Minute No. 450
Report - Executive Policy Committee - June 9, 2004

Item No. 3 **Opening of part of Saskatchewan Avenue west of Bradford Street**
Opening of part of Wellington Avenue west of Bradford Street
Opening of part of King Edward Street east of Berry Street
Files DAO 5/2004, DAO 6/2004 and DAO 7/2004

COUNCIL DECISION:

Council concurred in the recommendation of the Executive Policy Committee and adopted the following:

1. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the street openings in accordance with Misc. Plan Nos. 10684/1, 10685/1 and 12224.

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 - June 9, 2004

DECISION MAKING HISTORY:

Moved by Deputy Mayor Eadie,
That the recommendation of the Executive Policy Committee be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On June 9, 2004, the Executive Policy Committee concurred in the administrative recommendation and submitted the matter to Council.

Re: **DAO 5/2004 – PROPOSED OPENING OF PART OF SASKATCHEWAN AVENUE WEST OF BRADFORD STREET**
DAO 6/2004 – PROPOSED OPENING OF PART OF WELLINGTON AVENUE WEST OF BRADFORD STREET
DAO 7/2004 – PROPOSED OPENING OF PART OF KING EDWARD STREET EAST OF BERRY STREET

For submission to: **Executive Policy Committee**

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

Report date: **May 25, 2004**

Recommendation(s): **1.That the City Solicitor be instructed to prepare the necessary by-law for submission to Council to effect the street openings in accordance with the attached Misc. Plan Nos. 10684/1, 10685/1, and 12224.**

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

REPORT SUMMARY

Key Issues:

- The lands required for the openings were parts of a CPR spur line, now abandoned, that have been used as part of the existing streets for a number of years. They have been conveyed to the City for the nominal sum of $1.00 as a condition of the approval of DAPS 1/2002, an application to subdivide the adjacent property. The required legal documents have been prepared, and it is now appropriate to dedicate the lands as public streets.

Implications of the Recommendation(s):

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(s):

-

Policy implications:

X	**No**
	Yes

Comment(s):

-

Environmental implications:

X	**No**
	Yes

Comment(s):

-

Human resources implications:

X	**No**
	Yes

Comment(s):

-

Financial implications:

X	**Within approved current and/or capital budget**
	Current and/or capital budget adjustment required

Comment(s):

-

REASON FOR THE REPORT:

The dedication of these properties as public streets requires a by-law pursuant to Section 139 of the City of Winnipeg Charter.

HISTORY:

In 2003, The City of Winnipeg acquired the lands shown as “Proposed Opening” on the attached Misc. Plan Nos. 10684/1, 10685/1, and 12224. The lands required for the openings were parts of a CPR spur line, now abandoned, that have been used as part of the existing streets for a number of years. These lands were conveyed to the City for the nominal sum of $1.00 to be dedicated as public streets as one of the conditions of the approval of DAPS 1/2002, an application to subdivide the adjacent property.

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 Commttee.

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.
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 Policy Committee on Fiscal Issues, the Standing Policy 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.

Financial Impact Statement Date: May 18. 2004

COMMENTS:

The lands required for the openings have been conveyed to the City for the nominal sum of $1.00. The cost of preparing and registering the documents required to effect the street openings has been assumed by the Public Works Department under Project No. 63000074WL. There is no financial impact.

Mike McGinn, CA
Manager of Finance

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

Planning, Property and Development Department – Planning and Land Use Division, Geomatics and Zoning & Permits Branches

