

REPORT

COMMUNITY SERVICES COMMITTEE

MEETING DATE: DECEMBER 7, 2015

FROM: Legal Department

DATE: October 8, 2015

SUBJECT: By-law 2015-104 - A by-law to dedicate land as part of a public highway – (Block 12, Plan 20M-418, Parts 2, 3 and 5, Plan 20R-2600, and Part 5, Plan 20R-20081 - Valhalla Court)

LOCATION: Valhalla Court

WARD: 1

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RECOMMENDATION:

That By-law 2015-104 - A by-law to dedicate land as part of a public highway – (Block 12, Plan 20M-418, Parts 2, 3 and 5, Plan 20R-2600, and Part 5, Plan 20R-20081 - Valhalla Court) be passed.

KEY FACTS:

The following are key points for consideration with respect to this report:

- In connection with a severance application for 538 Bronte Road under Consent File B14/07(1631), the Town acquired a land dedication for the completion of the bulb radius of Valhalla Court, designated as Part 5 on Plan 20R-20081.
- The Town had previously acquired Parts 2, 3 and 5 on Plan 20R-2600 for the same purpose.
- The Town had also previously acquired Block 12 (1-foot reserve), Plan 20M-418, which is within the bulb radius of Valhalla Court and blocks access to Part 5, Plan 20R-20081.
- To provide legal public access to the owners' properties at these locations, a by-law is required dedicating the lands as part of a public highway.
- Block I (1-foot reserve), Plan M-418, which is also within Valhalla Court, was previously dedicated as part of the public highway by By-law 1991-121.

BACKGROUND:

In connection with a severance application for 538 Bronte Road under Consent File B14/07(1631), the Town acquired a land dedication for the completion of the bulb radius of Valhalla Court, designated as Part 5 on Plan 20R-20081. The Town had previously acquired Parts 2, 3 and 5 on Plan 20R-2600 for the same purpose. The Town had also previously acquired Block 12 (1-foot reserve), Plan 20M-418, which

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is within the bulb radius of Valhalla Court and blocks access to Part 5, Plan 20R-20081. To provide legal public access to the owners' properties at these locations, a by-law is required dedicating the lands as part of a public highway. Block I (1-foot reserve), Plan M-418, which is also within Valhalla Court, was previously dedicated as part of the public highway by By-law 1991-121.

COMMENT/OPTIONS:

The Engineering and Construction Department has no objection to the passing of by-law 2015-104 dedicating these lands as part of the public highway. The Legal Department does not consider there to be any exposure to the Town in passing this by-law. Attached is Appendix B is a copy of Plan 20R-20081, which shows the location of the lands being dedicated.

CONSIDERATIONS:**(A) PUBLIC**

The dedication of these lands will provide road access to the owners' properties.

(B) FINANCIAL

There are no financial considerations other than ongoing maintenance of the roadway.

(C) IMPACT ON OTHER DEPARTMENTS & USERS

The Roads and Works Department will be required to continue maintaining the roadway.

(D) CORPORATE AND/OR DEPARTMENT STRATEGIC GOALS

This report addresses the corporate strategic goal to:

- be accountable in everything we do

(E) COMMUNITY SUSTAINABILITY

This issue addresses the economic sustainability of the community.

APPENDICES:

Appendix A – By-law 2015-104

Appendix B – Plan 20R-20081

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