TORONTO

STAFF REPORT
ACTION REQUIRED

Proposed Permanent Closure of Portions of the Public Lane Extending Easterly From Ledbury Street between Bedford Park Avenue and Woburn Avenue

Date:	September 11, 2012
To:	North York Community Council
From:	Acting Director, Transportation Services, North York District
Wards:	Ward 16 - Eglinton-Lawrence
Reference Number:	Ny12066

SUMMARY

Transportation Services recommends that the subject portions of the public lane extending easterly from Ledbury Street between Bedford Park Avenue and Woburn Avenue be permanently closed. This public highway is surplus to municipal requirements.

Notice advising the public of the City's intention to close this portion of public highway was given in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code and the Municipal Class Environmental Assessment.

RECOMMENDATIONS

Transportation Services recommends that:

1. City Council permanently close the portions of the public lane extending easterly from Ledbury Street between Bedford Park Avenue and Woburn Avenue, designated as Parts 1 to 9 on Registered Plan 66R-26294, in the City of Toronto, being all of PIN10190-0267(LT), and as attached to this report as Appendix "A" (the "Lane**").**

2. City Council enact a by-law substantially in the form of the draft by-law attached to this report as Appendix "B".

FINANCIAL IMPACT

The closing of the Lane will not result in any costs to the City as the purchasers of the Lane are responsible to pay all costs associated with the closing of the Lane.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

DECISION HISTORY

In accordance with the City's Real Estate Disposal By-law No. 814-2007, the Lane was declared surplus on November 18, 2010 by DAF No. 2010-111, conditional upon the Lane being permanently closed, with the intended manner of disposal to be by inviting an offer to purchase the Lane from the adjacent owners of 577 to 591 Woburn Avenue and 496 to 510 Bedford Park Avenue.

The Chief Corporate Office authorized the General Manager, Transportation Services to give notice to the public of a proposed by-law to close the Lane in accordance with the requirements of City of Toronto Municipal Code Chapter 162 and the Municipal Class Environmental Assessment for Schedule "A+" activities. DAF Nos. 2012-168, 2012-169, 2012-170, 2012-171, 2012-172, 2012-173 and 2012-174, all dated June 15, 2012, authorized the sale of the Lane to the respective adjacent owners conditional upon City Council approving the permanent closure of the Lane.

ISSUE BACKGROUND

Transportation Services staff received a request from the owners of 581, 587, 589 Woburn Avenue and 496, 502, 504, and 510 Bedford Park Avenue to investigate the feasibility of closing the Lane in order to allow for the extension of rear yards for each property.

COMMENTS

Transportation Services staff has reviewed the feasibility of closing the Lane and has determined that the Lane is surplus to municipal requirements.

Bell Canada has two existing poles and an overhead aerial cable within the Lane and will require an easement, which shall be granted on closing of the sale transactions.

CLOSING PROCESS

The closing process requires approval from City Council. The draft by-law is now an Appendix to the report that recommends the closure of the Lane and is tabled at the same North York Community Council meeting so that the public has the opportunity to speak to the matter if they wish to do so.

The requirement of the Municipal Class Environment Assessment for Schedule "A+" activities will be met during the posting of the public notice on the notice page of the City's web site in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code for at least five working days prior to the North York Community Council meeting, which the proposed By-law to close the Lane will be considered.

CONTACT

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SIGNATURE

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ATTACHMENTS

Appendix "A" – Reference Plan 66R-26294
Appendix "B" – Draft By-law