

6. ONTARIO REGULATION 81/12: MUNICIPAL REQUIREMENTS FOR THE ESTABLISHMENT OF RIDEAU CARLETON RACEWAY AS A GAMING SITE

RÈGLEMENT DE L'ONTARIO 81/12 : EXIGENCES MUNICIPALES RELATIVES À LA CRÉATION D'UN SITE DE JEU À L'HIPPODROME RIDEAU-CARLETON

COMMITTEE RECOMMENDATIONS AS AMENDED

That Council approve:

1. The establishment of the Rideau Carleton Raceway (4837 Albion Road) as a Gaming Site, by resolution, in accordance with requirements set out in Subsection 2(2)3.ii of Ontario Regulation 81/12, as described in this report;
2. The process for the municipality to seek public input into the establishment of the proposed Gaming Site at Rideau Carleton Raceway (4837 Albion Road) in accordance with requirements set out in Subsection 2(2)3.i of Ontario Regulation 81/12 , and as described in this report;
3. That the City Clerk and Solicitor be delegated the authority to provide the Council approval and public input to the Ontario Lottery and Gaming Corporation in the form required by the Province of Ontario;
4. That the second reference to Document 2 within “Supporting Documentation” in the English version of the Report on page 11 be changed to Document 3;
5. That the title of Document 3 be changed to “Council-Approved Undertakings for Future Action (not related to O. Reg. 81/12) and Recommendations Adopted on August 28, 2013”; and
6. That the table within Document 3 under the date August 28, 2013, be deleted and replaced with the following:

August 28, 2013	
	1. Direct the Mayor of the City of Ottawa to inform the Ontario Lottery Gaming Corporation (OLG) that the City will take part in the OLG's RFP process as a "host city" for a gaming facility on the understanding that the only location acceptable to the City of Ottawa for an expanded gaming facility is the current location at the Rideau Carleton Raceway, with the current allocation of 1250 slots and the approved expansion for 21 gaming tables;
	2. Direct that the Ontario Lottery and Gaming Corporation (OLG) be informed that the City of Ottawa recommends that the successful proponent arising from the OLG's Request for Proposal process for the zone including the City of Ottawa implement the following as public health measures intended to reduce the risk of problem gambling:
	a. Limit hours of casino operation: no 24-hour access to venues, closed at least 6 hours per day;
	b. Restrict the number of electronic gaming machines (EGMs) and slowing down machine speed of play and prohibit features that promote false beliefs of the odds of winning;
	c. Eliminate casino loyalty programs;
	d. Prohibit ATMs on the gambling floor;
	e. Prohibit casino credit and holding accounts;
	f. Reduce maximum bet size;
	g. Mandate a daily loss maximum;
	h. Implement strong casino self-exclusion programs, including a mandatory player card system;

	<p>i. Issue monthly individual patron statements which include full membership medians and averages to compare against personal record of loss, frequency and duration of play; and</p>
	<p>j. Designate areas for alcohol purchase and not providing alcohol service on casino floors to reduce impaired judgement;</p>
	<p>3. Approve that the proponent for any new or expanded gaming facility at the Rideau Carleton Raceway will:</p>
	<p>a. Be required to undertake a comprehensive Community Transportation Study (CTS) to assess the impacts to the adjacent community and propose mitigation measures as necessary as part of any potential development application for a new or expanded gaming facility, including the creation of a primary entrance to the facility from Bank Street; and</p>
	<p>b. Fund the following as part of any potential development application:</p>
	<p>i. Any costs to accelerate any proposed Transportation Master Plan or any other projects that are identified and deemed appropriate as a result of the CTS, including the potential timing of the O-Train extension as well as road widening projects such as Bank, Albion (south of Lester), Lester, Earl Armstrong, and the Airport Parkway; and</p>
	<p>ii. The cost to implement any Area Traffic Management plan, for Blossom Park and other potentially impacted neighbourhoods, required as a result of the Community Traffic Impact Study; and</p>
	<p>iii. The cost to maintain a free shuttle service to the Rideau Carleton Raceway from the nearest major</p>

