

- 4.4 When a person is alleged to have contravened any provision of this Bylaw, a Bylaw Enforcement Officer or Peace Officer may issue a Notice of Offence which shall state:
- (a) The nature of the offence;
 - (b) The penalty payable in connection with the offence; and
 - (c) The time period within which the penalty must be paid.
- 4.5 A Notice of Offence shall be deemed to be sufficiently served for the purposes of this Bylaw if served personally on the accused or if sent to the accused by regular mail.
- 4.6 In lieu of prosecution, the individual named in a Notice of Offence may elect to voluntarily make payment to the Town of the penalty amount specified in the Notice of Offence.
- 4.7 If the payment specified in the Notice of Offence is not paid in accordance with the terms of the Notice of Offence and in the time required by the Notice of Offence, a prosecution may be commenced for the alleged contravention of this Bylaw.
- 4.8 Notwithstanding the foregoing, nothing in this Bylaw shall prevent any Bylaw Enforcement Officer or Peace Officer from issuing a Violation Ticket pursuant to the provisions of the *Provincial Offences Procedure Act* or from laying an information without having issued a Notice of Offence.
- 4.9 The specified penalties for the purpose of any Notice of Offence or Violation Ticket issued pursuant to this Bylaw shall be \$1000.00 for first and subsequent offences. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day or part of a day on which it continues.

5.0 SEVERABILITY

- 5.1 If any clause in this Bylaw is found to be invalid, it shall be severed from the remainder of the Bylaw and shall not invalidate the whole Bylaw.

6.0 ENACTMENT/ TRANSITION

- 6.1 This Bylaw comes into force at 12:00 p.m. noon on 2020 December 03.
- 6.2 This Bylaw shall expire at 11:59 p.m. on 2021 February 22 unless renewed or extended by a duly enacted Bylaw of the Council or the Town of Banff.

Amended 2021.02.08 Bylaw 454
Amended 2020.12.14 Bylaw 451
Amended 2021.01.11 Bylaw 452
Amended 2021.01.25 Bylaw 453

READ A FIRST TIME this 30th day of November, 2020.

READ A SECOND TIME 30th day of November, 2020, as amended.

READ A THIRD TIME 30th day of November, 2020, as amended.

SIGNED AND PASSED this 30th day of November, 2020, as amended.

On Original

Karen Sorensen
Mayor

On Original

Kelly Gibson
Town Manager

BRIEFING

Subject: Renaming 101 Bear Street Building

Presented to: Council

Date: 2021 February 22

Submitted by: Jason Darrah, Director
Communications & Marketing

Item #: 8.3



This Briefing is submitted for acceptance into the Corporate Record.

BACKGROUND

Reason for Briefing

The Peter and Catharine Whyte Foundation intend to rename the 101 Bear Street Building, The Catharine Robb Building.

Summary of Issue

The Town of Banff is currently the sub-lessee of the 101 Bear Street Building and the Peter and Catharine Whyte Foundation is the sub-lessor of the building. In plain language, the Peter and Catharine Whyte Foundation currently holds the head lease from the Government of Canada for the land on which the 101 Bear Street Building is located and owns the property; the Town is the tenant, and the Peter and Catharine Whyte Foundation is the landlord.

As the tenant of the property, the Town is allowed specific uses for the property, as outlined in the most recent lease agreement executed in July 2018. Uses include operation of the public library, a seniors' centre, a community centre for social and wellness programming and other public programming and recreational activities, and use by community not-for-profit public activities. The Town may request signage on the building to support operations, and ownership of the building and all improvements remains vested with the Whyte Foundation.

Administration does not identify any objections to the renaming of the building from a geographic locator to a name that reflects the heritage of Banff and the specific community contributions Catharine Robb provided Banff. The renaming is not perceived to present any challenges for the activities within the building, especially as the "Banff Public Library" signage will be retained for the activity that receives the highest number and greatest frequency of visitors. It is believed the new name would not diminish the awareness or function of the many and varied other activities in the building. Embracing a name that reflects a part of the town's heritage and celebrates the values espoused one of its important citizens by may also enhance the character of this community hub.

