Minute No. 617
Report – Standing Policy Committee on Property and Development – September 10, 2013

Item No. 16 Naming of a private street - Part of City of Winnipeg Property commonly known as McFarlane Street to Acores Street (Point Douglas Ward)

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Property and Development and adopted the following:

1. That part of City of Winnipeg property commonly known as McFarlane Street as shown on Misc. Plan No. 14450/2 (see Appendix A) be recognized as a private street owned by the City of Winnipeg and renamed Acores Street.

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 name change in accordance with Misc. Plan No. 14450/2.

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

Report – Standing Policy Committee on Property and Development – September 10, 2013

DECISION MAKING HISTORY:

Moved by Councillor Browaty,

That the recommendation of the Standing Policy Committee on Property and Development be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On September 18, 2013, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and the Lord Selkirk-West Kildonan Community Committee, and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On September 10, 2013, the Standing Policy Committee on Property and Development concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On September 3, 2013, the Lord Selkirk-West Kildonan Community Committee concurred in the recommendation of the Winnipeg Public Service and forwarded to the Standing Policy Committee on Property and Development.

ADMINISTRATIVE REPORT

Title: **NAMING OF A PRIVATE STREET: PART OF CITY OF WINNIPEG PROPERTY COMMONLY KNOWN AS MCFARLANE STREET TO ACORES STREET**

Critical Path: **LORD SELKIRK – WEST KILDONAN COMMUNITY COMMITTEE – STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT – EXECUTIVE POLICY COMMITTEE – COUNCIL**

AUTHORIZATION

Author	Department Head	CFO	CAO
M. Pittet	B. Thorgrimson	N/A	N/A

RECOMMENDATIONS

1. That part of City of Winnipeg property commonly known as McFarlane Street as shown on Misc. Plan No. 14450/2 (see Appendix A) be recognized as a private street owned by the City of Winnipeg and renamed Acores Street.

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 name change in accordance with Misc. Plan No. 14450/2.

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

Council authority is required to rename streets. Pursuant to By-law No. 115/2011, the proposed naming and renaming of non-regional streets must first be considered by the relevant Community Committee.

IMPLICATIONS OF THE RECOMMENDATIONS

Part of City of Winnipeg property commonly known as McFarlane Street will be renamed Acores Street following approval by Council and upon subsequent passage of the required by-law by Council.

The only cost associated with the street name change is the application fee, which is to be covered under the Ward Councillor's Representation Allowance. There are no financial implications for the City of Winnipeg.

HISTORY

The property at issue is part of River Lot 14 of the Parish of Saint John with Certificate of Title No. 3564 issuing in the name of the City of Winnipeg in July of 1888. The balance of the property is contained within Old System Deed No. 49315, also in favour of the City of Winnipeg. Although registered plans and maps of the area have for many decades referred to this property as McFarlane Street, it was never legally opened as public right of way. This fact does not make this property any less a street, since it has been used as a street for many years. It is simply a private street, with the City as landowner. In addition, as a private street, it is subject to the Street Names By-law in the same way as if it were a public right of way.

The Directors of Casa dos Açores (Azorean Cultural Centre Inc.) have submitted a request to rename the City of Winnipeg property commonly known as McFarlane Street ("the property") to Acores Street. (See letter attached as Appendix B.) There are no frontage lands or properties with addresses on the property. The Azorean Cultural Centre of Manitoba is located at 55 Higgins Avenue adjoining the property. The Cultural Centre will also be proceeding with a request for an address change from its current Higgins Avenue designation to one on Acores if the street name change is approved. The Cultural Centre will then be the only address on the renamed private street. This change will have little or no effect on departments or agencies of the City as well as other individuals or organizations. The Land Development Branch has done a sound-alike search and the name does not conflict with any existing streets. In addition, this proposed street name change meets not one but two criteria set out in Schedule A of the Street Names By-law. It both commemorates a local organization and recognizes a community which contributes to the ethno-racial diversity of Winnipeg.

The land on either side of the property is owned by Casa dos Açores (Parcels "B" and "C", Plan 17940 WLTO) and 2999405 Manitoba Ltd. (Parcels "A" and "B", Plan 29713 WLTO). Both owners use the property to access their respective properties for parking purposes. 2999405 Manitoba Ltd. has expressed interest in acquiring the balance of the property as an addition to their holding for expanded parking purposes. They will be pursuing the prospective purchase with the Real Estate Division. The property also dead ends at the Canadian Pacific Railway trackage to the north. A portion of the property is within the railway right of way and will be transferred to them as part of the sale of the land.

