

(These Minutes to be adopted at the Regular Council meeting on May 15, 2007)



REPORT TO COUNCIL

STANDING COMMITTEE OF COUNCIL ON TRANSPORTATION AND TRAFFIC

APRIL 17, 2007

A Regular Meeting of the Standing Committee of Council on Transportation and Traffic was held on Tuesday, April 17, 2007, at 9:38 a.m., in the Council Chamber, Third Floor, City Hall.

PRESENT:

- Councillor B.C. Lee, Chair
- *Mayor Sam Sullivan
- Councillor Suzanne Anton
- Councillor Elizabeth Ball, Vice-Chair
- Councillor David Cadman
- Councillor Kim Capri
- *Councillor George Chow
- Councillor Heather Deal
- Councillor Peter Ladner
- Councillor Raymond Louie
- Councillor Tim Stevenson

CITY CLERK'S OFFICE: Pat Boomhower, Meeting Coordinator

* Denotes absence for a portion of the meeting.

ADOPTION OF MINUTES

The Minutes of the Standing Committee on Transportation and Traffic meetings of February 13 and March 13, 2007, were adopted.

RECOMMENDATION

1. **Vancouver Airport Authority Update** (VanRIMS No. 01-5500-30)

This item was postponed to a future meeting.

2. **Expansion of Sidewalk Patio Program** (VanRIMS No. 13-4700-23)

The Committee had before it a Policy Report dated March 30, 2007, in which the General Manager of Engineering Services, in consultation with the Director of Planning and the Chief License Inspector, proposed changes to Council policy on sidewalk patios to encourage an expansion in the number of patios in response to Council's request for a report back on a process that significantly expands the patio program in the city.

The Committee also had before it a Memorandum dated April 16, 2007, from Domenic Losito, Regional Director - Health Protection, Vancouver Coastal Health, entitled *Provincial "Smoke Free" Regulation and Smoke Free Patios (on file)*.

Tom Hammel, Streets Administration Engineer, reviewed the report and together with Paul Teichroeb, Chief Licence Inspector, and Bill Boons, Co-Manager, Processing Centre - Development Services, responded to questions regarding program timing and flexibility, development permits, patio hours, excluded blocks and moratorium, propane heaters, seating capacity and space, patio enclosures, sandwich boards, sidewalk clearance, noise, enforcement and funding bulges.

The following spoke in support of the report recommendations:

Jim Lehto, Dominion Hotel representative
Leanore Sali, Executive Director, Gastown Business Improvement Association

A summary of their comments follows:

- strong support for bringing the recommendations forward and flexibility in the program;
- felt the recommendations place liquor primary and food primary establishments on an equal playing field;
- flexibility is important for considering patio location by individual case, given the curb configuration may be altered by the City;
- conditions in the recommendations protect the establishment and neighbourhoods;
- requested clarification about the Downtown Eastside moratorium boundaries; and
- survey highlights Vancouver is catching up to other cities which permit patios adjacent to liquor establishments on public property.

Staff along with Angelo Kouris, Senior Health Inspector, Vancouver Coastal Health, responded to questions on the consultation process and development of provincial regulations to control exposure to second-hand smoke, and permanent and temporary barriers and allowable enclosures for protection from weather.

In response to questions regarding the liquor license permit moratorium, staff advised a report back is expected later in the year on Downtown Eastside liquor issues.

MOVED by Councillor Stevenson
THAT the Committee recommend to Council

- A. THAT liquor primary establishments be permitted to have sidewalk patios on public property subject to the current Council-approved sidewalk patio guidelines for restaurants and subject to the following additional restrictions which would apply to liquor primary patios on both public and private property:
- Requirement to have provision for serving food (Provincial Food Premises Operating permit from Vancouver Coastal Health), including consideration

