



## Council Report

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<b>Report Number:</b>	<b>PW2021-006</b>
<b>Meeting Date:</b>	October 19, 2021
<b>Title:</b>	<b>Use of Off Road Vehicles – Resolution Status</b>
<b>Description:</b>	Provide Council with the latest update on resolutions and status.
<b>Author and Title:</b>	Bryan Robinson, Director of Public Works

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### Recommendation(s):

**That** Report RD2021-006, Use of Off Road Vehicles – Resolution Status, be received;  
and

**That** the Off Road Vehicle Use of City Roads Task Force Terms of Reference be  
amended to a completion date of December 31, 2021.

**Department Head:** \_\_\_\_\_

**Financial/Legal/HR/Other:** \_\_\_\_\_

**Chief Administrative Officer:** \_\_\_\_\_

## **Background:**

Council received Report RD2020-008 regarding off road vehicle use on municipal roads at the October 6, 2020 Committee of the Whole (COW) meeting. At that meeting, Staff recommended some administrative changes to the existing By-Law (2019-077) and also deferring the discussion to several pending master planning exercises (Trails Master Plan and Transportation Master Plan). COW deliberated and ultimately made alternate recommendations to Council on October 20, 2020:

CR2020-320

**That** Report RD2020-008, **Off Road Vehicle Use of Municipal Roads**, be received.

**Carried**

CR2020-321

**That** the amendments to Section 2.07 and Section 4.01 of By-Law 2019-077, being a By-Law to Regulate the Operation of ATV's and ORV's on Municipal Highways, outlined in Appendix A to Report RD2020-008, be approved;

**That** the necessary By-Law to amend By-Law 2019-077 be forwarded to Council for approval; and

**That** Staff present Terms of Reference for a Task Force dedicated to the review of off road vehicle use of municipal road to Council for consideration by the end of Q4, 2020; and

**That** the Task Force dedicated to the review of off road vehicle use of municipal roads report back to Council on or before the March, 2021 Committee of the Whole Meeting with a list of potential roads, streets and trails to be used by off road vehicles.

**Carried**

At the December 15, 2021 Council meeting, Council resolved:

CR2020-457

That Report RD2020-012, Task Force – Off Road Vehicle Use of Municipal Roads, be received;

That the Terms of Reference in Appendix A to Report RD2020-012 be approved by Council;

That Councillors Richardson, Dunn and Seymour-Fagan be appointed to the Task Force; and

That Staff be authorized to proceed with recruitment of task force members.

**Carried**

At the January 28, 2021 Council meeting, Council resolved:

CR2021-041

**That** the following members of the public be appointed to the Off Road Vehicle Use of City Roads Task Force for the proposed term of the Task Force:

Don Mitchell;  
Jason Ramsay;  
Carolyn Richards; and  
Steve Lane.

**Carried**

Report PW2021-002 was presented to the Committee of the Whole (Committee) on May 4, 2021. The report includes background on the formation of the task force, activities undertaken and initial recommendations from the Task Force. The Committee held a fulsome discussion on the recommendations from the Task Force and provided recommendation to Council. At the Council Meeting of May 18, 2021, Council adopted the following resolutions:

CW2021-121

**That** Report PW2021-002, Off Road Vehicle Task Force Recommendations, be received.

**Carried**

CW2021-122

**That** Council continue the discussion on a proposed amendment to By-Law 2019-077, being a By-Law to Regulate the Operation of ATV's and ORV's on Municipal Highways in the City of Kawartha Lakes, to allow more road access for ATV's only South of Road 8.

**Carried**

CW2021-123

**That** any Pilot Program that is initiated on the use of off road vehicles on City roads will have a two-year term with a review after one year.

**Carried**

CW2021-124

**That** if off road vehicles are permitted on City Roads that access will be permitted between 7:00 a.m. to 9:30 p.m. from May 1st to November 30<sup>th</sup>, pursuant to By-Law 2007-107, being the By-Law to Regulate and Govern Trail Uses Along the Victoria Rail Trail Corridor in the City of Kawartha Lakes.

**Carried**

CW2021-125

**That** the use of off road vehicles on rural roads be referred to the Off Road Vehicle Use of City Roads Task Force for review in September, 2021, with a report back to Committee of the Whole Meeting in Q4, 2021.

**Carried**

CW2021-126

**That** specific road linkage leading from the Bethany Trail Head to the Ganaraska Forest be referred to the Off Road Vehicle Use of City Roads Task Force for review, in coordination with Staff, in September, 2021, with a report back to Committee of the Whole in Q4, 2021.

**Carried**

CW2021-127

**That** the issue of a route leading into commercial district of Bobcaygeon for off road vehicles be referred to the Off Road Vehicle Use of City Roads Task Force for finalization; and

**That** the Off Road Vehicle Use of City Roads Task Force report back on the Bobcaygeon route at the Committee of the Whole Meeting on June 1, 2021.

**Carried**

CW2021-128

**That** the recommendation pertaining to the all terrain vehicle ("ATV") route in Lindsay be deferred to the Committee of the Whole Meeting on June 1, 2021.

