Minute No. 597
Report - Standing Policy Committee on Property and Development - July 13, 2007

Item No. 8 **Closing - part of Forest Cove Drive**
File DAC 13/2007

COUNCIL DECISION:

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

1. That the street closing shown on Misc. Plan No. 12773 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. 12773, 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 - July 13, 2007

DECISION MAKING HISTORY:

Moved by Council Swandel,

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

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 18, 2007, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Property and Development and the Lord Selkirk-West Kildonan Community Committee and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On July 13, 2007, the Standing Policy Committee on Property and Development concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On July 10, 2007, the Lord Selkirk-West Kildonan 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 13/2007
Before:	Lord Selkirk-West Kildonan Community Committee Councillor Pagtakhan, Chairperson Councillor Lazarenko Councillor O'Shaughnessy
Public Hearing:	July 10, 2007 Council Chamber Council Building, 510 Main Street
Applicant:	The City of Winnipeg (Planning, Property and Development Department, Real Estate Division)
Premises Affected:	Part of Forest Cove Drive
Exhibits Filed:	1. Report from the Real Property Officer dated June 26, 2007 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 13/2007

RE: DAC 13/2007 – PROPOSED CLOSING OF PART OF FOREST COVE DRIVE

FOR SUBMISSION TO: **The Lord Selkirk-West Kildonan Community Committee**

REPORT DATE: **June 26, 2007**

RECOMMENDATION:

1. That the proposed street closing as shown on Misc. Plan No. 12773 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. 12773, 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 has applied to close the portion of Forest Cove Drive so identified on the attached Misc. Plan No. 12773. The Division intends to incorporate the closed street into the City property adjoining to the south and offer the land for sale.

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

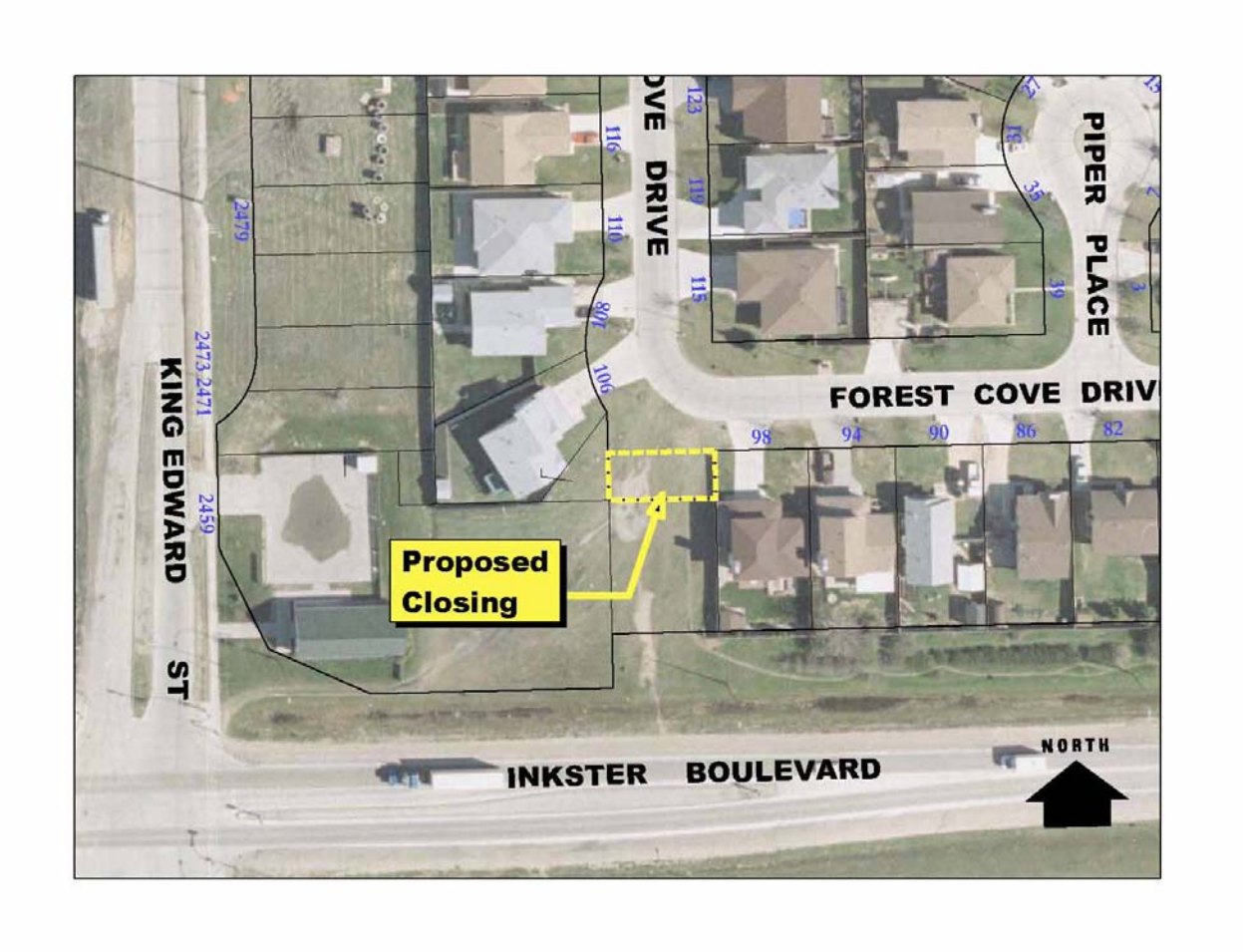
Comment(s):

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 applied to close the portion of Forest Cove Drive so identified on the attached Misc. Plan No. 12773. The Division intends to incorporate the closed street into the City property adjoining to the south and offer the land for sale.

