Report - Standing Policy Committee on Property and Development - March 4, 2003

Item No. 2 Proposed Opening of Waterfront Drive and the Disraeli Freeway between Pioneer and Higgins Avenues, Proposed Closing of parts of May and Ship Streets and Proposed Closing of parts of Lombard, McDermot, Bannatyne, James, Pacific, Alexander, Galt and George Avenues east of Waterfront Drive - City Centre Community
File DAOC 5/2002

STANDING COMMITTEE RECOMMENDATION:

On March 18, 2003, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and the City Centre Community Committee, 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 opening and closing in accordance with Schedule “A”, Misc. Plan No. 11814.

2. 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 - March 4, 2003

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 18, 2003, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and the City Centre Community Committee, and submitted the matter to Council.

STANDING COMMITTEE RECOMMENATION:

On March 4, 2003, the Standing Policy Committee on Property and Development concurred in the recommendation of the City Centre Community Committee, and submitted its recommendation to Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On February 4, 2003, the City Centre Community Committee concurred in the administrative recommendation to approve the portions of the proposed openings and closings within its jurisdiction under File DAOC 5/2002, and submitted its recommendation to the Standing Policy Committee on Property and Development.

PUBLIC HEARING SUMMARY

File:	DAOC 5/2002
Before:	City Centre Community Committee Councillor Steek, Chairperson Councillor Gerbasi Councillor Smith
Public Hearing:	February 4, 2003 Community Committee Chamber, 300 Assiniboine Avenue
Applicant:	The City of Winnipeg Planning, Property and Development Department 2nd Floor - 65 Garry Street Winnipeg, MB R3C 4K4
Subject and Property Affected:	Proposed opening of Waterfront Drive and the Disraeli Freeway between Pioneer and Higgins Avenues, the Proposed closing of Parts of May and Ship Streets and Proposed closing of Parts of Lombard, McDermot, Bannatyne, James, Pacific, Alexander, Galt, and George Avenues East of Waterfront Drive
Exhibits Filed:	1. Report from the Real Property Officer dated January 20, 2003 2. Photographs, Affidavit and Inspection Notice

January 20, 2003

TO THE CHAIRPERSON AND MEMBERS
OF THE CITY CENTRE COMMUNITY COMMITTEE

RE: FILE NO. DAOC 5/2002 - PROPOSED OPENING OF WATERFRONT DRIVE AND THE DISRAELI FREEWAY BETWEEN PIONEER AND HIGGINS AVENUES, PROPOSED CLOSING OF PARTS OF MAY AND SHIP STREETS AND PROPOSED CLOSING OF PARTS OF LOMBARD, MCDERMOT, BANNATYNE, JAMES, PACIFIC, ALEXANDER, GALT, AND GEORGE AVENUES EAST OF WATERFRONT DRIVE
FORT ROUGE WARD

RECOMMENDATION:

That the Community Committee approve the portions of the proposed opening and closing within its jurisdiction and recommend:

I. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the opening and closing in accordance with the attached **Schedule "A"**, Misc. Plan No. 11814.

II. That the proper officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

REASON:

All street and lane opening and closings require the consideration of the Community Committee.

HISTORY:

In February of 2000, the CentreVenture Waterfront Committee finalized their report entitled, "The Revival of Winnipeg's Historic Waterfront". The report recommended the development of Waterfront Drive, a scenic roadway fronting onto Juba Park and the Red River.

In July of 2000, City Council considered the report of the Executive Policy Committee concerning the development of the roadway and approved the recommendation that the street be constructed as a Capital Project. Construction of the roadway is now complete and the street is open to traffic.

DISCUSSION:

Proposed Street Closings

The portions of the streets lying between Waterfront Drive and the Red River are no longer required for that purpose. The City administration proposes to close these street ends and to incorporate them into the adjacent park lands.

Portion of Street Opening and Closing within Lord Selkirk-West Kildonan Community

The majority of the lands affected by this application are located in the Lord Selkirk-West Kildonan Community. The boundary between the City Centre and Lord Selkirk-West Kildonan Communities is the centre of Lombard Avenue as shown on Schedule "A". A separate report has been submitted to the Lord Selkirk-West Kildonan Community Committee recommending approval of the portions of the streets to be opened and closed in that Community.

Approval by City Administration

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

Dedication of Waterfront Drive

The City acquired the majority of the lands required for the roadway in March of 1999 when it completed the purchase of the former railway property in the area. The additional private properties required for the roadway have recently been acquired. The Administration is obliged to wait until all legal aspects of the acquisition of the lands required for the road opening have been completed before preparing an opening by-law for submission to Council. It is now appropriate to do so.

