

NO: R070

COUNCIL DATE: April 12, 2010

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## REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **April 1, 2010**

FROM: **General Manager, Engineering**

FILE: **0910-30/157**

SUBJECT: **Road Closures in the Vicinity of Tynehead Park**

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## RECOMMENDATION

The Engineering Department recommends that Council:

1. authorize the City Clerk to bring forward a by-law to close and remove the dedication as highway, the following portions of redundant City roads that are also illustrated on Appendix 1 attached to this report:
  - (a) a 13,153 m<sup>2</sup> portion of 100 Avenue;
  - (b) a 10,607 m<sup>2</sup> portion of Tynehead Drive;
  - (c) a 14,561 m<sup>2</sup> portion of 172 Street;
  - (d) a 2,351 m<sup>2</sup> portion of the northwest corner of 96 Avenue and Highway 15; and
2. approve the conversion of the portions of road to be closed into two fee simple lots to be registered in the name of the City of Surrey through the filing of a Plan.

## INTENT

Completion of the proposed road closures and creation of the two fee simple parcels is the first step in a process to facilitate a land exchange agreement between the City of Surrey and Metro Vancouver. The first fee simple lot will be created from those portions of 100 Avenue, Tynehead Drive, and 172 Street to be closed while the second lot will be created from the portion of road to be closed at the northwest corner of 96 Avenue and Highway 15. Moving forward with the road closure process in advance of finalizing the land exchange agreement will ensure that this time consuming process (i.e. three months) is completed in a timely manner to support the land exchange with Metro Vancouver, all prior to the expected start date (summer 2010) for construction of the 96 Avenue road widening project for which the land exchange is required.

## DISCUSSION

The subject areas of road allowance proposed for closure are located adjacent to Metro Vancouver's Tynehead Park as illustrated on the map attached as Appendix I. Metro Vancouver and the City of Surrey are in negotiations to exchange areas of land to facilitate the City's 96 Avenue upgrading project along the south limit of Tynehead Park (i.e., 168 Street to 175 Street) and the construction of Metro Vancouver's Tynehead Park perimeter trail system. The closure and sale of the road

allowance areas to Metro Vancouver will be part of the land exchange and will be the subject of a future report to Council that will provide details regarding the land exchange agreement and seek to obtain Council approval for the agreement. The land exchange is being structured such that there will be no net loss of parkland and minimal impact to the park as a result of the road widening project.

The road closure process requires that Council adopt a by-law to close and remove the dedication as highway of the subject portions of road allowance. 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 will provide information to the public about the details of the closure and will indicate that all pertinent information 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 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 Community Charter. The advertisement and notice will contain a description of the land. Upon completion of these postings, a final report will be submitted to Council to obtain approval to exchange the closed road allowance areas.

All references to areas contained in this report are approximate and subject to final survey.

## CONCLUSION

The subject portions of road allowance are surplus to the City's needs. The Engineering Department is recommending that Council authorize the closure and creation of two fee simple parcels for exchange with Metro Vancouver for other lands that are needed in support of the 96<sup>th</sup> Avenue road widening project.