If the property was owned by the Town of Banff, the new name would be assessed based on the principles and requirements identified in the Town's Naming and Sponsorship Policy C1009. These principles and requirements include, but are not limited to:

- Naming shall **avoid duplication** of other municipal names or geography in the Bow Valley, when such use could cause confusion in navigation;
- Naming shall reflect the unique location, flora, fauna, geography, associated building, or neighbourhood where the property is located, or **recognize the exceptional contributions of individuals** or organizations of Banff, the Bow Valley, Banff National Park, the Province of Alberta, or Canada. An example is the Fenlands Banff Recreation Centre;
- Names of **animals and trees shall be avoided** as they are reserved for streets, roads and lanes;
- Naming would **rarely be considered for living individuals**, in order to minimize any reputational risk;
- (Naming) should include words to describe the **function of the property, when it is the primary feature**, and may include the geographic location in which it is situated or adjacent, the district or neighbourhood in which it is located or after the name of the development area;
- In infrequent circumstances an **individual** may be commemorated. (Criteria includes) A person who demonstrates excellence, courage or **exceptional dedication to service** in ways that bring special credit to the Town of Banff, the Bow Valley, Banff National Park, Province of Alberta, or Canada... A person who achieves a deed or activity performed in an outstanding professional manner or of an **uncommonly high standard that brings considerable benefit** or great honour to the Town of Banff, Banff National Park, Province of Alberta, or Canada;
- When naming a property after an individual, assignment should seek to **better reflect the diversity of the Banff community, and demonstrate equal consideration of genders**; and
- The Town of Banff encourages that the names to be honoured **reflect the heritage, cultural, ethnic or social diversity of the community**, including First Peoples, traders, explorers and early pioneers **who have contributed significantly to Banff**.

Catharine Robb Whyte

Catharine Robb Whyte embodies the characteristics outlined in the Town's naming policy and would enhance the celebration of her many legacy contributions, including her personal efforts to spearhead the creation of the public library on the site.

Originally from Concord, Massachusetts, Catharine met Peter Whyte (the son of Dave White, an early Banff settler) at the Boston School of the Museum of Fine Arts in 1925. The couple married and moved permanently to Banff in 1931. Both talented painters, they entertained, travelled, and painted with some of the most celebrated artists of the day. Until her death in 1979, Robb Whyte focused her efforts on building community, supporting parks and conservation efforts on both a local and provincial level, philanthropy efforts too numerous to list, and directly helped grow many of the activities and organizations that provide Banff with vitality to this day, including the Whyte Museum and the Banff Centre.

Robb Whyte was instrumental in stewarding the Bow Valley's rich cultural and natural heritage, from her celebrated paintings to preservation of historic buildings, archives and artifacts, and continuing that legacy by fostering and supporting the local arts community. Robb Whyte was honoured with Canada's highest civilian award, the Order of Canada in 1978 for "her active interest in the Native peoples and for her support of museums, art projects, theatres, libraries, parks and conservation in Alberta". She received an honorary doctorate from the University of Calgary and many other

honors and designations, but according her namesake Peter and Catharine Whyte Foundation, “perhaps her most treasured recognition was the name ‘Princess White Shield’ given to her by the Stoney Nakoda in recognition of her steadfast commitment to and support of their community.” (See Attachment 1)

The Foundation, established in 1958 (originally named Wa-Che-Yo-Cha-Pa, meaning “Where the good, the wise and the beautiful come together in harmony”), and the construction of the Whyte Museum of the Canadian Rockies in 1968, to ensure the survival of Peter and Catharine’s impressive collections, indicate the activities in the 101 Bear Street Building reflect the community gathering hub that Robb Whyte worked so hard to nurture. The Banff Public Library, founded in 1949, has partnered with the Whyte Foundation since 1962, sharing space with the museum in several different locations, eventually resulting in the construction of a new dedicated library building in 1985.

In what would be her 115 birthday, 2021 is seen as an appropriate year to recognize her contributions with the naming of this important community building after an exemplary and rare Banff citizen, Catherine Robb Whyte.

Impact of Renaming

Changing the name of the building would require changing of signage in front of the building. This could be coordinated during the landscaping improvements scheduled for the entrance area. The cost of the any signage would be discussed with the Whyte Foundation, and support for the renaming does not commit the Town to covering the cost.

Renaming the building would need to be reflected in web information and printed materials used by the tenants in the building, implemented at their cost. Since the current name “101 Bear Street” would become the address if the building is renamed, the impact on the change is considered minimal and could be implemented gradually, as new materials are required to replace existing material.

Response Options

Council may:

1. Receive this Briefing for the Corporate Record; or
2. Direct Administration to compile further information or consultation with user groups.

