Report – Executive Policy Committee – July 19, 2006

Item No. 9 **Street Corners Widening – north side of Fermor Avenue at Autumnwood and Westmount Drives**
File DAO 3/2006

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 19, 2006, the Executive Policy Committee concurred in the administrative recommendation and submits the following to Council:

1. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the street corners widening in accordance with Misc. Plan Nos. 11904, 11905, 11907, and 11919.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

Report – Executive Policy Committee – July 19, 2006

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 19, 2006, the Executive Policy Committee concurred in the administrative recommendation and submitted the matter to Council.

RE: DAO 3/2006 – PROPOSED STREET CORNER WIDENINGS – NORTH SIDE OF FERMOR AVENUE AT AUTUMNWOOD AND WESTMOUNT DRIVES

FOR SUBMISSION TO: The Executive Policy Committee

ORIGINAL REPORT SIGNED BY: Director, Planning, Property and Development

REPORT DATE: July 4, 2006

RECOMMENDATION(S):

1. **That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street corners' widening in accordance with the attached Misc. Plan Nos. 11904, 11905, 11907, and 11919.**
2. **That the proper officers of the City be authorized to do all things necessary to effect the intent of the foregoing.**

Report Summary

Key Issues:

- The properties addressed in this report have been in use since 1967 as part of the right-turn entry/exit lanes at the intersections of Fermor Avenue with Westmount and Autumnwood Drives. They have never been formally dedicated as public streets.

Implications of the Recommendation(s):

General Implications

(x) None

( ) For the organization overall and/or for other departments

( ) For the community and/or organizations external to the City

( ) Involves a multi-year contract

Comment(s):

Policy Implications

(x) No

( ) Yes

Comment(s):

Regulatory Implications

(x) None

( ) Eliminates or reduces regulatory impact

( ) Proposes regulatory impact

Comment(s):

Environmental Implications

(x) No

( ) Yes

Comment(s):

Human Resources Implications

(x) No

( ) Yes

Comment(s):

Financial Implications

(x) Within approved current and/or capital budget

( ) Current and/or capital budget adjustment required

Comment(s):

Report

REASON FOR THE REPORT:

The dedication of these properties as public streets requires a by-law pursuant to Section 139 of The City of Winnipeg Charter.

HISTORY:

The properties shown as “Proposed Street Opening” on the attached Misc. Plan Nos. 11905, 11907, and 11919 have been used as part of the street system since Autumnwood and Westmount Drives were constructed in 1967. The lands remained under Parks jurisdiction as part of the Fermor Avenue Trail until 2004, when Council approved the transfer of jurisdiction to the Public Works Department in conjunction with the improvements to Fermor Avenue from Archibald Street to Lagimodière Boulevard as addressed in the 2003 Capital Works Program.

The property shown as “Proposed Street Opening” on the attached Misc. Plan No. 11904 has recently been acquired from the adjacent property owner and it is now appropriate to dedicate all of the lands as public streets.

DISCUSSION:

Administrative Approval

All affected City departments and public utilities have considered the proposal. There are no administrative objections to the street corners’ widening.

Submission of Report in accordance with By-Law 7325/98

This report is submitted in accordance with the provisions of By-Law 7325/98, a by-law to amend procedures to allow certain street opening and closing applications to be submitted to the Executive Policy Committee for report to Council without the requirement to be reviewed by a Standing Policy Committee.

The following criteria must be met before the authority given in the by-law may be exercised:

1. The proposed opening and acquisition must have been approved by the Director of Public Works.

2. The proposed opening must have been submitted to all affected City Departments and public utilities with no objections having been received.
3. Any conditions regarding engineering aspects (i.e. relocation of facilities) must have been mutually agreed upon.
4. The affected property owner(s) must have agreed to the terms and conditions of the acquisition of the land required for the proposed opening.
5. The terms and conditions of any agreements concerning the proposed opening and acquisition must have been approved by the Director of the department that requested the opening and either the Standing Committee on Fiscal Issues, the Standing Committee on Property and Development, or the Director of the Planning, Property and Development Department, as is appropriate.

All of these criteria have been met.

Financial Impact Statement Date: June 29, 2006

Project Name:

DAO 3/2006 – PROPOSED STREET CORNER WIDENINGS – NORTH SIDE OF FERMOR AVENUE AT AUTUMNWOOD AND WESTMOUNT DRIVES

COMMENTS:

Funding for the preparation and registration of the documents required to dedicate the lands as public streets has been provided by the Public Works Department under Account No. 003-181000-183000200. The amounts involved are considered immaterial.

