



## REPORT

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**TO:** Mayor Lawlor and Members of Council

**FROM:** Romaine Scott, Legal Coordinator  
Planning & Development

**DATE:** August 9, 2023

**REPORT NO.:** PD-2023-011

**SUBJECT:** Requesting a By-law to Dedicate Part of Reserve Block 203, Plan 20M-734, Parts 14 and 16, 20R-22132 as part of the Public Highway System known as Newman Place.

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### RECOMMENDATION:

THAT Report No. PD-2023-011 dated August 9, 2023 regarding a “By-law to dedicate Parts of Reserve Block 203, Plan 20M-734, Parts 14 and 16, 20R-22132, as part of the public highway system known as Newman Place”, be received.

AND FURTHER THAT staff be authorized to bring forward a by-law to dedicate the parts of 0.3 m (1 ft) Reserve Block 203, Plan 20M-734 shown as Parts 14 and 16, 20R-22132, as part of the public highway system known as Newman Place, to allow legal access from Newman Place onto the new lots, i.e. Parts 1, 2, 3, 4, 5 and 6, Plan 20R-22132 (the “Property”).

### KEY POINTS:

The following are key points for consideration with respect to this report:

- The Property received Consent (severance) approval to create 6 individual new lots.
- The conditions of the Consent Application have been satisfied and the required construction and/or repairs to Newman Place have been completed to the satisfaction of the Town.
- The requested dedication by-law will be registered against the parts of the Reserve to be lifted so that access to the individual lots is not inhibited.
- The Transportation & Public Works Department concurs that it is appropriate to dedicate the parts of the Reserve as shown on Appendix “1” as part of the public

highway system known as Newman Place. This will effectively lift the Reserve and permit legal access from Newman Place to the new lots.

### **BACKGROUND AND DISCUSSION:**

Reserve Block 203, Plan 20M-734 was acquired by the Town in 1999 as part of the Trafalgar Country Law (Phase II) Development. The purpose of the Reserve was to prevent the then undeveloped Property from having public access onto Newman Place until the related condition(s) under the subdivision agreement has been fulfilled to the satisfaction of the Town, and the Property is developed.

The owner of the Property previously received Consent (severance) approval from the Town to create 6 new lots for the purpose of constructing single detached homes which will front onto and have public access from Newman Place. The conditions for the Consent Application have been satisfied and the lots have been created accordingly.

The location of Reserve Block 203 and the Property are illustrated on the map attached to this Report as Appendix "1".

### **STRATEGIC PLAN ALIGNMENT:**

This report is administrative in nature and does not have an impact on the Town's Strategic Plan.

### **RELATIONSHIP TO CLIMATE CHANGE:**

This report is administrative in nature and does not directly impact or address climate change and the Town's Net Zero target.

### **PUBLIC ENGAGEMENT:**

Public Engagement was not needed as this report is administrative in nature.

### **INTERNAL CONSULTATION:**

In addition to consultations with the developer, there have also been consultations among staff from Planning & Development and from Transportation & Public Works.

**FINANCIAL IMPLICATIONS:**

This report is administrative in nature and does not have any financial implications.

Reviewed and approved by,

John Linhardt, Commissioner of Planning & Development

Chris Mills, Chief Administrative Officer