" of By-law No. 7070/97 as follows:

SCHEDULE "A"

18. Large Volume Sewer Discount Adjustment – Section 42.1

Thirty (30%) percent discount on the total dollar value of sewer services (uniform sewer rate and/or over strength wastewater surcharge) in a calendar year over and above the first one hundred thousand ($100,000.00) dollars of billed services (the "base amount").

which shall come into force and effect on July 1, 2000.

II. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

Moved by Councillor Angus,
That the clause be considered.

Carried.

Moved by Councillor Angus,
That the recommendation of the Executive Policy Committee be adopted.

The recommendation of the Executive Policy Committee was put.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

Councillor Smith called for the yeas and nays, which were as follows:-

Yea: Councillors Lazarenko, Angus, Clement, De Smedt, Gerbasi, Lubosch, Steek, Thomas, Vandal, Eadie and O'Shaughnessy. 11

Nay: Councillors Golden, Smith and Timm-Rudolph. 3

and the recommendation of the Executive Policy Committee was declared carried.

Rates - City of Winnipeg Off-Street Public Parking File ST-8 (Vol. 11)

625 - 2. The Standing Policy Committee on Public Works has been advised that the following rates for off-street parking have been recommended for implementation effective June 1, 2000, for monthly parking and June 5, 2000, for casual parking at Winnipeg Square. Rate increases for the Centennial Library and Civic Centre Carparks are recommended for implementation September 1, 2000, for monthly parking and September 5, 2000, for casual parking.

The projected parking revenues contained the approved 2000 Current Estimates for the Planning, Property and Development Department are predicated on approval of the recommended rates, and reflect the most recent market analysis performed. All parking rates and utilization of the facilities are monitored by the Administration.

WINNIPEG SQUARE						
	1995	1996	1997	1998	1999	Proposed
Gross Revenues	$1,497,319	$1,582,595	$1,613,390	$1,576,973	$1,668,950	
% Monthly	70.0	66.1	65.0	**61**	**68**	
Rates:						
First half hour	$0.75	$0.75	$0.80	$0.80	$0.80	$0.80
Second half hour	$0.75	$0.75	$0.80	$0.80	$0.80	$0.80
Additional hours	$1.40	$1.45	$1.50	$1.50	$1.50	$1.50
Daily maximum	$7.00	$7.20	$7.50	$7.50	$7.50	$9.00
Evenings	$3.25	$3.25	$3.50	$3.50	$3.50	$3.50
Monthly	$115.00	$118.00	$118.00	$118.00	$118.00	$125.00

GST INCLUSIVE

Consistent with the previously approved rate structures for the Winnipeg Square Car Park, the rates proposed are near that of similar facilities serving the office towers of Portage and Main. Other factors considered were inflation since the previously implemented rates, and the desire to maintain 15% of the 978 stalls in the facility for short term or customer parking. The only changes recommended are to the rates for monthly parking and to the daily maximum total for casual parking.

CENTENNIAL LIBRARY						
	1995	1996	1997	1998	1999	PROPOSED
Gross Revenues	$365,183	$415,186	$443,633	$498,729	$638,737	
% Monthly	62.2	61.2	70	74	77	
Rates:						
First half hour	$0.55	$0.55	$0.50	$0.50	$0.50	$0.50
Second half hour	$0.55	$0.55	$0.50	$0.50	$0.50	$0.50
Additional half hour	$0.60	$0.60	$0.50	$0.50	$0.50	$0.50
Daily maximum	$6.45	$6.45	$6.75	$6.75	$6.75	$8.00
Evening	$3.25	$3.25	$3.25	$3.25	$3.25	$3.25
Monthly	$100.00	$100.00	$100.00	$100.00	$100.00	$103.00

GST INCLUSIVE

Report of the Standing Policy Committee on Public Works dated May 9, 2000

Considering there have been recent significant increases in surface lot monthly rates in the immediate area, and also that the Centennial Library Car Park has both ingress and egress to north and south bound traffic as well as a direct connection to the skywalk system, rates changes have been recommended to the monthly and daily maximum rates. This provides a near inflationary increase while not making the monthly rate significantly higher than the surface lots in the area.

