Report of the Executive Policy Committee dated July 10, 2002

Proposed Lane Corner Widening - East Side of Donald Street between Cumberland and Notre Dame Avenues

File DAO 7/2002

1. The Executive Policy Committee has been advised that a request has been received from Thomas Peake, Xhale Corporation Inc. to open the land identified on Attachment "A" as a public lane. Mr. Peake has advised that the lane widening is required to facilitate the ingress and egress of large delivery vehicles in the lane between Ellice Avenue and Donald Street.

All affected City departments and public utilities have been consulted. There are no objections to the proposal.

The Transportation Division of the Public Works Department has reviewed and approved the project. The construction of the lane will be to the satisfaction of the Director of Public Works.

All costs associated with this proposal are the responsibility of the applicant.

This report is submitted in accordance with the provisions of By-Law No. 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.
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 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.

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The Executive Policy Committee recommends:

I. That the proposed opening be approved.

II. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary by-law for submission to Council to effect the lane corner widening in accordance with Attachment "A", Misc. Plan No. 11560.

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

Attachment "A" referred to in Clause 1 of the Report of the Executive Policy Committee dated July 10, 2002