	<p>transit hub with no decrease from the highest level of service provided in 2013; and</p>
	<p>c. Be required to develop a transit service plan as part of their development application and that staff be directed to review the proposed transit service plan and review possible funding methods, including the potential for a targeted expansion of the Urban Transit Area, and report the results of their review to the Transit Commission and/or the appropriate Standing Committee and Council, as appropriate;</p>
	<p>4. Direct staff to begin an analysis of potential economic benefits and impacts and potential social impacts related to an expanded gaming facility at Rideau Carleton Raceway and report back to the Finance and Economic Development Committee and Council when it is complete;</p>
	<p>5. Receive the Ottawa Board of Health's report on the <i>Health and Social Impacts Related to Problems with Gambling in Ottawa</i> (Ottawa Board of Health Report 9) for information;</p>

RECOMMANDATIONS DU COMITÉ TELLES QUE MODIFIÉES

Que le Conseil approuve :

1. la création d'un site de jeu à l'hippodrome Rideau-Carleton (4837, chemin Albion), par résolution, conformément aux exigences du sous-alinéa 2(2)3)ii) du Règlement de l'Ontario 81/12 figurant dans le présent rapport;
2. le processus de consultation publique mené par la municipalité sur la création du site de jeu envisagé à l'hippodrome Rideau-Carleton (4837, chemin Albion), conformément aux exigences du sous-alinéa 2(2)3)i) du Règlement de l'Ontario 81/12 figurant dans le présent rapport;

3. la délégation au greffier municipal et avocat général du pouvoir de transmettre à la Société des loteries et des jeux de l'Ontario l'approbation du Conseil et les observations du public, sous la forme exigée par la province de l'Ontario.
4. la deuxième mention du document 2 de la section Document à l'appui, à la page 12 de la version française du rapport, est modifiée pour viser plutôt le document 3;
5. le titre du document 3 est changé pour Mesures à prendre approuvées par le Conseil (non liées au Règl. de l'Ont. 81/12) et recommandations adoptées le 28 août 2013;
6. le tableau daté du 28 août 2013 du document 3 est remplacé par le suivant :

28 août 2013	
	1. Demande au maire de la Ville d'Ottawa d'aviser la Société des loteries et des jeux de l'Ontario (OLG) que la municipalité participera à son processus de demande de propositions en tant que « ville hôte » d'un établissement de jeu, étant entendu que le seul emplacement acceptable pour l'agrandissement d'un établissement de jeu, du point de vue de la municipalité, est l'hippodrome Rideau Carleton, qui possède 1 250 machines à sous et a reçu l'autorisation d'ajouter 21 tables de jeu;
	2. Demande que la Société des loteries et des jeux de l'Ontario (OLG) soit informée que le personnel de la Ville d'Ottawa recommande que le promoteur retenu à l'issue de la demande de propositions pour la zone qui comprend la Ville d'Ottawa mette en œuvre les mesures de santé publique suivantes en vue de réduire les risques liés aux problèmes de jeu :
	a) Limiter les heures d'ouverture du casino : aucun accès permanent aux lieux, et fermeture de l'établissement au moins 6 heures par jour;

	<p>b) Restreindre le nombre d'appareils de jeux de hasard électroniques, ralentir leur vitesse de fonctionnement et interdire tout ce qui peut alimenter les idées fausses sur les chances de gagner;</p>
	<p>c) Interdire les programmes de fidélisation;</p>
	<p>d) Interdire les guichets automatiques dans la salle de jeu;</p>
	<p>e) Interdire le jeu à crédit et la tenue d'ardoises;</p>
	<p>f) Réduire la mise maximale;</p>
	<p>g) Fixer un montant maximal de pertes par jour;</p>
	<p>h) Mettre en place des programmes rigoureux d'auto-exclusion, notamment un système obligatoire de carte de joueur;</p>
	<p>i) Publier chaque mois un relevé individuel présentant des médianes et des moyennes afin que les clients puissent comparer leurs données personnelles de pertes, ainsi que la fréquence et la durée de leurs activités de jeu;</p>
	<p>j) Établir des zones de vente de boissons alcoolisées, et éviter d'en servir dans la salle de jeu pour réduire l'altération du jugement des joueurs;</p>
	<p>3. Approuve le fait que le promoteur responsable de la construction d'un nouvel établissement de jeu ou de l'agrandissement de celui de l'hippodrome Rideau Carleton :</p>
	<p>a) Devra mener une étude exhaustive sur les transports communautaires pour évaluer les répercussions sur les quartiers avoisinants et proposer des mesures d'atténuation au besoin dans le cadre de toute demande d'aménagement éventuelle, y compris la création d'une entrée principale sur la rue Bank;</p>

