Agenda - Executive Policy Committee - December 10, 2003

Report - Standing Policy Committee on Property and Development - December 2, 2003

Item No. 9 Closing of part of Eaglemere Drive at Golden Eagle Drive
File DAC 24/2003

STANDING COMMITTEE RECOMMENDATION:

On December 2, 2003, the Standing Policy Committee on Property and Development concurred in the recommendation of the East Kildonan - Transcona Community Committee and recommends to Council:

1. That the proposed closing as shown on Schedule "A", Misc. Plan No. 12040/1 be approved.

2. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the closing in accordance with Schedule "A", Misc. Plan No. 12040/1.

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

Agenda - Executive Policy Committee - December 10, 2003

Report - Standing Policy Committee on Property and Development - December 2, 2003

DECISION MAKING HISTORY:

STANDING COMMITTEE RECOMMENDATION:

On December 2, 2003, the Standing Policy Committee on Property and Development concurred in the recommendation of the East Kildonan-Transcona Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On November 18, 2003, the East Kildonan-Transcona Community Committee concurred in the administrative recommendation, and submitted its recommendation to the Standing Policy Committee on Property and Development.

PUBLIC HEARING SUMMARY

File:	DAC 24/2003
Before:	East Kildonan-Transcona Community Committee Councillor Thomas, Chairperson Councillor Lubosch Councillor Wyatt
Public Hearing:	November 18, 2003 Community Committee Chamber, 755 Henderson Highway
Applicant:	Lyne Jones Qualico Developments
Subject and Property Affected:	Proposed Closing of Part of Eaglemere Drive at Golden Eagle Drive
Exhibits Filed:	1. Report from the Real Property Officer dated ctober 30, 2003 2. Inspection Report

REPRESENTATIONS:

In Support:

Eric Vogan

In Opposition:

Nil

For the City:

Glenn Halldorson, Real Property Officer, Planning, Property and Development Department

Exhibit 1 referred to in File DAC 24/2003

October 30, 2003

TO THE CHAIRPERSON AND MEMBERS
OF THE EAST KILDONAN-TRANSCONA COMMUNITY COMMITTEE

RE: FILE NO. DAC 24/2003 - PROPOSED CLOSING OF PART OF EAGLEMERE DRIVE AT GOLDEN EAGLE DRIVE ELMWOOD-EAST KILDONAN WARD

RECOMMENDATION:
That the Community Committee approve the proposed closing and recommend:

I. That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the closing in accordance with the attached **Schedule "A"** , Misc. Plan No. 12040/1.

II. That the proper officers of the City be authorized to do all things necessary to effect the intent of the foregoing.

REASON:
All street and lane closings require the consideration of the Community Committee.

HISTORY:
On July 23rd, 2003, Council approved DASZ 9/2003, an application to subdivide and rezone the lands shown bordered on the attached Schedule "A". The inclusion of the portion of Eaglemere Drive shown shaded on the drawing into the subdivision was not addressed, and the subdivision cannot proceed until the street has been legally closed.

