

Permanent Closure of a Portion of the Public Lane at the Rear of 23 Morton Road

Date: August 15, 2017
To: Toronto and East York Community Council
From: Acting Director, Transportation Services, Toronto and East York District
Wards: Ward 32 – Beaches-East York

SUMMARY

Transportation Services recommends that a portion of the public lane at the rear of 23 Morton Road be permanently closed.

RECOMMENDATIONS

Transportation Services recommends that:

1. City Council authorize the permanent closure of the portion of the public lane at the rear of 23 Morton Road, designated as Part 3 on Reference Plan 66R-29437, and approximately shown as Part 1 on Sketch No. PS-2014-049 (the "Lane"), attached to the report dated August 15, 2017, from the Acting Director, Transportation Services, Toronto and East 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 15, 2017, from the Acting Director, Transportation Services, Toronto and East 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 for 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 December 4, 2014 by DAF No. 2014-297, conditional upon City Council approving the permanent closure of the Lane, with the intended manner of disposal to be by way of inviting an offer to purchase the Lane from the abutting owners of 23 Morton Road, Napoleon and Rebecca Anne Torres, (the "Applicants").

By DAF No. 2017-128, dated May 19, 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. 2017-128, the Director of Real Estate Services authorized the sale of the Lane to the Applicants, conditional upon City Council authorizing the permanent closure of the Lane, and authorized the grant of permanent easements to Enbridge Gas Distribution Inc., Bell Canada and Rogers Communications Inc. 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 Applicants subject to the grant, prior to the sale, of permanent easements to each of Enbridge Gas Distribution Inc., Bell Canada and Rogers Communications Inc. to protect their existing infrastructure in the Lane.

The closing process requires approval from City Council. The draft by-law is an Appendix to this report and is tabled at the same Toronto and East York Community Council meeting at which the public has the opportunity to speak to the matter if they wish to do so.

The requirements of 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 Toronto and East York Community Council meeting at which the proposed by-law to close the Lane will be considered.

CONTACT

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SIGNATURE

Dave Twaddle, Acting Director
Transportation Services
Toronto and East York District

ATTACHMENTS

Attachment 1 – Appendix "A" – Draft By-law
Attachment 2 – Sketch No. PS-2014-049, dated May 15, 2014

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Authority: Toronto and East 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 part of the public highway located at the rear of 23 Morton Road.

Whereas it is recommended that part of the public highway located at the rear of 23 Morton Road be permanently closed as a public highway; and

Whereas notice of the proposed by-law to permanently close part of the said highway 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 Toronto and East York Community Council heard any person who wished to speak to the matter at its meeting held on _____, 2017;

The Council of the City of Toronto enacts:

1. Part of the public highway located at the rear of 23 Morton Road, described as follows, is hereby permanently closed as a public highway:

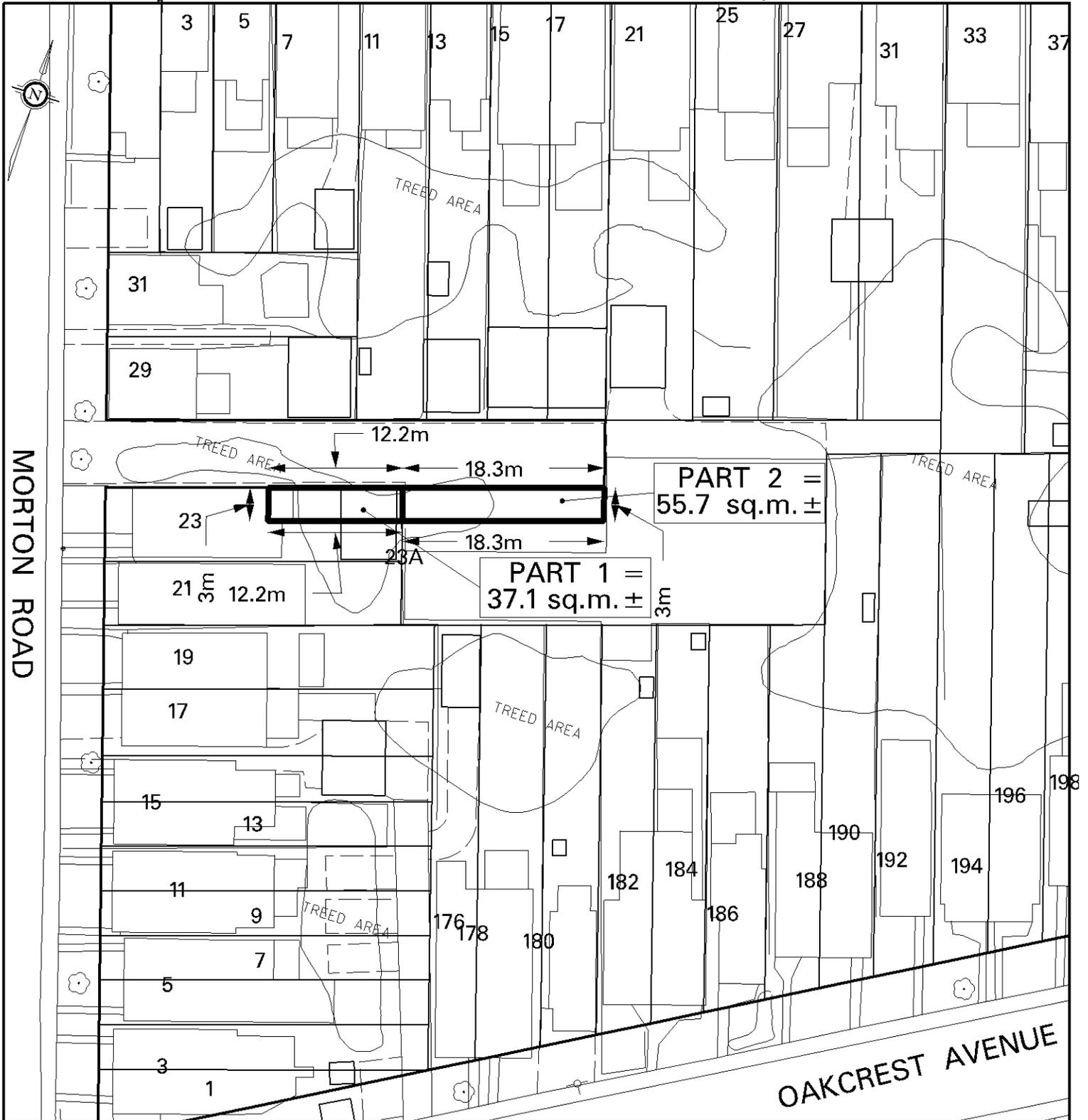
Part of Lane, Plan 1184, East Toronto, Lying East of Morton Road, City of Toronto, being Part of PIN 21014-1125 (LT) and designated as Part 3 on Plan 66R-29437

Enacted and passed on _____, 2017.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)



Toronto

ENGINEERING AND CONSTRUCTION SERVICES
ENGINEERING SERVICES
LAND AND PROPERTY SURVEYS

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 A PORTION OF THE PUBLIC LANE
AT NO. 23 MORTON ROAD AND
ABUTTING 23A MORTON ROAD**

WARD 32 – BEACHES-EAST YORK
DATE: MAY 15, 2014

SKETCH No. PS-2014-049