

TO: MUNICIPAL MANAGER  
FROM: APPROVING OFFICER

1992 May 27

SUBJECT: ROAD CLOSURE REFERENCE #12/90  
Proposed Closure of a Portion of Lane Allowance  
at Rear of 9111 Wilberforce Street (Sketch Attached)

PURPOSE: To obtain Council approval for the closure of a portion of the  
subject lane allowance.

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RECOMMENDATIONS:

1. THAT Council authorize the introduction of a Road Closing Bylaw involving the closure of a portion of lane allowance at the rear of 9111 Wilberforce Street subject to the conditions outlined in this report.
2. THAT Council authorize the Director Engineering to arrange for the preparation of the road closing bylaw plans, subdivision plans, and right-of-way plans.

R E P O R T

1.0 BACKGROUND:

By way of a letter from the Municipal Lands Department dated 1970 January 20, the current owners of the subject property, Mr. & Mrs. Shaw, were advised that the 14 foot lane allowance at the rear of their property and others on Wilberforce Street was to be closed by the Municipality and added to their property and the other abutting properties and all expenses borne by the Municipality. This was being done to facilitate a Municipal subdivision.

However, due to legal reasons, the lane allowance could not be closed at that time in its entirety and that portion of the lane behind 9111, 9121, 9131 and 9141 was left open. From recent discussion with the Shaws' agent, staff have determined that apparently none of the affected owners were advised of this development and had mistakenly believed since 1970 that the lane allowance had been consolidated with and formed part of their property.

In recent years, the property at 9121 and 9141, which had been sold by the 1970 owners, have had the abutting portions of lane closed and consolidated. There have been no inquiries from the owner of 9131 Wilberforce Street.

2.0 CURRENT SITUATION:

Earlier this year, the Shaws, through their agent, requested that the lane allowance be closed and consolidated with their property in accordance with the terms outlined to them in 1970. Staff circulated reports of the proposed closure in the usual manner to the various agencies having an interest in the subject lane, and all responses have now been received.

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Proposed Closure of Portion of Lane  
Allowance at rear of 9111 Wilberforce  
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We would recommend closure of the lane allowance subject to completion of the following by the Municipality:

- a) Consolidation of the lane closure area with 9111 Wilberforce Street. **104**
- b) Granting of a right-of-way over the entire lane closure area to protect an existing municipal 200 mm dia. sanitary sewer.
- c) Preparation of all road closing bylaw plans, subdivision plans, and right-of-way plans by the Director Engineering.
- d) Preparation of all legal documents by the Municipal Solicitor in connection with the lane closure and consolidation.

Should an application be received from the owner of 9131 Wilberforce Street, we would recommend closure and consolidation under the conditions listed above.



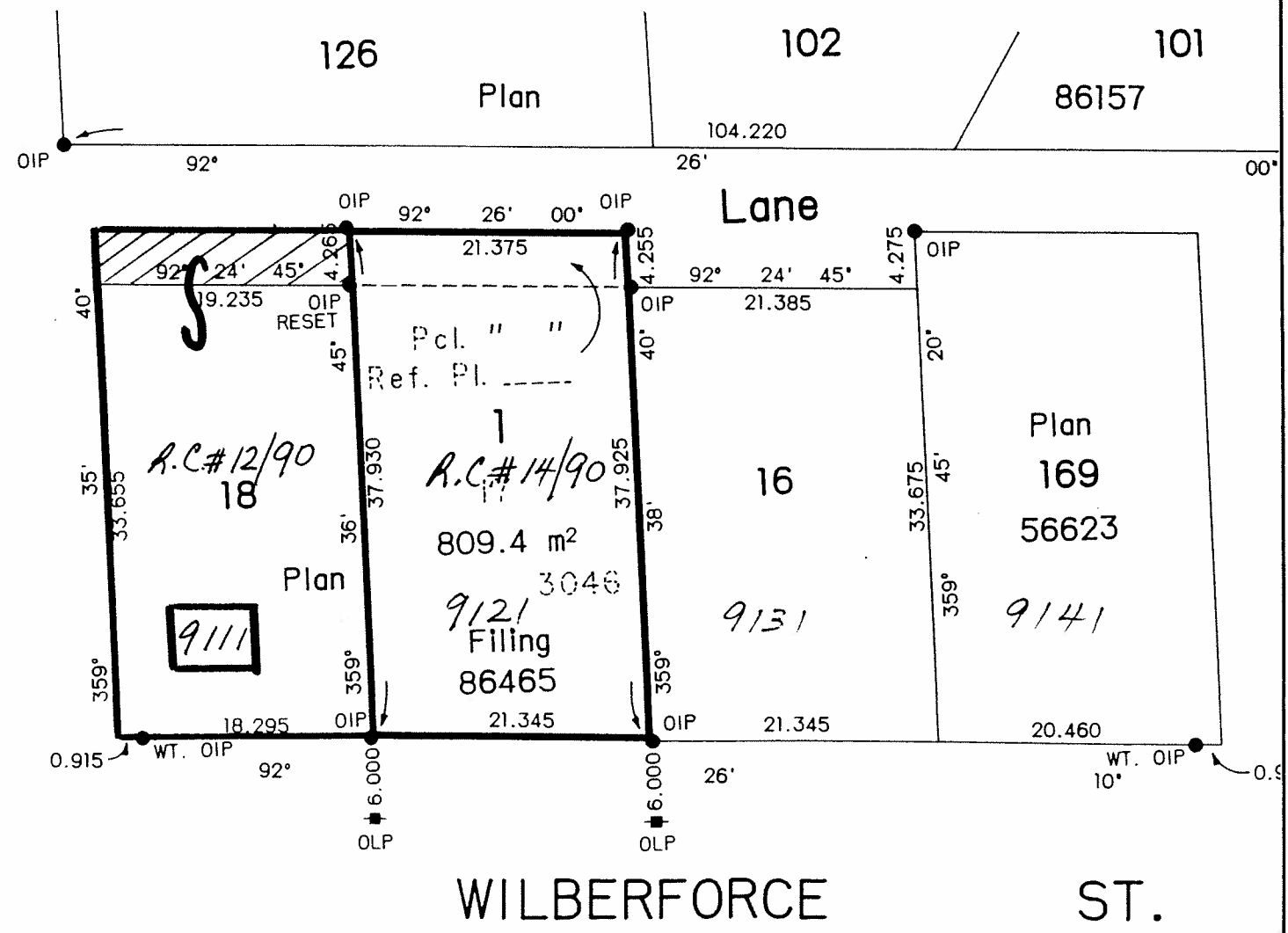
A. L. Parr  
APPROVING OFFICER

AD:hr

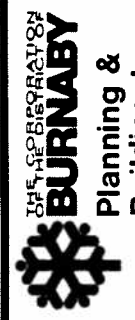
Attach.

ITEM 3  
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 COUNCIL MEETING 92/06/04

SEQUOIA ST.



WILBERFORCE ST.



**BURNABY**  
 Planning &  
 Building Inspection  
 Department

*ROAD CLOSURE REF #12/90*  
*D.L. 13*

PROPOSED CLOSURE OF LANE ALLOWANCE  
 AT REAR OF 9111 WILBERFORCE ST.  
 ZONE: R2

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Date: 92 MAR. 17	Scale: 1:500	Drawn By: AD
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