"Original Signed By"
Mike McGinn, CA
Manager of Finance

IN PREPARING THIS REPORT THERE WAS:

Internal Consultation With and Concurrence By:

Corporate Finance Department

Public Works Department

Water and Waste Department

External Consultation With:

Manitoba Hydro

Centra Gas, MTS Communications, and Shaw Cable did not respond to the circulation of the proposal

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Development and Inspections Division
Prepared by: Glenn Halldorson, Real Property Officer
PPD File Nos. 8401, 8404, 8405 & 8409

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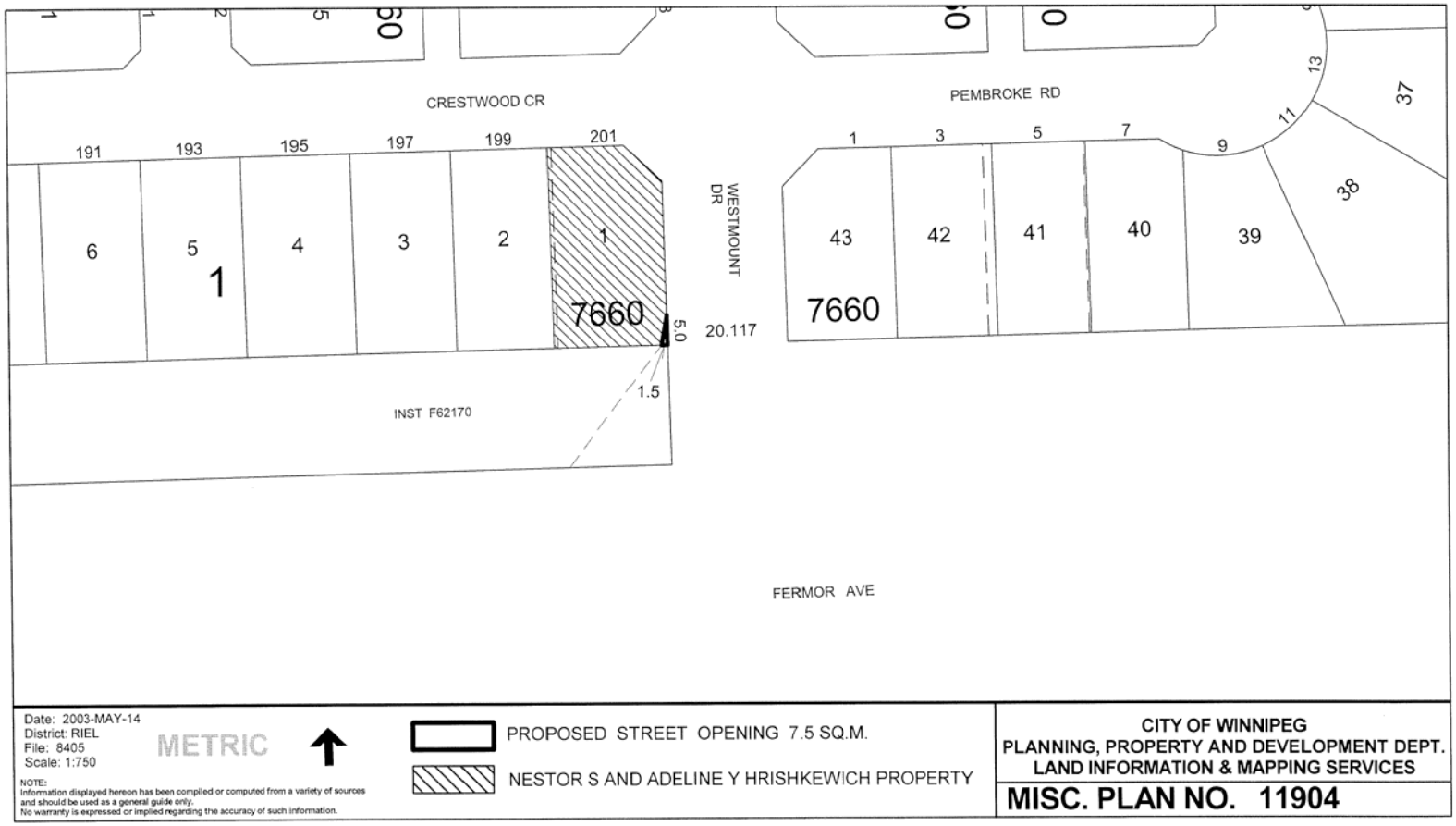
