



**City of Kingston
Report to Council
Report Number 19-186**

To: Mayor and Members of Council
From: Lanie Hurdle, Acting Chief Administrative Officer
Resource Staff: Paige Agnew, Director, Planning, Building & Licencing Services
Date of Meeting: July 9, 2019
Subject: Request for Noise Exemption – Queen’s University Orientation Week Events

Executive Summary:

Queen’s University and the Alma Mater Society have submitted a joint application for exemptions to the City’s Noise By-Law for events scheduled to take place during their 2019 Orientation Week (Exhibit A).

Partners across Queen’s University are collaborating in the planning of the 2019 Residence Move-in Day (Saturday, August 31st) and Orientation week activities (Saturday, August 31st – Sunday, September 8th). These partners include the Alma Mater Society, Housing and Ancillary Services, the Student Experience Office, the Office of the Vice-Provost and Dean of Student Affairs, Government Relations, and Athletics and Recreation. Orientation Week includes several annual on-campus events which utilize amplified sound, and require noise by-law exemptions. Exhibit B is a chart, organized by calendar date, which outlines the time and location of the events on Queen’s Main Campus and one event at West Campus.

Recommendation:

That Queen’s University is granted an exemption from Schedule B of By-Law Number 2004-52, “A By-Law to Regulate Noise”, to permit the following events during Orientation Week:

1. For the area of Main Campus bounded by Union, Barrie, Stuart, and Albert streets from the hours of 8 a.m. to 11 p.m. on August 31 and September 1, 2, 3, 4, 6, and 7.
2. For the area south of Duncan McArthur Hall on Queen’s West Campus between the hours of 3 p.m. and 5 p.m. on September 4.

July 9, 2019

Page 2 of 6

3. For events held on public property during September 2, 3, 4, 5, 6, and 7 between 9:30 a.m. and 7:30 p.m., including:

A 'Welcome Forum' event, consisting of welcome speeches and introductions for students, on Monday, September 2, 2019, located at Cricket Field. It is proposed that the event will take place from 9 a.m. to 10:30 a.m.

A 'Queen's In the Park' event, consisting of a booth fair for Queen's clubs, on Monday, September 2, 2019, located at Lower City Park. It is proposed that the event take place from 2 p.m. to 6 p.m.

A 'Let's Get Scrambled' event, a capture the flag game, on Monday, September 2, 2019, located at Victoria Park (West Half). It is proposed that the event will take place from 1:30 p.m. to 4 p.m.

A 'Thundermugz' event involving engineering programming for building structures and an obstacle course, on Tuesday, September 3, 2019, located at City Park. It is proposed that the event will take place from 10:20 a.m. to 4 p.m.

A 'Frosh Olympics' event, involving rotations and small group games, on Tuesday, September 3, 2019, located at Cricket Field. It is proposed that the event will take place from 1 p.m. to 6 p.m.

A 'Tour of the Town' event, on Tuesday, September 3, 2019, during which time students will visit Confederation Park, where local businesses will have booths set up. It is proposed that the event will take place from 9 a.m. to 1 p.m.

A 'Barbecue' event, on Tuesday, September 3, 2019, in Confederation Park, where students will rotate between a barbecue and boat cruise. It is proposed that the event will take place from 2:30 p.m. to 7:30 p.m.

A 'Olympics/Paint Party' event, involving small group games and a paint party on a tarp, on Tuesday, September 3, 2019, in Victoria Park. It is proposed that the event will take place between 1 p.m. and 5 p.m.

A 'Highland Games' event, involving rotations for small group games and a cheer off, in City Park on Wednesday, September 4, 2019. The event is proposed for 12:30 p.m. until 5 p.m.

A 'Commapolooza/Coverall Painting' event, involving a concert and painting, in MacDonald Park (9 King Street East), on Wednesday, September 4, 2019. It is proposed that the event will take place between 3:30 p.m. and 7:30 p.m.

July 9, 2019**Page 3 of 6**

A 'Coverall Painting and Bottle Drive' event, involving painting and preparations for a bottle drive in University District, on Saturday, September 7, 2019, in Victoria Park. It is proposed that the event will take place between 9 a.m. and 3 p.m.

