

Memorandum to Council

Financial Services Department



To: Mayor and Members of Council

CC: Laura Scott, Real Estate Law Clerk

**Acknowledged by M. Gaskell,
Chief Administrative Officer**

From: Fuwing Wong, Commissioner, Financial Services/Treasurer

Date: March 4, 2022

File #: By-law # 7864-22, By-law # 7865-22,
Report CS 21-18

Subject: March 7, 2022 By-laws Related to Hickory Street and Conveyance of Lands to 10447889 Canada Inc.

This memo is to provide background on two by-laws listed on the March 7, 2022 Council agenda:

- 1) By-law # 7864-22 to Stop Up and Close a Public Highway (known as Hickory Street); and
- 2) By-law # 7865-22 to convey lands to 10447889 Canada Inc. (owner of 400 Mary Street East).

The by-laws relate to a 2018 Council report, confidential report CS 21-18 entitled “Declare Surplus Part of Lot 295, Part of Lots 296, 297, Plan H-50029, Part 23, 40R-6389 – Northeast Corner of Mary Street East and Hickory Street North”, that provided the following:

- Part of Lots 295, 296, and 297, Plan H-50029, Part 23, 40R6389, was declared surplus for the purpose of sale to the adjoining landowner, subject to the conditions as set out in the report;
- The Town give public notice of its intention to sell the subject property by placing an advertisement in the newspaper one time;
- If no objection is received by the Town in connection with the proposed sale, and provided the owner of 400 Mary Street East enters into a satisfactory development agreement, a by-law be brought forward to authorize the sale;

- A by-law be brought forward to stop up and close the portion of the road allowance from the property to be sold; and
- The Mayor and Clerk be authorized to execute the necessary documents.

The by-laws, reflective of a new reference plan prepared subsequent to the 2018 report, are being brought forward now (in 2022) as the 2018 report noted that the conveyance was dependent upon the following conditions which have now been fulfilled:

- The owner of 400 Mary Street East entering into a development agreement satisfactory to the Town; and
- The site plan application includes the Town obtaining land for a 3 metre road widening along Mary Street East as well as a sight triangle.