



CITY OF KINGSTON
REPORT TO COUNCIL

Report No.: 12-149

TO: Mayor and Members of Council
FROM: Cynthia Beach
Commissioner, Sustainability and Growth
RESOURCE STAFF: Grant C. Bain
Director, Planning and Development Department
DATE OF MEETING: April 17, 2012
SUBJECT: Administrative Amendment to By-law No. 2012-58

EXECUTIVE SUMMARY:

On April 3, 2012, Council passed By-Law No. 2012-58, "A By-Law to approve the renaming of the portion of Barrack Street between King Street and the Street End of Barrack Street East of Ontario Street to Tragically Hip Way".

An administrative amendment to the above by-law has been proposed to revise the street name from "Tragically Hip Way" to "The Tragically Hip Way" to recognize The Tragically Hip's full and correct band name. The result of the by-law amendment would be to include the word "The" which was inadvertently left out of the original Council resolution that was passed on October 18, 2011.

RECOMMENDATION:

THAT By-Law No. 2012-58, "A By-Law to approve the renaming of the portion of Barrack Street between King Street and the Street End of Barrack Street East of Ontario Street to Tragically Hip Way" be amended by the attached By-Law No. _____;

THAT the By-Law be given all three readings at the same meeting.

AUTHORIZING SIGNATURES:

<p><u>ORIGINAL SIGNED BY COMMISSIONER</u> Cynthia Beach, P.Eng., MCIP, RPP, Commissioner, Sustainability and Growth</p>
<p><u>ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER</u> Gerard Hunt, Chief Administrative Officer</p>

April 17, 2012
- Page 2 -

CONSULTATION WITH THE FOLLOWING COMMISSIONERS:

Lanie Hurdle, <i>Community Services</i>	N/R
Denis Leger, <i>Transportation, Properties & Emergency Services</i>	N/R
Jim Keech, <i>President and CEO, Utilities Kingston</i>	N/R

(N/R indicates consultation not required)

K:\D20_Municipal Addressing\2011\D20-059-2011 - RENAME Barrack St between King & Ontario\12-149 Amendment to 12-089.doc

April 17, 2012

- Page 3 -

OPTIONS/DISCUSSION:**Background**

On April 3, 2012, Council passed By-Law No. 2012-58, "A By-Law to approve the renaming of the portion of Barrack Street between King Street and the Street End of Barrack Street East of Ontario Street to Tragically Hip Way".

An administrative amendment to the above by-law has been requested to revise the street name from "Tragically Hip Way" to "The Tragically Hip Way" to recognize The Tragically Hip's full and correct band name. The result of the by-law amendment would be to include the word "The" which was inadvertently left out of the following original Council resolution that was passed on October 18, 2011:

THEREFORE BE IT RESOLVED that City staff be requested to report back to Council on January 17, 2012, on the feasibility of renaming Barrack Street between King Street and Ontario Street, either permanently or with an additional honorary name as 'Tragically Hip Way', to honour this outstanding group in a civic manner befitting of their place in our community of Kingston; staff may also suggest alternatives, such as naming a public asset, in the redeveloped North Block;

- and further –

THAT staff be further directed to hold a public meeting to allow input from members of the public on all options available for recognizing The Tragically Hip.

The amendment to the by-law is administrative in nature and does not alter the spirit or intent of By-law No. 2012-58. The impact of the change would be reflected on the two street signs. Three readings of the by-law has been requested to facilitate the change in a timely manner.

EXISTING POLICY/BY LAW:

The By-law currently governing road naming in the City of Kingston is By-law No. 2005-98, "A By-law to Direct the Orderly Addressing of Buildings and Properties and Appropriate Naming of Roads Within the City of Kingston."

The City By-law governing notice and public consultation is By-law No. 2003-15, "A By-Law to Provide for Notice Provisions as required under the *Municipal Act*, 2001".

April 17, 2012

- Page 4 -

NOTICE PROVISIONS:

The original By-law No. 2012-58 was passed in compliance with By-law No. 2003-15, "A By-Law to Provide for Notice Provisions as required under the *Municipal Act, 2001*".

As the amendment to the by-law is administrative in nature, Council has been requested to waive the notice requirements of the above noted by-law. The By-law requires that the intent to rename any street be published in the newspaper before the by-law is passed.