A 'Computer Science Cup' event, involving various games and activities, on Saturday, September 7, 2019, in Cricket Field. It is proposed that the event will take place between 12 p.m. and 3:15 p.m.

A 'Daffodil Day' event, involving performances to raise money for the Canadian Cancer Society, in Confederation Park on Saturday, September 7, 2019. It is proposed that the event will take place between 3 p.m. and 6 p.m.

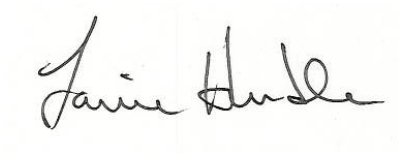
A 'Mental Health Day' event, involving rotations with food trucks, mental health resources, and stress reducing activities, in City Park, on Saturday, September 7, 2019. It is proposed that the event will take place from 11 a.m. to 2 p.m.

A 'Tournament of the Century' event, involving games and painting, in Grass Creek Park (2991 Highway 2), on Saturday, September 7, 2019, between 11 a.m. and 2:45 p.m.

July 9, 2019

Page 4 of 6

Authorizing Signatures:



**Lanie Hurdle, Acting Chief
Administrative Officer**

Consultation with the following Members of the Corporate Management Team:

Peter Huigenbos, Acting Commissioner, Community Services	Not required
Jim Keech, President & CEO, Utilities Kingston	Not required
Desirée Kennedy, Chief Financial Officer & City Treasurer	Not required
Sheila Kidd, Commissioner, Transportation & Public Works	Not required
Deanne Roberge, Acting Commissioner, Corporate Enterprise Services	Not required

July 9, 2019

Page 5 of 6

Options/Discussions:**Events on Public Property**

In 2017, Council granted noise exemptions for Queen's University Orientation Week events. No noise complaints were received arising from these particular events. In 2018, the Alma Mater Society (AMS) requested that 18 events be held on public property, concentrated in Cricket Field and lower City Park. A complaint was received in 2018 regarding amplified sound at an event held in Cricket Field. For 2019, that event will be held on Queen's Main Campus.

Orientation Week (Saturday, August 31, 2019 – Sunday, September 8, 2019) also includes events scheduled on public property. For 2019, Queen's University is requesting the use of public property for 16 events, spread across several City parks to lessen the impact for the community. The events scheduled on public property are included as part of Queen's University's request for exemptions to the City's Noise By-Law. The amplified noise associated with these events is not permitted at any time in residential areas, according to Section 4.2, under Schedule B of the City of Kingston's Noise Control By-Law Number 2004-52.

An advertisement of this request for exemptions was placed on the City Page in The Kingston Whig-Standard on May 28, 2019 (Exhibit C) and on the City of Kingston website. The notices are published in order to give the public a chance to have input on the proposed request for exemption. No correspondence was received. Event organizers will provide City By-Law Enforcement and Kingston Police with a contact person during the events to allow for any issues or complaints that may arise to be communicated directly to them.

Existing Policy/By-Law:

Council has granted exemptions to By-Law Number 2004-52 "A By-Law to Regulate Noise" for Orientation week events in the past and the authority to do so is specifically granted to Council under Subsection 129 (3) of the *Municipal Act*.

Notice Provisions:

The *Municipal Act* no longer requires public notification, but notice is given in order to provide Council with some community feedback before deciding on these requests.

An advertisement of this request for exemptions was placed on the City Page in The Kingston Whig-Standard on May 28, 2019 and was posted on the City's website. The advertisement stated that anyone wishing to object to the exemption should deliver their concerns in writing or by email by 4:30 p.m. on Friday, June 7, 2019, to the Licensing and Enforcement Division.

Accessibility Considerations:

Not applicable

July 9, 2019

Page 6 of 6

Financial Considerations:

Queen's University is required to pay a \$300.00 fee to help cover the cost of processing noise exemption requests as well as the full cost for publishing the notice in the newspaper.

