



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF PLANNING, DEVELOPMENT & LEGISLATIVE SERVICES

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Frank Garardo	Report Date: December 19, 2019
Author's Phone: 519 736-5408 ext. 2124	Date to Council: January 27, 2020
Author's E-mail: fgarardo@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Road Dedication of Reserves for lots on Plan 12M-534 (easterly extension of Whelan Avenue, Hilton Court, and Lambert Street) as Public Highway

1. RECOMMENDATION:

It is recommended that:

1. The dedication of Blocks 85, 86, 87, and 88 on Plan 12M-534 (easterly extension of Whelan Avenue, Hilton Court and Lambert Court) as a Public Highway **BE APPROVED**; and,
2. **By-law 2020-012** being a by-law to dedicate Block 85, 86, 87, and 88 on Plan 12M-534 as a Public Highway be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

2. BACKGROUND:

There are 0.3m reserves at the previous ends of Whelan Avenue and Hilton Court on Plan 12M-534, described as Blocks 87 and 88, Plan 12M-534, and there are also Blocks 85 and 86 lying south of Whelan Avenue, which must be crossed to reach the new Lambert Street. These can all be seen on the attached copy of Plan 12M-534. These blocks were reserved pending completion of development plans in the area. The Developer has completed the obligations of the development and the Town has accepted the infrastructure. Dedicating the reserves as a public highway will provide access for the installation of infrastructure for the next phase of the development.

3. DISCUSSION:

All of the foregoing Blocks are still registered to 1078217 Ontario Limited (the Developer). The Developer has requested to arrange for transfer of those Blocks to the Town, which requires the passage and registration of a By-law designating them as public highways.

A By-law dedicating Block 85, 86, 87, and 88 on Plan 12M-534 as a Public Highway is being presented for Council's consideration. The Municipal Act, R.S.O. 2001, c.25 Sections 24-68 authorizes the Council of every municipality to pass a By-law for establishing, laying out, acquiring, assuming, or naming a highway.

Administration is recommending the transfer of those Blocks to the Town, and then the passage and registration of a By-law designating them as public highways. It is appropriate at this point to dedicate this reserve as a public highway to continue to facilitate the subdivision development.

4. RISK ANALYSIS:

The recommendations in this report represent a typical level of risk associated with municipal liability for public services. Maintenance and repair of municipal infrastructure will continue to be the responsibility of the Town of Amherstburg.

5. FINANCIAL MATTERS:

The Developer is responsible for costs related to the land transfer and registration.

Land assets transferred to the Town will be added to the Town's tangible capital asset inventory.

6. CONSULTATIONS:

The Engineering and Public Works Department was consulted and confirmed no concerns with the road dedication. The Engineering and Public Works Department confirmed that it is appropriate to dedicate this portion of the right-of-way as a public highway in keeping with the road layout and abutting parcels.

7. CONCLUSION:

The Municipal Act, R.S.O. 2001, c 25 Sections 24-68 provides specific municipal powers regarding highways. It is appropriate to dedicate this Part as a public highway at this time.

A handwritten signature in dark ink, appearing to read "F. Garardo".

Frank Garardo
Manager of Planning Services

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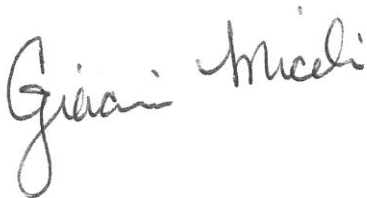
Report Approval Details

Document Title:	Road Dedication of Reserves for lots on Plan 12M-534 (Kingsbridge).docx
Attachments:	- Report to Council-Road Dedication Kingsbridge 12M-534-ATTACHMENTS.pdf
Final Approval Date:	Jan 22, 2020

This report and all of its attachments were approved and signed as outlined below:



Cheryl Horrobin



John Miceli



Paula Parker