Report - Executive Policy Committee - October 17, 2007

Item No. 6 Opening of part of Bertrand Street between rue Des Meurons and rue Youville
(St. Boniface Ward)
File DAO 5/2007

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 17, 2007, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service 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 street opening in accordance with Misc. Plan No. 11454.

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 - October 17, 2007

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 17, 2007, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

RE: DAO 5/2007 – PROPOSED OPENING OF PART OF BERTRAND STREET BETWEEN RUE DES MEURONS AND RUE YOUVILLE

FOR SUBMISSION TO:	**The Executive Policy Committee**
ORIGINAL REPORT SIGNED BY:	**Director of Planning, Property and Development**
REPORT DATE:	**October 10, 2007**

RECOMMENDATION(S):

1. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with the attached Misc. Plan No. 11454.
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:

In 2000, in the course of preparations to install a land drainage sewer in Bertrand Street, the land shown as “Subject Property” on the attached Misc. Plan No. 11454 was found to be owned by the Canadian National Railway. When approached for a permit to allow the installation of the sewer, CN offered to sell the land to the City for the nominal sum of $1.00 if the City agreed to remove the tracks from the site. This arrangement was acceptable to the Public Works Department and the City purchased the property in 2002. The documents required to effect the dedication of the land as Bertrand Street have now been prepared and it is appropriate at this time to obtain Council approval of the opening.

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:

In 2000, in the course of preparations to install a land drainage sewer in Bertrand Street, the land shown as “Subject Property” on the attached Misc. Plan No. 11454 was found to be owned by the Canadian National Railway. When approached for a permit to allow the installation of the sewer, CN offered to sell the land to the City for the nominal sum of $1.00 if the City agreed to remove the tracks from the site. This arrangement was acceptable to the Public Works Department and the City purchased the property in 2002. The documents required to effect the dedication of the land as Bertrand Street have now been prepared and it is appropriate at this time to obtain Council approval of the opening.

DISCUSSION:

Administrative Approval

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

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 (now the Standing Policy Committee on Finance), 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: August 7, 2007

Project Name:
DAO 5/2007 - Proposed Opening of Part of Bertrand Street Between Rue Des Meurons and Rue Youville

COMMENTS:

The recommendation contained in this report is that the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with the attached Misc. Plan No. 11454. There are no material financial implications associated with this recommendation.

"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. 8157

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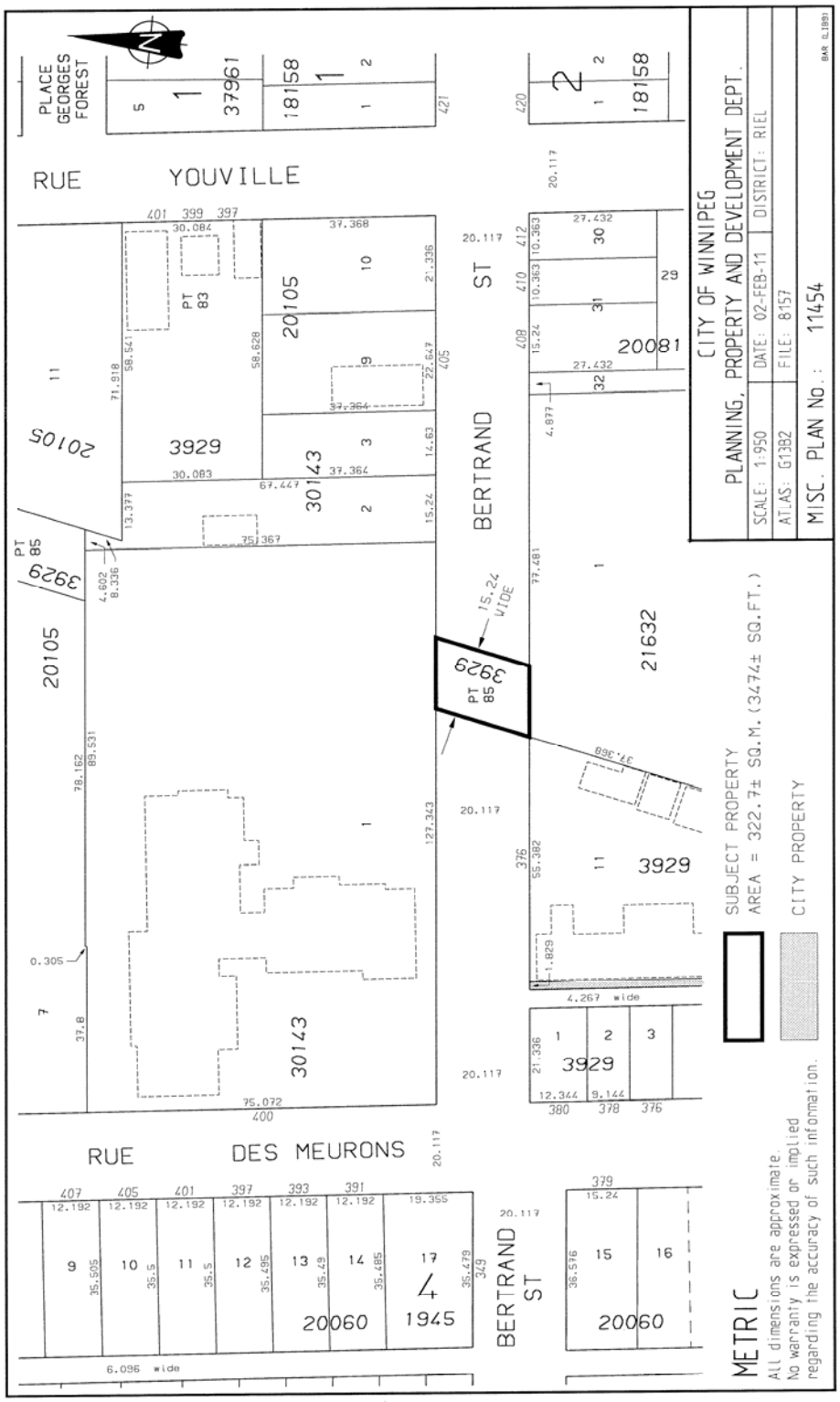
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
SCALE: 1:950
DATE: 02-FEB-11
DISTRICT: RIEL
ATLAS: G13B2
FILE: 8157
MISC. PLAN No.: 11454
SUBJECT PROPERTY
AREA = 322.7± SQ.M. (3474± SQ.FT.)
CITY PROPERTY
METRIC
All dimensions are approximate.
No warranty is expressed or implied
regarding the accuracy of such information.
PLACE GEORGES FOREST
RUE YOUVILLE
RUE DES MEURONS
BERTRAND ST
15.24 WIDE
4.267 wide
6.096 wide
37961
18158
20105
3929
30143
20081
21632
20060
1945