	<p>b) Devra financer les éléments suivants dans le cadre de toute demande d'aménagement :</p>
	<p>i) les frais engagés pour accélérer la mise en œuvre d'un Plan directeur des transports ou d'autres projets ciblés et jugés appropriés à la lumière de l'étude sur les transports susmentionnée, notamment le calendrier potentiel des travaux d'extension de l'O-Train et des projets d'élargissement des routes (p. ex. : rue Bank, chemin Albion [au sud du chemin Lester], chemin Lester, chemin Earl Armstrong et promenade de l'Aéroport;</p>
	<p>ii) les frais de mise en œuvre d'un plan de gestion de la circulation locale, à Blossom Park et dans d'autres quartiers risquant d'être touchés par les travaux, à la lumière de l'étude des répercussions sur la circulation communautaire;</p>
	<p>iii) un service gratuit de navette vers l'hippodrome Rideau Carleton partant de la plus importante station de transport en commun à proximité, avec un niveau de service équivalent ou supérieur au plus haut niveau de service fourni en 2013;</p>
	<p>c) Devra élaborer un plan de transport en commun dans le cadre de sa demande d'aménagement, plan que le Conseil demandera au personnel d'évaluer, avec ses modes de financement potentiels, ainsi que la possibilité d'une expansion ciblée du secteur de transport en commun urbain, analyse dont les résultats devront être présentés à la Commission du transport en commun ou au comité permanent concerné et au Conseil, selon le cas;</p>
	<p>4. Demande au personnel d'analyser les avantages économiques potentiels de l'agrandissement de l'établissement de jeu de l'hippodrome Rideau Carleton, et ses répercussions</p>

	éventuelles sur les plans économique et social, et de faire rapport au Comité des finances et du développement économique et au Conseil;
	5. Prenne acte du rapport du Conseil de santé d'Ottawa intitulé <i>Répercussions liées aux problèmes du jeu sur la santé et sur le plan social à Ottawa</i> (rapport n° 9 du Conseil de santé d'Ottawa) à titre informatif.

DOCUMENTATION/DOCUMENTATION

1. Director's report, Economic Development and Long Range Planning, dated 22 August 2017 (ACS2017-PIE-EDP-0030)

Rapport du Directeur, Développement économique et Planification à long terme, daté le 22 août 2017 (ACS2017-PIE-EDP-0030)

2. Extract of draft Minutes, Finance and Economic Development Committee, 5 September 2017

Extrait de l'ébauche du procès-verbal, Comité des finances et du développement économique, le 5 septembre 2017

**Report to
Rapport au:**

**Finance and Economic Development Committee
Comité des finances et du développement économique
5 September 2017 / 5 septembre 2017**

**and Council
et au Conseil
13 September 2017 / 13 septembre 2017**

**Submitted on August 22, 2017
Soumis le 22 août 2017**

**Submitted by
Soumis par:
John Smit,
Director / Directeur Economic Development and Long Range Planning /
Développement économique et Planification à long terme
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Ward: CITY WIDE / À L'ÉCHELLE DE LA VILLE File Number: ACS2017-PIE-EDP-0030

**SUBJECT: Ontario Regulation 81/12: Municipal Requirements for the
Establishment of Rideau Carleton Raceway as a Gaming Site**

**OBJET: Règlement de l'Ontario 81/12 : Exigences municipales relatives à la
création d'un site de jeu à l'hippodrome Rideau-Carleton**

