Minute No. 154
Report - Standing Policy Committee on Property and Development - January 9, 2007

Item No. 9 **Closing of Part of the northwest corner of Shore Street and Lee Boulevard**
File DAC 20/2006

COUNCIL DECISION:

Council concurred in the recommendations of the Standing Policy Committee on Property and Development and adopted the following:

1. That the street corner closing shown on Misc. Plan No. 12404/1 be approved and the land declared surplus to the City's needs.

2. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the closing in accordance with Misc. Plan No. 12404/1, subject to the approval of the Standing Policy Committee on Property and Development.

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

Report - Standing Policy Committee on Property and Development - January 9, 2007

DECISION MAKING HISTORY:

Moved by Councillor Swandel,

That the recommendation of the Standing Policy Committee on Property and Development be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On January 17, 2006, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Property and Development and the Riel Community Committee and submitted the matter to Council

STANDING COMMITTEE RECOMMENDATION:

On January 9, 2007, the Standing Policy Committee on Property and Development concurred in the recommendation of the Riel Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On December 5, 2006, the Riel Community Committee concurred in the administrative recommendation and submitted its recommendation to the Standing Policy Committee on Property and Development.

PUBLIC HEARING SUMMARY

File:	DAC 20/2006
Before:	Riel Community Committee Councillor Swandel, Chairperson Councillor Steeves Councillor Vandal
Public Hearing:	December 5, 2006 Council Building, 510 Main Street
Applicant:	Real Estate Division, Planning, Property and Development Department
Premises Affected:	Part of the northwest corner of Shore Street and Lee Boulevard
Exhibits Filed:	1. Report from the Real Property Officer dated November 21, 2006 2. Inspection Report

REPRESENTATIONS:

In Support:

Glenn Halldorson, Real Property Officer, Planning, Property and Development Department

In Opposition:

Nil

Exhibit "1" referred to in File DAC 20/2006

RE: DAC 20/2006 – PROPOSED CLOSING OF PART OF THE NORTH WEST CORNER OF SHORE STREET AND LEE BOULEVARD

FOR SUBMISSION TO: The Riel Community Committee

REPORT DATE: November 20, 2006

RECOMMENDATION:

1. That the proposed street corner closing as shown on Misc. Plan No. 12404/1 be approved and that the land be declared surplus to the City's needs.

2. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the closing in accordance with Misc. Plan No. 12404/1, subject to the approval of the Standing Policy Committee on Property and Development.

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

Report Summary

Key Issues:

The Real Estate Division of the Planning, Property and Development Department has made an application (DASSF 575/2004) to subdivide the City property at the North West corner of Shore Street and Lee Boulevard. The portion of the intersection shown as "Proposed Closing" on the attached Misc. Plan No. 12404/1 will be incorporated into Lots 3 and 4 of the subdivision.

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:

All street and lane closings require the consideration of the Community Committee.

HISTORY:

The Real Estate Division of the Planning, Property and Development Department has made an application (DASSF 575/2004) to subdivide the City property at the North West corner of Shore Street and Lee Boulevard. The portion of the intersection shown as "Proposed Closing" on the attached Misc. Plan No. 12404/1 will be incorporated into Lots 3 and 4 of the subdivision.

DISCUSSION:

Administrative Approval

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

Easements

Manitoba Hydro will require an easement for its facility in the area.

Transfer of Jurisdiction Over Public Rights-of-Way

The street corner must be legally closed before it may be incorporated into the subdivision. Title to all public rights of way in Manitoba is vested in the name of the Province. 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.

IN PREPARING THIS REPORT THERE WAS:

Internal Consultation With and Concurrence By:

Planning, Property and Development Department

Corporate Finance Department

Public Works Department

Water and Waste Department

External Consultation With:

Centra Gas, Manitoba Hydro, Shaw Cable

MTS did not respond.

