

NO: R014

COUNCIL DATE: January 25, 2010

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## REGULAR COUNCIL

TO: **Mayor & Council** DATE: **January 21, 2010**  
FROM: **General Manager, Engineering** FILE: **0910-30/147**  
SUBJECT: **Closure and Sale of Portion of Lane adjacent to 10695 – 157 Street (Step 2)**

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## RECOMMENDATION

The Engineering Department recommends that Council authorize the sale of a portion of lane adjacent to the south property line of 10695 – 157 Street having an area of 2,612 ft.<sup>2</sup> (242.6 m<sup>2</sup>) under the previously approved terms for this closure and sale as outlined in the attached Corporate Report No. R165; 2009.

## DISCUSSION

On September 14, 2009, Council authorized the Engineering Department (Resolution No. R09-1600 related to Corporate Report No. R165; 2009) to proceed with the closure and sale of a portion of lane adjacent to the south property line of 10695 – 157 Street having an area of approximately 2,612 ft.<sup>2</sup> (242.6 m<sup>2</sup>). Council's approval of the sale of this portion of lane is now required to complete the final step in the road closure process prescribed by the Community Charter. The area has been adjusted to 2,652 ft.<sup>2</sup> (246.4 m<sup>2</sup>) as a result of final survey calculations.

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 portion 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 portion 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 this redundant portion 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 authorize the sale of a portion of lane adjacent to the south property line of 10695 – 157 Street having an area of 2,612 ft.<sup>2</sup> (242.6 m<sup>2</sup>) under the previously approved terms for this closure and sale as outlined in the attached Corporate Report No. R165; 2009.

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General Manager, Engineering

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