

REPORT TO: Council

DATE OF MEETING: December 13, 2021

SUBMITTED BY: Lesley MacDonald, City Solicitor and Director of Legal Services,
519-741-2200, Ext. 7267

PREPARED BY: Lesley MacDonald, City Solicitor and Director of Legal Services,
519-741-2200, Ext. 7267

WARD(S) INVOLVED: Ward 5

DATE OF REPORT: December 2, 2021

REPORT NO.: COR-2021-35

SUBJECT: DECLARE SURPLUS TO THE CITY'S NEEDS LANDS ON BLEAMS
ROAD FOR THE PURPOSE OF RE-CONVEYANCE TO THE
SUBDIVIDER

RECOMMENDATION:

That the City declare surplus to its needs land legally described as Part of Lot 1, Registrar's Compiled Pan 1469 designated as Part 1 on Reference Plan 58R-12745 to permit the re-conveyance of the said lands to the Subdivider; and further

That Legal Services be directed to re-convey the said lands to the Subdivider at no cost, on terms and conditions satisfactory to the City Solicitor.

REPORT HIGHLIGHTS:

- The purpose of this report is that Engineering Services has confirmed that the temporary sanitary pumping station is no longer required and the land can be re-conveyed to the Subdivider or its successors and assigns. The pumping station is in the process of being decommissioned.
- The financial implications are that the land shall be re-conveyed for no consideration. There will be minimal disbursements incurred to complete the re-conveyance which will be paid by the Subdivider.

BACKGROUND:

Pursuant to Conditions of Draft Approval of Subdivision Application 30T-97025, Part of Lot 1, Registrar's Compiled Plan 1469 being designated as Part 1 on Reference Plan 58R-12745 was conveyed by South Estate Farms Ltd. and the Estate of Morton Norris to the City by Transfer/Deed of Land registered as Instrument Number LT0127400 on July 17, 2003 for a temporary sanitary pumping station.

The Conditions of Draft Approval of Subdivision Application 30T-97025 provided that when the temporary sanitary pumping station is no longer required and is decommissioned or the lands which comprise the Plan of Subdivision Application Number 30T-97025 are serviced other than by the construction of the temporary sanitary pumping station, whichever is the earlier, the land shall be declared surplus and conveyed for no consideration to South Estate Farms Ltd. and the Estate of Morton Norris or their successors and assigns. South Estate Farms Ltd. and the Estate of Morton Norris have assigned their interest to Mattamy (South Estates) Limited.

REPORT:

Engineering Services has confirmed that the temporary sanitary pumping station is no longer required and can be re-conveyed to the Subdivider. The lands are being serviced by the Middle Strasburg Trunk Sanitary Sewer. The Pumping Station is in the process of being decommissioned by the Subdivider at its cost.

STRATEGIC PLAN ALIGNMENT:

This report supports the delivery of core services.

FINANCIAL IMPLICATIONS:

Capital Budget – The recommendation has no impact on the Capital Budget.

Operating Budget – The recommendation has no impact on the Operating Budget.

COMMUNITY ENGAGEMENT:

INFORM – This report will be posted on the City's website in advance of the Council meeting.

PREVIOUS REPORTS/AUTHORITIES:

There are no previous reports/authorities related to this matter.

APPROVED BY: Dan Chapman, CAO

ATTACHMENTS:

Attachment A – Reference Plan 58R-12745