

Report to Council



Date: May 1, 2012
File: 0525-20
To: City Manager
From: Darryl Astofooroff, Transportation Services Manager
Subject: Amendments to the City of Kelowna Traffic Bylaw No. 8120, Notice Enforcement Bylaw No. 10475 and Policy 216 - Traffic Control - Special Events.
Report Prepared by: Stuart Evans, Traffic Programmer and Fred Wollin, Traffic Operations Supervisor

Recommendation:

THAT Council receives for information the report from the Transportation Services Manager, dated May 1, 2012 with respect to amendments to City of Kelowna Traffic Bylaw No. 8120, City of Kelowna Notice Enforcement Bylaw No. 10475 and Policy No. 216 Traffic Control – Special Events;

AND THAT Council Policy No. 216, Traffic Control – Special Events be revised as outlined in the report from the Transportation Services Manager, dated May 1, 2012;

AND THAT Bylaw No. 10666, being Amendment No. 19 to Traffic Bylaw No. 8120, be forwarded for reading consideration;

AND FURTHER THAT Bylaw No. 10667, being Amendment No. 4 to Bylaw Notice Enforcement Bylaw No. 10475, be forwarded for reading consideration.

Purpose:

The purpose of these amendments is to clarify and update sections in the Traffic Bylaw that pertain to road usage and hoarding permits, temporary traffic control requirements for construction and special events on City "right-of-ways" (ROW) to ensure public, volunteer and worker safety.

The amendments to the Notice Enforcement Bylaw No. 10475 are to give Bylaw enforcement officers additional tools to deal with issues that illegally happen on City ROW's, and to lessen the burden on tax payers for repairing substandard or unapproved work.

Background:

Currently under Bylaw No. 8120 and Bylaw No. 10475, a number of items and processes are out dated due to changes in Work Safe BC regulations and changing provincial and national temporary traffic control standards. In addition these changes will increase public safety, improve traffic flow and protect infrastructure within City ROW. The penalties for unauthorized or unapproved work and storage of

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equipment or materials on city ROW's are insufficient and are not a deterrent to offenders. Staff has identified the need for additional language to our Notice Enforcement Bylaw 10475, which would allow for better enforcement control and a process to recoup costs for the repair, maintenance or clean up for substandard work. Currently the majority of these repair costs are being passed on to City taxpayers.

The recommended revisions and updates to the road usage and hoarding sections of Bylaw 8120 will result in improved construction practices, decrease unauthorized work, fewer inconveniences to the travelling public and better protection for City ROW infrastructure.

These amendments will also provide improved direction to acceptable City standards practices for traffic control on roads, during special event and for public safety while working on a ROW as a volunteer, participate or viewing one of our many on road events.

All changes have been reviewed with input and consultation from applicable staff and other City departments, and have been addressed in the 2012 Transportation Services operating budget submissions.

Staff completed a benchmarking survey comparing a number of similar sized and larger municipalities in BC to determine permit processes and to establish fees and penalties. The survey determined that each municipality set fees and penalties using different methods, making it a challenge to draw conclusions or establish an average rate. The fee structure has been revised to be fair and equitable and to help insure work is completed in a timely fashion.

Internal Circulation:

Director, Civic Operations
Director, Corporate Services
City Clerk
Supervisor, Traffic Operations
Traffic Programmer
Bylaw Enforcement Supervisor
Director, Recreation & Cultural Services
Manager, Sport & Event Development
Director, Communications

Legal/Statutory Authority:

Work Safe BC

Existing Policy:


Traffic Bylaw No. 8120, Notice Enforcement Bylaw No. 10475, Policy 216 – Traffic Control – Special Events

Financial/Budgetary Considerations:

Addressed in the 2012 Council approved Budget

Considerations not applicable to this report:
Legal/Statutory Procedural Requirements:
Alternate Recommendation:
Personnel Implications:
External Agency/Public Comments:
Community & Media Relations Comments:

Submitted by:



Darryl Astofooroff, Transportation Services Manager

Approved for inclusion:



Joe Creron, Director, Civic Operations



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Council Policy

Traffic Control – Special Events

APPROVED September 29, 1992

RESOLUTION: R375/10/04/26
REPLACING: R1039/08/11/27, R1129/92/09/29
DATE OF LAST REVIEW: April 2010

1. THAT the Municipal Council adopt a Policy of Traffic Control for special events subject to the following terms and conditions:
2. The City will not supply City Traffic Officers for traffic control at special events, except where the City deems it necessary for public safety.
3. Organizers of special events are required to provide at their cost, detailed Traffic Management Plans showing all traffic control devices and locations, as well as traffic control persons and locations. This plan is subject to City approval and is the responsibility of the event organizer to implement as approved by the City. The plan, once approved, is owned by the event organizer.
4. Individuals providing traffic control (Traffic Control Person or TCP) at special events must be a minimum 18 years of age, and must be a certified flagger.
5. On road course marshals that are NOT involved with traffic control must be a minimum of 16 years of age. The role of the course marshal is to man barricades, reinforce crosswalks and provide route information to pedestrians/participants, however, they cannot stop vehicle or redirect vehicular traffic. All marshals must wear retroreflective vests at all times.
6. All TCP's are required to wear a retroreflective vest, poncho or jacket, Anklets and bracelets in accordance with Work Safe BC standards. All required safety clothing must be supplied by the organizers of such an event.
7. Traffic direction within a signalized intersection is only permitted to be done by a Peace Officer appointed under the provision of the Motor Vehicle Act. No other person is permitted to direct traffic in a signalized intersection. All other stopping of traffic, re-routing of traffic and street closures may be done by certified traffic control persons.
8. All Traffic Control devices such as barricades and cones must meet all requirement as laid out in the BC Ministry of Transportation Traffic Control Manual for Work on Roadways, and all barricades associated with any road closures must be manned at all times.
9. All special events requiring Temporary Traffic Control will be entered as a Road Usage Permit at no cost to the permittee.

Deleted: Organizers of special events are required to provide sufficient flag people, marshals and traffic control as determined by the City for each special event.

Deleted: The minimum age for individuals providing traffic control (flag people/marshals) at special events is 18 years of age.

Deleted: All traffic marshals and flag people are required to wear a blaze red or orange vest, poncho or jacket with at least one horizontal reflectorized stripe. These vests must be supplied by the organizers of such an event. All safety attire must meet Worksafe BC requirements.

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Deleted: Traffic direction within an intersection is only permitted to be done by a Peace Officer appointed under the provision of the Motor Vehicle Act or City Traffic By-Law. No other person is permitted to direct traffic in an intersection. All other stopping of traffic, re-routing of traffic and street closures may be done by flag people and marshals

Deleted: All barricades associated with any road closures must be manned at all times.

REASON FOR POLICY

To require organizers of special events to provide their own traffic control, except where the City deems it necessary for public safety, and to ensure that sufficient traffic control methods are arranged for each special event.

LEGISLATIVE AUTHORITY

Council Resolution.

PROCEDURE FOR IMPLEMENTATION

As outlined in policy.