

**ETC.10**

**Shell Type = use for miscellaneous reports**

<b>TO:</b>	<b>CHAIR AND MEMBERS CIVIC WORKS COMMITTEE MEETING ON MONDAY, MARCH 18<sup>TH</sup>, 2013</b>
<b>FROM:</b>	<b>EDWARD SOLDI, P.ENG. DIRECTOR OF ROADS AND TRANSPORTATION</b>
<b>SUBJECT</b>	<b>CLOSING OF LOGANS WAY</b>

<b>RECOMMENDATION</b>
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That, on the recommendation of the Director of Roads and Transportation, the attached proposed by-law (Appendix 'A') **BE INTRODUCED** at the Municipal Council meeting to be held March 26<sup>th</sup>, 2013, for the purpose of closing the untraveled north-south portion of Logans Way as public highway.

<b>BACKGROUND</b>
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**Purpose:**

The purpose of this report is to obtain Council Approval to legally close the north-south portion of Logans Way on Registered Plan 33R-549 as public highway so that it can be transferred back to the developer, Sifton Properties Limited.

**Context:**

Logans Way was originally laid out and established as a crescent by Registered Plan 33M-549. Upon registration of the plan on July 17<sup>th</sup>, 2006, the street was dedicated to the Corporation of the City of London as public highway. Since then, the City has approved changes to the layout of Logans Way where instead of forming a crescent as originally intended, the East-West portions of the street will be extended westerly to intersect with Riverbend Road which renders the subject north-south section of Logans Way redundant.

<b>DISCUSSION</b>
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Due to an approved change in street layout, the north-south link of Logans Way will no longer be required for public travel or any other public purpose. Sifton Properties Limited, the owner and developer of the subdivision that created Logans Way, has requested that the City transfer the unneeded portion of the street back to them in order to create two additional building lots.

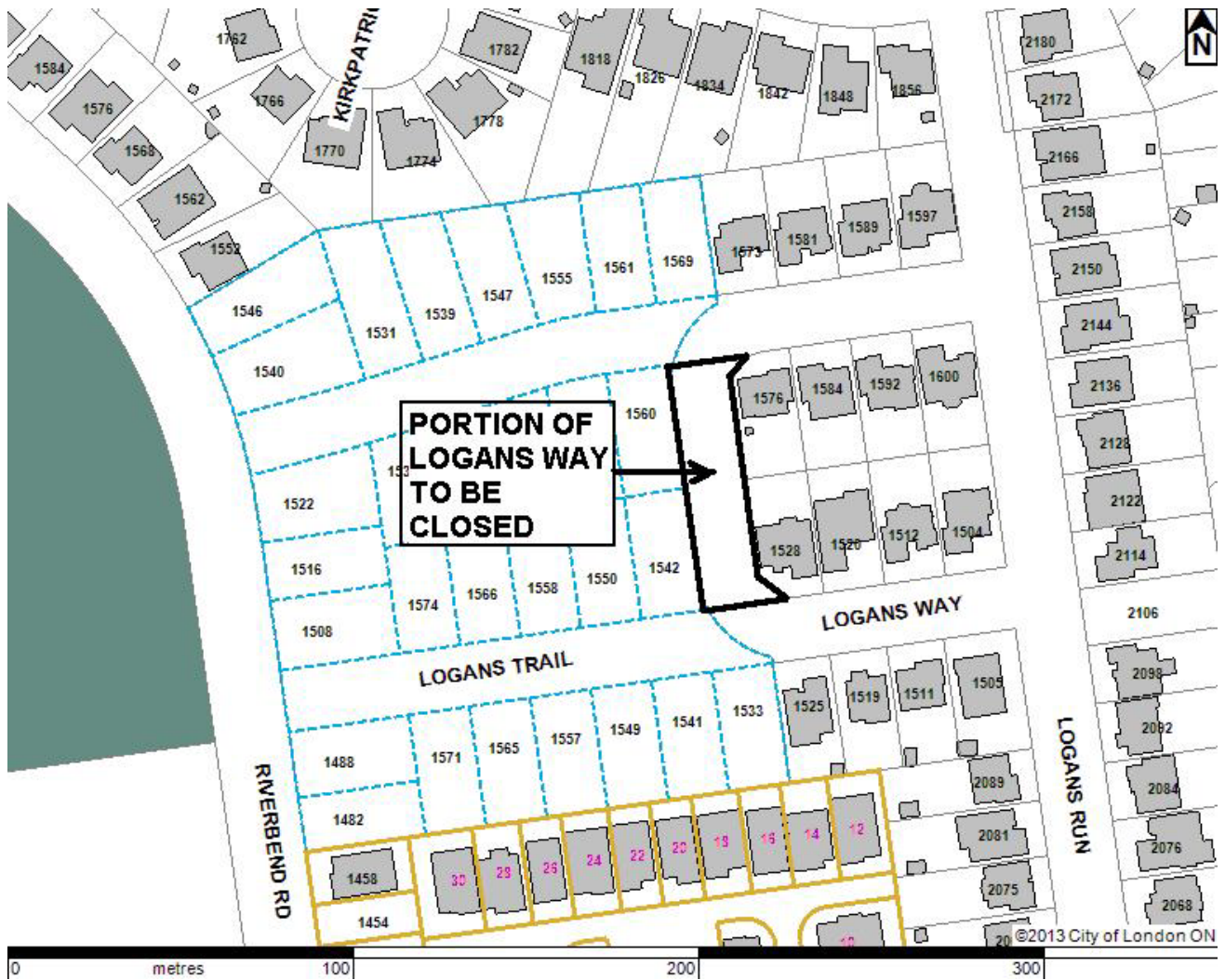
The revised street configuration does not require the north-south link, which was never built out or assumed and is not traveled. The closing will not affect abutting owners or the public. Sifton has made arrangements with utility companies and the City to relocate utilities and a watermain so there is no need to retain easements. Development Services are fully supportive of the closing and for transferring the road allowance back to Sifton as it is surplus to the City's needs.

