

**December 21, 2009**



## **City Council Committee Report**

**To: Mayor & Council**

**Fr: Tara Rickaby, Planning Administrator**

**Re: Assumption of Bruckenberger Road and Certificate of release and discharge of obligations – Moncrief Construction Limited**

### **Recommendation:**

**That** the Council of the Corporation of the City of Kenora by the passing of a by-law, the City of Kenora declares that the Owner is not in default of any of the provisions of the Agreement; and  
THAT the City of Kenora accepts and assumes Bruckenberger Road, for municipal purposes, identified on Plan of Subdivision 23M 949 and the Subdivision Agreement(s) entered into; and  
THAT the City of Kenora, by passing of said by-law, releases the Owner from any further obligations associated with the Agreement.

### **Background:**

The City of Kenora entered into subdivision agreements

In November, 2009, the Operations Manager recommended that the extension of Bruckenberger Road be accepted and assumed.

The City is in receipt of a statement by the Owner's solicitor, which confirms that there are no liens or encumbrances on title.

A review of City records indicates that the requirements of sections 38 Requirements for Release of Maintenance Guarantee and 39 Requirements for Certificate of Release, of the subdivision agreement, have been met.

**Budget: N/A – Costs borne by property owner**

**Communication Plan/Notice By-law Requirements: Per Notice By-law; notice by agenda of Property and Planning Committee and Council. Municipal solicitor.**



Worona Road

Mineault Drive

Bruckenburger Road

Redditt Road

Sunset Trail  
Lakeview Trail

Peterson Road