



THE CORPORATION OF THE CITY OF VERNON REPORT TO COUNCIL

SUBMITTED BY: Laurie Cordell,
Manager, Long Range Planning
and Sustainability

COUNCIL MEETING: REG COW I/C
COUNCIL MEETING DATE: August 15, 2022
REPORT DATE: July 26, 2022
FILE: 6135-01

**SUBJECT: CIVIC MEMORIAL AND KIN ATHLETIC PARK INCLUSION NO OVERNIGHT
SHELTER AREAS**

PURPOSE:

This report outlines a recommendation to amend the Parks and Public Places Bylaw 5057 to include Civic Memorial Park and Kin Race Track Athletic Park as “no overnight shelter” areas.

RECOMMENDATION:

THAT Council amends the Parks and Public Places Bylaw 5057 as outlined in the report titled “Civic Memorial and Kin Athletic Park Inclusion No Overnight Shelter Areas” dated July 26, 2022 and respectfully submitted by the Manager, Long Range Planning and Sustainability.

ALTERNATIVES & IMPLICATIONS:

1. THAT Council receive for information the report titled “Civic Memorial and Kin Athletic Park Inclusion No Overnight Shelter Areas” dated July 26, 2022 and respectfully submitted by the Manager, Long Range Planning and Sustainability.

Note: This would permit overnight sheltering in these two parks.

ANALYSIS:

A. Committee Recommendations:

N/A

B. Rationale:

Three amendments are proposed to the Parks and Public Places Bylaw 5057 (Attachment 1). These are to include Civic Memorial and Kin Race Track Athletic Parks in the “no overnight shelter” areas and to add Schedule A to the list of schedules in section 14 (b).

Civic Memorial Park is nearing completion of construction. Administration has received many concerns regarding the potential for sheltering in the park overnight. This park is in the downtown core and is very urbanized and is not considered an appropriate location for overnight sheltering.

The parcel that Kal Tire Place is on prohibits overnight sheltering, however, Kin Race Track Athletic Park was previously not included in the Parks and Public Places Bylaw 5057 due to uncertainties in its legal standing. Now that this has been resolved and planning for the park construction is underway, it seems appropriate to consider including this area as a no overnight shelter area. This would reduce conflicts between construction and those potentially sheltering in the park.

One additional amendment has been included to add Schedule A to the list of schedules in section 14 (b). This was an oversight and is considered a minor housekeeping change.

C. Attachments:

Attachment 1 - Red lined copy of proposed amendments to the Parks and Public Spaces Bylaw Section 14 and Schedules D and F

D. Council's Strategic Plan 2019 – 2022 Goals/Action Items:

N/A

E. Relevant Policy/Bylaws/Resolutions:

N/A

BUDGET/RESOURCE IMPLICATIONS:

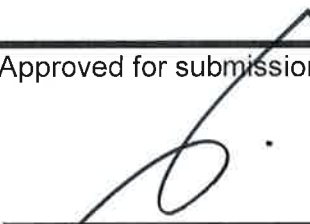
This may require additional Protective Services resources to enforce.

Prepared by:


Approved for submission to Council:

X 

Signer 1
Laurie Cordell
Manager, Long Range Planning and
Sustainability



Will Pearce, CAO
Date: 09. AUGUST. 2022


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Signer 2
Kim Flick
Director, Community Infrastructure and Development

REVIEWED WITH

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Corporate Services | <input type="checkbox"/> Operations | <input type="checkbox"/> Current Planning |
| <input checked="" type="checkbox"/> Bylaw Compliance | <input type="checkbox"/> Public Works/Airport | <input type="checkbox"/> Long Range Planning & Sustainability |
| <input type="checkbox"/> Real Estate | <input type="checkbox"/> Facilities | <input type="checkbox"/> Building & Licensing |
| <input type="checkbox"/> RCMP | <input type="checkbox"/> Utilities | <input type="checkbox"/> Engineering Development Services |
| <input type="checkbox"/> Fire & Rescue Services | <input type="checkbox"/> Recreation Services | <input type="checkbox"/> Infrastructure Management |
| <input type="checkbox"/> Human Resources | <input type="checkbox"/> Parks | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Financial Services | | <input type="checkbox"/> Economic Development & Tourism |
| <input type="checkbox"/> COMMITTEE: | | |
| <input type="checkbox"/> OTHER: | | |

Bylaw Number 5057

in a manner that is liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public in a public place.

13. Unless otherwise authorized under section 14 of this Bylaw, no person shall at any time construct, install, erect, place or occupy in any Public Place a temporary shelter, structure, improvement or work of any nature, or sleep in a public place.

