Winnipeg

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INTER-OFFICE MEMORANDUM

TO:	**Marc Lemoine** City Clerks	**FROM:**	**Harold Dick** Legal Services
FILE:	G.1/2021(262)	**DATE:**	April 20, 2021

RE: Sunday/Holiday Bike Route Traffic By-Law Amendment (Item 4 of the Report of the Standing Policy Committee on Infrastructure Renewal and Public Works dated April 20, 2021)

At its meeting of April 21, 2021, Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works, as amended, with respect to the above-noted matter and submitted to Council a variety of proposed amendments to the Traffic By-Law No. 1573/77 which added streets as Sunday/holiday bicycle routes and extended the days, and the hours in the day, during which restrictions on motor vehicle traffic on those streets would be in place.

Specifically, Executive Policy Committee recommended the following:

1. That the Traffic By-Law No. 1573/77 be amended as follows:

A. Include the following additional streets set as Sunday/holiday bicycle routes and provide that the restrictions on motor vehicle traffic on those streets will be in place daily from 7 a.m. to 9 p.m. from May 3, 2021 to November 5, 2021:

i. Alexander Avenue – Arlington Street to Princess Street
ii. Ravelston Avenue – Brewster Street to Wayoata Street
iii. Linwood Street – Portage Avenue to Silver Avenue
iv. Harbison Avenue West – Henderson Highway to eastern terminus
v. Rose Lake Court surrounding Rose Lake Green
vi. Assiniboine Avenue – Parkside Drive to Ferry Road

B. That Youville Street – Eugenie Street to Haig Avenue be set as a Sunday/holiday bicycle route once the reconstruction of Desmeurons Street, scheduled for the 2021 construction season, has been completed.

C. That Subsection 17.1(3) be amended as follows:

i. Replace "08:00 – 20:00" with "7:00 a.m. to 9:00 p.m."

ii. Delete the period in clause (c) after the word "inclusive" and replace with the following:

"; and any day between May 3, 2021 and November 5, 2021, inclusive, excluding Rover Avenue and Scotia Street."

D. That Wellington Avenue – Maryland Street to Strathcona, be set as a Sunday/Holiday bicycle route, permitted between the hours of 7:00 a.m. to 9:00 p.m. from May 3, 2021 to November 5, 2021, on Sundays and holidays only.

Please find attached an amending by-law which reflects the evident intent – if not the specific directions – of Executive Policy Committee's resolution in this matter.

The direction to establish Youville Street – Eugenie Street to Haig Avenue as a Sunday/holiday bicycle route effective when the reconstruction of Des Meurons Street is complete has been addressed by subsection 2(2) of the amending by-law which will take effect, according to clause 2(3), when the Director of Public Works certifies in writing to the City Clerk that the reconstruction of Des Meurons Street is complete to the point where it is open to traffic.

As per clauses C and D of the resolution, clause 3(1)(c) of the amending by-law provides that traffic restrictions with respect to all Sunday/holiday bicycle routes – with the exception of three – will be in place daily from 7:00 a.m. to 9:00 p.m. between May 3, 2021 and November 5, 2021, inclusive.

The three exceptions are:

- the route set out in the first map of Schedule 15 of the Traffic By-law (which consists primarily of Scotia Street but also includes portions of St. Cross Street, Cathedral Avenue, Forrest Avenue, Marymound Way and Leila Avenue);
- Rover Avenue between Hallet Street and Stephens Street; and
- Wellington Avenue between Maryland Street and Strathcona Street.

It appears from Clauses C and D of the resolution that Executive Policy Committee's intent was that traffic on these three exceptions should be restricted on Sundays and holidays between 7:00 a.m. and 9:00 p.m. between May 3, 2021 and November 5, 2021. Since all the holidays between those dates are already addressed by clause 17.1(3)(b) of the Traffic By-law, the amending by-law only needed to refer to Sundays between these dates.

In the event that Council concurs in the recommendation of Executive Policy Committee and concurs that this amending by-law reflects the intent of that recommendation, please place this amending by-law before Council for its review and enactment at its meeting on April 29, 2021.

An electronic copy of the By-law has been provided by my assistant to Jennifer Ridge and Ken McKenzie via email.

If you have any questions, feel free to contact me.

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HAROLD DICK
Solicitor

HD/mr

Enclosure