

NO: R110

COUNCIL DATE: May 17, 2010

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## REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **May 13, 2010**

FROM: **General Manager, Engineering**

FILE: **0910-30/139**

SUBJECT: **Approval of Sale of a Portion of Closed Road adjacent to 12389 – 104 Avenue  
(Step 2)**

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## RECOMMENDATION

The Engineering Department recommends that Council authorize the sale of a 15,823.47 ft.<sup>2</sup> (1,470 m<sup>2</sup>) area of 124 Street road allowance at 104 Avenue under the previously approved terms for this closure and sale as outlined in Corporate Report No. R030; 2010, which is attached as Appendix I to this report.

## DISCUSSION

On March 1, 2010, Council authorized the Engineering Department (Resolution No. R10-345 related to Corporate Report No. R030) to proceed with the closure and sale of a portion of redundant road allowance having an area of 15,823.47 ft.<sup>2</sup> (1,470 m<sup>2</sup>) for consolidation with, and to allow subdivision of, the property at 12389 – 104 Avenue. Council's approval of the sale of this portion of road is now required to complete the final step in the road closure process prescribed by the 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 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, all the necessary requirements to dispose of this redundant portion of road have been met 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 sale of a closed portion of the 124 Street road allowance at 104 Avenue as documented in the attached Corporate Report No. R030; 2010.

Vincent Lalonde, P.Eng.  
General Manager, Engineering

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Appendix I: Corporate Report No. R030