



**City of Kingston  
Report to Council  
Report Number 18-113**

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**To:** Mayor and Members of Council  
**From:** Jim Keech, President & CEO, Utilities Kingston  
**Resource Staff:** Mark Campbell, Director of Engineering  
**Date of Meeting:** April 17, 2018  
**Subject:** Release of Easements – Cataraqui West Neighbourhood

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**Executive Summary:**

Tamarack (Cataraqui West 2) Corporation, the owner of property in the Woodhaven Phase 3 Subdivision in the Cataraqui West Neighbourhood, has requested that the City of Kingston release easements on its property which are no longer required as a result of the design of the subdivision.

The easements, which are recommended for release and abandonment, were granted in favour of the City for stormwater management and are no longer required due to changes in the design which manages the stormwater implemented through the subdivision development.

**Recommendation:**

**That** Council authorize the Director of Legal Services to take all necessary steps to release and abandon the following easements and register the required documentation in the Land Registry Office:

1. Easement to The Corporation of the City of Kingston for stormwater management registered January 10, 2006 as instrument number FR749506 over Part 3 on Reference Plan 13R-12908; and
2. Easement to The Corporation of the City of Kingston for stormwater management registered March 27, 2008 as instrument number FR766971 over Parts 1, 2, 3, 4, 5, 6, 7 and 9 on Reference Plan 13R-18269.

**Authorizing Signatures:**

ORIGINAL SIGNED BY PRESIDENT & CEO, UTILITIES KINGSTON

**Jim Keech, President & CEO,  
Utilities Kingston**

ORIGINAL SIGNED BY CHIEF ADMINISTRATIVE OFFICER

**Gerard Hunt, Chief Administrative Officer**

**Consultation with the following Members of the Corporate Management Team:**

Lanie Hurdle, Commissioner, Community Services	√
Desirée Kennedy, Chief Financial Officer & City Treasurer	Not required
Denis Leger, Commissioner, Corporate & Emergency Services	√

**Options/Discussion:**

Through the progression of land development, it is often required that the City be granted easements for stormwater management. It is also occasionally required that easements be released and new easements be registered as a result of the design of the subdivision and subsequently the Subdivision Agreement.

As the development of the Cataraqui West Neighbourhood has progressed, there has been the requirement to relocate, resurvey and/or eliminate easements which were originally granted for the conveyance of stormwater to the stormwater management facility located on the east side of Woodhaven Drive north of Princess Street. The lands are illustrated in the attached Exhibit A.

As part of the subdivision approval process, Tamarack (Cataraqui West 2) Corporation will be required to grant new easements for the redesigned stormwater management system. With these new easements in place, two previously registered easements may be released. The easements recommended to be released are illustrated in the attached Exhibit B.

**Existing Policy/By-Law:**

Council approval is required as there is no delegated authority to staff to release permanent stormwater easements.

**Notice Provisions:**

Not applicable

**Accessibility Considerations:**

Not applicable

**Financial Considerations:**

All costs for the preparation and registration of the required documents will be paid by the property owner.

**Contacts:**

Mark Campbell, Director, Engineering Services 613-546-4291 extension 3139

Don Brodie, Senior Development Technologist, Engineering Services 613-546-4291 extension 3146