CIVIC CENTRE						
	1995	1996	1997	1998	1999	PROPOSED
Gross Revenues	$430,016	$459,567	$440,628	$421,709	$381,989	
% Monthly	65.6	66.7	68.6	71.9	69.7	
Rates:						
First half hour	$0.55	$0.55	$0.60	$0.60	$0.60	$0.60
Second half hour	$0.55	$0.55	$0.60	$0.60	$0.60	$0.60
Additional half hour	$0.60	$0.60	$0.60	$0.60	$0.60	$0.60
Daytime maximum	$5.50	$5.65	$6.00	$6.00	$6.00	
Daily maximum						$7.00
Evening	$2.25	$2.25	$2.25	$2.25	$2.25	$2.50
Motorcycles	$2.75	$2.85	$3.00	$3.00	$3.00	$3.00
Monthly	$70.00	$72.00	$73.00	$73.00	$73.00	$75.00

GST inclusive

With 450 stalls at this facility, there are currently 436 monthly renters, including the 117 stalls rented by the Winnipeg Police Service on the fourth floor. This ratio of monthly customers to capacity still allows for casual customer parking for both the City Hall and Public Safety Building facilities by having monthly parking locations being unassigned. The change to a daily maximum from a daytime maximum, makes the Civic Centre Car Park rate structure consistent with that of the industry. An increase in the evening rate continues to place the Civic Centre Car Park midway to those facilities utilized by patrons of the Centennial Concert Hall, Pantages Playhouse Theatre and Manitoba Theatre Centre.

A financial impact statement for this proposal has been prepared in accordance with the recommendation contained in a report dated November 18, 1997, submitted to and concurred in by the Standing Committee on Fiscal Issues on November 24, 1997.

Pursuant to its deliberations thereon, the Standing Policy Committee on Public Works concurred in the administrative recommendations, as amended, and approved the following rates for off-street parking effective September 1, 2000, for monthly parking and June 5, 2000, for casual parking, namely:

WINNIPEG SQUARE		
	Current [1997 APPROVED]	New [2000 APPROVED]
First Half Hour	$0.80	$0.80
Second Half Hour	$0.80	$0.80
Additional Hours	$1.50	$1.50
Daily Maximum	$7.50	$9.00
Evenings	$3.50	$3.50
Monthly	$118.00	$150.00
CENTENNIAL LIBRARY		
	Current [1997 APPROVED]	New [2000 APPROVED]
First Half Hour	$0.50	$0.50
Second Half Hour	$0.50	$0.50
Additional Half Hour	$0.50	$0.50
Daily Maximum	$6.75	$7.50
Evenings	$3.25	$3.25
Monthly	$100.00	$110.00

Report of the Standing Policy Committee on Public Works dated May 9, 2000

CIVIC CENTRE CAR PARK		
	Current [1997 APPROVED]	New [2000 APPROVED]
First Half Hour	$0.60	$0.60
Second Half Hour	$0.60	$0.60
Additional Half Hour	$0.60	$0.60
Daytime Maximum	$6.00	
Daily Maximum		$7.00
Evenings	$2.25	$2.50
Motorcycles	$3.00	$3.00
Monthly	$73.00	$75.00
STRADBROOK AND OSBORNE		
	Current	New
Two Hour Meters - 15 Minutes	$0.25	$0.25
MAIN AND MCDERMOT		
Two Hour Meters - 15 Minutes	$0.25	$0.25

GST INCLUSIVE

and submits same to Council for information.

A copy of the documents referred to in the above clause are on file in the office of the City Clerk.

The Executive Policy Committee concurs with the off-street parking rates approved by the Standing Policy Committee on Public Works with the following amendments, namely, that the rates for monthly parking in the Winnipeg Square and Centennial Library be adjusted with a phased-in approach as follows:

	2000	*2001*
Winnipeg Square	*$135/month*	*$145/month*
Centennial Library	*$105/month*	*$110/month*

Moved by Councillor Angus,

Adoption of the clause.

In amendment,

Moved by Councillor Eadie,

That the recommendation of the Executive Policy Committee be adopted.

The recommendation of the Executive Policy Committee was put and declared carried.

Councillor Golden asked to be recorded as having voted against the recommendation of the Executive Policy Committee, in accordance with Rule 50.7 of the Procedure By-law.

The motion for the adoption of the clause, as amended, was put and declared carried.

