

ITEM 12

MANAGER'S REPORT NO. 72

COUNCIL MEETING Nov. 6/72

12. Re: Request For A Road Closing By-Law
Ellerslie Avenue Between Broadway and Loughheed Highway
Rezoning Reference #35/71

Following is a report from the Director of Planning Dated November 1, 1972, concerning a request for a road closure at the subject location (see attached sketch).

RECOMMENDATION:

THAT a Road Closure By-law for Ellerslie Avenue between Broadway and Loughheed Highway be brought forward.

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PLANNING DEPARTMENT
NOVEMBER 1, 1972

MR. M. J. SHELLEY,
MUNICIPAL MANAGER.

Dear Sir:

RE: ELLERSLIE AVENUE BETWEEN BROADWAY
AND LOUGHEED HIGHWAY
REZONING REFERENCE #35/71

At the request of the property owner of the lots to the east and west of the south end of Ellerslie Avenue, the Planning Department has been investigating the possible closure of the south portion of Ellerslie Avenue and its sale for inclusion in a Multiple Family Residential (RMI) site. Investigation has shown that the allowance could be considered redundant due to the proposed concept for development of this area. The Planning Department would therefore request that authority be obtained from Council to introduce a By-law to close the portion of Ellerslie Avenue indicated on the sketch. Passage of a Road Closing Bylaw would be followed by a petition to Victoria to the Lieutenant-Governor in Council for a title to the allowance in order that this redundant allowance may be placed in a position of sale of the adjacent property owner. The following information applies:

- 1) The redundant portion of road would have to be consolidated with the adjacent properties to create one RMI site.
- 2) An exchange of land of equal area from the redundant portion of Ellerslie Avenue, in return for a 66 foot road allowance running easterly from Ellerslie Avenue to the east boundary of Lot 9, Except Explanatory Plan 11295, D.L. 44/78, Plan 3049.
- 3) Compensation to the Municipality for the remainder of the area involved in the redundant portion of Ellerslie Avenue (approximately 12,672 square feet) in the amount of \$14,000.00.
- 4) The Engineering Department has no objection to the closing provided that a 20 foot easement along the portion of Ellerslie Avenue to be closed is retained in order to contain a storm sewer, sanitary sewer and a water main.
- 5) All legal costs and surveys required to complete this transaction to be borne by the applicant.
- 6) A deposit of 25% of the total land cost to be placed in trust by the applicant with Council's agreement to this transaction, and the balance payable immediately prior to conveyance of the redundant road allowance to the developer.

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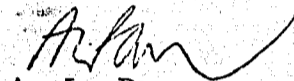
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Could you please obtain the necessary authority from Council to
introduce a Road Closing Bylaw.

Respectfully submitted,



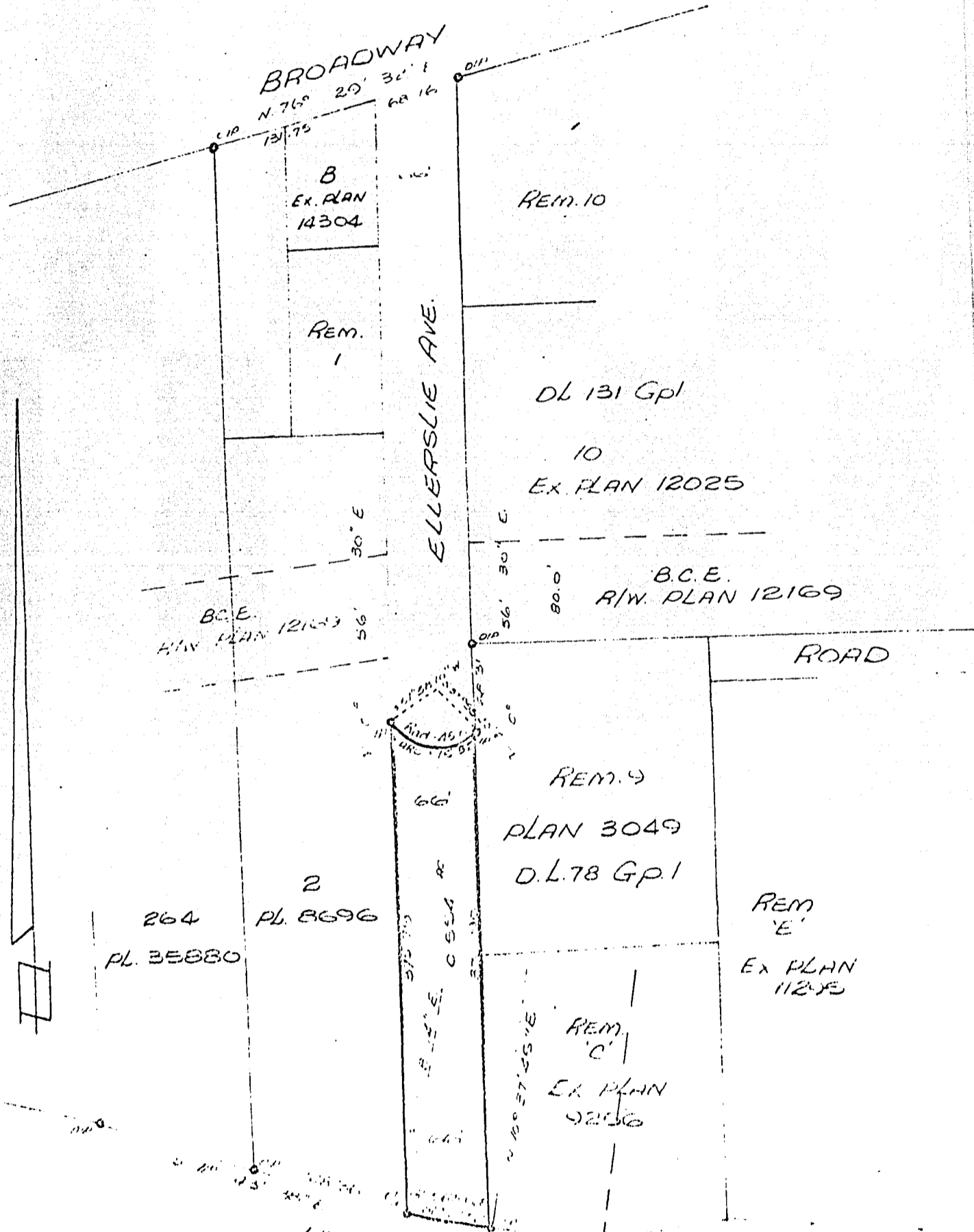
A. L. Parr,
DIRECTOR OF PLANNING.

JH:bp

PLAN TO ACCOMPANY DIST.
 OF BURNALY ROAD CLOSIN
 BY-LAW N° OF A PORTI.
 OF ROAD SHOWN ON PLAN 3049
 DISTRICT LOTS 44 & 78, GROUP 1
 NEW WESTMINSTER DISTRICT

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BEARINGS REFER TO PLAN 2112
 UNLESS INDICATED OTHERWISE
 " " " " " "



LOUISIANA...
 PLAN 4000 & 2112