Report – Executive Policy Committee - March 7, 2007

Item No. 4 Lane corner widening at the rear of 193 Seven Oaks Boulevard File DAO 6/2006

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 7, 2007, 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 opening in accordance with Misc. Plan No. 9424/1.

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 - March 7, 2007

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 7, 2007, the Executive Policy Committee concurred in the administrative recommendation and submitted the matter to Council.

RE: DAO 6/2006 – PROPOSED LANE CORNER WIDENING AT THE REAR OF NO. 193 SEVEN OAKS BOULEVARD

FOR SUBMISSION TO: **The Executive Policy Committee**

ORIGINAL REPORT SIGNED BY: **J. Paterson, A/Director**
Planning, Property and Development

REPORT DATE: **February 13, 2007**

RECOMMENDATION(S):

1.That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the opening in accordance with the attached Misc. Plan No. 9424/1.

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 lane corner widening is required to accommodate the turning radius of larger vehicles in this area. The City has recently acquired the property and it is now appropriate to dedicate the land as part of the existing public lane.

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

Report

REASON FOR THE REPORT:

The dedication of this property as a public lane requires a by-law pursuant to Section 139 of The City of Winnipeg Charter.

HISTORY:

In 1995, the Board of Commissioners instructed the Planning, Property and Development Department to enter into negotiations for the acquisition of the land required for a lane corner widening as shown on the attached Misc. Plan No. 9424/1. The widening will accommodate the turning radius of larger vehicles using the lane.

The property owner refused to sell the land to the City. In 2004, the Real Estate Division entered into negotiations with the new property owner, who has recently agreed to its sale. It is now appropriate to dedicate the property as public lane.

DISCUSSION:

Administrative Approval

The proposal has been considered by all affected City departments and public utilities. There are no administrative objections to the 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 and lane 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: February 2, 2007

Project Name:

DAO 6/2006 - PROPOSED LANE CORNER WIDENING AT THE REAR OF NO. 193 SEVEN OAKS BOULEVARD

COMMENTS:

The recommendation in this report is that the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the opening in accordance with the attached Misc. Plan No. 9424/1. There are no financial implications associated with this report.

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

IN PREPARING THIS REPORT THERE WAS:

Internal Consultation With and Concurrence By:

There was no internal consultation in the preparation of this report.

External Consultation With:

Centra Gas, Manitoba Hydro, MTS Communications, Shaw Cable

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Development and Inspections Division
Prepared by: Glenn Halldorson, Real Property Officer
PPD File No. 7917

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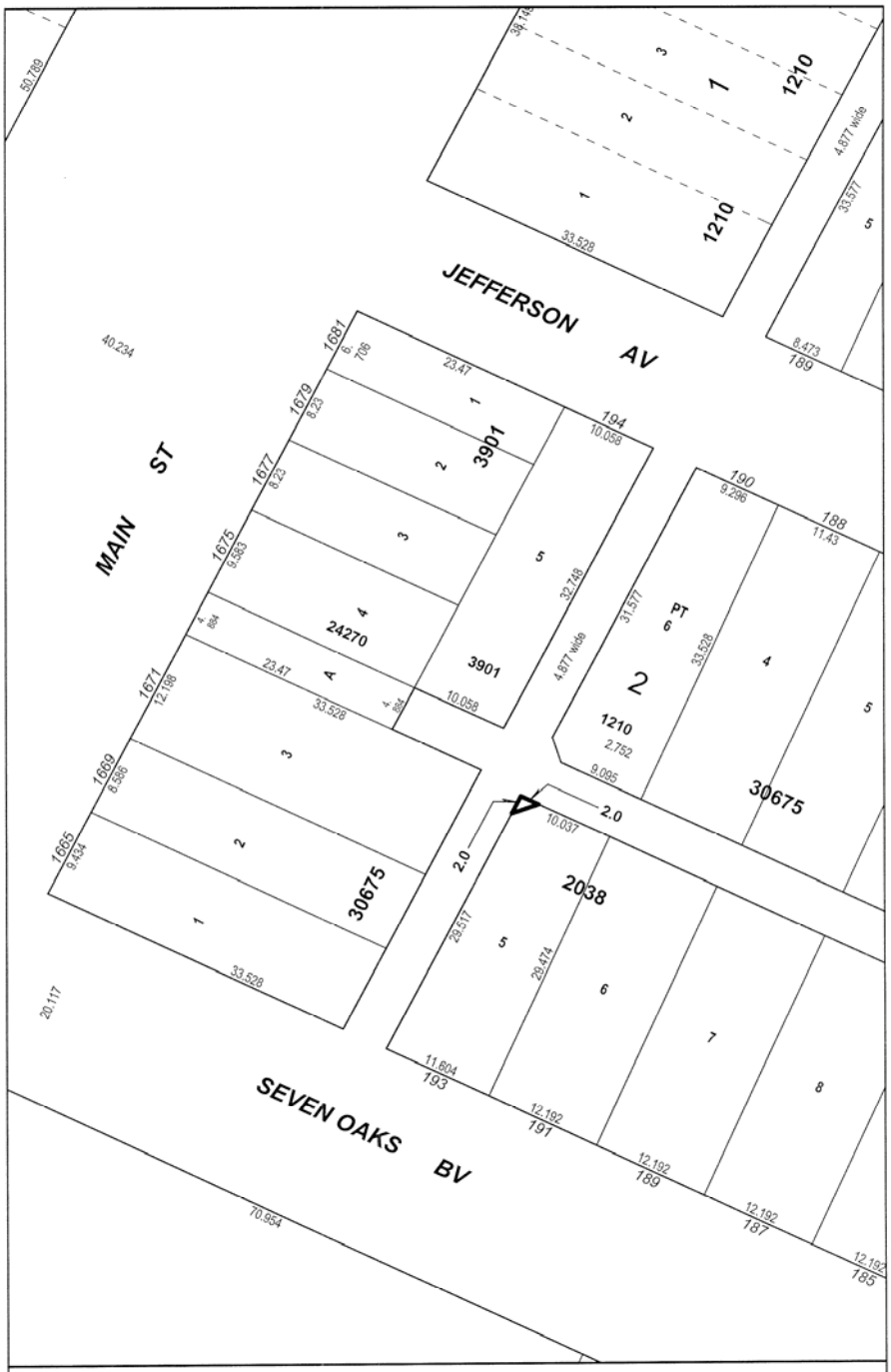

METRIC

Proposed Lane Opening - 2.0 x 2.0 m.
Area: ±2.0 m² (±21.5 ft²)

Date: 2004-FEB-17
District: LSWK
File: 7919
Scale: 1:500

NOTE:
Information displayed hereon has been compiled or computed from a variety of sources and should be used as a general guide only.
No warranty is expressed or implied regarding the accuracy of such information.

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

MISC. PLAN NO. 9424/1