Contacts:

Lacricia Turner, Manager, Licensing & Enforcement 613-546-4291 extension 3222

Benjamin Poirier, Licencing & Enforcement Coordinator 613-546-4291 extension 3177

Other City of Kingston Staff Consulted:

Not applicable

Exhibits Attached:

Exhibit A Correspondence from the applicant

Exhibit B Queen's Campus Event Schedule

Exhibit C Public Notice

TO: Ian Semple – Director, Transportation Services
Ben Poirier – Licensing & Enforcement Coordinator, Planning, Building, Licensing & Enforcement

FROM: Queen's University

DATE: May 22, 2019

SUBJECT: Queen's University Move-In and Welcome Activities 2019 Joint-Submission

Partners across Queen's University are collaborating in the planning of the 2019 Residence Move-in Day (Saturday, August 31) and Orientation week activities (Saturday, August 31 – Sunday, September 8). These units include the Alma Mater Society, Housing and Ancillary Services, the Student Experience Office, the Office of the Vice-Provost and Dean of Student Affairs, Government Relations, and Athletics and Recreation.

As requested, this package has several components that include all related requests to city departments. These components are as follows:

1. Residence Move-in Day Road Closure Requests

The university has been in regular contact with several city departments, including Kingston Transit, Bylaw Enforcement and the Kingston Police Services in relation to Move-In Day planning. Representatives will continue to connect throughout the summer, building on the successful Move-In Day plan from 2018. We will again be using four scheduled move-in times over the course of the day and directing families toward multiple routes to campus, which helped smooth the flow of arrivals and mitigate traffic congestion. As requested, we have worked to an earlier deadline to determine road closure requests for Move-In.

Appendix A comprises the university's complete application package for temporary road closures, overnight parking restrictions and one-way traffic designations to facilitate Move-In Day on Saturday, August 31. This includes a cover letter and four application files.

2. Orientation Week Road Closure Requests

The Alma Matter Society is submitting road closures for three annual on-campus Orientation Week activities:

- the Frosh Parade (September 2)
- the Sidewalk Sale (September 4)
- Grease Pole (September 7)

These requests note any associated policing resource requests. Appendix B comprises the Alma Mater Society's complete application package for temporary road closures associated with these activities, and references Orientation Week activities that require Queen's property road closures for information.

3. Main-Campus-wide Noise Bylaw Exemption Request

Orientation Week includes several annual on-campus events that require noise by-law exemptions to allow the use of amplified voice and music. Appendix C is a chart, by calendar date, that outlines these activities. To accommodate these events, Queen's requests an exemption from the Noise Control Bylaw to permit the use of amplified voice and music:

- a) For the area of Main Campus bounded by Union, Barrie, Stuart, and Albert streets from the hours of 8 am to 11 pm on September 1, 2, 3, 4, and 7.
- b) For the area south of Duncan McArthur Hall on Queen's West Campus between the hours of 3pm and 5pm on September 4.

4. Use of City Space

The Alma Mater Society is working with the Special Events team at the City Of Kingston to finalize detailed city space requests for orientation activities. Recognizing the demands on city space, the student groups have worked collaboratively to reduce the overall request for city spaces. See Appendix D for the AMS City Space Requests document that was submitted on April 15, 2019. We are hopeful these events and activities also provide an opportunity for students to get to know Kingston and connect with community members during their first few days.

We are appreciative of the time, attention and advice we receive from all of our municipal partners as we prepare to welcome new and returning students to campus and the city. We have worked to engage early, and identify past successes, changes and potential issues, so that we can continue to improve information flow, coordination and implementation of these important initiatives.

We would be happy to answer any questions city staff may have about any of the planned events and activities.

For Move-In Day, please contact Leah Wales - Executive Director, Housing and Ancillary Services
leah.wales@queensu.ca

For Orientation Week activities, please contact Meg Ferriman - Director, Student Life or Will Green - Vice-President University Affairs, AMS
meg.ferriman@queensu.ca or vpua@ams.queensu.ca

For Athletics and Recreation, please contact Leslie Dal Cin – Executive Director, Athletics & Recreation
dalcinl@queensu.ca

For any general inquiries, please contact Corinna Fitzgerald – Assistant Dean, Student Life and Learning
corinna.fitzgerald@queensu.ca

