

Permanent Closure of the Untraveled Portion of the Public Lane at the Rear of 724 Scarlett Road

Date: August 8, 2017
To: Etobicoke York Community Council
From: Director, Transportation Services, Etobicoke York District
Wards: Ward 2 – Etobicoke North

SUMMARY

Transportation Services recommends that the untraveled portion of the public lane at the rear of 724 Scarlett Road be permanently closed.

RECOMMENDATIONS

Transportation Services, Etobicoke York District recommends that:

1. City Council authorize the permanent closure of the untraveled portion of the public lane at the rear of 724 Scarlett Road, designated as Part 1 on Reference Plan 66R-29426, and shown as Part 1 on Sketch No. PS-2016-009 (the "Lane"), attached to the report dated August 8, 2017, from the Director, Transportation Services, Etobicoke York District.
2. City Council enact a by-law substantially in the form of the draft by-law attached as Appendix "A" to the report dated August 8, 2017, from the Director, Transportation Services, Etobicoke York District.

FINANCIAL IMPACT

The closing of the Lane will not result in any costs to the City as the purchaser of the Lane is 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 (City of Toronto Municipal Code Chapter 213), the Lane was declared surplus on April 10, 2017 by DAF No. 2017-074, conditional upon City Council approving the permanent closure of the Lane. The intended manner of disposal is by inviting an offer to purchase the Lane from the abutting owner at 724 Scarlett Road, Bowers Investments Limited (the "Applicant").

By DAF No. 2017-104, dated May 17, 2017, the Chief Corporate Officer 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 the City of Toronto Municipal Code Chapter 162 and the Municipal Class Environmental Assessment for Schedule "A+" activities. Also by DAF No. 2017-104, the Director of Real Estate Services authorized the sale of the Lane to the Applicant, conditional upon City Council authorizing the permanent closure of the Lane, and authorized permanent easements to be granted to Bell Canada and Rogers Cable over the Lane or portions thereof.

COMMENTS

Transportation Services has reviewed the feasibility of closing the Lane and has determined that the Lane can be closed and sold to the Applicant subject to the granting of permanent easements to Bell Canada and Rogers Cable for Bell Canada's existing buried plant and aerial installations and Rogers Cable's existing aerial TV plant.

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

The requirements for the Municipal Class Environmental Assessment for Schedule "A+" activities will be met during the posting of the public notice on the notices page of the City's web site for at least five working days prior to the Etobicoke York Community Council meeting at which the proposed by-law to close the Lane will be considered.

CONTACT

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SIGNATURE

Steven T. Kodama
Director, Transportation Services
Etobicoke York District

ATTACHMENTS

Attachment 1 – Appendix "A" – Draft By-law
Attachment 2 – Sketch No. PS-2016-009, dated January 21, 2016

Attachment 1 - Appendix "A" - Draft By-law

Authority: Etobicoke York Community Council Item ____, as adopted by City of Toronto Council on _____, 2017.

CITY OF TORONTO
Bill No.
BY-LAW No. -2017

**To permanently close the untraveled portion of the public lane at the rear of
724 Scarlett Road**

Whereas it is recommended that the untraveled portion of the public lane at the rear of 724 Scarlett Road be permanently closed as a public lane; and

Whereas notice of the proposed by-law to permanently close the untraveled portion of the public lane was posted on the notices page of the City's web site in accordance with the requirements of City of Toronto Municipal Code, Chapter 162 and the Etobicoke York Community Council heard any person who wished to speak to the matter at its meeting held on September 6, 2017;

The Council of the City of Toronto enacts:

1. The untraveled portion of the public lane at the rear of 724 Scarlett Road, described as follows, is hereby permanently closed as a public lane:

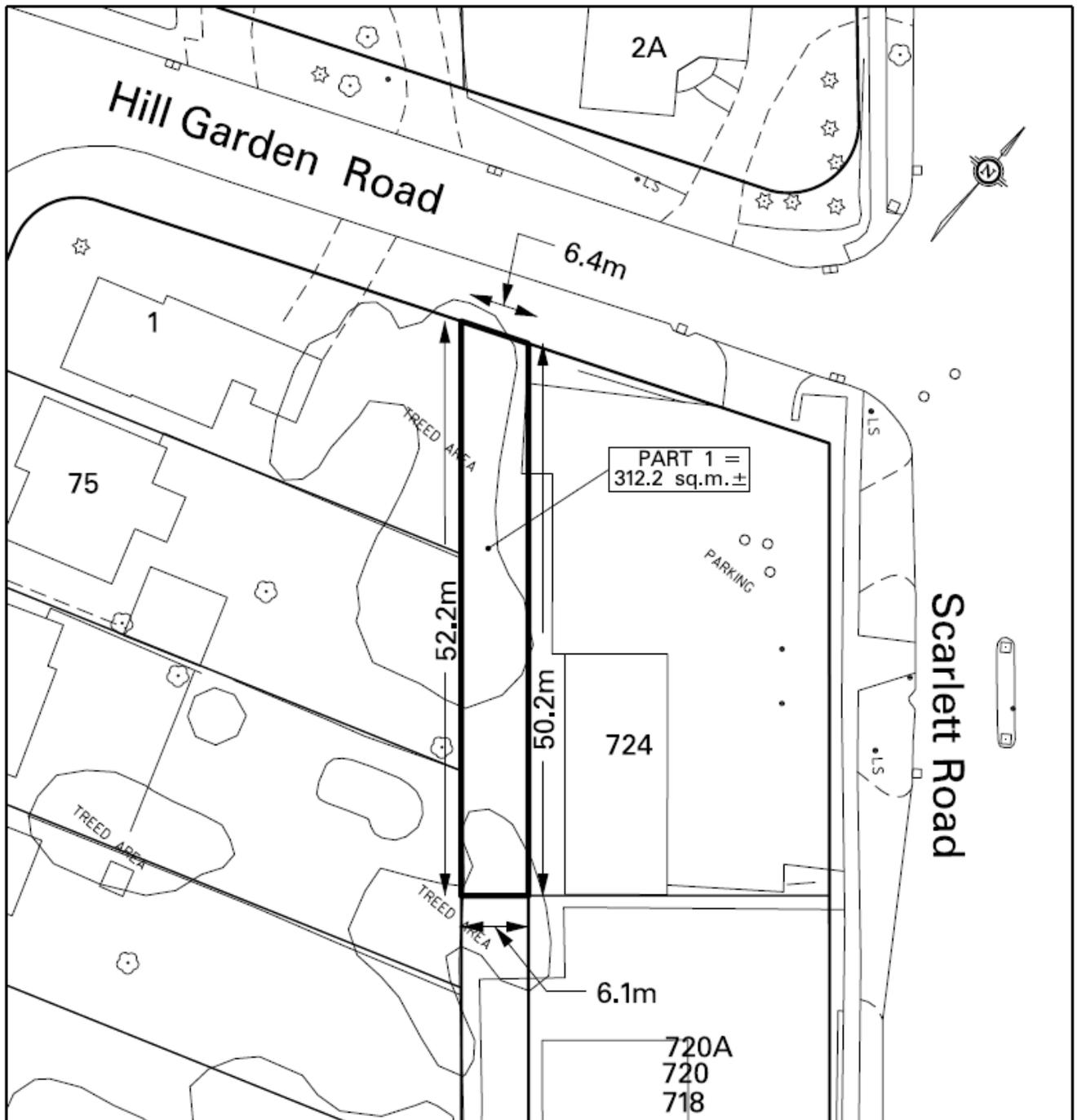
Part of PIN 07379-0448 (LT)
Part of Lane, Plan 4447, designated as
Part 1 on Plan 66R-29426, City of Toronto (formerly City of Etobicoke).

Enacted and passed on _____, 2017.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)



NOTE:
THIS SKETCH HAS BEEN
COMPILED FROM OFFICE
RECORDS, MEASUREMENTS
ARE APPROXIMATE

CHECK BY JOHN HOUSE
PREPARED BY: DWAYNE PITT

PROPERTY INFORMATION SHEET
SKETCH SHOWING THAT PORTION OF
THE PUBLIC LANE AT THE REAR OF
NO. 724 SCARLETT ROAD

WARD 2 – ETOBICOKE NORTH
 DATE: JANUARY 21, 2016

SKETCH No. PS-2016-009