



City of North Bay Report to Council

Report No: CSBU-2021-047

Date: September 9, 2021

Originator: Peter Carello, Senior Planner – Current Operations

Business Unit:

Department:

Community Services

Planning & Building Department

Subject: Proposed Laneway Closure – 249 Sixth Avenue West

Closed Session: yes ☐ no ☒

Recommendation

1. That the application by Elizabeth Foisy to close the laneway, as shown on Schedule "A" attached to Report to Council CSBU 2021-47, be approved;
2. That the closure of the laneway be subject to the granting of any required easements; and
3. That the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

Background

Section 34(1) of the Municipal Act 2001 (S.O. 2001, c.25) permits municipalities to pass By-laws for "stopping up any highway or part of a highway".

The City of North Bay received an application to close an existing laneway on the block bounded by Cassells Street, Sixth Avenue West, Fraser Street and Fifth Avenue West. The applicant coordinated this application with four of their neighbours, who would each acquire a portion of the lane. Schedule A identifies the proposed partitioning of the laneway.

Notice of this proposed closure was circulated to all parties that may have an interest in this matter with the following comments received:

- 1) City Solicitor – No concerns expressed
- 2) Engineering Department – “Engineering has reviewed the application and does not have any concerns with the proposed lane closure.”
- 3) Director, Public Works and Parks – No concerns expressed.
- 4) Building Services – No concerns expressed
- 5) North Bay-Mattawa Conservation Authority – “No objections”
- 6) Public Works – “No concerns”
- 7) Bell Canada – “...Bell has existing facilities within the additional lands proposed to be closed and requests a transfer of easement from the City of North Bay prior to the sale into private ownership.”
- 8) Ministry of Transportation – No concerns expressed
- 9) Enbridge Gas – “Enbridge Gas Inc. has completed review, and have no interest in the subject lands.”
- 10) North Bay Hydro – No concerns expressed
- 11) Hydro One – “...We have reviewed the documents concerning the noted Plan and have no comments or concerns at this time.”

No further correspondence was received from any circulated internal department or external agency regarding this matter.

There were no comments received from any member of the public, other than those that were co-sponsors of the application.

Should Council choose to close the laneway as requested, staff would recommend making this approval conditional upon the granting of the necessary easement to Bell Canada.

Financial/Legal Implications

There are no financial implications to the City of North Bay. The legal implications to the City would be the transfer of a parcel of laneway into private ownership.

Corporate Strategic Plan

- | | |
|--|---|
| <input type="checkbox"/> Natural North and Near | <input checked="" type="checkbox"/> Economic Prosperity |
| <input type="checkbox"/> Affordable Balanced Growth | <input type="checkbox"/> Spirited Safe Community |
| <input type="checkbox"/> Responsible and Responsive Government | |

Specific Objectives

- Promote and support public and private sector investment

Options Analysis

Option 1:

Do not close the laneway. This option is not recommended because there is no municipal requirement for the subject laneway.

Option 2:

Close and transfer the laneway as set out on Schedule A attached to Report to Council CSBU 2021-47.

Recommended Option

1. That the application by Elizabeth Foisy to close the laneway, as shown on Schedule "A" attached to Report to Council CSBU 2021-47, be approved;
2. That the closure of the laneway be subject to the granting of any required easements; and
3. That the Chief Administrative Officer be authorized by Council to initiate normal closure procedures for the subject laneway.

Respectfully submitted,

Name: Peter Carello, MCIP, RPP

Title: Senior Planner

I concur with this report and recommendation

Name Beverley Hillier, MCIP, RPP

Title: Manager, Planning & Building Services

Name Ian Kilgour, MCIP, RPP

Title: Director, Community Development and Growth

Name David Euler, P.Eng., PMP

Title: Chief Administrative Officer

Personnel designated for continuance:

Peter Carello, MCIP, RPP

Senior Planner

Schedule A