ATTACHMENTS

Attachment – Letter from the Peter and Catharine Whyte Foundation

Circulation date: 2021 February 8

Submitted By: On Original
Jason Darrah, Communications

Reviewed By: On Original
Kelly Gibson, Town Manager



Box 160, 111 Bear St. | Banff, Alberta, T1L 1A3 | 403 762 2291 | whyte.org

November 27, 2020

Kelly Gibson
Manager, Town of Banff
Banff, AB T1L 1H7

Dear Kelly,

Two years ago, we met with former Town Manager, Robert Earl, who suggested that it might be appropriate to rename 101 Bear Street, The Catharine Robb Building, in recognition of Catharine Robb Whyte, one of the founders of the Whyte Museum on whose property 101 Bear Street is situated. He suggested that naming this building after Catharine Robb Whyte will recognize her personal legacy, and noted that she had originally spearheaded the creation of the public library on the site.

Banff was founded by and continues to flourish because of the generosity, grit and vision of extraordinary people. Catharine was an outstanding community builder whose thoughtful generosity and warm kindness best exemplifies the spirit of Banff.

Like many Banff residents, she “came from away” and with her 1931 marriage to Peter Whyte, son of one of Banff’s founding families, she became an integral and dynamic part of the community until her death in 1979.

The Peter and Catharine Whyte Foundation was formed in 1958, to ensure the survival of their growing collections. The community quickly turned to the Foundation as a trusted custodian for local stories. In short time, this led to the amazing centre of art, artifacts, archives, heritage homes, and Indigenous collections that preserves and showcases mountain culture in Banff. At the heart of the collection are over 2500 paintings by Peter and Catharine, mirroring the landscape they knew and loved so well.

The Whyte Home, and other historical buildings on the Whyte property, offer visitors a fascinating glimpse into the rich heritage of the community. Peter and Catharine were committed to the economic prosperity of the community, and the Foundation continues to provide key commercial space to a variety of tenants.

Catharine received many national and local honours including the Order of Canada, Honorary Doctorate from the University of Calgary, and Outstanding Citizen of the Year by the Banff Kiwanis in 1969. Perhaps her most treasured recognition was the name “Princess White Shield” given to her by the Stoney Nakoda in recognition of her steadfast commitment to and support of their community.

Catharine was a legendary hostess, welcoming local visitors, artists, politicians, and distinguished guests from around the world. She encouraged Banff as a gathering place and initiated the first Back to Banff Days celebration in June 1969.

The location of 101 Bear Street, adjacent to the Whyte Museum and grounds, is the kind of community gathering space that Catharine envisaged. The public library, social services, and the senior’s centre at 101 Bear Street all speak to her community spirit. They all occupy Whyte Museum property and reflect her personal interests.

Official names are an eloquent identifier of what a community values. Naming 101 Bear Street, “The Catharine Robb Building” is a very fitting recognition of this outstanding philanthropist whose legacy is felt every day in Banff.

We look forward to celebrating Catharine’s 115th Birthday on June 13, 2021, and would love to celebrate the renaming of this building at the same time. Please let us know if you require any further information.

Sincerely,



Marino DiManno
Chair, Board of Directors
Peter and Catharine Whyte Foundation



Donna Livingstone
Chief Executive Officer
Peter and Catharine Whyte Foundation

c.c.
Allison Gerrits, Community Services, Town of Banff

**BOW VALLEY REGIONAL TRANSIT SERVICES
COMMISSION REGULAR MEETING**

via: Zoom Video Meeting

MINUTES

January 13th, 2021 2:00-3:30pm

BOARD MEMBERS PRESENT

Vi Sandford, Town of Canmore
Davina Bernard, ID#9
Joanna McCallum, Town of Canmore – Vice Chair
Dave Schebek, ID#9
Brian Standish, Town of Banff – Chair
Chip Olver, Town of Banff

BOARD MEMBERS ABSENT

BVRTSC ADMINISTRATION PRESENT

Martin Bean, Chief Administrative Officer
Steve Nelson, Operations Manager
Mel Booth, Financial Controller

ADMINISTRATION PRESENT

Andy Esarte, Town of Canmore
Danielle Morine, ID9
Adrian Field, Town of Banff
Alex Kolesch, Parks Canada
Daniella Rubeling, Parks Canada

Members of the Public

Darren Reeder, Banff Lake Louise Hotel Association



1. Call to Order

Joanna McCallum calls the meeting to order at 2:06 PM.

2. Approval of the Agenda

BVRTSC20-65 Chip Olver moves to approve Agenda as presented.

CARRIED UNANIMOUSLY

3. Minutes

- Approval of the December 9th, 2020 Regular Meeting Minutes (attached)

BVRTSC20-66 Dave Schebek moves to approve the Minutes of December 9th, 2020 meeting as attached.

