SUBJECT: To Incorporate Certain City Land Into Various Streets by By-Law (PW06002d) - (Affects Wards 5, 7, and 11)

RECOMMENDATION:

(a) That the following City land be incorporated into the following streets:

- Bolzano Drive
  - Block 35
  - Plan 62M-781
  - Block 36
  - Plan 62M-806
  - Ward 7

- Greenstem Crescent
  - Block 197
  - Plan 62M-987
  - Ward 11

- Lockport Way
  - Block 196
  - Plan 62M-987
  - Ward 11

- Pinehill Drive
  - Part of Block 146
  - Plan 62M-1033
  - Ward 11

- South Service Road
  - Parts 1, 2, and 8
  - Plan 62R-15125
  - Ward 5

(b) That the By-Laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the Corporate Counsel and be enacted by Council.
(c) That the General Manager, Public Works, be authorized and directed to register the By-Laws.

Scott Stewart, C.E.T.
General Manager
Public Works

**EXECUTIVE SUMMARY:**

These lands have been acquired at a nominal cost of $2.00 by the City of Hamilton for road purposes as part of the development process.

**BACKGROUND:**

The information/recommendations contained within this report primarily affect Wards 5, 7, and 11.

In order to facilitate orderly development, the City has been acquiring lands through the subdivision dedication process or direct transfer. These lands are ultimately required to be a part of the public highway system.

To complete conditions of severance and to complete final street widths, it is necessary to incorporate City land into the road allowance as indicated below:

<table>
<thead>
<tr>
<th>Incorporating into Street Name</th>
<th>Land Description Being Incorporated</th>
<th>Financial Implications</th>
<th>Reason for Being Incorporated</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bolzano Drive</td>
<td>Block 35 Plan 62M-781 PIN 16923-0335&lt;br/&gt;Block 36 Plan 62M-806 PIN 16923-0424</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Greenstem Crescent</td>
<td>Block 197 Plan 62M-987 PIN 17370-0603</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Lockport Way</td>
<td>Block 196 Plan 62M-987 PIN 17370-0602</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Pinehill Drive</td>
<td>Part of Block 146 Plan 62M-1033 PIN 17385-0595</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>South Service Road</td>
<td>Parts 1, 2, and 8 Plan 62R-15125 PIN 17566-0042 17566-0043 17566-0001</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
</tbody>
</table>
ANALYSIS/RATIONALE:
Current provincial legislation requires a municipal by-law passed by council to incorporate lands into the municipal public highway system. This report follows requirements of that legislation.

ALTERNATIVES FOR CONSIDERATION:
The alternative to not incorporating these lands into public highway would be to bar legal access to abutting lands. This would conflict with the development strategy and approved road patterns.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
FINANCIAL: These lands have been acquired at nominal costs during the development process. Life Cycle costs associated with extensions of the road network are estimated at $6,018.19 per lane kilometre per annum operating, and $10,446.15 per lane kilometre per annum capital.

STAFFING: There are no associated staffing implications, other than operations and maintenance impacts with road network extensions.

LEGAL: The City of Hamilton is complying with the relevant legislation by enacting these By-Laws.

POLICIES AFFECTING PROPOSAL:
This recommendation does not bind the corporation to any policy matter.

RELEVANT CONSULTATION:
In consultation with the Planning and Economic Development Department, Development Engineering Section it has been determined that the development funding has been satisfied. As such this process should proceed to facilitate an orderly development pattern.

CITY STRATEGIC COMMITMENT:
By evaluating the “Triple Bottom Line”, (community, environment, economic implications) we can make choices that create value across all three bottom lines, moving us closer to our vision for a sustainable community, and Provincial interests.

Community Well-Being is enhanced. ☑ Yes ☐ No
Public services and programs are delivered in an equitable manner, coordinated, efficient, effective and easily accessible to all citizens.

Environmental Well-Being is enhanced. ☑ Yes ☐ No
A sustainable transportation network provides many options for people and goods movement; vehicle-dependency is reduced.

Economic Well-Being is enhanced. ☑ Yes ☐ No
Investment in Hamilton is enhanced and supported. A co-ordinated effective transportation network that allows access from all properties in accordance with development standards enhances the economic well being of Hamilton.
Does the option you are recommending create value across all three bottom lines?  ☑ Yes  ☐ No

By following provincial guidelines and City driven development guidelines we enhance the delivery of this public service.

Do the options you are recommending make Hamilton a City of choice for high performance public servants?  ☐ Yes  ☑ No
CITY OF HAMILTON
BY-LAW NO. 06-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 35 ON PLAN 62M-781 AND BLOCK 36 ON PLAN 62M-806
INTO BOLZANO DRIVE

WHEREAS the Council of the City of Hamilton is empowered under Section 31(1) of The Municipal Act, 2001, Chapter 25 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Bolzano Drive within its limits;

AND WHEREAS the said land is owned by the City of Hamilton.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Bolzano Drive.

   Block 35 on Plan 62M-781.

   Block 36 on Plan 62M-806.

   City of Hamilton

2. That the General Manager of Public Works or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED and ENACTED this th day of , 2006

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MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 06-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 197 ON PLAN 62M-987
INTO GREENSTEM CRESCENT

WHEREAS the Council of the City of Hamilton is empowered under Section 31(1) of The Municipal Act, 2001, Chapter 25 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Greenstem Crescent within its limits;

AND WHEREAS the said land is owned by the City of Hamilton.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Greenstem Crescent.

   Block 197 on Plan 62M-987.

   City of Hamilton

2. That the General Manager of Public Works or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED and ENACTED this th day of , 2006

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MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 06-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 196 ON PLAN 62M-987
INTO LOCKPORT WAY

WHEREAS the Council of the City of Hamilton is empowered under Section 31(1) of The Municipal Act, 2001, Chapter 25 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Lockport Way within its limits;

AND WHEREAS the said land is owned by the City of Hamilton.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Lockport Way.

   Block 196 on Plan 62M-987.

   City of Hamilton

2. That the General Manager of Public Works or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED and ENACTED this th day of , 2006

________________________________________  ____________________________________
MAYOR                                CLERK
CITY OF HAMILTON
BY-LAW NO. 06-
TO INCORPORATE CITY LAND
DESIGNATED AS PART OF BLOCK 146 ON PLAN 62M-1033
INTO PINEHILL DRIVE

WHEREAS the Council of the City of Hamilton is empowered under Section 31(1) of The Municipal Act, 2001, Chapter 25 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Pinehill Drive within its limits;

AND WHEREAS the said land is owned by the City of Hamilton.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Pinehill Drive.

   Part of Block 146 on Plan 62M-1033. Designated as Parts 2 and 3 on Plan 62R-17475.

   City of Hamilton

2. That the General Manager of Public Works or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED and ENACTED this  th day of , 2006

______________________________   __________ ____________________
MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 06-
TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 1, 2, AND 8 ON PLAN 62R-15125
INTO SOUTH SERVICE ROAD

WHEREAS the Council of the City of Hamilton is empowered under Section 31(1) of The Municipal Act, 2001, Chapter 25 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as South Service Road within its limits;

AND WHEREAS the said land is owned by the City of Hamilton.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of South Service Road.

   Part of Lot 28, Concession 1 in the Geographic Township of Saltfleet, now in the City of Hamilton. Designated as Parts 1, 2, and 8 on Plan 62R-15125.

City of Hamilton

2. That the General Manager of Public Works or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED and ENACTED this th day of , 2006

_________________________________  _____________________________________________
MAYOR CLERK