Corporate Finance Department – Local Improvements

Public Works Department – Transportation Division

Water and Waste Department – Engineering Division

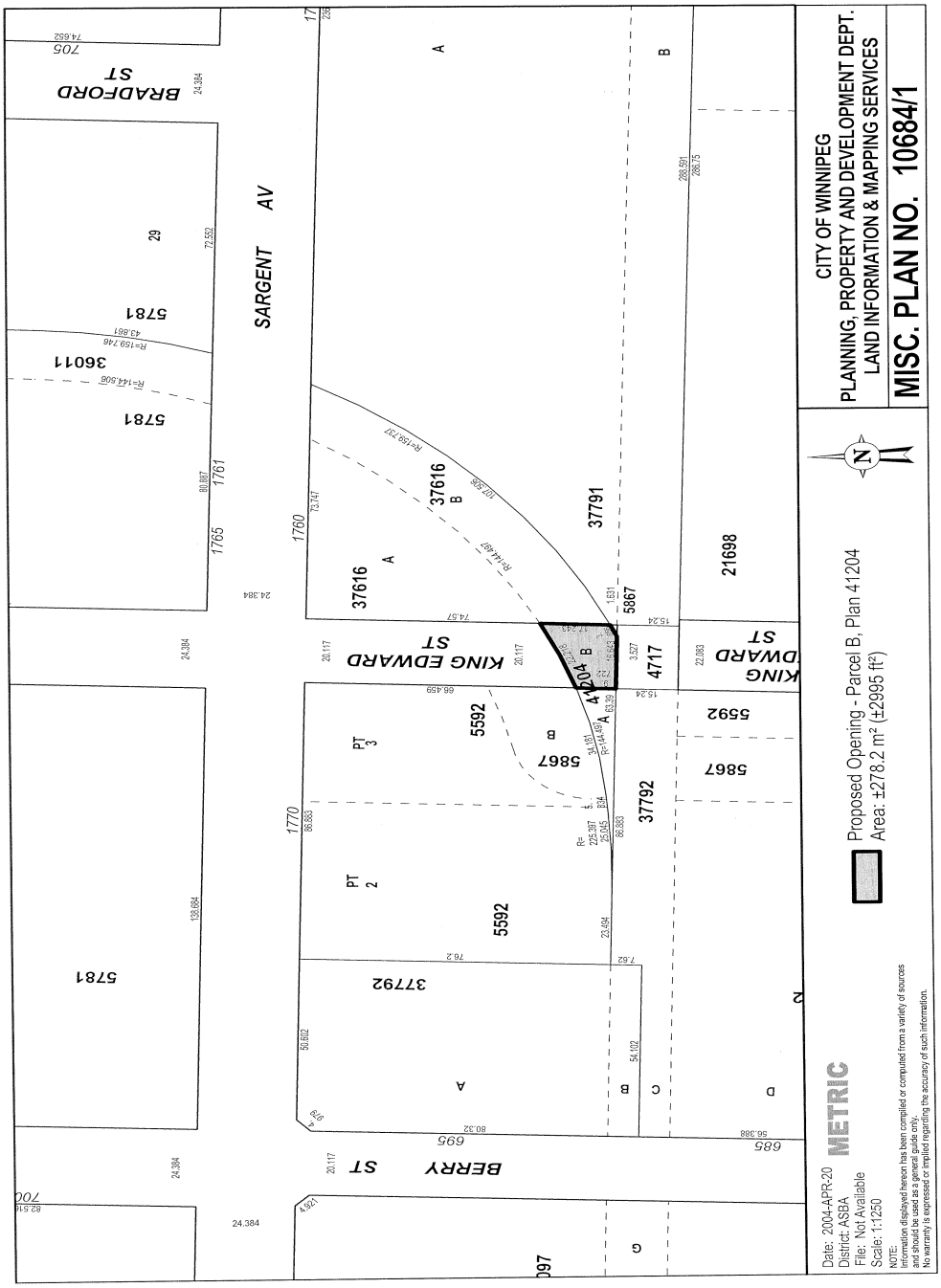
Centra Gas, Manitoba Hydro

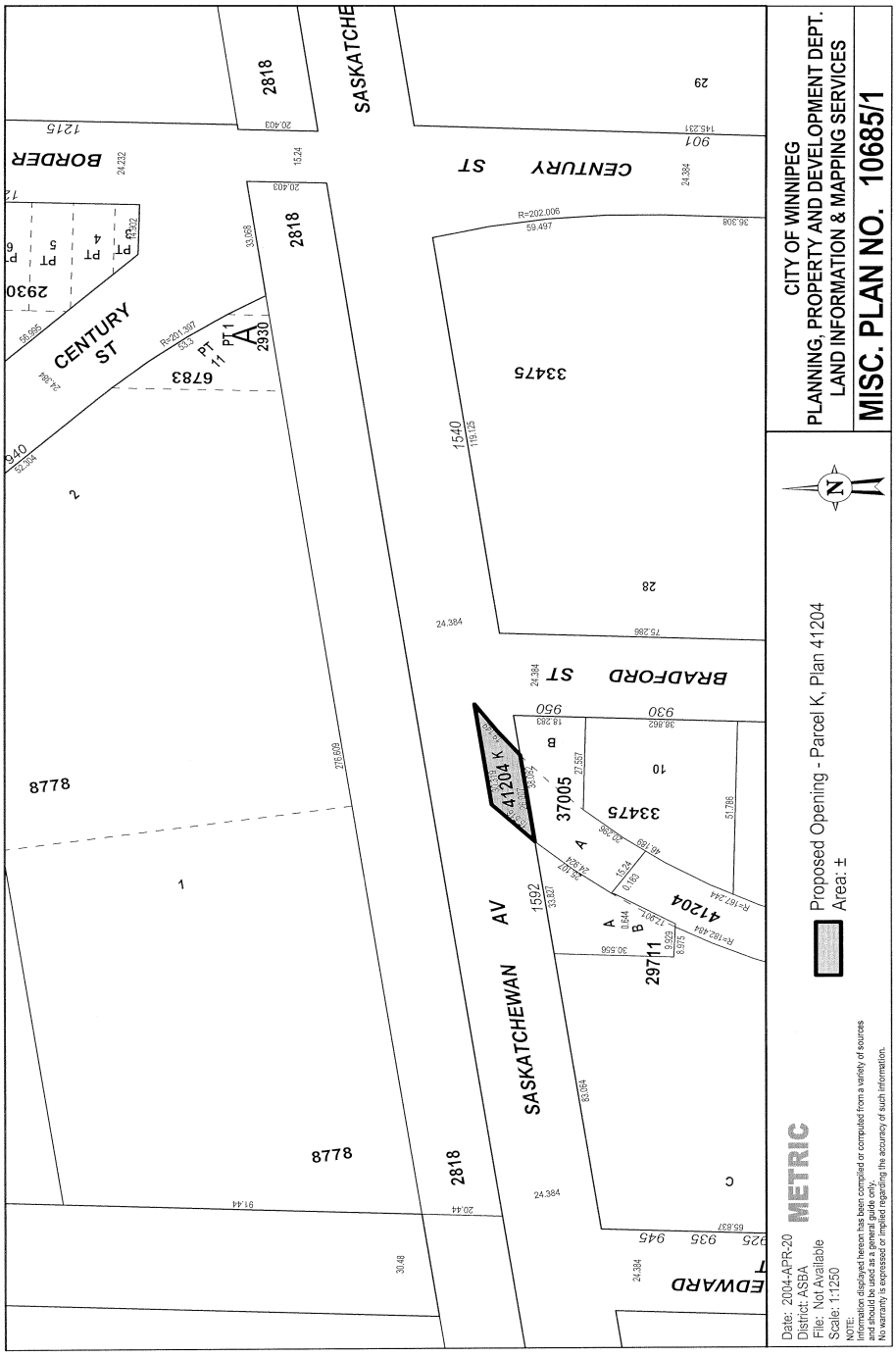
MTS Communications and Shaw Cable did not respond to requests for comments.

THIS REPORT SUBMITTED BY:

Planning, Property and Development Department
Division: Development and Inspections
Prepared by: Glenn Halldorson, Real Property Officer
PPD File #:8292

Document name: o:\reports directive\development and inspections\geomatics\dao5 to 7_04rpt.doc


CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 10684/1
Proposed Opening - Parcel B, Plan 41204
Area: ±278.2 m² (±2995 ft²)
Date: 2004-APR-20
District: ASBA
File: Not Available
Scale: 1:1250
METRIC
SARGENT AV
BRADFORD ST
KING EDWARD ST
BERRY ST
37616
37791
37792
5592
5867
4717
21698
5781
36011
41204


CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 10685/1
Proposed Opening - Parcel K, Plan 41204
Area: ±
Date: 2004-APR-20
District: ASBA
File: Not Available
Scale: 1:1250
METRIC
NOTE:
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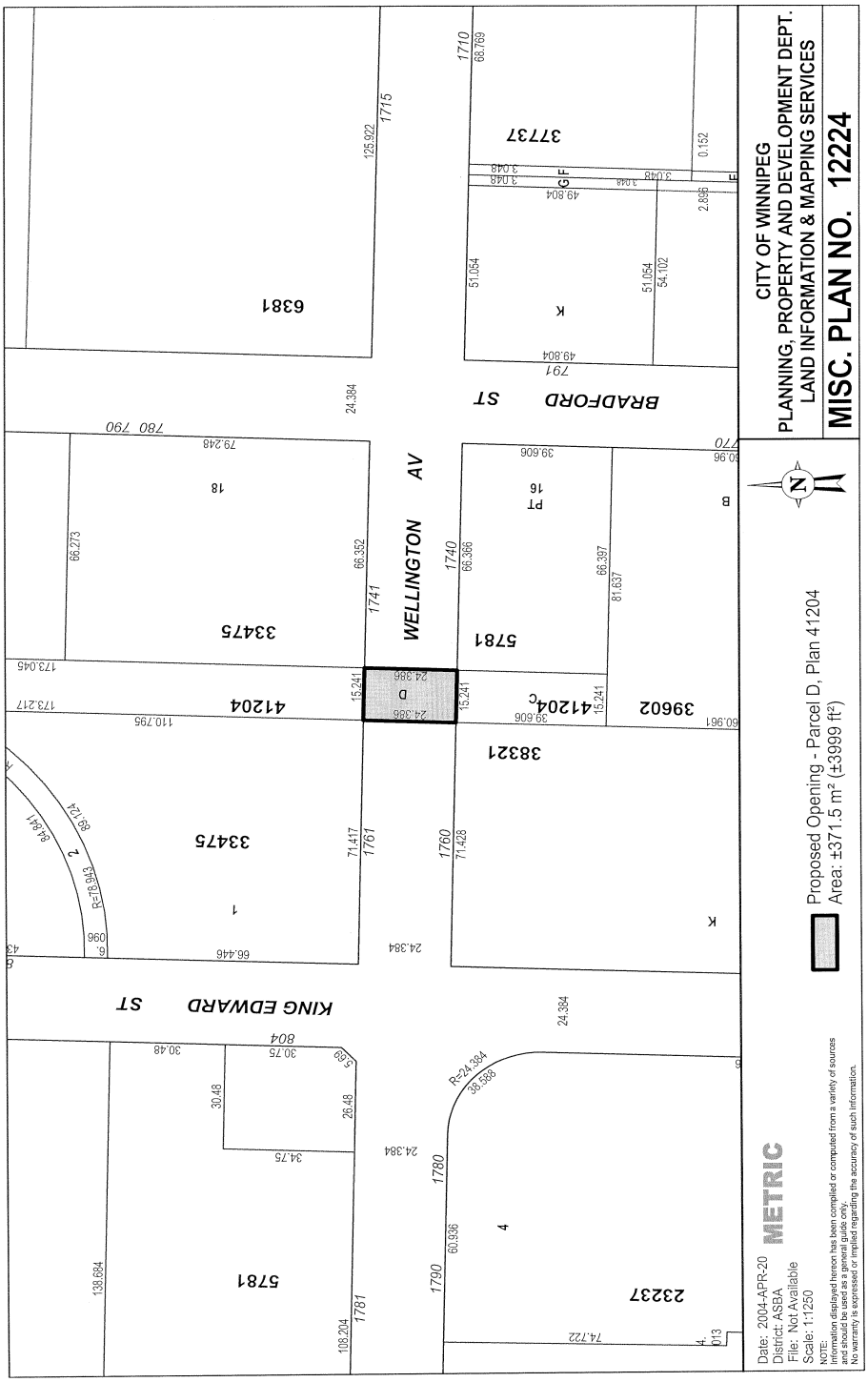
No warranty is expressed or implied regarding the accuracy of such information.
SASKATCHEWAN AV
CENTURY ST
BRADFORD ST
BORDER
41204 K
37005
33475
29711
41204
8778
2818
6783
2930


CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 12224
Proposed Opening - Parcel D, Plan 41204
Area: ±371.5 m² (±3999 ft²)
Date: 2004-APR-20
District: ASBA
File: Not Available
Scale: 1:1250
METRIC
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WELLINGTON AV
BRADFORD ST
KING EDWARD ST
6381
37737
33475
41204
5781
39602
38321
23237