



# Corporate Report

2005

NO: R039

COUNCIL DATE: February 28,

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## REGULAR COUNCIL

TO:	<b>Mayor &amp; Council</b>	DATE:	<b>February 21, 2005</b>
FROM:	<b>General Manager, Engineering</b>	FILE:	<b>0910-40/36</b>
SUBJECT:	<b>Lane Closure at 11619 Surrey Road</b>		

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## RECOMMENDATION

That Council:

1. rescind Council Resolution No. R03-2881;
2. authorize the sale of the City land located at 11619 Surrey Road to the Islamic Heritage Society; and
3. authorize the City Clerk to bring forward a By-law to close and remove the dedication as highway of a ±5,517 ft.<sup>2</sup> (±512.5 m<sup>2</sup>) portion of lane at 11619 Surrey Road for consideration by Council.

## BACKGROUND

On November 24, 2003, Council approved the sale of City land located at 11619 Surrey Road to the Islamic Heritage Society (Corporate Report R240). As part of the resolution, Council also approved the exchange of a ±5,517 ft.<sup>2</sup> portion of lane for a ±129 ft.<sup>2</sup> portion of 11619 Surrey Road. The sale was subject to the Society rezoning and consolidating the City land with their adjoining property located at 14590 - 116A Avenue. In order to allow for the consolidation, the lane separating the two properties was required to be closed and sold to the Society. The Society is now in the final stages of their rezoning and consolidation.

## DISCUSSION

Subsequent to Council's approval of the road/lane exchange, the Community Charter changed the process involving the closure or exchange of redundant roads and lanes. In consultation with Legal Services, Legislative Services has advised Engineering that any Corporate Reports involving road and/or lane exchanges under the former Local Government Act would have to be brought back to Council for approval under the new legislation as a road/lane closure. Consequently, Council Resolution R03 2881 must be rescinded and the previously approved road/lane exchange will have to proceed in accordance with the new provisions of the Community Charter.

# CONCLUSION

In November 2003, Council approved the sale of City land and a portion of lane located at 11619 Surrey Road to the Islamic Heritage Society. Subsequent to this approval, the Community Charter changed the process for dealing with road/lane closures. As such, approval of this report is required to allow the City to complete the lane closure based on the requirements of Section 40 of the new Community Charter. The portion of lane to be closed and consolidated with the adjoining lands is not needed for road purposes.

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General Manager, Engineering

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## Appendices

- I. Site Map
- II. Aerial Photograph of Site
- III. Council Resolution R03-2881
- IV. Corporate Report R240