SUBJECT: To Incorporate Certain City Land Into Various Streets by By-Law (PW07002) - (Affects Wards 7, 11, 12, and 15)

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

- **Airport Road West**
  - Parts 2, 5 and 6
  - Plan 62R-17188
  - Ward 11

- **Bradley Avenue**
  - Blocks 112, 113, 114, and 115
  - Plan 62M-1060
  - Ward 11

- **Chambers Drive**
  - Blocks 170, 159, 160, and 161
  - Plan 62M-1065
  - Ward 12

- **Cleghorn Drive**
  - Block 260
  - Plan 62M-1061
  - Ward 11

- **Gowland Drive**
  - Blocks 262 and 263
  - Plan 62M-1061
  - Ward 11

- **Kaufman Drive**
  - Block 83
  - Plan 62M-1068
  - Ward 11

- **Meadowlands Boulevard**
  - Blocks 157, 158, and 171
  - Plan 62M-1065
  - Ward 12

- **Powell Drive**
  - Blocks 258 and 259
  - Plan 62M-1061
  - Ward 11

- **Rockhaven Lane**
  - Blocks 79 and 80
  - Plan 62M-773
  - Ward 15
SUBJECT: To Incorporate Certain City Land Into Various Streets by By-Law (PW07002) - (Affects Wards 7, 11, 12, and 15) - Page 2 of 5

Sirente Drive
- Parts 1, 2, 3, 5, and 6
  - Plan 62R-16283
  - Block 37
  - Plan 62M-425
  - Block 40
  - Plan 62M-632 Ward 7

Theodore Drive
- Parts 2 and 5
  - Plan 62R-17313
- Parts 2 and 3
  - Plan 62R-17314 Ward 7

Whitwell Way
- Block 106
  - Plan 62M-1060
- Block 261
  - Plan 62M-1061 Ward 11

(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 7, 11, 12, and 15.

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>Airport Road West</td>
<td>Parts 2, 5, and 6, Plan 62R-17188, PIN 17399-0278, 17399-0195</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Bradley Avenue</td>
<td>Blocks 112, 113, 114, and 115, Plan 62M-1060, PIN 17384-1331, 17384-1332, 17384-1333, 17384-1334</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Chambers Drive</td>
<td>Blocks 159, 160, 161, and 170, Plan 62M-1065, PIN 17565-3112, 17565-3113, 17565-3114, 17565-3123</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Cleghorn Drive</td>
<td>Block 260, Plan 62M-1061, PIN 17384-1602</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Gowland Drive</td>
<td>Blocks 262 and 263, Plan 62M-1061, PIN 17384-1604, 17384-1605</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Kaufman Drive</td>
<td>Block 83, Plan 62M-1068, PIN 17384-1902</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Meadowlands Boulevard</td>
<td>Blocks 157, 158, and 171, Plan 62M-1065, PIN 17565-3110, 17565-3111, 17565-3124</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Powell Drive</td>
<td>Blocks 258 and 259, Plan 62M-1061, PIN 17384-1600, 17384-1601</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Rockhaven Lane</td>
<td>Blocks 79 and 80, Plan 62M-773, PIN 17510-0417, 17510-0325</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Sirente Drive</td>
<td>Parts 1, 2, 3, 5, and 6, Plan 62R-16283, PIN 16942-0310, Block 37, Plan 62M-425, PIN 16942-0061, Block 40, Plan 62M-632, PIN 16942-0335</td>
<td>N/A</td>
<td>To complete final street widths</td>
</tr>
<tr>
<td>Theodore Drive</td>
<td>Parts 2 and 5, Plan 62R-17313, PIN 16943-0646</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
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 Airport Road West 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 Airport Road West.

Part of Lot 4, Concession 4 in the Geographic Township of Glanford, now in the City of Hamilton. Designated as Parts 2, 5, and 6 on Plan 62R-17188.

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 , 2007

______________________________   __________ ____________________  
MAYOR  CLERK
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 Bradley Avenue 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:

2. That the following land is hereby established and laid out as a public highway to form part of Bradley Avenue.

Blocks 112, 113, 114, and 115 on Plan 62M-1060.

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 , 2007

___________________________________  ________________________
MAYOR                           CLERK
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 Chambers 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 Chambers Drive.


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 , 2007

_________________________________________  __________________________
MAYOR                                      CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 260 ON PLAN 62M-1061
INTO CLEGHORN 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 Cleghorn 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:

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

Block 260 on Plan 62M-1061.

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 , 2007

______________________________   ____________________
MAYOR  CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 262 AND 263 ON PLAN 62M-1061
INTO GOWLAND 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 Gowland 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:

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

Blocks 262 and 263 on Plan 62M-1061.

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 , 2007

_________________________________________   __________________________
MAYOR                                        CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 83 ON PLAN 62M-1068
INTO KAUFMAN 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 Kaufman 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:

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

   Block 83 on Plan 62M-1068.
   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 , 2007

_________________________________  __________________________
MAYOR                             CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 157, 158, AND 171 ON PLAN 62M-1065
INTO MEADOWLANDS BOULEVARD

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 Meadowlands Boulevard 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 Meadowlands Boulevard.

   Blocks 157, 158, and 171 on Plan 62M-1065.

   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 , 2007

________________________________________  ________________________________
MAYOR                              CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 258 AND 259 ON PLAN 62M-1061
INTO POWELL 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 Powell 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:

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

Blocks 258 and 259 on Plan 62M-1061.

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 , 2007

______________________________   ____________________
MAYOR                       CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCKS 79 AND 80 ON PLAN 62M-773
INTO ROCKHAVEN LANE

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 Rockhaven Lane 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:

7. That the following land is hereby established and laid out as a public highway to form part of Rockhaven Lane.

Blocks 79 and 80 on Plan 62M-773.

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 , 2007

______________________________  ________________
MAYOR  CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 1, 2, 3, 5, AND 6 ON PLAN 62R-16283, BLOCK 37 ON PLAN 62M-425, AND BLOCK 40 ON PLAN 62M-632 INTO SIRENTE 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 Sirente 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 Sirente Drive.

   Part of Lot 11, Concession 7 in the Geographic Township of Barton, now in the City of Hamilton. Designated as Parts 1, 2, 3, 5, and 6 on Plan 62R-16283.

   Block 37 on Plan 62M-425.

   Block 40 on Plan 62M-632.

   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 , 2007

______________________________   __________ ____________________
MAYOR                      CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 2 AND 5 ON PLAN 62R-17313 AND PARTS 2 AND 3 ON PLAN 62R-17314
INTO THEODORE 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 Theodore 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 Theodore Drive.

   Part of Lot 14, Concession 7 in the Geographic Township of Barton, now in the City of Hamilton. Designated as Parts 2 and 5 on Plan 62R-17313.

   Part of Lot 14, Concession 7, in the Geographic Township of Barton, now in the City of Hamilton. Designated as Parts 2 and 3 on Plan 62R-17314.

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 , 2007

______________________________   __________ ____________________
MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 07-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 106 ON PLAN 62M-1060 AND BLOCK 261 ON PLAN 62M-1061
INTO WHITWELL 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 Whitwell 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 Whitwell Way.

   Block 106 on Plan 62M-1060.
   Block 261 on Plan 62M-1061.

   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 , 2007

_____________________________________   __________________________
MAYOR                                CLERK