DISCUSSION:

Administrative Approval

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

Transfer of Jurisdiction Over Public Rights-of-Way

The street must be legally closed before it may be incorporated with the City property to be sold. 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:

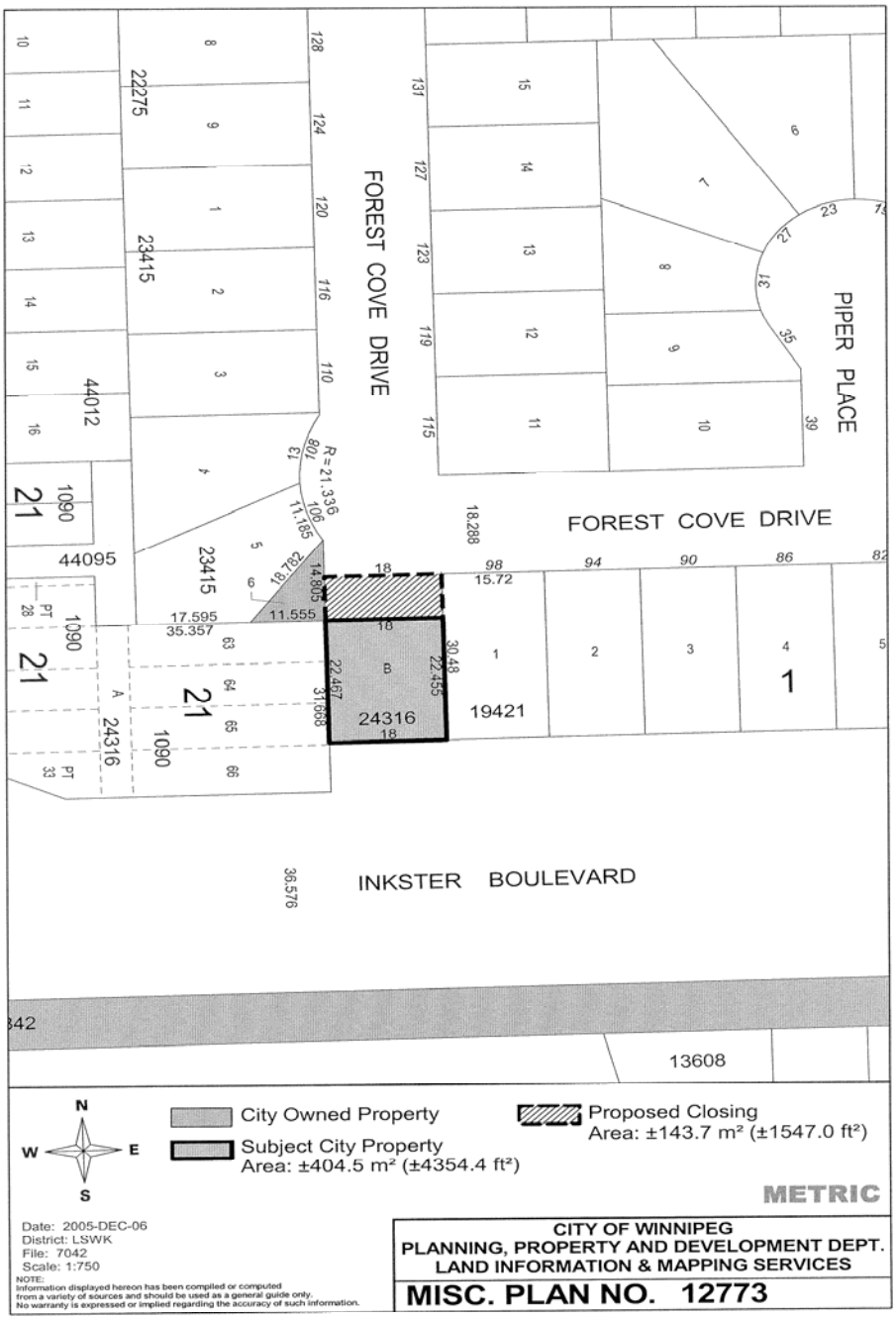
There was no internal consultation involved in the preparation of this report.

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. 7042


FOREST COVE DRIVE
PIPER PLACE
FOREST COVE DRIVE
INKSTER BOULEVARD
22275
23415
44012
44095
24316
19421
13608
R=21.336
City Owned Property
Subject City Property
Area: ±404.5 m² (±4354.4 ft²)
Proposed Closing
Area: ±143.7 m² (±1547.0 ft²)
METRIC
Date: 2005-DEC-06
District: LSWK
File: 7042
Scale: 1:750
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. 12773