



Corporate NO: R171

Report COUNCIL DATE: July 23, 2001

REGULAR COUNCIL

TO: Mayor & Council DATE: **July 16, 2001**

FROM: General Manager, Engineering FILE: **1505-15600**

4899-414

SUBJECT: Road Exchange and Right-of-Way Acquisition at 40 Avenue and 156 Street (Map Page 94)

RECOMMENDATION

That Council authorize:

1. a road exchange to close $\pm 3,682 \text{ m}^2$ ($\pm 39,634 \text{ s.f.}$) of unopened 156 Street at 40 Avenue for a $\pm 341 \text{ m}^2$ ($\pm 3,671 \text{ s.f.}$) portion of PID No. 008-479-674 (15649 - 40 Avenue);
2. the acquisition of a $\pm 378 \text{ m}^2$ ($\pm 4,069 \text{ s.f.}$) "new" statutory right-of-way and a $\pm 2,036 \text{ m}^2$ ($\pm 21,916 \text{ s.f.}$) right-of-way for existing works for dyking purposes at the Nicomekl River; and
3. the City Clerk to bring forward a Road Exchange By-law for consideration by Council.

BACKGROUND

A. Property Location

The road allowance proposed for road exchange is located in the South Surrey area at 156 Street between 40 Avenue and the Nicomekl River and is not subject to a Neighbourhood Concept Plan. The immediate area is primarily farmland.

B. Plan Designations, Zoning and Land Uses

15649 - 40 Avenue is currently zoned A-1 (General Agricultural) and is used as a 3 acre farm. The property is located in the Agricultural Land Reserve. The Official Community Plan designation for this area is Agricultural.

C. Purpose of Road Exchange

The applicant is proposing to construct a new barn adjacent to the road closure area. The unconstructed road allowance will increase the size of the farm as well as provide a setback area for the proposed barn. In exchange the applicant will dedicate lands for the future widening of 40 Avenue and grant statutory rights-of-way for the existing dyke works and "new" additional dyking along the Nicomekl River.

D. Process

Upon approval by Council, a reference plan prepared by the City's Survey Section is submitted to the Legislative Services Department requesting Introduction and Adoption of a Road Exchange By-law. In conformance with Section 525(4) of the Local Government Act, notice of the exchange will be advertised for two consecutive weeks in a local newspaper, following the Introduction and First Reading at the Regular Council meeting. The advertisement provides information to the public at large on the details of the exchange and indicates that all pertinent data can be obtained from the Realty Services Division. All concerns from the public will be addressed prior to completion of the exchange. The City will execute transfer documents to transfer the road from the Crown. These documents, along with a consolidation plan provided by the Survey Section, will effect the transfer and consolidation of road upon registration at the Land Title Office.

E. Conclusion

The road exchange allows the City to obtain land for a future widening of 40 Avenue and statutory rights-of-way for dyking along the Nicomekl River. As well, the exchange allows the applicants to increase their farm area and construct a new barn. The portion of road to be closed and consolidated is not needed for road purposes and does not affect the surrounding area.

It is recommended that Council approve the road exchange as outlined in this report.

Jorgen Johansen, P.Eng.
General Manager, Engineering

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Appendices

- I. Location Map
- II. Site Map
- III. Aerial Photograph of Site