REPORT RECOMMENDATIONS

**That the Finance and Economic Development Committee recommend Council
approve:**

- 1. The establishment of the Rideau Carleton Raceway (4837 Albion Road) as a Gaming Site, by resolution, in accordance with requirements set out in Subsection 2(2)3.ii of Ontario Regulation 81/12, as described in this report.**
- 2. The process for the municipality to seek public input into the establishment of the proposed Gaming Site at Rideau Carleton Raceway (4837 Albion Road) in accordance with requirements set out in Subsection 2(2)3.i of Ontario Regulation 81/12 , and as described in this report.**
- 3. That the City Clerk and Solicitor be delegated the authority to provide the Council approval and public input to the Ontario Lottery and Gaming Corporation in the form required by the Province of Ontario.**

RECOMMANDATIONS DU RAPPORT

Que le Comité des finances et du développement économique recommande au Conseil d'approuver :

- 1. la création d'un site de jeu à l'hippodrome Rideau-Carleton (4837, chemin Albion), par résolution, conformément aux exigences du sous-alinéa 2(2)3)ii) du Règlement de l'Ontario 81/12 figurant dans le présent rapport;**
- 2. le processus de consultation publique mené par la municipalité sur la création du site de jeu envisagé à l'hippodrome Rideau-Carleton (4837, chemin Albion), conformément aux exigences du sous-alinéa 2(2)3)i) du Règlement de l'Ontario 81/12 figurant dans le présent rapport;**
- 3. la délégation au greffier municipal et avocat général du pouvoir de transmettre à la Société des loteries et des jeux de l'Ontario l'approbation du Conseil et les observations du public, sous la forme exigée par la province de l'Ontario.**

BACKGROUND

Rideau Carleton Raceway Limited ("RCR") has operated the Rideau Carleton Raceway Entertainment Centre and Standardbred Racing since 1962. As a result of a Minister's Zoning Order, OLG slot machines have been permitted at the Rideau Carleton Raceway (RCR) since 1998. At this time, the Rideau Carleton Raceway employs 540

people, and the City of Ottawa received \$4.7 million in revenues from RCR in 2016. Since 2000, the City of Ottawa has received \$66.1 million from RCR in accordance with the City of Ottawa's revenue-sharing agreement with the Ontario Lottery and Gaming Corporation, which is the provincial government agency that conducts and manages gaming facilities in Ontario, in addition to its other responsibilities as set out in the *Ontario Lottery and Gaming Corporation Act, 1999*.

In 2010, the Government of Ontario directed the Ontario Lottery and Gaming Corporation (OLG) to complete a comprehensive review of the province's lottery distribution network and land-based gaming facilities. The result was a report called, [Modernizing Lottery and Gaming in Ontario](#), released in March of 2012.

The OLG then initiated a three-step competitive process to select private sector companies and/or consortia to develop or redevelop gaming operations in 29 designated zones in Ontario. The Ottawa Area Gaming Zone, being Zone E4 which includes most of the City of Ottawa, and the United Counties of Prescott and Russell (City of Clarence-Rockland) (see Document 2). Only one gaming entertainment centre was permitted in each zone.

The process timelines followed by the OLG were as follows:

1. Request for Information (RFI): published May 17, 2012, and closed July 4, 2012;
2. Request for Pre-Qualification (RFPQ): released on June 2, 2016 and closed August 4, 2016; and
3. Request for Proposal (RFP): released October 22, 2016 and closed February 9, 2017.

Ottawa City Council considered a number of reports, and made a number of decisions regarding the City of Ottawa's participation in the OLG's process and site selection, including contribution agreements (one a replacement agreement for the slots at the RCR and another for a future expanded facility following the RFP process), for a gaming facility within the City of Ottawa, as follows:

1. October 2, 2012 - Finance and Economic Development Committee, Report ACS2012-CMR-OMC-0021 City of Ottawa's Response to Ontario Lottery and Gaming Corporation Request for Expressions of Interest;

