

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 27, Report No. 26, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on June 23, 2015.

27

**STOP-UP AND CLOSE PUBLIC HIGHWAY
PORTION OF FORMER WOODBRIDGE AVENUE
WEST OF KIPLING AVENUE
WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Interim Commissioner of Legal & Administrative Services/City Solicitor, dated June 16, 2015:

Recommendation

The Interim Commissioner of Legal & Administrative Services/City Solicitor, in consultation with the Director of Development/Engineering and Infrastructure Planning recommends:

1. That the portions of former Woodbridge Avenue, comprising 42 m², and described as Parts 4 and 5 on Reference Plan 64R-18551 be declared surplus as they are not required as public highway, subject to an easement over Parts 4 and 5 on Reference Plan 65R-18551 for future municipal servicing and or utilities that may be required, and for maintenance of the sidewalk;
2. That staff commence the necessary procedure to stop-up and close those portions of former Woodbridge Avenue being Parts 4 and 5 on Reference Plan 64R-18551.

Contribution to Sustainability

Not applicable.

Economic Impact

The estimated cost to the City to stop-up and close the noted portions of Woodbridge Avenue is \$1,500.00 for staff time, report preparation, real estate, administration fee and registration charges. The owner of 7944 Kipling Avenue has agreed to pay the City for all cost associated with the stop-up and closure procedure. The City is also meeting with the owner regarding compensation.

Communications Plan

The procedure under the Municipal Act to stop-up and close a public highway includes posting on the City's website, a staff report to the Committee of the Whole and the enactment of the by-law by Council.

Purpose

The purpose of this report is to seek Council's approval to commence procedures pursuant to the Municipal Act to stop-up and close a small portion of former Woodbridge Avenue which is no longer needed as a public highway.

Background - Analysis and Options

The subject lands are located on the south side of Woodbridge Avenue, just west of Kipling Avenue, shown on Attachments 1 and 2. Originally, Woodbridge Avenue ran east/west in a straight manner and was dedicated as a public highway 120 years ago. Woodbridge Avenue west of Kipling Avenue was realigned many years ago but some original portions of the road no longer used were never stopped up and closed.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 27, CW Report No. 26 – Page 2

The driveway into 7944 Kipling Avenue has been located on the south side of Woodbridge Avenue for many years. The site plan agreement for the property on 7944 Kipling Avenue, File Da.95.048 was registered on March 4, 1996. Clause 17 of the site plan agreement provides authority for the Owner to make the necessary arrangements with the City to purchase the said parts required for a driveway. No arrangements were ever made and the current owner would like to finalize the long outstanding matter.

The City does not require Parts 4 and 5 on Reference Plan 64R-18551 as they are no longer part of Woodbridge Avenue. The City will retain a permanent easement over the parts for the purpose of installing future municipal services and/or utilities that may be required and for the maintenance of the existing sidewalk.

It is therefore appropriate to stop-up and close the portions of Woodbridge Avenue designated as Parts 4 and 5 on Reference Plan 65R-18551, in order to convey the lands to the abutting landowner of 7944 Kipling Avenue.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

There are no Regional implications associated with this report.

Conclusion

It is appropriate to stop up and close Parts 4 and 5 being former Woodbridge Avenue, as they are not required as public highway. The conveyance of Parts 4 and 5 on Reference Plan 65R-18551 to the abutting landowner will complete the outstanding matter from the site plan approval in 1996.

Attachments

Attachment 1 – Context Location Map

Attachment 2 – Location Map

Report prepared by:

Heather A. Wilson
Interim Commissioner of Legal &
Administrative Services/City Solicitor

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)