



City of North Bay Report to Council

Report No: CSBU-2022-001

Date: December 22, 2021

Originator: Peter Carello, MCIP RPP

Business Unit:

Department:

Community Services

Planning & Building Department

Subject: Proposed Closure of a Lakeshore Road Allowance

Closed Session: yes ☐ no ☒

Recommendation

1. That the application by Darrell Bond to close the lakeshore road allowance, as shown on Schedule "A" attached to Report to Council CSBU 2022-01, be approved;
 2. That the closure of the lakeshore road allowances 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 lakeshore road allowance.
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Background

Site Information

Site Description: The subject property is an unopened lakeshore road allowance adjacent to the property located at 220 Bayview Road, as shown below and on attached Schedule A.

Figure 1: Map of Subject Property and Surrounding Area



Proposal

The property owner has submitted an application to close the lakeshore road allowance and transfer this parcel of land to their property. There are no other property owners that abut this lakeshore road allowance.

Summary

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".

Lakeshore road allowances are slightly different from a standard road allowance. Lakeshore road allowances were created by the Provincial Government in the 1800's along waterbodies that were navigable. A significant portion of these road allowances have been closed and transferred to abutting property owners.

A review of the land title information shows that the road allowance adjacent to 220 Bayview Road has not been closed. The City of North Bay received an application to close this unopened road allowance on Bayview Road.

Notice of this proposed closure was circulated to all parties that may have an interest in this matter.

The Parks Department, the Building Department, the North Bay Mattawa Conservation Authority, the Ministry of Transportation, Enbridge Gas and Hydro One all offered no objections or concerns.

In consideration of the property's history as a lakeshore road allowance, the City specifically consulted with the Ministry of Natural Resources and Forestry (MNRF). The MNRF stated that they had no objections to the proposed closure.

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

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 unopened road allowance 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:
Close the unopened lakeshore road allowance. This option is recommended.

Option 2:
To not close the unopened lakeshore road allowance.

Recommended Option

Option 1 is the recommended option

1. That the application by Darrell Bond to close the lakeshore road allowance, as shown on Schedule "A" attached to Report to Council CSBU 2022-01, be approved;
2. That the closure of the lakeshore road allowances 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 lakeshore road allowance.

Respectfully submitted,

Name: Peter Carello, MCIP, RPP

Title: Senior Planner – Current Operations

We 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:

Name: Peter Carello, MCIP, RPP

Title: Senior Planner – Current Operations

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Schedule A