**Orientation Week 2019
On Campus Noise Exemption Requests**

#	Orientation Group	Park/Space Requested	Event	Event Description	Time	Request(s) to City
Sunday, September 1st						
1	Division of Student Affairs (SEO)	Nixon Field and tennis court, AB Field, Kingston Hall and Grant Hall	Sunday Night Activities	5-6 Activities happening on Nixon field or the nearby buildings. Student can participate in trivia, soccer, dodgeball, crafts or watching a movie	8:00 - 23:00	Noise Exemption
2	AMS (FYNIRS)	Tindall Field	Frosh Olympics	Rotations with an obstacle course and small team building games	14:15 – 19:00	Noise Exemption
Monday, September 2nd						
<ul style="list-style-type: none"> The following requests are in addition to the <i>Queen’s Orientation Week 2019 Updated Park Requests</i> document submitted by the AMS. 						
3	AMS (Arts and Science)	University Avenue, Lower University Avenue, Union to Bader Lane, Stuart Street, Professor’s Walk, Arch Street, Barrie Street, Cricket Field	Frosh Parade	Parade through Queen's Campus to showcase various clubs and organizations that celebrates the start of Arts and Science Orientation Week	8:00 - 9:00	Noise Exemption
4	AMS (Health Sciences)	Summerhill	Welcome Ceremony	Speeches and ice breakers	8:00 - 10:30	Noise Exemption
5	AMS (Con-ed)	Agnes Benedickson Field	Ed. Venture In BED	Introductory speeches and meeting leaders	8:45 - 10:15	Noise Exemption
6	AMS (Nursing)	Summerhill	Bonding Time	Introductions and ice breaker games	10:30 - 11:30	Noise Exemption
7	AMS (Commerce)	Summerhill	Comm Together	Introductory ice breakers for groups to get to know each other	11:00 - 11:25	Noise Exemption
8	AMS (Commerce)	Summerhill	Waterpark Games	Mini-game rotations involving water	11:25 - 14:45	Noise Exemption

Exhibit B to Report Number 19-186

9	AMS (NEWTS)	Summerhill	Welcome BBQ	Introductory barbeque for O-Week participants to get to know their leaders and eat lunch together	11:00 – 15:00	Noise Exemption
10	AMS (Nursing)	Summerhill	Lunch at Summerhill	Outdoor lunch	12:15 - 15:00	Noise Exemption
11	AMS (Engineering)	Agnes Benedickson Field and Fifth Field Company Lane closure	APSC Challenge and Eng Cuts	Activity and game rotations including traditional hairstyling	13:00 – 20:30	Noise Exemption And Road Closure
12	AMS (Con-Ed)	Summerhill	Summer Games	Activity rotations for group bonding	13:30 - 16:20	Noise Exemption
13	AMS (Commerce)	Mid and Lower Summerhill	Dance Competition	A dance competition between groups	14:25 - 15:05	Noise Exemption
14	AMS (Con-ed)	Summerhill	Year Dance Reveal	Group dance	16:20 - 18:00	Noise Exemption
15	AMS (Nursing)	Summerhill	Year Dance Reveal	Music playing while groups perform their dance routines	16:30 - 18:00	Noise Exemption
16	AMS (Arts and Science)	Tindall Field	Carnival	Carnival games, inflatables, snacks, and other low intensity activities	20:00 - 23:00	Noise Exemption

Tuesday, September 3rd

- The following requests are in addition to the *Queen’s Orientation Week 2019 Updated Park Requests* document submitted by the AMS.

17	AMS (Nursing)	Summerhill	NOC Chats	Introduction to university rotations	8:30 - 10:15	Noise Exemption
18	AMS (Arts and Sciences)	Tindall Field	How do you feel?	Zumba dance lesson	10:00-14:00	Noise Exemption
19	AMS (Nursing & CompSci)	Agnes Benedickson Field	Computer Science/Nursing BBQ and Dance Off	Dance off between faculties and BBQ lunch	18:00 - 20:00	Noise Exemption
20	AMS (NEWTS)	Tindall Field	The One With the NEWTS (TOWN)	Performances and music outdoors	19:00 - 22:00	Noise Exemption
21	AMS (Arts and Science)	Summerhill	Frosh Night In	Movie screening outdoors	20:00 - 22:30	Noise Exemption

Wednesday, September 4th

- The following requests are in addition to the *Queen’s Orientation Week 2019 Updated Park Requests* document submitted by the AMS.

