Agenda – Council – December 15, 2010

Report – Executive Policy Committee – November 17, 2010

Item No. 2 **Street Opening – east side of Kenaston Boulevard, north and south of Sterling Lyon Parkway – north side of Sterling Lyon Parkway, east of Kenaston Boulevard – DAO 7/2010**
(Charleswood-Tuxedo Ward)

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On November 17, 2010, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submits the following to Council:

1. 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. 13844.

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

Agenda – Council – December 15, 2010

Report – Executive Policy Committee – November 17, 2010

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On November 17, 2010, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submits the following to Council:

1. 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. 13844.

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

ADMINISTRATIVE REPORT

Title: **DAO 7/2010: TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE EAST SIDE OF KENASTON BOULEVARD, NORTH AND SOUTH OF STERLING LYON PARKWAY, AND THE NORTH SIDE OF STERLING LYON PARKWAY, EAST OF KENASTON BOULEVARD**

Critical Path: **EXECUTIVE POLICY COMMITTEE – COUNCIL**

AUTHORIZATION

Author	Department Head	CFO	CAO
G. Solkoski	D. Joshi	N/A	P Sheegl Deputy CAO

RECOMMENDATIONS

1. 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 the attached Misc. Plan No. 13844.

2. 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

The dedication of this property as a public street requires a by-law pursuant to Section 139 of The City of Winnipeg Charter.

IMPLICATIONS OF THE RECOMMENDATIONS

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

All costs associated with the street opening are the responsibility of the Developer of the Tuxedo Yards Project. There are no financial implications for the City of Winnipeg.

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

HISTORY

The Real Estate Division of the Planning, Property and Development Department has made an application to open parts of Kenaston Boulevard and Sterling Lyon Parkway so identified on the attached copy of Misc. Plan No. 13844. The openings are required in order to facilitate traffic flow for the development of the Tuxedo Yards Project.

On March 25, 2009, Council approved the Report of the Executive Policy Committee dated March 18, 2009 with respect to the Tuxedo Yards Development Project processed under subdivision and rezoning application DASZ 37/2008 and authorized the Chief Administrative Officer to negotiate and approve the terms and conditions of any and all agreements required for land acquisitions needed for the widening of Kenaston Boulevard and Sterling Lyon Parkway. The terms and conditions for the property acquisitions south of Sterling Lyon Parkway have been successfully completed. The terms and conditions for the acquisition of the property north of Sterling Lyon Parkway are ongoing and are anticipated to be completed shortly.

Pursuant to DASZ 37/2008, the Developer of the Tuxedo Yards Project is responsible for all costs associated with the acquisition of the property required for the subject openings, including charges for plan preparation and document registration in the Winnipeg Land Titles Office. There are no additional costs to the City of Winnipeg.

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.

FINANCIAL IMPACT

Financial Impact Statement Date: November 1, 2010

Project Name:

DAO 7/2010: Proposed Opening of the East Side of Kenaston, North and South of Sterling Lyon Parkway, and the North Side of Sterling Lyon Parkway, East of Kenaston

COMMENTS:

All costs associated with the street opening are the responsibility of the Developer of the Tuxedo Yards Project. There are no financial implications for the City of Winnipeg.

"Original Signed By"
Mike McGinn, CA
Manager of Finance

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:	November 2, 2010
File No.	

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Aerial View of Subject Opening



Miscellaneous Plan