CRESTWOOD CR
PEMBROKE RD
WESTMOUNT DR
FERMOR AVE
191
193
195
197
199
201
6
5
4
3
2
1
1
7660
5.0
20.117
1.5
INST F62170
1
3
5
7
9
11
13
43
42
41
40
39
38
37
7660
Date: 2003-MAY-14
District: RIEL
File: 8405
Scale: 1:750
METRIC
NOTE:
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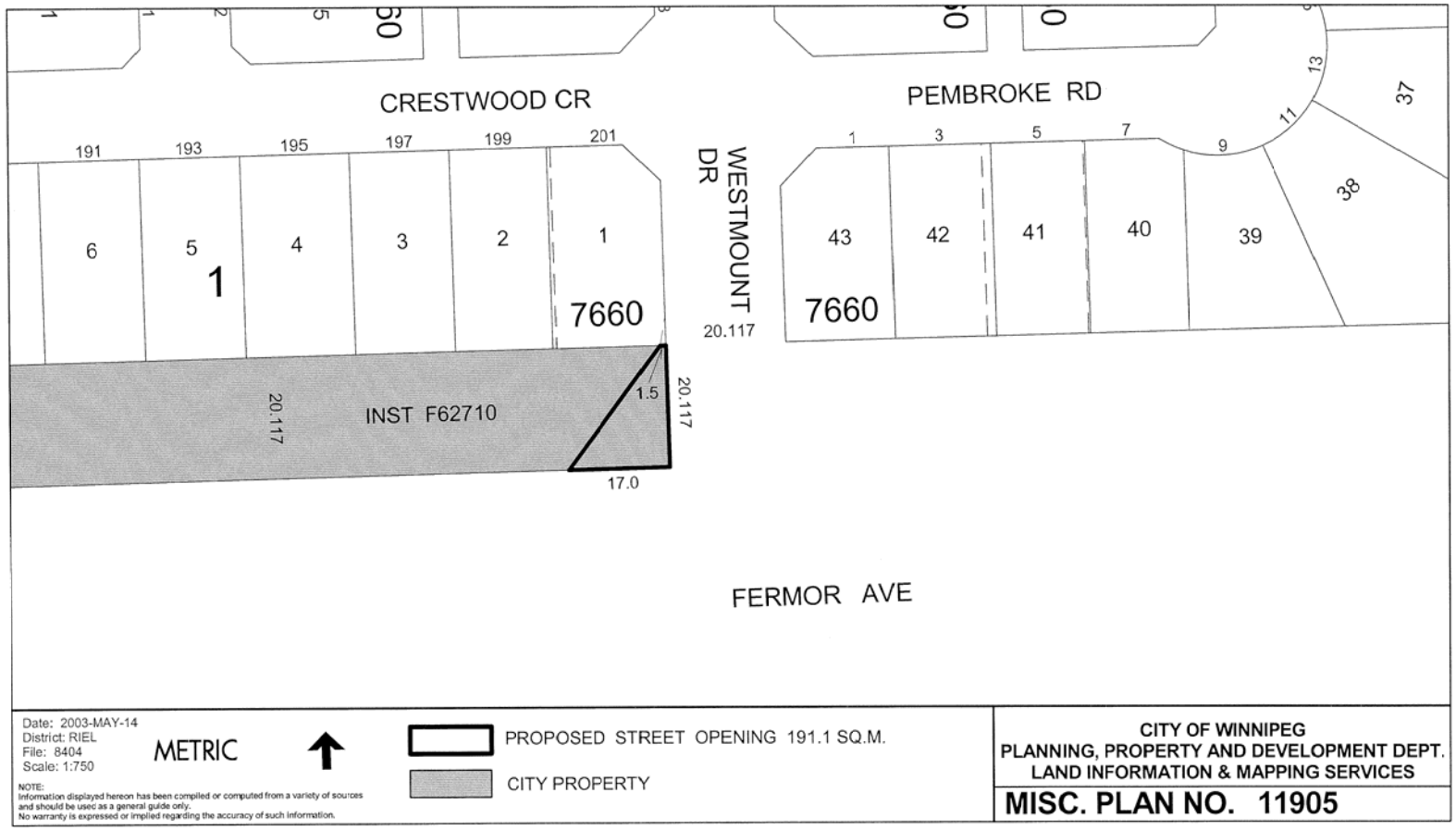
No warranty is expressed or implied regarding the accuracy of such information.
PROPOSED STREET OPENING 7.5 SQ.M.
NESTOR S AND ADELINE Y HRISHKEWICH PROPERTY
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 11904



Date: 2003-MAY-14
District: RIEL
File: 8404
Scale: 1:750

METRIC

PROPOSED STREET OPENING 191.1 SQ.M.

