Agenda - Council - July 18, 2007

Report - Standing Policy Committee on Property and Development - June 26, 2007

Item No. 2 Closing - rue Laurier and the Public Lane between Dawson Road North and McTavish Street (St. Boniface Ward) File DAC 11/2007

STANDING COMMITTEE RECOMMENDATION:

On July 11, 2007, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Property and Development and the Riel Community Committee and submits the following to Council:

1. That the street and lane closing shown on Misc. Plan No. 10997/5 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. 10997/5, subject to the approval of the Standing Policy Committee on Property and Development of the terms and conditions of the conveyance of the land.

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 - June 26, 2007

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 11, 2007, 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 June 26, 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 June 12, 2007, 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 11/2007
Before:	Riel Community Committee Councillor Swandel, Chairperson Councillor Steeves Councillor Vandal
Public Hearing:	June 12, 2007 Council Chamber, Council Building, 510 Main Street
Applicant:	Real Estate Division Planning, Property and Development Department
Premises Affected:	rue Laurier and the Public Lane between Dawson Road North and McTavish Street
Exhibits Filed:	1. Report from the Real Property Officer dated May 31, 2007 2. Inspection Report

REPRESENTATIONS:

In Support:

Mr. B. Lucyk, Senior Negotiator, Real Estate Division, Planning, Property and Development Department

In Opposition:

Nil

Exhibit "1" referred to in File DAC 11/2007

RE: DAC 11/2007 – PROPOSED CLOSING OF RUE LAURIER AND THE PUBLIC LANE BETWEEN DAWSON ROAD NORTH AND MCTAVISH STREET

FOR SUBMISSION TO: **The Riel Community Committee**

REPORT DATE: **May 31, 2007**

RECOMMENDATION:

1. That the proposed street and lane closing as shown on Misc. Plan No. 10997/5 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. 10997/5, subject to the approval of the Standing Policy Committee on Property and Development of the terms and conditions of the conveyance of the land.

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 intends to close the street and lane, incorporate the closed rights-of-way into the adjoining City of Winnipeg property, and offer the lands for sale.
The street and lane are not paved and serve no apparent public purpose.

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):

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 intends to close the portions of the street and lane so identified on the attached Misc. Plan No. 10997/5, incorporate the closed rights-of-way into the adjoining City of Winnipeg property, and offer the lands for sale.

The street and lane are not paved and serve no apparent public purpose.

DISCUSSION:

Administrative Approval

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

The Plan Examination Branch has advised that any structure to be erected in the closed lane would require review as to the ramifications of spacial separation and building exposure in relation to the existing buildings in the property to the north.

Easements

There are no easement requirements.

Transfer of Jurisdiction Over Public Rights-of-Way

The street and lane must be legally closed before they may be incorporated into the adjoining City of Winnipeg property. 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:

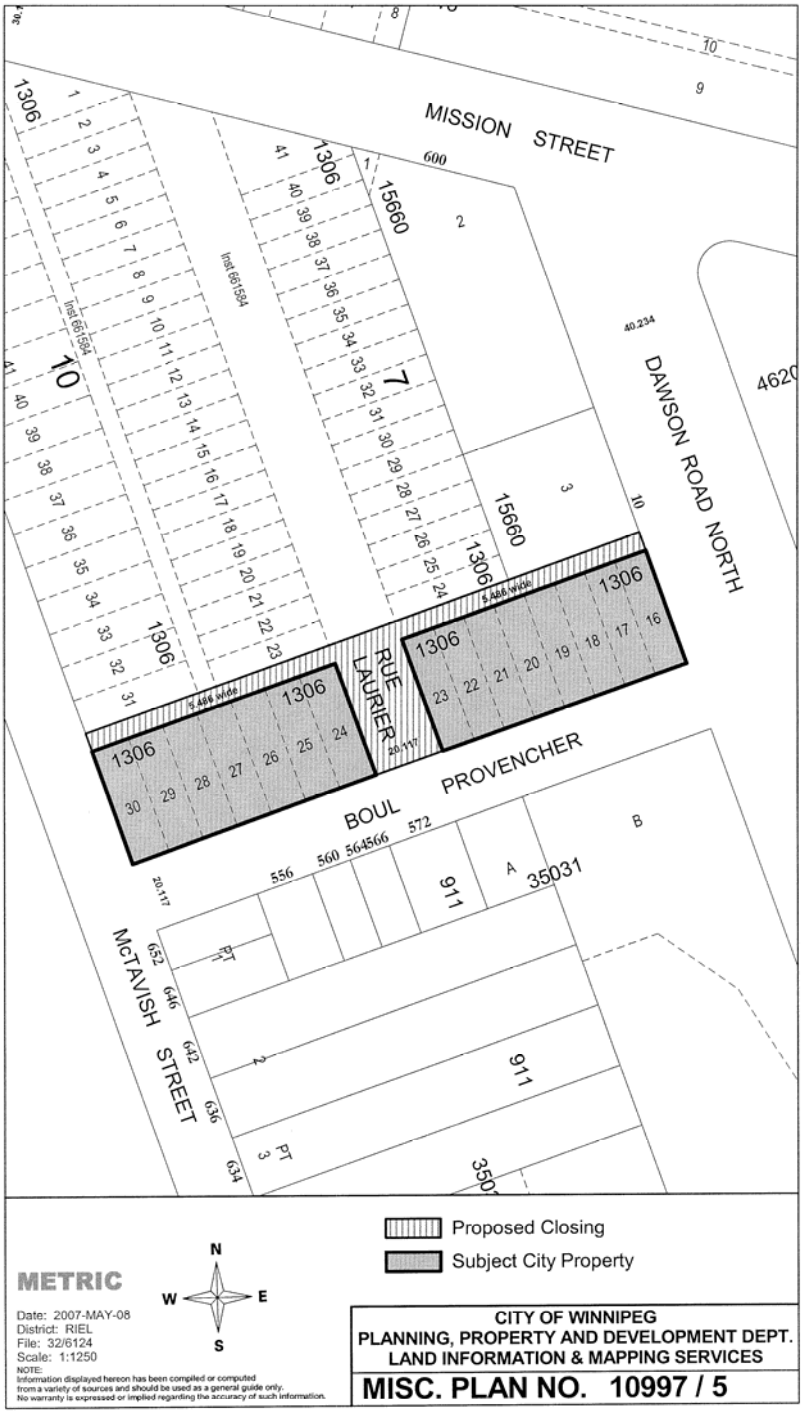
There was no internal consultation involved in the preparation of this report.

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
File No. 32/6124


MISSION STREET
DAWSON ROAD NORTH
RUE LAURIER
BOUL PROVENCHER
McTAVISH STREET
Inst 661584
5.486 wide
Proposed Closing
Subject City Property
METRIC
Date: 2007-MAY-08
District: RIEL
File: 32/6124
Scale: 1:1250
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. 10997 / 5