

Corporate NO: R126

Report COUNCIL DATE: June 24, 2002

REGULAR COUNCIL

TO: Mayor & Council **DATE: June 17, 2002**

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

SUBJECT: Lane Closures at 110 Avenue and 164 Street (Page 15)

RECOMMENDATION

That Council approve the following lane closures located in the Fraser Heights area at 110 Avenue and 164 Street:

1. (a) a $\pm 123 \text{ m}^2$ ($\pm 1,324 \text{ s.f.}$) unopened portion of lane south of 16440 - 110 Avenue;
 - (b) a $\pm 61.3 \text{ m}^2$ ($\pm 660 \text{ s.f.}$) unopened portion of lane south of 16448 - 110 Avenue;
 - (c) a $\pm 61.3 \text{ m}^2$ ($\pm 660 \text{ s.f.}$) unopened portion of lane south of 16458 - 110 Avenue;
 - (d) a $\pm 85 \text{ m}^2$ ($\pm 915 \text{ s.f.}$) unopened portion of lane north of 10980 - 164A Street;
 - (e) a $\pm 38.25 \text{ m}^2$ ($\pm 412 \text{ s.f.}$) unopened portion of lane north of 10976 - 164A Street; and
2. the City Clerk to bring forward a Road Closure By-law for consideration by Council.

BACKGROUND

A. Property Location

The lane allowance proposed for lane closure is located in the Fraser Heights area at 110 Avenue and 164 Street and is not subject to a Neighbourhood Concept Plan. The immediate area is primarily residential.

B. Plan Designations, Zoning and Land Uses

The properties located at 16440, 16448 and 16458 - 110 Avenue are all currently zoned RA (One Acre Residential). The properties located at 10976 and 10980 - 164A Street are both currently zoned RF (Single Family Residential). All of the privately owned properties are used as single family residences. The Official Community Plan designation for this area is Urban.

C. Purpose of Lane Closure

The owners of properties located at 16440, 16448 and 16458 - 110 Avenue & 10976 and 10980 - 164A Street will close and consolidate a portion of redundant lane to the rear of their properties to increase their lot size.

D. Process

Upon approval by Council, a reference plan prepared at the applicant's expense is submitted to the Legislative Services Division requesting Introduction and Adoption of a Road Closure By-law under Sections 525 and 527 of the Local Government Act. Should any concerns be raised by the public, these issues will be addressed prior to completion of the exchange. Between the Third and Final Reading of the By-law, the Legislative Services Division will advertise the City's intention to dispose of the redundant portion of lane in a local paper once each week for two consecutive weeks, and at least 30 days before adopting a By-law. After the expiration of the 30 day advertising period, the Legislative Services Division will submit an information package to the Land Title Office (LTO) and the Ministry of Transportation (MOT) requesting a written response. The packages consist of a copy of a Resolution by Council, a copy of the Road Closure By-law & accompanying reference plan, and a copy of the advertisement. A copy of the written replies from LTO and MOT, along with a certified copy of the By-law and By-law plan, three certified copies of a Petition to Council, copies of the Council Resolution, a copy of the Corporate Report, and a copy of the advertisement is then forwarded to the Ministry of Community, Aboriginal and Women's Services requesting Highway abandonment and the transfer of title for the lane to the City from the Province. The City will then execute transfer documents to transfer the portions of lane on behalf of the Crown to the applicants. The deposit of these documents, along with a consolidation plan provided by the applicants, will effect the transfer and consolidation of lane upon registration at the Land Title Office.

E. Conclusion

The lane closures allow the applicants to increase their lots sizes. The portions of lane to be closed and consolidated are not needed for road purposes and do not affect the surrounding area.

It is recommended that Council approve the lane closures as outlined in this report.

Paul Ham, P.Eng.

General Manager, Engineering

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Appendices

I Location Map

II Site Map

III Aerial Photograph of Site