CITY PROPERTY

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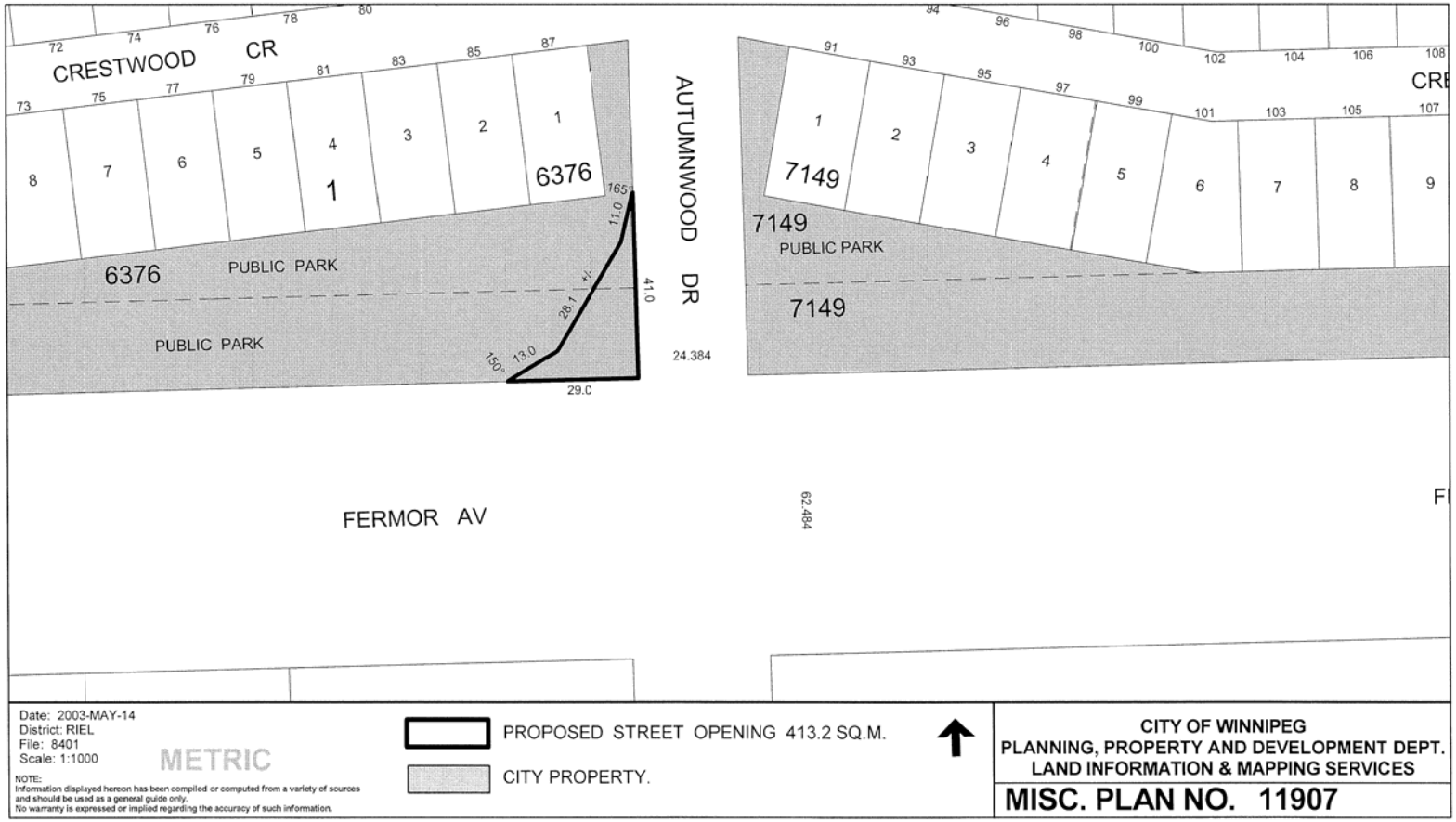
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES

