

NO: R198

COUNCIL DATE: September 13, 2010

REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **August 17, 2010**

FROM: **General Manager, Engineering**

FILE: **0910-30/168**

SUBJECT: **Approval of Sale of a Portion of Closed Lane adjacent to 1144 – 164 Street (Step 2)**

RECOMMENDATION

The Engineering Department recommends that Council authorize the sale of an 834 ft.² (77.5 m²) area of unconstructed lane allowance along the east property line of 1144 – 164 Street, which was previously approved for closure and sale as outlined in Corporate Report No. R126; 2010, a copy of which is attached as Appendix I to this report.

DISCUSSION

On June 7, 2010, Council authorized the Engineering Department (Resolution No. R10-1043 related to Corporate Report No. R126) to proceed with the closure and sale of an 834 ft.² area of redundant lane allowance adjacent to 1144 – 164 Street for the purpose of consolidating the closed lane with the property at 1144 – 164 Street, which would allow for the subdivision of the consolidated site into two single family (RF) lots. Council's approval of the sale of this area of closed lane allowance is now required to complete the final step in the road closure process as stipulated in the Community Charter.

The Community Charter stipulates that Council approval to close and sell road allowance 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 area of road allowance 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 area of road allowance 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 area of lane allowance 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 area of the 11A Avenue lane allowance adjacent to the property at 1144 - 164 Street as described in Corporate Report No. R126; 2010, which is attached as Appendix I to this report.

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Appendix I: Corporate Report No. R126