**Agenda – Council - May 27, 2014**

**Report – Executive Policy Committee – May 7, 2014**

**Item No. 2 Opening – Lane Corner north of Havelock Avenue, east of St. Mary's Road (St. Vital Ward) File DAO 1/2012 [c/r DASZ 10/2011]**

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 7, 2014, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted 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 lane opening in accordance with Misc. Plan No. 14192/1.

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

**Report – Executive Policy Committee – May 7, 2014**

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 7, 2014, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

# ADMINISTRATIVE REPORT

**Title:** **DAO 1/2012: TO SEEK COUNCIL APPROVAL FOR THE PROPOSED OPENING OF THE LANE CORNER NORTH OF HAVELOCK AVENUE, EAST OF ST. MARY'S ROAD - SUBDIVISION REZONING APPLICATION DASZ 10/2011**

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

## AUTHORIZATION

| Author | Department Head | CFO | CAO |
|---|---|---|---|
| M. Pittet | B. Thorgrimson | N/A | M. Jack<br>A/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 lane opening in accordance with the attached Misc. Plan No. 14192/1.

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 lane 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 lane opening plan 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 lane opening.

## HISTORY

The Planning, Property and Development Department has received a request from Mr. Mark Arrojado of House5, representing 6135910 Manitoba Ltd., to open the portion of the public lane so identified on the attached copy of Misc. Plan No. 14192/1.

6135910 Manitoba Ltd. is the owner of the property shown outlined on the sketch which also comprises the boundary of subdivision and rezoning application DASZ 10/2011. In the course of processing this application, the Land Development Branch contacted City Departments requesting comments on the subdivision proposal. The Public Works Department identified the need for a corner widening as shown on the sketch. The widening is to allow for a minor improvement in the alignment of the public lane at the rear of the subject property.

On July 20, 2011, Council concurred in the recommendation of the Executive Policy Committee and approved subdivision and rezoning application DASZ 10/2011. On November 16, 2011, Council subsequently passed By-law No. 135/2011 approving the plan of subdivision. The subject lane corner widening was not included in the application. On February 26, 2014, Council concurred in the recommendation of the Standing Policy Committee on Property and Development and approved the replacement of Schedule “A”, as contained in the report of the Executive Policy Committee dated July 15, 2011 with Schedule “B” showing the lane opening. In order to attain the required lane alignment improvement, it will now be necessary to open the lane corner via the DAO process.

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:** April 14, 2014

## Project Name:

**DAO 1/2012: PROPOSED OPENING OF THE LANE CORNER NORTH OF HAVELOCK AVENUE, EAST OF ST. MARY'S ROAD**

**COMMENTS:**

All costs associated with the lane opening plan 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
Land Development
Planning and Land Use
Plan Examination
Public Works
Transit
Water and Waste
Zoning

**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: | Richard Sherby, Geomatics and Land Information Services Administrator |
| Date: | April 16, 2014 |
| File No. | |

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Aerial View of Subject Opening



Miscellaneous Plan

