



Item
Meeting2013 Dec 09

COUNCIL REPORT

TO: CITY MANAGER **DATE:** 2013 December 02
FROM: DIRECTOR PLANNING AND BUILDING **FILE:** 87000 05
Reference: **ROD #13-2**

SUBJECT: ROAD CLOSURE REFERENCE #13-2
**Proposed Closure of Road Allowance North of the Trans Canada Highway,
West of Westminster Avenue and East of Beta Avenue**

PURPOSE: To obtain Council authority to introduce a Burnaby Highway Closure Bylaw for the closure of road allowance north of the Trans Canada Highway, west of Westminster Avenue and east of Beta Avenue.

RECOMMENDATION:

1. **THAT** Council authorize the introduction of a Burnaby Highway Closure Bylaw, as shown on the *attached* Sketch #1.

REPORT

On 2010 August 30, Council authorized staff to enter into an agreement with Transportation Investment Corporation and BC Transportation Financing Authority regarding the Port Mann / Highway 1 Project. On 2011 April 28, the *Gateway Project Agreement* was executed, and implementation has proceeded accordingly.

The *Agreement* included the transfer of 23 parcels of titled land totaling 3.95 hectares from the Province to the City. All of the lands have been transferred to the City.

With regard to the subject parcels on the north side of Highway 1, shown on the *attached* Sketch, the process for their transfer to City ownership involved the dedication by the Province of the subject lands as public road allowance, to be vested in the City under Section 35 of the *Community Charter*. The purpose of the dedication was to allow for the removal of a 1964 Provincial Gazette notice on the lands for road purposes, which could have potentially limited the City's use of the lands. The Province completed the required road dedication process, which effectively removed the Gazette notice as a constraint on the lands.

As the subject lands are intended and designated by the City to form part of the Still Creek Conservation Area, to complete the process and re-establish a legal title for the lands in City ownership, the *Agreement* stated that the City would in turn remove the road dedication through the subject Highway Closure Bylaw. Transportation Investment Corporation has further assisted with this process by preparing the legal plans to accompany a road closure bylaw.

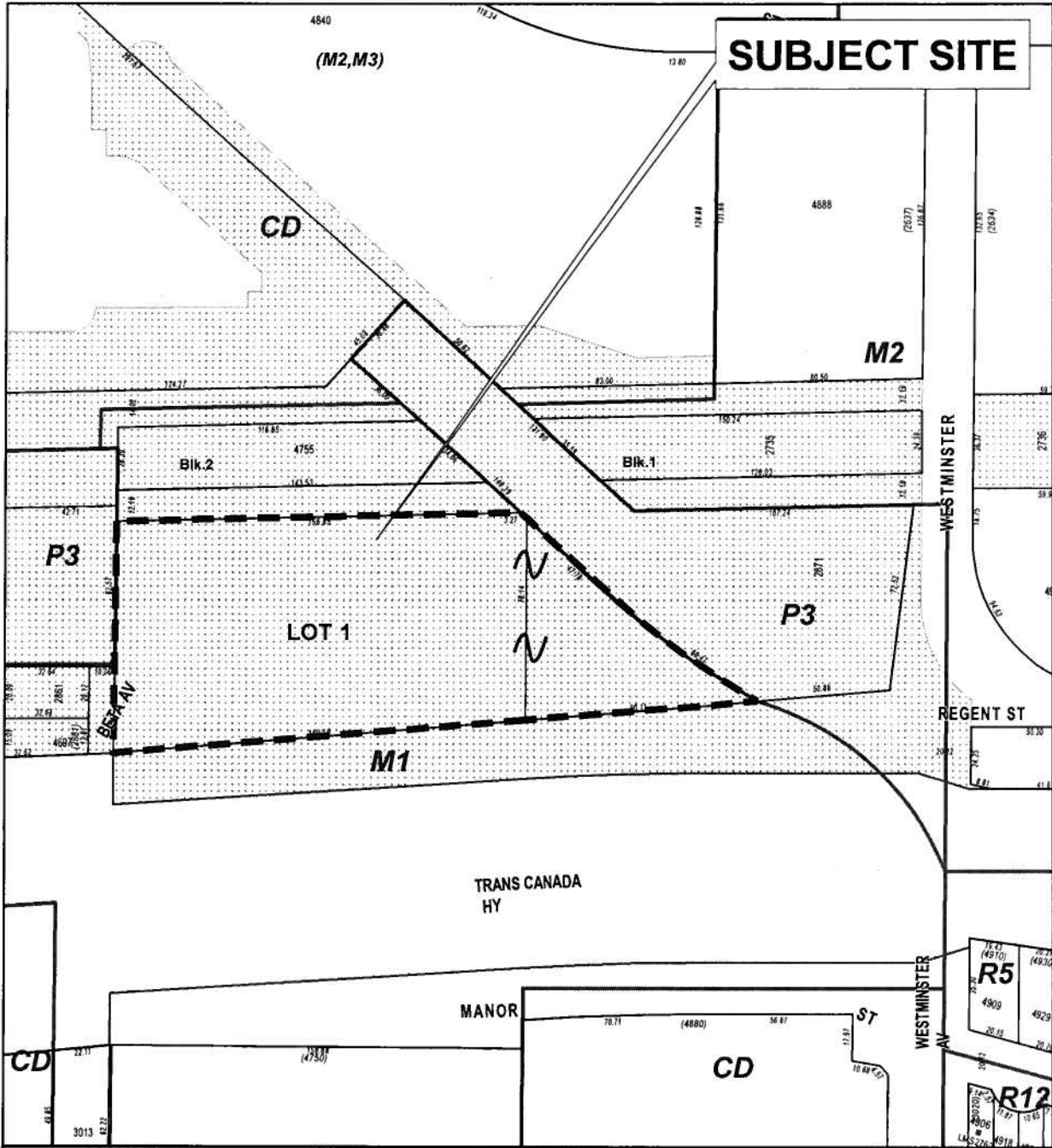
To: City Manager
From: Director Planning and Building
Re: Road Closure Reference #13-2
Proposed Closure of Road Allowance North of Trans Canada Hwy.,
West of Westminster Ave. and East of Beta Ave.
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It is, therefore, recommended that Council authorize staff to bring forward a road closure bylaw to close the road allowance north of the Trans Canada Highway, west of Westminster Avenue and east of Beta Avenue, as shown in Sketch #1. This will result in the creation of a new legal lot owned by the City.


Lou Pelletier, Director
PLANNING AND BUILDING

LJ/SR:hr
Attachment

cc: Director Engineering
Director Finance
City Solicitor
City Clerk



PLANNING & BUILDING DEPARTMENT




DATE:
NOV 25 2013

SCALE:
1:2,500

DRAWN BY:
AY

ROAD CLOSURE REFERENCE #13--02
FORMERLY 4751 AND 4841 TRANS CANADA WAY
ROAD ALLOWANCE NORTH OF THE TRANS-CANADA HIGHWAY,
WEST OF WESTMINSTER AVENUE AND EAST OF BETA AVENUE

 Subject Site