

2. CLOSING AND SALE OF PART OF INNES ROAD - INQUIRY TC-3-98

COMMITTEE RECOMMENDATION

That Council receive this report for information.

DOCUMENTATION

1. Joint Regional Solicitor, Planning and Development Approvals Commissioner and Environment and Transportation Commissioner report dated 11 Feb 98 is immediately attached.

REGIONAL MUNICIPALITY OF OTTAWACARLETON
 MUNICIPALITÉ RÉGIONALE D'OTTAWACARLETON

REPORT
RAPPORT

Our File/N/Réf. R.2.7.115
 Your File/V/Réf.

DATE 11 February 1998

TO/DEST. Co-ordinator,
 Transportation Committee

FROM/EXP. Planning and Development Approvals Commissioner
 Deputy Regional Solicitor
 Environment and Transportation Commissioner

SUBJECT/OBJET **CLOSING AND SALE OF PART OF OLD INNES ROAD -
 INQUIRY TC-3-98**

DEPARTMENTAL RECOMMENDATION

That Transportation Committee and Council receive this report for information.

BACKGROUND

At its meeting on January 21st, 1998, Councillor Cantin inquired as to the status of a proposed closure of a portion of Innes Road.

Staff commenced negotiations for the sale of the lands shown on Annex "A" in October 1996 with the abutting land owner. City of Gloucester staff indicated verbally that there was no objection to a conveyance. Those negotiations continued into 1997, and circulations to utility companies commenced in the summer of 1997.

On October 22, 1997, Council declared the lands surplus to Regional needs, and approved their sale to Wissam, Bishara and Nehme Elias for the amount of \$6,000.00, subject to a road closing by-law being passed, the granting of required easements, and pursuant to an Agreement of Purchase and Sale.

Newspaper advertisements were placed and appeared on December 13th, 20th, 27th, 1997 and January 3rd, 1998. If objections are received in response to the newspaper advertisements, the Transportation Committee must hold a public hearing. Objections have been received.

In June 1997, a Regional by-law was passed for the transfer of certain Regional roads to the City of Gloucester, effective January 1st, 1998. Innes Road is one of the roads named in the by-law. Inadvertently, the by-law which transferred these roads did not “save and except” those lands which are the subject of this report, and for which staff were in the process of negotiating a sale.

The land sale is dependent upon Committee and Council’s approval, subsequent to completion of the public hearing and closure of the road. Unfortunately, that process cannot be completed by the Region now because it no longer owns the road. Staff has requested that the City of Gloucester transfer these particular lands back to the Region, or preferably that it complete the process of closure and sale; but there has been no response as yet to that request.

FINANCIAL IMPLICATION

When and if the closure and sale is completed, the Region will request from Gloucester the sale price of \$6,000.00.

CONCLUSION

The Region cannot complete the closure and sale. The City of Gloucester now has the authority to do so. Road transfers to the Area Municipalities are not common, and this is the first time that a proposed closure and land sale has been stalled by a road transfer. Staff will establish a circulation and notification system, between Departments, to ensure that it does not happen again.

*Approved by
Nick Tunnacliffe*

*Approved by
Eric A. Johnston*

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M.J.E. Sheflin*

ELM:cab