CONSULTATION

In preparing this Report there was consultation with:

Internal Consultation:

N/A

External Consultation:

N/A

SUBMITTED BY

Department: Planning, Property and Development
Division: Land Development, Geomatics and Land Information Systems
Prepared by: Bohdan Buyachok, Real Property Officer
Date: August 26, 2013
File No. 87/15

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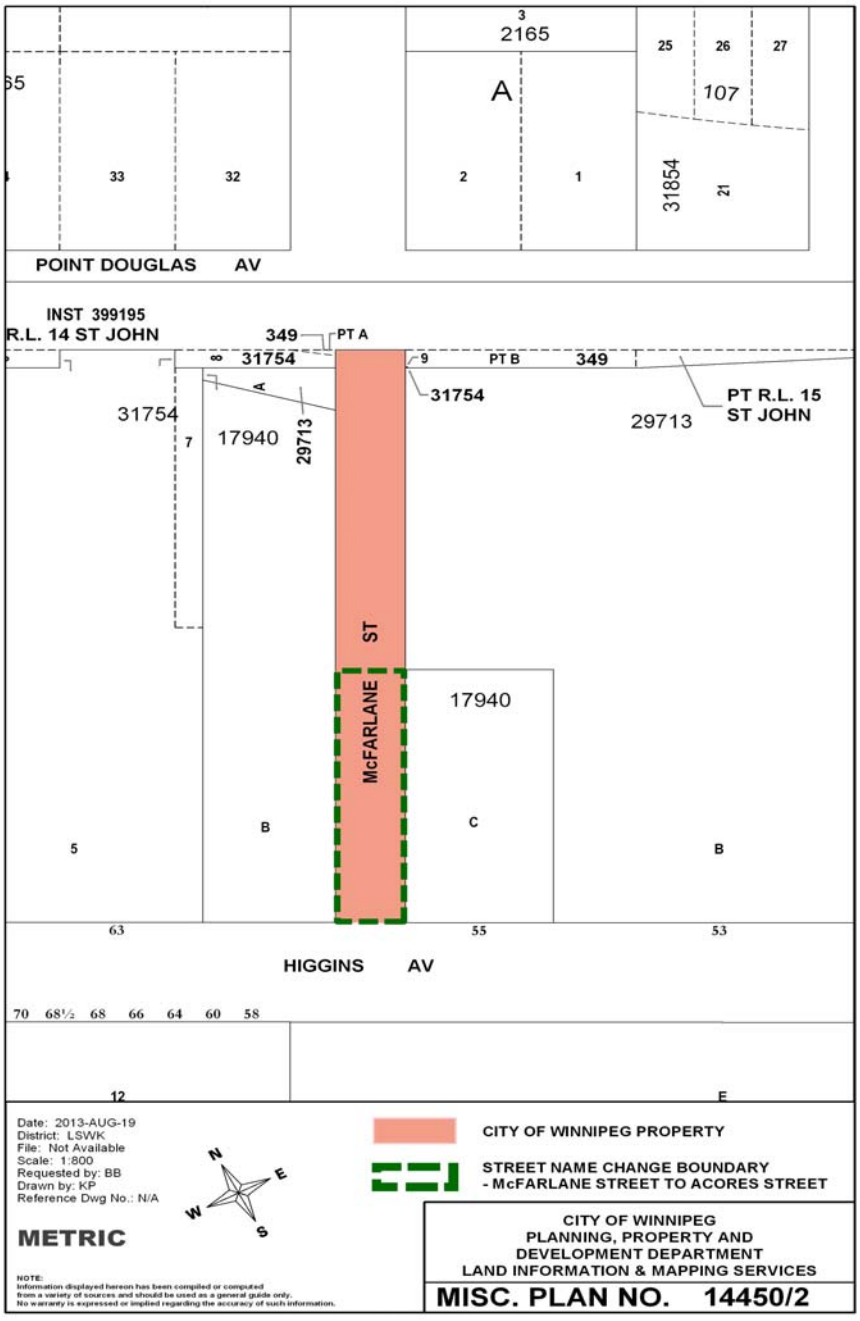
List of Attachments

Appendix “A”: Miscellaneous Plan No. 14450/2
Appendix “B”: Communication from Casa dos Açores

APPENDIX "A"

Miscellaneous Plan



APPENDIX "B"

Communication

RECEIVED
12/10/12

Presidente da Direcção:
João Paulo G. Melo

Vice Presidente do Património:
Emanuel Lopes

Vice Presidente da Administração:
Celina Almeida

Vice Presidente das Finanças:
Odilia Pereira Hill

Vice Presidente da Cultura:
João Correia

Vice Presidente dos Programas
Nélia Soares

Fundado a:
13 de Setembro de 1992

Incorporado a:
16 de Outubro de 1992

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Membro do:
Conselho Mundial das Casas dos Açores

Casa dos Açores

December 10, 2012

Us, as directors of Casa dos Açores (Azorean Cultural Centre Inc.) come on behalf of the Azorean Community, members of this Community Centre, to ask your Excellency that if possible, we could be granted, for the street name in which our Community Centre is located, named McFarlane Street to be changed. We would like that this street instead be called Açores or Azores, Street or Way. Seen as we are the only residents in this small block, we hope there is no big problem with the street name change. And also, a change of address for the Centre, instead of 55 Higgins Avenue, to be 55 or another # in Açores or Azores, Street or Way. Counting on your cooperation.

Thank you in advance, certain that our request is accepted.

On behalf of the community of Casa dos Açores,

João Paulo Melo

Chairman of the Board