SUBJECT: To Incorporate Certain City Land Into Various Streets by By-law (PW05002f) - (Affects Wards 9, 10 and 11)

RECOMMENDATION:

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

- **Belgraden Avenue**
  - Parts 6 and 7
  - Plan 62R-9859
  - Ward 10

- **Candlewood Drive**
  - Block 180 on 62M-700
  - Part 6 on 62R-11998
  - Ward 9

- **Cardigan Place**
  - Block 169
  - Plan 62M-950
  - Ward 11

- **Delrosa Way**
  - Block 171
  - Plan 62M-950
  - Ward 11

- **Gracehill Drive**
  - Block 170
  - Plan 62M-950
  - Ward 11

- **Kingspoint Circle**
  - Blocks 167 and 168
  - Plan 62M-950
  - Ward 11

- **Watercliff Place**
  - Block 172
  - Plan 62M-950
  - 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 Department

**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 9, 10 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 road 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>
<th>File No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Belgraden Avenue</td>
<td>Parts 6 and 7 Plan 62R-9859 PIN 17345-0027</td>
<td>N/A</td>
<td>To establish final road widths</td>
<td>S-600-01</td>
</tr>
<tr>
<td>Candlewood Drive</td>
<td>Block 180 Plan 62M-700 PIN 17088-0375 Part 6 Plan 62R-11998 PIN 17088-0387</td>
<td>N/A</td>
<td>To provide access for future development</td>
<td>S-600-01</td>
</tr>
<tr>
<td>Cardigan Place</td>
<td>Block 169 Plan 62M-950 PIN 17370-0284</td>
<td>N/A</td>
<td>To provide access for future development</td>
<td>S-600-01</td>
</tr>
<tr>
<td>Delrosa Way</td>
<td>Block 171 Plan 62M-950 PIN 17370-0286</td>
<td>N/A</td>
<td>To provide access for future development</td>
<td>S-600-01</td>
</tr>
<tr>
<td>Gracehill Drive</td>
<td>Block 170 Plan 62M-950 PIN 17370-0285</td>
<td>N/A</td>
<td>To provide access for future development</td>
<td>S-600-01</td>
</tr>
<tr>
<td>Kingspoint Circle</td>
<td>Block 167 and 168 Plan 62M-950 PIN 17370-0282 17370-0283</td>
<td>N/A</td>
<td>To provide access for future development</td>
<td>S-600-01</td>
</tr>
</tbody>
</table>
ANALYSIS OF ALTERNATIVES:

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 $6,800 per lane kilometre per annum operating, and $11,200 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.

CONSULTATION WITH RELEVANT DEPARTMENTS/AGENCIES:

In consultation with the Planning & 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:

The series of By-laws completes the development cycle originated under the Official Plans and the Vision 2020 document.
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 Belgraden 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:

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

   Part of Lot 18, Concession 1, in the Geographic Township of Saltfleet, now in the City of Hamilton. Designated as Parts 6 and 7 on Plan 62R-9859.

   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 , 2005
CITY OF HAMILTON
BY-LAW NO. 05-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 180 ON PLAN 62M-700 AND PART 6 ON PLAN 62R-11998
INTO CANDLEWOOD 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 Candlewood 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 Candlewood Drive.

   Block 180 on Plan 62M-700.

   Part of Lot 26, Concession 8, in the Geographic Township of Saltfleet, now in the City of Hamilton. Designated as Part 6 on Plan 62R-11998.

   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 , 2005

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MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 05-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 169 ON PLAN 62M-950
INTO CARDIGAN PLACE

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 Cardigan Place 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 Cardigan Place.

   Block 169 on Plan 62M-950.

   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 , 2005

______________________________   __________ ____________________
MAYOR CLERK
CITY OF HAMILTON  
BY-LAW NO. 05- 
TO INCORPORATE CITY LAND  
DESIGNATED AS BLOCK 171 ON PLAN 62M-950  
INTO DELROSA 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 Delrosa 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 Delrosa Way.  

   Block 171 on Plan 62M-950.  

   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 , 2005  

______________________________   __________ ____________________  
MAYOR CLERK
CITY OF HAMILTON
BY-LAW NO. 05-
TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 170 ON PLAN 62M-950
INTO GRACEHILL 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 Gracehill 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 Gracehill Drive.

   Block 170 on Plan 62M-950.

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 , 2005

______________________________   __________ ____________________
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 Kingspoint Circle 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 Kingspoint Circle.

   Blocks 167 and 168 on Plan 62M-950.

   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 , 2005
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 Watercliff Place 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 Watercliff Place.

   Block 172 on Plan 62M-950.

   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 , 2005

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MAYOR                             CLERK