**Carried**

CW2021-129

**That** the issue of additional road linkage to provide all terrain vehicles with road access to and from any established ATV route through Lindsay be referred to the Off Road Vehicle Use of City Roads Task Force for review in September, 2021, with a report back to Committee of the Whole in Q4, 2021.

**Carried**

At the June 15 Council meeting, additional information was brought to Council for discussion and consideration via memos from Councillor Dunn. At the meeting, they resolved:

CR2021-287 (CW2021-176)

**That** the proposed route for the Off Road Vehicle Pilot Project to provide access through Lindsay for all terrain vehicles, being the Victoria Rail Trail (VRT) trailhead at Logie Street to King Street, King Street to Lindsay Street, Lindsay Street to Wellington Street, Wellington Street to Victoria Avenue, Victoria Avenue to Elgin Street, Elgin Street to Angeline Street, Angeline Street to Thunderbridge Road, Thunderbridge Road to the VRT trailhead, be advertised for three (3) weeks with a link to the City's Jump In Page; and

**That** a report be brought back to Council at the Committee of the Whole Meeting in September.

**Carried**

CW2021-179

**That** the recommendation on the proposed route through Bobcaygeon for the Off Road Vehicle Pilot Project be deferred until September, 2021.

**Carried**

CW2021-182

**That** the Terms of Reference for Off Road Vehicle Use of City Roads Task Force be amended to increase the maximum number of members to nine (9); and  
**That** two (2) additional members be recruited for the Off Road Vehicle Use of City Roads Task Force before September of 2021.

**Carried**

At the September 21, 2021 meeting Council resolved:

CR2021-422 (CW2021-216)

**That** Report PW2021-004, Off Road Vehicle Task Force Recommendations, be received;

That the Off Road Vehicle Use of City Roads Task Force review and report back on by-pass options for an ATV route around Lindsay to link the north and south trails; and

**That** the by-pass option(s) include a bridge crossing at Thunderbridge Road.

**Carried**

This report provides a listing of Council decisions respecting the use of off road vehicles in Kawartha Lakes, as requested by the Mayor.

### **Rationale:**

Table 1 below provides an update on resolutions resulting from the ORV Task Force identified above.

Table 1

Resolution	Item	Status
CR2020-320	RD2020-008 be received	Complete
CR2020-321	By-Law amended, Task Force TOR be created and report back by March	Complete
CR2020-457	Report received, TOR approved, Councillors appointed, authorized to commence recruitment of public members	All tasks complete
CR2021-041	Appointment of public task force members	Complete
CW2021-121	Receive report	Complete
CW2021-122	Council continue discussion on ORV use	Ongoing
CW2021-123	Any pilot to have 2 year timeline	Action pending approval of a pilot
CW2021-124	If amendments are approved modification of permitted time	No action required yet

Resolution	Item	Status
CW2021-125	Use on Rural Roads referred to Task Force review in September	Ongoing Task Force assignment
CW2021-126	Bethany – Ganaraska connection deferred to Task Force review in September	Ongoing Task Force assignment
CW2021-127	Recommended route(s) through Bobcaygeon returned in June	Complete - No Council decision
CW2021-128	Recommended route(s) in Lindsay returned in June	Complete - No Council decision
CW2021-129	Additional road linkage(s) to any approved Lindsay route(s) deferred to September review	Ongoing Task Force assignment
CW2021-176	Advertise Lindsay Route, conduct survey and return information in Sept	Complete
CW2021-179	Route in Bobcaygeon deferred to September review	Ongoing Task Force assignment
CW2021-182	Increase membership from 7 to 9	Complete
CW2021-216	Review alternate Lindsay bypass route(s)	Ongoing Task Force assignment

Staff also note that the existing Terms of Reference for the Off Road Vehicle Task Force has expired. The approved Terms of Reference state that the final recommendations and completion date for Task Force was June 30, 2021. During deliberation of the recommendations, Council has tasked the Task Force with additional assignments with a delivery date of Q4, 2021. Staff are therefore recommending that the Task Force TOR be extended to December 31, 2021.

### **Other Alternatives Considered:**

This report is provided for information purposes only, hence no alternatives are offered.

### **Alignment to Strategic Priorities**

The topic for consideration in this report touches all four strategic priorities within the 2020-2023 Kawartha Lakes Strategic Plan as follows:

1. A Healthy Environment
  - a. The City has an obligation to implement change in an environmentally responsible way. Concerns over impacts have been raised (noise, emissions, chasing away animals) have been raised.

2. An Exceptional Quality of Life

- a. Careful and strategic permission of use of roads can have positive impact on the quality of life. It can expand tourism and promote enhanced quality of life for those that take part in the activity. However, concern has been raised that this initiative could also negatively impact the quality of life due to noise.

3. A Vibrant and Growing Economy

- a. There is potential for increased tourism from expanding the capability for the public to access local restaurants and accommodation.

4. Good Government

- a. It is the responsibility of municipal government to ensure all criteria and input when making policy decision. This report provides clarity on the process to date for Council consideration on the matter.

**Financial/Operation Impacts:**

There are no fiscal or operational impacts through receipt of this report.

**Consultations:**

None

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**Department Head:** Bryan Robinson

**Department File:** C06-21