Prior to the road being conveyed to Sifton, however, it must be legally closed as public highway and that is the purpose of the accompanying closing bylaw.

In order to expedite the closing process the City has agreed to close the road allowance by bylaw rather than by way of Court Order which will save the applicant both time and expense. There is no cost to the City to close and convey the road allowance back to Sifton.

<b>CONCLUSION</b>
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Since the north-south portion of Logans Way is no longer required for public travel or any other public purpose, it is recommended that the street be legally closed as public highway prior to being transferred to Sifton Properties Limited.



<b>PREPARED BY:</b>	<b>RECOMMENDED BY:</b>
<b>A. GARY IRWIN, O.L.S., O.L.I.P.</b> <b>DIVISION MANAGER, GEOMATICS AND CHIEF SURVEYOR</b>	<b>EDWARD SOLDI, P.ENG.</b> <b>DIRECTOR OF ROADS AND TRANSPORTATION</b>
<b>REVIEWED AND CONCURRED BY:</b>	
<b>JOHN M. BRAAM, P.ENG.</b> <b>MANAGING DIRECTOR ENVIRONMENTAL SERVICES AND CITY ENGINEER</b>	

March 5, 2013  
 /agi  
 copy: Edward Soldo

Bill No. 161  
2013

By-law No. S.- \_\_\_\_\_

A by-law to stop up and close part of  
Logans Way.

WHEREAS it is expedient to stop up and close part of Logans Way in the City of  
London;

THEREFORE the Municipal Council of The Corporation of the City of London  
enacts as follows:

1. The following portion of Logans Way shall be stopped up and forever closed and  
cease to be and form public highway:

“Part of Logans Way on Registered Plan 33M-549 being Parts 1, 2, 3 and 4 on  
Plan 33R-18496 in the City of London and County of Middlesex being part of PIN  
08501-0788(LT).”

2. The lands comprising the said street hereby stopped up and closed shall  
continue to be vested in the Corporation of the City of London to be dealt with from time to time  
as the Council of the Corporation may see fit and deem proper.

3. This By-law comes into force and effect on the day it is passed.

PASSED in Open Council on March 26, 2013.

Joe Fontana  
Mayor

Catharine Saunders  
City Clerk

First Reading – March 26, 2013  
Second Reading – March 26, 2013  
Third Reading – March 26, 2013