**Agenda – Executive Policy Committee – October 2, 2013**

## REPORTS

**Item No. 3 Opening – Southwest Corner of Templeton Avenue and Pipeline Road (Old Kildonan Ward)**
**File DAO 7/2013**

WINNIPEG PUBLIC SERVICE RECOMMENDATION:

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. 14537.

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

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# ADMINISTRATIVE REPORT

**Title:** **DAO 7/2013: TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE SOUTHWEST CORNER OF TEMPLETON AVENUE AND PIPELINE ROAD**

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

## AUTHORIZATION

| Author | Department Head | CFO | CAO |
|---|---|---|---|
| M. Pittet | B. Thorgrimson | N/A | D. Joshi<br>COO |

## 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. 14537.

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 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 applicant. 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 Planning, Property and Development Department has received an application from Mr. Al Degner of Pollock & Wright, representing Genstar Titleco Limited, to open the southwest corner of Templeton Avenue and Pipeline Road so identified on the attached copy of Misc. Plan No. 14537.

The subject opening was a requirement of a subdivision and rezoning application processed under DASZ 35/2008 which was approved by Council on January 28, 2009. The subdivision, including a corner opening, was subsequently registered in the Winnipeg Land Titles Office by way of Plan No. 49562 in January of 2010. It has been brought to the City's attention that the wrong configuration for the required opening is in place, and that improvements, including a public sidewalk, are located within private property.

Genstar Titleco Limited is the registered owner of the subject property. They have provided the City with a letter of authorization for the land requirement. Proceeding with the additional opening will conform the corner configuration to the requirement approved under DASZ 35/2008 and regularized the existing trespass.

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:** September 17, 2013

## Project Name:

**DAO 7/2013: Proposed Opening of the Southwest Corner of Templeton Avenue and Pipeline Road**

**COMMENTS:**

All costs associated with the street opening are the responsibility of the applicant. 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:**

Corporate Finance
Public Works
Water and Waste
Transit

**External Consultation:**

Manitoba Hydro, Centra Gas, MTS Allstream and Shaw Cablesystems

## SUBMITTED BY

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|---|---|
| Department: | Planning, Property and Development |
| Division: | Land Development, Geomatics and Land Information Services |
| Prepared by: | Bohdan Buyachok, Real Property Officer |
| Date: | September 18, 2013 |
| File No. | |

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Aerial View of Subject Opening



Miscellaneous Plan

