



## Legislation Text

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**File #:** BL 21-029, **Version:** 1

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10:00 a.m. Public Hearing - Bylaw 2021-09 Road Closure for Purpose of Lease - Portion of Railway Avenue, S.E. 15-53-5-W5M

### **Proposed Motion**

That Bylaw 2021-09 receive first reading

### **Administration Recommendation**

Administration supports the proposed motion.

### **Purpose**

To close a portion of Railway Avenue for the purpose of leasing.

### **Summary**

A formal request was received to close a portion of Railway Avenue (0.022 ac / 0.009 ha) for the purpose of leasing. The portion of Railway Avenue proposed to be closed is adjacent to the northeast property boundary of Plan 1581MC, Block 1, Lot 14, as shown on attachments AER Road Closure Railway Ave - Lease and PLN Road Closure Railway Ave - Lease.

Administration has reviewed the proposed road closure and supports the closure for lease motion. This request is associated with Bylaw 2021-08 - road closure for sale, that has been recommended for approval by Administration for Council's consideration.

The proposed lease provides the current lot owner of Plan 1581MC, Block 1, Lot 14 greater opportunity to use the space at the northeast edge of their property while limiting encroachments into road right-of-way. The shed shown within the road right-of-way in attachment AER Road Closure Railway Ave - Lease has been removed.

This road closure has been identified as lease (vs. sale) to ensure that a future turn-around could be constructed at the west limit of Railway Avenue if ever desired, and to ensure that the existing space for public access to the lake is retained. There is currently a 6m separation between the west point of the triangular lot and the adjacent property. The lease area will maintain a minimum 6m width between properties to ensure public access remains.

Alberta Environment and Parks does not object to the proposed road closure as it will not impede public access to Wabamum Lake. Alberta Transportation does not object to the proposed closure as it will not impact the ability for the public to use Railway Avenue.

The proposed lease footprint will not impact the existing area drainage.

For Council's consideration, Administration has attached a letter of support from area residents that was received April 27, 2021.

### **Strategic Plan/Policy/Legal/Staff Implications:**

Section 22(4) and Section 606, Municipal Government Act

Policy EN 009 Road Allowances and Diversions - Sale, Lease or Permitting.

**Financial Impact:**

The annual lease fee will be \$50.00 as per the 2021 Fees and Charges Schedule plus assessed taxes.

Source of Funding: N/A