Report of the Standing Policy Committee on Property and Development dated October 30, 2001

Proposed Closing of Pentonville Place, Ravensden Drive, Roehampton Lane, Cedarcroft Crescent, Uppingham Road, Harding Crescent, Wainwright Drive, Cotswold Road, Wimbourne Lane, Twickenham Circle, Guernsey Lane, Upavon Road, the public lane between Twickenham Circle and Cotswold Road, and part of Aldgate Road - Riel Community Committee
File DAC 16/2001 [c/r DASZ 21/2001]

4. The Standing Policy Committee on Property and Development has been advised that Qualico Developments (Winnipeg) Ltd. submitted an application to subdivide the lands identified as "File DASZ 21/2001" on Misc. Plan No. 11246. The reconfiguration of the street pattern in the new subdivision will render the existing streets obsolete, and thus Qualico Developments (Winnipeg) Ltd. submitted the application to close the portions of the streets and lane as outlined on Misc. Plan No. 11245. These rights of way do not physically exist, and there is no apparent public use of the property.

The matter has been considered by all affected City Departments and public utilities. There are no administrative objections to the street closing proposal.

The area of the streets and lanes being closed is less than the area of the streets being opened by the subdivision. In accordance with City Policy, the closed streets and lane will be transferred to the applicant for $1.00.

Any requirements for easements for utilities or for costs for the removal, relocation or replacement of any service or improvement will be addressed through the subdivision approval process.

The streets and lanes must be legally closed before they may be sold. Title to all public rights of way in Manitoba is vested in the name of the Province of Manitoba. The registration in the Winnipeg Land Titles Office of a closing by-law removes the public right-of-way status from the land and vests the ownership of the property in the City's name. The City is not entitled to dispose of the land until this has been done.

On October 15, 2001, the Riel Community Committee considered the street closing application under File DAC 16/2001. Two persons registered in support of the application, one person registered in opposition thereto, and two persons registered for information thereon. The Community Committee recommended that the proposed street closing be approved.

The Standing Policy Committee on Property and Development concurred in the recommendation of the Riel Community Committee and 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 street/lane closings in accordance with Misc. Plan No. 11245.

II. That the Proper Officers of the City be authorized to do all things necessary to effect the intent of the foregoing, including the execution of any documents related thereto.

Copies of the documents referred to in the above clause are on file in the City Clerk's Department.

Appendix "A" referred to in Clause 4 of the Report of the Standing Policy Committee on Property and Development dated October 30, 2001