2. October 10, 2012 - City Council
3. November 6, 2012 - Finance and Economic Development Committee, Report ACS2012-CMR-FIN-0046 Execution of a Municipal Contribution Agreement with the Ontario Lottery and Gaming Corporation (OLG)
4. November 14, 2012 - City Council
5. July 9, 2013 - Finance and Economic Development Committee, Report ACS2013-CMR-FED-0003, City of Ottawa Participation in OLG RFP Process
6. July 17, 2013 - City Council
7. August 26, 2013 - Finance and Economic Development Committee, Report ACS2013-CMR-FED-0004, City of Ottawa Participation in the Ontario Lottery and Gaming Corporation (OLG) Request for Proposal Process
8. August 28, 2013 - City Council
9. October 1, 2013 - Finance and Economic Development Committee, Report ACS2013-CMR-FIN-0039, Execution of New Municipality Contribution Agreement with Ontario Lottery and Gaming Corporation (OLG)
10. October 9, 2013 - City Council

Each of these reports and decisions were predicated on continued gaming at the Rideau Carleton Raceway. With specific reference to the City of Ottawa Participation in the OLG RFP Process, City Council on August 28, 2013, approved the following recommendation:

That City Council direct the Mayor of the City of Ottawa to inform the Ontario Lottery Gaming Corporation (OLG) that the City will take part in the OLG's RFP process as a "host city" for a gaming facility on the understanding that the only location acceptable to the City of Ottawa for an expanded gaming facility is the current location at the Rideau Carleton Raceway, with the current allocation of 1250 slots and the approved expansion for 21 gaming tables.

On May 15, 2017, OLG announced the results of its RFP process, and that it had selected HR Ottawa, LP (known as "Hard Rock Casino Ottawa") as the service provider for the Ottawa Area Gaming Zone. The Hard Rock Casino Ottawa partnership consists

of HR LP Investor Inc. (owned by Hard Rock International) and RCR Investor Inc. (owned by Rideau Carleton Raceway Holdings Limited). The gaming facility would be located at the Rideau Carleton Raceway (4837 Albion Road).

The announcement also indicated that HR Ottawa would take over day-to-day operations at the RCR in fall 2017. It further noted that HR Ottawa is planning to undertake, at some point in the future, a multi-phase construction process to transform the current OLG Slots at Rideau Carleton Raceway to an upgraded entertainment and gaming destination in Eastern Ontario. HR Ottawa noted in the announcement that they “plan to potentially invest more than \$320 million to create an electrifying, integrated entertainment destination, leading to the potential creation of more than 1,900 construction-related jobs and 2,000 direct and indirect ongoing jobs and opportunities for the Ottawa community”. This future potential expansion is not currently before FEDCO nor Council.

With respect to current operations at the Rideau Carleton Raceway, in March 2011, City Council approved the addition of 21 gaming tables to the facility as a two-year pilot project. Council approved the zoning for this addition on June 22, 2011. Although approved, the OLG, operator of gaming at OLG, did not install gaming tables.

HR Ottawa has advised staff that they will be taking over operations of the Rideau Carleton Raceway in mid-September, under the existing zoning and that a formal letter would be submitted to have a report brought forward to FEDCO and Council to address the requirements of Ontario Regulation 81/12. That letter, dated August 18, 2017, is enclosed as Document 1.

Staff has advised that the planning approvals are in place for HR Ottawa to begin operations of the RCR, and proceed with the additional gaming tables not yet installed. The introduction of the 21 gaming tables permitted under the current zoning are expected to result in increased revenues for the City. However, the mandatory regulatory approvals are not yet in place. More specifically, these include the municipal actions listed under Subsection 2(2)3.i and Subsection 2(2)3.ii of Ontario Regulation 81/12: Requirements for Establishing a Gaming Site (“O. Reg. 81/12”).

These two actions are as follows:

- 2 (2) 3. In the case of a proposed gaming site to be established at premises in a municipality or on a reserve,

- i. the municipal council or the council of the band, as the case may be, seeks public input into the establishment of the proposed gaming site and gives the Corporation, in writing, a description of the steps it took to do so and a summary of the public input it received; and
- ii. the municipal council or the council of the band, as the case may be, passes a resolution supporting the establishment of the gaming site in the municipality or on the band's reserve and gives a copy of the resolution to the Corporation.

