

# Accessibility Advisory Committee

## Report

5th Meeting of the Accessibility Advisory Committee  
May 24, 2018  
Committee Room #4

Attendance PRESENT: J. Madden (Chair), M. Cairns, L. Chappell, M. Dawthorne, A. Forrest, N. Judges, P. Moore and J. Bunn (Secretary)

ABSENT: J. Higgins, J. Menard, K. Ramer, K. Schmidt, F. Simmons and P. Quesnel

ALSO PRESENT: D. Baxter, C. Da Silva, M. Dellamora, M. Elmadhoon, K. Husain and M. Morris

The meeting was called to order at 3:01 PM.

### 1. Call to Order

#### 1.1 Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

### 2. Scheduled Items

#### 2.1 Main Street Infrastructure Improvements (Lambeth)

That the Civic Administration BE ADVISED that the Accessibility Advisory Committee recommends that additional on-street parking on Main Street in Lambeth be installed between South Routledge Road and Bainard Street (Site 2); it being noted that the attached presentation from M. Davenport, Engineer-in-Training, was received with respect to this matter.

#### 2.2 2018 Parking Lot Rehabilitation

That the following actions be taken with respect to the 2018 Parking Lot Rehabilitation program:

a) the Manager, Municipal Law Enforcement Services - Parking and Licensing, or designate, BE REQUESTED to attend a future meeting of the Accessibility Advisory Committee (ACCAC) to discuss accessible pay parking meters; and,

b) the Civic Administration BE ADVISED that the ACCAC recommends that one additional accessible parking spot be installed in Lot 3E at Piccadilly east of Richmond Street, just south of the pay station;

it being noted that the attached presentation from M. Davenport, Engineer-in-Training, was received with respect to this matter.

#### 2.3 Complete Streets Update

That it BE NOTED that the attached presentation from M. Morris, Engineer-in-Training, with respect to a Complete Streets update, was received.

2.4 Parks and Recreation Master Plan Update

That the attached presentation from M. Dellamora, Supervisor, Age Friendly London, with respect to the Parks and Recreation Master Plan Update, BE REFERRED to the Policy Sub-Committee for review and to respond to the four guiding questions contained within the presentation.

**3. Consent**

3.1 3rd and 4th Reports of the Accessibility Advisory Committee

That it BE NOTED that the 3rd and 4th Reports of the Accessibility Advisory Committee, from the meetings held on March 22, 2018 and April 26, 2018, respectively, were received.

3.2 Municipal Council Resolution - 4th Report of the Environmental and Ecological Planning Advisory Committee

That Municipal Council BE REQUESTED to take no action with respect to the proposed "Green Standards for Light Pollution and Bird-Friendly Development" document submitted by the Environmental and Ecological Planning Advisory Committee, pending the completion of a review and report back to the Accessibility Advisory Committee (ACCAC) by Civic Administration with respect to how the proposal relates to accessibility and the ACCAC has been able to provide input on the draft proposal; it being noted that the ACCAC received the draft proposal for review at the May 24, 2018 meeting of the committee.

3.3 Municipal Council Resolution - Mayor's New Year's Honour List Policy By-law

That it BE NOTED that the Municipal Council resolution, from its meeting held on April 24, 2018, with respect to the changing of the Mayor's New Year's Honour List nomination category from "Persons with Disabilities" to "Accessibility", was received.

3.4 Municipal Council Resolution - Conservation Master Plan for Medway Valley Heritage Forest Environmentally Significant Area.

That the Managing Director, Corporate Services and City Solicitor BE REQUESTED to seek a legal opinion, from an expert in Accessibility and Human Rights legislation, with respect to the following matters, as they relate to the Conservation Master Plan for the Medway Valley Heritage Forest Environmentally Significant Area and the related, attached Council resolution:

a) clarification and direction on parts a) iv) and a) vi) and the application of section 80.15 of the Accessibility for Ontarians with Disabilities Act (AODA), Regulation 191/11 Integrated Accessibility Standard, as it applies to the Municipal Council's decision to reject portions of the recommended Master Plan;

it being noted that clause a) iv) calls for further consultations, however clauses a) i), a) ii), a) v) and a) vii) all serve to limit the scope of what the community (including the Accessibility Advisory Committee [ACCAC]) can discuss, comment on, or recommend and this is of particular concern as several members of Municipal Council cited ineffective or insufficient consultation as a major factor in their rejection of the CMP Phase 2 put forth by the Civic Administration;

it being further noted that, with respect to clause a) vi), the direction to limit hardscaped surfaces may be deemed to be in direct conflict with the Municipal Council endorsed Trail Guidelines and the provincial legislation, more specifically the AODA, Regulation 191/11 Integrated Accessibility Standard, which noted in section 80.9 (1), subsection 3, that “the surface of a recreational trail must be firm and stable”, and section 80.14 (b) further clarifies that “where an exception is permitted to a requirement that applies to a recreational trail..., the exception applies solely to the portion of the recreational trail...for which it is claimed and not to the recreational trail...in its entirety”;

b) to further clarify the much discussed and cited exemption, under section 80.15 of the standard, as the ACCAC believes it does not apply and cannot be used to justify limited accessibility in the Valley;

it being noted that the exemption requires the municipality to demonstrate a significant risk to the environment exists;

it being further noted that the Conservation Master Plan Phase 1, to which the ACCAC had no involvement or undue influence, delineated between areas of high and low sensitivity and risk to the environment and all proposed accessibility enhancements were contained within the Natural Environment Zones, as opposed to the sensitive Nature Reserve Zones; and,

c) to address the application of the Ontario Human Rights Code, as well as the Universal Declaration of Human Rights, as proclaimed by the United Nations, cited in the preamble of the Code, as it relates to the above-noted Municipal Council resolution, most notably the application of sections 1, 2, 13 and 17 of the Code;

it being noted that all discussions at committee level and Municipal Council level addressed only the AODA when discussing accessibility legal requirements.

### 3.5 Notice of Public Meeting - Zoning for Supervised Consumption Facilities and Temporary Overdose Prevention Sites

That it BE NOTED that the Notice of Public Meeting, dated April 25, 2018, from L. Maitland, Planner I, with respect to an amendment to the Zoning By-law related to supervised consumption facilities and temporary overdose prevention sites, was received.

### 3.6 Letter of Resignation

That it BE NOTED that the letter of resignation from the Accessibility Advisory Committee, dated May 10, 2018, from N. Turner, was received.

## 4. **Sub-Committees and Working Groups**

None.

## 5. **Items for Discussion**

None.

## 6. **Deferred Matters/Additional Business**

None.

## 7. **Adjournment**

The meeting adjourned at 4:58 PM