Report of the Executive Policy Committee dated October 31, 2001

**Lane Corner Widening at the Rear of 545 Newman Street**

**File DAO 7/2001**

1. The Executive Policy Committee has been advised that the corner widening requires a lane opening by-law pursuant to Section 495 of The City of Winnipeg Act.

In February 2000, Council adopted the recommendation made in a report from the Committee on Public Works that the City acquire the property shown as "Proposed Lane Opening". The Real Estate Division of the Planning, Property and Development Department was instructed to initiate negotiations for the acquisition of the property, which is required to accommodate the turning radius of large vehicles (garbage trucks, snow plows) in the lane.

The property has now been purchased and the legal aspects of the acquisition have been completed. The City of Winnipeg is now in a position to dedicate the property as a public lane.

This report is submitted in accordance with the provisions of By-law No. 7325/98, a by-law to amend current 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 to.
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 Policy Committee on Property and Development or the Director of Property and Development Services, as is appropriate.

All of these criteria have been met.

Funding for the cost of registering the documents effecting the opening by-law in the Winnipeg Land Titles Office is available under Account No. 03 1181175196100704. These costs are considered to be immaterial.

The Executive Policy Committee recommends:

I. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the lane corner widening in accordance with Schedule "A", Misc. Plan No. 8085/2.

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

Schedule “A” referred to in Clause 1 of the Report of the Executive Policy Committee dated October 31, 2001

