



Corporate Report

NO: R086

COUNCIL DATE: May 2, 2005

REGULAR COUNCIL

TO: Mayor & Council DATE: April 27, 2005
 FROM: General Manager, Engineering FILE: 7803-0160
 SUBJECT: Road Closure and Realignment at Peace Park Drive and Zero Avenue

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 $\pm 4,124 \text{ ft.}^2$ ($\pm 383.1 \text{ m}^2$) unopened portion of Peace Park Drive at Zero Avenue.

BACKGROUND

A. Property Location

The road allowance proposed for road closure is located in the Douglas area at Peace Park Drive and Zero Avenue. The immediate area is primarily residential.

B. Plan Designations, Zoning, and Land Uses

The properties comprising the subject site are located at the Peace Arch border crossing are currently zoned A-1 (One Acre Residential) and RA (One Acre Residential). The subject properties comprising the area needed to redevelop the border crossing are contained within the Douglas Neighbourhood Concept Plan.

The Official Community Plan designation for this area is Urban.

C. Purpose of Road Closure

As part of the Border Infrastructure Program (a 5 year, \$210 million initiative to improve key sections of the region's road network), the Canadian Customs and Revenue Agency (CCRA) is upgrading the existing Peace Arch Border Crossing. To facilitate the project, $\pm 4,124 \text{ ft.}^2$ ($\pm 383.1 \text{ m}^2$) of the unopened portion of Peace Park Drive at Zero Avenue will be closed and CCRA will in exchange dedicate a new statutory right-of-way to connect Highway 99 to Peace Park Drive (1st Avenue) and construct this road. The current road connection is on Federal Government Land and needs to be relocated to allow for the upgrading of the border crossing.

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 road 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 road 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 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 road to the applicant, and registration will take place at the Land Title Office.

E. Conclusion

If approved, the recommended road closure will allow the federal government to upgrade the Peace Arch Border crossing. The portion of road to be closed and consolidated is not needed for road purposes and does not affect the surrounding area. Furthermore, the CCRA will dedicate land without compensation, and pay for the associated construction costs for the realigned Peace Park Drive.

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

Paul Ham, P. Eng.
General Manager, Engineering

GT/mpr/rdd

j:\property\admin\corprpts\2005\04081250-gt.doc
MPR 4/27/05 11:58 AM

Appendices

- I Site Map
- II Aerial Photograph of Site
- III Proposed Site Plan