CARRIED UNANIMOUSLY

4. Old Business (including Standing Items)

- a) CAO's Monthly Report (For Information)
- b) Bring Forward List of Pending Items (For Information)
- c) Transit Service Monthly Statistics (For Information)

5. New Business

- a) Banff Lake Louise Hospitality Association Presentation (Darren Reeder) (For Information Only)
- b) Banff Transit Storage Building – Time Lapse Slide Show (Screen Share) (For Information Only)
- c) Christmas Transit Video for employees (Screen Share) (For Information Only)
- d) In Camera Session (CAO Review)

Commission goes In Cameras at 2:53PM

Commission comes Out of Camera at 3:45 PM.

6. Adjournment

BVRTSC20-67 Brian Standish moves to adjourn the meeting at 3:46 PM.

CARRIED UNANIMOUSLY

MINUTES OF THE COMMUNITY ART COMMITTEE
of the Town of Banff in the Province of Alberta
Virtual Meeting - Zoom
Thursday, January 26, 2021, 03:00pm

COMMITTEE MEMBERS PRESENT

Elise Findlay (Vice Chair)
Charlene Quantz-Wold (Chair)
Corrie DiManno (Council Representative)
Sebastian Hutchings
Derek Beaulieu
DL Cameron

COMMITTEE MEMBERS ABSENT

Connor Gravelle

ADMINISTRATION PRESENT

Emma Sanborn Development Planner
Darren Enns Director, Planning and Development

1.0 CALL TO ORDER

Quantz-Wold called the January 26, 2021, meeting of the Community Art Committee to order at 3:06 p.m.

2.0 APPROVAL OF AGENDA

ART21-07 Moved by Cameron to approve the agenda as amended, to include item 4.1 Bear Street Update.
CARRIED

3.0 ADOPTION OF PREVIOUS COMMITTEE MINUTES

ART21-08 Moved by Beaulieu to adopt the Minutes of the 2021 January 7 Virtual Regular Meeting of the Community Art Committee.
CARRIED

4.0 INVITED PRESENTATIONS

4.1 Bear Street Update

5.0 DELEGATIONS

None

Minutes approved by: _____

6.0 STRATEGIC PLANNING

6.1. Phase 2 – jury invitees

- All confirmed, Clarence to respond within the week

6.2. Shortlist creation - extended discussion

- Creation of shortlist
- Notification preferences

Recommendation:

The Committee move into a closed meeting pursuant to Sections 17 (Personal Privacy) and 19 (Confidential Evaluations) of the Freedom of Information and Protection of Privacy Act, to consider confidential matters with respect to item 6.2.

ART21-09 Moved by DiManno to move into in a closed meeting pursuant to Sections 17 (Personal Privacy) and 19 (Confidential Evaluations) of the *Freedom of Information and Protection of Privacy Act*, to consider confidential matters with respect to the following items:

6.2 Shortlist creation - extended discussion

- Creation of shortlist
- Notification preferences

CARRIED

ART21-10 Moved by Quantz-Wold that the Art Committee rise and report.

CARRIED

ART21-11 Moved by Hutchings that the Bear Street Call to Artists shortlist process is suspended, and a new Call to Artists be issued at a later date.

CARRIED

7.0 UNFINISHED BUSINESS

7.1. Policy C103 Amendments

8.0 DATE OF NEXT MEETING

8.1. The next regular meeting of the Community Art Committee is scheduled for Tuesday February 16, 2021 at 4:00 p.m on Zoom.

9.0 ADJOURNMENT

ART21-12 Moved by Findlay to adjourn the meeting at 6:03 p.m.

CARRIED

Charlene Quantz-Wold
Committee Chair

Emma Sanborn
Recording Secretary

Minutes approved by: _____

From: [Brent Pick](#)
To: [{Municipal Clerk - Website Mailbox}](#)
Subject: Trail lighting
Date: Wednesday, February 10, 2021 8:59:57 PM

Banff Mayor and Council;

I just read the article about 500k to be spent lighting some trails in Banff. Being in a National Park where I thought the critters come first, I think in these Covid times, there are more important places to spend that money. Most mammals are nocturnal, and artificial lighting will disturb them. It sounds to me like a decision being made by city folks afraid of their own shadows, not real Banffites.

A quick background on myself and basically the reason I am writing this email. I am the great grandson of Tom Wilson, the first caucasian person to set foot in Banff. My mother was raised in Banff, and I have relatives living there. I liked Councillor Poole's stand on the topic, and anyone wanting to hike after dark can use their own headlamp. As outdoorsy people, I am sure there are 4 or 5 kicking around our place.

Thank you
Brent Pickerill
Penticton BC

Sent from my Galaxy