ACCESSIBILITY CONSIDERATIONS:

This report is available in alternate formats upon request.

FINANCIAL CONSIDERATIONS:

Two street name signs would need to be replaced with the updated road name.

CONTACTS:

Grant C. Bain, Director, Planning and Development, 613-546-4291, ext. 3252
Cherie Mills, Manager, Policy Planning, 613-546-4291, ext. 3289

OTHER CITY OF KINGSTON STAFF CONSULTED:

Hal Linscott, City Solicitor
John Bolognone, City Clerk

EXHIBITS ATTACHED:

Exhibit 'A' Draft By-law Amendment to By-law No. 2012-58

BY-LAW NO. _____

A BY-LAW TO AMEND BY-LAW NO. 2012-58 "A BY-LAW TO APPROVE THE RENAMING OF THE PORTION OF BARRACK STREET BETWEEN KING STREET AND THE STREET END OF BARRACK STREET EAST OF ONTARIO STREET TO TRAGICALLY HIP WAY" TO REVISE THE NAME OF THE STREET TO "THE TRAGICALLY HIP WAY"

PASSED: [_____], 2012

WHEREAS the Municipal Act, 2001, S.O. 2001, c. 27, as amended (the "Act") provides that municipalities may pass by-laws respecting highways, which also include all road allowances, streets and lanes shown on a registered plan of subdivision; and,

WHEREAS the City of Kingston has passed and enacted By-Law No. 2005-98 "The City of Kingston Civic Addressing And Street Naming By-law" in accordance with the terms of the Municipal Act, 2001, S.O. 2001, c. 27, as amended; and,

WHEREAS a public meeting was held by City Council on January 18, 2012 for the purpose of presenting information and receiving public comments regarding the proposal to change the name of a portion of Barrack Street to Tragically Hip Way; and,

WHEREAS public notice of Council's intention to pass By-Law No. 2012-58 was published in *The Kingston Whig-Standard* as prescribed in By-Law No. 2003-15 "A By-Law to Provide for Notice Provisions Under the Municipal Act, 2001"; and,

WHEREAS City Council gave third reading and passed By-Law No. 2012-58 renaming a portion of Barrack Street to Tragically Hip Way at its meeting of April 3, 2012 and in accordance with the provisions of By-Law No. 2005-98 "The City of Kingston Civic Addressing And Street Naming By-Law"; and,

WHEREAS it has been determined that the full and correct name of the band is "The Tragically Hip" and that this full name should be reflected in By-Law No. 2012-58 and in the implementing street signage and any affected building or property address; and,

WHEREAS the addition of the word 'The' to the street name Tragically Hip Way is administrative in nature and does not alter the spirit or intent of By-Law No. 2012-58; and,

NOW THEREFORE the Council of The Corporation of the City of Kingston hereby enacts as follows:

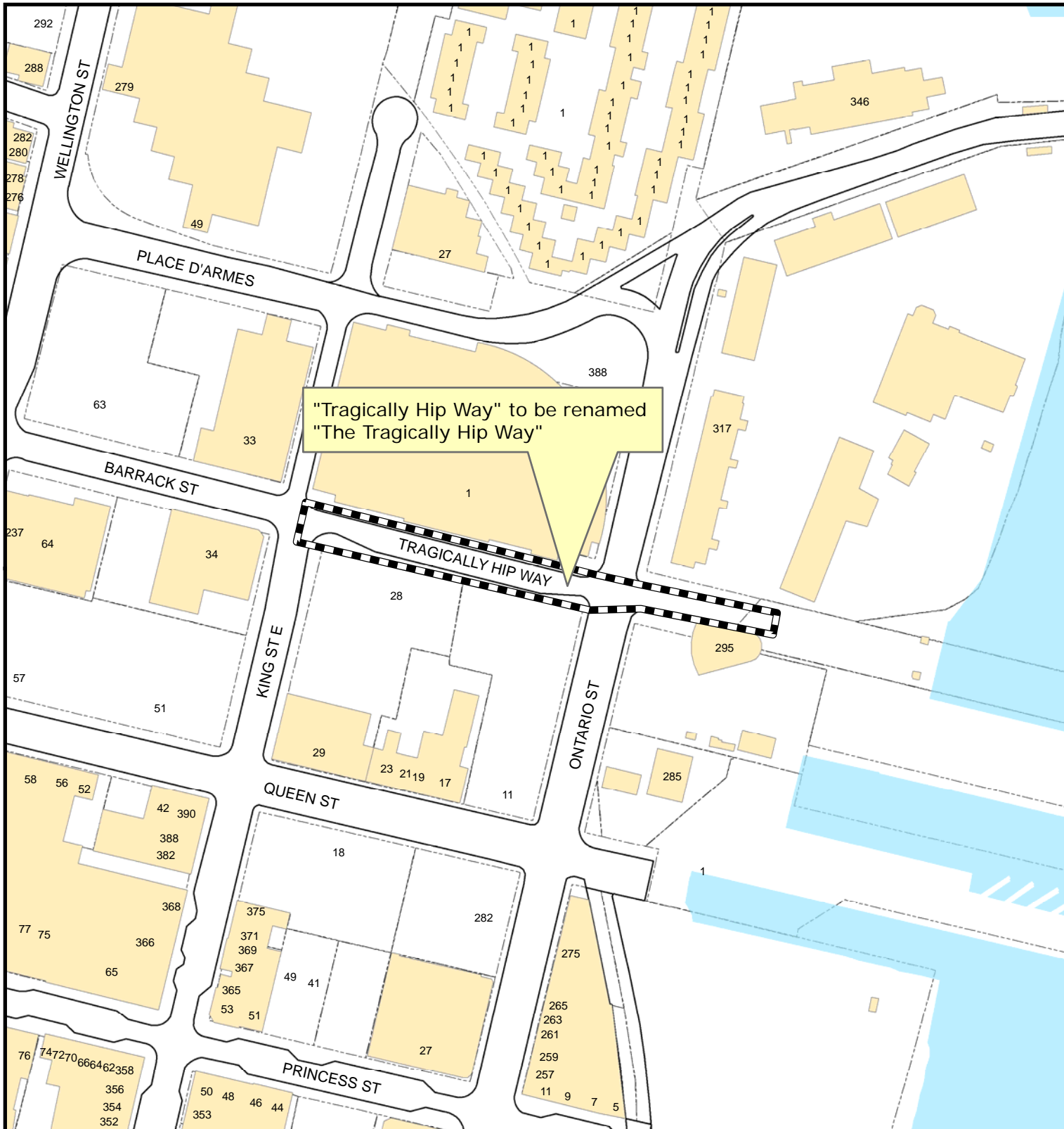
1. That Section 1. of By-Law No. 2012-58 be amended by inserting the word 'The' in front of the name "Tragically Hip Way" in the third line so that it now reads as The Tragically Hip Way;
2. That Schedule 'A' to this By-Law which forms part of By-Law No. 2012-____, amends Schedule 'A' to By-Law No. 2012-58, by inserting the word 'The' in front of the name "Tragically Hip Way" as shown on Schedule 'A' to By-Law No. 2012-58 as a map note and on the map legend so that they both now read as "The Tragically Hip Way";

3. That the provision prescribed in By-Law No. 2003-15 "A By-Law to Provide for Notice Provisions Under the *Municipal Act, 2001*" which requires that the intent to rename any street be published in the newspaper before the by-law is passed, be waived for this amendment to By-Law No. 2012-58;
4. That this By-Law shall come into force and take effect on its passing.

GIVEN ALL THREE READINGS AND PASSED [], 2012

CITY CLERK
JOHN BOLOGNONE

MAYOR
MARK GERRETSEN



THE CORPORATION OF THE CITY OF KINGSTON

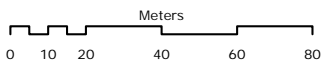
SCHEDULE 'A'
TO BY-LAW NO. 2012-_____

Planning & Development
a department of
Sustainability & Growth



"Tragically Hip Way" changed to "The Tragically Hip Way"

File: D20-059-2011



Certificate of Authentication

This is Schedule 'A' to By-Law No. 2012-____, passed this ____ day of _____, 2012.

Mayor

Clerk