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## Proposed Closure of Right-of-Way – Portion of McOrmond Drive – Brighton Neighbourhood

### ISSUE

Administration requests approval to close a portion of McOrmond Drive north of 8<sup>th</sup> Street East. The closed portion will be transferred to Bomac Industries Ltd., which is wholly owned by Dream, and will facilitate the continued development of this neighbourhood.

### RECOMMENDATION

1. That City Council consider Bylaw No. 9838 - The Street Closing Bylaw, 2022 (No. 3);
2. That after closure, the former right-of-way be transferred to Bomac Industries Ltd.; and
3. That all costs associated with closure be paid by the applicant, including Solicitor's fees and disbursements.

### BACKGROUND

Since the Brighton neighbourhood development began, a temporary access to and from 8<sup>th</sup> Street has been provided partially along the existing McOrmond Drive right-of-way.

This portion of McOrmond Drive was identified for closure in the Brighton Concept Plan approved on May 20, 2014. The developer is progressing and requires that a portion of McOrmond Drive be closed to facilitate development.

Generally, in greenfield developments, existing right-of-way is exchanged with the developer for dedication of land required for future roads in the area.

In order to maintain access to and from 8<sup>th</sup> Street, the developer has generated an access plan. The plan is included as Appendix 1.

### DISCUSSION/ANALYSIS

The following steps, in chronological order, have been completed as detailed in Table 1.

Table 1 – Proposed closure of right-of-way process summary.

Date	Action	Comments
May 2022	Proposed Road Closure drawing dated March 7, 2022 received from Meridian Surveys.	Total area to be closed is 2.99 acres.
May 2022	Review comments dated March 25, 2022 from Ministry of Highways. Ministry of Highways requires no compensation and does not object.	Meridian Surveys initiated the circulation of the Plan of Proposed Closure drawing to Ministry of Highways, a required action under Section 13 of <i>The Cities Act</i> .

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Date	Action	Comments
July 2022	Proposed subdivision is approved by Planning and Development.	Subdivision No. 13/22.
August 2022	Public Notice, Bylaw and City Council Report.	None.

To complete this transaction, the Administration requires that City Council approve Bylaw No. 9838 - The Street Closing Bylaw, 2022 (No. 3) (Appendix 2).

SaskPower had indicated an easement is required. This closure does not create a dead-end situation or eliminate legal access to any adjacent parcels.

Communication activities are included with the requirement for Public Notice. No other communication activities are required.

### OTHER IMPLICATIONS

Public Notice is required for consideration of this matter, pursuant to Section 3 (subsection b) of Policy No. C01-021, The Public Notice Policy. The following notice was provided:

- Advertised in The StarPhoenix on August 13, 2022 and August 15, 2022 (Appendix 3);
- Posted on City Hall Notice Board on August 12, 2022; and
- Posted on the City of Saskatoon website August 12, 2022.

There are no financial, social, or environmental implications identified.

### APPENDICES

1. Access Plan
2. Bylaw No. 9838 - The Street Closing Bylaw, 2022 (No. 3)
3. Public Notice – Proposed Road Closure McOrmond Drive

#### Report Approval

Written by: Chris Helt, Special Projects Manager, Transportation  
Reviewed by: Jay Magus, Director of Transportation  
Approved by: Terry Schmidt, General Manager, Transportation and Construction

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