Councillor Golden asked to be recorded as having voted against the clause, as amended, in accordance with Rule 50.7 of the Procedure By-law.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

Fairfield Park Local Improvement District
Files DASZ 44/74, SL (2000) (Vol. 1)
and SL-1 (Vol. 21)

626 - 3. On May 9, 2000, the Standing Policy Committee on Public Works considered the following motion forwarded by the Riel Community Committee, namely:

WHEREAS funds were approved in December, 1999 in the amount of $550,000.00 to be utilized "to complete the detailed design of municipal services and finalize the negotiations for the required land acquisitions in order that more precise servicing costs and levies can be determined and to cover advertising and mailing costs for the approval process to continue to the implementation By-law stage for the Fairfield Park Local Improvement District";

AND WHEREAS a Request for Proposals (RFP) was initiated in February, 2000;

AND WHEREAS the successful consultant, Wardrop Engineering Inc., was awarded the contract in March, 2000;

AND WHEREAS the consultant has made a proposal to provide additional consulting services for investigation and implementation of modifications to the development layout and for financial, staging and marketing consultation for the residents;

AND WHEREAS the residents of the Fairfield Park area support the modification of the engineering assignment to include these additional services;

AND WHEREAS due to the low fees included in the original proposal, sufficient funds remain in the budget for these additional services;

NOW THEREFORE BE IT RESOLVED that Council give its approval to expand the terms of reference for the use of the funds budgeted for the consultant services for the Fairfield Park Local Improvement District to include funding for the investigation and implementation of modifications to the development layout and to provide consultation to the residents with respect to the financial, staging and marketing aspects of the development.

and submits same to Council for favourable consideration.

Adopted by consent.

Access to an Existing Gas Bar Located at
3011 Portage Avenue
File SC-1(31) (Vol. 3)

627 - 4. The Standing Policy Committee on Public Works has been advised that an application has been received from CTM Design Services Ltd., for the construction of a private approach on the north side of Portage Avenue, west of Sturgeon Road.

This application is non-conforming under The City of Winnipeg Private Approaches By-Law No. 6546/95, Section 3, Subsection (4), which states:

> *"(4) No approach shall be constructed, erected or installed on any of the streets or portions of streets set forth in Schedule 2 hereto, except where two separate directional approaches, one for access to, and one for egress from the property, may be constructed where the property to be served has sufficient frontage to permit such approaches to be located in such a manner as to comply in all respects with the provisions of Section 8 of this by-law."*

This section of Portage Avenue is contained within Schedule 2 of the By-law, and contains a 15.2 metre eastbound roadway, a 1.0 metre median and a variable westbound roadway, within a 39.6 metre right-of-way. It carries approximately 13,700 westbound and 17,200 eastbound vehicles in a typical twelve hour weekday period between 07:00 and 19:00.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

Although the site is currently occupied with an Esso service station, the applicant wishes to reconstruct the entire site with a four island gas bar and a separate building for a car wash. This site is currently served by two bi-directional private approaches on the west side of Sturgeon Road with one angular "entrance only" private approach and one bi-directional private approach on the north side of Portage Avenue.

The applicant is proposing to remove one of the private approaches on the west side of Sturgeon Road and modify the existing angular "entrance only" private approach on Portage Avenue to a bi-directional private approach. This modification on Portage Avenue is necessary for fuel tankers to exit the site properly, as the height of the trucks is too high to drive under the proposed canopy. The Private Approaches By-Law requires that angular "entrance only" and angular "exit only" private approaches be constructed on this section of Portage Avenue.

The Public Works Department does not expect that this non-conforming private approach will cause any traffic operating problems on either Sturgeon Road or Portage Avenue.

There is no financial impact or cost to the City if this non-conforming private approach is approved.

The Standing Policy Committee on Public Works recommends:

I. That the application for the construction of one 9.5 metre private approach on the north side of Portage Avenue, west of Sturgeon Road, be approved as shown on Drawing No. A-9383.

II. That the City Solicitor/Manager of Legal Services be instructed to prepare for submission to Council, an amendment to Schedule 2 of the Private Approaches By-law No. 6546/95.

III. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

A copy of the documents referred to in the above clause are on file in the office of the City Clerk.

Adopted by consent.

Skateboarding in the City of Winnipeg
File ST-7.2 (Vol. 14)

628 - 5. Prompted by an increased community interest in skateboarding opportunities, by-laws and regulations, the Standing Policy Committee on Protection and Community Services, at its meeting held on April 10, 2000, considered the matter of skateboarding within the City of Winnipeg. Following its deliberations thereon, the said Committee recommended that the Standing Policy Committee on Public Works give favourable consideration to amending the City of Winnipeg Traffic By-law No. 1573/77 and Streets By-law No. 1481/77 to allow skateboarding on City sidewalks, subject to restrictions.

In its report to the Standing Policy Committee, the Administration advises that on February 5, 1996, the former Committee on Protection, Parks and Culture considered a report with respect to skateboarding and a proposed By-law amendment to allow skateboarding on residential sidewalks. Pursuant thereto, the Administration was requested to review and report back on the feasibility, liability and enforcement aspects of skateboarding. The matter was also referred to the former Committee on Works and Operations for its consideration.