22	AMS (Commerce)	Summerhill	Pizza Lunch	Lunch with music playing	11:30 - 12:10	Noise Exemption
23	AMS (Health sciences)	Upper Summerhill and Summerhill Circle	Coverall Painting and BBQ	Traditional overall painting	11:30 - 14:30	Noise Exemption
24	AMS (Con-Ed)	Duncan MacArthur Hall Entrance	Coverall Painting	Traditional overall painting	15:00 - 17:00	Noise Exemption
25	AMS (CompSci)	Summerhill	Coverall Painting	Traditional coverall painting	15:20 - 17:30	Noise Exemption

Exhibit B to Report Number 19-186

26	AMS (Arts and Science)	University Avenue and Bader Lane	Sidewalk Sale	Booths from various organizations and businesses from the Queen's and Kingston community. Allows students from multiple faculties to engage and learn more about them	15:30 - 19:00	Noise Exemption AND Road Closures
27	AMS (Phe/Kin)	Summerhill	Dance Off	Dance competition	16:30 - 17:00	Noise Exemption
28	AMS (Phe/Kin)	Summerhill	Amazing Race	Mini-game rotations	17:00 - 8:30	Noise Exemption
29	AMS (Arts and Science)	Agnes Benidickson Field and Miller Hall Parking Lot	Frosh Night Out	Rotations with trivia, low intensity games, and a final culminating awards ceremony announcing the "ArtSci Cup"	15:00 – 22:00	Noise Exemption
30	AMS (NEWTS)	Summerhill	Night Before School	Pancake dinner with music playing in the background	19:00 – 22:00	Noise Exemption
Friday, September 6th						
31	AMS (Concert)	Miller Hall Parking Lot	Mystery Concert	Annual concert with a mystery artist announced the day of	14:00 – 23:00	Noise Exemption
Saturday, September 7th						
32	AMS (Nursing & Phe/Kin)	Upper Summerhill and Summerhill Circle	Breakfast with PHE-KIN	Breakfast	8:00 - 10:00	Noise Exemption
33	AMS (Health sciences)	Lower and Middle Summerhill	Hecercise	Activity and game rotations	10:30 - 16:30	Noise Exemption
34	AMS (Phe/Kin & Con-Ed)	Summerhill	Dance Off	Dance competition	13:00 - 13:30	Noise Exemption
35	AMS (Phe/Kin)	Summerhill	BBQ Lunch	BBQ Lunch with music playing	13:30 – 15:00	Noise Exemption
36	AMS (Engineering)	Fifth Company Lane, Queen's Campus	Engineering Banquet	Semi formal dinner and dance	14:00 – 23:00	Noise Exemption and Road Closures
37	AMS (Phe/Kin)	Summerhill	Coverall Painting	Traditional overall painting	16:30 - 18:00	Noise Exemption
38	AMS (Arts and Science)	Grant Hall, Kingston Hall and Agnes Benedickson Field	Semi Formal	Semi formal dinner and dance	20:00 - 23:00	Noise Exemption



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CityofKingston.ca
613-546-0000
ContactUs@CityofKingston.ca
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Planning Committee Courtesy Public Notice Thursday, June 6, 2019 at 6:30 p.m. Council Chambers, City Hall, 216 Ontario St.

The City of Kingston planning committee will meet to discuss the matters listed below beginning at 6:30 p.m.

Public Meeting

235 Brock St. – FoTenn Consultants Inc. – D14-007-2019

Application for *Zoning Bylaw* amendment to convert an existing mixed commercial/residential use building to a five-unit dwelling. The proposed conversion is not going to require any additions or exterior alterations to an existing four-storey building. The commercial use was a sleep clinic located on the ground floor and second floor of the building.

Residential parking and driveways city wide – City of Kingston – D35-004-2019

Applications for *Official Plan* amendment and *Zoning Bylaw* amendment to provide additional opportunities for off-street parking in residential areas, with limitations, while at the same time balance the need for maintaining the streetscape and neighbourhood character. Amendments are also proposed to regulate the temporary parking and storage of recreational vehicles, watercraft and trailers in residential zones on a seasonal basis.

