Moved by Councillor

That Rule 9.3 of the Procedure By-law be suspended in order that the following items, which were received too late to be placed on the regular agenda, be considered by Committee.

ADDENDUM REPORTS

8. From the Director, Planning, Property and Development Department
Report 2002/03/07

Lane Corner Widening at the Rear of No. 428 Mountain

File DAO 2/02

Recommending that the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the lane corner widening in accordance with the attached Schedule “A”, Misc. Plan No. 9324.

Agenda - Executive Policy Committee - April 4, 2002

Attachment - "Lane Corner Widening at the Rear of No. 428 Mountain"

Re: DAO 2/2002 – LANE CORNER WIDENING AT THE REAR OF NO. 428 MOUNTAIN

For submission to: **Executive Policy Committee**

Original report signed by: **Director of Planning, Property and Development**

Report date: March 7, 2002

In camera item: **No**

Recommendation(s): **That a by-law be enacted authorizing the subject lane corner widening.**

REPORT SUMMARY

KEY ISSUES:

- The City of Winnipeg has purchased the land required for the widening.
- The widening has been constructed and is in use today.

IMPLICATIONS

General implications

X	None
	For the organization overall and/or for other departments
	For the community and/or organizations external to the City of Winnipeg
	Involves a multi-year contract

Comment: •

Policy implications

X	No (*There are no policy implications if the report is asking for a one-time decision.)*
	Yes *(There are policy implications if the recommendation(s) is/are asking for a decision that will be used to guide decisions over time.)*

Comment: •

Financial implications

X	Within approved current and/or capital budget
	Current and/or capital budget adjustment required
	No financial implications

Attachment - "Lane Corner Widening at the Rear of No. 428 Mountain"

Comment:

- The Public Works Department has reserved funding for the costs of registering the documents required to effect the dedication of the land as public lane.

REPORT

RECOMMENDATION(S):

I. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the lane corner widening in accordance with the attached **Schedule "A"**, Misc. Plan No. 9324.

II. 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 lane corner widening requires a by-law pursuant to Section 495 of the City of Winnipeg Act.

HISTORY:

In 1994, the Board of Commissioners approved a report from the Director of Operations and instructed the Planning, Property and Development Department to negotiate for the acquisition of the land required for the subject lane corner widening, as illustrated on Schedule "A". The owners of the land agreed to sell the property to the City in 1995. The City has paid for the land and registered a caveat against the title to the property giving notice of its intention to dedicate the land as public lane. The corner cut has been constructed.

DISCUSSION:

This report is submitted in accordance with the provisions of By-law 7325/98, a by-law to amend current 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.
The following criteria must be met before the authority given in the by-law may be exercised:

1. The proposed opening and acquisition must have been approved by the Director of Public Works.
2. The proposed opening must have been submitted to all affected City Departments and public utilities with no objections having been received.
3. Any conditions regarding engineering aspects (i.e. relocation of facilities) must have been mutually agreed to.

Attachment - “Lane Corner Widening at the Rear of No. 428 Mountain”

4. The affected property owner(s) must have agreed to the terms and conditions of the acquisition of the land required for the proposed opening.
5. The terms and conditions of any agreements concerning the proposed opening and acquisition must have been approved by the Director of the department that requested the opening and either the Standing Committee on Fiscal Issues, the Standing Committee on Property and Development, or the Director of the Planning, Property and Development Department, as is appropriate.

All of these criteria have been met.

Attachment - "Lane Corner Widening at the Rear of No. 428 Mountain"

Financial Impact Statement Date: 7-Mar-02

COMMENTS:

Funding for the costs of registering the documents effecting the opening by-law in the Winnipeg Land Titles Office is available under Account No. 03-118117-6496970708. These costs are considered to be immaterial.

Gord Courage, Manager
Support Services Division

Attachment - "Lane Corner Widening at the Rear of No. 428 Mountain"

IN PREPARING THIS REPORT, THERE WAS CONSULTATION WITH AND CONCURRENCE BY:

No consultation was required in the preparation of this report.

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Division: Development and Inspections
Prepared by: Glenn F. Halldorson
PPD File #: 7883

Document name: o:\reports directive\development and inspections\geomatics\dao2_02.doc

Attachment - "Lane Corner Widening at the Rear of No. 428 Mountain"

