

12 Dec. 2013

City of London
Mayor and Members of Council

Subject - Sale of City owned lands to encroaching, adjacent land owners.

Location - 47 and 49 Agincourt Gardens AND 33, 37, 41,45, 53 and 57 Stoneycreek Crescent.

History - Many years ago the developer of these above mentioned addresses agreed with the property line locations AND the subsequent purchasers of these properties fully understood and agreed with the property line locations. The City over many years and through planning and zoning and land use decisions, has declared these city owed, undeveloped lands to be held in public trust for a variety of environmental/public interest reasons.

Bylaws - The City of London has Bylaws on the books to deal with the illegal encroachment of City owned lands.

Responsibility - It is the City of London's legal obligation to enforce the City's bylaws. Failure to do so in the past does not absolve the City from enforcing the bylaws now.

UTRCA - The Authority has consistently urged the retention of these lands in the public domain for a variety of environmental/hydrological reasons and recently strongly urged the City to not sell these lands and to actively enforce the anti encroachment bylaws that have been on the books for many years.

Action - Council should decide to NOT sell City lands to property owners breaking the City's Bylaws and to direct the City Bylaw Enforcement Department and Legal Department to fulfil their mandates and bring these offending properties into compliance.

Repercussions - If this issue is not handled correctly then land owners wanting to expand their property holdings will simply take over adjacent land then expect the City to offer to sell them the illegally occupied land.

Yours respectively

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