- as to whether the food preparation area is large enough to safely handle the 20% increase
- Closing time of no later than 11pm
 - Outdoor seating limited to 20% of total seating capacity
 - No sidewalk patios adjacent liquor establishments in the 700, 800 and 900 blocks of Granville.
- B. THAT the approval process and application fees for specific patio applications adjacent to liquor primary establishments on public property be the same as those for approval of private property applications, requiring public consultation and Council approval.
- C. THAT the General Manager of Engineering Services be authorized to enter into license agreements with owners of liquor primary establishments for sidewalk patios subject to an initial one-year term, and terms to the satisfaction of the Director of Legal Services.
- D. THAT the General Manager of Engineering Services report back to Council on any problems that may arise with liquor primary patios on City property.
- E. THAT a one-year temporary full-time Planning Analyst position be approved to process applications for sidewalk patios from liquor primary establishments subject to classification by the Director of Human Resources, the \$58,400 (\$34,100 in 2007 and \$24,300 in 2008) cost of this position to be covered by an increase in revenues associated with an increase in the number of new liquor license applications for patios.
- F. THAT a mandatory closing time of 11pm be applied to all restaurant sidewalk patios (both public and private property).
- G. THAT application fees for large sidewalk patios for restaurants on public property be increased from \$100 to \$200.
- H. THAT the summer and winter terms for sidewalk patios on public property be adjusted as follows with no net change in the annual rate:
- Summer term - Increased from 6 to 7 months (April 1st to October 31st), with a fee of \$6.00/sq.ft (Downtown) and \$4.26/sq.ft. (Outside downtown)
 - Winter term - Reduced from 6 to 5 months (November 1st to March 30th), with a fee of \$4.28(Downtown) and \$3.04/sq.ft (Outside downtown).
- I. THAT the net surplus (as detailed in the Financial Implications section Table 4 of the Policy Report dated March 30, 2007, entitled *Expansion of Sidewalk Patio Program*) of \$24,900 be added to Contingency Reserve for 2007 and that

the future net surpluses of \$18,200 in 2008 and \$9,500 ongoing be added to the operating budget without offset.

- J. THAT sidewalk patios on public property be permitted to erect transparent wind barriers on the sides of the patio and place outdoor space heaters subject to meeting building code and fire by-law requirements and provincial smoke-free regulations.
- K. THAT the current sidewalk patio guidelines be relaxed to allow flexibility in locating sidewalk patios in areas closer to the curb and away from buildings subject to review on a case by case basis.
- L. THAT the current bylaw prohibiting smoking in public places be extended to include the patios of restaurants and bars, and entrances to public facilities;

AND FURTHER THAT a comprehensive 6 month public communications strategy be included as part of a transition period for implementing the recommended changes.

amended

AMENDMENT MOVED by Councillor Anton

THAT the motion be amended by striking out the words "and place outdoor space heaters" in J, and by adding the following at the end:

- M. THAT the use of outdoor space heaters on sidewalk patios on public property be referred to the Sustainability Office for consideration.

carried

AMENDMENT MOVED by Councillor Cadman

THAT the amendment be amended by striking out the entire paragraph in J.

LOST

(Councillors Anton, Ball, Capri, Chow, Deal, Ladner, Lee, Louie, Stevenson and the Mayor opposed)

The amendment to the amendment having LOST, the amendment was put and CARRIED UNANIMOUSLY.

The amendment having carried, the main motion as amended was put and CARRIED UNANIMOUSLY.

FINAL MOTION AS APPROVED

THAT the Committee recommend to Council

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 - Requirement to have provision for serving food (Provincial Food Premises Operating permit from Vancouver Coastal Health), including consideration as to whether the food preparation area is large enough to safely handle the 20% increase
 - Closing time of no later than 11pm
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- B. THAT the approval process and application fees for specific patio applications adjacent to liquor primary establishments on public property be the same as those for approval of private property applications, requiring public consultation and Council approval.
- C. THAT the General Manager of Engineering Services be authorized to enter into license agreements with owners of liquor primary establishments for sidewalk patios subject to an initial one-year term, and terms to the satisfaction of the Director of Legal Services.
- D. THAT the General Manager of Engineering Services report back to Council on any problems that may arise with liquor primary patios on City property.
- E. THAT a one-year temporary full-time Planning Analyst position be approved to process applications for sidewalk patios from liquor primary establishments subject to classification by the Director of Human Resources, the \$58,400 (\$34,100 in 2007 and \$24,300 in 2008) cost of this position to be covered by an increase in revenues associated with an increase in the number of new liquor license applications for patios.
- F. THAT a mandatory closing time of 11pm be applied to all restaurant sidewalk patios (both public and private property).
- G. THAT application fees for large sidewalk patios for restaurants on public property be increased from \$100 to \$200.
- H. THAT the summer and winter terms for sidewalk patios on public property be adjusted as follows with no net change in the annual rate:

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- I. THAT the net surplus (as detailed in the Financial Implications section Table 4 of the Policy Report dated March 30, 2007, entitled *Expansion of Sidewalk Patio Program*) of \$24,900 be added to Contingency Reserve for 2007 and that the future net surpluses of \$18,200 in 2008 and \$9,500 ongoing be added to the operating budget without offset.
- J. THAT sidewalk patios on public property be permitted to erect transparent wind barriers on the sides of the patio subject to meeting building code and fire by-law requirements and provincial smoke-free regulations.
- K. THAT the current sidewalk patio guidelines be relaxed to allow flexibility in locating sidewalk patios in areas closer to the curb and away from buildings subject to review on a case by case basis.
- L. THAT the current bylaw prohibiting smoking in public places be extended to include the patios of restaurants and bars, and entrances to public facilities;
- AND FURTHER THAT a comprehensive 6 month public communications strategy be included as part of a transition period for implementing the recommended changes.
- M. THAT the use of outdoor space heaters on sidewalk patios on public property be referred to the Sustainability Office for consideration.
3. **12th Avenue and Trafalgar Street Geometric Design Changes (VanRIMS No. 13-5000-20)**

The Committee had before it an Administrative Report dated April 3, 2007, in which the General Manager of Engineering Services sought approval for a new design to change the intersection of 12th Avenue and Trafalgar Street to better accommodate the pedestrian crossing and cyclists using the Valley Bikeway.

Chris Darwent, Strategic Transportation Planning, reviewed the report and, along with Jerry Dobrovolny, Assistant City Engineer - Transportation, and Scott Edwards, Manager - Greenways and Neighbourhood Transportation, responded to questions regarding budget, maintenance, trees for shade, community garden consultation, design options, and the Green Streets Program. Staff advised that a report back is expected later in the year which would include addressing policy framework related to gardening initiatives.

MOVED by Councillor Ladner
THAT the Committee recommend to Council

- A. THAT Council approve modifications to the intersection of 12th Avenue and Trafalgar Street as outlined in the Administrative Report dated April 3, 2007, entitled *12th Avenue and Trafalgar Street Geometric Design Changes* at an estimated cost of \$362,000 to be funded from the following sources:
 - i. \$95,000 from Arbutus Garden Community Amenity Contributions as previously approved by Council in 2005 for the Valley Bikeway;
 - ii. \$95,000 from TransLink bicycle cost sharing previously approved by Council in 2005 for the Valley Bikeway;
 - iii. \$105,000 from the 2007 Streets Basic Capital Budget for New Pedestrian and Vehicle Signals subject to approval of the 2007 Streets Capital Budget;
 - iv. \$42,000 from City Wide Development Cost Levies (DCL) allocated to the 2007 Streets Basic Capital Budget subject to approval of the 2007 Streets Capital Budget;
 - v. \$25,000 from ICBC Road Improvement Program.
- B. THAT, commencing in 2008, the annual Streets Operating Budget be increased, without offset, by \$3,800 for horticulture maintenance and by \$2,500 for ongoing signal maintenance, subject to the 2008 Budget Review.

CARRIED UNANIMOUSLY
(Councillor Chow and the Mayor absent for the vote)

4. Annual Speed Hump Installation Program, 2007 (VanRIMS No. 13-1400-30)

The Committee had before it an Administrative Report dated April 3, 2007, in which the General Manager of Engineering Services sought approval and funding for the 2007 Annual Speed Hump Installation Program, and identified proposed speed hump locations and a method for public consultation.

Genevieve Tokgoz, Greenways and Neighbourhood Transportation, reviewed the report and noted speed humps are recommended for 31 locations, subject to resident approval, and that staff will report back on any locations not approved by the survey, and will monitor traffic on street segments where appropriate.

