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# Corporate Report

NO: R126

COUNCIL DATE: June 7, 2004

#### REGULAR COUNCIL

TO: Mayor & Council DATE: June 3, 2004

FROM: General Manager, Engineering FILE: 7802-0211

SUBJECT: Road and Lane Closure at 106A Avenue and 156 Street

#### RECOMMENDATION

That Council authorize the City Clerk to bring forward a By-law for consideration by Council to close and remove the dedication as highway of a  $\pm 3,326$  ft.<sup>2</sup> (775 ft.<sup>2</sup> + 2,551 ft.<sup>2</sup>) opened portion of 106A Avenue and a  $\pm 2,896$  ft.<sup>2</sup> unopened portion of lane between 156 Street and 157 Street.

#### **BACKGROUND**

#### A. Property Location

The road and lane allowance proposed for closure and consolidation is located in the North Surrey area at 106A Avenue and 156 Street and is not subject to a Neighbourhood Concept Plan. The immediate area is primarily residential.

#### B. Plan Designations, Zoning and Land Uses

The property located at 106A Avenue and 156 Street is currently zoned One Acre Residential (RA) and is used as a holding property.

The Official Community Plan designation for this area is Urban.

### C. Purpose of Road and Lane Closure

The owner is proposing a six lot residential subdivision with the addition of the portion of closed road and City lane. As part of this subdivision, the owner will dedicate a portion of land for a potential future crossing of 156 Street at Highway 1.

#### D. Process

Prior to final approval of Council, a reference plan prepared at the applicant's expense will be submitted to the Legislative Services Department requesting Introduction and Adoption of a By-law to close and remove the dedication as highway. Prior to Final Adoption of the By-law, in conformance with Sections 40 (3) and 94 of the Community Charter, notice of the closure will be advertised for two consecutive weeks in a local newspaper, and a notice will be posted at City Hall. The advertisement provides information to the public at large on the details of the closure and indicates that all pertinent data can be obtained from the Realty Services Division. All concerns from the public will be addressed prior to completion of the closure. In addition, as required under Section 40 (4) of the Charter, notice of the City's intention to close the portions of road and lane will be directed to all utility companies considered to be affected by the proposed closure. Legislative Services will then request Council to provide Final Adoption of the By-law. Upon completion of these requirements, the By-law will then be registered at the Land Title Office. The Realty Services Division will then advertise the disposition of the portions of road and lane in a local

newspaper and will post a notice at City Hall as prescribed under Sections 26 and 94 of the Charter. The advertisement and notice will contain a description of the land. Upon completion of these items, a final report will be submitted to Council to approve the sale. The City will then prepare transfer documents to transfer the portions of road and lane to the applicant, and registration will take place at the Land Title Office.

#### E. Conclusion

This road and lane closure not only allows the applicant to proceed with his six lot residential subdivision, it also provides the City a significant portion of land for a potential future crossing of 156 Street at Highway 1. The portions of road and lane to be closed and consolidated are not needed for road purposes and do not affect the surrounding area.

As required under Section 40(4) of the Community Charter, all utility companies potentially affected by the road and lane closure have been consulted. All have advised that the closing of this portion of road and lane does not affect their services.

Paul Ham, P Eng. General Manager, Engineering

PH/GT/mpr/brb

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## **Appendices**

- I. Site Map
- II. Aerial Photograph of Site