(Bylaw 5637)

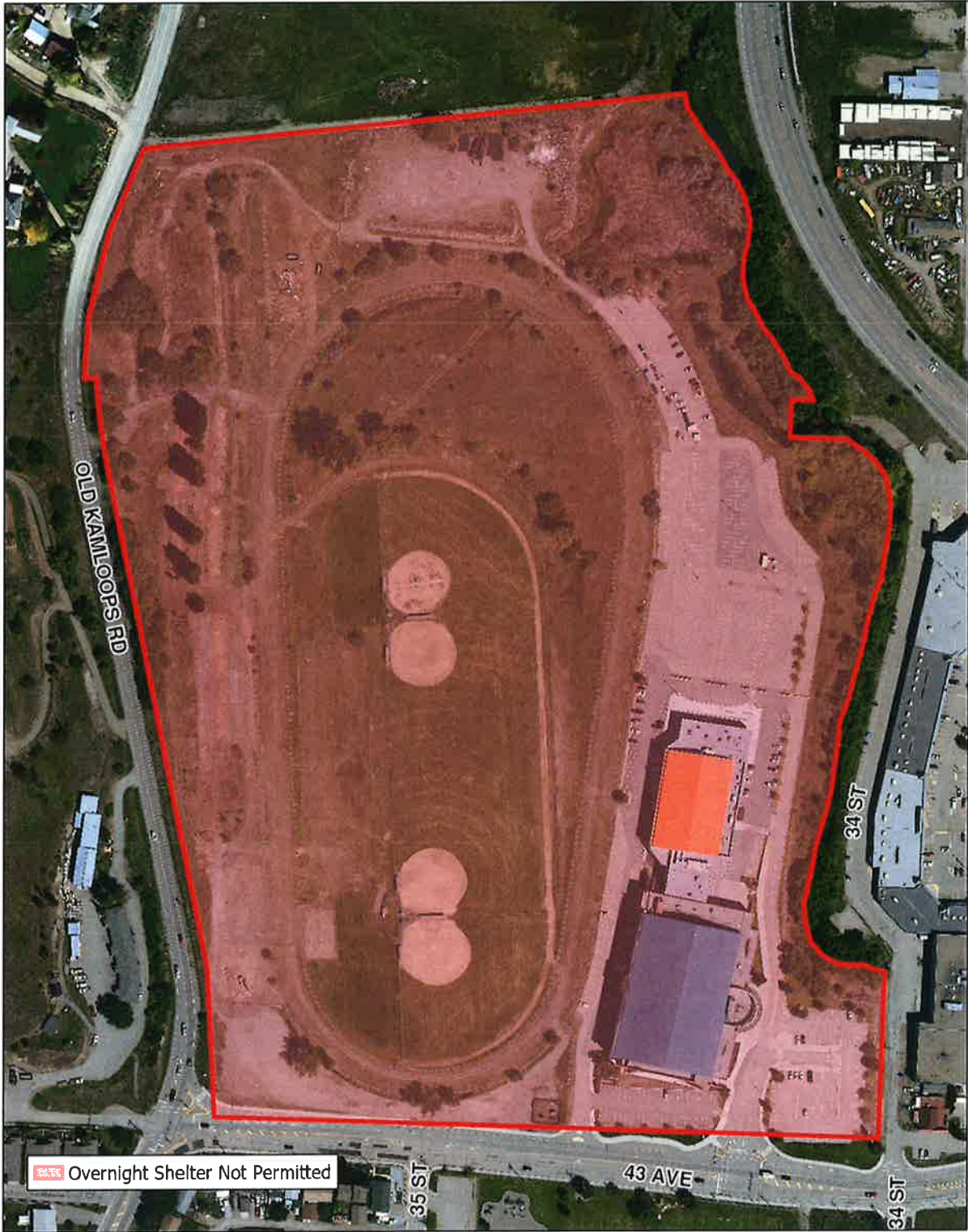
Erecting Structures

14. (a) Subject to Section 14(b), no person may erect, construct, or build, or cause to be erected, constructed, or built, in or on any Park any tent, building, shelter, pavilion, or other construction whatsoever without the prior written permission of the Parks Manager. In determining whether to grant permission, the Parks Manager may consider the matters set out in Section 15.

- (b) Notwithstanding Section 14(a), where there is no accessible shelter accommodation available in the City, a Homeless Person may, without the prior written permission of the Parks Manager, as set out in Section 14(a), erect and occupy a Temporary Shelter in a Park, except in those Parks listed in Schedules "A", "B", "C", "D", "E" and "~~F~~" (~~Linear Park—effective February 1, 2018~~) and "F" of this Bylaw, between the hours of dusk on one day and 9:00 a.m. of the following day, provided that the Homeless Person:

- (i) not erect the Temporary Shelter until **dusk** on one day; (Bylaw 5652)
- (ii) dismantle and pack up the Temporary Shelter from the Park prior to **9:00 a.m.** of the following day;
- (iii) comply with all other provisions of this Bylaw;

Schedule D
Kal Tire Place/Kin Race Track – No Temporary Shelter(s)



Overnight Shelter Not Permitted

**Schedule F
Civic Memorial Park – No Temporary Shelter(s)**

