



# Regional Board Report

**TO:** Regional Board

**FROM:** Murray Kopp  
Director - Parks Services Department

**DATE:** July 9, 2020

**SUBJECT:** License of Occupation Agreement – City of Kelowna Transit Stops at Mission Creek Regional Park

**Voting Entitlement:** All Directors - Weighted Vote - Simple Majority - LGA 210.2

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**Purpose:** The purpose of this report is to seek approval for a 5-year Licence of Occupation with the City of Kelowna to permit the construction and operation of 4 Transit Stops/Shelters over portions of Mission Creek Regional Park along Springfield Road.

## Executive Summary:

The City of Kelowna is requesting approval of a 5-year License of Occupation with the Regional District to permit encroachment into Mission Creek Regional Park for the relocation of the Leckie Road transit stop, the improvement of the Durnin Road transit stop, and the creation of a new transit stop at the North/West corner of Ziprick and Springfield Roads. In addition, the new 5-year License of Occupation will renew the license at the South/West corner of Ziprick and Springfield Roads. The improvements and changes to these transit stops are important to improve transit rider accessibility and access to Mission Creek Regional Park.

## RECOMMENDATION:

**THAT** the Regional Board approves providing a 5-Year Licence of Occupation to the City of Kelowna for the renewal of an existing transit stop and construction and operation of 3 Transit/Shelters over 3 portions of Mission Creek Regional Park as identified in the attached license document along Springfield Road for a 5-Year term.

Respectfully Submitted:

Murray Kopp,  
Director – Parks Services

Approved for Board's Consideration

Marilyn Rilkoff, Deputy CAO

*Prepared by: Wayne Darlington, Manager – Park Planning & Capital Projects*

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**Implications of Recommendation:**

Strategic Plan:	The completion of a 5-year License of Occupation agreement with the City of Kelowna for transit stops fronting Mission Creek Regional Park improves accessibility for transit and park users and meets the following Regional Board Strategic Priorities: Transportation and Mobility; Sustainable Communities, Economic Development; and Environment.
Financial:	There are no financial implications for entering into a 5-year License of Occupation agreement with the City of Kelowna. The city is bearing all costs for improvements and development of the transit facilities.
Policy:	Bylaw #884 Official Regional Parks Plan and the Regional Parks and Greenways Plan for the Central Okanagan (2008-2020) provides the overall general guidance for the delivery of Regional Parks.
Legal/Statutory Authority:	<i>Local Government Act</i> Section 191; Regional Parks and Regional Trails Regulation (B.C. Reg. 361/2004, O.C. 772/2004).

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**Background:**

In 2015, parks staff brought forward a report to the Regional Board for support of a License of Occupation for improvements to the transit stop locations at the South/West corner of Leckie and Springfield Roads and at the South/West corner of Ziprick and Springfield Roads. In both locations a small area of Mission Creek Regional Park was required to ensure that both transit stops could meet accessibility requirements and directly support improved accessibility to the park. The Regional Board unanimously supported this initiative.

Now, in 2020, further improvements to the transit stops are being sought by the City of Kelowna and will require slight encroachment into Mission Creek Regional Park requiring a purpose of these new improvements is to accommodate better access to transit, improve accessibility and to accommodate future road improvements. The City is proposing the following projects for inclusion within the 5-year license of occupation:

- 1) Relocate the transit stop from the South/West corner to the South/East corner of Springfield and Leckie Roads. This will permit future improvements to the intersection of Leckie and Springfield Roads and improve access into Mission Creek Regional Park. This transit stop will encroach into the park covering 302.12 m<sup>2</sup> (Attachment 2),
- 2) Reconstruct the existing transit stop at Durnin Road and Mission Creek Regional Park to improve accessibility for transit users and access to the park. The existing transit stop does not meet current accessibility requirements. This transit stop will encroach into the park covering 11.16 m<sup>2</sup> (Attachment 2),
- 3) Construct a new transit stop at the North/West corner of Ziprick and Springfield Roads to improve accessibility for transit users. This transit stop is located on a strip of undeveloped Mission Creek Regional Park land on the North side of Springfield Road that has no park amenities and is primarily used by Rutland Water Works for their water infrastructure. This transit stop will encroach into the park covering 111.50 m<sup>2</sup> (Attachment 2), and

- 4) Renewal of the transit stop at the South/West corner of Ziprick and Springfield Roads that was approved by the board in the 2015. This transit stop encroaches into the park by 44.4 m<sup>2</sup> (Attachment 2).

The total encroachment into Mission Creek Regional Park and covered by this License of Occupation for the completion and operation of these 4 transit stops is 469.18m<sup>2</sup>.

In conclusion, the improvements to the transit stop locations along Springfield Road in front of Mission Creek Regional Park will improve access for transit users and improve access into Mission Creek Regional Park and be more inclusive. In addition, these locations will support regional initiatives towards reducing vehicle travel and encourage residents to access the park via transit. Therefore, staff request that the Regional Board consider approving entering into a 5-year Licence of Occupation agreement with the City of Kelowna to complete these necessary improvements to transit at Mission Creek Regional Park.

#### **External Implications:**

The Central Okanagan region will benefit through the inclusion of accessible transit stops at Mission Creek Regional Park and will assist to encourage alternate forms of transportation for park users to access the park.

#### **Alternative Recommendation:**

**THAT** the Regional Board does not approve providing a 5-Year Licence of Occupation to the City of Kelowna for the renewal of an existing transit stop and construction and operation of 3 Transit/Shelters over 3 portions of Mission Creek Regional Park as identified in the attached license document along Springfield Road for a 5-Year term.

#### ***Considerations not applicable to this report:***

- *General*
- *Organizational*

#### **Attachment(s):**

- 1) General Location Map – City of Kelowna Transit Stops – Mission Creek Regional Park
- 2) City of Kelowna-RDCO MCP Transit Stops - License of Occupation Agreement
- 3) Maps of the Transit Stops in Mission Creek Regional Park