Agenda – Council – October 24, 2007

Report – Standing Policy Committee on Infrastructure Renewal and Public Works – October 9, 2007

Item No. 1 Local Improvement Projects to be funded and constructed in 2007 (North Kildonan Ward) File SL(2007)

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 17, 2007, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and submits the following to Council:

1. That the following Local Improvement project not be proceeded with, namely:

    A. Granular Surface lane (Gravel) on the first north-south lane east of Kildonan Drive from the north limit of Dunrobin Avenue to a point approximately 107 feet, Work Order No. 1220240207.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

Agenda – Council – October 24, 2007

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DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On October 17, 2007, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On October 9, 2007, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the East Kildonan-Transcona Community Committee and submitted the matter to the Executive Policy Committee and Council.

Chris Ranick, submitted a presentation dated October 9, 2007, in support of the Community Committee recommendation not to proceed with the local improvement for the Granular Surface lane (Gravel).

Kris Diaz and Riel Dion submitted four communications in support of the administrative recommendation to proceed with the local improvement for the Granular Surface lane (Gravel).

COMMUNITY COMMITTEE RECOMMENDATION:

On September 17, 2007, the East Kildonan-Transcona Community Committee recommended to the Standing Policy Committee on Infrastructure Renewal and Public Works that the administrative recommendation not be concurred in and the following Local Improvement project not be proceeded with, namely:

1. Granular Surface lane (Gravel) on the first north-south lane east of Kildonan Drive from the north limit of Dunrobin Avenue to a point approximately 107 feet, Work Order No. 1220240207,

Further on September 27, 2007, the East Kildonan-Transcona Community Committee received as information a submission from Chris Ranick dated September 17, 2007, in opposition to the Granular Surface lane (Gravel) local improvement on the first north-south lane east of Kildonan Drive from the north limit of Dunrobin Avenue to a point approximately 107 feet.

DECISION MAKING HISTORY (continued):

STANDING COMMITTEE DECISION:

On July 13, 2007, the Standing Policy Committee on Property and Development concurred in the administrative recommendation, as amended, namely:

1. That the removal of the barricades and opening of the lane be subject to a successful Local Improvement "Petition For" advertisement and enactment of a By-law authorizing construction of a granular surface lane.

TO: Ms. Inga Skundberg, East Kildonan - Transcona Community Committee Clerk

FROM: Mr. Tim Austin, Coordinator of Tax Accounting & Administration

SUBJECT: RESULTS OF A PETITION FOR A PROPOSED LOCAL IMPROVEMENT

DATE: August 31, 2007

On August 21, 2007, a *Petition "For"* was issued to Mr. Riel Dion of 781 Kildonan Drive, for a proposed local improvement within your Community and Ward boundary.