**Other City of Kingston Staff Consulted:**

Tyler Lasko, Manager, Design & Development, Engineering Services

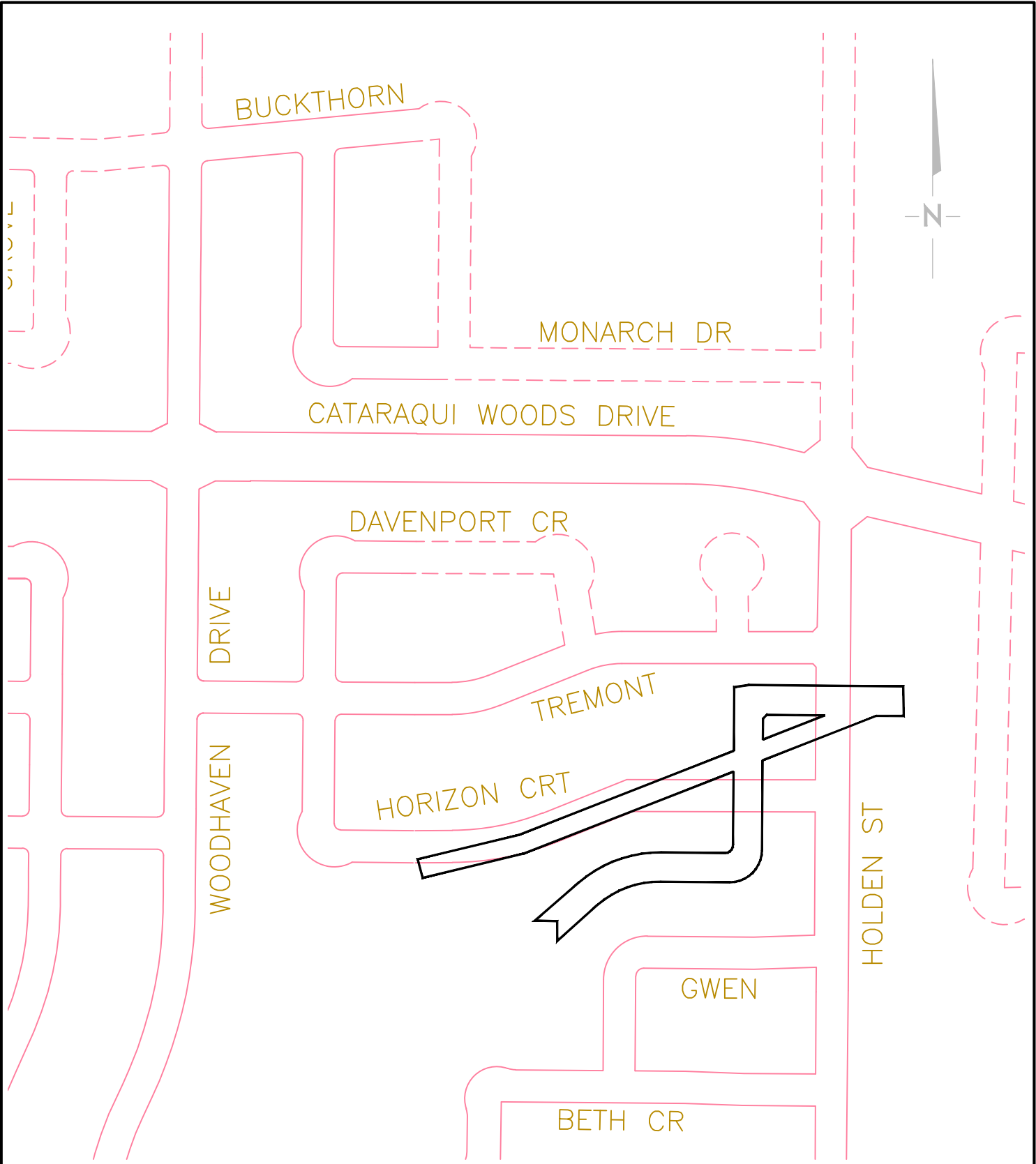
Mary C. Rae, Senior Legal Counsel, Legal Services

Marnie Venditti, Manager, Development Approvals, Planning Building & Licensing Services