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Development and Inspections Division
Prepared by: Glenn Halldorson, Real Property Officer
File No. 32/6019 Vol 2

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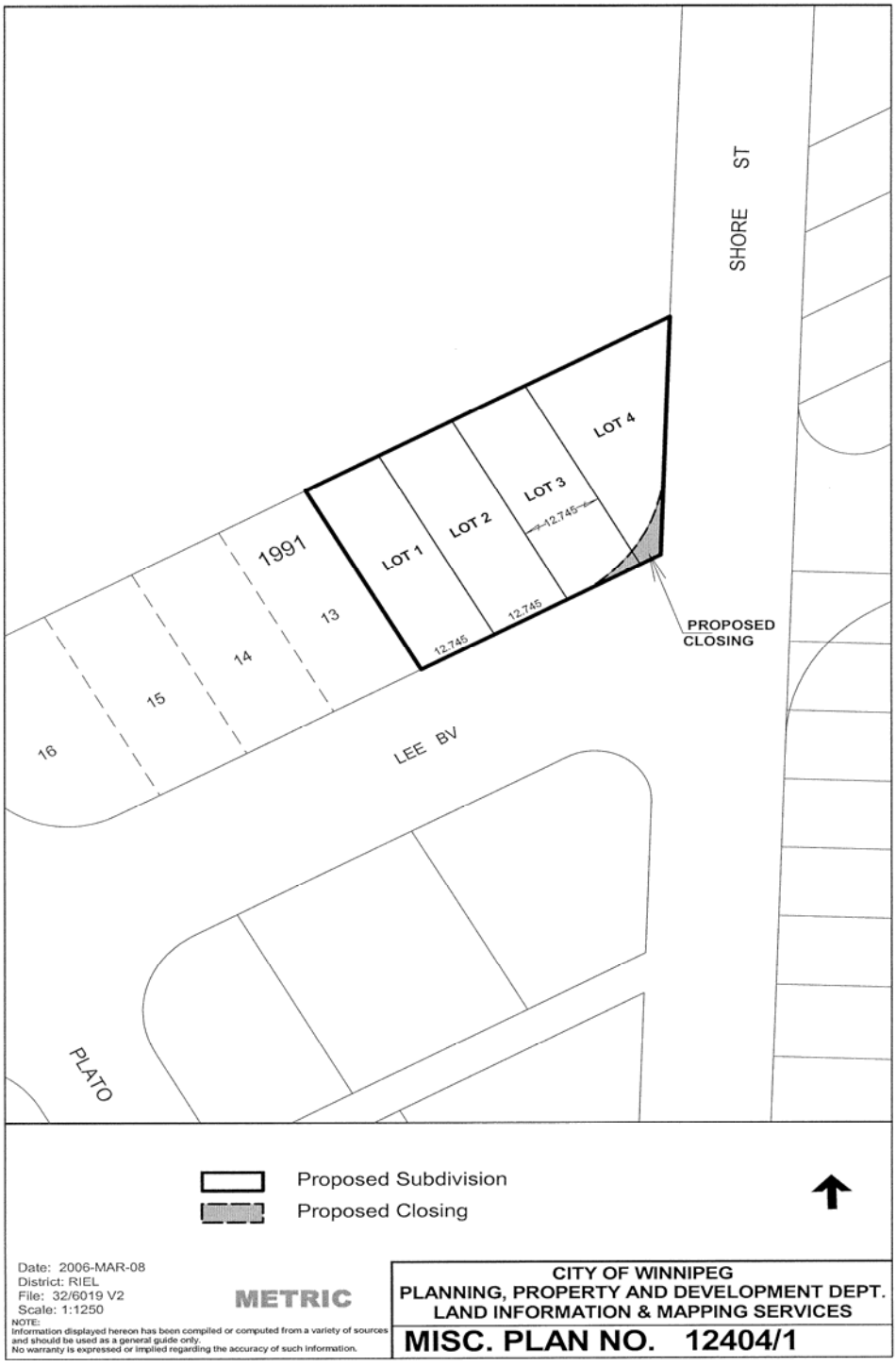
SHORE ST
LOT 4
LOT 3
LOT 2
LOT 1
1991
13
14
15
16
12.745
12.745
12.745
PROPOSED CLOSING
LEE BV
PLATO
Proposed Subdivision
Proposed Closing
Date: 2006-MAR-08
District: RIEL
File: 32/6019 V2
Scale: 1:1250
METRIC
NOTE:
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CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 12404/1