On March 4, 1996, the Administration provided a report which included an interpretation from Legal Services that stated there were no legal impediments or liability issues related to the proposed by-law amendments. Moreover, the Access Advisory Committee recommended further study and consultation on the issue and, accordingly, the matter was laid over pending receipt of further information.

On March 5, 1996, the former Committee on Works and Operations also considered the said administrative report, and did not concur with the proposed by-law amendments. Correspondence from the Access Advisory Committee on March 28, 1996 and February 7, 1997, advised the Administration of its continued objection to permitting skateboards on public sidewalks.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

Further thereto, the former Committee on Protection, Parks, and Culture at its meeting held on October 6, 1997, considered a report from the then Commissioner of Protection, Parks and Culture dated September 18, 1997, which recommended:

- That the City of Winnipeg Traffic By-law No. 1573/77 be amended through the addition of a provision permitting the use of skateboards on residential sidewalks; and,

- That the Parks and Recreation Department undertake the solicitation of private sponsorship for the subsequent production of an educational pamphlet promoting the safe and courteous use of skateboards.

Separate motions were put forth on the above recommendations, the result being a tie vote on each. The motions were then declared lost in accordance with Rule 58 of the Procedure By-law.

Presently, skateboard usage is identified in both the City of Winnipeg Traffic By-law No. 1573/77 and Streets By-law No. 1481/77, as follows:

Traffic By-law No. 1573/77

> *" COASTERS, SKATEBOARDS, ETC., PROHIBITED ON ROADWAYS*
>
> *6. No Person shall ride upon or use any coaster, skateboard, sleigh, skis, skates, toy vehicles, or similar devices on a roadway."*

The definition of "roadway" is found in The Highway Traffic Act (HTA) – "only that part of the 'highway' which is intended for vehicle traffic."

The Winnipeg Police Service has interpreted that the Traffic By-law suggests "You cannot skateboard on the roadway but you are allowed to skateboard on sidewalks".

Streets By-law No. 1481/77

> *" COASTING*
>
> *2.12 No Person shall slide, coast, toboggan, or use or ride any skateboard or similar device upon, onto, or over a street."*

The Streets By-law defines "street" as equivalent to "highway" as defined in the HTA.

The definition of "highway" in the HTA is "any place or way, including any structure forming part thereof, which or any part of which the public is ordinarily entitled or permitted to use for the passage of vehicles, with or without fee or charge thereof, and included all the space between the boundary lines thereof; but does not include any area designated or intended, and primarily used, for the parking of vehicles and necessary passageways thereon."

Of note "all the space between the boundary lines thereof" includes the "sidewalk." This would indicate that you cannot skateboard on City sidewalks that fall within the boundaries of a "highway".

As outlined above, the Streets By-law and Traffic By-law are conflicting and inconsistent in their interpretation of highway, street and roadway definitions, and the application of skateboards within the terminology.

On February 9, 2000, various Civic Departments, as well as the Access Advisory Committee and the Downtown Winnipeg BIZ, were consulted for a contemporary assessment of the issue of skateboarding in the City of Winnipeg from their unique perspectives. A summary of the written responses received is provided in Appendix "A" hereto.

In addition, a number of Canadian and American cities were surveyed to review their approach to the skateboard issue including any by-laws or regulations specifically adopted to address this topic, as outlined in the table provided and identified as Appendix "B" hereto. In summary, the regulation of skateboards has evolved over the years. When skateboards were first introduced in the mid-1960's, some cities enacted laws prohibiting their use. More recently, because skateboard use has increased, some cities have enacted ordinances prohibiting skateboards in Downtown and other high pedestrian traffic areas and/or designated specific areas where skateboard use would be allowed. A number of cities have developed skateboard parks to provide locations for skateboarding, while at the same time establishing restrictions on the use of skateboards on public streets, sidewalks and/or city parks. Other common provisions of

Report of the Standing Policy Committee on Public Works dated May 9, 2000

skateboard ordinances include prohibition of negligent operation, parental responsibility stipulations, and requirements to obey traffic regulations.

In reviewing the by-laws of three prominent Canadian cities, only Edmonton prohibits skateboarding altogether on sidewalks. In Toronto, skateboarding and in-line skating are allowed on some sidewalks and not allowed on others depending on the level of government responsible for the adjacent roadways. Where skateboarding and in-line skating are not allowed on the sidewalks they are allowed on the adjacent roadways. Civic officials indicate that it is presently a very conflicting situation which they are hoping to rectify by consolidating their by-laws in the near future.

