

NO: R127

COUNCIL DATE: June 7, 2010

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## REGULAR COUNCIL

TO: **Mayor & Council** DATE: **June 3, 2010**

FROM: **General Manager, Engineering** FILE: **0910-30/157**

SUBJECT: **Approval of the Sale of Portions of Closed Road Allowance in the Vicinity of Tynehead Park (Step 2)**

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## RECOMMENDATION

The Engineering Department recommends that Council authorize the sale of the following portions of closed road allowance in the vicinity of Tynehead Park:

- (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; and
- (d) a 2,351 m<sup>2</sup> portion of the northwest corner of 96 Avenue and Highway 15;

under the previously approved terms for the sale as outlined in Corporate Report No. R070; 2010, which is attached as Appendix I to this report.

## DISCUSSION

On April 12, 2010, Council authorized the Engineering Department (Resolution No. R10-644 related to Corporate Report No. R070) to proceed with the closure and sale of portions of redundant road allowance having an area of 3.84 ha (38,400 m<sup>2</sup>) and 0.235 ha (2,351 m<sup>2</sup>), respectively, for consolidation with Tynehead Park. Council's approval of the sale of these portions of closed road allowance is now required to complete the final step in the road closure process as prescribed by the Community Charter.

The Community Charter stipulates that Council 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 authority is required to formally dispose of the portions of road after all of the statutory requirements have been met. In accordance with Section 40 of the Community Charter, all the necessary requirements to dispose of these redundant portions 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 the closed portions of road allowance as referenced in the recommendations section of this report for consolidation with Tynehead Park in accordance with terms documented in Corporate Report No. R070; 2010 that is attached as Appendix I.

Vincent Lalonde, P.Eng.  
General Manager, Engineering

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Appendix I: Corporate Report No. R070