



Staff Report to Council

DATE: Tuesday, February 20, 2024

DEPARTMENT: Engineering

SUBJECT: Request for Construction Licence – Application to Occupy Permit Parking Stalls at 870 McCallum Road

EXECUTIVE SUMMARY:

At the February 5th, 2024 regular Council meeting, this request for a construction licence with draft contract no. CON23-0172 was brought forward and tabled until Council can discuss possibilities for nighttime parking and use duration with the applicant. Staff worked with the applicant to have the duration of the licence reduced from 22-months to 15-months (which is the anticipated length of the construction activities with the higher safety risk) and the length of the licence area reduced from 150ft to 100ft (which will leave approximately 50ft or two parking stalls open for nighttime parking). The daily rate has been adjusted and draft licence terms have been amended to reflect these changes.

In the event that the space is occupied for the full 15-month period, the City will receive revenue of approximately \$31,600.

BACKGROUND:

See attached background report dated January 15th, 2024.

COMMENTARY:

The applicant, Orion Construction Ltd., owner of 870 McCallum Road, is requesting a licence to occupy 2/3rds of the permit-only parking stalls in their frontage on McCallum Road for health and safety purposes due to proximity to construction for a period of up to 15-months; see attached draft licence agreement CON23-0172 as amended. Permit-only parking in the remaining 1/3rd will be available nightly from 7:00pm to 7:00am. See Schedule 'A' in the attached draft agreement for the approximate proposed licence area and location.

FINANCIAL IMPLICATIONS:

All fees collected, approximately \$31,600 over the full term, would be revenue that may be used for neighbourhood improvements to counteract the temporary loss of use of the public infrastructure or as

otherwise approved by Council through the 5-year financial plan budget process.

LEGAL IMPLICATIONS:

A licence agreement, approved by Council, with fair consideration, is necessary for the development to proceed. That said, Council is not obligated to approve the license agreement.

STRATEGIC PLAN INITIATIVES:

- Item 1f – Develop a Construction Impact Management Strategy and ‘Good Neighbour’ Policy

OPTIONS:

Option 1

THAT Council approve the terms of the licence as attached;

AND

THAT Council authorize Mayor and CAO, or Corporate Officer, to execute licence agreement CON23-0172 subject to such minor amendments as may be necessary.

OR Option 2

THAT Council authorize Mayor and CAO, or Corporate Officer, to execute licence agreement CON23-0172 with the following amendments:

- a. _____;
- b. _____;
- c. _____.

OR Option 3

THAT Council not approve licence agreement CON23-0172.

SUBMITTED BY: Katelyn Balzer, P.Eng., Director of Engineering and Public Works

Concurrence: Donna Petrie, Senior Manager of Communications & Economic Development

Concurrence: Yari Nielsen, Director of Parks, Recreation and Facilities

Concurrence: Matthew Baldwin, MCIP, RPP, Director of Planning and Subdivision

Concurrence: Michael Dillabaugh, CPA, CA, Director of Finance

Concurrence: Marie Watmough, Deputy Director of Corporate Services

Concurrence: Braden Hutchins, Director of Corporate Services

Concurrence: Darren Kiedyk, Chief Administrative Officer

Attachments: Licence Agreement CON23-0172 dated February 14, 2024
Background Staff Report to Council dated January 15, 2024