



City of Port Moody

Report/Recommendation to Council

Date: September 25, 2019
Submitted by: Engineering and Operations Department – Project Delivery Services Division
Subject: Statutory Right of Way Discharge and Acquisition for EPP90848 and EPP79896

Purpose

This report seeks Council authorization to discharge two existing statutory rights of way and the enlargement of one statutory right of way associated with City owned infrastructure.

Recommended Resolution(s)

THAT staff be directed to proceed with the discharge of SRW 51186, a portion of SRW 67149, and acquire an enlargement to SRW 54728 as recommended in the report dated September 25, 2019 from the Engineering and Operations Department – Project Delivery Services Division regarding Statutory Right of Way Discharge and Acquisition for EPP90848 and EPP79896.

Background

70 Seaview Drive

A land developer recently relocated a section of storm sewer at the intersection of Clarke Road and Seaview Drive out of the private land being developed at 70 Seaview Drive (PID 030-378-745). The portion of the Statutory Right of Way (SRW 67149) that intersects the corner of the property and supported the original location of the storm sewer is now no longer required. The plan is include for reference as **Attachment 1**.

315 loco Road

Recent storm drainage improvements on Avalon Drive have resulted in the abandonment and removal of a storm sewer crossing north-south through private land at 315 loco Road (PID 005-307-431). The Statutory Right of Way (SRW 51186) supporting the abandoned sewer is no longer required.

Work is currently underway to replace sections of a different storm sewer and a sanitary sewer running along the northern edge of the same property. The Statutory Right of Way (SRW 54728) that provides access to these sewers is too narrow and does not support proper maintenance of the infrastructure.

Staff have reached an agreement in principle with the landowner to widen Statutory Right of Way SRW 54728 along the northern edge of the property and remove Statutory Right of Way SRW 51186 that crosses through the property. The plan is included for reference as **Attachment 2**.

Discussion

The two Statutory Right of Way identified for discharge are no longer need to support the operations and maintenance of City infrastructure and should be discharged. Enlargement of SRW 54728 will allow for future operations and maintenance of the Sanitary and Storm Sewers that run along this right of way and service properties on the south side of Avalon Drive.

Other Option(s)

That staff be directed to not discharge or acquire the Statutory Right of Ways.

Financial Implications

Legal costs associated with Legal Land Survey and Lawyer services in drafting agreements with land owners can be absorbed within existing project budgets.

Communications and Civic Engagement Initiatives

No communications or civic engagement activities are required.

Council Strategic Plan Objectives

Maintaining up-to-date and relevant Statutory Right of Ways allows the City to optimize the maintenance and management of its infrastructure and aligns with Council's 2019-2022 Strategic Pillar of Community Evolution, specifically to ensure City assets are optimized, maintained, and funded for current and future needs.

Attachment(s)

1. EDMS-478933-v1 Plan of Proposed Discharge of Statutory Right of Way SRW 67149 (PID 030-378-745).
2. EDMS-478941-v1 Plan of Proposed Discharge and Enlargement of Statutory Right of Ways SRW 51186 and SRW 54728 (PID 005-307-431)

Report Author

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Report Approval Details

Document Title:	Statutory Right of Way Discharge and Acquisition - EPP90848 and EPP79896.docx
Attachments:	- EDMS-478933-v1-Plan_of_Proposed_Discharge_of_Statutory_Right_of_Way_SRW_67149_(PID_030-378-745).docx - EDMS-478941-v1-Plan_of_Proposed_Adjustments_of_Statutory_Right_of_Ways_SRW_51186_and_SRW_54728_(PID_005-307-431).docx
Final Approval Date:	Oct 1, 2019

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

Kim Law

Jeff Moi

Rosemary Lodge

No Signature - Task assigned to Paul Rockwood was completed by delegate Tyson Ganske

Paul Rockwood

Dorothy Shermer

Tim Savoie