MOVED by Councillor Anton
THAT the Committee recommend to Council

- A. THAT speed humps be installed on the local residential street segments specified in the Administrative Report dated April 3, 2007, entitled *Annual Speed Hump Installation Program, 2007* subject to approval from a resident survey, with funding of \$168,000 from the following sources:

- \$147,400 from the 2007 Capital for Local Area Traffic Plans and Other Improvements program, subject to approval of the 2007 Street Basic Capital Budget,
 - \$20,600 from the 2006 Capital for Local Area Traffic Plans and Other Improvements program.
- B. THAT commencing in 2008, the Traffic Operating Budget be increased by \$4,600, without offset, subject to annual Budget Review.

CARRIED UNANIMOUSLY
(Councillor Chow and the Mayor absent for the vote)

5. Landscaped Median on Knight Street between 15th Avenue and 21st Avenue
(VanRIMS No. 13-4500-52)

The Committee had before it an Administrative Report dated March 27, 2007, in which the General Manager of Engineering Services sought Council approval and funding for construction of a landscaped median on Knight Street between 15th Avenue and 21st Avenue.

Lon LaClaire, Strategic Transportation Planning Engineer, reviewed the report and responded to questions regarding coordination with Knight Street sewer work, Development Cost Levies funding, maintenance of median and trees, and median width.

MOVED by Councillor Anton
THAT the Committee recommend to Council

- A. THAT a landscaped median on Knight Street between 15th Avenue and 21st Avenue as shown in Appendix 1 of the Administrative Report dated March 27, 2007, entitled *Landscaped Median on Knight Street between 15th Avenue and 21st Avenue* be approved for construction at an estimated cost of \$530,000 with the sources of funding to be as follows:
- \$175,000 from 2005 Streets Capital approved for the Clark-Knight Corridor,
 - \$180,000 from 2006 Streets Capital approved for the Clark-Knight Corridor,
 - \$150,000 from the City Wide Development Cost Levies (DCL) funding allocated to the Clark-Knight Implementation category of the 2003 Street Capital Budget,
 - \$25,000 from the City Wide Development Cost Levies (DCL) funding allocated to the Arterial Geometrics category of the 2005 Streets Capital Budget.

- B. That Council approve the following increases to Engineering's Operating Budget, without offset beginning in 2008 and subject to annual budget review:
- \$1,400 to the Sanitation Operating Budget for street sweeping;
 - \$20,500 to the Streets Operating Budget for horticultural maintenance.

CARRIED UNANIMOUSLY

The Committee adjourned at 11:31 a.m.

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CITY OF VANCOUVER

REGULAR COUNCIL MEETING MINUTES STANDING COMMITTEE OF COUNCIL ON TRANSPORTATION AND TRAFFIC

APRIL 17, 2007

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, April 17, 2007, at 11:32 a.m., in the Council Chamber, Third Floor, City Hall, following the Standing Committee on Transportation and Traffic meeting, to consider the recommendations and actions of the Committee.

PRESENT:

- Mayor Sam Sullivan
- Councillor Suzanne Anton
- Councillor Elizabeth Ball
- Councillor David Cadman
- Councillor Kim Capri
- Councillor George Chow
- Councillor Heather Deal
- Councillor Peter Ladner
- Councillor B.C. Lee
- Councillor Raymond Louie
- Councillor Tim Stevenson

CITY CLERK'S OFFICE: Pat Boomhower, Meeting Coordinator

COMMITTEE OF THE WHOLE

MOVED by Councillor Lee
SECONDED by Councillor Stevenson

THAT this Council resolve itself into Committee of the Whole, Mayor Sullivan in the Chair.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Report of Standing Committee on Transportation and Traffic
April 17, 2007

Council considered the report containing the recommendations and actions taken by the Standing Committee on Transportation and Traffic. Its items of business included:

1. Vancouver Airport Authority Update
2. Expansion of Sidewalk Patio Program
3. 12th Avenue and Trafalgar Street Geometric Design Changes
4. Annual Speed Hump Installation Program, 2007
5. Landscaped Median on Knight Street between 15th Avenue and 21st Avenue

Items 1 - 5

MOVED by Councillor Anton

THAT the recommendations and actions taken by the Standing Committee on Transportation and Traffic at its meeting of April 17, 2007, as contained in items 1 - 5, be approved.

CARRIED UNANIMOUSLY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Chow

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Deal
SECONDED by Councillor Ladner

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY

The Council adjourned at 11:33 a.m.

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