

Re: Letter dated November 5, 1974 from
Mr. and Mrs. S. Hatcher and Mr. and Mrs. G. Constable
Pedestrian Access to Parker Street via Private Properties

Appearing on the Agenda for the November 25, 1974 meeting of Council is a letter from Mr. and Mrs. Hatcher and Mr. and Mrs. Constable to the Land Agent with a copy to Council regarding a proposed acquisition of private property for a public walkway to Parker Street from the residential areas to the south (see attached sketch).

When Council considered this matter on October 21, 1974 (Item 16, Report No. 69), it was decided that no action should be taken on the correspondents' request for a walkway because the Land Agent, after discussions with the petitioning owners involved, determined that the owners of Lot 174 (Constable) are not in favour of the walkway through this property, and that there was insufficient yard space (5 feet) on the other petitioning owner's (Hatcher) property to accommodate the walkway on that site. Due to the lack of willingness to sell the necessary land to the Corporation for walkway purposes, the Land Agent did not give an acquisition estimate.

Council on October 21, 1974 was advised that construction of a concrete sidewalk and protective fence along the route would, according to the Engineering Department's preliminary estimate of the work involved, cost approximately \$4,500.

The Land Agent complied with the correspondents' request that he approach Mrs. Homewood, and as a result of his further involvement with this matter, has learned that Mrs. Homewood and the Constables would be willing to each sell to the Municipality a 5 foot parcel for construction of the 10 foot wide walkway. It would, therefore, be appropriate to authorize the Land Agent to negotiate accordingly.

It should be noted that Mrs. Homewood has been clearly advised that her property would become legally nonconforming if she were to sell five feet to the Municipality for construction of a walkway, and furthermore, that such a sale could be consummated only on the condition that she express in writing to the Municipality her understanding of the nonconforming effects that would result from the proposed transaction.

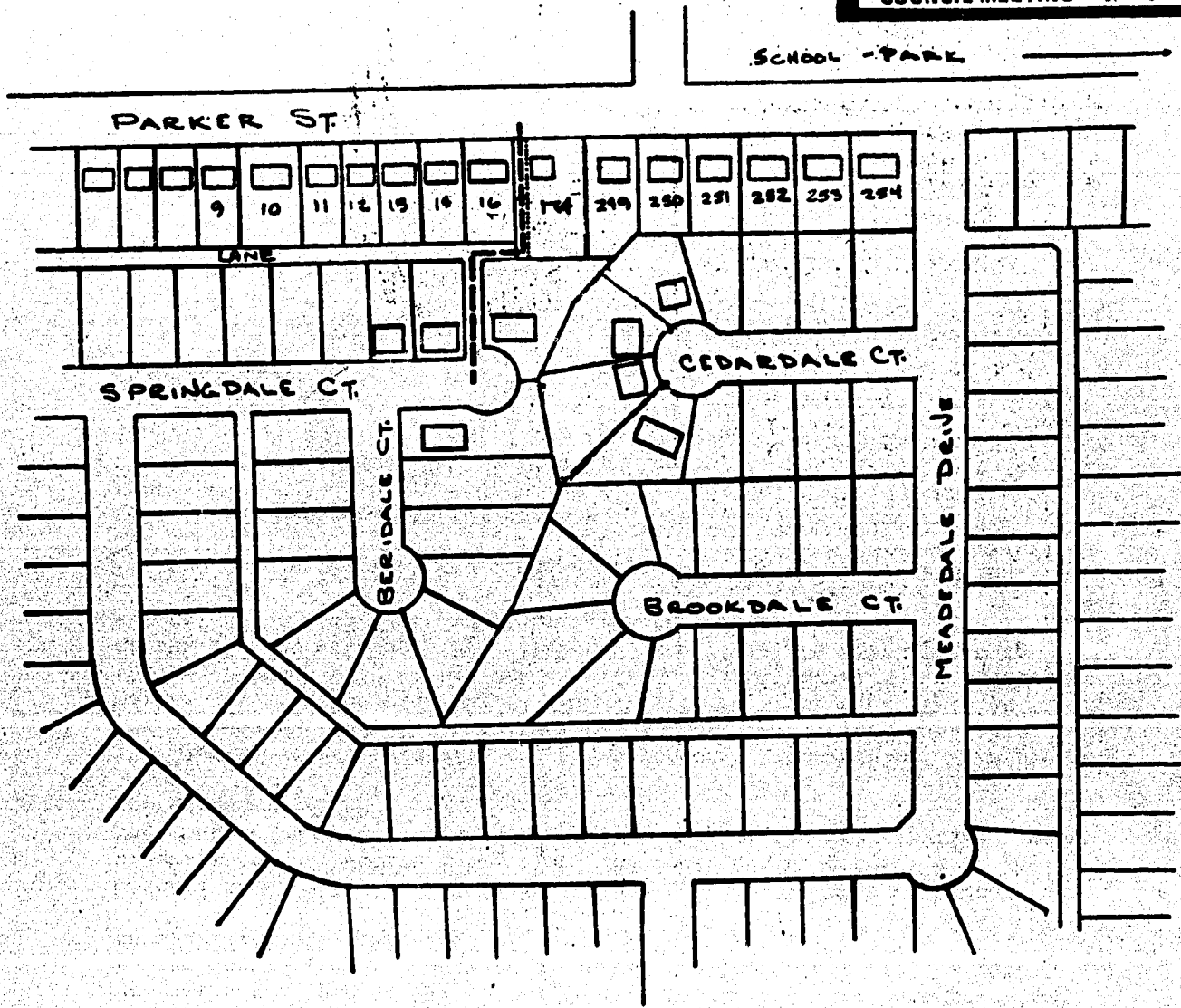
RECOMMENDATION:

1. THAT the Land Agent be authorized to negotiate the acquisition of property required for the construction of a public walkway as outlined in this report.

D.L. 126 WALKWAY REQUEST.

ITEM 16
MANAGER'S REPORT NO. 69
COUNCIL MEETING Oct. 21/74

ITEM 10
MANAGER'S REPORT NO. 78
COUNCIL MEETING Nov. 25/74



SCHOOL - PARK

PROPOSED WALKWAY LOCATION -----

- LOT 14 - HATCHERS' PROPERTY
- LOT 16 - HOMEWOOD PROPERTY
- LOT 174 - CONSTABLES' PROPERTY