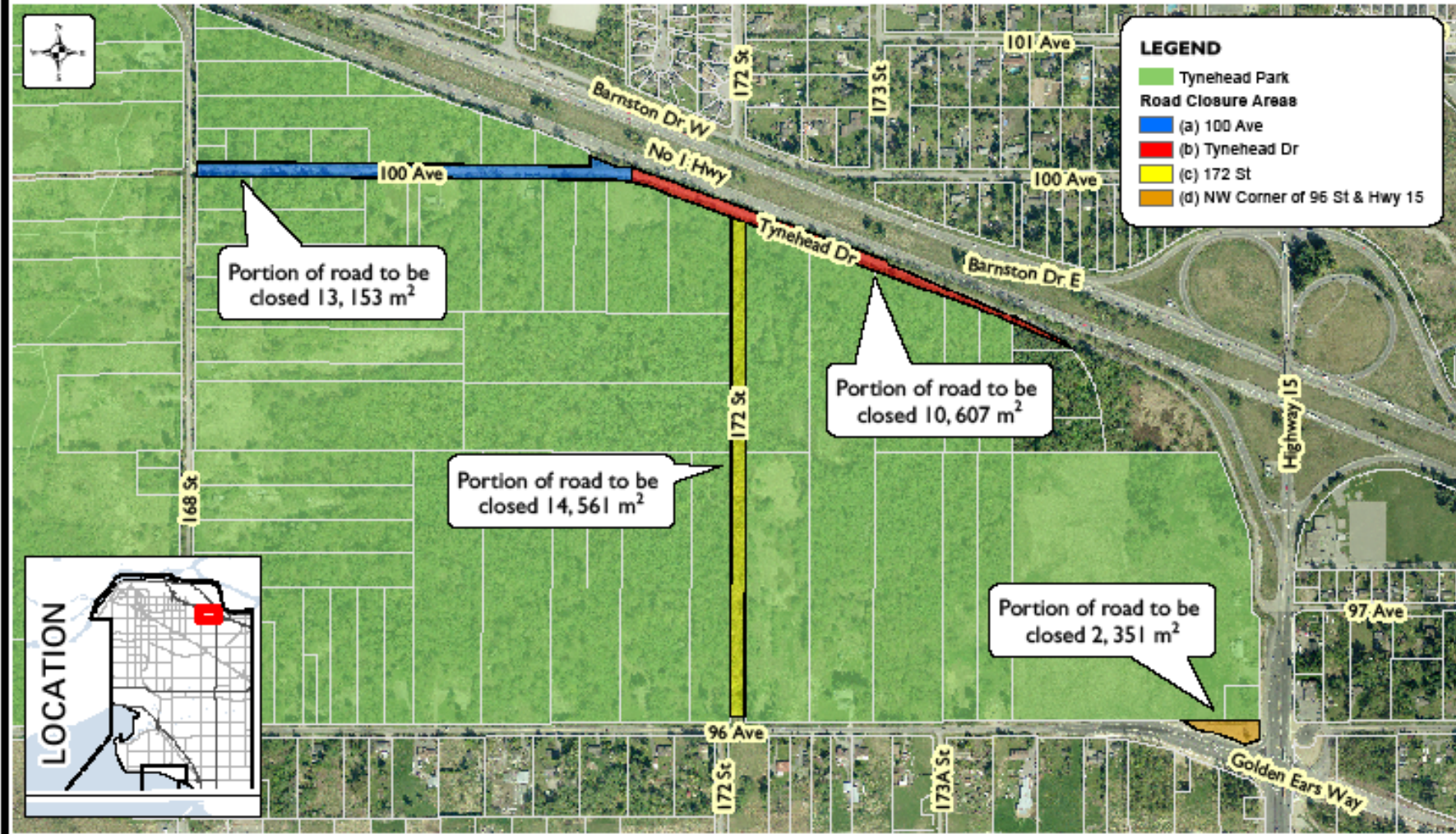
Vincent Lalonde, P.Eng.  
General Manager, Engineering

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BRB 4/9/10 11:07 AM

Appendix I: Aerial Photo

# APPENDIX I AERIAL PHOTOGRAPH OF SITE



**LEGEND**

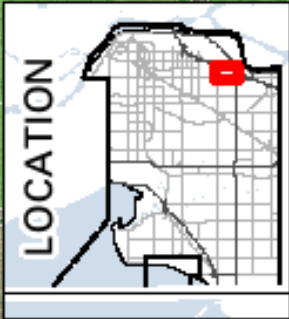
- Tynehead Park
- Road Closure Areas**
  - (a) 100 Ave
  - (b) Tynehead Dr
  - (c) 172 St
  - (d) NW Corner of 96 St & Hwy 15

Portion of road to be closed 13,153 m<sup>2</sup>

Portion of road to be closed 10,607 m<sup>2</sup>

Portion of road to be closed 14,561 m<sup>2</sup>

Portion of road to be closed 2,351 m<sup>2</sup>



Produced by GIS Section: March 29, 2010, AW

Date of Aerial Photography: April 2009



**PROPOSED ROAD CLOSURES:**  
 (a) 100 AVE BETWEEN 168 ST & 171 ST  
 (b) TYNEHEAD DR  
 (c) 172 ST BETWEEN NO 1 HWY & 96 AVE  
 (d) NW CORNER OF 96 AVE & HWY 15

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.

**ENGINEERING  
DEPARTMENT**

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