Minute No. 663
Report – Executive Policy Committee – July 19, 2006

Item No. 10 **Street Widening of McMillan Avenue at Scott Street**
File DAO 4/2006

COUNCIL DECISION:

Council concurred in the recommendation of the Executive Policy Committee and adopted the following:

1. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the widening in accordance with Misc. Plan No. 11452/1.

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 – July 19, 2006

DECISION MAKING HISTORY:

Moved by His Worship Mayor Katz,
That the recommendation of the Executive Policy Committee be adopted by consent.

Carried

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 4/2006 – PROPOSED WIDENING OF MCMILLAN AVENUE AT SCOTT STREET

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 widening in accordance with the attached Misc. Plan No. 11452/1.**
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 proposed Southwest Transit Corridor located north of Corydon and south of Wardlaw between Donald Street and the CN Main Line to the east, will require a realignment of Donald Street, a short distance to the west. Portions of five private properties are required for this realignment.

- The portion of 383 McMillan Avenue required for the realignment has recently been acquired and it is now appropriate to dedicate the land as a public street.

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

HISTORY:

The proposed Southwest Transit Corridor located north of Corydon Avenue and south of Wardlaw Avenue between Donald Street and the CN Main Line to the east, will require a realignment of Donald Street a short distance to the west. Portions of five private properties are required for this realignment.

On May 28, 2002, the Standing Policy Committee on Public Works approved a recommendation from the Transit Department that the portion of 383 McMillan Avenue shown as “Proposed Opening” on the attached Misc. Plan No. 11452/1 be acquired for the Southwest Transit Corridor.

On July 23, 2003, Council directed the Director of the Planning, Property and Development Department to initiate negotiations for the acquisition of this property and other properties required for Stage 1 of the Corridor.

The property at 383 McMillan Avenue shown as “Proposed Opening” on Misc. Plan No. 11452/1 has recently been acquired and it is now appropriate to dedicate the land as a public street.

DISCUSSION:

<u>Administrative Approval</u>

All affected City departments and public utilities have considered the proposal. There are no administrative objections to the street 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 4/2006 – PROPOSED WIDENING OF MCMILLAN AVENUE AT SCOTT STREET

COMMENTS:

Funding for the costs of preparing and registering the documents necessary to dedicate this property as public street has been provided by the Transit Department under Account No. 442-181000-420754-4220000394. These amounts are considered to be 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

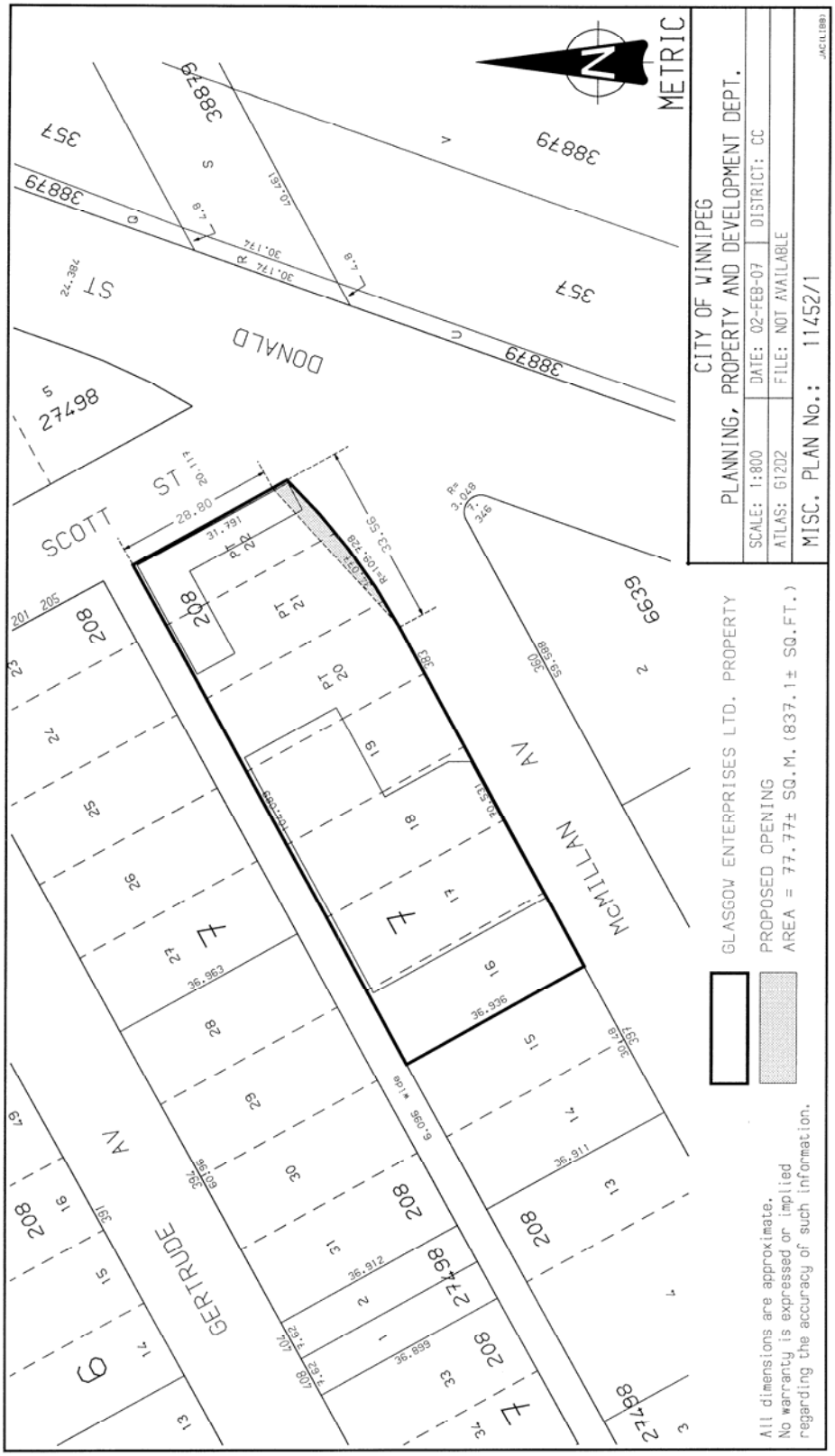
External Consultation With:

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 No. 3072


METRIC
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
SCALE: 1:800
DATE: 02-FEB-07
DISTRICT: CC
ATLAS: G1202
FILE: NOT AVAILABLE
MISC. PLAN No.: 114521
GLASGOW ENTERPRISES LTD. PROPERTY
PROPOSED OPENING
AREA = 77.77± SQ.M. (837.1± SQ.FT.)
All dimensions are approximate.
No warranty is expressed or implied
regarding the accuracy of such information.
SCOTT ST
DONALD ST
MCMILLAN AV
GERTRUDE AV
388729
388729
388729
388729
357
357
357
27498
27498
27498
6639
208
208
208