The City of Calgary by-laws allow skateboarding on sidewalks except in the central traffic zone (Downtown area). Calgary officials indicate they have experienced few problems on sidewalks since the by-law was changed in September 1998, but continue to encounter problems with skateboarders in city parks and other public areas. In response to these concerns they are considering tough new laws to regulate delinquent skateboarding and proposing a proactive solution through the development of a large new skateboard park. Likewise, over 30 cities have created skateboard parks or facilities to provide a venue for this activity. Some locations are multi-use facilities which also schedule in-line skating and BMX bicycle opportunities.

In Winnipeg, there is currently one year round private indoor facility with limited capacity. The Community Services Department also operates two seasonal indoor locations, and an additional portable outdoor skateboard park will be available for special events this summer.

The following options were provided by the Administration for skateboarding within the City of Winnipeg, namely:

OPTION 1

That the City of Winnipeg By-law Nos. 1573/77 and 1481/77 be amended and/or deleted to allow skateboarding on sidewalks subject to the following restrictions:

1. No skateboarding on regional street sidewalks.
2. No skateboarding adjacent to or fronting on a place of business.
3. Skateboarding on sidewalks be used as a mode of transportation only. Trick skating and the use of equipment to perform tricks shall not be permitted.
4. Skateboarders shall practice courteous, defensive operating, giving due consideration to pedestrians and must have the skateboard under control at all times. Skateboarders must dismount when approaching pedestrians.

Note: This option with its restrictions would satisfy the majority of concerns of those surveyed. Consideration of this option would necessitate a public information program on the safe and respectful use of city sidewalks by all users including skateboarders, in-line skaters and pedestrians.

OPTION 2

That the status quo remain and skateboarding not be allowed on sidewalks.

OPTION 3

That the status quo remain and skateboarding not be allowed on sidewalks. That the Streets By-law and the Traffic By-law be reviewed in order to remove and clarify any contradiction between the two.

Notably, Option 1 includes a recommendation for developing a public education campaign with associated costs for posters, pamphlets and advertisements totaling $3,750.00. It is proposed that the Community Services Department pursue the necessary funding for this campaign through a corporate sponsorship initiative.

Pursuant to its deliberations thereon, the Standing Policy Committee on Public Works concurred in the recommendations of the Standing Policy Committee on Protection and Community Services and recommends:

I. That the City of Winnipeg Traffic By-law No. 1573/77 and Streets By-law No. 1481/77 be amended to allow skateboarding on sidewalks, subject to the following restrictions:

    1. No skateboarding on regional street sidewalks.

Report of the Standing Policy Committee on Public Works dated May 9, 2000

2. No skateboarding adjacent to or fronting on a place of business.
3. Skateboarding on sidewalks be used as a mode of transportation only. Trick skating and the use of equipment to perform tricks shall not be permitted.
4. Skateboarders shall practice courteous, defensive operating, giving due consideration to pedestrians and must have the skateboard under control at all times. Skateboarders must dismount when approaching pedestrians.
5. Negligent operation of skateboards on sidewalks is unlawful and administrative code prohibits reckless operation of skateboards.

II. That the Community Services Department undertake a public education campaign with respect to skateboarding on sidewalks in the City of Winnipeg, to include posters, pamphlets and advertisements, and pursue funding for this campaign through a corporate sponsorship initiative.

III. That the City Solicitor/Manager of Legal Services be instructed to prepare for submission to Council, amendments to the Traffic By-law No. 1573/77 and Streets By-law No. 1481/77, respectively.

IV. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing, including the execution of any documents related thereto.

A copy of the documents referred to in the above clause are on file in the office of the City Clerk.

The Executive Policy Committee recommends that Recommendation I.5 be deleted inasmuch as there is no Administrative Code to base this recommendation on.

Moved by Councillor Angus,
Adoption of the clause.

In amendment,

Moved by Councillor Angus,
That the recommendation of the Executive Policy Committee be adopted.

The recommendation of the Executive Policy Committee was put and declared carried.

The motion for the adoption of the clause, as amended, was put and declared carried.

STANDING POLICY COMMITTEE ON PUBLIC WORKS

CONSIDERATION OF BY-LAWS

629 - On motion of Councillor Angus, the rule was suspended and By-law No. 7640/2000, a by-law of The City of Winnipeg to provide for large volume sewer discounts, was read a first, second and third time, the rule being suspended for the third reading, and was passed and ordered to be signed and sealed.
File WW-2.3 (Vol. 15)

Councillor Timm-Rudolph asked to be recorded as having voted against all three readings of By-law No. 7640/2000, in accordance with Rule 50.7 of the Procedure By-law.

The Speaker called the Deputy Speaker, Councillor Lazarenko, to the Chair in order to participate in the debate.