



Committee of the Whole Report

For the Meeting of July 6, 2017

To: Committee of the Whole **Date:** June 22, 2017

From: Jonathan Tinney, Director, Sustainable Planning and Community Development

Subject: Request to discharge and replace existing Statutory Right of Way, 755 Caledonia Street (Hudson Walk)

RECOMMENDATION

That Council authorize the Mayor and City Clerk to execute legal instruments, in a form satisfactory to the City Solicitor, to discharge Statutory Right of Way numbers CA4143281 and CA4143284 and register a replacement Statutory Right of Way on the property with the civic address of 755 Caledonia Street.

EXECUTIVE SUMMARY

The purpose of this report is to present Council with information, analysis and recommendations regarding a request to discharge and replace a Statutory Right of Way (SRW) registered on the title of the property 755 Caledonia Street.

In 2014, concurrent with a Development Permit Application for a 16 storey mixed-use building at 755 Caledonia Street, the Developer volunteered to register an SRW on title to secure public access through the site from Caledonia Street to Herald Street. This development is now complete and the owner would now like to discharge the existing SRW and replace it with a new SRW accurately depicting the finished boundaries of the right-of-way.

BACKGROUND

The proposal is to discharge and replace a SRW from title and replace this with a new SRW on the property 755 Caledonia Street. The SRW was registered in 2014 concurrent with the approval of a Development Permit Application for a 16 storey mixed-use building. This development, including the public walkway, is complete and the building is occupied.

The request to Mayor and Council is further outlined in the attached letter from the property owner. This letter also includes the existing and proposed replacement SRWs.

CONCLUSIONS

The Developer voluntarily entered into the existing SRW to secure public access from Caledonia Street to Herald Street, through the development now known as Hudson Walk. The owner is requesting to discharge and replace the SRW to ensure that it accurately depicts the finished

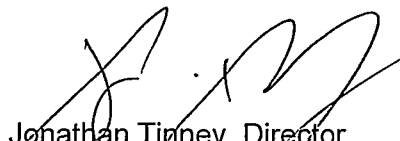
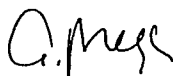
boundaries of the right-of-way. The changes to the SRW boundaries are relatively minor in nature.

Staff recommend that Council approve the request to discharge and replace the SRW.

Respectfully submitted,



Jim Handy, Senior Planner – Development
Agreements
Development Services



Jonathan Tinney, Director
Sustainable Planning and Community
Development

Report accepted and recommended by the City Manager:



Date: June 28, 2017

List of Attachments:

- Letter to Mayor and Council dated May 29, 2017