



**CITY OF KINGSTON
REPORT TO COUNCIL**

Report No.: 10-221

TO: Mayor and Council
FROM: Jim Keech, President and CEO, Utilities Kingston
RESOURCE STAFF: Mark Van Buren, Director, Engineering Department
DATE OF MEETING: July 20, 2010
SUBJECT: **ASSUME AND DEDICATE AS A PUBLIC ROAD
PART 3 ON 13R-11051 AND PARTS 3, 4, 5 AND 6 ON 13R-19859
INNOVATION DRIVE**

EXECUTIVE SUMMARY:

New road extensions in the St. Lawrence Business Park need to be dedicated as public highway to provide legal access to the City owned properties that are for sale along Innovation Drive in the business park.

RECOMMENDATION:

THAT a by-law be presented to Council to establish those lands designated as Part 3 on Reference Plan 13R-11051 and Parts 3, 4, 5 and 6 on Reference Plan 13R-19859, Innovation Drive, as part of the public highway in accordance with Section 31 of the Municipal Act, Chapter 25, S.O. 2001.

AND FURTHER THAT the by-law attached as Exhibit "B" be presented.

AUTHORIZING SIGNATURES:

<p>ORIGINAL SIGNED BY PRESIDENT & CEO, UTILITIES KINGSTON</p> <p>_____ Jim Keech, President & CEO Utilities Kingston</p>
<p>ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER</p> <p>_____ Gerard Hunt, Chief Administrative Officer</p>

CONSULTATION WITH THE FOLLOWING COMMISSIONERS:

Cynthia Beach, <i>Sustainability & Growth</i>	N/R
Terry Willing, <i>Community Services</i>	N/R
Denis Leger, <i>Transportation, Properties & Emergency Services</i>	✓
Jim Keech, President, and CEO, <i>Utilities Kingston</i>	✓

(N/R indicates consultation not required)

July 20, 2010

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OPTIONS/DISCUSSION:

The City of Kingston has completed construction of new road extensions along Innovation Drive in the St. Lawrence Business Park. The new road extensions need to be dedicated as public highway to provide legal access to the properties for sale in the business park. This report recommends the dedication of Part 3 on Reference Plan 13R-11051, and Parts 3, 4, 5 and 6 on Reference Plan 13R-19859 as public highway.

EXISTING POLICY/BY LAW:

Council passes by-laws to dedicate lands as part of the public highway and in conjunction with the dedication assumes those lands as per the requirements of Section 31 of the Municipal Act, Chapter 25, S.O. 2001, as amended.

NOTICE PROVISIONS: N/A**ACCESSIBILITY CONSIDERATIONS:** N/A**FINANCIAL CONSIDERATIONS:** N/A**CONTACTS:**

Peter Huigenbos, Project Engineer, Real Estate & Construction, Ext. 3148

Kimberley Brown, Manager, Infrastructure & Development, Ext. 3132

OTHER CITY OF KINGSTON STAFF CONSULTED:

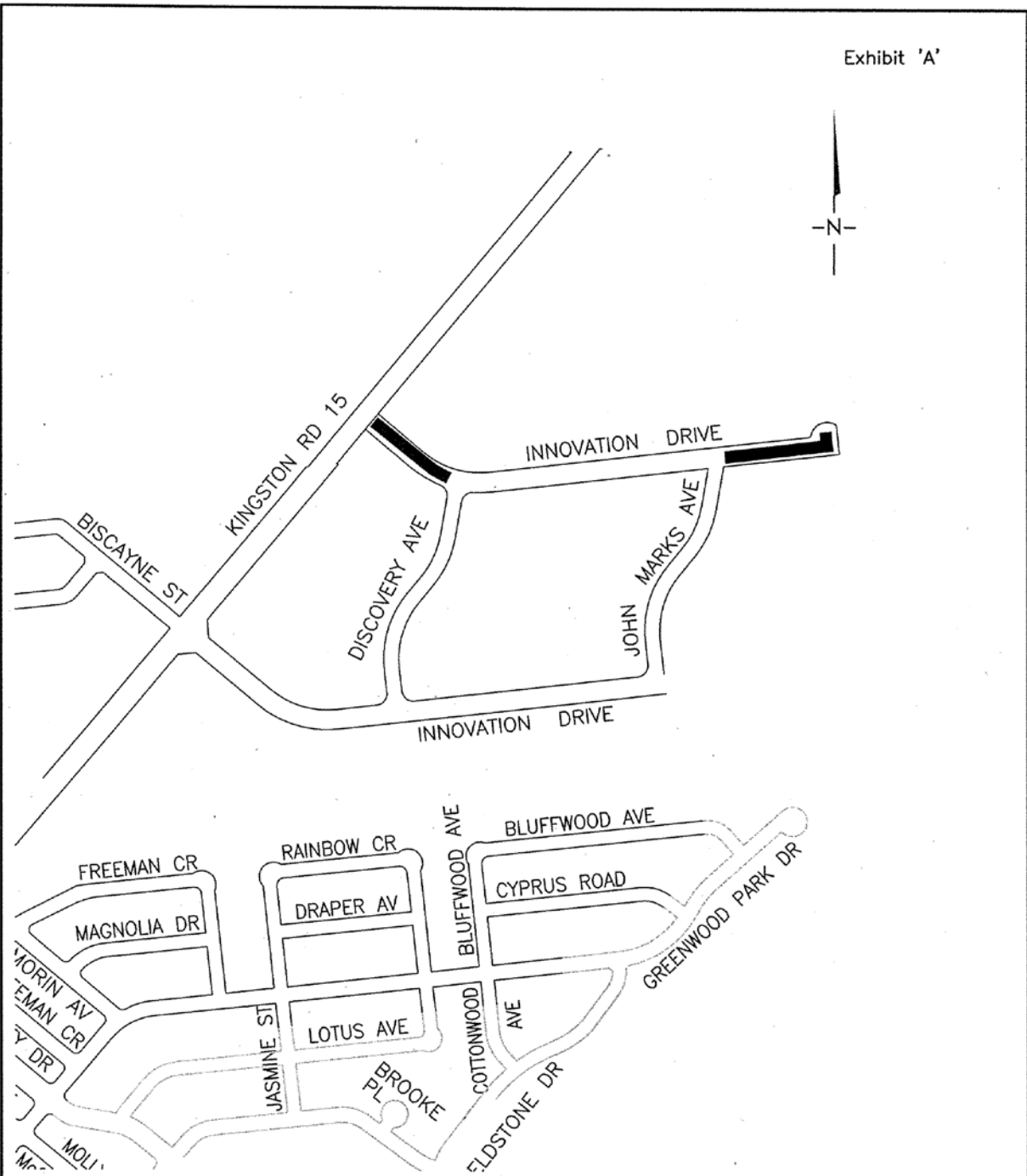
Susan Nicholson, Senior Legal Counsel, Ext. 1293

EXHIBITS ATTACHED:

Exhibit "A" – Location Drawing

Exhibit "B" – Draft By-Law

Exhibit 'A'



CITY OF KINGSTON
Engineering Department
Innovation Drive North leg
Dedication of Portions
as Public Highway

Prepared by: N. Traves

Date: 25 June 2010

BY-LAW NO. 2010-____

A BY-LAW TO ESTABLISH THE LAND DESIGNATED AS PART 3 ON REFERENCE PLAN 13R-11051 AND PARTS 3, 4, 5, AND 6 ON REFERENCE PLAN 13R-19859, INNOVATION DRIVE, CITY OF KINGSTON, AS PART OF THE PUBLIC HIGHWAY IN ACCORDANCE WITH SECTION 31, OF THE MUNICIPAL ACT, CHAPTER 25, S.O. 2001, AS AMENDED.

PASSED:

WHEREAS Section 31, of the Municipal Act, Chapter 25, S.O. 2001 as amended, provides for the establishing and laying out of lands as public highways;

THEREFORE NOW BE IT RESOLVED that the Council of the Corporation of the City of Kingston hereby **ENACTS** as follows:

1. That the land designated as Part 3, Reference Plan 13R11051 and Parts 3, 4, 5 and 6, Reference Plan 13R-19859 be established as portions of the public highways known as Innovation Drive in the City of Kingston in accordance with Section 31, of the Municipal Act, Chapter 25, S.O. 2001.
2. This By-law shall come into force and take effect on its passing.

GIVEN ALL THREE READINGS _____

CITY CLERK

MAYOR