



# Corporate Report

**CITY MANAGER'S DEPARTMENT**

NO: R153

COUNCIL DATE: July 24/06

## REGULAR COUNCIL

TO: Mayor & Council DATE: July 20, 2006

FROM: General Manager, Engineering FILE: 7804-0241

SUBJECT: Road Closures at 59 Avenue and 60 Avenue between 162 Street and 164 Street

## RECOMMENDATION

That Council approve the sale of the previously approved closures of a  $\pm 1,208 \text{ ft.}^2$  ( $\pm 112 \text{ m}^2$ ) portion of 59 Avenue; a  $\pm 2,454 \text{ ft.}^2$  ( $\pm 228 \text{ m}^2$ ) portion of 60 Avenue; and a  $\pm 57 \text{ ft.}^2$  ( $\pm 5.3 \text{ m}^2$ ) portion of 164 Street as outlined in the attached Corporate Report R 108.

## DISCUSSION

On June 12, 2006, Council authorized (R 108) the Engineering Department to proceed with the sale and closures of a  $\pm 1,208 \text{ ft.}^2$  ( $\pm 112 \text{ m}^2$ ) portion of 59 Avenue; a  $\pm 2,454 \text{ ft.}^2$  ( $\pm 228 \text{ m}^2$ ) portion of 60 Avenue; and a  $\pm 57 \text{ ft.}^2$  ( $\pm 5.3 \text{ m}^2$ ) portion of 164 Street. Council's approval of the sale of these portions of road is now required to complete the final step in the road closure process prescribed by the new Community Charter.

The Community Charter requires that Council's approval to close and sell roads must be obtained on two separate occasions. The first time is at the beginning of the closure process when Council is requested to authorize the "cancellation of highway" for the portions of road to be closed and consolidated. The second time is at the end of the process when Council's authority is required to formally dispose of the portions of road after all the statutory requirements have been met. In accordance with Section 40 of the Community Charter, the Realty Services Division has met all the necessary requirements to dispose of these redundant portions of road, and it is now in order for Council to authorize this last step in the road closure and sale process.

## CONCLUSION

It is recommended that Council approve the disposal of these portions of road as outlined in the attached report.

Paul Ham, P. Eng.  
General Manager, Engineering

GT/mpr

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## CORPORATE REPORTS

1. The Corporate Reports, under date of June 12, 2006, were considered and dealt with as follows:

**Item No. R108** Road Closure at 59 Avenue and 60 Avenue between  
162 Street and 164 Street  
File: 7804-0241; 0910-30

The General Manager, Engineering submitted a report concerning a road closure at 59 Avenue and 60 Avenue, between 162 Street and 164 Street.

The General Manager, Engineering was recommending approval of the recommendations outlined in his report.

It was Moved by Councillor Hunt  
Seconded by Councillor Steele  
That Council authorize the City Clerk to  
bring forward a By-law for First, Second, and Third Readings by Council to close  
and remove the dedication as highway of a  $\pm 1,208 \text{ ft.}^2$  ( $\pm 112 \text{ m}^2$ ) portion of  
59 Avenue, a  $\pm 2,454 \text{ ft.}^2$  ( $\pm 228 \text{ m}^2$ ) portion of 60 Avenue, and a  $\pm 57 \text{ ft.}^2$  ( $\pm 5.3 \text{ m}^2$ )  
portion of 164 Street.

RES.R06-1335

Carried

**Note:** See By-law 16030 under Item H.11.



# Corporate Report

NO: R108

COUNCIL DATE: June 12/06

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## REGULAR COUNCIL

TO: Mayor & Council DATE: June 6, 2006  
FROM: General Manager, Engineering FILE: 7804-0241  
SUBJECT: Road Closures at 59 Avenue and 60 Avenue  
between 162 Street and 164 Street

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## RECOMMENDATION

That Council authorize the City Clerk to bring forward a By-law for First, Second, and Third Readings by Council to close and remove the dedication as highway of a  $\pm 1,208 \text{ ft.}^2$  ( $\pm 112 \text{ m}^2$ ) portion of 59 Avenue, a  $\pm 2,454 \text{ ft.}^2$  ( $\pm 228 \text{ m}^2$ ) portion of 60 Avenue, and a  $\pm 57 \text{ ft.}^2$  ( $\pm 5.3 \text{ m}^2$ ) portion of 164 Street.

### A. Property Location

The five portions of road allowances proposed for closure are located in the Newton area at 59 Avenue and 60 Avenue between 162 Street and 164 Street and are located within the West Cloverdale South Land Use Plan area. The immediate area is primarily residential.

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

The adjoining properties located at 16331 - 59 Avenue and 16308 - 60 Avenue are both currently zoned A-1 (General Agriculture) and are each improved with an older, single family residence. The Official Community Plan designation for this area is Suburban.

### C. Purpose of Road Closures

The developer is proposing to close and consolidate the portions of road to facilitate a 55 lot, single family residential subdivision.

### D. Land Value

The developer has agreed to provide compensation to the City equivalent to the market value as determined by a qualified professional appraiser.

