



Corporate Report

NO: R137

COUNCIL DATE: July 10, 2006

REGULAR COUNCIL

TO: Mayor & Council DATE: July 7, 2006
FROM: General Manager, Engineering FILE: 7805-0143
SUBJECT: Road Closure at Robson Road between South Fraser Way and Grace Road

RECOMMENDATION

The Engineering Department recommends 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 $\pm 39,168 \text{ ft}^2$ ($\pm 3,639 \text{ m}^2$) redundant portion of Robson Road, also known as 102 Avenue between South Fraser Way and Grace Road.

A. Property Location

The road allowance proposed for closure is located in the South Westminster area at Robson Road between South Fraser Way and Grace Road and is not subject to a Neighbourhood Concept Plan. The immediate area is primarily industrial.

B. Plan Designations, Zoning, and Land Uses

The adjoining property located at 10239 Grace Roads is currently zoned IL (Light Industrial) and is vacant. The Official Community Plan designation for this area is Industrial.

C. Purpose of Road Closure

The developer is proposing to close and consolidate the road to facilitate a warehouse transfer facility

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

While rarely the case, the Community Charter requires the owner of the parcel from which the road was originally dedicated to "consent" to the closure, provided that owner has remained the owner since the dedication occurred. That is the case with this road closure proposal and the applicant has obtained the necessary consent from the original owner/dedicator.

F. Conclusion

The road closure allows the developer to close and consolidate the redundant portion of road to facilitate a warehouse transfer facility. The portion of road to be closed and consolidated is not needed for road purposes and does 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 this portion of road does not affect their services.

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

Paul Ham, P. Eng.
General Manager, Engineering

GT/mpr

<http://surrey.ihostez.com/content/uploaded/c65a652cf915459ba2af5199a185a832-r137.doc>
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Appendix I: Aerial Photograph of Site