MISC. PLAN NO. 11905


CRESTWOOD CR
AUTUMNWOOD DR
FERMOR AV
PUBLIC PARK
PUBLIC PARK
PUBLIC PARK
6376
6376
7149
7149
7149
1
165°
11.0
41.0
28.1
+/-
13.0
150°
29.0
24.384
62.484
Date: 2003-MAY-14
District: RIEL
File: 8401
Scale: 1:1000
METRIC
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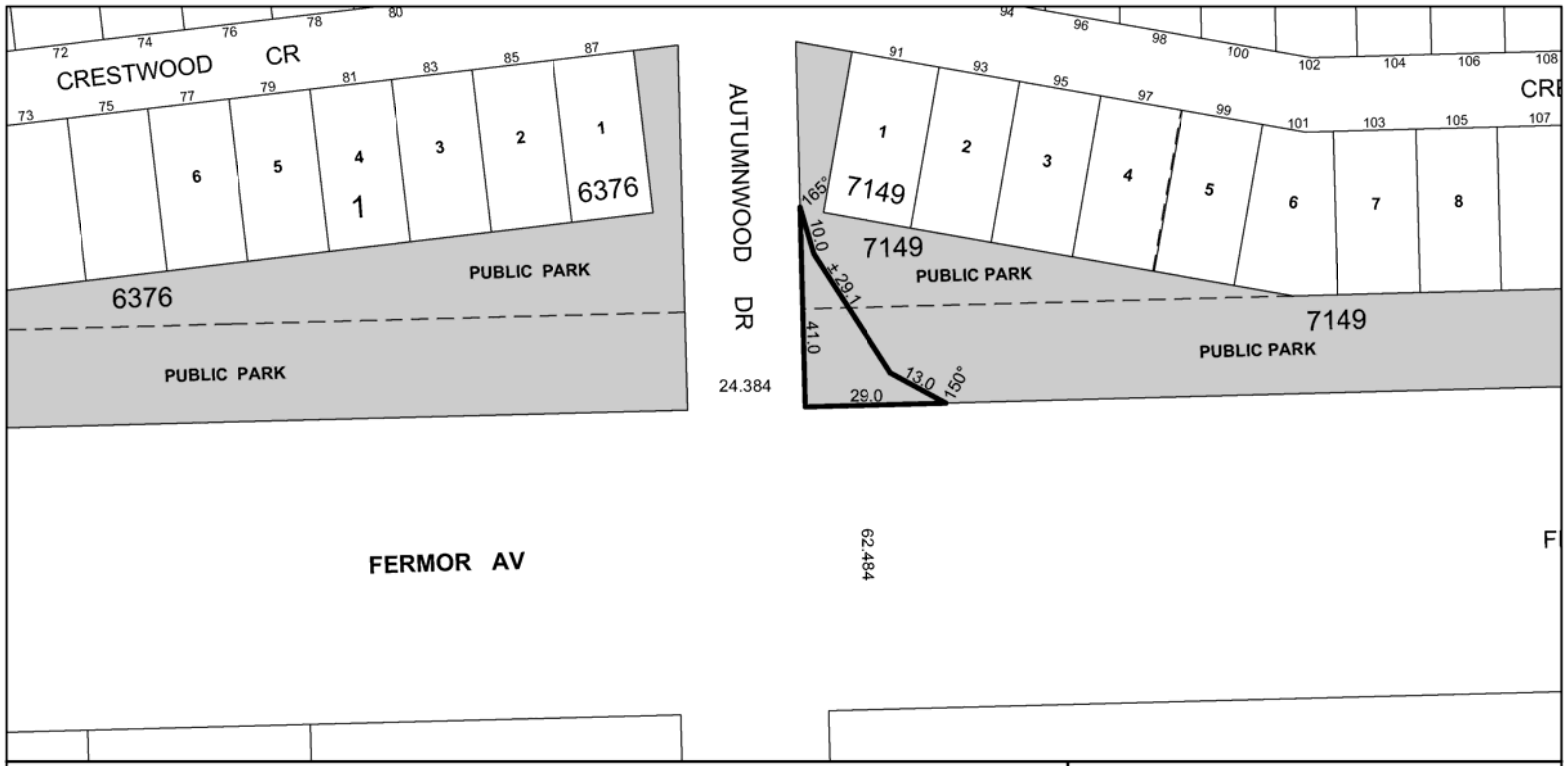
PROPOSED STREET OPENING 413.2 SQ.M.
CITY PROPERTY.
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 11907



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District: RIEL
File: 8401
Scale: 1:1000

METRIC

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PROPOSED STREET OPENING 416.8 SQ.M.

CITY PROPERTY.

CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES

MISC. PLAN NO. 11919