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

**E. Conclusion**

The road closure allows the developer to close and consolidate the surplus portions of road to facilitate a 55 lot residential subdivision. The portions of road 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 closure have been consulted. All have indicated that the closing of these portions of road do not affect their services.

The terms of the proposed closure are considered reasonable and the Planning and Parks Departments support the closure and consolidation of these portions of road.

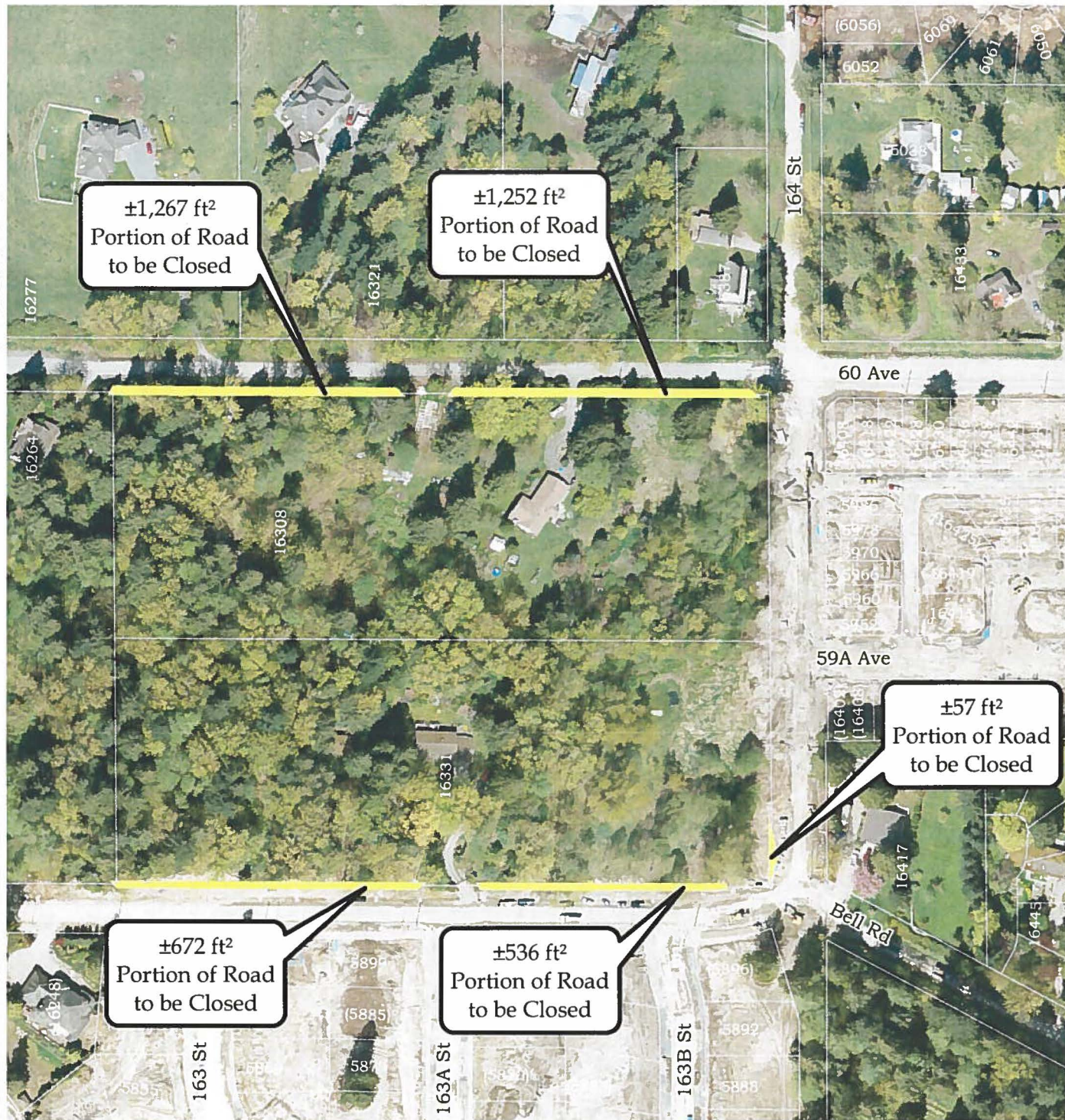
  
for Paul Ham, P. Eng.  
General Manager, Engineering

GT/mpr

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Appendix I: Aerial Photograph of Site

# APPENDIX I AERIAL PHOTOGRAPH OF SITE



PRODUCED BY ENGINEERING, GIS SECTION: May 15, 2006, WT

Date of Aerial Photography: April 2005



## ROAD CLOSURES BETWEEN 59 AVE AND 60 AVE & 162 ST AND 164 ST

## REALTY DIVISION

The data provided is compiled from various sources and IS NOT warranted as to its accuracy or sufficiency by the City of Surrey.  
This information is provided for information and convenience purposes only.

Lot sizes, Legal descriptions and encumbrances must be confirmed at the Land Title Office. G:\MAPPING\GIS\MAPS\CORPORATE REPORTS\REALTY\59-60\_162-164-AP.mxd

