

COMMITTEE OF THE WHOLE – SEPTEMBER 15, 2003

TEMPORARY NORTHERN ACCESS TO WOODLAND ACRES CRESCENT FROM BATHURST STREET AMENDMENT TO BY-LAW 154-82

Recommendations

The Commissioner of Engineering and Public Works recommends:

That Council pass the following resolution to amend By-law 154-82 previously amended by By-law 198-82, with respect to the stop up, closure and disposal of the temporary access to Woodland Acres Crescent from Bathurst Street:

1. That By-law Number 154-82 be amended by deleting Section 2 and substituting the following into Section 2.

“That this By-law shall not come into effect until such time as draft plan of subdivision 19T-89094 is registered and the permanent road providing access to Bathurst Street, shown in draft plan 19T-89094 has been dedicated to the City as public highway and constructed to the satisfaction of the municipality.”

2. That By-law Number 154-82 be amended by deleting the description of the parcel of land in Schedule “A” and substituting the following description of the parcel of land.

“The parcel of land situated in the City of Vaughan being part of the public highway Woodland Acres Crescent on Registered Plan M-1731, shown as Parts 2 and 3 on Plan 65R-4895 and Part 23 on Plan 65R-18503 filed in the Land Registry Office for the Land Titles Division of York Region (No. 65).”

Purpose

To obtain Council approval in amending By-law 154-82 to reflect the new parcels of land, which make up the temporary northern access to the Woodland Acres through Millview II Plan of Subdivision 19T-78025, to be stopped up, closed and disposed of; as well as specifying the new draft plan triggering By-law 154-82 to come into effect, namely upon registration of the draft plan of subdivision 19T-89094 (Bathurst Woodland) and the construction of the permanent Bathurst Street access road to the satisfaction of the City.

Background – Analysis and Options

The northern entrance to the Woodland Acres Crescent is via a temporary access constructed in conjunction with the Millview II Plan of subdivision 19T-78025. The access has been maintained by the City since assumption of the development on February 3, 1992. On May 17, 1982, Council resolved that Parts 1, 2 and 3 on 65R-4895 be closed upon the construction of the permanent access to Woodland Acres within plan 19T-78024 as illustrated on Attachment No. 1.

Draft plan approval for 19T-78024 lapsed and a new draft plan application 19T-89094 was received and approved. The approved plan of subdivision is now referred to as Bathurst Woodland.

Since the passing of the by-law to stop up, close and dispose of the temporary access, new lots have been created which front onto Part 1 on Plan 65R-4895. Following registration of the Bathurst Woodland plan of subdivision 19T-89094, construction of the permanent access through this plan to Bathurst Street and the enactment of By-law 154-82 these new lots would be without legal frontage on a municipal right-of-way.

Consequently, the by-law must be revised to reflect the new parcels to be stopped up, closed and disposed of.

Conclusion

As draft plan of subdivision 19T-78024 has lapsed and draft plan of subdivision 19T-89094 is active for the area and the stopping up, closing and disposing of Part 1 on plan 65R-4895 would result in private residences without access to a municipal right of way, it is hereby appropriate to amend by-law 154-82 to indicate the stop up, closure and disposal of Part 23 on 65R-18503 and Parts 2 and 3 on 65R-4895 upon registration of draft plan of subdivision 19T-89094 (Bathurst Woodland) and the construction of the permanent access road to the satisfaction of the City.

Attachments

1. Location Map

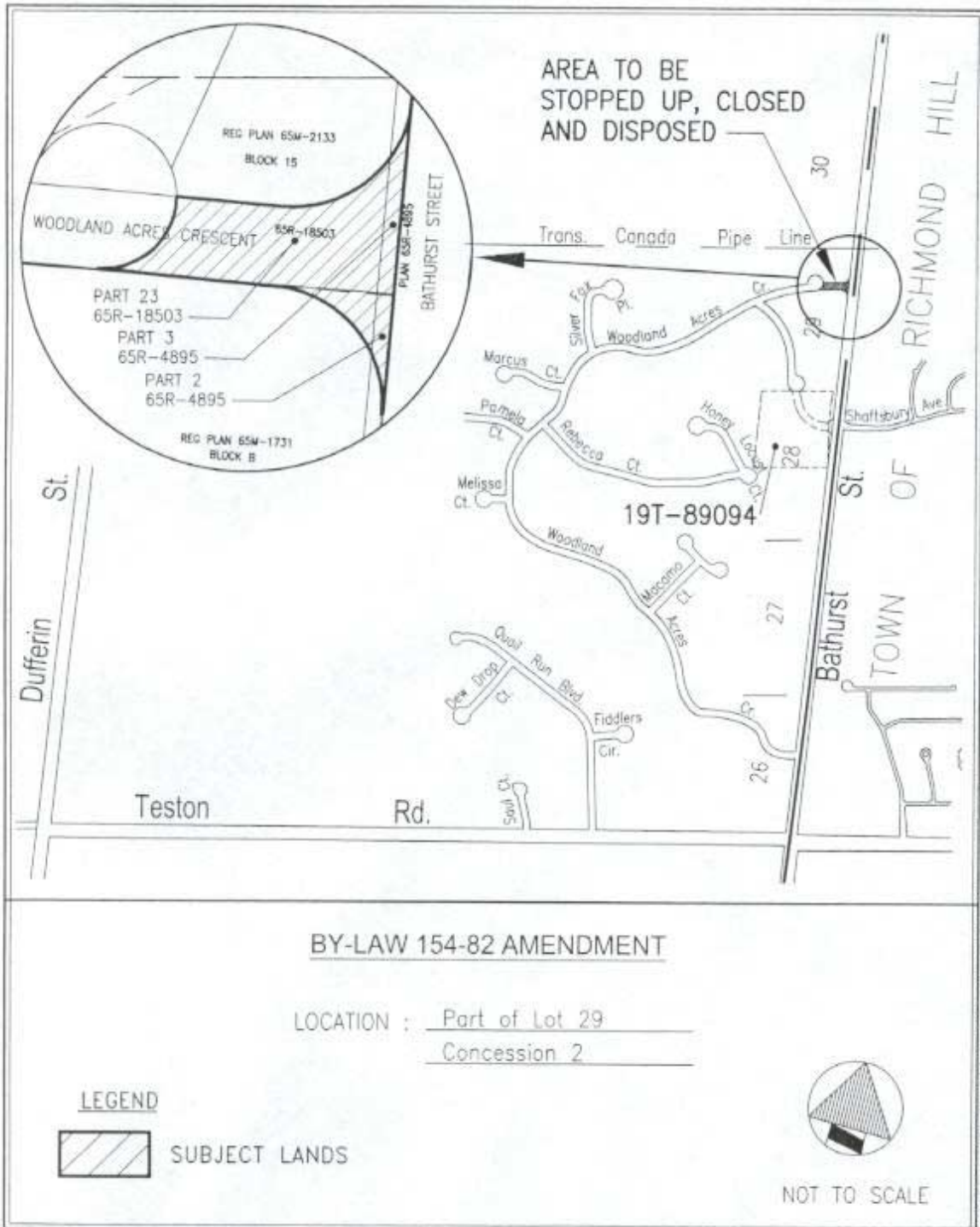
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Respectfully submitted,

Bill Robinson, P. Eng.
Commissioner of Engineering and Public Works

ATTACHMENT No. 1



CITY OF VAUGHAN - ENGINEERING DEPARTMENT