This report makes recommendations with respect to undertaking the municipal actions required under O. Reg 81/12 to enable HR Ottawa to take over operations at the Rideau Carleton Raceway, and introduce the gaming tables under existing zoning. However, HR Ottawa cannot begin operations without these two, regulatory actions being completed.

It should be noted that, at its meeting of August 28, 2013, in addition to establishing that the Rideau Carleton Raceway was the only location acceptable to the City of Ottawa for an expanded gaming facility, City Council established a number of other conditions that HR Ottawa would be expected to address as part of future expansion plans and potential development applications. These include specific actions on traffic, transit and responsible gaming, and are listed in Document 3. Although those future expansion plans have not yet been provided to the City, and are not before Committee and Council as part of this report, staff are listing them as a reminder that any future development applications brought before the public, Committee and Council as part of the planning process will incorporate these expectations. As well, staff is now in a position to undertake the analysis of the potential economic benefits and impacts and potential social impacts related to an expanded gaming facility at the Rideau Carleton Raceway, and report back to the Finance and Economic Development Committee and Council, as directed and in advance of any future development applications.

As well, Council approved some specific directions with respect to the requirement for an Area Traffic Management Study and a report to Transportation Committee on any recommended measures, which would be triggered by an announcement by the Province that they are implementing the 21 gaming tables. Again, these directions are not before Committee and Council, as they have been approved, but are listed in

Document 3 for Council's information and to note that staff will begin work on the directions beginning in fall 2017.

DISCUSSION

As indicated, HR Ottawa, LP, which will be known as Hard Rock Casino Ottawa, has been selected by the OLG to be the service provider for the Ottawa Area Gaming Zone.

Ontario Regulation 81/12, Subsection 2(2) paragraph 3 of the *Ontario Lottery and Gaming Corporation Act, 1999*, cited above, requires that a host municipality seek public input into the establishment of the proposed gaming site and give the Corporation ("OLG") in writing, a description of the steps it took to do so and a summary of the public input it received. In addition, the host municipality must pass a resolution supporting the establishment of the gaming site in the municipality and provide a copy of the resolution to the OLG.

The City has received a request from the Rideau Carleton Raceway/Hard Rock International to undertake the necessary municipal regulatory actions under O. Reg. 81/12, as soon as possible, as they cannot begin gaming table operations until the City provides the OLG with the necessary documentation.

This report provides recommendations that will meet the municipal requirements under O. Reg. 81/12 and permit HR Ottawa to take over operations at the Rideau Carleton Raceway as planned in mid-September 2017.

Approval of a Resolution Establishing the Rideau Carleton Raceway (4837 Albion Road) as a Gaming Site

Throughout the OLG's RFP process, City Council has consistently affirmed its support for continued gaming at the Rideau Carleton Raceway, explicitly stating on August 28, 2013, that it was the only acceptable location for a gaming facility in Ottawa.

Council approval of Recommendation 1 will meet the requirements set out in Subsection 2(2)3.ii of O. Reg. 81/12. If approved, Recommendation 3 will allow the City Clerk and Solicitor to provide the resolution in any form prescribed by the Province.

Seeking Public Input into the Establishment of a Gaming Site at the Rideau Carleton Raceway (4837 Albion Road)

Subsection 2(2)3.i of O. Reg. 81/12 requires the municipality to seek “public input into the establishment of the proposed gaming site and gives the Corporation, in writing, a description of the steps it took to do so and a summary of the public input it received”.

As noted throughout this report, City Council considered the OLG process, with the Rideau Carleton Raceway as a preferred site, and then as the sole acceptable location, a number of times. Public delegations were received at Committee throughout the process. A summary of the number of delegations received at related Committee meetings is as follows (where there are no delegations indicated, no delegations spoke; meetings are presented to indicate that there was an opportunity to speak):

1. October 2, 2012 Finance and Economic Development Committee (31 delegations);
2. November 6, 2012 Finance and Economic Development Committee;
3. July 9, 2013 Finance and Economic Development Committee (11 delegations);
4. August 26, 2013 Finance and Economic Development Committee (16 delegations); and
5. October 1, 2013 Finance and Economic Development Committee (one delegation).

