Agenda - Council – May 19, 2010

Report - Standing Policy Committee on Property and Development – May 4, 2010

Item No. 9 Opening – east side of Overwater Cove, north of Hookway Crescent (Charleswood-Tuxedo Ward)
File DAO 15/2009

STANDING COMMITTEE RECOMMENDATION:

On May 12, 2010, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and the Assiniboia Community Committee and submits the following to Council:

1. That the proposed street opening as shown on Misc. Plan No. 13692/1 be approved.

2. That the Director of Legal Services and City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street opening in accordance with Misc. Plan No. 13692/1.

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

Report - Standing Policy Committee on Property and Development – May 4, 2010

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 12, 2010, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and the Assiniboia Community Committee and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On May 4, 2010, the Standing Policy Committee on Property and Development concurred in the recommendation of the Assiniboia Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On April 20, 2010, the Assiniboia Community Committee concurred in the recommendation of the Winnipeg Public Service and forwarded the matter to the Standing Policy Committee on Property and Development.

ADMINISTRATIVE REPORT

Title: **DAO 15/2009**

Issue: **TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE EAST SIDE OF OVERWATER COVE, NORTH OF HOOKWAY CRESCENT**

Critical Path: **ASSINIBOIA COMMUNITY COMMITTEE – STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT - EXECUTIVE POLICY COMMITTEE – COUNCIL**

AUTHORIZATION

Author	Department Head	CFO	CAO
B. Buyachok	N/A	N/A	N/A

RECOMMENDATIONS

1. That the proposed street opening as shown on Misc. Plan No. 13692/1 be approved.

2. 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. 13692/1.

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

REASON FOR THE REPORT

All street and lane openings not previously approved by Council require the consideration of the Community Committee.

IMPLICATIONS OF THE RECOMMENDATIONS

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

Funding for the preparation and registration of the documents required to dedicate the land as public street has been provided by the Planning, Property and Development Department. These costs are within the approved current budget and are considered to be immaterial in nature. There are no financial implications for the City of Winnipeg.

HISTORY

The Geomatics Branch of the Planning, Property and Development Department is proceeding with an application to open the east side of Overwater Cove, north of Hookway Crescent so identified on the attached copy of Misc. Plan No. 13692/1.

The proposed opening is City property (part Lot 7, Block 3, Plan 22442 WLTO) comprising part of a 1 foot wide control strip along the east side of Overwater Cove originally created by subdivision and rezoning applications DASZ 28/1986 and DASZ 39/1986. The control strips north and south of the subject opening have been dedicated as public rights of way via various short form subdivision applications. Control strips serve as a reminder to recover from the owner of the adjoining privately owned land a proportionate share of the cost of services installed by the original developer within the original subdivision. In this instance, the adjoining property owner has paid his share of the services directly to the City for reimbursement to the developer in the absence of a short form subdivision application, and it is encumbent on the City to process the subject opening application. All costs associated with the opening will be the responsibility of the Planning, Property and Development Department.

CONSULTATION

In preparing this Report there was consultation with:

Internal Consultation:

N/A

External Consultation:

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: April 1, 2010
File No. 5435/B

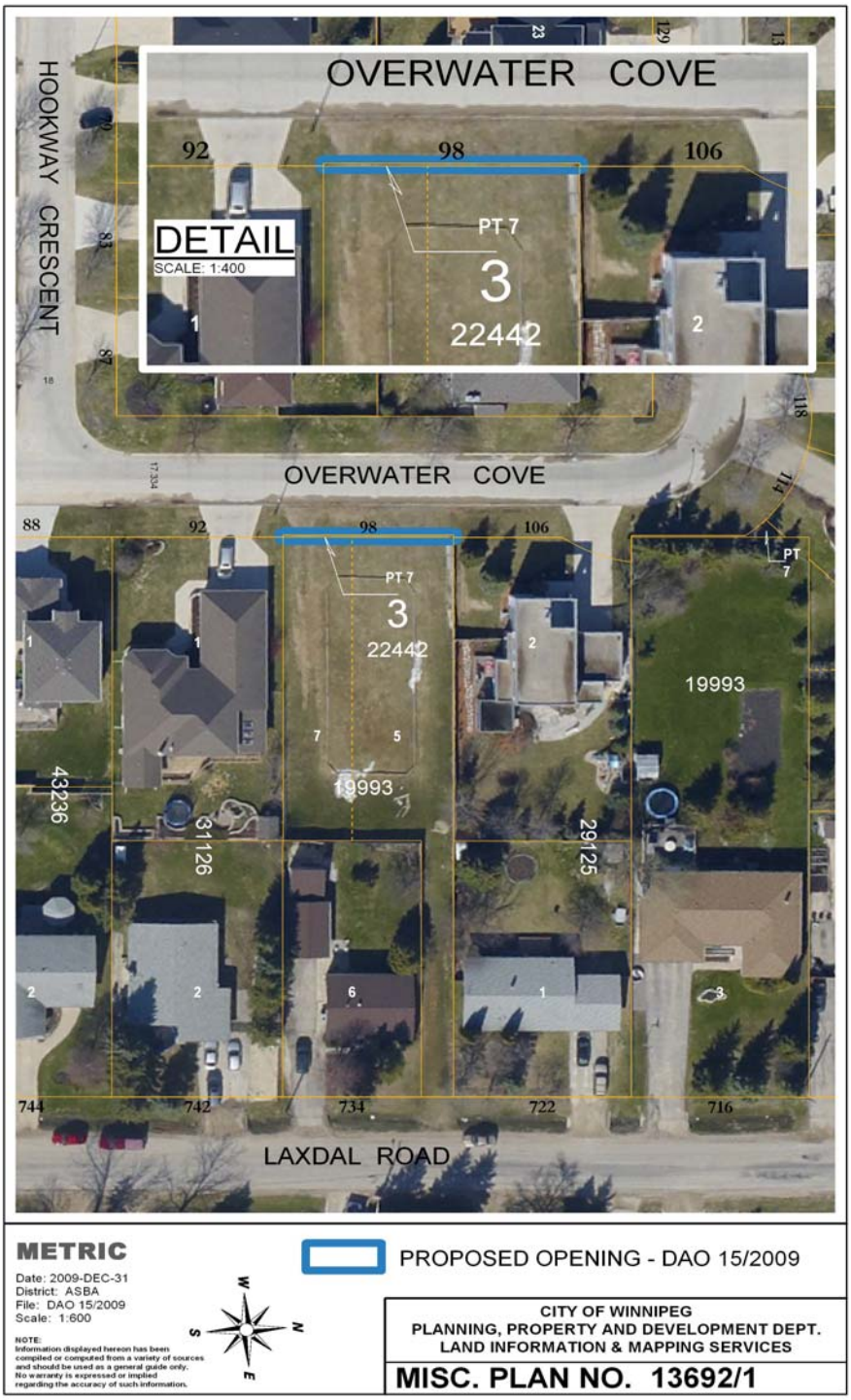
APPENDIX "A"

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.

V:\devapp\dev application2009\dao15_2009\final_report\dao15.09rpt

Aerial View of Subject Opening



Miscellaneous Plan