2285 & 2311 Battersea Rd. – BPE Development Inc. – D35-003-2019

Applications for *Official Plan* amendment and *Zoning Bylaw* amendment to allow the redevelopment of three separately conveyable parcels located at the northwest corner of the Unity Road and Battersea Road intersection. The lands subject to the proposed development are addressed municipally as 2285 Battersea Road, 2311 Battersea Rd. and a landlocked parcel north of these parcels. Cumulatively, the total land area is approximately 13.7 hectares with approximately 295 metres of road frontage on Battersea Road and approximately 115 metres of road frontage on Unity Road. The applicant is proposing to adaptively reuse the existing single-detached dwelling and redevelop the subject lands to accommodate a 27-suite boutique inn, spa, gift shop, restaurant, corporate event venue and 40 rental cabins distributed across the lands. The site is to include agricultural land, vineyards, gardens, a fruit and vegetable stand, craft brewery and craft winery.

Second residential units city wide – City of Kingston – D35-003-2018

Applications for *Official Plan* amendment and *Zoning Bylaw* amendment to apply to second residential units located within a principal dwelling or within an accessory structure that occupies the same lot as principal dwelling. The amendments are intended to broaden permissions related to second residential units, save and except for those areas subject to servicing constraints. The *Zoning Bylaw* amendment will also remove a provision in *Zoning Bylaw 8499* that prohibits habitation space or dwelling units in a cellar. In addition, the *Official Plan* amendment will recognize that the identified servicing constraints also apply to new residential units that are subject to a *Planning Act* application.

Business (items for discussion/recommendation):

Second residential units city wide – City of Kingston – D35-003-2018

See description under Public Meetings.

6675 Highway 15 – IBI Group Incorporated – D14-038-2018

Application for *Zoning Bylaw* amendment to permit the expansion of the existing Wollastonite mining operation located in the Township of Leeds and the Thousand Islands to abutting lands within the City of Kingston. A Special Holding Extractive Industrial 'MX-5-H' zone is proposed for a portion of the property to accommodate the proposed mining extraction expansion.

330 Division St. – E.R. Trought Design Inc. – D14-029-2018

Application for *Zoning Bylaw* amendment to permit the conversion of an existing ground floor commercial retail use in an existing mixed-use building to a residential unit resulting in a two-unit residential building. A second-storey addition is also proposed over an existing one-storey addition to accommodate an enlargement of the existing residential unit on the second floor. The main floor unit is proposed to contain five bedrooms and the second floor unit is proposed to contain six bedrooms. Relief is being sought from a number of performance standards including the minimum lot area per residential unit, minimum front-yard setback, minimum side-yard setback, maximum building height, maximum percentage of lot coverage, and maximum building depth.

For additional planning applications, complete notices and agendas visit:

CityofKingston.ca/PlanningCommittee

To see the status of development applications in Kingston see CityofKingston.ca/DASH

Information regarding the above can be viewed at planning, building and licensing services, 1211 John Counter Blvd., during normal office hours, 8:30 a.m. to 4:30 p.m., Monday to Friday.

Dated at Kingston, Ontario

Paige Agnew, director

This 28th day of May, 2019

Planning, building and licensing services

Request for Noise By-Law Exemption: Queen's University Orientation Week Events

The requested *Noise Bylaw* exemptions would allow amplified sound during events held on Queen's Main Campus and Queen's West Campus between the hours of 8:00 a.m. to 11:00 p.m. on September 1, 2, 3, 4, and 7. The requested exemptions would also allow amplified sound during events held on public property during September 2, 3, 4, 5, 6, and 7 between 9:30 a.m. and 7:30 p.m.

Residents can comment on the proposed application before 4:30 p.m. on June 7, and can learn how to do so by visiting CityofKingston.ca/News or by contacting Ben Poireir, Licensing & Enforcement Coordinator at bpoirier@cityofkingston.ca.

This matter will be considered during the regular council meeting on June 18, 2019.

Visit CityofKingston.ca/news for more details regarding the time and location of the events.

If you require accessibility information about a City of Kingston service or facility or, if you require information in an alternative format, contact 613-546-0000 or ContactUs@CityofKingston.ca.