**Exhibits Attached:**

Exhibit A: Location Map

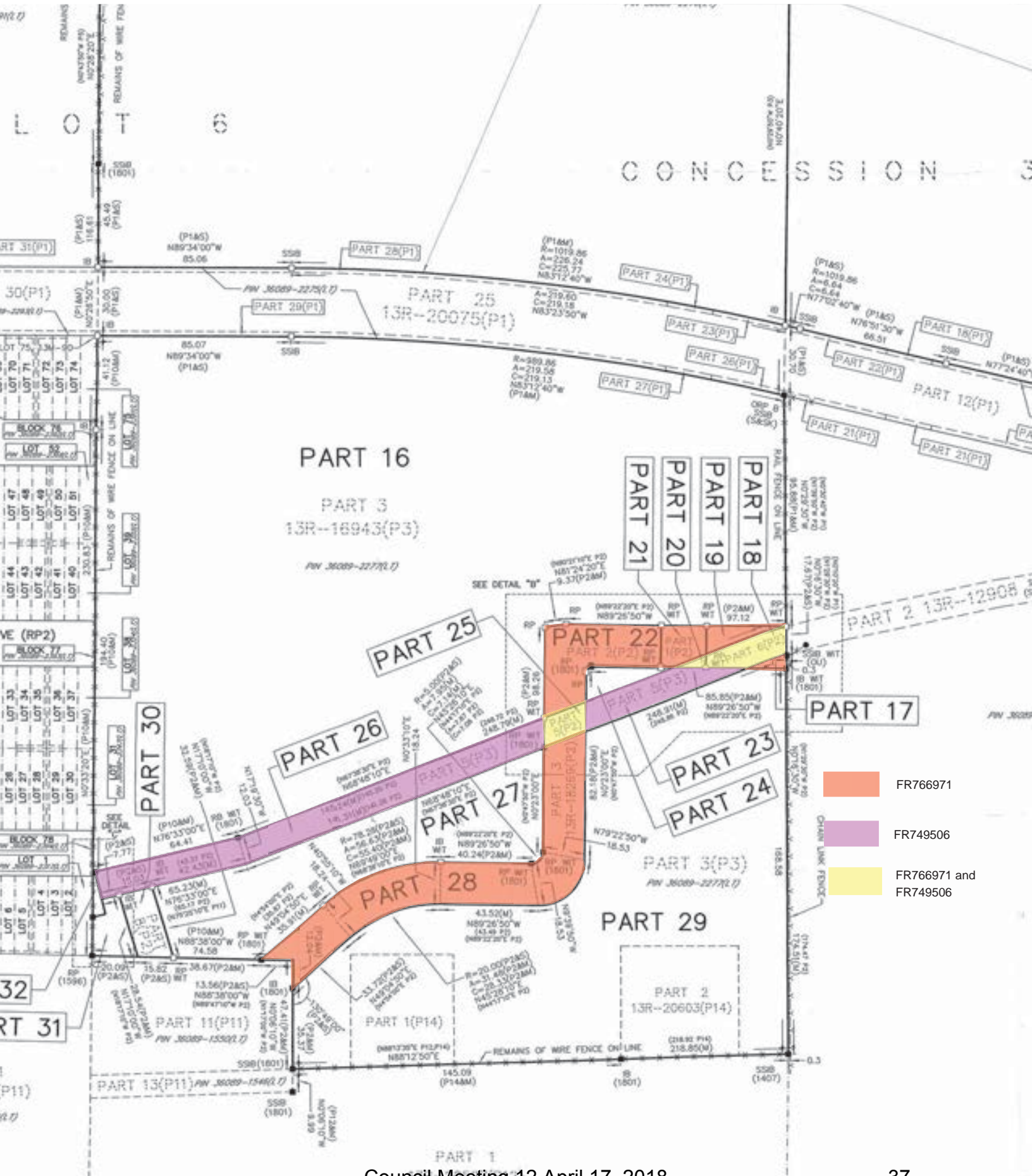
Exhibit B: Portion of 13R-20813



**CITY OF KINGSTON**  
Engineering Department

**LOCATION MAP**  
**EASEMENTS**

Date: March 19, 2018



PART 16  
 PART 3  
 13R-18943(P3)  
 PW 36089-2272(L)

PART 25

PART 26

PART 27

PART 28

PART 22

PART 23

PART 24

PART 29

PART 17

- FR766971
- FR749506
- FR766971 and FR749506