Agenda – Executive Policy Committee – September 9, 2009

REPORTS

Item No. 5 **Widening of the east side of Plessis Road, south of Pandora Avenue West**
(Transcona Ward)
File DAO 6/2009

WINNIPEG PUBLIC SERVICE RECOMMENDATION:

1. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street widening in accordance with the attached Misc. Plan No. 11979/4.

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

ADMINISTRATIVE REPORT

ISSUE: DAO 6/2009 – PROPOSED WIDENING OF THE EAST SIDE OF PLESSIS ROAD, SOUTH OF PANDORA AVENUE WEST

CRITCAL PATH: EXECUTIVE POLICY COMMITTEE

AUTHORIZATION

Author	Department Head	CFO	CAO
J. Saj	D. Joshi	N/A	P. Sheegl Deputy CAO

RECOMMENDATIONS

1. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street widening in accordance with the attached Misc. Plan No. 11979/4.

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

IMPLICATIONS OF THE RECOMMENDATIONS

There are no policy, regulatory, environmental, human resource or general implications associated with the recommendations.

Costs associated with the street opening are the responsibility of the Public Works Department and are within the approved current and/or capital budget. There are no financial implications for the City of Winnipeg.

HISTORY

The Real Estate Division of the Planning, Property and Development Department has made an application to widen the east side of Plessis Road, south of Pandora Avenue West so identified on the attached copy of Misc. Plan No. 11979/4.

The subject widening forms part of City property previously housing the former District No. 4 Police Station. On April 23, 2008, Council concurred in the Report of the Standing Policy Committee on Property and Development recommending that the subject City property shown shaded on the attached sketch be declared surplus to the City's needs with the exception of the subject widening area, which is to be retained for required future transportation purposes. The Real Estate Division is presently in the process of marketing the surplus property for sale. It is now in order to proceed with the dedication of the subject property as public street.

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.

Administrative Approval

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

Administrative Comments

The Zoning and Permits Branch of the Planning, Property and Development Department has indicated that the proposed opening may create a non-conforming side yard for the existing building and parking area located on the surplus City property. These would be deemed to comply as a non-conformity and would be able to be maintained or altered provided that the changes comply with all other requirements of the Zoning By-law. They would not be permitted to be enlarged if the substandard side yard was to be further reduced.

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

Financial Impact Statement **Date:** August 18, 2009

Project Name:
DAO 6/2009 - Proposed Widening of the East Side of Plessis Road, South of Pandora Avenue West

COMMENTS:

The costs associated with the preparation and registration of the documents required to effect the opening will be charged to the following Public Works Account: 003 181000 180603 1832000408 Property. These costs are considered to be immaterial in nature.

Manager of Finance & Administration

CONSULTATION

In preparing this Report there was consultation with:

Internal Consultation With and Concurrence By:

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

External Consultation With:

Manitoba Hydro, Centra Gas, MTS Allstream and Shaw Cablesystems

SUBMITTED BY

Department:	Planning, Property and Development
Division:	Development and Inspections
Prepared by:	Bohdan Buyachok, Real Property Officer
Date:	August 18, 2009
File No.	5850

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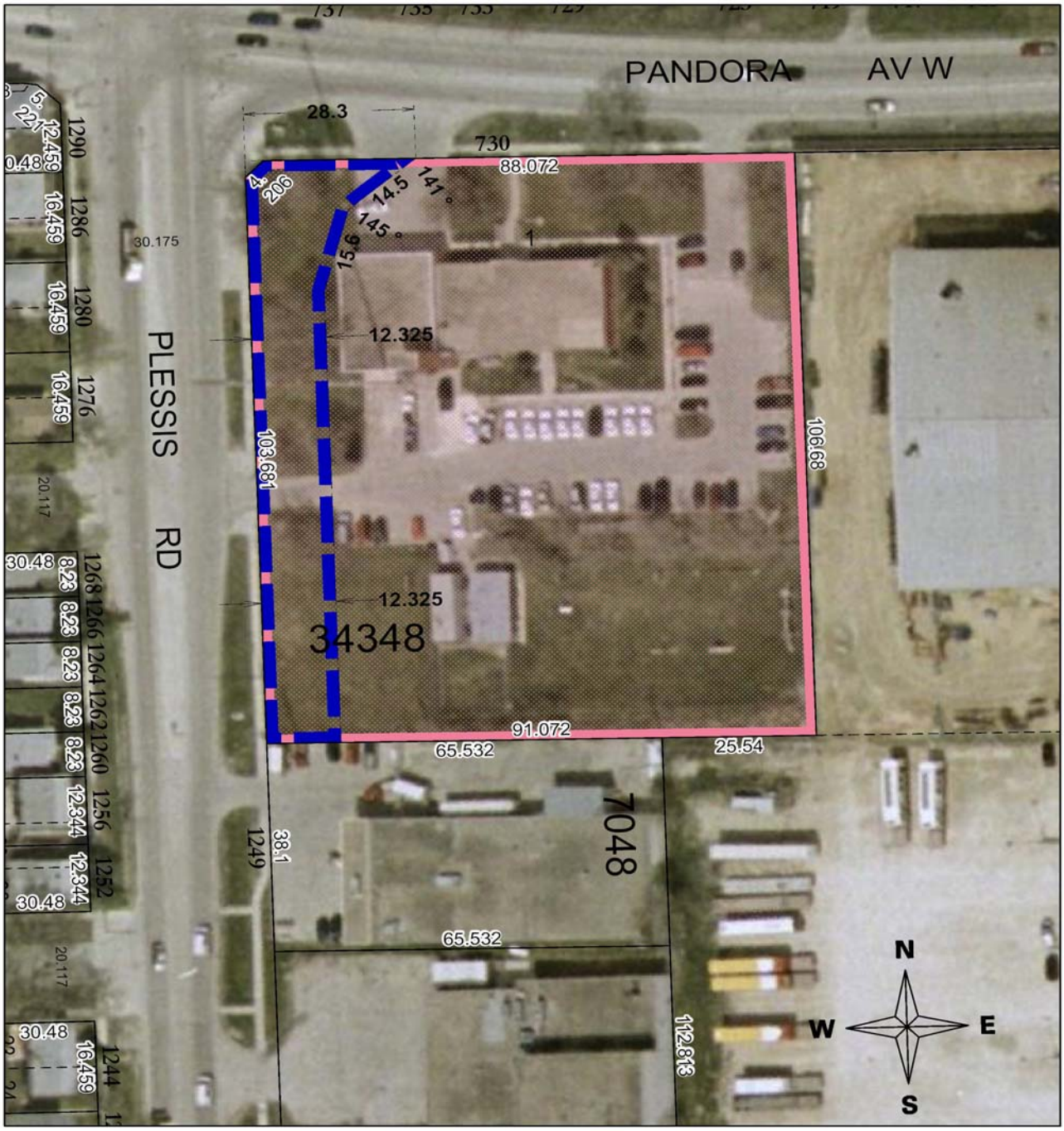
Aerial View of Opening



PROPOSED STREET WIDENING - DAO 6/2009

CITY PROPERTY

MISC. PLAN NO. 11979 / 4 Aerial View

Miscellaneous Plan