Although those public meetings were not for the purpose of seeking input under O. Reg. 81/12, the establishment of the Rideau Carleton Raceway as a gaming site in Ottawa has been known for some time, and has been the subject of previous public consultation.

Given that, and given the fact that any future expansion plans proposed by HR Ottawa will be brought forward through the established public planning process, staff is proposing the following process to seek public input on the question of establishing Rideau Carleton Raceway (4837 Albion Road) as a gaming site to meet the requirements of Subsection 2(2)3.i of Ontario Regulation 81/12 and allow HR Ottawa to take over the day-to-day operations of the RCR as planned:

1. Posting a public service announcement (PSA) on Ottawa.ca upon finalization of the staff report, as soon as possible advising the public that the City has received

a letter on behalf of the Rideau Carleton Raceway/HR Ottawa (Hard Rock Ottawa) asking the City to formally adopt a resolution to establish the Rideau Carleton Raceway (4837 Albion Road) as the site for gaming and that a report will be brought forward to the September 5, 2017 Finance and Economic Development Committee (FEDCO) meeting and the September 13, 2017, City Council meeting requesting that Council adopt such a resolution as required by Subsection 2(2)3.ii of Ontario Regulation 81/12. It will also state that public input is being sought on that request, as part of the staff report to permit HR Ottawa to take over operations of the Rideau Carleton Raceway in mid-September, 2017. The PSA will indicate the channels through which public input can be provided.

2. Releasing and posting the interim FEDCO agenda including this report on Ottawa.ca on August 24, 2017, and confirming the channels through which public input can be provided.
3. Providing for public comment to be provided to the Finance and Economic Development Committee (in writing or through representation at FEDCO) or directly to City Council prior to Council consideration of the report on September 13, 2017;
4. Providing all comments received, along with an outline of the process provided for seeking public input, to the Ontario Lottery and Gaming Corporation to meet the requirements of Subsection 2(2)3.i of Ontario Regulation 81/12.

Recommendation 2 calls for Council to approve the process outlined above, as required, and Recommendation 3 will allow the City Clerk and Solicitor to provide the public input in any form prescribed by the Province to the OLG.

City Council will be provided a copy of the public input received and submitted to the OLG.

RURAL IMPLICATIONS

Approval of this report provides for the Rideau Carleton Raceway Site to continue to operate as a gaming facility by a new operator under the current zoning.

CONSULTATION

As described in the body of the report.

COMMENTS BY THE WARD COUNCILLOR(S)

This is a City-wide report – not applicable.

ADVISORY COMMITTEE(S) COMMENTS

There are no advisory committee comments associated with this report.

LEGAL IMPLICATIONS

As outlined in this report, the regulatory requirements that must be considered and addressed arise from the *Ontario Lottery and Gaming Corporation Act, 1999*, and, more particularly, Ontario Regulation 81/12, entitled, “Requirements for Establishing a Gaming Site”.

In order for a gaming site to be established at a location in a municipality, Ontario Regulation 81/12, provides that a council of a municipality must:

1. Seek public input with respect to the question of the establishment of the gaming site;
2. Provide to the Ontario Lottery and Gaming Corporation the steps it took to seek such public information;
3. Provide a summary of the public input received to the Ontario Lottery and Gaming Corporation;
4. Pass a resolution supporting the establishment of the gaming site; and
5. Provide that resolution to the Ontario Lottery and Gaming Corporation.

The exercise of this authority under the regulation is separate from and does not limit Council’s jurisdiction under the *Planning Act*.

RISK MANAGEMENT IMPLICATIONS

There are no risk management implications associated with this report.