DISCUSSION:
Administrative Approval

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

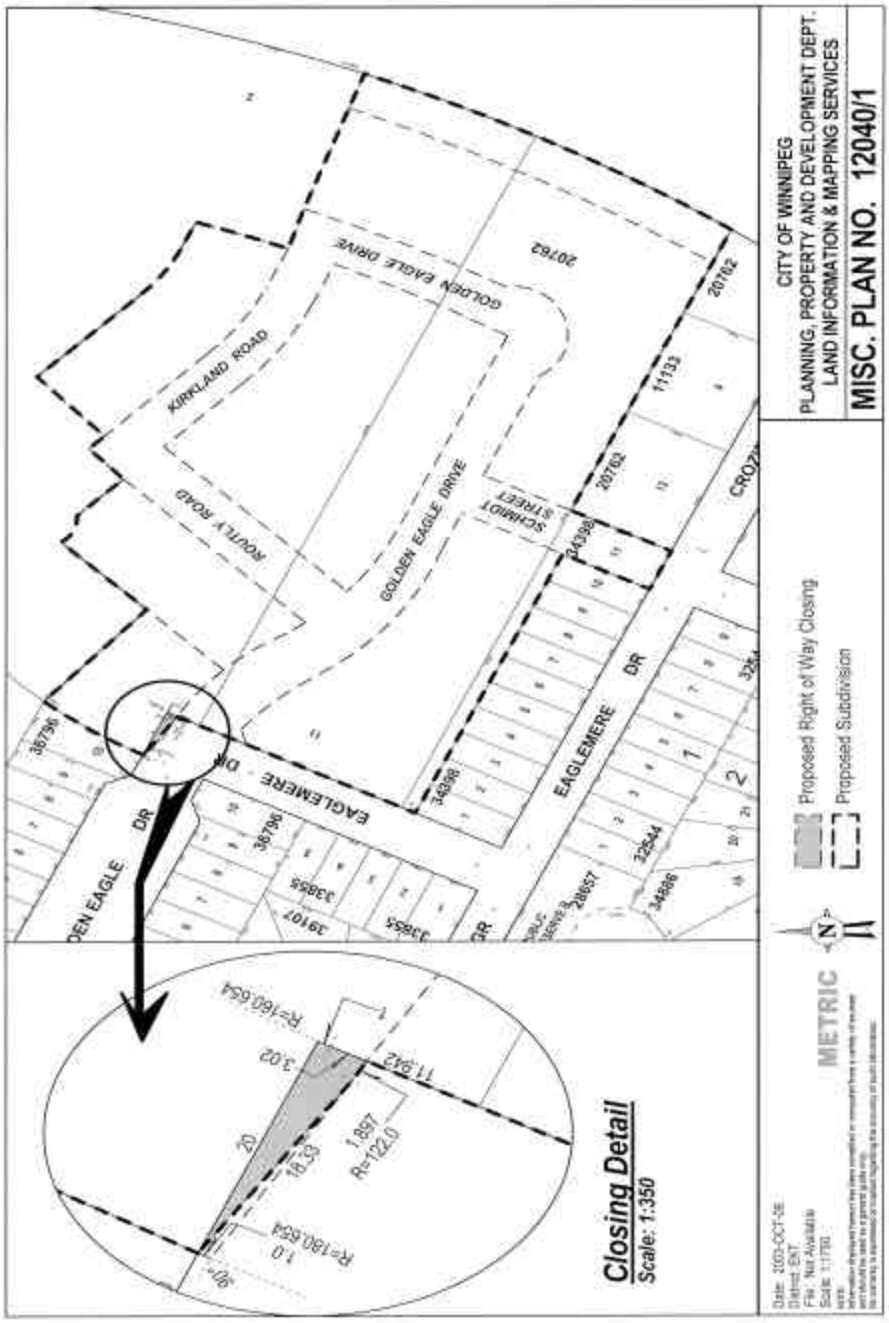
Transfer of Closed Street for $1.00

The area of the streets created by the subdivision exceeds the area of the street to be closed. In accordance with City policy, the street will be transferred for $1.00.

Transfer of Jurisdiction Over Public Rights-of-Way

The street must be legally closed before it may be incorporated into the subdivision. Title to all public rights of way in Manitoba is vested in the name of the Province. The registration in the Winnipeg Land Titles Office of a closing by-law removes the public right of way status from the land and vests the ownership of the property in the City's name. The City is not entitled to dispose of the land until this has been done.

THIS REPORT SUBMITTED BY:
Planning, Property and Development Department
Development and Inspections Division
Prepared by: Glenn Halldorson, Real Property Officer
File No. DAC 24/2003


CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 12040/1
Proposed Right of Way Closing
Proposed Subdivision
METRIC
Closing Detail
Scale: 1:350
KIRKLAND ROAD
ROUTLY ROAD
GOLDEN EAGLE DRIVE
SCHMIDT STREET
EAGLEMERE DR
20762
11133
34398
38796
33855
39107
32544
34886
28657
R=160.654
R=180.654
R=122.0
3.02
11.942
1.897
1.0
20
18.33
90°