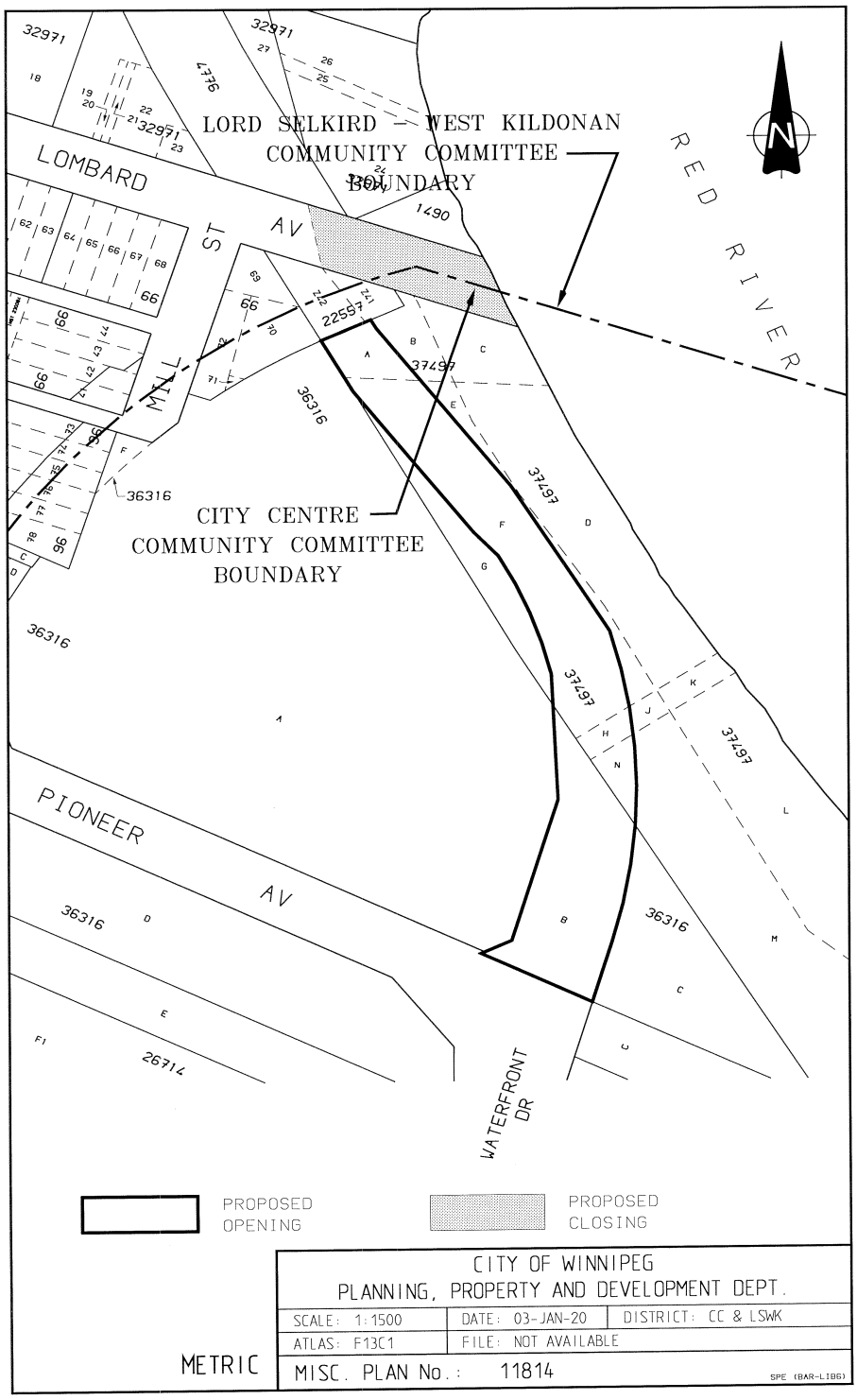
Title to the portion of the roadway between the "Proposed Opening" shown on Schedule "A" and Lombard Avenue will remain in the name of the Canadian National Railway. The City of Winnipeg will acquire an easement for the roadway over the CNR property.

Transfer of Ownership – Province to City of Winnipeg

The portions of the street proposed to be incorporated into the park lands must be legally closed before that process may be initiated. 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.

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Development and Inspections Division
Prepared by: Glenn Halldorson, Real Property Officer
File No. DAOC 5/2002


LORD SELKIRD – WEST KILDONAN
COMMUNITY COMMITTEE
BOUNDARY
CITY CENTRE
COMMUNITY COMMITTEE
BOUNDARY
LOMBARD AV
MAIN ST
PIONEER AV
WATERFRONT DR
RED RIVER
N
32971
4376
1490
22557
37497
36316
26714
PROPOSED OPENING
PROPOSED CLOSING
CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
SCALE: 1:1500
DATE: 03-JAN-20
DISTRICT: CC & LSWK
ATLAS: F13C1
FILE: NOT AVAILABLE
METRIC
MISC. PLAN No.: 11814
SPE (BAR-LIBG)