FINANCIAL IMPLICATIONS

In 2016, the Rideau Carleton Raceway employs 540 people, and the City of Ottawa received \$4.7 million in annual revenues from RCR. Since 2000, the City of Ottawa has

received a total of \$66.1 million from RCR in accordance with the City of Ottawa's revenue-sharing agreement with the Ontario Lottery and Gaming Corporation as set out in the *Ontario Lottery and Gaming Corporation Act, 1999*. The introduction of the 21 gaming tables permitted under the current zoning are expected to result, over time, in increased revenues for the City

ACCESSIBILITY IMPACTS

The communications products used to seek public input into the establishment of the proposed Gaming Site at Rideau Carleton Raceway (4837 Albion Road) in accordance with requirements set out in Subsection 2(2)3 i of Ontario Regulation 81/12 will be made available in accessible formats. All renovations that may be undertaken associated with this facility are subject to the *Ontario Building Code* including the updated accessibility requirements. The City's Accessibility Guidelines for Built Environment have been shared with Hard Rock Casino Ottawa for their information and consideration. Any future Area Traffic Management Study will be required to consider the accessible to persons with disabilities in accordance with the *Accessibility for Ontarians with Disabilities Act* and the Province's Design of Public Spaces regulation.

TERM OF COUNCIL PRIORITIES

The report aligns with the following Term of Council Priorities:

EP3 - Support growth of local economy

SI # 3: Implementation of a comprehensive economic development program to increase Ottawa's prominence as an economically prosperous and sustainable city. This initiative would provide better oversight, accountability and results through improved coordination of economic development services and resources for enterprises already located or looking to locate in Ottawa, showcase Ottawa as a compelling and vibrant destination to visitors, and improve the quality of life for residents.

SUPPORTING DOCUMENTATION

Document 1 Submission from Alan K. Cohen, Soloway Wright Lawyers on behalf of HR Ottawa, LP, requesting the City to undertake the required actions under O. Reg. 81/12 (Held on file with the City Clerk)

Document 2 Ottawa Area Gaming Zone

Document 2 Council-Approved Undertakings for Future Action (not related to O. Reg. 81/12)

DISPOSITION

The City Clerk and Solicitor to provide the required public input and Council resolution to the Ontario Lottery and Gaming Corporation that the City of Ottawa has completed the required actions under Ontario Regulation 81/12.

Document 2 – Ottawa Area Gaming Zone



Document 3 – Council-Approved Undertakings for Future Action (not related to O. Reg. 81/12)

June 22, 2011	
	<p>That Council approve an amendment to the Zoning By-law 2008-250 to change the zoning of 4837 Albion Road from RC4[528r] H(15) to RC4[528r] H(15) to permit 21 gaming tables as detailed in Document 2, and as amended by the following:</p> <ol style="list-style-type: none"> 1. That if the re-zoning application is approved and once the Province makes a formal announcement that they are implementing 21 gaming tables at the RCRS facility, the City be directed to begin the process of undertaking an ATM Study within the scope of traffic calming solutions as well as traffic managements solutions; 2. That funding for the ATM Study at a cost of \$75,000 come from the City of Ottawa One Time Unforeseen account which will be reimbursed with the revenues received from the 21 gaming tables; and, 3. That the City be directed to implement traffic mitigation measures resulting from the ATM Study, as presented in a report to Transportation Committee and Council, and that the associated costs from this ATM study be derived from City reserve funds, generated from the 21 gaming tables.
August 28, 2013	
	<ol style="list-style-type: none"> 1. Approve that the proponent for any new or expanded gaming facility at the Rideau Carleton Raceway will: <ol style="list-style-type: none"> a. Be required to undertake a comprehensive Community Transportation Study (CTS) to assess the

	<p>impacts to the adjacent community and propose mitigation measures as necessary as part of any potential development application for a new or expanded gaming facility, including the creation of a primary entrance to the facility from Bank Street; and</p> <p>b. Fund the following as part of any potential development application:</p> <p>i. Any costs to accelerate any proposed Transportation Master Plan or any other projects that are identified and deemed appropriate as a result of the CTS, including the potential timing of the O-Train extension as well as road widening projects such as Bank, Albion (south of Lester), Lester, Earl Armstrong, and the Airport Parkway; and</p> <p>The cost to implement any Area Traffic Management plan, for Blossom Park and other potentially impacted neighbourhoods, required as a result of the Community Traffic Impact Study</p>
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