

Process for Public Hearing on the Transportation System Bylaw 15101

December 15, 2009

Recommendation:

That the November 19, 2009, Corporate Services Department/Transportation Department report 2009COC090, be received for information.

Report Summary

This report provides an overview of the process for the December 15, 2009, Statutory Public Hearing, and a process to consider the West and Southeast LRT lines at possible future meetings.

Previous Council/Committee Action

At the November 9/13, 2009, City Council Public Hearing, the following motion was passed:

That Bylaw 15101 be referred back to Administration to be re-advertised, and return to a continuation of the Public Hearing on December 15, 2009, from 9:30 a.m. – 5:30 p.m. with:

1. An amendment to delete the West LRT Route from the bylaw and one amendment to delete the Southeast LRT Route from the bylaw.
2. A process to consider these two lines as future amendments to the bylaw at two separate public hearings in 2010.

Report

Process

- At the December 15, 2009, Statutory Public Hearing meeting, Council will be presented with the Transportation System Bylaw, as well as two separate amendments to delete the West LRT and the Southeast LRT lines.
- Attachment 1 outlines the process for the December 15, 2009.
- Attachment 2 outlines the process to consider the West LRT and Southeast LRT lines as future amendments at two separate public hearings should they be deleted from proposed Bylaw 15101.
- The procedures outlined in this report have been reviewed by Law Branch.

Comments from Administration

- Administration does not recommend deletion of the Southeast and West LRT lines as the recommendations meet the objective of the City Vision and the Transportation Master Plan and represent the best line in relation to the Council approved selection criteria.
- Administration has sufficient information to respond to questions from Council at the December 15, 2009, Public Hearing.
- Should either the West or Southeast lines be deleted from the Bylaw, Administration will require clear direction from City Council on what aspects require a more detailed investigation and how these should influence the selection process. Subsequent information or direction may be necessary through reports to Transportation and Public Works Committee and/or City Council.

2.
1

- At a minimum, it is recommended that Council provide direction relative to the criteria of Land Use and Promoting Compact Urban Form. In the case of West LRT line, the southerly lines score considerably less on this criteria and removal of the southern options from further evaluation will be beneficial.

Attachments

1. Process for the December 15, 2009, Public Hearing
2. Draft Subsequent Amendments

Others Reviewing This Report

R. Boutlier, General Manager
Transportation Department

Process for the December 15, 2009 Public Hearing

The public hearing on the Transportation System Bylaw is still open, this meeting is a continuation of the November 9/13, 2009, Statutory Public Hearing.

1. Administration will make a presentation addressing issues by the public raised at the November 9/13, 2009, Public Hearing and the two draft amendments to remove the West and Southeast LRT lines from the Bylaw.
2. If Council wants to consider either or both of the draft amendments they should do so separately.

Southeast LRT Line

3. Council may move the following Motion to Amend the bylaw to delete the Southeast LRT line:

That Bylaw 15101 be amended by deleting Southeast LRT line and all commentary from Appendix C, page 2 and by deleting the Southeast LRT line from the map in Appendix A.

4. If the Motion to Amend is moved and seconded then Council should hear from anyone who wants to speak to the above Motion only.
5. After Council has heard from all speakers on the above Motion, Council may ask questions of the Administration.
6. After questions of Administration, the Chair should call the vote on the Motion to Amend.

West LRT Line

7. Council may move the following Motion to Amend the bylaw to delete the West LRT line:

That Bylaw 15101 be amended by deleting West LRT line and all commentary from Appendix C, page 2 and by deleting the West LRT line from the map in Appendix A.

8. If the Motion to Amend is moved and seconded then Council should hear from anyone who wants to speak to the above Motion only.
9. After Council has heard from all speakers on the above Motion, Council may ask questions of the Administration.
10. After questions of Administration, the Chair should call the vote on the Motion to Amend.

Next Steps

11. If both Motions to Amend have been considered, then Council may move Second Reading of Bylaw 15101.
12. The Chair should call for new information on Bylaw 15101 as moved for second reading.
13. Citizens may speak to anything contained within the bylaw, but cannot speak to any parts that have been removed.
14. Then Council **must** close the Public Hearing.
15. If Council closes the Public Hearing, the Chair **must** call the vote on second reading.
16. If second reading passes, then Council may move third reading and vote on third reading.

If Council does not pass any Motions to Amend the Bylaw

17. If Council does not pass any Motions to Amend then Second Reading should be moved and the Chair **must** call for new information.
18. Citizens can speak to anything contained within the bylaw as moved for second reading.
19. After calling for new information, Council **must** close the public hearing.
20. If Council closes the public hearing, the Chair **must** call the vote on second reading.
21. If second reading passes, then Council may move third reading and vote on third reading.

What happens if Bylaw 15101 fails on Second Reading or Third Reading?

If Bylaw 15101 fails on Second Reading or Third Reading, then as per s. 188 of the *Municipal Government Act* all previous readings of Bylaw 15101 are rescinded.

If this occurs, Administration would need to start over again and present a new Transportation System Bylaw for Council's consideration at a completely new public hearing.

Draft Subsequent Amendments

If Council removes the Southeast LRT Line from the Bylaw, then Council may want to consider the following subsequent motion.

Southeast LRT – Connors Road Line

That Administration prepare an amendment to Bylaw 15101 to include the Southeast LRT route Downtown to Mill Woods as recommended in Attachment 4 of the Transportation Department report 2009TD4361rev, and return to the **January 18, 2010, regularly scheduled Public hearing at 3:45 p.m.**

If Council removes the West LRT Line from the Bylaw, then Council may want to consider the following subsequent motion:

That Administration provide a report to the February 17, 2010, Council meeting:

- a) summarizing the LRT Evaluation Criteria and the responsiveness of the northern West LRT alignments, and
- b) providing draft amendments for the following lines as outlined below:

Stony Plain Road Line

Administration prepare an amendment to Bylaw 15101 to include the West LRT Route Downtown to Lewis Estates as recommended in Attachment 3 of the Transportation department report 2009TD4361rev (part of the December 15, 2009 Council agenda.

OR

107 Avenue Line

That Administration prepare an amendment to Bylaw 15101 to include the West LRT Route Downtown to Lewis Estates, running eastward from Lewis Estates Transit Centre along 87 Avenue to 159 Street, northeast along Meadowlark Road then north along 156 Street to 107 Avenue, then east along 107 Avenue to 121 Street onto 104 Avenue to 109 Street.

OR

Stony Plain Road via 100 Avenue Line

That Administration prepare an amendment to Bylaw 15101 to include the West LRT Line Downtown to Lewis Estates, Running eastward from Lewis Estates Transit Centre along 87 Avenue to 159 Street, northeast along Meadowlark Road then north along 156 Street to 100 Avenue to 149 Street then north on 149 Street to Stony Plain Road, then east on Stony Plain Road onto 104 Avenue to 109 Street.

OR

Other northerly route(s) as deemed appropriate based on Council direction.