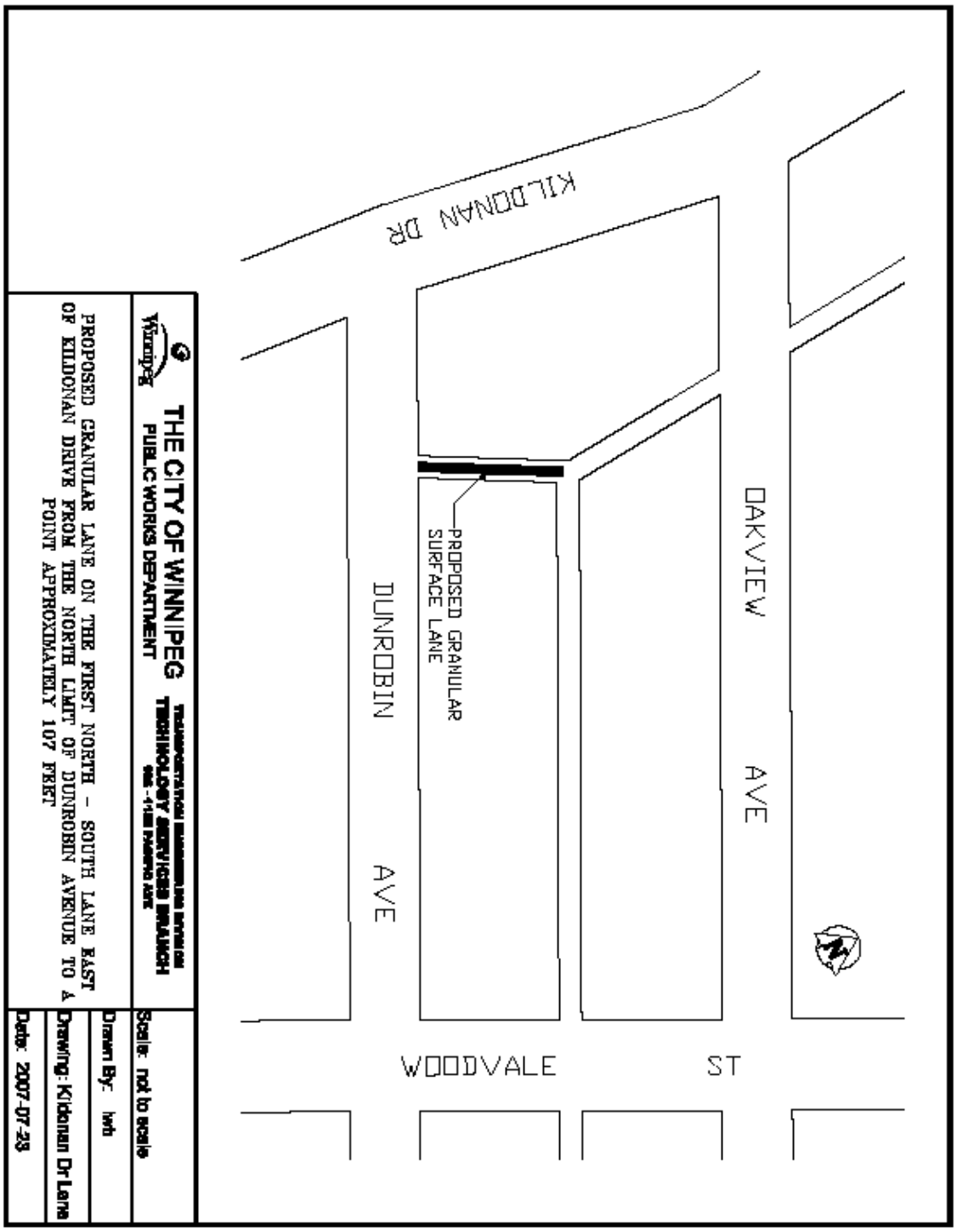
This *Petition "For*" was requested subsequent to the July 13, 2007 Standing Policy Committee on Property and Development's meeting. During this meeting the Standing Policy Committee on Property and Development made the following recommendation in Minute No. 294:

> ***Minute No. 294*** ***Barricaded public lane east of Kildonan Drive in the vicinity of Dunrobin Avenue***
> ***(North Kildonan Ward)***
> ***File SC-3.13(33)***
>
> *STANDING COMMITTEE DECISION:*
>
> *The Standing Policy Committee on Property and Development concurred in the administrative recommendation, as amended, namely:*
>
> *1. That the removal of the barricades and opening of the lane be subject to a successful Local Improvement "Petition For" advertisement and enactment of a By-law authorizing construction of a granular surface lane.*

The *Petition "For"* was returned to the City Clerk on August 22, 2007.

The East Kildonan - Transcona Community Committee is therefore, requested to specifically review and recommend to the Standing Policy Committee on Infrastructure & Public Works on this Local Improvement project that follows:

Project Number	***Local Improvement***	***Location***
1220240207	Granular Surface Lane (Gravel)	On the first north-south lane east of Kildonan Drive from the north limit of Dunrobin Avenue to a point approximately 107 feet.



In accordance with Section 125 of *The City of Winnipeg Charter*, it was ascertained and certified by the Coordinator of Tax Accounting and Administration of the Taxation and Revenue Division that the signatures obtained from the benefiting registered property owners on the official *Petition "For"* form represents 52.22**%** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	207.20 feet
Petitioners For Represent	108.20 feet
Percentage Signed	52.22***%***

However, the total assessable frontage includes a flankage allowance of 99 feet and therefore, by excluding the "flankage" amount from the total assessable frontage, the signatures obtained from the benefiting registered property owners would then represent ***100%*** of the total assessable frontage as indicated below:

Total Assessable Frontage (includes "flankage")	207.20 feet
Less: Flankage	(99.00) feet
Total Assessable Frontage (excluding "flankage")	108.20 feet
Petitioners For Represent	108.20 feet
Percentage Signed	***100.00%***

Also, in accordance with Section 409(4) of *The City of Winnipeg Charter*, it states:

> ***"When notice and hearing not required***
> ***409(4)*** *Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it."*

Therefore, it will ***not*** be necessary to advertise this proposed local improvement in 2007.

It is estimated that the total cost of the project is $2,500 of which only $1,298 (51.94%) is to be recovered from the registered property owner's share. **The remainder of $1,202 (48.06%) is unrecoverable.**

City's Administration Recommendation: The undertaking of this proposed Local Improvement project may proceed as part of the 2007 Local Improvement Program which is funded through the Local Improvement float, since the Petitioner was successful in attaining the required 60% of the total assessable frontage.

[Original Signed By Tim Austin]

Coordinator of Tax Accounting & Administration

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