



***RPT 21-69***

**TITLE:** Bylaw No. 5 of 2021 - Closure of a portion of 2nd Avenue West

**DATE:** February 11, 2021

**TO:** City Council

**PUBLIC:** X **INCAMERA:**

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**RECOMMENDATION:**

1. That Bylaw No. 5 of 2021, to close a portion of boulevard located along 2<sup>nd</sup> Avenue West, receive 3 readings; and
2. That the Mayor and City Clerk be authorized to execute the Plan of Survey, and any other required documentation, on behalf of The City, once prepared.

**TOPIC & PURPOSE:**

The purpose of this report is to approve Bylaw No. 5 of 2021 for the closure of a portion of boulevard within the 2<sup>nd</sup> Avenue West right-of-way.

**BACKGROUND:**

Administration has received a request from the owner of 205 17<sup>th</sup> Street West to purchase an approximately 4.0m wide by 59.6m portion of boulevard, located along 2<sup>nd</sup> Avenue West.

In order to sell the portion of right-of-way, it must first be closed. A separate report regarding the land sale will be brought forward at a future City Council meeting.

**PROPOSED APPROACH AND RATIONALE:**

As shown on the attached location plan, there is an existing retaining wall located just inside the eastern property line of 205 17<sup>th</sup> Street West, which separates it from 2<sup>nd</sup> Avenue West. As a result of time and storm water, this retaining wall has deteriorated to the point of needing complete replacement. In order to properly replace the retaining wall, and better direct storm water to ensure it does not undermine the retaining wall in the future, the property owner has asked to purchase a small portion of boulevard from the City.

The Departments of Planning and Development Services, Public Works and Community Services have reviewed the request and recommend the sale and closure of the approximately 4.0m wide by 59.6m portion of boulevard. This portion will be used to construct a storm water swale, which will direct storm water away from the retaining wall. Once the work is complete, the remaining boulevard will be landscaped back to grass; and, the existing chain-link fence, located along the eastern property line, will be moved to the new property line in order to protect the retaining wall, as well as the public.

### **CONSULTATIONS:**

Administration has consulted with the following parties throughout this process to ensure this project moves ahead in a timely manner, and that any necessary easement agreements or other required documentation are flagged:

- The owner of 205 17<sup>th</sup> Street West,
- The Department of Public Works and Department of Community Services,
- The Ministry of Highways and Infrastructure, and
- SaskPower, SaskEnergy, and SaskTel

There were no concerns from any of the parties during the consultation process.

### **COMMUNICATION AND/OR ANNOUNCEMENT PLAN:**

Administration will continue to be in contact with the owner of 205 17<sup>th</sup> Street West, the Ministry of Highways and Infrastructure, and utility companies to ensure the requirements for the road closure and consolidation have been met.

### **OTHER CONSIDERATIONS/IMPLICATIONS:**

There are no other policy, financial, privacy implications, or options to recommendations to consider with this report.

### **STRATEGIC PLAN:**

Throughout the review of this request and the road closure processes, Administration relied on one of the City's core values, to be accountable and transparent, in order to ensure that all the relevant information and facts were presented to all parties involved in a timely and accurate manner.

### **OFFICIAL COMMUNITY PLAN:**

In accordance with Section 8.4 of the Official Community Plan, the City shall:

"... Pursue innovative designs and best practices for storm water management and ensure their reasonable incorporation into site plan design. Some examples include:

- a. bio swales;
- b. slope stabilization and erosion control;
- c. constructed wetlands; and
- d. detention/retention ponds;"

The closure and sale of this portion of boulevard will facilitate the replacement of a necessary retaining wall, as well as complete the necessary slope stabilization work and storm water management, which aligns with this policy statement.

**PUBLIC NOTICE:**

Public Notice is required for consideration of this matter, pursuant to Section 5(1) of Public Notice Bylaw No. 24 of 2015. The following notice was given:

- Public Notice published in the Prince Albert Daily Herald on Thursday, February 11, 2021.

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**ATTACHMENTS:**

1. Bylaw No. 5 of 2021 - 2nd Avenue West Road Closure
2. Location Plan with Aerial
3. Plan of Proposed Subdivision
4. Public Notice - 2nd Avenue West Road Closure - Daily Herald

**Written by:** Jonathon Vis, Planning Technician

**Approved by:** Director of Planning and Development Services & City Manager