



Staff Report

Planning and Development Services – Planning Division

Report To: Committee of the Whole
Meeting Date: November 05, 2018
Report Number: PDS.18.128
Subject: By-law to establish lands as part of a public highway – Crosswinds Boulevard
Prepared by: John G. Metras, Q.C. – Town Solicitor

A. Recommendations

THAT Council receive Staff Report PDS.18.128, entitled “By-law to establish lands as part of a public highway – Crosswinds Boulevard”;

AND THAT Council enact a by-law to establish the lands described as Block 67, Plan 16M-42 as part of the public highway known as Crosswinds Boulevard.

B. Overview

The Town is the owner of the lands described as Block 67, Plan 16M-42 (the “Lands”) which were acquired from Windfall GP Inc. on the registration of Plan 16M-42 in August of 2014 for the purposes of establishing the Lands as part of the public highway known as “Crosswinds Boulevard” when subsequent phases of the Windfall development were registered. Windfall has signed a subdivision agreement for Phase 3 of their development and it is now necessary to establish the Lands as part of the public highway known as “Crosswinds Boulevard”. Attachment #1, Plan 16M-42 shows the location of the Lands.

C. Background

The Lands were acquired as part of the overall planning and development process for the Windfall development when Plan 16M-42 was registered. The Lands were always intended to be part of the public highway known as “Crosswinds Boulevard” when subsequent phases of the Windfall development proceeded. Phase 3 of the Windfall development, including the extension of Crosswinds Boulevard, is now under construction and it is now necessary to establish the Lands as part of the public highway known as “Crosswinds Boulevard”.

D. Analysis

It is necessary to establish the Lands as part of Crosswinds Boulevard in order to provide legal access to the 66 residential units to be constructed in Phase 3.

E. The Blue Mountains Strategic Plan

Objective #4 Ensure that Infrastructure is Available to Support Development

F. Environmental Impacts

Not applicable

G. Financial Impact

Not applicable

H. In consultation with

Nil

I. Public Engagement

The topic of this Staff Report has not been subject to a Public Meeting and/or a Public Information Centre as neither a Public Meeting nor a Public Information Centre are required.

J. Attached

1. Attachment #1 – Plan 16M-42
2. Attachment #2 – Draft By-law

Respectfully submitted,

John G. Metras, Q.C.
Town Solicitor

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The Corporation of the Town of The Blue Mountains

By-Law Number 2018 –

Being a By-law to establish lands as part of a highway known as Crosswinds Boulevard

Whereas Sections 11 and 31 of the Municipal Act, 2001, S.O. 2001, c25, as amended, enable the Council of a municipality to pass by-laws to establish lands as public highways.

And Whereas The Corporation of the Town of The Blue Mountains is the owner of the lands described as Block 67, Plan 16M-42 and wishes to establish these lands as part of the public highway known as Crosswinds Boulevard.

Now Therefore Council of The Corporation of the Town of The Blue Mountains hereby enacts as follows:

1. Block 67, Plan 16M-42 is hereby established as part of the public highway known as Crosswinds Boulevard.

And further that this By-law shall come into force and take effect upon the enactment thereof.

Enacted and passed this 19th day of November, 2018.

John McKean, Mayor

Corrina Giles, Clerk

I hereby certify that the foregoing is a true copy of By-law No. 2018-_____ as enacted by The Council of The Corporation of the Town of The Blue Mountains on the 19th day of November, 2018.

DATED at the Town of The Blue Mountains this 19th day of November, 2018.

Corrina Giles - Clerk