

TO: CITY MANAGER

DATE: 2002 07 31

FROM: DIRECTOR ENGINEERING

FILE: ELLESMERE

**SUBJECT: STATUTORY RIGHT OF WAY
536 ELLESMERE AVENUE
LOT 11 BLOCK 3 D. L. 127 PLAN 1342**

PURPOSE: To obtain authority to negotiate a 10-foot statutory right of way for sewer purposes from 536 Ellesmere Avenue.

RECOMMENDATION:

1. **THAT** the City Solicitor be authorized to negotiate a 10-foot statutory right of way from 536 Ellesmere Avenue.

REPORT

An existing City sanitary sewer, built in 1965, runs through the rear of 536 Ellesmere Avenue however no easement exists for this pipe (see attached sketch). The adjacent properties on this block also contain the sewer and do have the necessary rights of way registered against them. It is not known why this anomaly exists.

A recent enquiry to construct a garage at the rear of 536 Ellesmere Avenue brought this issue to the City's attention. It would be desirable for the City to acquire a 10-foot statutory right of way to protect the pipe and to provide legal access for maintenance purposes. The estimated value of the required right of way is approximately \$15,000 and funds are available within the 2002 Annual Financial Plan under Right of Way Acquisitions.

It is recommended that the City Solicitor be authorized to negotiate a 10-foot statutory right of way at the rear of 536 Ellesmere Avenue.

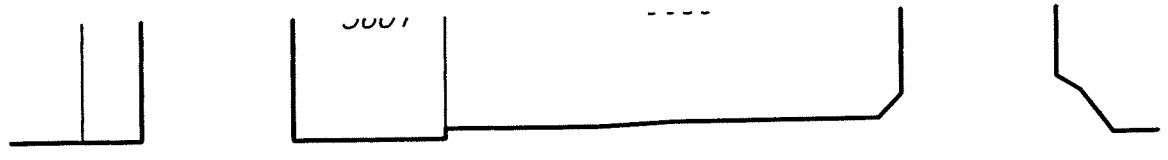


W.C. Sinclair, P. Eng.
DIRECTOR ENGINEERING

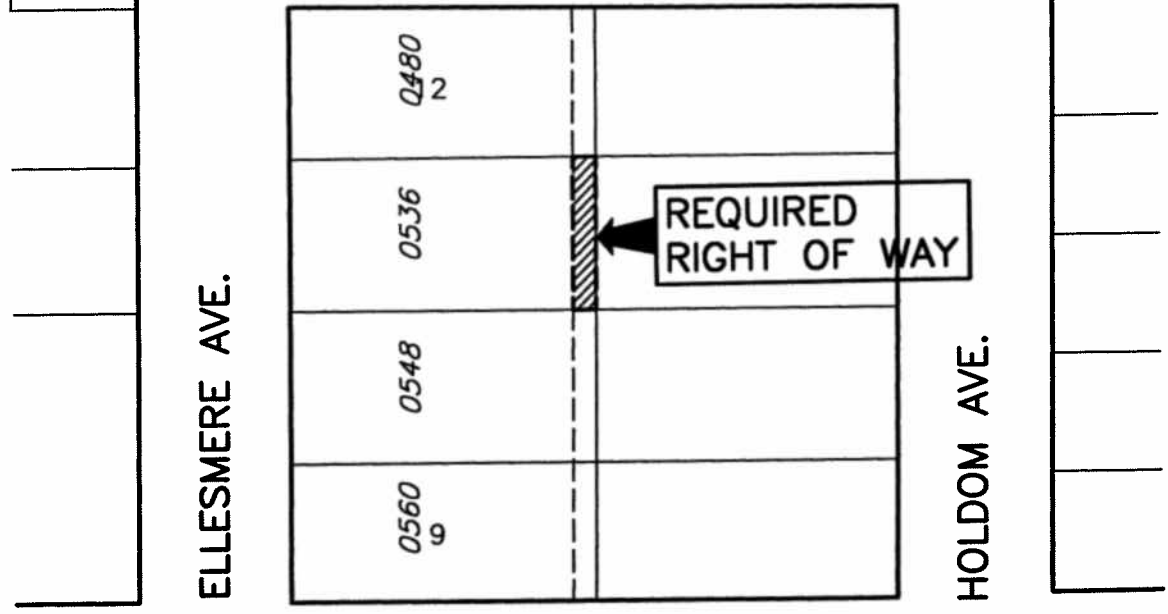
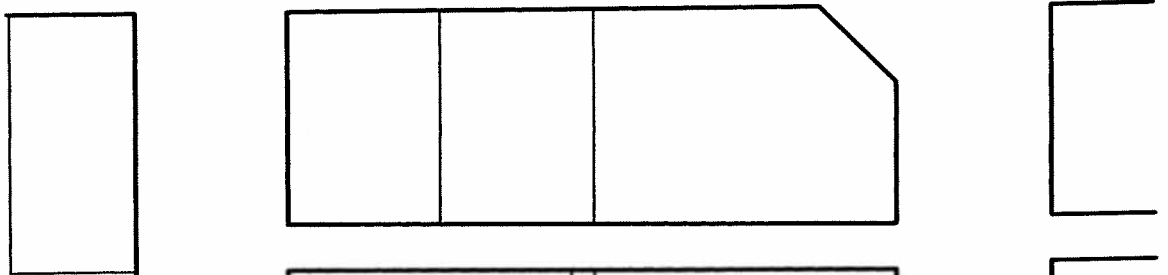
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Attachment

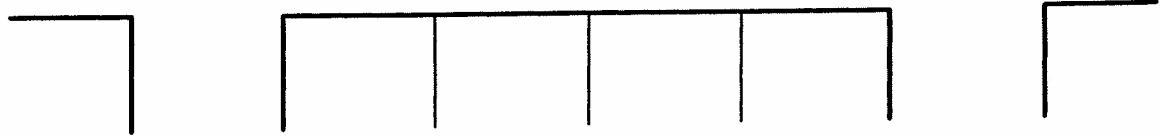
cc: City Solicitor
Director Finance



HASTINGS ST.



FRANCES ST.



NO.	DATE	REVISION



PROPERTY SUBJECT
R/W ACQUISITION - 536 ELLESMERE AVENUE

DRAWN BY: HLOUIE	SCALE: N.T.S.
APPRV'D BY: CDL	DATE: 2002-08-06

A 581